

Laidlaw, one of His Majesty's counsel, viz., that the vendors had not corporate power under their letters patent to buy and sell land, had been satisfactorily answered.

The application was heard in the Weekly Court at Toronto.  
F. F. Treleaven, for the vendors.  
The purchaser, in person.

FALCONBRIDGE, C.J.K.B., in a written judgment, said that the question of title was, whether, under their letters patent and supplementary letters patent, the company had corporate power to buy and sell land, and give good title in fee simple to a purchaser.

(1) The Murton Coal Company Limited, by letters patent dated the 18th September, 1896, were empowered to carry on the business of wholesale and retail coal-merchants, of storage-warehousemen, and of forwarders, and for the said purposes to acquire the goodwill and assets of the business heretofore carried on under the firm name of "Murton Coal Company."

(2) By supplementary letters patent issued to Gillies Guy Limited, their powers were defined to be:—

(a) To carry on the business of dealers in fuel of all kinds, both wholesale and retail.

(b) To carry on the business of ice-dealers and manufacturers of ice, both wholesale and retail; and

(c) To carry on in all branches the business of warehousing and cold storage and all business necessary or incidental thereto or connected therewith, and for the purposes aforesaid: (1) to construct, hire, purchase, operate, and maintain all or any conveniences for transportation by land or by water; (2) to issue certificates and warrants, negotiable or otherwise, to persons warehousing goods with the company; (3) to make advances or loans upon the security of such goods; (4) to construct, lease, purchase, or otherwise acquire wharves, piers, docks, or works capable of being advantageously used in connection with the business of the company; (5) to deal in builders' supplies; and (6) to carry on or undertake any other business, including that of teamsters, carriers, and general forwarders, which may from time to time seem to the directors capable of being conveniently carried on or in connection with the above, or calculated directly or indirectly to enhance the value of or to render profitable any of the company's properties or rights.

The established rules of the Court on similar motions are stated in the following cases (amongst others): *Re Edgerley*