

ENGLISH CASES.

EDITORIAL REVIEW OF CURRENT ENGLISH
DECISIONS.

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**ADMINISTRATION WITH WILL ANNEXED—EXECUTORS, POWERS AND DUTIES
OF—LAW OF CHILI—EVIDENCE—GRANT TO WIDOW.**

In the goods of Whitelegg (1899) P. 267, was a case in which a grant of administration with the will annexed was made to the testator's widow under the following circumstances: The testator died domiciled in Chili, leaving a will appointing two executors, one of whom died without taking probate. The other could not be found. The only property in England consisted of a debt. Proof was given by a notary public (not a qualified Chilian lawyer), and accepted by the Court, that by the law of Chili the duties of an executor in that country were confined to seeing that the estate was duly administered by the acting heiress, who in this case was the testator's widow.

**CHARITY—WILL—FAILURE OF GIFT—SPECIFIED OBJECTS NOT CHARITABLE—
COSTS.**

Hunter v. Attorney-General (1899) A.C. 309, was known in the courts below as *Re Hunter, Hood v. Attorney-General*. The House of Lords (Lords Halsbury, L.C., and Lords Watson, Shand and Davey) have now reversed the decision of the Court of Appeal (1897) 2 Ch. 105, (noted ante, vol. 33, p. 727) and restored the judgment of Romer, J. (1897) 1 Ch. 518, (noted ante, vol. 33, p. 493). The case turns upon the construction of a will, whereby the testator bequeathed his residuary property "legally applicable to charitable purposes" to trustees to apply the income or any portion of the capital—(1) for or towards the purchase of advowsons or presentations, or (2) in erecting or contributing to the erection, or improvement, or endowment of churches, or schools, or (3) in paying or contributing towards the payment of the salaries of rectors, vicars, or incumbents, schoolmasters or teachers, on certain specified conditions as to the doctrines held and taught by such clergy, schoolmasters and teachers. These conditions the House of Lords held could not be applied to the purchase of