

✦ The Docket ✦

VOL. V.

TORONTO, JANUARY 24, 1894.

NO. 1.

ANNOUNCEMENT.

BY THE PUBLISHERS OF "THE DOCKET."

We beg to inform the profession and the public generally that a change has been made in the management as well as the proprietorship of "The Docket," since its last issue.

We are aware, from reports made to us and our agents, that during the last year or two the journal has not been delivered to subscribers with proper regularity. Although not responsible for this, we regret that such has been the case, and we have made systematic arrangements for a sure delivery of all future issues, intending to keep faith with our subscribers and do as we would be done by.

We would ask those who have felt justly annoyed at not receiving copies of "The Docket" to once more give the journal that support which we intend it shall serve during this and succeeding years. Any suggestions will be gratefully received, and any complaints promptly remedied.

Attention is called to the Assize lists issued as a supplement to "The Docket." By reason of the increasing list of our subscribers, we are able to publish these in connection with "The Docket" for an almost nominal additional sum.

CONTENTS.

| | PAGE. |
|---|-------|
| Sittings of Supreme Court..... | 1 |
| Sittings of Exchequer Court..... | 1 |
| Sittings of Court of Appeal..... | 1 |
| Sittings of High Court of Justice..... | 1 |
| Sittings of the County Court of York..... | 2 |
| Sittings of the Outer County Courts..... | 2 |
| General Sessions..... | 2 |
| Fees and Rules Regarding Copies of Evidence.... | 2 |
| New Rules of Court..... | 3 |
| Jurisdiction of County Courts..... | 4 |
| Jurisdiction of Division Courts..... | 4 |
| Division Courts of County of York..... | 5 |
| Limits of Division Courts (York)..... | 6 |
| Sittings of Outer Division Courts..... | 7 |
| Registrar of Deeds..... | 11 |
| County Officers—Ontario..... | 12 |
| Commissioners for Outside Provinces..... | 14 |
| Legal Directory of Barristers..... | 14 |
| Intestates estates; Table of Distribution..... | 24 |

SITTINGS OF COURTS, 1894.

Supreme Court of Canada.

Tuesday, 20th February.
Tuesday, 1st May.
Tuesday, 23rd October.

Exchequer Court of Canada.

Toronto Admiralty District.

Local Judge, Joseph Easton McDougall,
Registrar, John Bruce.
Marshall, Wm. Boyd.
Reporter, Alex. Downey.

Sittings of Court fixed on order of Local Judge when cases ready for trial. Chambers same time and place as County Court Chambers.

Court of Appeal.

Tuesday, 9th January.
Tuesday, 6th March.
Tuesday, 8th May.
Tuesday, 4th September.
Tuesday, 6th November.

During the sittings of the Court, Division Court Appeals and Chamber applications are heard on Saturdays. When the Court is not sitting, any day can be arranged for, at the convenience of the Judge.

High Court of Justice.

Chancery Divisional Court.

Thursday, 15th February.
Thursday, 7th June.
Thursday, 6th December.

Q. B. and C. P. Divisional Courts.

Hilary—Monday, 5th February.
Easter—Monday, 21st May.
Michaelmas—Monday, 19th November.

A judge sits at Osgoode Hall every week except during vacation. The business is taken as follows:—

Mondays and Fridays, Chambers.—Motions first, appeals afterwards.

Tuesdays, Wednesdays and Thursdays, Court.

Mr. Winchester, Master in Chambers, holds chambers every day at 11 a.m.

County Court, County of York.

Judge, Joseph Easton McDougall.
 Junior Judge, Edward Morgan.
 2nd Junior Judge, F. M. Morson.
 Sheriff, J. H. Widdifield.
 Clerk, Alex. M. Ross.
 Reporter, Thos. Bengough.

For the Hearing and Trial of Jury and Non-Jury Cases.

Tuesday, 6th March.
 Tuesday, 8th May.
 Tuesday, 11th September.
 Tuesday, 4th December.

The Court of General Sessions also sits on the same days.

For the Hearing of Non-Jury Cases. Special Sittings fixed by Judge.

Monday, 5th February.
 Monday, 9th April.
 Monday, 15th October.

Term Motions and applications for New Trials, and Sittings of Surrogate Courts.

Monday, 8th January.
 Monday, 2nd April.
 Monday, 11th June.
 Monday, 8th October.

Outer County Courts—York.**For the hearing and trial of Jury and Non-Jury Cases.**

Tuesday, 12th June.
 Tuesday, 11th December.

For hearing of Non-Jury Cases.

Tuesday, 3rd April.
 Tuesday, 2nd October.

Term Motions and applications for New Trials and Sittings of Surrogate Courts.

Monday, 8th January.
 Monday, 2nd April.
 Monday, 2nd July.
 Monday 1st October.

Chambers.

Chambers will be held every day during the sittings, at the noon adjournment, by Judge McDougall. At other times they are held at Judges' Chambers, corner of Church and Adelaide streets, at ten every morning except Saturday.

