RULES OF THE ROAD

RULES OF THE ROAD; see HIGHWAY TRAFFIC; SNOW ROADS AND FENCES

RURAL HYDRO-ELECTRIC DISTRIBUTION
Commission, recommendation of, 1010
Grants, amount of, 1010
In rural power districts, 1010
When chargeable, 1010
Power Commission Act, referred to, 1010
Public Utilities Act, referred to, 1010

RURAL POWER DISTRICT LOANS
Advance, amount of, 1012
Notice to encumbrancees, 1012
Repayment of, 1012
To whom made, 1011
Where default occurs, 1012
Certificate of repayment, 1013
Commission, defined, 1011
Recommendations, 1012
To own works, 1013
Fund, creation of, 1011
Payments out of, 1011
Installation, what may include, 1011
Lien, how discharged, 1013
Notice of registration, 1013
Priority of, 1013
Where registered, 1013
Owner, application by, 1011
Contents of application, 1012
Regulation, by whom made, 1013
Defined, 1011

RURAL POWER DISTRICT SERVICE CHARGE
Commission to set maximum charge, 1014
Deficit, special account, 1014
Where payable from, 1014
Service charge, by whom set, 1014
When may be reduced, 1014
Where deficit, 1014

SAFETY ZONE; see HIGHWAY TRAFFIC; MUNICIPAL

SAILORS LAND SETTLEMENT; see NORTHERN DEVELOPMENT

SALE OF GOODS; see also BILLS OF SALE AND CHATTEL MORTGAGE; BULK SALES; CONDITIONAL SALES; FACTORS; MERCANTILE LAW AMENDMENT; STATUTE OF FRAUDS; WAREHOUSEMEN'S LIEN
Acceptance of goods, duty of buyer re, 2058
Effect of refusing, 2060
What constitutes, 2050, 2059
Action, defined, 2048
For damages when valuation prevented, 2051
Right enforceable by, 2066
Agreement to sell, what constitutes, 2049
When becomes sale, 2049
Auction rules governing sales by, 2066
Baillee, loss of seller's lien on delivery to, 2062
Bill of exchange when attached to bill of lading, 2056
Bill of lading, purchaser to return if accompanying bill unaccepted, 2056
Transmission where made to order of seller, 2056
Bill of sale, law respecting not affected, 2067
Breach of contract, action for, 2064
Action for damages for non-acceptance, 2060
Difference in price, 2064
Non-acceptance, 2064
Non-delivery, 2064
Price of goods sold, 2064
Specific performance, 2065
When property has not passed, 2064
Damages for breach of warranty, 2065
Measure of damages, 2064
Remedies of buyer, 2064
Of seller, 2064
Re-sale, 2063
Rights of seller against goods, 2063
Special damages, right of recovery, 2065
Stoppage in transit, 2063
Breach of warranty, measure of damages, 2065
SALE OF GOODS

Breach of warranty, cont'd
Re quality, 2065
Right of action, 2065
Buyer, defined, 2048
Carrier, delivery of goods to, 2059
Seller's contract with, 2059
Chattel mortgages, law respecting not affected, 2067
Common carrier, loss of unpaid seller's lien on delivery to, 2061
Right of stoppage in transit while goods in possession of, 2062
Common law, continues to apply, except as expressly provided, 2066
Conditional sales, law respecting not affected, 2067
Conditions and warranties, breach of warranty, 2052
Distinction between, 2052
Fulfilment excused by impossibility, 2052
Implied, 2052
Conditions, election by buyer, 2052
When deemed treated as warranty, 2051
Stipulation re time not essence of contract, 2051
Contract, effect of, 2054
For $40.00 or upwards, 2050
For future delivery, 2050
Goods not in accordance with, 2058
How made, 2050
Of sale, capacity, 2049
Defined, 2048
May be absolute, 2049
Conditional, 2049
What constitutes, 2049
Oral, 2050
Specific goods when void, 2051
Subject matter of, 2050
What constitutes acceptance, 2050
When writing required, 2050
Contracting parties, capacity of, 2050
Damages, actions for breach of contract, 2065
Measure of, how determined, 2064
Deliverable state, defined, 2049
Expense of putting goods in, 2058
Deliveries in absence of contract, 2057

Delivery by instalments, 2058
Defined, 2048
Demand of, 2058
Duty of buyer re, 2057
Seller re, 2057
Elsewhere than at place of sale, 2059
Payment concurrent with, 2057
Place of, 2057
Refusal to take, 2060
Rules re, 2057
Tender of, 2058
To carrier, 2059
Where goods in possession of third party, 2058
No time set for, 2058
Wrongful neglect to take, 2060
Wrong quantity of, 2058
Description, sale by, 2052
Sale implied conditions, 2052
Document of title, defined, 2048
Retention after sale, 2057
Duress, law re not affected except as provided, 2067
Examination of goods, right of purchaser to 2059
Factors Act, referred to, 2056
Fault, defined, 2048
Formalities of contract, 2050
Fraud, law re not affected except as provided, 2067
Future delivery, application of Sec. 5 to, 2050
Goods, defined, 2050
Sale of, 2051
Good faith, things done in, 2049
Goods, contingency as to acquisition, 2050
Defined, 2048
Implication of law, negativing by argument, 2066
Negativing by usage, 2066
Implied conditions and warranties, free from charges, 2052
On sale by description, 2052
Sample, 2053
Quiet possession, 2052
Re quality, fitness, 2052
Right to sell, 2052
SALE OF GOODS

Impossibility, excuse for non-fulfilment of conditions, 2052
Infants, liability for necessities, 2049
Insolvency, defined, 2049
Right of stoppage in transitu, 2062
Instalments, buyer not bound to accept, 2058
Intention of parties, rules for ascertaining, 2054
Lien, effect on contract, 2063
Of unpaid seller, 2060
Retention of goods under, 2060
Rights of unpaid seller to, 2061
Termination of, 2051
Where enforceable, 2060
Part delivery made, 2061
Seller in possession as agent, 2061
Seller loses, 2061
Law merchant, rules of, to apply, 2066
Market overt, law re does not apply in Ontario, 2056
Mental incompetents, liability for necessities, 2050
Mercantile agent, defined, 2057
Delivery of goods by, 2057
Mercantile Law Amendment Act, referred to, 2048
Merchant, law applies except as expressly provided, 2066
Minors liability for necessities, 2050
Misrepresentation law respecting, not affected except expressly provided, 2067
Mistake, law not affected except as provided, 2067
Mortgages Act, not to apply to, 2067
Necessaries, defined, 2050
Non-acceptance, action for damages, 2064
Measure of damages, 2064
Part delivery, right of stoppage in transitu, exercised as to balance, 2062
Payment, concurrent with delivery, 2057
Duty of buyer, 2057
Unpaid seller, action for price, 2061
Performance of contract, buyer not bound to accept delivery by instalments, 2058
Delivery of wrong quantity, 2058

To common carrier, 2059
Duties of buyer, 2057
Seller, 2057
Duty of seller, re contract with carrier, 2059
Expense of putting goods in deliverable state, 2058
Goods not in accordance with contract, 2058
Right of buyer as to examination, 2059
Rules re delivery, 2057
Time of delivery, 2058
Where instalment not delivered as contracted for, 2058
Payment and delivery concurrent, 2057
Perishable goods, contract for when avoided, 2051
Contract for when void, 2051
Right of resale by unpaid seller, 2061
Plaintiff, defined, 2048
Price, how ascertained, 2051
Principal and agent, law re not affected except as provided, 2067
Property, defined, 2048
Intention of parties, 2054
Rules for ascertaining intentions of parties, 2054
Transfer of, 2054
Quality, breach of warranty re, 2065
Defined, 2048
Implied conditions re, 2053
Re warranty, 2053
Quantity, where goods larger than contracted for, 2058
Where goods less than contracted for, 2058
Wrong delivery of, 2058
Reasonable hour, what is, question of fact, 2058
Price, question of fact, 2051
Time, question of fact, 2066
Recision of contract, exercise of lien does not affect, 2063
Exercise of stoppage in transitu does not affect, 2063
When resale of goods will affect, 2063
Re sale right of buyer, 2063
Right of seller, 2063
SALE OF LAND; see CONVEYANCING

SALE OF UNWROUGHT METAL; see UNWROUGHT METAL SALES

SAMPLE; see SALE OF GOODS

SANATORIA FOR CONSUMPTIVES

Accounting system, departmental regulations re, 4887
Act, prevalence over other Acts, 4887
Action, recovery of burial expenses, 4895
Recovery of hospitalization, 4895
Admission, indigence after, 4894
Of patients, 4892
Agreements, associations with municipalities, 4890
Provisional re joint sanatorium, 4888
Submission to Department, 4888
Re Board of Trustees, 4890
Approval of existing sanatoria, 4886
Of new sanatoria, 4886
Suspension and revocation of, 4886
Assent of electors not required in county, 4889
Required re sanatorium, 4889
Agreements, associations with municipalities, 4890
Defined, 4885
Sanatorium, admission of dependants, 4892
Admission of indigents, 4892
Board, appointment of, 4890
Appointment of staff, 4891
Chairman elected yearly, 4890
Closing of sanatorium by, 4892
Corporate body, 4890
Defined, 4885
Disposition of property by, 4891
Expropriation by, 4891
Name designated, 4890
Of management, 4889
Powers of management, 4890
Re donations, 4892
Qualifications of trustees, 4890
Quorum of, 4890
Term of office, 4890

Reserve bid, right to, 2066
Risk, passes with transfer of property, 2056
Sale by description, implied conditions, 2052
By sample, implied conditions, 2053
Defined, 2048
Seller, defined, 2048, 2060
Goods deliverable to order of, 2055
Reservation of right of disposal, 2057
Specific goods, contract for when void, 2051
Defined, 2048
Goods rejected, 2062
Wrongful refusal to deliver, 2062
Time of payment, not deemed essence of contract, 2051
Stipulations as to, 2051
When deemed essence of contract, 2051
Title of goods, law re market overt not applicable in Ontario, 2056
Passes to buyer on resale by original seller, 2063
On resale by purchaser, 2063
By original seller or purchaser, 2057
Purchase in good faith from seller with voidable title, 2056
Sale by person other than owner, 2056
Title, transfer of, 2056
Transit, duration of, 2062
Unascertained goods, property not transferred until ascertained, 2054
Unpaid sellers, defined, 2060
Rights of, 2060
Usage of trade, exceptions as to, 2058
Valuation agreement to sell at, 2051
When prevented, action for damages, 2051
Warranty, damages for breach of, 2065
Defined, 2047
When stipulation, re time not deemed essence of contract, 2051
Writing, when necessary to validate contract, 2050
<table>
<thead>
<tr>
<th>Topic</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Board, cont'd</td>
<td>4890</td>
</tr>
<tr>
<td>Vacancies, 4890</td>
<td></td>
</tr>
<tr>
<td>Vice-chairman elected yearly, 4890</td>
<td></td>
</tr>
<tr>
<td>Books, departmental regulations re, 4887</td>
<td></td>
</tr>
<tr>
<td>Burial expenses, action for recovery, 4895</td>
<td></td>
</tr>
<tr>
<td>Of patients, indigents and dependants, 4893</td>
<td></td>
</tr>
<tr>
<td>Municipal liability, 4893</td>
<td></td>
</tr>
<tr>
<td>By-laws, application of Municipal Act, 4889</td>
<td></td>
</tr>
<tr>
<td>Approval of, 4891</td>
<td></td>
</tr>
<tr>
<td>By Board, 4890</td>
<td></td>
</tr>
<tr>
<td>County, for improvements, 4889</td>
<td></td>
</tr>
<tr>
<td>Re establishing sanatorium, 4889</td>
<td></td>
</tr>
<tr>
<td>Provisional re sanatorium, 4888</td>
<td></td>
</tr>
<tr>
<td>Re Board of Trustees, 4890</td>
<td></td>
</tr>
<tr>
<td>Chairman of Board, election of, 4890</td>
<td></td>
</tr>
<tr>
<td>Clerk, furnishing information re dependants, 4894</td>
<td></td>
</tr>
<tr>
<td>Furnishing information re indigents, 4894</td>
<td></td>
</tr>
<tr>
<td>Notice disputing liability, 4894</td>
<td></td>
</tr>
<tr>
<td>Re dependants to, 4894</td>
<td></td>
</tr>
<tr>
<td>Re indigents to, 4894</td>
<td></td>
</tr>
<tr>
<td>Clinics, establishment for medical students, 4892</td>
<td></td>
</tr>
<tr>
<td>Communicable disease, non-admission when suffering, 4892</td>
<td></td>
</tr>
<tr>
<td>Contraventions, penalties for, 4897</td>
<td></td>
</tr>
<tr>
<td>Contribution, municipality to county, 4895</td>
<td></td>
</tr>
<tr>
<td>County, assent of electors not required, 4889</td>
<td></td>
</tr>
<tr>
<td>Contribution from municipality, 4895</td>
<td></td>
</tr>
<tr>
<td>May establish sanatorium, 4889</td>
<td></td>
</tr>
<tr>
<td>Right of, to contribution, 4895</td>
<td></td>
</tr>
<tr>
<td>Day of departure, not calculated re provincial aid, 4896</td>
<td></td>
</tr>
<tr>
<td>Debentures, application of Municipal Act, 4889</td>
<td></td>
</tr>
<tr>
<td>Assent of electors, 4889</td>
<td></td>
</tr>
<tr>
<td>Issuance re sanatorium, 4889</td>
<td></td>
</tr>
<tr>
<td>Department defined, 4885</td>
<td></td>
</tr>
<tr>
<td>Enforcement of Act by, 4887</td>
<td></td>
</tr>
<tr>
<td>Powers and duties, 4887</td>
<td></td>
</tr>
<tr>
<td>Submissions re establishing sanatorium, 4888</td>
<td></td>
</tr>
<tr>
<td>Dependant, burial expenses, liability for, 4893</td>
<td></td>
</tr>
<tr>
<td>Defined, 4885</td>
<td></td>
</tr>
<tr>
<td>Indigency after admission, 4894</td>
<td></td>
</tr>
<tr>
<td>Liability re non-resident, 4893</td>
<td></td>
</tr>
<tr>
<td>Municipal liability re, 4893</td>
<td></td>
</tr>
<tr>
<td>Notice of admission re, 4893</td>
<td></td>
</tr>
<tr>
<td>Provincial aid, 4896</td>
<td></td>
</tr>
<tr>
<td>Rates, re, 4893</td>
<td></td>
</tr>
<tr>
<td>Residence of, 4895</td>
<td></td>
</tr>
<tr>
<td>Distribution of Provincial aid, 4896</td>
<td></td>
</tr>
<tr>
<td>Donations, powers of Board re, 4892</td>
<td></td>
</tr>
<tr>
<td>Employers, liability for employee patients, 4896</td>
<td></td>
</tr>
<tr>
<td>Estates of patients, recovery of charges from, 4895</td>
<td></td>
</tr>
<tr>
<td>Estimates, provisional re sanatorium, 4888</td>
<td></td>
</tr>
<tr>
<td>Exemption from taxation of sanatorium, 4891</td>
<td></td>
</tr>
<tr>
<td>Expropriation, powers of Board re, 4891</td>
<td></td>
</tr>
<tr>
<td>Powers of superintendent re, 4891</td>
<td></td>
</tr>
<tr>
<td>Protection from adverse, 4891</td>
<td></td>
</tr>
<tr>
<td>Health seekers, resident of, 4894</td>
<td></td>
</tr>
<tr>
<td>Highways, land required for widening, 4892</td>
<td></td>
</tr>
<tr>
<td>Hospitalization, action for recovery, 4895</td>
<td></td>
</tr>
<tr>
<td>Improvements, procedure re, 4889</td>
<td></td>
</tr>
<tr>
<td>Indigents, burial expenses, liability for, 4893</td>
<td></td>
</tr>
<tr>
<td>Indigency after admission, 4894</td>
<td></td>
</tr>
<tr>
<td>Liability of non-resident, 4893</td>
<td></td>
</tr>
<tr>
<td>Municipal liability re, 4893</td>
<td></td>
</tr>
<tr>
<td>Notice of admission re, 4893</td>
<td></td>
</tr>
<tr>
<td>Provincial aid re, 4893</td>
<td></td>
</tr>
<tr>
<td>Rates re, 4893</td>
<td></td>
</tr>
<tr>
<td>Inspector, appointment, powers and duties, 4887</td>
<td></td>
</tr>
<tr>
<td>Defined, 4885</td>
<td></td>
</tr>
<tr>
<td>Departmental regulations re, 4887</td>
<td></td>
</tr>
<tr>
<td>Institutional inmates, residence of, 4895</td>
<td></td>
</tr>
<tr>
<td>Joint sanatorium, approval re, 4888</td>
<td></td>
</tr>
<tr>
<td>Assent of electors required, 4889</td>
<td></td>
</tr>
<tr>
<td>Board of management, 4889</td>
<td></td>
</tr>
<tr>
<td>Establishment of, 4888</td>
<td></td>
</tr>
<tr>
<td>Management under agreement, 4890</td>
<td></td>
</tr>
<tr>
<td>Powers of Board, 4890</td>
<td></td>
</tr>
<tr>
<td>Procedure re establishment, 4889</td>
<td></td>
</tr>
<tr>
<td>Provisional agreement re, 4888</td>
<td></td>
</tr>
<tr>
<td>Lieut.-Gov., appointment of inspector by, 4887</td>
<td></td>
</tr>
<tr>
<td>Approval by-laws, rules, regulations, 4891</td>
<td></td>
</tr>
<tr>
<td>Of new sanatoria, 4886</td>
<td></td>
</tr>
</tbody>
</table>
SANATORIA FOR CONSUMENTIVES

When patient’s residence not presumed, 4894
Names of sanatoria, designation of, 4890
Non-residents, admission not obligatory, 4893
Voluntary municipal liability re, 4893
Nurses, residence of, 4894
Nurses’ Registration Act, referred to, 4894
Patient, admission of, 4892
Communicable disease cases, 4892
Defined, 4885
Departmental regulations re, 4887
Municipal liability re burial, 4893
Dependants, 4893
Indigent, 4893
Provincial aid for, 4896
Recovery of charges from, 4895
Residence of, 4894
Penalties for contraventions, 4897
Persons seeking medical aid, residence of, 4894
Plans, provisional re sanatorium, 4888
Preventorium, admission of patients to, 4892
Defined, 4885
Property, closing of sanatorium, 4892
Disposition of, 4891
Exemption from taxation, 4891
Expropriation for sanatorium, 4891
Protection from adverse expropriation, 4891
Required for highway widening, 4892
Proposals for sanatorium, agreements re, 4888
Submission to department, 4888
Provincial aid, defined, 4885
Departmental regulations re, 4887
Distribution of, 4896
Limitations of, 4897
Rates of, 4896
Reduction of, 4897
Restoration of, 4897
Special, re indigents, 4893
To certain municipalities, 4893
When approval revoked, 4897
Suspended, 4897
Public Health Act, referred to, 4888, 4892
Pupils, residence of, 4894

Lieut.-Gov., cont’d
Approval of sanatorium, 4888
Re adverse expropriation, 4891
Closing sanatorium, 4892
Disposal of property, 4891
Expropriation, 4891
Designation of names by, 4890
Powers to reduce provisional aid, 4897
Restore provincial aid, 4897
Regulations by, 4887
Revoocation of approval by, 4886
Suspension of approval by, 4886
Medical students, establishment of clinics for, 4892
Minister, approval re highway widening, 4892
Defined, 4885
Recommendation of regulations by, 4887
Municipal Act, referred to 4889, 4891
Municipality, accounts rendered to, 4895
Agreements with associations, 4890
Approval of department, 4888
Of electors, 4889
Contribution to county, 4895
Debenture issue, 4889
Defined, 4885
Establishment of joint sanatorium, 4888
Sanatorium, 4888
Liability for dependents, 4893
Indigents, 4893
Management of sanatorium, 4890
Not liable for Workmen’s Compensation cases, 4896
Notice disputing liability, 4894
Of admission of indigent, 4893
Payment indigents’ burial expenses, 4893
Procedure establishing sanatorium, 4888
Rate of liability re indigents, 4893
Recourse against other municipalities, 4895
Patients, 4895
Relief of in certain cases, 4893
Selection of site outside, 4888
Special grants re indigents, 4893
Voluntary liability non-resident indigent, 4893
### SANATORIA FOR CONSUMPTIVES

<table>
<thead>
<tr>
<th>Topic</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rates, departmental regulations re</td>
<td>4887</td>
</tr>
<tr>
<td>For indigents and dependants</td>
<td>4893</td>
</tr>
<tr>
<td>Of provincial aid</td>
<td>4896</td>
</tr>
<tr>
<td>Records, departmental regulations re</td>
<td>4887</td>
</tr>
<tr>
<td>Regulations, approval of</td>
<td>4891</td>
</tr>
<tr>
<td>By Board</td>
<td>4890</td>
</tr>
<tr>
<td>By Lieut.-Gov.</td>
<td>4887</td>
</tr>
<tr>
<td>Defined</td>
<td>4886</td>
</tr>
<tr>
<td>Recommendation of Minister re</td>
<td>4887</td>
</tr>
<tr>
<td>Reports, departmental regulations re</td>
<td>4887</td>
</tr>
<tr>
<td>Residence, of dependant</td>
<td>4895</td>
</tr>
<tr>
<td>Of health seekers</td>
<td>4894</td>
</tr>
<tr>
<td>Institutional inmates</td>
<td>4895</td>
</tr>
<tr>
<td>Nurses</td>
<td>4894</td>
</tr>
<tr>
<td>Patients</td>
<td>4894</td>
</tr>
<tr>
<td>Persons seeking medical aid</td>
<td>4894</td>
</tr>
<tr>
<td>Pupils</td>
<td>4894</td>
</tr>
<tr>
<td>Where not presumed</td>
<td>4894</td>
</tr>
<tr>
<td>Resident, defined</td>
<td>4886</td>
</tr>
<tr>
<td>Where residence not presumed</td>
<td>4894</td>
</tr>
<tr>
<td>Rules, approval of</td>
<td>4891</td>
</tr>
<tr>
<td>By Board</td>
<td>4890</td>
</tr>
<tr>
<td>Sanatorium, accounts to municipalities</td>
<td>4895</td>
</tr>
<tr>
<td>Admission, communicable disease cases</td>
<td>4892</td>
</tr>
<tr>
<td>Non-residents</td>
<td>4893</td>
</tr>
<tr>
<td>Of patients</td>
<td>4892</td>
</tr>
<tr>
<td>To association</td>
<td>4892</td>
</tr>
<tr>
<td>To preventorium</td>
<td>4892</td>
</tr>
<tr>
<td>Agreements associations with municipalities</td>
<td>4890</td>
</tr>
<tr>
<td>Approval of</td>
<td>4888</td>
</tr>
<tr>
<td>Closing</td>
<td>4892</td>
</tr>
<tr>
<td>New sanatoria</td>
<td>4886</td>
</tr>
<tr>
<td>Assent of electors required</td>
<td>4889</td>
</tr>
<tr>
<td>Board of management</td>
<td>4889</td>
</tr>
<tr>
<td>Closing, by Board</td>
<td>4892</td>
</tr>
<tr>
<td>Defined</td>
<td>4886</td>
</tr>
<tr>
<td>Departmental regulations re</td>
<td>4887</td>
</tr>
<tr>
<td>Disposal of land for highway</td>
<td>4892</td>
</tr>
<tr>
<td>Property</td>
<td>4891</td>
</tr>
<tr>
<td>Establishment of</td>
<td>4888</td>
</tr>
<tr>
<td>Exemption from taxation</td>
<td>4891</td>
</tr>
<tr>
<td>Existing sanatoria approved</td>
<td>4886</td>
</tr>
<tr>
<td>Expropriation</td>
<td>4891</td>
</tr>
<tr>
<td>Improvements, procedure for</td>
<td>4889</td>
</tr>
<tr>
<td>Medical students’ clinics in</td>
<td>4892</td>
</tr>
<tr>
<td>Notice of admission of indigents</td>
<td>4893</td>
</tr>
<tr>
<td>Powers of</td>
<td>4887</td>
</tr>
<tr>
<td>Board</td>
<td>4890</td>
</tr>
<tr>
<td>Procedure re establishment</td>
<td>4888, 4889</td>
</tr>
<tr>
<td>Protection from adverse expropriation</td>
<td>4891</td>
</tr>
<tr>
<td>Provincial aid, distribution of</td>
<td>4896</td>
</tr>
<tr>
<td>Provisional agreements re</td>
<td>4888</td>
</tr>
<tr>
<td>Recovery of charges from municipalities</td>
<td>4895</td>
</tr>
<tr>
<td>Revocation of approval of</td>
<td>4886</td>
</tr>
<tr>
<td>Staff appointments</td>
<td>4891</td>
</tr>
<tr>
<td>Suspension of approval of</td>
<td>4886</td>
</tr>
<tr>
<td>Site, disposition by Board</td>
<td>4891</td>
</tr>
<tr>
<td>Disposition on closing sanatorium</td>
<td>4892</td>
</tr>
<tr>
<td>Expropriation of</td>
<td>4891</td>
</tr>
<tr>
<td>Selecting in another municipality</td>
<td>4888</td>
</tr>
<tr>
<td>Special Act, Act prevails over</td>
<td>4887</td>
</tr>
<tr>
<td>Staff, appointment of</td>
<td>4891</td>
</tr>
<tr>
<td>Departmental regulations re</td>
<td>4887</td>
</tr>
<tr>
<td>Statement of accounts, sanatorium to municipality</td>
<td>4895</td>
</tr>
<tr>
<td>Summary Convictions Act, referred to</td>
<td>4897</td>
</tr>
<tr>
<td>Superintendent, defined</td>
<td>4886</td>
</tr>
<tr>
<td>Notice to municipality re dependants</td>
<td>4894</td>
</tr>
<tr>
<td>Indigents</td>
<td>4894</td>
</tr>
<tr>
<td>Powers re expropriation</td>
<td>4891</td>
</tr>
<tr>
<td>Taxation, exemption of sanatorium from</td>
<td>4891</td>
</tr>
<tr>
<td>Territorial Division Act, referred to</td>
<td>4886</td>
</tr>
<tr>
<td>Territorial district, defined</td>
<td>4886</td>
</tr>
<tr>
<td>Relief of certain municipalities</td>
<td>4893</td>
</tr>
<tr>
<td>Re indigents</td>
<td>4893</td>
</tr>
<tr>
<td>Special grants to municipalities in</td>
<td>4893</td>
</tr>
<tr>
<td>Treatment, defined</td>
<td>4886</td>
</tr>
<tr>
<td>Trustees, appointment to Board</td>
<td>4890</td>
</tr>
<tr>
<td>Tuberculosis, admission of patient having</td>
<td>4892</td>
</tr>
<tr>
<td>Unorganized territory, defined</td>
<td>4886</td>
</tr>
<tr>
<td>Provincial aid for dependants</td>
<td>4896</td>
</tr>
<tr>
<td>Indigents from</td>
<td>4896</td>
</tr>
<tr>
<td>Rate of</td>
<td>4896</td>
</tr>
<tr>
<td>Vice-chairman of Board, election of</td>
<td>4890</td>
</tr>
<tr>
<td>Workmen’s Compensation Act, referred to</td>
<td>4890</td>
</tr>
</tbody>
</table>
SAND; see BEACH PROTECTION; BEACHES AND RIVER BEDS; HIGHWAY IMPROVEMENT; MINING; MUNICIPAL

