Signed Sealed and delivered in presence of William Frost Witness

Isaiah Frost (Seal)
Thomas J. McKaig (Seal)

Received January 9th 1845 of Thomas J. McKaig the sum of Twenty Five hundred dollars deducting the interest as specified in the within agreement which performs said McKaig's part of the contract as far as the borrowing the money and paying it over to me is concerned.

Witness my Hand and Seal

Isaiah Frost (Seal)

"Exhibit No. 3"

Articles of agreement made this 30th day of January 1845 between Meshack Frost and Isaiah Frost of the one part and Thomas J. McKaig and William W. McKaig all of Allegany County and State of Maryland. Witnesseth that the said Meshack Frost owns the following tracts of land in and near Frostburg as follows. a tract of land called the Albuscleman farm, containing about 543 acres, a tract of land called the Vale containing 188 acres. One fifty acre lot purchased from Arther and part of good Luck and Crompton Lots containing one hundred acres, containing in all about 881 acres. The said Isaiah Frost owns the following tracts of land. Viz. all that part of land willed to the said Isaiah Frost by his Father lying North of the Turnpike adjoining the town of Frostburg containing about 114 acres, also one tract or part of a tract called the Vale or Feighman's property containing about 300 acres, also a tract of land on Jennings Run called the Jennings Run property containing about 60 acres in all about 474 acres be the said tracts called by whatsoever name or designation they may containing in all about 1355 acres of land all lying in and about the town of Frostburg. And whereas the said Meshack and Isaiah Frost have agreed to apply for a charter of incorporation to be called "The Frostburg Coal Company" and to convey the lands above specified to the said Company. And Whereas they the said Meshack Frost and Isaiah Frost have employed the said Thomas J. and William W. McKaig to draw the said Charter and also to manage their financial concerns for them in relation to said Company by selling and disposing of the Stock of said Company, aided in selling Coal &c &c. Now these Articles witness that the said Meshack & Isaiah Frost have agreed to convey the aforesaid land to the said Company as soon as the said Thomas J. & W. McKaig shall obtain the act of incorporation in the following proportions the said Meshack to have and to hold two thirds of the stock and the said Isaiah Frost to have and to hold one third of the said Capital Stock – the Capital Stock of said Company to consist of five thousand shares of Capital Stock at one hundred dollars per share and in all other respects to correspond as near as possible to the Cumberland Coal & Iron Company, and in consideration of the procuring the charter aforesaid, and to obtain the aid of the said Thomas J. & William W. McKaig in conducting the said Company the said Meshack and Isaiah Frost hereby agree that the said Thomas J. and William W. McKaig shall have one thousand shares of said Stock or five hundred shares each of the Capital Stock of said Company two thirds of the said one thousand shares shall be deducted from the shares of the said Meshack Frost and one third from the shares of the said Isaiah Frost. In all other respects the Company shall be regulated by the Charter but the Capital Stock shall be held as above. In Witness whereof the parties aforesaid have hereunto set their hands and affixed their seals the day and year first above written.

Meshack Frost (Seal) Isaiah Frost (Seal) Thos J. McKaig (Seal) Wm W. McKaig (Seal)

"Exhibit No. 4"

$2500. Cumberland January 8th 1845.

Twelve Months after date I promise to pay to the Order of Meshack Frost, twenty five hundred dollars for value received negotiable and payable at the Merchants Bank of Baltimore Jany 7th 1846. Isaiah Frost

Which said note is thus indorsed on the back. " Meshack Frost Thomas J. McKaig"

Afterwards to wit, on the Second Monday of October in the year last aforesaid, the Sheriff of Allegany County aforesaid to whom the writ of Subpoena last aforesaid was delivered to be served makes return thereof to the Court here thus endorsed to wit "On the 24th July I sum'd Meshack Frost, Dan'l C. Bruce, Robert Tennant, and on the 25th Thomas J. McKaig as President of the Frostburg Coal Company. Moses Rawlings Shff" and the Sheriff aforesaid to whom the foregoing writ of attachment was in form aforesaid directed, makes return of the same to the Court, thus endorsed to wit " Attached, Moses Rawlings Shff". Whereupon the said Meshack Frost, David C. Bruce, Thomas Tennant and Thomas J. McKaig filed in the cause their several separate answers to said writ of attachment which are in the words and of the tenor following to wit:

John Young against Meshack Frost and others

In Allegany County Court, sitting as a Court of Equity.

Meshack Frost being brought into Court under an attachment for an alleged contempt of the authority of this Court, in disobeying the injunction issued in this cause states in answer thereto, that this respondent was served with the injunction issued in this case and has done no act himself nor has any other person by his direction or procurement, done any act in disobedience thereof. This respondent was the President of the Frostburg Coal Company up to the month of May last, when he resigned his said post and was succeeded therein by Thomas J. McKaig Esquire. That since his said resignation this respondent has had no control and has taken no part in the management of the concerns of the said Company. He has been in the habit of visiting the mine and other works of the Company because he took an interest in them, but has left the management and control thereof entirely to the officers of the Company.

Meshack Frost

Sworn to in open Court, October 19th 1848.
Test. Henry Bruce Clerk.

John Young against Meshack Frost and others.

In Allegany County Court sitting as a Court of Equity.

Daniel C. Bruce being brought into Court under an attachment for an alleged disobedience of the injunction issued by this Court in the above case, states in answer thereto, that he is the general agent and superintendent of the Frostburg Coal Company, and that the said injunction was duly served upon this respondent and its contents fully made known to him, some time late in the months of July last. This respondent further states that the said Frostburg Coal Company has continued to excavate and get out Coal from its mine and send the same to Market, since the service of the said injunction as it did before under the superintendance of this respondent. But this Respondent was informed by the President and by the Counsel of the Company, and did himself believe, that in so doing, he was not acting in disobedience of the mandate or contempt of the authority of this Court, That immediately upon being served with the injunction he came to Cumberland to see Thomas J. McKaig Esquire, the President of said Company to know from him,