

PROHIBITION.

See DIVISION COURTS, 1, 3.

PROMISSORY NOTES.

See BILLS OF EXCHANGE AND PROMISSORY NOTES.

PUBLIC SCHOOLS.

1. *Formation of school sections—Map of—Evidence of—Land belonging to one school section assessed to another section—R. S. O. ch. 225, sec. 11—Rolls finally passed—R. S. O. ch. 180, sec. 57.*—As evidence of the formation of school sections in a township by the municipal council thereof a rough sketch or map designated "school section map township of B," but without signature, seal, or date, having the appearance of being very old and there being no other map to be found, was produced from the proper custody. In 1888, before this action was commenced, but after the beginning of the agitation which gave rise thereto, the municipal council passed a by-law "to make alterations in school section map," and authorized the clerk to correct the map, etc.; and that when any difficulty arose as to boundaries of school sections recourse was had, at least in some instances, to this map:—

Held, that the map must be assumed to be drawn in pursuance of section 11 of the "Public School Act," and therefore afforded evidence of the original division of the township into school sections by the township council.

Plaintiffs complained that for the years 1883 to 1887 certain lots which formed part of their section had not

been so assessed, but had been assessed as school section 23, and the taxes thereon levied and paid over to section 23, and that plaintiffs were entitled to be paid these taxes either by the township or by section 23. In each of these years, so far as regards this matter, the rolls were finally passed by the Court of Revision and certified by the clerk, etc.:—

Held, that the plaintiffs could not now maintain such claim, for they were bound by section 57 of R.S.O. ch. 180 (1877), under which the rolls as finally passed by the Court of Revision, etc., were valid and binding on "all parties concerned," the plaintiffs coming within that designation, but apparently they were not entitled to the notice provided for by section 41 of that Act. *Trustees for School Section No. 24 of Burford v. Corporation of Burford and Trustees for School Section No. 23 of Burford*, 546.

2. *High schools—Incorporated town in judicial district—Right to appoint high school board, and erect school—Necessity of appointment by by-law—Proof of ownership of land—Appropriation of money.*—On a motion to continue an injunction to restrain the corporation of a town in a judicial district from paying over to the high school board of said town, and the said board from receiving, the sum of \$15,000 raised by by-law of said town, for acquiring a site and erecting a high school thereon:—

Held, that under the provisions of secs. 4 and 10 of R. S. O. ch. 226, taken in connection with sec. 1 of 50 Vic ch. 64 (O.), incorporating the said town, the corporation were authorized to appoint a high school board therefor, and to pass the by-law for the erection of said school;