

the debt becomes due.—*Salmon v. Clagett*, 180.

An injunction to stay waste, there being no then depending suit to try the right, dissolved on the coming in of an answer which denied the trespass and alleged that the acts complained of were done on his the defendant's own land.—*Stewart v. Chew*, 441.

WHARF.

The city collector of wharfage may be directed to keep a separate account of the wharfage for the use of certain wharves until the right to them can be determined.—*The Wharf case*, 361, 367.

In all public ports there are rights affecting commerce, internal government, and private property, by which the title to and use of a wharf therein must be controlled, 371.

No wharfage can be allowed which contravenes any congressional regulation of commerce, or the free intercourse and equal rights secured by the federal constitution, 371, 374.

Wharfage or anchorage may be charged

for the use of any place held as mere private property to which a vessel may come, 375.

A wharf in a public port is a kind of highway, for the use of which, after it has been once dedicated to the use of the public, no toll can be charged, unless allowed by the Legislature, 375.

Wharfage where allowed must be reasonable, and when fixed cannot be enhanced, 374.

Where each of the litigating parties claims a right to wharfage for the use of a public wharf, for the use of which no toll can be demanded, they must both of them be perpetually enjoined from collecting wharfage, 380, 384.

WILLS.

The original copy of a will of real or personal estate, when proved and lodged with the Register of Wills, cannot be taken from his possession; except under special circumstances.—*Randall v. Hodges*, 477.

A probate cannot be granted here upon a copy of a will from another state, 481.