

Quebec.]

OTTAWA, NOV. 16, 1891.

HOLLAND V. ROSS.

Crown Lands, P. Q.—Location tickets—Transfer of purchaser's rights—Registration of—Waiver by Crown—Cancellation of license—23 Vic. c. 2, secs. 18 & 20—32 Vic. c. 11 sec. 18 (Q)—36 Vic. c. 8 Q.

A location ticket of certain lots was granted to G. C. H. in 1863. In 1872, G. C. H. put on record with the Crown Land Department that by arrangement with the Crown Land Agent he had performed settlement duties on another lot known as the homestead lot. In 1874, G. C. H. transferred his rights to appellant, paid all monies due with interest on the lots, registered the transfer under 32 Vict. c. 11, sec. 18, and the Crown accepted the fees for registering the transfer and for the issuing of the patent. In 1878, the Commissioner cancelled the location ticket for default to perform settlement duties.

Held. That the registration by the Commissioner, in 1874, of the transfer to respondent was a waiver of the right of the Crown to cancel the location ticket for default to perform settlement duties, and the cancellation was illegally effected.

Appeal allowed with costs.

Lacoste, Q.C., & Nicolls for appellant.

Laflamme, Q.C., & Robertson, Q.C., for respondent.

THE DEATH OF PRINCE VICTOR.

At the opening of the January Term of the Court of Appeal at Montreal, January 15th, the Hon. Chief Justice Lacoste referred to the decease of the Duke of Clarence and Avondale in the following terms :—

Il est de notre devoir, avant de commencer l'ouvrage de ce terme, d'exprimer notre douleur profonde de la mort du prince Albert Victor, héritier présomptif de la Couronne d'Angleterre.

Nous nous associons de tout cœur au grand deuil dans lequel sont plongés, notre gracieuse Souveraine, le prince et la princesse de Galles, la famille royale ainsi que la fiancée du noble défunt, et nous leur offrons en toute humilité nos sympathies et nos condoléances.

Placé par sa naissance dans une position tout à fait exceptionnelle, après avoir enduré les peines et les labeurs que nécessitent l'apprentissage d'une vie comme la sienne, le prince a été enlevé