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 REPORTS AND NOTES OF CASES.
 

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 Province of Ontario.
 

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 COURT OF APPEAL.
 

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Falconbridge, C.J.K.B.]

[March 14.

HOLDEN v. TOWNSHIP OF YARMOUTH.

*Municipal corporation—Railway crossings—Liability to repair—Railway companies.*

By s. 611 of Municipal Act, R.S.O., c. 223, first introduced into the Municipal Act in 1896, no liability is now imposed on a municipal corporation by reason of want of repair of railway crossings through there being too high a grade and the omission to fence, the obligation therefor being under s. 186 of the Railway Act, 51 Vict., c. 29 (D) imposed on the railway company.

Where, therefore, under s. 186 the approach to a railway crossing must not be more than one foot rise or fall for every twenty feet of the horizontal length of such approach, unless a good and sufficient fence shall be made by the railway company on each side thereof, while the grade line was four feet without any fences, no liability is therefor imposed on the municipality.

*Aylesworth, K.C., for municipality. Riddell, K.C., for plaintiff.*

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 ELECTION CASES.
 

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 COURT OF APPEAL.
 

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MacLennan, J.A., Falconbridge, C.J.K.B.]

[March 18,

IN RE EAST MIDDLESEX PROVINCIAL ELECTION.

ROSE v. RUTLEDGE.

*Parliamentary elections—Corrupt practices—Agency—Delegates to nominating convention—Authorization—Treating—Meetings of electors—Treating by "candidate"—Previous habit of treating—Rebuttal of presumption—Absence of corrupt intent.*

The respondent was nominated as a candidate for election as a member of the Legislative Assembly for Ontario by a party convention, and in acknowledging and accepting the nomination he said: "There are three