

Your Complainants further state that Benedict Boone, Trustee having executed the trusts conferred upon him by the deed marked Exhibit No 1 in pursuance of the Trusts conferred by said deed, after the death of said Roman Philpot by deed dated on the 14th day of October, in the year 1858, reconveyed said lands and personal estate to John Reid, John Philpot, Edward Philpot, Elizabeth Reid, Sarah S. Philpot, Gowen B. Philpot, Catharine T. Philpot and Thomas B. Philpot heirs at law and the assignee of Roman Philpot as well as heirs at law of said Roman Philpot, Senior, as will appear by Exhibit No 3 Your Complainants charges that Edward Philpot and Maria his wife by deed dated on the 26th March, 1859, conveyed his undivided ninth part of said estate to Mr John Reid as will appear by Exhibit No 4 Your Complainants further charges that said John Reid by deed dated on the 14th day of January, Eighteen hundred and Sixty one, conveyed all his undivided interest in said real estate to James Reid as will appear by Exhibit No 5. Your Complainants further charge that said James Reid by deed dated on the 8th day of July 1865, conveyed all of the said two undivided ninth parts in said real estate to Elizabeth Reid wife of said John Reid as will appear by Exhibit No 6 Your Complainants further charge that said John^r Reid and Elizabeth Reid his wife by deed dated on the 4th day of June 1869, conveyed all their interest and estate in said real estate being one undivided third to Harriet W. Philpot, John Philpot, Ann W. Philpot, Gowen B. Philpot, Catharine T. Hull and Thomas B. Philpot as will appear by Exhibit No 7. Your Complainants further state that Gowen B. Philpot by deed conveyed his interest in said land to Ann W. Philpot as will appear by Exhibit No 8, and that subsequently the said Ann W. Philpot by deed reconveyed the same to said Gowen B. Philpot as will appear by Exhibit No 9 Your Complainants further state that the said Harriet W. Philpot, John Philpot Ann W. Philpot and Gowen B. Philpot, being indebted to Nancy C. Johnson in the sum of Fifteen hundred dollars, to secure the same by deed dated on the 4th day of June 1869, conveyed all their undivided interest in said real estate, with condition to be void on payment of the same according to the limitations in said deed of Mortgage, provided as will appear by Exhibit No 10 Your Complainants have reason to believe and so charge that said Mortgage is still owing Your Complainant further state that Sarah S. Philpot, died unmarried and without issue and his ninth portion in said estate descended to his brother Roman Philpot, John Philpot, Gowen B. Philpot and Thomas B. Philpot and his sisters Ann W. Philpot Catharine T. Hull and to George, Thomas, Edward and Elizabeth, children of Edward Philpot a brother who died before her, that Harriet W. Philpot died intestate, and that her interest in said estate charged with her proportion of the debt secured by Mortgage to Nancy C. Johnson as heretofore stated descended to her children, Roman Philpot, John Philpot, Ann W. Philpot Gowen B. Philpot, Elizabeth Reid, Catharine T. Hull, Thomas B. Philpot and George, Thomas, Edward and Elizabeth Philpot children of Edward Philpot deceased who died before his mother, the said Harriet W. Philpot Your Complainant charge that the said lands are held by your complainant and the defendants hereinafter named as tenants in common in unequal proportions, and that the said lands cannot be divided without loss or injury to the parties interested, and that the