George Warner et al. vs. Joseph A. Sprigg, Trustee, et al.	Be it Remembered, That now here, on the first Monday in April, being the Second day of the said month, in the year of our Lord one thousand eight hundred and eighty three, the

Judge of the Circuit Court of Baltimore city being in the Eighth Judicial Circuit of Maryland, in pursuance of the directions of the Act of Assembly in such case made and provided, transmit to the Court of Appeals here, the Record of Proceedings of a cause which was lately depending before him in the said Circuit Court of Baltimore City between George Warner et al Plaintiffs and Joseph A Sprigg. Trustee et al Defendants, and wherein the said Circuit Court gave Decree for the said Joseph. A. Sprigg, Trustee et al against the said George Warner et al and from which said Decree the said George Warner et al appealed to the Court of Appeals here, the tenor of which said Record of Proceedings is in form following, to wit:

In the Circuit Court of Baltimore City.
Bill of complaint and for a Receiver.
(Filed 12th June 1883.)

George Warner Annie C. Ward and William A. Ward. vs Joseph A. Sprigg Trustee, et al.	In the Circuit Court of Baltimore City.

(Record made up under agreement of counsel hereinafter set out.)

To the Honorable The Judge of the Circuit Court of Baltimore City:

The bill of complaint of George Warner, of Baltimore County, in the State of Maryland, and Annie C. Ward and William A. Ward, her husband, of Baltimore County, in the same State,

respectfully shows:

1. That George Warner, Sr. father of the complainant, George and Annie, died on the twelfth day of March, 1877, leaving a last will and testament, dated March the eleventh, 1877, duly executed, to pass real estate, which was admitted to probate on the twenty-sixth day of March, 1877, by which he directs as follows: I direct that my whole estate, real and personal, and mixed, wheresoever situate, shall be divided by the trustees, or such as shall consent to act and as hereinbefore named, into five equal parts - two of which parts, viz: two-fifths shall go to my daughter, Annie Catherine, and the other three-fifths to go to my two sons, George and William, equally, share and share alike. But I devise my whole estate as aforesaid to my nephews, Henry William Ellicott, George Warner Mittenberger, and to my friend, Dr. Edward J. Schwartze, all of said city, to have, and hold, the same in trust for my said three children according to their respective shares, permitting my said children to receive the rents and income thereof, and with power to my said daughter to dispose of her portion as to her may seem fit, by testamentary disposition only, and without the concurrence of the acting trustees or trustee, and the survivor of them. Should all the said trustees decline to act, which I deprecate, then the said cestui que trust to select such fit person as trustee as they may agree to choose. After the decease of my said sons, respectively, their shares to go to their several heirs-at-law, as also the share of my said daughter, should she die, having made no testamentary disposal thereof.

2. That by a deed of trust from Annie C. Warner, George Warner and wife and William A. Warner and wife, to Joseph B. Sprigg, dated December 18th 1877, and recorded in Liber G. R. No. 796, folio 337, among other things, it was provided as follows: "And the said William A. Warner and Isabel