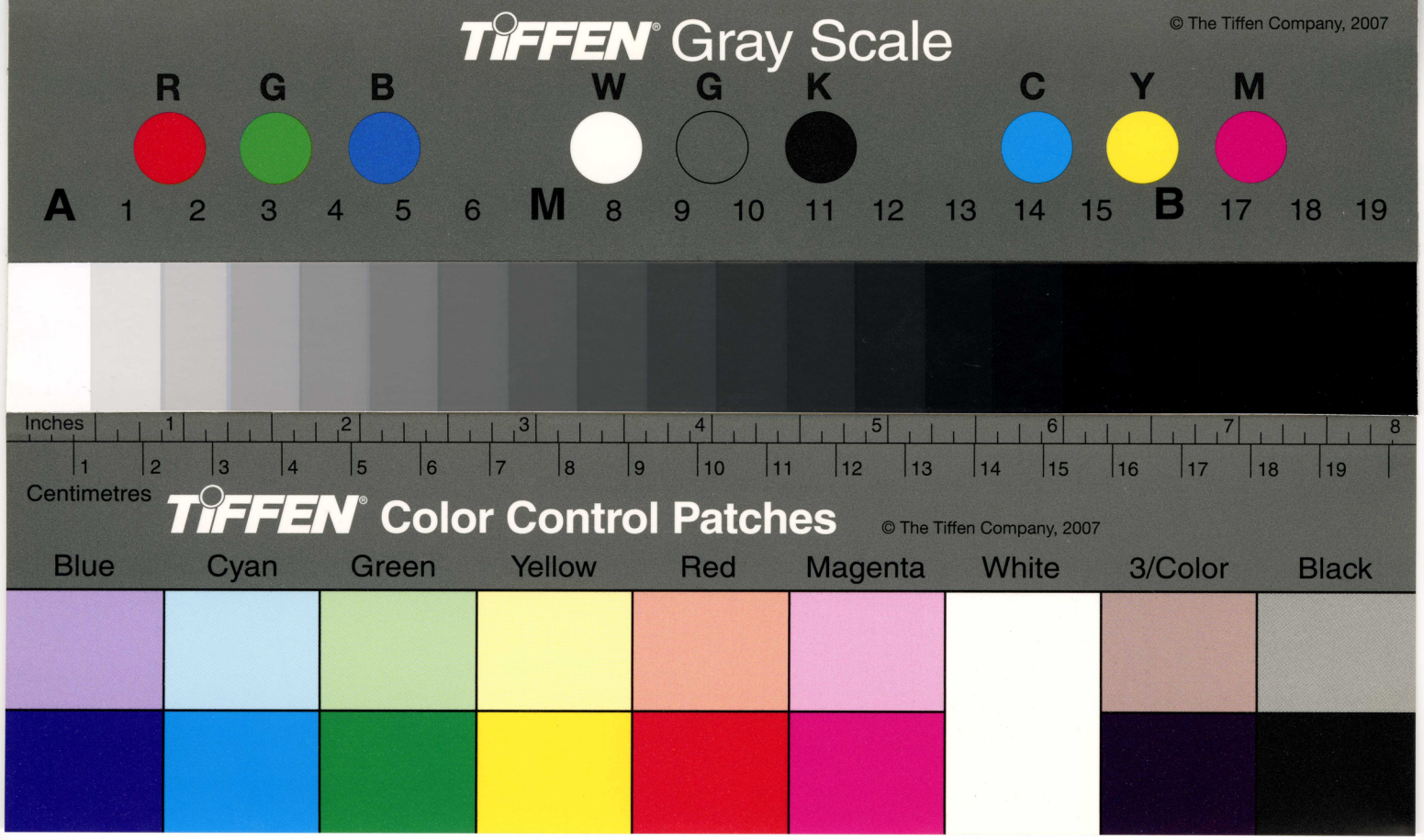
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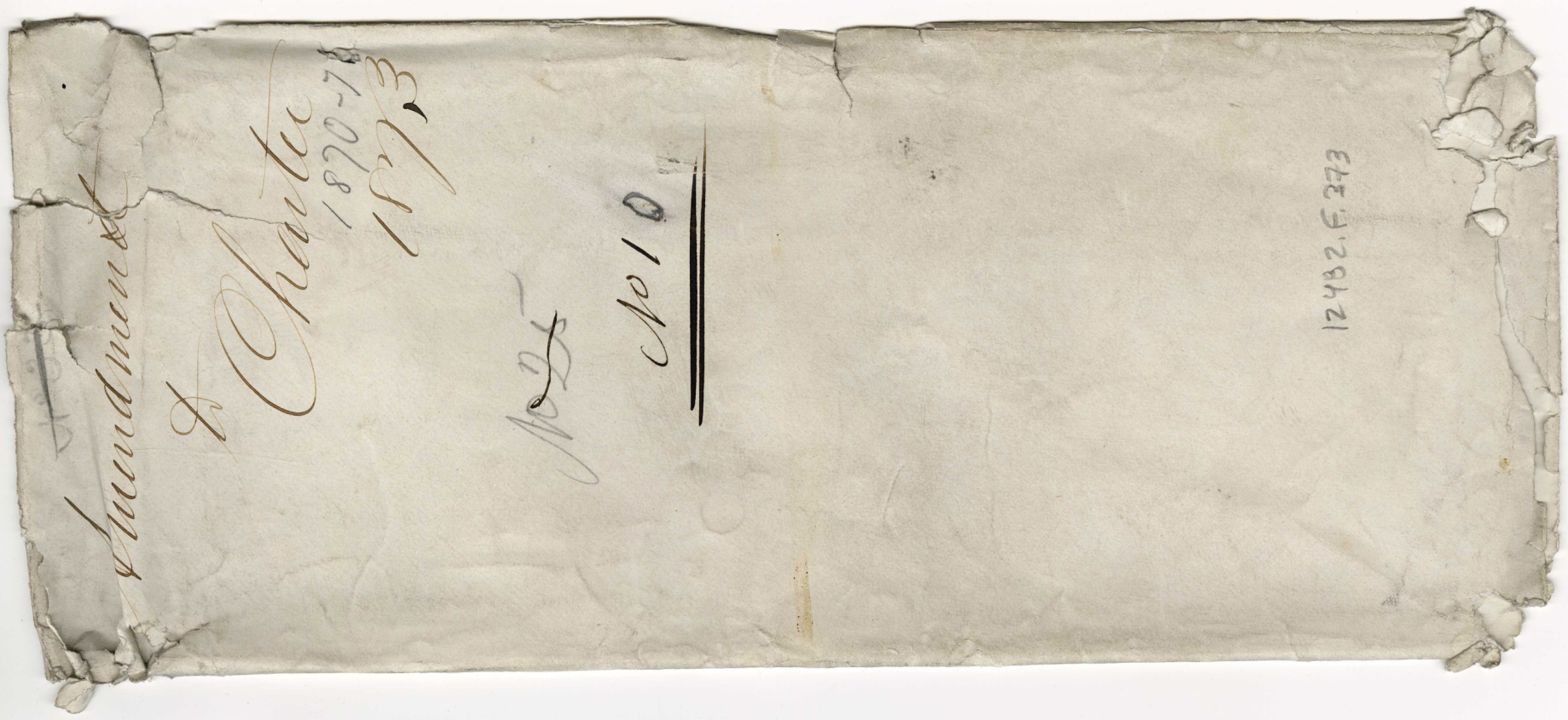
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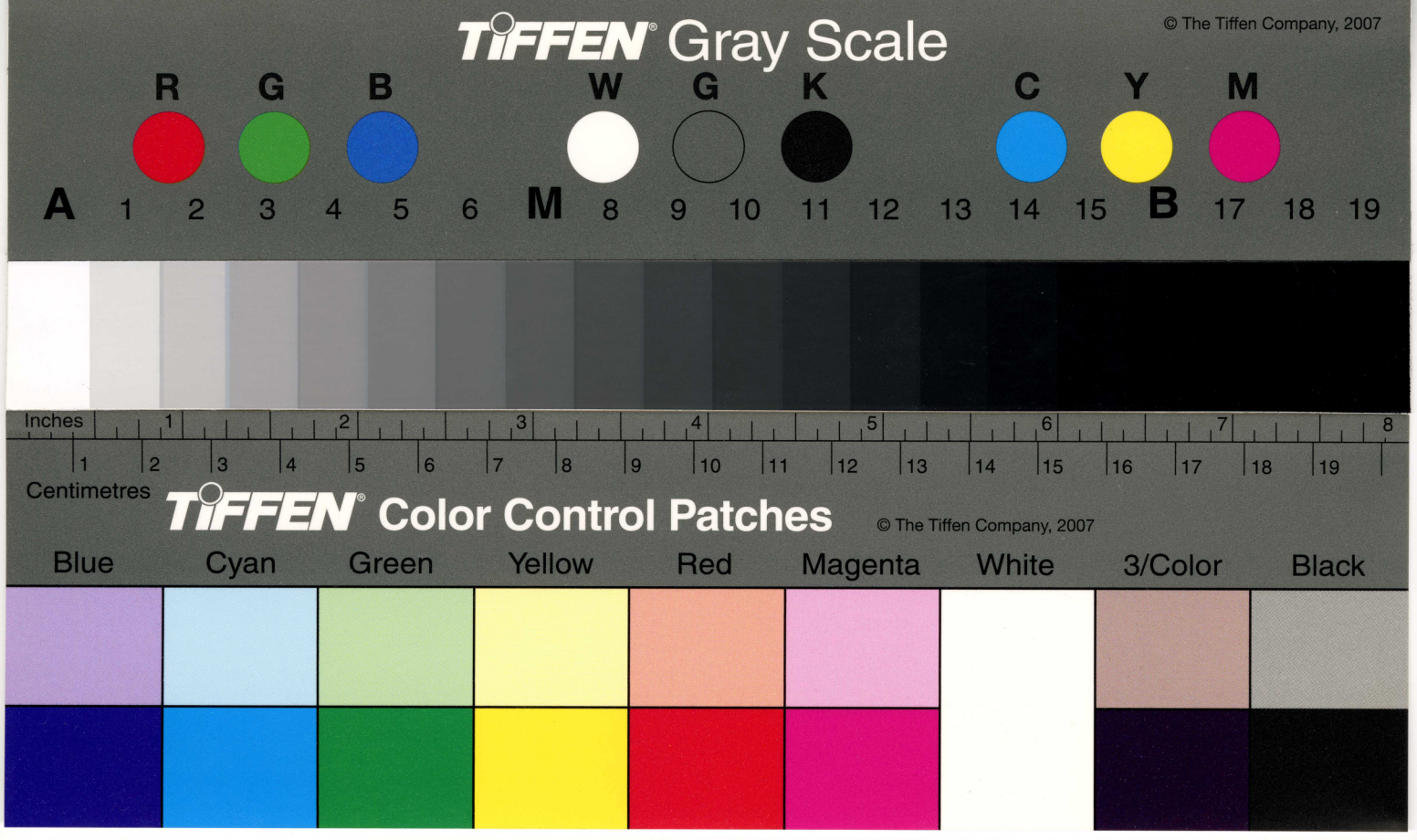
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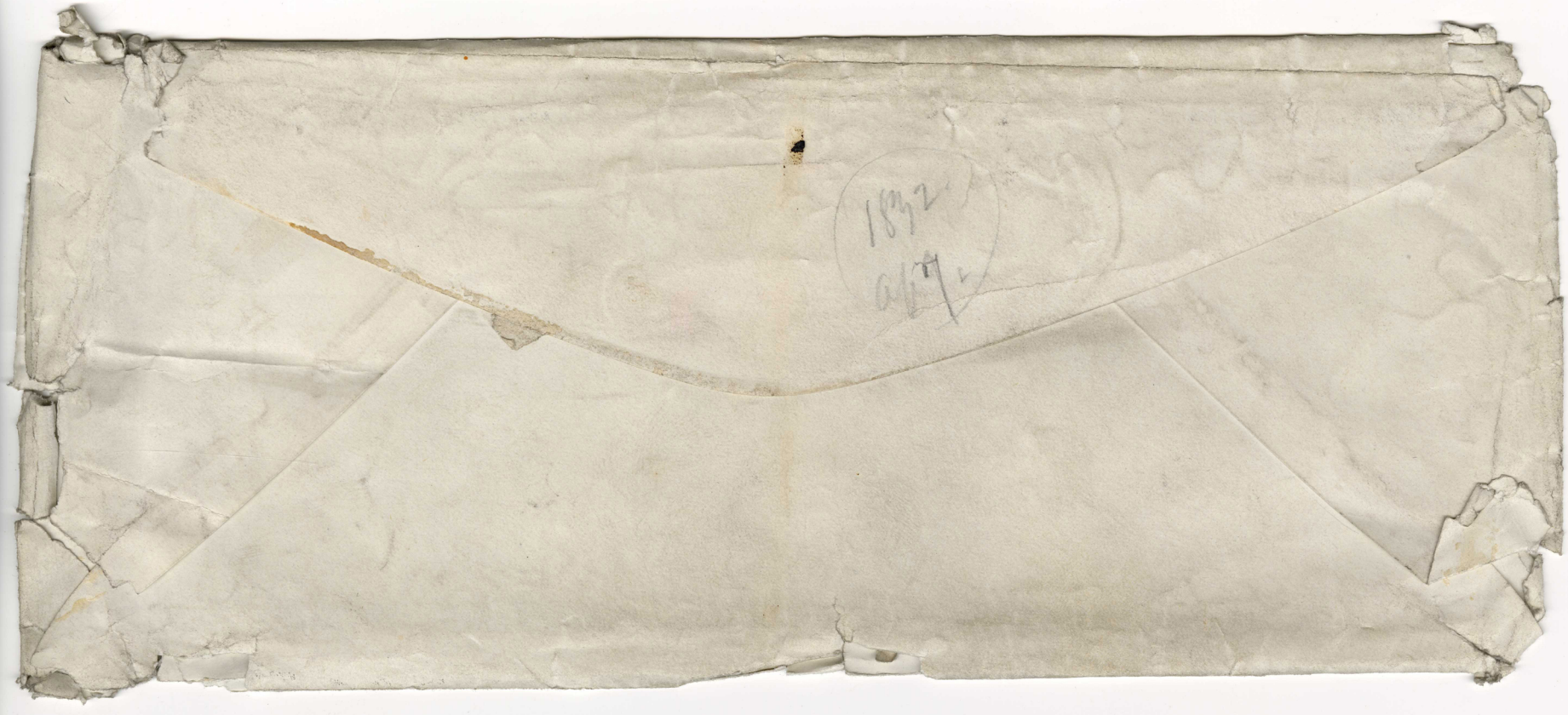

