REVIEW OF CURRENT ENGLISH CASES.

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TRUST—RESULTING TRUST—FUND RAISED BY SUBSCRIPTION FOR SPECIAL OBJECT — SURPLUS — RESULTING TRUST FOR SUBSCRIBERS—RULE IN CLAYTON'S CASE.

In re British R.C.B. Fund, British Red Cross Society v. *Johnson* (1914), 2 Ch. 419. In this case a fund was raised by subscription for the relief of the sick and wounded in the Balkan war. The fund was applied as far as required and a surplus remained which admittedly belonged to the subscribers by way of resulting trust. The question was how it was divisible. On behalf of some of the subscribers it was claimed, that the rule in *Clayton's* case, 1 Mer. 572, 608, applied, and that, having regard to the way the fund had been applied, the money now on hand must be treated as derived from subscriptions received after November 8, 1912, and belonged to the subscribers who had subscribed after that date. But Astbury, J., held that the rule in *Clayton's Case* had no application to the present case and that the balance belonged to all of the subscribers in the proportion of the amounts respectively subscribed by them.

WILL—LEGACY—ADEMPTION—BEQUEST FOR PURCHASE OF LAND FOR BENEFIT OF PARISH— —SUBSEQUENT PURCHASE OF LAND FOR LIKE PURPOSE—SUBSEQUENT CONFIRMATION OF WILL BY CODICIL.

In re Aynsley Kyrle v. *Turner* (1914), 2 Ch. 422. In this case the question was whether a certain legacy in a will had been adeemed. The facts were that the testator, by his will, dated 31 December, 1904, bequeathed a legacy of £500 to trustees on trust to purchase land in Madley to be used as a glebe for the vicarage of the parish church of Madley, and declared that he made the bequest in pursuance of the expressed wish of his wife. His wife died in 1896, and he had told the vicar of the parish that he intended to do something for the parish in her memory, and that she would have liked best that it should be a gift of a piece of land known as St. Mary's Meadow. In 1905, the vicar, having heard that this meadow was for sale, informed the testator, and he purchased it for £375 and conveyed it to trustees for the parish in augmentation of the endowment, the deed reciting that the testator had purchased the land for the parish in memory of