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- 3. Construction—Bequest of Annuity to Widow—Claim to Dower in Lands of Deceased Implication Intention. Re Mc-Donell, McDonell v. Shankie, 1 O. W. N. 813.—MIDDLETON, J.
- 4. Construction—Bequest of Property afterwards Disposed of by Testator in Lifetime—Gift of Money—"During her Life"—Life Interest in Company Shares—Property not Specifically Dealt with—Intestacy—Charitable gifts—"Missions"—Church not Specifically Named. Re Campbell, 1 O. W. N. 865.—MIDDLETON, J.
- 5. Construction—Bequest of Residue to Children—Substitution of Grandchildren in Event of Death of Child before Period of Distribution Estate not Vested in Child Advance to Child—Grandchild Representing Child—Share Subject to Abatement in Respect of Advance—Moneys of Infant—Payment to Surrogate Guardian Payment into Court. Re Carter, 1 O. W. N. 275, 20 O. L. R. 127.—Boyd, C.
- Construction—Bequest to "Children"—Previous Mention by Name of Illegitimate Children—Exclusion of Legitimate Children — Inference from Wording of Will and Circumstances Existing at Time of Making. Lobb v. Lobb, 1 O. W. N. 848, 21 O. L. R. 262.—MULOCK, C.J.Ex.D.
- 7. Construction—Bequest to Wife—"Benefit" of Property during Widowhood-Estate in Land-Use of Personal Property-Corpus—Income.]—The testator bequeathed to his wife all the furniture and everything in the house at his death, and proceeded: "I also will that my wife do have the benefit of all my real and personal property particular all monies as long as she remains my widow; and in the event of her having any of my money at the time of her death, the same shall be divided amongst my children or their heirs equally." The estate consisted of land, furniture, cash, and a mortgage for \$2,500, to become due in annual payments of \$100 each, without interest, on which \$2,300 was owing:-Held, that, as to the land, the widow took a fee simple, subject to be divested upon her marrying again, in which case there would be an intestacy. In respect of the personal property, she had the right to use it as she required—if any were consumed during the widowhood it was gone. In the case of the money, whether secured by mortgage or not, she had the right to