SANITARIA; see LIQUOR CONTROL; PRIVATE SANITARIUM; SANATORIA FOR CONSUMPTIVES

SANITARIA FOR MENTAL DISEASES; see PRIVATE SANITARIUM

SANITARY CONVENIENCES; see FACTORY, SHOP AND OFFICE BUILDING; MINING; MUNICIPAL; PUBLIC HEALTH; RAILWAY

SANITATION; see FACTORY, SHOP AND OFFICE BUILDING; MUNICIPAL; PUBLIC HEALTH; WOODMEN'S EMPLOYMENT

SAVINGS OFFICES; see AGRICULTURAL DEVELOPMENT FINANCE

SAW LOG CULLERS; see CULLERS

SAW MILLS; see MILLS LICENSING

SCAFFOLDING; see BUILDING TRADES PROTECTION

SCHEME; see INTERPRETATION

SCHOOL ATTENDANCE; see also ADOLESCENT SCHOOL ATTENDANCE; APPRENTICESHIP

Accommodation, absence of, 4642
Age, presumption by Court, 4647
Agent of corporation, violation by, 4647
Assessment Act, referred to, 4645, 4647
Assessor's list of children, supply of, 4645
Attendance, compulsory, 4641
Excused, 4641
Blind child, attendance by, 4642
Board, appointment of school attendance officer, 4644
Census of children by, 4645

Child, absence of transportation, 4642
Accommodation for, 4642
Age of compulsory attendance, 4641
Attendance excused, 4641
Attending before eight, 4643
Blind, attendance by, 4642
Certificate relieving attendance, 4643
Compulsory attendance of, 4641
Deaf, attendance by, 4642
Employment under fourteen, 4643
Excused by officer, 4642
Inquiry by Provincial officer, 4642
Irregular attendance by, 4646
Matriculation by, 4642
Musical instruction of, 4642
Nonattendance, 4646

On holy day, 4648
Order of Provincial officer, 4642
Presumption of age by Court, 4647
Sickness of, 4642
Under efficient instruction, 4641

Clerk, municipal, supplying assessment particulars, 4645
Committee, power re blind and deaf, 4642
Conviction, not removable to Supreme Court, 4647

Corporation, violation by, 4647
Violation by agent of, 4647
Deaf child, attendance by, 4642

Department of Education Act, referred to, 4641, 4648, 4619

Employment of child under fourteen, 4643

Expulsion of child, report on, 4646

Guardian, bond by, 4646

Defined, 4641

Duty re attendance, 4641

Liability of, 4646

When not liable, 4641

Holy day, nonattendance on, 4648

Inspector, defined, 4641

Directing attendance officer, 4645

Duties of, 4647

Neglect of, 4647

Notice by, 4646

Where no attendance officer, 4646

Matriculation, attendance excused, 4642, 4649
SCHOOL ATTENDANCE

Minister, appointment of committee, 4642
Default by school trustees, 4643
Music instruction, attendance excused for, 4642
Order, not removable to Supreme Court, 4647
Parent, bond by, 4646
Duty re attendance, 4641
Liability of, 4646
When not liable, 4641
Penalty, disposition of, 4647
Principal, defined, 4641
Report on expulsion, 4646
To attendance officer, 4646
Request to attendance officer, 4645
Provincial officer, acting as school trustee, 4643
Appointment of, 4643
Duties of, 4643
Inquiry by, 4642
Neglect of, 4647
Order of, 4642
Public school supporter, saving re, 4647
Public Schools Act, referred to 4643, 4644
Ratepayer, request to attendance officer, 4645
Register of attendance, 4646
Regulations, defined, 4641
Power re, 4648
School attendance officer, acting under inspector, 4645
Attendance officer, acting under Provincial officer, 4645
Appointment of, 4644
Excusing child, 4642
Filling vacancy, 4644
Inquiry into nonattendance, 4645
Monthly report, 4645
Neglect of, 4647
Notice by, 4646
Of appointment of, 4645
Powers of, 4644, 4653
Proceedings by for nonattendance, 4646
Report to, 4646, 4647
Rules directing, 4645
Time of appointment, 4644

Warning by, 4645
Woman as, 4645
Defined, 4641
Trustees, default by, 4643
Separate school supporter, saving re, 4647
Sickness, attendance excused, 4642
Summary Convictions Act, referred to, 4647, 4653
Teacher, register of attendance, 4646
Report on expulsion, 4646
To attendance officer, 4646, 4647
To inspector, 4647
Request to attendance officer, 4645
Township council, appointment of school attendance officer, 4644
Transportation, absence of, 4642
Unorganized territory, appointment of school attendance officer in, 4645
Provincial officer as trustee, 4643
Violation of Act, penalty for, 4647

SCHOOL PROPERTY; see MORTMAIN AND CHARITABLE USES; SCHOOL SITES

SCHOOLS; see ADOLESCENT SCHOOL ATTENDANCE; AGRICULTURAL COLLEGE; APPRENTICESHIP; ASSESSMENT; AUXILIARY CLASSES; BOARDS OF EDUCATION; COLLEGE OF ART; COMMUNITY HALLS; CONTINUATION SCHOOLS; DEPARTMENT OF EDUCATION; DIVISION COURTS; ELECTION; HIGH SCHOOLS; INDUSTRIAL SCHOOLS; MINING SCHOOLS; MINING TAX; MORTMAIN AND CHARITABLE USES; MUNICIPAL NORTHERN DEVELOPMENT; PUBLIC HEALTH; PUBLIC LANDS; PUBLIC LIBRARIES; PUBLIC SCHOOLS; SCHOOL ATTENDANCE; SCHOOLS FOR THE DEAF AND BLIND; SCHOOL SITES; SCHOOL TRUST CONVEYANCES; SEPARATE SCHOOLS; TEACHERS' AND INSPECTORS' SUPERANNUATION; TRAINING SCHOOLS; UPPER CANADA COLLEGE; UNIVERSITY; VETERINARY COLLEGE; VOCATIONAL EDUCATION
## School Sites

**See also** Arbitration; Vocational Education

- **Abandonment** of acquisition, 4671
- **Advising** vocational committee, acquiring land, 4668
- **Disposal** of land, 4669
- **Appeal,** from judge as to compensation, 4670
- **Arbitrator,** official, in lieu of judge, 4672
- **Board,** acquiring land outside city limits, 4668
- **Agreement** with townships on taxation, 4668
- **Application** for immediate possession, 4669
- **To judge** re site, 4667
- Where no owner with power of sale, 4669
- **City,** acquiring township land, 4668
- **Expropriating** township land, 4668
- **Compensation** for proximity, 4668
- Substituted for land, 4671
- **Defined,** 4667
- **Desisting** from acquiring, notice of, 4671
- Acquiring, right of, 4671
- **Disposal** of land outside city limits, 4669
- **Hearing,** re compensation, 4670
- **Judge fixing compensation,** 4669
- **Liability to claimants for compensation,** 4671
- **Notice of application to judge,** 4667
- **Power to acquire** site, 4668
- To expropriate site, 4668
- **Security** for immediate possession, 4669
- Subject to regulations, 4667
- **Taxation** of expropriated township site, 4668
- **Time for paying** compensation, 4671
- **Vesting order in,** 4671
- Who may sell to, 4669
- **Compensation,** appeal re, 4670
- **Duties and fees** of county court clerk, 4670
- Of Sheriff, 4670
- Evidence re, 4669
- **Ex parte** hearing, 4670
- Fixed by judge, 4669

For proximity, 4668
For severance, 4671
Hearing re, 4670
Liability of Board to claimants on, 4671
Payment into court, 4671
Powers of judge on hearing, 4670
Substitute for land, 4671
Time for paying, 4671
Costs, awarding of, 4671

*Department of Education Act,* referred to, 4667

Desistment from acquiring land, 4671

Dwelling-house, compensation for proximity to, 4668

Distance from, 4667

Encumbrancers, claims, 4670

Garden, compensation for proximity to, 4668

Distance from, 4667

Judge, appeal from re compensation, 4670

Application of board to for site, 4667

To for compensation, 4668

Certificate re site, 4667

Compensation for proximity, 4668

For severance, 4670

Defined, 4667

Fixing compensation, 4669

Hearing re compensation, 4670

Where absentee owner, 4670

Where owner unknown, 4670

Interest payable to owner, 4670

Official arbitrator in lieu of, 4671

Order for immediate possession, 4669

Power re costs, 4671

Settling claims of encumbrancers, 4670

Of lessees, 4670

Of occupants, 4670

Of tenants, 4670

Vesting order of, 4671

Warrant to sheriff for possession, 4669

When member of board, 4667

Lessees, claims by, 4670

Municipal Arbitrations Act,* referred to, 4671

Occupants, claims by, 4670

Orchard, compensation for proximity to, 4668

Distance from, 4667
SCHOOLS SITES

Owner, absentee, compensation proceedings, 4670
Absentee, payment to, 4671
Publication of notice to, 4670
Compensation for proximity to, 4668
For severance, 4671
Defined, 4667
Hearing re compensation, 4670
Interest payable to, 4670
Judge fixing compensation, 4669
Notice by board of desistment, 4671
Proximity of site, 4667
Unknown, compensation proceedings, 4670
Payment to, 4671
Publication of notice to, 4670
Where none to sell, 4669
Who may sell, 4669
Pleasure-ground, compensation for proximity to, 4668
Distance from, 4667
Possession, proceedings for immediate, 4669,
Public Schools Act, referred to, 4668
Sale, appointing person with power of, 4669
Persons having power of, 4669
School site, application for compensation, 4668
Application of board re, 4667
Appointing person with power to sell, 4669
Area of proximity restrictions, 4668
Certificate of judge re, 4667
City board acquiring township, 4668
Compensation for proximity, 4668
For severance, 4671
Proceedings if owner absent, 4670
If owner unknown, 4670
Defined, 4667
Desistment from acquiring, 4671
Distance from dwelling-house, 4667
From garden, 4667
From orchard, 4667
From pleasure-ground, 4667
Immediate possession, 4669
Notice of board's application, 4667
Outside city limits, acquiring, 4668
Disposal of, 4669

Power to acquire, 4668
To expropriate, 4668
Taxation of expropriated township, 4668
Vesting order, 4671
Who may sell, 4669
Sheriff, warrant to for possession, 4669
Surveyor, certificate re compensation, 4670
Tenants, claims by, 4670
Township site acquired by city board, 4668
Agreement re taxation, 4668
Vesting order, of judge, 4671
Vocational Education Act, referred to, 4668

SCHOOL TRUST CONVEYANCES

Conveyance, purpose of, 4673
Who may take, 4673
Land, not to exceed 10 acres, 4673
Registration, within 12 months, 4673
Trustees, duties of, 4673
Election of, 4673
Number of, 4673
Powers of, 4673
Registration of trust deed, 4673
Successorship, how determined, 4673

SCHOOLS FOR THE DEAF AND BLIND

Admission requirements, 4622, 4623
Belleville, institution at, public use of, 4622
Blind, school for, 4622
Brantford, institution at, public use of, 4622
Deaf, school for, 4622
Expenses of indigent pupil, payment of, 4623
Institution, admission requirements, 4622, 4623
Appointment of officers, 4622
At Belleville, use of, 4622
At Brantford, use of, 4622
Control of Minister, 4622
Objects of, 4622
Persons admissible to, 4622
Powers of the Minister, 4622
Regulations of, 4622
Salaries of staff, 4622
Minister of Education, discharge of pupil by, 4623
Minister of Education, cont’d
  Powers of, 4622
  Principal’s report to, 4623
  Regulations of, 4622
  Varying terms of maintenance, 4623
Municipality, payment of pupils’ expenses, 4623
  Recovering expenses, 4623
  Officers, appointment of, 4622
  Principal, appointment of, 4622
  Report of, 4623
Pupil, admittance of, 4623
  Discharge of, 4623
  Expenses of, 4623
  Maintenance of, 4623
  Report of principal re, 4623
  Varying terms of maintenance of, 4623
Regulations, approval of, 4623
  Of Minister, 4622
  Requirements of, 4623
  Staff, salaries of, 4622

SCINTILLA JURIS; see CONVEYANCING
AND LAW OF PROPERTY

SEARCH WARRANT; see PAWNBROKERS;
SUMMARY CONVICTIONS

SECRETARY; see COMPANIES; PROVINCIAL
SECRETARY

SECURITIES; see also COMPANIES; EXECUTION
  Accountants, appointment of, 3245
  Action, by commission, 3243
  Consent of commission before commencement of, 3254
  Not to be against auditor, 3252
    Commission, 3245
    Persons administering Act, 3253
  Time for commencement of, 3254
  To be under direction of commission, 3254
  Address for service stated in application, 3240
  Additional bond, when required, 3240
  Applicant, address for service, 3240

To deliver bond, 3240
Applicant accompanied by bond, 3239
  Attorney General’s orders re, 3242
  Fees to accompany, 3239
  For registration, 3242
  Of deceptive names, 3242
  Granting of, 3242
  Refusal of, 3242
  How made, 3239
  To contain address for service, 3240
Audit Act, referred to, 3255
Auditor, duties of, 3250
  No action against, 3252
  Powers of, 3251
  Reports of, 3251
Audits allotment of, 3250
Bank Act (Canada), referred to, 3238
  Trade by exempt, 3238
Bankruptcy Act (Canada), referred to, 3238, 3241, 3242, 3247
Bankruptcy proceedings, 3241
Forfeiture of bond, 3241
Bond, amount of, 3240
  Assignment by commission, 3241
  By surety company, 3241
  Default in filing, 3242
  Forfeiture under winding up proceedings 3241
  When by surety company, 3240
Bonds, forfeiture of, 3240
Broker, defined, 3234
  Not member of exchange to file audit
    with registrar, 3252
    Audits by, 3252
    Notice of order, 3243
    Suspension of, 3242
    To deliver bond, 3240
    Broker’s auditor, defined, 3249
    Registration of, 3237
Cancellation, order entry of, 3242
Commission, appointment of, 3236
  Composition of, 3236
  Defined, 3234
  May make regulations, 3243
  Order funds held, 3247
  No action against, 3245
  Not persona designata, 3252
SECI RITIES

Commission, cont'd
Order not subject to review by Court, 3242
Power to investigate, 3243
To approve registration of partnership as broker, 3237
Registration of company as broker, 3237
Companies Act, referred to, 3238, 3242, 3247
Company, defined, 3234
Investigation of by commission, 3243
Penalties for violations of Act or regulations, 3254
Registered as broker, 3237
Stock sales to employees exempt, 3239
Confirmation, contents of, 3249
Consolidated Revenue Fund Act, referred to 3236
Contracts, terms may be declared unreasonable, 3249
Costs, mode of collection, 3255
Of investigation collection of, 3254
Creditor, payment of money to, 3241
Custodian, appointment of, 3242
Customer buying orders of, selling prejudicially, 3248
Confirmation to, 3249
Contract of voidable, 3248
Mode of exercising option, 3249
Recovery of money paid, 3249
Deceptive names, refusal of application for use of, 3212
Documents, failure to produce constitutes offence, 3245
How procured, 3244
Evidence Act, referred to, 3244, 3254
Evidence Act (Canada), referred to, 3244
Evidence, how far privileged, 3244
How may be used, 3254
Not disclosed without consent, 3245
Refusal to give constitutes an offence, 3245
Exchange, auditor, defined, 3249
On merger exempt, 3238
Executive committee, defined, 3250
May alter accounting system, 3251
Business connection, 3251
May require special audit, 3250
Powers to examine parties, 3251

Where requirements not complied with,
3252
To allot audits, 3250
Employ an exchange auditor, 3250
Select panel of accounts, 3250
Expenses where payable from, 3236
Experts, appointment of, 3245
Financial statement supplied to Registrar on demand, 3252
Forfeiture of bonds, reasons for, 3241
Upon bankruptcy proceedings, 3241
Winding up proceedings, 3241
Fraud, defined, 3234
Fraudulent act, defined, 3234
Defined, 3234
Funds, exception where ordered held, 3247
Held on order of commission, 3247
General provisions, 3252
Inquiry, reporting result of, 3245
Insurance Act, referred to, 3238
Insurance company, trade by exempt, 3238
Interim receiver, appointment of, 3242
Investigation by commissioner, 3243
Made at any time, 3244
Reporting result of, 3245
Investigator, powers of, 3244
Isolated sale, by owner exempt, 3238
Judge, application to for directions where fund held, 3248
Motion before ex parte, 3247
By originating notice, 3247
Not persona designata, 3252
Of Supreme Court may enjoin from trading in securities, 3245
Judicature Act provisions to apply, 3252
Referred to, 3238, 3242, 3247, 3252
Judicial sales, exemption for, 3237
Limitation of action, six month period, 3254
Liquidator, appointment of, 3242
Loan and Trust Corporations Act, referred to, 3238
Loan corporation, trade by exempt, 3238
Local Master of Titles, notice to, same as certificate of lis pendens, 3248
Master of Titles, notice to, same as certificate of lis pendens, 3248
Mining recorder, notice to, same as certificate of lis pendens, 3248
Monies recovered, to whom paid, 3241
Mortgagee, sale for debt exempt, 3238
Municipal corporation, trade by exempt, 3238
Negotiable paper, exempt, 3239
New bond, when required, 3240
Officials, approved by Registrar, 3237
Notice given when terms of contract deemed unreasonable, 3249
Offence, what shall constitute, 3244
Official of His Majesty, trade by exempt, 3238
Official to register, 3237
Owner, isolated sale by, exempt, 3238
Panel of brokers' auditors by whom selected, 3250
Qualification of, 3250
Partnership registered as broker, 3237
Penalties, Commission may invoke, 3246
For violation of Act or regulations by individual, 3254
Person, defined, 3234
Pledgee, sale for debt, exempt, 3238
Practice and procedure, ordinary used, where not inconsistent, 3252
Prospector's grubstake exempt, 3238
Sale of share in claim exempt, 3238
Public board, trade by, exempt, 3238
Receiver, appointment of, 3242
Record of transactions kept by stock exchange, 3249
Produced by stock exchange, 3249
Register, kept by commission, 3239
Open to public inspection, 3239
Registrar, appointment of, 3236
Defined, 3235
May require bond by a surety company, 3240
Broker not member of exchange to submit to audit, 3252
Further information from applicant, 3240
New bond, 3240
Of Deeds, notice to same as certificate of lis pendens, 3248

To give written permission to new officials, 3237
Registration, application for, 3242
Application for, on new material, 3243
Cancellation of, 3242
In default of filing bond, 3242
Change in, 3239
Exemption from, 3237
Expiration of, 3239
Reduction to temporary registration, 3242
Renewal of, 3239
Subject to regulations, 3239
Within ten days unless commission objects, 3239
Regulation of trading, 3248
Regulations approved by Lieut.-Gov., 3253
Commission may make, 3253
Defined, 3235
Published, 3253
To govern registrations, 3239
Salaries, where payable from, 3236
Salesman, defined, 3235
Registration of, 3235
Suspension of, 3242
Notice of order, 3243
Secured bonds, exempt, 3239
Securities based upon conditional sales exempt, 3239
Exempted by regulations, 3239
Security, defined, 3235
Issuer defined, 3236
Shares of non-profit sharing companies exempt, 3239
Special audit, when had, 3250
Staff, composition of, 3236
Salaries of, 3236
Stock dividends, distribution of exempt, 3238
Exchange to keep record of transactions, 3249
Subpoenas, power to issue, 3244
Summary Convictions Act, referred to, 3254
Surety company, bond by, 3241
Suspension order, entry of, 3242
Temporary entries, cancellation of, 3242
Suspension of, 3242
Registration, subject to cancellation, 3239
SECURITIES

Trade, defined, 3236
Trades exempted by regulations, 3239
Trading defined, 3236
   In securities who enjoined from trading in, 3246
   Regulation of, 3248
   Selling against customers’ buying orders, 3248
Trust corporation, trade by, exempt, 3238
   Funds, investment of, exempt, 3238
Trustee, appointment of, 3242
Violation of Act by individual, penalties for, 3254
   Regulations by individual, penalties for, 3254
Warrant endorsement by magistrate when issued in another province, 3254
   Execution of, when issued in another province, 3255
   Power of constable in charge of prisoner, 3255
Winding-up Act (Canada) referred to, 3238, 3242, 3247
Winding-up proceedings, forfeiture of bond, 3241
Witnesses, compellable, 3244

SECURITY COMPANIES; see GUARANTEE COMPANIES SECURITIES; JUDICATURE

SECURITY FRAUDS; see SECURITIES

SEDUCTION; see also DIVISION COURTS
Action by master, 1478
   Parent out of Ontario, 1478
Birth, action within six months of, 1478
Common law right, how far preserved, 1478
Court jurisdiction of, 1478
Guardian, action by, 1478
Jury, action triable by, 1478
Master, action by 1478
Parents, action by, 1478
   In absence of, 1478
   No proof of service, 1478
Service presumed, 1478

SEED; see CLEAN GRAIN; MUNICIPAL; NORTHERN DEVELOPMENT; SEED GRAIN SUBSIDY; WOOD CONTROL

SEED GRAIN SUBSIDY
Assessment Act, referred to, 3802
By-law guaranteeing payment, 3801
Guarantee, form of, 3801
Municipal Act, referred to, 3802
Municipality, guarantee by-law of, 3801
   Payment as current expenditure, 3802
   Repayment to, 3801
Order-in-Council to repay municipality, 3801
Regulations, Order-in-Council for, 3801
Seed grain, by-law guaranteeing payment, 3801
   Payment as current expenditure, 3802
   Use of, 3801

