

defendant's appointment to the office of keeper of the common gaol in and for the county of Oxford, and to procure the consent of the said Butler to such appointment. The defendant was found guilty; and, at the request of his counsel, the learned judge stated the case, in which was set forth that the material part of the evidence was, that the defendant promised Butler, a private individual (except that, being a defeated candidate for the legislature, he had the patronage of his riding), \$1,000, if he would assist him in getting or recommend him for the position of gaoler of the common gaol at Woodstock.

Moss, C.J.O.:—The first question, and, as it appears to us, the only one necessary to consider, is: "Does the indictment upon its face disclose an offence?"

We are of opinion that this question should be answered in the affirmative. The indictment does not purport to be framed under any particular section of the Code; but the language of the charge plainly brings it under the latter part of sec. 158 (f), viz., the case of one who offers or promises compensation, fee, or reward to another, under the circumstances and for the causes stated in the earlier part of the section. We are also of opinion that the evidence is sufficient to sustain the conviction under sub-sec. (f) of sec. 158.

Makins, K.C., for the defendant. Cartwright, K.C., and Bayly, K.C., for the Crown.

HIGH COURT OF JUSTICE.

Meredith, C.J.C.P.]

[Dec. 23, 1911.

RE ROBERTSON AND DEFOE.

Vendor and purchaser—Building restrictions—Detached houses—Use of as residential or business premises—Apartment house.

This was a motion by a proposed purchaser, under the Vendor's and Purchaser's Act, with respect to requisitions on the title. Under the contract of sale it was provided that no detached or semi-detached house should be built, but that one detached three-suite dwelling house, not more than three stories in height might be erected, etc. It was also provided that no such building should be used for any business purposes, but only for residential purposes.