

main, and that such bequests therefore did not fail either for uncertainty or because they could not be held by the defendants the Synods respectively. *Labatt v. Campbell*, 250.

3. *Construction—Parent and child—Maintenance of infants—Reference—Practice.*]—A testator willed as follows: "I give, devise, and bequeath to my executor and executrix," (of whom one was the plaintiff, the testator's widow) "all my real and personal property of every kind whatsoever, for the benefit of my children, share and share alike, and to my wife while she continues my widow, and I give to my said executor and executrix power to sell any part or the whole of my real property for the support and maintenance of my children and my wife while she remains my widow."

Held, in an action brought by the widow, that under the above will, she and the children took the real and personal property jointly, she during widowhood, and they share and share alike absolutely; that she did not take an immediate estate in the whole with reversion to her children.

Held, also, that a reference might be directed similar to that in *Maberley v. Turton*, 14 Ves. 499, to ascertain whether it would have been reasonable and proper in the trustees to apply any or what part of the land, having regard to the situation and circumstances of the children, to their support and maintenance, and a declaration made that the sum which the Master should find to

have been properly expended by the mother in past maintenance formed a charge upon the inheritance of the children respectively in the land, but as the directions of the will had not been observed, the enquiry must be at the expense of the mother. *Donald et al. v. Donald et al.*, 669.

See TRUSTS AND TRUSTEES—DOWER, 1, 2—EXECUTORS AND ADMINISTRATORS, 2—LEGACY.

WINDING UP ACTS.

See CORPORATIONS, 1, 4.

WORDS, CONSTRUCTION OF.

"Child."—See WILL, 1.

"Creditor."—See ATTACHMENT OF DEBTS.

"Immorality."—See CHURCHES, 2.

"Negotiating."—See DEBENTURES.

"Occupant."—See RAILWAYS AND RAILWAY COMPANIES, 3.

"Person aggrieved."—See PARLIAMENT.

"Proprietor."—See RAILWAYS AND RAILWAY COMPANIES, 3.

"Tenant."—See RAILWAYS AND RAILWAY COMPANIES, 3.

"Without prejudice."—See CONTRACT, 2.