

of the directors; and that, in the same year, *Paterson*, with the consent and privity of *Coleman*, *Overfield* and *Dixon*, lent £190 to *Gamble*, and with the consent of the other defendants, had lent £200 to one *Spencer*; and that *Dixon*, *Gamble* and *Spencer* had respectively executed some pretended security to *Paterson* for the money so loaned.

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v.
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That *Paterson* had refused to render any account of the money or affairs of the company, and that the other defendants encouraged and abetted him in so refusing.

That the plaintiffs had frequently applied to *Paterson*, *Dixon*, *Coleman*, *Overfield*, and *Gamble* to come to an account with the company, and had also "applied to the *Desjardins Canal Company*, as well to insist upon the other defendants accounting with them, and with your orators and others, the shareholders, respecting the matters aforesaid, as also to account with your orators respecting the affairs of the company." The bill then charged combination and confederation on the part of the defendants, and proceeded to state:

That *Hamilton* and *Hatt* being dissatisfied with the management of the company, submitted three resolutions to the meeting of the stockholders, held on the 3rd of April then last, in pursuance of the act, to the effect:

That the president, &c., of the company should cause to be made out a statement, in detail, of the receipts, &c., of the company:

That a statement should be exhibited of the debts due by and to the company, money in hand, money loaned, if any, to whom loaned, upon what security and for what periods; and

That a general meeting of the stockholders should be called in the month of May then ensuing, for the purpose of laying such statements before them, and devising means for completing the canal.

That upon the resolutions being submitted to the meeting, *Paterson*, who acted as chairman, undertook on behalf of himself and the other directors, that if the resolutions were withdrawn, the object thereof would be carried out by the president and directors, and that upon the faith of such undertaking of *Paterson* the resolutions were withdrawn.