

if not total ruin to the estate, and to the great prejudice and injury of the infant children of the said testator, and the other parties, adults, entitled under his Will. And whereas, under the said Will, the said George Penny Dickson and John Coleman Griffith have no power to sell or mortgage the said Summer Hill estate, but are by the language of the Will restricted from so doing. And whereas the other property of the said Charles Thompson, the testator, is composed principally of wild lands, and of various mortgages against which judgments are registered in the respective Counties in which the lands are situated, and the same are now unsaleable and unavailable; and even if they could be sold, would be wholly inadequate to pay off the debts of the said testator. And whereas Isabella Dickson, the wife of the said George Penny Dickson, Walter Thompson and Olive Stowell Griffith, the wife of the said John Coleman Griffith, are respectively children of the said Charles Thompson, and Legatees under the said Will, and the only other parties entitled and interested under or in the desires and bequests in the said Will are the said Charles Thompson and Doyle Thompson, two sons of the said testator, both of whom are now, and for several years past have been resident in California aforesaid, and Sandford Thompson an infant of the age of eighteen years and upwards, George Clarence Thompson an infant of the age of fifteen years and upwards, Janet McMurrich Thompson an infant of the age of eleven years and upwards, Alice Amelia McGregor Thompson an infant of the age of nine years and upwards, and James Patten Thompson an infant of the age of six years and upwards. And whereas the said George Penny Dickson, John Coleman Griffith, and the said Lucretia Williams Thompson, the widow of the said testator Charles Thompson, have, by their petition, prayed for the enactments hereinafter contained, and it is expedient to grant the prayer thereof; Therefore Her Majesty, &c., enacts as follows:

I. From and after the passing of this Act it shall and may be lawful for the said George Penny Dickson and John Coleman Griffith, or the survivor of them, and the heirs, executors, or administrators of such survivor, notwithstanding anything contained in the will of the said Charles Thompson to the contrary, or not contained therein as soon as conveniently may be, to sell or mortgage for a term of years, or partly to sell and partly to mortgage for a term of years for cash or upon credit, or partly for cash and partly credit, the fee simple and inheritance of the messuages, lands, tenements, hereditaments and real estate of the said Charles Thompson, deceased, forming the Summer Hill estate, comprising lot 17, in the 2nd concession of the County of York, and lot 20, in the 3rd concession of the said County of York, in the Province of Canada, with their and every of their appurtenancies, either entirely and altogether, or in parcels, and either by public auction or private contract, or partly by public auction and partly by private contract, with power to buy in the same at any sale, and to rescind any contract for sale of the said premises, or any part thereof, and to re-sell the same without being answerable for any loss which may happen thereby, and also with power to insert any special or other stipulations in any contract for or conditions of sale, either as to title or evidence of title or otherwise, and with power to execute, make, and do all such conveyances, surrenders, assurances and things for effectuating any and every such sale or mortgages as aforesaid as may be necessary or expedient, and to give and consent to all the ordinary and any special powers and authorities in such mortgages as to them or the survivor of them, or the heirs, executors or administrators of such survivor shall seem fit and requisite to

Executors of Will of Charles Thompson authorized to sell or mortgage certain real estate to the said late Charles Thompson belonging, and to have all powers necessary for that purpose.