

The bill then charges, "that after the death of the said West, the said trustees, appointed Nathaniel Williams, Esq., (the defendant,) their agent, who afterwards, on the death of said trustees, was, by a decree of Baltimore County Court, passed on the petition of Luke Tiernan and others, stating themselves to be creditors of said James West, duly appointed trustee for the estate, with the same powers which by the deed of trust aforesaid, were vested in the original trustees." And it appears by a copy of the decree of Baltimore County Court, that the defendant was appointed trustee on the 21st of September, 1836.

The bill, after some averments, not necessary to be noticed, states, that the complainants had received from the defendant, from time to time, several sums of money, amounting in the aggregate to about the principal of the said sum of \$9,900, but that they had received nothing on account of interest, and that a large balance still remains due them for interest, which the defendant refuses to pay. It is chiefly to recover this balance that the present bill is filed; and to that end, after the foregoing statement, the defendant is called upon to give a detailed account of the business of the trust, showing the amounts received by him, and the payments made from the trust fund, and particularly the sums paid to the complainants; and stating the times of the receipts and payments, and the accounts on which they were paid; and also full and perfect answer make to the premises, &c.

The answer to the exceptions is admitted to be satisfactory and full with regard to the transactions of the defendant as trustee; but it is said that it does not give an account of, or any information in reference to the proceedings of the defendant whilst he acted in the capacity of *agent* of the first trustees. And the rule is insisted upon, that a respondent submitting to answer, must answer fully; and there can be no doubt that such is the rule. *Warfield vs. Gambril*, 1 G. & J., 503; *Salmon vs. Clagett*, 3 Bland, 125.

If the answer is not explicit, the defendant may be pressed by exceptions till it is so, but exceptions to an answer for insufficiency can only be sustained where some material allegation,