

1878-33

Southampton County Chancery

Juror, George J. Neal vs

Barham, Theophilus et al

"to satisfy judgment"

George Juror +
James Juror assigned
7 20m A Jones

Theophilus Barham
Cardy C. Whitfield +
Bryce E. Warrell

#3 30

8

Turners

in } Papers

Barham & Co

1878. May. Final decree

Twins.

ms. } Bill & Shiloh.

Book and c.

1869. October Rules

108.27
99.16
296.17
404.12
295.79
47.21
76.00
36.18
13.16
78.18
99.21.19

To the Court. Judge of the Circuit Court of
Southampton County, in Chancery.

Humly & respectfully shew unto your
Honor your Compt. George W. and James B.?
Loren, that at the Nov. Term¹⁸⁶⁹ of the Circuit Court
of Hampshire, William & John, obtained a judgment
against Thos. G. Barkum, for the sum of \$500. with
interest thereon from 1st day of Feb. 1861 ^{\$6.52} and costs.
which judgment was duly docketed, in the
Clerk's Office of the Circuit Court of Southampton.
a copy of the said judgment, and certificate
of the Clerk of Southampton of the date when
docketed, are herewith filed as parts of this bill.
That the said judgment is a lien on all
the real estate of the s^d Barkum, and the docket
thereof is absolute notice to all subsequent pur-
chases,

That Barkum is the owner of a tract of
land lying in this County, on which he now
resides containing 300. a ccs. near the Franklin
depot on the Peabody R. Road. the said property
of which is not subject to any claim in this County.
That on 1st day of August, 1869. William & John
by deed regularly executed the said judgment
to your Compt. for value rec^d. a copy of
which assignment is herewith filed.

That your Compt. are entitled to or shall
be forthwith judgment, which still remains
unsatisfied, enforced by a sale of the s^d Barkum
real estate, and now appears to this Court for
that purpose.

That since the s^d judgment was obtained
and since it was docketed, Barkum has
conveyed his real estate by deed bearing
date 2nd day of August, 1869. to Wm Briggs as trustee
to secure the payment of certain debts due to

Lord, to Whitfield and Bep. E. Morrell.
a copy of which is herewith filed. And your
orator is advised that the said Lord is
willing so far as your daughter's property
is concerned.

In tender consideration of all which
and in as much as your daughter was
with out remedy in the premises, except in this
court, to the end therefore that justice may
be done and adequate relief afforded in
the premises, they pray your Honor to make
Theophilus A. Busham, Wm W. Bays, Lord
to Whitfield and Bep. E. Morrell able
to this bill and answer them to answer to
all claims fully and never more. That the
said court may be enforced, against
the real estate in the bill mentioned, that
so much thereof as shall be necessary for
the purpose may be sold, and the proceeds
applied to the payment of their demands,
And that your Honor will grant such
other and general relief in the premises
as Equity may dictate and the nature of
them case may require. As in and by law.
(May it please the Court &c.)

Chambers. p.p.

Executed by delivering T. H. Parkman
Ben^d. & W. W. Ellsworth. W. W. Briggs & Gordon to
Whitfield each a copy of this Summons
on the 22^d day of September 1869

W. W. Briggs by
H. G. Poole's Shff

For's ap'p'nt
to
Parkman & Co
W. W. Briggs
W. W. Briggs

October 2^d 1869
W. W. Briggs
W. W. Briggs

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of the County of Southampton---Greeting:

We command you to summon *J. G. Barkand, W. W. Briggs, Benj. E. Horner & C. S. Whitfield*

if *they* be found within your bailiwick, to appear at the Clerk's Office of our Court of Southampton County, ^{to wit} at the Rules to be holden for the said Court, on the first Monday in *October next* to answer & *show* in *Chancery* exhibits against *them* by *George & James Turner* agents of *A. Jones*

And have then there this writ. *Oswin White*

Witness, ~~WILLIAM R. EDWARDS~~, Clerk of our said Court, at the Court-House, this *20th* day of *September* A. D., 186*9*, in the *24th* year of the Commonwealth.

Oswin White *clerk*
(4)

WLO Myff

Report.

Trans. as Barkham

In obedience to a decision of this Court - at May
CT. 1870 - I rented out the land of T. G. Barkham
mentioned in the said decision for the year 1871
for the sum of \$3.90 -
to come off.