1892

And also the following

That the acceptance by the Stockholders of the Philadelphia Library Company of the legacy of the late Dr James Rush is upon the express provision that so much of the present collection of Books & other property of the Company as may by the Directors be deemed expedient, shall be retained in the present or some other central position for general use & circulation

126 So. 4th St

Dear Sir

I prefer a copy of the amendment to Mr Fraley's proposition as first adopted by the meeting & as it is to be voted upon by the Stockholders.

I ought to have handed this to you yesterday & I do so now, fearful that you did not get it accurately

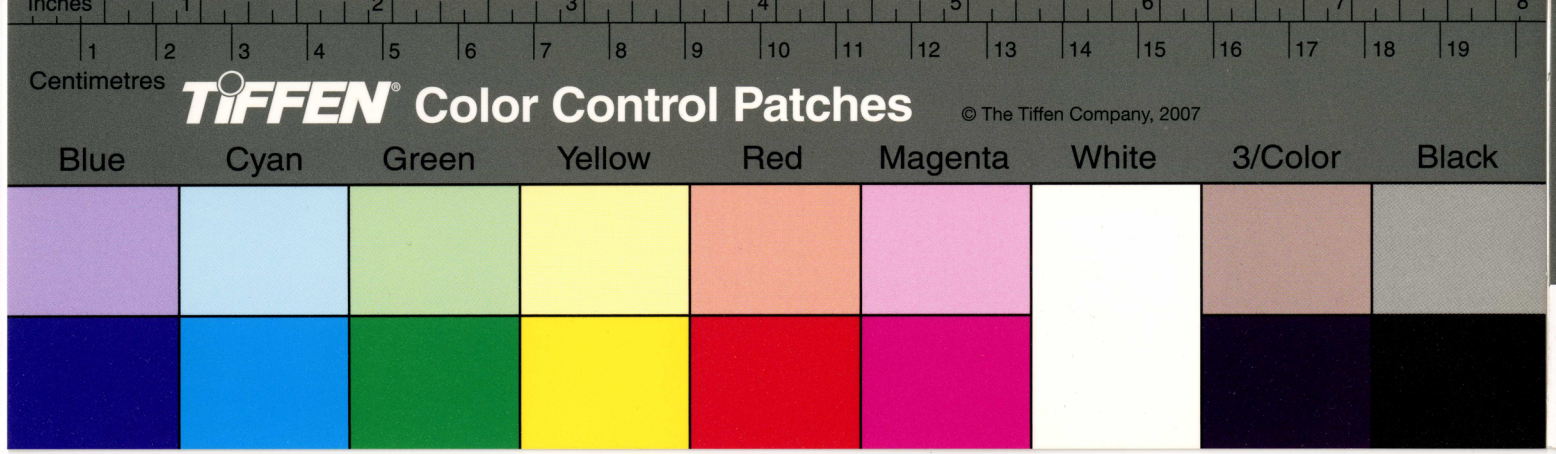
Very Truly Yrs

Henry Phillips

Oct. 6. 1869.

