your orator charges that at the time of the death of Henrietta Groves Chaney, her father Levi Chaney had the following children, viz: Rachel Ann Chaney, Isaiah Chaney and Eliza Ann Chaney and Henrietta G. Providence Chaney, by his wife Providence Chaney, all then minors, and that the said Levi Chaney after the death of his aforesaid daughter Henrietta Groves Chaney had also by another wife Violetta Chaney the following children all now minors, Victoria Elizabeth Chaney, Levi Mitchell Chaney, Rosina Mitchell Chaney and Solomon G. Chaney, but the times of their births your orator knows not — That afterwards about the 27th day of June in the year 1848 the said Levi Chaney died, leaving his last aforesaid wife surviving him, and all the aforesaid children living though Solomon was born afterwards —

Your orator further charge, that during the life time of the said Levi Chaney, and after the death of the said Henrietta Groves Chaney, from time to time, your orator under the provision of the said will of Elijah Chaney, paid away to the said Levi Chaney for the benefit of the said Henrietta Groves Chaney, and after her death for the benefit of his other children the interest and profits of the property of the said Henrietta Groves Chaney, and after Levi Chaney's death your orator continued to pay the same to Violetta Chaney the widow of the said Levi Chaney for the on to the said children themselves for necessaries children of the said Levi Chaney until Rachel one of the said children became old enough to receive her share for herself, when your orator paid off her full share of the money and estate, except the negro as will appear by an account of the same herewith filed marked S. G. C. No 4 — and S. G. C. No 8 —

Your orator further states and charges that he understands that the children of the former wife of the said Levi Chaney, viz: Rachel Isaiah, Eliza and Henrietta P. P. deny that the said Levi was lawfully married to the last wife - that they allege that the last wife was a daughter of the former wife of the said Levi, and that therefore the issue of the said last wife are not lawful and cannot receive any part of the estate of the said Henrietta Groves Chaney deceased now in the hands of your orator, and that they alone are entitled thereto. Your orator believes these statements to be true, but yet your orator is advised that the said marriage must be declared unlawful by a court of competent jurisdiction, and that he can be protected is disposing of this money and property only by such a decree of this Court, in a suit wherein all the persons interested are parties, and where the Court by reason of its general jurisdiction can decide upon the legitimacy or illegitimacy of the last children of the said Levi Chaney, and enable your orator fully to close up and settle his aforesaid trust. Your orator further states that he has in some respects acted on the belief aforesaid, that the children of the said Levi by the last wife were not lawfully born, and that he has accordingly paid away to the children by the former wife sums of money more than their shares of the estate in money, and that he is now advised to pay no more, until your Honor decides on the rights of the parties, in order that your orator may be indemnified out of the property yet to be distributed; should your Honor decide that all the children aforesaid of the said Levi are entitled to participate in the said estate.

Your orator further states that recently the Orphans Court of the said County have appointed Shelby Clark of Prince George's County, Guardian to the said