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DECISIONS IN COMMERCIAL LAW.

A judgment was given by the Recorder, at Montreal, this week, in regard to the interpretation of a market by-law. Wholesale butchers are prohibited by the by-law from selling less than a whole carcass of meat. One Bickerdike, sold 2,000 lbs. of meat, which was to be made up of cut carcasses. The validity of the sale was attacked. The defence maintained that the quantity sold was greater than a carcass and therefore the sale was legal. The Recorder held that the by-law expressly prohibited the sale of cut carcasses, but as the sale was for a large quantity, and made in good faith, only a nominal fine of \$1 and costs was imposed.

FENWICK V. ROBERTSON.—Judgment given by Rose, J., in the High Court of Justice on a special case stated for the opinion of the court. By policy dated May 22nd, 1883, Kenneth N. Fenwick (deceased), then married, insured his life for \$5,000 for the benefit of his wife. His wife died June 19, 1895, and he married again March 2nd, 1896. After the death of his second wife he surrendered the policy and received instead a paid-up policy for \$1,187, and expressed to be "on the life of himself for the benefit of his wife." On June 26th, 1895, the deceased married his third wife, the plaintiff. The deceased died on January 21st, 1896, without making any alteration in or declaration as to the policy, but left a will whereby he devised and bequeathed all his property to his executors in trust, inter alia, "to apply the moneys payable in respect of my life insurance policies on my life or in or towards payment of the mortgages on my real estate." The amount payable in respect of mortgages at his death was about \$18,500, and, irrespective of the policy in question, there were at his death policies upon his life payable to his executors securing about \$13,000. Held, that section 7 of R.S.O., 1887, ch. 136, applies to a policy for the benefit of his wife only, or for the benefit of the wife and children, or for the benefit of the wife or children; and that the will did not affect a reapportionment of the insurance moneys, by relieving the estate, bequeathed to wife and children, from payment of the mortgages. Judgment therefore for plaintiff upon the special case declaring her entitled to the moneys.

BANQUE D'HOCHELAGA V. MARITIME RAILWAY NEWS CO.—It was held in the Supreme Court, Nova Scotia, on appeal, that the service on one or more partners was good service on all partners, although the firm had been dissolved, if plaintiffs had no knowledge of the dissolution.

RECENT failures have been reported from Nova Scotia, as follows: J. E. Sancton, long in business in a moderate way, as a jeweler, at Bridgetown, has been obliged to assign, and owes about \$3,000, \$1,500 being covered by preferences. Assets are calculated at \$2,000.—At Turo, the firm of D. Nelson & Son have for some years been doing a general business, largely in the handling of bankrupt stocks, which has not panned out satisfactorily, and their assignment is now reported.—Albert Johnson, a Halifax builder, is reported insolvent, with moderate liabilities, due altogether locally.—C. M. Fowler & Co., furniture dealers at Parrsboro', have assigned, making preferences in favor of the Windsor Furniture Co., who are the principal creditors,

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