

fraud on the other creditors. Can he succeed? Reasons.

9. Discuss the several rights of vendor and vendee in a case of contract for the sale of lands where there is a misdescription of the property to be conveyed.

10. State the law as laid down by Mr. Justice Story as to the relief granted in cases of mistake of law and fact under submission to arbitration.

REAL PROPERTY AND WILLS.

1. The Conveyancing Act enacts (1) that it shall not be necessary to use words of inheritance in a conveyance, etc.; (2) that in certain cases covenants shall be implied in a conveyance. State these circumstances, and criticise and show the objections to both enactments.

2. What is the present state of the law as to the validity or invalidity of conveyances by married women with defective certificates?

3. Where no provision is made in a will or settlement for the appointment of new trustees in the place of those retiring, dying, or refusing to act, how may they be appointed without resorting to an application to the court? How do you procure the estate to be vested in them?

4. An insured house is burned pending a contract for sale. The agreement makes no provision as to the insurance. Who is entitled to the insurance money? How does it effect the rights and liabilities of vendor and purchaser respectively?

5. Upon the death intestate of the owner of the property after 1st July, 1886, the only child being of full age sells the timber on the property to A B, who removes it. Administration is afterwards taken out by a creditor. Will an action for trespass to land lie against A B by the administrator? If not, what redress, if any, has he? Explain fully.

6. What is the law as to the use of special conditions of sale by fiduciary vendors? Explain fully.

7. What are the liabilities and duties of an auctioneer selling lands (1) with respect to the terms of sale; (2) with respect to the deposit and purchase money?

8. Since the Devolution of Estates Act, can the devisee of a mortgaged estate require the mortgagee to be paid of out of the general estate for his benefit? Explain fully.

9. In examining a title you find a discharge of mortgage in statutory form signed by one only of two executors. Would you accept it as sufficient? If not, what further information or conveyance would you require? Would it make any difference whether the mortgage was made to the testator or to the executors?

10. A devise is made to A B in tail, but if he marries, the estate is to go to C D in fee simple. Construe this devise.

Miscellaneous.

THE LATEST DECISION.—Mr. Beach was once arguing a motion before his brother-in-law, Judge Rosekrans, in which the judge said he was against him; but Beach continued arguing and cited an authority, which he pronounced the very latest. "You are mistaken, Mr. Beach," said the judge; "there is a later one the other way." "I am not aware of any such decision," said the eminent lawyer. "Oh, yes," sweetly replied the judge; "the one I made in this case ten minutes ago. Any other motions, gentlemen?"

A JUDGE presiding over one of the Paris courts was recently removed from his office for two very curious offences. It appears that, after examining a witness for several hours in his court, he invited the witness to dine with him at a neighbouring restaurant. Plying him there with wine, the judge put a number of questions to his guest, and having drawn out of him certain damaging facts, forthwith caused his arrest. His other offence was still more flagrant. He talked by telephone to a witness, pretending that he (the judge) was one of the persons accused in court, and so led the witness to betray himself and his accused friend. No wonder that he was deemed no longer fit to act as a judge.

THE tales in Lord Westbury's life are in the mouths of lawyers as household words, and the biographer does not always give the best version. Bethell said to (not of) a judge who, after hearing the argument, said he would reserve the point in order to turn it over in his mind: "May it please your lordship to turn it over in what your lordship is pleased to call your lordship's mind"—not that the judge