Mr Wm E. Wiltman

Secretary &c &c.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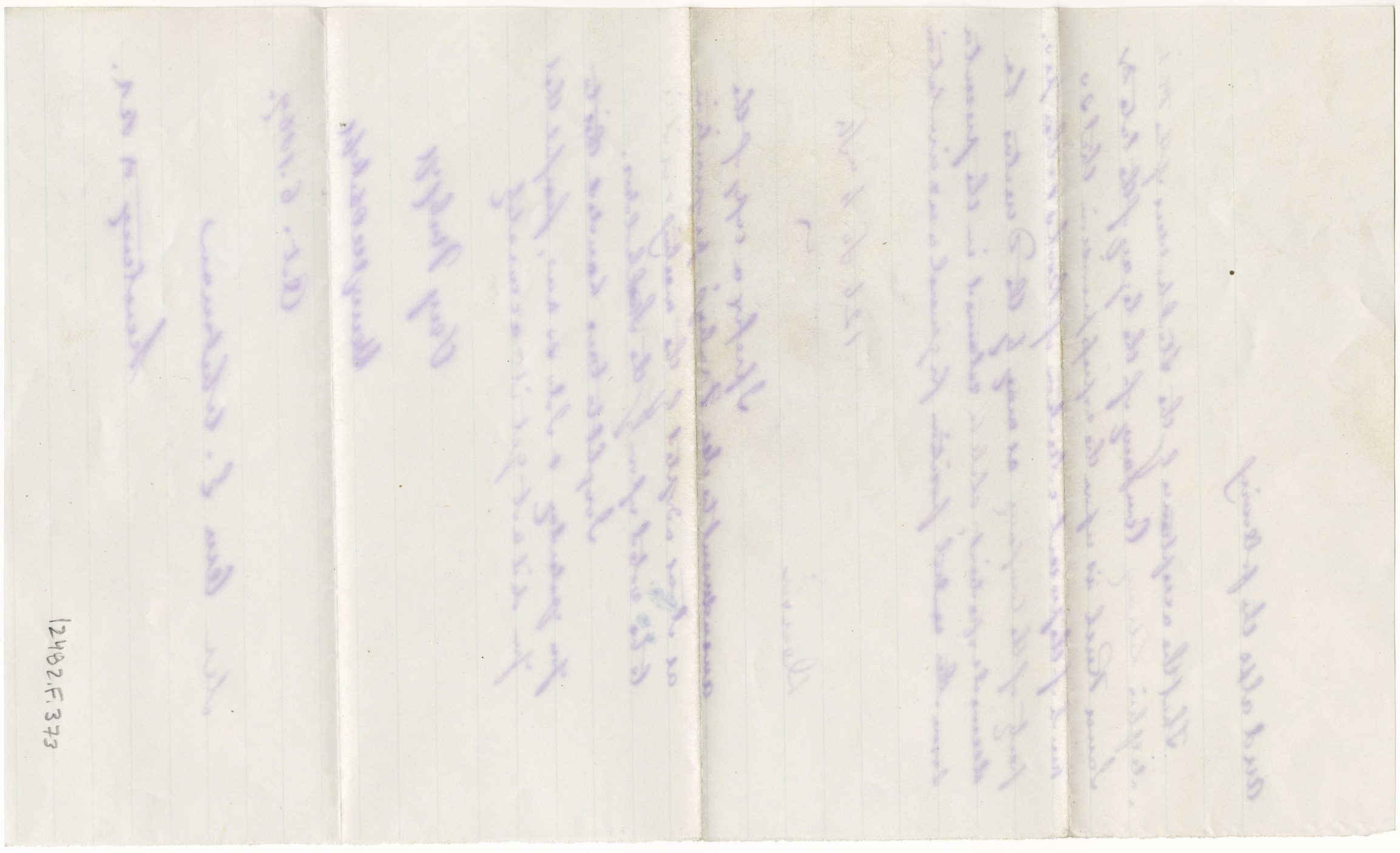


12482.F.373

Amendments to the Charter of The Library Company of Philadelphia.

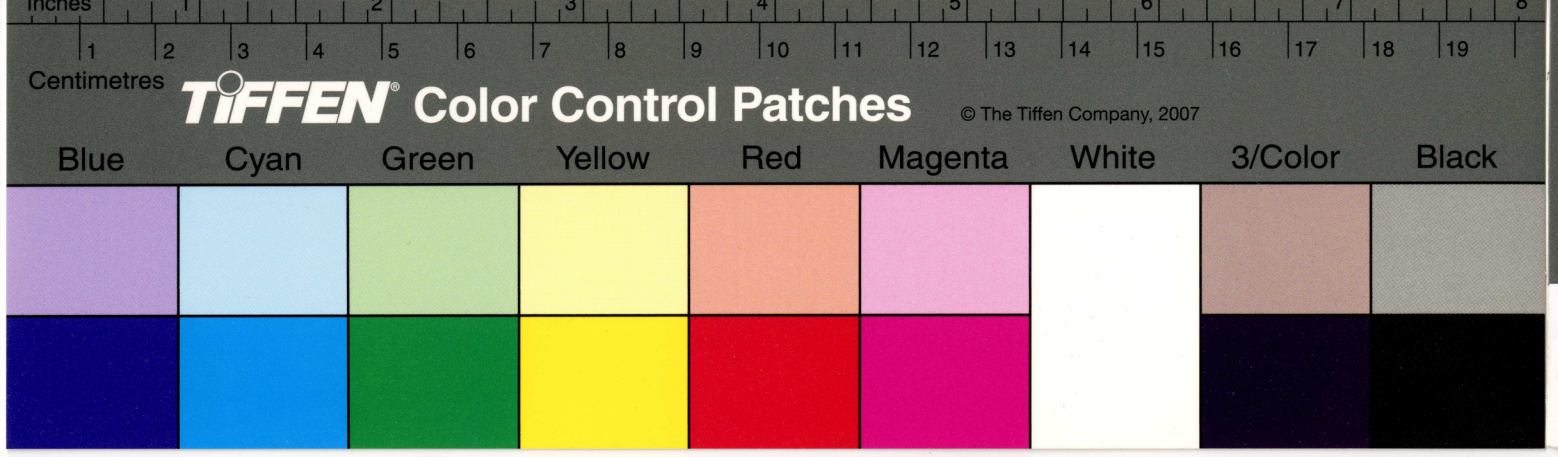
I. The Library Company of Philadelphia shall hereafter be held and taken to possess all such powers and capacities as may be necessary to enable them to act as Trustees under the Will of the late Dr. James Rush according to the provisions of an Act of the General Assembly of this Commonwealth approved on the Twenty-third day of February One thousand eight hundred and seventy (1870), entitled "An Act relative to The Ridgway Branch of the Philadelphia Library".

II. So long as the Library Company shall act as such Trustees they shall do so, under the following limitations and conditions:

First: Not more than one fourth of the directors of the library shall belong to any one of the three learned Professions, of law, theology, or medicine. But this shall not operate so as to exclude any of the present members from re-election.

Second: The number of shares in the library shall be limited to those actually issued at the time of the death of the said Dr. James Rush. But the managers, by their by-laws, shall have the authority to allow any respectable persons depositing an amount and paying an annual sum to be fixed by the Board of Managers, to have the full and free use of the library, as completely as if they were shareholders.

Third: The library shall not connect themselves with any other body, corporate or politic.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12482.F.373

An Act

Relative to the Ridgway Branch of the Philadelphia Library.

Section 1- Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same. That the Library company of Philadelphia be and they are hereby authorized to act as trustees for the Ridgway Branch of the Philadelphia Library and the trusts appertaining thereto under the last will and codicils of James Rush late of the city of Philadelphia doctor of medicine upon the conditions and provisions therein contained without limitation as to the yearly value or income of the said trust estate but in such manner that the real and personal property of the company including such books pictures Statues and other works of literature and art as now are or shall hereafter be held by them in their own right or on any other of different trusts shall be in no wise affected thereby but shall remain and be under their own entire and exclusive control and disposition and the said company are hereby empowered after acceptance of this act by the members of the said company to apply from time to time to the court of common pleas for the city and county of Philadelphia

for such further amendments to the charter of the company as may be necessary to carry into effect the conditions and provisions of the said will and codicils in accordance with the directions of this act.

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Filed and Recorded
January 31st 1870
at 10 o'clock A.M.

Secretary of State

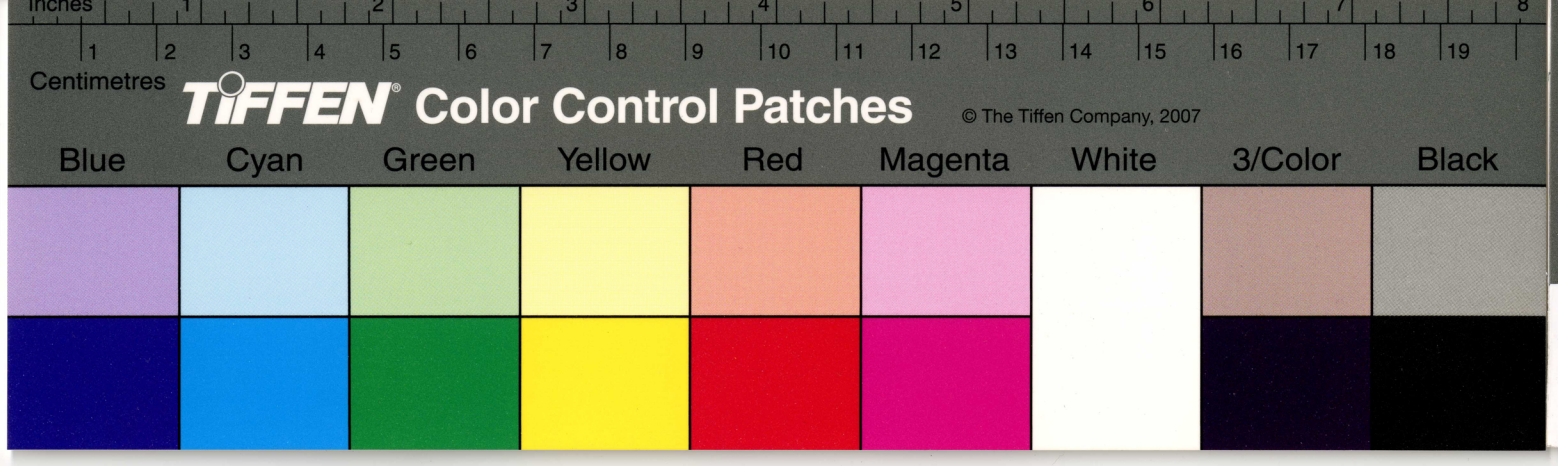
Filed in the Office of the Secretary of State
January 31st 1870

Charles C. Stinson
Secretary of the Senate

Filed in the Office of the County Clerk of Hennepin County, Minn.
this thirty-first day of January A.D. one thousand eight hundred and seventy,

Jas. Wheelock
Clerk

for such purpose, and the corporation may make such by-laws, rules and regulations as may be necessary to carry into effect the objects and provisions of the said articles and in accordance with the directions of this act.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Office of the Secretary of the Commonwealth.

Harrisburg, March 26 A. D. 1870

Pennsylvania, ss:

I do hereby Certify, That the foregoing and annexed is a full, true and correct copy of the original Act of the General Assembly, entitled

"An Act Relative to the Ridgway Branch of the Philadelphia Library."

