further showeth that he has already (as will appear by his accounts passed the orphans Court aforesaid official copies whereof are herewith filed in Exhibit E. B. aforesaid) made payments and disbursements on account of the estate of said Edward Buchanan and for debts due by said Edward which leave the said estate in debt to your orator to the amount of three hundred and forty five dollars and thirty eight cents and there are debts and claims still due and outstanding to be paid by your orator as executor as aforesaid amounting to about the sum of Nineteen hundred dollars that the whole estate of said Edward Buchanan excepting the real estate in the City of Baltimore first devised in said will and the personal estate so taken possession of by said Priscilla Buchanan as aforesaid has been exhausted in the payments and disbursements aforesaid and that it will require the whole personal estate so taken possession of by said Priscilla to pay the debts still due by said Edward in order to save the real estate left by him from being sold and the said Priscilla Buchanan is bound both according to the agreement entered into with your orator as aforesaid and by reason of a deficiency of other assets to pay said outstanding debts of said Testator to return to your orator the property so received of him or the proceeds thereof if the same be sold. And your orator further showeth that he has applied to said Priscilla Buchanan to comply with the agreement aforesaid and to return the property so taken possession of by her as aforesaid and the proceeds of such parts thereof as have been sold but the said Priscilla wholely and entirely refuses so to do and insists that she has a right to retain the same notwithstanding said agreement and the deficiency of assets in the hands of your orator to meet and pay the debts of said Edward Buchanan. All which actings and doings are contrary to equity and good conscience and tend to the manifest wrong and injury of your orator, To the end therefore that your orator may have relief in this Court, where matters of this sort are properly relievable and that the said Priscilla Buchanan may answer on oath the matters and facts above set forth as fully and particularly as if here again repeated and especially that she may state whether the said property so taken into her possession did not constitute the entire personal estate of said Edward Buchanan, and whether the said farm in Baltimore County did not constitute the whole residue of his estate devised for the payment of his debts and whether she did not take possession of the chattels so bequeathed to her under an agreement that she should hold the same or the proceeds thereof (if she should deem it necessary for the preservation of its value to sell it) subject to any demand of your orator for the payment of said debts and whether she did not declare and agree at the time thereof that such proceeds of sale should be by her deposited in Bank there to remain untouched until said estate should be settled and whether she has sold any and what part of said property and what were the proceeds of such sale and where the same were deposited and whether the same are now deposited and where and that the said agreement may be specifically performed and carried into effect and that the said Priscilla Buchanan may be compelled to return to your orator so much of said chattles

real and personal so taken possession of by her as aforesaid as has not been sold and to come to a fair and just account with your orator for so much of the same as has been sold or made way with and your orator have such further and other relief as the nature of the case may require and to equity seem meet, May it please your Honor to grant unto your orator the States writ of subpoena to be directed to said Priscilla Buchanan commanding her to be and appear in this Honorable Court by a day under a penalty therein to be inserted to answer the matters and facts above set forth and to stand to abide and perform such order and decree as to your Honor may seem meet, And as in duty &c. &c. — L. Hammond,
Lolbin & Talbott, } for Complt.

Complts. Exhibit E. B.

Edward Buchanan's Will. — Be it known that I Edward Buchanan of the City of Baltimore in the State of Maryland being sick and weak in body but of a sound disposing mind memory and understanding considering the certainty of death and the uncertainty of the time thereof do make and publish this as my last will and testament in manner following that is to say, I order and direct all my just debts including those owing by me to any of my sisters and my funeral expenses to be fully satisfied and paid out of my estate. Item I liberate release and discharge from bondage and slavery immediately upon my decease my servant man Charles Item I devise and give unto my nephew Doctor Arthur Pue Junior and his heirs my houses and lots of ground and premises on the north side of Baltimore Street between Calvert and North Streets in the said City of Baltimore with the rights and appurtenances in trust and confidence however for the uses and purposes following that is to say, In trust to secure to my esteemed friend Eliza Jane Woods for and during the residue of her natural life an annuity or yearly sum of one hundred and fifty dollars per annum to be paid to her out of rents of said property in equal half yearly payments to be computed from the time of my decease and in further trust after the payment of taxes and necessary and indispensable repairs and none other for said property and premises that my three sisters Elizabeth Buchanan, Priscilla Buchanan and Ann Mills during their natural lives respectively be permitted and suffered in the proportions hereinafter mentioned to receive and take the balance of the rents and profits of said property and premises, that is to say the said Elizabeth Buchanan one fourth part the said Priscilla Buchanan one half part, and the said Ann Mills the remaining one fourth part of the balance of such rents and profits without being subject to the control power or disposal of their husbands or liable for the payment of the debts or bound for the fulfilment of the contracts or engagements of such husbands and the receipts of my said three sisters respectively alone whether sole or covert shall be good and effectual acquittances and discharges for their respective portions of the balance of such rents and profits and in further trust and confidence as the respective life estates above provided for shall terminate and end, that the same houses and lots of ground and premises shall go to, and become