

arms; . . . in cash she will be out . . . \$1,919.90. Then the trouble and inconvenience to which she has been and must necessarily be put must be considered—\$330 is not much, but probably far too little, to allow. She will have a verdict, then, for \$2,250.

Her son is bereft of a hand . . . he must at all times feel the loss. His skull can never fill up the holes burned through it. . . . He cannot join in the usual athletic sports of the average student. . . . Then the necessarily somewhat solitary and non-social life the lad is doomed to lead is itself an evil. . . . As to his mind, I have never seen a boy of his age more intelligent. . . . But there is the danger of the brain being incapable of protracted and continued effort. . . .

I know of no rule to assist me in assessing the damages except the time-honoured rule that where the injury is not wilfully inflicted the damages must be reasonable. In view of the serious extent of the injuries, the pain already suffered, and the long time this boy of eleven is to be expected to lie under the handicap of these terrible wounds and that terrible maiming, I think \$7,500 a reasonable sum to allow.

The very alarming state of the plant, etc., of the defendants is said to be not at all unusual. If that be the case, thousands are in daily peril of death or maiming—a state of affairs which loudly calls for legislative interference. The most ordinary regard for human life or limb would seem to necessitate some measure of governmental supervision and the most strict and searching of official inspection.

MEREDITH, C.J.C.P., in CHAMBERS.
RIDDELL, J., in CHAMBERS.

NOVEMBER 18TH, 1910.
NOVEMBER 19TH, 1910.

NATIONAL TRUST CO. v. TRUSTS AND GUARANTEE CO.

Conditional Appearance — Refusal to Allow — Action against Liquidators of Company — Winding-up Act, sec. 133 — Jurisdiction of Courts of Ontario—Question, how Raised—Leave to Appeal to Divisional Court—Con. Rule 777 (3) (b).

Appeal by the defendants from the order of the Master in Chambers, ante 222, refusing a motion by the defendants for leave to enter a conditional appearance.