

manner as moneys of ordinary suits in the Court of Chancery. The certificate of payment was as follows: "The Canadian Bank of Commerce, Toronto, 16th day of November, 1878.—\$1,000. *Re* North Riding County of York Election, 1878. This is to certify that William C. Oliver and Abram L. Taylor have this day paid into this bank, to the credit of this account in the Court of Chancery in Ontario, the sum of one thousand dollars."

Mr. D'Alton McCarthy, Q.C., for the respondent.

Mr. G. D'Arcy Boulton for petitioner.

BLAKE, V.C.—This is not an objection to the petition. The main object sought by the Act is to have \$1,000 deposited to answer any order that may be made as to costs or otherwise. This has been done. The money came virtually to the hands of the clerk, and he directed its deposit in the court, and it found its way there. The only irregularity then is, that the money was deposited to this particular account, but not headed with the general statement, "The Dominion Controverted Elections' Account of the Court of Chancery." Here the deposit was in the shape of a Dominion note.

The Act says, "the Clerk of the Court shall give a receipt for such deposit, which shall be evidence of the sufficiency thereof."

I overrule the objections, but I will not do so with costs.