

moneys, and of drawing cheques both for their own purposes and for payments to the Post Office. The bank had notice that their customers were letter receivers, and drew cheques for Post Office purposes. The bank having gone into liquidation, the crown claimed payment in priority to other creditors of the bank of the balance due on the letter receivers' account in respect of Post Office moneys, and it was held by Chitty, J., following *Rex v. Ward*, 2 Ex. 301 *u.*, that the claim was well founded.

PRACTICE--DISCOVERY--TRANSCRIPT OF SHORTHAND NOTES--PRIVILEGE.

The short point of practice disposed of by North, J., in *re Worswick, Robson v. Worswick*, 38 Chy. D. 370, is that the transcript of shorthand notes of proceedings in open court, is not privileged from production, and it makes no difference whether the notes in question were taken by the party called on to produce them, or by a stenographer for him or by his solicitor, counsel, or the solicitor's clerk.

SATISFACTION--ADEMPTION--LEGACY--DEBT.

In *re Fletcher, Gillings v. Fletcher*, 38 Chy. D. 373, North, J., held that where a testator, who at the date of his will owed his wife £625, and by his will bequeathed her a legacy of that amount; and subsequently in his lifetime paid her the debt, that the widow was not entitled to the legacy.

PRACTICE--PLEADING MATTER SINCE WRIT--ORD. 24 R. 3--(ONT. C. R. 440)--CONFESSION OF DEFENCE--JUDGMENT FOR COSTS.

In *Bridgetown v. Barbadoes*, 38 Chy. D. 378, the defendants pleaded a matter of defence arising after action brought, and the plaintiffs therefor filed a confession of such defence and signed judgment for their costs, which judgment on the application of the defendants was set aside by North, J., on the terms of the defendant withdrawing the defence arising after action.

PRACTICE--COSTS OF MOTION--ADJOURNED TO TRIAL.

In *Gosnell v. Bishop*, 38 Chy. D. 385, Kekewich, J., held that where an action was dismissed at the trial with costs, the defendant was entitled to tax as part of his costs of the cause, the costs of a motion for an interim injunction adjourned to the trial, but not then brought on.