

of the family in nursing their injured relative are recoverable by him against the tortfeasor. In the case referred to, it was held that an injured person might recover the reasonable value of nursing given him by a widowed daughter who lived with him, although there was no express contract between him and his daughter that she should be compensated. There is of course no difficulty where services are rendered by persons who are not members of the family, but there is where they are. In the United States Courts the weight of authority appears to be in favour of the view that a plaintiff can recover as expenses incurred the value of services rendered by members of his family in nursing him in the absence of any express agreement on his part to pay therefor. This rule goes so far as to include the services of the wife. The trial judge in *Crosc v. Railroad*, 102 Wis. 196, said:—"The defendant is not entitled to the services of a man's wife, and her services belong to her husband (the plaintiff). If she has been compelled to nurse him in consequence of the injury, I see no reason why it is not a proper charge." The Supreme Court of the State sustained this ruling, saying that "the defendant should not be allowed to profit by reason of the loving care of the wife."

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We are glad to see that the legal profession in New Brunswick has awakened, and apparently with some purpose, to the disadvantages arising from the antiquated legal procedure still prevailing in that Province. One is only surprised that the reforms which have taken place in England and the other English speaking Provinces of the Dominion have not as yet touched New Brunswick. Mr. H. A. Powell, K.C., recently discussed the subject before the Barrister's Society in a somewhat exhaustive address, urging the adoption of a Judicature Act similar to that prevailing in other places. The benefit of uniformity in procedure is so apparent that it is unnecessary to dilate upon it. As both Bench and Bar seem to be in favour of the modern system, there can be no doubt but that the change will soon be made.