Sheriff Sutton, A few weeks before the institution of this present suit Mr James Jackson called at my office and complained to me that his brother had caused an execution on a Judgment obtained against John Foley to be issued and his goods were taken thereunder and that if George did not stop the execution he would give information to his creditors which would break him up. I have known George Jackson several years professionally and otherwise from what I know of him he is a fair and upright man.

It is admitted that George Jackson is very industrious and enterprising

Cross Examined for Complainants

In the conversation James had with me as above stated he made no mention to me of any obligation in George's part not to enforce the execution and that he was not refusing it.

William R Hodges, a witness for defendants being sworn deposes and says I know all the Complainants, and also the defendants except the Mr George Jackson Mr Russell and Mr Nelson. In the summer season the month of Sept the year on account of its remoteness I cannot remember I recollect that George Jackson was in difficulties and there was a meeting of his creditors which I attended in the absence of my brother James. At this meeting an exhibit purporting to be a statement of his affairs was produced by George Jackson I did not see the paper, but it purported to be the usual statement made on such occasions setting forth the condition of the Party's affairs. I remember having gone to George Jacksons place of business and I saw his stock Mr Jackson being engaged in writing on Crosstimers during the short time I was there. I did not remember the amount of Jacksons liabilities or the amount of stock he had on hand. Being asked in reference to the imposition made by Mr Jackson to pay 50 cents in the dollar at 12 months what was your judgment as to the finances of his proprietors? replies The majority of the creditors thought from the statement exhibited that he could pay fifty cents in the dollar but they preferred to take the fifty secured. I can not recollect whether I went to Jacksons store to look at his stock before or after the meeting of the creditors. The creditors had an opportunity to examine the stock if they had seen fit to do so but in saying this I do not mean that I had any authority for it I speak of my own account and therefore supposed others were free to do the same. I presume the creditors might have inquired also of Mr Jackson as to his statements. I know nothing to the contrary on the occasion of the meeting of the creditors I am not able to say what number of papers were exhibited to the creditors

Cross Examined for Complainant

At the meeting of creditors there was I think a pretty good attendance. George stated to the meeting that he thought he was not able to pay more than fifty cents in the dollar. He gave security for the payment of his debts in the composition his brother was his security. The composition was on notes averaging twelve months

Commission adjourned and met again by consent of parties on Tuesday 26th February 1861.

Tuesday February 26th 1861.

Dr John T Hemmeng a witness for defendants being sworn deposes and says. I am acquainted with the defendant George Jackson and have known him intimately for some twelve years. I attended the sick bed of Mr George Jackson during her illness in the month of May 1855 which resulted in her death. She died on the 28th May of that year I believe, as that was the

last day of my attendance as I find upon reference to my Books. The illness of Mrs Jackson commenced about the 15th or 16th of said month of May I had however prescribed for her previously that her serious illness began about the time I have stated.

Cross Examined for Complainants

I was the family Physician of Mr George Jackson the year 1855 and had been such for some two or three years previous to 1855. Mrs Jackson was not a Woman of delicate constitution or health and had not been much indisposed prior to her medical illness in May 1855. I had prescribed occasionally prior to that time I usually rendered an annual Bill to Mr Jackson for Medical attendance to his family and the attendance to his wife during her last illness was included in such bill and as well as I can recollect my charge for the attendance to her at her said illness was about twenty dollars. my usual annual bill against Mr Jackson for attendance upon his family averaged about twenty dollars.

Examined further for defendants.

I have no recollection of Mrs Jackson having been in a delicate condition for some time previous to her late illness previous to the month of March 1854 Dr Perkins my uncle attended Mrs Jackson more particularly than myself.

Defendants Exhibits A B C D, & E are here filed.

Agreement of Counsel marked M, & L No 1 is here filed

The defendants here closed

And the Commission at the request of Complainants Solicitor with the assent of Defendants Solicitor then adjourned to meet again on Friday the 1st day of March prox

Friday 1st March 1861

Agreement of Counsel marked M and L No 2 is here filed,

Commission adjourned to meet again by consent of parties on Monday the 4th day of March 1861.

Monday 4th March 1861.

Commission met pursuant to adjournment and at the request of Complainants Solicitor with the Consent of the Solicitor of the defendants, Commission adjourned to meet again on Tuesday the 5th day of March instant

Friday 5th March 1861.

Francis D Duncan, a witness for the Complainants makes affirmation in due form of law, having conscientious scruples against taking an Oath and deposes and says. I know the House of the Complainants and all the defendants except Russell Hare I know George and James Jackson for 10 or 15 years I was called upon by the parties to act as Arbitrator in certain Matters in dispute between them. The other Arbitrator were Mr Gurlett and Mr Merling Complainants Exhibit James Jackson filed under the Commission 25th Feby 1861 now shown to Witness was in Court before the Arbitrators. I recollect the paper perfectly well and have a distinct recollection of its general appearances. The figures inserted at the foot of said Exhibit have the appearance of being mine but I am not able to say positively that they are. Being asked Have you any recollection of James Jacksons having stated to you the manner in which George Jackson had treated his Creditors (The question being objected to) replies I have. I have been acquainted with James Jackson for a number of years and have never had occasion at any time to call in question his character for truth and veracity. He began James Jackson Worship in the same Church with me and has for some 10 or 15 years I have been engaged in the Dry and Shoe business at the Corner of Baltimore and Charles Streets and was a Member of the Firm of