

allowed to file his answer to the plaintiff's bill, whereupon the said defendants immediately filed his answer and the plaintiff replied generally thereto.

Eleonora Rockelle & others

against

Benjamin Downing Com. Ex. of William L. Rockelle dec'd & others

The Judge of this Court being so situated as to render it improper in his judgment for him to decide this cause it is ordered that it be removed to the Circuit Superior Court of Law and Chancery for the County of Sussex.

John D. Williams

against

Walter Johnson and James D. Mapsonburg

The defendant Johnson who is out of this State, and against whom the plaintiff appears to have proceeded in the mode prescribed by law against absent defendants, still failing to appear and answer, on motion of the plaintiff by his counsel, the Court doth take the bill for confessed as to that defendant, and the cause coming on to be heard as to the other defendant, on the bill, answer, ^{explanation} and exhibit, and was argued by counsel. On consideration whereof the Court doth adjudge, order and decree that the defendant Johnson pay to the plaintiff the sum of forty three dollars and seventy eight cents, with interest thereon from the 19th day of February in the year 1836 till paid, together with his costs, and that the defendant James D. Mapsonburg pay to the plaintiff, in part satisfaction thereof so much of the sum of fifty three dollars and fifty eight cents, with interest thereon from the 29th day of July in the year 1837, as amounted to be in his hands of the defendant Johnson, as shall remain after deducting therefrom the costs by him expended in defending this suit: but the plaintiff is not to have the benefit of this decree until he shall have entered into bond with sufficient security, in the Clerk's Office of this Court in a penalty equal to double the money decreed to be paid by the resident defendant with such condition as the law requires in case of absent defendants. And the plaintiff is further required to execute a bond with sufficient security in the sum of seventy dollars payable to the defendant James D. Mapsonburg administrator of Richard Johnson dec'd conditioned to refund his proportions of any debts or demands which may afterwards appear against the intestate Richard Johnson, and the costs attending the recovery of such debts.

Ordered that the above adjudged bill traverse running ten O'clock

Rich. H. Baker

Deft. 6th p 2905

Ex. Mapsonburg ad
17.15