

SURVIVORS—*continued.*

TO WHAT PERIOD GIFT TO, FOLLOWING A PREVIOUS ABSOLUTE GIFT, IS
TO BE REFERRED,

1. Where gift is not expressly contingent,

(a) where gift is immediate,
to testator's death, 2121
charge of annuities notwithstanding, ib.

(b) where gift is not immediate,
Formerly to testator's death—
as to classes (*Doe v. Prigg*), 2122
except where period of distribution elsewhere referred
to, 2123
where subject of gift was produce of future
sale, ib.
as to individuals, 2122
Now to period of distribution—
as to personalty (*Cripps v. Wolcott*), 2122, 2130
as to realty, 2130
exception where alternative gift to issue of any who die
before testator, 2131
where general gift to, explained by special
gift, 2139
where "issue" of, is substituted for deceased
parents, 2131

2. Where gift is on express contingency,

"survivors" means those living when contingency happens—
where gift is immediate, 2133, n.
where gift is not immediate, 2133
whenever contingency happens—
after death of tenant for life, 2133
unless restricted by context to definite period, 2132
before death of tenant for life, i.e. survivor need not
be living at his death, 2133
gift to A. and B. and if either die before tenant
for life, to the survivor, 2134, 2138
alternative gift, effect of in confirming this
construction, 2136
gift to several, and if any die under age to the
survivors, 2139
secus, if context points to fixed period, 2137
if original gift contingent on surviving t.
for l., ib.
if ultimate gift over is on death of all before t.
for l., 2137
"survivors" referred to event personal to legatee rather than to
event fixing distribution, 2139
especially where primary gift contingent on
personal event, 2140
where ultimate gift over is on death of
all, or non-happening of event, ib.

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