

The
Ontario Weekly Notes

VOL. XVIII. TORONTO, JUNE 18, 1920.

No. 14

APPELLATE DIVISION.

FIRST DIVISIONAL COURT.

JUNE 8TH, 1920.

MORLEY v. FIDELITY TRUST CO.

Deed—Conveyance of Interest in Land—Deed Alleged to be Subject to Oral Agreement—Failure to Prove—Conveyance to Trust Company—Validity—Administration of Estate—Action—Parties.

Appeal by the plaintiff from the judgment of SUTHERLAND, J., 17 O.W.N. 373.

The appeal was heard by MEREDITH, C.J.O., MACLAREN, MAGEE, and FERGUSON, J.J.A.

D. L. McCarthy, K.C., and J. A. E. Braden, for the appellant.
J. M. McEvoy, for the defendant company, respondent.

E. W. M. Flock, for the defendant James Morley, respondent.

J. W. G. Winnett, for the defendant Frederick Morley, respondent.

THE COURT ordered that Hester Elizabeth Walker be added as a party defendant, and dismissed the appeal with costs.

SECOND DIVISIONAL COURT.

JUNE 8TH, 1920.

*RE HINTON AVENUE OTTAWA.

Highway—Street Shewn on Registered Plan—Closing of Part of Street—Registry Act, R.S.O. 1914 ch. 124, sec. 86—Order of County Court Judge—Owner of Lots Abutting on Street, Sold according to Plan—Necessity for Consent from—Lots not Fronting on Part of Street Closed and Owner not Deprived of

*This case and all others so marked to be reported in the Ontario Law Reports.

24—18 o.w.n.