George Lux, and I do hereby charge the lands lots and parts of Lots of ground which are mentioned in the said Instrument of writing above mentioned, which shall not be sold for the payment of the debts mentioned therein with the payment of the said sum of one thousand pounds so devised and bequeathed in manner aforesaid and that the same shall be raised and paid out of the same by the said William Russell or his heirs. I give and bequeath to my dear friend Elizabeth McMurray the sum of forty pounds Current money to be paid to her out of the first years ground rent of my lot of ground aforesaid in Baltimore Town, now in the possession of Skinner Emmals. I give devise and bequeath to my said Husband George Lux, all the said above mentioned lot or piece of ground on the East side of Calvert Street and South side of Water Street in Baltimore Town whereon the said Skinner Emmals now dwells and the rents thereof (subject to the devise of forty pounds out of the rents aforesaid) to hold the same to the said George Lux for and during the term of his natural life and from and immediately after the decease of the said George Lux then I give devise and bequeath the said lot or piece of ground and premises and all my Estate therein to Doctor Moor Falls aforesaid to hold to him the aforesaid Moor Falls his heirs and Assigns for ever. I will and direct that the picture of my Grand Mother may be sent to my Aunts Lydia McFun and Mary Biddle and after their death to my cousin Marks Biddle. I bequeath the Silver Tankard which was my Grand fathers to my cousin Edward Biddle son of Charles Biddle. Likewise bequeath to Catherine Bird a lot of ground belonging to me in the Town of Northumberland County in the State of Pennsylvania and all my cloaths that I shall not otherwise particularly dispose of, and lastly I do hereby appoint the said William Russell Esquire the Executor and Trustee of this my last Will and Testament. In Witness whereof I have hereunto set my hand and seal this eighteenth day of September in the year of our Lord one thousand seven hundred and eighty nine.

Catherine Lux (Seal)

Signed Sealed published and declared by the above named Catherine Lux as and for her Last Will and Testament in the presences of us who have subscribed our names to the same in the presence of the said Catherine Lux and at her request the word "Lux" being first interlined and the words "and also the sum of one hundred pounds to Catherine Bird" being also first interlined Catherine Bird is a second time interlined likewise part of the words Northumberland are interlined — Elizabeth Williamson. Jannet Waine Mary Chambers. —

Your Orator further sheweth unto your Honor that the said Catherine Lux departed this life without revoking or altering her said Will and your Orator alleges that the Estate of the said George Lux is much more than sufficient to pay his debts and also to comply with the power given by him to his wife and by her last Will as herein before stated your Orator further sheweth unto your Honor that he well hoped that no disputes would have risen touching the said disposition made by the said Catherine Lux and that the

Interest of the Six hundred pounds bequeathed by her to your Orator would be paid himself by the said William Russell the Executor and Trustee of the said Will, during the life of the said George Lux, and the principal sum after his death, also that the said William Russell, after the death of the said George Lux, would convey him in fee simple the lot of ground under base to the said Skinner Emmals, according to the Will of the said Catherine Lux But now so it is may it please your Honor that the said William Russell and the said George Lux combining and confederating to and with divers persons at present unknown to your Orator, whose names when discovered your Orator prays may be inserted with apt words to charge them and each and every of them (how to injure and prevent your Orator in the devises made him in and by the said Will of the said Catherine Lux pretend that the said Will was not made, executed and attested as the Law requires in case of a Will for passing of real estates, and therefore that your Orator could take no benefit of the of the Will, altho your Orator alleges that the three Witnesses to the said Will were requested by the Testatrix or by the said William Russell, after the said Will was executed, to go into a room adjoining the one in which the Testatrix executed the will, the Door whereof was open, to subscribe their names as Witnesses to the said Will, for their convenience, and your Orator expressly charges, and so the truth is, that it was in the power of the Testatrix to have seen the said Witnesses subscribe their names to her said Will, if she had been so inclined, and your Orator further alleges, that the instructions for the making of the said Will were prepared by the said Catherine Lux, and delivered by her to the said William Russell, who, at her request, procured the said Will to be drawn by Counsel, and was well informed of every clause devise and bequest in the said Will, nevertheless the said William Russell and George Lux give out in speeches that they will call in question the validity of the said Will, In tender consideration whereof, and for as much as your Orator cannot examine his witnesses (one of whom, to wit, Jannet Waine, is aged and infirm and not likely to live long) or have their Testimony preserved without the aid and assistance of this Court, and for as much as trusts can only be decreed to be executed by this Honorable Court. To the end therefore that the said William Russell and George Lux, and their Confederates when discovered, may upon their several and respective Corporal Oaths full true and perfect answer make to all and singular the premises, as fully and particularly, as if the same were here again repeated, and they thereto Interrogatory; and more especially that they may set forth and discover whether the said George Lux was not seized and possessed of a considerable and valuable real Estate as herein before set forth, and whether he did not make and execute according to Law, the two Deeds with the Trusts therein mentioned, as herein before set forth, Whether the said William Russell did not accept and act under the said Trust, whether the said Catherine Lux had any Child at the time of the making the said Deeds or any time afterwards, and whether she did not die about the time mentioned, whether the said Catherine Lux did not make and publish her last Will and Testament, of such date purport and effect