16.80
\$373.20

Paid to Trans

\$153.98

Paid Drury.

107.28

Paid Griffin

31.60 \$292.88

Leasing in new Corn house -

\$80.32

all of which is respectfully

Submitted -

To the League of the Cid. Co.

W. W. Briggs Secy.

Turner

vi } Stat. Rules

Barkham }
82

In Southampton Circuit Court

Geo. W. & James E. P. Turner

Plffs

against
Theophilus G. Barham, Wm W. Briggs, Cordy C. Whitfield & Benj. E. Morrill Dfs

1869 Sep. 20 Summons issued

" Oct R. " ret. Executed. Bill filed. D. nisi & dft.

" Nov. " Bill taken for confessed & cause set for hearing &c

1870 May 1. Decree for account

" Aug. 17 Report

" Nov. 1. Decree &c

1871 Nov. 1. Decree to rent out P

1878 May. Rep. & final decree

Turner
against Report
Barham

1878 May Term

In obedience to a decree of the Circuit
Court of Southampton County, in the Chancery
Suit of Turner against Barham rendered
at November Term 1848; I rented out the
Lands of T. G. Barham, and have paid
in full all the judgments against the
said Barham which was ordered to be
paid by said decree, which receipts are
herewith returned, leaving no balance in my hands

W. W. Frey, Shff

May 1st 1848

Rec^d June 16th 1833 of W^m A Driggs
Shff & Receiver in the Chancery Suit
of Jones for Turner against Barham
One Hundred & Twenty dollars
on judgment against T. L. Barham,
in favor of W^m A Jones for Turner
& Bro

Turner & Bro

Rec^d March 19th 1833 of W^l Briggs
Sheriff & Commissioner in the Chancery
suit of Jones for Turner against T. G.
Barham One Hundred & Seventy
dollars on judgment of Jones for Turner
against T. G. Barham filed in said
suit.

Turner & Bro.

Rec March 16th 1874 of W. Briggs Sheriff and
Commissioner, in the Chancery suit of Jones for
Turner against J. G. Barham, Fifty eight & 29/100
dollars, in full of a judgment, of W. A. Jones,
who sues for the benefit of Turner & Bros against J. G.
Barham.

Turner & Bros.

Rec^d. March 25th 1833 of W^m L^d Briggs Shff
& Commissioner in the Chancery Suit of ~~Turner~~ ^{Jones}
for ~~Turner~~ ^{Jones} against T. G. Barham Sixty -
Dollars on judgment of W^m S Goodwyn Esr
Sant. Wrenry. against said Barham in
my favor

— W^m L^d Briggs

Rec^d March 31st 1874 of W. L. Briggs
Sheriff & Commissioner in the Chancery suit
of Turner assignee of Jones & others, against
G. B. Barham, One Hundred & Eighty dollars,
in part of a judgment in my favor against
said Barham.

W. H. Drewry Esq
of I. H. Drewry & Co.

Rec^d. April 19th 1835 of W^m C Driggs Sheriff & Commissioner
in the Chancery Suit of Turner Apoline of Jones & others
against S. G. Barham, One Hundred & fifty six + 87/100
dollars, in full of a judgment in my favor against
said Barham

W^m H Drury Ent^d

J^r H Drury

July 16 1871. Recd of W W Briggs shuff of
Santiampton \$23.20. on acct of Capt.
of Hays Higgins ss. J. B. Barham.

W. Chambers -
also for Higgins

July 16/ 1871. Recd of W W Briggs shuff
Santiampton \$161.27. on acct of Capt.
ss. Thos. B. Barham. in my former
opn of Wm a Loom. Santiampton
Capt.

Geo. W. Loomis

by Jas. H. Barrows

April 21st 1871 Recd of W W Briggs shuff
of Santiampton one hundred & fifteen dollars on
acct of Judgment against J. B. Barham Esq
Jas H. Barrows
Jas H. Barrows

Nov. 10th. 1871. Re. ^o of Wm Briggs, Receiver
in the Debt of Jones for & - Mr Barker
in 5th judgment in Court. fifty dollars
per in the said case.

