

"3. And I find that at the date of this, my report, there is due to the said plaintiff, for principal money, interest and costs, and that there will accrue to it for subsequent interest upon its said mortgage securities up to the day hereinafter appointed for payment, the sums following:

Balance of principal money due on the two mortgages in the statement of claim mentioned	\$460 00
Interest on \$460 from October 9th, 1911, to date of this report	2 11
Six months' subsequent interest on \$460 from 6th November, 1911, to 6th May, 1912...	13 80
Costs taxed and revised at	343 91

Total due plaintiff, 6th November, 1911 ... \$819 82

"4. And I appoint the said sum of \$819.82 to be paid by the said defendants into the Canadian Bank of Commerce at Ottawa, to the joint credit of the said plaintiff and the accountant of the Supreme Court of Judicature for Ontario, between the hours of ten o'clock in the forenoon and one o'clock in the afternoon of the said 6th day of May next."

C. H. Cline, for the motion.

F. A. Magee, for the plaintiffs, contra.

HON. MR. JUSTICE SUTHERLAND:—The certificate of the registrar referred to in the report was, of course, the abstract filed pursuant to Rule 745. It was the duty of the Master under Rule 744 to enquire as to encumbrances and the duty of the plaintiffs to bring into the Master's office the certificates of the registrar and sheriff setting forth all the encumbrances. It was of course in the interest of the plaintiff to take care that all persons having any claim as subsequent encumbrances were made parties, as unless this were so, difficulty might be caused later in case of a subsequent sale. That is a risk the plaintiff takes in case he fails to do so

Written reasons were given by the Master for his conclusions. I quote from these:—

"Mr. Cline contends:—

"First. That the original defendants who purchased subsequent to the plaintiffs' mortgages and as against whom the plaintiff discontinued, should be made parties in the Master's office on taking the account.