

covers the entire services rendered and to be rendered by the executors, as the residuary legatee elects to take over the estate in specie; and nothing remains to be done save to hold a small sum, comparatively, to answer an annuity.

The estate was all well invested in stocks, etc., and the executors have had to sell some of these to pay specific legacies.

The testator died on the 10th October, 1910, and the trust is not one for investment and reinvestment as in *Re Williams*, 4 O.L.R. 501.

The income secured is .....	\$4,022.67
And per sub. acct. ....	983.65

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\$5,006.32

None of this had to be "collected" in the ordinary sense, as it consisted of twenty-five dividend cheques, which had only to be indorsed and deposited.

Some stock was sold through brokers, and the cheques for the proceeds deposited. This (covering five transactions) amounted to less than \$16,000. Life insurance, amounting to \$3,643, was received from two policies.

A sum of \$4,200 was borrowed from the Lambton Loan Company upon stock, and was repaid.

About \$4,000 was in the bank to the testator's credit.

About forty cheques were issued to legatees, and less than twenty in payment of debts, funeral and testamentary expenses, and succession duty.

The solicitors' bill of \$376 is not produced; but it must cover practically all that was done.

All that remains to be done is to set apart two sums of \$4,000 and \$2,000—\$6,000 in all—to answer legacies to R. S. W. Heighem and F. W. Griffin, and to pay \$450 for a monument. The rest of the estate, about \$60,000, consisting of \$1,600 in the bank and stock in eight companies, can be transferred to the residuary legatee.

If one per cent. is allowed on the dividend cheques (\$5,000) and on the stock sold (\$16,000), and one per cent. on the money paid out (about \$27,000)—say 500 in all—there would be a most liberal allowance in addition to the \$376 charged for costs.

The residuary legatee on the argument expressed willingness to allow \$1,000 in all; and I would, therefore, fix the commission at \$1,000, including the costs, or say \$625 in addition to the costs.

In a very similar case of *Re West*, determined by Mr. Justice