

attaching order the judgment debtor had directed the bank to apply this surplus in payment of certain other claims against him. This, no doubt, amounted to a good equitable assignment of the surplus, and there was therefore a question of priority between the attaching creditor and the assignees of the surplus. These latter, however, were not before the Court, and it seems clear that in their absence, no order could be properly made to pay over the surplus to the attaching creditor. The order of Masten, J., in appeal had affirmed an order of the local Judge directing the bank to pay the money into Court to abide further order; and this order the Divisional Court affirmed. If the Divisional Court really intended to decide that the attaching creditor had no right to the money in the hands of the bank, the proper order would obviously have been to dismiss the motion to pay over and rescind the attaching order; because the Divisional Court was really bound to make the order which the local Judge should have made if they considered the order he made was wrong, or to affirm his order if it was correct, and they, as a matter of fact, affirmed his order by affirming that of Masten J.

NOTES FROM THE ENGLISH INNS OF COURT.

THE LORD CHIEF JUSTICE.

It has been announced that Earl Reading is to be sent as Ambassador to the United States. The legal profession, who said farewell to him on January 11, will be satisfied as to the abilities of England's representative at Washington. Since the war began he has already paid two highly successful visits to America, and this fact gives earnest that "the chief" (as the lawyers always call him) will do much to further the Allied cause.

It is now an open secret that Lord Reading supervised the drafting of many of the emergency Acts which have recently been passed. It is satisfactory to notice that his diplomatic career will only last during the war; and that when hostilities are brought to an end he will return to preside in the King's Bench Division.