

Held (MEREDITH, J., dissenting), that by virtue of the by-law permitting running at large, the cattle were properly on the Crown lands, and hence the defendants were liable under the above enactment. Such a by-law affects all unenclosed lands, and under it cattle may properly depasture and ramble over all open lands, wastes or commons, even if owned by the Crown, if no objection is taken thereto and no barrier or fences be erected against them.

Per MEREDITH, J., Municipal bodies have no such ownership or control over private property or Crown lands as to enable them to give a right to the cattle in question to be upon the lands from which they strayed on to the railway track, and the cattle were trespassers thereon and the defendants therefore not liable. There are no commonable rights in Crown lands.

J. H. Clary, for plaintiffs. *D'Arcy Scott*, for defendants.

ELECTION CASES.

Macleannan, J.A.] IN RE HURON VOTERS' LISTS. [Jan. 27.

Parliamentary elections—Voters' lists—Revision of lists—Correction of lists—Complainant—Posting up lists—Time for objecting—Deputy registrar of deeds.

A person resident in, and entitled to be placed upon the manhood suffrage register for a town forming part of an electoral district is entitled to require the revision, under s. 13 of the Ontario Voters' Lists Act, R.S.O. 1897, c. 7, of the voters' lists for another municipality forming part of the same electoral district, and is also entitled to require the subsequent revision of such lists provided for by ss. 22 and 23 of the Ontario Voters' List Act, R.S.O. 1897, c. 7.

A deputy registrar of deeds is not entitled to vote at an election of a member of the Legislative Assembly of Ontario for the electoral district in which he is acting as such deputy registrar, and is not entitled to be placed on the voters' lists in such district.

The date mentioned by the clerk of the municipality in the advertisement published by him pursuant to s. 12 of the Ontario Voters' Lists Act, R.S.O., 1897, c. 7, as that upon which the voters' lists have been posted up in his office, is the date from which the time for taking proceedings, limited by s. 17, runs, even though the clerk has in fact posted up the lists some days before the date named in the advertisement.

Proudfoot, K.C., appeared for certain electors interested.