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DIARY FOR OCTOBER.

1. Fri.....William D. Powell, 5th C.J. of Q. B. 1816.
3. Sun.....15th Sunday after Trinity.
4. Mon.....C. C. term and sittings for trial of non-jury cases begin (except in York).
7. Thur...Henry Alcock, 3rd C.J. of Q. B. 1802.
8. Fri.....R. A. Harrison, 11th C.J. of Q. B. 1875.
9. Sat.....C. C. term (except in York) ends.
10. Sun.....16th Sunday after Trinity.
11. Mon.... C. C. York term begins.
13. Wed....Battle of Queenston 1812. Lord Chancellor Lyndhurst died 1863, at. 92.

TORONTO, OCTOBER 1, 1886.

THE word *West* seems to be almost synonymous with freedom from old-time traditions, and emancipation from what are generally supposed to be useless forms and ceremonies. The jurisdiction of Judge Lynch, the type of rough and ready justice, has gradually followed the setting sun, and so the traveller to the Far West scarcely expects to find at the jumping-off place on the extreme western limit of the continent the Bench and Bar adorned with the horse-hair wigs we were once familiar with at Westminster Hall. Judging from some of the sights between Toronto and Victoria, scalp-locks might be suggested as more in keeping with the environment, unless indeed it were thought desirable for the Judges and the Bar of the Supreme Court of British Columbia to wear wigs in view of the story told of an officer, whose bloodless scalp, in the shape of a wig, once remained in the grasp of a terror-stricken brave, who never raised a scalp with so much ease before.

The matter before the Supreme Court at Victoria when we happened there last month and had the honour of seeing the wigs, was the appeal from the judgment

of Chief Justice Begbie in the case of *Edmonds v. Canadian Pacific R. W. Co.*, in the which the learned Chief had granted an injunction restraining the Company from extending their line from Port Moody to the City of Vancouver. This judgment was upheld by the majority of the court (Crease and McCreight, JJ.) against the dissenting opinion of Mr. Justice Gray. We confess that we failed to follow the latter in his reasoning. The law of the case certainly has nothing to do with what, if anything, is due to such an energetic and patriotic corporation as the C.P.R., which he apparently thought ought to be encouraged, rather than damped, in their pursuit of the setting sun. The judgment delivered by Mr. Justice Crease, on behalf of himself and Mr. Justice McCreight, took up and followed in a clear and sensible manner what seems to be the plain meaning of the statute, and from the result, which the majority of the court arrived at, there would seem to be no escape. Of course it is only a question of time with the Company in getting to Vancouver, as we presume the Legislature would soon cut the Gordian knot, and nobody be the worse, except a few land speculators who own pieces of rock at Port Moody.

WHILE the Commissioners for the Consolidation of the Statutes are revising the Real Property Acts, we think there are one or two matters deserving of their attention, and which they might fittingly recommend to the legislature as proper subjects for amendment.

The first is the making of estates tail liable for the debts of the tenant in tail. This was accomplished in England by