

with costs and that Thompson and Asher recover of said Maddox as well their costs expenses in prosecuting their original Bill as their costs incurred in defending their Cross Bill, all which is adjudged, ordered, & Decrees accordingly.

William Matheny

James Costelow and

James Dilworth

This cause came on this day to be heard on the Bill answers replies depositions and Exhibits, and the Complainant here paid into Court \$43.78. The amount of the Debt interest and costs due to the Defendant Costelow upon the note sued upon in Harrison County Court. On Consideration whereof it is ordered, adjudged and Decrees that the Article of agreement bearing date the 3rd day of November 1830, between the Complainant and the Defendant Costelow a copy of which is filed in the Cause be vacated and annulled, that the Bill as to the Defendant Dilworth be dismissed, and that said Dilworth recover of the Plaintiff his costs here expended and that the Complainant and the Defendant Costelow each pay their own costs and it is moreover ordered, adjudged and Decrees that the Defendant Costelow be perpetually enjoined from all further proceedings upon the said promissory note on which suit is now pending in Harrison County Court and the Defendant Costelow here withdraws said sum of \$43.78.

Ordered that this Court do now adjourn until Monday at 4 o'clock P.M.

E. S. Murrean

Monday October the 21st 1833.

The Court met agreeably to the adjournment of Saturday last. & present the same Judge.

Ordered that this Court do now adjourn until tomorrow morning 9 o'clock

E. S. Murrean

Tuesday October the 22nd 1833.

The Court met agreeably to the adjournment of Yesterday. & present the same Judge.

Jacob Romire and Martha his wife, John Patton and Sally his wife Benjamin Hall and Pamela his wife and Nathan Keib and Rachel his wife Devises of Daniel Stout deceased.

against
John Newton and David Newton admors of William Newton decd who was Executor of the said Daniel Stout decd and Benjamin Welch security for the said William Newton as such Executor.

This cause came on this day to be heard upon the Bill answers replies depositions and Exhibits and the reports of Master Commissioner and was argued by counsel and it appearing by the said reports that there remained in the hands of the said Executor at the time of his death \$492.50 Subject to distribution among the Complainants that of the sum aforesaid, the share of each of the Complainants is \$123.12½ and it

Moreover appearing by the last Report of the Commissioner that sundry payments have been made to the Complainants on account of their distributive share leaving now due to Patton and wife \$52.02 $\frac{1}{2}$ to Hall and wife \$15.12 and to Romine and wife forty six and one half cents upon which several sums the Complainants Patton and wife Hall and wife are respectively entitled to interest from the 1st day of May 1831 and it moreover appearing by said Reports that there were in the hands of the Administrator of the said William Newton sufficient to satisfy the sums of money due the Complainants as aforesaid, which they have not accounted for. It is therefore ordered and Decreed that the Complainants Jacob Romine and Martha his wife recover of the said John Newton David Newton and Benjamin Welch the sum of forty six cents due them as aforesaid that the Complainants John Patton and Sally his wife recover of the Defendants \$52.02 $\frac{1}{2}$ due them as aforesaid with interest thereon from the 1st day of May 1831 till paid that the Complainants Benjamin Hall and Pamela his wife recover of the Defendants \$15.12 $\frac{1}{2}$ due them as aforesaid with interest thereon from the 1st day of May 1831 till paid, and that the Complainants recover of the Defendants their costs in this behalf expended; and it appearing from the Reports of the Commissioner that the Complainants Hall and wife have received of the said Com^{rs} of the said W^m Newton deceased \$14.92 $\frac{1}{2}$ more than they were entitled to, it is ordered and Decreed that the said Administrator recover of the said Hall and wife the said sum of \$14.92 $\frac{1}{2}$.

Ordered that this Court do now adjourn until to morrow morning 9 o'clock.

E. S. Murren

Wednesday October the 23rd 1833.

The Court met agreeably to the adjournment of Yesterday. — present the same judge.

Thomas A. Jones P.

Thomas P. Moore P.

Upon a Petition.

On motion of the Plaintiffs they have leave to file a supplemental petition making the heirs of Samuel P. Moore parties Def^{ts} in this cause; and it appearing to the Court that the Defendant Thomas P. Moore hath departed this life, on the further motion of the Plaintiffs and with the consent of the Defendants Counsel the said Cause is revived against Luther Raymond and Deliaann his wife late Deliaann Moore Elizabeth Harriet Susan Charles Emily Caroline and Thaddeus, heirs and heiresses of the said Thomas P. Moore dead. And it further appearing to the Court that the said Elizabeth P. heirs & heiresses as aforesaid are infants; on motion of the Plaintiffs it is ordered that William S. Jackson be appointed guardian ad litem to the said infant Defendants.

Ordered that this Court do now adjourn until to morrow morning 9 o'clock.

E. S. Murren