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**CANADIAN**  
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1899

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**H. CARTWRIGHT, ESQ.**

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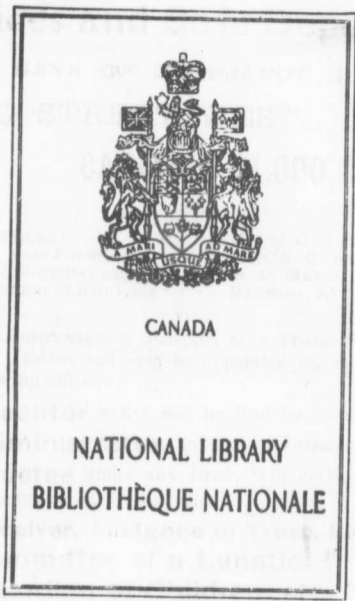
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Stockton, Jas. M. Sturgeon  
Winnipeg, F. W. Hevbach,  
A. E. Richards

## NEW BRUNSWICK

St. John, Edmund G. Kaye,  
Alex. P. Barnhill  
Robert G. Murray

## N. W. TERRITORIES

Battleford, W. J. Scott  
Brandon, Arthur L. Sifton  
Calgary, E. A. Baines  
Edmonton, H. Blecker  
Lethbridge, A. Moffatt, Jr.  
Moosomin, Joseph Daniel  
Oak Lake (Man.), W. J. Manbey

Pilot Mound, W. Robertson  
Portage la Prairie, John Boultsbee

Regina, A. G. M. Spragge,  
P. McG. Barker  
Saskatoon, Thos. Copland

## NOVA SCOTIA

Halifax, T. Ritchie, Harry Treadwell Jones  
Yarmouth, E. N. Clements

## QUEBEC

Montreal, A. W. Atwater,  
Peers Davidson, R. D. McGibbon, Q.C., C. B. Carter, Wm. J. White, R. H. Clerk  
Quebec, Arthur Browning, Robt. B. Hutcheson, Wm. H. Barrows

*Commissioners in New Brunswick for taking Affidavits to be used outside the Province.*

NOVA SCOTIA—G. C. Coster, E. G. Kaye, John Kerr, St. John, N. B.

F. A. McCully, Moncton  
ONTARIO—E. G. Kaye, St. John, N. B.

QUEBEC—H. W. Frith, John Kerr, St. John, N. B.

## UNITED STATES

CONNECTICUT—John Kerr  
St. John, N. B.

MAINE—John Kerr, St. John, N. B.

MASSACHUSETTS — John Kerr and R. F. Quigley, St. John, N. B.

NEW HAMPSHIRE — John Kerr, St. John, N. B.

VERMONT—John Kerr, St. John, N. B.

*Commissioners residing in the Province of Nova Scotia to do Acts within the Province.*

FOR NEW BRUNSWICK—J. M. Chisholm, James Jack, Halifax; Chas. R. Smith, Amherst,

FOR NEWFOUNDLAND—J. Parsons, J. M. Chisholm, Halifax

FOR ONTARIO—Thomas Ritchie, Halifax; E. N. Clements, Yarmouth

FOR P. E. ISLAND—Jas. Jack, Halifax

FOR QUEBEC—Thos. Ritchie, Jas. Jack, Halifax

FOR THE STATE OF MASSACHUSETTS—Byron A. Weston, Halifax

*Commissioners in Province of Quebec for taking Affidavits to be used outside the Province.*

BRITISH COLUMBIA—F. S. Lyman, Q.C., Peers Davidson, Montreal

MANITOBA—Robert D. McGibbon, Q.C., C. B. Carter, Q.C., W. B. S. Reddy, T. P. Butler, John Fair, F. S. Lyman, Q.C., Peers Davidson, Montreal

NEW BRUNSWICK—O'Hara Baynes, F. S. Lyman, Q.C., Peers Davidson, Montreal

NEWFOUNDLAND—W. Morris, Peers Davidson, Montreal

NOVA SCOTIA—O'Hara Baynes, F. S. Lyman, Q.C., Peers Davidson, Montreal

ONTARIO—A. W. Atwater, Robert D. McGibbon, Q.C., William F. Lighthall, John Cushing, W. J. White, J. Cassie Hatton, Q.C., Jas. W. Blair, Montreal.

PRINCE EDWARD ISLAND—W. S. Walker, Montreal

#### UNITED STATES

NEW YORK, MASSACHUSETTS, ILLINOIS, INDIANA, VERMONT, MISSOURI AND PENNSYLVANIA—Fred W. Terrill, Montreal

*Commissioners in the Supreme Court of Newfoundland for issuing Mesne and Final Process and for taking Affidavits.*

St. John's—Alex. J. W. McNeily, Q.C., Geo. J. Adams, J.P., J. P. Carthy, Wm. J. Carroll

*Commissioners of the Supreme Court of Newfoundland for issuing Mesne Process only and for taking Affidavits.*

Bay of Islands, Geo. Lilly, Lawrence Byron  
Bonavista, T. W. Stabb  
Brigus, S. G. Chofe, Jabez P. Thompson, J.P.  
Burgeo, J. Cunningham, G. J. Hunt  
Carbonear, J. Hippsley, J. Mackay

Ferryland, John Ryan  
Grand Bank, Edw. Evans  
Harbor Briton, P. Hubert  
Harbor Grace, A. T. Drysdale, W. J. Lynch  
Heart's Content, R. Penney  
Chas. G. Rendell

King's Cove, B. McGrath  
Lamaline, James Pitman  
Llacentia, Thos. O'Rielly  
Port-de-Grave, George S. Andrews

Port-au-Port, M. Haynes  
St. Mary's, W. J. Hogan.  
Tower Island Cove, Eli Garland

Trinity, G. H. Cole, Edw. Doyle  
Twillingate, F. Bertram, A. Pearce

*Commissioners outside of Newfoundland for taking Affidavits to be used in the Supreme Court of Newfoundland.*

#### DOMINION OF CANADA

Carlottetown, P. E. I., Francis L. Haszard.  
Fredericton, N. B., Edw. B. Winslow, Barrister  
Halifax, N.S., Jonathan Parsons, Barrister

Montreal, P.Q., Wm. Morris, Advocate; Duncan L. McDougall, Advocate; Alf. Monk, Advocate; John White.  
 New Westminster, B.C., F. J. Hart, Commission Merchant  
 Quebec, Jas. Dunbar, Barrister; Wm. C. Gibsons, Advocate; Peers Davidson.  
 St. John, N.B., A. W. MacRae, Barrister  
 Sydney, Cape Breton, Alex. J. G. McEchren.  
 Toronto, Ont., Newman W. Hoyles, Fred'k C. Moffatt, Albert Ogden

## ENGLAND

Birmingham, Hume C. Pinent, 39 Waterloo st., Fred Swinson, Solicitor 35 Temple Row  
 Bristol, T. Parr, Solicitor  
 Liverpool, Thomas R. Pennington, Solicitor  
 Manchester, Wm. H. Hiltton, 29 Booth st., Solicitor  
 Plymouth, Coryndon Matthews, Solicitor  
 Southampton, R. R. Linthorn, Solicitor  
 Teignmouth, Edward John Tozer, Solicitor  
 Torquay, H. D. Hooper, Solicitor.

Towcester, Northampton, T. L. Percival, Solicitor

## IRELAND

Dublin, Francis J. Little, Solicitor, 31 Molesworth street  
 Waterford, Patrick Kent, Solicitor, No. 12 The Mall

## SCOTLAND

Edinburgh, Wm. A. McLaren, Solicitor; Arthur Leahy, Solicitor, 29 Queen st.

## UNITED STATES OF AMERICA

Boston, Mass., Charles H. Adams, 3 Court st.; A. D. Foster, Charles A. Shaw  
 Brooklyn, Edwin B. Woods  
 New York City, Joseph B. Braham, Counsellor-at-Law; Edwin B. Woods, Wm. E. Richards  
 Philadelphia, Pa., Thos. J. Hunt, Counsellor-at-law.

*Commissioners to Administer Oaths to Public Officers.*

Alfred de Beaumont, Louis Wilfred Sicotte, Chas. R. Doucet, Montreal

*Commissioners under the Naturalization Act.*

L. W. Sicotte, Montreal

## Extradition.

### I.

#### FROM CANADA.

In Canada, as in all other British possessions, the Extradition system known as the "Judicial system" prevails. By this system, while the Executive Government decides finally the question of delivery and makes the delivery of the fugitive, the judicial authorities make the preliminary investigation of the criminality of the person whose surrender is sought.

The authorities competent to make the preliminary investigation of the crime are mentioned in R. S. C. cap. 142, "The Extradition Act," sec. 5. "These are, in addition to the Judges of the Superior Courts and of the County Courts of any province, all Commissioners appointed under the Great Seal of Canada to act judicially in extradition matters. Such commissioners have all the powers and jurisdiction of any Judge or Magistrate for the purposes of 'The Extradition Act.'"

The Extradition Act prescribes the procedure to be followed and the delays within which extradition may be granted after the fugitive has been duly committed. It also prescribes what evidence shall be sufficient to justify the committal. The crimes for which extradition may be granted are limited to those specified in the treaties which Great Britain has on the subject with the various countries of the world. It seems pretty certain that extradition without treaty cannot be granted under the existing law of Canada.

The prisoner having been duly committed for surrender, the committal is notified by the Judge or Commissioner to the Minister of Justice; but fifteen days must elapse before the Minister of Justice issues his warrant of surrender (section 12), and this is not done in any case until the requisition for the surrender has been received through the proper channel from the foreign government. The requisition generally states the name of the officer who is authorized to receive and take charge of the fugitive and convey him to the foreign country, and the Minister of Justice's warrant is addressed to such officer and to the sheriff or other officer having the custody of the prisoner.

### II.

#### FROM A FOREIGN COUNTRY TO CANADA.

In connection with demands for the extradition of fugitives from any country having a treaty with Great Britain, it may be stated that all steps necessary towards securing the arrest of the fugitive and his committal for extradition must be taken by the party seeking the extradition. This, of course, includes swearing out any information and obtaining any warrant and evidence requisite to that end. Generally speaking, the action of the Dominion Government is limited to making through the proper channel on the foreign Government the necessary demand or requisition under the treaty or the surrender of the fugitive, and to furnishing to the parties seeking the extradition a warrant of *recipias* directed to the officer who is to take charge of the prisoner. The demand or requisition is made at the request of the Provincial Government concerned, the Provincial authorities being charged with the administration of criminal justice; if made at the request of an individual or company, the Dominion Government require to be indemnified against any expense in connection with the proceedings. Of course, any authentication of documents or official signatures required is given by the Dominion; also, any certificate, etc., which may be necessary. It should be remembered that the



signatures and seals of Provincial officers have to be first authenticated by the Lieutenant-Governor.

The Canadian Extradition Act simply gives the procedure in this country. The crimes for which fugitive offenders may be extradited are contained in the various treaties in subjoined list.

### III.

#### FROM UNITED STATES TO CANADA.

Fugitive offenders may be extradited from and to the United States as follows:

All persons who, being charged with the crime of murder, or assault with intent to commit murder, or piracy, or arson, or robbery, or forgery, or the utterance of forged paper.

Manslaughter when voluntary.

Counterfeiting or altering money; uttering or bringing into circulation counterfeit or altered money.

Embezzlement; larceny; receiving any money, valuable security, or other property, knowing the same to have been embezzled, stolen, or fraudulently obtained.

Fraud by a bailee, banker, agent, factor, trustee, or director or member or officer of any company, made criminal by the laws of both countries.

Perjury, or subornation of perjury.

Rape, abduction, child-stealing, kidnapping.

Burglary, house-breaking or shop-breaking.

Piracy by the law of nations.

Revolt, or conspiracy to revolt by two or more persons on board a ship on the high seas, against the authority of the master; wrongfully sinking or destroying a vessel at sea, or attempting to do so; assaults on board a ship on the high seas, with intent to do grievous bodily harm.

Crimes and offences against the laws of both countries for suppression of slavery and slave-trading.

Extradition is also to take place for participation in any of the crimes mentioned in this Convention, or in the Tenth Article in subjoined list, provided such participation be punishable by the laws of both countries.

Akin to the subject of extradition is the surrender of fugitive offenders from other parts of Her Majesty's dominions. This is governed by R. S. C. cap. 143, "The Fugitive Offenders Act," which is almost an exact transcript of the Imperial Act upon the same subject.

#### Extradition Commissioners throughout the Dominion of Canada.

RESIDENCE.	NAME.	DATE OF APPOINTMENT.
Battleford, N.W.T.	Hon. Hugh Richardson	25th April, 1883.
Battleford, N.W.T.	Hon. Charles B. Rouleau	3rd September, 1885.
Lake Bennett, B.C.	Wm. John Rant	20th June, 1898.
Montreal, Que	Hon. Calixte Aimé Dugas	27th March, 1885.
Montreal, Que.	Joseph P. Cook	
Montreal, Que.	Louis Wilfred Sicot <sup>e</sup>	26th January, 1891.
Niagara Falls, Ont.	Thomas Stinson Jarvis	15th October, 1883.
Niagara Falls, Ont.	Harry Lawrence Ingles	7th March, 1889.
Quebec, Que.	Alexandre Chauveau	24th May, 1887.
Quebec, Que.	Ludovic Brunet	26th August, 1890.
Sherbrooke, Que	Henry Walter Mulvena	14th October, 1896.
Vancouver, B.C.	Albert Edward Beck	20th August, 1890.
Victoria, B.C.	Hon. Edgar Dewdney	25th April, 1883.
Windsor, Ont	Alexander Bartlett	23rd June, 1883.

And all Judges of Superior and County Courts.

LIST OF THE EXISTING EXTRADITION TREATIES, DECLARATIONS  
AND CONVENTIONS OF GREAT BRITAIN

Argentine Republic	22nd May, 1889 (rat. 15th December, 1893.)
Austria-Hungary . . .	Treaty of December 3rd, 1873.
Belgium . . . . .	Treaty of May 20th, 1876.
“ . . . . .	Declaration of July 23rd, 1877.
“ . . . . .	And Declaration of April 21st, 1887.
Brazil . . . . .	Treaty of November 13th, 1872.
Columbia . . . . .	27th October, 1888.
Denmark . . . . .	Treaty of March, 31st, 1873.
Ecuador . . . . .	Treaty of September 20th, 1880.
France . . . . .	Treaty of August 14th, 1876.
Germany . . . . .	Treaty of May 14th, 1872.
Guatemala . . . . .	Treaty of July 4th, 1885.
Hayti . . . . .	Treaty of December 7th, 1874.
Italy . . . . .	Treaty of February 5th, 1873.
“ . . . . .	And Declaration of May 7th, 1873.
Liberia . . . . .	16th December, 1892.
Luxembourg . . . . .	Treaty of November 24th, 1880.
Mexico . . . . .	Treaty of September 7th, 1886.
Monaco . . . . .	17th December, 1891.
Netherlands . . . . .	Treaty of June 19th, 1874.
Portugal . . . . .	17th October and 13th November, 1892.
Roumania . . . . .	21st March, 1893.
Russia . . . . .	Treaty of November 24th, 1886.
Salvador . . . . .	Treaty of June 23rd, 1881.
Spain . . . . .	Treaty of June 4th, 1876.
“ . . . . .	And Treaty of February 19th, 1889.
Sweden and Norway .	Treaty of June 26th, 1873.
Switzerland . . . . .	Treaty of November 26th, 1880.
Tonga* . . . . .	Art. IV. of Treaty of November 29th, 1879
“ . . . . .	And Protocol of July 3rd, 1882.
United States . . . . .	Art. X. of Treaty of August 9th, 1842.
“ . . . . .	And Blaine-Pauncetote Treaty of 12th July, 1889.
Uruguay . . . . .	Treaty of March 26th, 1884.

\* Tongon subjects escaping to British Territory.

### Pardons.

In the matter of pardons of convicts in the penitentiaries, prisons, jails and reformatories, the application for clemency should be prepared in the form of a petition addressed to His Excellency the Governor-General, stating the age and name of the convict or prisoner, name of the Judge or Magistrate who tried and sentenced him, crime committed and date of sentence, term of imprisonment, where incarcerated and reasons for seeking the exercise of the clemency of the Crown. This petition should be addressed to the Secretary of State at Ottawa and signed by one or more persons, with any documentary evidence or letters regarding the previous character of the prisoner, etc., etc. The matter is then submitted to the Department of Justice, where full enquiries are made into the case, and the papers are subsequently laid, with the advice of the Minister of Justice, before His Excellency the Governor-General, whose pleasure is communicated by the Secretary of State to the parties interested and to the Warden of the Penitentiary or Keeper of the Jail as the case may be.

In capital cases, the Judge, after sentencing the prisoner, forwards under the authority of Section 937 of “The Criminal Code,

1892," a copy of the evidence and his report to the Secretary of State. Any application for the commutation of the death sentence should be addressed to His Excellency the Governor-General in Council, through the Secretary of State, in the form of a petition setting forth reasons for such application in various paragraphs, etc., 1, 2, 3. The application or applications are referred to the Minister of Justice, and are there carefully considered and submitted by him, with his recommendation, to the Governor-General in Council, whose pleasure is communicated to the interested parties by the Secretary of State.

**Agents Appointed Under "The Alien Labour Act," 60-61 Vic.  
(1897), Cap. 11.**

A. C. Paterson .. Act. Sub-Collector Customs..	North Portal, N.W.T.
H. Tennant .... " ..	Coutts, N.W.T.
J. A. McMartin .. " ..	Huntingdon, B.C.
A. Lawrence .... " ..	Gretna, Man.
T. J. Mather .... Acting Officer .....	Gretna, Man.
G. G. Allen..... Preventive Officer .....	Emerson, Man.
W. Mills..... Acting Officer .....	Emerson, Man.
W. F. McCreary.. Immigration Commissioner..	Winnipeg, Man.
James Lawson .. Collector of Customs.....	Fort Erie.
Robert Rush .... Provincial Constable .....	Sault Ste. Marie.
Arthur Boyle... Collector of Customs.....	Niagara Falls, Ont.
Jas. H. Kenning.. Collector Inland Revenue....	Windsor, Ont.
F. Spain .....	Emigration Agent .....
W. B. McMurrich.. Barrister .....	Toronto.
O. Allen .....	Wallaceburg.
Archie Johnson .....	Nelson, B.C.
J. P. McLeod... Barrister, Greenwood .....	Boundary Creek, (B.C.) District.

Corrected to January 1st, 1899.

### Remission of Fines.

Where a remission of a fine is sought, action is only taken upon the report of the Department concerned—for instance, the Department of Inland Revenue, Customs Department, etc.

## Summary of the Acts of the Parliament of the Dominion of Canada.

Passed in the Third Session of the Eighth Parliament, Sixty-first  
Victoria (1898).

### PUBLIC ACTS.

**Chapter 1**—Is the Appropriation Act.

**Chapter 2**—In amendment of The Alien Labor Act. Provides how evidence of the laws of a foreign country may be given.

**Chapter 3**—By and with the consent of the Legislature of the Province of Quebec, and in accordance with the provisions of the British North America Act, 1871, declares the north-western, northern and north-eastern limits of that Province.

**Chapter 4**—Directs that the cost of the erection of the Legislative buildings and Government House at Winnipeg, namely, \$267,026.43, which was charged against the Province of Manitoba, may be from the 1st July, 1898, credited to that Province in its account with the Dominion, and that the interest payable to the said Province after such date may be paid on the balance at the credit of the said debt account after the addition thereto of the cost of the said buildings; provision is also made for the payment of the amount in excess (with interest at 5 per cent), which would have been payable to the Province had the cost of the erection of the said buildings not been charged against the debt account.

**Chapter 5**—Amends the North-West Territories Act, by vesting the power to pass ordinances, formerly held by the Lieutenant-Governor in Council, in the Legislative Assembly of the Territories; also enables the Lieutenant-Governor to fix the sittings *in banc* of the Supreme Court, and it declares what number of judges shall constitute a quorum.

**Chapter 6**—Declares the Yukon Judicial District as constituted by proclamation dated 16th August, 1897, and embodied in the schedule to the Act, a separate territory detached from the North-West Territories and hereafter to be known as the Yukon Territory. The Act provides for the executive government of the new territory by a Commission with a Council not to exceed six in number, and of whom the Judge of the Territorial Court shall *ex officio* be one. It also confers on the Commissioner in Council power to make ordinances subject to the power of disallowance by the Governor-General in Council within two years, provided also that no ordinance shall impose any tax or duty or any excise or penalty exceeding one hundred dollars, or alter or repeal the punishment provided by any Act of Parliament in force in the territory, or appropriate any public money, lands or property without the authority of Parliament. The Territorial Court is constituted,

the qualifications and disqualifications of the Judges being set forth and their jurisdiction, etc., defined. Provision is also made for the appointment of officers for the sittings of the Court, and for procedure in criminal cases. The Commissioner, the members of the Council, the Judges of the Court and the commissioned officers of the North-West Mounted Police are each given *ex officio* the powers of two justices of the peace. Other provisions relate to the constitution of a guard-room, lock-up and other places of confinement, to be under the direction of the North-West Mounted Police.

**Chapter 7**—Authorizes the Governor in Council to enter into contracts with Furness, Withy & Company, Limited, and with the Manchester Liners, Limited, to provide cold storage on steamships from Montreal, St. John and Halifax to the United Kingdom, during the seasons of 1898, 1899 and 1900, at a cost not to exceed twelve thousand dollars in any one year.

**Chapter 8**—Confirms an award of the Honourable George Wheelock Burbidge, Judge of the Exchequer Court of Canada, arbitrator, in relation to certain matters in dispute between the Government of Canada and the Dominion Atlantic Railway Company, and authorizes the payment of the amount awarded by such arbitrator.

**Chapter 9**—Authorizes the Governor in Council to extend the time for the repayment of moneys advanced by the Government of Canada to the St. John Bridge & Railway Extension Company; provides the rate of interest to be paid by the Company and the security, etc.; provides also, that the Government may, if found advisable, take over the bridge within five years on paying the difference between the amount then due the Government for advances and interest and the total amount expended by the Company, as the cost of the bridge, railway and works, with 10 per cent. on such amount.

**Chapter 10**—Authorizes a change in the location of the Winnipeg Great Northern Railway Company, and makes the contract and land subsidy applicable notwithstanding such change of location.

**Chapter 11**—Provides that the Act 60-61 Victoria, Chapter 6, providing for bounties on iron and steel made in Canada, shall be deemed to have come into force on the 23rd April, 1897, although such Act was only assented to on the 29th June, 1897.

**Chapter 12**—Authorizes payment on account of parliamentary grants on progress estimate in cases of incomplete public works where the non-completion is not due to delay on the part of the contractors, or to pecuniary causes, or to causes within their reasonable control, and where the amount proposed to be paid as having been earned will not be less than \$64,000, after withholding from the total price of the contract a sum sufficient to complete the whole of the work, or the section, with respect to which payment is being made. This Act is to apply only to contracts made with the Grand Trunk Railway Company of Canada, in aid of the construction of the Victoria Bridge, and the Canadian Pacific Railway Company, in aid of the construction of the Crow's Nest Pass Railway.

**Chapter 13**—Extends the time provided by former Acts for granting a free homestead or scrip to members of the Militia Force, who were on active service for two years from the 1st January, 1898.

**Chapter 14**—The Electoral Franchise Act, and all Acts amending it which prescribed the qualifications of electors at elections to the House of Commons of Canada, and provided for the preparation and revision of voters' lists for the purposes of such elections, are repealed by this Act, and provision is made for the adoption, subject to certain qualifications and conditions necessary to adapt them to the purposes of Dominion elections, of

- (1) The qualifications of voters at Provincial elections;
- (2) The polling divisions established by or under the laws of the Province for the purposes of Provincial elections, and
- (3) The voters' lists prepared for such polling divisions under the Provincial laws.

All Provincial lists from time to time in force are, as far as possible, to be kept standing in type by the Queen's Printer, and printed copies are to be furnished by him to any one requiring them at prices sufficient to cover the cost of printing. The Act makes such amendments in the Dominion Elections Act as are rendered necessary by the introduction of the new system for which it provides.

**Chapter 15**—Provides that for the present session, and for each session of parliament hereafter held, the deduction of eight dollars per day for absence shall not be made for fifteen days; provided that this provision shall not extend the maximum amount mentioned in section 25 of the Act, and provided the same shall not apply, in the case of a member elected since the commencement of a session, to days prior to his election.

**Chapter 16**—Permits the acceptance by the Governor in Council of guarantee bonds or policies for the faithful performance of duty by public officers, from such companies as may be named in the Order in Council, and provides for the deduction of the premium from the officer's salary. It also allows a public officer, who is required to give security, to assign as security any deposit standing in his name in the books of the Post Office Savings Bank, or any other Government Savings Bank.

**Chapter 17**—Abolishes the present system of Civil Service superannuation, with respect to every person hereafter appointed to the Civil Service, or any other person now in the Civil Service who, before the 1st January, 1899, with the consent of the Governor in Council, elects to accept the provisions of this Act, instead of those of the Civil Service Superannuation Act. The system contemplates the formation of a retirement fund to be created by the reservation out of each officer's salary of 5 per cent. per annum, in addition to which, in the case of any person now in the service accepting the provisions of this Act, there shall be transferred to his credit a part of such fund, a sum equal to the amount of all such deductions from his salary, and interest compounded half yearly, at the rate of 4 per cent per annum. On the retirement or dismissal of any officer the amount to his credit in the retirement fund shall be payable to him unless he is unfit to manage his own affairs, in which case such amount may be dealt with for the benefit of such person, or of his wife, or children, or other next of kin, as the Governor in Council directs. If a person dies in the Service, the amount is payable to his legal representatives.

**Chapter 18**—Provides for the employment of temporary assistants in the Geological Survey, and their payment, and dispenses

with the examination provided by the Civil Service Act in the case of persons having special professional or technical qualifications.

**Chapter 19**—Amends the Militia Act by authorizing the payment to the officer commanding the Militia of a salary of \$4,000 per annum, and in addition thereto, in lieu of allowances, such sum not exceeding \$2,000 per annum, as is determined by the Governor in Council.

**Chapter 20**—In amendment of the Post Office Act, provides that from a date to be named by proclamation, all letters posted for transmission within Canada shall be charged at the rate of two cents per ounce when prepaid, provides that letters wholly unpaid shall not be forwarded by post; provides for the amendment of the Post Office regulations so as to permit the sender of any mail matter, whose name and address are on the cover thereof, being notified that the same has been mailed unpaid in order to allow him to supply the short postage. The rate of postage on newspapers and periodicals after the 1st January 1899, addressed within Canada to regular subscribers or newsdealers, shall be; if transmitted by mail a distance within twenty miles from the place of publication, or within a circular area of the diameter not exceeding forty miles, and if their publication is of no greater frequency than once a week such newspapers and periodicals shall be transmitted free within one or other of such areas to be selected by the publisher. If they are required to be transmitted a greater distance, or if their publication is of greater frequency than once a week, the postage shall be paid thereon after the 1st January, 1899, and until the 30th June next following, at the rate of one-quarter of a cent, and thereafter at the rate of one-half cent for each pound weight or fraction of a pound weight, such postage to be prepaid and subject to the following conditions:—

(a) Such newspaper or periodical to be known and recognized as a newspaper or periodical in the generally received sense of the word, and published regularly, at intervals of not more than one month;

(b) The title, date and place of publication to be printed at the top of the first page, and every subsequent page, and on any supplements;

(c) To be addressed to a *bona fide* subscriber, or to a known newsdealer in Canada;

(d) To be delivered into the Post Office under such regulations as may be from time to time made for that purpose.

In determining the weights of periodicals, each newspaper or periodical sent separately shall be held to weigh not less than one-half of one ounce.

The question of compliance with these requirements is to be decided by the Postmaster General.

By another section, books for the blind are made free of Canada postage.

Section 5 amends the provisions respecting the mode of dealing with dead letters, by providing for the return of undelivered letters to writers or senders thereof on payment of the postage due, with three cents additional in the cities of Ottawa, Montreal, Toronto, Victoria, Winnipeg and Halifax. Finally it is provided that clerks in the Post Offices shall not be required to pass the Promotion Examination provided for by the Civil Service Act, but shall be examined on the work of the Post Office only.

**Chapter 21**—In amendment to the Post Office Act; authorizes the making of regulations for establishing a system of special delivery.

**Chapter 22**—Confers on the Railway Committee, for the purpose of preventing discriminatory tolls contrary to the Railway Act, the power of determining in any case in which the toll charged by a company for the carriage partly on a railway and partly by steamboat is expressed in a single sum, what portion of such single sum is to be properly assumed as having been charged by the railway transportation.

**Chapter 23**—The character of this Act sufficiently appears from its title.

**Chapter 24**—Enacts several provisions in amendment of the Adulteration Act for securing its better enforcement.

**Chapter 25**—Amends the General Inspection Act by providing for the stencilling on every package inspected of a crown, with the letters "V.R." and the words "Canada Inspection." The same device and words to appear upon any certificate of inspection issued, with the penalty of \$40 for placing the same on any package without authority.

**Chapter 26**—Provides in amendment to the Gas Inspection Act for more efficient information being given to the public as to the illuminating power of the gas supplied by any company or person undertaking to supply gas.

**Chapter 27**—Amends the Inland Revenue Act with respect to the quantity of spirits removable from a distillery in one cask or package, the packing of fine cut tobacco, and cut and granulated tobacco and cigarettes, and defines additional offences in connection with illicit distillation.

**Chapter 28**—Makes further provision with respect to the weight upon which the duty on raw leaf tobacco, domestic and foreign, shall be computed.

**Chapter 29**—Amends the section of the Petroleum Inspection Act, which prescribes a penalty for keeping petroleum or naphtha in unmarked packages or unlawfully entered by adding after the word "use" the words "or has in his possession."

**Chapter 30**—Declares auctioneers, second-hand dealers, repairers and adjusters of weights or weighing machines, etc., to be dealers within the meaning of The Weights and Measures Act; defines what shall be considered the weight equivalent to a bushel for certain articles therein mentioned. Provision is also made for re-inspection of weights and measures at certain periods, and for the more frequent verification of elevators, railway, colliery and public scales, and spring balances. A penalty is provided against anyone who has in his possession for purposes of trade any weight or measures which cannot be submitted to verification. Also for using any weighing machine having a greater number of weights than is required by its certified capacity.

**Chapter 31**—This Act amends the Dominion Lands Act in several important particulars, the chief of which may be stated as follows:—Provision is made for granting homesteads to co-operative farm associations by withdrawing from general sale and settlement



under the ordinary homestead provision sufficient tracts of lands for that purpose; further provision is also made as to second homestead entry, and the conditions required for obtaining such. Also as to the admission of Provincial land surveyors to be Dominion land surveyors. A penalty is provided for illegal possession of landmarks intended to mark limits, boundaries or angles. The Dominion is authorized to exchange Crown lands with the Government of Manitoba for the purposes of the Dominion Lands Act; other provisions relate to the disposition of lands when the sale thereof has been cancelled, the ejection of persons wrongfully in possession of Dominion lands, and the process necessary therefor.

**Chapter 32**—Amends the Land Titles Act, 1894, governing the procedure under the Torrens land system in the North-West Territories in several matters of detail.

**Chapter 33**—Reduces from twenty-five years to twenty, the term of service for which a member of the North-West Mounted Police Force is entitled to receive a life pension.

**Chapter 34**—Amends the Indian Act in several important particulars, of which the following are the principal:—Indians are made liable to labour on public roads in Indian Reserves, and the amount of their labour is limited; the Superintendent-General is authorized to lease, without surrender, for the benefit of any Indians, the land to which he was entitled, and also to dispose for the benefit of such Indian of dead or fallen timber, etc.; it is provided that licenses to cut timber must describe the land and the kind of tree to be cut; provision is made for the sale of trees, etc., seized; other provisions relate to the investment and management of Indian funds; the stoppage of payment of annuities in cases of martial desertion; the election of chiefs, and the grounds upon which they may be annulled, or the Chief deposed, and penalties are provided for the punishment of fraud or gross irregularity in the election of Chiefs.

**Chapter 35**—This Act consolidates the Act relating to irrigation in the North-West Territories.

**Chapter 36**—In amendment of the Customs Act makes special provision in relation to Warehouse goods taken as ships stores and the forfeiture thereof for re-landing without paying duty. It also provides for fixing uniform standards for tea.

**Chapter 37**—In amendment of the Customs Tariff Act, 1897, provides that prohibited goods as mentioned in Schedule C of the Act, shall be forfeited to the Crown and destroyed or otherwise dealt with, and the importer shall incur a penalty not exceeding two hundred dollars for each offence. The Act also provides on the conditions therein stated for a preferential tariff for the British colonies therein named, and in other British colonies or possessions, the Customs Tariff of which is on the whole as favourable to Canada as the British preferential tariff is to such colony or possession. The duties on sugar also are amended partially.

**Chapter 38**—This Act provides penalties for resistance to the lawful seizure or examination of a ship, and permits the chase of any ship, vessel or boat failing to bring to, when required by the Government cruisers, or the vessels of the fishery protective service. The ship chased is to be forfeited if during the chase any person on board throws overboard, or staves, or destroys any part of her cargo to prevent seizure.

**Chapter 39**—In amendment of the Fisheries Act provides that fish are to be allowed a free passage through all set fisheries, weirs, and on Sundays. It also provides further penalties and forfeitures for contravention of the Act.

**Chapter 40**—Extends the exception from the application of the clause of the Fisheries Act referring to the pollution of rivers by sawdust or mill rubbish to the owners or employers of any saw-mill constructed and in operation on the 29th June, 1897, with respect to putting or permitting to pass before the 1st January, 1899, any sawdust or mill rubbish from such sawmill into any waters which were on the 30th April, 1898, excepted from the operation of the said section.

**Chapter 41**—Makes the Act respecting the protection of navigable waters by providing penalties for throwing ashes, rubbish, ballast, etc., into any navigable tidal waters of Canada, where there are less than 12 fathoms of water at low tide.

**Chapter 42**—Relates to the collection of tolls and their application under the direction of the Minister of Marine and Fisheries.

**Chapter 43**—Fixes the terms on which the Minister of Marine and Fisheries may lease to municipalities wherever situated there, and also a period for which such lease may be granted.

**Chapter 44**—For better securing the safety of certain fishermen, provides that no Dory, Flat, Whaler or other boat shall set out from any vessel engaged in deep sea or bank fishing for the purpose of fishing, or for any purpose connected therewith, unless there is placed in such boat a mariner's compass, at least two quarts of drinking water and two pounds of solid food for each man of the crew of such boat. The owner is to provide as many serviceable mariner's compasses as are required, and the necessary utensils for holding water, and a serviceable fog horn or trumpet. Penalties are provided for infraction of these provisions.

**Chapter 45**—Provides for the suspension or cancellation by the Board of Trade in the United Kingdom, or the Minister of Marine and Fisheries of Canada of the certificate of any master's mate or second mate of a sea-going ship for gross misconduct, drunkenness or tyranny, loss or abandonment of, or serious damage to any ship, for loss of life caused by his wrongful act or default; or, if it be established that the certificate was granted on false or erroneous information. Provision is also made for the issue of temporary certificates in certain cases.

**Chapter 46**—Is a consolidation of the Acts relating to steamboats, and the examination and licensing of engineers employed thereon.

**Chapter 47**—Authorizes the Governor in Council to advance to the Harbour Commissioners of Montreal a further sum not to exceed two million dollars, to be used in the completion of the works now in progress in the harbour of Montreal. The Commissioners are to deposit with the Minister of Finance debentures equal in par value to the advance, made repayable within twenty-five years from their issue, and bearing interest at two per cent. per annum, payable half yearly. The Act specifies upon what works the money advanced is to be employed, and provides that plans, specifications and estimates are to be submitted for approval to the Minister of Public Works.

**Chapter 48**—Authorizes the Quebec Harbour Commissioners to borrow three hundred and fifty thousand dollars in such sums and for such number of years not exceeding thirty years, and at such rate of interest not exceeding four per cent, per annum, as may be found expedient upon debentures of the said corporation, such debentures to have priority over the claim of the Government for moneys advanced to the said Harbour Commissioners.

**Chapter 49**—Provides that British and Foreign mining corporations may obtain licenses to mines in the Yukon District and in the North-West Territories upon compliance with the conditions of the Act.

