

LAW STUDENT'S' DEPARTMENT.

EXAMINATION QUESTIONS.

SECOND INTERMEDIATE.—HONORS.

Real Property.

1. What methods are there of mortgaging leasehold property? Which is the most advantageous to the mortgagee? Explain.
2. Can a married woman make a valid devise of lands?
3. What was the question at issue, and what was the decision in *Doe dem Anderson v. Todd*?
4. What is a rack-rent?
5. Can a testator bar his widow's dower in any manner by his will? Explain fully.
6. What are the provisions of the Ontario Statute as to actions by and against the representatives of a deceased person for injury done to real estate?
7. It is sometimes said that the Statute of Frauds was not intended to apply to deeds, and therefore that signing is not necessary for a deed. Is there any special reason for or against signing in Ontario?

CERTIFICATE OF FITNESS.

Mercantile Law and Statutes.

1. Discuss briefly the circumstances necessary to constitute a partnership between two or more individuals, with special reference to any statutory enactments on the subject.
2. A promissory note made by A to the order of and endorsed by B, promising to pay \$500 on 24th May inst., is dishonored. State accurately the necessary steps to be taken in order to bind B, distinguishing the same from expedient steps, giving grounds for your answer, and with special reference to any statute law involved.
3. State in general terms the steps necessary to be taken to secure a loan of \$500 by mortgage upon one of our lake steamers, with reasons for the steps so to be taken.
4. Define Bottomry, Respondentia, Charter party, and Bill of Lading.
5. Point out any difference in principle between the contracts of Fire and Life Assurance, and mention any restriction placed on the condi-

tions of a Fire Policy, and the means provided for enforcing such conditions.

6. A merchant is indebted to several persons and secures one of them by chattel mortgage on his whole stock-in-trade, representing his total assets. To what extent would this mortgage, supposing it formally correct, be valid, and why?

7. What effect will the negotiation of a Bill of Lading have on the right of Stoppage *in transitu*? Give reasons for your answer.

8. Give any statutory requisites of the sufficiency of a contract of sale of goods over \$40 in value, referring as nearly as you can to the Statutes relating to the same.

9. Give a brief sketch of the practice in obtaining judgment under Rule 80 of the Judicature Act.

10. To what extent is misdirection on a point of law or improper rejection of evidence by the judge presiding at the trial of an action a ground for a new trial? How was it at Common Law, and how has the change, if any, been brought about?

CALL TO THE BAR.

Real Property and Wills.

1. What are the rules to be observed as to the commencement of the abstract of title to land? Explain fully.
2. Where there is no stipulation in the contract of sale, is it the duty of the vendor, or of the purchaser, to prepare and get executed the conveyance? At whose expense is it prepared, and at whose expense is execution procured?
3. What is the effect of the recitals upon the operative part of a conveyance?
4. What is the effect of a statutory discharge of a mortgage in fee simple made by a tenant in tail?
5. What becomes of property directed by a testator to be converted, which remains undisposed of by the will? Explain.
6. What are the rules of construction of devises, and bequests upon conditions?
7. Is it necessary to the valid execution of a will under the Wills Act of Ontario that the testator should actually see the witnesses thereto write their names upon the will as witnesses. Give your reasons.
8. A presents a mortgage of lot No. 1 to the Registrar for registration. The latter receives