The Heirs, Devisee and Assignee Commissioners sit at Toronto on the first Monday in January, and the first Monday in July in each year, and on the thirteen days next following the said days respectively, Sundays and holidays excepted.

General Sessions

are held on the same dates as the County Court Jury sittings for trial.

FEEES AND RULES REGARDING COPIES OF EVIDENCE.

The fees for copies of evidence in the County Court are five cents per folio (100 words) for each copy.

On each TERM MOTION there must be filled with the motion paper a copy of the evidence. This copy must be paid for (at five cents per folio) by the party moving. It does not then become his property, but is filed with the clerk for the exclusive use of the Court before whom the motion is to be heard. If the party moving desires a copy of the evidence for his own use he must pay for a second copy at the same rate.

On each APPEAL FROM A COUNTY COURT the applicant must purchase two copies of the evidence at five cents per folio each. One of these copies is filed with the Clerk of the County Court and sent to the Court of Appeal with the original papers. The second copy is sent to the printer to be set up for the appeal book.

FULFORD ARNOLDI,
SPECIAL EXAMINER,

Supreme Court of Judicature for Ontario,

Osgoode Hall, - Toronto.

New Rules of Court.

The following new rules were passed by the Supreme Court of Judicature for Ontario for 29th December, 1893:

For rules 210, 211, 212 (hereby repealed) substitute the following:

210—A judge shall be at Osgoode Hall every week, except vacation, for the purpose of disposing of all business, except trials, which may be transacted by a single judge. All applications during the week are to be made to the judge assigned to take the weekly work.

211—The business of the weekly sittings shall be as follows:

Monday and Friday—Chambers business. Motions first, appeals afterwards.

Tuesday, Wednesday, and Thursday—Court business.

212—All business, except ex-parte motions, is to be entered on a list for each court day, and to be disposed of in the order of entry, unless otherwise directed by the judge.

212 (a)—Lists shall be prepared by the proper officers, of all court business for each day, in which the causes and matters shall be entered in the order in which the praecipes are filed with the officer.

212 (b)—The above rules shall come into operation on and after the 8th January, 1894, and prior publication in the *Ontario Gazette* is hereby dispensed with.

In addition to the above rules of court the following rules respecting the sittings for trial of actions were passed by the Supreme Court of Judicature for Ontario on the 4th January inst.

A list of non-jury causes to be tried at Toronto shall be prepared by the proper officer, upon which he shall enter all actions wherein, after close of the pleadings, notice of trial has been given by either party.

Either party shall be at liberty to give ten days' notice of trial in respect of such non-jury causes, and to enter the same on the trial list, and such actions may be tried in the order in which they are entered at the current or next available sittings of the court.

Notwithstanding the rules passed this day, both jury and non-jury cases may be entered for trial at the sittings appointed to begin on Tuesday, 16th January, 1894, at the city of Toronto. The non-jury list shall be taken at Osgoode Hall on the 16th January, 1894, and the jury list at the court house on the same day.

In cases of non-jury actions to be tried at Toronto, notice of trial may be as follows:—

“In the High Court of Justice, — Division: A. B. v. C. D.:

“Take notice of trial of this action (or the issues in this action ordered to be tried) at the City of Toronto in ten (or five) days after the service hereof, or as soon thereafter as the court may be sitting for the trial of actions: without a jury.

“X. Y., Plaintiff's Solicitor.

“Dated, etc. (or as the case may be.)”

After the expiration of the time mentioned in the notice of trial of an action in Toronto, without a jury, either party may enter the action for trial. If both parties enter the action for trial, it shall be tried in the order of the plaintiff's entry.

The party entering the action for trial in Toronto without a jury shall at the time of the entry thereof deliver to the proper officer one copy of the whole of the pleadings in the action, for the use of the Judge at the trial, such copy to be certified as a true copy by the officer having charge of the pleadings filed, and to be called the record.

Actions to be tried in Toronto without a jury may be entered for trial before or during any sittings for the trial of actions without a jury; but no such action shall be placed on the peremptory list for trial before the day following that on which the same is entered.

WM. DICKSON.

CHAS. J. TOWNSEND.

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✧ The Docket ✧

A journal furnishing important and interesting information to the Legal Profession, Suitors, Witnesses, Jurors, and the General Public in connection with the various Courts. Published by

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with " " 1.50 " "

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1½ inch each issue, \$2.50; per year, \$8.00.
" " " 3.00; " " 10.00.

Cards of Commissioners for taking affidavits for use outside of Ontario, \$1.00 per year.

Jurisdiction of County Courts.

(R.S.O., c. 47, ss. 18, 19, 20.)

