thereof be given by a publication of the order in the *American* newspaper. Proof of the publishing of these orders was made in the usual manner by filing a certificate of the editor of the newspaper in which they had been inserted. And many of the creditors of the firm having filed the vouchers of their claims, the plaintiff on the 9th of December filed exceptions to many of them for want of the requisite proofs and testimonials of authenticity; and against some because of their not being in their nature admissible as claims against this firm.

BLAND, C., 11th December, 1826.—Notice having been given as ordered, to the creditors to exhibit their claims, and the case being now in a situation to have an account stated, on motion of the parties, it is ordered, that this case be and it is hereby referred to the auditor, with directions to state, from the proceedings and proofs, an account or accounts shewing the amount due from the firm of Wilson, Williamson & Co., to each of their creditors who have exhibited their claims to this Court; and also the * proportion which each one of them may be entitled to receive out of the funds **433** in the hands of the receiver after all just allowances have been made. And also to state such other accounts as the nature of the case, or the parties may require.

The first receiver, David Williamson, Jun'r, who was appointed on the third, and removed on the twenty-fourth day of April last, is hereby allowed one per cent. on the amount now about to be distributed among the creditors of the said firm. The present receiver Jacob Schley is hereby allowed eight per cent. on the same amount, as a compensation for his trouble in receiving the same; and in paying over to each creditor his portion thereof, according to the statement of the auditor, after it shall have been confirmed by the Chancellor. Each of these receivers are also to be allowed such expenses as they may either of them have incurred, as such, in the defence and preservation of the property committed to their keeping, and in the execution of the trust reposed in them; of which expenditures they shall produce before the auditor vouchers authenticated in the usual manner.

On the 13th of February, 1827, the auditor made a report, with a statement of the distribution of the funds among the creditors who had then filed their claims. Assuming as directed the principles and rules of the Court applicable to claims brought in under a creditor's bill, the auditor stated, that there were then filed thirty-two claims; that many of them were not proved as required; that others were founded on endorsed notes or joint liabilities, and those who were so jointly liable with the firm were not shewn to be mere sureties or insolvent; and that others were objectionable in their nature because of its not clearly appearing that they were