

sional Court, 23 O. L. R. 21, which maintained a Judge's order quashing a by-law for a continuation school in West Nissouri.

In 1888 the Middlesex County Council passed a by-law constituting East Middlesex a high school listric, but nothing was done under it. In 1910, a by-law was passed establishing a continuation school in the township of West Nissouri, which was part of the high school district of East Middlesex, under the provisions of the present High School Act, 9 Edw. VII., ch. 91, sec. 4, which provides that when a high school district has existed in fact for three months it shall "continue to exist," and be deemed a high school district under the latter Act, whether regularly formed originally or not.

On motion to quash the by-law passed in 1910 all the Courts below held that the high school district of West Nissouri never "existed in fact" within the meaning of this Act, and it was, therefore, quashed.

The motion to the Supreme Court of Canada for leave to appeal from the judgment of the Court of Appeal for Ontario, was heard by SIR CHARLES FITZPATRICK, C.J., and IDINGTON, DUFF, ANGLIN, and BRODEUR, JJ.

G. F. Henderson, K.C., for the motion.

Chrysler, K.C., contra.

THEIR LORDSHIPS refused the leave to appeal, considering that the case raised no question of great public importance, and that there was no other ground on which it could be granted.

*Leave to appeal refused.*