

services in respect of a derelict ship, and gave the following power of attorney respecting the claim for such services to the agent of the owner of the schooner: "We, the undersigned, being all the crew of the schooner *Iolanthe* at the time said schooner rendered salvage services to the barque *Quebec*, do hereby irrevocably constitute and appoint Joseph O. Proctor our true and lawful attorney with power of substitution for us and in our name and behalf as crew of the said schooner to bring suit or otherwise settle and adjust any claim which we may have for salvage services rendered to the barque *Quebec* recently towed into the port of Halifax, Nova Scotia, by said schooner *Iolanthe*, hereby granting unto our said attorney full power and authority to act in and concerning the premises as fully and effectually as we might do if personally present, and also power at his discretion to constitute and appoint from time to time as occasion may require one or more agents under him or to substitute an attorney for us in his place, and the authority of all such agents or attorneys at pleasure to revoke."

*Held*,—That this instrument did not authorize the agent to receive the salvage payable to the crew or to release their lien upon the ship in respect of which the salvage services were performed.

2. That payment of a sum agreed upon between the owners of such ship and the agent and the latter's receipt therefor, did not bar the salvors from maintaining an action for their services.

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### PROCEEDINGS IN APPEAL—MONTREAL.

*Monday, May 16.*

*Benoit & Carpenter*.—Motion for leave to appeal from an interlocutory judgment.—C. A. V.

*Taillefer et al. & British America Assurance Co.*—Motion by defendant for leave to appeal from an interlocutory judgment.—C. A. V.

*Beaulac & Leclair*.—Motion by defendant for leave to appeal from an interlocutory judgment.—C. A. V.

*Shotton & Lawson*.—Motion to reject appeal dismissed.

*Lefebvre & Beaudin*.—Heard on appeal from judgment of the Superior Court, Montreal, Wurttele, J., Jan. 16, 1889.—C. A. V.

*Desjardins & Bruchesi*.—Part heard on appeal from judgment of the Superior Court, Montreal, maintaining an answer-in-law, and rejecting defendant's plea.