

DIGEST OF ENGLISH REPORTS—REVIEWS—APPOINTMENTS TO OFFICE.

with the earlier, the earlier is only revoked as to those parts which are inconsistent, and both are entitled to probate.—*Lenage v. Goodban*, Law Rep. 1 P. & D. 57.

12. A declaration on oath received instead of an affidavit, in a probate proceeding, the person making it residing abroad where an affidavit could not be made.—*Goods of Lambert*, Law Rep. 1 P. & D. 138.

13. A will made in Scotland in the English form by a domiciled Scotch woman, invalid by the law of Scotland, but purporting to be made under a power, and disposing of property, in England, *held*, entitled to probate on the authority of *In the Goods of Alexander*, 29 L. J. (P. M. & A.) 93.—*Goods of Hallyburten*, Law Rep. 1 P. & D. 90.

14. An informal will contained in a letter by a naval surgeon, invalidated at a foreign station, written at sea on board a steamship in which he was a passenger homewards on sick leave, is entitled to probate.—*Goods of Saunders*, Law Rep. 1 P. & D. 16.

See ADMINISTRATION; CONFLICT OF LAWS; EXECUTOR; FRAUDS, STATUTE OF, 1; HEIR; HUSBAND AND WIFE, 2; LEGACY; LEGATEE; POWER, 1, 2, 3; PROBATE; WITNESS.

WITNESS.

1. If an attesting witness, called by a party propounding a will, fails to prove its due execution, and such party then calls the other witness, who gives evidence against the will, that party may produce evidence to show the *animus* of said other witness.—*Coles v. Coles*, Law Rep. 1 P. & D. 70.

2. The evidence of an incompetent witness may be withdrawn from the jury on the incompetency appearing during the examination-in-chief, though he has been examined previously on the *voir dire*, and pronounced competent.—*The Queen v. Whitehead*, Law Rep. 1 C. C. 33.

3. If two prisoners, jointly indicted for felony, plead not guilty, but one only is given in charge to the jury, the other is an admissible witness, though his plea of not guilty remains on the record undisposed of.—*Winsor v. The Queen*, Law Rep. 1 Q. B. 390.

WORDS.

Driving, see CATTLE; *Dwells*, see DOMICILE; *Issue*, see LEGACY, 4, 5; *Minerals*, see DEED, 4; *Outgoings*, see RENT, 1; *Personal Representative*, see LEGACY, 5; *Sewer*, see WATERCOURSE, 2; *Share*, see LEGACY, 6; *Sole Use*, see SEPARATE USE; *Tenement*, see RENT, 2; *Unmarried*, see LEGACY, 4.

REVIEWS.

THE MUNICIPAL MANUAL FOR UPPER CANADA. By Robert A. Harrison, Esq., Barrister-at-Law, D.C.L., 1867. W. C. Chewett & Co., Toronto.

This valuable book, the first part of which was noticed some time ago, is now complete and ready for delivery, and is, we understand, being eagerly sought after by those interested in Municipal and Assessment matter. The delay in its issue, the Editor tells us in his preface, has been occasioned by a desire to make it as complete as possible. This, so far as a cursory glance will tell us, has been done, and we are glad to see that it is supplemented by a full and carefully prepared index. Want of space, however, forbids our giving any further review of the Manual in this issue.

W. D. A.

THE AMERICAN REVIEW. Boston: Little, Brown & Co., 1867.

The second and third numbers have been received. This Review is establishing a reputation for itself, its articles being of a most interesting character. The Digest of American cases keeps us *au courant* with the American decisions. The digest of English reports we have used largely in preparing the digest of those cases of which we commenced the publication this year, whilst the concluding parts of each number, containing book notices, list of new law books, and summary of events, form an interesting record of legal matters on both sides of the water.

GODEY'S LADY'S BOOK. Philadelphia, 1867.

The numbers of this enterprising and popular Magazine are duly received and fully appreciated by those who know more about its worth than we do. We are content, however, to take their word for it, and recommend it accordingly.

APPOINTMENTS TO OFFICE.

CORONERS.

ALEXANDER MCKAY, of the Village of Beaverton, Esquire, M.D., to be an Associate Coroner for the County of Ontario. (Gazetted, March 30, 1867.)

WILLIAM WADE, of Cobourg, Esquire, M.D., to be an Associate Coroner for the United Counties of Northumberland and Durham. (Gazetted, March 30, 1867.)

HENRY YEAGHLEY, of the Town of Berlin, Esquire, M.D., to be an Associate Coroner for the County of Waterloo. (Gazetted, March 30, 1867.)

GEORGE WILLIAM SANDERSON, of Orillia, Esquire, M.D., to be an Associate Coroner for the County of Simcoe. (Gazetted, March 30, 1867.)