James L Mitchell or elsewhere any account charging your oratrix as his debtor in his hand writing and if not and there be any such account or charge in whose hand writing it be and that she be compelled to produce the same to your Honors to be decided upon also that the said Elizabeth may be compelled to disclose upon oath the estate real of the said Francis I Mitchell at his death bequeathed to said James L Mitchell where situated and the extent and full description of the same so as to ascertain the estate charged with the payment of the aforesaid sum of $5000 as aforesaid and also that said Elizabeth do further disclose upon her oath the real and other estate of said James L Mitchell charged by the last will and testament of said James L Mitchell with the payment of the said annuity of $500 as aforesaid where situated its extent and description of the same also that said Elizabeth may upon her oath a true and faithful account give of the personal estate and assets of said James L Mitchell so as to enable your Honors to ascertain if there be assets in hand sufficient to pay your oratrix the amount of your Honors decree without a decree to sell any part of said real estate which is prayed to be done if justice requires the same and with that view that an account may be ordered to be taken. Your oratrix further prays your Honors that you do decree the payment of the aforesaid sum of $5000 with interest from the death of said Francis I Mitchell and also the sum of $5500 (five thousand five hundred dollars) the total value of the furniture plate &c or that portion of the same in interest or otherwise as may appear right for your oratrix to receive and that your Honors do also decree the payment of the aforesaid sum of $250 with interest now due as an annuity as well as the amount to be ascertained as received for rents of the aforesaid house and hire of aforesaid slaves and that your Honors do also decree that the estate of your oratrix if your Honors should deem it proper to continue the same in trust may be taken from said Elizabeth and another trustee appointed, yr. oratrix further prays that the real estate of said Francis I Mitchell and the estate of the said James L Mitchell charged with the payment of the said sums of $5000 as aforesaid as well as the payment of the aforesaid annuity may be ordered to be sold to a sufficient amount to satisfy the same as well also as the amount decreed to be due to yr. oratrix in the premises on and for other accounts if there be not sufficient of personal estate and assets to pay the same and further that yr. Honors do decree that such of the estate left to your oratrix by her deceased father aforesaid as aforesaid as is in existence and can be ascertained to be worth any thing after a reasonable allowance has been decreed for the use of the same, be ordered to be delivered up to your oratrix to be used and enjoyed by your oratrix as intended by her deceased father or as may appear consistent with equity and good conscience and with your oratrix's rights. Yr. oratrix further prays that an account may be taken of all and singular and every the said trust property and effects and of its value or income which have, or but for the wilful de-

-fault and neglect of the said James L Mitchell in his life time and said Elizabeth since might have been received by him or her as the case is or by any other person or persons by his or her order or the order of either or to his or her use and also an account of the application thereof and that the said defendant may be decreed to pay yr. oratrix what shall appear to be due upon such account and that said defendant may be removed as trustee under the will aforesaid of said Francis I Mitchell and that yr. Honors do order the same to the proper auditors office of yr. Honors Court to take such account. yr. oratrix further states and charges that she fears and believes from what she has been told that the said Elizabeth may sell and dispose of the plate named in this bill unless restrained by your Honors and yr. oratrix prays yr. Honors to grant an order and injunction to restrain said Elizabeth from selling or disposing of the same, or from interfering with the same and that until yr. Honors shall decree in the premises that yr. Honors do name and appoint a receiver to take charge of said plate wherever it may be, Your oratrix further prays your Honors to grant unto her the states writ of subpoena to be directed to the said Elizabeth Mitchell thereby commanding her at a certain day and under a certain pain therein to be inserted personally to be and appear before your Honorable Court then and there to answer the premises and to stand to and abide such order and decree therein as shall seem agreeable to equity and good conscience and your oratrix also prays for all other and further relief in the premises that your Honors can grant her or that she may be entitled to in equity and good conscience and that if it be necessary for more ample and full justice that she may be allowed so to add to or amend this her bill of complaint as to secure the same in all things and matters connected therewith and as in duty bound she will ever pray &c.

Wm. L. Brent,
Complainants Solicitor.

Washington County District of Columbia to wit, Be it remembered that upon this 15th day of February in the year of our Lord 1838 personally appears before me a justice of the peace aforesaid Sarah E Mitchell known personally to me as the complainant in the aforegoing bill of complaint against Elizabeth Mitchell and makes oath upon the Holy Evangely of Almighty God that the facts therein stated as of her own knowledge she knows to be true and they are so, and when stated as from the information of others she believes them to be true.

C. H. W. Wharton, J. Peace.

District of Columbia to wit I William Brent Clerk of the Circuit Court of the District of Columbia for the County of Washington hereby certify that Charles H. W. Wharton Esquire whose name is signed to the annexed paper, and before whom the annexed affidavit appears to have been made was at the time of signing the same and still is a Justice of the peace in and for the said County duly commissioned and qualified, and to his acts as such full faith and