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COMPILED BY
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Case).—The plaintiff agreed to sell and the defendants to buy from him, three hundred tons of phosphate, from sixty to seventy per cent., at six dollars per ton, f.o.b. cars at Sydenham. The plaintiff delivered the rock, but in a large portion of it there was a deficiency of seven per cent., of "apatite" (which is pure phosphate), but notwithstanding this deficiency, the defendants used and received the rock delivered. In an action to recover the balance of the purchase money unpaid, it was held that there was a warranty on the part of the plaintiff that such rock should contain the percentage of apatite called for by the contract; that there having been a breach of such warranty, the plaintiff was liable for damages for such breach. But by reason of the defendants having received and used the rock delivered, instead of returning it, they were liable to the plaintiff for the quantity of apatite the rock actually contained. That, therefore, the plaintiff should recover the balance of the contract price unpaid, less the amount of damages for breach of the warranty, which damages were assessed at seven per cent. of the freight paid by them for forwarding the rock by rail to their works.

NEW CORPORATIONS.

Following is a list of new companies, lately organized throughout Canada, that have received Government charters, or have been granted supplementary Letters Patent. The object of the company, amount of capital stock, location of principal office, and names of incorporators are given, so far as possible, and whether the charter has been granted by Provincial or Dominion Governments:

The Frontenac Cereal Co., Limited, Kingston, Ont.; \$600,000. To manufacture, purchase and deal in grain, cereals, and cereal products, and to take over the business now carried on by the Frontenac Milling Company, Limited, and the Kingston Elevator and Transit Company, Limited. William Harty, Henry Mooers, George Richardson, Edwin Mooers and Thomas Donnelly. Ontario charter.

The Oshawa Steam and Gas Fittings Co., Limited, Oshawa, Ont.; \$50,000. W. F. Coxan, J. D. Storie, and H. T. Carswell. Ontario charter.

The Britannia Athletic Association, Limited, Hamilton, Ont.; \$10,000. F. E. Walker, J. W. Nelson, T. M. Powers, A. W. Peene and R. E. Devine. Ontario charter.

The Rideau Graphite Co., Limited, Kingston, Ont.; \$30,000. O. W. Stanton, W. T. Ross, H. K. Lee, Montague Medlen and O. E. Stanton. Ontario charter.

The National Electric Co., Limited, Toronto, Ont.; \$40,000. J. E. Webb, G. M. Hendry and W. M. Beall. Ontario charter.

The Renfrew Milling Co., Limited, Renfrew, Ont.; \$65,000. W. A. Mackay, David Craig, Allen Francis, James Cars-

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