

On the motion of Christopher W. Nichols widow of Abel A. Nichols dec'd; made for herself and James Thomas, Susan Francis, Will Warner, Anna Mary, George, Hannah and Abel A. Nichols children of Abel A. Nichols dec'd. It is ordered that Briggs & Ball, James Nichols, Geo. Hanks & R. W. Hales, on any three of them, proceed to set apart and assign to said petitioners two thousand dollars worth of property, real or personal or otherwise of said decedent's estate, as and for their satisfaction under the Homestead Law to be held as the Law directs.

¶ Michael Nether widow of Phineas Ann Nether infant under 21 years of age and suing by the said Michael her friend
 Plaintiff

against
 J. A. Phillips administrator of William Nether dec'd. Sarah Nether, Adeline Thayer, Cornelia Nether, Daniel Shapley, Phineas her wife & Trust Well & Marlow her wife. Defendants.

This day the Court came on again to be heard on the papers formerly read and the report of C. S. (John White) and the Hon. Justices Commissioners appointed to set aside the Homestead to William Nether and Phineas Ann Nether, her infant daughter to which report exceptions have been filed and was argued by counsel. On consideration whereof the Court without deciding the question raised by the exceptions but reserving them for future consideration doth adjudge, order and decree that J. A. Phillips administrator of William Nether decedent settle before one of the Commissioners of this Court an account of his transactions as administrator of William Nether decedent and that the said Commissioner is further directed to take an account of all the debt existing against the estate of the said William Nether and also an account of the other and several sales of all the real estate within the said Nether died single and separate and report the said accounts to Court and any other matter specially stated, demanded, petitioned by himself or which may be required to be so stated by any of the parties interested.

All matters and causes depending on this Court and not otherwise disposed of are severally continued until the first day of the next term.

Ordered that the Court be adjourned until the first day of the next Term.

Wm. B. B. B.