

The Daily Record.

AND JUDICIAL NEWS.

Vol. 3—No. 16

MONTREAL, WEDNESDAY, MAY 27th, 1891.

Price 5 cents.

LEGAL HOLIDAY.

Tomorrow being Corpus Christi, THE DAILY RECORD will only be published on Friday.

REAL ESTATE.

Sales from:

Os O Campeau to Alexander Walker, of 694-2 St Antoine ward.

James Paton to Matilda B Davis, widow of Revd. John F Stevenson of lot 1475-111 ward.

Aurice N Delisle, esq. et al., to Jos Desbois of lots 864 and 865, parish of Montreal. Louis Z Robin dit Lapointe to Jean Bte Berger, of lot 146 Cote St Louis Village. Sale and cession from La Cie de Montreal.

Felix Renaud, part of lot 1011 St Louis ward.

Toussaint Prefontaine et al., to Henri Gaudier of lot 974-27 St James ward.

Lorne Campbell et al., esq. to Robert Hart, jr of lot 44-25-26 St Lawrence ward.

INSOLVENCY NOTES.

David Greenglass of Montreal, dealer in trunks assigned at the instance of James Frankshaw of the same place; with liabilities of about \$1500.

DIVIDENDS.

In re F X Roy, insolvent and Bilodeau & Renaud, curators.

A first and final bordereau of dividends prepared, payable from the 28th inst, any contestation to be deposited before that date.

In re Adolphe Depatie, insolvent and Chs Desmarteau, curator

A first and final dividend sheet, prepared, open to objection, until the 2nd June next, after which date divided will be paid.

In re The Buckingham Pulp Co. of Montreal in liquidation and John McD Hain-liquidator

A first dividend declared payable on and after 1st June next.

In re D Collins, insolvent and Chs Desmarteau curator.

A first and final dividend sheet prepared open to objection until the 2nd June next, after which date it will be payable

COURT OF REVIEW.

To-day is the last day of the term.

THE ROLL FOR TO-DAY.

Blain et vir,	v. Taylor.
Barrette	v. Durocher.
Crevier	v. de Lorimier.
Cie de prêt and C. F.	v. Chaput et vir.
Askew	v. Currie.
Labelle	v. Clément.
Dwyer	v. Daly.

COURT OF APPEAL.

Writs issued

Montreal No. 461.—Canada Ry. News Co. v. Mutual News Co. et al., M S Lonergan, esq. for appeal.

TO DAYS ROLL.

Motions.

Barnard v. Molson
Wood v. Maloney

MERITS

Dubois et al., v. Corp. du Vil. de Ste Rose.
Flatt et al., v. Ferland and Kent.
Banque St. Hyacinthe v. Gilmour.
Marsan v. Gaudet.
Mongenaix v. Allan.

COUR DE CIRCUIT.

JUDGEMENT

In re Pauzé v. Cartier, déf. et le même opp. Le Défendeur fait opposition au bref de saisie execution émané contre lui, pour entr'autres raisons, la suivante: Parceque les objets saisis sont exempts de saisie par la loi et insaisissables: que d'après la loi, il doit être laissé au défendeur "un bureau de toilette, " deux tables, douze chaises, un sofa, un tapis " à plancher et tous les cadres de famille. " pourvu que leur valeur n'excede pas cinquante piastres.

La Cour, presidee par l'Hon Juge Jetté rend le jugement suivant: —

Attendu que les effets à la saisie desquels le défendeur s'oppose, n'ont été déclarés exempts de saisie que par la loi de 1888, 51 et 52 Vict., chap. 24, et qu'il est admis dans l'espace que la dette dont le demandeur réclame le paiement, est antérieure à cette loi.

