

contribute towards the support of the South York County Model School, situated at the town of Toronto Junction.

W.E. Raney, for plaintiffs.

C. C. Robinson, for defendants.

BRITTON, J.—The plaintiffs are entitled to the declaration as prayed. Toronto Junction is territorially within the limits of the county of York, but it is a separate town, within the provisions of the Municipal Act, and as a municipality is not under the jurisdiction of the county council. Is Toronto Junction part of the county of York, within the meaning of secs. 83 and 84 of 1 Ewd. VII. ch. 39, for educational purposes? That is to say, for the purpose of compelling the county of York to contribute to the maintenance of its model school, set apart by the board of examiners as one of the model schools of the county. The county board of examiners is a board appointed by the municipal council of the county. That board must have as one of its members the inspector of any town (within the county) separated from the county. That board has jurisdiction within the county as to the subjects (limited in number) with which it can deal. The board can set apart at least one public school in the county as a model school for the training of teachers. Such a school could be established by the board in a town (within the county), although separated municipally from the county. If the board could do this now, it follows that this model school in Toronto Junction, properly set apart as a county model school, continues such, notwithstanding the separation of the town municipally from the rest of the county. The word "county," in the Act, sometimes must be applied territorially and sometimes municipally. In this case the model school is a county school, although in the separated town. Judgment for plaintiffs with High Court costs.

Mills, Raney, Anderson, & Hales, Toronto, solicitors for plaintiffs.

C. C. Robinson, Toronto, solicitor for defendants.

LOUNT, J.

MARCH 18TH, 1902.

CHAMBERS.

RE ANDERSON.

*Will—Direction to Pay Debts out of Estate—Specific Devise of Personalty—Residuary Devise of Money and Securities for Money—Debts Payable out of Money.*

Originating notice, heard at London, by executors of John Anderson, deceased, for a direction as to the fund