

of radiations or of the cancellation of mortgages. This statement is not to be furnished to the sheriff till the date of the production of the deed or of the sheriff's sale for *registration* and *deposit* for radiation.

See Dissertation *Annual Record* of 1887, page 100 *et seqq.*

See the legal opinion of Hon. Frs Langelier, Q. C., in the *Annual Record* of 1888, page 112.

See likewise the judgment of Mr Justice Loranger, rendered at St-Johns, in the *Annual Record* of 1888, page 127.

2o *Payment of fees. When and by whom are they paid ?*

The registrar shall refuse the registration and the deposit of the deed of the sheriff, unless the latter pays him REALLY and in ADVANCE all the registration fees, to wit: those of transcription and radiation, that is, of the cancellation of all privileges, mortgages and real rights, *except those reserved by article 70 of the Civil Code of Lower-Canada*, affecting the property sold, previously to the date of the adjudication made thereof by the sheriff.

See *Annual Record* of 1887, pages 103 and 104.

See likewise the legal advise of Hon. Frs. Langelier Q. C. in the *Annual Record* of 1888, page 110.

See the judgment at St. Johns, *Annual Record* of 1888, page 127.

3o *Registrar's fees for the registration, deposit and mention of cancellation. When can they be taxed and by whom ?*

Neither the Prothonotary, nor the Sheriff, nor even the Judge in Chambers CAN tax the registrar's fees, not even with the decree. THE COURT alone, or the tribunal on which is devolved the contentions in such a case, has the right to tax the amount of registrar's fees and to correct his hypothecary statement.

This right is exercised only at the request of interested parties.

See *Annual Record* of 1887, pages 104 and 105.

See opinion of Hon. Fr. Langelier Q. C. *Annual Record* of 1888, page 110.

See judgment rendered at St. Johns and reported in the *Record* of 1888, page 127.