

Wednesday, July 17.—Morning, 10 to 1.

EQUITY.

Examiners: J. NORMAN RITCHIE, Esq., M. A., Q. C., and J. S. D. THOMPSON, Esq., M. P. P.

(When the answer involves opinion, the grounds are to be fully stated.)

1. What was the origin of our System of Equity?
2. What is the rule in Courts of Equity with regard to dealings between persons in confidential relations, such as Attorney and Client, Trustee and Cestui-que-trust?
3. What is the Statute which governs the present system of uses and trusts in land, and what is the effect of it?
4. Explain shortly the nature of an answer, demurrer and plea, respectively, and state whether it is necessary for a defendant, in all cases, either to answer, demur or plead.
5. Is there any distinction, and if so what, between the mode in which Acts of Parliament are construed at Law and in Equity?
6. If a conveyance appear absolute on the face of it, will a Court of Equity admit any, and what evidence, that it was intended as a security only, and what circumstance would have an important bearing on the question?
7. Describe the requisites for the constitution of an express trust (1) of real estate and (2) of personal estate, and explain how the estates of the trustee and of the cestui-que-trust in these kinds of property respectively, are capable of transfer.
8. State the distinction prevailing in a Court of Equity in dealing with cases of mistake in matter of law and mistake in matter of fact.
9. In what respect is a married woman liable for any contracts, debts or charges created by her during her coverture?
10. Give some instances in which a defendant may object to give discovery sought by the interrogations.
11. Within what limit of time can a cestui-que-trust claim a trust fund or arrears of dividends from his trustee?
12. Can a plaintiff suitor carry on proceedings simultaneously for the same objects in both Common Law and Equity Court? If so, in what cases?

Examine

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6. State

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8. State owner in

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10. How in several

11. A fixtures be The deed insolvent the assign

12. Do the estate