

tenance of herself and children, "and with regard to the stock on the said lot at the time of the decease of my said wife, with any other personal effects or property in her possession, she is hereby empowered to make such distribution as to her shall seem best." In July of the following year the testator became insane, a committee of his person and estate was appointed who, under an order in lunacy, leased the lands and sold the farm stock and implements :

Held, that the order in lunacy and sale thereunder operated as an ademption of the legacy to the wife, so far as the farming stock and implements were concerned ; but that under the power of distribution given by the will, she was empowered to make such distribution of the personal effects bequeathed to her as to her should seem best ; not only as to the amounts to be distributed, but also as to the objects of the distribution.

Miller v. Miller, 224.

9. The testator devised a lot of land to his son *John*, his heirs and assigns for ever.

Held, notwithstanding the subsequent lunacy of the testator, the devisee was not entitled to the rents of the estate prior to the decease of the testator. *Ib.*

10. The testator devised to another son another portion of his farm, with a direction that the rents thereof should be set apart from the date of the will until the son attained the age of twenty-one to enable him to erect suitable buildings thereon. The Court, in order to carry out the manifest intention of the testator, clearly expressed in his will, directed an allowance to be made to the son, out of the surplus handed over by the committee to the executors, of a sum equal to the amount of such rents from the date of the will until the son attained twenty-one ; and directed a reference, if necessary, to ascertain the amount. *Ib.*

11. The testator gave legacies of \$1,000 each to two of his daughters, payable in seven years from the date of the will :

Held, that they were not entitled to interest from the expiration of such seven years, but only interest as in an ordinary case. *Ib.*

12. He also gave a legacy to another daughter in these words, "I give and bequeath to my daughter *E. M.* the sum of \$1,200, such sum to be invested by my executors seven years from the date hereof, until the said *E. M.* attains the age of twenty-one years, which said sum of \$1,200 and the interest accrued thereon, shall be paid over for her benefit when she attains the age of twenty-one years as aforesaid."