

perty, directed his trustees after the death of the tenant for life "to sell and dispose of any real estate or any personal estate that may remain unsold, and to transfer and pay the said trust premises and the dividends and annual produce thereof unto my brothers and sisters in equal shares and proportions, the lawful child or children of any deceased brother or sister, taking his, her or their, deceased parents' share. The testator had no issue living at the time of his death, and his mother (the tenant for life) predeceased him. He had one brother, Charles, who died before the date of the will, leaving children. He had another brother, Richard, who died after the making of the will, but before the testator, also leaving children. He had also three sisters, who survived him. The children of Richard claimed to be entitled to a share in the fund, but North, J., was of opinion that neither they, nor the children of Charles, were entitled under the substitutionary clause. The effect of the will was to give shares to those brothers and sisters only who were living at the time of the testator's death, and the children of such of them as might die between the time of the testator's death and the period of division, alone could be let in to take the shares of their deceased parents. Notwithstanding the adverse comments upon the case of *Thornhill v. Thornhill*, (1819) 4 Madd. 377, by Vice Chancellor Shadwell in *Smith v. Smith*, 8 Sim. 353, and in Jarman on Wills, it was approved by North, J.

NEWS AGENCY—UNPUBLISHED INFORMATION—INJUNCTION.

*Exchange Telegraph Co. v. Central News*, (1897) 2 Ch. 48, was an action for an injunction brought by the plaintiffs, a news agency, against a customer and also against a rival news agency company, to restrain the customer from communicating to the defendant company news supplied by the plaintiffs upon the terms that it was not to be communicated to third parties; and also to restrain the defendant company from inducing the plaintiffs' customer to break his contract with the plaintiffs by supplying such news for publication by the defendant company. Stirling, J., granted the injunction.