1857.]

BILL.

[No. 31.

An Act for the Amendment of the Laws with respect to Wills.

SUMMARY.

	SECT.
Explanation of terms	1
Repeal Clause.	2
All property, real and personal, may be disposed of by Will, including	
estates pur autre vie, contingent interests, rights of entry, and	•
property acquired after execution of the Will.	3 4
Estates pur autre vie, and real assets.	4 5
No Will of a person under age valid Nor of a <i>feme covert</i> , except such as might now be made	6
Every Will to be in writing, and signed by the testator in presence of	U
two witnesses at one time	7
Appointment by Will to be executed like other Wills, and to be valid	•
although other required solemnities are not observed	8
Soldiers' and Mariners' Wills excepted.	9
Publication not to be requisite	10
Will not to be void on account of incompetency of attesting witness	11
Gifts to an attesting witness to be void	12
Creditor attesting to be admitted a witness	13
Executor to be admitted a witness.	14
Will to be revoked by marriage.	15
No Will to be revoked by presumption	16
No Will to be revoked but by another Will or Codicil, or by a writing	1 14
executed like a Will, or by destruction	17
	18
No Will revoked to be revived otherwise than by re-execution or a	10
Codicil to revive it.	19
Codicil to revive it. A devise not to be rendered inoperative by any subsequent conveyance	
or act.	20
A Will shall be construed to speak from the death of the testator	21
A residuary devise shall include estates comprised in lapsed and void	
devises A general devise of testator's lands shall include leasehold as well as free o'd lands. A general gift shall include estates over which the testator has a general	22
A general devise of testator's lands shall include leasehold as well as	
free! o'd lands.	23
A general gitt shall include estates over which the restator has a general	a 4
power of appointment A devise without any words of limitation shall be construed to pass	24
the fee	25
The words "die mithout issue" or "die mithout having issue" or	~0
The words "die without issue," or "die without having issue," or, "have no issue," shall be construed to mean die without issue	· ·
living at the death	26
No devise to trustees or executors, except for a term, shall pass a	
chattel interest	27 -
Trustees under an unlimited devise, where the trust may endure beyond	
the life of a person beneficially entitled for life, to take the fee	2
Devises of estates tail shall not lapse	-29
Gi ts to children or other issue, who leave issue living at the 1 stator's	
death, shall not lapse	30
Act not to extend to Wills made before 1-1 July, 1.57 nor to estates	•• •
put autre vie of p roots who died before that day	が1 のみ
Act to apply only to Upper Canada.	3¥