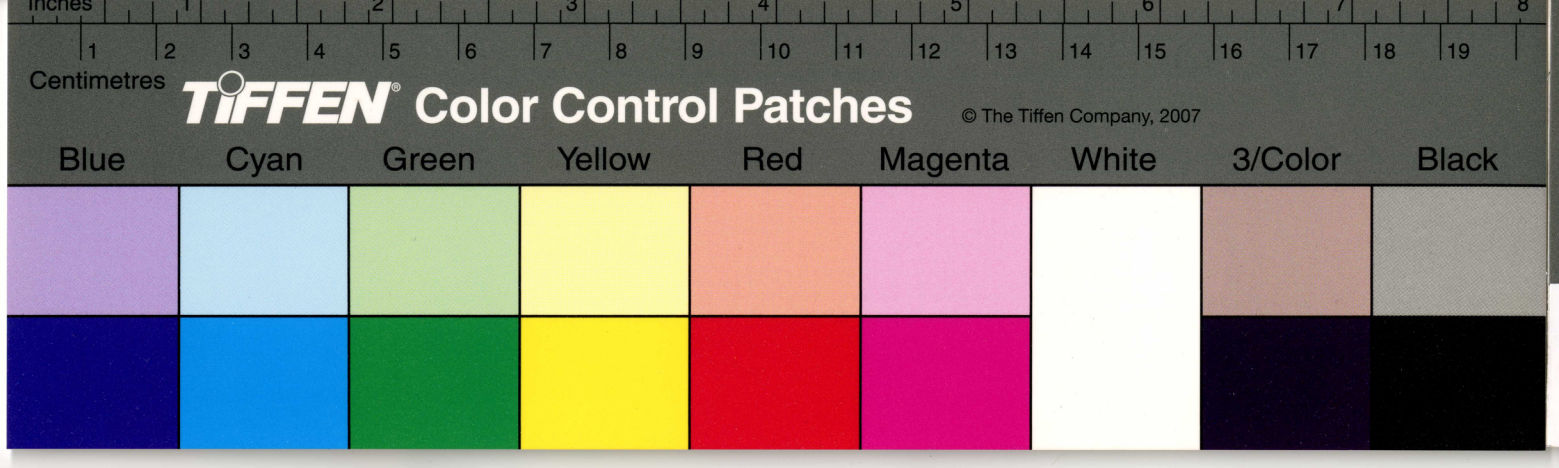
the same remains on file in this Office.

In Testimony Whereof, I have hereunto set my Hand and caused the Seal of the Secretary's Office to be affixed, the day and year above written.

J. W. Mc Clay,

Secretary of the Commonwealth.

Deputy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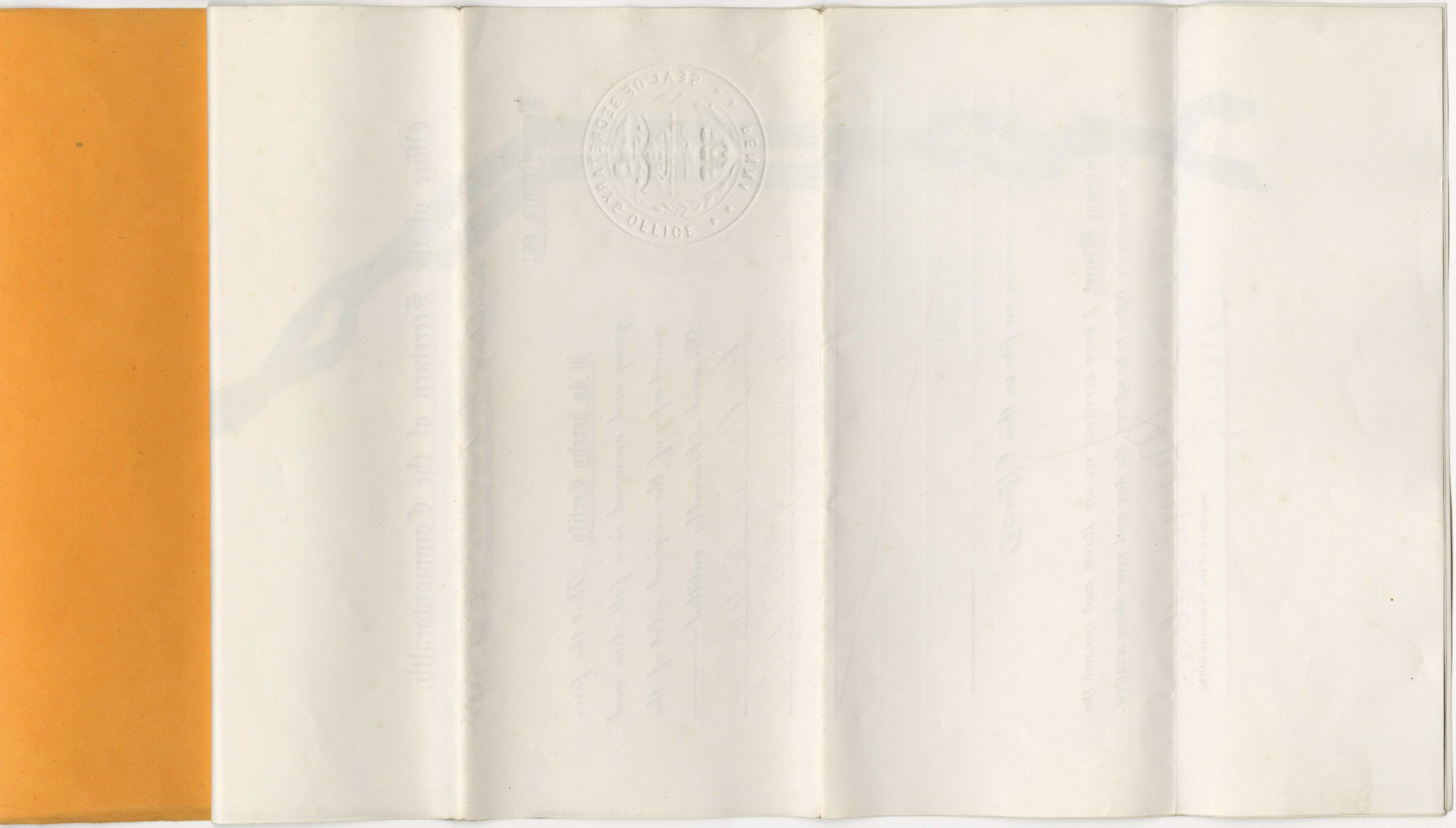

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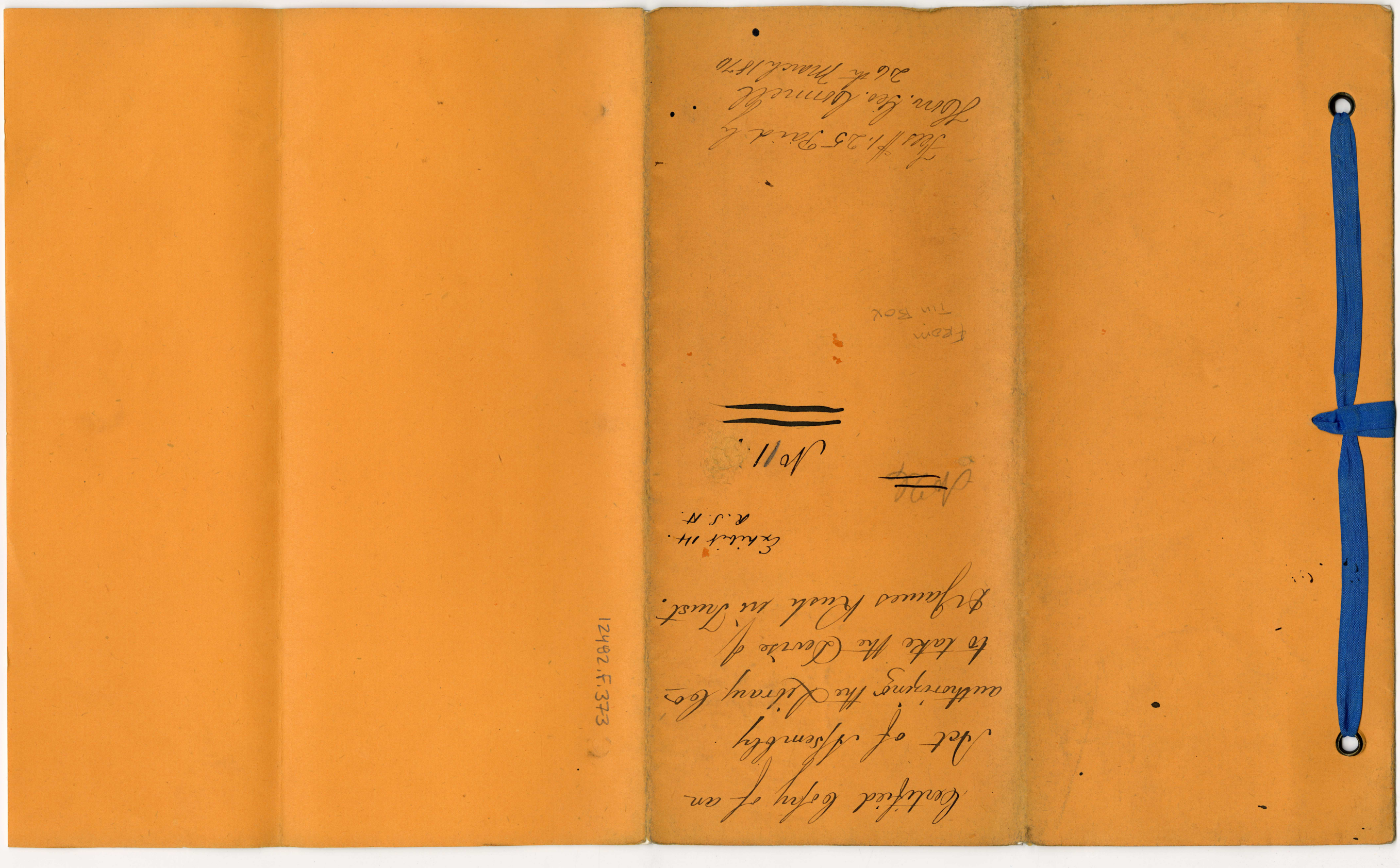

Certificate Entry of an
Act of Assembly
authorizing the Orphans Co
to take the Estate
of James Rush in Trust.

