

Doctor will rush off to friend Erskine, and I will have to pony up for the damage; because, as that rascal John was driving on his master's business, it matters not that he disobeyed his express orders in going out of his way, or made a detour to please himself.<sup>1</sup> A master is liable, also, if his servant while doing his work acts in a reckless or passionate manner, and inflicts unnecessary and unjustifiable injury."<sup>2</sup>

"Yes, but Eldon dear," continued my wife, "it was not on his master's business, it was on mine."

"Stupid, what difference does that make?" replied I, impatiently; and then seeing that my wife did not like the adjective, I added more feelingly, but rather vaguely, "Don't you see, I'm his master, you are mine, and so must be his also."

"Heigh-ho!" sighed the wife of my bosom. "But I have not told you all. After the collision the horse ran against an old man who was walking along the street, knocked him down, and hurt him: but, of course, he had no right to be on the road when there was a good sidewalk for him."

"Of course he *had* a right to be on the road just as much right there as the horse and sleigh had, even though he were sick and infirm; and it

<sup>1</sup> *Limpus v. London Omn. Co.*, 1 H. & C. 526; *Joel v. Morrison*, *supra*; *Mitchell v. Cresweller*, 13 C.B. 237; *Seymour v. Greenwood*, 7 H. & N. 356; *Venables v. Smith*, L.R. 2 Q.B.D. 279,

<sup>2</sup> *Cohen v. Dry Dock, &c.*, R.R., 69 N.Y. 170; *Rounde v. Delaware, &c.*, R.R., 64 N.Y. 129; *Hawes v. Knowles*, 114 Mass. 518.