October Term 1882.

Goodwin, vs White	650. Equity

The petition of A. A. White and Julia White, his wife, and William T. Iglehart respectfully represents that heretofore, to wit, on the 10th day of July, 1882, this Court filed an opinion and order, marked the 17th July, 1882, requiring the defendant to pay into the Court, the sum of fifty dollars, and interest thereon, from July 19th, 1876, 'til paid in, and said sum having been paid in, the defendants is entitled to have the said sum applied to the payment of their costs of suit, namely, one half of Commissioner's fee of $96

dollars	$48.
Sol's fee, defts	10
Defendant's witness	12.
Clerk's	5.38
	$75.38

Which sum is now due and unpaid, and your petitioners are informed, that said James L. Goodwin having no property in his own right, or as next friend of Erval Bray Goodwin, to pay said costs, your petitioners pray the Court to pass an order to pay said costs, or a pro rata proportion out of the fund paid into Court, namely, $68.25, and now standing to the credit of said cause.

M. Bannon,
Sol. for White and wife.
Wm. T. Iglehart,
Comr.

The undersigned, solicitors for the complainants in this cause consent, that the Court may pass such order on the foregoing petition, as shall appear to the Court,

October Term 1882.

to be just and right.

Jas. H. Hodges.
Wm. H. Tuck,
For Complainants.

On the within petition, and the above consent of the sols. for the complts, in the suit mentioned in said petition, it is ordered, this 18th day of August 1882, that the Clerk of this Court be, and he is hereby directed to pay to the Petitioners the sum of $68.17, deposited to the credit of said cause, in part payment of the defendants' costs, mentioned in said petition.

Wm. N. Hayden,
Judge of the Ct. Court.

On the 15th September, 1882, the following agreement was filed in words, to wit:

Jas. L. Goodwin, and others. vs Dr. A. A. White and wife and al.	No 650 and 720. Equity (Consolidated.)

It is agreed that the record to the Court of Appeals shall embrace only such papers as are required to present there the matters and questions to be considered by the Court of Appeals, which papers have been selected by the Parties, and designated to the Clerk and if it shall be found that any of the papers, not embraced on the Record, shall be desired to be used at the hearing of the appeal, by any of the parties, they shall be at liberty to use the original papers or copies.

Wm. H. Tuck,
Jas. H. Hodges
Sol. for Appellants.