thereof, and appropriating the same to his own use selling much valuable timber for various purposes and selling and disposing of, from time to time within the period aforesaid a large quantity of bark staves shingles coopers stuff saw logs posts rails and firewood, and appropriating the proceeds thereof to his own use, and using and consuming and converting to his own use, from time to time within the period aforesaid, divers logs posts, rails shingles and loads of firewood, that your complainants have no means of determining with even comparative accuracy the annual value of said residue; but have been informed and believe that the same was of the average annual value of upwards of one hundred dollars current money and they have also been informed and believe that the actual rents, issues and profits of the same to the said John Troxell Senior, during all the said time was greatly more than the average sum of one hundred dollars per annum - Your complainants also say that they are unable at this time to state with any probable correctness the actual avails to the said John Troxell Senior of the wood, bark logs, posts, rails staves shingles and cooper's stuff, procured by the said John Troxell, Senior from the said residue, during the time aforesaid, and him sold disposed of or otherwise converted to his use but have been informed by others, and do believe, that the same upon an account thereof taken, would amount to a very considerable sum; your complainants further state to your Honors, that the said John Troxell Senior on the said tenth day of February in the year of our Lord eighteen hundred and twenty nine, conveyed the said residue to his said son Jacob Troxell by deed bearing date the day and year last aforesaid as and for the quantity of one hundred and ten acres and eighty eight square perches of land, as will appear upon reference to said deed, recorded in Liber I. S. No. 31 folios 142 &c. one of the land records of Frederick County aforesaid a copy whereof is herewith produced as a part of this Bill marked I. T. - Your complainants aver, that the said pieces or parcels of land, so conveyed to the said Jacob Troxell by said deed of which said exhibit I. T. is a copy, and the said residue hereinbefore mentioned are one and the same piece or parcel of land, and not other or divers pieces or parcels of land, your complainants, also state, that the said Jacob Troxell thereupon entered into possession of the said piece or parcel of land, and so continued possessed thereof until on or about the nineteenth day of February in the year of our Lord eighteen hundred and thirty one; on which said last mentioned day the said Jacob Troxell conveyed the same, or some considerable part thereof, if not the whole thereof to a certain Joshua Motter, by deed bearing date the day and year last aforesaid in trust, to and for the uses, and upon the trust and under and subject to the conditions limitations and provisions in said deed limited expressed and declared of and concerning the same, and as upon reference to said deed, recorded in Liber I. S. No. 36 folios 520 &c. will appear - a copy of which said deed herewith produced as a part of this bill, marked exhibit H. T. and your complainants pray that the purport of said deed in all respects may be considered as herein declared in the same manner, as if the tenor thereof were herein set forth by explicit allegation - And your complainants say, that the said John Troxell named in the said last mentioned deed as John Troxell of Frederick County, State of Maryland is a son of the said John Troxell Senior, and that immediately after the making of the said last mentioned deed of which said exhibit H. T. is a copy the said Joshua Motter and the said John Troxell in said deed named entered upon the possession of the said land so as aforesaid conveyed by the said Jacob Troxell, to the said Joshua Motter

and have thenceforth hitherto continued in the actual possession of the same, that your complainants have been informed and believe that the said Joshua Motter has rented out said land from time to time, but that he has not actually received any of the rents or profits but that the rents and profits have been received by the said last named John Troxell to his own use, under the trusts and provisions of said deed. Your complainants further state that the said John Troxell in said deed named is yet living and resides in Frederick County aforesaid, and that he is unmarried and without any issue - Your complainants further state to your Honours that the said John Troxell Senior departed this life on or about the — day of April in the year of our Lord eighteen hundred and thirty having previously made and executed in due form of law his testament and last will, in writing bearing date the eleventh day of February in the year of our Lord eighteen hundred and twenty nine whereby after making certain devises and bequests he gave and bequeathed the residue of his estate real and personal to his six daughters there named to be divided amongst them as therein provided, to wit, Magdalena Hinch (who was in her lifetime the wife of one Leporick Hinch) Elizabeth Showers (who was the wife of one Adam Showers now deceased in his lifetime) Barbara Hinkle (who was the wife of one John Hinkle now deceased, in his lifetime) Marybollinger (who was the wife of one John Bollinger, now deceased in his lifetime) Margaret Marks (who was in her lifetime the wife of one John Marks now deceased in his lifetime) and Catherine Wince who is the wife of one Jacob B. Wince - Your complainants further state, that letters of administration on the personal estate of the said John Troxell Senior were granted to his son Jacob Troxell as acting executor; who departed this life, without having settled a final account of his said trust; and that, afterwards, to wit, on the twenty fifth of December, in the year of our Lord eighteen hundred and thirty three a final account on the estate of said John Troxell Senior was settled by Lewis Motter, administrator of said Jacob Troxell of John and the surplus was by him distributed, to the said residuary legatees of said John Troxell, Senior - your complainants further state, that the personal estate of said John Troxell, Senior having been fully administered by said Jacob Troxell in his lifetime and a final account thereof having been settled by the said Lewis Motter administrator of said Jacob Troxell of John after the death of the said Jacob Troxell of John no administration, de bonis non, has been granted to any person on the personal estate of said John Troxell, Senior - Your complainants further state that said Jacob Troxell departed this life on or about the ___ day of ___ in the year one Lord eighteen hundred and ___ intestate leaving a widow named Catherine Troxell and leaving the following named children his heirs at law, to wit Eliza Wise, wife of one Michael Wise, Mary Ann Davis, wife of one John A. Davis, Catherine Troxell, Samuel Troxell William Troxell and Amanda Troxell; which said Catherine Troxell Samuel Troxell William Troxell and Amanda Troxell are infants under the age of twenty one years - Your complainants further state to your Honours that said Magdalena Hinch above named, is dead; and that she died intestate leaving her husband Leporick Hinch surviving and leaving the following named children her heirs at law, to wit, John Hinch Jacob Hinch, Elizabeth Hinch Frederick Hinch, Charles Hinch and Augustus Hinch - Your complainants further state that said John Marks