

That the Said Commissioners do acting divide into two just and equal Shares all of the real Estate of which William Lankford, lately died seized & possessed and assign one of the Said Shares to Marthe de Bordenave wife of Fulgencio de Bordenave to be held by her for and during her Natural life, Subject to the Contingency and Contingencies of the last will and Testament of William Lankford lately deceased and assign the other half to Marthe Lankford wife of Mr. Haden Lankford But the Said Commissioners are hereby Ordered and directed to assign in the half to the Said Marthe Lankford the Homestead, (together with the tract of Land generally considered and reputed as belonging and attached thereto,) in which the Said William Lankford resided at the time of his death, as a necessary portion of the Said Marthe Lankford's half, and add thereto so much of the other Said Commissioners may consider necessary, of the other real Estate owned by the Said William Lankford, to make up a just and equal half of the whole of the Said William's real Estate, And the Said Commissioners are authorized to employ the services of a Competent Surveyor if they deem proper to assist them in their duties enjoined by this Decree - The Said Commissioners are further directed and Ordered to divide the whole of the real Estate of which the Said William Lankford died seized and possessed into two just and equal Shares and assign them as before directed, taking into Consideration the same with the value of all buildings situated thereon at the time of the death of the said William Lankford, the value of all the Lands whether cleared or wooded, but making no allowance to any party for improvements allowed to have been placed on any portion of the Said real Estate by any one that is to say, the Said Commissioners must estimate the value of the Said real Estate as they now find it - And the Said Fulgencio de Bordenave having appeared in Court and entered a Bond with sufficient personal Security, in the penalty of one thousand dollars, Conditioned according to Law, as Trustee for the Said Marthe de Bordenave; Elliott P. Story, Executor in the last will and Testament of the Said William Lankford, is hereby Ordered and directed (at his discretion to pay over to the Said Trustee one just and equal half of all moneys in hand as Executor as aforesaid; taking from the Said Trustee a Refunding Bond Conditioned according to Law - And the Said Commissioners are directed to report to this Court in Order to a final decree.

G. M. Hughes, who saves for the benefit of himself and all other creditors of Samuel A. Davis dec'd - who will come in and bear their share of the costs of this suit. Suff. 9

against
J. S. Volz Sheriff and as such administrator of Samuel R. Davis dec'd &c.
On the petition of Geo. M. Hughes, to which there is no objection.