A COUNTY COURT HAS JURISDICTION

1. In *personal actions* up to \$200.
2. In *claims of debt* and contract where the amount is liquidated or ascertained by the act of the parties or the signature of the defendant, up to \$400.
3. On *bail bonds* to any amount, in any case in a County Court.
4. On *recognizances of bail* taken in a County Court, whatever the amount recovered.
5. In *replevin*, when the value of the goods taken does not exceed \$200.
6. In *interpleader*.
7. In actions for the recovery of land, if the yearly value of the premises does not exceed \$200, and (a) the term has expired or has been determined by a notice to quit, or (b) the rent is 60 days in arrears and the landlord has the right to re enter for non-payment.

A COUNTY COURT HAS NOT JURISDICTION IN ANY ACTION

1. Where the title to land is brought in question.
2. Where the validity of any devise or bequest is disputed.

3. For libel or slander.
4. Criminal con. or seduction.
5. Against a J. P., if he objects thereto.

Jurisdiction of Division Courts.

(R. S. O., c. ss. 70, 72; 56 Vict. c. 15.)

A DIVISION COURT HAS JURISDICTION IN :

- (a.) *Personal actions* up to \$60; or if all parties consent in writing, up to \$100.
- (b.) *Claims of debt*, account or breach of contract, up to \$100.
- (c.) *Claims of debt*, where the amount or original amount of the claim is ascertained by the signature of the defendant, up to \$200. (Interest is damages only, and if the amount in paragraph (c) above, is not over \$200, interest accumulated thereon will not affect the question of jurisdiction.)

Abandoning debtors. Paragraph (c) above applies to such, and attachment may issue and proceedings be had where the claim is not less than \$4, nor more than \$200.

- (d.) *Claims combining* (a) and (b) if the whole amount does not exceed \$100.
- (e.) *Claims combining* (a) and (c) if the whole amount does not exceed \$200.
- (f.) *Claims combining* (b) and (c) if the whole amount does not exceed \$200, and that where (b) and (c) are combined the whole amount claimed under (b) does not exceed \$100.
- (g.) *Replevin*, where the value of the goods taken does not exceed \$60.

A DIVISION COURT HAS NOT JURISDICTION IN ACTIONS

- (1.) For a gambling debt, or (2) liquors drunk in a tavern, or (3) on notes given in consideration of the above.
- (4.) For the recovery of land, etc., or in which any toll custom or franchise comes in question.
- (5.) Where the validity of any devise or bequest is disputed.
- (6.) For malicious prosecution, libel, slander, crim. con., seduction or breach of promise.
- (7.) Against a J. P., if he objects thereto.

DIVISION COURTS OF THE COUNTY OF YORK

SITTINGS FOR THE YEAR 1894.

(For territorial limits see p. 6.)

Division Court Clerks and P. O. Address.

- | | |
|--|--|
| No. 1.—A. McLean Howard, Toronto. | No. 6.—Arthur Armstrong, Lloydtown. |
| " 2.—John Stephenson, Unionville. | " 7.—John Natrass, Woodbridge. |
| " 3.—John M. Lawrence, Richmond Hill. | " 8.—John Linton, Toronto Junction. |
| " 4.—David Lloyd, Newmarket. | " 9.—J. H. Richardson, West Hill P. O. |
| " 5.—Warren P. Cole, Sutton West P. O. | " 10.—E. H. Duggan, Toronto. |

Courts for the City of Toronto.

| 1st DIVISION, TUESDAYS. | | | | | 10th DIVISION, THURSDAYS. | | | | | |
|-------------------------|----|-----|-----|-----|---------------------------|---------|-----|-----|-----|-----|
| January | 2, | 9, | 16, | 23, | 30 | January | 4, | 11, | 18, | 25, |
| February | 6, | 13, | 20, | 27, | February | 1, | 8, | 15, | 22, | |
| March | 6, | 13, | 20, | 27, | March | 1, | 8, | 15, | 22, | |
| April | 3, | 10, | 17, | 24, | April | 5, | 12, | 19, | 26, | |
| May | 1, | 8, | 15, | 22, | May | 3, | 10, | 17, | 25, | |
| June | 5, | 12, | 19, | 26, | June | 7, | 14, | 21, | 28, | |
| July | 3, | 10, | 17, | 24, | July | 5, | 12, | 19, | 26, | |
| September | 4, | 11, | 18, | 25, | September | 6, | 13, | 20, | 27, | |
| October | 2, | 9, | 16, | 23, | October | 4, | 11, | 18, | 25, | |
| November | 6, | 13, | 20, | 27, | November | 1, | 8, | 15, | 22, | |
| December | 4, | 11, | 18, | 26, | December | 6, | 13, | 20, | 27, | |

JURY CASES.

FIRST DIVISION—

- Wednesday, 28th February.
- " 25th April.
- " 27th June.
- " 26th September.
- " 28th November.

TENTH DIVISION—

- Friday, 2nd March.
- " 27th April.
- " 29th June.
- " 28th September.
- " 30th November.

JUDGMENT SUMMONSES.

Will be heard on Mondays as follows:—
1st Division at 10 a.m., 10th Division at 2 p.m.

January 8th. February 5th. March 5th.
April 2nd. May 7th. June 4th. July 4th.
September 10th. October 8th.
November 5th. December 3rd.

