

According to the statement of the applicant, he has been defrauded by those connected with the organisation of the company. Whatever complaint he has is based on what took place prior to the issue of the charter. This, in my view, does not enable me, under this section, to remove the applicant's name from the register. The fact that by the charter he is declared to be a shareholder is "sufficient cause" for his name appearing on the list: see *In re Haggert Bros. Manufacturing Co., Peaker and Runions' Case*, 19 A. R. 582, and cases there cited. The English cases afford no guidance, because under the English Act there is nothing corresponding with the letters patent granted by the Lieutenant-Governor in council, under our Act.

By interfering with the charter in the manner indicated, I should in effect be reviewing departmental action, and in this case I should reduce the number of shareholders below the statutory minimum.

The applicant has mistaken his remedy; and the refusal of this motion will not prejudice any proper proceeding he may take. I do not deal with the merits.

Motion dismissed with costs.

MIDDLETON, J.

JUNE 2ND, 1910.

RE CAMPBELL.

*Will—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.*

Motion by the administrator with the will annexed of the estate of Duncan Campbell, deceased, for an order under Con. Rule 938 determining certain questions arising under his will and in the administration of his estate.

The will was as follows: "After the payment of all my just debts and funeral and other expenses, I give devise and bequeath to Mary Campbell, my wife, \$2,000 of the debentures in the Dominion Building and Investment Society and the principal and interest due on Mrs. Boyd's mortgage . . . also the interest on the stock of both the Dominion Building and Investment Society and the Agricultural Building Society, and the interest on my debentures in the Dominion Building Society, and whatever money may be in my bank book at my death with the furniture and contents of our house . . . and the house, during