WILL-(Cortinued).

- 21. Construction—Trust for Children of Testator—Income of Estate Payable to Children during their Lives—Power of Appointment by Will as to Principal—In Default of Appointment Principal to Go to "Right Heirs" of Children—Whole Estate Vested immediately in Children. *Re Helliwell*, 16 O.W.N. 113.—Rose, J.
- 22. Construction—Whole Estate Given to Executors in Trust for Support and Maintenance of Widow during Life—Right to Use any Portion "as she may See Fit and Desire"—Discretion —Reduction of Capital. *Re Clinton*, 16 O.W.N. 267.— RIDDELL, J.
- 23. Devise of Lands to Town Corporation for Public Park— Acceptance on Conditions of Will—Condition that Park to be Kept in Proper Order and Repair—Breach—Action for Mandatory Order to Compel Corporation to Perform Condition— Obligation to Superintend Performance not Assumed by Court —Forfeiture for Breach—Claim for Declaration—Continuous Breach Beginning more than 10 Years before Action—Limitations Act, R.S.O. 1914, ch. 75, secs. 5, 6 (9). Matheson v. Town of Mitchell, 15 O.W.N. 314, 44 O.L.R. 619.—Rose, J.
- 24. Distribution of Estate Postponed for "15 Years from this Date"—Republication of Will by Codicil three Years after Execution of Will—Effect of, as to Date of Distribution. Re Ryan, 16 O.W.N. 331.—MASTEN, J.
- 25. Validity—Evidence—Allegations of Testamentary Incapacity and Undue Influence—Failure to Prove—Agreement Made by Testator—Promise to Convey Land in Consideration of Maintenance for Life—Agreement and Will Upheld on Evidence—Costs of Issues. *Re McRae*, 16 O.W.N. 378.— KELLY, J.
- Validity Testamentary Capacity Due Execution Evidence Undue Influence Burden of Proof. Stotts v. Stotts, 16 O.W.N. 332. ROSE, J.
- 27. Validity—Testamentary Incapacity—Testator Incapable at Time of Instructions of Remembering Relations with Claims upon his Bounty—Stupor and Mental Inertia—Will Executed three Days after Instructions and one Day before Death— Destruction of Mentality by Disease—Revocation of Probate —Finding of Want of Capacity—Result of. Faulkner v. Faulkner, 15 O.W.N. 330, 44 O.L.R. 634.—MIDDLETON, J.

(See the next case.)