

The Daily Record.

AND JUDICIAL NEWS.

Vol. 3—No. 3.

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THE DAILY RECORD AND JUDICIAL NEWS

PROPRIETORS AND PUBLISHERS

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REAL ESTATE.

Sales from:

George Childs et al to Patrick McDermott, of lots 414 and 415, St Ann's ward.

Hardoin Léonais, es-qual to Thomas Trihey, of lot 944-3-4, St Louis ward.

Leon Lespérance to Elzear Provost, of lot 651, St James ward.

John M Smith to Geo Ross, of lots 19-40-41-42-43-44, St Lawrence ward.

Edward D Roy to Leonard Bastien, of lots 115 and 129, Cote St Louis Village.

Jos Haynes to M Millard, of lots 162-227 to 230, 165-20 to 23, said Village.

Alph Chapleau et al to M Millard, of lots 162-233, 234, 165-16, 7, said parish.

JUDICIAL NEWS

TUTELLE DEPARTMENT.

The Reverend Alfred Bertrand, Priest and Chaplain, of Montreal, has been appointed curator to the vacant succession of the late Marguerite O'Dea, in her lifetime of Montreal, widow of the late Francis Collins.

Thomas Fournier dit Prefontaine, of Longueuil, gentleman, has been appointed curator to the substitution created by the last will of the late François Fournier dit Prefontaine, in his lifetime of the same place, also gentleman.

Joseph Desmarais, of Montreal, carriage maker has been appointed tutor to his minor children and Patrice Rivet, of St Jérôme, farmer, subrogate-tutor.

Charlotte Dickinson, widow of the late William Crowther, in his lifetime of Montreal, Railway employe, has been appointed tutrix to her minor children and Edward James Major, of the same place, inspector, subrogate-tutor.

William John Fraas, of Cote St Paul, Miller has been appointed tutor to his minor children and George Woolam, of the same place, book keeper, subrogate-tutor.

EXPROPRIATION MATTERS.

In the expropriation of St Cuthbert Street an order has been given to the Prothonotary to pay to the following party the amount, opposite his respective names, to wit:—

To David T Irish, \$3918.58
R A E Greenshields, Esq, for Indem:

COURT OF APPEAL.

Writs issued

Montreal No. 455.—Royal Can. Ins. Co. v. A J A Roberge; MM. Bethune & Co. for appell

CIRCUIT COURT.

Judgments rendered on the 6th 8th inst.

Alfred Muer v. John D Armstrong, Montreal, \$60, Burroughs & Co. Default.

Stanislas Boucher v. Jos Robert, St Marc, \$31, A Girard. Default.

Same v. Pierre Robert, St Marc, \$17, A Girard. Default.

Same v. Al. Robert, St Marc, \$48, A Girard. Default.

Corp College St Laurent v. Wm Chapdelaine, Richelieu, \$25, Laurendeau.

Alf Desmarais v. Ferdinand Marcoux, shoemaker, Montreal, \$95, Laviolette.

J Barth v. Thomas Belanger, machinist, \$60, Charbonneau.

Jos Duhamel v. Nap Monette and Dme Celanie Vaudry, Montreal, fourth class, Duhamel & Co.

E E Goyer v. Jos Caron and Communauté frères Ecoles Chr. T.S. Montreal, \$38, Laval-lee.

Thomas Dionne v. Telesphore Villandré, painter, Montreal, \$55, Z Renaud.

Olivier Holmes v. Thomas Allard, Infant Jesus Parish, Montreal, \$6, O Gaudet.

MAGISTRATES COURT.

Judgments rendered on the 8th inst.

MONTREAL.

Dme G Foisy et al v. Dme L Ross, \$25 Rolillard. Default.

Chs. E Thibault v. Geo. Giroux, \$36, Cholette & Co. Default

E Brabant v Alderic Lavoie, \$16, Brodeur. Sai. gag.

Same v. Isaie Butler, \$7, L P Brodeur.

Dme J Barbeau v. Hirani Johnson, trader, \$46, Augé & Co.

J Jeannotte v. Jos. Jobin, \$42, Augé Co.

Dme C Hart v. Nazaire Bourgouin et al., \$21, E Desrosiers.

F X Dyotte v. E H Thurston, \$50, David & Co.

Chs. Deblois v. Same, \$50, David & Co.

A Gauthier v. F Ames and James Holden, \$1, Augé & Co.

G Gagné v. Horace Chagnon, \$30, Augé & Co. Noé E Coulombe v. Nap. Houle, painter, \$2, Bourgouin.

E Desjardins v. G Brault, tailor, \$4, A Mathieu.

J D Rolland v. Samuel, Leva, trader, \$48, J L Archambault.

Eug. Bernier v. Omer Girard, \$22, Dupuis & Co.

