try to mend his fortunes and upon his return to rid himself of being harassed by officers of the law and to effect this plan this defendant sold his life estate in a property situate on Fells point to his sister for twenty five hundred dollars as stated in this bill, And this defendant avers that the whole of said consideration money has been paid to this defendant and that no conditions were entered into, made or understood then before or since either written or verbal except what appears on the face of the deed and that said money together with two thousand dollars received for a tract of land lying in Anne Arundel County and sold to a certain John Fidings and conveyed by this defendant and his son were invested in property lying in Louisiana and Iowa Territory and State of Illinois except losses and expenses, And this defendant believes his said plan and purposes would have proved successful had not great depression in business occurred at that time, The said property has been offered to the Complt. for a settlement except that in Louisiana which cost thirteen hundred and fifty dollars and justly belongs to this defendants son for his reversionary interest in the property sold to Fidings.

This defendant admits that in his absence the Complt. by color of law did obtain an attachment and judgment of condemnation against Defendant and against the property mentioned and described in said proceedings in said cause.

And that afterwards the Complainant did sue out a fieri facias upon said judgment and that the sheriff did return the Complainant as the purchaser of the whole property so described for the sum of eighty dollars including as well the property therefore sold & conveyed by this defendant to his brother & sisters in manner as aforesaid as also this defendants undivided interest and estate in part of the Estate of the firm of A. G. Cole & Co. so conveyed by this defendant to the Complainant as aforesaid in Trust at his request. But this defendant does not admit the legal effect and result of the said proceedings as contended for by the complainant and this defendant avers that the said proceedings conveyed and confirmed no title to the said property or any part of it unto the said Complainant and this defendant further admits that his sister Deborah Randall having made and published her last will & testament as set forth in the bill departed this life on or about the first day of August in the year Eighteen hundred and thirty nine and that his sister Charlotte Randall having made and published her last will and testament and devised her estate to her sister Hemietta Randall departed this life on or about the first of April eighteen hundred and forty one.

This defendant says further that he does not recollect saying that he was worth fifty thousand dollars in the year eighteen hundred and thirty three, it is probable that he might have said for he thought himself worth more than that at one time. And this defendant denies the charge made by the complt. in his bill that this defendant has denied ever since having any property except that conveyed to his brother and sisters. This defendant says that since that time he has given a lien to the complt. himself on property estimated at twenty six thousand six hundred dollars, he has paid on notes endorsed by the

complainant three thousand and fifty dollars he has always said there would be coming to him from the firm of A. G. Cole & Co. when settled up at least five thousand dollars that he had also a parcel of land near Spring Gardens called "Mud Cree" and a piece called Lot No. 1 but little which he has given as security for a claim set up against him estimated at one thousand dollars making in the whole the sum of thirty five thousand six hundred and fifty dollars besides this defendants life estate in the land sold to John Fidings all of which property this defendant has not denied having a right to since the time mentioned in said bill.

And this defendant prays that the said award may be opened and the matters recexamined and that the complainant may be compelled to account for & state how he disposed of the lumber and other property belonging to said firm of A. G. Cole & Co. conveyed to him in trust by this defendant, he what amount was received for it, was all proper diligence used to obtain the highest price was it sold entire or in lots at public or private sale to a company or companies individual or individuals. Had the purchaser or purchasers any interest in the concern at the time of the sale or before or since? Was the complainant or any one related to him a partner in the concern at the time of the transfer made to complainant by this Defendant? was the complainant or a relative concerned in buying it? Is not complt. now or has he not been & when a partner with the purchaser or purchasers of said interest in said firm? Was not complt. party to the purchase of A. G. Coles interest in the concern and did he not approve of it? Who was said Coles interest purchased and what amount paid for it, was it purchased before or after the Bank of Maryland failed, If before what was made to the concern by the failure of said Bank, what was the amount of indebtedness of the said Firm to the said Bank at the time it failed.

And this defendant further prays that the complainant may be compelled to account for the property and claims of the said Simpson which were put into his hands as shewn by the letter of the complt. hereinbefore referred to & herewith filed & say whether the fifteen thousand dollars stated to be due the complainant, is the same claim that is charged to the defendant and on which the illegal interest was taken as aforesaid? Did the complainant originally intend to make this defendant pay it, How much of the said claims due said Simpson was paid how much was lost, by whom were said claims owing who paid and who did not pay? and what kind of proceedings was resorted to in each and every case to collect money due?

And this defendant further prays that said complt. may be compelled to state whether he collected the claim against Anthony L. Cook hereinbefore referred to and if so what has been done therewith and if not collected what kind of proceedings were instituted or efforts made to collect the same and why the same were not successful.

And this defendant avers that upon such account being taken it will appear that the said complainant owes this Defendant a large sum of money and he prays that your Honors will order and decree the payment thereof &c. And this defendant denies all & all manner of