SEED GROWERS ASSOCIATION; see AGRICULTURAL ASSOCIATIONS

SEPARATE SCHOOLS; see also ASSESSMENT; DEPARTMENT OF EDUCATION; DIVISION COURTS; MUNICIPAL; PUBLIC SCHOOLS; SCHOOL ATTENDANCE; VOCATIONAL EDUCATION
Accommodation, duty of Board to provide, 4579
Agreement, between Board and municipality for fixed amount, 4591
   Between owner and tenant re rates, 4588
   Teacher and Board, 4583
   Execution of between teacher and Board, 4583
   Teachers board and lodging, 4583
   Termination of re rates, 4591
Unequal assessment, 4591
Annual report, contents of rural Boards, 4582
   Form of trustees, 4581
   Penalty, neglecting to transmit, 4601
   School trustees, 4581
   Submission by rural Board to meeting, 4582
Appeal from Division Court re teachers 
salaries, 4585
Arbitration, appointment of arbitrators re 
school site, 4572
Award re school site, 4572
Establishment of school in portion of rural 
section, 4572
School site, 4572
Arrears of rates, collection of, 4590
Making up deficiency, 4590
Assessment Act, referred to, 4587, 4589, 
4591
Assessment, county for separate schools, 
4592
Land occupied by tenant, 4588
Of corporations, 4589
Non-resident supporters, 4586
Notice by corporations, 4589
Proportionate, of corporations, 4589
Roll, correction of errors in, 4588
Effect of correction of errors in, 4588
Making copies of, 4590
Notation of corporation notice on, 4589
Supplying Board with list of supporters 
on, 4590
Use by Board, 4565
Time for giving notice when under by-
law, 4591
Use of index book on, 4588
Auditors, annual report of, 4568
Appointment by Minister, 4571
Rural Board, 4582
Urban Board, 4579
Assistance by Treasurer, 4571
Duties of Board re, 4579
Election at annual meeting, 4568
Penalty refusing to assist, 4601
Term of office of, 4568
Award, arbitration re school site, 4572
Reconsideration of, re school site, 4572
Term of validity of re site, 4572
Ballot, casting vote when election by, 4577
Discontinuance of use of, 4576
Provisions respecting elections by, 4576
Resolution adopting in urban elections, 
4576
Term of validity of resolutions re, 4576
Blind, rural Boards annual report, 4582

Board, agreement with teachers, 4583
Annual report of, 4581
Appointment of collectors by, 4589
Secretary, 4570
Teachers, 4579
Treasurer, 4570
Borrowing by-laws of, 4593
Corporate nature of, 4566
Dismissal of pupils, 4580
Duties of Secretary of, 4570
Of treasurer of, 4571
Re collection of rates, 4580
Re fences, 4580
Re school property, 4580
Election of chairman, 4570
Establishment of fifth forms, 4592
Pension fund, 4599
General obligations of, 4591
Powers re schools, 4591
Grants to superannuation fund, 4596
List of supporters on assessment roll, 
4590
Maintenance of school house, 4579
Organization of, 4570
Other powers of, 4581
Penalty, neglecting Treasurer’s security, 
4600
Refusing to assist auditors, 4601
Powers re acquiring sites, 4579
To select school site, 4571
Providing visitors’ book for schools, 4581
Quorum, 4570
Return of uncollected rates, 4589
Supervision of schools by, 4581
Title of, 4566
Validity of proceedings, 4570
Cadet Corps, establishment of, 4581
Payment of cost of, 4581
Chairman, annual meeting, rural school, 
4568
Casting vote on equality, 4578
Chairman, cont’d
Duties at annual meeting, 4569
Election of Board, 4570
Urban Board, 4571
Urban Board, right to vote, 4572
Classes, penalty for disturbing, 4599
Collectors, appointment, 4589
Appointment by urban Board, 4579
In unorganized territories, 4567
Duties of urban, 4579
Re rates, 4588
Obligations in unorganized territories, 4567
Powers, 4599
In unorganized territories, 4567
Rolls, distinguishing school rates on, 4588
Excluding coloured separate school supporters, 4565
Protestant separate school supporters, 4565
Making copies of, 4590
Coloured Separate School Board, corporate nature of, 4565
School Board, title of, 4565
Schools, application for, 4563
Election of trustees, 4563
Establishment of, 4563
Exemption from public school rates, 4564
First meeting of trustees of, 4563
Having for each ward, 4564
List of pupils attending, 4564
Location of, 4563
Number of trustees, 4563
Powers of trustees, 4565
Regulations re, 4563
School census of, 4564
Semi-annual return to inspector, 4564
Supporters of, 4563
Teachers of, 4565
Trustees of, 4565
Who may vote for trustees, 4563
Continuation schools, establishment of by Board, 4591
Maintenance by Board, 4591
Controverted elections, Judges’ report, 4578
Order new election, 4578
Powers of Judge, 4578
Procedure re, 4578
Removal of trustees, 4578
Taking evidence under, 4578
Corporations, business assessment of, 4589
Entry of notice on assessment roll, 4589
On roll as a supporter, 4589
Notice of being a supporter, 4589
Separate school support, 4589
Proportionate assessment, 4589
County grant, apportionment of, 4592, 4595
For fifth forms, 4592
Deaf, rural Boards annual report, 4582
Dehenture, amount of, 4594
Form of, 4593
Issuance by Board, 4593
Security for, 4593
Sinking fund for, 4592
Terms of, 4593
Department of Education Act, referred to, 4565
Disagreements, determination of, 4595
Discipline, duty of teacher to maintain, 4583
Disputes, determination between teacher and Board, 4585
Division Court, appeal re teachers salaries, 4585
Jurisdiction re teachers salaries, 4585
Dumb, rural Boards annual report, 4582
Election, complaints respecting, 4578
Form of voters declaration, 4577
Investigation of complaints, 4578
Irregularities, 4577
New to fill trustee vacancies, 4583
Noncompliance with Act, 4583
Open vote at, 4575
Ordering new, 4578
Procedure for urban, 4576
On new, 4583
Rural school trustees, 4567
Time for lodging complaints, 4578
Urban by ballot, 4576
School trustees, 4574
Who may vote at, 4577
Elec tors, eligible to vote for trustees, 4577
Equality of votes, annual meeting, 4569
Errors, correction in assessment roll, 4588
Effect of correction in assessment roll, 4588
Examination, notice of, 4584
Teacher to hold public, 4584
False declaration, penalty for making, 4598
Fences, powers of Board re, 4580
Fifth classes, county levy for, 4592
Forms, apportionment of grant between counties, 4592
County grant for, 4592
Establishment of, 4592
Forms, index book, 4602
Notice by corporation, 4603
Gymnasium, establishment of, 4581
Payment of cost of, 4581
Holidays in rural districts, 4598
What days, 4598
Income, list of voters in respect of, 4575
Index book, entry of particulars in, 4587
Form of, 4602
Guide for assessor, 4588
Inspection of, 4588
Municipal clerk to keep of supporters, 4587
Inspection, school, 4594
Inspector, disqualified from certain offices, 4598
Retiring allowance, 4595
Judge of County Court, noncompliance with order of, 4601
Summoning Secretary before, 4600
Treasurer before, 4600
Legislative grants, right to share in, 4564
Schools in unorganized territories, 4567
Libel, payment of costs in suit for, 4599
Loans, levy of rates for repayment of, 4593
Terms of by Board, 4593
Management committee, appointment of, 4581
Composition of, 4581
Duties of, 4581
Meetings, annual of electors, rural school, 4568
Appointment of Secretary at annual, 4568
Calling special re urban Board, 4579
Casting vote at annual, 4569
Consideration of school site, 4572

Convening to establish school, 4566
Declaration of elector re right to vote, 4569
Duties of chairman, 4568
Of rural Board re calling, 4582
Re annual, 4581
Election of auditor at annual, 4568
Chairman for annual, 4568
Trustees at annual, 4568
Equality of votes at annual, 4568
Establishment of union Board, 4571
Failure to hold re election of trustees, 4570
First of urban Board, 4578
Trustees, coloured separate school, 4563
Protestant separate school, 4563
Notice of holding to establish school, 4566
Nomination, 4574
On failure to hold annual, 4570
Objection to right to vote, 4569
Order of business at annual, 4568
Penalty for disturbing, 4599
Reading rural Board's annual report, 4582
Right of vote on taking declaration, 4569
Subsequent of urban Board, 4578
Transmission of minutes of, 4570
Military drill, supplying uniforms for, 4581
Minutes, transmission of, 4570
Model schools, establishment of, 4595
Purpose of, 4594
Municipal Act, referred to, 4576, 4578, 4592, 4593, 4594
Municipal elections, application of procedure, 4576
Grants, participation of separate schools in, 4594
Municipality, collection of school rates by, 4590
Expenses of collection of rates, 4590
Payment of collected rates, 4590
Newspaper proprietors may be trustees, 4599
Nomination, acclamations at, 4574
Notice of meetings, 4574
Procedure at, 4574
In absence of returning officer, 4574
SEPARATE SCHOOLS

Nomination, cont'd
Resolution fixing place for, 4574
To fill trustee vacancies, 4583
Trustees in urban municipality, 4574
Non-resident, assessment of, 4587
Collection of rates re, 4587
Entry on collector's roll, 4587
Voting place of, 4576
Where to vote, 4587
Notice, by corporations, 4589
Effective by corporations, 4589
Filing corporation, 4589
Form of corporation, 4603
Inspection of corporation, 4589
Notation on assessment roll of corporation, 4589
Time for giving when assessment under by-law, 4591
Oath, form of voters, 4576
Ontario Educational Association, payment of teachers' expenses attending, 4581
Order, noncompliance with, 4601
Penalty, application of, 4602
Board neglecting to take proper security, 4600
To transmit annual report, 4601
Disturbing classes, 4599
Meetings, 4599
Fraudulent notice re rates, 4586
Making false declaration, 4595
Mode of recovering, 4602
Refusal to assist auditors, 4601
To deliver up books, 4600
To transmit minutes, 4600
Trustee refusing to perform duties, 4600
Refusing to serve, 4600
Signing false report, 4602
Sitting after disqualification, 4600
Use of unauthorized text-book, 4598
Pension fund, amending resolution establishing, 4597
Approval of, 4597
Contributions by Board, 4597
To, 4597
Establishment of, 4597
Investments of, 4597
Liabilities of contributors, 4597
Management board of, 4597
Of, 4597
Payments from, 4597
Powers of management board, 4597
Of trustees re investments, 4597
Purposes of, 4597
Regulations re, 4597
Rights of contributors, 4597
Rules re, 4597
Poll, at urban elections, 4574
Book, duties of returning officer, 4575
Entries in, 4575
Re-election rural trustees, 4569
School question, 4569
Return of, 4575
Urban Board to supply, 4575
Close of, 4569
Determining hour of, 4569
Grant re-election of trustees, 4569
Re school question, 4569
Procedure on grant of, 4569
Polling, hours of urban elections, 4574
Property, duty of Board re, 4580
Liability for rates on separation, 4573
Protestant separate school Board, corporate nature of, 4565
Separate school Board, title of, 4565
Schools, application for, 4563
Election of trustees, 4563
Establishment of, 4563
Exemption from public school rates, 4564
First meeting of trustees of, 4563
Having for each ward, 4564
List of pupils attending, 4564
Location of, 4563
Number of trustees, 4563
Powers of trustees, 4565
Regulations re, 4563
Restriction on establishment of, 4564
School census of, 4564
Semi-annual return to inspector, 4564
Teachers of, 4565
Trustees of, 4565
Who may vote for trustees, 4563
Public Schools Act, referred to, 4585
Pupils, dismissal by Board, 4580
Guilty of refractory conduct, 4580
Removal to industrial school, 4580

836
<table>
<thead>
<tr>
<th>Quorum, trustee Board, 4570</th>
</tr>
</thead>
<tbody>
<tr>
<td>Urban Board, 4579</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Rates, agreement between owner and tenant, 4588</th>
</tr>
</thead>
<tbody>
<tr>
<td>Agreement for fixed amount, 4591</td>
</tr>
<tr>
<td>Apportionment in union counties, 4592</td>
</tr>
<tr>
<td>Collection by trustees, 4589</td>
</tr>
<tr>
<td>In unorganized territories, 4567</td>
</tr>
<tr>
<td>Conditional exemption from, 4564</td>
</tr>
<tr>
<td>County levy for fifth classes, 4592</td>
</tr>
<tr>
<td>Distinguishing school on assessment roll, 4589</td>
</tr>
<tr>
<td>Duties of Board re collection of, 4580</td>
</tr>
<tr>
<td>Of collector re, 4588</td>
</tr>
<tr>
<td>Exempting indigent persons, 4580</td>
</tr>
<tr>
<td>Exemption from public school, 4564, 4585</td>
</tr>
<tr>
<td>Expenses when collected by municipality, 4590</td>
</tr>
<tr>
<td>Imposed prior to establishment of separate school, 4586</td>
</tr>
<tr>
<td>Levy by county in aid, 4592</td>
</tr>
<tr>
<td>By trustees, 4589</td>
</tr>
<tr>
<td>For repayment of loans, 4593</td>
</tr>
<tr>
<td>Liability on separation, 4573</td>
</tr>
<tr>
<td>Municipal levy for separate school, 4590</td>
</tr>
<tr>
<td>Non-resident supporter, 4586</td>
</tr>
<tr>
<td>Notice of exemption from, 4580</td>
</tr>
<tr>
<td>Payment to Board by municipality, 4590</td>
</tr>
<tr>
<td>Primary liability of tenant for, 4598</td>
</tr>
<tr>
<td>Procedure when owner pays on tenant's default, 4588</td>
</tr>
<tr>
<td>Separate schools not to share in certain, 4564</td>
</tr>
<tr>
<td>Termination of agreement, 4591</td>
</tr>
<tr>
<td>Warrant for payment of, 4580</td>
</tr>
<tr>
<td>Regulations, coloured separate schools, 4563</td>
</tr>
<tr>
<td>Defined, 4565</td>
</tr>
<tr>
<td>Inspection of schools, 4594</td>
</tr>
<tr>
<td>Of school registers, 4594</td>
</tr>
<tr>
<td>Protestant separate schools, 4563</td>
</tr>
<tr>
<td>Superannuation fund, 4595</td>
</tr>
<tr>
<td>Report, penalty, trustees signing false, 4602</td>
</tr>
<tr>
<td>Teachers, 4584</td>
</tr>
<tr>
<td>Trustees annual, 4568</td>
</tr>
<tr>
<td>Retiring allowance, cessation of, 4596</td>
</tr>
<tr>
<td>Forfeiture of, 4596</td>
</tr>
<tr>
<td>Payment from superannuation fund, 4595</td>
</tr>
<tr>
<td>Through disability, 4595</td>
</tr>
</tbody>
</table>

| Returning officers, appointment of, 4574 |
| Duties of, 4575 |
| Re poll book, 4575 |
| Procedure in absence of, 4574 |
| Roman Catholic clergymen, school visitors, 4594 |
| Rural Board, annual report re blind, 4582 |
| Annual report re deaf, 4582 |
| Re dumb, 4582 |
| Appointment of auditor, 4582 |
| Contents of annual report, 4582 |
| Corporate nature of, 4566 |
| Duties re annual school meeting, 4582 |
| Re calling meetings, 4582 |
| Election of first trustees, 4567 |
| Payment of teachers' salaries, 4582 |
| Powers of trustees, 4567 |
| Power to borrow money for teachers' salaries, 4582 |
| Re-election of retiring trustees, 4568 |
| Selection of school site, 4582 |
| Supplying surgical treatment, 4582 |
| Title of, 4566 |
| Rural school, annual election of trustees, 4568 |
| Annual meeting of electors, 4568 |
| Defined, 4565 |
| Filling trustee vacancy, 4568 |
| Holidays for, 4598 |
| Number of trustees, 4567 |
| Qualification of trustees, 4568 |
| Resignation of trustees, 4568 |
| Retirement of first trustees, 4567 |
| Term of office of trustees, 4567 |
| Who may vote for trustees, 4568 |
| Salaries, action in Division Court to recover, 4585 |
| Computation of teachers', 4584 |
| Continuance if unpaid, 4585 |
| Payment of rural teachers, 4582 |
| Relieving Board of liability for teachers, 4585 |
| School house, maintenance of, 4579 |
| House, powers of Board re, 4579 |
| Inspection of, 4594 |
| Property, delivery up by teacher, 4583 |
| Question, entries in poll book, 4569 |
| Grant of poll for, 4569 |
SEPARATE SCHOOLS

School, cont'd
Register, affording access to, 4583
Delivery up of, 4583
Duties of teachers re, 4583
Providing by Board, 4581
Site, arbitration respecting, 4572
Award of arbitrators, 4572
Change of, 4572
Calling meeting to consider, 4571
Selection by Board, 4571
Term of validity of award, 4572
Supervision by Board, 4581
Visitors, who may be, 4594
Year, commencement of, 4597
Composition of, 4597
Termination of, 4598
Secretary, annual meeting, rural school, 4568
Appointment by urban Board, 4579
Of, 4570
Defined, 4566
Discharge on compliance with order, 4601
On terms, 4601
Duties of, 4570
Of urban, 4579
Penalty refusing to assist auditors, 4601
Refusing to hand over books, 4600
Service of summons on, 4601
Summoning before Judge of County Court, 4600
Separate school, defined, 4566
Election of first trustees, 4566
Establishment in portion of rural section, 4572
Excluded from certain rates, 4564
Meeting to establish, 4566
Not to share in public school money, 4594
Notice of establishment of, 4566
Supporter, assessment of non-resident, 4586
Assessment of unoccupied land, 4587
Case of corporation, 4589
Certificate of clerk after notice given, 4585
Collection of rates of non-resident, 4587
Defined, 4586
Exemption from public school rates, 4585
Notice of being, 4585
Withdrawing support, 4587
Notice of withdrawal of support, 4587
Rates re, 4586
Residence of, 4586
Time for giving notice, 4585
Vote of non-resident, 4586
When liable for debenture debt, 4586
Withdrawal of support, 4587
Supporters index book, 4587
Residing within three miles of two schools, 4586
Sinking fund, establishment of, 4593
Investments of, 4593
Provisions re, 4592
Sick leave, teachers, 4584
Site, powers of Board re acquiring, 4579
Selection by rural Board, 4582
Slander, payment of costs in suit for, 4599
Summary Convictions Act, referred to, 4602
Summons, effect on other proceedings, 4601
Powers of Judge on hearing, 4601
Procedure on hearing of, 4601
Service on secretary, 4601
On treasurer, 4601
Superannuated inspector, resumption of duties; 4596
Teacher, resumption of duties, 4596
Superannuation allowance, first class teachers, 4595
Allowance, forfeiture of, 4596
Principals, 4595
Second class teachers, 4595
Fund, contributions to, 4595
Grants by Board to, 4596
Interest on repayment, 4595
Investments of, 4596
Payment of retiring allowances, 4595
On inspectors death, 4595
Teachers death, 4595
Powers of trustees re investments, 4596
Regulations re, 4595
Retirement from, 4596
Rules of board re, 4596
Surgical treatment, funds for, 4582
Supplying by rural Board, 4582
Teacher, agreement with Board, 4583
Appointment of, 4579
Teacher, cont’d
Cannot be trustee, 4598
Certificate of qualifications, 4584
Change of authorized text-books, 4584
Computation of salary of, 4584
Duties of, 4583
Examinations for, 4584
Failure to deliver up school property, 4584
School register, 4584
Visitors book, 4584
Giving notice of examinations, 4584
List of names of, 4580
Maintenance of discipline, 4583
Model schools for, 4594
Payment by rural Board, 4582
Penalty using unauthorized text-book, 4598
Preparation of report, 4584
Qualification of, 4584
Retiring allowance, 4595
Salary during sick leave, 4584
Non-payment of, 4585
Tenant, primary liability for rates, 4588
Text-books, changing authorized, 4584
Imposition of charge by urban Board, 4581
Urban Boards duty respecting uniformity, 4581
Treasurer, appointment by urban Board, 4579
Appointment of, 4570
Assistance of auditor, 4571
Defined, 4566
Disbursement of money by, 4571
Discharge on compliance with order, 4601
On terms, 4601
Duties of, 4571
Of urban, 4579
Penalty refusing to assist auditors, 4601
Refusing to hand over books, 4600
Receipt of money by, 4571
Service of summons on, 4601
Summoning before Judge, 4600

Trustees, annual election of rural, 4568
Annual election, rural school, 4568
Report of, 4568
Application to have seat declared vacant, 4599
Borrowing powers of, 4593
Collection of rates by, 4589
Corporate nature of, 4566
Disqualification of, 4599
Re certain offices, 4598
Duties of, 4579
Of urban, 4579
Re auditors, 4579
Refractory pupils, 4580
School house, 4579
Supply school register, 4581
Supplying list of teachers, 4580
Election of coloured separate school, 4563
Of first, 4566
Rural Board, 4567
Of Protestant separate school, 4563
Of union Board, 4571
Of urban, 4574
By ballot, 4576
By wards, 4574
To fill vacancies, 4583
When urban number limited, 4573
Eligible electors for, 4577
Entries in poll book, election of rural, 4569
Filling vacancy on rural Board, 4568
First meeting coloured separate trustees, 4563
Protestant separate trustees, 4563
Grant of poll for election of, 4569
Illegal contracts, 4595
Levy of rates by, 4589
Liability of, 4602
Limiting number of urban, 4573
List of addresses of, 4580
Of names of, 4580
Notice of election of first, 4566
Number for, 4573
For coloured separate school, 4563
Protestant separate school, 4563
Rural school, 4567
Union Board, 4571
Objection of right to vote on election of
Urban, 4576
Trustees, cont’d
Open vote for election of urban, 4575
Other powers of, 4581
Particulars of first, 4566
Penalty for refusing to perform duties, 4600
   For refusing to serve, 4600
   For signing false report, 4602
For sitting after disqualification, 4600
Permissive remuneration, 4599
Powers, coloured separate schools, 4565
   Of, 4579
      On grant of poll, 4569
      On new election, 4583
      Procedure on failing to hold election
      meeting, 4570
Protestant separate schools, 4565
Re acquiring school sites, 4579
Re investing pension fund money, 4597
Re rates, 4589
Re refractory pupils, 4580
Qualification of rural, 4568
Quorum, 4570
Re-election of retiring, 4568
Resignation of rural, 4568
Resolution limiting number of urban, 4573
Retirement of first by rotation, 4567
   Of first in villages, 4573
   Of urban after first election, 4573
      When number limited, 4573
Right to inspect school registers, 4583
To inspect visitors’ book, 4583
To vote for rural, 4568
Term of office of rural, 4567
   Of urban, 4574
   Of village, 4573
   On urban Boards, 4573
Union Board, 4571
Use of assessors roll by, 4565
Trustee Act, referred to, 4596, 4597
Uncollected rates, return of, 4590
Undue influence, inquiry re, 4578
Provisions re, 4578
Union counties, apportionment of rates, 4592
   Board, procedure on formation of, 4571
   Board, title of, 4571

Trustees of, 4571
Unorganized territories, appointment of collector, 4567
Collection of rates in, 4567
Establishment of school in, 4567
Legislative grants to schools in, 4567
Obligations of collector, 4567
Powers of collector, 4567
Urban Board, acclamation at nomination, 4574
Affording school accommodation, 4579
Appointment of auditors, 4579
   Of collectors, 4579
      Of management committee, 4581
      Of secretary, 4579
      Of treasurer, 4579
Assistance to auditors, 4579
Calling special meetings of, 4579
Casting vote on equality, 4575
   Re chairman’s election, 4578
   When election by ballot, 4577
Chairman at first meeting, 4578
Composition of, 4579
Corporate nature of, 4571
Discontinuance of ballot re, 4576
Duties of, 4579
Duties of chairman, 4579
   Of secretary re elections, 4575
   Re employment of teachers, 4581
   Re schools, 4581
Election of chairman, 4578
   Of trustees, 4571, 4574
      By ballot, 4576
      By wards, 4574
      When number limited, 4573
Equality of votes on questions, 4579
Establishment of cadet corps, 4581
   Of gymnasiuins, 4581
Limiting number of trustees, 4573
May charge for text books, 4581
Meeting to establish, 4571
Nomination of candidates, 4574
Number of trustees, 4571
   Per ward, 4573
Objecting to right of vote, 4576
Powers of, 4579
Procedure at nominations, 4574
   On formation of, 4571

840
SETTLED ESTATES

Act, scope of, 1495
Agreements, renewal of leases, 1487
Application, consents required, 1491
For lease, 1487
Refusal of, 1493
To Court to direct notice to persons interested, 1492
To exercise powers, 1491
When may be made jointly, 1491
Base fee, leases by holder of, 1496
Persons under, disability, how represented, 1491
Building lease, nominal rent, when reserved, 1486
Mortgage may be authorized for, 1489
Sale consideration may be rental, 1489
Consent, person not obliged to give, 1498
Required, on application to Court, 1491
Required to be binding on, 1499
Coparceners, application to Court, 1491
Costs, 1495
Court, defined, 1485
Extent of powers, 1494
Orders, conclusive, 1495
Powers over same property, 1494
Over settled estates, 1489
Power to alter terms of lease, 1488
To authorize lease, 1487
Determine lease renewals, 1487
Direct dedication of, 1491
Mortgage of, 1491
Sale of, 1491
When may dispense with consent, 1492
May lease settled estate, 1486
Courts, act of, valid, 1495
Covenants to be in lease, 1497
Curtesy, tenant by may lease, 1497
Dedication, streets, roads, etc., 1490
Deeds, Court to direct execution of, 1491
Dower, leases which may be made by tenant, 1497
Drains, dedication and maintenance of land for, 1490
Easement, sale of, may be authorized, 1489
Encumbrances, mortgages, authorized for removal of, 1489
Payment out of proceeds of sale, 1489

