

afterwards became entitled by subsequent assignments for value to all McA.'s interest, the assignments being duly filed in the Crown Lands Department. McA. and B., in 1884 joined, in a petition of right for the issue of the license, and the Attorney-General demurred to the same.

Held, that there was no laches on the part of McA. in not enforcing a right which he did not know existed, and there was no intention on his part to abandon the right when he did become aware of it, as he treated it as a valuable asset. As between subjects a delay of four years would probably be under ordinary circumstances, a defence to a claim for specific performance; but under the facts in this case a vendor would not be allowed to set up such a defence.

Held, also, that as the assignments were duly filed, and the Crown had the power of forfeiting the claim for non-payment, and did not do so, even were the rule between subjects to apply, it would not be a bar in this case.

Sembla. It may be doubted whether the same rule should apply to the Crown, and whether the subject should not have the right to a completion of the purchase at any time before it has been forfeited.—*McArthur v. The Queen*, 191.

TIME.

Within which tax deed can be questioned.]—See ASSESSMENT AND TAXES, 4.

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TITLE.

To land.]—See INSURANCE, 1.—VENDORS AND PURCHASERS, 1.

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TRADES UNIONS.

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TREES.

See CRIMINAL LAW, 3.

TRESPASS.

See DEED, 2.—MALICIOUS PROSECUTION, 1.

TRUSTS AND TRUSTEES.

Trust for sale—Wilful default—Delay of many years—Account rendered by trustee—Appropriation of receipts—Principal and interest—Error in accounts—Sums paid by trustee to land agent and accountant—Costs—Trustee-solicitor—Compensation—Double commission.]—C.M., a solicitor, invested money of T. in a third mortgage of the E. property. Afterwards, in 1862, the property was put up for auction under a decree for sale at the suit of the first mort-