

bequests and devises in its favor, by the said will made, upon the conditions thereby imposed; or even if it is willing so to accept, whether or not it has complied with all the preliminary conditions requisite to entitle it to receive a conveyance of said lot and building, and of said unexpended residuary estate.

6. Until these matters are finally and conclusively determined, the said building must remain unoccupied, to its great detriment, and the further discharge, by your orator, of his duty as such executor, will be rendered impossible.

Your orator therefore needs equitable relief as follows:—

I. A decree that the annuities given by said will, will be sufficiently secured and provided for, by a conveyance to the person or corporation entitled thereto, subject to their payment, of the unexpended estate of the testator; and that he shall make such assignment and conveyance to such person or corporation, so subject.

II. Discovery by "The Library Company of Philadelphia" as to whether it is, or is not, willing to accept the devises and bequests, in its favor, by said will made, upon the conditions thereby imposed.

III. Discovery by said Company as to what has been done by it, if it be willing so to accept, to entitle it to receive a transfer of said lot and buildings, and unexpended residuary estate.

IV. A decree determining whether said Company has or has not accepted the devises and bequests in its favor, by said will made; and further discovery, if it be decreed that it has so accepted, whether it has or has not complied with all the preliminary conditions requisite to entitle it to receive such transfer.

V. A decree determining whether "The Library Company of Philadelphia" is, or is not, entitled to receive such transfer and conveyance; and, further determining, if it be decreed to be thus entitled, in what manner, and upon what terms and conditions such transfer shall be made.

VI. And in case it should be decreed by the Court that

