improvements on the said above described lots and half lots of land, and all the rights, members and appurtenances to the said premises belonging or in any wise appertaining;"

2nd. Lot number 15. " Lot number nine in the fourteenth range of the Township of Nelson."

It is to be observed that the lot first above described was sold " with all such houses, barns, stables and other buildings and improvements," and that the lot last mentioned is described as a *vacant lot.*

Subsequently to the sale, the Appellant ascertained:

First.—That the lot he had purchased had neither houses, nor barns, nor stables, nor other buildings erected upon the same;

Secondly.—That the lot purchased by John G. Clapham, Junior, the son of the Defendant, had houses, barns, stables and other buildings thereon erected and was otherwise improved.

Upon this, the Appellant, on the 21st of November 1845, presented to the Court below a Petition praying for a reduction of the amount of his adjudication. By this Petition it is alleged that the lots and half lots sold to the Appellant, together with the lot sold to the said John Greaves Clapham, Junior, were well known as forming but one farm or establishment *(une seule ferme ou métairie)*, belonging to the Defendant, and having erected upon the same a house, a barn and stable and other appurtenances belonging to the same and necessary for the working out of the said farm so composed of the said lots as aforesaid, but that the description of the same, as given in the Sheriff's advertisement, was erroneous and incorrect, inasmuch as upon the lot of land adjudged to the said Appellant there was no house, barns, stables and other buildings and dependances as stated in the description above mentioned, and inasmuch as, in fact and in truth, the said house, barns, stables and other buildings appertaining to the said farm, and necessary to the working out of the same, were seized and sold together with lot number fifteen, adjudged to John Greaves Clapham for the sum of sixty-five pounds, described as a vacant lot, the said lot number fifteen being contiguous