

Henry Kinded

against
Jesse S. Barkner

Jess
Jesse S. Barkner
Ref

This day the cause came on again to be heard on the papers formerly read, and the report of the Commissioner, and the Court expressing no opinion as to said report, by consent of parties, doth order that the said report be committed to the said Commissioner for examination and settlement, who is hereby directed, to state, settle and report the same together with any matter deemed pertinent by himself or which may be required to be stated by the parties

Herwing J. Smith, Matthew M. Vaughan & Harmon Cobb Executors
of Harmon Parker dec'd. Odium Harmon, Herwing J. Smith administrators
of Maria Parker deceased and Harmon Parker an infant under the age
of twenty one years by his next friend

against
Odium Parker

Jess
John Chaucery
Ref

His Grt

Oct. 1837
Nov. 1838
p. 2525

Ex. p.

This cause came on to be heard on the Bill answer and exhibits filed, and was argued by Counsel. On consideration whereof the Court doth by consent do order that the injunction granted on the 6th of March 1838 to restrain the payment of any execution from the Circuit Superior Court of Law and Chancery for Southampton County, issued on the 11 November 1838 in favour of Odium Parker an infant against the Plaintiffs for the sum of \$946.36 cents to be discharged by the payment of the sum of four hundred and seventy three dollars and 17 cents with legal interest thereon from the 25 June 1832 till paid, be dissolved, as to the sum of three hundred dollars and twenty five cents, with interest thereon from the 1st January 1830 till paid, and perpetuated as to the balance and the Court doth so judge that the Plaintiff pay to the Defendant his costs herein in this suit expended.

John Edwards administrator of James Turner, deceased and Elizabeth Turner
next the wife of Robert A. Shelton.

Jess

against

Obvious Mitchell, late Sheriff of Southampton County to whom the estate of Sally Newsum, deceased, was committed for administration, Barrd news late Sheriff of the said County, to whom the estate of Benjamin Turner deceased, was committed for administration, Nathan Center and his wife Beulah Mary Williams, James J. Wade and wife Martha James Rivers Thomas River John J. River, Slaty River Betty River, Joel River Jacob J. River Charlotte and Nancy River, Children Smith and Slaty his wife and James Turner.

Jess

The defendants appeared in this cause since the amended bill, having been reported on the Reford Mitchell Barrd news and two months having elapsed since the service of the writ and filing of the amended bill, and all the other defendants who are out of this County, and against whom the Plaintiff appears to have proceeded in the mode permitted by law against absent defendants, and they still failing to appear and answer. On Motion of the Plaintiff by Counsel, the amended bill is taken for confessed as to all the defendants, and the cause coming on to be heard on the papers formerly read, the amended bill and deposition which have come in since the last hearing, was argued by Counsel. On consideration whereof, the Court being of opinion that error was committed in distributing the share of Sally Newsum's estate, which was allotted to Timothy River and his wife Beulah who was Turner, under the decree of this Court at its April