16. *J. K.*, by his will devised all his estate—real and personal—to his wife "for her own use and disposal, trusting that she will make such disposition thereof as shall be just and proper among my children."

*Held*, that this operated as an absolute devise to the widow who had the power of conveying such a title to the lands as a purchaser under her vendee was bound to accept.

Nelles v. Elliott, 329.

17. A testator directed his residuary estate to be realized, and the proceeds to be divided equally between his three children on his daughter attaining 21. As to one—his eldest son, *G*—the testator empowered his executors in their discretion to withhold his bequest, and pay him £10 within one year after the testator's death. And in case of the death of any of the legatees, before the time for payment, the share or shares of the party so dying to go to the survivor or survivors; "but it is to be understood, however, that in case either of my children should die other than *G.*, that it is not my will or desire that he should have any share of the deceased party's portion, unless my said executors shall deem it expedient to give it to him; and that it is my will and desire that he should not receive any part of my property under any circumstances other than the £10 before mentioned, unless my executors think it advisable to give it to him."

*Held*, that the executors were not put to an election whether they would pay only the £10 in one year after the testator's death; but that they could at any time withhold any further payment to *G.*, notwithstanding they had already paid him a larger sum than the £10.

Bain v. Mearns, 450.

18. A testator made several pecuniary bequests payable twelve months after his decease, and in the event of any of the legatees being then not of age, he directed their legacies to be invested and the accumulations paid to them on their attaining majority. By an alteration of the draft will, he directed one legacy of £45,000, not to be paid to the legatee until he attained the age of 23, "and being desirous that provision should be made for his support and maintenance after he attains the age of twenty-one years, and until he arrives at the age of twenty-three years, I will and direct that my executors shall pay him after he so attains the age of twenty-one years, and until he arrives at the age of twenty-thres years, the annual interest, dividend, and income of the sum of twenty-five thousand pounds, which they are to invest and keep invested for that purpose."