Frank Meagher v. Canada Paper Co'y, \$3, Gratton.

Denis Demers v. Jos. Lefrançois, \$12, David & Co.

A S Masterman v. Isaie Boudreau and Jos Bourdeau, \$42, M Davidson & Co.

Dme S Larin v. Xavier Moreau, carter \$50, Beauchamp & Co.

R Laurier v. Dme C Lambert \$25, E. Desrosiers.

Thomas Lamb v. Thos. Haseltine and J P Marion, \$50, Gagnon & Co.

COURT OF REVIEW.

In re Trudeau, insolvent, Merizzi, provisional guardian, and Kent et al., curators and petitioners, the following judgment was rendered, The Hon. Sir Chief Justice Johnson, speaking for the Court.

Trudeau made an assignment, and Merizzi was appointed provisional guardian. On the 29th May the petitioners were named curators, and on the 25th June they petitioned alleging that among the property of the estate assigned were accounts and notes and other assets contained in the books of account of the insolvent and praying that the provisional guardian who had them, and whose functions had ceased, should be ordered to give them up.

The latter contested the petition, denying what it alleged, and asserting that he had never, as guardian, had possession of the books. He was examined, and admitted that he had them, adding he got them from the insolvent about a month before the cession by what he calls a sale.

He explains, however, that he was to get 25 per cent. on the amount of the debts collected, and hand over 75 per cent. to the insolvent. The judgment ordered the books to be given up to the curators provisionally, reserving the rights of the contestant to claim them afterwards.

My individual opinion is that Merizzi has no right to them at all, even admitting the transfer by what he calls a sale. The law (art. 768, C. P.) vests the guardian provisionally with the books and account of the estate. He could not hold them in any other capacity without a violation of his duty as guardian.

The curators ask for the books and accounts which are the key to the affairs they have to administer. The other says he has them; but he adds, as a witness for himself, that he bought them.

To be Continued,

DAILY RECORD AND JUDICIAL NEWS.

Writes returned in Magistrates Court.

No.	PLAINTIFF.	DEFENDANT.	OCCUPATION.	RESIDENCE.	RETURNED.	AMOUNT.	ATTORNEY.	REMARKS.
...	S Friedman	Oscar Guerin		Montreal	6 May	4 00	Beaudin & Cardinal	
...	S Cohen	Edmond Babbington		do	do	10 00	do	
...	Alp Latour	Pascal Lemieux	Farmer	N. D. de Graces	do	do	Villeneuve F E	
...	do	Dominique Leduc		do	do	do	do	
...	James R Browne	Paul Lemay		St Léonard	do	5 00	Taylor & Buchan	
...	O M Augé et al	George Pearde		Montreal	do	40 00	Augé & Lafortune	
...	Ed St Antoine	J Achille Gauthier		do	do	11 00	Sarrasin, F L	
...	P Pilon	Henry Gnanfield	Laborer	do	do	32 00	do	
...	Edmond Vaillancourt	Alfred Monette		do	do	50 00	do	
...	Gilbert Mireault	O alias Jos Neveu		St Henri	do	8 00	Mireault, G	
...	Wm E Copland	Wm S Pichan	Manuf	Montreal	do	34 00	Doherty & Doherty	
...	Orpense Demers	Joseph Larose		do	do	11 00	Gratton & Co	
...	P Benoit	F X Brouillard	Gentleman	do	do	14 00	Renaud, Z	
...	C A Geoffrin et al	Geo W Hopper		do	do	50 00	Geoffrin, Dorion & Allan	
...	Joseph Perrin et al	Telephore French		do	do	9 00	Leblanc, A	
...	C G Hall	John Ewans		do	do	4 00	Purcell, J D	
...	Sherman E Townsend	H E Achambault	Photographer	do	do	7 00	Atwater & Mackie	
...	Olivier Limoges	Amable Lesperance		do	do	2 00	Hubert, L J R	
...	Dme V M Savard	G C Hickok alias Carter		do	do	4 00	do	
...	Alex Martel	Jos Senechal		do	do	6 00	do	
...	do	A C St Amour	Painter	do	do	3 00	do	
...	J Ste Marie	Damien Fiché		do	do	16 00	Dupré L P	
...	A Roy, fils	Joseph Lepine		do	do	25 00	David, J A	
...	do	& Dolphis Lepine		do	do	3 00	Dupuis & Lussier	
...	Dme M Trudeau	Adolphe Delisle		do	do	5 00	do	
...	B Amund	Francois Pilon		do	do	50 00	Sarrasin F L	
...	David Bussalot	Louis Larin		do	do	3 00	do	
...	Jos Barrette	Stanilas Larose	Carpente	do	do	45 00	Lighthall & Macdonald	Sai 1902.
...	Dme Mary Cooper et vir	Dme Celina Lariviere		do	do	50 00	Mercier W	
...	Joseph Filteau	Hormidas Boucher		do	8 do			

Executions issued in Magistrates Court.