Exhibit 14.
A. S. M.

Jan 1

Jan 11

Item
Tin Box

12402.F.373

Philadelphia Library

Oct. 19th 1869

The undersigned, appointed Tellers under a Resolution adopted by the Stockholders of the Library Company of Philadelphia, Oct: 4th 1869 to receive and Count the Votes cast for and against Four Resolutions reported by the Joint Committee of Stockholders and Directors, and a Fifth Resolution offered by Hon: Henry M. Phillips, the said votes to be taken on the 19th day of October 1869 between the hours of 10 A. M. and 4 P. M. and upon the result, hereby report, that they have attended to that duty and do hereby certify as Follows, That-

Five hundred and ninety seven [597] Members voted, in person or by proxy.

That Two hundred and ninety Eight [298] votes, were Cast in favour of the First Resolution, and Two hundred and ninety three [293] votes, against it.

That, Two hundred and Fifty six [256] votes were cast in favour of the second Resolution, and Three hundred and one votes [301] were against it.

That. Two hundred and thirteen [213] votes were cast in favour of the third Resolution, and that Three hundred and fifty two [352] votes were cast against it.

That, Two hundred and sixty eight [268] votes were Cast in favour of the Fourth Resolution, and that

Two hundred and ninety three [293] votes were cast against it.

That Two hundred and fifty nine [259] votes were cast in favour of the Fifth Resolution, and that Three hundred and Sixteen votes [316] votes were cast against it.

And we do further report that the First Resolution, to wit,—

"Resolved, That the Stockholders of the Library Company of Philadelphia, do hereby accept the Legacy of Dr. James Rush according to the terms expressed in his will." was agreed to, and that the remaining Resolutions were disagreed to.

In witness whereof we have hereunto set our hands, the day and year first above written,

Edward Ring

Jno. S. Riddle

Report of Tellers
Oct 21. 69.
W. Ellis
Secy

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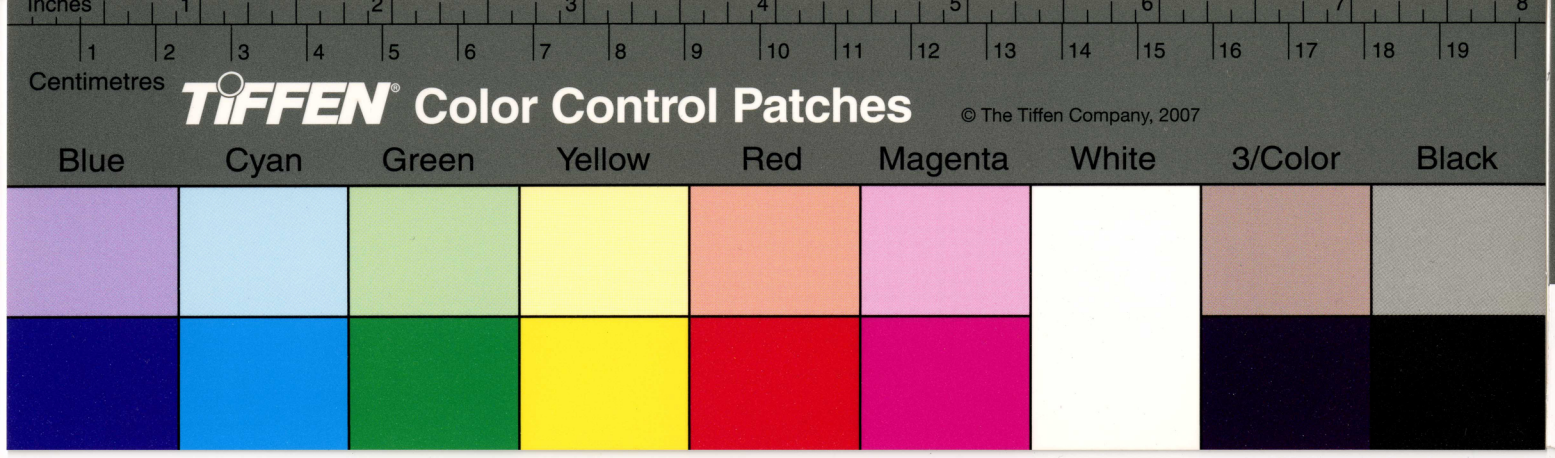
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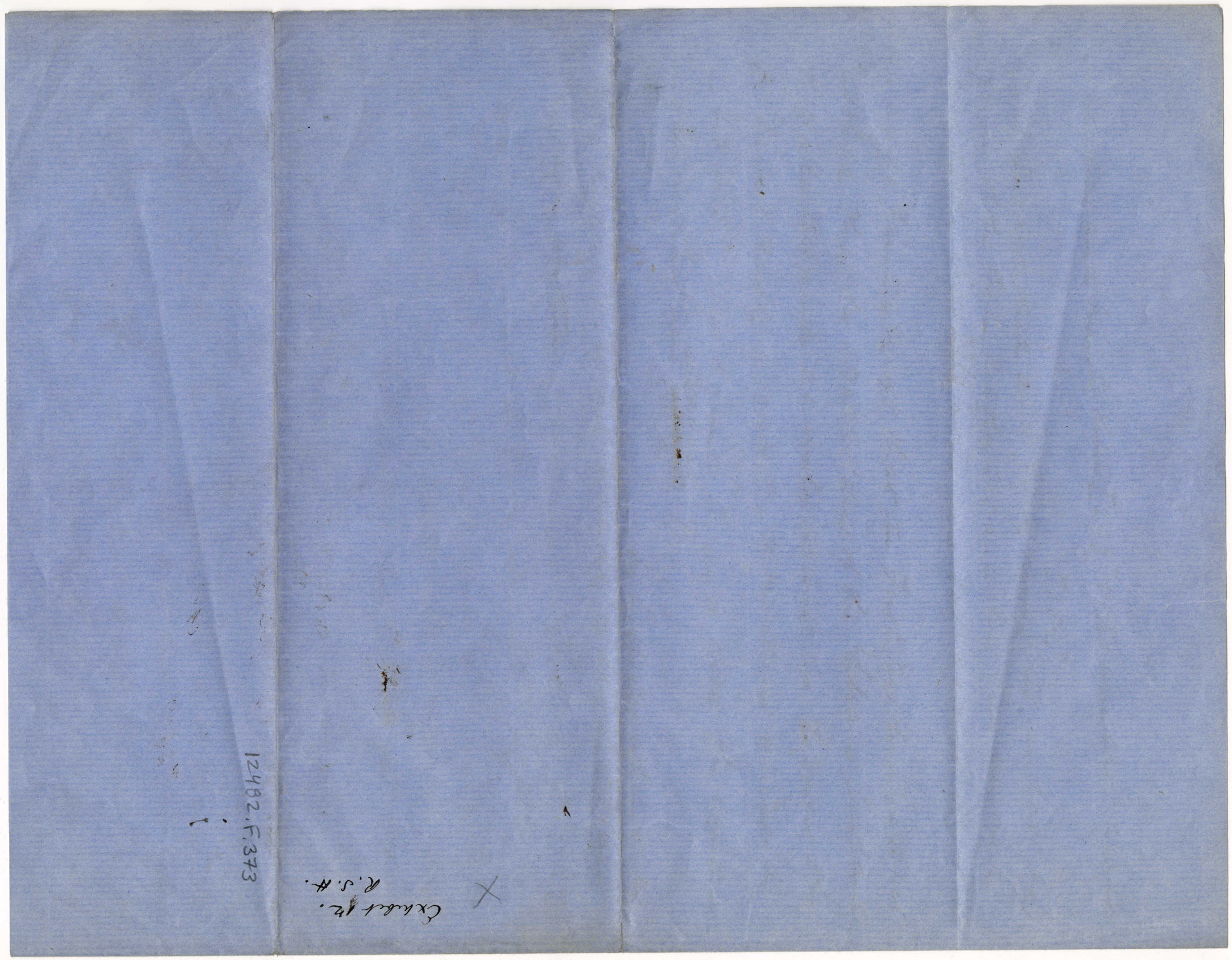
Exhibit 12.
R.J.A.
12482.F.373

To the Honorable the Court of Common Pleas for the City and County of Philadelphia

The Memorial of The Library Company of Philadelphia respectfully represents to your Honorable Court that by an act of Assembly entitled "An Act Relative to the Ridgway Branch of the Philadelphia Library" approved the twenty third day of February A. D. 1870. it was enacted, "That the Library Company "of Philadelphia be, and they are hereby "authorized to act as Trustees for the "Ridgway branch of the Philadelphia "Library and the trusts pertaining "thereto, under the last Will and "Codicils of James Rush, late of the "City of Philadelphia, Doctor of Medicine "upon the conditions and provisions "therein contained, without limitation "as to the yearly value or income of "the said trust estate, but in such "manner that the real and personal "property of the Company, including such "books, pictures, statues and other works "of literature and art as now are or "shall hereafter be held by them in

"their own right or on any other or dif-
"ferent trusts, shall be in no wise affected
"thereby, but shall remain and be
"under their entire and exclusive
"control and disposition; and the said
"Company are hereby empowered, after
"acceptance of this act by the members
"of the said Company, to apply

"their own right or on any other or dif-
"ferent trusts shall be in no wise affected
"thereby, but shall remain and be
"under their entire and exclusive
"control and disposition; and the said
"company are hereby empowered, after
"acceptance of this act by the members
"of the said company, to apply from
"time to time to the Court of Common
"Pleas for the City and County of Phila-
"delphia for such further amendments
"to the Charter of the company as may
"be necessary to carry into effect the
"conditions and provisions of the said
"Will and Codicils in accordance with
"the directions of this act."