**Chapter 50**—In amendment of the Companies Act deals with the disposition of the amount deposited on capital stock by applicants for incorporation under the Act.

**Chapter 51**—Provides for the taking of a *plebiscite* upon the question of the prohibition of the importation, manufacture and sale of intoxicating liquors.

**Chapter 52**—Provides for an additional Judge of Appeal in Ontario, and the number of Superior Court Judges in the Province, and provides for an additional circuit Court Judge for the district of Montreal; also fixes the salary of the Territorial Court Judge of the Yukon Territory; provides for an increase of salary to the Junior Judges of the County Courts of Ontario and Nova Scotia, and to the Judge of Queen's County, Prince Edward Island, and makes the salary of the County Court Judges in Manitoba similar to the Judges of Ontario. Other provisions relate to the travelling allowances to which Judges are entitled.

**Chapter 53**—Amends the Canada Evidence Act, 1893, by providing that while no witness shall be excused from answering a question on the ground that his answer might incriminate him, or render him liable to a civil proceeding, at the suit of the Crown or of any person, yet if he objects to answer on such grounds, although he may be compelled to answer, his answer shall not be used or receivable against him in evidence except in a prosecution for perjury in giving such evidence.

**Chapter 54**—Provides for the adoption of the Berthelon Signaletic System for the identification of criminals.

**Chapters 55 to 123**—Both inclusive, are local and private acts, the nature and object of which are sufficiently indicated by their titles.

## Members of the Queen's Privy Council for Canada.

### (Members of the Dominion Cabinet.)

Prime Minister—The Right Hon. Sir Wilfrid Laurier, G.C.M.G.  
 Minister of Trade and Commerce—Hon. Sir Richard J. Cartwright,  
 G.C.M.G.  
 Secretary of State—Hon. Richard Wm. Scott.  
 Minister of Justice—Hon. David Mills.  
 Minister of Marine and Fisheries—Hon. Sir Louis H. Davies, K.C.M.G.  
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 Postmaster-General—Hon. William Mulock.  
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 Minister of Public Works—Hon. Joseph Israel Tarte.  
 Minister of Finance—Hon. William Stevens Fielding.  
 Minister of Railways and Canals—Hon. Andrew George Blair.  
 Minister of the Interior and Superintendent-General of Indian Affairs—  
 Hon. Clifford Sifton.

### (Not of the Cabinet.)

<p>The Hon. J. C. Aikins.            George William Allan.            A. R. Angers.            Edward Blake.            Sir Mackenzie Bowell,                K.C.M.G.            L. F. G. Baby.            Sir A. P. Caron,                K.C.M.G.            Sir John Carling,                K.C.M.G.            John Costigan.            C. C. Colby.            Edgar Dewdney.            T. Mayne Daly.            A. R. Dickey.            Alphonse Desjardins.            Sir James D. Edgar,                K.C.M.G.            George E. Foster.            Donald Ferguson.            Sir W. P. Howland,                C.B.            John Haggart.            W. B. Ives.            A. G. Jones.            Sir Hector Langevin,                C.B., K.C.M.G.            David Laird.            Sir A. Lacoste, Kt.            Sir Geo. A. Kirkpatrick,                K.C.M.G.            L. F. R. Masson.</p>	<p>The Hon. Peter Mitchell.            William Miller.            W. H. Montague.            Hugh John Macdonald.            Sir Oliver Mowat,                G.C.M.G., Lt.-Gov. of                Ont.            William McDougall,                C.B.            Hugh McDonald.            James McDonald,                Chief Justice, N.S.            J. A. Ouimet.            Sir C. A. P. Pelletier,                K.C.M.G.            J. C. Patterson.            Edward Gawlor Prior.            William Ross.            John J. Ross.            Sir Frank Smith, Kt.            The Right Hon. Lord Strathcona                and Mount Royal,                G.C.M.G.            The Hon. Sir Charles Tupper.                Bart, G.C.M.G.            Sir Chas. H. Tupper,                K.C.M.G.            Louis Olivier Taillon.            David Tisdale.            William B. Vail.            John F. Wood.            Peter White.</p>
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THE  
CANADIAN  
LAW LIST

(HARDY'S)

1899



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ONTARIO.

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# ONTARIO.

## Supreme Court of Judicature for Ontario.

*President*—The Right Hon. Sir Geo. Wm. Burton, Kt.

The Justices in Appeal, and of the High Court of Justice, are members of the Supreme Court.

*Clerk*—Alexander Grant

*Asst. Clerk & Reporter*—J. F. Smith, Q.C.

### TORONTO ADMIRALTY DISTRICT.

*Judge*—Hon. Joseph E. McDougall.

*Registrar*—John Bruce

*Marshall*—Wm. Boyd

*Reporter*—Alex. Downey

*Surrogate Judges in Admiralty of the Exchequer Court, appointed under the Admiralty Act, 1891:*

His Hon. Cornelius Val-leau Price, Kingston (Judge of the County Court of the County of Frontenac); J.M. Farrell, *Deputy-Registrar*, for that portion of the Toronto Admiralty District comprised in the Counties of Hastings, Prince Edward, Lennox, Addington, Frontenac, Leeds, Grenville, Dundas, Stormont and Glengarry. Appointed by Order in Council dated 25th March, 1896.

His Hon. Charles Robert Horne, Sandwich (Judge of the County Court of the county of Essex); J.T.Hare, *Deputy-Registrar*, for that portion of the Toronto Admiralty District comprised in the Counties of Essex, Kent, Elgin, Lambton and Middlesex. Appointed by O. C. dated 17th May, 1897.

His Hon. John Creasor, Owen Sound (Judge of the County Court of the County of Grey); Geo. Inglis, *Deputy-Registrar*, for that portion of the Toronto Admiralty District comprised in the Counties of Grey, Bruce and Simcoe. Appointed by O. C. 13th July, 1897.

Bernard Louis Doyle, Esquire, Goderich (Junior Judge of the County Court of the County of Huron); D. McDonald, *Deputy-Registrar*, for that portion of the Toronto Admiralty District comprised in the counties of Huron and Bruce. Appointed by O. C., 26th August, 1897.

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*Assistant Reporter*—R. S. Cassels

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*Justices*—Hon. Thos. Ferguson, Hon. John E. Rose, Hon. Thos. Robertson, Hon. Wm. G. Falconbridge, Hon. Hugh MacMahon, Hon. W. P. R. Street, Hon. Richard Martin Meredith

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*Deputy Minister of Justice*  
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*Attorney-General, Ontario*—

Hon. Arthur S. Hardy, Q.C.

*Deputy Atty-General, Ont.*

—J. R. Cartwright, Q.C.

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*Master of Titles*.—

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Hon. Edward Blake, Q.C.

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Sir John H. Hagarty.

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Barwick, Walter, Toronto  
Bayly, Richard, London  
Bell, John, Belleville  
Britton, Byron M., Kingston  
Bruce, Alexander, Hamilton  
Clarke, Alfred H., Windsor  
Douglas, William, Chatham  
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Gibbons, George C., London  
Guthrie, Donald, Guelph  
Hogg, William D., Ottawa

Hoskin, John, Toronto  
Idington, John, Stratford  
Irving, Æmilius, Toronto  
Kerr, William, Cobourg  
Lash, Zebulon L., Toronto  
Martin, Edward, Hamilton  
Macdougall, C., St. Thomas  
Osler, Britton B., Toronto  
O'Gara, Martin, Ottawa  
Riddell, Wm. R., Toronto  
Ritchie, Charles H., Toronto  
Robinson, C., Toronto  
Shepley, Geo. F., Toronto  
Strathy, Henry H., Barrie  
Teetzel, J. V., Hamilton  
Watson, Geo. H., Toronto  
Wilkes, Alf. J., Brantford

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*Examiners*—R. E. Kingsford, P. H. Drayton, H. L. Dunn, E. Bayly.

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*Professors*—Hon. William Proudfoot, Roman Law; Hon. D. Mills, Q.C., Constitutional and International Law; Prof. Mavor, Political Economy and Constitutional History.

## LIST OF HER MAJESTY'S COUNSELS

*The order given are the dates of the Order in Council making the appointments.*

## QUEEN'S COUNSEL APPOINTED BY PATENT FROM THE GOVERNMENT OF THE LATE PROVINCE OF CANADA.

Dec. 29, 1855.  
Oliver Mowat, G.C.M.G.  
Lieut-Governor of Ontario  
Dec. 23, 1858.  
David Breakenridge Read  
March 27, 1863.  
Æmilius Irving

Christopher Robinson  
Dec. 22, 1864.  
Edward Blake  
June 26, 1867.  
John Bell  
Clarke Gamble  
Hon. Richard W. Scott

QUEEN'S COUNSEL APPOINTED BY PATENT FROM THE  
GOVERNMENT OF THE DOMINION OF CANADA.

Dec. 18, 1872.

- \*James Beaty, jr.
- \*James MacLennan (J.C.P.)
- \*Thomas Robertson  
(Judge H. C. J.)
- \*David Tisdale
- \*Robert Stuart Woods  
(J.J.C.C.)

Feb. 28, 1873.

- \*Thomas Hodgins  
(Master in Ordinary)
  - \*John Hoskin
  - \*Geo. R. Van Norman
- May 19, 1879.
- Zebulon Aiton Lash

Oct. 11, 1880.

Thomas M. Benson,  
(J.C.C.)

- \*John A. Boyd (Chancellor)
- \*Thos. Ferguson (J.H.C.J.)
- Alfred Hoskin
- Sir G. A. Kirkpatrick, Kt.
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- \*Sir Wm. Ralph Meredith  
(C.J.C.P.)

John O'Donohoe

- \*Martin O'Gara
  - \*Britton Bath Osler
  - Richard Thomas Walkem
- Aug. 13, 1881.
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- \*Byren Moffatt Britton
  - John Creasor (C. C. Judge)
  - Allen R. Dougall
  - \*James Kirkpatrick Kerr
  - \*William Lount
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  - John C. Rose (J.H.C.J.)
  - John Charles Rykert
  - Alexander Shaw
  - \*Sir Thomas W. Taylor  
(Chief Justice Manitoba)

July 14, 1883.

- Fred. W. Barwick
- Richard Bayly
- Walter G. P. Cassels
- James Jos. Foy
- George MacDonell
- Valentine Mackenzie

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Henry J. Scott  
Hugh McKenzie Wilson

Oct. 21, 1884.

J. McPherson Hamilton  
(J.C.C.)  
W. P. R. Street (J.H.C.J.)

Oct. 23, 1885.

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\*Samuel Hume Blake  
Alexander Bruce  
John Wesley Beynon  
William Douglas  
Chas. O. Z. Ermatfinger  
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Ephraim Jones Parke  
Alfred P. Poussette  
Chas. Henry Ritchie  
James Frederick Smith  
Edward H. Smythe  
Henry Hatton Strathy  
James Peter Woods  
(J.C.C.)

Dec. 2, 1889.

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Francis Arnoldi  
George Tate Blackstock  
A. R. Boswell  
W. Hannington Bowlby  
Adam R. Creelman  
Joseph Deacon  
Thomas D. Delamere  
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Alex. Ferguson  
James Henry Flock  
F. J. French  
James S. Fullerton  
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\* Holds patents from both the Dominion and Ontario Governments.

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 Jas. Leitch  
 A. H. Macdonald  
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 George Moncrieff  
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 Nicholas Murphy  
 F. E. P. Pepler  
 D. H. Preston  
 James M. Reeve  
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 Colin G. Snider (J.C.C.)  
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 W. H. Walker  
 W. F. Walker  
 R. M. Wells  
 William R. White  
 John A. Worrell  
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 John Bergin  
 \*Charles R. W. Biggar

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 Edmund Campion  
 D. Chisholm (J.C.C.)  
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 J. P. Whitney  
 Matthew Wilson  
 \*John Fisher Wood  
 Nov. 18, 1893.  
 Edmund Leslie Newcombe  
 Aug. 8, 1895.  
 J. J. Kingsmill

QUEEN'S COUNSEL APPOINTED BY PATENT FROM THE  
 GOVERNMENT OF THE PROVINCE OF ONTARIO.

March 16, 1872.  
 \*Samuel Hume Blake  
 Wm. Proudfoot  
 March 11, 1876.  
 \*James Beaty, jr.  
 \*Thos. Hodgins  
 \*John Hoskin  
 \*James MacLennan (J.C.A.)  
 \*Thos. Robertson (J.H.C.)  
 \*David Tisdale  
 \*Geo. R. VanNorman  
 \*Robert Stewart Woods  
 (J.C.C.)  
 March 13, 1876.  
 Francis Ramsay Ball  
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 \*Byron Moffatt Britton  
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 Thomas Deacon  
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 \*Donald Guthrie  
 Hon. Arthur S. Hardy  
 Atty.-General for Ontario  
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 (Chief Jus. of Manitoba)  
 Jan. 4, 1890.  
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- A.**
- | NO        | NAME AND ADDRESS.  |
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| 3         | Agnew, John, 209 Dav-<br>enport rd   |
| 5         | Akers, John, 1 Well-<br>ington st e  |
| 6         | Anderson, F. G., 4 Mc-<br>Kinnon Bldg  |
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| 11        | Arnoldi, Gibson & Co.,<br>G., F. T. Arnoldi, 19<br>Melinda st  |
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| 15        | <b>Barwick, Aylesworth<br/>&amp; Wright,</b> 18-20<br>King w. W. Barwick,<br>A.B Aylesworth, Q.C.,<br>Douglas Armour, O.<br>A. Moss, H. J. Wright,<br>J. H. Moss.  |
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| 17        | Bayly, E., 23 Toronto st   |
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| 37        | Boyd, W. T., 23 To-<br>ronto st  |

- 38 **Briggs, A. W., M.A.**,  
33 Richmond w
- 39 **Bristol, Cawthra & Barker**, 103 Bay st.  
E. Bristol, W. H.  
Cawthra, R.K. Barker
- 40 Brown, A. Merritt, 34  
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- 42 Bruce, John, 54½ Ade-  
laide e. Special Ex-  
aminer
- 43 Bull, T. H., Court  
House.
- 44 Burk, A. W., Freehold  
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- C.**
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Manning Arcade. A.  
B. Cameron, A. D.  
Crooks
- 49 **Cameron & Lee**, 27-31  
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T. J. Lee.
- 50 Campbell & Whitehead,  
75 Yonge st. D.  
Campbell, W. M.  
Whitehead.
- 52 Canniff & Canniff, 1  
Adelaide e. J.F. Can-  
niff, H. T. Canniff
- 53 Capreol, J. L., Attor-  
ney-General's Office
- 54 Carey, F. W., 35 Ade-  
laide e
- 55 Carscallen, Hall &  
Payne, 35 Adelaide e.  
A. B. Carscallen, W.  
O. Hall, J. W. Payne
- 56 Cartwright, J. R., Q.C.,  
Deputy Attorney-Gen-  
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Brock, 4 Wellington st  
e. Hamilton Cassels,  
R.S. Cassels, H. Brock,  
G. M. Kelley
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15 Toronto. Allen Cas-  
sels, Ira Standish
- 59 Caston, H. E., Traders  
Bank Bldg
- 60 Caswell, Thomas, city  
solicitor, City Hall
- 60a Cattenach, E. C. (with  
Kingsmill & Co.)
- 61 Cavell & Gibson, 43  
Adelaide e. W. R.  
Cavell, T. A. Gibson
- 62 Chisholm, W. C., City  
Hall
- 63 Church, H. W., 24 Ade-  
laide e
- 64 Clark, W. J. 75  
Yonge st
- 65 **Clarke, Bowes & Swabey**, Mail Bldg. J.  
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Bowes, C. Swabey, E.  
Scott Griffin.
- 66 Clark, Wm. Mortimer,  
& Gray, Freehold  
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Frank M. Gray, W.  
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- 67 Clarke, S. R., 63  
Yonge st
- 69 **Clute, Macdonald, Macintosh & Mc-Crimmon**, McKinnon  
Bldg. R.C. Clute, Q.C.,  
G. S. Macdonald, J. A.  
Macintosh, Neil Mc-  
Crimmon, J. G. Hay
- 70 Cockburn, C. C., 15  
Toronto st
- 70a Code, J. R., 10½ Ade-  
laide
- 71 Cook, J. E. Medical  
Bldgs
- 72 Cook & Macdonald, 1  
Adelaide e. Wm.  
Cook, B. A.
- 73 Corley & Loftus, 46  
King st w. J. W. S.  
Corley, J. T. Loftus
- 74 Creighton, John, 12  
King e
- 75 **Crombie, Worrell & Gwynne**, 18 and 20  
King w. J. A. Wor-  
rell, Q.C., W. D.  
Gwynne
- 75a **Crowther, Jas.**, 166  
Bay
- 75b **Curry, Gunther & Eyre**, 34 Victoria st.  
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Crown Atty, E. F.  
Gunther, R. W. Eyre.
- D.**
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st
- 77 Deacon, G. P., 34 Vic-  
toria

- 78 **Delamere, Reesor, English & Ross**, 17 Toronto st. T.D. Delamere, Q.C., H. A. Reesor, E. C. Taylor English, C. C. Ross
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- 80 Denovan, A. M., 35 Adelaide e
- 81 Denovan, Joshua, 24 Adelaide e
- 82 Denton, Dods & Ford, Temple Bldg. Frank Denton, Andrew Dods, Frank Ford
- 83 Dewart, Raney & Maw, 26 King e. H. H. Dewart, W. E. Raney, H. W. Maw
- 84 Dickson & Johnston, 12 Adelaide st e. R. A. Dickson, R.L. Johnston
- 85 Dockray, T. D., 34 Victoria st
- 86 Donald, Duncan, 18 Wellington st., e
- 87 Donovan, J. A., 43 Adelaide e
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- 89 Drake, F. A., 9 Toronto st
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- 91 Drayton, P. H., 9 Toronto st
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- 96 DuVernet, Jones & Woods, 15 Toronto st. E. E. A. DuVernet, J. E. Jones, S. B. Woods
- 97 Dymond, A. M., Attorney-General's Office

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- 99 Eastwood, J. P., cor. Yonge & Bloor sts
- 100 Eddis, F. A., 9½ Adelaide e
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- 103 Elliott, W. J., 26 Adelaide w
- 104 Evans-Lewis, Charles, 43 Adelaide e

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- 106a Ferguson, J. E., 33 Richmond w
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- 109 Fitzgerald, E. G., 70 Canada Life Bldg
- 112 Fowler, H. C., 47 Canada Life Bldg
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- 115 Fraser & McKeown, 15 Toronto st. Robt. I. Fraser, S. W. McKeown
- 116 Fullerton, J. S. Q.C., City Counsel, City Hal

**G.**

- 117 Gagen, R. E. (with McPherson & Co.)
- 118 Galbraith, G. H., 75 Yonge

- 119 Gallagher & Bull, 46 King w. Ziba Gallagher, W. R. Bull
- 120 **Gamble, C. & H. D.**, 28 Scott. Clarke Gamble, Q.C., H. D. Gamble
- 122 Gash & Shore, 10 King e. N. B. Gash, H. W. Shore
- 123 Gault, Harry F., Freehold Loan Bldg
- 124 Ghent, C. A., 84 Victoria st
- 126 Gibson, A. Cecil, Canada Life Bldgs
- 127 Gibson & Snider, 15 Toronto st. F. C. Snider, R. J. Gibson
- 128 Godfrey, J. M., 15 Toronto st
- 131 Gordon & Sampson, Medical Bldg., Bay st. W. H. L. Gordon, Alex. Sampson
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- 136 Grote, Geo. W., 6 Equity Chambers
- H.**
- 137 Hamilton, J. C., Confederation Life Bldg.
- 138 Hannah, W.G., 35 Adelaide e
- 139 Hansford, J. E., 18-20 King w
- 140 Harcourt, G. A., 36 King e
- 140a H. Harkman (with Parkes & Co.)
- 141 Harman, Geo. F., 59 Yonge
- 141a Harris, S. B., 1255 Queen w.
- 141b Hassard, A. R.
- 142 Haverson, J., 28 Wellington e.
- 143 Hearn & Lamont, 47 Can. Life Bldg. E. J. Hearn, J. J. Lamont
- 144 Hector, F. T. D., 8 Equity Chambers
- 145 Heighington, Joseph, 35 Adelaide e.
- 147 Henderson, Charles, 28 Toronto st
- 148 **Henderson, Robt. B.**, 24 Adelaide e
- 149 Henderson & Davidson, 24 Adelaide e. Elmes Henderson, N. F. Davidson
- 150 **Henderson, Small & Griffin**, 24 Adelaide e. Jas. Henderson, J. T. Small, W. Martin Griffin.
- 150a Heward, G. W. C., 18 King w.
- 151 Heyd, L. F., 36 Toronto st.
- 152 Higgings & Douglas, Dineen Bldg. T. M. Higgings, Wm. Douglas
- 152a Hillar, T. H. (with Kerr, Bull & Co.)
- 152b Hilton, F. A., Mail Bldg.
- 153 Hislop, T., 9½ Adelaide e
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- 155 Hodge & Forster, 70 Victoria st. Robert Hodge, E. A. Forster
- 155a Hodgins, J. G., Department of Education
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- 161 Howland, O. A.



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L. F. Stevens  
163 **Hunter**, John Howard,  
Parliament Bldg  
164 **Hunter**, W. E. L., 59  
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**I.**

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Osgoode Hall  
168 **Irwin**, H. E., 24 King  
w.  
169 **Irwin**, W. N. 102 Free-  
hold Loan Bldg

**J.**

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Church & Court sts.  
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LL.B., E. H. Jackes  
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James Bldg. E. F. B.  
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173 **Jones**, H. C., 15 To-  
ronto st  
174 **Jones**, J. G., 155 Bay st  
175 **Jones**, Smith & Hollin-  
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Alfred Jones, W. A.  
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rake  
176 **Jones, Mackenzie &  
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st. Clarkson and Be-  
verly Jones, G. A. Mac-  
kenzie, C. J. Leonard  
177 **Jones**, W. W., 18 To-  
ronto st

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R. A. Grant.  
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mer, W. H. Irving, C.  
H. Porter  
183 **King**, S., 18 Welling-  
ton e  
184 **King & Eagen**, 1 To-  
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Ritchie & Co.)

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W. Bain, C. Kappele  
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189a **Lake**, E.M., 14 King w  
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191 **Lamont**, J. H., 35 Ade-  
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- 214 McNab Allan, 15 Toronto st
- 215 McNeill, E. P., Canada Life Chambers
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- 217 McPhillips, F., 1 Toronto st
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- M.**
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- 221 Macdonald, Charles Egerton, 18 Toronto
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- 231 Mackenzie, E. C., 18 Toronto st
- 232 Mackenzie, H. Gordon, Medical Bldg., Bay st
- 233 Macklem & Denison, 15 Toronto st. O.R. Macklem, G.T. Denison, jr
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**Maclaren, Macdonald, Shepley & Donald**, 28 & 30 Toronto st. J. J. Maclaren, Q.C., J. H.

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F. Shepley, Q.C., W.  
E. Middleton, R. C.  
Donald
- 234a **McLean, Frank W.**,  
34 Victoria
- 235 Macrae, H. H., 1 To-  
ronto st.
- 236 Marsh & Marsh, Free-  
hold Loan Bldg. G.  
W. and W.L.E. Marsh
- 238 Martin, H. J., 43 Ade-  
laide e
- 239 Martin, S. S., 28 To-  
ronto
- 240 Mealy, J. W., 60 Ter-  
raulay st
- 241 Mearns & Spence, 120  
Yonge. F. S. Mearns,  
J. H. Spence
- 242 Medd, Sydney T., Can-  
ada Life Bldg
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- 244 Mercer & Bradford, Bk  
of Com. Bldgs. M. S.  
Mercer, S.H. Bradford
- 245 Middleton, A. N. (with  
Maclaren & Co)
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- 247 Millar, Ferguson &  
Hughes, 55 Yonge. C.  
Millar, W. N. Fergu-  
son, V. J. Hughes
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B. Milliken, H. A.  
Clarke, 72 Yonge st
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ilton, Canada Life  
Cham. J. A. Mills, J.  
H. Tennant, A. R.  
Hamilton
- 250 Mills, Mills & Hales,  
G. G. Mills, Alex.  
Mills, J. Hales  
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- 252 Montgomery, Fleury &  
Montgomery, 69 & 70  
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Montgomery, W. J.  
Fleury, R. A. Mont-  
gomery
- 252a Moore, W. H.
- 253 Morphy, Arnold, Bur-  
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- 254 Morris, W., 24 King w
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Mowat & Maclen-  
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ton, Q.C., H.M. Mowat,  
R. J. Maclennan
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W. N. Miller, Q.C.,  
Wm. Mulock, Jr.,  
McDowall Thomson
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- 259 Munro, R. H. R., 9 To-  
ronto st
- 260 Murphy, Nicholas, Q.C.
- 260a Murray, A. G., 61 Vic-  
toria
- 261 Murray, Huson W. M.,  
Q.C., 59 Yonge st
- N.**
- 262 Nason, J., 46 King w
- 263 Neville, R. S., 18 & 20  
King st w
- 264 Nicol, W. B., 13 Ade-  
laide e
- O.**
- 265 O'Brien, J. B. Free-  
hold Loan Bldg
- 266 O'Brien, Gibson & De-  
fries, 74 Church. H.  
O'Brien, G. Gibson,  
R. A. L. Defries
- 267 O'Donohoe, Hon. J., 100  
Church st
- 268 O'Meara, A. E., Con-  
federation Life Bldg
- 268a Osler, E. Glen (with  
Beatty & Co.)
- 269 Owens & Boddy, 9 To-  
ronto. E. W. J.  
Owens, C.A. S. Boddy
- P.**
- 270 Paterson, Ritchie &  
Sweeny, 312 Temple  
Bldg. N. F. Pater-  
son, Q.C. P. E.  
Ritchie G. R. Sweeny
- 271 Parkes, James, & Co.,  
19 Melinda st
- 272 Pearson & Denton, 1  
Toronto st. J. Pear-  
son, J. H. Denton
- 273 Penton, Edward, 24  
Adelaide e

- 274 Pinkerton & Cooke,  
Medical Bldg. W.  
Pinkerton, F.C. Cooke  
275 Powell Frank R., 1  
Toronto st  
276 Proctor, Jas. A., 24  
Adelaide e

**Q.**

- 277 Quinn, J. M.

**R.**

- 278 **Reeve & Church**, Di-  
neen Bldg. J. M.  
Reeve, Q.C., T. L.  
Church, M.A.  
279 Read & Read, McKin-  
non Bldg. D. B. Read,  
Q.C., W. Read  
280 **Reid & Wood**, Free-  
hold Loan Bldg. T.  
A. Reid, S. Casey  
Wood  
280a Reynolds, E. R., 15  
Toronto  
281 Ridout, John G., 103  
Bay st. (Ridout &  
Maybee)  
282 Ritchie, G., 8½ King e  
283 Ritchie, Ludwig & Bal-  
lentyne, 9 Toronto st.  
C. H. Ritchie, Q.C.,  
M. H. Ludwig, A. W.  
Ballentyne  
284 Roaf & Roaf, 23 Ade-  
laide e. W. & J. R.  
Roaf  
285 Roberts, H.N., 4 Leader  
Lane  
286 Robertson & MacLen-  
nan, Can. Life Cham.  
Donald M. Robertson,  
Jas. J. MacLennan  
287 Robertson, Jas. E., 50  
Yonge st  
288 Robinette, T. C., 15 To-  
ronto st  
289 Robinson, Christopher,  
Q.C., 74 Church  
290 Robinson, Lennox &  
Macleod, Canada Life  
Cham. C. C. Robin-  
son, Solicitor for York  
County, T. H. Lennox.  
291 Roche, F. J., & Co., 15  
Wellington w  
292 Rolph & Brown, 32  
Adelaide e. Thos. T.  
Rolph, E. B. Brown  
293 Rose, H. (with Beatty  
& Co)

- 294 Ross, D. C., Dineen  
Bldg.  
295 Rowan & Ross, Mail  
Bldg. T. A. Rowan,  
Jas. L. Ross  
296 Royce, A.H., 48 King w  
297 Ryckman, Kirkpatrick  
& Kerr, 34 Adelaide  
e. E. B. Ryckman,  
A. T. Kirkpatrick, C.  
W. Kerr

**S**

- 300 Saunders, E., 511 Mc-  
Kinnon Bldg  
302 Schoff, Elgin, 15 To-  
ronto st  
303 Scott & Houston, 18  
Toronto st. Henry J.  
Scott, Q.C., Stewart  
F. Houston  
304 Scott & Scott, 34  
Yonge. J. J., C. D.  
and J. T. Scott  
305 Segsworth, R. F., 103  
Bay st  
305a Shaver, H. H., 166  
Bay  
306 Shaw, John, City Hall  
307 Shaw, J.G. (with Kerr,  
Bull & Co.)  
308 Shilton, Wallbridge &  
Martin, 100 McKin-  
non Bldg. John Shil-  
ton, W.H. Wallbridge,  
C. B. Martin  
309 Sinclair & Sinclair, 46  
King w. A. H. Sin-  
clair, D. L. Sinclair  
309a Slaght, A. G. (with  
Holman & Co.)  
310 **Smellie & Shaw**, 36  
King st e. R. S.  
Smellie, J. R. Shaw  
310a Smiley, F. L. (with C.  
& H. D. Gamble)  
311 Smith, D. T., Medical  
Bldg and 710 Queen e  
312 Smith, G. H., 9 To-  
ronto st  
314 Smith, Rae & Greer,  
25 Toronto st. J. F.  
Smith, Q.C., G. M. Rae,  
J. Greer, G. L. Smith  
315 Smyth, R. G., 18 To-  
ronto st  
316 Smyth, W. R., 70 Vic-  
toria st  
317 St. John & Thompson,  
Temple Bldg. J. W.  
St. John, Geo. H.  
Thompson

- 319 Stonehouse, Edwd., 180  
Robert st  
321 Strathy, J. R., 123 Sim-  
coe st  
322 Swazie, B. E., 17 Ade-  
laide e

**T.**

- 323 Taylor & McConnell, 43  
Adelaide e. W. B.  
Taylor  
324 Thompson, C. W., 81  
Can. Life Bldg  
325 **Thomson, Henderson  
& Bell**, Board of  
Trade Bldg. D. E.  
Thomson, Q.C., D.  
Henderson, G. Bell,  
John B. Holden, W.  
N. Tilley  
326 Thomson, T. C., Medi-  
cal Building  
327 Thorne, Warren &  
Starr, Freehold Loan  
Bldg. H. Thorne, J.  
J. Warren, J. R. L.  
Starr  
328 Thurston, W. G., 23  
Toronto st  
329 Titus, F. E., Can. Bk.  
Com. Bldg  
330 Travers, F. J., 53 Can.  
Life Bldg  
331 Tremear, W. J., 51  
King e  
332 Trow, A. E., 10½ Ade-  
laide e  
333 Tytler & McCabe, 9½  
Adelaide st e. J. Tyl-  
ler, C. J. McCabe

**U.**

- 334 Urquhart & Urquhart,  
Med. Bldg. D. Urqu-  
hart, T. Urquhart

**V.**

- 335 Vandervoort, M. P., 18  
Wellington e  
336 Vickers & Parker, 9  
Toronto st. W. W.  
Vicker, W. R. P.  
Parker

**W.**

- 337 Waldron & Hodges, 2  
Toronto st. G. Wald-  
ron, W. H. Hodges  
338 Wallace & Johnston,  
Janes Bldg. W. J.  
Wallace, W. Johnston  
339 **Watson, Smoke, &  
Masten**, York Cham.,  
9 Toronto st. Geo. H.  
Watson, Q.C., C. A.  
Masten, S. C. Smoke,  
J. G. Smith  
340 Watt, D. H., 36 To-  
ronto st  
340a Watt, H. L., 8½ King  
street e  
341 Webb, Lampert &  
Langley, 61 Can. Life  
Bldg. F. L. Webb, W.  
A. Lampert, O. A.  
Langley  
342 Wells & MacMurchy,  
Union Station. Hon.  
R. M. Wells, Q.C.,  
Angus MacMurchy  
342a Werrett, W. A., 77 Vic-  
toria St.  
343 Welton, H. R., 1 To-  
ronto st  
344 White, J. P., 25 To-  
ronto st  
345 Wickham, H.J. (special  
examiner), 81 Canada  
Life Bldg  
346 Wickson, Samuel, 8½  
King e  
347 Wilkie & Irving, 61 Vic-  
toria st. G. Wilkie,  
J. E. Irving  
348 Williams, A. J., Dineen  
Bldg.  
349 Williams & Williams,  
18 Toronto st. W. H.  
Williams.  
349a Wilson, A. F., (with  
McCarthy & Co.)  
350 Wright, J. A., 1 Ade-  
laide e

**Y.**

- 351 Young, McGregor, Os-  
goode Hall

## BARRISTERS AND SOLICITORS

*Throughout the Province, with reference to Toronto Agents.*

NOTE.—To find the Toronto Agent, the number after name will refer you to name in Toronto List opposite the same number. Except where specified, the firm representing numbers are Agents in all Divisions.