No.	PLAINTIFF.	DEFENDANT.	OCCUPATION.	RESIDENCE.	ISSUED.	AMOUNT.	ATTORNEY.	REMARKS.
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BAILIFFS' SALES.

No.	PLAINTIFF.	DEFENDANT.	PLACE OF SALE.	DATE OF SALE.	BAILIFF.	REMARKS.
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PARTNERSHIPS.

Thomas F G Foisy, of Montreal, doing business alone as piano manufacturer, at Montreal, under the name of "The Canada Piano Co. Montreal," since 8th May, 1891.

DISSOLUTION OF PARTNERSHIP.

John T Warrington & Frederick H Warrington, of Montreal, under the name of "J T & F H Warrington," since 8th May, 1891. Toussaint Decarie and Joseph Laurius Laurier, grocers and traders at Montreal and elsewhere, under the name of "Decarie & Laurier," since 1st May, 1891.

DAILY RECORD AND JUDICIAL NEWS.

Writs returned in Circuit Court.

NO.	PLAINTIFF.	DEPENDANT.	OCCUPATION.	RESIDENCE.	RETURNED.	AMOUNT.	ATTORNEY.	REMARKS.
.....	Thomas Dionne.....	Telesphore Villandré.....	Painter.....	Montreal.....	6 May.....	55 00	Renaud, Z.....	Sai gag.
.....	John H Routh.....	Dme Elmire Lamarche et vir.....	Hotelkeeper.....	do.....	do.....	8 00	Bernard & Larose.....	
.....	Frs X St Denis.....	Felix Lafreniere.....	do.....	St Henri.....	do.....	29 00	Laucot, Philias.....	
.....	Pierre Poulin.....	Louis Cardinal.....	do.....	Lachine.....	do.....	20 06	Augé & Lafortune.....	
.....	J L Belair et al.....	Edouard Mayer.....	P O Clerk.....	Montreal.....	do.....	45 00	Sarrasin, F L.....	
.....	John Morris.....	Jos Quenneville.....	Milkman.....	do.....	do.....	49 00	David, J A.....	Sai gag. Eject.
.....	Mucise Laurier.....	Joseph Boucher.....	do.....	Ste Cunegonde.....	do.....	17 00	Morrison G A.....	
.....	Robert J Inglis.....	Henry J Brown & C L de Martigny.....	do.....	Montreal.....	do.....	72 00	Lighthall & Macdonald.....	
.....	P U Dupois.....	P Boudon & B N Howley et al.....	do.....	do.....	do.....	51 00	Bergevin & Papineau.....	
.....	Cie d'Imp Porssault.....	M E Vandry.....	Hotel.....	do.....	do.....	50 00	David, J A.....	
.....	College des Medecins de la P Q.....	Azarie Mirault.....	do.....	Joliette.....	do.....	50 00	Dupuis & Lussier.....	
.....	Cleveland Stone Co.....	David Reay.....	do.....	Hudson Village.....	do.....	23 00	do.....	
.....	Clovis Brabant.....	Dme Felicite Pilon.....	do.....	Vaudreuil.....	do.....	20 00	Leclaire P.....	
.....	Wm Henry D Young.....	Wm Leach.....	do.....	Cote St Louis.....	do.....	1st class.	Laucot, Philias.....	
.....	M Courtois.....	Theodule Chalifoux Geo Labelle J B Parent and Evariste Pigeon T S.....	do.....	Montreal.....	do.....	19 00	Larose W.....	
.....	James Straham.....	Wm J Pope.....	do.....	do.....	do.....	64 00	Rinfret, Tucker & Cullen.....	

Executions issued in Circuit Court.

NO.	PLAINTIFF.	DEPENDANT.	OCCUPATION.	RESIDENCE.	ISSUED.	AMOUNT.	ATTORNEY.	REMARKS.
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ONTARIO

(Writs issued against the following:)

Pembroke, Stafford & Alice Agricultural So.
 Robinson R et al, Tweed.
 Rounds W H et al, E Nissouri.
 Stroud Frank, Toronto.
 Snell W & Co, Toronto.
 Smappe W H et al, Uxbridge.
 Scarlett J A et al, W Toronto June.
 Serrage Wm, Tp Winchester.
 Saunders E H & Son, Watford.
 Stansfield Mary A, London.
 Sterling James A, Blenheim.
 St Catharines M & T Street Ry Co.
 Toronto Suspender Co et al, Toronto.
 Tate G F, Toronto.
 Vernon A A, Smith Falls.
 Wilson Bros, Owen Sound.
 Wilson F L, Toronto.
 Whaley Eri Toronto.
 Washington Andrew et al, Toronto.
 Ward P B, Toronto.
 Wilds Jas, Morrisburg.
 Vary D W, Strathroy.
 Wilson Margaret & J, Mattawan.
 Yates H B, Brantford.
 Yates Henry, Toronto.

