

The Daily Record.

AND JUDICIAL NEWS.

Vol. 3—No. 2

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THE DAILY RECORD AND JUDICIAL NEWS

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REAL ESTATE.

Sales from:

Angelique Duquette, wife of Jean Baptiste Belanger, sr, to Louis Larose, of lot 772, St Antoine ward.

Dme Anna M Fraser, wife of Fred F A Workman to Frank W Newman, of lot 44-181-182, St Lawrence ward.

La Banque Jacques Cartier to William Salter, part of lot 497, Ste Mary's ward.

Géo H Dumesnil, es-qual to Henriette Moreau, wife of Hardoin Lionais, of lot 944-3-4, St Louis ward.

R J Wynn to Mary E Bagg, wife of Samuel Shackell, of lot 379-24-2, Parish of Montreal.

Marie V Guenneville wife of Charles M R Prenoveau to Pierre McLeod, of lots 162-184 and 185, Cote St. Louis Village.

JUDICIAL NEWS

TUHELLE DEPARTMENT.

LAST WILL.—The last will of the late Daniel Nicholson, in his lifetime, of Montreal, roofer, has been probated on the 6th of May 1891.

Godfroy Beaudet, of Valleyfield, gentleman, in his quality of tutor to Marie Beaudet, a minor of 20 years of age, issue of the marriage of the late Alfred Beaudet, has been authorized to give his consent to the intended marriage, of the said minor with Oscar Duckett, of Montreal, medical student.

Farquhar S Macleannan of Montreal, advocate, has been appointed new curator to the substitution created by the last will of the late Sophie Paquette, in her lifetime wife of Cornelius Lorge, of the same place, retired furrier to replace the said Cornelius Lorge.

Joseph Mayer, of Montreal, Notary and Registrar in Beauharnois has been appointed curator to Louis Benjamin Baker, absent from the Province of Quebec.

CIRCUIT COURT.

Judgments rendered on the 5th inst.

Montreal.

N B Desmarteau v. Ernest Dubé, \$52, Boisvert. Rent.

Theophile Papineau v. Jos Papineau, Fortin. Act dismissed.

Alex Tailion v. Hormidas Belanger, \$14, Doherty & Co. board.

Henri P Pepin v. Dme Margaret Ferns, \$5, Girouard & Co. Prof serv.

L A Wilson v. James T Currie, hotel, \$94, Atwater & Co. Acc.

Dme Marie P Jodoin et vir, Edouard R Fitzgerald, \$90, Dandurand. Rent.

Jos F Yezina v. Victor Therien, Perras. Act dismissed with costs.

John McCrory v. Dme Lea Proulx, pub merch, Boisvert. Act dismissed with costs.

Ed Caemartin v. E Lacombe, Deft, Mile-End, and Wm Mann. T.S. Montreal, \$14, Lavallée & Co. v. T.S. sauf recours.

A Blouin v. Jules LeBlanc, Maisonneuve, fourth class, Boisvert. Acc.

John L Brodie v. La Commission des Chemins à barrières de Montreal, Deft, Maisonneuve, and La Ville St Henri, Intv. Charbonneau. Hors de Cour.

Henry B Potter v. R Robinson, gentleman, Tweed (Ont.) \$19, Z Renaud. On drafts.

A Racine v. H C Brillon, Deft, and Jos Beaufray et al. T.S. Belœil, \$92, Adam & Co. Acc decl of T.S. Beaufray.

P S Doyle et al, v. Frs X Langevin, St Felicien, \$68, Doherty & Co. Acc.

The Montreal Optical and Jewellery Co'y (limited) v. Louis Legault, St Ls de Gonzague, \$42, de Lorimier & Co. Note.

T C de Lorimier v. Nap Rochon and Ferd Rochon, Ste Monique, and P J Crevier, and Edouard Gohier, et al, St Laurent, \$24, de Lorimier & Co. Note.

COURT OF REVIEW.

LEGAL DECISION JUDGMENT.

30th April 1891.

Garie, y vs, Turcot.—Johnson, Ch. J.—The plaintiff's mother in September, 1878, sold to the defendant certain real estate, and the deed stipulated that the purchaser, from and after the decease of the vendor, was to provide for the maintenance of the plaintiff, who was her son, as long as he lived—either at the defendants, house or in an asylum.

After the mothers death the plaintiff appears to have resided with his brother François, at whose house both he and his mother up to the later's death had lived: but the plaintiff, who does not seem to have much will of his own, soon afterwards, on some pretext or other, left François' house and went to live with another brother, Octave; and he now brings his action to get \$10 a month to pay his board, and also \$80 for arrears accrued.

The defendant pleads that the only good he ever got from the property was an annual rent of \$12; that he was always charitably disposed to the plaintiff, and put him to board at Fran-

çois Gariépy's, thought not obliged to do so, and that the action was the first news he got of the plaintiff having left François' house, and that he is ready to maintain him.

This offer is not so precise as it might be—it should designate the place; at the same time the term "elsewhere" in the deed means somewhere to which the defendant consents and approves of.

The judgment was for \$10 a month for the past and future. That judgment is right in principle, and is confirmed.

The amount must be reduced however, to \$8 a month—all that was paid at François', where the man was kept with the defendant's consent.

Jetté, J., dissented as to the condemnation for the future, as the defendant offered to receive and maintain, the plaintiff.

SHERIFF'S SALES.

326 MM. Morris & Holt distrayant v. Christ in Levac, Sheriff's Off, June 5th 10 a. m.

Lot 15-31, Hochelaga ward corner Ste Catherine and Cuvillier Streets with buildings.—1896 Aimé Masson v. J Bte Persellier dit Lachapelle, jr, St Frs de Salles, April 21st 11 a. m.,

Two lands bounded in front by Rivière des Prairies, with buildings.

313 Chs W Meyer v. G N Brabant, Vaudreuil, June 5th, 11 a. m.

1st An emplacement at Vaudreuil, with a grain shed, two story high etc. 2nd an Island, L'Isle aux tourtes situate in the Ottawa, river, parish of Vaudreuil.

4952 N Lalande dit Latreille v. Guillaume Bissonnette, St Polycarpe, June 5th 11 a. m., and St Zotique, June 5th 3 p. m.

Four parcels of land, St Polycarpe, and St Zotique, with buildings.

Province of Quebec,
District of Montreal.

IN THE SUPERIOR COURT.

No. 875.

HORMIDAS LAPORTEL, J.-Bte Albert Martin and J Octave Boucher all of the City and District of Montreal, grocers, and doing business together in copartnership under the name and style of Laporte Martin & Cie. Plaintiffs.

vs.

LOUIS DUGAL, of the City and District of Montreal. Defendant.

The Defendant is ordered to appear within two months. Montreal 8th May, 1891.

GEO. H. KERNICK.

Deputy Prothonotary.

G. MIRHAULT, Atty. for Plif.

Province of Quebec, District of Montreal, No. 1467, Superior Court. Revd. Alfred L Sentenne et al, Plaintiffs vs. John L Smith, Defendant. On the 18th day of May, 1891, at ten of the clock in the forenoon, at the Jacques Cartier Square, in the city of Montreal, will be sold by authority of Justice, all the goods and chattels of the said Defendant, seized in this cause, consisting of bar fixtures, liquors etc. Terms, cash. JOS. DANSEREAU, S. Montreal, May 8th, 1891.