Attendu que par l'article 6 de la dite loi il est déclaré qu'elle n'aura qu'un effet rétroactif et que toutes les dettes contractées antérieurement pourront être recouvrées par voie de saisie execution, comme si la dite loi n'avait pas été passée: attendu que par l'art. C de la loi relative aux Statuts Refondus, 50 Vict. ch., 5, il est déclaré que l'abrogation des actes ou parties d'actes refondus " n'invalidera pas l'effet d'aucune clause conservatoire qui s'y trouve, ni n'empêchera qu'aucun d'iceux, ou qu'aucune disposition de la loi ci-devant en vigueur ne s'appliquent à quelque transaction, matière ou chose antérieures à cette abrogation, à laquelle ils s'appliqueraient d'ailleurs."

Considérant que dans ces circonstances, l'opposition du Défendeur est mal-fondée. Renvoie la dite opposition avec dépens en faveur de M. Charbonneau, avocat du Demandeur.

Province of Quebec, }
District of Montreal. }

SUPERIOR COURT.
Montreal

No. 399. In the matter of THE CITY OF MONTREAL, petitioner in expropriation for the widening of Notre Dame Street, between McGill and Inspector Street, and DAME ANGELE BIERE, widow of the late S. Raphael Clouthier, in his lifetime, grocer, of the same place, Indemnitaire.

Public Notice is hereby given that the petitioner hath deposited in the office of the Prothonotary of the said Court the price and compensation for the property hereinbefore described, acquired by said petitioner, by forced expropriation, namely, the south-east portion of lot No. 998 of the official plan and book of reference for the St. Antoine Ward of this City.

And upon the petition of the said Indemnitaire, it is ordered that by a notice to be inserted twice a week during two consecutive weeks in two daily newspapers published in Montreal, one in the English and the other in the French language, and once in the "Quebec Official Gazette," the creditors be notified and required to signify their oppositions and file the same in the office of the Prothonotary of the said Superior Court at Montreal, within fifteen days from the date of the insertion of said notice in the said Official Gazette, on default whereof, proceedings will be had without respect to any rights they may have.

Prothonotary's office, Montreal, 26th May, 1891.

P. M. SAUVALLÉ,
Dep. Prothonotary.

Z. RENAUD, Atty for Indemnitaire.

5.—22-23-26-27.

Province of Quebec, district of Montreal, No. 287, Magistrate's Court, for the city of Montreal, Pierre Poulin, Plff. vs. Joseph Etienne, Defendant. On the 5th of June, 1891, at 11th of the clock in the forenoon, at the domicile of the said Defendant, No 14 Drolet Street, 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 household furniture and piano. Terms, cash.

ANATOLE CHERRIER, B.S.C.

Montreal, 26th May, 1891.

Province of Quebec, district of Montreal, No. 366, Magistrate's Court, for the city of Montreal, Louis Michon, Plff vs. Napoléon Vian, Defendant. On the 5th of June, 1891, at 10 of the clock in the forenoon, at the domicile of the said Defendant, No 279 Jacques Cartier Street, 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 piano and household furniture. Terms, cash.

ANATOLE CHERRIER, B.S.C.

Montreal, 26th May, 1891.

Province of Quebec, district of Montreal, No. 8204, Magistrate's Court, for the city of Montreal, Antoine Crevier, plaintiff, v. Joseph Boulé, defendant. On the 5th of June, 1891, at 9 of the clock in the forenoon, at the domicile of the said defendant, No. 46 St. André Street, 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 household furniture. Terms, cash.

ANATOLE CHERRIER, B.S.C.

Montreal, May 26th, 1891.

Province of Quebec, district of Montreal, No. 1258, Magistrate's Court for the city of Montreal, Jean Louis Pelletier, plaintiff, v. Adolphe Beaudet, defendant. On the 5th of June, 1891, at noon, at the domicile of the said defendant, No. 105 St. Louis Street, 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 a watch and household furniture. Terms, cash.

ANATOLE CHERRIER, B.S.C.

Montreal, 26th May, 1891.

Province of Quebec, district of Montreal, No. 3529, Magistrate's Court. P. Carle, Plaintiff, v. D. Germain, defendant. On the 5th of June, 1891, at 10 of the clock in the forenoon, at No. 67 St. Paul Street, 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 a horse, sleigh, etc. etc. Terms, cash.

