

of lot seventeen on the north side of Dundas street, in the town of London, and to give credit to your orator, in the said account, for its value." 1853.

Matthews
v.
Holmes.

The defendant, *Catherine Matthews*, by her answer stated as follows :

" She doth not believe that the said *Alfred* was, at the time of the issuing of the commission of bankruptcy against him, as in the said bill mentioned, entitled to the equity of redemption of the property in the said bill in that behalf referred to. And this defendant, speaking to the best of her information and belief, further saith no part of the sum of one hundred pounds which is mentioned in the instrument in the bill mentioned of the second September, one thousand eight hundred and forty, as the consideration of such instrument, was retained or withheld as a bonus on the loan alleged by the said bill to have been made. And this defendant further saith she believes that *Edward Matthews* in the bill named did not sign during his lifetime, and this defendant saith she hath not signed, and she doth not believe any other person interested under his will hath signed since his decease, any writing manifesting or proving any trust or confidence, or any declaration or creation of any trust or confidence of any of the hereditaments in respect of which relief is sought in and by the said Bill: nor was the interest claimed therein in and by the said bill put in writing and signed by the said *Matthews* in his lifetime, or by this defendant or any other person interested under the will of the said *Matthews* since his decease, or by any agent of the said *Matthews*, or this defendant, or any person interested as aforesaid thereunto lawfully authorized by writing or otherwise: nor is there any contract in writing between the said *Alfred* or the said plaintiff and the said *Matthews* in respect of any equity of redemption in the same hereditaments or any part thereof, and signed by the said *Matthews*, or by this defendant, or by any other person interested under his will, or by any other person thereunto by the said *Matthews* or by this defendant or by any person interested as aforesaid lawfully authorised. And this defendant claims the benefit of the Statute of Frauds as a bar to the plaintiff's claim. Statement.