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It appearing to the Court that James Barnes refused to act as Trustee under the will of Cherry Beale dec'd. so far as the interest of Lucy Ferguson and daughter Sydney Cherry Beale dec'd pay the money directed by the will to be paid to James Barnes to James H. Vincent, taking a redeeming bond with good security.

Ordered that Master Commissioners Cobb examine State and settle an additional account of John Barnes executor's proceedings on Jordan Barnes estate and report the same to Court with any matters specially stated deemed pertinent by himself or which he may be required to state.

Mason Cobb widow and relict of Nicholas Cobb dec'd. John M. Cobb and Nicholas E. Cobb infants suing by the said Mason Cobb their next friend. Dfs vs. Sethur Cobb and Alfred Cobb

In Chancery

This cause came on this day to be heard by consent of parties, on the bill, answer, and exhibit filed and was argued by Counsel, on consideration whereof the doth adjudge, order and decree that Thomas H. Cobb and Alfred Cobb, who are hereby appointed Commissioners for the purpose, appointed by a competent purveyor, if needful, do set apart and set by miles and bounds, to the Complainant (Mason Cobb) one third part of the land of which Nicholas Cobb died seized and possessed, regard being had in the division to the quality and quantity thereof, as and for her dower in the said lands, and that they set up at public sale in the premises, after giving at least ten days notice of the day and place of sale, and in a credit of nine months (except so much as may be necessary to defray the expenses of this suit which they will require to be paid in cash) the other two thirds of the said land including the reversion after the expiration of the widows dower interest, requiring from the purchaser or purchasers four bonds with good security for equal portions of the purchase money, and assign one of the said bonds to the Defendant Sethur Cobb, one to the Defendant Alfred Cobb and the other two to the guardians of the infant Complainant John M. Cobb and Nicholas E. Cobb, one to each, or if there be no guardian, return the last two bonds to the Court to be disposed of by them, and that they make report to the Court in order to a final decree.

The last Will and Testament of Lucy Newsum deceased, was proved by the oath of Thomas Noble, and John P. Huggins two of the witnesses thereto and ordered to be recorded and on the motion of Peter D. Buchanan one of the Executors therein named who made oath and together with Spradley Williams and Thomas Ridley Sr. his securities entered into and acknowledged a bond in discharge of thirty five thousand dollars conditioned as the law doth certify as granted him for obtaining a probat thereof in due form. And Ridley the other executor named in the said will appeared in Court and refused to take upon himself any part of the burden of the execution thereof.

Ordered that Spradley Williams, William Jenkins and Thomas Ridley Sr. being first duly sworn before a Justice of the peace for that purpose do appear at the probat estate of Lucy Newsum dec'd and return the appraisement under their hands to Court.

A Deed of Trust between Thomas May Jr. of the one part and Henry Blot of the other part was acknowledged by them to be their act and ordered to be recorded.