

deceased intestate, which are mentioned in his aforesaid administration account and for the payment whereof allowances are therein made to this defendant were at the time of their payment properly chargeable against the Real Estate, and this defendant is advised and insists that he is entitled to have his aforesaid overpayment reimbursed to him out of the Real Estate of the deceased, and this defendant having answered the allegations of the Complainants Bill - as far as he has any knowledge - humbly prays to be hence dismissed with his reasonable Costs, and charges in this behalf most wrongfully sustained

Witness My Mahoney

Saml P. Preston admr

State of Maryland Frederick County to wit: On this fourteenth day of October in the year 1853 before the subscribers a Justice of the Peace, in and for said County, personally appeared the above named Samuel P. Preston and makes Oath that the matters stated in the foregoing answer are true to the best of his knowledge & belief

Sworn Before W. Mahoney

Exhibit A is in the words & figures following to wit

The 1st & final ac of Saml P. Preston admr of John D. Rooney late of Frederick County &c

|  |                     |         |       |
|--|---------------------|---------|-------|
| This accountant Charges himself with the Invy of P P by him return <sup>d</sup>                    |                     |         |       |
| on the 20 <sup>th</sup> day of January 1852  |                     | 13 76   |       |
| also with the Increase on sales of P P by him returned on the 14 <sup>th</sup> day of              |                     |         |       |
| February 1853  |                     | 29      |       |
| Also with the following sums received from the following persons heretofore                        |                     |         |       |
| returned to wit  |                     |         |       |
| From David Ginn  | on ac               | \$ 1 00 |       |
| Jacob D Orr  | do                  | . 95 00 |       |
| Sam <sup>l</sup> Stoner  | do                  | " 1 00  |       |
| Robt Cushen  | do                  | " 1 00  |       |
| Philip Porter  | do                  | " 1 00  |       |
| H. Bates   | do                  | 54 17   | 76 17 |
|  |                     |         | 90 22 |
| And this accountant prays an allowance for the following payments &c to wit                        |                     |         |       |
| 1 For this sum paid Reg <sup>r</sup> for granting letters filing Bond Stamps tot Bonds             |                     |         |       |
| & Recording ad <sup>d</sup> Oaths for ac & Rec <sup>d</sup> apps                                   |                     | 4 07    |       |
| 2 For do paid do for filing recording &c Invy P P & order for sale & notice to                     |                     |         |       |
| creditors  | for do & do appears | 2 59    |       |
| 3 For do paid do for filing Recording &c List of sales of P P &c for do & do apps                  |                     | 76      |       |
| 4 For do p <sup>d</sup> John St Miller for Coffin for do & do apps                                 |                     | 12 00   |       |
| 5 For do p <sup>d</sup> James Ganott & Co for meals for do & do apps                               |                     | 3 22    |       |
| 6 For do p <sup>d</sup> Jon Feater for app <sup>r</sup> P P for do & do apps                       |                     | 2 00    |       |
| 7 For do p <sup>d</sup> J Miller for do do - for do & do apps                                      |                     | 2 00    |       |
| 8 For do p <sup>d</sup> W B Dabbs for Copying Sals for do & do apps                                |                     | 2 50    |       |
| 9 For do p <sup>d</sup> Schley & Stalling for Printing for do & do apps                            |                     | 1 00    |       |
| 10 For do p <sup>d</sup> David Ginn by ac mt <sup>d</sup> ad <sup>d</sup> for do & do apps         |                     | 1 00    |       |
| 11 For do p <sup>d</sup> H Bates - by " do for do & do apps  |                     | 54 17   |       |
| 12 For do p <sup>d</sup> Reg <sup>r</sup> for enty on Original Docket                              |                     | 15      |       |
| 13 For do p <sup>d</sup> do for stating Recording &c this ac & Copy Saml                           |                     | 3 04    | 88 51 |
| 10 for Ct Commission on \$ 20 92 <sup>r</sup> allow <sup>d</sup> by the Orphans Court to this acct |                     | 9 02    | 9 02  |
| Overpaid Assets by Admr  |                     |         | 7 31  |

State of Maryland Frederick County to wit: On this 14<sup>th</sup> day of February 1853 came Samuel P. Preston admr of John D. Rooney late of Frederick County &c & made Oath, on the Holy - Evangelly of Almighty God that the foregoing ac as stated is just and true to the best