

a chattel mortgage covering the same horses and chattels to secure the purchase money.

At the trial before the County Court Judge, he held that the description of the chattels in the bill of sale was so defective that it could not be upheld against the creditors, as there was no immediate delivery and change of possession.

The defendant, however, had been an employee of Bell and Robertson, and at the time of the purchase by Bell of Robertson's interest in the business, knew of the sale, and continued to work for Bell in the business, and although, as far as the general public knew, there was no apparent change of possession, yet the defendant knew there had been an actual change of possession, and admitted that after that he worked for Bell only, and looked to him only for his wages.

*Held*, that if a particular creditor is aware that there has been a sale and an actual and continued change of possession following it, he cannot be prejudiced by the fact that a written bill of sale or mortgage has not been filed: *Danford v. Danford*, 8 A.R. 518; and that the sale was valid against the defendant, even if the description in the bill of sale was not sufficient under the statute.

The verdict for defendant in the County Court set aside and verdict entered for the plaintiff with costs.

*Wilson and Sutherland* for plaintiff.

*Anderson* for defendant.

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## Appointments to Office.

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### ADMIRALTY JUDGES.

#### *British Columbia.*

The Honourable Theodore Davie, Chief Justice of the Supreme Court of the Province of British Columbia, to be a Local Judge in Admiralty of the Exchequer Court in and for the District of British Columbia.

### HIGH COURT JUDGES.

#### *District of Nipissing.*

Joseph Alphonse Valin, Esquire, District Judge of the Provisional District of Nipissing, in the Province of Ontario, to be a Local Judge of the High Court of Justice for Ontario.

### COUNTY COURT JUDGES.

#### *District of Nipissing.*

Joseph Alphonse Valin, of the City of Ottawa, in the Province of Ontario, Esquire, and of Osgoode Hall, Barrister-at-Law, to be District Judge of the Provisional Judicial District of Nipissing.