

MAY 13TH, 1907.

C.A.

RE KAY AND WHITE SILVER CO.

*Land Titles Act—Registration of Cautions—Claims for Compensation—Bona Fides—Terminating Cautions.*

Appeal by J. Wilbur Kay from order of MABEE, J., 9 O. W. R. 712.

W. H. Blake, K.C., for appellant.

J. Shilton, for the White Silver Co.

THE COURT (MOSS, C.J.O., OSLER, GARROW, MACLAREN, J.J.A.), dismissed the appeal with costs.

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MAY 13TH, 1907.

C.A.

STILL v. HASTINGS.

*Malicious Prosecution—Want of Reasonable and Probable Cause—Functions of Judge and Jury—Nonsuit—Setting Aside—New Trial.*

Appeal by defendant from order of Divisional Court, 9 O. W. R. 121, 13 O. L. R. 322, setting aside nonsuit and directing a new trial.

E. F. B. Johnston, K.C., for defendant.

D. O'Connell, Peterborough, for plaintiff.

THE COURT (MOSS, C.J.O., OSLER, GARROW, MACLAREN, MEREDITH, J.J.A.), dismissed the appeal with costs.