

196

John Nicholson and his wife say late say Rivers
and John Rivers and Robert Rivers infant sons of
John Rivers and by their next friends the

Complainants

Defendants

In Chancery

Charlotte City

The Cause being this day docketed by Court of parties and agent,
of the Court came on the record on the bill, answers and exhibits and arguments
of Counsel thereupon and upon due consideration thereof the Court doth now
declare and decree that David Myrick, James Malbrooke, Thomas Applebush and
James Rice on any other person, do after giving full notice of the time and
place of sale, agree to take on a bill of lading months the bond of James
Myrick by the last will and testament of John Rivers deceased to his heirs and that
they divide the proceeds of the sale in the following manner, to wit: first, three
fourths they are to allot to the Complainants John and Robert and also one
half of the remaining third part, and the balance of the remaining third
they are to allot equally between the Complainant John Nicholson and his wife
and the defendant Charlotte City, for the payment of which respective
portions they are to take bond with approved security and to make a title in
fee simple to the purchaser of the said tract of land, and it is also further
decree and order that the said persons or any three of them do sell the tract
of land of which James Rice deceased was seized on the same Credit that they divide
the proceeds of the sale equally between the Complainants and the defendant
Charlotte City, securing the payment thereof in the same manner
as before directed in regard to the first mentioned tract of land, and that they
make a title in fee simple to the purchaser or purchasers thereof, and finally
that they make a report of their doings and doings in this behalf to the Court in
order to a final decree.

John Cooper

att

Plt

David P. Paul Esq. William Hunt Esq.

Def

In Case

This day Cause the parties by their attorneys and on the motion
of the deft who is allowed to plead, and pleads now answer by his attorney
fully admitting, excepting, setting aside and setting of judgment against the
Plt by his attorney replies generally, and the trial of the issue is deferred till
the next Court.

Benjamin Sells

att

Plt

Benjamin Bunkley Bakers Esq. of Williamsburg Esq.

Def

In Debt

On the motion of the deft by his attorney who pleads payment by his
attorney, debt of Benjamin Sells, and no other action to which the deft by his attorney
replies generally. It is ordered that the judgment stand in due effect against
the said Deft to set aside.