**1 Toronto****A.**

- 2 **Acton**, Co. Halton  
Mackinnon, A. J.-64  
McLean & McLean-  
234 (Guelph Branch)
- 3 **Ailsa Craig**, Co. Mid-  
dlesex  
Meredith, Judd &  
Dromgole-65 (Lon-  
don Branch)
- 4 **Alexandria**, Co. Glen-  
garry  
Macdonell & Costello-  
227. J.A. Macdonell,  
Q.C., F. T. Costello,  
Munro, M.-234  
Smith, A. L.-267  
Tiffany, E. H.-29
- 5 **Alliston**, Co. Simcoe  
Fisher & Bell-82. W.  
G. Fisher, W. A.  
Bell  
Lennox, Boys &  
Brown-15 (Barrie  
Branch)  
McCarthy, Pepler, Mc-  
Carthy & Duncan-  
205 (Barrie Bch)
- 6 **Almonte**, Co. Lanark  
Jamieson & Greig-15  
H. Jamieson, A. M.  
Greig  
Kirkland, J. T.  
McFarlane, M. J.-339  
Stafford, W. H.-339
- 7 **Alvinston**, Co. Lamb-  
ton  
Clement, R. V.-68  
Hanna & Burnham-  
15 (Sarnia Branch)
- 8 **Amherstburg**, Co.  
Essex  
Clay, Henry-205  
Davis, Delos R.-256  
Hough, F. A-65
- 9 **Ancaster**, Co. Went-  
worth  
Kenrick, Edward

- 10 **Arnprior**, Co. Renfrew  
Craig, W. B.-78  
Dulmage & Burwash-  
15. R. Dulmage,  
A. Burwash  
Slattery, R. J.-241  
Thompson & Hunt-  
205. R. A. Hunt, J.  
E. Thompson
- 11 **Arthur**, Co. Wellington  
East, M. H.  
McMartin, M. M.-235  
Tytler & McCabe (To-  
ronto Branch)  
Wilkins, M.-64
- 12 **Athens**, County Leeds  
Beall, Thos. R.-211  
Lewis, W. A.-283
- 13 **Aurora**, Co. York  
Montgomery, Fleury  
& Montgomery (To-  
ronto Branch)  
Robinson, Lennox &  
Macleod (Tor'to Br.)  
Taylor, A. E.-69
- 14 **Avonmore**, Co. Stor-  
mont  
Rae, Chas. B. (Ches-  
terville Branch)
- 15 **Aylmer**, Co. Elgin  
Crawford & Craw-  
ford-15. John and  
J. L. Crawford  
Haines, Alfred E.-251  
Miller & Backhouse-  
256. E. A. Miller,  
A. H. Backhouse  
Stevens, W. E.-331

**B.**

- 16 **Barrie**, Co. Simcoe  
Ault & Cowan-15. W.  
Ault, A. Cowan  
Dickinson & Mac-  
watt-342. D.F. Mac-  
watt, J. Dickinson  
Hewson & Creswicke-  
200. C. E. Hewson,  
A. E. H. Creswicke  
Hood, Jacks & Fra-  
ser. John Hood, J.  
Jacks, Jas. Fraser

- Lennox, Boys & Brown-15. H. Lennox, W. A. Boys, Geo. E. J. Brown  
Lount & Lount-200. W. L. Lount, Q.C., G. W. Lount  
**McCarthy, Pepler & McCarthy** - 205. F. E. P. Pepler, Q.C., J.A.McCarthy, D.C. Murchison  
Plaxton C. W.-256  
Radenhurst, G. A.-15  
Ross, Donald-15  
Stewart, H. D.-15  
Strathy & Esten-29  
H. H. Strathy, Q.C., G. H. Esten
- 17 **Beamsville**, County Lincoln  
Bell, Geo. F.
- 18 **Beaverton**, County Ontario  
Godson, T. E.-159  
Roach, M. H.-278
- 19 **Becton**, Co. Simcoe  
McCarthy, Pepler & McCarthy-205. (Barrie Branch)
- 20 **Belle River**, Co. Essex  
Haldane, J. F. C. (Windsor Branch)
- 21 **Belleville**, Co. Hastings  
Anderson, P.J.M.-157  
**Bell & Biggar**-15. J. Bell, Q.C., W. H. Biggar  
Bogart, C.-339  
Bull, S. J.-339  
Butler, Edward-339  
Carnew, Wm.-162  
**Clute, Williams & Morden**-69. R. C. Clute, Q.C., J. Williams, W.S.Morden  
Denmark, G.-15  
Diamond, W. J.-234  
Donald, E.-27  
Dougall, A.R., Q.C.-263  
Falkner & Thomas-159. N. B. Falkner, H. P. Thomas  
Flint, J. J. B.  
Macaulay, C. D.-27  
Masson, Stewart-159  
Mikel, W. C.-15
- McCamon, W. J.-68  
McMahon, W. P.-69  
Northrup & Roberts-15. W. B. Northrup, A. A. Roberts  
O'Flynn, F. E.-15  
Ponton, W. N.-15  
**Porter & Farnham**, -157. G. J. Porter, Wm. Farnham  
Robertson, D. B.  
Thomas & Lazier-120  
J. P. Thomas, S. D. Lazier  
Wallbridge, F. S.-15  
Walker, A. R.  
**Wills, J. F.**-196  
Wright, M.-69
- 22 **Berlin**, Co. Waterloo  
Andrews, H. M.-172  
Bitzer, Conrad-181  
Bowlby & Clement-96.  
W. H. Bowlby, Q.C., E. P. Clement, D. S. Bowlby  
Dalzell, J. B.-205  
Millar & Sims-181. A. Millar, Q.C., H. J. Sims.  
Rohleder, F.  
Sutton, J. A.  
Secord, M. A.  
Weir, J. J. A.-188
- 23 **Blenheim**, Co. Kent  
Gosnell, R. L.-327  
Thompson, R. M.
- 24 **Blythe**, Co. Huron  
Dickson, A. S.-15
- 25 **Bolton**, Co. Peel  
Bolton, H. H.  
Cameron & Lee (Toronto Branch)
- 26 **Bothwell**, Co. Kent  
Hickey, W. R.-181  
Taylor, George L.-93
- 27 **Bowmanville**, Co. Durham  
Blair, Chas. P.  
Galbraith, John K.-339  
Loscombe, R. R.-215  
McLaughlin, A. E.-29  
Simpson, D. B.-157
- 28 **Bracebridge**, Muskoka  
Johnson, T.-68  
Mahaffy & Ashworth-12. A. A. Mahaffy, John Ashworth

- Arnold & Rowland-19.  
O. M. Arnold, P. T.  
Rowland
- 29 **Bradford**, Co. Simcoe  
Evans, T. W. W.-216.  
Scanlon, Mark & A. E.  
(Toronto Branch)
- 30 **Brampton**, Co. Peel  
Beynon, J. W., Q.C.-  
339  
Blain T. J.  
Graham E. G.-234  
Heyd & Earney. L.  
F. Heyd, W. D.  
Earney  
Justin & Hollis-15. B.  
F. Justin, J.F. Hollis  
Manning, J. J.-15  
Morphy & Morphy-  
251. T. and W. S.  
orphy  
McFadden, W. H.-234  
McKechnie & Heggie-  
15. A. McKechnie,  
R. E. Heggie  
Pringle, R. H.-234
- 31 **Brantford**, Co. Brant  
Baird & Henderson-  
175. A. L. Baird,  
W. T. Henderson  
Bowlby, J.W., Q.C.-256  
Brewster, Muirhead &  
Heyd-151. W. S.  
Brewster, G.H. Muir-  
head, G. D. Heyd  
Charlton, W. M.-248  
Hardy & Hardy-15.  
Hon. A. S. Hardy,  
Q.C., A. C. W.  
Hardy, LL.B.  
Harley, Sweet & Har-  
ley-120. J. Harley,  
E. Sweet, E. Harley  
Heyd, Louis F.-151  
Jones & Hollinrake-  
175. S. Alfred Jones,  
W. A. Hollinrake  
Livingston, W. C.  
Mackenzie, V., Q.C.-96  
Muir, M. F.-175  
O'Neil, W. J.  
VanNorman, G. R.,  
Q.C., 29  
Wade, T. S.-175  
Wilkes, A. J., Q.C.-15  
Wilson & Watts-29.  
H. McK. Wilson,  
Q.C., A. E. Watts,  
Woodyatt, Thos.-151
- 32 **Brechin**, Co. Ontario  
Roach, M. H. (Beaver-  
ton Branch)
- 33 **Brighton**, Co. North-  
umberland  
Drewry, George  
Gordon, J. W.-65  
Irvine, C. R.-29
- 34 **Brockville**, Co. Leeds  
Brown & Fraser-15.  
M. M. Brown, O. K.  
Fraser  
Buell, W. S.-15  
Deacon, Jos., Q.C.-200  
Fulford, C. C.-267  
Hutcheson & Fisher-  
250. Jas. A. Hutche-  
son, A. A. Fisher  
Jones, Elmer-15  
Marshall, I. N.-251  
O'Brien & O'Brien-  
249. D. O'Brien, J.  
O'Brien  
Page, J. Albert-339  
Reynolds, E. J.-15  
Wood & Stewart-65.  
Hon. John F. Wood,  
Q.C., H. A. Stewart  
Wright, W. J.-341
- 35 **Brussels**, Co. Huron  
Blair, G. F.-15  
Sinclair, W. M.  
Taylor, R. L.-267
- 36 **Burk's Falls**, Parry  
Sound District  
Evans, S. T.-175
- 37 **Burlington**, County  
Halton  
Cleaver, A. H.-83  
Greene, T. J. C.  
Kerns, F. A.-65
- C.**
- 38 **Caledon East**, Co.  
Peel  
Morphy & Morphy  
(Brampton Branch)
- 39 **Caledonia**, Co. Haldi-  
mand  
Arrell Harrison-241  
Crerar, Crerar & Ban-  
kier-15. J. Crerar,  
Q.C., P. D. Crerar,  
P. M. Bankier, John  
McKean (Hamilton  
Branch)



- 40 **Campbellford, Co.**  
Northumberland  
Colville, A. L.-15  
Harris, W. H.-258  
Lynch, D. J.-29 & 339  
Payne, G. A.-339
- 41 **Cannington, County**  
Ontario  
Reid, A. J.-15
- 41a **Cardinal, Co. Gren-**  
ville  
O'Reilly & McCrea,  
(Prescott Branch)
- 42 **Carlton Place,**  
Co. Lanark  
McCue Wilson  
McIntosh, Colin-8  
Patterson & Findlay-  
15. Robert Patter-  
son, G. Findlay  
Small & McNeely-15.  
H. C. Small, J. Mc-  
Neely
- 43 **Cayuga, Co. Haldi-**  
mand  
Colter & Goodman-15.  
C. W. Colter, A. K.  
Goodman  
Grant, W. A. D.-6  
Snider & Thompson-  
157. T. A. Snider,  
A. T. Thompson
- 44 **Chatham, Co. Kent**  
**Atkinson & Atkin-**  
**son** 29 & 157. C. R.,  
Q.C., and C. R. At-  
kinson, Jr.  
Douglas, Wm., Q.C.-303  
Douglas, G. B.-15  
Fraser & Bell-339. J.  
S. Fraser Edwin Bell  
Laffarty, A. M.-193  
Lewis & Richards-157.  
O. L. Lewis, W. G.  
Richards  
Martin, Geo. G.-69  
Martin, W. J.-220  
O'Neil, C. J.-203  
O'Flynn, J. B.-29  
McDonald, Charles  
McKeough, W. E.-216  
**Rankin, Scullard &**  
**Co.-S.** J. B. Ran-  
kin, Thos. Scullard  
Reeve, John-15  
Robinson, W. H.-15  
Sayer, Geo. A.-256
- Scane, Houston Stone  
& Scane-205. E. W.  
Scane, M. Houston,  
F. Stone, W. W.  
Scane  
Smith, W. F.-69  
Stanworth, W.-157  
Thrasher & Arnold-S.  
Walter Thrasher, S.  
B. Arnold  
Walker, J. A.-334.  
White, J. W.-234  
Wilson, Kerr & Pike-  
S. M. Wilson, Q.C.,  
J. G. Kerr, J. M.  
Pike, W. E. Mc-  
Keough
- 45 **Chesley, Co. Bruce**  
Mickle, C. J.-274
- 46 **Chesterville, Co.**  
Dundas  
Lawson, W. B.-69  
Rae, Chas. B.-347
- 47 **Claremont, County**  
Ontario  
Denton, Dods & Ford  
(Toronto Branch)
- 48 **Clinton, Co. Huron**  
Brydone, W.-239  
Scott & McKenzie-15.  
Jas. Scott, E. H.  
McKenzie
- 49 **Cobourg, Co. North-**  
umberland  
Armstrong, A. J.-19  
Boggs, F. D.-69  
Dumble, J. F.-49  
Field, Frank M., B.A.-  
205  
Holland, H. F.-157  
Huycke, E. C. S.-339  
Kerr & Kerr-297.  
Wm. Kerr, Q.C., W.  
F. Kerr  
Kerr, John W.-297  
McCull, J. B.
- 50 **Colborne, Co. North-**  
umberland  
Field & Jones-96. F.  
M. Field, B.A., B.  
Morton Jones, B.C.E  
Hunter, H. F.  
Payne, Wm. L.-339  
Webb, F. L.
- 51 **Coldwater, Co. Simcoe**  
J. C. Brokovski-15

- 52 **Collingwood, Co.**  
Simcoe  
Allan, W. T.-199  
Birnie, John, jr.-68  
Bruce & Fair. G. W.  
Bruce, R. E. Fair  
Moberley & Campbell-  
303 & 188. George  
Moberley, W. M.  
Campbell  
Robertson, H., Q.C.-15
- 53 **Comber, Co. Essex**  
Poole, J. I.-250
- 54 **Cookstown, County**  
Simcoe  
Ferguson, McDonald  
& Glassford (To-  
ronto Branch)
- 55 **Cooksville, Co. Peel**  
Mercer & Bradford  
(Toronto Branch)
- 56 **Cornwall, Co. Stor-**  
mont, Dundas and  
Glengarry  
Chisholm, J. A.-339  
Chisholm, Wm.-188  
Copeland, G. T.-69  
Danis, D.-69  
Dingwall, Jas.-256  
Gogo, G. I. P.-103  
Harkness & Cameron-  
69. J. G. Harkness,  
J. A. C. Cameron  
Leitch & Pringle-186.  
James Leitch, Q.C.,  
R. A. Pringle  
Macdonell, A. I.-69  
MacLennan, Liddell &  
Cline-15. D. B. Mac-  
lennan, Q.C., J. W.  
Liddell, C. H. Cline  
F. J. MacLennan  
Sheets, M. O.-267  
Smith & Pettit-15. R.  
Smith, G. H. Pettit
- 57 **Creemore, Co. Simcoe**  
Lennox, Boys &  
Brown-15 (Barrie  
Branch)  
McCarthy, Pepler, Mc-  
Carthy & Duncan-  
205 (Barrie Branch)
- D.**
- 57a **Dethi, Co. Norfolk**  
Thompson, B. A.
- 58 **Deseronto, County**  
Hastings  
Derocha, Geo. E.
- 59 **Dinorwic, Rainy**  
River District  
Price, H. E.-39
- 60 **Drayton, Co. Wellin-**  
ton  
Gordon & Drew-250.  
W. H. Gordon, E.  
W. Drew  
Lown, A. S.-58
- 61 **Dresden, Co. Kent**  
Sharpe, Jas. W.-205  
Weir, George E.-267
- 62 **Dundas, Co. Went-**  
worth  
Begue, T. H. A.-186  
**Knowles, W. E. S.**  
188.  
Gwyn, H. C.-205  
Wardell, A. R. & T.  
A.-15
- 63 **Dundalk, Co. Grey**  
Lamon, James-64
- 64 **Dunnville, Co. Hal-**  
dimand  
Bradford, Robert  
Eccles, J. C.-15  
Macdonald & Mac-  
donald-234. Jas. F.  
& S. C. Macdonald  
Swayze, W. D.-15
- 65 **Durham, Co. Grey**  
Davidson, W. S.-161a  
McCaul, G. Lefroy-58  
Telford, J. P.-170  
Wright & Batson.  
Lucas Wright, C. A.  
Batson
- 66 **Dutton, Co. Elgin**  
Barnum, W. H. (St.  
Thomas Branch)  
Leitch, C. St. Clair-29  
**E.**
- 67 **East Toronto, Co.**  
York  
Duncan, Grant &  
Skeans (T'nto B'ch)
- 68 **Egansville, Co. Ren-**  
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Matheson, R. A.-199
- 68a **Eglinton, Co. York**  
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Montgomery (To-  
ronto Branch)
- 69 **Elmira, Co. Waterloo**  
McBride, A. B. (Wa-  
terloo Branch)  
Reade, Wm. M. (Wa-  
terloo Branch)

- 70 **Elmvale**, Co. Simcoe  
Dickinson, Macwatt &  
Lent-342. (BarrieBr)  
Lennox, Boys &  
Brown (Barrie Br'h)
- 71 **Elora**, Co. Wellington  
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Jacob, John-256  
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- 72 **Erin**, Co. Wellington  
McDowell, W.-234  
McKechnie, A.
- 73 **Essex**, Co. Essex  
Kennedy, W. H.  
Wismer, E. A.-29
- 74 **Exeter**, Co. Huron  
Collins, R. H.-15  
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L. H. Dixon, Isaac  
Carling  
Elliott & Gladman-157  
B. V. Elliott, F. W.  
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- F.**
- 75 **Fenelon Falls**, Co.  
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- 76 **Fergus**, Co. Wellington  
Fasken, Alex.-19  
Gordon, W. H.-250  
Munro & Macdonnell-  
15. N. M. Munro,  
G. Macdonnell
- 77 **Flesherton**, Co. Grey  
Frost, J. W. (Owen  
Sound Branch)  
Lucas & Wright-107  
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- 78 **Flinton**, Co. Lennox  
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Perry, W. H.-157
- 79 **Forest**, Co. Lambton  
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Porte, W. J.-15
- 80 **Fort Erie**, Co. Welland  
Morwood, H. R.-241
- 80a **Fort Frances**, Rainy  
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Bird, J. E., & Co.  
Sissons, H. J. F.
- 81 **Fort William**, Thun-  
der Bay District  
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- 82 **Galt**, Co. Waterloo  
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15. E. J. Beaumont,  
J. B. Irwin  
Card, W. D.-188  
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172. W. H. Turn-  
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- 83 **Gananoque**, Co.  
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- 84 **Georgetown**, Co.  
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- 85 **Glencoe**, Co. Middle-  
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216 (London Br'ch)  
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& Coleridge (London  
Branch)
- 86 **Goderich**, Co. Huron  
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Holt, D. Holmes  
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Campion, E., Q.C.-234  
Dancey, L. E.-15  
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15. J. T. Garrow,  
Q.C., Wm. Proudfoot  
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- 87 **Gore Bay**, Manitoulin  
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- 88 **Grand Valley**, Co.  
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- 89 **Gravenhurst**, Muskoka District  
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- 90 **Grimsey**, Co. Lincoln  
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- 91 **Guelph**, Co. Wellington  
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Macdonald & Drew-220. A. H. Macdonald, Q.C., J. J. Drew  
Maclean, K.-29 & 157  
McMillan & Dunbar-205. Hugh McMillan, C. L. Dunbar  
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**McLean & McLean**-172. W. A. McLean, J. A. McLean  
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- H.**
- 92 **Hagersville**, County  
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- 93 **Hamilton**, Co. Wentworth  
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Biggar & Lee-15. S.  
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Brown, Alex. W.  
Bruce, Burton & Bruce-205. A. Bruce, Q.C., W. F. Burton, Ralph R. Bruce
- Burkholder, C. E.-339  
Carpenter & Carpenter-157. H. Carpenter, A. A. Carpenter  
**Carscallen & Cahill**-157. H. Carscallen, Q.C., E. D. Cahill, D'Arcy Tate  
Chisholm & Logie-78.  
Jas. Chisholm, W. A. Logie  
**Crerar, Crerar & Bankier**-15. J.  
Crerar, Q.C., P. D.  
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Culham, J. A.-15  
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**Scott, Lees & Hobson**-304. J. J. Scott, W. Lees, T. Hobson  
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- 95 **Harriston**, Co. Wellington  
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- 97 **Hastings Village**, Co. Northumberland  
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- 98 **Hawkesbury**, Co. Prescott  
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- 99 **Hensall**, Co. Huron  
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- 100 **Hespeler**, Co. Waterloo.  
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- 101 **Huntsville**, Muskoka  
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- 102 **Ingersoll**, Co. Oxford  
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- Holcroft, W. W.-29  
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- 103 **Iroquois**, Co. Dundas  
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- 103a **Islington** Co. York  
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- J.**
- 104 **Jarvis**, Co. Haldimand  
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- 105 **Kemptville**, County Grenville:  
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- 105a **Killaloe**, Co. Renfrew.  
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- 106 **Kincardine**, County Bruce  
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- 107 **King**, Co. York  
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 Armstrong & Elliott (Toronto Branch)  
 Grierson & Kyles (Toronto Branch)
- 108 **Kingston**, Co. Frontenac  
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- Macdonnell & Farrell-256. G. M. Macdonnell, Q.C., J. M. Farrell
- Machar, J.M., Q.C.-15
- Macnee, J. H -69
- Mudie, John-157
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H. I. Lyon
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- Strange, John-267
- Sullivan W. H.-7
- Walkem & Walkem**-195. R. T. Walkem, Q.C.,  
Joseph B. Walkem  
Webster, Chas. R.
- 109 **Kingsville**, Co. Essex  
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- 109a **Kirkfield**, Co. Victoria,  
Godson, T. Ernest.  
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- L.**
- 109b **Lambton Mills**, Co. York  
Montgomery, Fleury  
& Montgomery (Toronto Branch)
- 109c **Lanark**, Lanark Co.  
Haydon, Andrew
- 110 **Lancaster**, Co. Glen-garry  
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- 111 **Leamington**, County Essex  
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- 112 **Lindsay**, Co. Victoria  
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- Moore & Jackson-339.  
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- McLaughlin & McDiarmid-19. R. J. McLaughlin, F. A. McDiarmid
- McSweyn & Anderson-65. John McSweyn, D. R. Anderson.  
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- 113 **Listowel**, Co. Perth  
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Morphy & Carthew-339. H. B. Morphy, J. M. Carthew  
Terhune, J. E.-279
- 114 **Little Current**, Manitoulin Island  
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Kessock, R. R. (Gore Bay Branch)
- 115 **London**, Co. Middlesex  
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Bartram, W. H.-15  
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- Frazer & Frazer**-157  
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Gibbons, Mulhern & Harper-15. Geo. C. Gibbons, Q.C., P. Mulhern, Fred. F. Harper

- Graydon & Graydon-172. N. P. Graydon, H. M. Graydon
- Greenlees & Becher-29. A Greenlees, H. C. Becher
- Gunn & Harvey**-280. G. C. Gunn, W. J. Harvey
- Hellmuth & Ivey-120. I. F. Hellmuth, C. H. Ivey
- Jarvis & Vintng-179. C. G. Jarvis, Jared Vining
- Jeffery, A. O., LL.D., D.C.L.-15
- Jeffery, J. E.-15
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- Laidlaw, W. B.-69.
- Love & Dignan-265. F. Love, R. H. Dignan
- Luscombe, T. H.-15
- Macbeth & Macpherson-15. Talbot Macbeth, J. Macpherson
- Magee, McKillop & Murphy**-15. J. Magee, Q.C., J. B. McKillop, T. J. Murphy, P. E. Mackenzie
- Meredith & Fisher-65. Thos. G. Meredith, R. G. Fisher
- Meredith, Judd, Dromgole & Elliott-234. E. Meredith, Q.C., J. C. Judd, J.O.Dromgole J. C. Elliott
- McEvoy, Pope & Perrin**-216. John M. McEvoy, LL.B., H. C. Pope, F. E. Perrin
- McKenzie Philip-256
- McPhillips & Toothe-157. P. McPhillips, R. M. C. Toothe
- McWhinney, J. M. O'Neil, J. D.-15
- Parke, Purdom & Purdom**-284. F. J. Parke, Q.C., T. H. Purdom, A. Purdom
- Partridge, Thos. Proudfoot, W. A.
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- Stuart, Stuart & Ross-216. Alex. Stuart, D. Stuart, D. C. Ross
- Tennent, McDonagh & Coleridge-193. D. H. Tennent, M. P. McDonagh, T. Coleridge
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- 116 **L'Original**, Co. Prescott and Russell  
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- 117 **Lucan**, Co. Middlesex  
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- 118 **Lucknow**, Co. Bruce  
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- 119 **Madoc**, Co. Hastings  
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- 120 **Manitowaning**, Manitoulin Island  
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- 121 **Markdale**, Co. Grey  
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- 122 **Markham**, Co. York  
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- 122a **Marmora**, Hastings County  
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- 123 **Mattawa**, Nipissing District  
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- 124 **Meaford** Co. Grey  
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John S. Wilson, T.  
H. Dyre
- 125 **Merrickville**, County  
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- 126 **Metcalfe**, Co. Carleton  
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son & Layton-256.  
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- 127 **Midland**, Co. Simcoe  
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96. W. H. Bennett,  
W. A. Finlayson.  
Rowe, John-29
- 128 **Mildmay**, Co. Bruce  
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- 129 **Millbrook**, Co. Dur-  
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- 130 **Milton**, Co. Halton  
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- 130a **Mine Centre**, Rainy  
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- 131 **Mitchell**, Co. Perth  
Dent & Thompson-  
155. A. Dent, F. H.  
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E. A. Dunbar  
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- 132 **Morrisburg**, Co. Dun-  
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- 133 **Mount Forest**, Co.  
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- Kingston, W. H.,  
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- 134 **Napanee**, Co. Lennox  
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H. M. Deroche, Q.C.,  
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- 136 **Newcastle**, Co. Dur-  
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- 137 **New Hamburg**, Co.  
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- 137a **New Lowell**, County  
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- 138 **Newmarket**, County  
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- 139 **Niagara Falls**, Co.  
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- 140 **North Bay**, Nipissing  
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- 141 **Norwich**, Co. Oxford  
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- 142 **Norwood**, Co. Peter-  
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- 143 **Oakville**, Co. Halton  
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- 144 **Oil Springs**, County  
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- 145 **Orangeville**, County  
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- 146 **Orillia**, Co. Simcoe  
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- 147 **Oshawa**, Co. Ontario  
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- 148 **Ottawa**, Co. Carleton  
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**Belcourt & Ritchie**-  
234. N. A. Belcourt,  
LL.D., M.P., John  
A. Ritchie, County  
Crown Attorney
- Bishop & Smith-78.  
John Bishop, L. A.  
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**Chrysler & Bethune**  
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sler, Q.C., C. J. R.  
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Clemow F. C.  
Code & Beament-70a.  
W. J. Code, T. A.  
Beament  
**Code & Burritt**-70a.  
R. G. Code, E. F.  
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**Gemmill & May**-12.  
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**Gorman, M. J.**-96  
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J. Daly  
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**Lewis & Smellie-205.**

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L. Lyon

McDougal, D. Joseph

McIntyre & Powell.

A.F. McIntyre, Q.C.,

F. C. Powell

**McLaurin & Millar-**

29. Geo. McLaurin,

H. Millar

McLean, D. L.-29

**McVeity & McDou-  
gal.** Taylor Mc-

Veity., City Atty. F.

A. McDougal

Nellis, Monk & Mathe-

son-157. T. F. Nel-

lis, H. C. Monk, R.

B. Matheson

O'Connor, D., Q.C.

**O'Connor, Hogg &  
Magee-113.** W. D.

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O'Connor & Chisholm,

J. R. O'Connor, A.

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mell-15 & 256. M.

O'Gara, Q.C., Wm.

Wyld, R.E. Gemmell

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Pratt & Pratt-342. H.

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**Scott, Scott, &**

**Curle-342.** Hon. R.

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W. H. Curle, M. A.

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Sinclair, R. V.-15

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Stewart, McLeod-270

Vincent, J. U.-49

Ward, J. W. W.

Warne, J. F.

Webster, G. R.

**Wicksteed, R. J.**

149 **Owen Sound, County**

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Armstrong, Wm. R.

Armstrong & Telford-

15. J. Armstrong,

Wm. P. Telford, jr

Bishop & Middleboro-

15. Wm. A. Bishop,

W. S. Middleboro

Christie, Robert-15

Creasor & Smith-15.

A. D. Creasor, H.B.

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Frost, J. W.-205

Hatton, W. J.-205

Kilbourn & Kilbourn-

15. J. M. & F. H.

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J. B. Lucas, W. H.

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A. G. Mackay, H. E

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R. W. Evans, H. P.

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150 **Paisley, Co. Bruce**

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151 **Palmerston, Co.**

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152 **Paris, Co. Brant**

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- 154 **Parkhill**, Co. Middlesex  
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- 155 **Parry Sound**, Parry Sound District  
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 Ray, N. A.
- 156 **Pembroke**, Co. Renfrew  
 Burritt, Jas. H.-205  
 Delahaye & Reeves-15. G. Delahaye,  
 John H. Reeves  
 Forgie, J. G.-205  
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 Metcalf & Metcalf-29.  
 J. H. & J. R. Metcalf  
 O'Meara, J. J.-15  
 White, Peter, Jr.  
 White & Williams-15.  
 Wm. R. White, Q.C.,  
 W. H. Williams
- 157 **Penetanguishene**, Co. Simcoe  
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- 158 **Perth**, Co. Lanark  
 Allan, J. A.-339  
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 W. Hall  
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 Matheson & Balderson-15. A. J. Matheson,  
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 J. M. Rogers, John  
 A. Stewart  
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- 159 **Peterborough**, Co. Peterborough  
 Dennistoun, Peck & Stevenson-205. E. A.  
 Peck, R. M. Dennistoun,  
 A. Stevenson  
 Dumble & Johnston-339. D. W. Dumble,  
 W. F. Johnston  
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 W. A. Stratton, R.  
 R. Hall
- 160 **Petrolia**, Co. Lambton  
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 I. Greenzien  
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- 161 **Pictou**, Co. Prince Edward  
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 Wright & Walmsley-65. John A. Wright,  
 Thos. Walmsley  
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- 162 **Port Arthur**, Thunder Bay District  
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- 163 **Port Dover**, County Norfolk  
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- 164 **Port Elgin**, County Bruce  
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- 165 **Port Hope**, County Durham  
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- 166 **Port Perry**, County Ontario  
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- 167 **Prescott**, Co. Leeds and Grenville  
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French, F. J., Q.C.-234  
Halpin, P. K.-339  
O'Reilly & McCrea-339. J. R. O'Reilly, Geo. McCrea
- 168 **Preston**, Co. Waterloo  
DuVernet & Hanning. (Toronto Branch)
- B.**
- 169 **Rat Portage**, Rainy River District  
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Boyce, A. Cyril-78  
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- 170 **Renfrew**, Co. Renfrew  
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McGarry, Grout & Devine-15. T. W. McGarry, T. H. Grout, F. X. Devine
- 171 **Richmond Hill**, Co. York  
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- 172 **Ridgetown**, Co. Kent  
Mills & Mills-145.  
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Smith, Herbert D.-69  
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- 172a **Ripley**, Bruce Co.  
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- 173 **Rodney**, Co. Elgin  
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- 174 **Sarnia**, Co. Lambton  
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Hanna & Burnham-15. W. J. Hanna, Alex. Burnham  
Kittermaster & Gurd-15. F. W. Kittermaster, N. S. Gurd  
Logan & Graham-72. John Logan, Jas B. Graham  
Mackenzie, David  
McDowall, J. A.-200  
McMillan, D. S.-200  
Pardee & Shaunnessy-29. F. F. Pardee, A. E. Shaunnessy  
Weir, A.-157
- 175 **Sault Ste. Marie**, District of Algoma  
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Hamilton, H. C.-234  
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Kehoe, J. J.-234  
McFadden & Farwell-339. M. McFadden, C. F. Farwell, U. McFadden  
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- 175a **Schomberg**, Co. York  
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- 176 **Seaforth**, Co. Huron  
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- 177 **Shelburne**, Co. Dufferin  
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- 178 **Simcoe**, Co. Norfolk  
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- 179 **Smith's Falls**, Co. Lanark  
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- 180 **Stayner**, Co. Simcoe  
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W. M. Campbell, G. St. V. Morgan.  
Hood, Fraser & Sullivan. John Hood, James Fraser, A. J. F. Sullivan
- 181 **Stirling**, Co. Hastings  
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- 182 **Stouffville**, Co. York  
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- 183 **Stratford**, Co. Perth  
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- Idington & Robertson-15. John Idington, Q.C., R. S. Robertson  
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Mabee, J. P.-205  
McPherson & Davidson-29. G. G. McPherson, J. A. Davidson  
Panton, A. M.-341  
Smith & Steele-216. E. S. Smith, Q.C., J. Steele  
Woods & Coughlin. P. Woods, Q.C., J. J. Coughlin
- 184 **Strathroy**, Co. Middlesex  
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- 185 **Streetsville**, Co. Peel  
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- 186 **St. Catharines**, Co. Lincoln  
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Campbell, J. S.-216  
Collier & Yale-205. H. H. Collier, H. Yale  
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Gilleland, W. B.-234  
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Lancaster, E. A.-8  
McCarron, M. J.-258  
McClive, H. W.-234  
Macdonald, F. W.-15  
Marquis, A. W.-15  
Peterson, G. F.-205  
Rykert, J. C., Q.C.-235  
St. John, F.-15  
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- 186a **St. Clements**, County Waterloo  
Reade, Wm. M. (Waterloo Branch)

- 188 **St. Mary's**, Co. Perth  
Graham, J. W.-167  
Harding, E. W.-234  
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Moscrip, Wm. C.-15
- 189 **St. Thomas**, Co. Elgin  
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Doherty, Wm. B.-15  
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S. Robertson, C. A.  
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son-216. A. McCrim-  
mon, Wm. A. Wilson  
McLean, McLean &  
Cameron-15. J. &  
Jas. A. McLean, W.  
K. Cameron  
**Robinson, John A.**-  
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- 190 **Sturgeon Falls**, Dis-  
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- 191 **Sudbury**, Dis. Nipissing  
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- 192 **Sutton**, Co. York  
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- 193 **Tamworth**, Co. Len-  
nox and Addington  
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- 194 **Tara**, Co. Bruce  
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- 195 **Teeswater**, Co. Bruce  
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- 196 **Thamesville**, County  
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- 198 **Thessalon**, District  
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**Williams, T. E.**
- 199 **Thornbury**, Co. Grey  
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(Meaford Branch)
- 200 **Thorndale**, Co. Mid-  
dlesex  
Jarvis & Vining (Lon-  
don Branch)
- 201 **Thornhill**, Co. York  
Duncan, Grant &  
Skeans (Toronto Br)
- 202 **Thorold**, Co. Welland  
Collier & Burson. H.  
H. Collier, G.B. Bur-  
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- 203 **Tilbury**, Co. Essex  
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Nelles, F. E.-289
- 204 **Tilsonburg**, County  
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- 205 **Toronto Junction**,  
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- 206 **Tottenham**, County  
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Hood, Jacks & Fraser  
(Barrie Branch)  
McCarthy, Pepler &  
McCarthy-205. (Bar-  
rie Branch)

- 207 **Trenton**, Co. Hastings  
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- 208 **Tweed**, Co. Hastings  
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- 209 **Unionville**, Co. York  
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Holmes & Gregory.  
(Toronto Branch)
- 210 **Uxbridge**, Co. Ontario  
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S. S. Sharpe  
Raines, F. N.-216
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- 211 **Vankleek Hill**, Co.  
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- W.**
- 213 **Wabigoon**, Rainy Ri-  
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H. Sangster, T. H.  
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- 214 **Walkerton**, Co. Bruce  
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- 214a **Walkerville**, Essex  
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**Coburn, J. H.-29 &  
266**
- 215 **Wallaceburg**, Co.  
Kent  
Carscallen & Hall-157  
Wm. Carlisle Hall,  
A. B. Carscallen  
Fraser & Bell-339. J.  
S. Fraser, Ed. Bell  
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- 216 **Warkworth**, County  
Northumberland  
Webb, F. L. (Col-  
borne Branch)
- 218 **Waterford**, Co. Nor-  
folk  
Wilkinson, W. B.-55
- 219 **Waterloo**, Co. Water-  
loo  
McBride, A. B.-15  
Haight, J. C.-205  
Hutchison, S. A.  
Reade, Wm. M.
- 220 **Watford**, Co. Lambton  
Fitzgerald & Fitzger-  
ald-15. (London Br.)  
Cowan & McCarthy.  
(Sarnia Branch)  
Saunders, A.-15
- 221 **Welland**, Co. Welland  
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German & Macdonell-  
227. W. M. German,  
A. Macdonell  
Gross, J. F.-234  
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& Maccoomb-205.**  
Hon. R. Harcourt,  
Q.C., T. D. Cowper,  
H. W. Maccoomb  
Raymond & Cohoe-205  
L. C. Raymond, J.  
E. Cohoe
- 222 **West Lorne**, Co. Elgin  
Bridgeman, A.-15
- 223 **West Winchester**,  
Co. Dundas  
Lawson, W. B.  
(Chesterville Br.)  
Palmer, W. L.-29  
Reveller, S. S.-205

- 224 **Weston**, Co. York  
Irwin, H. E.  
(Toronto Branch)  
Nason, Joseph (Toronto  
Branch)
- 226 **Whitby**, Co. Ontario  
Barclay, L. T.  
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325. John B. Dow,  
T. A. McGillivray  
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- 227 **Warton**, Co. Bruce  
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- 228 **Windsor**, Co. Essex  
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197. J. E. O'Connor,  
A. J. Arnold  
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lett & Bartlett,-15.  
A. H. Clarke, M. K.  
Cowan, M.P., N. A.  
Bartlett, A. R.  
Bartlett  
**Cleary & Suther-**  
**land**-48. F. Cleary,  
R. F. Sutherland  
Dougill & Darling-15.  
D. Dougill, J. L.  
Darling  
Ellis & Ellis-205. H.  
T. W. & St. G. Ellis  
Fleming, Wigle &  
Rodd 205. O. E.  
Fleming, E. S. Wig-  
gle, J. H. Rodd  
Haldane, J. F. C.-284  
(Special Examiner)  
Hanna, J. W.-216  
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cal Master)  
Kenning, E. C.  
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- Martin, J. R.-29  
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**Patterson, Murphy  
& Sale**-65. Hon. J.  
C. Patterson, J. L.  
Murphy, John Sale  
Peters, J. L.-205  
Sheppard, M.-15  
Templeton, James  
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- 229 **Wingham**, Co. Huron  
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- 230 **Woodbridge**, County  
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Ferguson, McDonald  
& Glassford (To-  
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- 232 **Woodstock**, County  
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205. H. J. Finkle,  
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- 232 **Woodville**, Co. Vic-  
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(Beaverton Branch)  
Weeks, C. E.-157



## ALPHABETICAL LIST OF BARRISTERS IN ONTARIO.

NOTE.—To find place of Residence, the number after name refers to City or Town in Ontario of same number.

