

session of the mortgaged premises, and to a reference to the local Master at Hamilton to take the accounts, and the plaintiffs are entitled to judgment against the mortgagors for the amount found to be due on the account, with costs to be added to the mortgage account. Further directions and costs reserved. Thirty days' stay.

Teetzel, Harrison, & Lewis, Hamilton, solicitors for plaintiff.

W. H. Barnum, Dutton, solicitor for defendants.

LOUNT, J.

AUGUST 13TH, 1902.

TRIAL.

WASON v. DOUGLAS.

Trespass—Boundaries—Injunction.

Action for damages for trespass and for injunction restraining defendant from further trespassing on plaintiff's land, part of lot 12 in the 1st concession of the township of Dummer in the county of Peterborough. Both plaintiff and defendant derive title from a common grantor, their respective paper titles being undisputed. The main question is as to the true boundary line between the land of each party.

G. H. Watson, K.C., and G. Edmison, K.C., for plaintiff.

E. B. Edwards, K.C., for defendant.

LOUNT, J., held, that the middle of the creek or stream called the Blind Creek is the true and correct southerly limit or boundary of the plaintiff's land, and that such limit runs along the middle of the most southerly of the said channels at high water mark.

Judgment for the plaintiff for \$5 and costs. Thirty days' stay.

Edmison & Dixon, Peterborough, solicitors for plaintiff.

E. B. Edwards, Peterborough, solicitor for defendant.

LOUNT, J.

AUGUST 15TH, 1902.

CHAMBERS.

McAVITY v. MORRISON.

Patent for Invention—Trade Mark—Contract for Right to—Breach of—Counterclaim—Injunction.

Motion by plaintiffs to strike out matters pleaded by way of defence and set up by counterclaim. Action for damages and injunction restraining defendants from advertising and