

by patent. (2) Lands unalienated, by patent, on the 1st July, 1885, remain under the old law until brought under the provisions of the Act. (3) Lands brought under the Act become chattels real for the purpose of devolution at death, but are lands in other respects, and are not exigible under *fi. fa.* goods. (4) A person entitled to a patent for a homestead, or pre-emption, having received a certificate of recommendation for patent, countersigned by the Commissioner of Dominion Lands, may bring such lands under the operation of the "Real Property Act, 1885." *Taylor, J., diss.* (5) After application under the Act no deeds can be registered in the county registry offices. (6) Conveyances of lands, patented after the 1st July, 1885, in the statutory short form may be treated as substantially in conformity with the forms given in the Act.

CANADA P. L. & S. CO. v. THE MERCHANTS BANK. *Fixtures.* Articles not otherwise attached to the land than by their own weight are not to be considered as part of the land, unless the circumstances are such as to show that they were intended to be part of the land, the *onus* of shewing that they were so intended lying on those who assert that they have ceased to be chattels.

A machine complete in itself, unattached to the realty, but receiving motive power by a belt or pipe from some other machine does not lose its character as a chattel merely because it is used in a building, where a manufacture for which the machine was adapted, is carried on.

PLUMMER WAGGON CO. v. WILSON *Law Stamps.* A jury notice was filed without the usual \$12 in stamps being affixed. *Held*, regular, as the Act relating to stamps is *ultra vires*.

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