

defendants, having failed to appear and file their answer, and as to Nathan Parsons, Thomas R Gray and Ann Gray on whom the subpoena appears to have been served more than four months and they still failing to answer. On motion of the plaintiff the bill as amended bills the answers of David Morris administrator of Thomas Gray dec^d and the infant defendant Ellen R Gray, replications thereto, exhibits filed, and examinations of witnesses, and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that the Commissioner of this Court take the following account: 1st an account showing the amount of the plaintiff's demands. 2^d An account of Morris' administration of Thomas Gray's estate. 3^d An account of the private transactions referred to in the cause between Thomas Gray and his son Thomas R Gray, showing at what time the former paid for the latter his part of Rufus' debt and the amount so paid, as well as any other debts due to him from said Thomas R Gray. And lastly an account of Morris' transactions as Executor of Strong unless he admits assets sufficient to pay the plaintiff's demands. And the Commissioner is directed to examine state and settle the said accounts and report the same to this Court with any matters specially stated deemed pertinent by himself or which may be required by the parties to be so stated.

Lewis Morris John W Mason, Nellie Francis and Sept Turner.

against

David Morris Sheriff of the County of Southampton and Committee of the estate of Benjamin Turner dec^d. Elizabeth H Turner & Benjamin T Turner. William T Turner. Isabella R D Turner, Martha T Turner, George W Turner, James C T Turner and Edward Turner, infants by Littleton R Edwards their guardian ad litem

The subpoena in this cause appearing to be executed on the defendants David Morris Sheriff and Committee of the estate of Benjamin Turner dec^d and Elizabeth H Turner and four months since the filing of the bill and the service of the subpoena having elapsed and they failing to appear and file their answers, on the plaintiff's motion the bill is taken for confessed as to those defendants, and the cause coming on to be heard upon the original and amended bills, the answers of the infant defendants, replications thereto and exhibits filed and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that the Commissioner of this Court take the following account that is to say: 1st An account of the transactions of David Morris as Committee of Benjamin Turner dec^d showing the amount of the debts for which the time was loaned. 2^d An account of the estate to which Benjamin Turner dec^d entitled, and which upon his death descended to his heirs showing the absolute and annual value thereof. 3^d An account showing the amount of the several demands due to the plaintiff with liberty reserved to the other creditors of the said Benjamin Turner upon the usual record to exhibit and prove their claims before the Commissioner. which said several accounts the said Commissioner is directed to examine state and report with any matters specially stated deemed pertinent by himself or which may be required by the parties to be so stated.