

Since that time hath very much wasted the said Estate so that your petitioner is very likely to be a great sufferer by means of this being such her Security - that the said John Donelson ^{has} by those several months past left and departed Government and probably will never return so that your petitioner is in all probability likely to be the sole sufferer by means of the premises In tender consideration whereof your petitioner prays that the said Katherine may be directed by this Court to give to your petitioner sufficient Counter Security to indemnify him by means of the premises or otherwise relieve your petitioner according to the directions of the act of assembly in that case lately made and provided and your petitioner shall pray -----

Thereupon Command was given to the Sheriff of Somerset County that he should summon the said Katherine Stewart so that she ^{might} appear here immediately in Court to answer the petition of ^{the} said Robert Hodge &c -----

Whereupon afterwards to wit the seveneenth day of August and Anno. One thousand Seven hundred and thirty six came hereto Court as well the said Robert Hodge as the said Katherine Stewart in their proper persons according to the Subpoena of and the petition of being read and heard and the premises considered and mature deliberation thereupon had. Whereupon the said Katherine Stewart is ordered to give the said Robert Hodge good and sufficient Security to save and keep him indemnified as by the petition of is prayed, but the said Katherine Stewart making it appear to the Court here that she is not able to give such security as before directed, but that she the said Katherine is willing to Surrender or deliver up unto the said Hodge all the Estate of the said William Stewart that she hath in her hands that doth belong unto the Children of the said William Stewart thereupon the Court doth appoint Edward Rowland and Wm Gray of Manoran of Somerset County Gent to reappraise the Estate of the said William Stewart in the hands of the said Katherine Stewart unto the said Robt Hodge &c but if it should happen hereafter upon the said Robt Hodge making application unto the said Katherine for the said Estate, and the said Katherine refuse to deliver the same - that then the said Robert Hodge appear before a Justice and make a Affidavit of the said Katherine's Refusal, that the said Justice upon the Request of said Hodge to issue his warrant to the Clerk of the County Court thereby directing him to issue a warrant against the said Katherine in order to possess the said Hodge with the Estate of the said William Stewart &c -----