

the proper place of trial in this case. The delay, however unfortunate for the plaintiff, was not in any way attributable to the defendants; and there was nothing to distinguish this case from the Taylor case, *supra*. Motion dismissed with costs to the defendants in any event. R. U. McPherson, for the plaintiff. Frank McCarthy, for the defendants.

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MOSHIER v. TOWNSHIP OF EASTNOR—RIDDELL, J.—OCT. 10.

*Municipal Corporations — Drainage — Non-completion of Works — Negligence — Damages — Mandatory Order — Referee's Report — Appeal.*]—An appeal by the defendants from the report of A. B. Klein, of Walkerton, as special referee, finding that the defendants were guilty of negligence in not completing certain drainage works; that the plaintiff was entitled to \$800 damages; and that the defendants should be ordered to complete the works. Upon a perusal of the evidence, the learned Judge found that the Referee was wholly justified in his conclusions. There were no questions of law which required examination or discussion. Appeal dismissed with costs. J. H. Scott, K.C., for the defendants. D. Robertson, K.C., for the plaintiff.

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\*SIBBITT v. CARSON—DIVISIONAL COURT—OCT. 10.

*Principal and Agent—Agent's Commission on Sale of Land — Contract—Time-limit—Sale Effected after Expiry—Introduction of Purchaser by Agent.*]—Appeal by the plaintiff from the judgment of MIDDLETON, J., 26 O.L.R. 585, 3 O.W.N. 1491. The appeal was heard by MULOCK, C.J.Ex.D., CLUTE and RIDDELL, JJ. The Court dismissed the appeal with costs. R. G. Code, for the plaintiff. G. F. Henderson, K.C., for the defendants.

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ALSO PROCESS CO. v. CULLEN—MASTER IN CHAMBERS—OCT. 12.

*Venue—Action for Infringement of Patent of Invention—R.S.C. 1906 ch. 69, sec. 31—“May.”*]—This was an action for infringement of the plaintiffs' patent by the defendant, who

\*To be reported in the Ontario Law Reports.