

fifteenth day of September, A. D., 1880, which said judgment was in the terms following :—

“ The Court having heard the parties by their Counsel upon the merits of the Election Petition made and filed in this cause, having examined the proceedings and the evidence and on the whole deliberated.

“ Whereas the Petitioner has not proved the allegations of his Election Petition, and has established no fact which justifies the conclusions thereof, dismisses the said Election Petition with costs; save and except the costs of the Respondent's *enquête* which will continue to be at his charge; and the Court giving judgment on the costs of the *contrainte par corps* at the instance of the Petitioner against the witness *Joseph Gagné (Zic)* reserved at the time of the ordering of the said *contrainte*, condemns the Petitioner to pay the said costs.”

And the above named Appellant having appealed from said judgment to this Court, which said appeal was by notice given by the said Appellant pursuant to the Statute in the behalf limited to the questions raised by numbers 9, 11, 12, 13, 15, 18, 22, 25, 28, 29, 30, 39, 41, 47, 52, 56, 60, 61, 62, 64, 69, 84, 90, 96, 97, 98, 99, 100, 101, 102 and 103 of the particulars furnished by Petitioner, and to numbers 3, 5, 6, 7, 8, 9, 10, 11 and 12 of the additional particulars furnished by Petitioner :

And the said Appeal having come on to be heard before this Court on the ninth, tenth and eleventh days of November, A. D., 1880, in presence of Counsel as well for the Appellant as the Respondent, whereupon and upon hearing what was alleged by Counsel aforesaid, this Court was pleased to direct that the said Appeal should stand over for judgment, and the same coming on this day for judgment this Court did order, adjudge and determine that the said Appeal should be and the same was allowed, and that the said judgment of the Honorable Mr. Justice *Routhier* be reversed, except as to a portion of the costs in the Court below, as hereinafter declared.

And this Court did further order, adjudge and determine as follows :—

1. That the said *Joseph Stanislas Perreault* was not duly elected a Member to serve in the House of Commons for the Electoral District of the County of Charlevoix, in the Province of Quebec, at the Election held on the 6th and 13th days of February, 1879.

2. That the said Election for the Electoral District of the County of Charlevoix, was and is a void Election.

3. That the said Respondent should pay to the said Appellant the costs of the said Appeal to this Court, and that the said Respondent should also pay to the said Appellant all the costs incurred by the said Appellant in the Court below save and except one half of the costs of the *enquête* of the said Appellant in the Court below, which said costs shall be at the charge of the said Appellant, and save and except also the costs of the *contrainte par corps* against *Joseph Gagné (Zic)* with respect to which the said judgment of the Court below is affirmed.

4. That the Prothonotary of the Superior Court for the District of Saguenay do pay to the said Appellant the sum of one hundred dollars (\$100) deposited in his hands as security for the costs of the appeal to this Court.

5. That the Record be transmitted to the said Prothonotary of the Superior Court for the District of Saguenay.

And this Court did further decide to report and do hereby report to the Honorable The Speaker of the House of Commons, as follows :—

1. That no corrupt practice has been proved to have been committed by or with the knowledge and consent of any Candidate at such Election.

2. That the following persons have been proved at the trial guilty of corrupt practices, namely :—

Joseph Israel Tarte, of the City of Quebec, in the Province of Quebec, Esquire.

Pamphile Alard, of the Parish of Saint Paul's Bay, in the Electoral District of Charlevoix, Merchant.

Abraham Bouchard, also of the Parish of Saint Paul's Bay, Farmer.