

**MONTREAL CONDENSED  
REPORTS. PRÉCIS DES  
DÉCISIONS DES TRIBUNAUX DU  
DISTRICT DE MONTRÉAL, 1854**

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Montreal Condensed Reports. Précis Des Décisions Des Tribunaux Du District de Montréal,  
1854 by Thomas Kennedy Ramsay

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**THOMAS KENNEDY RAMSAY**

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MONTREAL  
CONDENSED REPORTS.

PRÉCIS DES  
DÉCISIONS DES TRIBUNAUX DU DISTRICT  
DE MONTRÉAL.

1854.

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“peu arguments cy pure en queux il ny auroit aucun  
refuse.”

FLOWDEN.

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SECOND EDITION,  
REVISED BY  
MR. JUSTICE RAMSAY.

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Montreal :  
A. PERIARD, LAW BOOKSELLER AND PUBLISHER.  
1884.



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ENTERED ACCORDING TO ACT OF PARLIAMENT, IN THE YEAR ONE THOUSAND EIGHT  
HUNDRED AND EIGHTY-FOUR, BY A. FERRARD, IN THE OFFICE OF THE MINISTER  
OF AGRICULTURE AND STATISTICS, AT OTTAWA.

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## PREFACE

### TO THE SECOND EDITION.

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THE fact that this work has long been out of print, and that second-hand copies have been eagerly sought after by members of the profession, is ample justification for the appearance of the present edition. The Montreal *Condensed Reports* were issued in conjunction with a legal periodical called the *Law Reporter*, at a time when the decisions of the Courts of this Province existed almost exclusively in the note-books of a few gentlemen who made such memoranda of judgments as their engagements permitted, and citations were necessarily made, not from printed reports but from occasional jottings, with references to the files of the Court. It has been deemed advisable to reprint the *Condensed Reports* separately. There appear to have been but nine volumes of reports extant in 1854, viz., *La Revue de Législation*, Stuart's Reports, Pyke's Reports, and four volumes of the Lower Canada Reports. The *Condensed Reports* were designed to supply the deficiency, and the work was highly valued by the profession, but the number of practising advocates was then too limited to afford sufficient encouragement to its editors, and at the end of a year it was discontinued. Shortly afterwards the *Condensed Reports* were succeeded by the *Lower Canada Jurist*. In the preface to the first volume of the latter work will be found a statement that the proposal to start the *Jurist* originated with T. K. Ramsay, Esq., who, jointly with L. S. Morin, Esq., had conducted the *Law Reporter* and the Montreal *Condensed Reports*.

Thirty years have elapsed since the *Condensed Reports* first appeared. During that period the reports of our Provincial Courts

have been increased by 74 volumes, viz., 13 of the Lower Canada Reports (vols. v.—xvii.), 27 of the Lower Canada Jurist, 4 of the Lower Canada Law Journal, 12 of La Revue Légale, 9 of the Quebec Law Reports, 6 of the Legal News, and 3 of Queen's Bench Reports, besides some reports contained in other publications. Considerable changes have also been effected in the law and rules of procedure. But the reports contained in the *Condensed Reports* cover numerous questions upon which they are still authority, and the publisher in bringing out the present edition is acceding to a wish that has been very generally expressed by the members of the profession. Apart from the value of the reports as precedents the volume possesses the interest which attaches to one of the earliest compilations of adjudged cases, an interest which is not lessened by the fact that the principal editor now occupies a distinguished position on the Canadian Bench.

JAMES KIRBY.

Montreal, 14th January, 1884.



#### ERRATA.

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- Page 7, line 13, for "pour le défendeur" read "pour la défenderesse."  
Page 13, line 12, for "14 Vic." read "14 and 15 Vic."  
Page 20, line 14, for "certificate of return" read "certificate of service."  
Page 33, line 33, for "Review" read "Revue."  
Page 33, Note \*, for "page 10" read "page 13."



## CASES REPORTED.

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Allère, Exparte, 10.  
Allo v. Allo & al., 14.  
Anderson, Phillips v., 87.  
Archambault, Exparte, 83.  
Arthur & al., Williams v., 100.  
Attorney-General v. Ryan & al., 7.

Ball v. Lambe, 44.  
Bates v. Foley, 131.  
Batten v. Desbarats, 5.  
Beaudet, Dunn v., 18.  
Beaudry v. Guenette & The Corporation of Montreal, 56.  
Beaujeu De, Bizaillon v., 21.  
Bélangier, Exparte, 39.  
Benjamin v. Gore, 15.  
Benjamin, McCann v., 16.  
Benoit v. Pelouquin, 38.  
Berthelet v. Galarneau & al., 131.  
Berthelet v. Turcotte & ux., 110.  
Bissonnette v. Bissonnette, 75.  
Bizaillon v. De Beaujeu, 21.  
Bonneau v. Moquin, 35.  
Bonneville, Tavernier v., 37.  
Boston v. Leriger dit Laplante, 110.  
Botineau, Exparte, 4.  
Bouchette v. Felton, 95.  
Boudreau v. Gascon, 128.  
Bourassa v. Gariépy, 67.  
Bourdages, Pacaud v., 123.  
Bourque, Imbault dit Mantha v., 92.  
Bouthillier, Moffatt & al. v., 56.  
Bowker & al. v. Chandler, 15.