

The appeal was heard by MEREDITH, C.J.O., GARROW, MAC-LAREN, MAGEE, and HODGINS, JJ.A.

A. B. Cunningham, for the appellants.

A. J. Russell Snow, K.C., for the defendant, respondent.

THE COURT dismissed the appeal with costs.

JUNE 22ND, 1915.

MARSHALL v. DOMINION MANUFACTURERS LIMITED.

Company—Title to Shares—Amalgamation—Contract—Novation—Failure of Consideration—Evidence.

Appeal by the plaintiff from the judgment of MIDDLETON, J., 7 O.W.N. 808.

The appeal was heard by MEREDITH, C.J.O., GARROW, MAC-LAREN, MAGEE, and HODGINS, JJ.A.

The appellant, in person.

I. F. Hellmuth, K.C., and C. H. Ivey, for the defendants, respondents.

THE COURT dismissed the appeal with costs.

JUNE 23RD, 1915.

PEPPIATT v. REEDER.

Costs—Scale of—Taxation—Rent—Damages—Set-off—Appeal.

Appeal by the defendant from the order of SUTHERLAND, J., ante 517.

The appeal was heard by MEREDITH, C.J.O., GARROW, MAC-LAREN, MAGEE, and HODGINS, JJ.A.

J. J. Gray, for the appellant.

E. Meek, K.C., for the plaintiff, respondent.

THE COURT made an order directing that, if the appellant had any claim for rent, and established his claim before the Master on the reference, the amount thereof should be deducted from the plaintiff's damages; and, subject to that direction, dismissed the appeal with costs to the respondent, fixed at \$15.