

RIDDELL, J.

JULY 4TH, 1907.

CHAMBERS.

## ARNOLDI v. COCKBURN.

*Particulars — Statement of Claim — Professional Services — Barrister and Solicitor — Claim for Lump Sum — Quantum Meruit — Defence of Criminal Charge — Other Services*

Appeal by plaintiff from order of Master in Chambers, 9 O. W. R. 883, for particulars of statement of claim.

R. McKay, for plaintiff.

F. E. Hodgins, K. C., for defendant.

RIDDELL, J., dismissed the appeal with costs.

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WEEKLY COURT.

## RE YOUART.

*Will—Construction—Gifts to Religious Bodies—Statutes of Mortmain — Legislation Permitting Societies to Take Gifts in Mortmain — Validity of Gifts — Provision for Accumulation—Right of Legatees to Immediate Payment—Application of Rule to Charities—Lapsed Gifts—Division as upon Intestacy.*

Motion by personal representatives for an order under Rule 938, determining certain questions arising under the will of John Youart senior.

W. I. Dick, Milton, for applicants.

A. M. Denovan, for Upper Canada Bible Society.

H. R. Frost, for the Methodist Church.

C. L. Dunbar, Guelph, for executors.

RIDDELL, J.:—John Youart senior died in 1860, leaving his will dated 18th June, 1860, whereby, amongst other things, it was provided as follows:—

“And also I direct that, after the death of my beloved wife, all my real estate shall be sold by my executors by