

We thus see a doctrine, which, in 1857, was repudiated by so high an authority as Sir A. Cockburn, C.J., as a new departure and judicial legislation, definitely affirmed by the highest court in Great Britain, as an independent and unimpeachable rule of English law.

The doctrine of *Collen v. Wright* that an agent who makes a contract on behalf of his principal is liable to the other contracting party for a breach of an implied warranty of his authority to enter into the contract, has been held not applicable to a public servant acting on behalf of the Crown: *Dunn v. Macdonald* (1897) 1 Q.B. 401, 555.

"The liabilities of public agents," said Lopes, L.J., "in contracts made by them, in their public capacity, are on a different footing from the liability of ordinary agents on their contracts. In the former case, unless there is something special which would be evidence of an intention to be personally liable, an agent acting on behalf of a government is not liable for breach of a contract made in his public capacity, even though he would, by the terms of the contract be bound, if it were an agency of a private nature."

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Mr. J. C. Hamilton of the Toronto Bar has given to the public a very interesting volume, entitled, "Osgoode Hall Reminiscences of the Bench and Bar" (with illustrations). It deals mainly with men and manners anent the legal profession as it existed in old Upper Canada and Ontario. The Bar owes a debt of gratitude to Mr. Hamilton for this most interesting collection of information and incident contained in this book. It brings back to the older practitioners remembrances of days fast fading into the dim past; whilst to the younger ones it is a well written and interesting repertoire from which to learn something of the history and salient points of those with whose name they are more or less familiar. His sketches and anecdotes, some new and some old, bring these personages before us as living realities. The historical record which we have of the Bench and Bar of old Upper Canada is all too limited. Mr. Hamilton, with all his industry and research, has by no means exhausted the subject, but has laid a good foundation for himself or others to build upon.