

of inflammable material on the right of way and the user of a defective engine, resulting in a fire spreading from the right of way to plaintiff's property. It was questioned whether or not apart from the limitation of the action, this damage came within the expression "by reason of the railway" used in said section.

Held, that said damage was included in such expression; and that as the section referred to of the Consolidated Railway Act was incorporated in the special charter of the defendant company, the action would not lie as having in fact been brought within the six months' limitation and that this was not effected by the extension of time granted by s. 242 of the Railway Act, of 1903.

Martin, K.C., for plaintiff. *Davis*, K.C., for defendant.

Book Reviews.

The Supreme Court Act, R.S. c. 139 (1906), and Rules, with reference to all the decisions of the Court dealing with its practice and jurisprudence, by EDWARD ROBERT CAMERON, one of His Majesty's Counsel, and Registrar of the Court. Toronto: Canada Law Book Company, Limited, 1907.

This compilation will be of great benefit to the profession, especially as some eight years have elapsed since the publication of the second edition of Mr. Cassel's book. The author reminds us that in the Revised Statutes of 1906, the sections of the old law relating to appellate jurisdiction of the Supreme Court are entirely re-drafted, but that this revision, however, makes no alteration in the law.

The book is in three main divisions: 1. The Supreme Court Act. 2. The rules and orders, which are given as they stand today amended by the different orders passed since February, 1876. 3. An appendix referring to appeals under special Acts; such as, Exchequer, Election, Railway, Winding-up and Criminal appeals, and the Orders of the Privy Council.

The construction adopted is to give the various sections and rules under their numerical order, and at the end of each, under appropriate headings is given a digest of the authorities bearing upon them. We may well suppose that one so familiar with the subject as is Mr. Cameron has not omitted any case which might