

injunction order that the order is not entitled in the cause, where the defendant has not been misled.

*Earle*, K.C., and *Baxter*, for defendants. *Teed*, K.C., for plaintiffs.

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Barker, J.]

WOOD v. LEBLANC.

[Feb. 21.]

*Interlocutory injunction—Undertaking as to damages—Order for assessment.*

Claims for small damages by some defendants ordered to be included in an order for assessment of damages by other defendants under an undertaking given on obtaining an interlocutory injunction, where they arose from the restraint of acts the injunction was obtained to prevent from being done.

*Pugsley*, Attorney-General, and *Friel*, for defendants. *Teed*, K.C., for plaintiff.

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Barker, J.]

PETERS v. AGRICULTURAL SOCIETY.

[March 9.]

*Agreement—Consideration—Public exhibition—Competition for medal.*

Three proprietors of blends of teas exhibiting their teas at a public exhibition held by the defendant society allowed their teas to be judged by a committee appointed by the society in competition for a gold medal offered by the society. During the exhibition each of the competitors served the public gratuitously with samples of made tea, and tea was served by them to the committee in the same way that it was served to the public. The committee having awarded the medal to the plaintiff:—

*Held*, that there was consideration for the offer entitling the plaintiff to the medal.

*Currey*, K.C., and *W. A. Ewing*, for plaintiff. *G. W. Allen*, K.C., and *R. W. McLellan*, for defendants.

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Barker, J.]

PATTERSON v. PATTERSON.

[March 21.]

*Partition—Previous sale of land—Title of vendor confirmed—Cost of vendee—Evidence—Ancient documents.*

Where a suit for partition of lands sold previously to the commencement of the suit established the exclusive title of the vendor and the suit was not caused by any fault of his, the vendee made a party to the suit was held not to be entitled to deduct his costs from the purchase money.