

of. The board considered themselves as having been deceived in Guthrie.

Guthrie in general, transacted his business in a private room. The stock certificates held by the bank was received by the cashier of Guthrie in payment of certain stock of the bank, without the knowledge or authority of the directors. Guthrie was censured for the transaction.

The deeds for certain real estate held by the bank were taken in payment of stock of the bank by Guthrie without the knowledge or authority of the board of directors. Guthrie stated to the president that his object in doing so was to keep improper persons having controul of the bank; the bank did not discount much regular paper. The largest debtors to the bank were Jones and Guyer, to the amount of almost \$42,000, which retired Mr. Guthrie's stock note for about \$50,000; most of the business of the bank was exchange. I have reason to believe that notes of the bank were placed in the hands of Mr. Davis of Washington city for circulation. The real estate held by the bank was valued by General Eyester at one-third of its nominal amount. I was one of the individuals that presented Mr. Guthrie to the grand jury of Washington county for embezzlement. Guthrie had given several certificates of deposite in the Farmers and Millers Bank of Hagerstown to different individuals, which were presented afterwards to the bank for payment, and were refused, the bank having no available funds to meet the same; and denying the authority of Guthrie to issue the same.

Mr. Heard recalled. Question—Why did you leave the bank? Short time before I resigned, Mr. Pollard asked me if I would have any objection to resign; Pollard stated that the bank was in that condition, that he saw no prospect of its getting out without my doing so. That Mr. Clarkson would put in \$4,000 in specie, and that he would be willing to allow me my entire year's salary. There had been some checks given by Guthrie to Mr. Harley; they were then due; Mr. Abbott was sent up to collect them. Mr. Pollard said unless the checks were paid they could close the bank in forty days, and that was the reason he wished my resignation, as Clarkson would come in as cashier, and his money would aid in paying the checks. They were part of the checks which Guthrie had marked good, and which the old board had refused to pay. There was a deposite made the day I left by Mr. Pollard of \$500 of their own issue, and several hundred dollars of the Bank of Metropolis, Washington, and other money. I do not know whether Mr. Clarkson ever paid into the bank the money, as I had no communication with him.

Mr. Heard being recalled. On certain checks being exhibited to him by Mr. Pollard, the present president of the bank, he Heard testified that certain of these checks, amounting to \$4,085, and which checks had been marked good by Guthrie after his resignation as cashier of said bank, and rejected by the then board of directors, and a part of the identical checks referred to in his evi-