dollars, given to said Tally by one Richard H. Wright of Caroline County, to whom the said William A. Tally had sold a tract of land with a saw and grist mill situate thereon — and your Petitioner further represents that said single bills were given for the payment of the purchase of said property.

And your Petitioner further represents that the fact is stated in the aforesaid single bills that they were given for the purchase money of the property aforesaid.

And your Petitioner further represents that he has sued in Caroline County Circuit Court on said single bills and obtained judgment on them — And that subsequently to his obtaining judgment on aforesaid the said Richard H. Wright petitioned for the benefit of the "Insolvent Law" of the State of Maryland and appointed one J. W. Bryant, trustee for the benefit of his creditors; and that some time in year eighteen hundred and ___ the said Trustee under an order of Caroline County Circuit Court advertised & sold the property; real and personal of the said insolvent petitioner; and that at said sale your petitioner became the purchaser of said real estate under the impression that his judgment would be a preference lien on the purchase money arising from the sale of said property. Your Petitioner further represents to your Honor that the said Trustee has reported the sale aforesaid to the Court aforesaid and that said sale has been ratified and confirmed by your Honor as judge of the Circuit Court aforesaid. Your Petitioner further represents to your Honor, that since said ratification the said case has been audited by the auditor to the Circuit Court aforesaid, James B. Steele, and that said auditor has refused to allow to your Petitioner in the audit of said case his judgment before mentioned, as a lien for the purchase money aforesaid, but has allowed as a preference claim to your Petitioners judgment, a judgment of one Henry Mobray — And your Petitioner further represents that said auditors report has been finally ratified and confirmed, though your Petitioner (being absent in the City of Annapolis) had no notice of the same which your Petitioner thinks a case of great hardship to him and an actual fraud. And your Petitioner therefore prays your Honor to pass an order making said final order of ratification, and ordering the said case back to James B. Steele, auditor as aforesaid, for a re-audit so as your Petitioner may have his claim properly and regularly proved and fairly represented to said Auditor — And as in duty bound &c

Thos. H. Kemp & Bro Attys for Petitioner"

"State of Maryland, Caroline County, to wit: On this 20 day of March 1862 before the subscriber a Justice of the Peace of the State of Maryland in and for Caroline County personally appeared Archer J. Willis and made oath in due form of law, that the matters and things stated in the aforegoing petition are true to the best of his knowledge and belief.

Sworn before H. Blackeston J. P.

Whereupon the Court passed the following order to wit:

"In the matter of the foregoing petition it is ordered that the

report of the report of the auditor mentioned in the said petition be referred back to the auditors to take testimony in support of the allegations in the said petition contained, and to restate the account in the said cause mentioned if, upon a full hearing, it appear that the claim of the petitioner is a claim preferred in the law, to the claims heretofore allowed; provided distribution shall not have been already made by the Trustee under the account as heretofore stated, and provided further, that the petitioner pay all costs of a new audit.

Richd. B. Carmichael

24th March 1861

And afterwards, to wit; on the fourth day of October, in the year of our Lord, one thousand, eight hundred and sixty two, came James B. Steele Esquire, Auditor of the Circuit Court for Caroline County, to whom had been referred back the report of the auditor aforesaid, and filed in Court here his report which is of the tenor & and in the words following, to wit:

Richard H. Wright vs His Creditors — In the Circuit Court for Caroline County, on the Equity side, thereof October 4th 1862. The Auditor reports to the Judge of this Court, that he has under the order of the Court passed 24th day of March 1862 referring back to him the audit filed in this cause on the 27th day of Feby 1862 — duly notified the parties interested in the re-auditing thereof, of the time of his sitting to hear the proofs and allegations in support of the allegations set forth in the petition of A. J. Willis, upon which said order was granted — and that he has adjourned from day to day in accordance with the wishes and convenience of the parties, his sittings for hearing such proofs, and the arguments thereon. That after a full and patient hearing of all the testimony, admissions and allegations and arguments of counsel, and digesting to the best of his ability, and then applying the legal authorities cited by counsel on both sides, he has determined, and so reports, that the audit heretofore filed in this cause needs no amendment, or restatement at his hand. The auditor further reports that, the record of his proceedings together with sundry exhibits, and the testimony of the witnesses produced before him, reduced to writing are herewith returned together with the costs of these proceedings. All of which is respectfully submitted

Jas. B. Steele, Auditor

To the Honorable Richd. B. Carmichael, Judge of the Circuit Court for Caroline County"

The record of his proceedings, together with sundry exhibits and the testimony of the witnesses referred to by the auditor in the aforegoing report, and filed therewith, is of the tenor and in the words following, to wit:

Richard H. Wright vs His Creditors — In Insolvency — Denton June 30th 1862. Notice having been given to Thomas H. Kemp and John D. Kemp the