

Richard, W. Clayton

against

W. H. Phipps, an infant

J. H. Clayton

Oct 17, 1877

The

J. H. Clayton

Says

His say that said case as again to be heard in the Report of the Comptroller of the Court entered at the Court House Jan 1877, & to which Report an exception has been filed & was argued by Counsel on Commission without the Court that said Report, Order and decree, that the said Report & Order, & it appearing to the Court that from the said Report the said bond of Land containing 1200th acres cannot be conveniently divided between R. W. Clayton, & W. H. Phipps the Court doth further adjudge, Order and decree, that all said land all Clayton, who is hereby appointed as Special Commissioner for that purpose, shall after having given at least thirty days notice of public advertisement in the English Standard of the said, and at Jerusalem, proceed to sell at Jerusalem, or some County Court day, at public auction, to the highest bidder, the tract of said land, in Southampton County, known as the Kelders tract, containing 1200th acres, on the following terms to wit, he shall, first, before in a Credit of twelve months, taking from the purchase Bond doth approved Security carrying interest from the day of sale, retaining the title until the purchase order of the Court. And the said Commissioner is directed after paying the Cost of the said sale, to divide the proceeds of the said payment into two equal shares of pay one share to Rich. W. Clayton & the other share to the lawful Guardian of W. H. Phipps & return the receipt and the deferred Bond for the said to the Court along with the Report for the further decree. But the said Matthew M. Clayton shall not proceed to do, under the said decree, until he shall have received before the Clerk of the Court, a bond with good Security in the sum of five hundred dollars, for a faithful performance of the & execution decree, which might enter in the Court.

Ordered that the Court be adjourned until tomorrow morning nine O'clock.

Geo. Bloss.