

DIARY FOR SEPTEMBER.

1. Sunday.....12th Sunday after Trinity.
2. Monday.....Labor day. De Beauharnois, Governor, 1726.
8. Sunday.....13th Sunday after Trinity. Irish Home Rule Bill rejected, 1893.
9. Monday.....Trinity Term for Law Society begins. Convocation meets.
10. Tuesday.....Court of Appeal sits. County Court Jury and non Jury Sittings in York.
12. Thursday.....Frontenac, Governor of Canada, 1692.
13. Friday.....Convocation meets.
14. Saturday.....Jacques Cartier arrived at Quebec, 1535. Quebec taken and death of Wolfe, 1759.
15. Sunday.....14th Sunday after Trinity.
17. Tuesday.....First Parliament of U.C. met at Niagara, 1792.
18. Wednesday.....Earl of Aberdeen, Gov.-Gen., 1893. Quebec surrendered to British, 1759.
19. Thursday.....Jewish year 5656 begins.
20. Friday.....Convocation meets.
21. Saturday.....St. Matthew.
22. Sunday.....15th Sunday after Trinity. Courcelles, Governor of Canada, 1665.
23. Monday.....Law School opens.
24. Tuesday.....Guy Carleton, Lieut.-Gov. and Com.-in-Chief, 1766.
25. Wednesday.....Sir Wm. Johnston Ritchie died, 1892.
28. Saturday.....W. H. Blake, 1st Chancellor of U.C., 1849.
29. Sunday.....16th Sunday after Trinity. Michaelmas day.
30. Monday.....Sir Isaac Brock, Administrator, 1811.

Notes of Canadian Cases.

SUPREME COURT OF CANADA.

Ontario.]

[May 6.

BARTHEL v. SCOTTEN.

Deed conveying land—Description—Patent ambiguity—Legal maxims—Res magis valeat quam pereat—Verba fortius accipiuntur contra proferentem—Intention of parties.

Land was conveyed by the following description : "All that certain tract or parcel of land situate, etc., being part of lot 43 . . . commencing in the southerly limit of said lot 43, at a distance of 20 feet from the water's edge of the Detroit River, thence northerly parallel to the water's edge 208 feet, thence westerly parallel to the said southerly limit 600 feet, more or less, to the channel bank of the Detroit River, thence southerly following the channel bank 208 feet, thence easterly 600 feet, more or less, to the place of beginning." In an action of ejectment for land alleged to be covered by this description, in which the point of commencement was difficult to ascertain ;

Held, reversing the decision of the Court of Appeal (21 A. R. 569), KING, J., dissenting, that the construction of the description did not depend upon the terms of the patent of said lot 43 ; that it must be construed by the terms of the instrument alone, read in the light of surrounding circumstances tending to explain it, even if such construction should make the grantor pur-