

respect of their business at \$500—in all \$2,000. He does not accede to the defendants' contention that the plaintiffs are not entitled to substantial damages for the deprivation of the use of their boat because they had another in readiness: The "Mediana," [1900] A.C. 113. But the damages for loss of business are not within the limitation set forth in sec. 921.

The wrongdoer in a collision is liable for all the reasonable consequences of his negligence—such damages as flow directly and in the usual course of things from the wrongful act: *Lake Ontario and Bay of Quinte Steamboat Co. v. Fulford* (1909), 12 Can. Ex. C.R. 483.

The defendants' damages were assessed at \$100.

There should be judgment against the defendant Byron Daball for \$2,000 with costs, and against the other defendant for \$602.33, being \$500 for loss of business and \$102.33, the amount calculated under sec. 921, without costs, and with interest on these sums from the 22nd July, 1919, till judgment.

The old rule that each litigant vessel bears her own costs is still in force: The "Bravo" (1912), 29 Times L.R. 122.

LOGIE, J.

APRIL 9TH, 1920.

RE DILLON.

*Will—Construction—Devise and Bequest of Residue of Estate, "Including my Life Insurances," to Widow—Substitution of Sons in Event of Remarriage of Widow—Absolute Gift to Widow, Subject to be Divested upon Remarriage—Effect of Will as Declaration under Insurance Act, R.S.O. 1914 ch. 183, sec. 171 (5)—Power of Insured to Deprive Widow of Interest in Favour of others of Preferred Class upon Happening of Future Event—Investment of Proceeds of Sale of Real Estate—Wish of Testator—Inoperative Provision—Duties of Executors.*

Motion by the executors of the will of Robert George Dillon, deceased, for an order determining certain questions arising as to the proper interpretation of the will.

The motion was heard at a sittings of the Court at Brockville. W. B. Mudie, for the executors.

J. A. Jackson, for the widow and adult son.

M. M. Brown, for the Official Guardian, representing an infant.