SEPARATED TOWN; see MUNICIPAL; TERRITORIAL DIVISION

SERVANT; see MASTER AND SERVANT

SERVICE STATIONS; see HIGHWAY IMPROVEMENT; HIGHWAY TRAFFIC; MUNICIPAL
SETTLED ESTATES

Estates in remainder when deemed under settlement, 1485
In reversion when deemed under settlement, 1485
Gardens, dedication and maintenance of land for, 1490
Highways, court may direct laying out, 1490
Improvements, application of proceeds of sale, 1493
Mortgage may be authorized for, 1490
Income, defined, 1485
Infant, guardian acting for, 1491
Insolvent, assignee acting for, 1498
Interest, application of, 1494
Payment of, 1494
Joint actions, by persons under same settlement, 1497
Tenants, applications to Court, 1491
Land, defined, 1485
Landlord and Tenant Act, referred to, 1487, 1497
Land Titles Act, referred to, 1491
Lease, application for, 1487
Approved of by Court, 1487
By holder of base fee, 1496
By person entitled to dower, 1497
Entitled to dower, 1497
Income, 1496
By tenant for years, 1496
In fee simple, 1496
In tail, 1496
Where possibility of issue extinct, 1496
Conditions contained, 1497
For life, defeasible, 1496
Form of, 1486, 1497
Investment of portion of rent, 1494
Made without applications to Court, 1495
May contain agreement to renew, 1497
Power of Court as to, 1495
Preliminary contract for, 1487
Pur autre vic, 1496
Renewal of, 1487
Surrender of, 1487
In duplicate, 1497
Validity of, 1497
Waste, not to be permitted by, 1497
Leases, application of money received from, 1494

By tenants for life, 1496
For 21 years, who may make, 1495
Special covenant, 1497
Legal proceedings, sanction of Court for, 1489
Legislation, Court not to grant application after refusal of, 1493
Sanction of Court application for, 1489
Lessor, who may be, 1488
Married women, rights of, 1498
Mental incompetent, committee acting for, 1498
Mineral rentals, how paid, 1486
Minerals, mining leases, investment of portion of rent, 1486
Money, application of by trustee, 1494
Received application of, 1483
Mortgages, authorization of, 1489
Costs may be ordered to be raised by, 1493
Maintenance of streets, etc., 1490
Municipal Act, referred to, 1491
Newspaper, notice to appear in, 1493
Non-converting parties, rights of, protected, 1492
Notice, effect of non reply, 1492
Orders not invalidated by want of, etc., 1492
To persons interested, 1492
Trustees to receive, 1493
When Court may dispense with, 1492
When to be published in newspaper, 1493
Orders of Court, how far conclusive, 1495
Ornamental timber, sale of not to be authorized, 1489
Persons, under disability, 1498
Planning and Development Act, referred to, 1491
Possession, defined, 1485
Powers conferred by other Acts, 1498
Who may apply for exercise of, 1491
Re-entry, leases by tenant for life, 1495
Registry Act, referred to, 1491
Remainder not disposed of by settlement, 1485
Reverting to settlor, 1485
Repairing, lease, nominal rent may be reserved for first five years, 1486
Renewals, without application to Court, 1487
| Rent, conditions in lease without application to Court, 1494 |
| Consideration for building, sale may be, 1487 |
| Investment of portions in case of mining lease, 1486 |
| Lease subject to statutory right of re-entry, 1486 |
| Reversion, not disposed by settlement, 1485 |
| To settlor, 1485 |
| Rights, reservation of, on sale, 1492 |
| Sale of, may be authorized, 1492 |
| Sale, authorization of, by Court, 1489 |
| Building purposes, 1489 |
| Conduct of, 1489 |
| Costs may be ordered raised by, 1493 |
| Execution of deed, 1491 |
| Maintenance of roads, etc., 1490 |
| Practice as to, 1489 |
| Proceeds, how applied, 1493 |
| Reservations of minerals, 1490 |
| Validity not to be questioned, 1495 |
| Settled estates, conditions of leasing, 1485 |
| Defined, 1485 |
| Determination of, 1485 |
| Lease of whole or part, 1487 |
| Mortgage of, 1489 |
| Power to lease, 1486 |
| Provisions for streets, 1490 |
| Reservation of mineral, 1490 |
| Sale of, 1489 |
| For building purposes, 1490 |
| Settlements, conditions of, re streets, 1490 |
| Defined, 1485 |
| Joint actions by those under, 1497 |
| Power of Court to extend, 1494 |
| Sewers, dedication of, 1490 |
| Squares, dedication of, 1490 |
| Statutory powers not affected, 1498 |
| Streets, dedication of, 1490 |
| Tenant by curtesy, leases by, 1497 |
| By curtesy, leases of unsettled land by, 1497 |
| For life, tenant in tail after possibility of issue extinct to be, 1496 |
| When deemed to be, 1485 |
| For years determinable in lease made without application to Court, 1495 |

In dower, leases of unsettled land by, 1497
Leases by, 1497
In tail, leases made without applications of Court, 1495
Where deemed tenant for life, 1485
Pour autre vie, leases made without application to Court, 1495
Timber lease not to authorize cutting, 1489
Sale may be authorized, 1489
Trustees, lease by, approved by Court, 1488
Notice to, 1493
When may lease, 1488
Waste, lease not made by tenants for life, without impeachment of, 1497
Water courses, dedication of, 1490

SETTLEMENT OF NORTHERN ONTARIO: see NORTHERN DEVELOPMENT

SETTLERS; see FORESTRY; PUBLIC LANDS; SETTLERS' PULPWOOD PROTECTION

SETTLERS' PULPWOOD PROTECTION
Company, defined, 607
To give information, 607
Violation of act by, 608
Information, in writing, 607
Notice to be given of, 607
Under oath, 607
Who to give, 607
Minister, defined, 607
May investigate conditions, 607
Price, 607
Terms, 607
Notice, of information, 607
What to contain, 607
Penalty, for violation, 603
How recoverable, 608
Pulpwood, on settlers land, 607
Regulation fixing price, 608
Regulations governing, 608
Regulations, defined, 607
Governing price, 608
Pulpwood, 608
Sale, 608
Power to make, 607
Supply to company, 608
SETTLERS’ PULPWOOD PROTECTION

Settler, defined, 607
   To give information, 607
   Violation of act by, 608
Summary Convictions Act, referred to, 608
   Violation of Act by agent of company, 608
   By employee of company, 608
   By servant of company, 608

SEWERAGE; see LOCAL IMPROVEMENT; MUNICIPAL; PUBLIC HEALTH; PUBLIC UTILITIES; PUBLIC WORKS

SHALL; see INTERPRETATION

SHARES; see COMPANIES; CORPORATIONS
   TAX; EXECUTION; JUDICATURE; SECURITIES; SUCCESSION DUTY; TRUSTEE

SHEEP; see LIVE STOCK

SHEEP BREEDERS’ ASSOCIATION; see AGRICULTURAL ASSOCIATIONS

SHEETMETAL WORKER; see APPRENTICESHIP

SHERIFFS; see also ADMINISTRATION OF
   JUSTICE EXPENSES; ASSIGNMENTS AND
   PREFERENCES; CONTROVERTED ELEC-
   TIONS; CREDITORS’ RELIEF; ESTRAYS;
   EVIDENCE; EXECUTION; FRAUDULENT
   DEBTORS ARREST; CAOLS; HIGHWAY
   TRAFFIC; INDUSTRIAL FARMS; JUDICA-
   TURE; JURORS; LAW STAMPS; LEGIS-
   LATIVE ASSEMBLY; LIQUOR CONTROL;
   MINING; MUNICIPAL; MUNICIPAL
   DRAINAGE; ONTARIO MUNICIPAL
   BOARD; PUBLIC AUTHORITIES PROTEC-
   TION; PUBLIC OFFICERS; PUBLIC
   SCHOOLS; STATUTE LABOUR; VOTERS’
   LISTS; WAGES; WOODMEN’S LIEN FOR
   WAGES

Acts of, when invalid, 344
   Action, causes of, 346
      Against, 348
      Continuation of, 354
      Surety when stayed, 347
      Who may take, 346

Annexation of York to Toronto, 345
   Appointment, revocation of, 346
   Bailiff, misconduct of, 347
   Bailiwick, change of, not to affect security, 346
   Bill of costs of, 351
   Taxation of, 351
   Books, cash, 350
      Cost of, 350
      Execution, 349
      Process, 349
      To be kept, 349
   Cash book, 350
   Certificate, fees payable, 349
      When granted, 345
   Constables, appointment of, 351
   Conveyances, when land sold, 354
   Coroners, acting under sheriffs, 1660
   County Court, fees for attending, 354
   Court crier, appointment of, 351
   Court, fees payable to sheriff, 351
      Sitting, duty of sheriff, 350
      When proceedings stayed, 347
   Creditors’ Relief Act, referred to, 349
   Crier, sheriff to appoint, 351
   Criers’ fee, 354
   Crown Attorney may appoint deputy sheriff, 352
      When to act as sheriff, 352
   Death of, 352
   Deputy sheriff, acts and omissions of, 347
      When to act, 352
   Duties, by whom defined, 344
      Divisions of, 344
   Duties of sheriff of Toronto, 344
      When executions transmitted, 345
   York, 344
   Escape, liability for, 348
      Of debtor, liability for, 348
   Execution books, 349
   Execution sale, prohibited purchasers, 347
      Certificate of, 348
   False returns, 348
      Liability for, 348
   Fees, accounts to be kept, 350
      Collection of, 351
      For attendance at court, 354
SHORT FORMS OF CONVEYANCES

Securities, acts of deputy sheriff, 347
Amount of, 346
Change in bailiwick, 346
How furnished, 346
When furnished, 346
Who may examine, 346
Sheriff, appointment of, 344
For Toronto, 344
For York, 345
Oath of, 345
To furnish security, 346
Successor, to receive books, 353
Monies, 353
Surety, action against, 346
Discharge of, 347
Judgment against, 347
Trading by, prohibited, 347
Transmission of execution to Toronto, 345
Writ of execution, transfer to Toronto, 345
Writ of summons, costs when not redelivered, 348
Endorsement of, 348
Failure to redeliver, 348
Redelivery to plaintiff, 348
Service of, 348

SHOPS; see FACTORY, SHOP AND OFFICE BUILDING; MUNICIPAL

SHORT FORMS; see SHORT FORMS OF CONVEYANCES; SHORT FORMS OF LEASES; SHORT FORMS OF MORTGAGES

SHORT FORMS OF CONVEYANCES
Conveyancing and Law of Property Act, referred to, 1778
Covenants, form of, 1778
Deed in form of Schedule A, 1777
In pursuance of Act, 1777
With words of first column of Schedule B, 1777
Exceptions, introduction of, 1777
Gender, feminine for masculine, 1777
‘Grantor’ or ‘grantee,’ substitution of words, 1777
Land, defined, 1777
Number, plural for singular, 1777
SHORT FORMS OF CONVEYANCES

Parties, defined, 1777
Party, defined, 1777
Qualifications, introduction of, 1777
Right to convey, adding to covenant re, 1777
Schedule A, form, 1778
Schedule B, form, 1778
Statutory effect, failure of, 1777

SHORT FORMS OF LEASES
Administrators of lessor, covenants re, 1782
Assigns of lessor, covenants re, 1782
Covenant not to assign without lease, 1783
Not to sub-let without leave, 1783
Covenants that run with the land, 1783
In lease, 1784
Exceptions, introduction of, 1782
Executors of lessor, covenants re, 1782
Gender, feminine for masculine, 1782
Heirs of lessor, covenants re, 1782
Lease in form of Schedule A, 1782
Lease in pursuance of Act, 1782
Lease with words of first column of Schedule B, 1782
Lessee in Schedule B, defined, 1783
'Lessee' or 'lesser,' substitution of words, 1782
Lessor in Schedule B, defined, 1782
Number, plural for singular, 1782
Qualifications, introduction of, 1782
Re-entry, application of proviso for, 1783
Schedule A, form, 1783
Schedule B, form, 1784
Statutory effect, failure of, 1783

SHORT FORMS OF MORTGAGES
Blank space in second column of Schedule B, 1787
Covenants in mortgage, 1788
Conveyancing and Law of Property Act, referred to, 1788
Exceptions, introduction of, 1787
Gender, feminine for masculine, 1787
Land, defined, 1787
Mortgage in form of Schedule A, 1787
In pursuance of Act, 1787
With words of first column of Schedule B, 1787
'Mortgagor' or 'mortgagee,' substitution of words, 1787
Number, plural for singular, 1787
Parties, defined, 1787
Party, defined, 1787
Qualifications, introduction of, 1787
Schedule A, form, 1788
Schedule B, form, 1788
Statutory effect, failure of, 1788

SIDIHAND WRITERS: see CHARTERED SHORTHAND REPORTERS

SHOWS: see AGRICULTURAL SOCIETIES; EGRESS FROM PUBLIC BUILDINGS; THEATRES AND CINEMATOGRAPHS; TICKET SPECULATION; TRAVELLING SHOWS

SIDEWALKS: see BUILDING TRADES PROTECTION; HIGHWAY IMPROVEMENT; LOCAL IMPROVEMENT; MECHANICS' LIEN; MUNICIPAL

SIGHT: see OPTOMETRY

SIGNBOARDS: see HIGHWAY IMPROVEMENT; LIQUOR CONTROL; MUNICIPAL

SILICOSIS: see MINING; WORKMEN'S COMPENSATION

SILVER: see PAWNBROKERS; UNWROUGHT METAL SALES

SLANDER: see DIVISION COURTS; JUDICATURE; LIBEL AND SLANDER; LIMITATIONS

SLAUGHTER HOUSES: see MUNICIPAL; PUBLIC HEALTH

SMOKE: see PUBLIC HEALTH

SNOW AND ICE: see HIGHWAY IMPROVEMENT; LOCAL IMPROVEMENT; MUNICIPAL INSTITUTIONS; RAILWAY
SNOW ROADS AND FENCES; see also LINE FENCES
Action, cost of moving fence, recovery by, 3955
Appeals, from arbitrators, 3956
Arbitration, compensation fixed by, 3955
Damages fixed by, 3956
Arbitrators, appeal from, 3956
Award, filing of, 3956
Duties, 3956
Fees, 3956
Who to be, 3955
Assessment Act, referred to, 3955
By-law appointing pathmasters, 3954
Double track, 3954
Removal of fences, 3955
Certificate, performance of statute labour, 3954
City council, powers, 3955, 3956
Compensation, how fixed, 3955
Moving of fences, 3955
Council, city, powers, 3955, 3956
County, powers, 3954
Town, powers, 3955, 3956
Township, default by, 3955
Powers, 3955
Use of statute labour fund, 3954
Village, powers, 3955, 3956
County Court, appeals to, 3956
County powers of council, 3954, 3955, 3956
Damages, erection of snow fences, 3956
How fixed, 3956
District Court, appeals to, 3956
Division Court, action in, 3955
Double track, by-law for, 3954
How made, 3954
Maintenance, 3954
Penalty failure to turn out, 3955
Rules for use, 3954
Fence viewers, arbitration by, 3955
Fences, by-law for moving, 3955
Compensation for moving, 3955
Moving by council, 3955
Snow, 3956
Highway, double track on, 3954
Landlord, deduction from rent payable to, 3956

Line Fences Act, referred to, 3956
Occurant, liability to move fences, 3955
Recovery, cost of moving fence from, 3955
Rights against owner, 3956
Owner, liability to move fences, 3955
Recovery of cost of moving from, 3955
Rights of occupant against, 3956
Pathmaster, duties, 3954
Powers, 3954
Penalties, failure to perform statute labour, 3955
Failure to turn out of wrong track, 3955
Recovery, 3956
Rate, levy on township, 3955
Rent, deducting cost of moving fence from, 3956
Roadmaster, appointment, 3954
Duties, 3954
Powers, 3954
Rules of the road, on double track, 3954
Snow fences, damages for, 3956
Erection, 3956
Removal, 3956
Statute labour, application of commutation fund, 3954
Calling out persons liable for, 3954
Certificate of performance, 3954
Penalty for failure to perform, 3955
Summary Convictions Act, referred to, 3956
Taxes, cost of moving fence added to, 3956
Town council, powers, 3955, 3956
Township, default by council, 3955
Duties of council, 3954
In unorganized territory, 3955
Levy of rate on, 3955
Vehicle, defined, 3954
Use of double track, 3954
Village, council, powers, 3955, 3956

SOCIAL DISEASES: see VENEREAL DISEASES PREVENTION

SOLDIERS; see MUNICIPAL; SOLDIERS' AID COMMISSION; WILLS
SOLDIERS’ AID COMMISSION

Additional powers, conferring of, 4185
Administration of gifts, bequests, 4183
Allied forces, powers of commission re, 4182
Assistance, classes entitled to, 4183
To widows, validation of, 4184
Beneficiary of gifts void for uncertainty, 4184
Bequests, administration of, 4183
Branches, appointment of office staff, 4183
Establishment of, 4183
Remuneration of staff, 4183
Cemetery Act, referred to, 4184
Cemeteries, acquiring lands for, 4184
Powers of commission respecting, 4184
Children, custody of, 4184
Gifts for the benefit of, 4183
Powers of commission re, 4184
Children’s shelters, establishment of, 4184
Commission, adding members, 4183
Administration of gifts, etc., 4183
Beneficiary if gift void, 4184
Continued as a body corporate, 4182
Execution of conveyances by, 4182
Filling of vacancies, 4183
Powers re allied forces, 4182
Re Imperial forces, 4182
Re real estate, 4182
Commissioners, disbursements of, 4185
Travelling expenses of, 4185
Conveyances, confirmation of, 4182
Execution of, 4182
Validation of, 4182
Custody of child, agreement for, 4184
Department of Education, arrangements with, 4185
Dependent relatives, gifts for the benefit of, 4183
Devises, administration of, 4183
Disbursements, allowance for, 4185
Discretion of executor, direction as to, 4184
Establishment of branches, 4183
Gifts, administration of, 4183
Void for uncertainty, beneficiary of, 4184
Homes for children, establishment of, 4184

Imperial forces, powers of commission re, 4182
Incapacitated soldiers, training of, 4185
Industrial instruction, arrangement for, 4185
Legislative Assembly Act, referred to, 4185
Member of Assembly, acceptance of allowance by, 4185
Municipalities, establishment of branches in, 4183
Order-in-Council schedule, 4186
Real estate, devise of, 4183
Powers re, 4182
Supervising commissioner of branch, appointment of, 4183
Technical instruction, arrangement for, 4185
Training of incapacitated soldiers, 4185
Travelling expenses, allowance for, 4185
Uncertainty of gifts, beneficiary in case of, 4184
Vacancies, filling of, 4183
Validation of conveyance, 4182
Widows, assistance to, 4184
Gifts for the benefit of, 4183
Wills, uncertainty of gifts under, 4184
Wives, gifts for the benefit of, 4183

SOLDIERS LAND SETTLEMENT; see NORTHERN DEVELOPMENT

SOLEMNIZATION OF MARRIAGE; see MARRIAGE

SOLICITORS; see also BARRISTERS; CONTESTED ELECTIONS; CREDITORS’ RELIEF; DIVISION COURTS; ELECTION; GENERAL SESSIONS; JURORS; JUSTICES OF THE PEACE; LAW SOCIETY; LEGISLATIVE ASSEMBLY; LIQUOR CONTROL; MAGISTRATES; MECHANICS’ LIEN; MONEY LENDERS; MUNICIPAL; PRIVATE DETECTIVES; REAL ESTATE BROKERS; REGISTRY; TRUSTEE; WOODMEN’S LIEN FOR WAGES

Action for costs, bill prior to, 2432
Details may be ordered, 2433
Leave in special cases, 2435
Proof required, 2433
Where reference pending, 2434
Admission, affidavit re date of, 2428
Affidavits to be delivered, 2426
Allowance for military service, 2427
Barristers of five years standing, 2423
  Ten years standing, 2423
Certificate of service, filing of, 2426
Conditions of, 2426
Evidence in special cases, 2428
Evidence of call, when required, 2427
Examination and oath, 2426
  As to fitness, 2428
Examinations and attendance at lectures, 2426
Fees on, 2424
Filing of contract, 2426
Good character, evidence of, 2428
Lectures, attendance at, 2427
Notice of application for, 2424
Penalty, practicing without, 2424
Provision if contract not produced, 2226
Publication of notice, 2427
Requirements as to service, 2426
Rules as to, 2423
  Term of service, to date from, 2427
Affidavit, by applicant, date of, 2428
Agent for unqualified persons, 2431
Agreements, application of section 48, 2438
  Applications to enforce, 2439
  Approval by taxing officer, 2438
  Bills not taxable except as provided, 2441
  Cancellation by Court, 2439
  Change of solicitor, 2440
  Client defined, 2437
  Commission payable under, 2438
  Death of solicitor before completion, 2440
  Determination of disputes under, 2439
  Enforcement by Court, 2439
  Fiduciary capacity of client, 2439
  Fixing remuneration, 2438
  Further claims excluded by, 2438
  Gross sum payable under, 2438
  Incapacity before completion, 2440
  Opinion of Court on, 2438
  Party and party costs, effect on, 2433
  Payment dependent on result, 2440
  Dependent on success void, 2440
  Percentage of amount recovered, 2440
  Payable under, 2438
  Powers of Court as to, 2438
  Provision as to negligence void, 2439
  Purchase of interest in litigation, 2440
  Re-opening of after payment, 2439
  Salary payable under, 2438
  Services defined, 2437
  Alphabetical list, secretary to furnish, 2429
  Annual certificate, neglect respecting, 2430
  Solicitors to obtain, 2429
  When to be obtained, 2429, 2430
  Where fees unpaid, 2429
Application, for admission, requirements, 2424
  For reference, 2436
  Articled clerks, conditions of service, 2425
  Military service by, 2427
  Number solicitor may have, 2425
  Articles, defective, 2432
  Delay in filing, 2425
  Filing of, 2425
Assigning of contract of service, filing, 2425
Bankruptcy. order re articles, 2425
Barristers, fees on admission, 2424
  Five years. admission after, 2423
  Notice re admission, 2424
  Quebec, admission of, 2424
  Ten years. admission after, 2423
  Terms of admission, 2423
Bill of costs, delivery of, 2432
  Time of delivery, 2434
  What to contain, 2433
Candidate for admission, fitness, 2428
Certificate of admission, fees on, 2429
  Registrar to sign, 2428
  Of fitness, application for, 2424
  By benchers, 2428
  Endorsement of fiat upon, 2428
  Fee on, 2424
  Filing of, 2428
  Of taxation, confirmation of, 2434
  Finality of, 2436
  Practicing without, 2430
  Required annually, 2429
Clerk. delay in filing contract, 2425
Client in fiduciary capacity, 2439
SOLICITORS

