

expedient to grant the prayer of the petitioners : Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :

Executors of James Grimes may sell his real estate to pay his debts.

1. The said Walter Wright, Jacob Shouldise and Robert Swain, or the survivors or survivor of them, shall be and are hereby empowered to sell and dispose of the real estate of the deceased James Grimes, either by public auction or private contract, or partly by the one mode and partly by the other, as to them may seem best, and to make and execute good, valid, and effectual deeds and conveyances of the same, in the same manner that the said James Grimes might or could have done in his lifetime, and after deducting the necessary expenses attending such sale, to apply the proceeds to the payment of the debts and liabilities of the deceased James Grimes.

Balance to be invested as directed by his will.

2. The said Walter Wright, Jacob Shouldise and Robert Swain, or the survivors or survivor of them, shall from time to time invest any balance of moneys arising from such sale (after due payment of the debts of the said deceased) for the benefit of the said Margaret Grimes, his widow, during her life or so long as she shall remain unmarried, and at the death of the said Margaret Grimes, or on her marrying again, they, the said Walter Wright, Jacob Shouldise and Robert Swain, or the survivors or survivor of them shall pay over and divide such balance of moneys as aforesaid, and any interest accrued on the same, to and amongst the children of the deceased James Grimes, in the manner directed by his will ; but while the said Margaret Grimes is living, and remains the widow of the said James Grimes, her consent in writing shall be necessary to any such sale as aforesaid, or to any investment, re-investment, or change of investment, of the balance of money to be invested as aforesaid.

Provision for replacing executors dying &c.

3. In case of the death of all the said executors of the said deceased James Grimes, before the final execution of the powers and trusts above mentioned, it shall be lawful for the Judge of the County Court of the County of Victoria, on the application to him in writing of the said Margaret Grimes, or of any one or more of the children of the said testator, to nominate and appoint some fit and proper person to act in the place of the executors of the said James Grimes, and in like manner to appoint another in case of the death of the person so appointed, and so as often as occasion may require.

Public Act.

4. This Act shall be deemed a Public Act.