

for the exchange of lands the agreement was admitted, the only defence being fraud and a repudiation therefor. A month prior to the trial, the defendant ascertained that the plaintiff's wife and not the plaintiff was the owner of the land, and that she had executed a deed thereof to be delivered to the defendant. No claim for repudiation was made on the ground of want of title. At the trial the defendant was allowed to amend by setting up that neither at the time of the agreement nor at the commencement of the action was the plaintiff the owner of the land, without any averment that on the discovery thereof the defendant repudiated on such ground:—

*Held*, that the amended defence constituted no answer to the action, and that the defendant not having repudiated when he ascertained the plaintiff had no title, it was sufficient if the plaintiff made title on the reference therefor. *Paisley v. Wills*, 303.

*Of building lease.*]—See TRUSTS AND TRUSTEES, 2.

### STATUTES.

C. S. U. C. ch. 103, sec. 9.]—See CRIMINAL LAW, 1.

29 & 30 Vic. ch. 122.]—See GAME.

32 Vic. ch. 62, sec. 5 (O).]—See SALE OF LAND, 2.

36 Vic. ch. 121, sec. 5 (O).]—See SALE OF LAND, 2.

37 Vic. ch. 38, sec. 5 (D).]—See CRIMINAL LAW, 1.

38 Vic. ch. 16, secs. 1, 5 (O).]—See LIMITATIONS OF ACTIONS.

46 Vic. ch. 27, sec. 13 (O).]—See WATERS AND WATERCOURSES, 3.

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R. S. C. ch. 1, sec. 7, sub-sec. 22.]—See PROHIBITION, 1.

R. S. C. ch. 99, secs. 26, 96, 104.]—See HIDES.

R. S. C. ch. 109, pt. 1.]—See RAILWAYS, 6.

R. S. C. ch. 120, sec. 56.]—See BANKS AND BANKING.

R. S. C. ch. 123, secs. 12-14.]—See BILLS OF EXCHANGE AND PROMISSORY NOTES, 1.

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R. S. C. ch. 142, secs. 5, 10.]—See EX-TRADITION, 2.

R. S. C. ch. 157, sec. 3.]—See CRIMINAL LAW, 3.

<sup>28</sup> R. S. C. ch. 157, sec. 8, sub-sec. 2.]—See JUSTICE OF THE PEACE, 2.

R. S. C. ch. 162, sec. 44.]—See CRIMINAL LAW, 3.

R. S. C. ch. 163, sec. 4.]—See CRIMINAL LAW, 1.

R. S. C. ch. 174, sec. 2, sub-sec. (c); 143.]—See CRIMINAL LAW, 1.

R. S. C. ch. 174, secs. 80, 140.]—See PROHIBITION, 1.

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R. S. O. ch. 44, sec. 30.]—See ALIMONY.

R. S. O. ch. 44, sec. 62.]—See COURTS.

R. S. O. ch. 51.]—See PROHIBITION, 2.

R. S. O. ch. 61, sec. 10.]—See HUSBAND AND WIFE, 4.

R. S. O. ch. 74, sec. 1.]—See CONVIC-TION.