Wm R. Chamberliff

Debt due Henry Grizzard July 1st 1830
Int till January 1st 1831

158 12
4 34
162 86

Jan 1st 1831 Paid

31 62
131 24

Int till Jan 16th 1831

84

Jan 16th 1831 Paid

131 56
23 20
108 36

Int till March 16th 1835

26 00
134 36

for Wm Brewery 40th
 Wm S Goodwyn's debt due 1st day July 1830
 Int till Jan'y 1st 1831.

536 42
 16 09
 552 51

Jan'y 1st 1831 Paid

109 28
 445 23

Int till April 21st 1831

8 19
 453 40

April 21st 1831 Paid

115 00
 338 40

Int till March 25th 1833

39 12
 377 52

March 25th 1833 Paid

60 00
 317 52

Int till March 31st 1834

19 36
 336 88

March 31st 1834 Paid

180 00
 156 88

Int till March 15th 1835
 Bal due Brewery

9 01
 165 89

Int till April 19th 1835

88
 166 77

1350
 55
 55
 1634
 940

535

Rec^d March 18th 1872 of W^l A Driggs Sheriff
of Southampton County Three Hundred
+ fifty dollars in part of a Judgment
against H. G. Barham in favor of William
A Jones for the benefit of Geo Turner.

Turner & Bros.

The Commonwealth of Virginia :

TO THE SHERIFF OF SOUTHAMPTON COUNTY—Greeting :

WHEREAS, in a suit in Chancery depending in our *Circuit* Court of Southampton county, between *Samuel Nello Sheriff of So-ampton & adm. so. of Isaac H. Davis de &c.* Plaintiff and *Davis admor. &c.* Defendant

it was, on the *6th* day of *May* 187*6*, among other things, adjudged, ordered and decreed that *Wm. W. Briggs garnishee pay to the plaintiff the sum of one hundred and thirty four dollars with interest thereon from the 1st day of March 1875.*

Therefore, we command you that of the goods and chattels of

Wm. W. Briggs

late in your bailiwick, you cause to be made

one hundred and thirty four dollars with interest thereon from 1st day of March 1875 till paid.

which the said

Samuel Nello admor as aforesaid.

in the same Court, recovered against the said

Briggs

by the decree aforesaid ; also,

dollars

and

cents for

costs in said suit expended.

Whereof the said *Briggs* is

convict, as appears to us of record. And how you shall have executed this writ make known at the Clerk's Office of our said Court at Rules to be holden for said Court on the first Monday in

August next, and have then this writ. Witness, JAMES R. TYLER, Clerk of our said Court, at the Court House, this *30th* day of *May* 187*6*, in the *100th* year of the Commonwealth.

S. Edwards Secy

Copy. Teste S. R. Edwards Secy.

Recd June 9th 1876. of W. H. Briggs Sheriff one hundred
and twenty three and 75/100 dollars in full of this Fi Fa this
being amount after paying costs of suit as pr. statement on
this Fi Fa.

Wm B. Shando

attorney for Saml Kells

admir de bonis now of Isaac Davis

both
sh.
\$3.55-
60

W. H. Briggs Sheriff

Shff. Statement

\$123 23-

403- 10 73-

Shff. Comd 6 70

Costs

134.00

Net due

the day & Year first above said

James R. Tyler

Com:

Commissioners for \$12. ch^d
to plffs.

There are some judgments docketed in the Clerk's
office of Southampton County. that your Commissioners
has not reported because they have been paid.

James R. Tyler

Com:

1870 Aug. 13th

Barham

James R. Tyler's Report

An Account of Judgments obtained against The O G Barham & of record in the Clerks Office as follows

Docketed 17 July 1868	Wm S Goodwyn Exor of Samuel Drury who sued for the benefit of Wm H Drury Ex of James Drury	Judgment for	\$ 327 60	
		Int. from 25 March 1857 to 1 July 1870	260 76	
		Costs	7 02	
			595 38	
		Paid Int for 3 years	58 96	536 42
Docketed 17 Feb 1868	Henry Grizzard	Judgment for	100 00	
		Int. from Dec 25 th 1858 to 1st July 1870	69 10	
		Costs	7 02	
			176 12	
		Paid Int for 3 Years	18 00	158 12
Docketed 17 July 1868	Wm A Jones	Judgment for	550 00	
		Int from 24 th Feb 1868 to 1st July 1870	310 47	
		Costs	6 52	
			866 99	
		Paid Int for 3 years	99 00	767 99
Docketed Day 5 th 1870	Richard H. Griggs	Judgment for	200 00	
		Int from 1st Jan 1868 to 1st July 1870	30 00	
		Costs	6 90	
				236 90
Docketed March 31 st 1870	Warrington, Bennett & Co	Judgment for	71 20	
		Int from 1st August 1859 to 1st July 1870	46 63	
		Costs	6 86	
				124 69
Total Amt Judgments & Int & Co			\$ 1824 12	
Respectfully Submitted			James R Tyler	Leon

