

street, Toronto, and it was claimed that on June 3, 1918, he resigned and, with others, formed a new church.

The suit was for an accounting of all funds appropriated by the new Church.

Chief Justice Falconbridge, in his judgment says: "The case was argued before me on May 26, 27, 28, 29 and 30, and on June 2, 6 and 7, 1919.

"At the request of counsel I allowed written arguments to be put in, and most elaborate ones were handed to me on December 30.

"A judge cannot listen to witnesses for eight days without coming to a conclusion as to the merits of a case. I formed a strong opinion, but I was quite willing, with an open mind, to listen to further arguments.

"A very careful consideration of the arguments and authorities fails to remove the impression which I had in mind.

"It is unnecessary to go into particulars, the contentions of the parties being so fully set forth in writing.

"I find in favor of the defendants on all points, and dismiss the action with costs. There are some small figures to be readjusted, which counsel said they were willing to do. Fifteen days' stay."

G. Wilkie, of Hamilton, was solicitor for McGuire, and W. R. Smythe, K. C., for Bishop Evans.

Less than a month after rendering the above decision, this celebrated judge died. I herewith append one of the many glowing tributes those who knew him best paid him:

His friends and associates have paid many glowing tributes to his worth as a chief justice, and his sterling qualities as a friend and sportsman.

The following tribute comes from Wallace Nesbitt, K. C.: "As a judge, the late Sir Glenholme Falconbridge presided with great dignity and uniform courtesy, listening with sympathetic patience to argument and arriving at accurate conclusions, which he expressed in the tersest and most grammatical English. As a judge of fact, he was unrivalled since the death of Chief Justice Simons. Common sense, plus a very complete knowledge of the world, gave him an unerring instinct in detecting where the truth lay.

"His choice of English was refined and classic. His speech as chairman at the banquet given by the Toronto Club to the Duke of Wellington was only equaled, but not excelled, by the masterpiece of Sir Wilfrid Laurier at the Rideau Club on the occasion of the dinner to the duke, when he used the beautiful imagery of Ruth in speaking of the duchess, the faithful companion of her consort."

Yet the Mormon press reflected upon this great man, and their Elders from the platform accused him of being unfair and reflected upon him very unkindly and all because he gave the decision above quoted.

All that I care to say about the judgment is, that while I have spent many months under the ban of suspicion, while the tongue of slander was busy and the pen of envy was besmearing the pages with the most cruel misrepresentations ever published, yet to have one of the most