

in the opinion of this Honorable Court it shall appear that the said sale to the Defendant Rowland was and is a proper sale and ought to be completed and carried into effect.

19. The Plaintiff submits that the Defendant Ryan ought to account in respect of his dealings with the said real and personal estate, and that the said estate ought to be administered and wound up under the decree and directions of this Court, and that all usual and proper accounts and enquiries ought to be taken and made in the premises.

Your Complainant therefore prays as follows :

(1). That an administration decree may be made for the administration and winding up of the said estate, and that all usual and proper accounts and enquiries may be taken and made, and the said estate got in and wound up under the said decree.

(2). That the said Defendant, James Henry Ryan, may be ordered to account, under the direction and decree of this Honorable Court, respecting his dealings with said real and personal estate, and for all the said personal estate received by him, and which by the exercise of due diligence he ought to have received, and for the rents and profits and purchase moneys of the said real estate received by him, and that he may be charged with interest on balances from time to time in his hands, and that he may be ordered to pay the said amounts into Court to the credit of this cause.

(3). That the said lands may be sold under the decree of this Honorable Court ; and as to the said lands included in the said contract with the said Rowland, that an enquiry be directed respecting the same, and in the event of the said contract being confirmed by this Honorable Court, that the same be ordered to be carried into execution and the balance of purchase money payable by said Rowland be declared to form a lien on the lands so purchased by him, and that said balance be ordered to be paid into Court by him to the credit of this cause, with interest, and that a proper conveyance be made to him, and that such further or other decree be made in respect of such last mentioned lands as may be found proper.

(4) That the interests of all parties in the said estate may be ascertained and settled, and the proceeds of said estate paid out and distributed in a due course of administration.

4a. That the said Defendant Ryan may be ordered to pay such part of the costs of this suit as to this Honorable Court may seem proper.

4b. That the Plaintiff may be paid his costs of this suit as between solicitor and client.

(5). That such further and other decree be made, and relief granted, in the premises as may seem meet.

(6). That for the purposes aforesaid, all proper directions may be given and accounts taken.

(7). And your Complainant will ever pray.

T. H. SPENCER.