possession of either of them and to pay your orator as far as they have assets in their hands to be administered of the estate of the said Thomas Usher deceased But the said executors Thomas Usher, Joseph Usher, Samuel Johnson and Joseph Donaldson have altogether refused to render any account of the administration of the assets of their testator or to pay and apply the same to the discharge of the principal sum of Money and interest due on the said bond and the said devisees Thomas Usher, Joseph Usher, James Usher Ann Usher, Robert Usher, Elizabeth Usher, Sarah Usher and Samuel Usher have altogether refused to pay and satisfy to your orator the principal sum of Money and interest due thereon out of the said real estate or any part thereof all which acting and doing of the said executors and devisees are contrary to equity and good Conscience and tends to your orators great injury and wrong. In tender consideration whereof and forasmuch as your orator is properly relievable in this honourable Court where matters of account may be had and taken and the execution of trusts decreed and enforced and the rather as some of the said devisees for whose benefit the real estate of the said testator is directed to be sold are minors under the age of twenty one years and the said real estate cannot but by the aid and assistance of a Court of Equity be applied to the payment of the said debt during their minority. To the end therefore that the said executors and devisees and each of them the Defendants herein named may true, full and perfect answers make on Oath to all and singular the premises aforesaid as fully and particularly as if the same were herein again repeated and interrogated and that the said executors may either admit personal assets in their hands of the estate of their said testator sufficient to pay and satisfy to your orator the principal sum of Money and Interest due on the said bond and apply the same to the payment of the said Debt due to your orator as set forth and discover what assets

particularly of the estate of their testator have come to their hands or to the hands and possession of either of them and how the same has been applied and administered and that the said executors, trustees and devisees may respectively set forth and discover what real estate the said testator died seized or possessed of, where the same lies and in whose custody and possession the real estate now is and set forth and discover what the said Trustees have of any and what part thereof and for what sum or sums of Money or other thing and how the same has been applied and disposed and that the said Trustees may be compelled to sell the said real estate not already sold according to the directions of the said will and from the Money arising from such sale pay and satisfy your orator the principal sum of Money and Interest due on the said bond and that your orator may have such further and other relief in the premises as the nature of his Case may require May it therefore please your honor to grant unto your orator the State writ of subpoena to be directed to the said Thomas Usher, Joseph Usher James Usher, Ann Usher, Robert Usher, Elizabeth Usher, Sarah Usher and Samuel Usher, Samuel Johnson and Joseph Donaldson thereby commanding them and each of them to be and appear before your honour on a certain day therein to be inserted then and there to answer the premises and to stand to and abide such order and decree herein as to your honor shall seem meet and so forth

W. Cooke for Compt.

True Copy Test Samuel Hanney Howard Reg Cur Cu

The joint and separate Answer of Thomas Usher, Joseph Usher, Joseph Donaldson and Samuel Johnson Executors of the last will and testament of Thomas Usher late of Baltimore County merchant deceased to the bill of Complaint of John Salmon against the said Thomas Usher, Joseph Usher, Joseph Donaldson and Samuel Johnson as the executors aforesaid. These defendants now and at all times hereafter