

HIGH COURT OF JUSTICE.

Divisional Court, Cty.]

[May 11.]

RE MCALLISTER.

Will—Construction—"Heirs"—Rule in Shelley's case.

This was an appeal from an order of RIDDELL, J.

This case is referred to at length, ante, p. 363. The appeal was dismissed.

Armour, K.C., for appellant. Lazier, for executors. J. R. Meredith, for infants.

Mulock, C.J.Ex.D., Teetzel, J., Middleton, J.]

[May 17.]

HAMILTON v. PERRY.

Married woman—Judgment against—Form of—Division Court jurisdiction.

Appeal from order of CLUTE, J., in chambers.

The main point in this case is referred to at length, ante, p. 361. Appeal allowed.

W. J. Clark, for defendant. King, K.C., for plaintiff.

Riddell, J.]

WILSON v. DEACON.

[May 27.]

Contract—Agency—Commission—Sale for principal.

This was an action to recover commission on the sale of some patent rights. The plaintiff was an agent for the sale of them. The defendant had invented a carpet sweeper, and employed the plaintiff to sell the patent rights, even before the patent actually issued. The plaintiff took a great deal of trouble in the matter, and at length had the arrangement put into writing as follows:—

"With regard to our conversation concerning the selling of your patent right for Great Britain, Canada, and the United States of America, I am willing to accept twenty-five per cent. of the proceeds received for the sale or sales of said patent rights for carpet sweeper. It being understood that no other agent will have any power to act in this matter without my instructions while I am acting in your behalf." Subsequently the defendant