**A.**

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**B.**

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 Titus, F. E., 1  
 Toothe, R. M. C., 115. (McPhillips & Co.)  
 Torrance, W. P., 1. (Kingsmill & Co.)  
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 Washington, S. F., 93  
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 Wilkes, A. J., 31  
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 Wilkins, M., 11  
 Wilkinson, W. B., 218  
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 ton & Co.) S. C., 1. (Reid &  
 Co.) S. G., 1. (Kingstone & Co.)  
 Woods, J. P., 183. S. B., 1. (Du-  
 Yernet & Co.)  
 Woodyatt, T., 31  
 Worrell, J. A. I. (Crombie & Co.)

Wright, H. J., 1. (Barwick & Co.)  
 J. A., 1 & 161. L., 65. M., 21  
 W. H., 149. (Lucas & Co.) W  
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**Y.**

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 Young, E. M., 161. McG., 1. S. G.,  
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**ONTARIO DIVISION COURTS.**

**INSPECTOR J. DICKEY, Esq.**  
**Parliament Bldgs, Toronto**

**ALGOMA DISTRICT.**

- 1.....Sault St. Marie
- 2..... Bruce Mines
- 3..... Thessalon
- 4..... Webbwood
- 5..... Chelmsford
- 6..... Richards' Landing

**BRANT.**

- 1..... Brantford
- 2..... Paris
- 3..... St. George
- 4..... Burford
- 5..... Scotland

**BRUCE.**

- 1..... Walkerton
- 2..... Teeswater
- 3..... Kincardine
- 4..... Paisley
- 5..... Port Elgin
- 6..... Underwood
- 7..... Invermay
- 8..... Wiarton
- 9..... Ripley
- 10..... Lion's Head
- 11..... Lucknow
- 12..... Chesley

**CARLTON.**

- 1..... Ottawa
- 2..... Fallowfield
- 3..... Carp
- 4..... Galata
- 5..... Kars
- 6..... Metcalfe
- 7..... Mosgrove

**DUFFERIN.**

- 1..... Orangeville
- 2..... Shelburne
- 3..... Stanton
- 4..... Mono Mills
- 5..... Grand Valley

**ELGIN.**

- 1..... Aylmer
- 2..... St. Thomas
- 3..... St. Thomas
- 4..... Dutton

**ESSEX.**

- 1..... Sandwich
- 2..... Amherstburg
- 3..... Kingsville
- 4..... Oxley
- 5..... Leamington
- 6..... Belle River
- 7..... Windsor
- 8..... Essex
- 9..... Comber

**FRONTENAC**

- 1..... Kingston
- 2..... Kingston
- 3..... Sydenham
- 4..... Verona
- 5..... Sunbury
- 6..... Sharbot Lake

**GREY**

- 1..... Owen Sound
- 2..... Durham
- 3..... Meaford
- 4..... Heathcote
- 5..... Fleshertn
- 6..... Chatsworth
- 7..... Hanover
- 8..... Markdale

**HALDIMAND**

- 1..... Caledonia
- 2..... Cayuga
- 3..... Dunnville
- 4..... Rainham
- 5..... Canborough
- 6..... Jarvis

**HALIBURTON**

- 1..... Minden
- 2..... Haliburton
- 3..... Ursa

**HALTON**

- 1..... Milton
- 2..... Oakville
- 3..... Georgetown
- 4..... Acton
- 5..... Nassagaweya
- 6..... Burlington

**HASTINGS.**

- 1..... Belleville
- 3..... Shannonville
- 4..... Tweed
- 5..... Stirling
- 6..... Madoc
- 7..... Deseronto
- 9..... Trenton
- 10..... Marmora
- 11..... Maynooth
- 12..... Umfraville

**HURON**

- 1..... Goderich
- 2..... Seaforth
- 3..... Clinton
- 4..... Brussels
- 5..... Exeter
- 6..... Dungannon
- 7..... Bayfield
- 8..... Wingham
- 9..... Wroxeter
- 10..... Zurich
- 11..... Crediton
- 12..... Blyth

**KENT**

- 1..... Chatham
- 2..... Ridgeway
- 3..... Dresden
- 4..... Blenheim
- 5..... Wallaceburg
- 6..... Bothwell
- 7..... Fletcher

**LAMBTON**

- 1..... Sarnia
- 2..... Watford
- 3..... Florence
- 4..... Sombra
- 5..... Forest
- 6..... Thedford
- 7..... Mooretown
- 8..... Petrolia
- 9..... Alvinston

**LANARK**

- 1..... Perth
- 2..... Lanark
- 3..... Carleton Place
- 4..... Smith's Falls
- 5..... Pakenham
- 6..... Almonte

**LEEDS & GRENVILLE**

- 1..... Brockville
- 2..... Prescott
- 3..... Gananoque
- 4..... Kemptville
- 5..... Merrickville
- 6..... Phillipsville
- 7..... Toledo
- 8..... Newboro'
- 9..... Athens
- 10..... Spencerville
- 11..... North Augusta
- 12..... Caintown

**LENNOX & ADDINGTON**

- 1..... Napanee
- 2..... Bath
- 3..... Adolphustown
- 4..... Camden East
- 5..... Centreville
- 6..... Odessa
- 7..... Tamworth

**LINCOLN**

- 1..... Niagara
- 2..... St. Catharines
- 3..... Smithville
- 4..... Beamsville

**MANITOULIN ISLAND**

- 1..... Gore Bay
- 2..... Little Current
- 3..... Manitowaning

## MIDDLESEX

- 1..... London
- 2..... Parkhill
- 3..... Lucan
- 4..... Delaware
- 5..... Glencoe
- 6..... Strathroy
- 7..... Dorchester Station
- 8..... Arva
- 9..... London

## MUSKOKA DISTRICT

- 1..... Bracebridge
- 2..... Gravenhurst
- 3..... Huntsville
- 4..... Port Carling

## NIPISSING DISTRICT

- 1..... Sturgeon Falls
- 2..... Mattawa
- 3..... North Bay
- 4..... Sudbury
- 5..... Bonfield
- 6..... Warren

## NORFOLK

- 1..... Simcoe
- 2..... Waterford
- 3..... Windham Centre
- 4..... Ronson
- 5..... Vittoria
- 6..... Port Rowan
- 7..... Fairground
- 8..... Port Dover

NORTHUMBERLAND  
AND DURHAM

- 1..... Bowmanville
- 2..... Newcastle
- 3..... Port Hope
- 4..... Millbrook
- 5..... Cobourg
- 6..... Grafton
- 7..... Colborne
- 8..... Brighton
- 9..... Warkworth
- 10..... Wooler
- 11..... Campbellford

## ONTARIO

- 1..... Whitby
- 2..... Greenwood
- 3..... Port Perry
- 4..... Uxbridge
- 5..... Cannington
- 6..... Beaverton
- 7..... Uptergrove

## OXFORD

- 1..... Woodstock
- 2..... Drumbo
- 3..... Embro
- 4..... Norwich
- 5..... Ingersoll
- 6..... Tilsonburg

PARRY SOUND DIS-  
TRICT

- 1..... Parry Sound
- 2..... McKellar P.O.
- 3..... Rosseau
- 4..... Burk's Falls
- 5..... Maganetawan
- 6..... Commanda
- 7..... Sundridge

## PEEL

- 1..... Brampton
- 2..... Cooksville
- 3..... Caledon
- 4..... Bolton

## PERTH

- 1..... Stratford
- 2..... Mitchell
- 3..... St. Mary's
- 4..... Shakespeare
- 5..... Milverton
- 6..... Listowel

## PETERBOROUGH

- 1..... Peterborough
- 2..... Norwood
- 3..... Keene
- 4..... Lakefield
- 5..... Apsley

## PRESCOTT &amp; RUSSELL

- 1..... L'Original
- 2..... Vankleek Hill
- 3..... St. Eugene
- 4..... Plantagenet
- 5..... Cumberland
- 6..... Russell
- 7..... Hawkesbury
- 8..... Fournier
- 9..... Alfred
- 10..... Clarence Creek
- 11..... Grant

## PRINCE EDWARD

- 1..... Picton
- 2..... Milford
- 3..... Demorestville
- 4..... Ameliasburg
- 5..... Wellington
- 6..... Bloomfield

- 7..... Consecon
- 8..... Waupoos

#### RAINY RIVER DISTRICT

- 1..... Rat Portage
- 2..... Fort Francis

#### RENFREW

- 1..... Pembroke
- 2..... Beachburg
- 3..... Renfrew
- 4..... Arnprior
- 5..... Shamrock
- 6..... Eganville
- 7..... Cobden
- 8..... Rockingham

#### SIMCOE

- 1..... Barrie
- 2..... Bradford
- 3..... Beeton
- 4..... Collingwood
- 5..... Craighurst
- 6..... Orillia
- 7..... New Lowell
- 8..... Alliston
- 9..... Penetanguishene
- 10..... Coldwater

#### STORMONT, DUNDAS AND GLENGARRY

- 1..... Williamstown
- 2..... Alexandria
- 3..... Cornwall
- 4..... Dickinson's Landing
- 5..... Morrisburg
- 6..... Iroquois
- 7..... South Mountain
- 8..... Crysler
- 9..... Bridge End
- 10..... Chesterville
- 11..... Strathmore
- 12..... Dominonville

#### THUNDER BAY DISTRICT

- 1..... Port Arthur
- 3..... Fort William

#### VICTORIA

- 1..... Woodville
- 2..... Fenelon Falls
- 3..... Bobcaygeon
- 4..... Omemee

- 5..... Lindsay
- 6..... Oakwood
- 7..... Victoria Road

#### WATERLOO

- 1..... Berlin
- 2..... Preston
- 3..... Galt
- 4..... New Hamburg
- 5..... Linwood
- 6..... St. Jacob's
- 7..... Ayr

#### WELLAND

- 1..... Welland
- 2..... Marshville
- 3..... Fort Erie
- 4..... Niagara Falls South
- 5..... Thorold
- 6..... Port Colborne

#### WELLINGTON

- 1..... Guelph
- 2..... Morriston
- 3..... Rockwood
- 4..... Fergus
- 5..... Erin
- 6..... Elora
- 7..... Drayton
- 8..... Arthur
- 10..... Harrison
- 11..... Mount Forest

#### WENTWORTH

- 1..... Hamilton
- 2..... Dundas
- 3..... Waterdown
- 4..... Rockton
- 5..... Stoney Creek
- 7..... Glanford
- 8..... Binbrook
- 9..... Hamilton

#### YORK

- 1..... Toronto
- 2..... Unionville
- 3..... Richmond Hill
- 4..... Newmarket
- 5..... Sutton West
- 6..... Lloydtown
- 7..... Woodbridge
- 8..... Toronto Junction
- 9..... West Hill
- 10..... Toronto

# COUNTY AND JUDICIAL OFFICERS—ONTARIO 1899.

Inspector of Legal Offices—JAMES FLEMING, Esq., Barrister-at-Law, Osgoode Hall, Toronto.

Inspector of Registry Offices—DONALD GUTHRIE, Q.C., Guelph.

**NOTE.**—Communications to Officials should be addressed to the official name of office, not the holder of office.

COUNTIES	COUNTY TOWNS	JUDGES	SHERIFFS	CLERKS OF PEACE AND CO. ATTORNEYS.	LOCAL MASTERS OF HIGH COURT	LOCAL REGISTRARS OF HIGH COURT, DEP.-CLERKS OF THE REG. SUBROGATE.	REGISTRARS OF DEEDS.
ALGOMA DISTRICT	Sault Ste. Marie	{ F. W. Johnston { E. O'Connor, J. J.	W. H. Carney	J. J. Kehoe	F. W. Johnston	G. McC, Farwell	R. A. Lyon
BRANT	Brantford	{ Alex. D. Hardy { W. Barrett	Wm. Watt, Jr	G. R. Van Norman	E. O'Connor	J. T. Hewitt	W. B. Wood
BRUCE	Walkerton	{ A. B. Klein, J. J. { D. B. MacTavish	F. O'Connor	Thomas Dixon	W. A. McLean	M. Goetz	D Sinclair
CARLETON	Ottawa	{ Wm. Mosgrove, J. J. { T. A. M. McCarthy	J. Sweetland	J. A. Ritchie	W. L. Scott	J. P. Featherston	Patrick J. Coffey
DUFFERIN	Orangeville	{ T. A. M. McCarthy { berland	Thos. Bowles	Wm. J. L. McKay	M. McCarthy	John T. A. McLaren	Wm. McKim George C. Ward, Port Hope, E. R. J. W. McLaughlin, Bowmanville, W. R.
DURHAM	See Northum						
ELGIN	St. Thomas	{ D. J. Hughes { C. O. Ernautinger	D. Brown	D. J. Donohue	Robert Miller	David McLaws	James Henry Coyne
ESSEX	Sandwich	{ C. R. Hume { M. A. McHugh, J. J.	John C. Iler	A. H. Clarke	J. F. Hare	F. E. Marcon	J. W. Askin
FRONTENAC	Kingston	{ C. V. Price { John Creaser	Wm. Ferguson	J. L. Whiting, Q.C.	J. M. Machar, Q.C	Archibald McGill	Jas. D. Thompson R. McKnight, Owen Sound, N. R.
GREY	Owen Sound	{ D. Morrison, J. J. { Duncan McMillan	C. H. Moore	W. Armstrong, Cl.P.	John Creaser		Thomas Lauder, Durham, S. R.
HALDIMAND	Cayuga	{ John M. Hamilton { T. A. Lazier	R. H. Davis	C. W. Colter	Duncan McMillan	James Mitchell	(Vacant)
HALTON	Milton	{ T. A. Lazier { E. B. Frazer, J. J.	M. Clements	Thos. G. Matheson	W. A. Hamilton	W. A. Lawrence	David Robertson.
HASTINGS	Belleville	{ James Messon { B. L. Doyle, J. J.	George F. Hope	P. J. M. Anderson	S. S. Lazier	A. G. Northrup	H. W. Day, Belleville
HURON	Goderich	{ B. L. Doyle, J. J. { Archibald Bell	R. G. Reynolds	Ira Lewis	B. L. Doyle	D. McDonald	Alexander Gibson
KINGSTON (C)	Other Officials after Prince	{ R. S. Woods, J. J. { C. Robinson	John R. Gemmill	W. Douglas, Q.C.	R. O'Hara	W. A. Campbell	James P. Gildersleeve, Kingston
KENT	Chatham	{ J. A. MacKenzie, J. J. { W. S. Senkler	James Flintoft	J. P. Bucke	John A. MacKenzie	W. R. Gemmill	P. D. McKellar
LAMBTON	Sarnia	{ H. S. McDonald { Jas. Reynolds, J. J.	James Thompson	E. G. Malloch	H. S. Senkler	Chas. Rice	Arch. Maclean { John Menzies, Almonte, N. R., { J. Armour, Perth, S. R., { W. H. Cole, Brockville { P. McCrea, Prescott
LANARK	Perth	{ W. H. Wilkison { Geo. D. Hawley	G. A. Dana	M. M. Brown	James Reynolds	S. Reynolds	Stephen Gibson
LEEDS AND GRENVILLE	Brockville	{ W. H. Wilkison { Geo. D. Hawley	Geo. D. Hawley	S. C. Warner	S. S. Lazier	W. P. Deroche	
LENOX & ADDINGTON	Napanee						

LINCOLN	St. Catharines	E. J. Senkler	Thos. C. Dawson	M. Brennan	F. W. McDonald	* J. Glench	† Hon. J. C. Currie
LONDON (C)	Gore Bay	See Algoma					W. C. La Gill, London
MANITOULIN	London	Wm. Elliott	D. M. Cameron	James Magee, Q.C.	R. K. Cowan	Wm. S. Francis	D. R. Springer
MIDDLESEX	Bracebridge	Edward Elliott, J.J.	James W. Bettes	Thomas Johnson	W. C. Mahaffy	John Macbeth	J. W. Walters, London, N. & E. R.
MUSKOGA DISTRICT	North Bay	W. C. Mahaffy	H. C. Varin	A. G. Browning	J. A. Valin	Isaac Huber	S. F. Blackburn, Glencoe, W. R.
NIPESING DISTRICT	Simcoe	James A. Valin	James Jackson	J. H. Anisley	James Robb	Thos. J. Bourke	J. F. Bout
NORFOLK	Cobourg	T. M. Benson	Isaac O. Proctor	John W. Kerr	J. H. Dumble	C. C. Kapelje	Wm. Doran, North Bay
NORTH-WESTERN DISTRICT	Whitby	J. Ketchum, J.J.	John F. Paxton	J. E. Farewell, Q.C.	G. H. Dartnell	John Fisher	Augustus Melony
ONTARIO	Other Officials	D. J. McIntyre, J.J.				L. T. Barclay	(F. W. Field, Cobourg, Colbn., E. R.)
OTTAWA (C)	Woodstock	Alex. Finkle	Jas. Brady	F. R. Ball, Q.C.	W. T. McMillen	James Canfield	G. W. Dryden
PARRY SOUND DISTRICT	Parry Sound	Patrick McCurry	S. Armstrong	W. L. Haight	W. C. Mahaffy	Ed. Jordan	Alexander Burrill, Ottawa
PEEL	Brampton	Duncan McGibbon	Robert Broddy	W. H. McFadden	J. A. Austin	Thos. Kennedy	G. R. Pattullo
PERTH	Stratford	John A. Barron	John Hossie	J. Idington, Q.C.	Duncan McGibbon	Kenneth Chisholm	Thomas Kennedy
PETERBOROUGH	Peterborough	C. A. Weller	James A. Hall	Robert E. Wood	C. A. Weller	J. D. Hay, N. R.	J. P. Whelihan, St. Mary's, S. R.
PRESCOTT AND RUSSELL	Original	Peter O'Brian	Albert Hagar	J. Maxwell	John Moloney	John Fraser	Bernard Morrow
PRINCE EDWARD	Pictou	Edward Merrill	Jas. Gillespie	J. R. Brown	Peter O'Brian	John Fraser	J. Higginson
RAINY RIVER DISTRICT	Ras Portage	J. Robinson, St. M.	Wm. H. Carpenter	H. Langford	C. H. Widdfield	W. H. K. Allison, Q.C.	W. Mackenzie
RENFREW	Pembroke	J. W. Chapple, J.J.	Wm. Moffat	J. H. Metcalf	John Deacon	Frank J. Appohn	Frank J. Appohn
RUSSELL	Other Officials	Thos. Deacon, J. J.				A. Thomson	(Vacant)
SMCOE	Barrie	W. F. A. Boys, J.J.	Hon. Chas. Drury	J. R. Cotter	J. R. Cotter	J. McL. Stevenson	Samuel Lount
STORMONT, DUNDAS AND GLENGARRY	Cornwall	J. F. Pringle	Alex. McNabb	James Dingswall	J. F. Pringle	J. A. McDougall	C. J. Algnre, Cornwall
THUNDER BAY	Port Arthur	R. F. Carnac, J. J.	A. W. Thompson	Thos. A. Corham	F. Fitzgerald	Miss McDonald	T. McDonald, Morrisburg
TORONTO (C)		F. Fitzgerald	Frederick Mowat	J. W. Curry	James Meek	James Meek	John Simpson, Alexandria
VICTORIA	Lindsay	W. W. Dean	John McLennan	W. W. Dean	W. Grace	W. Grace	J. M. Munro
WATERLOO	Berlin	Jno. E. Harding, J.J.	A. P. Devlin	A. P. Devlin	J. J. Weir	J. J. Weir	C. D. Barr
WELLAND	Welland	Wm. W. Fitzgerald	W. H. Bowly, Q.C.	W. H. Bowly, Q.C.	J. J. Weir	J. J. Peterson	C. D. Barr
WELLINGTON	Guelph	A. C. Chadwick	Thos. D. Cowper	Thos. D. Cowper	Wm. W. Fitzgerald	L. P. Willison	Isaac Masters
WENTWORTH	Hamilton	Jos. Jamieson, J.J.	Robert McKim	H. W. Peterson	A. M. McKinnon	A. McKinnon, L.R.	J. E. Morin
		Collin G. Spider	John Crevar, Q.C.	John Crevar, Q.C.	W. Carroll, Co. Clk.	W. Carroll, Co. Clk.	J. Anderson, Arthur, N.R.
		John F. Monck, J.J.	T. H. Bull, Cl. Pee	T. H. Bull, Cl. Pee	Alex. McKenzie	Alex. McKenzie	N. Higinbotham, Guelph, S.R.
YORK	Toronto	J. E. McDougall	H. A. Dewart, Co. Crown Attorney	H. A. Dewart, Co. Crown Attorney	A. M. Ross, C.C.	S. H. Ghent	J. Massie, Toronto, E. and W. R.
		E. Morgan, J.J.	J. W. Curry	J. W. Curry	Joseph Tait	Joseph Tait	James Massie, Toronto, E. and W. R.
		F. M. Morson, J.J.			Reg. Sur. Court.	Reg. Sur. Court.	J. J. Pearson, Newmarket, N.R.

\* And Deputy Registrar.

† Deputy Clerk of the Crown, County Court Clerk and Reg. Surrogate.

‡ Reg. Surrogate.

|| Local Registrar and County Clerk only.

## SYNOPSIS OF THE LAWS OF ONTARIO.

Compiled by Messrs. Macdonald, Cartwright and Garvey, of Osgoode Hall, Barristers-at-Law, Toronto.

(Revised to January 1st, 1899.)

**Arrest for Debt, Absconding Debtors**—When a creditor has a claim of \$100 or over, and can show to the satisfaction of the Judge that he has such claim and that there is reasonable and probable cause for believing that the debtor is about to leave the Province with intent to defraud his creditors, an order for arrest may be granted.

**Assignments**—Must be made to the Sheriff of the County where the debtor resides or carries on business, unless the majority of the creditors having claims of \$100 or over consent to the appointment of some other person. The assignment must be filed within five days after execution, and notice inserted in the *Ontario Gazette* in the issue next after five days after execution; for default there is a penalty of \$25 per day. The assignor may be examined on a resolution of the creditors or inspectors, without the procuring of a judgment.

**Bankruptcy**—There is no bankruptcy law in this Province, but a debtor may make an assignment for the benefit of creditors and ensure a ratable distribution of his assets. Assignment not under this Act does not require to be made to the Sheriff.

**Bills of Exchange and Promissory Notes**—These are practically subject to the commercial law in respect to days of grace, notice and protest. Notes only bear interest from the date of maturity, and then at the legal rate, six per cent., unless the rate and time are expressly mentioned on the face. Loss of a bill or note does not prevent collection, but payee must be indemnified.

**Bills of Sale and Chattel Mortgages**—These must be registered within five days in the office of the County Court Clerk, otherwise they are void as against creditors, except bills of sale, where there is an actual and continued change of possession of the property. There are special regulations regarding chattel mortgages and bills of sale in the territorial and provisional districts, both as to place of filing and time of filing. Affidavits of execution must now show the date of the execution of the mortgage. Chattel mortgages must be renewed yearly.

**Conditional Sales of Chattels**—When there is a sale of manufactured goods and possession is given, but the intention is that the ownership thereto shall not pass, a subsequent purchaser or mortgagee without notice in good faith for valuable consideration is put on enquiry as to whether they have been fully paid for, if the name and address of the manufacturer or vendor is painted, printed, or otherwise



plainly attached thereto, but is only valid as against such subsequent purchaser or mortgagee when evidenced in writing, signed by the original bailee or his agent. The above provision does not apply to household furniture, nor to cases where the bailor or vendor within ten days from the execution of any receipt note, time receipt, order or other instrument evidencing the bailment or conditional sale, file the same or a copy thereof with the Clerk of the County Court, but pianos, organs or other musical instruments are not included in the term household furniture.

**Contracts**—Contracts for sale of goods over \$40 require part performance or to be in writing, otherwise they are void. Contracts made on Sunday (with few exceptions), and contracts contrary to public policy or of an immoral character, are illegal.

**Courts, Jurisdiction of**—In money claims on contract the jurisdiction of the Division Court extends to \$200 in liquidated claims, *i.e.*, those settled by acts or signature of the parties, and \$100 in unliquidated claims, that of the County Court to \$600 and \$200 respectively, and that of the High Court claims beyond these amounts.

**Commissions**—When a witness resides out of the Province an order may be made to take his evidence on commission.

**Execution**—In the County Court and High Court execution may issue immediately upon entry of judgment, unless stayed by order of the Court or Judge. Executions must be renewed before the expiration of three years from the date of the issuing thereof. In the Division Court, where the judgment is recovered for \$40 or upwards, exclusive of costs, a writ of execution may issue directed to the sheriff, and will bind the lands of the debtor in the same manner as executions issued from the higher courts. All executions issued in the County and High Courts are directed against both goods and lands. Lands cannot be sold for one year from the time the writ is delivered to the Sheriff, but debtors' lands are bound from date of delivery to the Sheriff. The interest of a person in a pew or sitting may be taken in execution and sold.

**Exemptions**—The exemptions from seizure under execution and distress are enumerated in the Revised Statutes, chap. 64, and consist generally of:—

- (1) Bed, bedding and bedsteads in ordinary use.
- (2) Necessary and ordinary wearing apparel.
- (3) One cooking stove with pipes, one heating stove with pipes, sewing machine, 30 vols. books, all spinning wheels and weaving looms, and a large number of articles of furniture, cooking utensils, etc., in all not to exceed the value of \$150.
- (4) All necessary fuel, meat, fish, flour and vegetables, not more than sufficient for ordinary consumption of debtor and family for 30 days, and not exceeding in value the sum of \$40.
- (5) One cow, 6 sheep, 4 hogs and 12 hens, in all not to exceed the value of \$75; also food for them for 30 days.
- (6) Tools and implements of, or chattels ordinarily used in the debtor's occupation, to the value of \$100.
- (7) Bees reared and kept in hives to the extent of fifteen hives.

On the death of the debtor these goods go to the widow and family.

**Examination of Judgment Debtor**—The judgment debtor may be examined as to his property at the time debt is incurred and his disposal of the same, and in the higher courts the transferee may also be examined; any person in possession of property of the execution debtor may also be examined under order. On examination in the

Division Court the Judge may order the debtor to pay the debt in such a way as he deems proper, and in default may issue an order for committal.

**Fraudulent Conveyances**—Conveyances in fraud of creditors are void. Preferences by insolvents are void. Conveyances by debtors attacked within sixty days or made within sixty days before an assignment for the benefit of creditors are presumed to be made with intent to defraud or prefer.

**Garnishment**—Debts due the debtor may be attached in the Division Court at the time of the issue of the summons, but in the County Court and High Court only after judgment. Debts due for wages or salary cannot be attached except as to any excess over the sum of \$25, and then only to the extent of the excess. Where, however, the debt has been contracted for board or lodging, and in the opinion of the Judge the exemption of \$25 is not necessary for the support and maintenance of the debtor's family depending, or where the debtor is an unmarried person having no family depending on him for support, the Judge may in his discretion order the debt to be paid out of the \$25. Notice served on the garnishee, if the debtor is unmarried, should state so.

**Interest**—The legal rate is six per cent., and where no agreement and interest is payable, that is the rate. Interest is allowed on all written agreements and on accounts where notice is given that the interest would be charged.

**Judgments**—Where defendant does not defend, judgment may be entered in the higher courts ten days after service of the writ in the action. The practice provides in many cases for the procuring of speedy judgment after appearance where a proper case is made out in the Division Courts, ten, fifteen or twenty days after service, according to the residence of the defendant.

**Limitation of Actions**—Actions of account must be brought within six years—on contracts under seal, twenty years. Actions on the covenant on a mortgage made after 1st July, 1894, must be brought within ten years. Part payment will extend the time of action. Promissory notes and accounts are prescribed or outlawed in six years from the time they become due.

**Married Women**—Every contract hereafter entered into by a married woman otherwise than as an agent:

(a) Shall be deemed to be a contract entered into by her with respect to and to bind her separate property, whether she is or is not in fact possessed of or entitled to any separate property at the time when she enters into such contract, and it shall not be necessary in any proceeding to prove as a fact any separate property at the time when such contract was entered into or subsequently.

(b) Shall bind all separate property which she may at the time or thereafter possess or be entitled to; and shall also be enforceable by process of law against all property which she may thereafter while discover possess or be entitled to.

The will of a married woman speaks from death.

**Registry of Deeds**—Instruments for registry must contain a sufficient description of the property mentioned, and the execution be verified by affidavit in proper form of a witness present at the time of signature. Deeds executed outside of the Province require the affidavit of execution by the subscribing witness should be sworn before, if executed in Quebec:

(1) A Judge or Prothonotary of the Supreme Court or Clerk of the Circuit Court.

Or before a Commissioner authorized under the laws of Ontario to take in Quebec affidavits in and for any of the Courts of Record in the Province of Quebec.

Or before any Notary Public in Quebec, certified under his official seal.

(2) If made in Great Britain or Ireland, before a Judge of the Supreme Court of Judicature in England or Ireland, or of the Court of Sessions, or the Justiciary Court in Scotland.

Or before a Judge of any of the County Courts within his county.

Or before the Mayor or Chief Magistrate of any city, borough or town corporate therein, and certified under the common seal of the city, borough or town corporate.

Or before a Commissioner authorized to administer oaths in the Supreme Court of Judicature in England.

Or before a Commissioner authorized by the laws of Ontario to take, in Great Britain or Ireland, affidavits in and for any of the Courts of Record of the Province of Ontario.

Or before a Notary Public certified under his official seal.

(3) If made in any British colony or possession, before a Judge of a Court of Record or of any Court of Supreme Judicature in the colony.

Or before the Mayor of any city, borough or town corporate, and certified under the common seal of the city, borough or town.

Or if made in the British possessions in India, before any magistrate or collector certified to have been such under the hand of the Governor of such possession.

(4) If made in Ontario, before the Registrar or Deputy Registrar of the county in which the land lies.

Or before a Judge of the Supreme Court of Judicature.

Or before the Judge of a County Court within his county.

Or before a Commissioner authorized by the High Court to take affidavits. Registration gives priority.

**Wills**—Must be in writing, signed at the foot by the testator in the presence of two witnesses, both present with him at the same time, and who in his presence and at his request, and in the presence of each other, sign their names as witnesses. A legacy or devise to a witness, or to the husband or wife of a witness, is void. An executor may be a proper witness. All wills are revoked by marriage. Except:

(a) When it is declared in will that same is made in contemplation of marriage.

(b) When the wife or husband of the testator elects to take under the will by an instrument in writing signed by the wife or husband, and filed within one year after the testator's death in the office of the Surrogate Clerk, Toronto.

(c) When the will is made in the exercise of power of appointment, and the real or personal estate thereby appointed would not, in default of such appointment, pass to the testator's heir, executor or administrator, or the person entitled as the testator's next of kin, under the Statute of Distributions.

A minor cannot make a valid will. There is now a succession duty payable on property passing on the death of the owner, made up on a scale provided for in the Act, according to the amount of the estate and the relations inheriting. In the administration of the estate of a deceased person, any person in the employment of the deceased at death, or one month prior thereto, shall have priority to the extent of three months' wages or salary over ordinary or general creditors.

## INTESTACY.

### PERSONALTY.

<i>If the Intestate die leaving :</i>	<i>His personal representatives take thus, etc. :</i>
Wife and child or children . . . . .	One-third goes to wife, rest to child or children; if children dead, then to their lineal descendants, except such child or children (not heirs-at-law) who had estate by settlement of intestate or were advanced by him in his lifetime equal to the other shares.
Wife only . . . . .	Half to wife; rest to next of kin, in equal degree to intestate, or their legal representatives, or if no next of kin, to the Crown. By 58 Vict. cap. 21, the widow is entitled to whole estate where it does not exceed \$1,000, and if it exceeds that amount, then she is entitled to \$1,000 absolutely, and takes her share in remainder of estate in addition.
No wife or child . . . . .	All to the next of kin, and to their legal representatives.
Child, children or their representatives . . . . .	All to him, her or them.
Children by two wives . . . . .	Equally to all.
If no child, children or representatives . . . . .	All to next of kin, in equal degree to intestate.
Child or grandchild by deceased child . . . . .	Half to child, half to grandchild, who takes by representation.
Husband only . . . . .	Half to him and half as if he had predeceased intestate (R. S. O. c. 108, s. 5; <i>sed vide</i> R. S. O. c. 132, s. 23.)
Husband and child or children . . . . .	One-third to husband and two-thirds to children.
Father and mother . . . . .	Half to each.
Father, mother, brother or sister . . . . .	Equally to all. (R. S. O. c. 108, ss. 5, 6.)
Mother and brother or sister . . . . .	Whole to them equally.
Wife, mother, brother, sister, and nieces or nephews . . . . .	Half to wife, residue to mother, brothers, sisters and nieces, but nephews and nieces take <i>per stirpes</i> .
Wife and father . . . . .	Half to each.
Wife, mother, nephews and nieces . . . . .	Two-fourths to wife, one-fourth to mother, and one-fourth to nephews and nieces.
Wife, brother or sister and mother . . . . .	Half to wife, half to brothers and sisters and mother equally. (Stat. of Can. II.)
Mother only . . . . .	The whole.
Wife and mother . . . . .	Half to wife and half to mother.

Brother or sister of whole blood, and brother and sister of half blood .....	} Half to each.
Posthumous brother or sister, and mother .....	
Posthumous brother or sister, and brother or sister born in lifetime of father .....	} Half to each.
Father's father and mother's mother .....	
<i>If the Intestate die leaving :</i>	
	<i>His personal representatives take thus, viz. :</i>
Uncle's or aunt's children, and brother's or sister's grand- children .....	} All equally.
Grandmother, uncle or aunt ....	
Two aunts, nephew and niece ....	} All to grandmother.
Uncle and deceased uncle's child ..	
Uncle by a mother's side, and deceased uncle's or aunt's child .....	} All to uncle.
Nephew by brother, and nephew by half-sister .....	
Brothers or sisters, and nephews or nieces .....	} Nephews or nieces take <i>per stirpes</i> , others equally.
Nephew by deceased brother, and nephews and nieces by deceased sister .....	
Brother and grandfather .....	} All to brother.
Brother's grandson and brother or sister's daughter .....	
Brother and two aunts .....	} All to brother.
Brother and wife .....	
Mother and brother .....	} Equally.
Wife, and mother, and child-en of deceased brother or siste ..	
Wife, brother or sister, and children of deceased brother or sister .....	} Half to wife, one-fourth to brother or sister <i>per capita</i> , one-fourth to de- ceased brother or sister's child <i>per stirpes</i> .
Brother or sister and children of a deceased brother or sister ..	
Grandfather and brother .....	} All to brother.

Twenty-third section, R. S. O. c. 132, enacts that separate personal property of a married woman dying intestate is to be distributed between her husband and children in the same proportion as the personal property of a husband dying intestate is to be distributed between his wife and children. If there be no child or children living at the death of the wife so dying intestate, then such property shall pass or be distributed as if that Act had not passed.

## REALTY.

Realty descends to personal representatives, whether the deceased died testate or intestate, since 1st July, 1886. In case of intestacy, to be distributed in the same way as personal estate, except as follows:

R. S. O. c. 108, s. 4, s-s. 2: A widow is entitled to elect whether she will take dower or a distributive share of her deceased husband's real estate.

R. S. O. c. 108, s. 4, s-s. 3: A husband entitled to curtesy may, by deed executed within six calendar months of his wife's death, elect to take curtesy in lieu of a distributive share.

R. S. O. c. 108, s. 6: The father, mother, brothers and sisters of an intestate dying without issue are to share equally in real and personal estate, to the exclusion of grandfather and grandmother.

54 Vict. c. 18, s. 1, and 55 Vict. c. 2, make provision for real estate not disposed of or conveyed by an executor or administrator within twelve months after decease of the testator or intestate.

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THE  
CANADIAN  
LAW LIST

(HARDY'S)

1899



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BRITISH COLUMBIA.

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# BRITISH COLUMBIA.

## Supreme Court of Judicature for British Columbia.

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*Puisne Judges.*—Hon. George A. Walkem, Hon. M. W. Tyrwhitt Drake, Hon. P. Æ. Irving, Hon. Archer Martin.

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## SYNOPSIS OF THE LAWS OF BRITISH COLUMBIA.

Compiled by Messrs. Wilson & Senkler, Barristers, Vancouver, B. C.  
of the British Columbia Bar.

(Revised to January 1st, 1899).

**Absconding Debtor**—If any person resident in British Columbia, indebted to any other person to an amount exceeding \$100, departs from the province, with the intent to defraud his creditors, his goods are liable to seizure under a writ of attachment.

