

the age of 23 years, then that your complainant should not take possession of, or have charge of, the said lands until he should attain the age of 23 years, and that in the meantime the executors and trustees named in the said Will of the said testator, should occupy and manage the same.

14 (a). The said Will of the said Thomas Clark Street contained no devise of or affecting any real estates which were vested in the said testator as trustee, and the legal estate in all the real estates vested in him in fee at the time of his death as trustee, including the undivided shares in the lands in the first paragraph of this Bill mentioned, of the defendants Cynthia Fuller, Julia Ann Macklem, and of the six children and heirs at law of the said Elizabeth Plumb, in the thirteenth paragraph named, descended to the defendants Cynthia Fuller, Julia Ann Macklem, Caroline Becher, Thomas Street Plumb, Frederick Plumb, Duncan Charles Plumb, Elizabeth Street Plumb, Mary Gertrude Plumb, and Anna Isabel Burr Plumb, as heirs at law of the said Thomas Clark Street, deceased.

15. Upon the death of the said testator, Thomas Clark Street, his said mother took and possessed his interest in the said lands until the time of her death, which took place on the twelfth day of September, in the year of our Lord 1872, and thereafter and until your complainant attained the said age of 23 years, Richard Miller and the defendant, Thomas Brock Fuller, the executors and trustees named in the said Will of the said Thomas Clark Street, took and possessed his interest in the said lands in accordance with the provisions thereof.

16. Your complainant attained the age of 23 years upon the twenty-sixth day of June, in the year of our Lord 1876, and thereupon entered into and has continuously remained and now is in possession of his undivided share of the said lands.

17. Your complainant submits that he is entitled, under the circumstances hereinbefore set forth, as owner in fee, to 7 equal undivided tenth parts of the said lands; the defendant, Cynthia Fuller, is equitably entitled, as owner in fee, to 1 equal undivided tenth part of the said lands, subject to the estate therein, to which the said defendant, Thomas Brock Fuller, is entitled, as being her husband; the defendant, Julia Ann Macklem, is equitably entitled to 1 equal undivided tenth part of said lands, and the defendants, Josiah Burr Plumb, Thomas Street Plumb, Frederick Plumb, Duncan Charles Plumb, Elizabeth