

THE  
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RIDDELL, J.

JULY 13TH, 1907.

WEEKLY COURT.

RE SHAFER.

*Life Insurance—Benefit Certificate—Direction of Assured as to Disposition of Fund—Construction of Policy—Division among Wife and Children—Income—Corpus—Vested Interests—Application of Doctrine in Regard to Wills—Conflict of Authority—Following Known Decision—Judicature Act, sec. 81 (2)—“Deem”—Costs.*

Application by Daniel L. Shafer for an order directing that his share of the moneys arising from a policy upon the life of George Alfred Shafer, deceased, be paid over forthwith.

W. E. Middleton, for the applicant.

J. M. Ferguson, for the widow of George Alfred Shafer.

E. G. Long, for the Toronto General Trusts Corporation, trustees.

M. C. Cameron, for the infants.

RIDDELL, J.:—The late George Alfred Shafer was insured in the Ancient Order of United Workmen for \$2,000, the form of the certificate being as follows: “Two thousand dollars, which sum shall, at his death, be paid to his executors, to be put at interest. Interest to be paid to his wife Mary Jane Shafer, for benefit of herself and children. In the event of his wife marrying again or in case of her death, interest to be paid to his children until the youngest