

No. 7751 Equity.

our appeal to the Court of Appeals and was there affirmed, and will be found referred to in the list of cases ordered not to be reported as and Report. After the affirmance of the decree, the property was advertised for sale and was sold at public auction and Francis H. Orendoff became the purchaser for the sum of \$6,500 upon the ratification of the sale and the payment of the purchase money. Omitting all reference to intermediate proceedings taken in the case, the trustee conveyed the title to Francis H. Orendoff, and James A. Orendoff and his wife obtained in possession of the property after its sale, and in and about the same time, that is July the 28th, 1883 Francis H. Orendoff sold to Mary M. & Orendoff the same property for the same price which he had paid the trustee for it. Subsequently, Francis H. Orendoff settled his second and final account in the Orphan's Court of Cass County as Administrator of his deceased father, and there appeared a balance due to Mary M. & Orendoff of \$1,069.68. He had also collected sundry sums from rents and other sources which added to the \$1,069.68 aggregated \$2,697.10. There was due at the same time to Francis H. Orendoff by Mary M. & Orendoff and her husband on account, \$1,195.79, which when deducted, left due by her to her sister Mary M. & Orendoff, \$1,501.31. Now, when Francis H. Orendoff, James A. Orendoff, and Mary M. & Orendoff came together on November the 30th, 1891, to complete the transaction of the purchase of the farm Francis H. Orendoff, by Mary M. & Orendoff, a statement of accounts returned there was made in detail, from which it appears that the price charged by Francis H. Orendoff for the farm was \$6,500. The price sum he had paid for it. To that sum he added interest from July 28, 1883, to April 10, 1885, being \$663, making the total sum due on the last named date \$7,163. He then credited \$1,501.31, the balance to which allusion has just been made leaving \$5,661.69 as due for the farm. He then charged interest from April 10, 1885, to a latter date, and credited sundry sums paid on account of interest leaving, \$947.91 additional due. Adding that to the