When a plaintiff has such a claim, and can show that the debtor has left the province to avoid being arrested or served with process, or to defraud the plaintiff, any Judge of the Supreme or County Court, according to jurisdiction, may direct a writ of attachment to issue, and may appoint in the order a time for the defendant to put in special bail, having due regard to the distance of the place where the absconding debtor is supposed to have gone.

**Arrest**—1 and 2 Vict. chap. 110, Imp., respecting arrest of the defendant on mesne process, is still in force; where the plaintiff shows to the satisfaction of the Judge that he has a cause of action against the defendant and that he is about to leave the province, the Judge will direct that the defendant be arrested and held to bail, on a writ of *capias ad respondendum*, for such sum (\$100 or upwards) as may be shown due; after judgment a writ of *capias ad satisfaciendum* will issue under like circumstances. Maintenance money of \$3.50 a week must be paid in advance to the sheriff on his executing the writs of Ca. Re., Ca. Sa., and *ne exeat regno*.

The County Court has the same powers of arrest as the Supreme Court within its jurisdiction.

**Assignments**—An assignment may be made of all real and personal property to any person, for the purpose of ratably satisfying creditors; it takes effect when deposited in the Land Registry Office in the District in which the debtor resides, to be recorded; it must also be recorded in each of the Land Registry offices of the province; it is also necessary that notice of the assignment should be published in the *British Columbia Gazette* and in a daily newspaper for one month.

The assignee may be removed by any Judge of the Superior Court on the application of a creditor, on petition supported by an affidavit. All questions arising at creditors' meetings are decided by a majority of votes given by the Act on a sliding scale, according to the amounts of the claims.

**Bills of Sale and Chattel Mortgages**—Bills of Sale of personal chattels remaining in the possession of a grantor must be verified by affidavit and registered within twenty-one days of the date of execution, or they are void as against the assignees of the estate of the grantor and sheriff's officers and others seizing goods in execution and as against subsequent purchasers and mortgagees in good faith for valuable consideration.

Hire and purchase agreements require registration the same as bills of sale. If the bill of sale be made, or given subject to any defeasance, condition or declaration, not contained in the body thereof, it is null and void to all intents and purposes as against the same persons as if it had not been filed.

**Joint Stock Companies**—The Statute relating to this subject repealing all former enactments relating to the organization of Joint Stock Companies is founded on the Imperial Acts 1862 to 1897.

The liability of a shareholder may be limited to the amount of shares; limited by guarantee, or unlimited.

Mining Companies may be incorporated without any personal liability.

**Courts**—The Courts in British Columbia are the Supreme and County. The Supreme Court has five Judges, who preside over the several District Courts, and who sit *en banc* in the Court of Appeal. The province is now divided into seven judicial districts. This Court has jurisdiction in all cases.

The County Court has general jurisdiction in all personal actions where the debt or damages claimed do not exceed \$1,000, but usually the actions in this Court are for much smaller sums. It also has large equitable jurisdiction, extending to \$2,500, which is very seldom invoked. The Judges of the County Courts are local Judges of the Supreme Court within their own districts.

The Small Debts Court is a statutory Court of the session of 1895, giving Provincial Magistrates certain civil jurisdiction, having such powers and duties as may be assigned to them by Statute in *Rules of Court*.

**Execution**—In the Supreme Court execution may issue forthwith after judgment against goods, unless otherwise ordered; and against lands after a return of the execution against goods, if returned unsatisfied; but *Fi. Fa.* lands will not issue within seven days after judgment, nor can the lands be sold within one month after the writ is delivered to the sheriff.

A judgment for the recovery of any property other than lands or money may be enforced by writs for the delivery of the property, of attachment or sequestration. A writ of execution need not be renewed.

In the County Court execution may issue forthwith after judgment against goods, and against lands thereafter, by special order, as if in the Supreme Court.

**Exemptions**—There is no exemption from distress for rent, except a limit of three months' rent against goods sold conditionally to the tenant; lodgers' goods are also exempt.

Against seizure under execution there is an exemption of goods to the value of \$500; this is to be demanded by the execution debtor within two days after the seizure; but no goods are exempt when the debt is contracted in respect to them. Land to the value of \$2,500 can be brought within the "Homestead Act," and it is then exempt to that extent.

**Examination of Judgment Debtor**—In the Supreme Court the judgment debtor can be examined; this is done under the head of discovery in aid of execution; an order can be obtained for the examination of the judgment debtor or any other person if it can be shown that it will assist in realizing the judgment.

In the County Court the judgment debtor may be examined under a judgment summons as to his property and income, and the Judge may direct the judgment to be paid in such manner as he deems fit, and in default may commit the debtor.

**Garnishment**—Debts due to the debtor may be attached to the County Court at the time of the issue of the summons; the Judge may, however, allow sufficient to the judgment debtor to maintain him and family, but this not to exceed \$40 a month.

In the Supreme Court debts due to the judgment debtor can only be attached after judgment, upon an order of the Court issued upon affidavit.

**Interest**—These laws are, of course, those set out in the statutes of the Dominion, and if in any case the Dominion statutes do not cover the case, the English law controls, *i.e.*, before 1858.

**Laws**—The Civil Laws of England, as the same existed on the 19th day of November, 1858, and so far as the same are not from local circumstances inapplicable, shall be in force in all parts of British Columbia: Provided, however, that the said laws shall be held to be modified and altered by all legislation, still having the force of law of the Province of British Columbia or of any former colony comprised within the geographical limits thereof.

**Judgments**—In the Supreme Court, where the writ of summons is endorsed for a liquidated demand, and the defendant fails to appear within eight days thereto, the plaintiff may enter final judgment for any sum not exceeding the sum endorsed on the writ, together with interest, at the rate specified, or if no rate be specified, at the rate allowed by law, to the date of judgment. Speedy judgment can also be obtained where a proper case can be made out that the defendant is only attempting to delay by his appearance, and has no good defence.

Judgment in the County Court can be signed, in default, after eight days from the service of the summons, if for a liquidated demand, and speedy judgment obtained as in the Supreme Court.

After judgments are signed a certificate of judgment may be obtained, and when filed in the Land Registry becomes a charge on lands of the judgment debtor.

**Limitation of Actions**—This law comprises the body of English law on the subject, too diversified to detail, but generally all actions of account, simple contracts, etc., must be commenced within six years after the cause of action arose, or an acknowledgment was given. And all actions brought for the recovery of land or things real must be commenced within 20 years.

Provided the claimant labors under no disability.

**Married Woman**—May now contract, hold and enjoy property real and personal, in the same manner as if unmarried; and may, also sue and be sued with reference to such separate estate.

**Mining Law**—These are comprised in Legislative enactments, too numerous to detail in a short space.

Generally—Any person may become a free miner and prospect and locate mining claims.

Claims upon which mineral has been found can be located by a free miner. The size of the claim 1,500 feet in length by 1,500 feet in breadth, in as nearly as possible a rectangular form, marked by two posts 1,500 feet apart, as near on the vein or ledge as possible, upon which shall be written the name of the claim, the name of the locator and the date of location; also on No. 1 post the approximate compass bearing of No. 2 post, and a statement of the number of feet lying to the right and left of the line between the posts.

It is necessary to do \$500 worth of work on the claim or pay \$500 to the Provincial Government before a Crown grant issues.

Leases of land for hydraulic and placer mining are also issued.

Mining companies can be formed with limited liability.

Coal prospecting licenses are issued; but coal now goes to the grantee of the land, subject to a royalty.

**Registration of Deeds**—The Land Registry Act provides among other things:

That a description according to an official survey shall be contained in the deed.

That a statutory form of affidavit of witness or maker, attorney or secretary of a corporation shall be annexed; such affidavit to be made before, if without the Province, and in British Dominions.

To any Judge of a Court, or Clerk or Registrar of any Court having a seal; to any Notary Public, or any Magistrate of any town or district having a seal of office, or to any person commissioned in that behalf by the Lieutenant-Governor in Council.

And if acknowledged or proved without the British Dominions, may be made.

To any British Ambassador, Charge d'Affaires, or Minister, Consul or Consular Agent appointed to reside in the country where such is made;

Or to any Judge of any Court of Record having a seal;

Or to any Notary Public practising in such country, duly certified to be a Notary Public by some British Ambassador, Charge d'Affaires, Minister, Consul or Consular Agent, or Governor of the State, Province or Territory.

Every estate less than a fee simple is registered as a charge. Registration of a charge is notice to every person dealing with the estate. Charges take effect in the order of priority of application for registration. Purchase for value is not affected by any notice of any unregistered title other than a lease for three years. The certificate of registration is *prima facie* evidence of title.



THE  
CANADIAN  
LAW LIST  
(HARDY'S)

1899



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MANITOBA.

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# MANITOBA.

## Courts, Judiciary Officials and Barristers.

### COURT OF QUEEN'S BENCH.

*Chief Justice*—Hon. Sir  
Thos. Wardlaw Taylor, Kt

*Puisne Judges*—Hon. J.  
Dubuc, Hon. A. C. Killam,  
Hon. J. F. Bain

*Attorney-General*—Hon. J.  
D. Cameron

*Chief Clerk*—H. A. Mc-  
Lean

*Prothonotary and Clerk of  
the Crown and Pleas and  
Deputy Reg. Eschequer Court.*  
—G. H. Walker.

*Deputy*—Aug. Mills

*Chamber Clerk*—A. J.  
Belch

*Master and Referee*—P. A.  
Macdonald

*Registrar*—R. J. Wilson

*Accountant and Deputy-  
Registrar*—John Y. Cain

*Sheriff*—Hon. Colin Ink-  
ster

*Court Stenographers*—W.  
Perkins, Jas. Perkins

*Crier and Interpreter*—J.  
C. Delorimer

*Official Administrator*—G.  
Patterson

### THE LAW SOCIETY OF MANITOBA.

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A. E. Richards.

### JUDGES AND OFFICERS OF THE COUNTY COURTS

#### EASTERN JUDICIAL DISTRICT.

*Northern Division Judge*—D. M. Walker, Winnipeg.

*Eastern Division Judge*—James E. P. Prendergast.

*Central Division Judge*—L. A. Prud'homme, St. Boniface.

*Southern Division Judge*—Corbet Locke, Morden.

#### CENTRAL JUDICIAL DISTRICT.

*Judge and Deputy Master under Q. B. Act, 1895.*—J. Ryan, Portage  
la Prairie.

*Deputy Clerk of the Crown and Pleas and County Court Clerk*—John  
Macdonald.

*Sheriff*—Daniel McLean.

*Deputy*—R. H. Home.

*Official Administrator*—L. R. Marlatt.

## WESTERN JUDICIAL DISTRICT.

*Judge and Deputy Master under Q. B. Act, 1895.*—T. D. Cumberland, Brandon.

*Deputy Clerk of Crown and Pleas, County Court Clerk*—Robert Darrach.

*Assistant Dep. Clerk*—L. J. Clement.

*Sheriff*—Stephen Clement.

*Official Administrator*—R. M. Matheson.

## COUNTY JUDGES' CRIMINAL COURTS.

*Courts held at Winnipeg, presided over by Judges of Court of Queen's Bench, and at Portage la Prairie and Brandon, presided over by Judges of the Courts for Central and Western Judicial Districts, respectively.*

## LIST OF BARRISTERS, SOLICITORS, ETC.

**Birtle**

Mickle & Tingley. Hon.  
C. J. Mickle, A. R.  
Tingley.

**Boissevain**

Buckingham, N. P.  
Morrow, J.

**Brandon**

Clement & Clement. S. E.  
Clement, R. A. Clement  
Coldwell & Coleman. G.  
R. Coldwell, Q.C., G.B.  
Coleman.

Henderson & Matheson.  
H. E. Henderson, R. M.  
Matheson

Kirchoffer, J. N.  
Macdonald & Macdonald.

W. A. Macdonald, Q.C.,  
R. G. Macdonald, B.A.  
Philp & Cameron. A. E.  
Philp, A. D. Cameron.

**Carberry**

Barrett, G.  
Hunt, J. D.  
Philp, Cameron & Hooper.  
(Brandon Br.)

**Carmen**

Black, W. R.  
Brown, F. A.  
Haverson, J. H.

**Dauphin**

Harvey, J. G.  
Maughan, J. A.

**Deloraine**

Mather, J. A.  
Paterson, Geo.

**Emerson**

Forrester, David.  
Fraser, W. A.

**Gladstone**

Claxton, G.

**Glenboro'**

Mitchell, Frank H.  
Smith, R. M.

**Hamiota**

Jackson, M. B.

**Hartney**

Holland, G. S.  
Rixon, H. L.

**Killarney**

Hay, A. G.  
Metcalfe, T. L.  
Sharpe, E. E.

**Manitou**

Bradley, G. F.  
Ellis, W. F.

**Melita**

Crerar, John

**Millwood**

Chapman, F.

**Minnedosa**

Curran, J. P.  
Myers, R. H.  
Pearson, E. W.

**Morden**

Lemon, H. S.  
McLaren, McLeod &  
Black, J. B. McLaren,  
A. McLeod, J. H. Black.  
McConnell, H. McK.

**Neepawa**

Davis, Fred. L.  
Howden, Jas. H.  
Wemyss, J.

**Oak Lake**

Manbey, W. J.

**Pilot Mound**

Donald, W. A.

**Portage la Prairie**

Cooper, W. J., Q.C.  
James, W. J.  
Macdonald, D. A.  
Martin, Anderson & Mathers. Hon. J. Martin,  
E. Anderson, T. G.  
Mathers

Wright, S. R.

**Rapid City**

Nelles, R. A.

**Russell**

Chapman, F.

**Souris**

Acheson, H.  
Buron, G. J. P.  
St. Jean, Baptiste.  
Taylor, J. A.

**Stonewall**

Coleman, W. W.

**Virden**

Agnew, J. H.  
Goulter & Singer. H.  
H. Goulter, Jos. Singer.

**West Selkirk**

Elliott, F. C.  
Heap & Heap. J. & F.  
Heap.  
O'Reilly, John.

**Winnipeg**

Aikins, Culver & McCleneghan. J. A. M.  
Aikins, Q.C., W. H.  
Culver, Q.C., A. V. McCleneghan, W. F. Hull,  
G. D. Minty

Allen & Cameron. C. H.  
Allen, Hon. J. D. Cameron

Andrews & Pitblado. A.  
J. Andrews, I. Pitblado

**Archibald, Machray & Sharpe.**

H. Archibald,  
J. A. Machray, F. J. Sharpe.

Baker, G. W.

Bonnar, R. A.

Campbell, Crawford & Smith. C. H. Campbell,  
Q.C., H. E. Crawford,  
Q.C., R. M. Smith

Carbert, C. E.

Chaffey, B. E.

Clarke, O. H.

**Dawson & Graham.**

Alex. Dawson, J. Graham

Dubuc, A. J. H.

**Ewart, Fisher & Wilson.**

J. S. Ewart, Q.C.,

J. Fisher, Q.C., C. P.

Wilson, H. G. Wilson.

Elliott, G. A.

Howden, A.

Haggart, Alex., Q.C.

Haney, J. R.

Hough & Campbell. J. S.

Hough, Q.C., Isaac

Campbell, Q.C., S. J.

Rothwell

Howell & Mathers. H.

M. Howell, Q.C., T. G.

Mathers.

Huggard, J. T.

Jameson, R. W.

Leech, J. H.

Macdonald, Tupper, Phippen & Tupper. H. J.

Macdonald, Q.C., J. S.

Tupper, Q.C., F. H.

Phippen, W. J. Tupper

Maulson, H.

McKercher & Forrester. D. W. McKercher,

D. Forrester.

McKercher, D. W.

McMeans, L.

McPherson, A. N.

Metcalf & Sharpe. T. L.

Metcalf, E. F. Sharpe.

Morice, J. D.

Mulock & Robarts. W.

R. Mulock, Q.C., J. T.

Robarts,

Munroe & West. G. F.

Munroe, G. H. West

Munson & Allan. J. H.

D. Munson, Q.C., G. W.

Allan

Nason, H.

Nugent, Frank S.

Patterson & Howard. G.

Patterson, G. R. Howard

Perdue & Robinson. W.

E. Perdue, T. Robinson

Richards & Bradshaw. A.

E. Richards, C. W.

Bradshaw

Royal, C. H.

Saunderson, D. H.

Sutherland, R. R.

Taylor, E. L.

Thomson, R. M.

Vivian, H.

\*Whitta, H. W.

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## SYNOPSIS OF THE LAWS OF MANITOBA.

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Compiled by Archibald, Machray & Sharpe, Barristers, Winnipeg, of  
the Manitoba Bar.

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(Revised to January 1st, 1899.)

**Arrest**—IN QUEEN'S BENCH—No person can be arrested or held to bail for debt or for non-payment of money.

IN COUNTY COURT—The defendant may be summoned to attend for examination as a judgment debtor, and if he refuse to attend or to be sworn, or to answer, or if it appear by his own or other evidence that he obtained credit or incurred the debt by false pretences, or by fraud or breach of trust, or that he contracted the debt without reasonable expectation of being able to pay it, or that he has fraudulently disposed of his property, or if it appear that the party, when summoned, or since the judgment was obtained, had sufficient means or ability to pay the debt all at once or by instalments which the Court has ordered to be paid, and the debtor has neglected or refused to pay at the time and in the manner ordered, the Judge may imprison the debtor for any period not exceeding forty days with or without hard labor, but this shall not discharge the debt.

**Attachment**—No writ of attachment now issues, but an Order for attachment may be obtained in an action commenced by a Statement of Claim. Such Order will issue in case of a debtor being an inhabitant of the Province, who departs therefrom with intent to defraud his creditors or those having cause of action against him, or to avoid being arrested or served with process, or who keeps himself concealed in the Province with a like intent; or in the case of a non-resident debtor, when he is legally liable to a resident creditor on a contract or obligation to be performed in the Province or liable to be compensated for in damages; or when the debtor, whether resident or non-resident, is about to transfer or remove any of his property from the Province, or has already done so, with intent to delay, defeat or defraud his creditors or those having cause of action against him. The Order for Attachment from the time of its delivery to the Sheriff binds all the goods and chattels of the person against whom the same is issued not exempt from seizure under execution, or from liability to answer a judgment upon the cause of action upon which the Order issued. A certificate of the issue of such Order of Attachment can be registered in any Registry Office and bind the interest of the person against whom the Order issued in all lands in such district.

**Bankruptcy**—There is no Bankruptcy Law in this Province, but a debtor may make an assignment for the benefit of his creditors, and insure a ratable distribution of his assets.

**Bills of Sale and Chattel Mortgages**—Sales and mortgages of personal property not accompanied by an immediate delivery and followed by an actual and continued change of possession, are absolutely void as against creditors of vendor and mortgagor, and subsequent pur-

chasers or mortgagees in good faith for value without actual notice, unless a bill of sale or mortgage or a true copy of the mortgage be filed with the clerk of the County Court in the Judicial Division where the goods and chattels are situate, accompanied by an affidavit of execution, and an affidavit of the vendee or mortgagee showing the good faith of the transaction. Such mortgage must be renewed within 30 days preceding the expiration of two years from date of filing, by filing a statement exhibiting the interest of the mortgagee in the property, and showing the amount due and payments made, and that the mortgage is not kept on foot for any fraudulent purpose, otherwise it will cease to be valid as against creditors and subsequent purchasers and mortgagees in good faith for valuable consideration.

**Courts and Jurisdiction—QUEEN'S BENCH**—Is a Court of Record of original and appellate jurisdiction, and possesses all the jurisdiction, powers and authorities in all matters civil and criminal whatsoever, which, by the laws of England, were on the 15th day of July, 1870, possessed and exercised or incident to the Court of Chancery in England, and by Superior Courts of Common Law at Westminster, and by the Court of Chancery at Lincoln's Inn, and by the Court of Probate, and by any Court in England having cognizance of property and civil rights and of crimes and offences; and holds plea in all, and all manner of actions, and decides all matters of controversy relative to property and civil rights.

Procedure and rules of evidence are regulated by the rules of evidence and modes of practice and procedure as they existed in England on the 15th of July, 1870, except as altered by Provincial statute and rules of Court. By Provincial statute, "The Queen's Bench Act, 1895." The Rules of Procedure and Practice are made practically identical with the Judicature Act and rules in England and Ontario, with one step in advance, namely, the writ of summons is abolished and actions are commenced by statement of claim, to which defence must be delivered, if served in Manitoba, within sixteen days, and within four weeks if served in other parts of Canada or United States, within eight weeks if served in Great Britain, within twelve weeks if served elsewhere. The Court is composed of a chief justice and three puisne judges, three of whom sit as a Court of Appeal four times a year, which is the highest Court of Appeal in the Province, and appeals therefrom may be had to the Supreme Court of Canada.

**County Court**—Has jurisdiction in all actions of tort where the damages claimed do not exceed \$250, and in replevin where the value of the goods does not exceed \$250, and in all personal actions for claims and demands of debt account, breach of contract, covenant or money demands to the extent of \$400; but have no jurisdiction in actions for gambling debts, or for price of liquor drunk in a hotel; or where the title to land is called in question, or the validity of any will is called in question, or in any action for malicious prosecution, libel, slander, etc., or actions against Justices of the Peace. The procedure is simple and inexpensive, and debtors may be ordered to pay the debt at a stated time or times, and in default be committed to gaol as for contempt (see arrest).

**Evidence**—All parties can testify upon oath (or affirmation, if oath objected to); husband and wife also, except in criminal cases. In suits against personal representatives, evidence as to matters prior to death must be corroborated.

**Execution**—IN QUEEN'S BENCH—Execution issues on judgment forthwith, or at any time within six years, without leave. After six years leave must be obtained.

IN COUNTY COURT—Issues six days after judgment, or immediately on Judge's order.

Priority of claim in respect of writs of execution is abolished. The Sheriff distributes all moneys realized by him on writs of execution ratably among the persons having unsatisfied executions in force in his hands at the expiration of three months from the publication by him of a notice in the *Manitoba Gazette*. Such notice must be published within one month after the realization.

**Exemptions**—Following property is exempt from seizure under executions:—

(a) Bed and bedding, household furniture and effects in use of debtor and his family to the value of \$500.

(b) Ordinary clothing of debtor and his family.

(c) Twelve volumes of books, the books of a professional man, an axe, saw, gun and six traps.

(d) Necessary food for debtor and his family for thirty days.

(e) Three horses, mules or oxen, six cows, ten sheep, ten pigs, fifty fowls and food for same for eleven months. Exemption as to horses over four years of age . . . applies only in case they are used by the debtor in earning his living.

(f) Tools, agricultural implements and necessities used by debtor in practice of his trade, profession or occupation, to the value of \$500.

(g) Articles of furniture necessary to performance of religious service.

(h) The land upon which the debtor and his family actually reside, and which he cultivates or uses for grazing or other purposes, to the extent of 160 acres.

(i) The house, stables, barns and fences on the debtor's farm.

(j) All necessary seeds or roots for the seeding and cultivation of 80 acres.

(k) The actual residence or home of any person other than a farmer to the value of \$1,500.

(l) The debtor cannot by any contract or bargain, whether under seal or otherwise, deprive himself of his right to exemptions. Every contract or agreement to that effect is by statute made null and void.

(m) Sheriffs and bailiffs are prohibited from seizing anything exempted by statute. Insurance on exemptions is also exempt.

**Garnishment**—In both Queen's Bench and County Court, plaintiff may in all actions (as well damages as actions of debt, etc.), at any stage of the action, garnish all debts, obligations and liabilities due, owing and payable or accruing due. Provided that the wages or salary of a mechanic, laborer, servant, clerk or employee to the extent of \$25 are exempt from garnishment, and only the excess over \$25 can be garnished.

**Interest**—Legal rate, 6 per cent. Any rate can be agreed upon and collected.

**Life Insurance**—LIFE INSURANCE FOR BENEFIT OF WIVES AND CHILDREN—May be effected by parents, or insurance already effected may be appropriated to his wife and children and may be apportioned amongst them. Such insurance is not liable for parents' debts at his or her death, but may be revoked.



**Limitation of Actions**—Actions must be brought within six years on open account, promissory note, simple contracts, etc.; within ten years on judgments and on mortgages and on money charged in any way on land; or within the like time in either case from the last payment on account or acknowledgment in writing signed by the party chargeable, or his duly authorized agent.

**Married Women**—May hold and enjoy property free from the debts and control of their husbands in as full and ample a manner as if unmarried, and may contract with respect to their separate property, and may also trade and carry on business as if unmarried.

THERE IS NO DOWER, but the wife takes the same right in land of her deceased husband as if it were personal property; that is, if he dies intestate leaving issue, she takes one-third of his whole estate, real and personal, absolutely, and the children the other two-thirds in equal shares; if the husband leaves no issue, then the wife takes the whole of his property.

**Registration**—Registry laws are in force, and the title to all lands may be registered, and if so registered documents take priority over unregistered unless there is actual notice of the prior unregistered instrument of title.

Affidavits of execution for the purpose of registration may be made before the following persons:

(a) If made in Manitoba it may be before—

(1) Any person authorized to take affidavits in the province; or before—

(2) The Registrar or Deputy-Registrar of the district in which the lands lie; or before—

(3) Any Justice of the Peace for the Province.

(b) If made in any of the other provinces of the Dominion or in Great Britain or Ireland, it may be made before—

(1) A Judge of any of the Superior Courts of law or equity therein; or before—

(2) A Judge of any of the County Courts within his district; or before—

(3) The Mayor or Chief Magistrate of any city or borough or town corporate therein, certified under the common seal of such city, borough or town corporate; or before—

(4) Any Notary Public, certified under his official seal; or before—

(5) A Commissioner for taking affidavits outside the province to be used in the province.

(c) If made in the North-West Territories of the Dominion of Canada or in the District of Keewatin, it may be made before—

(1) A Judge of any Court or Police Magistrate; or before—

(2) A Commissioner authorized to take affidavits for use in said territories or district, or for use in this province; or before—

(3) Any Notary Public under his official seal, or any Justice of the Peace.

(d) If made in British possessions in India, it may be made before any magistrate or collector, certified to have been such under the hand of the Governor of such possession.

(e) If made in any other British colony or possession, it may be made before—

(1) A Judge of a Court of Record, or of any Court of supreme jurisdiction therein; or before—

(2) The Mayor of any city, borough or town corporate, and under the common seal of such city, borough or town; or before—

(3) Any Notary Public, certified under his official seal.

(f) If made in any foreign country it may be made before—

(1) The Mayor of any city, borough or town corporate of such country, and under the common seal of such city, borough or town corporate; or before—

(2) Any Consul or Vice-Consul of Her Majesty resident therein; or before—

(3) A Judge of a Court of Record or a Notary Public, under his official seal.

What is commonly known as "The Torrens System" of titles is also in force, and all lands may be brought under the system. On the title being investigated and found good, a certificate of title is issued which is absolute and indefeasible and cannot be questioned except for fraud.

**Wills**—All persons of sound mind and of the age of 21 years may dispose of every kind of property and of every interest therein by will, which must be in writing, signed at the foot or end thereof by the testator or by some other person in his presence and by his direction, and the signature shall be made or acknowledged in the presence of two or more witnesses present at the same time, and the witnesses must attest and subscribe the will in the presence of the testator, except a holograph will, wholly written and signed by the testator himself, which is not subject to any particular form and does not require any attesting witnesses.

**INTESTACY**—Real and personal property devolve in same way.

(1) If intestate leave a widow and child or children, one-third of his whole estate goes to widow and the remaining two-thirds to his child or to his children in equal shares, children of a deceased child (or, failing such, the lineal descendants of deceased child), take share of deceased child. If all descendants are of same degree of kindred they take equally—otherwise according to the right of representation.

(2) If intestate leaves a widow and no issue, the widow takes all.

(3) If intestate leaves father, but no widow or child, father takes all.

(4) If intestate leaves children, but no widow, children take all *per stirpes*.

(5) Child advanced during life of intestate must abate *pro rata*.

(6) No distinction between whole blood and half blood.

(7) Posthumous child, when there is a will and no provision for it, takes as if there were an intestacy.

(8) The separate property of a married woman dying intestate is distributed in the same manner as the property of a husband dying intestate.

THE  
CANADIAN  
LAW LIST.  
(HARDY'S)

1899



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NEW BRUNSWICK.

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24 ADELAIDE STREET EAST, TORONTO.

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# NEW BRUNSWICK.

## Courts, Judiciary Officials and Barristers.

### SUPREME COURT OF JUDICATURE FOR NEW BRUNSWICK.

*Chief Justice*—The Right Hon. William Henry Tuck  
*Justices*—Hon. D. L. Hanington, Hon. F. E. Barker, Hon. P. A. Landry, Hon. J. A. Van Wart, Hon. E. McLeod  
*Judge in Equity*—Hon. Fred E. Barker  
*Clerk of the Pleas and Clerk in Equity*—T. Carleton Allen, Fredericton  
*Deputy Clerk in Equity*—R. R. Ritchie, St. John

### COURT OF VICE-ADMIRALTY.

*Judge*—Hon. E. McLeod  
*Deputy Judge*—M. McDonald  
*Registrar and Scribe*—Robt. O. Stockton  
*Surrogate*—G. Sydney Smith  
*Marshal*—Thos. C. Humbert.

### JUDGES AND REGISTRARS OF THE PROBATE COURTS.

COUNTY.	JUDGE.	REGISTRAR
Albert	A. Alder Trueman	Jos. Howe Dickson.
Carleton	L. P. Fisher	Frank D. Carvill.
Charlotte	M. N. Cockburn	J. M. Stevens.
Gloucester	Narcisse A. Landry	J. E. O'Brien.
Kent	Hy. H. James	C. Richardson.
Kings	Finnemore E. Morton	G. O. D. Otty.
Madawaska	Rainsford Balloch	Aaron Lawson.
Northumberland	Samuel Thompson, Q.C.	G. B. Fraser.
Queens	A. W. Ebbett	John W. Dickie.
Restigouche	Hy. McLatchey	John Barbarie.
St. John	Arthur J. Trueman	John McMillan.
Sunbury	Geo. L. Brown	Enoch E. Estabrook.
Victoria	W. Fred. Kerston	Jas. Tibbit.
Westmoreland	F. W. Emmerson	Chas. E. Knapp.
York	F. A. H. Straton	J. H. Barry.

*Special Examiner of Debtors for the Province of New Brunswick*—  
 F. A. McCully, Moncton.

## COURT OF DIVORCE AND MATRIMONIAL CASES.

*Judge*—Hon. J. A. Van Wart      *Registrar*—F. A. H. Straton.

COURT FOR THE TRIAL AND PUNISHMENT OF  
PIRACY AND OTHER OFFENCES ON THE  
HIGH SEAS.

The Governor, the Chief Justice, and other Judges of the Supreme Court; the members of the Executive Council, Judge of the Vice-Admiralty, the Provincial Secretary, Commander-in-Chief, Flag Officers, and Captains, and Commanders of Ships of War on this Station for the time being. The Court sits at any place within the Province, to be appointed by any three of the members; the Governor, Chief Justice, or one of the Supreme Court, or Judge of Admiralty being one.

## JUDGES AND CLERKS OF THE COUNTY COURTS.

COUNTIES.	COUNTY TOWNS.	JUDGES.	CLERKS.
Albert.....	Hopewell Cape	Wm. Wedderburn.	J. H. Dickson.
Carleton .....	Woodstock ..	J. G. Stevens ....	Wm. M. Connell.
Charlotte .....	St. Andrews ..	J. G. Stevens ....	Jas. G. Stevens, jr.
Gloucester .....	Bathurst ....	William Wilkinson	John J. Harrington
Kent .....	Richibucto ..	W. W. Wells.....	C. J. Sayre.
Kings .....	Hampton ....	Wm. Wedderburn.	Ora P. King.
Madawaska .....	Edmundston ..	J. G. Stevens ....	Barry R. Plant.
Northumberland	Newcastle ...	William Wilkinson	Samuel Thompson.
Queens .....	Gagetown ....	Wm. Wilson.....	Arthur W. Ebbett.
Restigouche .....	Dalhousie ....	William Wilkinson	Jas. S. Harquail.
St. John.....	St. John.....	J. Gordon Forbes..	Mont McDonald.
Sunbury.....	Ormocto.....	Wm. Wilson.....	C. E. Duffy.
Victoria.....	Grand Falls ..	J. G. Stevens ....	W. Fred. Kertson.
Westmoreland..	Dorchester ..	W. W. Wells.....	W. H. Chapman.
York .....	Fredericton ..	Wm. Wilson.....	Jer. H. Barry,

## NOTARIES.

All Barristers, with a few exceptions, are Notaries.

## ST. JOHN LAW SOCIETY.

*President,*

Arthur T. Trueman.

*Secretary-Treasurer,*

H. H. Hansard.

## MEMBERS OF COUNCIL OF ST. JOHN LAW SOCIETY:

A. T. Trueman, A. A. Stockton, Q.C., A. O. Earle, Q.C., G. C. Coster, D. Jordan, Q.C., G. G. Gilbert, Q.C., A. P. Barnhill, R. R. Ritchie, G. G. Ruel.

LIST OF BARRISTERS, SOLICITORS, ETC.

- Albert Village** — Albert Co.  
 Trueman, Wm. A. (Judge of Probate Court).
- Andover**—Victoria Co.  
 Carter, Titus J.  
 Lawson, Thos.  
 Straton, Alex.
- Bathurst**—Gloucester Co.  
 Gilbert, George  
 Harrington, John J.  
 Landry, Narcisse A.  
 Maclauchlan, D. Gustavus
- Buctoche**—Kent Co.  
 James, Henry H.  
 Irving, R. A.
- Campbellton** — Restigouche Co.  
 McAllister & Mott, John  
 McAllister, Q.C., Wm. A. Mott  
 Murray & McLatchy, Wm Murray, H. F. McLatchy.
- Chatham** — Northumberland Co.  
 Benson, Michael S.  
 Fraser, George B.  
 Lawlor, Richard A.  
 Murray, Robt.  
 Tweedie, L. J., Q.C.  
 Winslow, W. C.
- Dalhousie** — Restigouche Co.  
 Barberie, Joseph C.  
 Harquail, James S.
- Dorchester** — Westmoreland Co.  
 Chapman, Allan W.  
 Chapman, Albert J.  
 Chapman, W. Hazen  
 Emerson, Hon. H. R.  
 Friel, James  
 Knapp, Chas. E.  
 Richard, Ambrose D., Q.C.  
 Teed, M. G.
- Edmundston** — Victoria Co.  
 Balloch, A. Rainsford  
 Laforest, Frederick  
 Plant, Barry R.  
 Stevens & Lawson. J. M.  
 Stevens, Aaron Lawson.
- Elgin**—Albert Co.  
 Jonah, W. B.
- Fredericton**—York Co.  
 Allen, George W.  
 Barry, J. H.  
**Beckwith, Chas. W.**  
**Black, Bliss, & Nealis.**  
 Jno. Black, F. St. J.  
 Bliss, Hugh G. Nealis.  
 Campbell J. Stewart  
 Coy, Havelock  
 Duffy, Chas. E.  
 Fisher, C. H. B., Q.C.  
**Gregory, Geo. F. & A. J.**  
 Geo. F. Gregory, Q.C.;  
 A. J. Gregory  
 Hughes, Peter  
 McCready, James W.  
 McLellan, R. W.  
 McLeod, H. F.  
 Peters, F. H.  
 Phinney & Crocket, J.  
 D. Phinney, Q.C., O. S.  
 Crocket.  
 Rainsford, Henry B.  
 Sharkey, James T.  
 Simonds, C. E. A.  
**Slipp, Arthur R.**  
 Van Wart, Wesley, Q.C.  
 Wilmot, A. B.  
 Winslow, E. Byron
- Gagetown**—Queen's Co.  
 Ebbett, Arthur W.
- GrandFalls**—Victoria Co  
 Kertson, W. Frederick
- Hampton**—Kings Co.  
 Tweedie, R. LeBert
- Hopewell Cape**—Alber Co.  
 Dickson, J. H.  
 Steadman, Geo. H., Scott Act inspector.

**Hopewell Hill**—Albert Co.

Peck, Chas. A., Q.C.

**Moncton**—Westmoreland Co.

Atkinson, Harvey  
Borden, R. A.  
Bray, A. W.  
Chandler & Robinson. W.  
B. Chandler, Clifford W.  
Robinson  
Girouard, Edouard  
Grant & Sweeney. David  
Grant, Frank J. Sweeney

**Hanington, H. C.**

George Harris  
Hewson, R. W.  
Knight, James M.  
**McCully, Frank A., B.**  
A., LL.B. Special Ex-  
aminer.