Client's papers, 2434
Commission, application in section 48, 2438
Contract of service, delay in filing, 2425
Filing of, 2425
Conveyancing, principles of remuneration, 2437
Rules re remuneration, 2457
Corporation solicitor paid by salary, 2442
Costs, contents of bill, 2433
Delivery of bill prior to action, 2432
Of bill when order granted, 2434
Of clients' papers on payment, 2434
Interest chargeable on, 2441
Payment after taxation, 2434
May not preclude taxation, 2436
Proceedings on reference, 2434
Reference after judgment, 2433
After twelve months from delivery, 2433
Solicitor paid by salary, 2442
To solicitor when mortgagee, 2442
Court, jurisdiction over solicitors, 2443
Death, effect on contract of service, 2425
Default as to trust monies, 2431
Director, fees for professional services, 2442
Discontinuance of practice, effect, 2425
Enrolment, practising without, 2424
Requirements upon, 2428
Fees, by barrister on admission, 2424
Contents of bill, 2433
Delivery of bill prior to action, 2432
Interest chargeable on, 2441
On mortgage to solicitor, 2441
Payable on certificate of admission, 2429
On filing articles, 2429
Where solicitor a director, 2442
Fiduciary capacity, approval of agreement, 2439
Payment without approval, 2440
Filing articles, fees on, 2429
Imprisonment, fees on, 2429
Order as to articles, 2425
Interest, on disbursements and costs, 2441
Jurisdiction over solicitors, 2443
Law Society Act, referred to 2425, 2428
Limitation where defect in articles, 2432
Military service, allowance, 2427
Mortgage defined, 2441
To solicitor, costs payable, 2442
Usual charges payable, 2441
Negligence, relieving from liability, 2439
Oath of allegiance, administration of, 2428
Of office, administration of, 2428
Form of, 2428
Official guardian, practise not prohibited, 2432
Officers of Court, practice prohibited, 2431
Of Supreme Court, 2423
Party and party costs, 2438
Penalty, neglect to obtain certificate, 2430
Percentage, in section 48, 2438
Practice by officers of Court, 2432
Penalty if unqualified, 2424
While engaged as merchant, 2432
Who entitled to, 2423
Practising solicitors, list of, 2430
Without certificate, 2430
Publication of notice in special cases, 2427
Purchase of interest in litigation, 2440
Quebec barristers, admission of, 2424
Recovery of fees, delivery of bill, 2432
Referee, may practise, 2432
Roll, entry of copies, 2429
Monthly returns to secretary, 2429
Rules of the society, defined, 2423
As to admission of, 2423
Remuneration re conveyancing, 2437
Who may make, 2436
Salaried solicitor, recovery of costs, 2442
Secretary, duty, solicitor struck off roll, 2432
Security for costs, 2441
Service under articles, 2426
Society, defined, 2423
Special cases, evidence on admission, 2428
Publication of notice, 2427
Striking from roll, agent of unqualified person, 2431
Duty of secretary, 2432
Limitation, 2432
Notification of secretary, 2432
Procedure, 2432
Retaining trust monies, 2431
Students-at-law, filing contract of service, 2425
Supreme Court, jurisdiction, 2423
Officers of, 2423
Surrogate Court, taxation of costs, 2436
Suspension, disability during, 2431
Taxation, after judgment on bill, 2433
   After twelve months from delivery, 2433
   Application by third person, 2435
   How intituled, 2436
Assistance of officer of another court, 2436
   Confirmation of certificate, 2434
   Costs of reference, 2434
   In special cases, 2433
   Finality of certificate, 2436
   Order may contain directions, 2434
   Presumed to contain clauses, 2435
   Party failing to attend, 2434
   Not principal liable on bill, 2435
Payment after, 2434
   May not preclude, 2436
   Praecipe order by client, 2433
   By solicitor, 2433
   Principles applied on, 2437
   Proceedings on reference, 2434
   Reference to local officer, 2435
   Under special circumstances, 2435
   Re-taxation of bills, 2436
   Surrogate Court costs, 2436
Unqualified persons, agent for, 2431
   Commital of, 2431
SPARK ARRESTER; see FOREST FIRES
   PREVENTION; STEAM THRESHING ENGINES
SPEAKER; see CONTROVERTED ELECTIONS;
   LEGISLATIVE ASSEMBLY
SPECIAL CLASSES; see AUXILIARY CLASSES
SPECIAL EXAMINERS; see COUNTY COURTS: JUDICATURE
SPECTACLES; see OPTOMETRY
SPEED LIMIT; see HIGHWAY TRAFFIC

SPORTS; see ATHLETIC COMMISSION;
   GAMING; MUNICIPAL
STABLES; see FACTORY, SHOP AND OFFICE
   BUILDING; MUNICIPAL
STALLION
   Advertisements, particulars required in, 4274
   Advertising, effect of, 4274
   Evidence of, 4274
   Owner's consent to, 4274
   Printed, issue of, 4274
   Untruthful material in, 4274
   Appeal by owner from inspection, 4274
   Board, fees payable to, 4274
   Members, expenses of, 4273
   Personnel of, 4273
   Regulations by, 4275
   Secretary of, 4273
   Breeding, evidence of, 4273
   Card, breeder's, 4274
   Certificate, annual renewal of, 4273
   Demand for, 4274
   Duration in force of, 4274
   Exhibition on service, 4274
   Expiration date advertised, 4274
   Fee for, 4273
   Fees payable on, 4274
   Issued after July, 4274
   Before August, 4274
   Term of, 4274
   Contravention, penalty for, 4275
   Director, live stock branch, 4273
   Enrolment, certificate of, 4273
   Evidence for, 4273
   Fees for, 4275
   How secured, 4273
   Required, 4273
   Evidence, satisfactory to Board, 4274
   Executive officer, director to be, 4273
   Fees, particulars of, 4275
   Payable to Board, 4274
   To Provincial Treasurer, 4275
   Service, 4274
   Grade, appearing in advertisement, 4274
   Illustrations, misleading, 4274

851
STALLION

Inspection, appeal from first, 4274
Certificate of, 4273
Deposit for expenses of, 4274
Fee for regular, 4275
For special, 4275
Further and final, 4274
Inspectors, remuneration of, 4273
Lient.-Gov., appointments by, 4273
Approval of, 4275
Minister of Agriculture, recommendation of, 4273
Owner, enrolling in name of, 4273
Ownership, change in, 4273
Evidence as to, 4273
Of change of, 4274
Pedigree, advertisement of, 4274
Penalties, under Act, 4275
Penalty, for contraventions, 4275
Posters, requisites for, 4274
Register, entries in, 4273
Regulations, making of, 4275
Service, evidence of public, 4274
Fees, when payable, 4274
When stallion not enrolled, 4274
Staff, appointment of, 4273

STANDARD HOTEL REGISTRATION OF GUESTS

Conviction, forfeiture of license on, 4029
False registration, penalty for, 4029
Penalty for permitting, 4029
Guest, false registration by, 4029
Penalty for false registration, 4029
Registration of, 4029
Hotel, registration of guests, 4029
Husband and wife, false registration as, 4029
License, forfeiture of, 4029
Licensee, duty to keep register, 4029
Permitting untrue statement, 4029
Licensee, duty to keep register, 4029
Owner, duty to keep register, 4029
Penalties, false registration, 4029
False registration as husband and wife, 4029
Forfeiture of license, 4029
Neglect of proper registration, 4029
Permitting untrue statement, 4029
Person in charge, duty to keep register, 4029
Register, contents of, 4029
Penalty for not keeping properly, 4029
Registration of guests, 4029
Summary Convictions Act, referred to, 4030
Untrue statement, penalty for permitting, 4029
Wife, false registration as, 4029

STATIONARY AND HOISTING ENGINEERS; see OPERATING ENGINEERS

STATISTICS; see DEPARTMENT OF LABOUR; HIGHWAY TRAFFIC; VITAL STATISTICS

STATUTE OF FRAUDS; see also SALE OF GOODS

Action for misrepresentation, 1717
None without writing, 1716
Administrator, action against, 1716
Agreements, actionable only if written, 1716
Not to be performed in one year, 1716
Assignment of interest, 1716
<table>
<thead>
<tr>
<th>Commission agreement for evidence of, 1718</th>
</tr>
</thead>
<tbody>
<tr>
<td>Payment on real estate, 1718</td>
</tr>
<tr>
<td>Consideration, in guarantee contracts, 1717</td>
</tr>
<tr>
<td>Need not appear, 1717</td>
</tr>
<tr>
<td>Unwritten valid, 1717</td>
</tr>
<tr>
<td>Contracts, certain must be written, 1716</td>
</tr>
<tr>
<td>Measure of validity, 1717</td>
</tr>
<tr>
<td>Validity of certain, 1717</td>
</tr>
<tr>
<td>Writing or ratification by infant, 1717</td>
</tr>
<tr>
<td>&quot;Conveyancing and Law of Property Act,&quot; referred to, 1716</td>
</tr>
<tr>
<td>Credit, representations require writing, 1717</td>
</tr>
<tr>
<td>Damages against executor, 1716</td>
</tr>
<tr>
<td>Effect of no writing, 1716</td>
</tr>
<tr>
<td>Estates at will, 1716</td>
</tr>
<tr>
<td>How assigned, 1716</td>
</tr>
<tr>
<td>Excepting three-year leases, 1716</td>
</tr>
<tr>
<td>Executor or administrator, charging, 1716</td>
</tr>
<tr>
<td>Guarantee, must be written, 1716</td>
</tr>
<tr>
<td>Infant, charging on contracts, 1717</td>
</tr>
<tr>
<td>Ratifying contracts of, 1717</td>
</tr>
<tr>
<td>Interest, transfer must be by deed, 1716</td>
</tr>
<tr>
<td>Land, constructive trusts of, 1718</td>
</tr>
<tr>
<td>Interest in, 1716</td>
</tr>
<tr>
<td>Validity of trusts of, 1717</td>
</tr>
<tr>
<td>Leases, how granted or surrendered, 1716</td>
</tr>
<tr>
<td>Not exceeding three years, 1716</td>
</tr>
<tr>
<td>Void if not by deed, 1716</td>
</tr>
<tr>
<td>Marriage, action in consideration of, 1716</td>
</tr>
<tr>
<td>Minor, suing on majority, 1717</td>
</tr>
<tr>
<td>Misrepresentation, written evidence of, 1717</td>
</tr>
<tr>
<td>Personal representative, action to charge, 1716</td>
</tr>
<tr>
<td>Real estate agreement to pay commission, 1718</td>
</tr>
<tr>
<td>Rent of two-thirds value, 1716</td>
</tr>
<tr>
<td>Representations re another’s credit, 1717</td>
</tr>
<tr>
<td>To secure credit, 1717</td>
</tr>
<tr>
<td>Settlor, of lands must sign, 1717</td>
</tr>
<tr>
<td>Signature by agent, 1716</td>
</tr>
<tr>
<td>Third parties, representation re credit of, 1717</td>
</tr>
<tr>
<td>Trusts, assignments must be written, 1718</td>
</tr>
<tr>
<td>By operation of law, 1718</td>
</tr>
<tr>
<td>Constructive not affected, 1718</td>
</tr>
<tr>
<td>Grants or assignments of, 1718</td>
</tr>
<tr>
<td>Implied or constructive, 1718</td>
</tr>
<tr>
<td>Of land, to be written, 1717</td>
</tr>
</tbody>
</table>

| Transfer and extinction by law, 1718 |
| Validity of assignment, 1718 |
| Writing, required for action, 1716 |
| Required for certain interests, 1716 |
| For commission payment, 1718 |

| "STATUTE LABOUR; see also firemen’s exemption; municipal; snow roads and fences" |
| Assessment, method of, 3733 |
| Statute labour according to, 3733 |
| Where lots separated, 3733 |
| By-law abolishing statute labour, 3734 |
| For labour according to assessment, 3733 |
| For levy of poll tax, 3732 |
| Regulating statute labour, 3733 |
| Commutation, default where road commissioners, 3740 |
| For default, 3735 |
| Of statute labour, 3733, 3734 |
| Spending by road commissioners, 3740 |
| Where road commissioners, 3739 |
| Days, according to assessment, 3733 |
| Decreasing number of, 3733 |
| Increasing number of, 3733 |
| Number of, 3733 |
| Where no poll tax, 3734 |
| Default, return as, 3735 |
| Where road commissioners, 3740 |
| Distress for poll tax, 3734 |
| Employer, deduction of poll tax by, 3732 |
| Exemptions from poll tax, 3732 |
| From statute labour, 3732 |
| Farmer, statute labour by son of, 3734 |
| Landholders, chairman of meeting, 3736 |
| Defined, 3735 |
| Failure to call meeting, 3736 |
| Method of voting, 3736 |
| Notice of meeting of, 3736 |
| Oath of voter, 3737 |
| Objections to voters, 3737 |
| Powers as to meeting of, 3735 |
| Qualification to vote, 3737 |
| Record of voting by, 3737 |
| Requisition for meeting of, 3735, 3736 |
| When oath not necessary, 3737 |
| Where insufficient British subjects, 3737 |

853
Meeting of landholders, chairman of, 3736
Non-British subjects, 3737
Notice of, 3736
Oath of voter, 3737
Objections to voters, 3737
Powers, 3735
Record of votes, 3737
Voters at, 3737
Voting at, 3736
When oath unnecessary, 3737
Non-resident, commutation by, 3735
Order on treasurer by overseer, 3735
Overseer, order on treasurer by, 3735
Return of defaulters by, 3735
Spending of commutation by, 3735
Payment, commutation for default in, 3735
Default when road commissioners, 3740
Of poll tax, 3734
Penalty, for non-payment of poll tax, 3734
For non-performance of labour, 3734
Payment of, 3734
Recovery of, 3741
Performance of statute labour 3734
Poll tax, by-law for levy of, 3732
Deduction of by employer, 3732
Distress for, 3734
Neglect to pay, 3734
Payment of, 3734
Penalty for non-payment of, 3734
Persons liable for, 3732
Refusal to pay, 3734
Time for payment of, 3734
When taxes less than, 3732
Road commissioners, acting as overseer, 3739
Appointing place of labour, 3738
Time for labour, 3738
Book to be kept by, 3740
Commutation resolution, 3739
Compensation for road deviation, 3738
Days of statute labour, 3738
Duty of sheriff, 3741
Election of, 3736
Of successors, 3740
First meeting of, 3738
Inspection of book of, 3740
Interest on arrears, 3741
Meeting to elect, 3735
Naming roads for labour, 3738
Notice to perform labour, 3740
Number of, 3736
Payment for personal labour, 3739
To sheriff, 3741
Penalties for defaulters, 3740
Penalty for not serving, 3741
Personal labour by, 3739
Plan of road deviation, 3738
Powers of opening roads, 3738
Qualification of, 3737
Record of defaulters, 3740
Regulating time for labour, 3738
Return of defaulters, 3741
Sale of land by sheriff, 3741
Spending commutation money, 3740
Term of office, 3738
Time limit for payment, 3741
Sale of land by sheriff, 3741
Sheriff, duties of, 3741
Payment to, 3741
Sale of land for arrears, 3741
Statute labour, abolishing, 3734
According to assessment, 3733
By farmer's son, 3734
By-law for commutation of, 3733
Regulating, 3733
Commutation by non-resident, 3735
For default in, 3735
Of, 3733, 3734
Where commissioners, 3739
Days when road commissioners to meet, 3738
Decreasing days of, 3733
Default where road commissioners, 3740
Increasing days of, 3733
Neglect to perform, 3734
Number of days of, 3733
On directions of commissioners, 3738
Penalty for non-performance, 3734
Refusal to perform, 3734
Time for performance of, 3734
Where lots separated, 3733
No poll tax, 3734
Performable, 3733
Who liable for, 3733, 3734
Summary Convictions Act, referred to, 3741
Time for payment of poll tax, 3734
Performance of labour, 3734
Wages, deduction of poll tax from, 3732

STATUTES: see also CONSOLIDATION OF
STATUTES; CONSTITUTIONAL QUESTIONS; EVIDENCE; INTERPRETATION;
JUDICATURE; PUBLIC AUTHORITIES
PROTECTION
Amendment, in same session, 14
British North America Act, assent to reserved bills in accordance with, 15
Citation of, 14
Clerk of Assembly, endorsement of Acts by, 14
To furnish copies to King’s Printer, 15
Commencement where no express provision, 14
Distribution, manner of, 15
Report of King’s Printer as to, 15
Enacting clause, form of, 14
Endorsement by Clerk of the Assembly, 14
Part of the Act, 14
King’s Printer, printing, publication and distribution by, 15
Report of, 15
Printing, manner of, 15
Report of King’s Printer re, 15
Proclamation, bringing into force by, 14. 15
Publication manner of, 15
References to, 14
Repeal by Act passed in same session, 14
Report, annual, of King’s Printer, 15

STATUTORY DECLARATION; see The
Canada Evidence Act, (Canada)

STEAMBOAT; see FACTORY, SHOP AND OFFICE BUILDING; VESSELS

STEAM BOILER; see also DEPARTMENT OF LABOR; FOREST FIRES PREVENTION;
MINING; OPERATING ENGINEERS; STEAM THRESHING ENGINES
Appeal, expenses of, 4283
Certificate, appeal re, 4283
Issue of, 4283
Chief boiler inspector, appointment of, 4282

Construction, regulations re, 4281
Regulations re standards of, 4282
Contravention, endangering safety, 4283
Designs, approval of, 4281
Expenses, payment of appeal, 4283
Regulations re inspectors, 4281
Fees, application of, 4284
Penalty for non-payment, 4283
Regulations as to, 4284
Inspection, appeal from, 4283
By inspection company, 4282
By insurance company, 4282
Fee for certificate of, 4283
Regulations governing, 4281
Second ordered, 4283
When made, 4282
Inspector, appointment of, 4282
Certificate of, 4283
Defined, 4281
Examining witnesses, 4283
Interference with, 4282
Notice to attend before, 4282
Oath of office by, 4282
Penalty for obstructing, 4282
Qualifications of, 4282
Rights of entry of, 4282
Summoning witnesses, 4282
Who may not be, 4282
Installation, regulations governing, 4281
Lieut.-Gov., appointments by, 4282
Regulations by, 4281
Manufacturer, contravening Act, 4283
Inspection certificate for, 4283
Materials, regulations re, 4281
Minister, appeals to, 4283
Defined, 4281
Final decision of, 4283
Recommendation of, 4283
Oath, administration by inspector, 4283
By inspector, 4282
Offences, described, 4283
Ontario Gazette, regulations published in, 4282
Order, penalty for neglect of, 4283
Owner, certificate issuing to, 4283
Penalty for contravening, 4283
Penalties, amount of, 4283
Application of, 4284
Recovery of, 4284
STEAM BOILER

Penalty, for contraventions, 4283
For defaulting witness, 4283
For obstructing inspector, 4282
Piping, regulations re, 4281
Premises, entry by inspector, 4282
Provincial Treasurer, payments to, 4284
Recommendation, penalty for ignoring, 4233
Regulations defined, 4281
Publication of, 4282
Who may make, 4281
Repair, regulations as to, 4281
Report, by company’s inspecting, 4282
Sale, regulations re, 4281
Standards, regulations to be uniform, 4282
Steam boiler defined, 4281
Summary Convictions Act, referred to, 4284
Tests, regulations as to, 4281
Witness, incurring penalty, 4283
Penalty for recalcitrant, 4283

STEAM ENGINES; see FOREST FIRES
PREVENTION; MUNICIPAL; OPERATING
ENGINEERS; RAILWAY; STEAM BOILER;
STEAM THRESHING ENGINES

STEAMFITTER; see APPRENTICESHIP

STEAM THRESHING ENGINES; see also
STEAM BOILER; THRESHING MACHINES

Fires, spark arrester, 4280
Informer, half fine for, 4280
Manufacturer’s duty, 4280
Municipality, sharing penalty, 4280
Operator, penalty for, 4280
Owner, penalty upon negligent, 4280
Penalty, application of, 4280
For manufacturer, 4280
Recovery of, 4280
Spark arrester, keeping in good order, 4280
Manufacturer to provide, 4280
Use of, 4280
Use without, 4280
Summary Convictions Act, referred to, 4280

STENOGRAPHIC REPORTER; see
CHARTERED SHORTHAND REPORTERS;
JUDICATURE; MAGISTRATES; MUNICIPAL

STOCKS; see COMPANIES; CORPORATIONS
TAX; EXECUTION; JUDICATURE; SECURITIES; SUCCESSION DUTY; TRUSTEE

STONE; see BEACH PROTECTION; BEACHES
AND RIVER BEDS; HIGHWAY IMPROVEMENT; MUNICIPAL

STOPPAGE IN TRANSITU; see MERCANTILE
LAW AMENDMENT; SALE OF GOODS

STORES; see FACTORY, SHOP AND OFFICE
BUILDING; MUNICIPAL

STREET; see HIGHWAY IMPROVEMENT;
LAND TITLES; LIQUOR CONTROL;
LOCAL IMPROVEMENT; MECHANICS’
LIEN; MUNICIPAL; PLANNING AND DEVELOPMENT;
PUBLIC UTILITIES

STREET RAILWAY; see CORONERS; CORPORATIONS
TAX; MUNICIPAL ELECTRIC RAILWAY;
ONTARIO MUNICIPAL BOARD; PUBLIC UTILITIES; RAILWAY

SUBPOENA; see EVIDENCE

SUBURBAN AREA DEVELOPMENT; see also
PLANNING AND DEVELOPMENT
Agreement, approval of Municipal Board, 3603
As a local improvement, 3604
Between board and corporation, 3603
Effect of approval, 3603
Estimate of payments under, 3603
Extending municipal service, 3604
Taxation for, 3604
Board, agreements permissible by, 3603
Approval of agreement of, 3603
Composition of, 3602
Defined, 3602
Effect of approved agreement of, 3603
Election of, 3602
Establishment of, 3602
Estimate of payments, 3603
Meetings of, 3602
Board, cont'd
Powers of, 3603
Requisition of, for payment, 3604
Restriction as to debentures, 3604
By-law establishing suburban area, 3602
Providing for service board, 3602
Council, control over debentures, 3604
Duty as to by-laws, 3604
Duty as to taxation, 3604
Debentures, control of council over, 3604
Local Improvement Act, referred to, 3604
Municipal corporation, agreement of board with, 3603
Service, defined, 3602
Special rate, levy of for agreement, 3604
Suburban area, establishment of, 3602
Service board, provision for, 3602
Urban municipality, defined, 3602

SUCCESSION DUTY; see also DEVOLUTION OF ESTATES; LAND TITLES; PROVINCIAL LOANS; QUIETING TITLES; SURROGATE COURTS

Accumulated incomes, 456
Action may be brought, 460
Administration, expenses of, 428
Affidavit of undisclosed property, 452
Of undisclosed property, penalty on failure of
When to be filed, 452
Who may take, 464
Aggregate value, allowance for necessities, 429
Defined, 425
What not included, 429
Allowance for bona fide debts, 428
For debts, 427
For debts not intended to be paid, 423
For duties paid in foreign state, 447
For duties paid in other jurisdictions, 447
For encumbrances, 427
For funeral expenses, 427
For Surrogate Court fees, 427
For wages due family, 428
Salary due member of family, 428
To be deducted from value, 428
Annuities deemed property, 431

Duty on after cessation, 455*
Duty on when reduced, 455
Valuation of, 454
When not dutiable, 430
Appeal from judgment, 463
From judgment of Surrogate Judge, 454
Time for, 454
To Court of Appeal, 454
When right to, 454
Who may, 454, 463
Application of Act, 467
Of Act, retroactive, 468
Of Act, (1934), 467
Appraisement by sheriff, 453
Notice of, 453
Objection to, 453

Bonds, provincial, duty free, how distributable, 464
May be applied in payment, 456
Not taxable, 456
To be chargeable with debts, 464
Canadian Red Cross Society, gifts to, 430
Caution against land, 461
Not to effect lien of Crown, 461
Certificate not discharge, for fraud, 457
Charities, extra provincial, gifts to, 430
Child, defined, 425
Commission for taking evidence abroad, 460
How composed, 461
May determine who liable, 461
Powers of, 461
Treasurer may appoint, 461
Commissioner, additional powers of, 462
Appointment of, 461
May appoint guardian for infants, 463
Power of, 462
Report of, effect, 463
Report of to be filed, 463
To have powers of judge, 462
Consent, joint bank account, 450
When not required, 450
Not required on insurance payments, 450
Of Treasurer required on transfers, 449
To open deposit box, 449
To remove securities, 449
To transfer, 448
To assign bearer securities, 448
Consent, cont’d
To assign insurance monies, 448
To deliver bearer securities, 448
Registered securities, 449
To pay for bearer securities, 448
Insurance monies, 448
Registered securities, 449
To transfer by executors, 450
Of securities, 448
Registered securities, 449
Costs in discretion of court, 454
Of action, 460
Of proceedings directed by commission, 463
Scale of, 454
Court may order discovery, 460
May order examination, 460
Of Appeal, decision of, 454
To hear appeals from judgment, 463
From Surrogate Court, 454
Crown, rights of, preserved, 467
Right to require production, 462
Same rights as plaintiff in action, 460
Debentures, not to be transferred without consent, 448
Debt, allowance for, 427
Bona fide, allowable, 428
Charged on more than one asset, 428
Due from partnership, 427
Not intended to be paid, 428
Not recoverable, 428
Reimbursement for, 428
Debts, determination of amount, 461
Declarations, who may take, 464
Deposit box, consent to open, 449
Consent to remove securities, 449
Notice of intention to open, 449
Discovery, Court may order, 460
On inquiry, 453
Disposition during lifetime, 433
For full consideration, 436
Non-existence of, at death, 435
Not exceeding $500,000, 436
Of property during lifetime, 433
Subject to encumbrance, 435
Three years prior to death, 435
Value of, what deemed, 434
When converted into cash, 435
When money, 435
When not subject to duty, 435
Documents, production before commission, 462
Production on inquiry, 453
Donee, when in employ of deceased, 447
Dower, property passing on death, 431
Dutiable value, date determined, 427
Means fair market value, 427
Duty, annuities that have ceased, 455
Appointment of commission, 461
Caution against land, 461
Certificate of payment, 456
Commission may determine, 461
Commuted before falling into possession, 458
Commuted on expectancy, 458
Executor’s liability for, 459
Exemption from, 428
Extension of time for payment, 455
Extra provincial charities, 430
Interest on, 454
Irrespective of domicile, 436
Not payable by non-residents, 447
On accumulated income, 456
On annuities, chargeable on fund, 455
On annuities, how payable, 454
On expectancy, interest for non-payment, 457
On expectancy, when payable, 457
On intricate interests, 458
On property devised to Crown, 429
Devised to municipalities, 429
Not immediately vested, 458
Subject to power of appointment, 456
Undisclosed on grant, 452
On reduced annuities, 455
Overpayment of interest, 455
Overpayment of rebate, 455
Power of sale to raise, 459
To lease, to raise, 459
To mortgage, to pay, 459
Prepayment, interest on, 455
Rate of, 431
Rate of, on property passing to lineals, 441
Duty, cont'd
Refunding, on payment of debts, 459
Remission of, soldiers killed in service, 430
Scale of, 438
Additional, 438
To certain lineals, 443
Rates, 437
To certain lineals, 442
To other persons, 445
To be lien, 454
Unpaid rate of interest on, 454
When annual value under $100, 428
When due, 434
When expectancy in form of annuity, 457
When payable, 454
Who liable for, 451
Education, allowance for, 429
Encumbrances, allowance for, 427
Not realizable, 428
On portions of estate, 428
Evidence, commission for taking, 460
Commission to take, 462
On commission, 462
Taken de bene esse, 462
Taken in writing, 463
Examination before commission, 462
Court may order, 460
Exception, non-residents, personal property, 447
Executor, deemed officer, 459
Defined, 425
Not personally liable, 459
When transfer made in good faith, 465
Penalty, failure to deduct duty, 459
To file statement, 451
To pay duty deducted, 459
To preserve records, 466
Transfers in good faith, 465
When consent to transfer required, 450
When liable for duty, 459
Exemption, donee in employ of deceased, 447
Expectancy, duty on, 457
Falling into possession, 457
In form of annuity, 457
Owner of, to repay duty, 458

