he resides. There may be 2 or 3 or 4 acres of it swamp land and cost the same as the other. 3 pounds per acre: that he does not know of any of that kind of land sold for a number of years - that he dont know of any other matter or thing.

Thomas his mark T Rice

Joseph S. Carey. a Witness for Complainants to Cross Interrogatories

To the first Cross interrogatory that he lives in one mile of the land formerly Levin Carey died seized and possessed - that he lives with his father on his father's land - that he does not own the land on which he lives: that he did not know of any sale of any land in that neighborhood for a long time. The only one that he knows of is the land which he bought about 9 years ago. 3/4 of which was improved 1/4 was cleared: there is about 270 acres of it and he gave 3000$ for it. The Woodland of it is of the same quality as the lands of Levin Carey: 1/3 of the cleared land was worn out: 2/3 was pretty rough - that he dont know any thing farther.

To additional Cross Interrogatory to be propounded to said Carey alone. That he is related to the Complainants in this cause - that he is a cousin German.

Joseph S. Carey

Whereupon the Counsel for the Complainant exhibited his Cross Interrogatories to be put to James M. Peachamp, a Witness for the defendants which are herewith returned and the said Witness being examined thereon deposes and says

To the First Cross Interrogatory - that he has built a fine House on his farm has ditched it, fenced it, cleared it, and been at a great deal of expense with it paid 6$ for a road and would not like to set any price on it with the situation it is in - does not want to sell it.

To the Second Cross Interrogatory that the land such as his and Mr Carey's at the time of Mr Carey's death were selling higher than they were when he bought his land of Captain Holland.

To the Third Cross Interrogatory - that the land that he bought of Capt Holland had a little Cedar timber on it: but such a trifle it is not worth speaking about. That he buys the most of his Cedar rails.

To the Fourth Cross Interrogatory - that the timber on his land consisted of white oak & black gum and plenty of Green Briers and water.

James M. Peachamp

The Complainants then filed with the Commissioner which are herewith returned as evidence in this cause, the following papers marked Exhibits A. B. C. D. and E.

And the Defendants also filed with the Commissioner which are herewith returned as evidence in this cause the following papers marked Exhibits No 1. 2 and 3.

And there was further filed with the Commissioner by the Complainants and the defendants Thomas Dennis and Nancy Adams his wife, Peter L. Davis and Mary his wife as evidence in this cause the agreement marked No 4.

There being no other Witnesses to be examined and neither party desiring further time for the production of his evidence the Commissioner closed and Commission and herewith returns the same under his hand and seal this 26th day of September 1856. Thos W. Wilkins (Seal)

Exhibit A. filed by the Complainants and returned with the Commission & depositions.

$12000.00 For value received I bind myself my heirs and assigns and to pay or cause to be paid to Elijah Carey his heirs & assigns the sum of twelve thousand dollars with interest from the date until paid. as Witness my hand and seal this ninth day of December Eighteen hundred and fifty three.

Testis Hillary H. Pitts 1853 Decr 9. Levin Carey (Seal)
Solomon Carey

State of Maryland. Worcester County Sc.

On this twenty sixth day of May Eighteen hundred and fifty four before me the Subscriber a Justice of the peace in and for said County personally appeared Elijah Carey and made oath on the Holy Evangels of Almighty God that no part of the money intended to be secured by the within bill obligatory hath been received or any security or satisfaction given for the same

James S. Lecompt J. P.

Exhibit B. filed by the Complainants and returned with the Commission and depositions

$10,000.00 For value received I bind myself my heirs assigns & to pay or cause to be paid to Thomas H. Carey his heirs & assigns the sum of ten thousand dollars, with interest from the date until paid. as Witness my hand and seal this ninth day of December Eighteen hundred and fifty three.

Testis Hillary H. Pitts 1853 Decemr 9. Levin Carey (Seal)
Solomon Carey

State of Maryland. Worcester County Set. Be it remembered that on this twenty sixth day of May in the Year Eighteen hundred & fifty four before the subscriber one of the Justices of the peace of the State of Maryland in and for Worcester County personally appeared Thomas H. Carey and made oath on the Holy Evangels of Almighty God that no part of the money intended to be secured by the within bill obligatory hath been received or any security or satisfaction given for the same.

James S. Lecompt J. P.

Exhibit C. filed by the Complainants and returned with the Commission and depositions.

In the office of the Register of Wills for Worcester County.

Dr Joseph Carey administrator of Levin Carey late of Worcester County deceased

To amount of the personal Estate of said deceased as per inventory therefor exhibited into this office proved & filed 24 January 1854	$4330	25
To amount of gain on the sale of deceased's property as per account of sales filed and confirmed the 27th June 1854.	445	74
To amount of separate debts due to said deceased including the Cash on hand at the death of the intestate as per account therefor exhibited proved and filed the 20th day of February 1855.	240	43½
To six months interest on 4775.99 cts the whole amount of sales that being the time of credit and the administrator not having returned an account of the interest received on the notes taken for property sold at the sales.	143	27

To this sum ought to be added money received from Leonard Sherrell Sen. on