

Jesse S. Sumner

against
 Jordan Brown & Son, & Samuel S. Smith Executors of Jesse S. Sumner dec'd
 Jordan Brown & Son, Committee of Jesse S. Sumner a personal of unrecorded money

Plaintiff

vs. Defendant

This cause came on this day to be heard on the bill of the Complainant taken for confessed as to the Defendants, on which process had been duly executed, and they, still failing to appear and make default, and on the exhibits filed with the said bill and was argued by counsel, and consideration whereof the Court doth adjudged, order and decreed that a Commissioner of the Court do take and sell 1st an account of the transactions of Jordan Brown & Son and Samuel S. Smith, Executors of Jesse S. Sumner dec'd, taking as prima facie, correct subject to be impeached and falsified, any accounts or statements of said Executors which have been returned to the Court, and 2^d a detailed account showing any payments to any of the Legatee, and make report to Court with any matters specially stated demands pointed by himself, or that any one of the parties may require to be so stated.

Capitel, Elizabeth T. Hobbs, widow of H. S. Hobbs dec'd. Dec. Sumner
 The Report of Dr. J. D. Smith, Daniel Hobbs and Co. Barrels of the assignment of a Horse and Carriage to Elizabeth T. Hobbs in the estate of her late husband H. S. Hobbs dec'd, having been duly filed and there being no exception to the same. It is ordered by the Court that the said report be confessed, and the cause is ordered to be removed from the docket.

On the Motion of Francis E. Davis, widow of Mills A. Davis, to have set apart and assigned to her Two thousand dollars worth of property of her said deceased husband's estate, on her constitutional exemption under Homestead law, - the said motion is dismissed.

On the Motion of Francis E. Davis, widow of Mills A. Davis dec'd. It is ordered that Edward James Davis, H. C. Gentry, J. D. Thayer and Geo. Holland (any three of whom may call) proceed to set apart and assign to said Francis E. Davis and third in value (having regard to quantity and quality), of the lands of which her late husband the said Mills A. Davis dec'd owned and possessed, as and for her dower therein, and make report thereof and stating the mode parcels (if more than one) and their description by whom bounded.

Ordered that the Court be adjourned till tomorrow morning at nine o'clock.

Geo. R. R.