

dollars, paid by the grantee to the grantors, and both bearing date the same day, 23d of April, 1847. The proceedings show that the same property was conveyed to Wm. Basil by Vachel Sevier and wife, by deed bearing date the 9th of December, 1842, for the consideration of one hundred dollars, expressed upon the face of the deed to have been paid by the grantee, Basil, to the grantors.

The bill in substance charges the indebtedness of said Basil to complainants prior to the execution of the deeds assailed, and that they were executed without consideration, and with a fraudulent design on the part of the parties thereto, to hinder and delay, defraud and cheat the creditors of said Wm. Basil, and prays for a decree vacating and annulling the same, and for a sale of the property thereby conveyed for the purpose of paying the debts of the said Basil.

The answers of Brewer and wife admit that no consideration was paid by Brewer to Basil and wife, nor by the wife of Basil to them, but that said deeds were executed for the purpose of vesting the title to said property in Basil's wife.

The answer of Basil and wife sets up the defence, that the property mentioned in said deeds was purchased with the separate property of the wife, which was acquired by her partly by her own exertions, and from the estate of her late grandmother, and at the time of said purchase from Sevier, she insisted that the property should be conveyed to her separate use, but finding that it had been conveyed to her husband, she insisting it should be conveyed to her, the deeds in question were executed for that purpose, and not for the purpose of defrauding the creditors of the said William Basil, or any of them as stated in the bill. Basil also avers that he had at the time of executing said deeds other property more than sufficient to pay all his debts then due and owing by him.

Proof was then taken, establishing the indebtedness of said Basil as alleged in the bill. The defendant proved, by Dr. John Ridout, that the wife of Basil was entitled from the estate of Sarah Terry to the sum of \$406 83, which, as executor and trustee, he paid to the said William Basil in right of his said