

company had not sued and did not intend to sue the defendants in Ontario, but had brought an action in London, England. They objected to any order being made for the purpose of compelling them to litigate their rights in Ontario. A deposit of deeds with the defendants was made at Dawson City, with a direction as to the disposition of them; the money in question was deposited in London, England, and none of the parties had any dealings with each other in the Province; the defendants, however, were sued here by the plaintiff.

*Held*, that it was not convenient or proper to make an interpleader order; and *semble*, there was no jurisdiction to make one.

*In re Confederation Life Association and Cordingly*, 19 P.R. 16, *Credits Gerundeuse v. VanWeede*, 12 Q.B.D. 171, and *Re Benfield and Stevens*, 17 P.R. 339, referred to. Appeal dismissed with costs.

*J. Greer*, for defendants. *D. O. Cameron*, for plaintiff. *W. H. Blake*, for other claimants.

Rose, J.]

McCUARGH & CONNOR.

[Dec. 16, 1899.]

*Injunction—Motion to dissolve—Practice.*

When an injunction is granted to a day certain and requires a motion to continue in order to extend it beyond such a day, a motion to dissolve is improper, except where it is desired to get rid of the interim order before the day named.

*J. H. Moss*, for plaintiff. *Rowell*, for defendant. *Corley*, for Rat Portage Lumber Co.

MUNICIPAL LAW.

REG. 7, ST. JOHN.

*Liquor License Act—Meaning of the word "liquor".*

The words "any description of liquor whatever," in s. 78 of the Liquor License Act, R.S.O., c. 245, do not include non intoxicating liquor.

Hamilton, Nov. 15, 1899—Snider, Co. J.

One Bowman, a person apparently under the age of twenty-one years, was supplied with ginger ale by Wellington St. John, on his licensed premises in Hamilton, for which he was convicted by Police Magistrate Jelps, under s. 78 of the Liquor License Act, which forbids a licensee supplying such a person with "any description of liquor whatever."

There was an appeal from this conviction to the judge of the County Court of Wentworth.

*Haverson*, for appellant. *Crevar*, Q.C., contra.

SNIDER, Co. J.—This appeal is not against the finding of facts, but against the learned Magistrate's construction of the words "any description