

for collection, a check drawn by C. C. Murray, and marked good by him as cashier, and stated to me that if I did not advance the money to the bank to take up the check held by the Hagerstown Bank, it would be protested, and the bank would go down. I objected to make any further advance to the bank, stating that she now owed me a deposit which she refused to pay. He (Guthrie) then stated that the bank was at this time unable to pay, but that if I would advance to the bank four hundred and forty-five dollars in par funds, to enable the bank to take up the check above referred to, the bank would pay the balance of my deposit and give me a certificate of deposit, payable at short dates, for the money at this time advanced. The bank at that time held a deed from me for real estate lying in Pennsylvania, valued at \$8,000, for which I never received any consideration, which Guthrie, the acting cashier, promised to have returned before he left the bank. Upon those promises, I was induced to make a further advance of four hundred and forty-five dollars, in par Philadelphia funds, and took from the bank their certificates of deposit for the amount, which were so much under par, that they could not be sold.

On the evening of the 1st of October, 1841, I drew a check for \$150 in favor of Chew Schnebly, Esquire. Chew Schnebly and myself then called upon Guthrie with the check, and he promised it should be paid on the next morning. Chew Schnebly, as I was informed by letter from him, called at the bank the next morning and presented the check, which the bank refused to pay. The bank still withheld the balance of my deposit, and also the deed for the real estate, and has refused to hand over the same to myself or my order. On or about the 1st of July, 1841, I was informed by J. T. Guthrie, the cashier of the Farmers and Millers Bank, that the Washington County Bank had a claim against the bank for about \$3,200, for which she had given a draft on the Philadelphia Bank, which was to be met on the 15th instant. Guthrie stated to me that the bank had no funds to meet it, and that he did not know how to raise the money to take it up. I then went to Philadelphia for the purpose of raising the money, money at that time being very difficult to obtain. I then called upon William V. Pettit, (prothonotary of the city and county of Philadelphia,) and stated to him that I must raise \$3,000, in par funds. He inquired of me for what purpose. I stated to him that I wanted the money to loan to the Farmers and Millers Bank, to assist in paying a draft held by the Washington County Bank. Mr. Pettit at first refused to let me have the money, stating that I would in all probability lose all the money I had advanced to the concern. I then stated to him that I held a large amount of stock in the bank, and was forced to keep her up. He then agreed to let me have \$3,000; he gave me a check on the Philadelphia Bank for \$1,000, payable on the 15th of July, 1841; \$1,000 in cash; \$1,000 in Tide Water Canal money. I handed to Mr. Guthrie, the cashier, Mr. Pettitt's check for \$1,000; also,