

The Ontario Weekly Notes

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TORONTO, DECEMBER 21, 1910.

No. 13.

HIGH COURT OF JUSTICE.

MIDDLETON, J.

DECEMBER 9TH, 1910.

COUNTY OF WENTWORTH v. TOWNSHIP OF SALT-
FLEET AND BURLINGTON BEACH COMMISSION.

COUNTY OF WENTWORTH v. BURLINGTON BEACH.
COMMISSION.

Assessment and Taxes—County Rate—Portion of Township Separated for Municipal Purposes—7 Edw. VII. ch. 22 (O.)—Burlington Beach Commission—Equalization of Assessments—Amending Act, 9 Edw. VII. ch. 25—Interpretation Act, sec. 7, sub-secs. 46, 47, 48—Assessment Act, secs. 85, 86.

Actions to recover the sums assessed by the county council for county purposes against the defendants.

J. L. Counsell, for the plaintiffs.

G. Lynch-Staunton, K.C., for the defendants the Corporation of the Township of Saltfleet.

J. G. Farmer, for the defendants the Burlington Beach Commission.

MIDDLETON, J.:—By the Act respecting Burlington Beach, 7 Edw. VII. ch. 22 (O.), some 250 acres formerly in the township of Saltfleet were vested in "The Burlington Beach Commission." For judicial purposes the territory is still a part of the county of Wentworth (sec. 25), as also for the purposes of the Liquor License Act and elections (secs. 23 and 24), but, by sec. 22, it shall be deemed to be separated from and to no longer form part of the township of Saltfleet or of the county of Wentworth for municipal purposes. By the same section the Commissioners "shall annually return . . . to the said county until the year 1933, inclusive, . . . such sum