

# University of Toronto.

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ANNUAL EXAMINATIONS: 1864.

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CANDIDATES FOR LL.B.

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## SUGDEN ON POWERS. HONORS.

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*Examiners:* { ADAM CROOKS, Q. C., LL.D.  
EDWARD FITZGERALD, M.A., LL.B.

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1. Name the different kind of powers. What is a power given by will called?
2. If a testator directs his estate to be sold, can his executor sell? State the rule.
3. If the consent of a third party is required to the exercise of a power, when ought that consent to be obtained? Could such third party be the purchaser of property sold in pursuance of the power?
4. Does a power to mortgage authorise a sale, or *vice versa*? State the rule.
5. In whose favour will defective executions of powers be relieved against? Will it be in favour of volunteers?