

for want of correct information as to facts and circumstances. It does not appear, that the Court has ever before been informed, that Thomas M. Cooper was a resident of the State of Delaware at the time he was appointed trustee. It is clear, that no one should be appointed or continued as the trustee of a lunatic who resides beyond the jurisdiction of the Court, and cannot promptly be made amenable to its authority. *Ex parte Ord*, 4 *Cond. Chan. Rep.* 44; *Logan v. Fairlee*, 4 *Cond. Chan. Rep.* 90. I have therefore no hesitation in displacing Cooper. And I now only deem it necessary to appoint another trustee until the intellectual condition of Charles Morgan can be more satisfactorily ascertained. *Ex parte Thomas Drayton*, 1 *Desau.* 144.

Whereupon it is ordered, that Richard Dardin, of Talbot County, be and he is hereby appointed trustee in the place of the said Thomas M. Cooper, to take charge of and have the care, custody, and management of the person and estate of the said Charles Morgan, a lunatic. And that the said trustee Dardin, apply the interests, rents, issues, and profits, of the said lunatic's estate to his support and maintenance, and render an account thereof accordingly. But before the said Dardin acts as trustee, he shall give bond to the State of Maryland, with surety to be approved by the Chancellor, in the penalty of \$3,000, well and truly to discharge his duty as trustee, and to render an account, on oath, of all the property of the said lunatic, with the interest, rents, issues, and profits thereof, once in each year; and as much oftener as may be required; and to deliver the same up, when called upon to do so.

* And it is further ordered, that the said Thomas M. Cooper deliver up and transfer all the property, debts, rights, and effects, which may be in his possession or under his control of the said Charles Morgan, unto the said trustee Richard Dardin; and also render unto this Court a true and full account, on oath, of all his proceedings concerning the said lunatic and his estate. **336**

And it is further ordered, that the said trustee Richard Dardin, as soon as may be after he has given bond, make out and return to this Court, a full and complete inventory, on oath, of the estate, debts, rights, and effects, of the said lunatic which may have come to his hands, and so far as he can ascertain the same.

And it is further ordered, that the said lunatic, or any one on his behalf, may at any time, on petition to this Court, have the said Morgan discharged from its further custody upon such affidavits as he may think proper to file, taken before any justice of the peace, and made by any physician, or other respectable person, giving such a particular description and opinion of the mental condition of the said Morgan as may enable the Chan-