

State of New York }  
 In the Supreme Court } County of  
Shenandoah

To the Honorable  
 Geo. R. Butts  
 Special County Judge

In the Matter of a judgment recovered  
 by Ezekiel F. Lammiman, - Judgment Cred-  
 itor, against  
 against

Edgar H. Nixon } Judgment  
 and } Debtors.  
 Albino W. Poirer }

Emma K. Towiger a resident of  
 the village of Mayville in said county  
 comes now and  
 respectfully represents to your Honor  
 that she has been served with an order  
 under the hand of said Judge, <sup>dated</sup>  
 the 24<sup>th</sup> of February, 1890, requiring  
 her to appear before Alfred K. Fawcett  
 Referee, <sup>in the city of Jamieson</sup> on the 1<sup>st</sup> day of March  
 1890, and be examined as a third  
 person regarding her indebtedness to one of  
 the said defendants, in proceedings



supplemental to execution. That said  
The said Edmund Towner also reports to your  
Honor that she is not a party to said proceedings  
and that no writs have been issued  
in any action on which this case is based.  
On the ~~same~~ affidavit there is annexed  
that the said order was executed and without notice  
of B. A. Towner, who describes him-  
self as "Attorney for said Judgment Cred-  
itor" and that said affidavit  
contains no statement of fact  
sufficient to justify the issuance  
of such an order, and that the  
same is therefore extra-judicial  
and void.

Wherefore the said Edmund  
Towner, by A. W. Towner, her  
attorney, prays the Court that  
the said order may be ~~re-  
versed~~ ~~annulled~~ and that she  
be hence dismissed with her proper  
costs, in this behalf incurred.

State of New York }  
County of New York } ss.

In the matter of the claim of Albion W. Tougee late a Sergeant in Company E, of the 27th Regiment of New York Volunteers.

Edward H. Nixon, aged — years a resident of — New Jersey, doing business at — in the City of New York, which is his post office address, being duly sworn in relation to the aforesaid case, deposes as follows:

Letter

My dear Ed: I am trying to get my pension renewed and as you know about all there is to know about my physical and mental condition since 1869 or thereabout, I have drawn an affidavit which seems to me to cover about what you may have observed. Please copy it on a legal cap, as I would rather it did not appear in my type writer work, go before a Notary, ask him if there is a certificate of his official character on file in the Pension Office, execute and return to me with his acknowledgment and return to me with his joint.

We are all well except Mother who is very poorly this winter. I hope the New Year will be even kinder to you than the old. Lodie has been at Philadelphia School of Design and will return there next week. Her address is 1417 North 16th Street. If you are over in Phila. and have time she would be glad to see you. If you write to her when it will be convenient I think it would be she would be glad and we even it would be good for her to come and stay over Sunday with you some time during the spring.