

COUR SUPÉRIEURE, Montréal, 29 Novembre 1873.

Coram—MACKAY, J.

GRENIER vs. LA CORPORATION DE MONTRÉAL.

DOMMAGES.—RESPONSABILITÉ.—ENTRETIEN DES RUES.

The plaintiff, in *forma pauperis*, sues the Corporation for \$550 damages; these are stated to have been suffered through and by the default of the Corporation to keep the pavement of Little St. James street in order; the plaintiff walking there in January, 1872, having fallen and fractured her arm, thereby losing the use of it for the rest of her days. The accident occurred opposite No. 6, Little St. James street, the ice and snow upon the pavement not having been properly levelled, but presenting a ridge along its centre, making passage difficult, notwithstanding all care that foot passengers might exercise. The declaration alleges that duty was on the defendants to repair and keep in order all pavements in the city; that defendants neglected their duty, and had by cutting down the carriage way in that street some four feet, with a slope from the pavement line

No. 4—vol. 5—R. L., 1874.