

The trustee appointed to make the sale, reported that he had, on the 4th of April, 1829, made sale of the real estate as directed * by the decree, in several parcels, by the acre, amounting to \$6,352.63; which sales were, on the 10th of August, 1829, **513** finally ratified and confirmed; and that he had also, as directed, given notice to the creditors of the deceased to bring in their claims.

After which, about forty creditors filed the vouchers of their claims. It appeared from the evidences of the claim of James Deale, that it was upon a note drawn in favor of, and endorsed by the deceased; and from those of the Farmers Bank, that they were notes drawn by William Warfield in favor of, and endorsed by the deceased; or by John W. Clagett, in favor of, and endorsed by the deceased; or by D. Ridgely & Co. in favor of, and endorsed by the deceased. In relation to these claims, the affidavit of John W. Duvall, was taken and filed, in which he states, that from his own knowledge, William Warfield, then deceased, was insolvent; that he verily believed, and had so understood from others, that William Warfield, then deceased, David Ridgely, and John W. Clagett, who composed the late firms of Warfield & Ridgely, and D. Ridgely & Co. were insolvent, and unable to pay their debts; and that he verily believed, and from general reputation, the above mentioned firms, and the individuals composing them, have been considered as utterly insolvent, and were still so. And also, the affidavit of Robert Welch, of Ben., in which he stated, that from his own knowledge, and from what he had understood from others, he verily believed, that William Warfield, then deceased, David Ridgely, and John W. Clagett, who composed the late firms of Warfield & Ridgely, and D. Ridgely & Co. were insolvent and unable to pay their debts; that all process of writs of *fiery facias* against the said firms, and the individuals composing them, which came into his hands as sheriff of Anne Arundel County, were returned *nulla bona*; that he was a creditor to a large amount, of which he had never received one cent; and that from general reputation, the firms, and the individuals composing them, as above stated, have been considered as utterly insolvent, and were still so.

On the 25th of September, 1829, the auditor filed his report, made up to the 23d instant, in which he says, that he had stated all the claims which had been exhibited against the estate of the deceased; that he had also stated an account between the said estate and the trustee, in which the proceeds of sales were applied to the payment of the trustee's allowance for commissions and expenses, the * costs of survey and of suit, and dividends on all the claims so stated. But that the account was stated, **514** subject to the following objections to particular claims. James Deale's, No. 3, and the bank's, No. 26, were founded on notes