

W^m M. Jones & Susan his wife formerly Susan Gardner, & Everett Ellis, & Cornelia his wife formerly Cornelia Gardner.

plff

against
Eugenia D. & Abraham L. Gardner.

Defts

cts 95.94
sh. 10
cens. 10.00
dow 50.75
9 47.29

This day this cause came in to be again heard on the papers formerly read, and on the report of Commissioner, ^{made} in pursuance of a decree rendered in this cause at November Term 1850, to which report no exceptions have been filed, and the Court confirming the same doth adjudge, order and decree that W^m M. Jones and Everett Ellis who are appointed Commissioners for the purposes aforesaid, giving at least twenty days notice of the time and place of sale, by public advertisement at the Court House door of Southampton County and other public places in the neighborhood of the tract of land hereafter mentioned, sell to the highest bidder on the premises or a credit of twelve months (except so much as may be necessary to defray the expenses of this decree and said sale) the tract of land of which Abraham L. Gardner died seized and possessed, and in which he resided at the time of his death (lying in Southampton County) and containing about two hundred acres. That they take bond from the purchaser with approved personal security and return said bond to the Court with their report in due to official decree and that they retain the title to the said land until the purchase money is wholly paid. But the decree is to be suspended until the said W^m M. Jones and Everett Ellis or one of them shall give bond in the Clerk's office of this Court with penalty of five thousand dollars conditioned as the law directs.

Whitney S. Smith, in his own right and as administrator of Lewis W. Bishop dec'd

plff

against
William A. Sparks, Ex^{or} Clemente Rockell, dec'd George H. Cump, & Judith his wife, Richard A. Cump & Mary Jane his wife, John L. Cump, Ann Eliza Cump, John W. Rockell, James M. Rockell & others

Defts

This cause came on this day to be again heard on the papers formerly read and on the amended Bill regularly taken for confessed at rules against the defendant John M. Smiley and exhibits filed with amended Bill and was argued by Counsel. On consideration whereof (and with the consent of the said John M. Smiley by his Counsel) endorsed the decree the Court doth adjudge, order and decree that the said John M. Smiley one of the executors of the defendant Richard A. Cump, administrator de bonis non with the will annexed &c of Clemente Rockell, deceased in his official bond pay to Fayetteville Sayre Receiver in this cause the sum of \$263.35 with interest thereon from the 31st December 1850, till paid, and the further sum of \$502.09 with interest thereon from the 1st Jan 1851 till paid being the amounts decreed in this cause to be paid by the said R. A. Cump, administrator as aforesaid (and which it appears from the return filed as an exhibit with the amended bill he has fulfilled to pay, liberty being reserved for further proceedings against