

HOWIE v. HOWIE—FALCONBRIDGE, C.J.K.B.—APRIL 12.

*Partnership — Account — Reference — Receiver — Security — Receiver to Carry on or Sell Business.*]—Motion by the plaintiffs for an order of reference to take partnership accounts; heard in the Weekly Court, Toronto. FALCONBRIDGE, C.J.K.B., in a written judgment, said that it seemed to him that the plaintiffs were more anxious to embarrass the defendant (who happened to be their father) than in good faith to protect their own interests. There should be a reference to the Master at Brantford to take the accounts. The defendant was the proper person to be appointed receiver. The Master should settle the amount of security to be given by the receiver, the Chief Justice suggested, at the lowest amount necessary to protect the plaintiffs' interests. The receiver ought to be at liberty to carry on the business or to sell it out and pay the purchase-money into Court, as he might be advised. Costs in the cause. A. M. Harley, for the plaintiffs. W. S. Brewster, K.C., for the defendant.