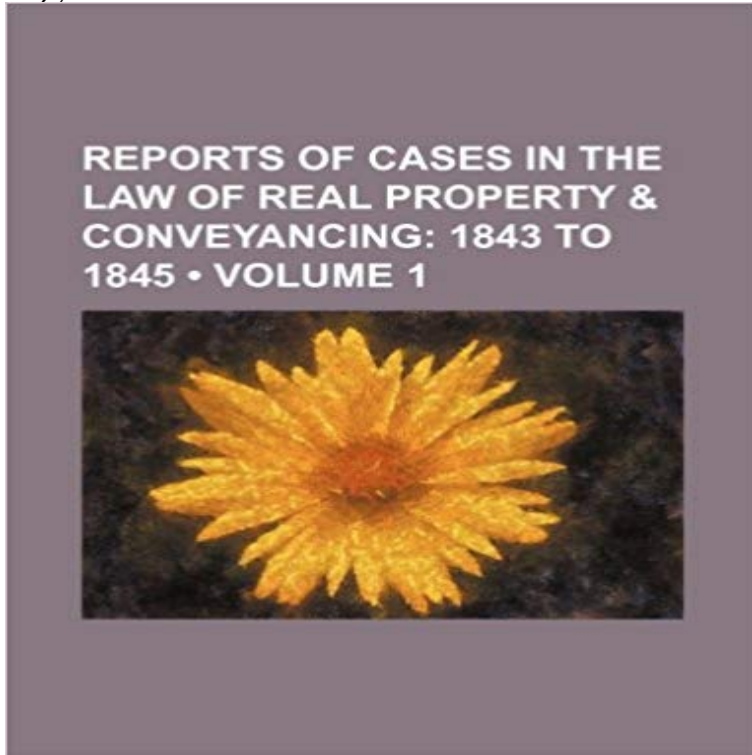


Reports of Cases in the Law of Real Property & Conveyancing (Volume 1); 1843 to 1845



This historic book may have numerous typos and missing text. Purchasers can download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1846. Excerpt: ... aims; And it is ordered, that the future payments of the said one-third part of the said annuity of one hundred and twenty pounds from the defendant, William, Earl of Craven, in the pleadings mentioned, be made to the plaintiffs, or as they shall appoint, and any of the parties to be at liberty to apply to this Court as there shall be occasion. VICE-CHANCELLOR KNIGHT BRUCES COURT. November 4 and 9, 1844. Tilt V. Smith.(a) Will--Construction--Quantity of estate devised. A testator, a victualler, gave all his real and personal property to trustees, upon trust, that, as soon as convenient after his decease, they should pay all his just debts and expenses; secondly, it was his will his said trustees should permit and suffer his wife to hold one of his houses for her use, to briny up their children E. and M., and at their arriving to the age of 21 years, then it was his will 4ll his estates, real and personal, should be sold, and converted into money, and the proceeds to be equally divided between his said wife and as many children as she might have at his decease; thirdly, it was his will that the public-house be let, as soon after his decease as possible, and all rents arising from his estates to be paid to his wife for the bringing up and support of his wife and children. B. died in the testators lifetime, a minor, and unmarried; M. survived the testator, but died a minor, and unmarried, in the lifetime of the widow, who married a second time, and died, leaving her husband surviving. Held, that the whole estate of the testator passed by the will, and that, under the circumstances, M. did not lake any real estate capable, upon her dying intestate, of devolving from her to her heirs. JOSEPH

DUNN, of Lower Easton, in the county of Gloucester, victualler, ...

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