

O F

L E T T E R S

Ad colligendum bona defuncti.

Letters *ad colligendum* are granted only by the commissary-general, chiefly during a contest between pretenders to an administration, or pending a suit brought against the validity of a will, wherein an executor is named; and differs from the last mentioned administration *pendente lite*, in this, that the latter hath the name and power of an administrator, whereas, the person who hath letters *ad colligendum*, bears not the name of administrator, being only a grantee, and his power extends no further than to collect the debts and effects of the deceased, and to return an inventory thereof to the commissary, which being done, his commission is executed, and his power ceaseth; for he is not to pay the debts of the deceased, nor convert any part of the estate into money for that purpose, not even if the effects were perishable, without being liable to be adjudged, and making himself chargeable, as an executor in his own wrong. Godol. 95.

Before I conclude this part of administration in general, it will be proper to observe, that
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