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HIGH SCHOOLS—LEGAL DECISION.

IN THE COURT OF COMMON PLEAS: IN THE MATTER OF THE TRUSTEES OF THE PORT ROWAN HIGH SCHOOL AND THE CORPORATION OF THE TOWNSHIP OF WALSHINGHAM.

High School Trustees—Description of—Demand—Sufficiency of—Maintenance and school accommodation—Meaning of.

Digest of case. On an application for a mandamus to compel a Municipal Corporation to provide \$286.74 for a Board of School Trustees, they were described in the proceedings as "The Trustees of the Port Rowan High School;" and it appeared that on the 1st of July, 1872, a demand was made on the Township Corporation, headed, "School Section, No. 12, Walshingham, Port Rowan, July 1st, 1872," and stating that the amount required was "for expenses of conducting High School;" and was signed "William Ross, Secretary and Treasurer of Port Rowan High School Board." Subsequently to this, on the 19th August, 1872, the Secretary of the Board sent a letter to the Clerk of the Township Corporation, headed "Office of High School Board, sec. No. 12, Port Rowan, 19th August, 1872," stating that in making up the estimates for the "current expenses of High School," an error had been made, and that the amount actually required was \$286.74, which amount he was required to make immediate demand for from the Council, &c.

In reply the Township Clerk sent a letter addressed, "To ——— Ross, Secretary, P. Rowan High School Board," enclosing a copy of a resolution passed by the Township Council, stating that they declined to pay "the demand of the Port Rowan High School Trustees," &c.

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Held by the Court—1. That the description of the Trustees was sufficient; for that although "The Trustees of the Port Rowan County High School" would appear to be more correct, yet the Act 34 Vic., ch. 33, O., did not in express terms give any corporate designation, and the Township Corporation by their action had shown that they fully understood the body with whom they were dealing.
2. That the demand was sufficient, being signed by the Secretary and Treasurer, the officer and organ of the Board, and having been recognized by the resolution of the Township Council as the demand of the Board.



HIGH SCHOOL, WENONA, MICHIGAN, U. S.