estate of his deceased wife, disallowed the husband's claim to certain lands that stood in her name for want of corroboration, his finding should not be disturbed. *Finch* v. *Finch*, 23 Ch. D. 271, and *In re Hodgson*, 31 Ch. D. at p. 183, followed.

2. Payments for taxes, registration fees and other expenses connected with the wife's lands made in her lifetime by the husband of his own accord, and without the knowledge of the wife were properly disallowed.

3. A husband cannot recover from his wife's estate money disbursed for the expenses of her funeral unless she has charged them by will upon the estate, or unless there is some statute making such expenses a charge upon her separate estate. *In re Lea*, 1 W.L.R. 460, followed. *In re McElyn*, 33 Ch. D. 575, not followed.

Ferguson, K.C., for plaintiff. *Coyne* and *A. C. Campbell*, for defendants.

Macdonald, J.] [March 7.

SCHULTZ *v.* LYALL MITCHELL Co.

Jury—Workmen's Compensation for Injuries Act—Joinder of another cause of action.

Under s. 59 of the King's Bench Act, a plaintiff suing under the Workmen's Compensation for Injuries Act, has a right to have the action tried by a jury without an order to that effect, and he does not lose that right by adding a claim for damages at common law independently of the Act, though the latter cause of action is one of those in which an order of a Judge for a trial by jury must be obtained.

Macalpine, for plaintiff. *Anderson*, K.C., for defendants.

Mathers, C.J.] LARENCE *v.* LARENCE. [March 21.

Crown patent—Law of descent of land in Manitoba prior to creation of province—Dominion Lands Act—Meaning of word "province" in Dominion legislation—Construction of statutes—Error or oversight in.

By an amendment to the Dominion Lands Act, 60 & 61 Vict. c. 29, it is enacted as follows: "Where patents for any lands have been or are hereafter issued to a person who died or who hereafter dies before the date of such patent, the patent in such case shall not therefore be void, but the title to the land designated therein and granted or intended to be granted thereby shall become