

It has not I conceive been so dealt with. The judgment against John H. Cairns, one of the remainder men entered before the mortgage given by the widow, bound his interest as such, legal as well as equitable under our Statute 36 Vic. ch. 16. That interest being unaffected except as to the amount of the money borrowed, remains bound by this judgment. It must therefore be paid, as a first lien or charge on the money now in Court representing his, the said John H. Cairns', portion of this equity of redemption.

The order will therefore be to pay the said sum of \$157.57, and accrued interest, less registrar's expenses, to the said judgment creditor Jane White.

There will be no order as to costs.

NOVA SCOTIA.

MEAGHER, J.

SEPTEMBER 17TH, 1909.

CHAMBERS.

HUBLEY v. CITY OF HALIFAX ET AL.

Municipal Corporations — Sale of Land to Manufacturing Concern — Conveyance for Unauthorized Purposes — Injunction.

Motion for an injunction to restrain the city from conveying land in aid of a manufacturing enterprise.

E. P. Allison, in support of motion.

H. Mellish, K.C., contra.

MEAGHER, J.:—The land in question was expropriated by the city in 1893 for "the extension and improvement" of the water system of the city, at a cost of \$1,050. A pipe line was carried through it since then. The proposed sale is for the original cost, but it is intended to reserve a strip a few feet wide on each side of that pipe and to give the purchaser a right of way over it.