J. A. BÉNAU, B.S.C.

Montreal May 26th, 1891.

DAILY RECORD AND JUDICIAL NEWS.

Writs returned in Circuit Court.

No.	PLAINTIFF.	DEFENDANT.	OCCUPATION.	RESIDENCE.	RETURNED.	AMOUNT.	ATTORNEY.	REMARKS.
Ed Gohier et al.	Adelard Gagnon			Sault au Recollet.	23 May	20 00	Laurendeau, R.	
A. Mury	F. X. Bastien			St V de Paul	do	42 00	Oulmet & Emard.	
Engèle Bellefleur	Nap Goyette		Butcher.	Maisonneuve	do	29 00	Beauchamp & Dorval	
Alexander Ramsay	Joe Desmarais			Montreal	do	65 00	Dunlop Lyman Macpherson	
Dme S Lauzon	Clara Roson			do	do	50 00	Augé & Lafortune	
O Touzin et al.	Caliste T Jetté		Bailiff	Coteau St Louis	do	46 00	do	
Hiram Levy	Meyer Bachman			Montreal	do	34 00	DeLorimier & Co.	
La Cie d'Imprimerie Perreault	Antoine Desjardins			do	do	1 00	David, J A	
John Farley	Edouard Latrelle		Contractor	do	do	28 00	Sarrasin, F L	

Executions issued in Circuit Court.

No.	PLAINTIFF.	DEFENDANT.	OCCUPATION.	RESIDENCE.	ISSUED.	AMOUNT.	ATTORNEY.	REMARKS.
D Brulé.	Narcisse Menard			St Clot.	23 May	24 00	Leclaire P	
C J Grenier	Robert Thomson			Montreal	do	69 00	Larivière, M J C	
Wm Drysdale	J B Gauthier			do	do	13 00	Edemick, Budge & Murdoch	
Ths. Liget	A Bastien			do	do	33 00	do	
Theo St James	John Austin			do	do	94 00	Lanctot, Philias	
A Blouin	Jules Leblanc			Maisonneuve	do	75 00	Boisvert, O	
Chs Lefebvre	Dme M L Pelletier			Montreal	do	99 00	Durand, P M	
J M Lamothé	Honoré Belleau		Merchant	do	do	50 00	Lamothe, Gustave	
H P Pepin	Dme M Ferris			do	do	5 00	Girouard & de Lorimier	
N Goulet	Jos Lapointe		Farmer	Varenes	do	8 00	Augé & Lafortune	
Jos Deguire	O Bourdeau		Stonemutter	St Laurent	do	1 00	do	
P Poulin	Hubert Larose		Builder	Montreal	do	79 00	do	
N J Thompson	Chs Duncan			do	do	5 00	Madara, Leet, Smith & Smith	

Province of Quebec, } SUPERIOR COURT,
District of Montreal. } Montreal.
No. 575. In the matter of

THE CITY OF MONTREAL, petitioner in expropriation for the widening of Logan's Park, and THE HONORABLE ARTHUR BOYER, Indemnitaire, and THE HONORABLE ARTHUR BOYER, member of the Executive Council of the Province of Quebec, of the city of Montreal, and the Honorable Rosaire Thibaudau, senator of the Dominion of Canada, and Sheriff of the district of Montreal, in his quality of curator to the particular substitution whereof the said Honorable Arthur Boyer is the institute under the last will and codicils of the late Louis Boyer, his father. Petitioners.

Public Notice is hereby given that the petitioner hath deposited in the office of the Prothonotary of the said Court the price and compensation for the property hereinafter described, acquired by said petitioner, by forced expropriation, namely: A part of subdivision No. 1 and subdivisions Nos. 18 and 19 of lot No. 9 of the official plan and book of reference for the incorporated village of St. Jean-Baptiste actually the St. Jean-Baptiste Ward of this city and subdivisions Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 and 22, of lot No. 1212 of the official plan and book of reference for the St. James Ward of this city.

