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 REPORTS AND NOTES OF CASES.
 

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 Province of Ontario.
 

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 COURT OF APPEAL.
 

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From Divisional Court.] THORNE v. PARSONS.

[Sept. 19.]

*Will—General gift—Context confirming it to real estate—Deleted words—Right to look at.*

By one of the clauses of his will a testator gave to his nephew his mill, tannery houses, lands and all his real estate, effects and property whatsoever and of what nature and kind soever at a named place, chargeable with certain legacies.

*Held*, that the clause when taken by itself would include personal as well as real property, yet when read with other clauses of the will, and the whole context taken into consideration, the gift was limited to the real estate.

The judgment of the Divisional Court reversing the judgment of the Master in Ordinary affirmed.

*Quere*, whether in constructing a will deleted words can be looked at.

*D. O. Cameron and T. J. Blain* for appellants. *S. H. Blake, K.C.*, *D. W. Saunders and W. T. J. Lee*, for respondents.

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 From Divisional Court.]

[Sept. 19.]

ARMSTRONG v. CANADA ATLANTIC R.W. CO.

*Master and servant Workmen's Compensation Act—Notice of injury—Absence of—Reasonable excuse—Meaning of—Cause of injury—Matter of conjecture—Negligence.*

Whether notice of injury required by s. 9 of the Workmen's Compensation for Injury Act, 1897, c. 160, is for the employers' protection against stale or imaginary claims, and to entitle him, while the facts are recent, to make enquiry, the injured workman, however, is the primary object of the legislative consideration; and therefore under such section and ss. 13, 14 notice may be dispensed with where there is reasonable excuse for the want thereof, the employer not being prejudiced thereby.