

Said Chauncy, Eliza Ann Chauncy and Henrietta G. N. Chauncy
and that the said Clark hath as such filed a petition
in the said Orphan's Court, requiring your orator to ac-
count thereon, and pay over to him as guardian the
said estate of Henrietta Groves Chauncy. To this petition
your orator has filed an answer, and thereupon the
said Orphan's Court passed an order, directing your
orator to account in that Court, ^{from which your orator has taken an appeal to the Court of Appeals,} all of which will ap-
pear by the said petition, answer and order herewith
filed marked exhibits S. G. C. No 5. and 6 —

That your orator has since appeared in the said
Orphan's Court and exhibited an account of the said
trust ^{with a Petition to} ~~recede to~~ the said Court, ^{and respectfully states therein} that this hon-
orable Court alone had jurisdiction in this cause
whereupon the said Court ~~proceeded to order~~
declined to pass any order on the Petition then
filed therein by your orator —
Your orator further states that he is advised there
is doubt if your orator does not hold this property
as a trustee, under the will of Elifali Chauncy deceased,
for the benefit of the children of Levi Chauncy, which-
soever of them are entitled thereto, and that ^{as} such
trustee, under this will of Elifali Chauncy, the said
Orphan's Court has no jurisdiction over him, or the said
trust property, and that the appointment of the
said Clark guardian as aforesaid, conferred no
power over the same upon him. But your orator
is anxious to save costs, expenses and delay in this matter,
and will by any act of his, which your Honor may sanction,
confer all the power he has on the said Clark, or resign
his trust, that the said Clark may be appointed, or do
any act whereby he may be released entirely from the
trust with safety, under the sanction and authority of
this Court. He further states that there is doubt
whether