

## DIARY FOR DECEMBER.

1. Sunday ..... 1st Sunday in Advent.
3. Tuesday ..... County Court Jury and non-jury Sittings in York.
5. Thursday ..... Chancery Divisional Court sits.
6. Friday ..... Rebellion broke out in 1837. Convocation meets.
7. Saturday ..... Michaelmas Term ends. Rebels defeated.
8. Sunday ..... 2nd Sunday in Advent. Sir William Campbell, 6th C.J. of Q.B., 1825.
10. Tuesday ..... Niagara destroyed by U.S. troops, 1813.
12. Thursday ..... Sir John Thompson, P.C., died 1894.
13. Friday ..... S. H. Strong, C.J. of S.C., 1892.
15. Sunday ..... 3rd Sunday in Advent. J. B. Macaulay, 1st C.J. of C.P., 1849. Prince Albert died, 1861.
17. Tuesday ..... First Lower Canadian Parliament, 1792.
18. Wednesday ..... Slavery abolished in the United States, 1862.
19. Thursday ..... Fort Niagara captured, 1813.
22. Sunday ..... 4th Sunday in Advent.
24. Tuesday ..... Christmas vacation begins.
25. Wednesday ..... Christmas Day.
27. Friday ..... St. John. J. G. Spragge, 3rd Chancellor, 1869. Upper Canada made a Province, 1791.
29. Sunday ..... 1st Sunday after Christmas. Sir Adam Wilson, C.J. of Q.B., died, 1891.
31. Tuesday ..... Convocation half-yearly meeting. Montgomery repulsed at Quebec, 1775.

## Reports and Notes of Cases.

## CANADA.

## SUPREME COURT.

Exchequer Court.]

[June 26.

TORONTO RY. CO. v. THE QUEEN.

*Customs duties—Exemption from duty—Steel rails, for use on railway tracks—  
 Rails for street railway—Customs Tariff Act, 50 & 51 Vict., c. 39, item 173.*

By item 173 of the Customs Tariff Act, 50 and 51 Vict., c. 39 (1), steel rails weighing not less than twenty-five pounds per lineal yard, for use on railway tracks, are exempt from duty.

*Held*, affirming the decision of the Exchequer Court (4 Ex. C.R., 262, STRONG, C.J., and KING, J., dissenting), that this exemption does not apply to rails for use on street railway tracks.

Appeal dismissed with costs.

Robinson, Q.C., and Osler, Q.C., for the appellants.

Newcombe, Q.C., Deputy Minister of Justice, and Hodgins, for the respondent.