general relief. The defendants to this bill were the Railroad Company, Grant, Cooper, and his insolvent trustee.

A receiver was accordingly appointed, and on the 18th of June, 1849, after answers by all the defendants, the complainants filed an amended bill, the allegations of which, and the other proceedings in the cause, are sufficiently stated in the opinion of the Chancellor.]

THE CHANCELLOR:

This case is submitted to this Court upon the demurrers of three of the defendants to the amended bill, and the arguments in writing of the solicitors of the parties, in support of, and in opposition to the demurrers, have been read, the authorities referred to and examined, and the proceedings carefully considered.

The ground of the demurrer relied upon is multifariousness, and it is confessedly extremely difficult, if not impracticable, to lay down any general rule upon the subject; the Courts, in deciding cases of this description, being governed very much, if not exclusively, by considerations of convenience, in particular circumstances, avoiding the attempt of prescribing an inflexible rule. *Story's Eq. Pl., Secs.* 530, 539. "The conclusion," says Mr. Justice Story, "to which a close survey of all the authorities will conduct us, seems to be, that there is not any positive inflexible rule as to what, in the sense of a Court of Equity, constitutes multifariousness, which is fatal to the suit or demurrer." "All that can be done in each particular case, as it arises, is to consider whether it comes nearer to the class of decisions where the objection is held to be fatal, or to the other class, where it is held not to be fatal." *Section* 539.

And I am quite satisfied, that an examination of the numerous cases in which this subject has engaged the attention of the Courts, will show, that an effort to extract from them any fixed and immutable principle, as a guide for all subsequent decisions, will be entirely unsuccessful. The Courts, to be sure, in deciding upon new cases, as they present themselves, are not to disregard previous adjudications. They should be