

Appeals by the defendants from the judgment of FALCONBRIDGE, C.J.K.B., 17 O.W.N. 370.

The appeals were heard by MULOCK, C.J.Ex., RIDDELL, SUTHERLAND, and MASTEN, JJ.

A. C. McMaster, for the Arena Gardens Limited, appellants.

R. T. Harding, for the individual defendants, appellants.

W. R. Smyth, K.C., for the plaintiffs, respondents.

The judgment of the Court was read by RIDDELL, J., who said that it was obvious that there was in reality no question of law involved, when the facts were understood; and with the findings of fact at the trial the Court could not interfere unless convinced that they were wrong.

With the estimate of the credibility of the witnesses formed by the Chief Justice, who saw them, and with the assistance of the correspondence, there did not seem to be any ground for interfering with the findings at the trial.

*Appeal dismissed with costs.*

SECOND DIVISIONAL COURT.

OCTOBER 22ND, 1920.

\*TOURANGEAU v. TOWNSHIP OF SANDWICH  
WEST.

*Arbitration and Award—Liability of Township Corporation for Injury to Sheep by Dogs—Dog Tax and Sheep Protection Act, 1918, 8 Geo. V. ch. 46, sec. 14 (1), (2)—Investigation by Sheep-valuers—Finding as to Amount of Damages—Appeal by Owner to Minister of Agriculture—Appointment of Investigator—Finding of Investigator—Increase in Amount of Damages—“Arbitrator”—“Award”—Misconduct of Arbitrator—Hearing only one Party to Dispute—Effect as to Award—Ground for Setting aside—Award Good on its Face—Action on Award.*

Appeal by the plaintiff from the judgment of the County Court of the County of Essex.

The plaintiff claimed damages from the defendant township corporation because of the killing and injuring of certain of his sheep by dogs the ownership of which was unknown. The town-

\* This case and all others so marked to be reported in the Ontario Law Reports.