

defendants from dealing with or disposing of a large quantity of lumber lying in La Cloche lake, and restraining them from removing from the timber limits in question in the action any white pine timber, and from selling or disposing of any white pine timber cut upon the limits until some 678,808 feet claimed by the plaintiffs have been delivered to them. SUTHERLAND, J., after setting out the facts, said that it would be impossible for him upon an application of this kind, to pass upon the question whether the plaintiffs had or had not lost their rights under the contract in question in the action, or whether they had any personal remedy under it against the defendants. To grant an interim injunction, on the material filed, might result in serious damage and possibly in permanent loss to the defendants; while, on the other hand, it would look as though any claim the plaintiffs might have would be reasonably protected by the timber now cut and uncut upon the limits in question. In such circumstances, he was unable to see his way to continue the injunction. The trial of the action could take place in the autumn, and should be expedited. Motion enlarged until the trial, and costs thereof to be disposed of by the trial Judge. H. H. Dewart, K.C., for the plaintiffs. W. Bell, K.C., for the defendants.

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