the following Testimony to wit' June 24th 1853
Elkanah Bateman - Witness produced on the part of the Complainants
of lawful age being duly sworn, answers
To the 1st Interogatory on part of Complainant herewith filed, testified
That he knows all the parties, Complainant & defendants
To the 2d Intg He answers - He knew Lewis Rice of Frederick County, he is now
dead He died on the 14 of October 1852 in Frederick City He left a widow
& 5 children The widow is Rosanna D Rice the Children are Sarah R Rice
now Sarah R Bateman wife of Elkanah Bateman, aged 23 years Chas
Rice aged about 19 years. Martha M Rice about 16 years of age Benjamin -
Rice, about 14 years of age Lewis Rice, about eight years the four last -
named children are under 21 years of age, all resided in Frederick City -
Frederick County Maryland To first Interogatory he answers - That he
knows the kind of business Lewis Rice engaged in at the time of his death
He was engaged in the Milling Business, and carried it on in Freder
ick County, he Rice was Conducting the business of Milling in
Partnership with the deponents - Elkanah Bateman, Lewis Rice &
Elkanah Bateman Composed the Partnership & did business under
the firm of Rice & Bateman. - To fourth Interogatory - deponent an=
swers - That said firm at the time of the death of said Lewis Rice was
seized of both personal and Real Estate - The Real Estate is located -
part in Frederick City, and part in Frederick County - That deponent
has looked at exhibits filed with the bill marked No 1 & No 2 now -
shown him & states that the Real Estate, to which he has referred above -
is the same as described in the said Exhibits No 1 & No 2. That said Real Estate
was purchased for carrying on the Milling Business and out of the Part=
ship funds, Funds - made Partnership funds by agreement between said
Lewis Rice and deponent the partner To 5 Intg deponent answers, he
knows of the indebtedness of said firm, - That the indebtedness of said
firm is large - That the personal assets will not be sufficient to ex=
tinguish said indebtedness, and that it will require the sale of the greater
part of the Real Estate in order to pay off the debts now due & owing by
said Partnership.
To the Sixth Intg he answers from deponents knowledge of the busi=
ness transactions of Rice and Bateman, he states that the affairs -
of the Concern are much complicated, and from deponents said -
knowledge of said affairs he thinks and states That it would be more
advantageous for all parties in interest - That the Partnership =
should be wound up & adjusted by a sale as speedily as possible, un
der an order of court - The indebtedness is so large, and so many in
terested therein that it seems to be the only way of clearing properly the -
Concern. To the Last Intg He answers he knows nothing further
except that there is still due the Complainants by Rice & Bateman
the sum of Three thousand Dollars, as expressed in Exhibit No 3.
with the exception, that the Interest has been regularly paid every three
months to the Bank. The Complainants up to perhaps the last Interest
of three months, which may be now due,
Elias L. Dalashmutt witness of lawful age duly sworn, produced on the
part of Complainants answers to the Interogatories, herewith filed on