

**STREET RAILWAY.**

*Neglect to Sound Gong—Right of Way over Street.*—See NEGLIGENCE, 3.

**SURETY.**

See PRINCIPAL AND SURETY.

**SUBROGATE COURTS.**

*Grant of Letters of Administration by, Cannot be Revoked by High Court.*—See HIGH COURT OF JUSTICE.

**TENANT.**

*Right to Fixtures.*—See LANDLORD AND TENANT, 1.

**TRUSTEE.**

*Appointment of, to School Board.*—See PUBLIC SCHOOLS, 1.

**VENDOR AND PURCHASER.**

*Contract to Buy from Administrators—Execution—Priority.*—The administrators of an insolvent deceased person contracted to sell some of his lands. Subsequently to the contract a creditor who had obtained a judgment against the deceased in his life time issued execution thereon under an *ex parte* order therefor against the estate in the hands of the administrators:—

*Held*, that the execution formed no charge or encumbrance on the lands contracted to be sold.

Orders should not be made *ex parte* allowing issue of execution

against goods of a testator or intestate in the hands of an executor or administrator. *In re The Trusts Corporation of Ontario and Behmer*, 191.

**VOLUNTARY SETTLEMENT.**

See FRAUDULENT CONVEYANCE.

**VOTERS' LIST.**

*Irregular Addition of Names to.*—See MUNICIPAL ELECTIONS, 2.

**WARRANT.**

*Of Arrest, Costs of.*—See JUSTICE OF THE PEACE, 2.

*Defective.*—See EXTRADITION.

**WATER AND WATER-COURSES.**

1. *Easement—Artificial Stream—Dominant Tenement—Servient Tenement*—R. S. O. ch. 111, sec. 35.]—The owner of a servient tenement who takes water by an artificial stream from the dominant tenement, created by the owner of the latter for his own convenience for the purpose of discharging surplus water upon the servient tenement, acquires no right to insist upon the continuance of the flow, which may be terminated by the owner of the dominant tenement: and the fact that the burthen has been imposed for over forty years does not alter the character of the easement and convert the dominant into a servient tenement.