Judge's Chambers held every Monday at 10 a.m., except on Judgment Summons Days.

Courts Outside Toronto.

| No. | WHERE HELD. | 1895 | | | | | | | | | | | | | |
|-----|-----------------|------|------|--------|--------|------|-------|-------|------|-------|------|------|------|------|------|
| | | Jan. | Feb. | March. | April. | May. | June. | July. | Aug. | Sept. | Oct. | Nov. | Dec. | Jan. | Feb. |
| 2 | Markham Village | 5 | .. | 29 | .. | .. | 7 | 12 | .. | 27 | .. | 8 | .. | 4 | .. |
| 3 | Richmond Hill | 4 | .. | .. | .. | .. | 15 | .. | .. | .. | .. | 24 | .. | .. | .. |
| 4 | Newmarket | 3 | 16 | 28 | 28 | .. | 6 | 11 | .. | 6 | .. | 7 | .. | 3 | 16 |
| 5 | Sutton | 6 | .. | 30 | .. | .. | 8 | 13 | .. | 28 | .. | 9 | .. | 5 | .. |
| 6 | Aurora | 2 | .. | 27 | .. | .. | 5 | 10 | .. | 5 | .. | 6 | .. | 19 | .. |
| 7 | Woodbridge | 20 | .. | 24 | .. | .. | 26 | .. | 21 | .. | 8 | .. | 3 | .. | 12 |
| 8 | Weston | 19 | 24 | 23 | 27 | 25 | 16 | 20 | .. | 7 | 6 | 2 | 3 | 18 | 24 |
| 9 | Scarboro | .. | 23 | .. | .. | .. | 2 | .. | .. | .. | 4 | 23 | .. | .. | 2 |

LIMITS OF DIVISION COURTS.

COUNTY OF YORK.

1.—The City of Toronto, east of Yonge street, at date of 14th Sept., 1875. Bloor on north, the Don on the east down to Queen street, then all south of Kingston road as far east as Lee avenue.

2.—Concessions 5 to 11, inclusive, of the Township of Markham; and concessions 5 to 10, inclusive, of the Township of Whitechurch, from 1 to 10, inclusive, together with the Villages of Markham and Stouffville.

3.—Concessions 1 to 4, inclusive, of the Township of Markham; and concessions 1 to 4, inclusive, of the Township of Whitechurch, from lot 1 to 10 inclusive; and concessions 1 to 3, inclusive, of the Township of Vaughan.

4.—The Township of Whitechurch, from the line between lots 10 and 11, northward, and the Township of East Gwillimbury.

5.—The Townships of Georgina and North Gwillimbury.

6.—The Township of King and the incorporated Village of Aurora.

7.—Concessions 1 to 11, inclusive, of the Township of Vaughan.

8.—All that portion of the Township of York lying west of Yonge street and the Township of Etobicoke. (This includes Parkdale, Brockton, Toronto Junction, Mimico, and that part of North Toronto west of Yonge street.)

9.—The Township of Scarboro' and all that portion of the Township of York which lies east of Yonge street and the Village of Leslieville.

10.—The City of Toronto west of Yonge street, at date of 14th Sept., 1875. (See para. 8, *ante*.)

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SITTINGS OF OUTER COURTS.