An Account of the absolute and Annual Value of
the real Est Belonging to T. G. Barham &c

	Absolute Value	Annual Value
One Tract of Land Near Franklin Depot	\$6000	\$390 00

Respectfully Submitted
James R. Fyles
Clerk

Commissioners Office
Jerusalem Augt 10th 1870

To The Circuit Court of Southampton County
Pursuant to a decree of the circuit Court of Southampton County, rendered at the May Term 1870 in a suit in Chancery depending in said court between Thos W & Jas E P Turner Plaintiffs and T. G. Barham W. W. Briggs Cordy C. Whitfield & Ben E Morrell Defendants. The undersigned one of the Commissioners of said Court to whom was referred for settlement by said decree the accounts of the plaintiffs judgment, and of all other judgments against the defendant T. G. Barham distinguishing their priorities also an account of the annual and absolute value of the real Estate in the Bill, being the tract near Franklin depot in Southampton, on which said Barham now resides and which he purchased from J. J. Dillard. - ascertaining whether the rents and profits of the said Land will within five years satisfy the judgments which bind the said same by law. reports to Court that on the 15 day of June last he issued notices against the several parties aforesaid requiring them to attend the settlement of said accounts, before him at his said office on the 15 day of July which were returned to your Commissioner duly executed. that the parties aforesaid appeared, by attorney, before the Commissioner in obedience to said notices, and he thereupon stated & settled the foregoing accounts, and finds the amount of judgments to be \$1824.12 cents, including Interest & costs to the first of July 1870. The Commissioner further reports to the Court, that in his opinion the annual rents & profits of said Land, ^{within five years} is sufficient to pay the judgments now against the defendant Barham. The Commissioner reports further that he retained the same in his office ten days for the examination of the parties, which with the decree and notices aforesaid are herewith returned.
Given under my hand, as Commissioner aforesaid

Turners

v. Copy Done

Barham J

(July 15th 1877)

Southampton Circuit Court, May Term 1870.

Geo. W. and James E. P. Turner
against

Thos. G. Barkham, W. W. Briggs, Cordy C. Whitfield and
Benjamin E. Worrell -

Plffs.
vs.
Defendants.

Plffs.

The Bill having been taken for Confessio at Rules as to all the Defendants, this day this Cause came on to be heard on the Bill and Exhibits filed and was argued by Counsel, on Consideration whereof, the Court doth adjudge, order and decree, That a Commissioner of this Court, take an account of the Plaintiff's Judgments, and of all other Judgments against the Defendant T. G. Barkham, distinguishing their priorities - also an account of the amount and absolute value of the real estate in the Bill, being the tract of land Franklin Street in Southampton, in which said Barkham now resides, and which he purchased from J. F. Tillard - ascertaining whether the rents and profits of the said Land will within five years, satisfy the Judgments which bind the same by him, and report said account to Court, with any special Statement deemed pertinent by himself, as required by either party to be so stated.

Attest,
Jury,

James R. Tyler, J.C.

Barbours 2 Sides of Gravel
to
Whitfield & Worrell's Gravel

A Copy

This Deed of Trust made this 2^d day of August 1849, between
Thos. G. Barland of the first part & W. W. Briggs Trustee of the Second part.
Witnesseth that the said Thos. G. Barland in order to secure the following debts,
to wit: One debt due Cordy C. Whitfield by bond bearing date with
this Deed for two Hundred & fifty Dollars, also another debt due Benjamin
E. Warren bearing date with this deed, to which Thos. St. Croix is Security,
for Three Hundred Dollars, both owing unto the said W. W. Briggs,
Trustee for that purpose the following property, to wit: all that
tract or parcel of Land in which I reside lying in the County of
Southampton & containing by estimation Three Hundred acres,
More or less, it being the same tract of land said Barland purchas-
ed of James Willard, also one Mule, One black Mare, all my Stock
of Cattle & Hogs, one Wagon, two Carts & wheels, farming utensils,
Household & Kitchen furniture, also all my growing crop of
all kinds, consisting of Corn & fodder, Cotton & ground peas.
Witness the following Signatures & Seals

