

RE HAMILTON—LENNOX, J.—NOV. 4.

Will—Construction—Share of Beneficiary—Settlement—Trustee—Advice—Income and Corpus.]—Motion by the Royal Trust Company, trustee under a settlement of the share and interest of Annie Seaborn Hill, daughter of the late Robert Hamilton, in his estate, under his will, for an order, under Rule 600, giving directions as to the carrying out of the terms of the trust. The motion was heard by LENNOX, J., in the Weekly Court. The learned Judge referred to the judgment of the Chancellor in *Re Hamilton* (1912), 4 O.W.N. 441, and to the case of *Loch v. Bagley* (1867), L.R. 4 Eq. 122, which gave the form of the settlement-deed; and said that what the will gave and withheld was the determining factor; and that had already been defined by the Court. There was nothing in the judgment of the Chancellor differentiating between corpus and income. No order as to costs. B. D. Hall, for the trustee. J. A. Worrell, K.C., for Annie Seaborn Hill. R. R. Hall, for others interested.