

DIARY FOR MAY.

1. Tuesday....Supreme Court of Canada sits.
2. Wednesday...J. A. Boyd, 4th Chancellor, 1881.
3. Thursday....Ascension Day. Law School closes.
4. Friday.....Mr. Justice Henry died, 1888.
6. Sunday.....*Sunday after Ascension Day*. Lord Brougham died, 1868.
8. Tuesday....Ct. of Appeal sits. Gen. Sess. and Co. Ct. sittings for trial in York. Exam. for Certificate of Fitness (last).
9. Wednesday..Examination for Call (last).
12. Saturday....Battle of Batoche, 1885.
13. Sunday.....*Whitsunday*.
14. Monday....First illustrated newspaper, 1842.
18. Friday.....Montreal founded, 1642.
20. Sunday.....*Trinity Sunday*.
21. Monday....Easter Term begins. Convocation meets.
22. Tuesday....Earl of Dufferin, Governor-General, 1872.
24. Thursday....Corpus Christi. Queen Victoria born, 1819.
25. Friday.....Convocation meets. Princess Helena born, 1846.
27. Sunday.....*1st Sunday after Trinity*. Habeas Corpus Act passed, 1679. Battle of Fort George, 1813.
28. Monday....Hon. G. A. Kirkpatrick, Lieut.-Governor, Ontario, 1892.
29. Tuesday....Battle of Sackett's Harbour, 1813.

Notes of Canadian Cases.

SUPREME COURT OF JUDICATURE FOR ONTARIO.

COURT OF APPEAL.

From BOYD, C.]

[April 4.

COVENTRY *v.* McLEAN.*Landlord and tenant—Lease—Forfeiture—Option to purchase.*

The court will not make a declaration relieving against forfeiture of a lease for non-payment of rent as of the date of a previous tender when the trial of the action for that relief takes place after the lease would have expired by effluxion of time, even though the lease gives an option of purchase to be exercised during the term, and the lessee has attempted to exercise that option after the forfeiture and at time the tender was made.

Judgment of BOYD, C., affirmed.

W. Nesbitt and A. Monro Grier for the appellant.*W. Cassells, Q.C.*, for the respondent.

From C.P.D.]

[April 4.

MORROW *v.* CANADIAN PACIFIC R.W. CO.*Negligence—Contributory negligence—Evidence—Onus of proof—Jury.*

In an action tried by judge and jury to recover damages for negligence where contributory negligence is set up as a defence, the onus of proof of the two issues is respectively upon the plaintiff and the defendant; and though the