Treasurer may extend time for payment on, 457
Valuation of, 457
Expenses of administration, 428
Of execution of trust, 428
Fair market value of disposition, 434
Of duty free bonds, 456
Of interest in partnership, 427
Of listed securities, 426
Of property subject to encumbrance, 435
Of securities, proviso, 426
Of transmission, 446
Of unlisted securities, 427
Time of determination of, 426
False statement, penalty, 465
Fees, of judges, 460
Of solicitors, 465
Of Surrogate Registrars, 460
Fraud, effect of, 457
Funeral expenses, allowance for, 427
Gifts to Canadian Red Cross Society, 430
To charities, 429
To extra provincial charities, 430
Guardian, appointment of, for infants, 463
Information, for offence, 466
Supplied, confidential, 466
Who to have access to, 466
Inquiry by Surrogate Judge, 452
Insurance, accident, 432
Policies deemed property, 432
Sickness, 432
Intangible personal property, defined, 448
Interest in expectancy, defined, 425
In partnership, determination of value, 427
Fair market value, 427
Securities, 427
Non-payment duty on expectancy, 457
On duty of annuities, 454
On duty when chargeable, 454
On surplus security, 452
On unpaid duty, 454
Penalty on annuities, 455
Rate of on unpaid duty, 454
Inventory, investigation of, 452
Joint bank account, 450
### SUCCESION DUTY

**Joint tenancy, creation of, by deceased.** 434

**Interest in, how computed,** 431

**Judge, Surrogate, inquiry by,** 452

**Powers of,** 453

**Judgment, appeal from,** 463

**Entry of,** 463

**Of Surrogate Judge, appeal from,** 454

**Effect of,** 453

**How enforceable,** 453

**Land, caution against,** 460

**Land Titles Act,** referred to, 461, 465

**Letters probate, issue of,** 451

**Lien, caution not to affect,** 461

**When not to apply,** 465

**Marriage settlement,** 434

**Member of the family of the deceased, defined,** 426

**Money, chargeable on property,** 432

**Monies, insurance, not retained,** 432

**Necessaries, allowance for,** 429

**Notice of appraisement,** 453

**Of objection to appraisement,** 453

**Of payment,** 450

**To attend before commission,** 462

**To executor, of inquiry by judge,** 452

**To treasurer of intention to open box,** 449

**Of payment of insurance,** 450

**Of payment out of joint bank account,** 450

**Offence, information,** 466

**Officer, when executor deemed,** 459

**Official guardian, on inquiry,** 453

**Overpayment of duty, rebate,** 455

**Passing on the death,** defined, 426

**Payment by insurance company,** 450

**Extension of time for,** 455

**In accordance with rights of Crown,** 467

**Out of Dominion Pension Fund,** 429

**Joint bank account,** 450

**Pension Fund,** 429

**Provincial Pension Fund,** 429

**To treasurer,** 465

**Penalties, how recoverable,** 466

**May be remitted,** 466

**Penalty, executor failing to deduct duty,** 459

**For contravention of Sec. 18,** 450

For failure to disclose, 452

To file affidavit, 452

To maintain secrecy, 466

To preserve records, 466

For false statement, 465

Person liable for duty, 451

Persons subject to duty, how taxed, 446

Policy of insurance deemed property, 432

Payable to treasurer, 468

Power exerciseable in judiciary capacity, 432

To restore in settlor title, 433

Powers of commissiner, exerciseable by others, 463

Prepayment of duty, interest on, 455

Procedure, rules of, 463

Proceedings, costs of, 463

Production, Crown to have right, 460

Of documents before commission, 462

Of documents on inquiry, 453

Property, appraisement of by competent person, 453

Appraisement of by sheriff, 453

Defined, 426

Devised to Crown, 429

Devised to municipality, 429

Disposition of by domiciled person, 431

Outside province, 433

What includes, 433

Duty when no one presently enjoys, 458

Fair market value, 446

Gift of in lifetime, 429

Held jointly, 431

Passing on death, 436

RATES OF DUTY ON.

To child, rate on, 436

To daughter-in-law, rate on, 436

To father, rate on, 436

To grandfather, rate on, 436

To grandmother, rate on, 436

To husband, rate on, 436

To mother, rate on, 436

To son-in-law, rate on, 436

To wife, rate on, 436

Under settlement, 433

Under trust, 433

Personal, disposition in Ontario, 431

Located outside Ontario, 435

860
<table>
<thead>
<tr>
<th>Property, cont'd</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal of non-residents, 447</td>
<td></td>
</tr>
<tr>
<td>Outside province, 431</td>
<td></td>
</tr>
<tr>
<td>When transmission deemed in Ontario, 435</td>
<td></td>
</tr>
<tr>
<td>Subject of trust, 434</td>
<td></td>
</tr>
<tr>
<td>To disposal, 432</td>
<td></td>
</tr>
<tr>
<td>To duty, 430, 436</td>
<td></td>
</tr>
<tr>
<td>To lien for duty, 454</td>
<td></td>
</tr>
<tr>
<td>To power of appointment, 456</td>
<td></td>
</tr>
<tr>
<td>To include by curtesy, 433</td>
<td></td>
</tr>
<tr>
<td>To include dower, 433</td>
<td></td>
</tr>
<tr>
<td>Transfer upon marriage settlement, 434</td>
<td></td>
</tr>
<tr>
<td>Transmission of, 446</td>
<td></td>
</tr>
<tr>
<td>Undisclosed in probate, 452</td>
<td></td>
</tr>
<tr>
<td>Value, determination by commission, 461</td>
<td></td>
</tr>
<tr>
<td>Value which exceeds consideration, 434</td>
<td></td>
</tr>
<tr>
<td><strong>Public Inquiries Act</strong>, referred to, 462</td>
<td></td>
</tr>
<tr>
<td><strong>Public Revenue Act</strong>, referred to, 459</td>
<td></td>
</tr>
<tr>
<td>Purchaser, <em>bona fide</em>, for value, 457</td>
<td></td>
</tr>
<tr>
<td>Rates, scale of, 437</td>
<td></td>
</tr>
<tr>
<td>Records, failure to preserve, 466</td>
<td></td>
</tr>
<tr>
<td>Preservation of, 466</td>
<td></td>
</tr>
<tr>
<td>Registrar of Surrogate Court, 452</td>
<td></td>
</tr>
<tr>
<td><strong>Registry Act</strong>, referred to, 465</td>
<td></td>
</tr>
<tr>
<td>Regulations, power to make, 464</td>
<td></td>
</tr>
<tr>
<td>Reimbursement, right of, 428</td>
<td></td>
</tr>
<tr>
<td>Report of commissioner, effect of, 463</td>
<td></td>
</tr>
<tr>
<td>Of commission to be filed, 463</td>
<td></td>
</tr>
<tr>
<td>To be judgment, 463</td>
<td></td>
</tr>
<tr>
<td>Secrecy, failure to maintain, 466</td>
<td></td>
</tr>
<tr>
<td>Securities, fair market value, 426</td>
<td></td>
</tr>
<tr>
<td>Removal of from box, 449</td>
<td></td>
</tr>
<tr>
<td>Unlisted, determination of value, 427</td>
<td></td>
</tr>
<tr>
<td>Unlisted, fair market value, 427</td>
<td></td>
</tr>
<tr>
<td>Valuation of, 427</td>
<td></td>
</tr>
<tr>
<td>Security for payment of duty, 451</td>
<td></td>
</tr>
<tr>
<td>Interest on surplus, 452</td>
<td></td>
</tr>
<tr>
<td>Settlor, power to restore title, 433</td>
<td></td>
</tr>
<tr>
<td>Shares, fair market value of, 426</td>
<td></td>
</tr>
<tr>
<td>Sheriff, appraisement by, 453</td>
<td></td>
</tr>
<tr>
<td>Appraisement by, in writing, 453</td>
<td></td>
</tr>
<tr>
<td>Fees on appraisement, 453</td>
<td></td>
</tr>
<tr>
<td>Situs of property, how determinable, 447</td>
<td></td>
</tr>
<tr>
<td>Solicitors, fees of, 428</td>
<td></td>
</tr>
<tr>
<td>Statement, dispensing with other, 451</td>
<td></td>
</tr>
<tr>
<td>Executor’s filing of, 451</td>
<td></td>
</tr>
<tr>
<td>False, 465</td>
<td></td>
</tr>
<tr>
<td>To be filed with Surrogate registrar, 451</td>
<td></td>
</tr>
<tr>
<td>To be filed with treasurer, 451</td>
<td></td>
</tr>
<tr>
<td>What to show, 451</td>
<td></td>
</tr>
<tr>
<td>When to be filed, 451</td>
<td></td>
</tr>
<tr>
<td>Who to file, 451</td>
<td></td>
</tr>
<tr>
<td>Stocks, consent to transfer, 448</td>
<td></td>
</tr>
<tr>
<td><strong>Succession Duty Act</strong>, 1934, referred to, 468</td>
<td></td>
</tr>
<tr>
<td><strong>Succession Duty Amendment Act</strong>, 1935, referred to, 467</td>
<td></td>
</tr>
<tr>
<td><strong>Succession Duty Amendment Act</strong>, 1937, referred to, 467, 468</td>
<td></td>
</tr>
<tr>
<td><strong>Summary Convictions Act</strong>, referred to, 466</td>
<td></td>
</tr>
<tr>
<td>Supreme Court, rules of, 463</td>
<td></td>
</tr>
<tr>
<td>To have jurisdiction, 460</td>
<td></td>
</tr>
<tr>
<td>Surrogate Court, fees of, 427</td>
<td></td>
</tr>
<tr>
<td><strong>Surrogate Court Act</strong>, referred to, 436, 460</td>
<td></td>
</tr>
<tr>
<td>Surtax, when applicable, 446</td>
<td></td>
</tr>
<tr>
<td>Terms on extension of time, 455</td>
<td></td>
</tr>
<tr>
<td>Time, extending of notice, 454</td>
<td></td>
</tr>
<tr>
<td>Transfer for partial consideration, 434</td>
<td></td>
</tr>
<tr>
<td>Transmission, fair market value, 446</td>
<td></td>
</tr>
<tr>
<td>Treasurer, certificate of payment, 458</td>
<td></td>
</tr>
<tr>
<td>Defined, 426</td>
<td></td>
</tr>
<tr>
<td>How to make valuation, 427</td>
<td></td>
</tr>
<tr>
<td>Intricate cases, powers in, 458</td>
<td></td>
</tr>
<tr>
<td>May appoint a commission, 461</td>
<td></td>
</tr>
<tr>
<td>Cause inquiry, 452</td>
<td></td>
</tr>
<tr>
<td>Direct appraisement, 453</td>
<td></td>
</tr>
<tr>
<td>Make one assessment, 458</td>
<td></td>
</tr>
<tr>
<td>Register caution, 461</td>
<td></td>
</tr>
<tr>
<td>Re-open estates, 464</td>
<td></td>
</tr>
<tr>
<td>Require duty free bonds, 456</td>
<td></td>
</tr>
<tr>
<td>Rebate by, 455</td>
<td></td>
</tr>
<tr>
<td>To determine value of interest, 427</td>
<td></td>
</tr>
<tr>
<td>To determine value of unlisted securities, 427</td>
<td></td>
</tr>
<tr>
<td>To give notice of appraisement, 453</td>
<td></td>
</tr>
<tr>
<td>To grant certificate of payment, 456</td>
<td></td>
</tr>
<tr>
<td>Wife, dower interest in property, 433</td>
<td></td>
</tr>
<tr>
<td>Witnesses, commissioners power to call, 462</td>
<td></td>
</tr>
</tbody>
</table>

**SULPHUR FUMES; see DAMAGE BY FUMES ARBITRATION**
SUMMARY CONVICTIONS

SUMMARY CONVICTIONS; see ANATOMY; CORPORATIONS TAX; DENTISTRY; DRUGLESS PRACTITIONERS; GASOLINE TAX; MEDICINE AND SURGERY; NURSES’ REGISTRATION; PHARMACY; VOTERS’ LIST

Act, application of, 1628
Appeal, costs of, 1632

From conviction to general sessions, 1632
General session, 1633
Order of Court, on certificate of Attorney General, 1632
To Court of Appeal, 1632
To Division Court, 1632
Bail when taken by police officer, 1631
Bond when taken from convicted person, 1630

British North America Act, referred to, 1632

Certiorari not granted when defendant has appealed, 1632

Constitutional questions, certificate of Attorney General or Judge, 1632
Conviction, appeal from, 1632
Not affected when time given for payment of fine, 1629
Return of, to whom, 1630
Costs, recovery of, 1629
Recovery of, where no penalty, 1629
Counsel fee, 1629

County Courts, appeal to, 1632

Criminal Code (Canada) application of, 1628
Defendant’s costs payment of, 1629
Estreets, recognizance by police officer, 1631
Evidence, transcriptions of, 1630
Fees, what taken on proceedings, 1633
Fine, giving time for payment, 1629
Form, information to obtain search warrant, 1635
Search warrant, 1635

General sessions appeal on certificate from Attorney General, 1632
Appeals to, 1632
Recognizances by, 1630

Imprisonment term, when to commence, 1633
Judge need not affix seal, 1631
Judicature Act, referred to, 1628
Justice defined, 1628

Duties of, 1628
May order payment of costs by defendant, 1629
Payment of costs to defendant, 1629
Powers of, 1628
When may accept bond, 1630
Magistrate need not affix seal, 1631
Offences, to which Act applies, 1628
Offender, when given suspended sentence, 1630
Penalties, time for payment of, 1629
Police officer, when may take bail, 1631
Prosecutions, payment of costs, 1629
Recognizance, record of, 1631
Return of, when to be made, 1631
When taken, 1631
Search warrant, how things seized dealt with, 1631
When executed, 1631
When issued, 1630
Sentence, when given after suspension, 1630
Suspended, 1630
Schedule “A” 1634
Suspended sentence, when given, 1630

SUMMARY TRIALS COURT; see CONTESTED ELECTIONS

SUMMER RESORTS; see HIGHWAY IMPROVEMENT; MUNICIPAL; PUBLIC HEALTH; TOWN SITES

SUNDAY; see FACTORY, SHOP AND OFFICE BUILDING; INTERPRETATION; JUDICATURE; LIQUOR CONTROL; ONE DAY’S REST IN SEVEN; PAWNBROKERS; RAILWAY

SUPERANNUATION; see HIGH SCHOOLS; PUBLIC SCHOOLS; PUBLIC SERVICE; TEACHERS’ AND INSPECTORS’ SUPERANNUATION
## SUPREME COURT; see evidence; extra judicial services; interpretation; judicature

## SUPREME COURT OF CANADA; see dominion courts

## SURETY; see interpretation; mercantile law

## SURETY COMPANIES; see guarantee companies securities; judicature

## SURFACE RIGHTS; see conveyancing and law of property; mining

## SURGEON; see administration of justice expenses; anatomy; hospitals; medical; municipal

## SURROGATE COURTS; see also county courts; dependants relief; infants; public officers' fees; public service; trustee

### Abode, advertising where in Ontario, 1285
- Place of, in affidavit, 1284
- Procedure where none in Ontario, 1285

### Absence of judge, procedure, 1279

### Accounts, by whom compellable, 1298
- Effect of approval by judge, 1296
- Of administrators, 1292
- Of executors, 1292
- Of executor trustee, 1296
- Of guardians, 1292
- Passing of, 1297
- Provision in bond re effect, 1298
- When lawfully required, 1292

### Action, none for legacy, 1281
- For residue, 1281
- When claim $800 or more, 1294

### Administration, administrator named by interested parties, 1289
- Bond to be given, 1291
- Defined, 1278
- Limited to personal estate, 1290
  - When, 1290
- Pendente lite, 1289
- Temporary when granted, 1286

## SUPREME COURT; see evidence; extra judicial services; interpretation; judicature

## SURETY; see interpretation; mercantile law

## SURETY COMPANIES; see guarantee companies securities; judicature

## SURFACE RIGHTS; see conveyancing and law of property; mining

## SURGEON; see administration of justice expenses; anatomy; hospitals; medical; municipal

## SURROGATE COURTS; see also county courts; dependants relief; infants; public officers' fees; public service; trustee

### Abode, advertising where in Ontario, 1285
- Place of, in affidavit, 1284
- Procedure where none in Ontario, 1285

### Absence of judge, procedure, 1279

### Accounts, by whom compellable, 1298
- Effect of approval by judge, 1296
- Of administrators, 1292
- Of executors, 1292
- Of executor trustee, 1296
- Of guardians, 1292
- Passing of, 1297
- Provision in bond re effect, 1298
- When lawfully required, 1292

### Action, none for legacy, 1281
- For residue, 1281
- When claim $800 or more, 1294

### Administration, administrator named by interested parties, 1289
- Bond to be given, 1291
- Defined, 1278
- Limited to personal estate, 1290
  - When, 1290
- Pendente lite, 1289
- Temporary when granted, 1286

