

repealed 23 and 24 Vict. c. 145, s. 27, having left that statute in operation as regards cases where it was incorporated expressly, or by implication, in prior instruments.

WILL—CONSTRUCTION—SPECIFIC DEVISE—COMPLETE GENERAL DESCRIPTION—SUBSEQUENT IMPERFECT ENUMERATION—FALSA DEMONSTRATIO.

*In re Brocket, Dawes v. Miller* (1908) 1 Ch. 185. A testatrix by her will devised the real estate to which she became entitled under the codicil of her father's will "namely the residence known as Orford House in the parish of Oakley and lands and hereditaments" (in certain parishes) "in the same country," to her sister for life with remainder over. In addition to the properties enumerated, the testatrix had also acquired under the codicil of her father's will a residence in London, to which she was entitled at the date of the will. There was no evidence whether she knew that it formed part of the property passing under the codicil. The question which Joyce, J., was called on to determine was whether the London house passed under the devise to the testatrix's sister, and he held that it did not, and that the specification of the properties introduced by the word "namely" was not a mere imperfect enumeration of the property intended to be devised, but formed the leading description of the property intended to be dealt with, and consequently the London house did not pass under the general introductory words.

LUNATIC—ACTION BY COMMITTEE—LUNATIC PLAINTIFF—"LUNATIC SO FOUND."

*In re Townshend, Townshend v. Robins* (1908) 1 Ch. 201. This was an action instituted by the committee of a lunatic so found, and the point was raised whether the lunatic should not be a co-plaintiff, and Eady, J., held that he should. He also held that where under the Lunacy Act after inquiry it was found that the alleged lunatic "is of unsound mind, so as to be incapable of managing his affairs, but that he is capable of managing himself, and is not dangerous to himself, or others," that such finding constitutes him "a lunatic so found by inquisition."