

Questions and Answers.

Miscellaneous.

Interests in Estate.

1. If a girl or a young widow without a family has an estate (a home, money and land,) and marries a man without money and has a family and dies without a will are the husband and his children legal heirs?

2. If so, how much of the estate belongs to the husband and his family? Ontario.

Ans.—1. Yes.

2. The whole, subject to the payment of debts and expenses of the taking out of letters of administration and the winding-up of the estate; the husband taking one third of such net estate, and the children the rest in equal shares.

Landlord and Tenant.

1. Can a renter of land compel the landlord to furnish water where there is no improvement mentioned on the lease?

2. Can the renter have the well cleaned at the the landlord's expense?

3. Can the renter claim any damage for being without water for cattle and loss of time driving cattle to another man's farm?

4. Can the landlord be compelled to keep a proper line fence for a renter. No improvement mentioned on lease?

5. Can a renter dig for water on the farm at the owner's expense without permission?

Ontario.

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Ans.—We would answer all your questions in the negative.

Spurges.

What is the name of the enclosed plant? Is it hard to get rid of? W. E. K.

Ans.—The two leafless stems with branches at the top like parasol ribs are spurges, most likely the species popularly known as sun spurge or wart-weed (the juice had an unestablished reputation for causing or curing warts. I am not sure which) in the botany as *Euphorbia helioscopia*. It is an annual weed of cultivated ground with a slightly poisonous milky juice. It disappears when subjected to short rotation of crops. The chief reason why it remains to trouble moderately careful gardeners in some localities is that its small greenish flowers escape notice and its seeds are shed before the plant reaches apparent maturity. Hand-pulling and hoeing if done early enough in the season easily holds it in check. J. D.

Purchase of Horse.

A bought a horse from B, which he recommended as kind and suitable for any kind of work, giving him notes for six months. A took the horse home. After harnessing he found it to be tricky and refuses to work and A immediately took him back to B, who was not home at the time, and tied him in the stable. Later he demanded note from B who refused to give it up unless A paid him \$50 damages and saying if A would again take horse he would throw \$25 off price. A refused to take the horse or pay the damage demanded, and B still has the note threatening to charge A up with the feed of horse as well as to collect note at maturity.

1. Must A under the circumstances pay the note?

2. Why did B offer to throw \$25 off the price of horse if A would again take horse?

3. How should A proceed to recover note, if he has not got to pay it? B claims horse was always kind with him while A has a witness that he balked while being tried. No witnesses were present while sale of horse was made. Ontario.

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Ans.—1. Yes.

2. It was simply by way of negotiation of settlement.

3. You cannot legally compel a return of the note; and what was said by B in commendation of the animal would not amount to a warranty for the breach of which you could recover damages. And even as to what was said at the time, you might be in difficulty seeing that you have no witness to support your statement. On the whole, we think, you would do well to accept B's offer.



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