

In the Supreme Court of Civil Justice Vancouver Island  
In Chancery.

Between George Mason and  
George Bales . . . . Plaintiffs.

and  
William Rowland, John Schmidt  
J. W. Laumeister, Charles Gowen  
and Anne his Wife . . . . Defendants.

I George Mason of Victoria Vancouver Island Hotel -  
-keeper one of the Plaintiffs in the above suit make  
oath and say as follows -

1 In or about the month of February One thousand eight  
hundred and sixty four a suit in Chancery was instituted  
on behalf of ~~my~~ myself, and my then Copartner George  
Bales the other Plaintiff above named in the above suit,  
against William Rowland the first of the above named  
Plaintiffs Defendants and the other Defendants above  
named, who I was informed were nominally joined (William  
Rowland being the only substantial and real Defendant)  
in a foreclosure cause or suit, to obtain the foreclosure  
or sale of certain mortgaged hereditaments situated at  
Victoria and to obtain payment of the sum of Three  
thousand four hundred dollars and upwards due to me  
and my said Copartner from the said Defendants  
William Rowland - Mr. George Edgar Devries was, as I  
was informed by Mr. Copland, the Attorney in the suit for  
us, the Plaintiffs, and Mr. M. Creight our Counsel - the  
business was carried on thro' the Agency of Mr. Copland  
who for many years had been ~~the~~ a land agent at ~~Lawrence~~

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at Victoria and acted in matters of business for me and  
my said partner the Coplaintiff above named

2 I had no direct communication with or conference with

The said Mr Deanes as attorney in the suit but all was  
conducted thro' the agency of Mr. Copland. to whom the  
papers constituting our security were delivered. Two  
hundred and fifty dollars were paid or allowed to  
Mr. Copland for the necessary expenses of the suit by  
myself and Partner on out of the funds of the Partnership.  
At the time of the institution of the suit I understood  
Mr. Copland was not a solicitor of this Honorable Court  
but he has since become so. One hundred and fifty  
dollars part of the said sum of Two hundred and fifty  
dollars paid to Mr. Copland on account of this suit was  
paid after the month of February one thousand eight  
hundred and sixty four. -

I have been informed that a Receiver was appointed <sup>3</sup>  
by this Honorable Court to receive the amounts of the  
accruing rents or profits arising from the mortgaged  
estate whereunto the subject of the suit, but I  
have received no account of the said and have not  
nor has my said Partner the Complainant so far as I  
am informed and believed received any such accounts  
or money.

The said George Balls has been adjudicated a <sup>4</sup>  
Bankrupt in this Honorable Court on his own Petition  
and his estate is now vested in assignees.

The said George Edgar Deanes is also Bankrupt <sup>5</sup>  
and as I have been informed, long since left the Colony.  
he never sent in any Bill of Costs against me in respect  
of the above suit nor to my knowledge or belief has he  
ever done so to my Partner the Complainant.

Sworn by the said George Mason at

George Mason.

My father house James' Bay Victoria

This Eighth day of July A.D. 1867

Before me

Richard Woods  
Acting Registrar

Supreme Court

In Chancery

Mason & Falls

<sup>vs</sup>  
Powland & Co<sup>rs</sup>

Applicant of

George Mason

filed

8<sup>th</sup> July 1857

Powland  
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