And upon the petition of the said Honorable Arthur Boyer and other it is ordered that by a Notice to be inserted twice a week, during two consecutive weeks, in two daily newspapers published in Montreal, one in the English and the other in the French language, and once in "The Quebec Official Gazette", the creditors be notified and required to signify their oppositions and file the same in the office of the Prothonotary of the said Superior Court, at Montreal, within fifteen days from the date of the insertion of said notice in the said "Official Gazette", on default whereof proceedings will be had, without respect to any rights they may have.

Prothonotary's office, Montreal 12th May, 1891.
P. M. SAUVALLE, Dep. Prothonotary.
ALPHONSE DAVID, Atty for Indemnitaire.

Province of Quebec, } SUPERIOR COURT,
District of Montreal. } Montreal.
No. 575. In the matter of

THE CITY OF MONTREAL, Petitioner in expropriation for the widening of Logan's Park, and LOUIS ALPHONSE BOYER, Indemnitaire.

LOUIS ALPHONSE BOYER, flour inspector of the city of the city of Montreal, and the Honorable Rosaire Thibaudau, senator of the Dominion of Canada, and sheriff of the district of Montreal, in his quality of curator to the particular substitution whereof the said Louis Alphonse Boyer is the institute under the last will and codicils of the late Louis Boyer, his father, Petitioners.

Public Notice is hereby given that the city petitioner hath deposited in the office of the Prothonotary of the said Court the price and compensation for the property hereinafter described, namely: A part of said division No. 1, and the whole of subdivisions Nos. 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 of lot No. 9 on the official plan and book of reference for the incorporated village of St. Jean-Baptiste now the St. Jean-Baptiste Ward of this city.

And upon the petition of the said L. A. Boyer and other it is ordered that by a Notice to be inserted twice a week, during two consecutive weeks, in two daily newspapers published in Montreal, one in the English and the other in the French language, and once in the "Quebec Official Gazette", the creditors be notified and required to signify their oppositions and file the same in the office of the Prothonotary of the said Superior Court, at Montreal, within fifteen days from the date of the insertion of said notice in the said "Official Gazette", on default whereof proceedings will be had without respect to any rights they may have.

Prothonotary's office, Montreal, 12th May, 1891.
P. M. SAUVALLE, Dep. Prothonotary.
ALPHONSE DAVID, Atty for Indemnitaire.

Province of Quebec, } SUPERIOR COURT,
District of Montreal. } Montreal.
No. 575. In the matter of

THE CITY OF MONTREAL, petitioner in expropriation for the widening of Logan's Park, and

THE HONORABLE ARTHUR BOYER, member of the Executive Council for the Province of Quebec, of the city of Montreal, in his quality of tutor to the minor children issue of the marriage of the late Charles Boyer with the late Dame Emma Lilah Guy, his wife, Indemnitaire.

Public Notice is hereby given that the petitioner hath deposited in the office of the Prothonotary of the said Court, the price and compensation for the property hereinafter described, acquired by said petitioner, by forced expropriation, namely: A portion of subdivision No. 7 and the subdivision No. 17 of lot No. 9 of the official plan and book of reference for the incorporated village of St. Jean-Baptiste, actually the St. Jean Baptiste Ward of this city.

And upon the Petition of the said Indemnitaire, it is ordered that by a Notice to be inserted twice a week, during two consecutive weeks, in two daily newspapers published in Montreal, one in the English and the other in the French language, and once in the "Quebec Official Gazette", the creditors be notified and required to signify their oppositions and file the same in the office of the Prothonotary of the said Superior court, at Montreal, within fifteen days from the date of the insertion of said notice in the said "Official Gazette", on default whereof, proceedings will be had, without respect to any rights they may have.

Prothonotary's Office,
Montreal, 12th May, 1891.
P. M. SAUVALLE, Dep. Prothonotary.
ALPHONSE DAVID, Atty for Indemnitaire.
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