all the other Respondents aforesaid) denies the right of said petitioner to have the Commission for testimony remanded for further testimony, as prayed by the petition, and insists that such Injunction ought not in Equity and according to the fixed Course of the Court and for any thing in said petition shall be granted,

And this Respondent prays to be hence dismissed with their Costs in this behalf respectively incurred,

Charles F. Mayer Solr for Respts

State of Maryland Baltimore City to Wit,

It is hereby Certified that on this 17 day of April in the year 1861 before the Subscriber a Justice of the Peace in and for said City personally appear James F. Gifford and Ann Elizabeth Gifford his wife and severally make oath that all they severally and respectively have set forth in their aforegoing and above Written answer is true to the best of their Knowledge

Charles D. Hiss,

State of Maryland & Baltimore City to Wit.

It is hereby Certified that on this 17 day of April in the year 1861 before the Subscriber a Justice of the Peace in and for said City appear Thomas Gifford and Hugh Gifford and severally make oath that and that in the aforegoing answer they have respectively set forth is true to the best of their respective Knowledge and belief.

Stephen Whalen

Filed 18 April 1861.

Baltimore Nov 6 1860.

Mr James F. Gifford To John F. Monmonier Ma Dr

| | | |
|---|---|---|
| To professional Services | in 1852 | $ 9. |
| " " | 1853 | 6 |
| | 1854 | 6 |
| | | 21 |
| By Cash | | $5 |
| | Balance | 16 |
| To Professional Services in | 1857 | 6.50 |
| | 1858 | 6 |
| | 1859 | 6 |
| | | $34.50 |

Edward J. Carter & al
James F. Gifford & al | In the Circuit Court for Baltimore City.

In the matter of the Petition,

On this 25th day of June 1861 before the Subscriber a Justice of the Peace of the State of Maryland in and for the City aforesaid personally appeared Dr John F. Monmonier and made oath in due form of law that behalf in Knowledge of the defendant James having conveyed his property to the defts. Ann Elizabeth as mentioned in the bill filed in the cause under some time after his James application for the benefit of the insolvent law, the exact date whereof he cannot now state That the annexed account is just and true as therein stated and that he verily believes he will be able under a remanded Commission to prove by competent testimony the



defendant James F. Gifford promised to pay the said account within three years of this date and that the defendant Ann Elizabeth hath declared she procured the above mentioned Conveyance of property to herself in order to prevent the property from falling into the hands of her husband's Creditors.

In Witness my hand

Wm M. Kinley

Filed 29 June 1861.

Edward J. Carter and others
vs
James F. Gifford | In the Circuit Court for Baltimore City

At the further Execution of the Commission to take testimony in the above cause to me Francis D. Young the Commissioner therein named remanded I hereby certify that at the request of the Solicitor of the Complainants I met at my Office in the City of Baltimore and named and appointed Thursday the 7th day of November in the year of our Lord 1861 and the hour of 4 O'clock P.M. and my Office aforesaid as time and place for the Execution of said Commission;

At which said time and place pursuant to Notice the Commission met and no Witness being in Attendance Commission adjourned and met again pursuant to Notice on Tuesday the 12th day of the same month in the same year at the same hour and place.

Tuesday 12th November 1861.

Nicholas Robinson, a Witness of lawful age produced sworn and examined on the part and behalf of the Complainants deposes and says,

Question. Are you acquainted with the defendant James F. Gifford,

Answer I am. Question. Did you or not in the year 1855 and 6 live and own property in East Fayette Street in the same neighborhood of the property then owned and occupied by the defendant James F. Gifford? Answer I did I lived in and owned the house the next door but one from said property.

Question Were you or not in those years acquainted with the value of property in that Neighborhood, and if so state if you can the value of the property occupied by Mr Gifford?

Answer I was, and suppose the property to be Worth in those years from $1800. to $2000. subject of course to a Nominal ground rent of $10 or $17 which I have always understood was upon the property.

Louis Monmonier, a Witness of lawful age produced sworn and examined on the part and behalf of the Complainant deposes and says, I am the son of Dr John F. Monmonier I know the defendant James F. Gifford.

Question Look at the account filed with your Fathers Petition and affidavit among the proceedings of this cause on the 29th June 1861 amounting to $34.50/100 and say whether or not you ever presented it to the defendant James F. Gifford for payment, and when and state, what the said Gifford said to you at the time in reference thereto.

Answer I presented James F. Gifford the said account for his payment