

the defendants, as executors of said George Crane, to pay over and deliver to the complainant, as administrator of the said Mary, the said bonds, to be by him recovered and collected for the benefit of her representatives and distributees, and for general relief.

The answer of the executors, filed on the 28th of March, 1850, admits the intermarriage and death of the husband and wife, their appointment as executors of the husband, and the grant of letters testamentary to them, as well as letters of administration on the estate of the wife, as charged in the bill, and then states that they found among the papers of their testator certain bonds for a large sum of money, copies of which are filed with the bill; said bonds are for the amounts specified in said copies, and are drawn in favor of Mary Gough and her assigns, and so far as respondents know have not been paid, except insomuch as shown by the credits thereon, nor have judgments been obtained upon them. But these respondents aver and allege, that prior to the intermarriage between the said George Crane and the said Mary Gough, the said bonds were, in consideration of the marriage which was about to be solemnized between them, and which did take place on the 3d of September, 1846, given by the said Mary Gough to the said George Crane, and that in accordance to said gift and agreement, the said bonds were delivered to the said George Crane, and remained in his possession up to the time of his death, which happened in August, 1849.

And these respondents also aver that the said bonds, in consideration of the approaching marriage between the said George Crane and the said Mary Gough, and which said marriage did take place at the time aforesaid, were by the agreement of the said Mary Gough with the said George Crane to become the property of the said George Crane at the time of his intermarriage with her, and that in consequence of said agreement and the said marriage, the said bonds came into the possession and did become the property of the said George Crane, and that these respondents, as his executors, are now entitled to have and receive the proceeds of them as a part of