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book of 5.04

Benjamin Cobb who sued for the benefit of John Rivers.
against

Thomas Swinners and Charles Swinners.

Plaintiff

Defendants

Amicus upon
a bond taken for

the forthcoming of property at the day of sale.

This day came the plaintiff by his Attorney and it appearing to the Court that the defendants have had legal notice of this motion they were solemnly called but came not. Therefore it is considered by the Court that the plaintiff may have execution against the said defendants for fifty seven dollars and fifty eight cents the penalty of the said bond and his costs by him in this behalf expended. And the said defendants in Mercy &c. But this execution may be discharged by the payment of twenty eight dollars and seventy nine cents with legal interest thereon from 19th day of August 1823 till paid and the costs.

Martha P. Urquhart widow and relict of John Urquhart jr. dec'd. Compt.
against

Mary Ann Elizabeth Urquhart infant child of John Urquhart jr. dec'd. &c.
James B. Urquhart Adm'r. of John Urquhart jr. dec'd.

In Chancery

Defendants

This cause was this day docketed by consent of parties and adjourned to the Court. whereupon after due consideration had the Court doth & judge, order and decree that one third in value of the land whereof whereof John Urquhart jr. dec'd. seized lying in this County known by the name of Warrens, by proper miles and bounds be allotted to the Complainant Martha P. Urquhart as and for her dower in the same, and that one third in value of the slaves whereof the said John Urquhart jr. dec'd. seized be allotted to the Complainant Martha P. Urquhart for and during the term of her natural life, and it is moreover decreed and ordered that John Harris, Silas Summers, Jeremiah Cobb and William Bailey (decs) or any three of them do carry the foregoing decree into effect, and that such of them as may act do make a report of their proceedings herein in order to a final decree.

Richard Porter and Thomas & Jesse Porters minors by their guardian
and next friend the said Richard Porter, an Abigail Faison Susan his wife,
late Susan Porter and Willie Luter and Polly his wife late Polly Porter. Pliffs
against

In Chancery

Matthew Underwood Son of Jordan, Polly Underwood, Nancy Underwood a
minor, and Elizabeth Underwood widow of said Jordan Underwood dec'd.
and Matthew Underwood and John Carr administrators de bonis non
with the well annexed of Matthew Underwood dec'd.

Defendants

On the motion of the plaintiffs by their Attorney James B. H. Foster is assigned hear-
clean ad litem to the infant defendants in this suit and thereupon this cause was this day
docketed by consent of parties and adjourned to the Court and was heard on the 11th November
exhibit filed, and argument of Counsel, and after mature deliberation the Court being of
opinion that the devise of the trust of land in Matthew Underwoods will to Jordan Underwood
is void because the said Jordan died before the testator, and that the bequest of the slaves