Supreme Court, State of New York and figures following to wit.

In the matter of the Cumberland Coal and Iron Company against Allen M. Sherman, William B. Dean and the Hoffman Coal Company

City of Baltimore, Maryland

Wm. R. Ballard Johnson of the City of Baltimore aforesaid being duly sworn in the above matter, deposes and says, that he is a director & stockholder in the Hoffman Steam Coal Company, of Allegany County, above styled "The Hoffman Coal Company" That he was bona fide one of the corporators of said Hoffman Steam Coal Company that he became a shareholder therein at the time of the organization thereof, that the said Company, immediately upon its organization purchased from the said Sherman and Dean the property known as the Hoffman mines subject to the lien thereof of one hundred and twelve thousand dollars, by virtue of the mortgage and Bonds of the above named complainant. That the said Co. the Hoffman Steam Coal Company, paid the said Sherman and Dean for their interest in the said Hoffman mines and took a full and bona fide title therefore.

That the deponent had no knowledge or suspicion of any defect in the title of said Sherman and Dean, to said mines.

And deponent further says that he paid the par value in Cash, for the stock of said Company by him subscribed without any arrangement, understanding or belief that he was to have the money by him so paid, refunded, nor has the same by virtue of any such agreement arrangement or understanding been paid to him to deponent and that he is still the owner & holder of said stock in his own right

Wm. R. Ballard Johnson

Sworn and subscribed to before me this the 28th day of May A.D. 1857

In witness whereof I, James B. Latimer, commissioner for the state of Maryland, residing in the City of Baltimore in the State of Maryland have hereunto set my hand and official seal in said City

{ Commissioner's Seal }

James B. Latimer, Commissioner for the State of Maryland.

All which we have caused by these presents to be exemplified and the seal of our said Supreme Court to hereunto affixed.

Witness Hon Henry Welles Justice at the City of New York the 10th day of May in the year of our Lord, one thousand eight hundred and sixty one and of our independence the eighty fifth

John Clancy
Clerk

I Henry Welles a presiding Justice of the Supreme Court of the State of New York do hereby certify that John Clancy, whose name is subscribed to the preceding exemplification of New York and Clerk of said Supreme Court of said County is the clerk of the said County duly elected and sworn, and that full faith and credit are due to his official acts. I further certify, that the seal affixed to the said exemplification is the seal of our said Supreme Court and that the attestation thereof is in due form.

Dated New York May 10th 1861

Henry Welles

"Defendants Exhibit A. M. S. No 1"
"Filed with Commissioner March 11th"
"1861 Frederick Pinkney Comm."

Cumberland Coal and Iron Company

$500,000 Loan

First Mortgage Coupon Bonds

Five hundred thousand dollars first mortgage Bonds of the Cumberland Coal & Iron Company, are now offered for sale, in sums of one thousand dollars each, payable on the first day January 1866, with interest at the rate of six per centum per annum payable semi-annually in the City of New York.

These Bonds are secured by a first mortgage to William S. Thompson and Edward N. Dunham, in trust, on the lands of the Company, situate in Allegany County Maryland, being about 12 000 acres and embracing about 800 acres of the great fourteen feet vein of coal, and on the Company's Railroad connecting their mines and the Baltimore and Ohio Rail road, with the Chesapeake and Ohio Canal, and with the town of Cumberland.

To provide for the payment of these Bonds at and before maturity, the Company have agreed to appropriate and pay in to the hands of the Trustees, fifty thousand dollars annually as a sinking fund, in default of the payment of which or of the semi annual interest for sixty days after due, the principal shall become due, and the Trustees be authorized to enter upon and sell the said lands and road, and pay the Bonds

Sealed proposals addressed to the President of the Company will be received at the office of Dunham & Co. 13 William