

# The Daily Record.

AND JUDICIAL NEWS.

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## THE DAILY RECORD AND JUDICIAL NEWS

PROPRIETORS AND PUBLISHERS

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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 Brillou, 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 Garipey'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 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. 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. D'ANSEREAU, S. Montreal, May 8th, 1891.

**DAILY RECORD AND JUDICIAL NEWS.**

**Writs returned in Magistrates Court.**

No.	PLAINTIFF	DEPENDANT.	OCCUPATION	RESIDENCE.	RETURNED.	AMOUNT.	ATTORNEY.	REMARKS.
...	P Carle	Dolphin Germain	.....	Montreal	6 May	7 00	David, & Demers	Sai. Gag.
...	Arthur Rousson	E Brown	.....	do	do	15 00	Cameron J D	do
...	M Payette	Armand Trudeau	.....	Mile-End	do	17 00	Loranger, J T R	
...	Dme M F A de Couagne et vir	James Carroll	Merchant	Montreal	do	36 00	Cholette & Co	
...	do	Jos Chaput	.....	do	do	7 00	do	
...	Chs Thouin	Jean Bte Sicard	.....	do	do	9 00	Mireault, G.	
...	do	Narcisse Thibault	.....	do	do	3 00	do	
...	Dme Alp Lepage et vir.	Isidore Benard	Tailor	do	do	4th class.	do	
...	H Laporte et al	Frs Clement dit Proulx	.....	Ste Genevieve	do	10 00	do	do
...	A Lapsime	James Smith et al	.....	Montreal	do	8 00	Mathieu A	
...	F D Shallow	Donald M Campbell	.....	do	do	10 00	Lamothe, Gustave	
...	Geo H Pearson	Jos Clement	.....	do	do	18 00	Chapin, Hall, Meills & Bown	
...	G Archambault	Modeste Hebert	.....	do	do	24 00	Raville, Archambault & Gerain	
...	do	James Fearson	.....	do	do	5 00	do	
...	do	Maxime Gratton	.....	Ste Cmezone	do	32 00	do	
...	do	Jos Etienne	.....	Montreal	do	40 00	Plourde G H	
...	Jos Jutras	Elzear Dansereau	.....	do	do	13 00	do	
...	Jos V Perrault	Jos Gaudet	.....	do	do	6 00	do	
...	do	Jos Bonnoyers	.....	do	do	28 00	Tailon, Bonin & Dufault	
...	Ls Ricard	Jos Lamoureux	CONDUCTEUR	do	do	4th class	Dunlop, Lyman, McPherson	
...	Wm F Brown	Dme E C Loggie	.....	do	do	11 00	Gratton Chs E	
...	O Demers	Jos Larose	.....	do	do	50 00	David & Demers	Damages.
...	Jos Panneton	Frod C Lariviere	.....	do	do	11 00	Dupuis & Lussier	
...	E Day	Alex Farvrou	.....	do	do	21 00	Morrison J A	
...	Florence Halloran	Dme E M H Lomer et vir	.....	do	do			

**Executions issued in Magistrates Court.**

No.	PLAINTIFF	DEPENDANT.	OCCUPATION	RESIDENCE	ISSUED.	AMOUNT.	ATTORNEY	REMARKS.
5069	F Meunier	Frs D Daigle	.....	Montreal	6 May	12 00	Brodeur, L P	
2835	E Valade	Wm Coleman	.....	do	do	8 00	Raville, Archambault & Gerain	
1126 4	A Loignon	Clement Beaudoin	.....	do	do	2 00	Hebert, J	
2859	Alph LeBlanc	Arthur Perrault	.....	do	do	4 00	Lavallée & Lavallée	
2294	do	James Delaley	.....	do	do	12 00	do	
1107 0	Ernest Perrin	Jacqee Chauvin	.....	do	do	7 00	Lariviere, M. J. C	
857	Michel Greco	P Desmayo	.....	do	do	16 00	DesRosiers, Ernest	
834	H Bourgonin et al	Felix Barré	.....	Lachine	do	38 00	Adam, Duhamel & Plourde	

