December Term 1834

And afterwards to wit on the 7th day of July 1837 the Complainant appeared by his Solicitor aforesaid and filed in said cause his Exceptions to the answers of defendants Parker Dennis John C Dennis William Smallwood and Julian Smallwood to the Bill of Complaint by the

John Richey
vs
Parker Dennis and others

The Complainant in the above cause excepts to the joint answers of Parker Dennis John C Dennis and Julian Ann his wife for that said defendants have not produced here in Court the Books and papers of said John Dennis deceased wherein are entered the accounts between Complainant and said deceased nor copies of the same

For that the Exhibit referred to in said answer as a full and settled Account and Receipt from the Books of the said John Dennis deceased of the accounts of the said John Richey mentioned Complainants Exhibit No 2 has not in pursuance of said been filed in this cause

For that the said Respondents have not stated in their answer whether or no the said Exhibit No 2 contains all the items of charge contained in the settlement of the 26 August 1834 referred to said Bill and answers by which it has made appear that Complainant was indebted to the said deceased in the sum of Thirteen hundred and four dollars and forty four cents and not what other items were embraced in said settlement

Henry W Archer

And afterwards to wit on the 12 day of July 1837 the said Defendants William Dennis by his Counsel John H Price Esquire filed in said cause his answer to the said Bill in the words following to wit

To the Honorable Nicholas Brice Chancellor of Maryland The respectful answer of William Dennis to the Bill of Complaint of John Richey

This defendant saving and reserving to himself all benefit and advantage of Exception to the manifold errors uncertainties and insufficiencies in the said Bill contained for answer thereunto says That he knows nothing whatever of the matter charged in the said Bill and has no interest in whatever thereof and therefore prays to be hence dismissed with costs in this behalf most wrongfully sustained

John H Price

Maryland Harford County to wit Before the subscriber a Justice of the Peace of the State of Maryland in and for the County aforesaid personally appears William Dennis the above named Respondent and makes oath that the Matters and things in his answer contained are just and true to the best of his knowledge and belief

Henry G Wales

And afterwards to wit on the 12 October 1837 came the Complainant by his Solicitor aforesaid and caused to be entered on the Docket of the Court a general replication

to the answer of the defendant filed in said cause and at the same day filed in the said cause an agreement in words following to wit

John Richey
vs
Parker Dennis

In Chancery

It is agreed that a Commission issue to Robert Stephenson Harford County to take testimony in above cause

Henry W Archer for Richey
J H Price for Dennis and others

And thereupon a Commission to take testimony was accordingly issued in pursuance of the said Agreement to Robt Stephenson Esq of Harford County and the said cause then standing was continued from term to term until July Term 1839 at which term the Commissioner aforesaid made return of his said Commission with his proceedings under the same in the words following to wit

Maryland ss. The State of Maryland To Robert Stephenson of Harford County greeting Whereas we have and appointed you to be our Commissioner to examine Witnesses in a cause depending in our said Chancery between John Richey Complainant and Parker Dennis and others defendants. We therefore require you hereby fully to hear the truth between the said parties and also diligently to examine the answer on oath to be given when you shall appoint as Clerk to attend the Execution of this Commission that all such pleas as to you shall seem convenient upon the Holy Gospels of God touching their Knowledge or remembrance of any thing that may relate to the parties or their Interests of the Execution of Commission before you Execute And seen and hearing read the depositions of the Witnesses to be taken by you under this Writing you send the same with this Commission close under your hand and seal to us in our Court of Chancery at Annapolis Witness the Honorable Nicholas Brice Chancellor 13 day of October Anno Domini 1837

Ramsay Waters Register

Commissioners Oath. Robert Stephenson you shall truly according to the best of your skill and judgment duly faithfully and impartially to any or either of the parties take the Examinations and depositions of all and every Witness and Witnesses produced and Examined by Virtue of this Commission hereto annexed upon the interrogatories now or which may hereafter be put and Commission to close be produced to and left with you by either party so help you God. Sworn before me H B Stephenson a Justice of the Peace for Harford County

The parties having agreed by their Counsel to consider the testimony taken in the cause of Dennis vs Richey and others as sworn as to that taken in this cause and to be read as part of testimony was then or in this case and consequently Commission returned

Robert Stephenson Jun
Comr

And afterwards at the same term came Henry W Archer