

Court of Southampton appointed the replication thereto and the examinations of Witnesses: on consideration whereof the Court with adjudge, order and decree a specific execution of the contract in this bill stated, that the Commission 80 acres more or less, being the lands proved to have been sold by the plaintiff to William S. Rochelle in his lifetime and in possession of the said Rochelle at his death which sum is to be made to the defendant Robert Rochelle, William Rochelle, John Rochelle, Mary Lane formerly Mary Rochelle and Martha Rochelle & to be sufficient in Law to convey to them as the heirs at Law of William S. Rochelle goods and indefeasible title to the same & with warranty of title - and the Court doth also adjudge order and decree that upon the execution and recording of the said deed for the land aforesaid the said Benjamin Devany do pay to the said Rev. Barker the plaintiff the sum of \$320 with interest thereon from 20th Dec 1835 till paid out of any assets of said intestate in his hands to be administered &c. Liberty is reserved to the infant defendants to shew cause if any they can against this decree in six years and a day after they shall respectively arrive to the age of 21 years.

Ordered That S. W. Edwards be appointed Commissioner to contract for affixing in front of the seat of the presiding Justice in the Court House a Desk with a drawer for the convenience of the Court.

Absent - James I. Massenburg
Present - Benjamin Devany } Gent.

On the petition of Jesse Sankford for leave to open a new Road from James Holmes's to Franklin on the Rail Road in this County - The Court upon consideration of the report of the Commissioners as well as from the evidence adduced, doth order that the Road petitioned for be opened - that the same be twenty four feet wide where there is no ditch and twenty feet wide where there is a ditch on either side, and that the houseways and bridges on the said Road be twelve feet wide. And leave power, Jesse Sankford and James Holmes or any two of them are hereby appointed Commissioners to let to the lowest undertaker the opening of said Road that they receive the same when opened and kept in good repair, and make report thereof to the Court.

Byrd Sumner
against
Benjamin Cobb

Appellant
Appellee } An Appeal from a Judgment of a Justice of the Peace, recovered by the appellee against the appellant, the 9th day of March 1835.

This day came the parties by their attorneys who being fully heard, and the evidence adduced maturely considered, it seems to the Court, that there is no error in the Judgment aforesaid: Therefore it is considered by the Court that the same be affirmed, and that the appellee recover against the appellant and Thomas L. Jones his security his cost by him about his defence in this behalf expended.

The Commissioners of Roads who viewed the way for opening a new Road to run from the Jerusalem Road near Elias Wick's to the Bunums Road and intersecting it near Sankton M. Scott's this day made their report which is ordered to be recorded, and is as follows, " Agreeably to an order of Court made at September Term 1834 directing the Commissioners of Roads to view the route proposed for a Road to run from the Jerusalem Road near Elias Wick's to the Monroe Road and intersecting it near Sankton M. Scott's we Alfred Rocks and Mr. D. Hood two of the Commissioners of Roads proceeded to examine the same and it appearing that so far from any objection being made by any of the owners and occupiers of the land through the said Road is to run they are, without a single exception willing and that the proposed road should be opened, and we believing that the route well one of general convenience to those travelling to and from Franklin the spot near Blackwater, as well as to the neighbourhood generally, are of opinion that the said Road should be opened and made a public highway. The distance from the Jerusalem Road to its intersection with the Monroe