## WHERE DECEASED INTESTATE, 1289

### Names no executor, 1289

### Administration of property to whom granted, 1289

### Administration pendente lite, administrator to be paid, 1289

### Powers of administrator, 1289

### When and by whom granted, 1289

### Administration with will annexed to guardian of infant executor, 1288

### Administrator accounts of to be rendered, 1292

### Appointment, 1289
- Under special circumstances, 1290

### Compellable to account, 1298

### For infant executor, powers, 1288

### Limited administration when, 1290

### Trust company may be, 1290

### Where estate insolvent 1290

### Administrator pendente lite, powers of, 1288

### To be remunerated, 1289

### Advertising where no Ontario abode, 1285

### Affidavit to state no Ontario abode, 1285

### Ontario property, 1285

### Affidavits, conclusiveness of, 1285

### Erroneous, staying of proceedings, 1286

### Ancillary letters, effect of, 1300

### Effect of on personal property, 1300

### On real property, 1300

### Security re, 1300

### When granted, 1299

### Appeal as to inquiries, 297

### Re passing of accounts, 1297

### Right of official guardian on, 1295

### Official guardian to, 1295

### Person interested to, 1295

### Appeals to judge from audit, 1284

### To Supreme Court, 1284

### When property affected $200, 1284

### Application by judge for letters, 1282

### Conclusiveness of affidavits on, 1282

### For removal to Supreme Court, 1297

### For substitution of surety, 1293

### Re jurisdiction, costs, 1287

### Stay of proceedings, 1286

### Where not by next of kin, 1286

### Where deceased intestate, 1289

### Names no executor, 1289

### Administration of property to whom granted, 1289

### Administration pendente lite, administrator to be paid, 1289

### Powers of administrator, 1289

### When and by whom granted, 1289

### Administration with will annexed to guardian of infant executor, 1288

### Administrator accounts of to be rendered, 1292

### Appointment, 1289
- Under special circumstances, 1290

### Compellable to account, 1298

### For infant executor, powers, 1288

### Limited administration when, 1290

### Trust company may be, 1290

### Where estate insolvent 1290

### Administrator pendente lite, powers of, 1288

### To be remunerated, 1289

### Advertising where no Ontario abode, 1285

### Affidavit to state no Ontario abode, 1285

### Ontario property, 1285

### Affidavits, conclusiveness of, 1285

### Erroneous, staying of proceedings, 1286

### Ancillary letters, effect of, 1300

### Effect of on personal property, 1300

### On real property, 1300

### Security re, 1300

### When granted, 1299

### Appeal as to inquiries, 297

### Re passing of accounts, 1297

### Right of official guardian on, 1295

### Official guardian to, 1295

### Person interested to, 1295

### Appeals to judge from audit, 1284

### To Supreme Court, 1284

### When property affected $200, 1284

### Application by judge for letters, 1282

### Conclusiveness of affidavits on, 1282

### For removal to Supreme Court, 1297

### For substitution of surety, 1293

### Re jurisdiction, costs, 1287

### Stay of proceedings, 1286

### Where not by next of kin, 1286
### SURROGATE COURTS

<table>
<thead>
<tr>
<th>Topic</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Application for letters, affidavit re abode,</td>
<td>1284</td>
</tr>
<tr>
<td>Applications, claims barred if no,</td>
<td>1294</td>
</tr>
<tr>
<td>Notice of, 1287</td>
<td></td>
</tr>
<tr>
<td>Notice of to clerk, 1286</td>
<td></td>
</tr>
<tr>
<td>Where more than one, 1287</td>
<td></td>
</tr>
<tr>
<td>Appointment of administrator, 1290</td>
<td></td>
</tr>
<tr>
<td>Of clerk, 1280</td>
<td></td>
</tr>
<tr>
<td>Of judge, 1279</td>
<td></td>
</tr>
<tr>
<td>Of registrar, 1280</td>
<td></td>
</tr>
<tr>
<td>Appointment of experts re passing accounts,</td>
<td>1298</td>
</tr>
<tr>
<td>Assignee of bonds as trustee, 1292</td>
<td></td>
</tr>
<tr>
<td>Assignment of bonds, effect,</td>
<td>1292</td>
</tr>
<tr>
<td>Attorney-General, request of to barrister,</td>
<td>1279</td>
</tr>
<tr>
<td>Audit, appeals from, 1284</td>
<td></td>
</tr>
<tr>
<td>Barrister, when to preside,</td>
<td>1279</td>
</tr>
<tr>
<td>Bonds, amount may be reduced,</td>
<td>1292</td>
</tr>
<tr>
<td>Assignee of, trustee, 1292</td>
<td></td>
</tr>
<tr>
<td>Assignment of, 1292</td>
<td></td>
</tr>
<tr>
<td>Assuring proper administration, 1291</td>
<td></td>
</tr>
<tr>
<td>Cancellation of, 1293</td>
<td></td>
</tr>
<tr>
<td>Form of, 1291</td>
<td></td>
</tr>
<tr>
<td>May be reduced, 1292</td>
<td></td>
</tr>
<tr>
<td>On administration, 1291</td>
<td></td>
</tr>
<tr>
<td>Penalty, re, 1292</td>
<td></td>
</tr>
<tr>
<td>Provision re accounts, 1298</td>
<td></td>
</tr>
<tr>
<td>Purpose of, 1291</td>
<td></td>
</tr>
<tr>
<td>Require accounts, 1292</td>
<td></td>
</tr>
<tr>
<td>Sureties on, 1291</td>
<td></td>
</tr>
<tr>
<td>Surety's liability limited, 1292</td>
<td></td>
</tr>
<tr>
<td>To whom given, 1291</td>
<td></td>
</tr>
<tr>
<td>When not required, 1292</td>
<td></td>
</tr>
<tr>
<td>Bonds of guarantee companies, The Guarantee Companies Securities Act,</td>
<td>1293</td>
</tr>
<tr>
<td>Cancellation of bonds, notice to official guardian, 1293</td>
<td></td>
</tr>
<tr>
<td>Public trustee, 1293</td>
<td></td>
</tr>
<tr>
<td>On distribution of estate, 1293</td>
<td></td>
</tr>
<tr>
<td>On final accounts, 1293</td>
<td></td>
</tr>
<tr>
<td>Caveats against letters, 1287</td>
<td></td>
</tr>
<tr>
<td>Notice of, 1287</td>
<td></td>
</tr>
<tr>
<td>Certificate of clerk before issue of letters, 1287</td>
<td></td>
</tr>
<tr>
<td>To include caveats, 1288</td>
<td></td>
</tr>
<tr>
<td>Where more than one application, 1287</td>
<td></td>
</tr>
<tr>
<td>Citation for non-appearance, 1288</td>
<td></td>
</tr>
<tr>
<td>Of person interested, 1288</td>
<td></td>
</tr>
<tr>
<td>To named executor, 1288</td>
<td></td>
</tr>
<tr>
<td>To prove will to executor, 1288</td>
<td></td>
</tr>
<tr>
<td>To renounce to executor, 1288</td>
<td></td>
</tr>
<tr>
<td>Claim, application for allowance, 1294</td>
<td></td>
</tr>
<tr>
<td>Determination of by judge, 1294</td>
<td></td>
</tr>
<tr>
<td>Of personal representative under $800, 1296</td>
<td></td>
</tr>
<tr>
<td>When $800 or more, action, 1294</td>
<td></td>
</tr>
<tr>
<td>Claims against estate, 1296</td>
<td></td>
</tr>
<tr>
<td>Barred if no application, 1294</td>
<td></td>
</tr>
<tr>
<td>Contestation of, 1293</td>
<td></td>
</tr>
<tr>
<td>Filed with registrar, 1296</td>
<td></td>
</tr>
<tr>
<td>Limitations, re, 1296</td>
<td></td>
</tr>
<tr>
<td>Not presently payable, 1295</td>
<td></td>
</tr>
<tr>
<td>Trial of issue re, 1297</td>
<td></td>
</tr>
<tr>
<td>Clerk, appointment of, 1280</td>
<td></td>
</tr>
<tr>
<td>Certificate from, 1287</td>
<td></td>
</tr>
<tr>
<td>Certificate of to include caveats, 1288</td>
<td></td>
</tr>
<tr>
<td>Custody of applications, 1287</td>
<td></td>
</tr>
<tr>
<td>Duties of, re caveats, 1288</td>
<td></td>
</tr>
<tr>
<td>Duties of re notices, 1287</td>
<td></td>
</tr>
<tr>
<td>Lodging of caveats with, 1287</td>
<td></td>
</tr>
<tr>
<td>No letters before certificate of, 1287</td>
<td></td>
</tr>
<tr>
<td>Not entitled to fee, 1281</td>
<td></td>
</tr>
<tr>
<td>Notice of applications to, 1286</td>
<td></td>
</tr>
<tr>
<td>Officer of Supreme Court, 1280</td>
<td></td>
</tr>
<tr>
<td>Of Surrogate Court, 1280</td>
<td></td>
</tr>
<tr>
<td>Registrar's reports to, 1281</td>
<td></td>
</tr>
<tr>
<td>Commission, issue of, 1295</td>
<td></td>
</tr>
<tr>
<td>Supreme Court rules applicable, 1295</td>
<td></td>
</tr>
<tr>
<td>“Common form business” defined, 1278</td>
<td></td>
</tr>
<tr>
<td>Complaints, trial of issue re, 1297</td>
<td></td>
</tr>
<tr>
<td>Contentious case, removal to Supreme Court, 1283</td>
<td></td>
</tr>
<tr>
<td>Contestation of claims, against estate, notice, 1293</td>
<td></td>
</tr>
<tr>
<td>Application for allowance, 1294</td>
<td></td>
</tr>
<tr>
<td>Claims not presently payable, 1295</td>
<td></td>
</tr>
<tr>
<td>Commission on, 1295</td>
<td></td>
</tr>
<tr>
<td>Consent to jurisdiction, 1294</td>
<td></td>
</tr>
<tr>
<td>Enforcement of judgment, 1295</td>
<td></td>
</tr>
<tr>
<td>Evidence de bene esse on, 1295</td>
<td></td>
</tr>
<tr>
<td>Fees and costs on, 1295</td>
<td></td>
</tr>
<tr>
<td>Hearing re, 1294</td>
<td></td>
</tr>
<tr>
<td>Interested parties on, 1294</td>
<td></td>
</tr>
</tbody>
</table>

364
**SURROGATE COURTS**

<table>
<thead>
<tr>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Forms by Lieut.-Gov.</td>
<td>1301</td>
</tr>
<tr>
<td>Existing, remain in force</td>
<td>1301</td>
</tr>
<tr>
<td><strong>Guarantee Companies Securities Act, referred to</strong></td>
<td>1293</td>
</tr>
<tr>
<td><strong>Guardian, passing of accounts by</strong></td>
<td>1297</td>
</tr>
<tr>
<td><strong>Guardians rendering of accounts by</strong></td>
<td>1292</td>
</tr>
<tr>
<td><strong>Illness of judge, procedure</strong></td>
<td>1279</td>
</tr>
<tr>
<td><strong>Inability, removal of judges for</strong></td>
<td>1279</td>
</tr>
<tr>
<td><strong>Incapacity, removal of judges for</strong></td>
<td>1279</td>
</tr>
<tr>
<td><strong>Infant, notice to official guardian for</strong></td>
<td>1293</td>
</tr>
<tr>
<td><strong>Official guardian served for</strong></td>
<td>1298</td>
</tr>
<tr>
<td><strong>Infant executor, probate on attaining age</strong></td>
<td>1288</td>
</tr>
<tr>
<td>Where sole executor, 1288</td>
<td></td>
</tr>
<tr>
<td>Infant executors, no grant to</td>
<td>1288</td>
</tr>
<tr>
<td>Power of administrator for</td>
<td></td>
</tr>
<tr>
<td><strong>Infants, notice re contestation of claims</strong></td>
<td>1294</td>
</tr>
<tr>
<td><strong>Insolvency, administrator, estate insolvent.</strong></td>
<td>1290</td>
</tr>
<tr>
<td>Of estate, administrator, 1290</td>
<td></td>
</tr>
<tr>
<td>Inventory, filed before grant</td>
<td>1290</td>
</tr>
<tr>
<td>Filing of, with registrar, 1290</td>
<td></td>
</tr>
<tr>
<td>In case of limited grant, 1291</td>
<td></td>
</tr>
<tr>
<td>Of after discovered property</td>
<td>1290</td>
</tr>
<tr>
<td>Of all deceased’s property</td>
<td>1290</td>
</tr>
<tr>
<td>Of newly discovered property</td>
<td>1291</td>
</tr>
<tr>
<td>Verified by oath, 1290</td>
<td></td>
</tr>
<tr>
<td><strong>Issue, for jury in writing</strong></td>
<td>1283</td>
</tr>
<tr>
<td><strong>Judge, absence of</strong></td>
<td>1279</td>
</tr>
<tr>
<td>Appointing experts re accounts</td>
<td>1298</td>
</tr>
<tr>
<td>Appointment of, 1279</td>
<td></td>
</tr>
<tr>
<td>Approval of accounts</td>
<td>1296</td>
</tr>
<tr>
<td>Discretion re counsel fees</td>
<td>1295</td>
</tr>
<tr>
<td>Duty re transfers before death</td>
<td>1285</td>
</tr>
<tr>
<td>Illness of, 1279</td>
<td></td>
</tr>
<tr>
<td>Inquiry re administrator’s conduct</td>
<td>1297</td>
</tr>
<tr>
<td>Executor’s conduct, 1297</td>
<td></td>
</tr>
<tr>
<td>Trustee’s conduct, 1297</td>
<td></td>
</tr>
<tr>
<td>Jury trial before, 1283</td>
<td></td>
</tr>
<tr>
<td>May reduce bonds, 1292</td>
<td></td>
</tr>
<tr>
<td>May stay proceedings, 1286</td>
<td></td>
</tr>
<tr>
<td>No grant if undervaluation</td>
<td>1285</td>
</tr>
<tr>
<td>Oath of office by, 1279</td>
<td></td>
</tr>
<tr>
<td>Ordering costs on stay</td>
<td>1286</td>
</tr>
<tr>
<td><strong>Order sua sponte re security</strong></td>
<td>1293</td>
</tr>
<tr>
<td><strong>Permission to enforce judgment</strong></td>
<td>1295</td>
</tr>
<tr>
<td><strong>Power re assignment of bonds</strong></td>
<td>1292</td>
</tr>
<tr>
<td><strong>Powers and duties of</strong></td>
<td>1279</td>
</tr>
<tr>
<td><strong>Powers on passing accounts</strong></td>
<td>1297</td>
</tr>
<tr>
<td>Procedure where applicant is</td>
<td>1282</td>
</tr>
<tr>
<td>Removal of, 1279</td>
<td></td>
</tr>
<tr>
<td><strong>Satisfied of estate value</strong></td>
<td>1299</td>
</tr>
<tr>
<td><strong>Substitution of surety by</strong></td>
<td>1293</td>
</tr>
<tr>
<td>Tenure of office, 1279</td>
<td></td>
</tr>
<tr>
<td>To preside at sittings, 1279</td>
<td></td>
</tr>
<tr>
<td>To preside in court, 1279</td>
<td></td>
</tr>
<tr>
<td>To reside in court, 1279</td>
<td></td>
</tr>
<tr>
<td>Vacancy by county, 1279</td>
<td></td>
</tr>
<tr>
<td>Vacancy in office, 1279</td>
<td></td>
</tr>
<tr>
<td>Waiving security re probate</td>
<td>1282</td>
</tr>
<tr>
<td><strong>Judge of Supreme Court, awarding costs of application</strong></td>
<td>1287</td>
</tr>
<tr>
<td>Decision of final</td>
<td>1287</td>
</tr>
<tr>
<td>Determines jurisdiction</td>
<td>1287</td>
</tr>
<tr>
<td>Directions, re several applications, 1287</td>
<td></td>
</tr>
<tr>
<td>Hearing re jurisdiction</td>
<td>1287</td>
</tr>
<tr>
<td><strong>Judgment, re claim, enforcement</strong></td>
<td>1295, 1296</td>
</tr>
<tr>
<td><strong>Judicature Act, referred to</strong></td>
<td>1281</td>
</tr>
<tr>
<td>Jurisdiction, determination of</td>
<td>1287</td>
</tr>
<tr>
<td>Grant where no, 1282</td>
<td></td>
</tr>
<tr>
<td>Of court, 1281</td>
<td></td>
</tr>
<tr>
<td>Jury, motion for new trial as appeal</td>
<td>1284</td>
</tr>
<tr>
<td>Question of fact in writing</td>
<td>1283</td>
</tr>
<tr>
<td>Trial by before judge</td>
<td>1283</td>
</tr>
<tr>
<td>In County Court, 1283</td>
<td></td>
</tr>
<tr>
<td>Re fact, 1282</td>
<td></td>
</tr>
<tr>
<td>Law stamps, affixing to order</td>
<td>1300</td>
</tr>
<tr>
<td>Fees in, for Crown, judge, 1300</td>
<td></td>
</tr>
<tr>
<td>Legacy, no action re</td>
<td>1281</td>
</tr>
<tr>
<td>Letters, affidavit re abode on application</td>
<td>1284</td>
</tr>
<tr>
<td>Ancillary when granted</td>
<td>1299</td>
</tr>
<tr>
<td>Clerk’s certificate re</td>
<td>1287</td>
</tr>
<tr>
<td>Consent on speedy issue of</td>
<td>1285</td>
</tr>
<tr>
<td>Effect of ancillary</td>
<td>1300</td>
</tr>
<tr>
<td>Effect of grant</td>
<td>1290</td>
</tr>
<tr>
<td>Issue of before valuation</td>
<td>1285</td>
</tr>
<tr>
<td>No, before certificate</td>
<td>1287</td>
</tr>
<tr>
<td>Not granted if undervaluation</td>
<td>1285</td>
</tr>
<tr>
<td>Of verification, Quebec, 1300</td>
<td></td>
</tr>
<tr>
<td>Require rendering of accounts</td>
<td>1292</td>
</tr>
<tr>
<td>Temporary administration</td>
<td>1286</td>
</tr>
<tr>
<td>Where deceased Ontario resident</td>
<td>1284</td>
</tr>
</tbody>
</table>
### Letters of Administration

<table>
<thead>
<tr>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Effective throughout Ontario.</td>
<td>1282</td>
</tr>
<tr>
<td>Granted without jurisdiction.</td>
<td>1282</td>
</tr>
<tr>
<td>Issued in intestate's abode.</td>
<td>1282</td>
</tr>
<tr>
<td>No, to non-resident.</td>
<td>1281</td>
</tr>
<tr>
<td>Situs of issuing of.</td>
<td>1282</td>
</tr>
<tr>
<td>To whom granted.</td>
<td>1289</td>
</tr>
<tr>
<td>When no domicile in Ontario.</td>
<td>1282</td>
</tr>
</tbody>
</table>

### Letters Probate

<table>
<thead>
<tr>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Effective throughout Ontario.</td>
<td>1282</td>
</tr>
<tr>
<td>Grant outside British dominions.</td>
<td>1281</td>
</tr>
<tr>
<td>Issued in testator’s abode.</td>
<td>1282</td>
</tr>
<tr>
<td>Situs of issuing of.</td>
<td>1282</td>
</tr>
<tr>
<td>Waiver of security re.</td>
<td>1282</td>
</tr>
<tr>
<td>When no domicile in Ontario.</td>
<td>1282</td>
</tr>
<tr>
<td>When security required.</td>
<td>1281</td>
</tr>
</tbody>
</table>

### Lieut.-Gov. Appoints Clerk

<table>
<thead>
<tr>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Registrar.</td>
<td>1280</td>
</tr>
<tr>
<td>Fixing of fees by.</td>
<td>1301</td>
</tr>
<tr>
<td>Fixing solicitors' fees by.</td>
<td>1301</td>
</tr>
<tr>
<td>Forms by.</td>
<td>1301</td>
</tr>
<tr>
<td>May apportion fees.</td>
<td>1299</td>
</tr>
<tr>
<td>May remove judges.</td>
<td>1279</td>
</tr>
<tr>
<td>Registrar's security by.</td>
<td>1280</td>
</tr>
<tr>
<td>Regulations by.</td>
<td>1285</td>
</tr>
<tr>
<td>Rules of practice by.</td>
<td>1301</td>
</tr>
<tr>
<td>To appoint judges.</td>
<td>1279</td>
</tr>
<tr>
<td>To approve seal.</td>
<td>1279</td>
</tr>
</tbody>
</table>

### Limitations Act

<table>
<thead>
<tr>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Referred to.</td>
<td>1296</td>
</tr>
<tr>
<td>Limitations extension, three months from death.</td>
<td>1296</td>
</tr>
<tr>
<td>When to run re claim.</td>
<td>1296</td>
</tr>
<tr>
<td>Limited grant, inventory for.</td>
<td>1291</td>
</tr>
<tr>
<td>“Matters and causes testamentary,” defined.</td>
<td>1278</td>
</tr>
<tr>
<td>Jurisdiction of court in.</td>
<td>1281</td>
</tr>
</tbody>
</table>

### Mental Hospitals Act

<table>
<thead>
<tr>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Referred to.</td>
<td>1293, 1298</td>
</tr>
<tr>
<td>Mental patient notice to public trustee for.</td>
<td>1293</td>
</tr>
<tr>
<td>Misbehaviour, removal of judges for.</td>
<td>1279</td>
</tr>
<tr>
<td>Motion for new trial, deemed an appeal.</td>
<td>1284</td>
</tr>
<tr>
<td>Next of kin, proof, applicant not.</td>
<td>1286</td>
</tr>
<tr>
<td>Temporary administration where absent.</td>
<td>1286</td>
</tr>
<tr>
<td>When public trustee served for.</td>
<td>1298</td>
</tr>
<tr>
<td>When to show cause.</td>
<td>1286</td>
</tr>
</tbody>
</table>

### Non-resident, Entitled to Resealing

<table>
<thead>
<tr>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Grant of letters probate to.</td>
<td>1281</td>
</tr>
<tr>
<td>Not entitled to letters of administration.</td>
<td>1281</td>
</tr>
<tr>
<td>Security by.</td>
<td>1281</td>
</tr>
<tr>
<td>Notice of applications, contents.</td>
<td>1286</td>
</tr>
<tr>
<td>Filed with clerk.</td>
<td>1287</td>
</tr>
<tr>
<td>Of contestation of claim.</td>
<td>1293</td>
</tr>
<tr>
<td>Requirements.</td>
<td>1294</td>
</tr>
<tr>
<td>Of passing of accounts.</td>
<td>1297</td>
</tr>
<tr>
<td>For next of kin.</td>
<td>1298</td>
</tr>
<tr>
<td>On public trustee.</td>
<td>1298</td>
</tr>
<tr>
<td>Re contestation of claims.</td>
<td>1294</td>
</tr>
<tr>
<td>To parties interested.</td>
<td>1294</td>
</tr>
<tr>
<td>To personal representative.</td>
<td>1294</td>
</tr>
<tr>
<td>When official guardian served.</td>
<td>1298</td>
</tr>
<tr>
<td>When public trustee served.</td>
<td>1298</td>
</tr>
<tr>
<td>Where persons under disability.</td>
<td>1298</td>
</tr>
<tr>
<td>Notice of claim, filing with registrar.</td>
<td>1296</td>
</tr>
<tr>
<td>Notices, duties of clerk re.</td>
<td>1287</td>
</tr>
<tr>
<td>Oath of office, by judges.</td>
<td>1279</td>
</tr>
<tr>
<td>By registrar.</td>
<td>1280</td>
</tr>
<tr>
<td>Form of,</td>
<td>1279</td>
</tr>
<tr>
<td>Oaths, require rendering of accounts.</td>
<td>1292</td>
</tr>
<tr>
<td>Office of registrar.</td>
<td>1280</td>
</tr>
<tr>
<td>Will depository.</td>
<td>1280</td>
</tr>
<tr>
<td>Vacancy in.</td>
<td>1279</td>
</tr>
<tr>
<td>Official guardian, notice served on.</td>
<td>1298</td>
</tr>
<tr>
<td>Re contestation of claims.</td>
<td>1294</td>
</tr>
<tr>
<td>Where infant interested.</td>
<td>1293</td>
</tr>
<tr>
<td>Right to appeal.</td>
<td>1295</td>
</tr>
<tr>
<td>Right to appear on appeal.</td>
<td>1295</td>
</tr>
<tr>
<td>Ontario Gazette, advertising where no Ontario abode.</td>
<td>1285</td>
</tr>
<tr>
<td>Order, to show cause.</td>
<td>1286</td>
</tr>
<tr>
<td>Order sua sponte, by judge re security.</td>
<td>1293</td>
</tr>
<tr>
<td>Passing of accounts, appeal re.</td>
<td>1297</td>
</tr>
<tr>
<td>Appointing expert re.</td>
<td>1298</td>
</tr>
<tr>
<td>By guardian.</td>
<td>1297</td>
</tr>
<tr>
<td>Inquiry re administrator’s conduct at.</td>
<td>1297</td>
</tr>
<tr>
<td>Executor’s conduct at.</td>
<td>1297</td>
</tr>
<tr>
<td>Trustee’s conduct at.</td>
<td>1297</td>
</tr>
<tr>
<td>Judge’s approval re.</td>
<td>1296</td>
</tr>
<tr>
<td>Notice of on public trustee.</td>
<td>1298</td>
</tr>
<tr>
<td>To public trustee for next of kin.</td>
<td>1298</td>
</tr>
<tr>
<td>Notice re religious interests.</td>
<td>1298</td>
</tr>
</tbody>
</table>
Passing of accounts, cont'd
Powers of judge on, 1297
Removal of claim to Supreme Court, 1297
Complaint to Supreme Court, 1297
Seven days' notice of, 1297
Trial directed at, 1297
Penalty in bonds, 1292
Person in mental institution, public trustee served for, 1298
Person of unsound mind, official guardian served for, 1298
Personal estate, administration re, 1290
Personal property, ancillary letters re, 1300
Personal representative, claim by, 1296
Place of abode, affidavit as to, 1284
Power of administrator for infant executor, 1288
Powers of inquiry on passing accounts, 1297
Of judge, 1279
On passing accounts, 1297
Procedure for production, 1283
On jury trial re fact, 1283
Re claim by personal representative, 1296
Where applications in two courts, 1287
Where judge applicant, 1282
Proceedings, removal of to Supreme Court, 1283
Staying of, erroneous affidavits, 1286
Production of testamentary instruments, 128
On examination, 1283
Proof, applicant not next of kin, 1286
Proof of wills in solemn form, citation of interested persons, 1288
Public Officers Act, referred to 1280, 1281
Public trustee, notice of passing accounts to, 1298
Passing for next of kin, 1298
Notice to re cancellation of bonds, 1293
Re religious interests, 1298
When notice served on, 1293
Quebec, letters of verification, 1300
Quebec notarial wills admitted to probate, 1286
Real property, ancillary letters re, 1300
Reduction of bonds to double last audit, 1292
Registrar, appointment of, 1280
Certified copy of decision to, 1287

Duties where small estate, 1299
Essex office of, 1280
Fees on increased valuation, 1291
Fees of on personality, 1301
Filing of inventory with, 1290
Judgment certified to, 1283
Lodging caveats with, 1287
Monthly report by, 1281
Notice of applications by, 1286
Oath of office by, 1280
Office of, will depository, 1280
Preserving testamentary instruments, 1281
Security given by, 1280
To account for additional fees, 1291
To give notice of caveats, 1287
To supply official copies, 1289
When claim filed with, 1296
When no fee to, 1281
Regulations by Lieut.-Gov., 1285
Removal of judges, 1279
Of proceedings to Supreme Court, 1283
Terms on, to Supreme Court, 1283
Removal of executor, Trustee Act, referred to, 1291
Of judges for inability, 1279
For incapacity, 1279
For misbehaviour, 1279
Renouncing of executor, 1291
Report, monthly by registrar, 1281
Resealing, by non-resident, 1281
Residue, no action re, 1281
Revoking of grants, failing additional security, 1293
Rules, existing, remain, 1301
Rules of practice, by Lieut.-Gov., 1301
Rules of Supreme Court, when applicable, 1295
Sailors' wills, absence of witnesses to, 1284
Death of witnesses to, 1284
Witnesses to, 1284
Seal of court, 1279
Security, additional, when required, 1292
By registrars, 1280
Cancellation of, 1293
Double last audit, 1292
Failure to provide additional, 1292
Inadequate or insufficient, 1292
Security, cont’d

On temporary administration, 1286
Order sua sponte re, 1293
Re ancillary letters, 1300
Substitution of surety, 1293
Waiver of by judge, 1282
When no, 1292
When required, 1281

Security for costs, terms of, on removal, 1293
Show cause, next of kin to, 1286
Sittings, judge to preside at, 1279

Of court in county town, 1279
Soldiers wills, absence of witnesses to, 1284
Death of witnesses to, 1284
Witnesses to, 1284
Solicitors fees, existing, to remain, 1301
Stay of proceedings, costs when, 1286
Where applications in different courts, 1287
Where erroneous affidavits, 1286

Stenographic Reporters
Style of court, 1278
Succession Duty Act, referred to, 1299
Summary hearing, to determine jurisdiction, 1287
Supreme Court, application for removal to, 1297
Judgment certified to registrar, 1283
Removal of matters to, 1297
Proceedings to, 1283
Supreme Court judge, appeals to, 1284
Deciding jurisdiction of courts, 1287
Directions, where several applications, 1287
Sureties, on bonds, 1291
Surety, death of, new, required, 1292
Discharge of, 1293
Insolvency of, new required, 1292
Liability limited in bonds, 1292
New or additional, 1292
Substitution of, 1293
Tariff of fees for barristers, by Lieut.-Gov., 1301

For solicitors, by Lieut.-Gov., 1301
Temporary administration security for, 1286
When granted, 1286
Tenure of office, of judges, 1279
Terms on removal to Supreme Court, 1283

