

difference between the contract price and the market price of the commodity at a time fixed, the contract is void, but that it must be shown by a preponderance of the evidence, that both parties to the contract intended that it should be performed by a mere payment of difference, and not by a delivery of the property,

**BANK DEBTOR MORTGAGE.**—When a debtor of a bank conveyed his interest in a tract of land to an officer of the bank, under an agreement that the debtor should aid in perfecting the title thereto, in obtaining sales of the same under prior liens and procuring satisfaction of incumbrances, the bank to pay the parties holding liens and incumbrances, and to allow a credit for the net value of such land over the costs and expenses incurred in perfecting the title, upon certain notes given it by a third person, which notes, when paid, the bank had agreed should satisfy a large amount of the debtor's unsettled liabilities to it, whereby the debtor was to receive the benefit from the satisfaction of his debts to the bank, but in no event was to have any right to redeem the property from the bank, the Supreme Court of Illinois held (Chicago, Burlington Quincy Railroad Company et al. vs. Watson et al.) that the conveyance and agreement did not constitute the transaction a mortgage by the debtor, and that such arrangement was not fraudulent as to other creditors of the debtor. — *Bradstreet's*.

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Peck, Deany & Co., Manufacturers Cut Horse and Clinch  
Nails, Railroad Spikes, Horse Shoes, Tacks, Erads,  
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McArthur & Co., Manufacturers Tanned Paper,  
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Gibbs McArthur & Co., Dominion Wall Paper Works,  
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Highest Awards and Medals at Exhibitions of 1882.

**Dissolution of Partnership.**

Notice is hereby given that the partnership heretofore existing between us, the undersigned, as

**WOODS OVENS AND CO.,**

in the city of Winnipeg, has this day been dissolved by mutual consent.

All debts owing to the said partnership are to be paid to Messrs Woods & Co., of the said city of Winnipeg, merchants, who will pay all debts due by said firm.

Dated at Winnipeg this seventh day of February, A.D. 1885.

Witness  
J. W. Wilson.

A. WOODS,  
JESSIE OVENS,  
W. J. OVENS,  
ELIZABETH WOODS.

The above mentioned business heretofore carried on under the name of Woods, Ovens, & Co. will be continued by the undersigned,

WOODS & CO.

Winnipeg,  
7th February, 1885

**Manitoba Mortgage & Investment Co**

CAPITAL (LIMITED) \$2,500,000.

LOCAL ADVISORY BOARD.

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C. E. Hamilton, Esq., Barrister, of Messrs. Aikins, Cul-  
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A. J. Eley, Esq., and Commissioner of the Mani-  
and North-western Railway Company, Winnipeg  
Capt. Lewis, of Messrs. Lewis & Kirby, Financial and  
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