

[Prac.]

NOTES OF CANADIAN CASES—COUNTY OF YORK LAW ASSOCIATION.

PRACTICE.

Proudfoot, J.] [February 4.

HOGG V. CRABBE.

Costs—Taxation—Costs of the day—Counsel fee.

Under an order made at the assizes postponing the trial upon payment of "the costs of the day," the party receiving the costs is entitled to tax only one counsel fee of \$10.

H. F. Scott, Q.C., for the plaintiff.

Middleton, for the defendants.

COUNTY OF YORK LAW ASSOCIATION.

The members of the Association met at the Convocation Hall of Osgoode Hall on the 7th inst., to hold their annual meeting. The annual report of the trustees for the year 1886 was read, and is as follows:—

Under the terms of the Memorandum of Association the Board of Trustees met on the fourth of January, 1886, and elected Mr. B. B. Osler, Q.C., President of the Association; Mr. J. K. Kerr, Q.C., Vice-President; Mr. Walter Barwick, Treasurer; Mr. E. D. Armour, Curator; and Mr. Alex. Monro Grier, Secretary; and these members of the Board have performed the duties of their respective offices during the past year.

At a subsequent meeting of the Board by-laws were passed for the due regulation of the affairs of the Association, and these by-laws are now submitted for your approval pursuant to the provisions of the Memorandum of Association.

The attempt to procure funds for the establishment of a library has been attended with very gratifying success. The sum of \$642 was donated to the Association by various members, and the sum of \$1,518 has been paid in upon account of stock subscriptions and annual fees. Application was made to the Law Society for an initiatory grant under the rules relating to the county libraries, but for the reason set forth in a report to the Law Society which is printed in the CANADA LAW JOURNAL for 1886, at page 340, the grant from the Law Society was limited to \$1,500, and the committee decided to limit the annual grant to the Association for the present to a sum equal to the amount of the annual fees paid by members. Arrangements have been entered into for the purchase of books at advantageous rates, and several sets of Reports have been secured at very low prices. The library now comprises 1,128 volumes, and is valued at over \$3,000.

The Trustees have been fortunate in securing the services of a most efficient librarian, whose labours during the past year are deserving of great commendation.

In entering upon arrangements for the purchase of books for the library the Board decided to limit their selection of books to those in common

use at *Nisi Prius*, and the making such a selection seemed in the first instance to be an easy task, but the variety of legal business conducted at the Court House is so great that the Trustees have experienced much difficulty in choosing books which are most commonly required by members of the Association.

During the progress of trials the applications made by the judges and counsel for books not in the library were found to be so frequent that the librarian undertook the keeping a list of books which were not in the library, and the books most frequently applied for have been purchased. It is still evident that the stock of books must be largely increased before the Association can be deemed to possess a fair *Nisi Prius* library.

The librarian has for several months been engaged in correcting the text books by the addenda and corrigenda tables usually published in standard works, and in noting the reported cases followed, overruled and commented upon in later reported cases, and is about to establish an index to current legal periodicals. This is a plan which is pursued in the most elaborate manner in many of the principal law libraries of the United States, and if carefully followed in the Association's library will immensely increase its usefulness.

The work already done by the librarian in following this plan has brought about the constant use of the library for reference purposes, and so many demands are now made for books useful to members who devote their attention more particularly to solicitors' work, and which are not in the library, that the Trustees find that their original scheme for the purchase of books must be considerably extended.

The Trustees hope that successive Boards will continue and improve upon these schemes for rendering the library more useful for reference purposes.

The daily attendance in the library evidences the necessity for its establishment.

The purpose, however, of the Association is not only the formation of a library, but also to promote the general interests of the profession, and to this end the Association might well bend its energies. The Trustees suggest that an early endeavour be made to bring about a meeting at some central point of delegates from the various County Law Associations in the Province for the purpose of discussing matters of general interest to the profession.

They suggest also the appointment of a committee on legislation, composed of members in active practice, whose suggestions would have weight with the Attorney-General of Ontario, and with the judges of the Supreme Court of Judicature in the consideration of required legislation and proposed amendments to the rules relating to practice.

The Trustees further suggest the adoption of some method of gathering together and preserving materials and records relating to the history of the Bar of this county.

Some interesting portraits have been presented to the Association during the past year, and others have been promised. The publication of a series of articles in the *Magazine of Western History*, entitled "The Bench and Bar of Toronto," by Mr. D. B. Read, Q.C., a member of this Association, indicate the existence of much material which