

age produced on the part of the said creditor being duly sworn deposes and says that he has examined the account filed as claim N^o 48, the charges thereon for blacksmithing are all correct - they were done for my father at my instance & by my order as his agent. In the year 1856 my father bought a grey mare of Gezy Floyd, I don't know what my father was to give but I understand her worth \$50. about 10 or 12 days before my father's death, which took place on 3^d January 1857 my father in my presence directed my father Sampson to draw a check & give it to me to go down & pay Floyd the amt. Sampson asked him how much and my father replied "the whole of it" Sampson refused to do so & my father then said it was his business and he would have it settled as he wished. The check however was not given.

Richard H. Marshall a witness of lawful age being duly sworn deposes and says that he looks at the paper marked claim N^o 48 - that the assignment of Peter Young was written by him said witness & signed by Peter Young in witness' presence.

No further time being desired I closed the taking of said testimony as to said claims & hereunto return the same this 31st May 1860

Auditor fee \$ 14.67
 B. Boone Wit .67
 D. Kincaid " .67

G. Schellberg
 Auditor

Central Bank & others N^o 2735 Equity. In Circuit Court for Frederick County sitting as a Court of Equity
 Sampson Kincaid & others

Sampson & Tho Kincaid assignees of the claim of Floyd N^o 48 in the report of the auditor distributing the funds of the Real Estate replies to the exceptions filed against their said claim by the Central Bank and say that the said claim is not barred by the statute of Limitation as is stated in the said exceptions. They further say that the said claim is just & true and that they can sustain the said claim by full & satisfactory evidence.

R. H. Marshall, Atty.
 for Sampson & Tho Kincaid

In N^o 2735 Equity. Circuit Court for Frederick County.
 This case coming on to be heard upon exceptions filed by the Central Bank of Frederick County. It is the 3^d day of July 1860 by Madison Wilson Circuit Judge of the Circuit Court for Frederick County ordered that the exceptions to claims N^o 36 & 71 be and the same are hereby overruled and that the audit allowing said claims be and the same is hereby ratified and confirmed and the Trustee is directed to pay out the same accordingly. It is further ordered that claims N^o 4 & N^o 10 are hereby rejected as barred by limitation.