

THE
ONTARIO WEEKLY REPORTER

(TO AND INCLUDING JANUARY 7TH, 1905.)

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No. 1

FALCONBRIDGE, C.J.

DECEMBER 22ND, 1904.

WEEKLY COURT.

RE LEVINSKY AND HALLETT.

*Vendor and Purchaser—Sale of Land of Religious Society—
Religious Institutions Act—Meetings of Congregation—
Election of Trustees—Notice—Time—Advertisement—
Public Auction.*

Application by Louis Levinsky and others, trustees of the Jewish Synagogue in Toronto, known as the "Goel Tzedec," vendors, under the Vendors and Purchasers Act, for an order declaring that they were the properly appointed trustees of the said Jewish Synagogue, and as such were entitled to convey the lands in question, being lot 60 in Park Lane, in the city of Toronto, plan D 14, to the purchaser in fee simple.

By deed dated 9th July, 1886, the property in question was conveyed to Wolff Simons and four others, trustees of the Jewish Synagogue in Toronto known as "Goel Tzedec." No steps were taken to elect trustees in the place of Wolff Simons and others until 1904, when a notice calling a meeting of the congregation for 21st February, 1904, purporting to be given in pursuance of the Act respecting the Property of Religious Institutions, was affixed to the door of the Synagogue on 13th February, 1904. At this meeting five trustees were elected in the place of Wolff Simons and the others. At a subsequent meeting, called by letter addressed to members of the congregation, the offer of the purchaser was accepted by the congregation, but three of the trustees elected at the meeting of 21st February refused to execute the contract. A notice was given under the Act and affixed to the door of the Synagogue on 16th April, calling a meeting