

said tender was made, in accordance with the terms of the said letter of the 14th of September, 1882, the said Thomas McGreevy became entitled to a retransfer of the said one thousand shares of stock in the North Shore Railway Company, and, that the said John McDougall has, after that date continued to hold the said stock on behalf of the said Thomas McGreevy and for the latter's sole benefit.

" And considering that, it appears by the evidence in this cause, that the said John McDougall has, since the date of said tender, sold to Robert Wright, acting for and on behalf of the Grand Trunk Railway Company, the said one thousand shares of the North Shore Railway Company which the said Thomas McGreevy had transferred unto the said John McDougall, on the conditions referred to in said letter of the 14th of September, 1882, and that, in so doing, he, the said John McDougall, became responsible to the said Thomas McGreevy, for the damages resulting to him, the said Thomas McGreevy, from such sale, the measure of which damages, is the sum which the said John McDougall has received for the said one thousand shares in the capital stock of the said company, beyond the amount which the said Thomas McGreevy was bound to refund to the said John McDougall, in order to get back the said one thousand shares of the North Shore Railway Company.

" And considering that, it appears by the evidence in this cause, that the said John McDougall, and one Louis Adélar Senécal, sold the ten thousand shares which constituted the whole of the capital stock of the said North Shore Railway Company, together with other property in which it does not appear that the said Thomas McGreevy had any interest, for the price and sum of \$250,000 in cash, and \$1,500,000 in bonds of the said North Shore Railway Company, which bonds were subsequently disposed of by the said John McDougall and Louis Adélar Senécal, at eighty-seven and one half per cent of their nominal value, and subject to certain charges and obligations assumed by the said John McDougall and by the said Louis Adélar Senécal, the nature