

IN THE SUPREME COURT OF NOVA SCOTIA

Citation: Crocker v. Dubois, 2010 NSSC 279

Date: 20100716

Docket: Hfx. 274903

Registry: Halifax

Between:

Barry Paul Crocker and Theresa Marie Crocker

Plaintiffs

v.

John Lewis Dubois and Yoland Dubois

Defendants

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Judge: The Honourable Justice Charles E. Haliburton

Heard: March 22, 23, 24, April 26, 27 & May 6, 2010
in Halifax, Nova Scotia

Written Decision: July 16, 2010

Subject: Trespass, damages, the “shore” of a lake

Summary: Plaintiff constructed a fence extending into the foreshore of a lake. It affected Defendants access to the lake. Defendant removed the fence extension incidentally trespassing on Plaintiff

Issue: Locating “Ordinary High Water” as boundary of private property

Result: Trespass was established. Nominal damages

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.
QUOTES MUST BE FROM THE DECISION, NOT THIS LIBRARY SHEET.***