

acceptance of the bill in payment, barred the client of his right to the delivery of a detailed bill of costs: and the court while allowing the appeal directed a delivery of the bill of costs as claimed.

APPEAL—"FINAL ORDER IN ACTION"—RULE 879—(ONT. JUD. ACT, s. 73).

*Johnson v. Refuge Assurance Co.* (1913) 1 K.B. 259, may be briefly noticed for the fact that the Court of Appeal (Buckley, and Kennedy, L.JJ.) held that an order of a Divisional Court dismissing an appeal from a final judgment in a County Court action, is, for the purpose of appeal "a final order" in an action within the meaning of Rule 879, (see Ont. Jud. Act, s. 73).

CRIMINAL LAW—INDICTMENT—JOINDER OF SEVERAL CHARGES AGAINST DIFFERENT DEFENDANTS—LARCENY ACT, 1861 (24-25 VICT. c. 96, s. 5)—(CR. CODE ss. 856, 857).

*The King v. Edwards* (1913) 1 K.B. 287. This was an application to quash an indictment after verdict. The English Larceny Act, 1861, s. 5, provides that several counts may be included in an indictment for any number of distinct acts of stealing, not exceeding three, committed against the same person within the space of six months from the first to the last of such acts (see Cr. Code ss. 856, 857). In the present case the indictment included one count for larceny against one defendant and also another count for larceny against the same defendant and another person jointly. This the Court of Criminal Appeal, (Ridley, Phillimore and Bankes, JJ.) held was not warranted by the Act, and the indictment was quashed, notwithstanding it was urged upon the part of the Crown that the defendant's case was devoid of merits, the court being of the opinion that some degree of prejudice had resulted to the defendants from the joinder of the counts.

PRINCIPAL AND AGENT—AGENT BORROWING WITHOUT AUTHORITY—UNAUTHORIZED LOAN TO AGENT APPLIED IN PAYMENT OF PRINCIPAL'S DEBTS—LIABILITY OF PRINCIPAL—NOTICE TO LENDER OF AGENT'S LACK OF AUTHORITY OF AGENT—EQUITABLE RIGHT OF LENDER.

*Reversion Fund and Insurance Co. v. Maison* (1913) 1 K.B. 364. This was an action by the plaintiff to recover from the de-