

Copy Opinion of Mr. Hayes

"Having regard to the Ruling of Master Lyle, of the 16th June last, three Courses may be taken by the Dean and Chapter, 1st Give the Indemnity required, and proceed with the Action for recovery of the sum thereat charge payable by Sir Thomas Staples, the person mentioned in the Masters Order, 2^d Take the Opinion of the Court as to the necessity of giving such indemnity as suggested by the Order, 3rd Leave matters as they are at present and take neither of the above Courses. The plain result of this last Course if I may be allowed the expression, where nothing is to be done, will be to lose the benefit of all that has been done, and of the Decree that has been pronounced, for it is only by bringing funds into the hands of the Receiver that the Petitioners can hope to be paid either their fee farm rent or the Costs incurred in enforcing it.

I see no reason therefore for advising them to stop short, at least until some serious obstacle shall appear to their proceeding with success, I incline to think that an application to the Court to review the Masters Order, would not be successful, and therefore upon the whole I think it better to advise that the required Guarantee should be given and that the proceedings in the Action should be
taken