

257

27

the Decedent of Rowan and late between Thomas Fitzhugh and Nancy his wife of the one part and John Pate of the other part was found by the said John Fitzhugh, William to Ingham and Thomas Riley, the natural heirs and together with the executors assigns for taking the acknowledgment and free execution of the said conveyance and the certificate of its execution are ordered to be recorded

Mathamuel Rewards an infant son of Jesse Rewards by Jesse Rewards his next friend Opposite to  
Inventors for him in this behalf  
against

Complainant

William Phillips and belly his wife and of legal age and infant by her guardian the said Jesse Phillips and E. Withersow widow and relict of Mathamuel Withersow deceased and heir at law to Mathamuel Withersow the younger

Defendants

In Chancery



This cause was this day docketed by consent of the parties and Report of the Court and came on for hearing on the last day now, notable and arguments of counsel Messieurs and upon due consideration thereof has the Court with assent and consent of John Fitzhugh James Lee, Elder brother and Laurence Cook and Richard Blount or any three of them as heirs the Estate now belonging to the estate of Mathamuel Withersow the elder and so selling such as are included in the same some which he had in his wife's right and a portion of which among the parties as by their petition is a father's part first into two equal parts each assign one equal part to the Defendant Jesse Phillips and the same being excess to two in consequence first of the death of her infant child John Withersow one then of her infant child Mathamuel Withersow that they since the remaining equal part into two other equal parts and assign one equal part to the Complainant Mathamuel Rewards the same by virtue of a bequest contained in the last will and Testament of the said Mathamuel Withersow deceased and that they divide the remaining equal part equally between the Defendants William Phillips and his wife belly in right of her said wife and the Defendant Elizabeth Riley they being entitled to the same by virtue also of a bequest contained in the last will and Testament of the said Mathamuel Withersow deceased and it is further ordered that they or such of them as may act as such respect to this Court in order to a final decree

Abner Rice B. Pierce Present James Jones Court Justice

Betsy Stephenson, Charles Henry Stephenson Abner Stephenson and John Stephenson infant children of Charles Stephenson deceased by their next friend Abner Stephenson jr

Complainant

against  
Nancy Stephenson widow and relict of Charles Stephenson deceased

Defendants

In Chancery