

14 Ch.D. 263, that the widow took nothing but an estate for life, with the full power of enjoying the property in specie, so that, if there was ready money, it need not be invested, but she might spend it, applied to the present case to the extent that the widow should have such part of the capital of the personal estate as, with the income of the real estate, would be sufficient for her proper support; and the administrator would be justified in making allowances and advances accordingly.

Costs (other than of the Inspector) out of the estate, those of the administrator as between solicitor and client.

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KELLY, J., IN CHAMBERS.

APRIL 12TH, 1916.

MELDRUM v. ALLISON.

*Writ of Summons—Substituted Service on Solicitor—Application by Solicitor to Set aside—Locus Standi—Practice.*

Appeal by Mr. W. N. Ferguson, a solicitor, from an order of the Master in Chambers refusing to set aside the service upon the appellant, in substitution for the defendant, of the writ of summons in this action.

Harcourt Ferguson, for the appellant.

J. S. Duggan, for the plaintiff.

KELLY, J., in a brief memorandum in writing, held, following *Taylor v. Taylor* (1903), 6 O.L.R. 356, 545, and *Japhet v. Luerman*, Annual Practice (English) for 1915, p. 79, that the appellant had no locus standi to move to set aside the service, which was authorised as substituted service by an order of the Master.

Appeal dismissed with costs, if demanded.