

expression with this meaning, but sought to attribute to it a totally different signification. He is precluded from saying that he did accept the words as he knew McLeod intended them, because in his letter he has stated otherwise.

The action fails, and must be dismissed with costs.

A reference was asked to ascertain damages under the undertaking given upon the injunction motion. The defendants are content to accept the demurrage upon the railway cars. Two cars were necessary. The demurrage is two dollars upon each for the first day and three for each subsequent for each car. This would make a total of \$62, which I allow.

This case is an admirable example of the advantage of speedy trial in cases of this character. The dispute arose on the 21st April, the writ was issued on the 23rd, and the case has been disposed of in ten days' time.
