JONES v. STOCKETT.

A legacy to a woman directed to be put out on good security, and the annual interest to be paid to her during her life, remainder to her children should not be placed in the hands of her husband on any terms, or be lent on mere personal security.—The legatee for life, of such a legacy, should be heard as to the mode of putting out the legacy; the court, considering itself as *ex officio* guardian of the interest of those in remainder, the legacy was, on the suggestion of the legatee for life, invested in bank stock; and the loss of interest, which might have been made, from the time the money was brought into court until it was invested, was directed to be borne by the legatee for life.—An annuity, like a pecuniary legacy, in general, carries interest only from one year after the death of the testator; the exceptions to this rule.—Under the head of just allowances a trustee may be allowed a fee paid to a solicitor for advice in relation to his trust.—A complaint, that a trustee holds the trust fund in his hands idle and unprofitable, necessarily implies that it should be brought into court and invested.—There are few cases in which trustees may not decline to act without direction of the court.—Although a trustee may have no pecuniary interest in the subject, yet he has duties to perform, in regard to which he should keep the court correctly informed.—In what cases, and how far the court will interfere with the relations of parent and child.—In what cases the court will remove or discharge a trustee, after he has accepted the trust.

THIS bill was filed on the 16th of October, 1823, by *Samuel Jones* of *Joshua*, and *Ann* his wife, against *Richard G. Stockett* and *Henry Wayman*. The bill states that *Larkin Shipley*, on the 19th of February, 1822, made his last will and testament, in which among other things, he gave and bequeathed as follows:

'I give and bequeath to my niece *Ann Shipley*, the sum of $7,000 current money of the United States, subject to the conditions and limitations hereafter prescribed; that is to say, the annual interest thereof shall be paid to her yearly during her natural life; and if she should marry, and die leaving lawful issue, then, on the event of her death, the said principal sum of $7,000 shall be equally divided among her children; but in case my said niece shall die without lawful issue of her body, then, and in that case, I give and bequeath the aforesaid principal sum of $7,000 to be equally divided among the children of my deceased brother, and their legal representatives, reserving, nevertheless, an annuity of $120 to be paid out of the said principal sum of $7,000 to *Elizabeth*, mother of the said *Ann* during her natural life; which sum I direct my said trustees to pay to her yearly; it being my design and intention, and I hereby declare that my said trustees, or the survivor of them, shall retain in their hands the said principal sum of $7,000, and put the same out on interest, on good security, for the purposes aforesaid; and I further declare, that the aforesaid bequest to the said *Ann*