

part of said Bonds & the Record shows that  
said Robinson still owes to this Respondent  
the remaining \$ 250. & that this Respondent has  
not sought this controversy, but as said Robinson  
has made him a party Respondent hereto  
he asks a Sum for the said \$ 250. with the  
Interest now justly due the Respondent,

Your Respondent begs leave to make a  
further statement in connection with this case  
& in response to a Deposition given by him  
in which the following language is used by himself  
Respondent, "I expected to have obtained judg-  
ment vs Garner for the whole amount of the Bonds  
due on their face, & do not know how it happened  
that judgment was given only for a part?"  
At the time this Deposition was given, the circum-  
stances had nearly been obliterated from my mind  
Robinson had told me so many things about  
it that the facts had become blended together in  
such a manner as to throw doubts upon his  
mind, but upon reflection every circumstance  
& transaction connected with the transfer of the  
Bonds, the payment of the \$ 250. & promise  
to pay the other \$ 250. & that by Robinson & the  
obtaining the judgment against P. H. Garner  
for the balance, being for the \$ 600. paid by his  
son to Garner before the transfer of the notes  
to me, and for which said Garner as assignee  
was responsible to me, having thus fully  
and fairly for the Decr for the \$ 250. with  
the Int as shown by the Record filed herein the  
costs in this case & has in duty bound to will  
you pray to

Asst. C. Butts atty

Served to before Mr. W. D. Dots Clerk of the for John M. Moody,  
Lislet of Monroe County this 2<sup>d</sup> day of Novr 1859 Jno. W. Dots L. S.