the said trust.

Seventh. That your orators, Robert Brown Henderson and Margaret J. Lewis, are advised, and therefore charge, that by the true construction of the said will they and the children of William T. Henderson are entitled to an absolute interest in the said estate, and they therefore pray your Honor to so construe said will.

Eighth. Your orators further pray, that should the Court determine that they are entitled to an absolute interest, that the Court should further determine and decree that the said property should be sold, and the proceeds divided among the parties severally entitled thereto; the said property on North Gay street not being susceptible of division without loss or injury to the parties entitled, and it being for the interest and advantage of all concerned that the said property should be sold.

Ninth. But should the Court determine that the children of the said testatrix take but life-estates in the said property, then the said property it is desired, should remain in its present condition and a new trustee, it is prayed, should be appointed in the room and stead of William T. Henderson, deceased, with all the rights, powers and duties of the said Henderson.

To the end, therefore, that the rights of all the parties in said to the said property Nos. 181, and 183, N. Gay street may be determined by your Honorable Court, and that a decree may be passed construing the clause of the will of Eliza C. Henderson, disposing of the same; may it please your Honor to grant unto your orators the writ of subpoena of the State of Maryland, directed unto William Andrew Henderson and Robert Keene Henderson, infants, and an order of publication, directed to John Hender-

-son Lewis, Albert Urband Lewis and Margaret Lewis, of the County of Rockingham, State of Virginia, commanding them to appear in this Honorable Court, by some day certain, and abide by such decree as may be passed in the premises.

And as in duty bound they will ever pray.

J. Wilson Leakin,
Carlton Shafer,
Solicitors for Plaintiffs.

Complainants' Exhibit E. C. H. No. 1.
(Filed 4th October, 1884.)

Eliza C. Henderson's Last Will and Testament.

Know all men by these presents, that I, Eliza C. Henderson, of the City of Baltimore and State of Maryland, being in good health and of sound and disposing mind, memory and understanding, do make and publish this my last will and testament.

After the payment of my just debts and funeral expenses by my executors hereinafter named, I give, devise and bequeath as follows:

I give, devise and bequeath unto my son, William Thomas Henderson, his heirs, executors and administrators, all those two lots of ground and improvements, situate on the north side of N. Gay street, in the City of Baltimore, and known as Nos. 181 and 183, in trust and confidence, nevertheless, to hold, have, receive and collect all the rents, issues and profits thereof, and use and dispose of the same as follows, that is to say, to pay all ground-rents, taxes, water-rents, repairs and other expenses that may be necessary to keep the said property in good tenantable condition and unincumbered, and to disburse the net proceeds that may