

39

for a division, and the Court did further adjudge, under such division, that James H. Dudding, John Setters and Joseph J. Gillott and Peasey J. Harttis who are jointly appointed Commissioners for that purpose any sum of money may and shall after reasonable notice to the parties interested proceed to collect to Margarett Harttis and friends of all the funds which

and values as quantity with authority to employ a Competent surveyor to apportion same if any and all the said Commissioners will report their proceedings to Court together with any and stated claim or claims by Plaintiff or which may be required to be so stated by any of the parties interested.

40

Orissa St. Pennington, wife of Gen. J. Pennington, Margaret Frances Langhorne, wife of Capt. Langhorne and Olga Ann Langhorne, wife of J. P. Langhorne, suing by the Langhorns  
plaintiff

against } Dr. Channing  
Capt. A. S. Ridley and A. T. Kirby Executors and Committee of Col. Thomas Ridley dec'd and wife }  
and eight, and Dr. Ridley, Gen. J. Pennington, J. P. Langhorne and Joseph St. Langhorne  
Defendants

41

This cause came on this day to be heard on the Bill of Complaints filed for relief, unto the defendants, on whom process had been duly executed and they still failing to appear, made default and no exhibit filed with the said Court, and was argued by Counsel - But Consideration of the Court without reciting any questions involved in the cause above adjudget, ordered that a Commission of this Court, alternate and return to Court, at which date to be a party and judgment and a convenient convenient to make of the money brought to check the plaintiff Orissa St. Pennington, Margaret Frances Langhorne and Olga Ann Langhorne and entitled in the will of said Thomas Ridley deceased that 3<sup>rd</sup> October the amounts to which such parties entitled as aforesaid, would be reasonably estimated to their respective uses and 3<sup>rd</sup> the said Commissioners will take state and settle the accounts of said M. A. S. Ridley and A. T. Kirby Principal representatives of said Thomas Ridley dec'd, and make report to Court of any more specially stated demands presented by himself, or that any one of the parties may desire to be stated.

42

Ordered that the cause be adjourned till tomorrow morning ten o'clock.

G. C. V. Sloane