

the trust, nevertheless held the plaintiffs' title must prevail over the defendants', on the ground that the transfer, filled in, as it was, with the name of the defendants as transferees without any re-execution or redelivery by the trustee, was null and void, and failed to pass the legal title.

Notes and Selections.

ATTORNEYS—COMPENSATION—DEFENCE OF POOR CRIMINALS.—In *Presby v. Klickitat County*, the Supreme Court of Washington hold that an attorney appointed by the court to defend a poor person accused of crime, as provided by Code Proc., section 1271, is not entitled to any compensation for his services, since the statute does not expressly provide therefor, and it is a part of an attorney's professional duty not to withhold his services from one who is stricken by poverty, and accused of crime. To compel an attorney to render services gratuitously in such a case does not cast a burden or levy a tax on him not borne by citizens engaged in any other profession or business, nor is the taking of his time and labour, which is his property, without compensation, and without due process of law, in violation of the constitution.

ELECTRIC STREET CARS.—The observations in the cases hereafter referred to are in point nowadays in those of our cities where electric street cars are in use, and are worthy of note: In *Winter v. Federal St. & P. V. Pass. Ry. Co.*, Supreme Court of Pennsylvania, January 30, 1893, it was held that where one, after dark, obstructs an electric street-car track with his team while unloading his wagon, he is guilty of such negligence as will bar an action for the injuries to the team from a car, though it was more convenient to unload the wagon in that position than in any other. The court said: "Now that rapid transit is recognized and demanded as essential to the prosperity of, and the transaction of business in, our large cities, the use of the streets for individual convenience is necessarily qualified so as to make such transit possible, and to minimize its dangers. The substitution of cable and electric cars for the horse car and the omnibus is a change which renders