

Boyd, C.] FAYNE v. LANGLEY. [Oct. 28, 1899.
Company—Assignment for the benefit of creditors—President and vice-president—Wages—Priority.

Claims for arrears of salary made by persons occupying the position of president and vice-president of a company, such salary being made payable under resolutions duly passed therefore, are valid; and upon the liquidation of the company are payable in priority to the claims of the general body of creditors.

Shepley, Q.C., and F. C. Cooke for plaintiffs. W. H. Blake for defendants.

Ferguson, J.] LILLIE v. WILLIS. [Nov. 10, 1899.
Will—Devise over in case devisee dies previous to the death of two parties—Death of one—Estate in fee to devisee.

A testator devised all her real and personal estate to her son in fee, and provided, in case (the son) should die without issue, previous to the death of "my brother and sister" that they should take certain interests. The sister died in the lifetime of the son:

Held, that as the event, the death of the son previous to the death of both brother and sister could not happen the son took an estate in fee simple.

Geo. Wilkie, for the plaintiffs. No one for the other parties.

Divisional Court.] REGINA v. THE T. EATON CO. [Nov. 14, 1899.
Trade description—False application of—Quadruple plate—Evidence.

The defendants by an advertisement in a newspaper described certain tea-sets as "quadruple plate," stating that the regular price thereof was \$12.00 a set but would be sold for \$6.00. The purchaser of one of the sets, before making his purchase, inquired, and was informed, that it was one of the tea-sets advertised, and that the advertisement could be relied upon.

Held (ROSE, J., dissenting), that the use of the words "quadruple plate" in the advertisement was an application of false trade description, in that such goods could not properly be described as such, and that there was evidence to shew that the advertisement applied to these goods.

J. R. Cartwright, Q.C., for Crown. J. J. McLaren, Q.C., for defendants.

Boyd, C.] WARD v. TOWNSHIP OF WELLAND. [Nov. 30, 1899.

Municipal corporations—Money by-laws—Recital of existing debt—Invalidity—R.S.O., c. 223, ss. 384, 685 (2).

The Municipal Act, R.S.O., c. 223, by s. 685 (2), after declaring that debentures issued under local improvement by-laws of a municipality, on