

that said note by said judgment being
canceled he as holder thereof has a
right to recover said note & interest
of said Smith, and the note and
occupation of said land being debt
due by said estate of Hamilton & said
Smith & said Smith being indebted to the
said estate in the full amount of
said \$762.⁸⁸ with interest from 2nd May
1870, he claims the right & hereby elects
to offset the one sum against the other.
He says said note & interest is much
larger than said note, and occupation,
in the event the Court should hold that
said debt Crossfield was entitled to Equi-
table substitution to the rights of said Smith
against this Debt & his estate, he then
says that he as Adm is entitled to have
said Smiths indebtedness of said
offset against said note, and occupa-
tion before said Crossfield can be
adjudged any thing. He prays the
Court to so adjudge & for all proper
relief.

Thos C Bell

for Debt

L A Parish Adm of Wm Hamilton says
he believes the statements of the foregoing