| No. | Place of Sittings and P.O. address of Clerk. | Jan. | Feb. | Mar. | April. | May. | June. | July. | Aug. | Sept. | Oct. | Nov. | Dec. |
|------------------|--|------|------|------|--------|------|-------|-------|------|-------|------|------|------|
| Brant— | | | | | | | | | | | | | |
| 1 | Brantford Jos. Robinson..... | 3 | 5 | 2 | 4 | 3 | 5 | 19 | .. | 3 | 3 | 1 | 3 |
| 2 | Paris J. K. Finlayson..... | 3 | .. | 5 | .. | 7 | 7 | .. | .. | 5 | .. | 5 | .. |
| 3 | St. George David Baptie | 8 | .. | 7 | .. | 9 | 11 | .. | .. | 6 | .. | 7 | .. |
| 4 | Burford..... Henry Cox..... | 10 | .. | 9 | .. | 10 | 19 | .. | .. | 10 | .. | 8 | .. |
| 5 | Scotland E. W. Wheeler | 12 | .. | 12 | .. | 12 | 21 | .. | .. | 12 | .. | 12 | .. |
| Bruce— | | | | | | | | | | | | | |
| 1 | Walkerton | 4 | 2 | 2 | 5 | 4 | 1 | 9 | .. | 7 | 4 | 2 | 7 |
| 2 | { Teeswater | .. | .. | .. | 3 | .. | .. | .. | .. | 6 | .. | .. | 4 |
| | { Lucknow | .. | 7 | .. | .. | .. | 5 | .. | .. | .. | 30 | .. | .. |
| 3 | Kincardine | .. | 9 | .. | 17 | .. | 6 | 28 | .. | .. | 31 | .. | 19 |
| 4 | { Paisley | .. | .. | 8 | .. | .. | .. | 3 | .. | 3 | .. | .. | .. |
| | { Chesley | 13 | .. | .. | .. | 11 | .. | .. | .. | .. | .. | 9 | .. |
| 5 | { Port Elgin | .. | .. | 9 | .. | .. | .. | 4 | .. | .. | .. | 6 | .. |
| | { Southampton | 9 | .. | .. | .. | 8 | .. | .. | .. | 4 | .. | .. | .. |
| 6 | Tiverton | .. | .. | .. | 18 | .. | .. | 29 | .. | .. | .. | .. | 20 |
| 7 | Tara | 12 | .. | .. | .. | 10 | .. | 7 | .. | .. | 24 | .. | .. |
| 8 | Warton..... | 10 | .. | .. | .. | 9 | .. | 5 | .. | .. | 25 | .. | .. |
| 9 | Ripley..... | .. | 8 | .. | 17 | .. | .. | 28 | .. | .. | .. | .. | 18 |
| 10 | Lion's Head | 11 | .. | .. | .. | .. | .. | 6 | .. | .. | .. | .. | .. |
| Carleton— | | | | | | | | | | | | | |
| 1 | Ottawa J. R. Armstrong... 29 | 26 | 26 | 23 | 28 | 25 | .. | 27 | 24 | 29 | 26 | 17 | |
| 2 | Richmond (Fal-William Hender- lowfield) son | 2 | .. | 5 | .. | 7 | .. | 2 | .. | 3 | .. | 5 | .. |
| 3 | Carp H. W. McDougall | 4 | .. | 8 | .. | 10 | .. | 5 | .. | 6 | .. | 8 | .. |
| 4 | Galetta (Fitz-roy Harbour) W. P. Taylor..... | 5 | .. | 9 | .. | 11 | .. | 6 | .. | 7 | .. | 9 | .. |
| 5 | North Gower..... John Kerr | 3 | .. | 6 | .. | 8 | .. | 3 | .. | 4 | .. | 6 | .. |
| 6 | Metcalfe D. McLaurin | 18 | .. | .. | 12 | .. | 28 | .. | .. | .. | 4 | .. | .. |
| 7 | Hintonburgh..... F. W. Harmer | 19 | 16 | 16 | 20 | 18 | 29 | .. | 31 | 14 | 19 | 16 | 14 |
| Essex— | | | | | | | | | | | | | |
| 1 | Sandwich | 24 | .. | 28 | .. | 30 | .. | .. | 29 | .. | 11 | .. | 7 |
| 2 | Amherstburg | .. | 7 | .. | 11 | .. | 27 | .. | 28 | .. | 24 | .. | 19 |
| 3 | Kingsville | 30 | .. | .. | 3 | .. | 19 | .. | .. | 4 | 16 | .. | 4 |
| 4 | Harrow | 29 | .. | .. | 2 | .. | 18 | .. | .. | 3 | 15 | .. | 3 |
| 5 | Leamington | 31 | .. | .. | 4 | .. | 20 | .. | .. | 5 | 17 | .. | 5 |
| 6 | Belle River | .. | 5 | .. | 9 | .. | 25 | .. | 27 | .. | 22 | .. | 17 |
| 7 | Windsor..... | 25 | 22 | 29 | 26 | 31 | 28 | .. | 30 | 27 | 25 | 29 | 27 |
| 8 | Essex | .. | 6 | .. | 10 | .. | 26 | .. | 31 | .. | 23 | .. | 18 |
| 9 | Comber..... | .. | 1 | .. | 5 | .. | 21 | .. | .. | 6 | 18 | .. | 6 |
| Halton— | | | | | | | | | | | | | |
| 1 | Milton William Panton | 19 | .. | 16 | .. | 18 | .. | 13 | .. | 28 | .. | 16 | .. |
| 2 | Oakville Robert Balmer..... | 10 | .. | 7 | .. | 9 | .. | 4 | .. | 18 | .. | 7 | .. |
| 3 | Georgetown..... Lachlan Grant | 16 | .. | 13 | .. | 15 | .. | 10 | .. | 25 | .. | 13 | .. |
| 4 | Acton Jas. Mathews | 18 | .. | 15 | .. | 17 | .. | 12 | .. | 27 | .. | 15 | .. |
| 5 | Campbellville..... Neil McPhail | 15 | .. | 12 | .. | 14 | .. | 9 | .. | 24 | .. | 12 | .. |
| 6 | Burlington..... Jas. Robinson | 9 | .. | 6 | .. | 8 | .. | 3 | .. | 17 | .. | 8 | .. |

