

Freehold and Partly Leasehold—*Meaning of.*—In *quo warranto* proceedings under the Municipal Act, it is permissible to join two or more persons in the one motion only when the grounds of objection apply equally to both.

Where, therefore, the ground of objection was as to the qualification of two aldermen, which was separate and distinct, the joining of the two in one motion was held to be improper.

Property which had been in the undisputed possession of an elected candidate for fourteen years, he paying no rent nor giving any acknowledgment of title thereto, his title being admitted by the previous owner, who a few days after the election executed a conveyance thereof to him, was held to constitute a sufficient qualification.

The qualification which by section 76 of the Municipal Act is allowed to be "partly freehold and partly leasehold," is satisfied by half the amount being freehold and half leasehold. *Reg. ex rel. Burnham v. Hagerman and Beamish*, 636.

Lowering Grade to Highway—*Arbitrators*—*Power of Awarding Compensation to Landowner.*—See ARBITRATION AND AWARD, 1.

Police Magistrate—*Accommodation*—*Stationery.*—See POLICE MAGISTRATE.

Electric Railway—*Railway*

Committee of Privy Council—*Right of Way*—*Jurisdiction*—*Injunction.*—See RAILWAYS, 1.

Ditches and Watercourses—*Engineer*—*Appointment of*—*Award*—*Revocation of Appointment*—*Consent of Ratepayer.*—See DITCHES AND WATERCOURSES ACT.

County Council—*Appeal from By-law of Township Council*—*Altering Boundaries of School Section.*—See PUBLIC SCHOOLS, 2.

Erection of Buildings—*By-law Authorizing Contract*—*Waiver.*—See CONTRACT, 3.

NEGLIGENCE

Trespass—*Dangerous Article near Highway*—*Infant.*—Plaintiff, a boy of twelve years of age, passing along the highway entered upon defendants' property, which adjoined it, and taking a fog signal out of a box on a hand car standing there, struck the fog signal with a stone when it exploded injuring him:—

Held, that the defendants were not liable.

Judgment of ARMOUR, C.J., at the trial, affirmed. *McShane v. The Toronto, Hamilton and Bruce R. W. Co.*, 185.

Infant playing on Highway—*Accident.*—See MUNICIPAL CORPORATIONS, 4.