

whom were boarders. It was contended on behalf of residuary legatees that the purposes for which the above two bequests were made, were not charitable, and therefore that they were void, but Eve, J., who tried the action, overruled that contention, being of the opinion that the provision of means for carrying on athletic games was a necessary part of the work of the school, and that both gifts were therefore good, charitable gifts, within the Statute.

**WILL—ANNUITIES CHARGED UPON INCOME AND CORPUS OF ESTATE
—INSUFFICIENCY OF INCOME—DEFICIENCY PAID OUT OF CORPUS—RECOUPMENT OF CORPUS—TENANT FOR LIFE AND REMAINDERMAN.**

In re Croxon, Ferrers v. Croxon (1915), 2 Ch. 290. By the will in question in this case the testator bequeathed three annuities which he charged on the income and corpus of his residuary estate. The income at first proved insufficient to pay the annuities in full and the deficiency was made good out of the corpus. Owing to the death of one of the annuitants the income had become sufficient to pay the two remaining annuities and leave a surplus, and the question Eve, J., was called on to decide was whether the anticipated surplus as between the tenant for life and remainderman should be applied to recoup the corpus, and the learned Judge held that as the annuities were charged both on income and corpus, the tenant in remainder had no right to insist that the corpus should be recouped.

WILL—CODICIL—RESIDUARY BEQUEST IN WILL—BEQUEST IN CODICIL OF "THE RESIDUE OF MY ESTATE NOT BEQUEATHED BY THE ABOVE WILL."

In re Stoodley, Hosson v. Loeck (1915), 2 Ch. 295, deals with one of the vagaries which testators are constantly indulging in at the expense of their beneficiaries. In this case, by his will, the testator disposed of his residuary estate, one-third in trust for the Society for Promoting Christian Knowledge, and the other two-thirds to the vicar of a church for the purposes of his church. Subsequently, ten days before his death, he made a codicil in which, after referring to the will, he continued: "The residue of my estate not bequeathed by the above will I give and bequeath to Mabel Abbie Loeck . . . absolutely and I appoint her sole executrix of this codicil." The legatee named in the