estate unto the said John Hoye by deed of the last mentioned date, in consideration of the sum of five hundred dollars, an extract of which is also herewith filed marked "Exhibit F."

And your orators and oratrixes charge that the aforesaid several deeds marked Exhibits "B", "C", "D", "E" & "F" were all severally made and executed by your orators and oratrixes, and by the said George W. Drane the father of your oratrix Maria Drane, during the continuance of the trust reposed in the said John Hoye by the last will and testament of the said Paul Hoye, and purported to convey to the said John Hoye the trustee the right and interest of your orators and oratrixes his cestuis que trust in and to the trust property; And your orators and oratrixes further charge that the consideration for which the said deeds were executed is totally inadequate to the value of their interest in the said real and personal estate thereby conveyed; that at the time of the execution of the said deeds your orators and oratrixes had no proper information as to the extent and value of the said real and personal estate; that from the relations of trust and confidence existing between the said John Hoye and your orators and oratrixes, the said John Hoye had valuable information as to the nature, extent and value of the said real and personal estate, which was not in the power or possession of your orators and oratrixes, and was thereby enabled to purchase the same at a price greatly less than its real value.

And your orators and oratrixes further charge that the said John Hoye received or ought to have received large sums of money for the rents and profits of the said estate and for the hire of the aforesaid negroes and their issue, devised as aforesaid by the last will and testament of the said Paul Hoye deceased; that although by the said last will and testament, he had no power to authority to sell or dispose of any part thereof, yet the said John Hoye sold and disposed of a large part thereof and received large sums of money therefor and applied the same to his own private use; and that the said John Hoye never accounted with your orators and oratrixes, and never exhibited any statement or account of the rents and profits of the said estate and the hire of said negroes. And that the said John Hoye never gave to your orators and oratrixes any information upon the subject of the said estate but on the contrary concealed and carefully kept from your orator and oratrixes all information as to the amount and value of the said estate, and the rents, issues and profits thereof.

And your orators and oratrixes further shew that the said John Hoye departed this life sometime in the month of June in the year eighteen hundred and forty nine, leaving his

last will and testament in writing which has been duly admitted to probate and recorded in the office of the Register of Wills of Allegany County, and a copy of which said will is herewith filed marked "Exhibit G." that in and by the said will a certain George Smith and Edward Hoye were named as executors of the same; that the said Edward Hoye declined to act in the premises, and the said Smith has become and is the sole executor of the said will, and has duly qualified as such according to law; that by the said last will and testament the said John Hoye, after devising certain portions of his real and personal estate to sundry persons, devised all the rest and residue of his real and personal estate to the executors and trustees of his said will above named, in trust to sell the same and after payment of all his debts and the bequests contained in said will he directed the proceeds of the sales thereof to be equally divided among his four Nephews John Hoye, David Hoye, Daniel J. Hoye and Edward Hoye, and Mary Hoye the widow of the said John Hoye, deceased, having renounced the will of her said husband, she has now also become a party interested in the estate of the said John Hoye deceased. And your orators and oratrixes further shew that the said David Hoye hath also since the death of the said John Hoye departed this life intestate and leaving a widow Elizabeth Hoye, and the following children surviving him, as his heirs at law namely Mary Elizabeth Hoye, William Hoye, Elijah Hoye, Benjamin Franklin Hoye, and Sarah Catherine Hoye all of whom are infants under age.

And your orators and oratrixes further shew that after the death of the said John Hoye, deceased, a certain Edward Hoye was appointed by the Orphans Court of Allegany County Trustee under the aforesaid will of the said Paul Hoye, deceased, as will fully appear by reference to a paper herewith filed marked "Exhibit H."

And your orators and oratrixes charge that the said Edward Hoye entered into the possession of the aforesaid Real Estate of the said Paul Hoye deceased, or into the receipt of the rents & profits thereof, and possessed himself of the stock farming utensils, and negroes devised as aforesaid by the last will & testament of the said Paul Hoye deceased, and has received or ought to have received large sums of money for the rents and profits of the said estate and for the hire of the negroes aforesaid.

And your orators and oratrixes further shew that the youngest child of the said William W. Hoye, deceased is Marion D. Hoye, one of the defendants to this bill, that the said Marion D. Hoye hath attained to the age of eighteen years or lawful age; that by the terms of the will of the