

The claim for unpaid salary as managing director can only apply to the time subsequent to the 30th March, 1900, as his salary, exclusive of any commissions under by-laws 30 and 32, was on his own admission, paid down to that date. From that time he did not, as managing director, assume to perform any services for the plaintiffs—unless it can be contended that the getting into his possession the company's remaining balance of assets, in settlement of what he alleges were his claims against the company, were services within the purview of the managing director's duties. . . . That claim is dismissed.

No satisfactory evidence has been adduced of special services rendered by the defendant to the plaintiffs in respect of which he sets up a claim; and that claim also fails.

Although no particulars are produced of the claim for expenses and disbursements made by the defendant for and on behalf of the plaintiffs, outside of the matters I have already disposed of, the defendant may have an opportunity of producing such a statement before the Master in Ordinary, to be inquired into on the reference.

There will be judgment in accordance with the above findings. Further directions and costs are reserved until the Master makes his report.

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LATCHFORD, J.

OCTOBER 27TH, 1913.

RE McDONALD.

*Will—Construction—Devise of Land—Life Estate—Remainder  
—Condition—Fulfilment—Birth of Issue—Estate in Fee  
Simple—Executors.*

Petition by executors for advice.

The petition was heard at the London Weekly Court.

G. N. Weekes, for the petitioners.

J. M. McEvoy, for the Corporation of the County of Middlesex.

J. C. Elliott, for the Corporation of the Township of Lobo.

LATCHFORD, J.:—Application by the executors of Donald McDonald, late of the township of Enniskillen, in the county of Lambton, for the advice of the Court as to whether, upon the