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COMPANY, LIMITED

Capital - - \$2,000,000

Executors, Administrators, etc.

Offices and Safe Deposit Yaults,

14 King St. West, Toronto

President - J. R. STRATTON, M.P.P.

Chartered to act as Executor, Administrator, Guardian, Trustee, etc. Agent for investment or moneys and management of estates. Safe Deposit Boxes to rent, Wills appointing the Company executor or trustee held without charge. Correspondence invited.

T. P. COFFEE, Manager.

#### DECISIONS IN COMMERCIAL LAW

NEWELL V. MAGEE.—In a lease of a farm for five years, containing a covenant by the lessor for quiet enjoyment, the lessee agreed that if the place were sold, and he should receive one month's notice prior to the expiration of any year, he would give up peaceable posession, and allow any incoming tenant to plough the land after harvest. the expiration of the lease, the place was sold and conveyed to a purchaser, and an assignment of the lease made to him. In the fall of the year, after the purchase, and before the leesee had harvested his crop, the purchaser entered on the land and ploughed it up, thereby causing injury to the lessee. It was held that the purchaser was a "tenant" within the meaning of the covenant as to an incoming tenant, but that he had no right to enter on the property before the plaintiff had harvested his crop, and was a trespasser, and liable for damages caused thereby. It was also held that no liability was imposed on the lessor under the covenant for quiet enjoyment.

TOWNER V. THE HIAWATHA GOLD MIN-ING AND MILLING COMPANY.—This was an action brought against the company for penalties under the Ontario Companies' Act, R.S.O., Ch. 191. A list of shareholders, transmitted to the provincial secretary, contained the name of a person as holding a certain amount of stock in a joint stock company, while in the list posted up in the head office of the company the shareholder's name was inadvertently deleted. It was held that the lists were not duplicates within the meaning of R.S.O., Ch. 191, Section 79, of the Ontario Companies' Act, and that the company were liable to a penalty under the Act. Circumstances considered in moderating the amount of penalty.

Since the opening of navigation upwards of 805,212 tons of coal has been brought into the port of Montreal from the lower norts

SEVERAL Canadians were elected last week on the directorate of the Havana Traction Company, at a meeting at Jersey City. Sir William Van Horne is president, and Frederick Nichols, treasurer. Toronto men on the directorate are: Hon. George A. Cox, William Mackenzie, Z. A. Lash, Byron E. Walker, W. R. Brock, and A. E. Ames. The company is to build railroads in Cuba.

THE Hall Mines, Limited, at Nelson, B.C., send us the result of the company's smelting operations for the four weeks ending September 30th, 1899. The company smelted 5,142 tons of Silver King ore, containing (approximately), 119 tons of copper, and 80,000 ounces of silver. As to lead smelting, 116 tons of Silver King ore and 836 tons of purchased ores were smelted; 170 tons of silver-lead bullion was produced, containing (approximately), 165 tons of lead, 23,820 ounces of silver, 948 ounces of gold.

## JOHN MACKAY

Public Accountant, Auditor, Receiver and Trustee

Bank of Commerce Bldg., Toronto Tel. No. 2732. Cable Address: CAPITAL.

THE INSOLVENCY AND LIQUIDATION DEPARTMENT OF THE

Western Loan and Trust Company, Limited. IS OPERATED BY

# W. Barclay Stephens

Manager of the Company.

Under the laws of the Province of Quebec the Company cannot be appointed directly to trusts, such as assignees, etc. Therefore, Mr. Stephens will act on behalf of the Company in all such cases, the Company assuming all responsibility and reliability in regard to any trusts which may be placed in his hands.

#### W. BARCLAY STEPHENS.

13 St. Sacrament Street, Montreal, Que.

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12 King St. West, Toronto

Capital Stock paid-up......\$1,059,295 24 Reserve ..... 37,535 90 Total Assets ...... 1,427,931 11

Debentures issued for 1, 2, 3, or 5 years at highest current rates, with interest ccupons attached, payable half-yearly.

I. R. STRATTON, M.P.P., President.

. M. HOLLAND, General Manager.

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