

the report of David Barrett and Thomas Barrett sons of the Comynsman named in the order of the 31st day of October 1835. to which no exception was filed, and was argued by the plaintiffs counsel. On consideration whereof, the Court doth adjudge, order and decree that the defendant do pay to the plaintiffs the sum of eighty five dollars with legal interest thence from the 29th day of June 1833 till paid, and the sum of nine dollars and seventy five cents, the amount of costs incurred by the plaintiffs in the suit referred to, by them in their said bill of Complaint. And unless the said defendant shall pay the same, on or before the first day of May next Thomas Barrett who is hereby appointed Commissioner for the purpose is directed to sell the said tract of land, to the highest bidder on the premises, for cash, after having advertised the time and place of sale for four weeks next ensuing in one of the newspapers printed in the Town of Southampton and at the Court house door of the County of Southampton: And the Court doth further order that the Commissioner do pay to the plaintiffs, out of the proceeds of the sale, the debt, interest, and costs of said bill together with the costs of this suit. And that he make a deed to the purchaser, in due form, for the said tract of land, and report his proceedings to this Court.

Jacob Williams administrator of Elizabeth Williams de^d and also administrator of Elizabeth Williams de^d.

against

Mary Magot Sarah Ellsworth as well in his own right as in the character of administrator of Mary Asumm de^d. Benjamin Devany Sheriff and administrator of John Brad de^d. Edmund Morrell and William Doyal

This cause (in which the plaintiff appears to have proceeded according to law in respect to all the defendants and they still failing to appear and answer, and the bill being filed more than four months, the Court doth take the same for confessed) came in this day to be heard on the bill and exhibits and was argued by Counsel: On consideration whereof the Court doth adjudge, order and decree, that the Commissioner of this Court proceed to take an account of the transactions of the defendant Mary Magot in relation to the trust created by said Asumm, granted in the deed referred to in the bill of the Complainant, in favour of the Catholicus que Trust in the said deed mentioned, the amount of personal property of every kind received by him in virtue of the said trust, when he received and distributed the same, and the several proportions of the distribution; which account the Commissioner is directed to examine, state and settle, and to the Court report with any matters specially stated demanded pertinent by himself or which may be required by the parties to be so stated.

John Kellogg

against

John Shield & Co

The plaintiff on this suit is dead which is ordered to be certified.

Ordered that the Court be adjourned until Monday morning next ten O'Clock.

Rich^d H. Baker

Monday April the 31st 1836

Present. The Hon^{ble} Richard H. Baker Judge

Ordered that the Court be adjourned till the first day of the next Term.

Rich^d H. Baker