That at a meeting of the members of the said company duly convened on the twenty fifth day of May AD 1870 it was resolved "That the Library Com-
"pany of Philadelphia do accept the pro-
"visions of the Act of the General Assembly
"of the Commonwealth approved the
"twenty third day of February 1870.
"entitled "an act relative to the Ridg-
"way branch of the Philadelphia
"Library.

"Resolved, That the Directors be request-
"ed to apply to the Court of Common
"Pleas of Philadelphia County for the
"following amendments to the Charter
"of the Company, to wit:

"I. The Library Company of Philadel-

"Resolved, That the Directors be request-
"ed to apply to the Court of Common
"Pleas of Philadelphia County for the
"following amendments to the Charter
"of the Company, to wit:

"I. The Library Company of Philadel-
"phia shall hereafter be held and taken
"to possess all such powers and capac-
"ities as may be necessary to enable
"them to act as Trustees under the
"Will of the late Dr. James Rush
"according to the provisions of an
"Act of the General Assembly of the
"Commonwealth of Pennsylvania, ap-
"proved on the twenty third day of
"February one thousand eight hundred
"and seventy, entitled "An Act rela-
"tive to the Ridgway Branch of the
"Philadelphia Library"

"II. So long as the Library Company
"shall act as such Trustees, they shall
"do so under the following limitations
"and conditions:

"First. Not more than one fourth of
"the Directors of the Library shall be-
"long to any one of the three learned
"professions of Law, theology or med-

"ieine; but this shall not operate
"so as to exclude from re-election
"any of those who were members of the
"Board at the time of the death
"of the said Dr James Bush"

"ieine; but this shall not operate
"so as to exclude from re-election
"any of those who were members of the
"Board at the time of the death
"of the said Dr James Rush."
"Second. The number of shares in
"the Library shall be limited to those
"actually issued at the time of the
"death of Dr Rush; but the Managers
"by their by-laws shall have the au-
"thority to allow any respectable persons
"depositing an amount and paying
"an annual sum to be fixed by the
"Board of Managers, to have the
"full and free use of the Library
"as completly as if they were share-
"holders.
"Third. The Library shall not connect
"themselves with any other body, cor-
"porate or politic."

And at a meeting of the Directors held on the Tenth day of June 1870. it was Resolved- "That the Secretary be
"directed to affix the Corporate Seal
"to a proper memorial to the Court of
"Common Pleas for the City and
"County of Philadelphia praying for the

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"alteration of the amendments to the
"Charter of the Company, proposed at
"the adjourned Special meeting of the
"members held on the twenty fifth
"day of May last, and that the
"Seal of the Company be affixed
"to

"allowance of the amendments to the
"Charter of the Company, proposed at
"the adjourned special meeting of the
"members held on the Twenty Fifth
"day of May last, and that the
"Counsel of the Company be requested
"to prepare and present such a
"memorial."

Your petitioners therefore pray that
the said Amendments may be allowed
to be made to the Charter of the
said Company and form a part
thereof according to the act of
Assembly in such case made
and provided.

W. E. Whitman
Secretary

City and County of Philadelphia ss.

Be it remembered that at a Court of Common
Pleas held at Philadelphia, on the thirty first day of
October A.D. 1870. the above and foregoing Amendments
to the Charter of "The Library Company of Philadelphia"
were presented to the said Court for its approval:

1 60.

Rose

Library Company
of Philadelphia"

Petition for Amendment
to their Charter.

December 10th 1870
Amendment to Charter
Approved Ludlow

The within amendments being
deemed lawful and beneficial
It is ordered that the applica-
tion be published for three
weeks (once in each week
in a Newspaper called the

Filed
Oct 31 1870

City and County of Philadelphia ss.

Be it remembered, that at a Court of Common Pleas held at Philadelphia, on the thirty first day of October A.D. 1870. the above and foregoing Amendments to the Charter of "The Library Company of Philadelphia" were presented to the said Court for its approval: Whereupon the Court ordered the same to be filed in the Prothonotary's Office of said Court, and that public notice be given of the application agreeably to the provisions of the Act of Assembly in such case made and provided. and now to wit December 10. A.D. 1870. due proof having been exhibited of the publication of notice of said Application agreeably to the Order of the Court and that no cause to the Contrary being shown; and it appearing to the Court that the said Amendments, and Alterations are and will be lawful and beneficial, on motion of A.L. McMurtrie, Esquire, it is ordered and decreed that the said Alterations, Improvements, and Amendments shall be deemed and taken to be a part of the Instrument upon which said Corporation was formed and established; to all intents and purposes as if the same had been originally made part thereof. and it is further ordered that the said Amendments be recorded in the Office for Recording of Deeds in and for said County.

Witness my hand and the Seal of the said Court, this Thirteenth day of March A.D. 1871.

R. Donagan,
Prothonotary

Recorded in the Office for Recording Deeds
for the City and County of Philadelphia
in Miscellaneous Book J. A. B. No 1 p 145 &c
Witness my hand and real of Office
This 30th day of March A. D. 1871

I. A. Housman

Peter Myers

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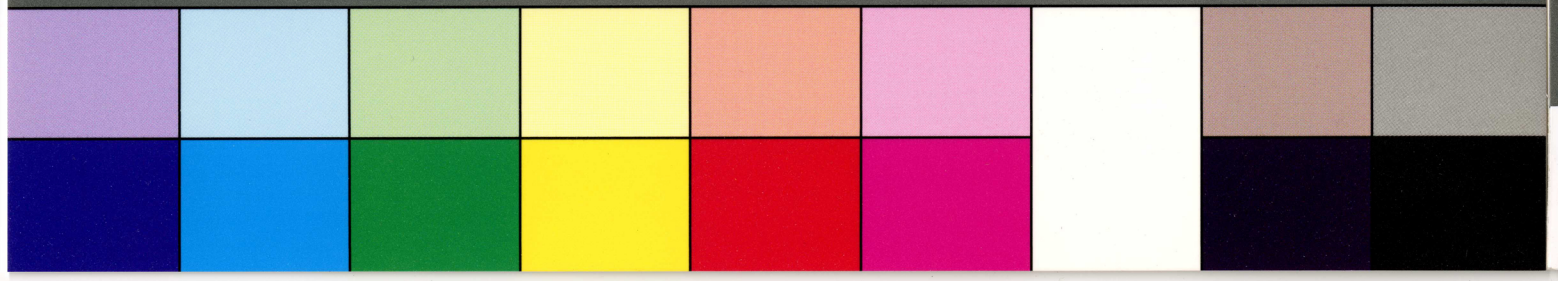

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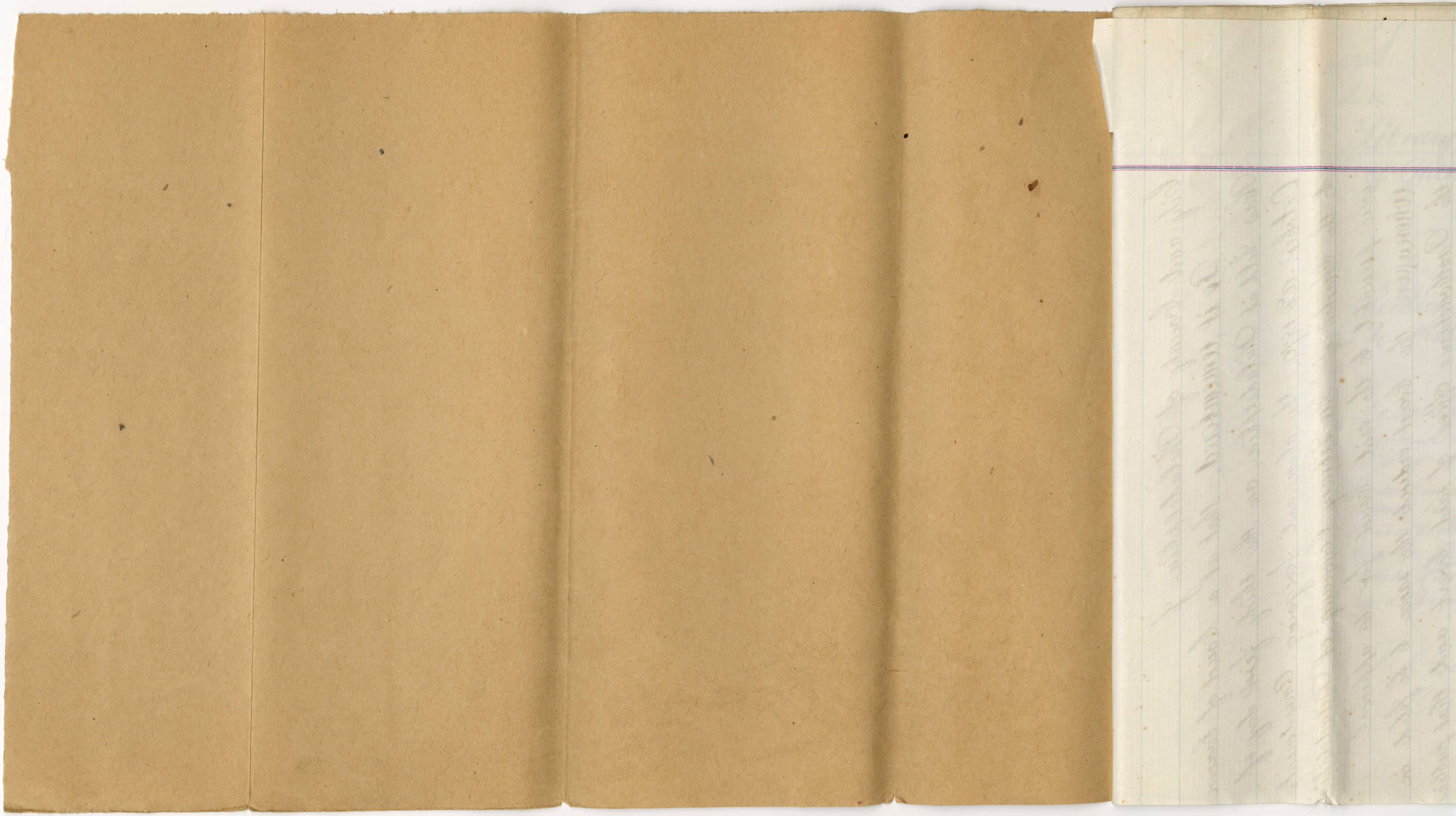

7 C.P.

In re

The Library Company of Philadelphia

Petition for Amendment to their Charter

as to A Branch

Dec 10/[illegible] Amendment to Charter [illegible]

[illegible]

(Fuist)

Filed Saturday

Oct 3. 1870

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Mar 30

12482.F.373

To the Honorable the Judges of the Court of Common Pleas for the City and County of Philadelphia.

