

MURRAY V. THAMES VALLEY GARDEN LAND CO.—FALCONBRIDGE,
C.J.K.B.—MARCH 20.

Jury Notice—Motion to Strike out—Con. Rule 1322—Practice.]—Motion by the plaintiff to strike out the jury notice. The nature of the action appears from the notes of the decisions upon previous applications, ante 773, 886. The learned Chief Justice said that neither he, nor, he ventured to say, any other Judge on the bench, would think of trying this case with a jury. Con. Rule 1322 made very material changes as to the power and discretion of a Judge in Chambers; and the cases before the 23rd December, 1911, had no application. Order made directing that the issues be tried and the damages assessed without a jury. Costs in the cause. N. F. Davidson, K.C., for the plaintiff. W. J. Elliott, for the defendants.
