

DEATH OF THE CLERK OF THE PROCESS—MR. STANTON'S SUCCESSOR, &c.

court in the land—I mean Judge Gowan of Simcoe. If you examine the act to which you have alluded respecting the Surrogate Courts, the laws respecting that portion of the Consolidated Statutes which refer to the County Courts, and the laws respecting the common school system, you will recognize the careful and legal mind and hand of my friend, Judge Gowan."

We are the more pleased to have an opportunity of recording this expression of opinion on the part of the Attorney-General, as we ourselves, as well as those who have preceded us in the management of this Journal, are under many obligations to Judge Gowan for most valuable information and assistance on a variety of subjects.

Mr. Macdonald also acknowledged the labours of the present Vice-Chancellor Mowat in the preparation of the act which was recently passed for quieting titles to real estate—a measure of great importance, already fully noticed in our columns, and which we shall again have occasion to speak of—and few will cavil at his just estimate of the talents of the Treasurer of the Law Society, when he said, addressing that gentleman, who presided upon the occasion,

"I have been indebted again and again to you for that marvellous perception which enables you in a moment as it were to clear up the most difficult legal problems; and the longer I have known you the more I have had cause to wonder at and admire that extraordinary clear-sightedness with which you perform work in a few hours that would take other men days and even weeks to accomplish."

The occasion, though not one which called forth or exhibited the powers of the Attorney General in that remarkable manner that has so often delighted his hearers when defending a friend or demolishing a political opponent, will long be remembered by those who had the pleasure of being present. The arrangements for the entertainment itself, like the previous festive gatherings of the Society, were complete and satisfactory, whilst the enthusiasm that prevailed was a sufficient indication of the success of the undertaking, and of the feelings of admiration entertained for the Attorney General for Upper Canada by his professional brethren.

Mr. Alexander MacNabb, Barrister, has it is said been appointed Police Magistrate of this city, in the place of the late Mr. Boomer.

DEATH OF THE CLERK OF THE PROCESS.

We regret to record the sudden death of Mr. Robert Stanton, who expired at his residence on Saturday night, the 24th ultimo, at the age of 72 years.

Mr. Stanton was a native born Canadian, and fought bravely in the war of 1812, by the side of his old friends, the late Chief Justice Robinson and Chief Justice McLean, and others, most of whom have now passed away. He distinguished himself at the battle of Queenston Heights, and was subsequently taken prisoner on the capture of York, now Toronto, by the forces under General Pike. At the time of the Rebellion of 1837, he again turned out in defence of his country.

He was much respected by his many friends. We, as well as others, will be sorry to miss his pleasant face and hearty greeting from his cosy little office in the north-east corner of Osgoode Hall.

MR. STANTON'S SUCCESSOR.

Mr. Allan Cameron, brother of the Hon. John Hillyard Cameron, has been appointed to the office rendered vacant by the death of Mr. Stanton.

The vacancy occurring at this time has had the effect of preventing many cases from being brought on at the Spring Assizes, inasmuch as the profession very properly doubted the validity of any writs issued from the office whilst there was in fact no Clerk of the Process to issue them.

We publish in another place an important decision of the Court of Common Pleas in a case of *Barnes et al. v. Cox*, on several points connected with writs of *certiorari*; and in connection with this, though out of its turn, we also give a report of a case of *Gallagher v. Bathie*, lately decided in Chambers by Mr. Justice Adam Wilson, which will also be read with interest. The former case was with reference to a *certiorari* to remove a cause from a County Court, the latter to remove one from a Division Court. The judgment in *Gallagher v. Bathie* follows the fair and liberal construction placed upon the Statute by the present Chief Justice of the Common Pleas, in *Black v. Wesley*, 8 U. C. L. J. 277.