Reilly, E. A.  
Steeves, Chipman A.  
Welch, D. I.

**Newcastle**—Northumber  
land Co.

Butler, Thos. W.  
Davidson, Allan A.  
Thomson, Samuel, Q.C.  
Williston, E. P.

**Perth Centre**—Victoria  
Co.

Lawson, Thos.

**Peticodiac**—Westmor  
land Co.

Yeomans, J. H.

**Port Elgin**—Westmore  
land Co.

Wells, W. W., M.P.P.

**Richibucto**—Kent Co.

Carter, W. D.  
Hutchinson, Robert, Q.C.  
McInerney, Geo. V., Q.C.  
Phinney, J. D., Q.C.  
Richardson, Caleb  
Sayre, Charles J.

**Sackville**—Westmoreland  
Co.

Emmerson, F. W.  
Powell, Bennett & Har-  
rison. H. A. Powell,  
Q.C., A. W. Bennett, F.  
A. Harrison.  
Teed & Copp. B. B.  
Teed, A. B. Copp.

**Shediac**—Westmoreland  
Co.

McDonald, E. R.  
McQueen, James  
Porrier, Hon. Pascal  
**Russell, Wm. A.**

**Sussex Vale**—Kings Co.

Byrne, J. P.  
Fairweather, F. L.  
Fowler, G. W.  
Freeze, J. A.  
McIntyre, J. M.  
Morison, R.  
Morton, F. E., Q.C.  
Parlee, M. H.  
Stockton, Fred. W.

**White, Allison & King.**

Hon. A. S. White, Q.C.  
Attorney-General; L.  
Allison, Ora P. King.

**St. Andrew's**—Charlotte  
Co.

Coakley, Edward B.  
Cockburn, M. N.  
Grimmer, F. Howard

**St. John**—St. John Co.

Allen, W. Watson.  
Almon, Lewis J.  
Alward, Silas, M.A., Q.C.  
Armstrong, J. R., Q.C.  
Ashe, John F.  
Bailey, Charles T.  
Baird, Alex. W.  
Ballentine, Alex.  
Barnhill, A. P.  
Baxter, J. B. M.  
Belyea, Geo. H. V.  
Belyea, James A.

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Hon. A. G. Blair, Q.C.,  
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Blair, jr.  
Bustin & Porter. Stephen  
B. Bustin, J. Joseph  
Porter  
Campbell, J. Roy  
Carleton & Ferguson. J.  
L. Carleton, C. H. Fer-  
guson

Chapman, Ephraim R.  
Coster, C. J.  
Coster, G. C.  
Cowan, J. E.  
Currey & Vincent. L. A.  
Currey, Q.C., G. R.  
Vincent.  
Devine, Fred.  
Dixon, Miles B.



Earle, Allen O., Q.C.  
 Ewing, Wm. A.  
 Fairweather, Arthur C.  
**Fairweather, G. E.**  
 Fairweather, S. L.  
 Gilbert, George G., Q.C.  
**Hanington, A. H., Q.C.**  
 Hansard, H. H.  
 Hartt, J. Twining.  
 Hazen & Raymond, J. D.  
 Hazen, Q.C., E. P. Raymond.  
 Jack, I. Allen, Q.C.  
 Jarvis, Wm. M.  
 Jones, E. F.  
 Jordan, D., Q.C.  
**Kaye, Edmund G.**  
**Kelley, J. King, B.C.L.**  
 Keith, H. S.  
 Kerr, John  
 Knowles, E. T. C.  
 McAlpine, E. H.  
 McDonald, Mont.  
 McKeown, H. A.  
 McLeod, Robert.  
 McSorley, Geo.  
 Macdonald, Charles A.  
 MacRae & Sinclair, A.  
 W. MacRae, J. A. Sinclair.  
 Merritt, T. Gray  
**Milligan, Chas. J.**  
 Millidge, Thos., Q.C.  
 Morrill, Scott E.  
**Murray, Robt. G., LL.D.**  
 Mullin, Daniel.  
**Otty, G. O. D.**  
 Palmer, Chas. A., Q.C.  
 Palmer, Philip  
 Picket, H. H.  
 Puddington, Henry F.  
 Pugsley, Wm., Q.C.  
 Quigley, R. F., Q.C.  
 Regan, Thomas P.  
 Ritchie, Robert R.  
 Sanford, Chas. F.

Shaw, George S.  
 Skinner, C. N. & Sons.  
 C. N., Q.C., & S. Skinner  
 Smith, Bowyer S., LL.B.  
 Smith, G. Sidney  
 Stockford, Oliver B.  
 Stockton, A. A., Q.C.  
 Stockton, Chas. A.  
 Stockton, Robert O.  
**Tilley, Leonard, P.D.**  
**Trueman, Arthur I.,**  
 Judge of Probate.  
 Trueman, W. H.  
**Vincent, G. R.,** sec. of  
 St. John's Law Society.  
 Wallace, W. B.  
 Waterbury, Harold S.  
**Weldon & McLean, H.**  
 H. McLean, Referee in  
 Equity.  
 Willett, John  
 Wilson, A. A.  
**St. Stephen**—Charlotte Co  
 Clarke, George J.  
 Grimmer, W. C. H.  
 MacMonagle, M.  
 Mills, Lewis A.  
 Stevens, James G., jr.  
 Stevens & Thompson, J.  
 M. Stevens, E. M.  
 Thompson  
**Woodstock**—Carleton Co.  
 Appleby, Chas.  
 Appleby, Stephen B.  
 Connell, Wm. M., LL.B.  
 Fisher & Connell, L. P.  
 Fisher, A.B. Connell, Q.C.  
 Gallagher, D. B.  
 Hartley & Carvell, J. C.  
 Hartley, F. B. Carvell  
 Jones, R. K.  
 Jones, W. P.  
 Murphy, Josiah R.  
 Vince, D. McLeod  
 Winslow, J. Norman W.  
 Young & Comben, L. E.  
 Young, C. C. Comben.

## SYNOPSIS OF THE LAWS OF NEW BRUNSWICK.

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Compiled by Messrs. Blair, Ruel & Blair, St. John, N. B., Barristers  
of the New Brunswick Bar.

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(Revised to January 1st, 1899.)

**Arrest**—Where claim is for liquidated amount over \$20.00, arrest can be had in Supreme or County Court, before judgment, on affidavit stating that amount is justly due, and that arrest is not made for the purpose of vexing or harassing the debtor. The allegation that debtor intends to depart from jurisdiction is not necessary, except after summons in higher Courts and in cases in inferior Courts for small claims. When claim is not for a sum certain, a Judge's order for arrest can be obtained upon the aforementioned affidavit. (59 Vict. c. 28.)

**Bankruptcy**—Governed partially by "Act respecting Assignments and Preferences by Insolvent Persons," whereunder assignment can be made to sheriff, or to assignee named by majority of creditors having claims over \$100. No preferences allowed, and no discharge to debtor. Assignee must call meeting within five days after assignment, and meeting must be held within twelve. At meeting, creditors having proved claims, elect inspectors, and direct assignee in disposition or conduct of estate. There is no power to compel an insolvent to assign, but an assignment once made takes precedence of all judgments and executions. (58 Vict. c. 6; 59 Vict. c. 37.)

**Barristers**—Barristers from British Colonies or Possessions will be accorded in New Brunswick the same rights and privileges as are granted in such jurisdictions to barristers from this Province. Attorneys must study one year before being admitted to the bar.

**Courts and Jurisdiction**—**SECURITY FOR COSTS**—The Supreme Court has jurisdiction in all actions for debt or damage irrespective of amount. A creditor, residing out of the jurisdiction, upon demand, must give security to the extent of \$200. (60 Vict. c. 24.) The Supreme Court in Equity has the powers of the Court of Chancery in England. Security for costs \$500. (53 Vict. c. 24.) The County Courts have jurisdiction up to \$400 in all cases, except actions where the title to land is brought in question, or in which the validity of any devise, bequest or limitation is disputed. Security, \$80 to \$160. (60 Vict. c. 28.) Probate Courts have jurisdiction over the granting of probate or letters of administration. Where infants' estates are valued at \$5,000 and under, the Court may appoint guardians of the person or estate; where over \$5,000 in value, the Equity Court has jurisdiction. Security for costs may be ordered in "such reasonable amount"

as Judge may direct. (61 Vict. c. 35.) There is also a Court for Divorce and Matrimonial Causes, and numerous small-debt Courts, Parish Courts, and Commissioners, Courts of inferior and local jurisdiction.

**Bills of Sale and Chattel Mortgages**—Where mortgage or sale is made not accompanied by immediate delivery, and an actual and continued change of possession of the goods conveyed, the conveyance or a copy proved by affidavit of the subscribing witness, together with an affidavit of the *bona fides* of the transaction, must be filed within thirty days with the Registrar of Deeds of county wherein maker resides, if within the Province, or of county where the goods are if maker resides without. All chattel mortgages must be renewed each year by filing sworn statement of amount due. On neglect to file after thirty days' notice served on mortgagee, the mortgage ceases to be valid against execution creditor. (56 Vict. c. 5; 61 Vict. c. 32.)

**Executions**—On judgments in Supreme and County Courts executions may be issued within twenty years from signing of judgment. Personal estate of all kinds may be seized and sold, and after such exhausted possessory rights in land, rights of entry, beneficial rights and other interests in real estate may be sold. Wearing apparel, bedding, kitchen utensils and tools of trade or calling to value of \$100 of any debtor exempt. (Con. Stat. c. 47.)

**Imprisonment for Debts** upon execution is only allowed in inferior Courts, such as the City Court of St. John, the Parish Courts and Justices' Courts, or in cases of default in payment of a penalty, of taxes, or by officers of the Court. (59 Vict. c. 28.)

**Garnishment**—On judgments in County or Supreme Court, debts due the judgment debtor may be garnisheed. The Crown is exempt from garnishment, and wages or salary of debtor less than \$20. (45 Vict. c. 17.)

**Interest**—Six per cent., unless otherwise agreed.

**Judgments**—In default of appearance final judgment may be entered in forty days from service of summons, or if the action be for a sum certain a specially endorsed writ may be issued in the Supreme Court and final judgment signed in twenty days; in this latter form of action, and when suing for a sum certain in the County Courts, an appearance may be set aside by Judge's order, on affidavit proving claim and showing that the proceedings are merely intended to delay. Memorials of judgments in the Supreme or County Courts may be registered and bind lands in county of registry for five years, after which period they may be renewed.

**Limitation of Actions**—On judgment and specialties twenty years; for penalties for assault, battery, wounding, imprisonment, or for words, two years; other causes of action, six years. Personal actions against minors, persons insane, or out of the Province, may be commenced within like period after removal of disability. (C. S. c. 85.) Real actions, twenty years; against Crown, sixty years. (C. S. c. 84.)

**Married Women**—May contract and sue and be sued same *female sole*. Judgment good, however, merely against separate property, but immaterial whether prior or subsequently acquired. Can dispose of property freely, subject to husband's rights as tenant by courtesy. (58 V. c. 24.)

**Registry of Deeds**—All conveyances must be registered, other wise ineffective against subsequent *bona fide* purchaser. Deeds may be acknowledged or proved out of New Brunswick before a notary public, the mayor or chief magistrate of any city or town, certified under corporate seal, Judge of Supreme Courts, British Minister, Ambassador or Consul, Governor of any State, certified under hand and seal of respective office. (57 Vict. c. 20.)

**Wills**—Infants cannot make a will. Will must be in writing signed by testator in presence of two witnesses, who shall subscribe as witnesses in his presence and in presence of each other. No form of attestation necessary. Executors may witness, but any legacy to witness is avoided. (Con. Stat. c. 77.)

**Intestacy**—Real estate to children or their legal representatives, then to next of kindred, and then representatives, including those of half blood. That is: 1st, children; 2nd, father or mother; 3rd, brothers and sisters and descendants of deceased brothers and sisters *per stirpes*, and so on. Personal estate is distributed one-third to widow, and the residue in equal proportions amongst children and their representatives. If no descendants, one-half to widow, residuum amongst next of kin in equal degree and representatives, but no representation among collaterals after brothers' and sisters' children. If no widow, all to children. (Con. Stat. c. 78.) Of the separate property of a married woman dying intestate, one-half goes to husband, balance to children, if no children, all to husband. (58 Vict. c. 24.)

THE  
CANADIAN  
LAW LIST

(HARDY'S)

1899



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NOVA SCOTIA.

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# NOVA SCOTIA.

## Supreme Court of Nova Scotia

HAVING LAW AND EQUITY JURISDICTION THROUGHOUT THE PROVINCE.

*Chief Justice*—Hon. James McDonald.

*Assistant Judges*—Robt. L. Weatherbe, Jos. N. Ritchie, Charles J. Townshend, Wallace Graham (*Judge in Equity*), Nicholas H. Meagher, Hugh McD. Henry.

### VICE-ADMIRALTY COURT.

*Judge*—Hon. J. McDonald. *Marshal*—Donald Archibald.  
*Registrar*—L. W. DesBarres.

### COURT OF DIVORCE AND MATRIMONIAL CAUSES.

*Judge in Ordinary*—Hon. Wallace Graham.  
*Registrar*—Wm. L. Barss.

### JUDGES OF PROBATE AND REGISTRARS.

COUNTY.	JUDGES.	REG. OF PROBATE.	REG. OF DEEDS.
Annapolis .....	J. M. Owen .....	Fred Leavitt .....	Edward Bent .....
Antigonish .....	A. McIntosh .....	A. McDonnell .....	C. N. Harrington.
Cape Breton .....	L. X. McDonald .....	A. D. McGillivray	John Gilles .....
Colchester .....	S. D. McLellan .....	G. Campbell, Q.C.	Jas. R. Blair .....
Cumberland .....	R'ch'd Lowerison *	Richard Lowerison	{ Jas. E Purdy C. S. Meir, Parrsboro' }
Digby .....	John Holdsworth *	John Holdsworth	J. S. McNeil .....
Guysboro' .....	Burton Jost .....	J. McG. Cunningham	J. H. Buckley .....
" St. Mary's	D. McDonald .....	W. D. R. Cameron †	W. D. R. Cameron
Halifax .....	James G. Foster .....	H. T. Jones .....	Alonzo J. White .....
Hants .....	C. E. DeWolfe .....	Fred Curry .....	David Hamilton .....
Inverness .....	E. D. Tremain .....	Don. J. McDonald	J. A. McDonnell .....
King's .....	E. J. Cogswell .....	Henry Lovett .....	D. M. Dichne .....
Lunenburg .....	S. A. Chesley .....	M. A. Gaetz .....	W. E. Marshall .....
Pictou .....	J. D. McLeod .....	J. H. Lane .....	John Yorston .....
Queen's .....	N. Freeman * .....	N. Freeman † .....	N. Freeman .....
Richmond .....	W. R. Cutler, Q.C.	D. O'C. Madden .....	Thos. T. Jean .....
Shelburne .....	Ed. M. Bill .....	R. G. Irwin † .....	R. G. Irwin .....
" Barrington	L. W. Watson .....	F. W. Holmer † .....	F. W. Holmer .....
Victoria .....	D. F. McRae .....	A. F. Haliburton .....	A. Taylor .....
Yarmouth .....	James Murray .....	Jonathan Horton .....	Albert Gayton .....

\* Registrar, with limited judicial privileges; † and Registrar of deeds.

By recent legislation when the office of a Judge of Probate becomes vacant, it is not filled and the jurisdiction of the Court of Probate is distributed between the Judge of the County Court, in the District in which the County is situate, and the Registrar of the Court of Probate.

## OFFICERS AND TERMS OF THE SUPREME COURT.

COUNTY.	TERMS OF THE SUPREME COURT.	SHERIFFS,	PROTHONOTARIES.			
Annapolis ..	3rd Tu. June, 1st Tu. Oct. ....	Edwin Yates.....	R. J. Uniacke....			
Antigonish ..	1st Tu. June, 2nd Tu. Oct. ....	D. D. Chisholm...	J. C. McKinnon..			
Cape Breton	4th Tu. June, 3rd Tu. Oct. ....	Wm. Buchanan....	W. E. Peters....			
Colchester ..	1st Tu. June, 1st Tu. Oct. ....	Chas. A. McLennan	E. H. Hamilton..			
Cumberland	3rd Tu. June, 2nd Tu. Oct. ....	M. A. Logan....	E. B. Blenkhorn..			
Digby .....	2nd Tu. June, last Tu. Sept. ....	Benj. VanBlarcom..	W. B. Stewart...			
Guysboro' ..	Last Tu. May, 1st Tu. Oct. ....	A. J. O. Maguire....	Jas. H. Buckley..			
Halifax ..	Civil, 4th Tu. Oct., 3rd Tu. April.	Donald Archibald	Simon H. Holmes			
	Criminal, 3rd Tu. M'ch, 1st Tu. Oct. <i>In Banc.</i>					
	2nd Tu. Nov., 2nd Tu. Jan., 2nd Tu. M'ch, and a special term in July. ....					
	Hants .....			Last Tu. May, 3rd Tu. Sept. ....	Jas. O'Brien.....	H. Percy Scott...
	Inverness ..			2nd Tu. June, 1st Tu. Oct. ....	Hugh McDonald ..	J. A. McDonnell.
King's .....	1st Tu. June, 3rd Tu. Oct. ....	Stephen Belcher..	C. F. Rockwell ..			
Lunenburg..	Thursday before 1st Tu. June, Thursday after 2nd Tu. Oct. ....	Jos. Creighton....	W. H. Dauphin..			
Pictou .....	3rd Tu. June, 4th Tu. Oct. ....	J. S. Harris.....	David Logan....			
Queen's ....	2nd Tu. June, 1st Tu. Oct. ....	L. W. Drew, Jr....	Thomas Farrell..			
Richmond ..	1st Tu. June, last Tu. Sept. ....	Jas. D. Power.....	D. O. C. Madden..			
Shelburne ..	Last Tu. Sept., 3rd Tu. June .....	J. W. McLean.....	Abram C. McLean			
Victoria ....	3rd Tu. June, 2nd Tu. Oct. ....	E. McKay.....	Alex. Taylor.....			
Yarmouth ..	4th Tu. June, Tu. before last Tu. of Sept. ....	Geo. H. Guest ....	J. Huntington...			



## JUDGES AND CLERKS OF THE COUNTY COURTS.

DISTRICTS.	Co. TOWNS.	JUDGES.	CLERKS.
No. 1 comprising Halifax Co. . . .	Halifax . . . . .	Jas. W. Johnston..	S. H. Holmes.....
No. 2 comprising Lunenburg Co. . . . Queens Co. . . . . Shelburne Co. . . .	Lunenburg .. ) Liverpool ... ) Shelburne... )	Frances G. Forbes.	(W. J. Dauphinee T. J. Farrell.... A. C. McLean...
No. 3 comprising Annapolis Co. . . . Digby Co. . . . . Yarmouth Co. . . .	Bridgetown .. ) Digby . . . . . ) Yarmouth .. )	Alfred W. Savary..	(R. J. Uniacke... W. B. Stewart .. Jas. Huntington..
No. 4 comprising Kings Co. . . . . Hants Co. . . . . Colchester Co. . . .	Kentville.... ) Windsor . . . . ) Truro . . . . . )	John P. Chipman.	(C. P. Rockwell... H. Percy Scott... E. W. Hamiltou..
No. 5 comprising Pictou Co. . . . . Cumberland Co. . . .	Pictou . . . . . ) Amherst . . . . )	W. A. D. Morse...	(David Logan ... Joshua Black... .
No. 6 comprising Inverness Co. . . . Antigonish Co. . . . Guysboro' Co. . . .	Port Hood .. ) Antigonish .. ) Guysboro' .. )	Angus L. McIsaac.	(J. Macdonnell... J. C. McKinnon... J. H. Buckley....
No. 7 comprising Cape Breton Co. . . Victoria Co. . . . . Richmond Co. . . .	Sydney. . . . ) Baddeck . . . . ) Arichat . . . . )	Murray Dodd. ....	(W. E. Peters.... A. Taylor . . . . . D. O'C. Madden..

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## SYNOPSIS OF THE LAWS OF NOVA SCOTIA.

Compiled by Messrs. Harrington, Chisholme & Fullerton,  
Barristers, Halifax, N S., of the Nova Ecclia Bar.

(Revised to January 1st, 1899.)

**Arrest**—In causes of action in the Supreme Court for \$80 or more, whether for debt or damage, but before final judgment, where the creditor can prove to the satisfaction of a judge or commissioner such cause of action, and that the defendant is about to leave the province, an order for arrest can be obtained. After final judgment the debtor cannot be arrested except where the judgment is for a fine or penalty or imprisonment, and for taxes. In the County Courts the procedure is similar, but jurisdiction is limited to \$400.

**Barristers**—A barrister or attorney of any Court of Her Majesty's colonies, or in Great Britain or Ireland, shall be entitled to be admitted to practice in the Supreme Court of Nova Scotia on producing certificates of their admission, and of good moral character.

**Bills of Sale and Chattel Mortgages**—It is necessary that the original or a copy shall be filed in the Registry of Deeds, and shall be accompanied by an affidavit of the party giving the same, or his agent or attorney, setting forth the *bona fides* of the transaction, and that the debt is justly and honestly owing, otherwise it shall be void as against assignee for creditors, purchasers and execution creditors who have seized. The transaction is liable under certain conditions to be avoided under Ch. II, Statutes 1898 (see Insolvency).

**Conditional Sales**—Every agreement for the sale of goods and chattels, and a hiring or lease accompanied by immediate delivery and change of possession, whereby it is agreed that the property in the goods and chattels, or a lien thereon for the price or value thereof, shall remain in the hirer, lessor or bargainor until payment, must be in writing and signed by the parties and accompanied by an affidavit setting forth the contract, and must be registered as a bill of sale or chattel mortgage, otherwise it shall be void as against the creditors and subsequent purchasers and mortgagees of the person to whom such chattels are hired, leased or agreed to be sold.

**Courts and Jurisdiction of**—The Supreme Court has jurisdiction in all actions for damages and in debt for \$80 and upwards, and has all the powers of the Court of Chancery in England. The County Courts have jurisdiction in all actions for debt where the amount is at least \$20 but not exceeding \$400, and in all actions for damages not exceeding \$400.

The Court for Divorce and Matrimonial Causes has jurisdiction relating to prohibited marriages and divorce.

Courts of Probate are established in each county of the province and have jurisdiction over the estates of deceased persons and to grant letters testamentary or letters of administration in the county where deceased last dwelt or where the estate is situate, and when necessary power is given to appoint guardians for infants.

Municipal Courts are established in each incorporated city and town and municipal corporation or police division. These are presided over by Stipendiary Magistrates or Recorders exercising criminal and civil jurisdiction. Justices of the Peace in their respective counties have similar jurisdiction.

**Execution**—May issue on the entry of a judgment in the Supreme and County Courts, unless pending an appeal an order for a stay has been granted. When delivered into the hands of the Sheriff it binds the goods of the judgment debtor against all persons except a *bona fide* purchaser. The lands of the judgment debtor are not bound by the issue of an execution, but are by the recording in the Registry of Deeds

of a certificate of the docket of judgment, and may be sold by virtue of the execution after one year from the date of the recording of such certificate.

**Imprisonment for Debt** under execution has been abolished. A creditor who has a judgment can, however, examine his debtor as to his means and ability to pay the debt before a judge or a commissioner, and the debtor may be ordered to pay the debt by instalments, and if he makes default he may be committed. The following property is exempt from execution: The necessary wearing apparel, beds, bedding and bedsteads of the debtor and his family. Certain house furniture and utensils for domestic use, ten volumes of books, and fishing nets, the value of which is not to exceed \$20. All necessary fuel, meat, fish, flour and vegetables, actually provided for family use, not more than sufficient for the ordinary consumption of the debtor and his family for 30 days, and not exceeding in value the sum of \$40. One cow, two sheep, and one hog, and food therefor for 30 days; tools and implements of, or chattels ordinarily used in the debtor's occupation, to the value of \$30.

**Insolvency**—By a Statute of the Province (Chap. 11, Statutes 1898) provision is made for the equal distribution of the estates of insolvent persons. The Statute aims at securing such distribution by declaring a confession of judgment, any transfer of property or other transaction made or given by a person in insolvent circumstances with intent to hinder or delay his creditors to be invalid. Transactions which give a creditor an unjust preference over other creditors are likewise declared void.

An insolvent person may assign his estate in trust for his creditors either to the official assignee (appointed by the Governor in Council) for the county he resides in or to some person resident within the Province, provided the creditors consent. The assignment must provide for the equal and ratable distribution of the estate among the creditors.

The requisite machinery is provided for the ultimate realization of the estate, and its distribution among creditors who shall prove their claims and file same with the assignee.

**Garnishment**—Debts due a judgment debtor may be attached or garnished. Besides the exemptions at common law from this process our statutes enact that the wages of a servant, laborer or workman shall not be subject to attachment unless the debt amounts to or exceeds \$40, and if the debt exceeds \$40 it shall be bound only as to the excess.

**Interest**—The laws of Canada regulate this. Interest is recoverable on all written agreements to pay a specific sum at a specific time, and also on accounts current where in the course of dealing between the parties interest has been paid, or where there is an express oral agreement to pay interest.

**Judgments**—In actions to which the defendant does not appear, judgment may be entered in ten days after the service of the writ where the cause of action is a liquidated debt or a money claim. In all other cases, in default of appearance, an order of a judge for judgment must be obtained. A defendant may by his warrant of attorney authorize a judgment to be entered upon against him on the issuing of the writ.

**Limitation of Actions**—Trespass for assault, battery, wounding or imprisonment, actions on the case for words and prosecutions for taking illegal interest, must be brought within one year; actions for trespass to lands, assumpsit, detinue, trover, replevin, debt grounded upon any lending or contract without specialty, for rent, account or upon the case within six years. Actions for the recovery of lands, moneys secured by any mortgage, judgment or lien, or otherwise chargeable upon any land or rent or any legacy, and actions upon any deed, covenant or instrument under seal, shall be brought within twenty years. Part payment or acknowledgment in writing will extend the period of limitation.

**Married Women**—A married woman may contract to carry on business, sue and be sued, in the same manner as if unmarried. To carry on a separate trade she must file the written consent or license of her husband and register a certificate or declaration specifying her intended business and the place where she proposes to carry it on. The husband must be joined in all actions brought by or against her. She has the right of dower in her husband's real estate, and can dispose of her property by will without her husband's consent.

**Registry**—Deeds executed in the province must be executed in the presence of a witness, who shall make oath of its execution before a Barrister or J. P., or a Notary Public, or the party making the deed may acknowledge its execution under oath before any of the said functionaries. Deeds may be proved out of the Province as well in Foreign Countries as in the British Dominions by the oath of a subscribing witness, to be administered by a Commissioner appointed to take affidavits out of the province, by a Judge of a Court of Record, by a Mayor of any city, a justice of the peace or a notary public, who shall certify to the attestation. When the certificate is made by a Justice of the Peace it must be authenticated by a Notary Public. When the deed is proved in a Foreign Country any Public Minister, Ambassador or Consul or Vice-consul from the Court of Great Britain may administer such oath.

To bind lands all deeds, judgments and attachments shall be registered in the office of the county or district in which the lands lie, and unregistered deeds or mortgages shall be void against any subsequent purchaser or mortgagee for valuable consideration, who shall first register his deed or mortgage.

Grants from the Crown must also be recorded.

**Wills**—No person under the age of 21 years can make a will. A married woman without her husband's consent can make a will. No will is valid unless in writing, signed at the foot by the testator or by some person in his presence and by his direction. The execution must be acknowledged in the presence of two or more witnesses, who shall attest and subscribe in the presence of the testator. Change of domicile will not revoke the will. Marriage will, except where the will is made in exercise of a power of appointment. Property situate within the province disposed of by will or other instrument, intending to take effect after death, of the value of \$5,000, after payment of all debts and expenses, is subject to a succession duty, if testator has not certain relatives. This duty is also chargeable upon intestate estates the value whereof exceeds \$5,000, in the absence of certain relatives.

**INTESTACY**—The estate of a person dying intestate is invariably administered by the Court of Probate, but the Supreme Court has jurisdiction in an administration action by a creditor to administer the estate in that Court. In the Probate Court administration is granted first to the widow or next of kin, and if they do not voluntarily take or renounce, then it is committed to the principal creditor. The administrator is required to file a bond with sureties, also an inventory of both real and personal estate and can be cited to a final accounting at the end of 18 months. He has no title to the real estate except in cases where the personalty is insufficient to pay the debts. In the latter case on application to the Court a license to sell the real estate or sufficient thereof to pay the debts is granted on the administrator filing a bond for the due application of the moneys. The creditors are required to file their accounts with the administrator, duly attested to. In the distribution of the estate of a deceased insolvent the funeral expenses and the expenses attending the last illness of deceased and the administration are first paid; next, clerks, domestics, farm servants and rent are to be paid in full when not more than a year's rent or wages is due, the excess to be on same footing as other claims; lastly, all other creditors filing attested claims to be paid in proportion.



THE  
CANADIAN  
LAW LIST

(HARDY'S)

1899



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NORTH-WEST TERRITORIES.

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PUBLISHED BY  
THE CANADIAN LEGAL PUBLISHING COMPANY,  
24 ADELAIDE STREET EAST, TORONTO.

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## NORTH-WEST TERRITORIES.

### Courts, Judiciary Officers, etc.

#### SUPREME COURT.

##### WESTERN ASSINIBOIA.

*Judge*—Hon. Hugh Richardson, Regina.

*Sheriff*—J. H. Benson, Regina

*Clerk*—Dixie Watson, Regina

*Public Administrator*—W. C. Hamilton, Regina

##### EASTERN ASSINIBOIA.

*Judge*—Hon. Edward L. Wetmore, Moosemin

*Sheriff*—Geo. B. Murphy, Moosomin

*Clerk*—Oliver Neff, Moosomin

*Public Administrator*—

##### SOUTHERN ALBERTA.

*Judge*—Hon. D. L. Scott, Calgary

*Sheriff*—D. J. Campbell, Macleod

*Clerk*—C. N. Campbell, Macleod

*Public Administrator*—M. McKenzie Macleod

##### NORTHERN ALBERTA.

*Judge*—Hon. Chas. B. Rouleau, Calgary

*Sheriff*—P. W. King, Calgary

*Clerk*—E. R. Rogers, Calgary

*Public Administrator*—C. C. McCaul, Q.C.

##### EDMONTON.

*Deputy Clerk*—Alex. Taylor, Edmonton.

*Deputy Sheriff*—W. S. Robertson, Edmonton.

*Public Administrator*—N. D. Beck, Q.C.

##### SASKATCHEWAN.

*Judge*—Hon. Thomas H. McGuire, Prince Albert

*Sheriff*—Graham Neilson, Prince Albert.

*Clerk*—C. de Lagorgendiere, Prince Albert.

*Public Administrator*—Jas. McKay, Q.C.

##### YUKON JUDICIAL DISTRICT.

*Judge*—Hon. Calixte Amé Dugras, Judge of the Territorial Court of the Yukon Judicial District.

*Sheriff*—Frank Harper, for the Yukon Territory, (Inspector of the North-West Mounted Police), Dawson City.

LAND REGISTRATION DISTRICTS.

*Inspector*—W. H. Newlands, Regina

ASSINIBOIA.

Land Registration District comprises all Assiniboia

*Registrar*—W. H. Newlands, Regina

NORTH ALBERTA.

Land Registration District comprises that part of Alberta north

OF THE 9TH CORRECTION LINE.

*Registrar* — George Roy, Edmonton.

SOUTH ALBERTA.

Land Registration District comprises that part of Alberta south

OF THE 9TH CORRECTION LINE.

*Registrar* — Horace Harvey, Calgary.

EAST SASKATCHEWAN.

Land Registration District comprises all Saskatchewan lying east of range 11, west of the 3rd Initial Meridian

*Registrar*—S. Brewster, Prince Albert

WEST SASKATCHEWAN.

Land Registration District comprises all Saskatchewan lying west of range 10, west of the 3rd Initial Meridian

*Registrar*—W. J. Scott, Battleford

LIST OF BARRISTERS, SOLICITORS, ETC.

**Beaver Lake**

Kildahl, J. V.

**Calgary**

**Bangs, J. A.**

Barwis, T. S.

Bernard & Bernard. W.

L. Bernard, M. C. Bernard

Colles, A. R.

Hooper, J. E.

Knott, H. W. H.

Lougheed & Bennett.

Hon. J. A. Lougheed,

Q.C., R. B. Bennett.

McCarthy & Stuart. Peter

McCarthy, Q.C., C.

A. Stuart

McCaul & Short. C. C.

McCaul, Q.C., Jas. Short

Muir & Jephson. James

Muir, Q.C., J. P.

Jephson

Nolan, P. J.

Sifton, A. L.

Smith, Crispin E.

Smith, J. B., Q.C.

Wilkins, E. D. H.

Winter, W. Roland

**Carnduff**

Gordon, T. C.

**Edmonton**

Barker, P. M.

Beck & Emery. N. D.

Beck, Q.C., E. C.

Emery

**Bown & Robertson.**

John C. F. Bown, H. H.

Robertson

Cowan, J. S.

Dunn & Cross. J. H.

Dunn, C. W. Cross

Macdonald, C. de W.

McNamara, P. L.

Short, William

**Taylor, H. C.**

Villeneuve, Frederick

**Edmonton South**

Rutherford, A. C.

**Fort Steele**

Ede, T.

**Grenfell**

Skinner, Alex.

**Indian Head**

Smith, Wm.

**Innissall**

Bernard & Bernard (Cal-

gary Br.)

Oldham, F. M.

**Lethbridge**

Conybeare & Alexander.

C. F. P. Conybeare, Q.C.,

J. S. T. Alexander

**Macleod**

Costigan & McKenzie.

J. R. Costigan, Q.C., M.

McKenzie

Harris & Burne. C. F.

Harris, J. F. Burne

Wood, C. E. D.

**Medicine Hat**

Conybeare & Alexander.

C. F. P. Conybeare, Q.C.,

J. S. T. Alexander

Mitchell, Charles

Parker, A. M.

**Moosejaw**

Grayson, W.

**Moosomin**

Brown, J. T.

Cole, Douglas H.

Elwood, E. L.

McLorg, E. A. C.

Tennyson, Bertram, Q.C.

Wyssman, R. H.

**Pincher Creek**

Harris & Burne. C. F.

Harris, J. F. Burne

**Prince Albert**

Chisholm & Hannon. R.

F. Chisholm, J. W.

Hannon

Gunn, W. R.

McKay, James, Q.C.

McCaul, J. A.

Watson, G. A.

**Qu'Appelle Station**

Dickson, A. D.  
Smith, William

**Red Deer**

Greene, Geo. W.

**Regina**

Balfour, James  
Davin, Nicholas Flood, Q.C.  
Hamilton & Jones, W.  
C. Hamilton, Q.C., Fred  
Jones, B.A.  
Haultain & Robson, F.W.

E. Haultain, H.A. Robson  
Johnstone, T. C.  
McKenzie & Brown, N.  
McKenzie, Geo. W.  
Brown

**Whitewood**

MacDougall, H. A. J.

**Wolsley**

Levi, Thomas

**Yorktown**

Elliott, Giffard

THE  
CANADIAN  
LAW LIST

(HARDY'S)

1899



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PRINCE EDWARD ISLAND.

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# PRINCE EDWARD ISLAND.

## Supreme Court of Prince Edward Island

*Chief Justice*—Hon. William Wilfred Sullivan  
*Assistant Judges*—Hon. Edward Jarvis Hodgson, Hon. Rowan Robert Fitzgerald  
*Prothonotary*—J. A. Longworth  
*Clerk of the Crown*—W. A. Weeks

### COURT OF CHANCERY.

*Chancellor*—Hon. George William Howlan, Lieut.-Governor  
*Master of the Rolls*—Hon. Edward J. Hodgson  
*Vice-Chancellor*—Hon. Rowan Robert Fitzgerald  
*Registrar*—W. A. Weeks.

