

due. to recover said sums, H. could only recover on delivery. or tender of delivery of said deed; and, third, that the covenant of H. to convey would be satisfied by a conveyance or tender thereof of the right, title, and interest which H. had in the undivided half of said property at the date of said agreement: *Id.*

## WILL.

*Proof by Copy.*—A copy of a will may, under certain circumstances, be proved as the will of a deceased person. Therefore, a plea in which the only fact alleged as an objection to the probate of a will, was that “the instrument sought to be established, purports to be only a copy of the will of,” &c., held insufficient upon general demurrer: *Dudley v. Wardner’s Exr.*, 41 Vt.

A plea that “said instrument or writing ought not to be admitted to probate, because the same is not entitled to probate as the last will and testament of,” &c., also held insufficient, it being merely the statement of a conclusion, opinion, or inference, without the allegation of any fact on which it is based: *Id.*

The question can be determined only upon trial, whether the copy presented can be established: *Id.*

## LIST OF NEW LAW BOOKS.

ANDREWS.—The Trial of S. M. Andrews for Murder of C. Holmes. By C. G. DAVIS. N. Y.: Hurd & Houghton. Cl. \$2.50.

BRIGHTLY.—The Bankrupt Law, with Notes of Decisions. By F. C. BRIGHTLY. Philadelphia: Kay & Bro. Cl. \$3.

GRAY.—Reports of Cases in the Supreme Judicial Court of Massachusetts. By HORACE GRAY, JR. Vol. 15. Boston: Little, Brown & Co., 1869.

HILLIARD.—The Law of Injunctions. By F. HILLIARD. 2d ed. Philadelphia: Kay & Bro. Shp. \$7.50.

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NEW YORK.—Reports of Cases in the Court of Appeals. By JOEL TIFANY. Vol. 11. Albany: W. Gould & Son. Shp. \$4.

TENNESSEE.—Reports of Cases in the Supreme Court. By THOMAS H. COLDWELL. Vol. 5. Nashville: S. C. Mercer, Pr., 1869.

WALKER.—Introduction to American Law. By T. WALKER, LL.D. 5th ed. by J. B. WALKER. Boston: Little, Brown & Co., 1869.