

THE
ONTARIO WEEKLY REPORTER.

(TO AND INCLUDING MAY 24TH, 1902.)

VOL. I.

TORONTO, MAY 29, 1902.

No. 20.

MAY 16TH, 1902.

C. A.

CANADA ATLANTIC R. W. CO. v. CITY OF OTTAWA.

Railways—Right to Cross Streets—Permission of Railway Committee of Privy Council—Necessity for Expropriation Proceedings.

An appeal by the defendants from the judgment of BOYD, C., 2 O. L. R. 336.

A. B. Aylesworth, K.C., and Taylor McVeity, Ottawa, for appellants.

F. H. Chrysler, K.C., for plaintiffs.

THE COURT (OSLER, MACLENNAN, MOSS, J.J.A.) dismissed the appeal with costs, following their recent decision in *Montreal and Ottawa R. W. Co. v. City of Ottawa*, *ante* 349.

Taylor McVeity, solicitor for appellants.

Chrysler & Bethune, Ottawa, solicitors for respondents.

MACLENNAN, J.A.

MAY 16TH, 1902.

C. A.—CHAMBERS.

CENTAUR CYCLE CO v. HILL.

Execution—Leave to Issue Notwithstanding Appeal—Special Circumstances—Rule 827 (2).

Motion by plaintiffs for leave to issue execution upon the judgment of BOYD, C., *ante* p. 229, notwithstanding the