The petition of the Library Company of Philadelphia

Respectfully represents,

That they were created a body corporate by Letters patent granted by John Penn, Thomas Penn and Richard Penn true and absolute Proprietaries of the Province of Pennsylvania and Counties of Newcastle, Kent and Sussex upon Delaware and bearing date the twenty fifth day of March in the year of our Lord one thousand seven hundred and forty two.

That at a meeting of the members of the said Company, duly convened on the fifth day of May AD 1873. it was Resolved, "That the Directors be authorized to "apply to the Court of Common Pleas for an alteration of the "Charter of the Company, so as to enable the Directors with "the assent of a general or special meeting of the members, to "increase the annual payment on each share to such a sum "as may be expedient from time to time"

Your petitioners therefore pray that the following amendment may be made to the Charter of the said Company according to the Act of Assembly in such case made and provided, to wit.

"The Directors of the said Library Company of Philadelph.. "shall have full power and authority from time to time,

"with the consent of the major part of the members of said
"Company met in person, or by proxy at any general or
"special meeting, to increase the annual payment on Each
"share to such a sum as may be deemed by them Expedient.

And they will Ever pray.

Attest W. E. Whitman
Secretary

City & County of Philadelphia ss

Be it remembered that at a Court of Common Pleas for the City & County of Philadelphia, held on the 27th day of September AD 1873 the above & foregoing amendment to the Charter of the Library Company of Philadelphia was presented to the said Court for approval, whereupon the Court perused

City & County of Philadelphia ss

Be it remembered that at a Court of Common Pleas for the City & County of Philadelphia, held on the 27th day of September AD 1873 the above & foregoing amendment to the Charter of the Library Company of Philadelphia was presented to the said Court for approval, whereupon the Court perused and examined the same and the objects and conditions therein set forth appearing lawful, the Court decreed the same to be filed in the Prothonotary's Office of said Court and that public notice of the application for such amendment be inserted in the ~~the~~ _____ a newspaper printed in said County for at least three weeks agreeably to the provisions of the Act of Assembly in such case made & provided.

Jno. Levis

In the Board of Common
Council of the City and County of Philadelphia

In the matter of the application
of the Library Company of Philadelphia

In the Court of Common
Pleas for the City and County of Philadelphia

In the matter of the application
of the Library Company of Philadelphia
for amendment to their charter presented
the 27th day of September 1873.

And now, to wit: December
1st 1873 due proof having been exhibited of
the publication of notice of said ap-
plication agreeably to the order of the
Court, and the Court being of opinion
that the objects and conditions of the
said amendment are lawful and
beneficial; and no cause to the con-
trary being shewn the Court do
decree and declare that the said
amendament shall be deemed and
taken to be a part of the intrument
upon which the said the Library
Company of Philadelphia was formed
and established to all intents and
purposes as if the same had orig-
inally been made part thereof
And it is further ordered that the
said amendment be recorded in
the office for recording deeds &c.

for the City and County of Philadelphia.

In testimony whereof I have hereunto set my hand and affixed the seal of said Court this twentieth day of December One thousand eight hundred and seventy three.

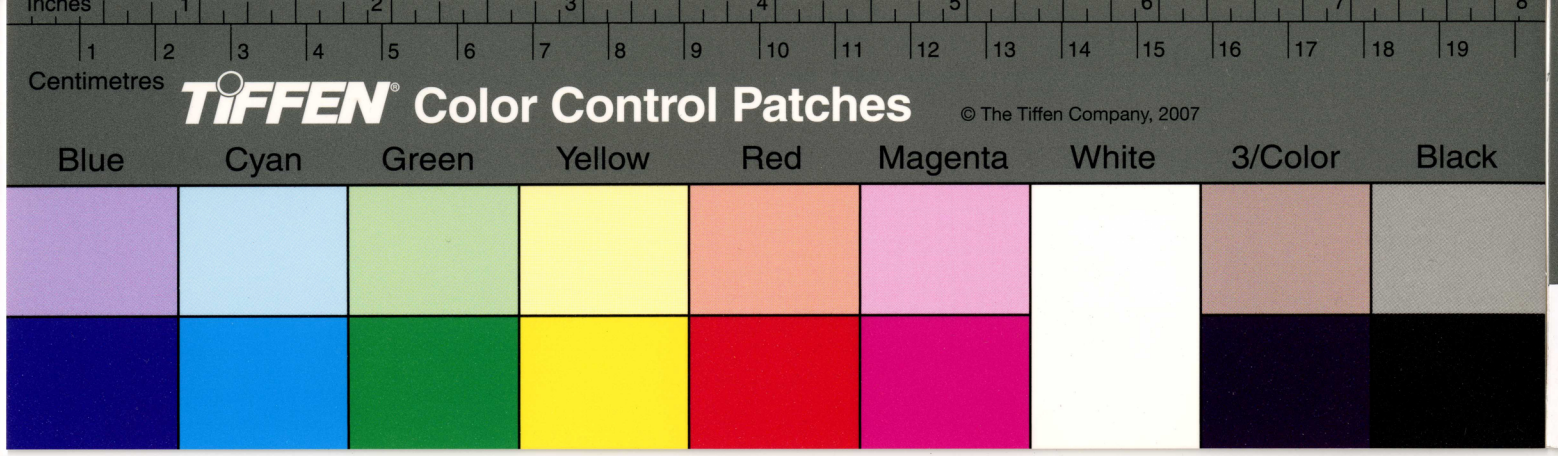
Geo J Deas for
J. A. Longbridge
Prothonotary

Recorded in the Office for Recording of Deeds &c
in and for City and County of Philadelphia
in Charter Book J No. No 1 Page 183 &c

Witness my hand and seal
of Office this Twenty third day
of December A.D. 1873

F. F. Walton
Rec.

per D. McLane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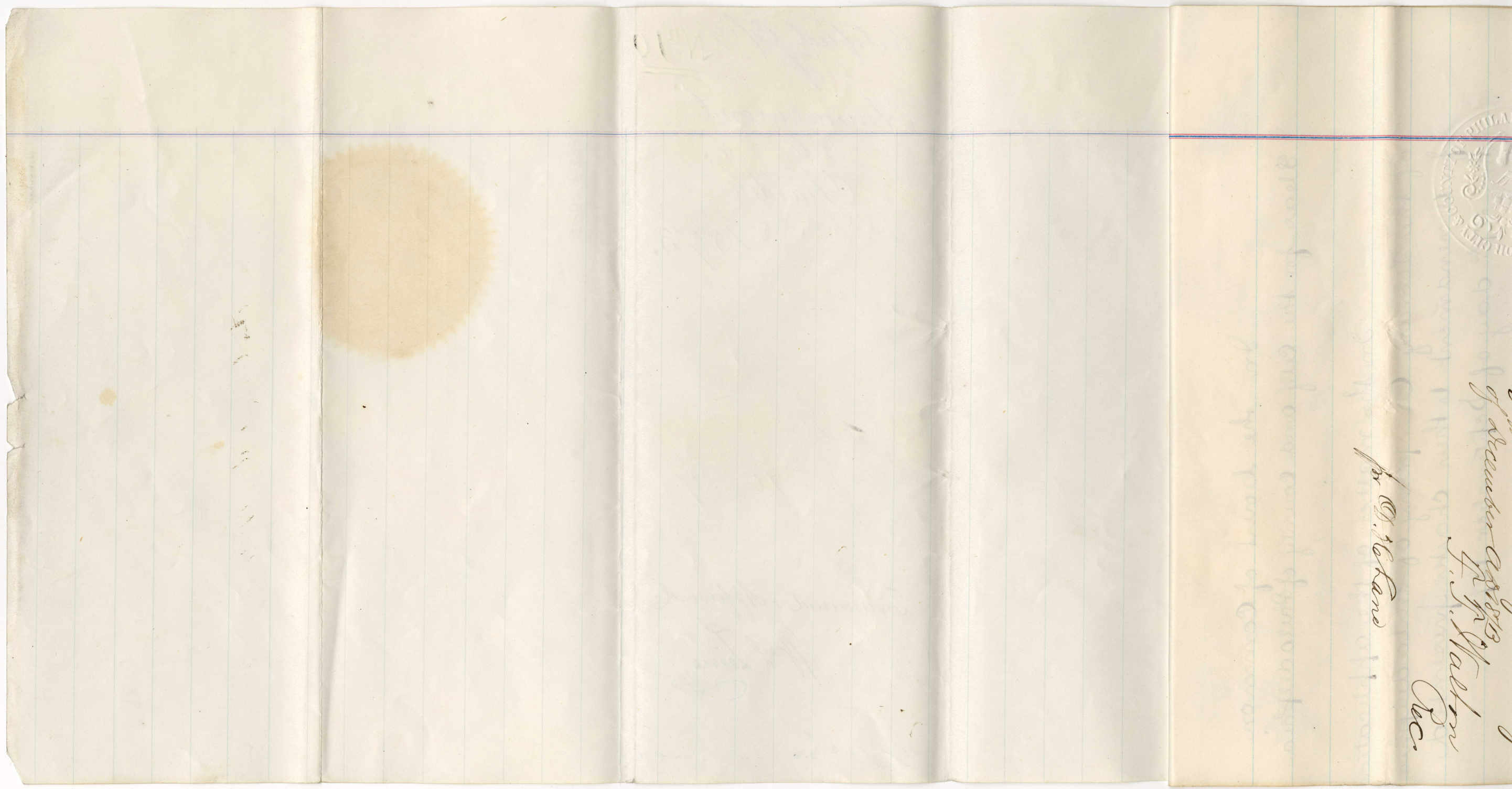

Certified Copy No 10

of

Amendment

to

Library Co of Phila

Charter

as to yearly payments

1873.

