

On the motion of the plaintiffs by their counsel leave is given them to amend their bill and the cause is remanded to the Rules for further proceedings to be had therein.

From W. Duke who came for himself and all other creditors of John R. Williams dec^d who are willing to come in, and bear their share of the expenses of this suit.

against
Williams & Knave, administrators of John R. Williams dec^d Sally Williams & Elphinst, Administrators, Capandor, Abraham & Eliza Williams.

This day this cause came on again to be heard upon the papers formerly read and the report of Commissioner Shands made pursuant to a decree entered at the November Term 1858 of this Court, and to which no exceptions have been filed, and the Court confirming the same doth further adjudge, order and decree that the Commissioner Wm. B. Shands after paying the debts of the estate of John R. Williams dec^d and all costs which may have since accrued shall after collecting all the money owing from the sales of the lands of John R. Williams, pay over to the lawful guardian of Elphinst, Administrators, Capandor, Abraham and Eliza Williams, in five equal parts, the said balance. Now the said Wm. B. Shands shall not proceed to do so until they shall have received in the Clerk's Office of this Court a bond in the penalty of three thousand dollars (\$3,000) conditioned to account for the same as guardian, and in the event they or he fail to receive such bond then to deposit the same in some savings bank in the City of Norfolk and deliver the certificate of deposit to this Court, and report his proceedings to this Court in order to a further decree.

Ordered that the Court be adjourned till tomorrow morning Eleven O'clock

Wm. H. Barker

Friday, November the 11th 1859
P. M.

The Hon. Richard H. Baker Judge

William B. Shands administrator of Joseph Gardner dec^d
against

Bill

Call of 20.00
Bill 10.50
Com. 20.00
Sum 11.50
of 62.90

William B. Shands for his own right, and as administrator of Joseph Gardner dec^d Joseph C. Gilbert his security, Wm. B. Shands and Anna C. his wife, Joseph B. Shands as administrator of Randolph R. Gardner dec^d as also executor of Joseph Gardner dec^d, William M. Dorrigo Sheriff and as such administrator of Jane Cobb dec^d, Matthew Joyner administrator of John Joyner dec^d and John W. Gardner between his own right and as executor of Joseph Gardner dec^d, Obadiah Gardner, Mills Edwards & Elizabeth his wife & Henderson, Mary & Elizabeth Cobb

Bill

This cause came on to be again heard on the papers formerly read and on the amended bill taken for complaint at the Rules as to all the adult defendants except Wm. H. Shands and on the answer of the infant defendants by R. B. Edwards their guardian at law and on the answer of Wm. H. Shands to the amended bill, the day filed by leave of the Court and replicated to said answer and on Commissioner Shands report made pursuant to the decree of November Term 1858 to which there is no exception, and was argued by counsel. On consideration whereof the Court doth confirm the said report, and doth adjudge, order and decree that Wm. H. Shands administrator of Joseph Gardner dec^d pay to Joseph Cobb (late one of the Executors of Joseph Gardner dec^d) the sum of \$242.90 amount due him as appears by said report, with interest thereon from the 28th of December 1856 till paid and that the said Wm. H. Shands as such administrator also pay to John W. Gardner late one of the Executors of Joseph Gardner dec^d the sum of \$110.50 amount due him as appears from said report with interest thereon from the 1st of July 1858 and that he also

To be f^d