

that Henderson had, by Cook's act, been enabled to hold the lot free from all claims of the plaintiffs—their lien not coming within the exception of the statute. The defendant Cook set up the Statute of Frauds; but the learned Judge said that it could not be successfully contended that, after the plaintiffs had taken possession of the lot, and, with the knowledge of and without objection by the defendant's agent, put up buildings of considerable value, such an objection could have weight. The plaintiffs, having been deprived of their lien by Cook's wrongful act, were entitled to a personal judgment against him. Action dismissed without costs as against the defendant Henderson. Judgment for the plaintiffs against Cook for \$1,700 and costs. A. G. Slaght, for the plaintiffs. G. A. McGaughey, for the defendants.

RE HORTOP—MIDDLETON, J., IN CHAMBERS—JUNE 18.

Lunatic—Committee—Bond—Action to Recover Debt.]—Motion by the committee of a lunatic for leave to withdraw a bond. Order made for delivery up of bond, a new bond being filed, and also authorising the committee to sue for the two debts mentioned in the report, if he is of opinion that there is a good chance of realising upon judgment being obtained, and his solicitor advises that there is a reasonable ground of action. R. U. McPherson, for the committee.

RE MONTGOMERY—MEREDITH, C.J.C.P., IN CHAMBERS—JUNE 21.

Practice—Application for Approval of Lease—Devolution of Estates Act, sec. 25 (b) — “High Court or a Judge thereof” — Forum.]—Motion by an administratrix for “the approval of the High Court or a Judge thereof,” under the Devolution of Estates Act, 10 Edw. VII. ch. 56, sec. 25 (b), of a lease of the real estate of the intestate for a term extending beyond the majority of the youngest of the infants entitled as heirs-at-law. Held, that the application should be made to the Court, and not to a Judge in Chambers. F. W. Harcourt, K.C., for the administratrix and the infants.