**BAILIFFS' SALES.**

No.	PLAINTIFF	DEPENDANT.	PLACE OF SALE	DATE OF SALE.	BAILIFF	REMARKS.
7516	J Walker, jr	E Gosselin et al	38 Recollet	16 May 10 a.m	Laverdure A.	Machines, stoves
7583	D McCormick	John Fitzgerald	157 Chatham	15 do 10 a.m	Decelles M J A	Furniture etc

**PARTNERSHIPS.**

Sarah A Morse, wife separated as to property of Charles D Edwards, of Montreal, safe manufacturer, doing business alone, as such, at Montreal, under the name of "The Edwards Safe Co." since May, 1891.

Henry Alfred Madley, of Montreal, printer and publisher, doing business as such, alone, at Montreal, under the name of "H A Madley & Co." since 1st May, 1891.

Delphine Fortin, wife separated as to property of Joseph Dagenais, of Montreal, grocer doing business as such, alone, at Montreal, under the name of "Joseph Dagenais," since 1st May, 1891.

Charles Guilmette and Louis Guilmette, of Montreal, butchers, doing business as such, at Montreal, under the name of "Guilmette et Frère," since 16th March, 1891.

John Robert Parkin and Thomas Duncan McLeish, of Montreal, doing business as chemists and druggist, at Montreal, under the name of "Parkin & McLeish since 1st May, 1891.

Oscar and Elzear Fortin, of Lachine, hotel keepers, doing business as such there and elsewhere, under the name of "O. & E Fortin," since 1st May, 1891.

Joseph B Bourdeau, grocer, and Ambrose Beauvais, clerk, of Montreal, doing business as grocers and traders, at Montreal and elsewhere, under the name of "J. B. Bourdeau & Cie.," since 25th April, 1891.

**DISSOLUTION OF PARTNERSHIP:**—Delphine Fortin, wife separated as to property of Joseph Dagenais, of Montreal, grocers, under the name of "Jos. Dagenais & Cie, since 1st May, 1891.

Carleton John Covernton and John Robert Parkin, of Montreal, druggists, under the name of "C J Covernton & Co.," since 1st May, 1891.

Alphonse Robillard & Charles Guilmette, of Montreal, butchers, under the name of "C Guilmette & Cie.," since 16th March, 1891.

DAILY RECORD AND JUDICIAL NEWS.

Writs returned in Circuit Court.

No.	PLAINTIFF.	DEFENDANT.	OCCUPATION.	RESIDENCE.	RETURNED.	AMOUNT.	ATTORNEY.	REMARKS.
...	G W Dawson	The Rapid Mfg. Co'y		Bedford.	6 May	12 00	Cameron, J D	
...	P E Brown	Amelec Thouin		L'Assomption	do	30 06	Leblanc, A	
...	Louis A Jacques	Narcisse Gagnier, Deft & Bernabe Firard et al, T'S		St Henri	do	29 00	Laflamme & Co.	Sai bef. judgt.
...	Leon Piché	Zéphire Lapointe		St Enfant Jesus	do	3 00	Gagnon & Bruchesi	
...	Chs Racicot	Michel Carmel	Farmer	Longueuil	do	32 00	Lacoste, J C	
...	Wm R Copland	Wm S Pichan et al.	Manuf	Montreal	do	55 00	Doherty & Doherty	
...	Wm Stewart	Wilfrid Dumas		do	do	86 00	Dupuis & Lussier	
...	S Chartrand	I-saic Asselin	Plumber	do	do	52 00	Hibert L J R	

Executions issued in Circuit Court.

