

moderate men were looking with confidence to the King, and by them the loss of that guidance will be sorely lamented.

We cannot conclude this imperfect tribute of respect to our late most gracious Sovereign in words more fit than these we quote from a London journal: "The first of Englishmen has passed away—the monarch whose name is written among the highest in the roll of England's long line of Sovereigns, a patriot, a statesman, a governor, well fitted by the vigour of his intellect and the engaging charm of his temperament to be the actual as well as the ceremonial chief of the peoples he loved so well and of the Empire he ruled with such memorable success."

From the successor to the throne there is good reason to think that much may be hoped for. His education, his training, his surroundings, have been such as to fit him for his new responsibilities, and, though he may lack some of the qualities which endeared his father to the people, and has not the experience which only years can give, he has shewn a capacity for affairs which gives every prospect of successful attainment.

"THE KING IS DEAD—LONG LIVE THE KING."

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#### DEFECTIVE SIDEWALKS AND ROADWAYS.

Actions against municipalities for injuries caused by defective sidewalks or roadways, are fairly frequent, and it is a class of actions which the legislature in its wisdom has thought fit should be tried without the assistance of a jury, possibly from the fear that the sympathies of a jury might prevent them from viewing the facts proved before them in a fair and reasonable way. By section 104 of the Judicature Act therefore it is expressly provided that "all actions against municipal corporations for damages in respect of injuries sustained through non-repair of streets or sidewalks, shall be tried by a judge without a jury."

In a recent case of *Brown v. Toronto*, an attempt was made