and personal property connected therewith said sum was to be paid by the retention by said Kunkle in his own hands of $10,000 to meet his half of the $20,000 liens hereinbefore spoken of and by giving his notes to Peregrine Pittsburgh for $25,000 the residue of said sum, and the note for $2100 hereinbefore spoken of was part of said $25,000 – the papers herewith shown me marked Exhibit J. L. R. is a true copy of a statement made by me at the time at the request of both said Pittsburgh & Kunkle showing the manner in which said purchase money was to be paid by said Kunkle with the interest added in, and the said note of $2100. mentioned in said statement is the same note herein before mentioned by me.

The solicitor for Jacob M. Kunkle excepts to so much of the above testimony as relates to the effect of documentary evidence as to conversations and negotiations which preceded and were merged in the written agreements and deeds referred to and in evidence also to so much of said testimony as details the statements & conversations of Peregrine Pittsburgh together with witness's reply to interrogatories put by the solicitor for Jacob M. Kunkle by way of Cross Examination the said defendant depones and says.

At the time of the conversation relating to the release and substituting mortgages of the 6th of January 1857 with Peregrine Pittsburgh neither the said Kunkle nor Sophia Pittsburgh nor Sarah Margaret Pittsburgh were present. The note of $2100 left in my hands as hereinbefore stated was afterwards delivered by me to Jacob M. Kunkle as it was stated to me by both Pittsburgh & Kunkle that said Kunkle had given to Pittsburgh other notes in substitution thereof. I have known Peregrine Pittsburgh personally since the year 1843 as a resident of Tregonizio County he has resided during that period at the Catoctin Iron Works until the sale thereof by the Trustees. He was engaged during that period in the manufacturing of Iron at those Works – I have been at the works – the ore beds are on the real estate attached to the Catoctin Works. The said Pittsburgh carried on the manufacturing of Iron at said Works and was so engaged at the time of the aforesaid conveyances to said Kunkle. From the date of said conveyances to said Kunkle. I understood from both him and said Peregrine Pittsburgh that they were engaged in carrying on the manufacture of Iron at said Works until the dissolution of the partnership. Sarah Margaret Pittsburgh lived with her husband Peregrine Pittsburgh the residence near the furnace on the Catoctin Property, During this time Sophia