

Supersedes to the said decree upon the condition of his giving bond with sufficient security before the Clerk of this Court in the penalty of a sum equal to double the amount of the said decree with a condition reading, the said decree and the intention of the said party to prevent a petition for such supersedeas and the providing for the payment of all such damages for such supersedeas may be caused by reason of such supersedeas in case the said supersedeas to the said decree should not be allowed & be effectual within the time of the said.

Richard H. Baker

Saturday, November 13th, 1855.

Present.

The Hon. Richard H. Baker, Judge.

W^m R. Shanks adm^r of Dempsey Gardner dec^d: plaintiff.

against

William Munroe, adm^r delin^r with the will annexed of Jesse Gardner dec^d: Joseph C. Gillette, his security W^m J. Cobb & Ann C. his wife, Jesse Cobb as adm^r of Randolph R. Gardner dec^d: Defendants.

This day this cause came on to be heard at the bar taken for evidence as to the defendants W^m J. Cobb, Ann C. Cobb, his wife, Jesse Cobb, W^m W. Briggs, Sheriff, Matthew J. J. and John W. Gardner in whom process has been duly served and they still failing to appear, unless answer and demand to the said bill, at the instance of the defendants, William Munroe and Joseph C. Gillette with general explanations thereto, on the exhibits filed and was argued by counsel. On consideration whereof the Court without deciding any questions involved in the cause by consent doth adjudge, order and decree that William Munroe do render an account of his transactions as Administrator de bonis mortis with the will annexed of Jesse Gardner deceased, before one of the Commissioners of this Court and who is also directed to state a distributive account of the said Jesse Gardner showing how much money has been paid to the different legates and how much may be still due each one of them and the said Commissioners is hereby directed to take the account hereafter returned by the said W^m Munroe to the County Court of this shire as the basis of the said account and as prima facie evidence to be sworn to and falsified by any of the parties interested who is of mine, state misdeeds the said accounts and make report thereof to the Court with any matters especially stated deemed pertinent by himself or which may be required by any