| No. | Place of Sitting and P.O. address of Clerk. | Jan. | Feb. | Mar. | April. | May. | June. | July. | Aug. | Sept. | Oct. | Nov. | Dec. |
|--------------------|---|------|------|------|--------|------|-------|-------|------|-------|------|------|------|
| Huron-- | | | | | | | | | | | | | |
| 1 | Goderich..... Charles Seager | 3 | 2 | 1 | 2 | 2 | 2 | 3 | .. | 4 | 2 | 3 | 1 |
| 2 | Seaforth..... John Beattie | .. | 24 | .. | 28 | .. | 30 | .. | .. | 1 | 27 | .. | 31 |
| 3 | Clinton..... W. W. Farran | .. | 22 | .. | 26 | .. | 28 | .. | 30 | .. | 25 | .. | 29 |
| 4 | Brussels..... A. Hunter | .. | 20 | .. | 25 | .. | 27 | .. | 29 | .. | 24 | .. | 28 |
| 5 | Exeter..... Thos. Trivitt | .. | 12 | .. | 16 | .. | 18 | .. | 20 | .. | 15 | .. | 17 |
| 6 | Dungannon..... James Whyard | .. | 17 | .. | 20 | .. | 22 | .. | 24 | .. | 19 | .. | 21 |
| 7 | Bayfield..... John Morgan | .. | 16 | .. | 21 | .. | 23 | .. | 25 | .. | 20 | .. | 22 |
| 8 | Wingham..... James McGuire | .. | 21 | .. | 24 | .. | 26 | .. | 28 | .. | 23 | .. | 27 |
| 9 | Corrie (Wroxeter)..... Jos. Cowan | .. | 21 | .. | 24 | .. | 26 | .. | 28 | .. | 23 | .. | 27 |
| 10 | Zurich..... M. Zeller | .. | 14 | .. | 18 | .. | 20 | .. | 22 | .. | 17 | .. | 19 |
| 11 | Crediton..... William Lewis | .. | 13 | .. | 17 | .. | 19 | .. | 21 | .. | 16 | .. | 18 |
| 12 | Blyth..... William Campbell.. | .. | 19 | .. | 28 | .. | 25 | .. | 27 | .. | 22 | .. | 26 |
| Lambton-- | | | | | | | | | | | | | |
| 1 | Sarnia..... | .. | 1 | .. | 10 | .. | 29 | .. | 29 | .. | 19 | .. | 20 |
| 2 | Watford..... | .. | 2 | .. | 11 | .. | 27 | .. | 25 | .. | 18 | .. | 21 |
| 3 | { Florence..... | .. | .. | .. | 17 | .. | .. | .. | 21 | .. | .. | .. | 27 |
| | { Dawn Centre..... | .. | 16 | .. | .. | .. | 26 | .. | .. | .. | 18 | .. | .. |
| 4 | Sombra..... | .. | 15 | .. | .. | 24 | .. | .. | 23 | .. | .. | 7 | .. |
| 5 | { Forest..... | .. | 9 | .. | .. | 29 | .. | .. | .. | .. | 16 | .. | .. |
| | { Wyoming..... | .. | .. | .. | 20 | .. | .. | .. | .. | 6 | .. | .. | 19 |
| 6 | Thedford..... | .. | 8 | .. | 3 | 30 | .. | .. | .. | 4 | 16 | .. | 6 |
| 7 | Mooretown..... | .. | 14 | .. | .. | 23 | .. | .. | 24 | .. | .. | 6 | .. |
| 8 | Petrolia..... | .. | 22 | .. | 26 | .. | 27 | .. | 28 | .. | 25 | .. | 12 |
| 9 | Alvinston..... | .. | 23 | .. | 27 | .. | 29 | .. | .. | 11 | 24 | .. | 13 |
| Lanark-- | | | | | | | | | | | | | |
| 1 | Perth..... R. Jamieson | 5 | .. | 2 | .. | 4 | .. | 11 | .. | 11 | .. | 9 | .. |
| 2 | Lanark..... W. A. Field | 4 | .. | .. | .. | 3 | .. | 10 | .. | 12 | .. | 10 | .. |
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| 4 | Smith's Falls..... G. F. McKimm | 9 | .. | 6 | .. | 8 | .. | 3 | .. | 4 | .. | 6 | .. |
| 5 | Pakenham..... A. Graham | 10 | .. | .. | .. | 9 | .. | 4 | .. | 5 | .. | .. | .. |
| 6 | Almonte..... W. P. McEwen.. | 11 | .. | 7 | .. | 10 | .. | 5 | .. | 6 | .. | 7 | .. |
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| 1 | City of London..... | { 5 | 2 | 2 | 13 | 11 | 8 | 13 | 3 | 7 | 5 | 2 | 14 |
| | | { .. | 16 | 16 | 27 | 25 | 22 | .. | .. | 21 | 19 | 16 | 28 |
| | | { 19 | .. | 30 | .. | .. | .. | .. | 21 | .. | .. | 30 | .. |
| 2 | Parkhill..... | .. | 7 | .. | 4 | 31 | .. | .. | .. | 5 | 17 | .. | 5 |
| 3 | Lucan..... | .. | 6 | .. | 5 | .. | 1 | .. | .. | 6 | 18 | .. | 4 |