No.	PLAINTIFF.	DEFENDANT.	OCCUPATION.	RESIDENCE.	ISSUED.	AMOUNT.	ATTORNEY.	REMARKS.
28	Dme Alphonsine Voyer.	Dme Julie Dupuis et vir		St Henri	6 May	61 00	Laflamme & Co.	
1424	G F Fischer	E St Pierre		Ste Cenevonde	do	56 00	Tucker & Co.	Pluries.

ONTARIO

(Writs issued against the following.)

Milchamp Sons & Co, Toronto.  
 Mitchell E A J & R E, Port Arthur.  
 McCreedy & Co et al, Toronto.  
 McMillan Robt, Toronto.  
 McNeill Abbie, Woodville.  
 Mason Risch, Toronto.  
 Mutton S S, Toronto.  
 MacDonald G S, Toronto.  
 McLean W F, Toronto.  
 McClarry J W, Port Perry.  
 Mutton S S et al, Toronto.  
 Morrison Angus et al, Toronto.  
 Massey Mfg Co.  
 May & Co, Barrie.  
 McMillan John P et al, Glencoe.  
 Macklecan H A et al, Hamilton.  
 Mills & McIntyre, Sudbury.  
 McMillan & McLaren, Glencoe.  
 McGurn A J, Ottawa.  
 Murrays & Loughrin, Mattawa.  
 Murray W C, Toronto.  
 McRae T H, et al, Ottawa.  
 Ontario Terra Cotta & Sewer Pipe Co.  
 Pugsley E S & G, Toronto.  
 Phillips J W, Toronto.  
 Pennyfather R H, Seattle.

ONTARIO.

CHATEL MORTGAGES.

McMillan & McLean, Glencoe. 196  
 McIntyre Wallace. Transcript  
 McIntyre Wallace. "  
 Muncester Kathie, Peterboro. 46  
 Muncester K, Peterboro. 200  
 Mullett A N, Thurlow. 425  
 McDougall H K, Van Kleeck Hill. 371  
 Macklecan H A. 541  
 McArthur J C et al. 45  
 McLeod G B, Thameford. 543  
 Nolan & Co, Hamilton. 177  
 Owen J G, Toronto. 267  
 Ontario Invest, Assen. 2750  
 Parratt Bridget & Wm, Cleveland Ohio. 234  
 Pugsley Geo, Toronto. 174

ONTARIO.

(Judgments rendered against the following.)

Peters C, Walkerton. \$ 309  
 Pugsley Sylvester. 252  
 Parent A. 1053  
 Pugsley G H, Goderich. 875  
 " " 842  
 Reesor Jane, Markham. 431  
 Reesor David, Tp Markham. 444

Province of Quebec,  
 District of Montreal.

IN THE SUPERIOR COURT.

DAME MARIE L E CARPENTIER, of the City and District of Montreal, wife of P Ethier dit Lamalice, gentleman, duly authorised "à ester en justice," Plaintiff

vs.

The said P. ETHIER dit LAMALICE, Defendant.  
 An action "en séparation de biens," has been instituted this day, against the said Defendant.  
 Montreal, 10th April, 1891.

Z. RENAUD, Atty for Plff.

Province of Quebec,  
 District of Montreal.

IN THE SUPERIOR COURT.

DAME DÉLIA CHAYER, of the City and District of Montreal, wife of Frs X. Roy, saddler, of the same place, duly authorised "à ester en justice," Plaintiff

vs.

The said F. X. ROY, Defendant.  
 An action "en séparation de biens," has been instituted this day, against the said F. X. Roy.  
 Montreal, 8th April, 1891.

Z. RENAUD, Atty for Plff.

Province of Quebec,  
 District of Montreal.

IN THE SUPERIOR COURT.

DAME TENAIDE BRISSON, of the City and District of Montreal, has the 2nd day of August, 1889, instituted an action in separation as to property, against her husband, Delphis Desjardins, taylor, of the same place.

Montreal, 18th April, 1891.

AGÈ & LAFORTUNE, Attys for Plff.  
 4. 18-25. 5. 2-9-19.

