

ADDENDA.

APPEAL.

Discretion of Judge extending time to file—The discretion of a judge refusing to set aside an arrest upon a writ of *habeas corpus* and extending the time in which to file the affidavit to hold to bail upheld. *Gunns Limited v. Dugay*, 41, p. 401.

COSTS.

1. Right to Costs, etc.

Infant's Next Friend—Where an infant sued by his next friend, and judgment went against him, the next friend refusing to pay the taxed costs, a rule for attachment was granted. *McGaw, by next friend v. Fisk*, 39, p. 1.

2. Scale of Costs.

Joint defendants—A single bill of costs only was allowed to the defendants although they appeared by different solicitors in *Cheesman v. Corey et al.*, 42, p. 409.

EVIDENCE.

8. Corroborations.

Recalling witness after counsel has commenced to sum up—Where the evidence in a suit taken before a referee had been closed and counsel were engaged in summing it up before the Court, an application by the defendant to recall a witness for the purpose of giving evidence of a corroborative nature that had always been available and of such materiality that it could not have been previously overlooked, was refused. *Duncan v. The Bank of Nova Scotia*, Eq. Cas., p. 513.

INFANT.

Costs, liability of next friend—Where an infant sued by his next friend, and judgment went against him, the next friend refusing to pay the taxed costs, a rule for attachment was granted. *McGaw, by next friend v. Fisk*, 39 p. 1.

INTOXICATING LIQUORS.

1. Canadian Temperance Act.

Conviction—Variance between information and summons explained—An apparent variance between the information, summons and adjudication, satisfactorily explained, will not authorize setting aside conviction. While the information attached to the magistrate's return has a date different from the date of sale, where it is manifestly a clerical or other error, the Court will not interfere. *R. v. Dibblee: Ex Parte Kavanagh*, 34, p. 1.

Search warrant—No information—An order for the destruction of liquor, without an information upon which to base a search warrant, is bad. *R. v. Dibblee: Ex Parte Kavanagh*, 34, p. 1.

Landlord and Tenant.

Lease, renewable, failure to renew, Position and Rights of Lessee. See *Sears v. Mayor et al.*, St. John, Eq. Cas., p. 555.

PARTIES.

6. Miscellaneous.

Joint defendants—Costs—A single bill of costs only was allowed to the defendants although they appeared by different solicitors in *Cheesman v. Corey et al.*, 42, p. 409.