Thos. G. Barland (Seal)
W. W. Briggs (Seal)

Southampton County, In the Clerk's Office, August 2ⁿ 1849.
This Deed of Trust from Thos. G. Barland to W. W. Briggs, Trustee,
for the benefit of Cordy C. Whitfield & Benj. E. Warren, was
acknowledged by the said Thos. G. Barland & W. W. Briggs,
to be their act & deed & admitted to record.
A Stamp of the Int. Rev. of the U.S. to the amount of fifty Cents,
being affixed thereto & duly cancelled.

Teste,

S. A. Edwards, C. C.

Attest,
Teste,

James R. Tyler, C. C.

1840

Continued

100

[illegible]

Turners }
v } Com: Notice
Barham jf }

Executed
W W Briggs Shff

EX-107

100

52

JERUSALEM, June 15th 1870

To

George W and James E P. Turner

Defts

Against

The^s G. Barham, W. H. Briggs, Cordy C. Whitfield and Ben E. Merrill
Defts

You are hereby notified that I have fixed upon the 15th day of July next, if fair, if not, on the next fair day thereafter, (Sunday excepted,) to take and settle, at my office, the following accounts, to-wit:

That a Commissioner of this Court take an account of the Plaintiffs Judgments, and of all other Judgments against the defendant J. G. Barham - distinguishing their priorities - also an account of the Annual and absolute value of the real Est in the Belt being the tract near Franklin Depot in Southampton on which said Barham now resides and which he purchased from J. S. Delland ascertaining whether the rents and profits of the said Land will, within five Years satisfy the Judgments which binds the same by him, and report said accounts to Court with any Special statement deemed pertinent by himself or required by either party to be so stated

required to be taken by a decree of Southampton Circuit Court, rendered on the day of May Term 1870, in a suit in Chancery, depending in said Court, in which you are parties, plaintiffs, and defendants; at which time and place you are required to attend.

Given under my hand as Commissioner in Chancery of the said Court, the day and year first aforesaid.

Jas R. Tyler
Commissioner.

To the Sheriff of Southampton County to execute.

June 3
v 3 Apr transfer

Barham

Free 30c

Know all men by these presents that I Wm
A Jones in consideration of the sum of \$550-
to me in hand paid have granted
transferred and assigned unto George W. and
James L. Turner a certain Judgment by me
recovered for \$550 int & costs in the Circuit Court
of Greenville at Nov Term 1864 of said Court
and all benefit and Advantages now being or
which may arise from said Judgment and
all the right title, and Claim which I have
to the said Judgment—

And I do authorize the said George & James
Turner in my name to sue & prosecute
the said Judgment and to do whatever may
be necessary about the premises.

As witness my hand and Seal this 2nd day
of August A.D. 1864

Teste
J. R. Chamberlain

Wm. A. Jones (Seal)

I certify that the above is a
true copy of the assignment & transfer filed
in the Suit of Jones v. Burkham, in the
Circuit Court of Greenville County.

E. L. Turner Dep. Clk.

24 18

Summe

As. } note for acc.

Barham.

Nov. Ct. 1870.
To be entered

Geo. A. Blod

Turner

21.

Barham &c.

This day this cause came on & he again heard on the papers formerly read. on the report of G. W. Fyler, dated August 13th 1870. and was argued by counsel. On consideration ^{filed} whereof the Court, ^{confirming & giving what to which no objection has been} took ^{agreed} order and decreed that Wm. Briggs, Sheriff of Southampton, take possession of the land in the proceedings mentioned, situated near Froantlin, on which J. F. Barham resides. That he rent out the same, for one year, to the highest bidder, (after giving 20 days notice of the time & place of renting) at the village of Froantlin. That he take of the tenant bond for the rent, retaining the right of distress for the rent. That S. P. Briggs will report to Court.

In obedience to a Decree of the Circuit
Court of Southampton County rendered at
November Term 1831, I Rented the Land in
the Proceedings mentioned for the year 1832,
for Three Hundred & fifty dollars, which
Amount I paid to Turner & Bro assignees of
Wm A Jones.

