

istrators to be cancelled ; and that they with the sureties in the said bond, be finally discharged : Provided that a copy of the said report and of this order be served on the present receiver, on or before the twelfth day of this month. Unless good cause to the contrary be shewn during and before the close of the next July term by the said receiver, or by the parties to this case, or by some one interested therein.

---

Afterwards on the 19th April, 1828, copies having been served as required, and no cause shewn, the bond of the late receiver was ordered to be delivered up, and his administrators were discharged. This case still remained open, and the whole of the funds of the firm not having been finally disposed of, four other creditors filed the vouchers of their claims in the chancery office after the day limited by the orders of the 21st July and the 17th of November, 1826, and prayed to be allowed to come in for a due proportion. The auditor reported a statement of their claims as usual, at the request of the claimants ; and also made several other reports at the instance of creditors who had supplied the want of proof or removed the objections to their claims, since the first general report ; and several of those intermediate statements had been confirmed, and the claims ordered to be paid accordingly ; after which the case was submitted to obtain an order for bringing it to a final conclusion.

*24th May, 1828.*—BLAND, *Chancellor.*—According to the course of this court, in creditors' suits, or where the case, by any proceeding, interposed after its institution, has been necessarily cast into the form of a creditors' suit, it is indispensably necessary, before any distribution can be made, or satisfaction awarded to any of the creditors, that they should be called on by a publication in some newspaper, or other public notice, to file the vouchers of their claims in the chancery office, on or before a specified day, most commonly four months after the day of the first publication ; but a shorter period may be limited where the funds are small, or the transactions appear to be but little dispersed. After the time allowed to the creditors for bringing in their claims has expired ; the auditor, at the instance of any one concerned, may make and report an account distributing the whole of the funds in full satisfaction, or in due proportion among the creditors ; giving a preference to those who may appear to be entitled to it. In this first general report, all the claims having any plausible or probable