

by either of the parties.

James Hager administrator with the will annexed of John Parrott dec^d
against

Joseph S. Tides, Nicholas Davis & William L. Corwell Sheriff of Southampton County
Committees of the estate of Lemmons Davis & James J. Phillips

Plff
Def

Plff's Exh
§ 122.26

Plff's Exh
§ 122.57

This cause came on again to be heard on the proper findings and together with the report of the Commissioner made under the decretal order of May Term 1845 to which no exceptions had been taken. whereupon the defendant Joseph S. Tides admitting that the plaintiff's interest is entitled to an offset of two thousand three hundred and twelve dollars thirty six cents including interest to the 1st November 1845 to the judgment on the proceedings mentioned on account of said Tides' proportion of the amount due by the firm of Tides Davis & Co. to the estate of John Parrott and Lemmons Davis two of the said parties after deducting the amount due by the said Tides to the said firm and charging him with the same, according to the statement annexed, he, filed among the papers in this cause, and it being admitted by all the parties that the amount due on the said judgment including interest to the 1st November 1845 is five thousand three hundred and twelve dollars and thirty six cents - and the same being argued by Counsel the Court on consideration thereof doth adjudge, order and decree that the execution heretofore awarded by this Court to the judgment in the proceedings mentioned be dispensed as to the sum of three thousand dollars (the difference between the said judgment amounting as aforesaid to five thousand three hundred and twelve dollars thirty six cents and the said offset of five thousand three hundred and twelve dollars thirty six cents) with interest thereon from November the 1st 1845 till paid and the costs at Law - and with the consent of the plaintiff and the said Tides this suit is dropped without costs.

Henning J. Smith
against

William A. Sparks Executor of Clements Robbelle dec^d

Plff
Def

This cause came on this day by consent of parties to be heard on the bill, answer, exhibits and general replication and was argued by Counsel. On consideration whereof and by like consent, the Court without settling any of the principles of the cause but reserving them for adjudication at the final hearing doth adjudge, order and decree that a Commissioner of this Court ascertain the terms on which the copartnership between the plaintiff and the defendant's testator referred to in the bill was formed and conducted, and that he settle an account of the said copartnership according to the terms showing the balance that may be due by the one to the other, and if the balance shall be due by the estate of the said Clements Robbelle to the plaintiff that the said Commissioner settle an account of the transactions of the defendant William A. Sparks as Executor of Clements Robbelle except he will admit offset of his testator on his hands sufficient to satisfy such balance - all which the Commissioner will report to Court with such matters as he may deem pertinent to be specially stated or which either party may require to be so stated.

Joseph D. Johnson & Mary C. his wife formerly Mary C. Collier
against

Estates of Co. Smith, Abram Reddick, Matthew W. Vaughton, William Phelps,
Thomas Harcum & Mary Gardner adms of Samuel A. Gardner dec^d

Plff
Def

It appearing to the Court that more than two months have elapsed as well since the filing of the amended bill as the service of the subpoena on the defendants therein named who still fail to appear and answer on motion of the plaintiff, by Counsel their amended