### ADMIRALTY COURT.

*Judge*—Hon. Wm. W. Sullivan.  
*Registrar*—J. A. Longworth  
*Marshal*—Fred. W. Hyndman

### SURROGATE AND PROBATE COURT.

*Surrogate and Judge of Probate*—(vacant).  
*Registrar*—J. G. J. Weldon

### JUDGES AND CLERKS OF THE COUNTY COURTS.

COUNTY.	COUNTY SEAT.	JUDGE.	CHIEF CLERK AND HIGH SHERIFF.
King's....	Georgetown ..	Alex. B. Warburton	(C. C., Geo. A. Aitken. H. S., D. F. McDonald
Prince ..	Summerside ..	Neil McLeod.....	(C. C., W. T. Hunt. H. S., J. Gaffney.
Queen's...	Charlottetown.	Geo. Alley.....	(C. C., Henry Smith. H. S., W. B. Robertson

THE LAW SOCIETY OF PRINCE EDWARD ISLAND.

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*Vice-President*—W. A. O. Morison, Q.C.

*Executive Committee*—A. Peters, W. S. Stewart, Q.C., A. A. McLean, S. Blanchard

*Secretary and Treasurer*—F. L. Haszard, Q.C.

*Librarian*—A. G. Bremner

*Examiners for Admission to the Bar*—M. McLeod, Q.C., A. A. McLean, Q.C., W. A. O. Morson, Q.C., and the Attorney-General, *ex officio*.

*Examiners of Applicants to Study Law*—W. S. Stewart, Q.C., D. C. McLeod, C. R. Smallwood

LIST OF BARRISTERS, SOLICITORS, ETC.

**Alberton**—Prince Co.

Rattenbury & Tweedy  
(Charlottetown Br.)

**Charlottetown** Queen's

Bayfield & Blanchard, E.

Bayfield, S. Blanchard

Davies & Haszard. Sir L.

H. Davies, Q.C., K.C.

M.G., F. L. Haszard,

Q.C.

Haviland, Eustace H.

Johnston, J. J.

**Mellish, John T.**

McDonald, Aeneas

McDonald, John S.

McDonald, J. A.

McDonald & Martin. H.

C. McDonald (Attorney-General). K. J. Martin

McKinnon, D. A.

McLean, A. A., Q.C.

McLeod, M. & D. C. M.

McLeod, Q.C., D. C.

McLeod

McLeod, Morson & Mc-

Quarrie. W. A. O.

Morson, Q.C., N. Mc-

Quarrie

Mathieson & Bentley. J.

A. Mathieson, W. E.

Bentley

Moore, F. W. L.

Palmer, H. James

Palmer, Hedley V.

**Peters, Peters & Ings.**

Arthur Peters, Q.C.,

M.P.P., A. E. Ings.

Rattenbury & Tweedy.

Oliver Rattenbury &

Geo. Tweedy

Reddin, James H.

**Smallwood, Chas. R.**

Stewart, W. S., Q.C.

Warburton & McKinnon.

D. A. McKinnon.

Whear, J.F., with Davies

& Haszard

**Georgetown** King's Co

Mathieson & Bentley,

(Charlottetown Br.)

**Montague** King's Co.

Warburton & McKinnon.

Geo. S. Inman, (Char-

lottetown Br.)

**Souris** — King's Co.—

Mellish, Arthur J. B.

**Summerside** Prince Co.

Bell & Johnston. J. H.

Bell, R. E. Johnston

McDonald & Martin. H.

C. McDonald, K. J.

Martin

McKinnon, D. A.

(Charlottetown Br.)

McLeod, Morson & Mc-

Quarrie, W.A.O. Morson,

Q.C., Neil McQuarrie

Wright, Henry E.

Wyatt, J. E.

## SYNOPSIS OF THE LAWS OF PRINCE EDWARD ISLAND.

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Compiled by C. R. Smallwood, Esq., Barrister, Charlottetown, of the Prince Edward Island Bar.

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(Revised to January 1st, 1899.)

**Arrest**—In causes of action in the Supreme Court for \$32 or more, whether for debt or damages, but before final judgment, where the creditor can prove to the satisfaction of a judge such cause of action, and that the defendant is about to leave the Province with the intention of defrauding his creditors, an order for arrest can be obtained.

After final judgment the debtor can be arrested if it can be shown to the satisfaction of a judge that he has fraudulently made away with his property.

In the County Courts the procedure is similar, but the jurisdiction is limited to \$150.

**Bankruptcy**—If any person being in insolvent circumstances or unable to pay his debts in full, or knowing himself to be on the eve of insolvency, gives a confession of judgment with intent in giving such confession to defeat or delay his creditors wholly or in part, or to give one or more creditors a preference, such confession shall be null and void as against his other creditors. If such transaction, with or for a creditor has the effect of giving that creditor a preference over the other creditors it shall in and with respect to any action or proceeding which within 60 days thereafter shall be brought to impeach or set aside such transaction, be presumed to have been made with the intent aforesaid.

**Barristers**—A barrister of any court in Great Britain or Ireland, or an attorney, solicitor or barrister of any British Province or Colony, and who shall have resided in this Province 12 months previous to making application for admission, shall be entitled to be admitted to practice as an attorney and barrister of the Supreme Court of this province, on his producing a satisfactory certificate bearing date within six months previous to the commencement of his residence in this island from a judge of the court to which he belongs, of his being at the bar or on the rolls of such court, and of his being in actual practice at the time when such certificate was granted, and that he has conducted himself with credit and reputation since he was called to the bar, and that he is a person of

good moral character, and, if required by the Judges of the Supreme Court of this island, shall submit himself to and pass a satisfactory examination touching his fitness and capacity.

**Bills of Sale and Chattel Mortgages**—It is necessary that the original shall be filed in the office of the Prothonotary of the Supreme Court in the county where the goods are, and shall be accompanied by an affidavit of the grantee or his agent setting forth the *bona fides* of the transaction and that the debt is justly and truly owing, otherwise it shall be void as against assignee for creditors purchasers, and execution creditors who have executions in the sheriff's hands.

**Conditional Sales**—See Bills of Sale and Chattel Mortgages.

**Courts and Jurisdiction of**—The Supreme Court has jurisdiction in all actions for damages and in debt for \$32 and upwards.

The County Courts have jurisdiction in all actions for debt where the amount does not exceed \$150, and in all actions for damages not exceeding the same amount, except where the question of title to land is in dispute, when they have no jurisdiction.

The Court of Probate is established in Charlottetown for the whole province and has jurisdiction over the estates of deceased persons and to grant letters testamentary or letters of administration.

Municipal Courts are established in Charlottetown and Summerside. These are presided over by stipendiary magistrates exercising criminal and civil jurisdiction. There is also a stipendiary magistrate for each county in the Island, who has similar jurisdiction outside of the towns.

Justices of the Peace in their respective counties have similar jurisdiction.

**Execution**—May issue on the entry of a judgment in the Supreme Court (except where entered on a warrant of attorney and the defeasance thereof gives time for payment), and County Courts unless pending an appeal.

When delivered into the hands of the sheriff it binds the goods of the judgment debtor against all persons except a *bona fide* purchaser.

The lands of a judgment debtor are bound by the entry of the judgment, Providing a minute has been filed with the judgment, and may be sold at any time after six months from the issue of statute execution.

A minute must be filed every ten years in order to keep the lands bound as against subsequent purchasers or incumbrancers.

**Imprisonment for Debt** under execution has been abolished. A creditor who has a judgment can, however, examine his debtor as to his means and ability to pay the debt before a Judge, and the debtor may be ordered to pay the debt by instalments.

The following property is exempt from execution: The necessary wearing apparel and bedding of the debtor and his family and the tools or instruments of his trade or calling, five pounds in money and one cow.

**Garnishment**—Debts due a primary or judgment debtor may be attached or garnisheed.

**Interest**—The laws of Canada regulate this. Interest is recoverable on accounts current when in the course of dealing between the parties interest has been paid, or where there is an express oral agreement to pay interest. It is also recoverable on promissory notes from their due dates, and of course on all agreements in writing to pay interest.

**Judgments**—In actions to which defendant does not appear, judgment may be entered in eight days after service of writ when the cause of action is a liquidated debt or money claim and where the writ has been specially endorsed. In cases where the writ has not been specially endorsed (if for debt) judgment cannot be entered till plaintiff has filed particulars and declaration, with notice to plead in eight days, when judgment shall be final.

Where action is for damages and defendant does not appear, damages must be assessed.

**Limitation of Actions**—Actions of trespass, detinue, trover, replevin and debt, within six years. Actions of trespass, assault battery, wounding and imprisonment, within one year.

Actions for the recovery of lands, moneys secured by mortgage, judgment or lien, or otherwise chargeable upon any land, and actions upon any deed, covenant or instrument under seal shall be brought within 20 years. Part payment or acknowledgment in writing will extend the period of limitation.

**Married Women**—A married woman is entitled to have and to hold as her separate property all real and personal property which she shall acquire. She may sue or be sued in her own name. To carry on a separate trade she must get a protection order. She has the right of dower in her husband's lands.

**Registry**—Deeds executed in the Province must be executed in presence of a witness, who shall make oath of its execution before the Registrar of Lands, or before a Commissioner for taking acknowledgment to deeds, or the party executing the deed may acknowledge its execution before either of the said functionaries.

Deeds may be proved out of the Province as well in Foreign Countries as in the British Dominions by the oath of a subscribing witness to be administered by a commissioner appointed to take acknowledgment to deeds out of the Province by a Judge of a Court of Record, by a Mayor of any city, or by a Notary Public, or the grantee may acknowledge the execution before any of them.

To bind lands all deeds must be registered in the registry office for the county in which the lands are situated. (There is no registry office in Kings County, and deeds of lands in that County must be registered in Queens County). And unregistered deeds or mortgages are void against any purchaser or mortgagee for valuable consideration who shall first register his deed or mortgage.

**Wills**—No person under the age of 21 years can make a will. A married woman as regards her separate property can make a will without her husband's consent. Otherwise his consent must be obtained. No will is valid unless in writing, signed at the foot by the testator. He must sign in the presence of two witnesses who must both be present at the same time and both see the testator and each other sign. Change of domicile will not affect the will. Marriage will, except where the will is made in exercise of a power of appointment.

Property situated within the Province disposed of by will, if it amounts in value to \$3,000, after payment of all debts and expenses, is subject to a succession duty if testator has not certain relatives.

This duty is also chargeable upon intestate estates, the value whereof exceeds \$3,000, in the absence of certain relatives.

**Intestacy**—The estate of a person dying intestate is administered by the Court of Probate, but the Court of Chancery has jurisdiction in an administration by a creditor to administer the estate in that Court. In the Probate Court administration is granted first to the widow or next of kin, and, if they do not voluntarily take or renounce, then it is committed to the principal creditor. The administrator is required to file a bond with sureties, also an inventory of both real and personal estates, and can be cited to a final accounting at the end of 12 months. He has no title to the real estate except in cases where the personalty is insufficient to pay the debts. In the latter case on application to the Court a license to sell the real estate, or sufficient thereof to pay the debts, is granted. The creditors are required to file their accounts with the administrator duly attested to.

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THE  
CANADIAN  
LAW LIST

(HARDY'S)

1899



J. W. BLAIR, ESQ., OF THE MONTREAL BAR,  
ASSOCIATE EDITOR FOR QUEBEC.

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QUEBEC.

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THE CANADIAN LEGAL PUBLISHING COMPANY,  
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# QUEBEC.

## The Queen's Bench and Superior Court Judiciary Officials, etc.

### COURT OF QUEEN'S BENCH.

#### APPEAL SIDE.

*Chief Justice*—Hon. Sir Alexander Lacoste, Kt.

*Puisne Judges*—Hon. J. G. Bosse, Hon. J. Blanchet, Hon. R. N. Hall, Hon. J. S. C. Wurtele, Hon. J. A. Ouimet.

*Officers of the Court*—J. O. Joseph, Q.C., Clerk of Appeals for Montreal; Louis Ouimet, Deputy Clerk of Appeals for Montreal; W. C. Duggan, Clerk of Appeals for Quebec; Joseph Nadeau, Deputy Clerk of Appeals for Quebec.

#### CROWN SIDE.

*Same Judges as for Appeal Side.*

*Officers of the Court*—L. W. Sicotte, Clerk of the Crown; U. Lafontaine, Deputy Clerk of the Crown and Accountant; A. E. Carrivien, Charles Benoit, Deputy Clerks of the Crown; A. Hamilton, Clerk.

#### SUPERIOR COURT.

##### QUEBEC DISTRICT.

*Chief Justice*—Hon. Sir Louis E. N. Casault, Kt.

##### MONTREAL DISTRICT.

Sir Melbourne M. Tait, Kt., Senior Puisne Judge.

#### VICE-ADMIRALTY COURT.

*Judge*—Hon. Adolphe Baisite Routhier, Q.C.

*Registrar*—J. Dunbar, Q.C.  
*Marshal*—J. B. Parkyn.

#### COURTS OF GENERAL SESSIONS OF THE PEACE, SPECIAL SES- SIONS AND POLICE MAGISTRATES.

Montreal—M. C. Desnoyers, L. W. Sicotte, presiding Justices and Police Magistrates

Quebec—Hon. A. Chauveau, Q.C., Panet Angers, presiding Justices and Police Magistrates.

#### RECORDER'S COURT.

Montreal—B. A. T. De Montigny, Recorder; L. Forget, Clerk

Quebec—E. A. Dery, Recorder; E. Foley, Clerk

#### SUPERIOR COURT IN REVIEW.

Montreal—L. H. Collard, Dy. Clerk in Review Clerk of Review Days—being days fixed by Judges every month except July and August.

#### SUPERIOR COURT.

Sitting in Review—P. B. Casgrain, Q.C., Clerk. Review days, the last four days in each month except July and August.

#### CIRCUIT COURT OF THE DISTRICT OF MONTREAL.

*Judges*—C. L. Champagne, John Daly Purcell, Achille Dorion.

*Clerk*—A. Cherrier

## CANADIAN BAR ASSOCIATION.

*Hon. President*—Rt. Hon. Sir Wilfrid Laurier, K.C.M.G., P.C.

*President*—Æmilius Irving, Q.C., Toronto.

*Secretary*—A. Falconer, Montreal.

*Treasurer*—C. B. Carter, Q.C., Montreal.

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## COUNCIL.

*Ex-officio.*

Hon. David Mills, Q.C., M.P., Minister of Justice, Ottawa;  
Hon. Chas. Fitzpatrick, Q.C., M.P., Solicitor-General, Ottawa.

*Elected.*

O. A. Howland, Toronto; Wm. Lount, Q.C., Toronto; F. H. Chrysler, Q.C., Ottawa; J. E. Farewell, Q.C., Whitby; Matthew Wilson, Q.C., Chatham; D. Macmaster, Q.C., Montreal; F. L. Beique, Q.C., Montreal; Hon. C. A. Geoffrion, Q.C., Montreal; W. C. Languedoc, Q.C., Quebec; Hon. R. Dandurand, Montreal; R. L. Borden, Q.C., Halifax; F. B. Wade, Q.C., Bridgewater; C. S. Harrington, Q.C., Halifax; Hon. L. G. Power, Q.C., Halifax; Hon. Wm. Pugsley, Q.C., St. John, N.B.; C. A. Stockton, St. John, N.B.; Hon. H. L. Davies, Q.C., Ottawa; Hon. A. B. Warburton, Q.C., Charlottetown; W. S. Stewart, Q.C., Charlottetown; Hon. Sir C. H. Tupper, Q.C., Victoria; J. S. Ewart, Q.C., Winnipeg.

## CONSTITUTION.

*Article 1*—This Association shall be known as the Canadian Bar Association. Its objects shall be to advance the science of jurisprudence and international law; to promote the administration of justice; to secure proper legislation; to uphold the honor and dignity of the profession of the law, and to encourage cordial intercourse among the members of the profession in Canada.

*Article 2*—Any person shall be eligible to membership in this Association who is a barrister of any Province of Canada, and who shall be nominated as hereinafter provided.

*Article 3*—The following officers shall be elected at each annual meeting for the year ensuing: An Honorary President, a President, one Vice-President for each Province, a Secretary, a Treasurer, and a Council, consisting of the President, the Vice-President from each Province, the Secretary, the Treasurer and twenty-one other members; of which Council five shall be a quorum. The Minister of Justice and the Solicitor-General of Canada for the time being shall be ex-officio members of the Council.

*Article 4*—The Council shall be the Executive Committee of the Association. It shall appoint such committees as it shall deem proper and necessary for the carrying out of the objects of the Association. All by-laws shall be made by the Council; shall be reported to the next annual meeting ensuing their adoption, and may be repealed or amended by the Association.

*Article 5*—Each member shall pay five dollars as entrance fee, and each year thereafter such annual fee not exceeding five dollars, as the by-laws shall prescribe.

*Article 6*—The word "province" whenever used in this Constitution, shall be deemed to be equivalent to "Province and Territory of Canada."

*Article 7*—All members of the conference signing the constitution shall become members of the Association upon payment of the entrance fee.

*Article 8*—Thereafter election of all members shall be made by the Council, in such manner as may be prescribed by by-law.

## QUEBEC BAR ASSOCIATIONS.

### BAR OF ARTHABASKA

#### OFFICERS.

*Batonnier*—J. S. Doucet.

*Syndic*—A. T. Paré.

*Treasurer*—P. H. Côté.

*Secretary*—Auguste Noël.

*Council*—W. J. Watts, J.

E. Methot, J. C. Noël.

*Examiners*—J. E. Méthot,

P. H. Côté.

### BAR OF BEDFORD.

#### OFFICERS.

*Batonnier*—Hon. George

B. Baker, Q.C.

*Syndic*—Ernest Racicot.

*Treasurer*—T. Amyrauld.

*Secretary*—F. X. A.

Giroux.

*Council*—Geo. Capsey, J.

C. McCorkill, J. A.

Jacques.

*Examiners*—T. Amyrauld,

Z. E. Cornell.

### BAR OF MONTREAL.

#### OFFICERS.

*Batonnier*.—C. B. Carter,  
Q.C.

*Syndic*.—L. H. Archambault,  
Q.C.

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ARTHABASKA	Arthabaska Dist.	M. J. A. Poisson	Arthabaskaville		
"	Drummond Comte.	Bernard & Millar	Drummondville.	Bernier & Laurier	Arthabaskaville.
"	Megantic Comte.	W. H. Lambly	Inverness		
BEAUC	Beauce Dist.	Taschereaux Fortier	St. Francois.		
"	Dorchester Comte.	Frs. Fortier	St. Henedine	Vezina & Chasse	St. Francois.
BEAUFARNOIS	Beaufarinois Dist.	Joseph Mayer	Beauharnois	E. H. Bisson	Beauharnois.
"	Chateauguay Comte	J. B. Poupart	St. Martine		
"	Huntingdon Comte	J. C. Bruce	Huntingdon		
BEDFORD	Bedford Dist.				
"	Brome Comte.	H. S. Foster	Knowlton		
"	Shefford Comte.	Jos. H. Lefebvre	Waterloo	Leonard & Noyes	Sweetsbury.
"	Missisquoi Comte.	Edwin F. Currie	Bedford		
CHICOUTIMI	Chicoutimi Dist.	Thomas Bosse	Chicoutimi	F. X. Gosselin	Chicoutimi.
GASPE	Gaspé Dist.	Jost. X. Lavoie	Perce		
"	Reviere au Renard				
"	Bonaventure Comte	L. P. Lebel	New Carlisle	Jos. X. Lavoie	Perce
"	"	James Verge	Carleton	G. F. Maguire	New Carlisle.
"	Isles de la Madeline.	E. A. Brassat	Amherst		
IBERVILLE	Iberville Dist.	Philibert Contant.	Iberville.		
"	Napierville	A. Richareson.	Napierville	Alphonse Morin	Iberville.
"	Joliette Dist.	Lavoie & Guibault	Joliette		
"	L'Assomption Comte	B. Rocher	L'Assomption		
"	Montcalm Comte.	A. E. Thibodeau.	St. Julienne	McConville & Ducharme	Joliette.
KAMOURASKA	Kamouraska Dist.	Paul Dessant	St. Louis de Kamouraska.		
"	Temiscouata Comte	L. V. Dumais	Fraserville	J. G. Pelletier	Fraserville.
"	"	L. N. Carrier	Buckingham		
"	"	Napoleon Hudson	Hebertville		
LABELLE	"	J. C. Lindsay	Hebertville		
LAC ST. JEAN.	Lac St. John, No. 1	Julien Brosseau	Roberval		
"	No. 2	H. H. Robertson	Roberval		
LAPRAIRE	Montmagny Dist.	Fortunat Belleau	Montmagny		
MONTMAGNY	Balchasse Comte.		St. Raphael	Bender & Beaubien	Montmagny.
"	L'Islet Comte	A. G. Verrault	St. Jean Port Jolly		

MONTREAL	Montreal East	W. H. Ryland	Montreal	
"	West	Auger & Champaign	Montreal	
"	Vaudreuil Comte	F. De. S. Bastien	St. Michel de Vaudreuil	*Hon. Arthur Turcotte
"	Spaulanges Comte	Jos. Stephens	Coteau Landing	†S. W. Sicotte
"	Vercheres Comte	Jos. Geoffroin	Vercheres	
OTTAWA	Ottawa Dist.	L. Duhamel	Hull	Fleming & Leduc
PONTIAC	Pontiac Dist.	Walter Rimer	Bryon	Chas. Barsalon
QUEBEC	Quebec Dist.	Hon. E. L. Remillard	Quebec	*Phillippe Malouin
RICHELIEU	Richelieu Dist.	Jules Chevalier	Sorel	†Ludwig Brunet
"	Yamaska Comte	{ L. M. Blondin	St. Francois	
"	Berthier Comte	{ O. E. Courchesne	St. Francois	
"	Rimouski Dist.	J. A. Laferriere	Berthier	A. N. Gouin
"	"	J. B. Saucier	St. Jerome de Matane	
"	Comte	Ed. Latendre	St. Germain de Rimouski	Letendre & Chamberland
SAGUENAY	Saguenay Dist.	O. E. Bouliane	Tadoussac	
"	Charlevoix No. 1	J. A. Martin	Murray Bay	J. A. Martin
"	No. 2	Jos. Gariepy	Baie St. Paul	
ST. FRANCOIS	Stanstead Comte	A. N. Thompson	Stanstead Plain	
"	Compton Comte	E. S. Orr	Cookshire	
"	Richmond Comte	John Ewing	Richmond	Cabana & Aylmer
"	Wolfe Comte	O. Lamoureux	Ham. Sud	
ST. HYACINTHE	St. Hyacinthe Dist.	J. Nault	St. Hyacinthe	Roy & Bouregard
"	Rouville Comte	Frigeau & Loiselle	Marieville	
TERREBONNE	Terrebonne Dist.	{ L. G. Lachine	St. Jerome	
"	Argenteuil Comte	{ J. A. Thiberge	LaChute	DeMontigny & Grignon
"	Trois Rivieres Dist.	Geo. F. Calder	Trois Rivieres	St. Jerome
"	Maskinonge Comte	R. Kiernan	Louiseville	* DeLottinville & Dumont
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\* Prothonotary only.

† Clerk of the Peace only.

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Danville, Augustus E. Lee  
Drummondville, Victor Gau-  
thier, J. H. Moulin  
Inverness, James E. Ten-  
carre, T. H. Rousseau  
L'Avenir, Moise Cloutier  
Leeds East, Nap. Lemieux  
Plessisville, A. Bourke, L.  
H. Grenier  
Richmond, Absolon J. Taylor  
St. Ferdinand de Halifax,  
L. Cote dit Frechette,  
Arthur Fortier  
St. Germain de Grantham,  
H. Bastien  
St. Julite de Somerset, J.  
Honore Godbout  
St. Norbert, Edmund Skil-  
ling  
St. Pierre de Durham. See  
L'Avenir  
Stanford, Ludger Brunelle,  
F. Beaudette  
Theftord Mines, Theo. Cyr  
Warwick, Pierre Brunette

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chance  
St. Bernard, Edouard Chabot  
St. Come de Kennebec,  
Gabriel Berberi  
St. Everiste de Forsythe,  
Joseph Batlin  
St. Francois, Alfred Lam-  
bert  
Ste. Germaine, E. Dallaire  
St. George (Beauce Co.),  
Jos. Morin  
St. Henedine (Dorchester  
Co.), Adolphe Dion  
St. Joseph de Beauce (Beauce  
Co.) Theophile Chasse, B.  
Michaud, L. V. Nacheau  
St. Marie (Beauce Co.), Ho-  
nore Ferland  
St. Pierre de Broughton  
(Beauce Co.), Louis Blais,  
Nap. Lemieux

St. Vital de Lambton (Beauce  
Co.), Zephyrin Gendron

**Dist. of Beauharnois**

Beauharnois, J. U. Bedard.  
Chateauguay, A. Deparois  
Franklin Centre, Asher Row  
Godmanchester, Alex. Shaw  
Hemmingford, Robert Eller-  
ton  
Huntingdon, Wm. D. Mc-  
Callum, W. F. McCallum  
Ormstown, Louis Prgent  
St. Jean Chrysostome, F.  
De Lisle, Triffle Hobert  
St. Antec, Jos. S. Tanguay,  
Stanislas Dupuis  
St. Louis de Gonzagne, N.  
Leger  
St. Timothee, H. Belair  
Valleyfield, Chas. French,  
P. Desparois, Adelard  
Desparois, Alfred Le-  
febvre

**District of Bedford**

Abercorn, C. W. Thibault  
Bedford, John Douglas,  
John McAleer  
Bolton Centre, Ira E.  
Mooney  
Clarenceville, Hiram C.  
Bush  
Cowansville, Wm. Steven-  
son  
Egypt, Desire Chaput  
Farnham, P. P. Raby, J.  
Bte. Jasmin, Jacques  
Fournier  
Frelighsburgh, G. C. Chad-  
burn  
Granby, O. N. Parie  
Knowlton, John W. Lloyd  
Laurenceville, E. Fregeau  
Mansonville, Jeduthan L.  
Perkins, Cassius Bowen  
Roxton Falls, J. Bte. Ca-  
dieux  
Roxton Pond, Philibert Dion  
Stanbridge East, H. G.  
Phelps  
St. Armand West, G. S.  
Sixby



St. Valerien de Milton, J.  
Bte. Cote  
Sutton, C. W. Thibault  
Sweetsburg, Humph'y Chad-  
burn, Geo. N. Galer, Thos.  
R. Pickel  
Valcourt, P. P. Bisson-  
nette  
Waterloo, Pierre Ledoux, L.  
Poulin, Damase Fontaine

**Dist. of Chicoutimi**

Chicoutimi, Melchiade Cla-  
veau  
Hebertville, Geo. Laplante  
Jonquiere, Pascal Bergeron  
Roberval, I. H. Dumais,  
Rob. Spence  
St. Anse, Jean R. Degagne,  
Jean Thibault  
St. Gedcon de Grandmont,  
L. O. Couture  
St. Jerome du Lac, Jos.  
Pruneau  
St. Joseph d'Alma, Jean  
Gauthier  
St. Ceur de Marie, A. Gagne  
St. Louis de Metabechouan,  
Ephrem Lapointe

**District of Gaspé**

Barachois de Malbaie, Louis  
P. Tapp  
Cap Des Rosiers, F. Smith  
Carlton, Boudeau F.  
Douglasstown, David Ken-  
nedy  
Gaspé Basin, Jos. Joncat  
Isidore Morin  
Grand Riviere, Alex. Le  
breux, Thos. A. Beaudin  
Jersey Cove, Paul Ouellet  
L'Anse au Griffon, P.  
Theriault  
L'Anse du Cap, Wm. Sey-  
mour, Charles Leclerc  
Little Bonaventure, F. Poi-  
rier  
Malbay, Thos. S. Vardon  
New Carlisle, Jos. A. Lebel  
New Port, Thos. W. Jessop  
New Richmond, J. Robertson  
Nouvelle (West), H. Arse-  
neau  
Perce, F. X. Caron, jr., J.  
O. Boucher, Philip Le-  
Boutellier, jr.  
Petit Cap, J. B. Jalbert  
Petite Riviere Est, Henry  
Jones

Point St. Peter, Thos. S.  
Vardon  
Port Daniel, John Jones  
Riviere-au-Renard, George  
Gauthier, Jos. Preston  
Seal Cove, John White  
St. Adelaide de Pabos,  
Thos. Jones  
Ste. Anne des Monts, A. J.  
Sasseville, J. Bte. Sasse-  
ville

**District of Iberville**

Lacolle, P. E. Carbien  
St. Alexandre, M. Marcoux  
and Cleophas Marcoux  
St. Cyprien, T. T. Moisan  
St. George de Henryville  
(Henryville), L. M. Mar-  
chessault  
St. John's, A. Lanier, E.  
Marcoux, P. Masse, Eu-  
gene Marcoux  
St. Michel Henri, A. Hame-  
lin  
St. Remi, Arthur Collette

**District of Joliette**

Berthier, L. Ed. Latour,  
Jos. Boucher  
Joliette, Camille Dugas, Al-  
fred Levesque, Andre Tur-  
cotte  
L'Assomption, J. M. Gau-  
vin, Pierre Venne,  
L'Epiphanie, Louis Riopelle  
Les Laurentides, G. Gau-  
vreau  
Mascouche, F. Deslong-  
champs  
Rawdon, Placide Octave  
Morin  
St. Calixte de Kilkenny,  
Mederic Duval  
St. Felix de Valois, Louis  
Dauphin  
St. Gabriel de Brandon,  
Ulric Granger  
St. Jacques, Joseph Goulet  
St. Julienne, O. Mireault,  
Arnoldi Roy, Alfred Per-  
reault  
St. Michel de Saints, Jos.  
Labreche  
St. Norbet, E. Ducharme  
St. Roch, L. Poitras  
St. Theodore de Chertsey,  
Desere Gaudet

**Dist. of Kamouraska**

Fraserville, Alexis V. Chamberland, J. E. Terriault, E. A. Doucet, High Constable  
 Kamouraska, C. T. Dugal  
 Notre Dame du Lac Temiscouata, Bernard Dube  
 St. Alexandre, Uldaric Ouellet  
 St. Anne de la Pocatiere, Jos. Sirois, jr  
 St. Pascal, Michel Soucy  
 St. Paul de la Croix, A. Boucher  
 Trois Pistoles, J. B. Prince, Jos. Leclerc, J. A. Prince

**Dist. of Montmagny**

Cap. St. Ignace, M. Guimand  
 L'Islet, B. Laflamme, Montmagny (St. Thomas), E. Paquette, Pierre Celestin Gabeil, P. Servais  
 St. Charles Borromee, D. Gosselin  
 St. Francois Riviere du Sud, Celestin E. Boulet  
 St. Jean Port Joli, Onesime Caron, P. H. Fournier  
 St. Lazare, Pierre Cote  
 St. Michel, Damase Gagon  
 St. Pamphile, R. Blanchet  
 St. Paul du Buton, T. Nicol  
 St. Raphael, J. Bolduc  
 St. Roch des Aulnais, E. Caron

**Montreal City**

Bachand, L. E.  
 Bastien, Alphonse  
 Bienjonetti, Pierre  
 Bleau, Eugene  
 Bourassa, Joseph  
 Breux, Jos.  
 Caisse, Joseph  
 Chales, Chas.  
 Cherrier, Anotale  
 Choquette, Joseph  
 Cingmars, H. A.  
 Coutle, Olivier  
 Dandurand, Moise  
 Dansereau, Jos  
 Dansereau, Philippe  
 Daoust, Olivier  
 Darveau, Gustave  
 Decelles, M. J. A.  
 Deserre, Phillippe  
 Deseves, Adolphe

Desjardins, Roch  
 Desormeau, G. H.  
 Dumas, Wilfrid  
 Durocher, J. E.  
 Fiorinaz, Francis  
 Fischer, Chas. A. L.  
 Fortier, Damase  
 Gagner, A. R.  
 Godin, F. B.  
 Henault, Damien  
 Jette, T. C.  
 Jette, M., Sheriff's office  
 Lafontaine, Godefroi  
 Lejeunesse, Horm  
 Lamarche, T. B.  
 Lanoix, Desire  
 Lafabvre, Narcisse  
 Laverdure, Adrien  
 Lavery, J. S.  
 Leclerc, Paschal  
 Mallette, J. H.  
 Marson, S. C.  
 Mireault, Donat  
 Prounaude, Pierre  
 Payette, Damase  
 Perrault, J. B.  
 Phneuf, E. G.  
 Reid, Walter  
 Renaud, J. A.  
 Rochon, Elie  
 Roy, Jos.  
 Roy, Noel  
 Robillard, N. C.  
 Sipling, Jos.  
 St. Amand, C., Sheriff's office  
 St. Amour, Damase A.  
 St. Arnaud, F. X.  
 Smith, Wm. W.  
 Tessier, Louis  
 Thibault, Frs.  
 Thibault, Jos.  
 Thout, Toussant  
 Watson, George

**Montreal District**

Beloil, I. Auger  
 Boucherville, N. Germain  
 Coteau Landing, Jos. E. Juair  
 Coteau de Lac, Nap. St. Amour  
 Lachine, C. H. Poirier  
 Laprairie, A. Thomas  
 Longueuil, F. X. Lefebvre  
 Z. P. St. Marie  
 Municipalite du Mile End, Louis Bisson  
 Point Claire, E. Anmais

Rigaud, L. J. O. Chevrier  
Sault au Rocolet, C. Cor-  
belle

St. Anne DeBellevue, A. L.  
J. Crevier

St. Antoine, L. Milotte

St. Bruno (vacant)

St. Clet, N. Menard

St. Constant, A. Matte

St. Genevieve, E. Lanthier  
and Prevost Leger

St. Julie, vacant

St. Justin de Newton, A.  
Danis

St. Laurent, J. V. Cardinal

St. Louis, L. Bisson

St. Marthe, M. Berthiaume

St. Martin, C. Gratton

St. Paul, P. de la Cote, Alp.  
St. George

St. Polycarpe, J. Daoust

St. Rose, S. Chartrand

St. Telesphore, E. Lanthier

St. Vincent de Paul, L. Gul-  
mond

St. Zotique, Frs. Lalonde

Vaudreuil, C. Balthazar, A.  
Bastien

Vercheres (vacant)

#### **District of Ottawa**

Aylmer, L. Z. Charbonneau,  
Henry Cole

Buckingham, Adol. Char-  
bonneau, J. C. Cummings,  
David Roy

Gatineau Point, Onezime  
Groulx, and High Con-  
stable of Hull, Jos. Con-  
sineau, Theo. Charette

Gracefield, A. N. Bain-  
bridge

Hull (City), Wm. H. Car-  
ter, R. T. Clauson, Louis  
Treau, Geo. J. Labelle,  
Urbain Viau

Kazabazua, Wm. Little  
Labelle, Guillaume Giard.  
L'Ange, Gardien, Leonard  
Moncton

Maniwaki, A. J. Nault  
Masson, Emil Labourin  
Montebello, L. R. Poulin,  
Nominigue, Roch Jette

Notre Dame du Lans,  
Aubin Tamilet, P. Tet-  
reau

P. Tetreau

St. Andre d'Àvelin, V. La-  
londe, J. E. Lacoste, Fol-  
pis Bourgeois

Thurso, Donald McLean,  
Daniel McGillivray

Wakefield, John Taggart

#### **District of Pontiac**

Baie des Peres, C. Latour  
Bryson, E. B. D. Lafleur,  
Wm. Bolan

Calumet Island, J. D. Bas-  
tien

Chapeau, Jas. Fitzpatrick

Fert Coulonge, John Frost

Portage du Fort, John D.

Quinn

Quyon, Wm. Harrison, H.

McKechnie

Shawville, Wm. Elliott, W.

W. Ireland

Yarm, Wm. Belsher

#### **District of Quebec**

Beauport, Francois I. Gir-  
oux

Cap Sante, Samuel Delisle

Chateau Richer, Edouard

Gravel, Joseph O. Gravel

L'Ange Gardien, Irene Gou-  
let, Jean Huot

Lauzon, Moise Leclerc, Ar-  
thur Leclerc

Lachevatriere, Joseph C.

Paquin

Leclercville (Lotbiniere Co.),

Zepherin Beaudet

Levis, J. N. Fournier, J. S.

Fournier

Ancienne Lorette, J. E.