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| 7 | Houghton..... D. C. Brady | .. | .. | .. | .. | 22 | .. | .. | .. | 20 | .. | .. | .. |
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| | Oshawa } .. " .. | .. | 3 | .. | 4 | .. | 4 | .. | .. | .. | 3 | .. | 4 |
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| 6 | Beaverton Geo. F. Bruce | .. | .. | 16 | .. | 17 | .. | .. | .. | 21 | .. | .. | 19 |
| 7 | Uptergrove... F. J. Gillespie | .. | .. | 18 | .. | 18 | .. | .. | .. | 22 | .. | .. | 20 |
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| 1 | Woodstock ... F. W. Macqueen. | 9 | 6 | 6 | 10 | 8 | 19 | .. | .. | 4 | 9 | 6 | 4 |
| 2 | Drumbo M. F. Ainslie | 16 | .. | 13 | .. | 15 | 28 | .. | .. | 11 | .. | 13 | .. |
| 3 | Embro James Munro | .. | 1 | .. | 5 | .. | 7 | .. | .. | 13 | 18 | .. | 27 |
| 4 | Norwich James Barr | 10 | .. | 7 | .. | 9 | 20 | .. | .. | 5 | .. | 21 | .. |
| 5 | Ingersoll James Stevens .. | 24 | .. | 21 | .. | 23 | 27 | .. | .. | 12 | 17 | .. | 5 |
| 6 | Tilsonburg ... J. C. Ross | 11 | .. | 8 | .. | 10 | 21 | .. | .. | 6 | .. | 22 | .. |
| Victoria and Haliburton— | | | | | | | | | | | | | |
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| 1 | Minden Dr. Curry | .. | 21 | .. | .. | 2 | .. | 3 | .. | .. | 10 | .. | 20 |
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| 7 | Cheddar (Ur- sa)..... " " | 17 | .. | .. | .. | .. | .. | 5 | .. | .. | .. | .. | .. |
| Peterborough— | | | | | | | | | | | | | |
| 1 | Peterborough. F. J. Bell | 19 | 16 | 16 | 20 | 25 | 22 | .. | .. | 7 | 5 | 16 | 21 |
| 2 | Norwood Thos. Fraser | .. | 21 | .. | 25 | .. | 20 | .. | .. | 5 | 17 | .. | 19 |
| 3 | Keene James McNeil | .. | .. | 20 | .. | .. | 26 | .. | .. | 25 | .. | .. | 18 |
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| 5 | Apsley..... C. R. D. Booth | 11 | .. | .. | .. | .. | 28 | .. | .. | .. | .. | .. | .. |
| Prince Edward— | | | | | | | | | | | | | |
| 1 | Picton..... G. C. Curry | 30 | .. | 13 | .. | 1 | 19 | .. | 7 | 18 | .. | 6 | 18 |
| 2 | Milford H. H. Haight | 10 | .. | .. | 10 | .. | .. | 10 | .. | .. | 10 | .. | .. |
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| 2 | Dundas .. F. D. Suter | 24 | .. | 7 | 18 | 30 | .. | 18 | .. | 5 | 17 | .. | 5 |
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| 5 | Thorold .. T. F. Coulon | 17 | .. | 15 | .. | 11 | .. | 13 | .. | 19 | .. | 14 | .. |
| 6 | Port Colborne .. A. K. Scholfield .. | 19 | .. | 21 | .. | 16 | .. | 18 | .. | 21 | .. | 16 | .. |
| Wellington— | | | | | | | | | | | | | |
| 1 | Guelph | 4 | 1 | 1 | 5 | 3 | 7 | 5 | .. | 6 | 1 | 1 | .. |
| 2 | Aberfoyle | .. | .. | 2 | .. | .. | 8 | .. | .. | 7 | .. | .. | 6 |
| 3 | Rockwood | .. | 26 | .. | .. | 28 | .. | .. | .. | 13 | .. | 26 | 7 |
| 4 | Fergus | 17 | .. | 14 | .. | 16 | .. | 3 | .. | 5 | .. | 14 | .. |
| 5 | Erin | .. | .. | 3 | .. | 29 | .. | .. | .. | 14 | .. | 27 | .. |
| 6 | Elora | 15 | .. | 12 | .. | 11 | .. | 7 | .. | 3 | .. | 12 | .. |
| 7 | Drayton | 16 | .. | 13 | .. | 15 | .. | 4 | .. | 4 | .. | 13 | .. |
| 8 | Arthur | 10 | .. | 7 | .. | 9 | .. | 11 | .. | 12 | .. | 7 | .. |
| 9 | Harriston | 8 | .. | .. | .. | 7 | .. | .. | .. | 10 | .. | .. | .. |
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PERSONAL ESTATE OF INTESTATES
Ontario—Since July 1st, 1886.

