

count and distribution. The Auditor's account stated under the Court's order in the case, was excepted to for several reasons. One exception was as follows. "Whether, by will of the testator his widow, (the legatee for life) was not entitled to the specific use and enjoyment of the residue of his personal estate for life, after payment of funeral charges, debts and legacies so as to exempt the executor and surviving executor from accountability to those entitled in remainder for any waste, destruction or consumption of said property, while in the possession of the legatee for life; or for any interest, hire or profits of the estate or increase thereof, during the life of said legatee for life." This exception arose upon the following clause in the will of James Soper - "Item - I will and give unto my dear wife, for and during her natural life, all my personal property of which I may die possessed" &c. "After the death of my said wife, I give the one half part of all my said personal property to the children of Esther Aglehart before named"