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In the Probate Court of the County of San Diego, State of California.

In the matter of the estate of Joseph Smith, deceased.

S. W. Smith, A. Smith, M. Smith, L. Smith, W. L. Smith, V. W. Pelt, Mrs. R. H. Ayer, heirs at law of Joseph Smith, deceased, by their attorney, Benjamin Hayes, appear and except to and contest the pretended claim of Ephraim W. Morse, for \$1871-18 1/2, filed in said Court, against the estate of said deceased, and shew for cause, as follows:

First: No vouchers are filed or duly offered to the Probate Judge, in support of said claim, or of any part thereof:

Second: Said claim is barred by the statute of limitations:

Third: Said item of said claim entitled "1861, May 9, Ranch 1/2, \$1619.59," did not accrue within two years next previous to the death of said deceased, to wit,

Fourth: Said item of \$1619.59, consists of matters of account between said deceased and said Morse, which long before the death of said deceased, were all fully and finally adjusted and settled between them, and said Smith owed said Morse nothing thereupon, at the date of the death of said Smith, as aforesaid.

Fifth: The estate of said deceased is not indebted to said E. W. Morse, upon any individual or ^{or partnership} private account, demand or claim, in any sum of money whatsoever.

And said heirs pray, that said claim of said E. W. Morse may be required of, on some day for the trial thereof to be fixed by this Court, and that, upon the hearing, the same may be disallowed and rejected: and they will ever pray &c.

City of San Diego, California,

October 1st, 1869,

Benj^{ts} Hayes,
Attorney for Contestants.

Mem^o to remember vs Bush
and Hays.

In the Probate Court of the County
of San Diego, State of California.

In the matter of the estate of
Joseph Smith

Excepting to allowance of claim
of Ephraim W. Morse

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1st The items of the within a/c between the dates
respectively of July 6/65 and May 17th 1866 are rejected
on the ground that the a/c and items were barred
by the statute of limitations during the life time of
Joseph Smith deceased and cannot be allowed as
a claim against said estate.

2^d The item of May 9th 1867 for 1619 ⁵⁹ and
designated as ranch account is wholly and
totally disallowed and rejected.

The remainder of said account debtor
and creditor is allowed dated Oct. 13, 1869

Thos H Bush
Probate Judge

Filed Oct 16, 1869

My bill as rendered Probate court
conforms with bal \$175.03 on page 224
Jeger Co July 6/65

Total \$ 1877.18
1619.59
\$ 257.59

Meeting of Directors
~~for~~
Smith Estate

San Diego Cal
Nov. 29th 1869
E. W. Morse Esq
Dear Sir.

At a
meeting of the stockholders
of the San Diego & Yuma
So. Pac. & Cal. R.R. Co.
held Nov. 27th 1869 you
were elected a Director
of the said company for
the ensuing year.

The first regular meet-
ing of the Directors will be
held at the office of Genl.
Sedgwick at 7 1/2 o'clock
P.M. Dec 1st 1869

Chas
Secy. for Meet.

Agreed with J. Smith to sell him my oxen for \$40.00
my interest in the ranch cattle for \$10.00 ahead
country everything except calves.

Sept. 3/66

Smith will be in with wagon in about a month.

The bill ^{of mine} rendered Probate Court commences with
bal \$175.03 on page 224 Ledger A July 6/65

Mem

for

Probate

Court

Private