ONTARIO.

(Judgments rendered against the following.)

Riley W J, St Catharines. 8 70
 Shelton J S, Algoma. 317
 Stover Jessie, et al, Malahide. 300
 Stewart H & W, Tweed. 131
 Stewart A, Riverside, Cal. 135
 Slattery W, Ottawa. 312
 Sweeney Catharine H, Sault Ste Marie. 150
 Smith Nelson, Hagarty. 295
 Traxler Isaiah, Chatham. 163
 Turley W J, Frankford. 198
 Williams Chas. 2434
 Watson T V, Toronto. 259
 Waugh D et al, Rodney. 385

SHERIFF'S SALES.

326 MM. Morris & Holt distraight v. Christ in Levac, Sheriff's Of, 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.

Province of Quebec, }
 District of Montreal. }

IN THE SUPERIOR COURT.

No. 875.
 HORMISDAS LAPORTE, 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. MIREAULT, Atty. for Plif.

Province of Quebec, }
 District of Montreal. }

IN THE SUPERIOR COURT.

No. 320.
 DME GEORGIANNA BELAIR, of Montreal, Plaintiff
 vs.
 JOSEPH LECOMPTE, inkeeper, of the City of Montreal,
 Defendant.
 An action in separation, as to property has been instituted in this cause.
 Montreal, 15th April, 1891.

ROMULUS LAURENDEAU,
 Atty for Plif.

DAILY RECORD AND JUDICIAL NEWS.

Writs issued in Superior Court.

No.	PLAINTIFF.	DEFENDANT.	OCCUPATION.	RESIDENCE.	RETURNABLE.	AMOUNT.	ATTORNEY.	REMARKS.
902	Dme C Watmore.....	Chs M Acer.....		Montreal.....	19 May.....	1st class.	Hutchinson & Oughtred...	
909	Dme R Provost.....	Pierre Leroux.....		do.....	do.....	110 00	Roy & Roy.....	
		& Napoleon Leroux.....		do.....				
1787	Dme P Carpentier.....	Wm Robinson.....		do.....	20 do.....	195 00	Fortin, Thomas.....	Sai. Gag.
898	E E Heney et al.....	O N E Boucher.....		St Johns.....	do.....	100 00	Geoffron, Dorion & Allan.	
904	Alex Henderay.....	South American Trading Co.....		Montreal.....	12 do.....	201 00	McCormick, Pyles & Narciso.	
901	Wm Coleman.....	John S Flynn.....		do.....	18 do.....	1100 00	do.....	
920	H Labelle.....	N H Ladouceur.....	M. D.....	do.....	19 do.....	100 00	Duhamel, Marceau, Merrill.	
919	W A Caldwell.....	Samuel Friedman.....		do.....	14 do.....	223 00	Weir R S.....	
147	Gas and Oil Stove Co.....	Wm Angus.....		do.....	16 do.....	8864 00	Greenhills, Greenhills & Hallett.	
		& Frank B Howard.....		do.....				
918	W A Caldwell.....	Israel Simon.....		do.....	14 do.....	275 00	Weir, R Stanley.....	
903	Em Brabant.....	Alderic Lavole.....		do.....	18 do.....	162 00	Dandurand & Brodeur.....	Sai. rev.

Executions issued in Superior Court.

No.	PLAINTIFF.	DEFENDANT.	OCCUPATION.	RESIDENCE.	DATE.	AMOUNT.	ATTORNEY.	REMARKS.

Judgments rendered in the Superior Court.

No.	PLAINTIFF.	DEFENDANT.	OCCUPATION.	RESIDENCE.	DATE.	AMOUNT.	ATTORNEY.	REMARKS.
696	Credit Foncier F. C.....	Onés. Gendron.....	Farmer.....	St Clement.....	5 May.....	2188 00	Gironard & de Lorimier...	

Oppositions entered in Circuit and Magistrates Courts.

No.	PLAINTIFF.	DEFENDANT.	OPPOSANT.	RETBLR.	CLASS.	ATTORNEY.	REMARKS.
C. C. E N Heney.....		O U E Boucher.....	Dme E F Allen.....	8 May... ..	4th... ..	McCully C J.....	Annuler.
M. C. Jos Reber.....		A Belanger.....	A Belanger.....	do... ..	3rd... ..	Archambault & Hebert...	Dist.