who made Sales of notes were Hollins McKim & Witness himself.

Cross Examined for Defendants

The stoppage of Thomas Wilson & Thomas Wilson Co lasted only a few days he thinks: they are not in good credit.

McKim and Co sometimes employ other Brokers to sell notes and some of the notes of Thomas Wilson and Thomas Wilson and Co were put by McKim and Co into the hands of Benjamin Ellicott for sale. the said Benjamin Ellicott never returned to them the names of the purchasers of notes he may have incidentally mentioned the name of a purchaser but it was not a necessary part of the transaction they did not look behind Mr Ellicott

When Mason brought the notes to McKim and Co they usually made advances on them but there may have been one or two cases when he said that he did not want the money for a day or two.

James Carey. a Witness of lawful age produced on behalf of the Complainant, being by me first duly sworn on the Holy Evangely of Almighty God deposeth & saith as follows that is to say

That he has been a Clerk of McKim and Co for somewhat more than three years.

Witness now produces the "Paper Sales Book" of said Banking House it is the private property of said firm and is valuable to them; he has consulted the partners of said firm and they cannot part with it, and it cannot be filed as an Exhibit under this Commission but he produces it for Examination

Charles Henkley. one of the partners of said firm now present in the Commissioners Office: here states that his firm positively refuse to part with the book;

J. Pinkney Commissioner

The Complainants Solicitor here tenders the said Book for Examination and Comparison to the Defendants Solicitor who declines to receive the same unless it be filed as an Exhibit under the Commission

J. Pinkney Commissioner

Witness now produces the paper marked "Complainants Exhibit James Carey No 1" and says that it is a true Extract from said "Paper Sales Book" so far as relates to the notes of Thomas Wilson and Thomas Wilson Co to Thomas Wilson The whole of the original entries in said "Paper Sales Book" copied into said Exhibit are in the hand writing of Witness himself and he entered the said sales as made to Thomas Wilson at the same dates specified therein by the directions to the best of his recollection of either Charles Henkley or Hollins McKim but he thinks that it was Hollins McKim

The Complainants Solicitor here tenders the said "Paper Sales Book to the Defendants Solicitor for Examination and Comparison with said last mentioned Exhibit and also that

any further Extracts may be made from it that the Defendants Solicitors may desire: the Defendants Solicitor declines to Examine the said Book unless it is to be returned as an Exhibit under the Commission.

J. Pinkney Commissioner.

Cross Examined for Defendants

Witness has occasionally though rarely made Entries in said "Paper Sales Book" by the directions of same of the persons in the office than Hollins McKim and Charles Henkley and it has happened that occasionally he was out of the way, and the memoranda to be entered had fallen into the hands of some one else.

Witness has a distinct recollection that he made the above Entries in said "Paper Sales Book" on the respective dates thereof set down but this recollection is derived from seeing the Entries and recognizing his own handwriting and from its being his invariable habit to make such Entries on the days of the transactions: it is not from independent recollection

Witness derives his knowledge of the particular memoranda from his recollection of the general course of business and not from special recollections of those particular memoranda.

Hollins McKim. being again Examined on behalf of the Complainant makes oath depeth and saith as follows that is to say

That the Book to which he referred on his former Examination is the "Paper Sales Book" of this firm which is now here in the Commissioners Office as produced by McCarey. Witness recollects that he the Witness sold to Thomas Wilson some of the notes but how many he cannot state which had been received from Mason; the amount of this and the notes which he recollects that he did sell to Thomas Wilson was more than six per cent. He is not able to say that he the Witness in person sold any of the Five notes to which he has testified but he recollects that he in person sold to Thomas Wilson some of the notes mentioned in the "Complainants Exhibit McKim No 1" and the amount received was less than the face of the notes by more than six per cent

Witness has no specific recollections concerning the Five above mentioned notes. The entries of the said Five notes in said "Paper Sales Book" are in the handwriting of Mr James Carey, a Clerk of this firm, and they must have been made by the directions of either Mr Henkley, a Witness as no one else has authority to give any such directions except Mr William McKim who seldom attends to the sales of notes.

Cross Examined for Defendants

The firm of Witness has occasionally allowed other Brokers to sell notes who have applied for that purpose; and such Brokers return an account of sales to this Firm but never give the names of the purchasers, and a case where they have done so has never occurred.