

Notes on Exchanges and Legal Scrap Book.

COMMISSIONER—SOLICITOR STRUCK OFF ROLL.—Mr. Justice Stirling holds, in *Ward v. Gangee*, that where a solicitor was appointed a commissioner under 22 Vict., c. 16 (R.S.O. (1887), c. 62), and afterwards struck off the roll, he can still act under his commission.

PRESUMPTION OF DEATH.—A Scotch statute enacts that any person who has not been heard of for seven years may be assumed to be dead, and his heirs may enjoy his estate. If, however, the absentee should return within thirteen years, he may demand and receive it back.

STATUE, INJUNCTION TO RESTRAIN ERECTION.—In *Schuyler v. Curtis* (N.Y. Sup. Ct.) the erection of a statue of a deceased person was enjoined in a case where the deceased had always been a private citizen and not a public character. "Presumptively every person remains a private citizen until he voluntarily takes some step, such as becoming a candidate for public office, or publishing or exhibiting literary or artistic productions, which makes him a public character. A person does not surrender her status as a private citizen by merely engaging in private works of philanthropy."

ADVERTISEMENTS IN GERMAN.—An interesting decision has just been given by Chancellor McGill, of New Jersey. Recently ex-Judge Blair, as a special master, made a sale of some property. The Chancellor has refused to confirm the sale because ex-Judge Blair advertised it in a German newspaper. The legislature of New Jersey last winter passed a law making it mandatory in all judicial land sales to publish an advertisement in one German newspaper. Under this law ex-Judge Blair inserted an advertisement in one English paper and one German paper. The Chancellor decided that the law had not been complied with; that the advertisement in the German paper should have been printed in English. He quotes from 4 and 6 Geo. II., which provides that all judicial proceedings after 1733 shall be published in the English language. Prior to that date they were published in Latin. The Chancellor ordered another sale, and it will be advertised in accordance with his decision.—*N.Y. Law Journal*.

WILL WITNESSES.—Has it ever struck you that your reputation as a practising solicitor is liable to suffer from a little want of care on your part concerning the selection of witnesses to a will in the execution of which you are concerned? If you will bear with us for a short time, we think that we shall convince you that this may readily happen. You have prepared a will according to the instructions of a testator, who, not being sufficiently well to come to your office to execute it,