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debt so due by him or for or on account of the said assign=ment of the said bond and the said bonds to the amount of three hundred and eighty four pounds two shillings were upon that condition expressly endorsed by the said defendant to the said Samuel Jay as the partner of the said Samuel Jay & Co. and by him expressly so received, and thereupon the said Samuel Jay gave the said defendant a receipt in full for the said debt which receipt is in the possession of this defendant ready to be produced to this Honourable Court and a Copy thereof is herewith filed and this Defendant prays that the same may be taken as part of this his answer.

And this Defendant further answering saith that at the time the said obligations were assigned by the said Defendant to the said Samuel Jay and Company the said several obligors were in solvent circumstances and good credit, and that the Complainants have received the amount of the principal and Interest on the Bond of Wm. Wboy and John Hopkins and might have received the amount of the said Samuel Willits debt if due and reasonable diligence had been used.

And this denying all and all manner of fraud, combination and confederacy charged by the said Bill saith that without that there is any other matter or thing charged in not herein and hereby well and sufficiently confessed or avoided traversed or denied is true, all which this Defendant is ready to aver and prove as to this honourable Court shall seem meet he therefore prays to be hence dismissed and with his Costs in this behalf most wrongfully sustained.

Hebulon Hollingsworth
Solr. for Deft.

Baltimore County ss.

Personally appeared before me the Subscriber one of the Justices of the peace for said County

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who being one of the people called quakers and conscien=tious scrupulous of taking the oath upon his solemn affirma=tion in due form of law administered doth solemnly sincerely and truly declare and affirm that the contents of the within answer are just and true.

Affirmed this 20th. December 1802
Owen Dorsey.

Whereupon the Complainant by their Counsel entered their replication generally to the answer of the said defendant and at the same term commission issued by consent of parties, by the words following, to wit.

Maryland Sc

The State of Maryland to Roger Boyce Esquire of Harford County Greeting.

Know ye that we have appointed you to be our Commissioner to examine evidence in a cause depending in our High Court of Chancery, between Gabriel Christie and Samuel Jay Complainant and Samuel Gover defendant. We therefore require you, having first taken the oath hereunto annexed, and also administered the annexed oath to the person whom you shall appoint a Clerk to attend the execution of this Commission, that at such time and place as to you shall seem convenient you cause to come before you all such evidences as shall be named and produced to you by either the Plaintiff or defendant; and that you examine them on their corporal oaths, to be by you administered upon the Holy Evangely of Almighty God, touching their knowledge or remembrance of any thing that may relate to the cause aforesaid; and that you cause notice to be given to the parties, or their Attornies, of the execution of the commission, before you execute the same; and having reduced the depositions of the Witnesses, so taken by you into writing, you send the same, with this our Commission close under your hand and seal, to us in our High Court of Chancery, with all convenient speed. Witness the Honourable Alexander Contee Hanson, Chancellor, this fourteenth day of January

Anno