

James Tanner the elder had at any time conveyed to his son James, under whom the defendant claimed, the land on which the barn stood. The defendant was not entitled to a lien for improvements made in mistake of title. Judgment declaring that the defendant was not entitled to the land in question and for delivery of possession to the plaintiffs and for \$50 damages for the removal of the chattels, with costs on the Supreme Court scale. C. W. Bell, for plaintiffs. George Lynch-Staunton, K.C., for defendant.

---

MCCORMACK V. CARMAN—BRITTON, J.—JAN. 17.

*Injunction—Receiver—Sale of Oil-wells—Company.*—Motion by the plaintiff for an interim injunction and the appointment of a receiver, heard in the Weekly Court, Toronto. BRITTON, J., in a written judgment, said that the order for an injunction should go, restraining the defendants from selling any of the oil-wells now being operated by the defendants or any of them, and a receiver should be appointed. There should be no restraint on the working of the wells or as to paying current or running expenses in so working. As the parties were able to agree upon a working plan pending the argument, they probably would be able to agree if any variation should be desired. There should be an injunction restraining the defendants, and each of them, including John H. McLeod, until the trial or other termination of this action, from further interfering with the affairs of the defendant company, and from receiving from the defendant company, either personally or on their account, any payments of the company's moneys, and restraining the defendant company from making any payment to the other defendants, or any of them, save and except for wages and expenses of working in the ordinary course of their business. And G. T. Clarkson should be appointed receiver. Costs of this motion should be costs in the cause unless otherwise ordered by the trial Judge. Hamilton Cassels, K.C., for the plaintiffs. A. Weir and A. I. McKinley, for the defendants.

---

CORRECTION.

In ALLEN V. MACFARLANE, ante 336, 337, the name of the counsel for the plaintiffs should be A. E. Honeywell, not F. H. Honeywell.