

The question involved was as to the jurisdiction of the Court to grant such an injunction before judgment had been obtained against defendant.

Held, Rouleau, J., dissenting, that such jurisdiction did not exist. Appeal dismissed with costs.

McCaul, Q.C., for appellant. *Muir*, Q.C., for respondent.

Flotsam and Jetsam.

The following item of news recently appeared in one of our provincial daily papers :

"St. Paul, Minn., Dec. 13.—One of the largest verdicts in a personal injury case obtained in the district court has been rendered in the case of Michael J. Reem by his guardian, A. D. Litem, against the Street Railway Company. The verdict was for \$10,500. The plaintiff is a fourteen-year-old boy. It was claimed that the car was crowded, and that he was pushed off the car and under the wheels."

A subscriber who sends the above to us asks Messrs. Flotsam & Jetsam to inform him whether the guardian in the above case is any relation to our own eminent and highly-esteemed John Hoskin, Q.C. Upon being interviewed, the latter gentleman, with his usual promptitude and definiteness, replied in the affirmative, being, as he says, "The only official A. D. Litem."

A cheque deposited to the credit of a person named as "trustee" is held in *Duckett v. National Mechanics' Bank* (Md.) 39 L.R.A. 84, to be sufficient notice to the bank that he is not the actual owner of the money, so that the bank will be liable for the loss to the trust estate if it gives the trustee credit on his individual account, and allows him to check out the funds on personal matters. But it is held otherwise with a cheque not naming him as trustee, although there is a clause in it stating that it is the balance of purchase money due him as trustee.

A party went into a lawyer's office in New Brunswick some months ago to consult him upon following statement of facts: He had bought a tract of land upon which a water mill had once stood. The mill had rotted down years before the purchase, and the only relics were two old wheels lying in the stream. Question: Who owns the old wheels, the grantor or grantee? The lawyer expressed some doubt as to the ownership, which surprised the purchaser of the land, who said: "Just look at my deed, it says all *remainder* and *remainders*, and are not the wheels the *remains* of the old mill?"