

(476)

2^d An account showing what part of the effects conveyed in said Deed are the several effects of Mr. W. Gray & Co. and what part the individual effects of Mr. W. W. Gray.

3^d An account showing the several debts of their dignity and the total amount of the same as secured by said Deed due by Mr. W. Gray & Co. on the amount due by Mr. W. W. Gray individually.

4^d An account of the amount of the execution due to Mr. Pitt. by Mr. W. W. Gray & Co. as referred to in the second above named cause.

5^d An account of Debts due by Mr. W. Gray & Co. to St. V. Murray & Holliday Hayley as referred to in the third above named cause. And make a report to Plaintiff with any matter specially State deemed pertinent by him so that may be required by any one of the parties to be so done, and that the said Commissioner advertise the time & place of taking said accounts in some newspaper published in Newfane City for the usual time in place of personal notice in the parties.

Harrison Murray & Company, his wife, & Matthew Joyce, son of Salmon Joyce, his wife, Plaintiff,

against

Sister Hattie & John W. Fairbanks Executors of Jesse Gardner deceased.

William Mursie widow de lais man with the will manager of Jesse Gardner deceased & William W. Briggs Sheriff & Administrator deceased non of Henry Gardner deceased.

Defendants

830-35

for suit

Bills of costs \$11.55

Jeff 3.50

Lawfetter 16.50

9 58.55

This day William Mursie administrator deceased non with the will manager of Jesse Gardner deceased by Lewis Clement filed his answer to the Complaint and being the Complainants filed their replication to said answer of this cause came on to be heard on the said 2nd instant before us at rules as to all the other Defendants, they having been served with a copy of the process in this cause and they failing to plead, demand and answer of the exhibits filed with the said Bill or on the said answer replication thereto and in examination of witness was argued by Counsel. On Consideration whereof the Court is of Opinion that the plaintiff's Demand as set forth in this Bill for the slave Julia & his heirs is not sustained by the pleadings and proofs with the case and therefore the Court doth adjudge costs and damages that the same be rejected and be allowed.

And the Court with the consent of the parties to this cause adopting Argus, and a Court decree that Mr. Wm Mursie widow de lais man with the will manager of Jesse Gardner deceased pay to the plaintiff out of the effects of her Testator in his hands the sum of \$200.00 with Interest on \$90.00 part thereof from the 5th day of May 1858.

And the Court by this present

s^d Mr. Mursie as Administrator as aforesaid, out of the effects of his Testator in his hands pay to the said Complainants the costs by them expended in prosecuting this suit.