

Mr. Weed; Mr. Guthrie, at the time, was cashier; Mr. Weed bought various fixtures, such as locks, doors, &c., to get the bank into operation. I ceased to be a director on the first Monday of May, 1841; there were very few discounts made while I was a director; have no knowledge of Weed's receiving any discounts at the Farmers and Millers Bank of Hagerstown; the bank sustained no losses by embezzlement or defalcation, during the time I was a director, to my knowledge; I am the clerk of Washington county court; Mr. Guthrie was presented by the Grand Jury of Washington county, on the testimony of Andrew Kershner, late president, General Eyster and William V. Heard, late cashiers of the Farmers and Millers Bank of Hagerstown, at the November court of said county, in the year 1841, for embezzlement of the funds of the bank.

WILLIAM V. HEARD appeared before the committee, was sworn and deposed as follows:—I acted as clerk at the solicitation of Guthrie in March 1841; was elected as teller the May following, and continued as such till elected cashier, in May 1842; resigned on 12th October following. Whilst teller, Guthrie transferred stock without the approbation of the board of directors, to a large amount, to Andrew I. Jones or John Snively; Guthrie held a power of attorney from the Weeds and Sherwood, and under that power of attorney the transfer was made; this act was subsequently recognized by the board; regarded Guthrie as exercising a controlling influence over the business operations of the bank, in selling stock without the assent of the board, and in taking security for it; the two Weeds and Sherwood were very large stockholders, holding by far the largest part of the stock; but a few shares were held by any other individuals.

Before I left the bank the whole stock held by the Weeds and Sherwood was transferred to other persons; the greater part, if not all, was transferred by Guthrie.

The return made to the Treasurer in January, 1842, was made upon the faith of certain specie checks and notes, amounting to upwards of \$13,000, placed by A. J. Jones, of Harrisburgh, in the Farmers and Millers Bank of Hagerstown, which monies were removed the same evening after the statement was made out. The money was handed over to Mr. Jones after the proper entries had been made by the order and direction of General Eyster. The president, Mr. Kershner, was deceived in regard to the entire transaction, or else he would not have signed the statement. I acted as teller upon the resignation of Mr. Guthrie; and about the time that General Eyster was to enter upon the duties of cashier in counting up the issues of the bank.

The president observed to me that after all proper credits had been given, there was a deficiency of \$2,500. I regarded the \$2,500 always as a loss to the bank. I did not count the money myself—the directors did so. There were many transactions done by Guthrie whilst cashier, unknown to the board of directors, and which the board, on the same being known to them, disapproved