

tioned, and that the Trustees hereinbefore appointed, had no power to make such partition under the said codicils, and that instead of such Trustees new Trustees of such respective portions should be appointed with power to make such partition and to substitute new Trustees," and therefore prayed that an Act might be obtained to confirm the various dispositions made by the said Anne Powell of the Real Estate of the said the late Honorable William Dummer Powell, under her said Will and Codicils hereinbefore mentioned, and to ratify the partition thereof under the said Deed of Release to uses, bearing date the twenty-second day of April, in the year of Our Lord one thousand eight hundred and fifty-three, and further to nominate and appoint new Trustees of the said John Powell and Eleanor his wife and their children, of their portion of the said Estate under the said codicil, dated the thirteenth day of February, in the year of Our Lord one thousand eight hundred and forty-nine, and new Trustees of the said Mary Sophia Coxwell and her children, under the said codicil, dated the nineteenth day of December, in the year of Our Lord one thousand eight hundred and forty-six, in place and in stead of the said Trustees thereby respectively appointed, and in addition to the powers conferred upon the said Trustees respectively in and by the said codicils to give to them respectively the power to partition the said share or portion devised to the said John Powell and Eleanor his wife and their children, and to the said Mary Sophia Coxwell and her children as tenants in common, and to appoint a new substitute or substitutes from time to time as should be deemed expedient; And whereas it is expedient to grant the prayer of the said Petitioners; Therefore Her Majesty, &c., enacts as follows:

Dispositions made by Anne Powell confirmed.

I. The various dispositions made by the said Anne Powell of the Real Estate of the said the late Honorable William Dummer Powell under her said will codicil in the preamble to this Act mentioned, are hereby confirmed and declared to be valid and effectual to bind all persons beneficially entitled to any interest under the said Will and Codicils, notwithstanding the infancy or coverture of any of them.

Partition declared valid and effectual.

II. The partition of the said Real Estate under the said Deed of Release to uses in the said preamble mentioned, to bear date the twenty-second day of April, in the year of Our Lord one thousand eight hundred and fifty-three, is hereby ratified and declared to be valid and effectual to bind all persons beneficially entitled to any interest under the said Deed of Partition, notwithstanding the infancy or coverture of any of them.

Trustees appointed to John Powell, his wife and children.

III. The said John Powell, Lawrence W. Mercer, of the Town of Niagara, Esquire, and Matthew Crooks Cameron, of the City of Toronto, Esquire, and the survivor and survivor of them and the heirs and assigns of such survivors are and is hereby appointed and declared to be Trustees and Trustee for the said John Powell and Eleanor his wife and their children, of their portion of the said Estate of the said the late Honorable William Dummer Powell, under the said Will of the said Anne Powell, and codicil thereto in the preamble hereof mentioned to bear date the thirteenth day of February, in the year of Our Lord one thousand eight hundred and forty-nine, in place and instead of the Trustees thereby appointed, and are hereby invested with all the same powers and trusts as if they had been originally named and appointed in and by the said codicil; and the said portion of the said Estate is hereby declared to be vested in them under and subject to the said Trusts declared in the said codicil.