

While it is said, and may well be the fact, that the proposed arrangement is in the interest of the infant, it involves care and attention on the part of some one to see that the rents are collected, the interest on the first mortgage for \$1,500 on the Roblin property paid, and the premiums on the policy of insurance also paid as they fall due. I do not think that the Official Guardian should be called upon to undertake this burden. He is not disposed to think he should. It would seem that some one in the locality might well advance the \$1,200 on the security suggested if it is considered a safe and satisfactory one. If this could be done, the money might be paid into Court in the usual way.

In these circumstances, I do not think I should be justified in making the order asked. The motion is, therefore, refused, and I think the purchaser, Foster, and the Official Guardian should have their costs paid by the applicant.

BOYD, C.

MARCH 10TH, 1915.

\*RE WARD.

*Will—Construction — Direction to Divide Proceeds of Sale of Property among Wife and Children — Postponement of Realisation—Discretion of Trustees—"Best for my Estate"—Death of Wife before Realisation — Interest Vested, though Enjoyment Postponed.*

Motion by the National Trust Company Limited, executors and trustees under the will of William Ward, deceased, for an order determining two questions arising upon the will.

William Ward died on the 24th January, 1912, leaving a widow (his second wife), a son by his first marriage, Frank Ward, seven sons and daughters by his second wife, and one grandchild, the daughter of a daughter by the second wife. The grandchild and one child were infants.

The question to be determined arose upon this clause of the will: "All the rest and residue of my property real and personal I give . . . to my trustees . . . to be held on the trusts hereafter mentioned, namely—firstly, to sell and convert into cash all my property . . . such property to be sold at such time and in such manner as may seem to my trustees best for my estate, it being left to their absolute discretion at what time and on what terms they should sell any of my said property, and on realising same or any portion thereof to divide the