

factor acting as such for the same principal or owner, or from previous advances of money or materials found, or work or labor done for the use or advantage of the said principal or owner.

8. In no case shall any claim or demand of set-off of a debt due by any agent or factor be allowed against his principal in favor of any person or body corporate receiving goods, wares, or merchandise as aforesaid, in pursuance of a contract of sale or on deposit or pledge, unless such person or body corporate shall have contracted for or received the same on deposit or pledge, without a knowledge that such agent or factor had no authority to sell or deposit the same.

Id s 8.
1825, c 182, s 8.
Set-off of debt due by agent as against principal.

9. The owner of any such goods, wares, or merchandise in the hands of an agent or factor unsold and not pledged, may demand and recover the same from such agent or factor, or the trustee of such agent or factor in the event of his insolvency, and in preference to all other creditors of such agent or factor.

Id s 9
1825, c 182, s 6
When owner of goods, etc., may recover from insolvent agent in preference to creditors

10. The said owner may also recover from any person or body corporate, the sum agreed to be paid for the purchase of such goods, wares, or merchandise, subject, however, to the same right of set-off on the part of such person or body corporate, against such agent or factor, as is hereinbefore provided in cases where such agent or factor shall have become insolvent; and may demand and recover from such person or body corporate such goods, wares, or merchandise so deposited or pledged, on repayment of the money or restoration of the negotiable instrument so advanced, and on payment of such further sum of money, or restoration of such other negotiable instrument (if any), as may have been advanced or given by such agent or factor to such owner, or on payment of a sum of money equal to the amount of the same, or may recover from such person or body corporate any balance or sum of money remaining in his or its hands as the produce of the sale of such goods, wares, or merchandise, after deducting thereout the amount of the money or negotiable instrument so advanced

Id s 10
1825, c 182, s 6
Further remedies of principal

11. In case of the insolvency of any agent or factor, the owner of the goods, wares, or merchandise so pledged and redeemed as provided in the last preceding section, shall be held to have discharged *pro tanto* the debt due by him to the estate of such insolvent.

Id s 11
1825, c 182, s 6
Discharge of debt due by owner to insolvent agent's estate

12. No consignment of agricultural productions whatever, by the grower or producer or other owner, to any commission merchant, factor, agent, or other bailee or consignee, for the purpose of sale for the use and benefit of such grower, producer, or other owner, shall be deemed or taken to vest in such commission merchant, agent, factor, or other bailee or consignee, any other title or right to such articles consigned than the special right or title to sell and deliver the same to a fair and *bonâ fide* purchaser for a valuable consideration.

Id s 12
1849, c 293, s 1
Consignment of agricultural productions to confer right of sale merely.