

BILL.

An Act to limit and define the Responsibilities of Executors, Administrators, Trustees and Guardians, in certain cases; and to facilitate the settlement of their Accounts with the Estates of deceased persons, and for other purposes therein mentioned.

WHEREAS the Laws now in force in that part of this Province of ^{Preamble.} Canada, formerly known as Upper Canada, relating to Executors, Administrators, Trustees, and Guardians, and to the duration of their responsibilities, operate prejudicially to the advantageous administering of Estates, and prevent many persons from accepting the Trusts vested in them; and whereas parties having accepted such Trusts are obliged from time to time in the pursuit of their affairs, to absent themselves from this Province, thereby subjecting the Estates of deceased persons to much expense, and the several persons interested therein to great inconvenience. And whereas our Court of Chancery for Upper Canada hath now sole jurisdiction in such matters, and it hath become necessary to afford greater facilities for the more expeditious administering of justice in such matters to parties within the several Counties where they reside, by vesting authority in and giving the required jurisdiction in such matters to the several Judges of County Courts. And it is otherwise expedient to afford relief in the premises, and to limit and define the responsibilities of such Executors, Administrators, Trustees, and Guardians, and to vest the Trust in such other person or persons as may be appointed his or their successor or successors. And further, also to facilitate the settlement of the accounts of such Executors, Administrators, Trustees, and Guardians, in the matter of such Estates; Be it therefore enacted, &c.,

That from and after the passing of this Act, it shall and may be lawful for the Executors, Administrators, Trustees, and Guardians, or any one or more of them if he or they see fit so to do, and who may have at any time either before or at the time, or after the passing hereof, administered, or may administer, the Estate of any deceased person or persons, in virtue of his or their Last Will and Testament, or in virtue of any deed of Trust or letters of Guardianship, by petition setting forth the nature the Trust charged on him or them, and that he or they desire to be relieved from administering such Trust, and from all responsibility touching the management of such Estate, to apply to the Judge of the County Court, being the County wherein the Estate to be administered is situate, or wherein the party or parties in trust are living and residing, as well in term as in vacation; praying that the said Judge would grant his order for the fying of the accounts, vouchers, papers and other documents re-

Executors, &c., desiring to be relieved from Trust to apply to judge of County Court.