

This Court as the representative of William D. Webster's debt to be disposed of as directed by his last will and makes a report thereon proceedings to the Court in order that the same may be paid and handing between the parties.

On the motion of William Gordon by his counsel stating that the said William Gordon was sheriff for William Edmunds who was executor of <sup>Whitfield</sup> Thomas, dec'd and that a writ had been instituted on the Chancery side of this Court by William Davis administrator D, to W. of Thomas Whitfield against William Edmunds administrator Howell Edmunds for purposes set forth in his bill to which an answer had been filed and other proceedings had therein whereupon a decree had been pronounced as appears of record, which decree was annulled by writ of review granted to the said William Edmunds for reasons therein appearing, to which bill the said William Davis answered and which said bill of review was annulled by the death of the said Davis, and was afterwards revived by Joseph Hutchings his administrator, and since annulled by the death of William Edmunds. The writ of Howell Edmunds was afterwards committed to the care of the Sheriff of this County and it was moved that the Sheriff be directed to return the said bill in order that the said bill of review should be fully and fairly examined, whereby the said William Gordon might be relieved from the operation and effect of the original decree, so far as a equity and Justice he ought to be relieved upon this bill. The Court was divided and it was considered that the said motion was rejected, upon which the said William Gordon prayed a writ of appeal which was granted him.