

SOLICITOR—MISCONDUCT—AGREEMENT BETWEEN SOLICITORS REPRESENTING CONFLICTING INTERESTS TO SHARE PROFIT COSTS.

In re Four Solicitors (1901) 1 Q.B. 187; four solicitors were called on to answer affidavits in which it was charged that they had represented parties having different interests in an administration suit, and had entered into an agreement to share profit costs made in such suit. It appeared that some of the solicitors who were acting as solicitors for parties interested, had introduced other solicitors to act for parties having conflicting interests on a secret understanding that the solicitors so introduced should by way of "agency" share the profit costs made by them; this a Divisional Court (Lord Alverstone, C.J. and Kennedy, J.) held to be misconduct subjecting the solicitors to punishment, and two of the older solicitors concerned were ordered to be suspended for three months and they with the others were ordered to pay the costs of the proceedings.

FIXTURES—MORTGAGOR AND MORTGAGEE—"DOG GRATES"—INTENTION TO IMPROVE INHERITANCE.

Monti v. Barnes (1901) 1 Q.B. 205. In this case the defendant a mortgagee, counter claimed for eleven "dog grates" wrongfully detained by the plaintiff, or their value. After the mortgage was made the plaintiff, the mortgagor, had taken out eleven fixed grates and substituted therefor eleven "dog grates" which were of considerable weight but not affixed in any way to the structure of the house. These grates he had subsequently removed without the mortgagee's consent. Bigham, J., who tried the case was of opinion that the "dog grates" were placed in the house for the improvement of the inheritance and with the intention that they should become part of the freehold and were therefore legally "fixtures," and he gave judgment in favour of the mortgagee which was affirmed by the Court of Appeal (Smith, Collins and Stirling, L.JJ.).

ADMINISTRATION—GRANT TO PERSON OTHER THAN NEXT OF KIN—RENUNCIATION BY SOLE NEXT OF KIN.

In the goods of Trigg (1901) P. 42, Barnes, J., following *In re Johnson*, 2 Sw. & Tr. 595 made a grant of administration in favour of an uncle of the deceased, his sister and sole next of kin renouncing her right to the grant and consenting to the same being made to the uncle.