Pageot

Point Aux Trembles, Alfred

Clermont

Point Rouge, Joseph Hamel

Portneuf, J. Omer, Mori-  
sette

Quebec (City), O. Brous-  
seau, Charles Casault,

Geo. Arthur, H. La-  
voie, Narcisse Lorient,

H. Casault, N. Servais,

J. Casault, L. E. Leves-  
que, L. T. Poitras, Jean

Richard, Geo. O. Vedal

Riviere a Pierre, Augustin

Delisle

St. Agassit, Francois De-  
mers

St. Amboise Jenne Lorette,

Joseph Richard

St. Anne de Beaupre, A.

Tremblay, J. P. Moisan

St. Antoine de Tilly, Lud-  
ger Lafleur

St. Basil, Wilbrod Hardy

St. Bridgette de Laval,  
Patrick Brown  
St. Casimir, Joseph Lang-  
lois  
Ste. Croix, A. Bourque  
St. Flavien (Lotbiniere),  
Adol. Cote  
St. Jean Deschailions, E.  
Chandonnet.  
St. Jean Isle d'Orleans,  
Pierre Pouliot, J. O. St.  
Pierre, Servais Adjudor  
St. Joachim, Odule Guerin  
St. Louis (Lotbiniere) L. E.  
Thibaudau, Alfred Page,  
St. Nicholas, Basile Ollivier  
St. Philomene de Fortier-  
ville, H. Tousignant  
St. Raymond, Theodule  
Chatauvert, G. Plomond-  
don  
St. Romouald, Alex. Lam-  
bert  
St. Sylvester, Jos. Payeur  
W. D. des Anges, Alex.  
Clavet  
**Dist. of Richelieu**  
Contrecoeur, L. N. Bonin  
La Baie du Febvre, J. La-  
certe, D. Martel  
Lancraie, Honore Desrosiers  
Lavaltrie, Antoine A. La-  
violette  
Sorel, Charles Weillbrenner,  
Moise De Blois, Jos. Dau-  
phinais, J. M. Charland,  
David Roberge, Z. Paulet  
St. Aime, J. Richard, J.  
Vigeant  
St. Antoine, Louis Millotte  
St. Cuthbert, Antoine Fisette  
St. Elphège, D. Paquette  
St. Francois du Lac, Olivier  
Duguay, Urbain Turcotte  
St. Gabriel de Brandon, Ul-  
ric Granger  
St. Guillaume, Pierre C.  
Vanasse, Charles Peller-  
tier, J. A. Melancon  
St. Marcel, George Angers  
St. Michel d'Yamaska, J.  
Salvas, J. Cartier, fils  
St. Ours, T. Potvin, Chas.  
Papillon  
St. Robert, Joseph Salvas  
St. Thomas de Pierreville,  
Frederick Pitt, L. Shoon-  
er, Jos. O. Walbrenner  
St. Zephirin de Courval,  
Moise Lefebvre

St. David, Vivian C. Wur-  
tele  
St. Louis de Bonsecours, A.  
St. Martin  
Vercheres, J. A. Debien

**District of Rimouski**

Amqui, L. Pouliot  
Cedar Hall, Leon Paquet  
Matane, Octave Dionne, J.  
C. Jonens, Vital Charest  
Metis, Edouard Houdon, A.  
M. Labbe  
Price, P. Bourgoin  
Rimouski, Marjorique Cote,  
J. A. Gauvreau, Alfred  
Martin, H. Martin, Ed-  
ouard Theriault, J. C.  
Gauvreau, C. A. St.  
Pierre  
Sandy Bay, O. Levesque  
St. Fabien, Noel Fortin  
St. Flavie, L. P. Joubert,  
L. Duperré  
Ste. Luce, L. Miller

**District of Saguenay**

Baie St. Paul, Geo. Bouch-  
ard, E. Lavoie, Ed.  
Cimon  
Bon de Sir, Elzear Simard  
Escoumains, P. Gauthier  
Isle aux Coudres, G. De-  
meules  
Les Emboulements, Arthur  
Cimon  
Mille Vaches, Andre Thi-  
bault  
Portneuf, E. E. Tremblay  
St. Etienne (Malbaie), David  
Roy, Alexis Tremblay,  
A. Brossard, S. Brossard,  
Louis Guay, L. A. Chap-  
ron, Joseph Bouchard  
Ste. Fidele, Archille Berber  
St. Urbain, Edouard Fortin  
St. Hilarion, E. Desmeules,  
Norbert Contombe  
St. Simeon, John Tremblay  
Tadouzac, E. T. Dumont

**Dist. of St. Francis**

Auckland, Joseph Lemieux  
Coaticooke, J. S. Beaufort,  
C. Merrill, Sylvester B.  
Humphrey, E. Couveau  
Cockshire, W. C. Wilford  
Compton, J. A. Dufort,  
Warren W. Paige  
Danville, Augustus Ed-  
ward Lee

Dixville, Ozro Baldwin  
 Dudswell, Henry Cunningham, Augustus Everett Lee  
 Eaton Corner, Walter Nutt  
 Hereford, Frank Haynes  
 Lake Megantic, B. Lachance  
 Longwick, Geo. W. Beard  
 Magog, Camille Ducharme, Chas. Foucher, Arthur Gendron  
 Melbourne, John W. Main  
 North Ham, Jos. Verville  
 Richmond, John H. Dyson  
 Absolom, T. Taylor.  
 Scotstown, George Calver, Geo. Beard  
 Robinson Bury, Robert W. Wright  
 Sherbrooke, Geo. Champoux, Edwin S. Foss, R. A. Biron, Jas. E. Wilson, Frank H. Thomas, Jean A. Pre-court  
 Stanstead, Everett A.  
 Stanstead, Everett A. Fox, Edlson B. Barry, Edward W. Hovey, A. McGaffey  
 St. Francois Xavier de Brompton, J. P. Robert  
 Weedon, Casimir Fontaine, Louis Bernier  
 Windsor Mills, Ls. Duchesneau, Arsene Crepeau

#### **Dist. of St. Hyacinthe**

Acton Vale, Jean Bte. Boisclair, Chas. Laliberte  
 St. Cesaire, L. J. Masse, A. Pepin  
 St. Denis, G. Rolland  
 St. Helene, J. A. Lussier  
 St. Hilaire, A. Authier  
 St. Hyacinthe, Norbert Girard, J. Wingender, J. A. Cadotte, H. Brunette  
 St. Liboire, G. E. Hetu  
 St. Pie, Antime Joncas  
 Upton (St. Ephrem d'Upton), Elle McDuff

#### **District of Terrebonne**

Carillon, Bryerton  
 Chatham (Cushing P.O.), Thos. C. Noyes  
 Grenville, T. A. Cummings  
 Lachute, D. Raitt, J. Lavigne

St. Adele, P. Longpre  
 Ste. Agathe des Monts, L. F. Loiseau  
 Ste. Ande, Octave Gagnon  
 St. Anne des Plaines, Jos. Roy  
 St. Eustache, M. Lebrun  
 St. Hermas, J. E. Cleroux  
 St. Jerome, G. Guenette, D. Prudhomme, T. Grignon  
 St. Joseph, J. B. D'Armour  
 St. Jovite, J. Leonard, G. Giard  
 St. Marguerite, T. Legault  
 St. Placide, Cyprian Raby  
 Ste. Scholastique, Mois Brasseur, Edmund Ouelet  
 Ste. Sophie, Ulric Levesque  
 Ste. Therese, Joseph Thibault, D. Bayeur  
 Terrebonne, P. A. Gascon, J. C. O. Briere, J. Gadbois

#### **Dist. of Three Rivers**

Batiscan, P. Cossette  
 Champlain, L. Carpentier  
 Gentilly, J. L. Brunelle  
 Grand Mere, H. W. Spence  
 Le Piles, Ulric Neault  
 Louiseville, L. D. Caron, G. Caron, L. E. Caron  
 Maskinonge, Denis Plante  
 Nicolet, P. E. Prince, P. J. O. Rousseau  
 St. Anne de la parade, J. E. Douville, F. Le Fleche  
 St. Barnabe, N. Bourassa  
 St. Boniface, Max. Gelinias  
 Ste. Genevieve de Batiscan, Jos. Lefebvre  
 Ste. Gertrud, A. Lavigne  
 Ste. Gregoire, Magloire Martin  
 St. Jacques des Piles, Ulric Neault  
 Ste. Monique, D. Lauziere  
 St. Paulin, G. Bourassa  
 St. Pierre les Bequets, J. P. Demers  
 St. Sophie de Levrard, P. Monfet  
 St. Tite, Onesime Lafontaine  
 St. Ursule, T. Lambert  
 Three Rivers (City), Jos. Bellefeuille, Odillon Panneton, J. W. Lariviere, D. T. Morrissette, P. E. Vezina, Wm. Chagnon

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## SYNOPSIS OF THE LAWS OF QUEBEC.

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Compiled by Messrs. Carter & Goldstein, Montreal, Advocates  
of the Quebec Bar.

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(Revised to 1st January, 1899.)

**Arrest for Debt**—A debtor is liable to arrest by *capias ad respondendum* when the creditor's claim exceeds \$50, upon the creditor producing an affidavit setting forth one or more of the following facts: 1. That the debtor is about immediately to leave the Provinces of Quebec and Ontario, with intent to defraud his creditors and that thereby the creditor will be deprived of his recourse. 2. That he has secreted or made away with his property and effects or is immediately about to do so with like intent. 3. That he is a trader, has failed to meet his payments, and has refused to make a judicial abandonment of his property for the benefit of his creditors. 4. That he is in possession of immovable property, and that he is deteriorating the value thereof so as to prevent an hypothecary creditor from recovering the whole or any part of his claim to the extent of \$50. *Capias* will not issue if the debt be contracted or is payable outside of the Provinces of Quebec or Ontario, nor does it lie against ministers, septuagenarians, or females.

**Assignments**—In the absence of an insolvent law our Code of Procedure enacts that a creditor holding an unsecured claim of \$200 and upwards may make a demand upon his insolvent debtor to file a judicial abandonment of his property for the benefit of his creditors, and in default of the debtor filing within two days a written consent to abandon and making the abandonment, within four days, he may be arrested, and the Court may appoint a provisional guardian to take possession of his estate. If the insolvent debtor has absconded the Court may make a like order. Subsequently, upon the advice of the creditors, a curator is appointed by the Court, who takes charge of the debtor's estate, subject to the supervision of the creditors and the order of the Court. The curator realizes the estate and distributes the proceeds, the costs and privileged claims ranking first, and afterwards the ordinary claims *pro rata*. The debtor is not discharged by this abandonment from his debts; the law merely provides for the equitable distribution of the estate and the suspension of proceedings by individual creditors carrying costs against the estate. Judgment can be entered against an insolvent debtor notwithstanding the abandonment if the claim be not prescribed, but the costs do not rank against the estate. If the creditor making the demand of abandonment be a non-resident he must give a special power of attorney to a resident to act on his behalf, and must at the same time file his sworn claim, supported by vouchers.

**Attachments**—The property of a debtor can be attached before judgment as well in his own lands as in the possession of third parties when the amount claimed exceeds \$5, upon the production of an affidavit setting forth any of the charges which are referred to under the head of "Arrest for Debt." Attachment for rent requires no affidavit. Attachment after judgment in the hands of third parties is effected by the service upon them of a writ ordering them to retain whatever effects or moneys they may hold belonging to the debtor or which they may hereafter owe him, and requiring them to appear and specify the same, and upon their delivering over such effects or moneys, as ordered by the Court, they obtain a judicial discharge. A conservatory attachment may be had where there is no other remedy equally convenient, beneficial and effectual upon the production of an affidavit showing cause.

**Bankruptcy**—See "Assignments."

**Bills of Exchange and Promissory Notes**—Our law on these matters is governed by the Bills of Exchange Act of Canada, which applies to all the provinces.

**Bills of Sale and Chattel Mortgages**—There is no chattel mortgage in this province. Bills of sale of movable effects may be made, but cannot be considered effective as against other creditors unless the debtor is dispossessed of the property and the same be taken over by the creditor.

**Costs**, including the fees of attorneys as fixed by tariff, are taxed against the losing party. These costs are taxed to the attorney of the successful party and not to the party himself. A non-resident plaintiff can be required to furnish security for the costs which may be incurred by the defendant, and to produce a power of attorney authorizing his legal attorney or other resident to prosecute the action.

**Courts, Jurisdiction of**—The province is divided into judicial districts, and a debtor must be summoned before the Court of the district where (1) he has his domicile, (2) he is personally served, or (3) the right of action accrued.

The following are the principal Civil Courts of the province: (1) *The Circuit Court*, which has jurisdiction in most cities to the extent of \$100, and elsewhere to the extent of \$200. There is no appeal from the judgment of this Court when the amount claimed is under \$100. (2) *The Superior Court*, which has original jurisdiction in all civil matters of whatsoever nature and in suits involving an amount over the Circuit Court jurisdiction. The Appellate Courts are: (1) *The Superior Court sitting in Review*, which is presided over by three judges of the Superior Court, and which sits only in the cities of Montreal and Quebec. (2) *The Court of Queen's Bench (appeal side)*, which is presided over by five judges, and which also has its sittings only in the cities of Montreal and Quebec at specified times. When the amount involved is under \$2,000, the judgment of this Court is final; when the amount exceeds this sum or the suit has reference to fees, etc., of the Crown, or future rights, an appeal lies to the *Supreme Court of Canada* sitting at Ottawa. If the amount involved exceeds £500 sterling, an appeal also lies to the *Privy Council* in England, whose decision is final. An appeal also lies in certain cases direct from the Superior Court sitting in review to either the Supreme Court or the Privy Council.

**Commissions**—In the case of witnesses residing out of the province, commissions may issue to take the evidence of such witnesses upon interrogatories and cross-interrogatories which have been allowed

by the Court Attached to the commission are instructions for its execution. An open commission can only issue by consent of the parties.

**Execution**—In commercial matters and cases of a summary nature, execution can issue eight days after judgment against the debtor's property and effects. In other cases execution can only issue at the expiration of 15 days from date of judgment. It may issue before the above delays upon the filing of a special affidavit showing sufficient cause. (See "Attachments Against Property.")

**Exemptions**—The exemptions allowed a debtor are: (1) The bed, bedding and bedsteads in use by himself and family; (2) the ordinary and necessary wearing apparel of himself and his family; (3) household effects to the extent of \$50; 50 vols. books, family portraits, sewing machine; (4) fuel and food sufficient for the debtor and his family for three months; (5) one span of plough horses, one yoke of oxen, one horse, one summer vehicle and one winter vehicle, and the harness used by a carter or driver for earning his livelihood; one cow, two pigs, four sheep, the wool from such sheep, the cloth manufactured from such wool, and the hay and other fodder intended for feeding the said animals, and further, the following agricultural tools and implements: One plough, one harrow, one working sleigh, one tumbrel, one hay cart, with its wheels and the harness necessary for farming purposes; (6) books, tools and implements or other chattels used in profession, art or trade to the value of \$200; (7) bees to the extent of fifteen hives

Books of account, titles of debt and other papers in possession of the debtor are exempt from seizure; also, (1) sacred vessels and things used for religious worship; (2) alimentary allowances granted by a Court; (3) sums of money given or bequeathed upon the condition of their being exempt from seizure; (4) sums of money or pensions given as aliment; (5) pay and pensions of persons belonging to the army and navy, salaries of school teachers, contingent emoluments and fees due to ministers of worship by reason of their actual services and the income of their clerical endowment; (6) wages or salaries of public officers to the extent of from two-thirds to four-fifths, according to amount.

**Examination of Judgment Debtor**—By leave of the Court after a return of *nulla bona* a debtor can be examined as to his property and assets, but no order can be procured from the Court to compel him to pay any fixed sum at specified times.

**Fraudulent Conveyances**—Creditors may in their own name impeach fraudulent conveyances made by their debtors. A gratuitous conveyance is deemed fraudulent, if the debtor be insolvent at the time of making it. An onerous contract made by a debtor with a person who knows him to be insolvent is deemed to be fraudulent. A payment made to a creditor knowing the insolvency is deemed to be fraudulent, and the creditor may be compelled to restore the amount or thing received, or the value thereof, for the benefit of the creditors generally. Suit to set aside a fraudulent conveyance must be brought within one year from the time of the creditor obtaining a knowledge thereof.

**Garnishment**—See "Attachments."

**Interest**—The legal rate of interest in this province is 6 per cent., but any rate may be agreed upon between the parties. There are special laws restricting the rate of interest with regard to certain corporations. Interest is not allowed on open accounts unless specially agreed to.



**Judgments** in commercial cases, when the debtor makes default, can be secured in from eight to ten days after service. If not appealed from within six months, judgments are final. Judgments are prescribed by thirty years, but as in other cases, prescription can be interrupted by certain proceedings. When registered against an immovable property judgments become an hypothecary claim, with rank from the date of such registration. Judgments rendered by the Courts of any other province of the Dominion in a suit in which the defendant was personally served in that province, or which he has contested, are binding in this province, but a new action must be taken, based upon such judgment, before the same can be rendered executory here. Judgments rendered out of the Dominion of Canada are of no avail in this province.

**Limitation of Actions**—Actions for slander, for libel, for wages where an employee is under engagement for less than a year, for hotel and boarding house charges, and for bodily injuries, are prescribed by one year. Actions for seduction, for damages resulting from certain offences, for wages of workmen hired for a year or more, and for teachers' claims, are prescribed by two years. Actions on open accounts, promissory notes, professional fees, and commercial matters generally, are prescribed by five years. Actions for rescission of contracts, restitution to minors, by lesion, for rectification of tutors' accounts, and upon architects' and contractors' warranty, are prescribed by thirty years. Actions for all other matters are prescribed by thirty years. In certain cases short prescriptions of three and six months are specially fixed. These apply generally to actions for damage against municipalities, railway companies and certain public corporations.

**Married Women**—Are either in community of property with their husbands, or they are separate as to property. Separation of property must be agreed on by ante-nuptial contract, or may be ordered by judgment of the Court upon cause shown. In the absence of separation of property the wife can hold no moveable property in her own name, except what may be willed or bequeathed to her by a third party to be her own private property. The husband during his lifetime has the sole administration of the common property, but at his death, or the dissolution of the community when ordered, the wife takes one-half of the common property. The husband can only will his own half. Immoveable property which may belong to the wife before marriage, or coming to her from her parents or other ancestors, does not fall into the community, but belongs to her; the rents of such immovable property only fall into the community; the wife when separate as to property has the administration thereof, but in the sale or realization she requires the authorization of her husband, or, in the event of his refusal, of a judge. A married woman may be a trader, but she must register her intention of carrying on such trade, and unless she is separate as to property her effects in trade would be responsible for her husband's debts. Marriage contracts must be registered within 60 days. A wife cannot bind herself or become security for her husband.

**Registry for Deeds and Wills**—All deeds or wills affecting immovable property must be registered in order to preserve the rights conveyed thereby, in the office of registration division within which the property is situated. Deeds of donation, marriage contracts and similar documents must be registered in the office of the registration division within which the donor or husband resides.

**Taxes**—Every commercial corporation carrying on business in this province is obliged to pay a Local Government tax according to the amount of capital paid up, and the business carried on, and an addi-

tional tax for each office. The succession tax applies to estates exceeding \$3,000, and ranges from one-half to ten per cent., according to the value of the estates and the relationship of the person who inherits.

These taxes are in addition to the ordinary municipal assessments.

**Wills**—Persons of the full age of majority (21 years), and of sound intellect, only can make wills, in one of the following forms: 1. **NOTARIAL**—Before two notaries or one notary and two witnesses. This will remains in the custody of the notary, who grants copies which are authentic. 2. **HOLOGRAPH**—Wholly written and signed by the testator, no witnesses being necessary. 3. **ENGLISH FORM**—Which requires to be signed in the presence of two witnesses. The two latter wills must be filed in Court and probate thereof secured.

**INTESTACY**—In the absence of a will, the estate of a deceased person devolves as follows:—(1) To his legitimate children without distinction of sex. (2) If he leaves no issue, one-half devolves to his parents or survivor of them, and the other half to his brothers and sisters or their descendants. (3) In default of 1 and 2, to ascendants equally, between nearest of paternal and maternal lines. (4) In default of 1, 2 and 3, to collaterals. Relations beyond the twelfth degree do not inherit. If deceased leave no relations within the heritable degree, the succession devolves to the surviving consort, and in default of latter to the Crown. If within three months none of the heirs accept the succession, it is deemed to be vacant, and the creditors can then have a curator appointed, who has the administration of the estate. If the succession appears to be more onerous than profitable, the heirs may accept the same under benefit of inventory. This has the effect of limiting their liability for the debts of the succession to the amount received therefrom, otherwise they would be responsible for all the debts, irrespective of the value of the estate. If there be property without the limits of the province belonging to the estate, the heirs can obtain from the Court the letters of verification.

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The Spring Session commences on the first of April, and is held for civil business during the first and second weeks of each of the months of April, May and June, and the fourth week in June, and for criminal trials during the third week in May.

The Fall Session commences on the first of October, and is held for civil business during the first and second weeks of each of the months of October, November and December, and for criminal trials during the third weeks of each of the months of October and November.

#### SUPREME COURT ON CIRCUIT.

The terms are appointed each year by proclamation of the Governor. The Southern circuit usually extends from Aug. 15th to the 10th Sept., and the Northern from the 15th Sept. to 5th Oct. In addition there is a sitting of the Northern circuit at Harbour Grace & Brigus from the 28th Oct. to the 6th Nov., and in the spring at Harbour Grace during the first week in May. One Judge of the Supreme Court presides on circuit. The circuits are taken by the Judges in rotation.

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## SYNOPSIS OF THE LAWS OF NEWFOUNDLAND.

Compiled by **Browning & Conway, Barristers, St. John's,**  
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(Revised to January 1st, 1899.)

**Arrest for Debt**—A debtor is liable to arrest by *capias ad respondendum* when the creditor's claim exceeds \$50, upon the creditor producing an affidavit setting forth one or more of the following facts: (1.) That the debtor has made, or is about to make, some disposition of his property, or some part thereof. (2.) That he is about to quit the Colony, with intent to defraud his creditors generally or the creditor in particular. (3.) That he is about to quit the colony, and that his absence will materially prejudice the prosecution of the action. (4.) That he is possessed of means of payment of which he has control, and which he withholds from his creditors. Upon the same grounds a judgment debtor is liable to arrest by *capias ad satisfaciendum*.

**Assignments**—In the event of a conveyance or assignment for the benefit of creditors, the trustees or assignees are liable and compellable to pay out of the first proceeds all creditors who would have preferential claims in the case of a declaration of insolvency; and also, unless a majority in number and value of the creditors shall otherwise agree, to distribute the estate and effects as in the case of insolvency, notwithstanding any contrary provision in the conveyance or assignment; and such trustees or assignees are subject in such distribution to the order and direction of the Supreme Court or a Judge thereof as fully and in like manner as the trustees of the estate of a person declared insolvent.

**Attachments**—The property of a debtor can be attached by original process, as well in his own hands as in the possession of third parties, when the amount claimed exceeds \$20, upon the production of an affidavit setting forth that the said party is indebted in such sum. The property, debts or effects so attached shall be released upon the debtor giving a bond, with two sufficient sureties, to the sheriff in double the sum sworn to.

**Barristers or Solicitors** of any of Her Majesty's Superior Courts in any of Her Majesty's Colonies or Provinces in which the same privilege is extended to barristers or solicitors from Newfoundland, may, upon the production of evidence and testimonials to the satisfaction of the Law Society, be admitted as solicitors of the Supreme Court and to practice at the Bar.

**Bills of Exchange**—The law of the Colony upon this point is the same as the Imperial Act of 1882.

**Bills of Sale and Chattel Mortgages**—Bills of Sale and Mortgages of personal chattels being deeds of gift or where consideration exceeds \$400, and where possession continues in the grantor or mortgagor, must be registered. If not so registered they shall be void as against a subsequent purchaser or mortgagee for value, and as against any actual attachment or levy, and as against a trustee in insolvency or assignee under a conveyance for the benefit of

creditors. The Conveyancing Act, 1896, provides that certain covenants shall be deemed to be included in conveyances prepared in compliance with the Act.

**Commissions**—The Court or a Judge may in any cause make an order for the examination upon oath before any person at any place of any witness, and may empower any party to such cause to give such deposition in evidence on such terms as may seem meet. In the case of witnesses residing out of the Colony, commissions may issue to take the evidence of such witnesses upon interrogatories and cross-interrogatories.

**Companies' Law**—Any three or more persons desirous of forming a company for any purpose, except banking and insurance, may be incorporated as a company with limited liability upon signing and acknowledging before a Notary Public and filing in the office of the Colonial Secretary a certificate setting forth the name, objects and capital stock of the Company, the term of its existence, the number of its directors, and the directors for the first year. Term not to exceed fifty years. Directors shall be not less than three nor more than nine, some of whom shall be residents in the Colony. An annual report is to be published in the *Royal Gazette* containing statement of amount of capital stock, amount of same paid in, and amount of existing debts due by and to the company. Shares in such companies are personal property and liable to attachment. The Governor may direct an audit of the accounts of a company when necessary.

**Courts and Jurisdiction**.—The Supreme Court is a Court of Record and has all civil and criminal jurisdiction whatever in Newfoundland, and in all lands, islands and territories dependent upon the Government thereof, as fully and amply, to all intents and purposes, as on the 17th day of June, 1824, the Court of Queen's Bench, Common Pleas, Exchequer and High Court of Chancery had in England. The Supreme Court is also a Court of oyer and terminer and general gaol delivery in and for Newfoundland and all places within the Government thereof, and also has jurisdiction in all cases of crimes and misdemeanours committed on the banks of Newfoundland, or any of the seas or islands to which ships or vessels repair from Newfoundland for carrying on the fishery. The Supreme Court is composed of a Chief Justice and two other Judges.

There are two District Courts, namely: the Central District Court, composed of one Judge, and the District Court of Harbour Grace, composed of one Judge. The said Courts are Courts of Record and have jurisdiction in all civil causes in which Courts of Session have jurisdiction to the amount of \$50, and in actions for the wrongful detention of goods and chattels in which the specific return of the said chattels is sought, and where the value thereof does not exceed \$200.

Courts of General and Quarter Sessions may hear and determine in a summary way all civil actions for the recovery of debt and damages to the amount of \$25, except actions in which the title to any land or tenement is in question, and except actions for libel or slander, replevin, malicious prosecution and actions against any Justice of the Peace or other public officer for acts done in the execution of his duty, and may hear and determine all disputes to any amount concerning the wages of servants in the fishery, the supply of bait and the hiring of boats for the fishery, and the wages or share of seals of any person engaged in the seal fishery. The Court of Sessions may be held by one Stipendiary Magistrate. Justices of the Peace have the like powers, authorities and jurisdiction, where the same are not inapplicable, as Justices of the Peace in England. For this purpose the following Acts of the Imperial Parliament are made the law of this Colony so far as the same can be applied, namely:—The Act 11 and 12 Vic. c. 42; the Act 11 and 12 Vic. c. 43; the Act 11 and 12 Vic. c. 44; the Act 20 and 21 Vic. c. 43; the Act 28 and 29 Vic. c. 127.



**Criminal Law**—In all cases not provided for by local enactment, the law of England, as to crimes and offences, is the law of this Colony, so far as the same can be applied. Amendments, alterations and further enactments of the Imperial Parliament come into force in the Colony after twelve months from the passing thereof. Between the time of the passing of any law and its coming into force in the Colony, the law as it previously stood remains in force.

**Evidence**—All persons shall be competent and compellable to give evidence upon oath or affirmation, except a person charged in a criminal proceeding, or his or her wife or husband to give evidence for or against himself or herself. The defendant and the husband or wife of defendant is a competent witness in a summary proceeding of a criminal or other nature. Evidence of plaintiff in action of breach of promise of marriage, must be corroborated, and also in actions by or against representatives of a deceased person or person of unsound mind, the evidence of any opposite or interested party shall be corroborated by some other material evidence.

**Execution**—In the Supreme Court execution may issue forthwith after judgment for the payment of money or costs, or for the recovery of land, and in other cases upon expiration of fourteen days from the date of judgment, unless otherwise ordered. A writ of execution, if unexecuted, shall remain in force for one year only from its issue, unless renewed. In the District Court execution may issue forthwith.

**Exemptions**—The following property is exempt from distress by the common law, namely: Fixtures, animals *feræ naturæ*, goods delivered to a person in the way of trade, things in actual use and goods in the custody of the law.

The working tools and implements of trade of any person, his fishing skiff or punt, the necessary cooking apparatus, the bedding and wearing apparel of himself and his family shall not in any case be liable to or be taken under attachment or execution.

**Fraudulent Conveyances**—Every charge, mortgage, conveyance, grant, or assignment of the property or effects of an insolvent, or of any part thereof, and every gift, delivery or transfer of any of his goods or chattels, and every payment made by him in money or otherwise, and every cognovit, warrant of attorney, judgment or other security whatsoever paid, made or given by an insolvent within two months prior to his declared insolvency, and with a view to give an undue preference to any creditor, shall be declared to be null and void and of no effect in case the person taking or receiving the same, or for whose benefit the same was taken or received, had notice or was aware of the insolvency.

**Game Laws**—*Willow Grouse (Partridge) and other Grouse*—Close time for taking birds and eggs, Jan. 12 to Sept. 15; for sale, Jan. 22 to Sept. 15. *Snipe, Curlew, Plover*, and other migratory birds (except Wild Geese)—Close time for birds and eggs, Jan. 12 to Aug. 20. *Otters and Beavers*—April 1 to October 1. *Rabbits and Hares*—March 1 to Sept. 15. *Moose and Elk*—Preserved until Jan. 1st, 1906. *Caribou*—Close times, 1st February to 15th of July, 7th October to 20th October; persons not domiciled in the Colony require caribou license, fee \$100 (officers of British warships stationed on coast exempted); three stags and two does only to be killed; antlers, etc., must be entered at customs for exportation, with an affidavit that they are not exported for sale. *Trout, Char, Whitefish, Land-Locked Salmon, etc.*, in any lake, river or stream—Close time, 10th September to 15th January.

**Garnishment**—So often as any goods, debts or effects of any defendant in any action have been attached in the hands of any third person, such goods, debts or effects shall be paid into Court or delivered

to the Sheriff, as the case may be, to abide the order of the Court, upon proof before the Court or Judge of the nature and amount of such goods, debts or effects. Third persons holding the moneys or effects of a debtor may be garnisheed under a writ of attachment or under a writ of *feri facias*.

**Imprisonment for Debt**—No person shall be arrested and held to bail in civil actions on either original or final process, except in the cases mentioned under the heading "Arrest for Debt."

**Insolvency**—Procedure is by petition of the debtor himself or of a creditor, addressed to the Supreme Court or a Judge thereof, setting forth that the debtor is unable to pay his creditors one hundred cents to the dollar, and having attached to it, where the debtor is the petitioner, a schedule of assets and liabilities; and where the creditor is the petitioner, either a similar schedule or a statement of facts sufficient to satisfy the Court or Judge that an order for hearing should be made. The petition must also have attached to it an affidavit verifying its contents and those of the schedule, if any. Upon the hearing, the debtor may be declared insolvent, and his estate vested in a trustee or trustees for realization and distribution. The Court or a Judge may subsequently grant the debtor a certificate of insolvency and discharge. An arrangement or composition entered into by the debtor and two-thirds in number and value of his creditors resident or having a house of business in Newfoundland, and of two-thirds of his creditors elsewhere, or of three-fourths in number and value of the whole of such creditors, may be confirmed by the Court or Judge, and has the same effect, when so confirmed, as a certificate of final discharge. The working tools and implements of trade of any person, his fishing skiff or punt, the necessary cooking apparatus, the bedding and wearing apparel of himself and family, shall not pass to or vest in the trustee.

**Interest**—Interest is allowed on written agreements, and on accounts when notice is given that the interest would be charged. The usual rate is six per cent., and this is allowed except when under an agreement another rate is provided for. Under a writ of *feri facias*, interest runs at five per cent.

**Judgments**—Where defendant does not defend, judgment may be entered in the Supreme Court four or eight days (according to the place of residence of defendant) after service of the writ in the action. The Judicature Act, Order xiv., provides for the entry of judgment in a case where a defendant appears and pleads where the Court is satisfied as to the cause of action, and that the defendant has no defence thereto on the merits.

**Limitations of Actions**—TWENTY YEARS—Judgments, rent upon lease under seal, bonds and other specialties, recovery of land.

SIX YEARS—Award where submission not under seal, money levied under *fi. fa.*, actions upon the case (except slander), actions for account, trespass, debt, detinue, trover, replevin for goods or cattle, trespass *quare clausum fregit*, admiralty suits for seamen's wages.

FOUR YEARS—Assault, menace, battery, wounding, imprisonment.

TWO YEARS—Penalties, damages or sums of money by the party grieved; slander. Disabilities and acknowledgments extend the time for bringing action.

**Married Women**—A married woman can sue and be sued as if she were a *femme-sole*. The law of the Colony on this point is the same as the Imperial Act of 1882, as amended by that of 1893.

**Mining Laws**—The Governor in Council may issue licenses to search for gold over an area not exceeding *one-half square mile* for a period of one year from date of application. Fee, \$25. Extension for a

second year, fee, \$50. The holder of such a license may obtain a twenty-one years' lease to mine and work gold over an area not exceeding *one-quarter of a mile square*. Fee, \$50 with application, and a royalty of three per cent. per annum on the gross amount of gold mined. Lessee must expend \$500 per annum, and furnish an attested account to the Surveyor-General every year. Other minerals may be searched for without license, but only samples may be taken. The finder of a lode must mark off a "mining location," not exceeding one square mile in area, by four posts of a prescribed size; he may obtain a twelve-months' license by paying a fee of \$20 and complying with certain conditions; he may obtain renewals of this license by paying increased fees and expending certain prescribed amounts on excavating; upon certain further conditions he may obtain a five-years' lease of the location and fifty acres of unoccupied surface land; and finally, upon certain other conditions he may obtain a grant in fee.

**Registration of Deeds**—Instruments requiring registration must be proved by the affidavit of a subscribing witness, or of any party executing the same, or by the personal acknowledgment of a party from whom an interest passes. If executed within the Colony the affidavit or acknowledgment must be made before the Registrar, Deputy Registrar, a Judge or Commissioner of the Supreme Court, or a Justice who, in the case of an acknowledgment, shall sign a certificate of such acknowledgment on the deed. If executed out of the Colony the instrument may, if the party or witness proving it be within the Colony at the time of proof, be proved as above; otherwise it shall be proved in the same manner before a Commissioner of the Supreme Court, a Judge of a Court of Record, the Mayor or Chief Magistrate of any city or town, a Justice, a British Ambassador, Consul, Vice-consul, or Consular Agent; and in case it be proved before a Judge or a Mayor, the attestation or acknowledgment shall be certified under the seal of the Court, city or town. In the case of the other officials, their official character shall be certified by a Notary Public.

**Trustees**—"The Trustees Act, 1898," consolidates and amends the laws upon this subject. This Act is, except in some minor particulars, a copy of "The Trustee Act, 1893," of the Imperial Parliament.

**Wills** must be in writing, and must be either written and signed by the testator, or if not so written and signed, must be signed by him in the presence of at least two witnesses, who shall sign as witnesses in his presence; and if he is a marksman the will must have been first read over to or by him in the presence of the said witnesses. Incompetency of a witness to be admitted to prove a will does not *per se* invalidate the will. A legacy or devise to a witness, or to the husband or wife of a witness, is not void if the execution of the will can be sufficiently proved without the evidence of that witness. An executor may be a proper witness. Every will is revoked by marriage, except a will made in the exercise of a power of appointment, when the property appointed would not in default of appointment pass to the testator's executor or administrator or next of kin. A will made by a person under the age of 17 years is invalid.

**INTESTACY.**—The Supreme Court grants administration to the estate and effects of any one dying intestate leaving property within the Colony. The person primarily entitled to administration is the nearest of the next of kin, but the Court will grant administration to any fit and proper person upon the consent of the persons entitled to share the estate. There is no local enactment respecting the distribution of intestate estates; the law of the Colony upon the subject being the Statutes of the Imperial Parliament made in the time of James and Charles. The Court allows to the administrator as remuneration for his services a commission, not being more than five per cent. upon the value of the estate.

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