

in which circumstances may render it necessary or proper. (c) It appears to have been always understood, as well settled, that

the second schedule, to this, my report, annexed. For the eighth article in the second schedule, to this, my report, annexed, of a horse, bridle and saddle, and case of pistols, and sword, I have made no allowance; it appearing that the complainant had the things therein mentioned, of his mother, before her intermarriage with the complainant. But I have allowed, by consent of the complainant, for thirty-six pounds of pewter, £1 sterling; and for one beef, £1 15s. sterling, as mentioned in the ninth and tenth articles of the second schedule, to this, my report, annexed. All which several sums of sterling money together do amount to the sum of £48 10s. 7½d.; which I have allowed to the defendant to be deducted out of the sterling money above allowed to the complainant. And I have likewise allowed the defendant, with the consent of the complainant, upon the defendant's oath, for \$11, delivered by the defendant to the complainant, £2 9s. 6d. gold currency; and for two casks of cider, containing about 200 gallons, £5 gold currency, as mentioned in the eleventh and twelfth articles of the second schedule, to this, my report, annexed; which two sums of current money do amount unto the sum of £7 10s. 6d.; which I have allowed to the defendant, to be deducted out of the currency above allowed to the complainant; which sum of £48 10s. 7½d. so as above allowed to the defendant; being deducted from the sum of £171 11s. 3d. so as above to be allowed to the complainant, leaves the sum of £123 0s. 7½d. sterling money, which, after the deduction aforesaid, I find to be the clear balance, in sterling money, due to the complainant; and the sum of £7 9s. 6d. gold currency, so as before allowed the complainants; being deducted from the sum of £105 gold currency, as above allowed the complainant, leaves the sum of £97 10s. 6d.; which, after the deduction aforesaid, I find to be the clear balance, in current money, due to the complainant.

'And I have considered the complainant's demand of interest in the ninth article of the first schedule to this, my report, annexed: and, inasmuch as I have no directions, by decree of this honourable court, to make any such allowance, I have not presumed to determine any thing therein—and I have annexed a third schedule to this, my report, wherein I have stated the account according to the allowances, above mentioned, between the complainant and defendant; and struck the balance thereof, for the more ready inspection of the court.—All which I humbly certify and submit to the judgment of this honourable court.—B. YOUNG, *Master in Chancery.*'

Upon motion, on the 28th of February, 1738, by the complainant's counsel it was prayed, that the said report might stand confirmed, and that the complainant might be allowed interest for the sum of money appearing by the said report to be due from the defendant to the complainant, from the 4th day of December, 1718, the time on which the complainant came to the age of twenty-one years, with his costs of this suit.

To which report the defendant, by his counsel, filed the following exceptions: This defendant excepts to the master's report, *first*, for that he hath allowed the complainant the quantity of tobacco, in the report mentioned; for lands lying in Anne Arundel county, which were quarters, seated at the death of the complainant's ancestor, whereon there was a stock of negroes, cattle, &c.; and were never tenanted, or rented out by the said complainant's ancestor, or the defendant—*second*, for that the master has allowed, at the rate of £20 gold, per annum, for the work of mulatto Ned, which is a sum much beyond what he ever did, or could earn—and

(c) Clapham v. Thompson, 1 Bland, 124, note; Dorsey v. Hammond, 1 Bland, 465.