

A TREATISE
ON THE
LAW RELATING TO MARRIAGES
IN
LOWER CANADA.

PROPERTY.

Property is, by our Law, divided into two classes; Moveable and Immoveable. (1)

Things moveable by their nature are such as may be carried away from one place to another, whether they move by themselves as cattle, or cannot be removed without an extraneous power, as inanimate things. Obligations and actions, the object of which is to recover money due or moveables, although these obligations are accompanied with a mortgage, obligations which have for their object a specific performance, and those which from their nature resolve themselves into damages, shares or interest in banks or companies of commerce, or industry, or other speculations, although such companies be possessed of immoveables depending upon such enterprises, such shares or interests are considered as moveables with respect to every associate as long only as the Society is in existence; but as soon as the Society is dissolved, the right which each member has to the division of the immoveables belonging to it, produces an immoveable action. (2)

(1) Custom of Paris, Art. 88.

(2) Civil Code of Louisiana, Art 465, 466. Pothier des Choses 2nd part, 2. Com. No. 69, 70, 76. De rente, No. 112.