Respectfully Submitted

Wm Briggs Comy

Nov. 8th 1832

June 30

Buckeye

Nov 1 1867

Dec 30

In Greenville Circuit Court Nov Term 1860
Wm. A. Jones

Plff (Indeb-
Debt)

Thos. G. Barham

Def

Judgment in favor of the plaintiff against
the defendant for \$537.⁰⁰/₁₀₀ with interest thereon
from Feb'y 4th 1861 till paid and \$6.⁵²/₁₀₀
Costs

Extract

Teste

L. L. Turner D.C.

Turner

to { Copy Decease

Barham

Southampton Circuit Court, November Term 1871.

Turner?

vs.

Barthman

Jeff.

Jeff.

January

This day this Cause came on to be further heard as the papers
formerly read and the Report of W. W. Briggs Sheriff of Southamp-
ton, and was argued by Counsel; On consideration whereof the Court
doth adjudge, order and decree, that said Briggs rent out
annually the Land mentioned in the proceeding until the rents
shall satisfy the judgments reported by ~~James Tyler~~ to wit:
a judgment in favor of W. A. Jones for the benefit of Geo. Turner
amounting including interest and Costs on July 1st 1870 to \$767.99
Judgment in favor of Henry Griggard with like interest and Costs
amounting to \$158.12, and a judgment in favor of W. S. Goodwyn
for interest and Costs on July 1st 1870, to \$531.42.
These judgments are subject to the Credits Jones has
Turner, judgment on 1st January 1871, for two hundred and
fifty three dollars and ninety five cents, Griggard
judgment on 1st January 1871, for \$31.12, and Goodwyn's
judgment on 1st January 1871, for two hundred and
seven dollars and twenty eight cents—
Said Briggs will report annually to Court.

A Copy

Justice, James R. Tyler, J. C.

Sum.

ms. { Lec. 20.

Barham &c

May 20. 1870.

To be sent

Geo. B. Scott &c

Seems

as.

Barkum &c.

The bill having been taken for con-
sidered at Rules at all the Sept.; This day This Cause
came on to be heard on the bill and exhibits filed
and was argued by counsel. On consideration
whereof the Court with a quorum saw and seen
that a Com. of this Court take an account of
the Plaintiff's judgment and of all other judgments
against the Sept. T. G. Barkum, distinguishing
their priorities.

also an account of the annual and other
value of the real estate, in the bill, being the
Tract near Franklin in Sept. in S^d amount.
on which S^d Barkum now resides & which
he purchased from J. J. Bell and as certifying
whether the Rents & profits of the said Land &c.
will, within six years, satisfy the judgments.
which bind the said S^d Barkum. And report-
said accounts to Court with any special
statement deemed pertinent by himself or required
by either party who so stated.

Turn

as

} Moon

Bark and.

Nov. 1871.

To be entered

Geo. B. B.

Thun

as

Barkum.

This way this cause came on to
be further heard on the papers formerly read
and on the report of Wm W Briggs Staff of
Southampton and was argued by Counsel-
on consideration whereof the Court with
advice given and advice, that S Briggs, sent
out annually the lands mentioned in the
proceedings until the rents, shall be paid by, the
Judgment reported by Comd Gen to put a
Judgt. in favour of Wm & Sons for the benefit
of George Thun, amounting in principal interest
and costs on July 1st 1870 to \$767.29. ^{To \$767.29} Judgt. in favour
of Henry Briggs, with little int & costs amounting
to \$158.12. and a Judgt. in favour of Wm & Sons
i.e. amounting, interest & costs on 1 July 1870. to
\$536.42. These judgments are subject to
the costs. From for Thun Judgt. on 1 Jan 1871.
for \$153.98- Briggs Judgt. on 1 Jan 1871. for
\$31.62- and Goodwins. Judgt. on 1 Jan 1871. for
\$107.28.

Sain Briggs will report- annually, to Court.

Furrow

2 1/2

furrow

Barham

May Term 1878.

to be entered

George W. W.

Turner

against
Parham

Decree

This day this cause came on to be again heard on the papers formerly read - and on the report of W. W. Briggs, Sheriff of Southampton County to which report there was no exception, and was argued by Counsel: On consideration whereof the Court doth confirm the said report, and nothing further appearing, ^{nothing} to be done in this cause it is ordered that the same be ~~dismissed~~ ^{removed} from the docket.