

HANNAH SNYDER ET AL. }
 VS. }
 JULIA SNYDER ET AL. } SEPTEMEER TERM, 1848.

[JURISDICTION.]

THE Court of Chancery has no authority over a trustee acting under the decree of a court of concurrent jurisdiction. If such an authority were exercised by the co-ordinate equity tribunals of the state, the utmost confusion and clashing of power would ensue.

THE CHANCELLOR :

This case being submitted on the part of the complainants, during the sittings of the term, and being now laid before the court, without argument, the proceedings have been read and considered.

The bill, which was filed on the equity side of Baltimore County Court, professes to be a creditor's bill, and prays for the sale of the real estate of James Snyder, deceased, for the payment of his debts.

By an amended bill also filed in the same court, on the 26th of November, 1847, it appears, and is alleged, that prior to the filing the original bill, the complainants had discovered, that the defendants had obtained a decree in said court by consent, and without the knowledge of the complainants, for the sale of the property in question, for the purpose of distribution, and, that the same had been sold by trustees appointed for that purpose ; and the bill prays, that the said trustees be prohibited from paying any portion of the proceeds of the sale to the defendants, and that they be required to bring the same into court, to abide the decree which may be passed in this cause.

Answers to this bill, original and amended, were filed by the defendants to the original bill, and also by the trustees appointed to make the sale, and after some proof had been taken under a commission, the case was transferred to this court, under the act of assembly, upon the suggestion of the complainants. But, the case in which the decree passed, under which the sale of property was made, has not been brought