Testamentary instruments, examination re, 1283
Preservation of, 1281
Production of, 1283
Transfers inter vivos, duty of judges re, 1285
Notification of treasurer re, 1285
Treasurer of Ontario, notified of transfers since 1892, 1285
To consent where speedy issue, 1285
Trial by jury, 1283
Direction for, on passing accounts, 1297
Of fact, before jury, 1282
Of issue, in writing, 1283
Trust company, as administrator, 1290
Trustee, accounting of executor trustee, 1296
Trustee Act, referred to, 1291
Removal of executors, 1291
Undervaluation of estate, no letters if, 1285
Vacancy, fees when, 1279
Valuation, consent where no, 1285
Fees on increased, 1291
Issue of letters before, 1255
To include transfers since 1892, 1285
Value of real property, actual less encumbrances, 1301
Will, defined, 1278
Wills, administration with annexed, 1288
Citation to prove, 1288
Deposited with registrar, 1280
Fees on deposit of, 1280
No executor, administration, 1289
Official copies of, 1289
Of living persons, deposited, 1280
Proving in solemn form, 1288
Quebec notarial, probated, 1236
Soldiers’ and sailors’, 1284
Wills Act, referred to, 1300
Witnesses, to sailors’ wills, 1284
To soldiers’ wills, 1284

SURVEYOR GENERAL; see PUBLIC LANDS

SURVEYORS; see LAND SURVEYORS; LEGISLATIVE ASSEMBLY; MUNICIPAL; REGISTRY; SURVEYS; UNIVERSITY
### SURVEYS

<table>
<thead>
<tr>
<th>Term</th>
<th>Definition</th>
</tr>
</thead>
<tbody>
<tr>
<td>SURVEYS; see also LAND SURVEYORS; LAND</td>
<td>TITLES; MINING; PLANNING AND DEVELOPMENT; PUBLIC LANDS; PUBLIC WORKS;</td>
</tr>
<tr>
<td>TITLE REGISTRY</td>
<td>RESEEDY</td>
</tr>
<tr>
<td>Accordance with Act, 2528</td>
<td>With section, 2522</td>
</tr>
<tr>
<td>Acts, legally done, 2515</td>
<td>Valid although repealed, 2515</td>
</tr>
<tr>
<td>Adjacent concession, rear boundary of,</td>
<td>2531</td>
</tr>
<tr>
<td>Sections, 2531</td>
<td>Aliquot part, construed, 2531</td>
</tr>
<tr>
<td>Part, grant of, 2531</td>
<td>Parts, interior boundaries, 2535</td>
</tr>
<tr>
<td>Allowance, abutting middle line of, 2520</td>
<td>Abutting on one side, 2521</td>
</tr>
<tr>
<td>Closed by plan, 2520</td>
<td>Closing, 2520, 2521</td>
</tr>
<tr>
<td>Defined, 2519</td>
<td>For road, 2529</td>
</tr>
<tr>
<td>Lands abutting thereon, 2521</td>
<td>Width to belong to, 2521</td>
</tr>
<tr>
<td>Angle, either side of, 2532, 2536</td>
<td>Establishing such, 2525</td>
</tr>
<tr>
<td>Exterior boundary, 2521</td>
<td>How defined, 2521</td>
</tr>
<tr>
<td>Intersection, 2522</td>
<td>Lost by division, 2533</td>
</tr>
<tr>
<td>Obliterated, 2525</td>
<td>Of blocks, 2532</td>
</tr>
<tr>
<td>Of section, 2532, 2533</td>
<td>Re-established prior to, 2533</td>
</tr>
<tr>
<td>Survey on each side of, 2525</td>
<td>True and unalterable, 2533</td>
</tr>
<tr>
<td>With boundary line, 2526</td>
<td>Application, in public interest, 2523</td>
</tr>
<tr>
<td>Made to Lieut.-Gov., 2523</td>
<td>Of part owners, 2522, 2523</td>
</tr>
<tr>
<td>To judge, 2518</td>
<td>To Lieut.-Gov., 2522, 2523</td>
</tr>
<tr>
<td>Assistants, may trespass, 2517</td>
<td>Astronomic course, not on, 2532</td>
</tr>
<tr>
<td>Of governing line, 2528</td>
<td>Of straight line, 2528</td>
</tr>
<tr>
<td>Same, 2532, 2533</td>
<td>Attachment may be issued, 2518</td>
</tr>
<tr>
<td>Authority of Minister, 2518</td>
<td>Bearings, course designated as reference line, 2522</td>
</tr>
<tr>
<td>Course to be true, 2522</td>
<td>Determined by astronomic observation, 2522</td>
</tr>
<tr>
<td>To show one course, 2522</td>
<td>Blocks, angle of, 2532</td>
</tr>
<tr>
<td>Lost, 2533</td>
<td>On opposite side, 2532</td>
</tr>
<tr>
<td>On same astronomic course, 2533</td>
<td>Boundary, broken by natural boundary, 2526</td>
</tr>
<tr>
<td>Bounded by natural boundary, 2527</td>
<td>Breadth, proportionate share of, 2535</td>
</tr>
<tr>
<td>Certificate of Minister, 2524</td>
<td>Chain allowance, 2534</td>
</tr>
<tr>
<td>In width, 2534</td>
<td>Chairman, oath of, 2516</td>
</tr>
<tr>
<td>Closed allowance, 2521</td>
<td>Concession, alternate, 2530</td>
</tr>
<tr>
<td>Boundary of, 2527, 2529</td>
<td>Bounded both ends, 2526</td>
</tr>
<tr>
<td>In part, 2529</td>
<td>Broken front, 2529</td>
</tr>
<tr>
<td>Centre of, 2530</td>
<td>Depth of, 2529, 2530</td>
</tr>
<tr>
<td>Distance between end, 2529</td>
<td>Double fronts, 2530</td>
</tr>
<tr>
<td>End of wholly bounded, 2529</td>
<td>Farthest end of, 2527</td>
</tr>
<tr>
<td>Farthest end of, 2527</td>
<td>Front of, 2531</td>
</tr>
<tr>
<td>Of adjacent, 2529</td>
<td>Line in front, 2529, 2531, 2532</td>
</tr>
<tr>
<td>In rear, 2529</td>
<td>Not run, 2526, 2529</td>
</tr>
<tr>
<td>Obliterated, 2525, 2526, 2533</td>
<td>Opposite side of, 2532</td>
</tr>
<tr>
<td>Lines, both in front, 2533</td>
<td>870</td>
</tr>
</tbody>
</table>
Concession, cont’d
- Numbering lots from, 2527
- Partly bounded, 2530
- Rear line of, 2530
- Rear of, 2529
- Regular depth of, 2531
- Road lines not run, 2522
- Towards which lots numbered, 2527
- Where lots situated, 2527
- Wholly bounded in front, 2529

Concessions, adjoining each other, 2533
- Front of each of two, 2530
- Intended of equal depth, 2529
- Proportionate depth, 2529
- Numbering, 2529
- Road between, 2530
- With double fronts, 2530

Confirmation of survey amended, 2534
- Contempt of Court, 2518
- Copy of plan to be filed, 2524
- Corner, of section lost, 2534
- Corporation to pay costs of deed, 2521
- To register conveyance, 2521
- Council, instructions from, 2516
- On own motion, 2522, 2523
- County Council, 2522
- Of Frontenac, 2528
  - Hastings, 2528
  - Lennox and Addington, 2528
  - Peterborough, 2528
  - Renfrew, 2528
- Course, astronomic, 2528
- Designated on plan, 2522
- Intention to govern, 2527
- Not accurately determined, 2527
- Of division lines, 2527
- Each of parts, 2527
- Reference line, 2522
- Court, appeals re municipal surveys, 2524
- Of competent jurisdiction, 2531

Crown lands, survey of, 2531
- Defining corners, 2524
- Ends or side roads, 2524
- Road allowance, 2519, 2520
- Defraying expenses, 2523
- Department, defined, 2515
- Department of Interior, 2533, 2534

Departmental plan, 2526, 2529
- Survey, 2528
- Depth, proportionate share of, 2536
- Describing limit, 2515
- Determining boundaries, 2523
- Discretion of Court, 2518
- Districts of Algoma and Thunder Bay, 2534
- Divided proportionately, 2530
- Dividing distance proportionately, 2525
- Division, extremities of, 2529
  - In same proportion, 2532
- Line, 2531
  - Between half lots, 2530
  - Halves, 2531
  - Lots, 2527
  - Parcels, 2521
  - Parts, 2521
  - Course, of, 2527
  - How drawn, 2529
  - In original survey, 2527
  - Run in original survey, 2527
  - To be run, 2526
- Dominion lands system, 2534
- Double fronts, surveyed with, 2531
- Drawing straight line, 2525
- Duty of corporation, 2521
- End bounded by natural boundary, 2526
  - From which lots numbered, 2526
  - Not run, 2526
  - Of concession, 2526
- Ends of front line, 2528
  - Of lot, 2536
  - To be joined, 2528
- Entry, at suitable time, 2517
- Establishing angle, 2525
- Boundaries, 2520
- Estate similar in part, 2520
- Evidence, expenses of person tendering, 2518
- Fee for filing, 2517
- How to be taken, 2517
- Of illiterate, 2517
- Of person possessing information, 2518
- Of surveyor, 2517
- Producible in court, 2517
- Surveyor may take, 2517
- To be in writing, 2517
SURVEYS

Evidence, cont'd
To be signed, 2517
Where to be filed, 2517
Exact width or depth of plan, 2519
Examination, re boundary, 2517
Execution of conveyance, 2521
Executive Government of Upper Canada, 2518
Executors of surveyors, 2516
Expenses, certificate of Minister conclusive, 2523
Council to estimate, 2523
Defraying of, 2522
Levied after incurred, 2523
As authorized by by-law, 2523
On owners affected, 2523
Levy without estimate, 2523
Municipal survey, liability for, 2523, 2524
On township application, 2523
Out of municipal funds, 2523
Paid by Treasurer, 2524
To surveyor, 2524
Part levied on owners, 2523
Remainder levied on owners, 2523
When part paid by municipality, 2523
Fee, council to determine, 2515
Field notes, charge for, 2516
Copies to be furnished, 2516
Custody on death of surveyor, 2516
Deemed public documents, 2516
Executors to deliver, 2516
Filed in Registry office, 2524
Index to be kept, 2516
In possession of Minister, 2516
Minister to deliver, 2516
Of deceased surveyor, 2516
Open for inspection, 2516
To be kept, 2516
Filing by Minister, 2524
Fees, how borne, 2517
First survey, 2519
Force and effect, 2519
Of plan and field notes, 2524
Forms, surveyor's return, 2536
Front and rear ends, 2528
Angles, 2531
Of lot, 2536
Concession, 2529
Or rear angle of lot, 2535
Governing lines, alternate concessions, 2530
Broken, 2527
Course of line, 2526
Determined by dividing proportionately, 2530
Determined by intention, 2526
Determining astronomic course of, 2528
Front of concession, 2529
Division line nearest boundary to govern, 2527
Double front concessions, 2530
Drawn from lot's angles, 2529
Exceptions, 2526
In certain counties, 2528
In certain districts, 2528
When boundaries broken, 2527
How determined, 2527
How to determine course of, 2528
If broken front concessions, 2529
Concession lines not run, 2529
Concessions intended of equal depth, 2529
End bounded by water, 2529
Intended of proportionate depth, 2529
Natural boundary does not extend, 2530
Part depth double front concessions, 2530
Return of surveyor re, 2528
Road allowance to be made, 2529
Side lines to run as on original plan, 2528
Single row of posts, 2529
When boundary broken, 2526
Boundary not run, 2526
Concession bounded at both ends, 2526
Division line running between lots, 2527
Neither boundaries run, 2526
Not run in original survey, 2526
Not run on same course, 2526
Proof line to govern, 2527
Run on different courses, 2527
Townships laid out in sections, 2527
Where division line to be run, 2528
More than one division line, 2527
Governing points, 2534
Grant by Crown, 2519
Grants for several lots, 2533
Half lot, extremities of, 2530
True boundary of end of, 2530
Haliburton, side lines in, 2528
Hearing by Minister, 2524
Incumbrance on parcel, 2521
To extend through, 2521
Instructions of Minister, 2533
Instruments, to be verified, 2516
Intention in original survey, 2525, 2526
Interior boundaries of half sections, 2535
Boundaries of quarter sections, 2535
Depth, proportionate share of, 2535
Intersection of last whole lot line, 2530
Intersections, distance between, 2530
Iron bar, 2521
Bolt, 2521
Join by straight line, 2536
Land, abutting on allowance, 2520
Abutting on closed allowance, 2521
Area only, 2531
Covered by water, 2531
Different owners, 2520
Not wholly surveyed, 2519
Originally surveyed, 2519
Land Titles Act, referred to, 2520, 2521
Laying of angle, 2528
Out plan, 2520
Letters patent, 2519
License, forfeiture of, 2516
Limits between aliquot parts, 2534
Not in straight line, 2533
Line, angle with boundary, 2526
At neither end run, 2527
Between two nearest places, 2525
Division between lots, 2527
Drawn on same course, 2531
Front of concession, 2529
In front of concession, 2526
Intersection of last whole lot, 2529
Measuring along rear, 2530
Nearest to boundary, 2527
Parts of, 2527
Side of proof, 2527
Where to be ascertained, 2525
Lines, both ends of lot, 2530
Bounded at both ends, 2527
Centre of space contained, 2529
Course of division, 2527
Division or side, 2530
Each side of angle, 2525
In original survey, 2527
Intersection of, 2532
Minister may confirm, 2524
North and east of, 2534
Not mentioned, 2524
Or limits, 2520
Run and marked, 2519
At angle, 2526
In township, 2528
On different courses, 2527
On same course, 2527
Surveyed, 2524
Two or more, 2527
Lost post of quarter section, 2525
Post of section, 2535
Of section corner, 2535
Of township corner, 2534
Lot, bordering on lake, 2531
Dividing into aliquot parts, 2531
End of, 2529, 2530
Front angles of, 2531
Or rear angle, 2535
In township, 2535
Line, intersections of whole, 2530
Point on front of, 2531
Respective half of, 2530
Side line across, 2531
Side lines of, 2529, 2531, 2535
Lots, angles established, 2525
Angles of, 2529, 2530
At both ends, 2530
Described by patent, 2530
In whole, 2529
Division line of, 2529
Lines between, 2526
Front angles, 2526, 2533
Front of, 2529
Or rear angles of, 2518
Fronting river, 2533
Grants for, 2533
In adjacent concessions, 2525
Independent of other, 2533
Lands described in half, 2530
Limits of, 2533
To be run, 2533
Nearest angle of, 2532

873
SURVEYS

Lots, cont’d
   Number of, 2536
   Numbered, 2526
   On Rainy River, 2533
   Proportionate depth, 2526
      Dimensions of, 2520
   Ten chain width, 2533
   True boundaries, 2536
   Undisputed angles, 2526, 2536
   Widths of, 2529
Mattawan Township, 2528
Measurement along base line, 2536
   Along township boundary, 2536
Measure true distance, 2524
Middle line of closed allowance, 2521
Midway points, 2531
Minister, confirmation of municipal survey, 2524
   Defined, 2515
   May amend, 2524
   May confirm, 2524
   Order final, 2524
Report to, 2534
   To have discretion, 2524
   To instruct, 2533
Monuments at street intersections, 2522
   Lost, 2520
   Marking, 2522
      Angles and exterior boundaries, 2521
         Lost, 2524
   Materials to be used, 2521
   Not satisfactorily established, 2524
   Placing, 2522, 2523
   Position of, 2522
   Stone, 2522
Surveyor to indicate position and form, 2522
   Unascertained, 2520
Municipal council, 2522
   Survey of land, 2523
Surveys, application by council, 2522
   Application by land-owners affected, 2522
      To Lieut.-Gov., 2522
   At costs of owners, 2522
   Certificate of Minister as to payment, 2524
   Confirmation of, 2524
   Costs authorized by by-law, 2522
   How borne, 2522, 2523
   Levied on taxpayers, 2522
   Expenses how borne, 2524
   How paid, 2524
   Minister, confirmation final, 2524
   May amend, 2524
   May confirm, 2524
   To appoint surveyor, 2523
   Notice of hearing of objections, 2524
      On return of survey, 2524
         Published in newspaper, 2524
   Of lot lines, 2523
   Of side roads, 2522
   On application of one-half of owners, 2523
   On council’s application, 2523
   Plan and field notes to be filed, 2524
   Special lines and boundaries, 2524
   To apply to Lieut.-Gov., 2523
   To be in triplicate, 2524
   Township property, 2522
   Under authority of Minister, 2523
   Direction of Minister, 2522
   Where side roads not run, 2522
   Obliterated, 2522
Muskoka, survey in District of, 2528
   Natural boundary, broken by, 2531
   Nearest undisputed angles, 2524
   Newspaper published in angles, 2524
   Next division line, 2527
Nipissing, 2528
   Notice in newspaper, 2524
      To be published, 2523
      To specify date, 2524
   Oath, surveyor may require, 2517
   Obliteration at either end, 2536
   Obtain best evidence, 2524, 2525
   Ontario land surveyors, 2515
   Order of Court, 2518
   Orders-in-Council, 2526, 2527, 2531, 2532
Original blazes, joining, 2535
   Blazes, missing, 2535
   Monument lost, 2525, 2536
      Position of, 2532
   Plan and field notes, 2519
   Of department, 2528
   Proportionate to, 2535
   Survey, measurement, 2536
SURVEYS

Quarter section, 2534
Satisfactorily determined, 2525
Single row of, 2529
Standing, 2525
Where none found, 2525
Production of plan, 2518
Proof line, 2527
Provisions in Act, 2519
Publication, where lands situate, 2524
Public highways, 2519
Highways private owners may set out, 2520
What deemed, 2519, 2520
Quantity, contained, 2531
Quarter section, adjacent, 2535
Section corners, 2535
Extent of, 2534
Rainy River, Department of Interior surveys, 2533
Rainy river district, 2534
Rear angles of lot, 2536
Refusal to give evidence on subpoena, 2518
Registery Act, referred to, 2520, 2521
Regular lot defined, 2515
Regulations, of department, 2516
Resulting terminal points, 2535
Resurveys, determining double front concessions, 2525
Determining obliterated concession lines, 2525
First survey to define boundaries, 2520
How angles established, 2525
How concession lines established, 2525
How obliterations determined, 2525
Lots to have proportionate depth, 2526
Obliterated township boundary, 2525
Of lost or obliterated angles, 2525
Of surveyed lands, 2520
Post on centre line best evidence, 2525
On opposite side best evidence, 2525
Province angles, 2526
Re front angles, 2526
To obtain best evidence, 2524, 2525
When marking not established, 2524, 2525
Where concession line not run, 2524
Concession line obliterated, 2526
Natural boundary, 2526
No post on opposite side, 2525
Post lost, 2525

Original, cont’d
Survey, not measured, 2529
Side line, 2536
Other angles, distance between, 2533
End of concession, 2526
Owners of abutting parcel, 2520
Of unsurveyed part, 2519
Parcel, owner to be entitled to, 2520
Parry Sound, 2528
Part of concession line, 2525
Of front line, 2528
Payment out of general funds, 2523
Plan, amendment of, 2520
Certification, 2522
Depth on original, 2531
Establishing position, 2518
Filed where land situate, 2524
In accordance with Acts, 2520
Indication on, 2522
On astronomic course, 2532
Original, 2536
Return to be in triplicate, 2523
Point on front of lot, 2531
Points, front from, 2529
How to run, 2530
Position, angles lost, 2532
Monument, 2524, 2525
Non ascertainable, 2525
Not satisfactorily ascertained, 2534
Post on centre line, 2525
Posts and monuments lost, 2535
At lot angles, 2536
Defining adjacent angles, 2532, 2533
Evidence of position, 2525
Respecting, 2534
In first survey, 2520
In original survey, 2534
Lost, 2533
Establishing, 2525
Marked, 2518
Marking blocks, 2533
Monuments on section corners, 2535
More than one row, 2525
Not established, 2532
Not planted, 2529
On opposite side, 2525
Planted, 2519
Planted on both sides, 2530
SURVEYS

Return at end of each year, 2528
To clerk of township, 2528
Rights determined by Court, 2531
River, bank of, 2529
Road allowance, adjoining owner, 2520
Allowance, around section, 2534
Closing, 2520
Apportionment, 2520
Conveyance of, 2521
Division line between parcels continued, 2521
How distributed when closed, 2521
Incumbrance to extend to, 2521
In townships, 2534
Monuments to define, 2519
Not assumed by municipal corporation, 2520
On closing to belong to adjoining owner, 2520
Public highway, 2520
Survey of, 2520
To be public highways, 2519
Lines obliterated, 2522
Provision for, 2536
True and unalterable boundaries of, 2519

Rock, solid, 2521

Section, breadth of, 2535
Corners, nearest original, 2535
On side of lost post, 2535
On township boundary, 2535
To be intersected, 2535
Front of, 2532
Interior boundaries of, 2535
One mile square, 2534
Side lines between, 2532

Side lines and limits, 2518
Lines between blocks, 2532
Both in front, 2533
In concession, 2528
In original survey, 2536
Obliterated, 2532, 2536
Of blocks, 2533
Of lot, 2535
On astronomic course, 2528
Points from which, 2529
Previously established, 2515
Run before July 1, 1897, 2528
Running of, 2528

Same course as division lines, 2527
Satisfactorily ascertained, 2527
Side of angle, 2525
Space, centre of contained, 2530
Standard measure, examined, 2516
Measure, fee for examination, 2516
Of department, 2516.
Penalty for not procuring, 2516
Sec.-treas., to examine, 2516
Surveyor to procure, 2516
Stone or reinforced concrete, 2521

Subpoena, non-appearance after service, 2518
Penalty for disobeying, 2518
Personal service, 2518
Refusing to obey, 2518
To produce, 2518
Substitutional service, 2518

Summary Convictions Act, referred to, 2517
Survey by companies, 2520
Intention in original, 2530
Invalid unless performed by surveyor, 2515
Of Crown lands, 2531
Of side lines, 2522
Payment of, 2523
To be made, 2523
Under instructions, 2533
Undertaken under Act, 2524
Where divided into sections, 2527

Surveyed land, 2520
Surveyor, administration by, 2517
Application to Minister, 2533
Appointment, 2523
Bound by survey in township, 2519
Buildings entry by, 2517
Certification of plan, 2522
Death of, 2516
Defined, 2515
Examination of person informed, 2518
On oath, 2517
Governed by Act, 2519
No damage in trespassing, 2517
Obstructing, 2517
Obtaining measurements, 2517
Original survey to be followed, 2520
Penalty for obstructing, 2520
Power to secure evidence, 2517

876
Teachers' and Inspectors' Superannuation

Surveyor, cont'd
Return by, 2528
Subpoena by, on non-attendance, 2518
Taking oath, 2516
Trespass by, 2517
Terminal points, resulting, 2535
Township, boundary line of, 2535
Boundary lines defined, 2518
Of, 2529
Part of, 2525
In Rainy River, 2533
Interior of, 2535
Limit, 2515, 2517
Originally surveyed, 2527
Survey, 2519
Original, 2525
Surveyed into sections, 2526, 2531
Trees marked, 2518
True and unalterable boundaries defined, 2518
And unalterable lines, 2520
Lines defined, 2519
Bearing of line defined, 2515
Boundary, 2529
In doubt, 2517
Of lot, 2536
Unbroken lot defined, 2515
Regular lot, 2531
Undisputed angle, 2533
Angle defined, 2515
Nearest, 2525, 2532
Points, connected, 2532
Twenty chains apart, 2532
Unsurveyed lands, effect of survey, 2519
Lands, subsequently surveyed, 2519
Victoria County, 2528
Water, rights of navigation over, 2521
Widths, regulate, 2529

Swearing; see Commissioners for Taking Affidavits; Evidence; Interpretation

Swine; see Live Stock

Swine Breeders' Association; see Agricultural Associations

Tacking; see Registry

Tag Days; see Municipal

Tail; see Estates Tail

Tanner; see Game and Fisheries; Municipal

Tax Sales; see Assessment; Land Titles; Registry

Taxation; see Assessment; Corporations Tax; Gasoline Tax; Income Tax; Land Transfer Tax; Law Stamps; Local Improvement; Mining Tax; Municipal; Provincial Land Tax; Succession Duty

Taxi Cab; see Insurance; Municipal

Teachers' and Inspectors' Superannuation

Actuarial valuation of fund, 4635
Administration expenses, payment of, 4626
Age, proof of, 4633
Annuity, joint, purchase of, 4634
Medical examination re, 4634
Purchase of, 4633
Apportionment of allowance at death, 4632
Assignment of allowance, 4635
Attachment of allowance, 4635
Audit, cost of, 4627
Of fund and securities, 4627
Report of, 4627
Board defined, 4624
Commission, application for annuity, 4633, 4634
Appointment of, 4637
Chairman of, 4637
Composition of, 4637
Contribution by teacher of war veterans, 4628
Defined, 4624
Election of, 4637
Equalizing allowance under Public Schools Act, 4636
Payment where mental illness, 4635
Proof of age, 4633
Rejection of claims, 4635
Report of, 4637