

and he shall upon one day at least in each week, for four successive weeks next preceding the sale, also publish such advertisement in a public newspaper of the county or district in which the lands lie; and he shall also for three months preceding the sale, put up and continue a notice of such sale in the office of the Clerk of the Peace, and on the door of the Court House or place in which the General Sessions of the Peace of the county or district is usually holden; but nothing herein contained shall be taken to prevent an adjournment of the sale to a future day.

1269. Rule 938 is repealed and the following substituted therefor:—

(938) The executors or administrators of a deceased person or any of them, and the trustees under any deed or instrument or any of them, or any person claiming to be interested in the relief sought as creditor, devisee, legatee, next-of-kin or heir-at-law of a deceased person, or as *cestui que* trust under the trusts of any deed or instrument, or as claiming by assignment or otherwise under any such creditor or other person as aforesaid, may serve a notice of motion returnable in cases under clauses (a), (b), (e) and (h) hereof before a Judge of the High Court sitting in Weekly Court, and in other cases before a Judge of the High Court in Chambers for such relief of the nature or kind following, as may be specified in the notice, and as the circumstances of the case may require, that is to say, the determination without an administration of the estate or trust of any of the following questions or matters:—

(a) Any question affecting the rights or interests of the person claiming to be creditor, devisee, legatee, next-of-kin or heir-at-law, or *cestui que* trust.

(b) The ascertainment of any class of creditors, legatees, devisees, next-of-kin, or others.

(c) The furnishing of any particular accounts by the executors or administrators or trustees and the vouching (where necessary) of such accounts.

(d) The payment into Court of any money in the hands of the executors or administrators or trustees.

(e) Directing the executors or administrators or trustees to do or abstain from doing any particular act in their character as such executors or administrators or trustees.

(f) The approval of any sale, purchase, compromise or other transaction.