

Chy. Ch.]

NOTES OF CASES—LAW STUDENTS' DEPARTMENT.

Held, a sufficient reason for opening up the judgment and directing a taxation.

Clement, for the attorneys.

Aylesworth, for defendants.

CHANCERY CHAMBERS.

Proudfoot, V. C.]

[June, 1880.

RE. TOTTEN.

Taxation—Charges for attendances on—G.O., 608.

A master or a single judge has no discretion to allow more than \$1.00 fee for attendances on the taxation of a bill of costs between solicitor and client, or party and party, the tariff being fixed at that rate by G. O., 608.

Boyd, Q. C., for appellant.

Hoyle, for Totten.

Proudfoot, V. C.]

[June.

DODGE V. CLAPP.

Commission under G. O., 643—How apportioned—Objection to, when may be raised.

In partition and administration suits the commission in lieu of costs should be divided into equal fractional parts, and the parts allotted to the solicitors in proportion to the amount of work done by, and the responsibility imposed upon them.

Objections to the commission allotted may be raised on a motion for distribution without previous notice of appeal being given.

Plumb, for infants.

Hamilton, contra.

RAB V. TIME.

The Master.]

[October.

Costs—Counsel fees before Master sitting for judge—Equity jurisdiction of County Court.

The County Court on its equity side had power to grant an injunction in any case coming within its jurisdiction. The fact of title to land coming in question did not oust the jurisdiction of the County Court on its equity side. The same fees are to be taxed to counsel appearing before the Master, taking evidence in place of a judge as before the Court itself.

Hoyle, for plaintiff.

Fisher and Cassels, contra.

LAW STUDENTS' DEPARTMENT.

HILARY TERM EXAMINATIONS.

Students are reminded of the days of examination as follows:—

Second Intermediate—Tuesday and Wednesday, January 18th and 19th, 9 a. m.

First Intermediate—Thursday and Friday, January 20th and 21st, 9 a. m.

Primary Examinations—Junior Class Students and Articled Clerks—Tuesday and Wednesday, January 25th and 26th, 9 a. m.

Graduates and Matriculants of Universities—Thursday, January 27th, 10 a. m.

The Final Examinations have been fixed for the following days.

Attorney—Wednesday, February 2nd, 9 a. m.

Call—Thursday, February 3rd, 9 a. m.

Call with Honours—Friday, February, 4th, 9 a. m.

The new rules respecting Scholarships and Call with Honours will come into force in the ensuing term of Hilary.

OSGOODE LITERARY SOCIETY.

The request of this Society for the use of the Miscellaneous Library at Osgoode Hall for Students on Tuesday and Friday afternoon, from two o'clock until half-past five o'clock has been granted by the Benchers. We understand however that the privilege might cease speedily if not taken advantage of; of which those concerned would do well to take notice.

EXAMINATION QUESTIONS.

FIRST INTERMEDIATE.

Common Law

1. What are the three necessary ingredients in a simple contract?
2. Where several parties, not partners, enter into a common liability to pay, and one pays more than his share, what remedy has he, and why?
3. Define trespass, and give examples of it?
4. Under what circumstances will representations as to the qualities of a horse made by the owners to the buyer amount to a warranty?
5. How may a partnership be dissolved? Answer fully.
6. Compare the liability of an infant (a) in case of a contract entered into by him, and (b) a tort committed by him.