If the Intestate die His personal representatives leaving:

| | |
|---|--|
| | <i>take thus, viz:</i> |
| Wife and child or children..... | One-third to wife, rest to child or children: if children dead, then to their representatives (that is their lineal descendants), except such child or children (not heirs-at-law) who had estate by settlement of intestate or were advanced by him in his life-time equal to the other shares. |
| Wife only..... | Half to wife; rest to next of kin, in equal degree to intestate, or their legal representatives, or if no next of kin, to the Crown. |
| No wife or child..... | All to the next of kin, and to their legal representatives. |
| Child, children, or their representatives..... | All to him, her or them. |
| Children by two wives. If no child, children or representatives..... | Equally to all. All to next of kin, in equal degree to intestate. |
| Child or grandchild by deceased child..... | Half to child, half to grandchild, who takes by representation. |
| Husband only..... | Half to him and half as if he had predeceased intestate (R. S. O. c. 108, s. 5; <i>see vide R. S. O. c. 132, s. 23</i>). |
| Husband and child or children..... | Third to husband and two-thirds to children. |
| Father and mother..... | Equally to both. |
| Father, mother, brother or sister..... | Equally to all. (See R.S.O. c. 108, ss. 5, 6.) |
| Mother and brother or sister..... | Whole to them equally. |
| Wife, mother, brother, sister, and nephews or nieces..... | Half to wife, residue to mother, brothers, sisters and nieces, but nephews and nieces take <i>per stirpes</i> . |
| Wife and father..... | Half to wife, half to father. |
| Wife, mother, nephews and nieces..... | Two-fourths to wife, one fourth to mother and one-fourth to nephews and nieces. |
| Wife, brother or sister and mother..... | Half to wife (under Stat. of Can. II). Half to brothers and sisters and mother equally. The whole (it being then out of the statute). |
| Mother only..... | Half to wife and half to mother. |
| Wife and mother..... | Equally to both. |
| Brother or sister of whole blood, and brother and sister of half blood..... | Equally to both. |
| Posthumous brother or sister, and mother..... | Equally to both. |
| Posthumous brother or sister, and brother or sister born in lifetime of father..... | Equally to both. |
| Father's father and mother's mother..... | Equally to both. |

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|--|---|
| Uncle's or aunt's children, and brother's or sister's grandchildren..... | Equally to all. |
| Grandmother, uncle or aunt..... | All to grandmother. |
| Two aun's, nephew and niece..... | Equally to all. |
| Uncle and deceased uncle's child..... | All to uncle. |
| Uncle by mother's side, and deceased uncle's or aunt's child..... | All to uncle. |
| Nephew by brother, and nephew by half-sister..... | Equally <i>per capita</i> . |
| Brothers or sisters, and nephews or nieces..... | Equally (but the nephews or nieces take <i>per stirpes</i>). |
| Nephew by deceased brother, and nephews and nieces by deceased sister..... | Equally <i>per capita</i> . |
| Brother and grandfather..... | All to brother. |
| Brother's grandson and brother or sister's daughter..... | All to daughter. |
| Brother and two aunts..... | All to brother. |
| Brother and wife..... | Half to brother and half to wife. |
| Mother and brother..... | Equally. |
| Wife, and mother, and children of deceased brother or sister..... | Half to wife, one-fourth to mother, one-fourth <i>per stirpes</i> to deceased brother's or sister's children. |
| Wife, brother or sister, and children of deceased brother or sister..... | Half to wife, one-fourth to brother or sister <i>per capita</i> , one-fourth to deceased brother or sister's child <i>per stirpes</i> . |
| Brother or sister and children of a deceased brother or sister..... | Half to brother or sister <i>per capita</i> , half to children of deceased brother or sister <i>per stirpes</i> . |
| Grandfather and brother..... | All to brother. |

By the 23rd section of R.S.O. c. 132 it was enacted that the separate personal property of a married woman dying intestate shall be distributed in the same proportion between her husband and children as the personal property of a husband dying intestate is to be distributed between his wife and children. And if there be no child or children living at the death of the wife so dying intestate, then such property shall pass or be distributed as if that Act had not passed.
 Descendants of intestates always take *per stirpes* - *Re Natl. 37 Chy. Div. 517.*

REAL ESTATE OF INTESTATES.

Since 1st July, 1886, realty descends to personal representatives, whether the deceased died testate or intestate. In case of intestacy to be distributed in the same way as personal estate, subject to the following modifications:

A widow is entitled to elect whether she will take dower, or a distributive share of her deceased husband's real estate (R.S.O. c. 108, s. 4, s-s. 2).

A husband entitled to curtesy may, by deed executed within six calendar months of his wife's death, elect to take curtesy in lieu of a distributive share (R.S.O. c. 108, s. 4, s-s. 3).

The father, mother, brothers and sisters of an intestate dying without issue are to share equally in real and personal estate, to the exclusion of grandfather and grandmother (R.S.O. c. 108, s. 6.)

As to real estate not disposed of or conveyed by executor or administrator within twelve months after decease of the testator or intestate, see 54 Vict. c. 18, s. 1. and 56 Vict. c. 23.