qua·   ! and accepted as a member of the degree in question, dies before actually „oing through the ceremony of initiation, the certificate is not enforceable.

Judgment of STREET, J., affirmed.

W. Cassels, Q.C., for the appellant.

E. Martin, Q.C., for the respondents.

[Jan, 17, 1893.

CORRIDAN *v*. WILKINSON.

Defamation—Slander—·Privilege—Malice—Justification—Evidence—·Pleading.

Pleading justification in an action of slander where no attempt is made to prove the plea is not in itself evidence of malice entitling the plaintiff to have the case submitted to the jury, the words in question having been spoken on a privileged occasion.

Judgment of the Common Pleas Division affirmed.

Laidlaw, Q.C., for the appellant.

W. Cassels, Q.C., for the respondent.

[Mar. 7.

MITCHELL *v*. McCAULEY.

Landlord and tenant—Rent—Acceleration of payment on issue of execution—Execution—Distress—Severance of reversion.

A condition in a lease that in case any writ of execution should be issued against the goods of the lessee the then current year's rent should immediately become due and payable, and the term forfeited, is personal to the lessee, and does not run with the land, and cannot be taken advantage of by the grantee of part of the reversion.

Judgment of ARMOUR, C.J., in the Divisional Court, *ante* 27 C.L.J. 600, affirmed ; OSLER, J.A., dissenting.

Aylesworth, Q.C., for the appellant.

Douglas, Q.C., for the respondent.

CRANE ET AL. *v*. RAPPLE.

Specific performance—Sale of land—Partners—Abatement.

Where a contract is made by one partner for the sale of partnership lands to which the other partner refuses to consent, the purchaser cannot insist upon taking the share of the contracting partner, with a proportionate abatement in the price.

Judgment of the Common Pleas Division, 22 O.R. 519, reversed.

W. Cassels, Q.C., for the appellant.

Watson, Q.C., for the respondents.   •

OSTROM *v*. BENJAMIN.

Solicitor—Notary—Services as agent—Taxation—Costs.

A solicitor, who is also a notary, and acting as a notary obtains for a client the allowance of a pension from the United States Government, is entitled to