

Held, that the plaintiff, by giving a false address, entitled the defendants to move for security for costs, and it lay on the plaintiff to show that his misstatement was not made *malâ fide*. That being shown, the plaintiff would be driven to amend, or the defendants would be entitled to the order. But the plaintiff could not amend by substituting Collingwood, for he did not reside there at the date of the writ, and the defendants would have been entitled to the order but for the plaintiff's subsequent return to the jurisdiction. And

Held, following *Redondo v. Chaytor*, 4 Q.B.D. 453, and *Ebrard v. Cassier*, 28 Ch.D. 23., that where a foreigner comes within the jurisdiction, pending a motion for security for costs and before judgment, although for the temporary purpose of enforcing his claim by action, he cannot be called upon to give security.

The motion for security was refused, without costs to either party, and leave was reserved to the defendants to apply again if the plaintiff should go to reside out of the jurisdiction before the termination of the action.

W. B. Raymond for the plaintiff.

W. R. Riddell for the defendants.

THE MASTER'S TREES.

(*Vide* 19 A. R. 537.)

Within the Master's garden stood a weeping willow tree,
 Beneath whose shade full oft he sat in sportive jollity,
 There sheltered from the sun's fierce beams and from the moon's soft ray
 He calmly viewed the sylvan scene which there before him lay.
 And on his boulevard also stood another gallant tree,
 Whose sweeping boughs well dight with leaves did please him mightily;
 But as the Master slept in peace one day in Morpheus' arms,
 Along there came a reckless man obtuse to sylvan charms;
 Assuming to be armed with all the necessary powers,
 He cut and slashed and hacked and chopped the Master's leafy howers.
 But when the Master woke from sleep and saw the damage done,
 He swore a mighty oath, and said, "I'll unto justice run,
 And from the court I'll seek relief in damages," said he,
 "For this hacking and this chopping of my weeping willow tree."
 The suit was brought and fiercely fought in court of low degree,
 And judgment for the plaintiff went for dollars seventy.
 Then to the court of high appeal and learned judges three
 The base defendants took the case of that poor willow tree;
 And there they strove with might and main to get the court to see
 Some reason why they shouldn't pay for chopping of the tree.
 Now when the court in judgment sat 'twas curious to see
 How small a matter it will take to make them disagree;
 For two were clear that for the tree which on the boulevard grew
 The plaintiff had no right at all for damages to sue;