

REVIEW, PETITION OF.

See "Practice," 1.

REVIVOR, MOTION TO DISCHARGE ORDER FOR.

See "Practice," 3, 4.

RIGHTS OF CREDITORS.

See "Married Woman's Act."

RIPARIAN PROPRIETORS.

In 1844 a mill site was conveyed to the defendant, "with the privilege of keeping the dam thereon at all times hereafter at its present head or height, but no higher;" and in 1849 the defendant erected a new dam lower down the stream. This new dam was of the same height as the old dam; but the defendant placed on the dam movable stop logs to enable him to make use of the surplus water, which would otherwise flow over the dam. By experiments it was shewn that if these stop logs were not removed when the defendant's mill was not working, but in that case only, the water would be raised on the lands of the plaintiff to the extent of at $\frac{1}{4}$ inches; the defendant, however, always had removed logs when his mill was not working.

Held per Curiam, that under these circumstances the plaintiff was not entitled to an absolute injunction against the use of the stop logs.—[DRAPER, C. J., VAN KOUGHNET, C., and SPRAGGE, V. C., dissenting.]

Beamish v. Barrett [In Appeal] 318

SCHOOL TRUSTEES.

See "Principal and Agent," 1.

SECURITY FOR COSTS.

On an application for security for costs, it appeared that the plaintiff, though a resident of Canada, was in such circumstances as not to be good for the costs of the suit, should it go against him; that other persons were greatly interested in the subject matter thereof; that the plaintiff's success would materially benefit them; and that the defendant had already