Filed

Sept 16. 1873

Examined & Approved

Wm. Peirce

Dec 23/78

12482.F.373

To the Honorable the Court of Common Pleas for the City and County of Philadelphia.

The Memorial of the Library Company of Philadelphia respectfully represents to your Honorable Court that by an Act of Assembly entitled "An Act Relative to the Ridgway Branch "of the Philadelphia Library" approved the twenty third day of February A.D. 1870. it was enacted "That the Library "Company of Philadelphia be, and they "are hereby authorized to act as Trustees "for the Ridgway Branch of the Phil- "adelphia Library and the trusts pertaining "thereto, under the last Will and Codicils "of James Rush, late of the City of "Philadelphia, Doctor of Medicine, upon "the conditions and provisions therein "contained, without limitation as to the "yearly value or income of the said "trust estate, but in such manner

"That the real and personal property of
"the Company, including such books, pic-
"tures, statues, and other works of liter-
"ature and art as now are or shall here-
"after be held by them in their own right,
"or on any other or different trusts, shall be
"in no wise affected thereby, but shall
"remain and be under their entire and
"exclusive control and disposition; and the
"said Company are hereby empowered, after
"acceptance of this act by the members of
"the said Company, to apply from time to
"time to the Court of Common Pleas for
"the City and County of Philadelphia for
"such further Amendments to the Charter of the
"Company as may be necessary to carry into
"effect the conditions and provisions of the
"said Will and Codicils in accordance with
"the directions of this Act"

That at a meeting of the members of the said Company duly convened on the twenty fifth day of May A.D. 1870. it was resolved "That the Library
"Company of Philadelphia do accept
"the provisions of the Act of the Gen-
"eral Assembly of the Commonwealth
"approved the twenty third day of Febnary
"1870. entitled "An Act relative to the
"Ridgway branch of the Philadelphia
"Library"
"Resolved, That the Directors be re-
"quested to apply to the Court of Com-
"mon Pleas of Philadelphia County
"for the following Amendments to

the said Company duly convened on the twenty fifth day of May A.D. 1870. it was resolved "That the Library "Company of Philadelphia do accept "the provisions of the Act of the Gen- "eral Assembly of the Commonwealth "approved the twenty third day of Febnary "1870. entitled "An Act relative to the "Ridgway branch of the Philadelphia "Library"

"Resolved, That the Directors be re- "quested to apply to the Court of Com- "mon Pleas of Philadelphia County "for the following Amendments to "the Charter of the Company to wit:

"I. The Library Company of Phila- "delphia shall hereafter be held "and taken to possess all such powers "and capacities as may be necessary "to enable them to act as Trustees "under the Will of the late Dr. "James Rush according to the pro- "visions of an Act of the General "Assembly of the Commonwealth of "Pennsylvania approved on the Twenty "third day of February One thous- "and eight hundred and Seventy "entitled "An Act relative to the "Ridgway Branch of the Philadelphia "Library."

"II. So long as the Library Company "shall act as such Trustees, they shall "do so under the following limitations

"and conditions":
"First. Not more than one fourth
"of the Directors of the Library shall
"belong to any one of the three learned
"professions of law, theology or medicine;
"but this shall not operate so as to
"exclude from reelection any of those
"who were members of the Board at
"the time of the death of the said
"Dr. James Rush."
"Second. The number of Shares in the
"Library shall be limited to those
"actually issued at the time of the
"death of Dr. Rush; but the Managers
"by their By-laws shall have the
"authority to allow any respectable persons
"depositing an amount and paying an
"annual sum to be fixed by the
"Board of Managers, to have the
"full and free use of the Library
"as completely as if they were share-
"holders."
"Third. The Library shall not
"connect themselves with any other
"body, corporate or politic."

And at a meeting of the Directors held on the Nineteen day of June

1870. it was Resolved "That the
"Secretary be directed to affix the
"Corporate Seal to a proper memor-
"ial to the Court of Common
"Pleas for the City and County
"of Philadelphia, praying for the
"allowance of the Amendments to the
"Charter of the Institution proposed

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" holders."
" Third. The Library shall not
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" body, corporate or politic."

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1870. it was Resolved "That the
"Secretary be directed to affix the
"Corporate Seal to a proper Memor-
"ial to the Court of Common
"Pleas for the City and County
"of Philadelphia, praying for the
"allowance of the Amendments to the
"Charter of the Company, proposed
"at the adjourned Special meeting
"of the members, held on the
"twenty fifth day of May last,
"and that the Counsel of the
"Company be requested to prepare
"and present such a memorial."

Your petitioners therefore pray
that the said Amendments may
be allowed to be made to the
Charter of the said Company
and form a part thereof accord-
ing to the Act of Assembly in
such case made and provided.

W. E. Whitman
Secretary

COMMUNITER BONA PROFUNDERE DEUM AST

City and County of Philadelphia ss.

Be it remembered, that at a Court of Common Pleas held at Philadelphia, on the thirty first day of October A.D. 1870. the above and foregoing Amendments to the Charter of "The Library Company of Philadelphia" were presented to the said Court for its approval Whereupon the Court ordered the same to be filed in the Prothonotary's Office of said Court, and that public notice be given of the application agreeably to the provisions of the Act of Assembly in such case made and provided. And now to wit, December 10. ad 1870 due proof having been exhibited of the publication of notice of said application agreeably to the order of the Court, and that no cause to the contrary being shown; and it appearing to the Court that the said Amendments and Alterations are and will be lawful and beneficial on motion of R.C. McMurtrie, Esquire, it is ordered and decreed that the said Alterations, Improvements,

and Amendments shall be deemed and taken to be a part of the Instrument upon which said Corporation was formed and established; to all intents and purposes as if the same had been originally made part thereof; and it is

pearing to the Court that the said Amendments and Alterations are and will be lawful and beneficial on motion of R. C. McMurtrie, Esquire, it is ordered and decreed that the said Alterations, Improvements,

and Amendments shall be deemed and taken to be a part of the Instrument upon which said Corporation was formed and established; to all intents and purposes as if the same had been originally made part thereof; and it is further ordered that the said Amendments be recorded in the Office for Recording of Deeds in and for said County.

Witness my hand and the Seal of the said Court this Thirtieth day of March A.D. 1871.

Seal

COURT OF COMMON PLEAS PHILADELPHIA PA.

R. Donagan
Prothonotary

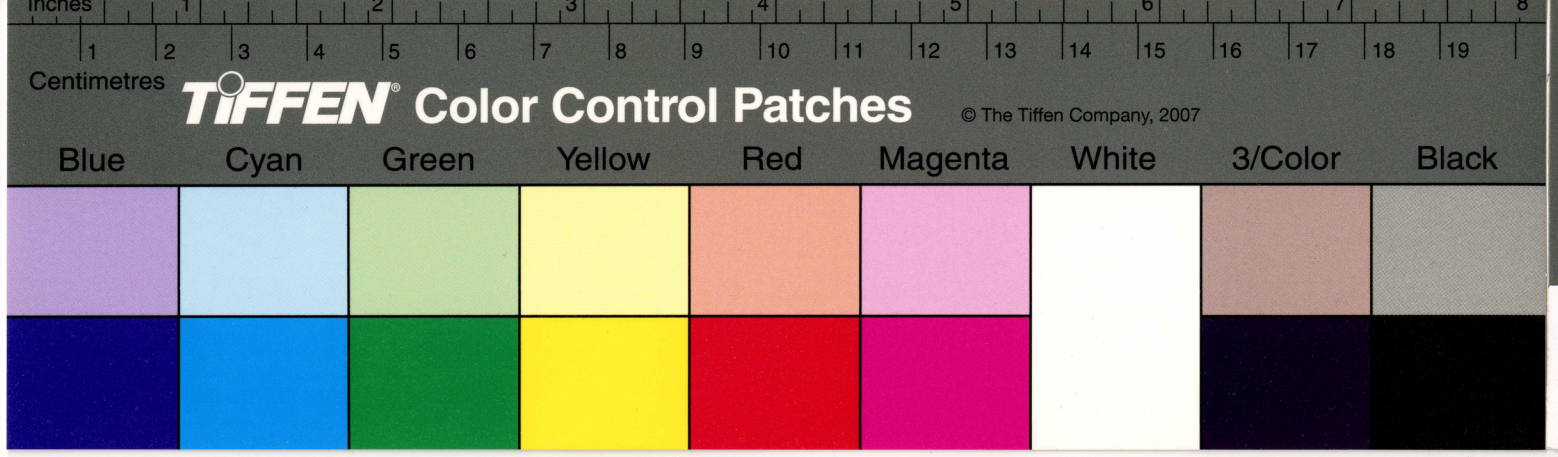
City of Philadelphia SS.

I John A. Houseman Recorder of Deeds &c for the said City Do hereby certify that the within and foregoing is a true and correct Copy of an Instrument of Writing found of Record in my Office In Miscellaneous Book J. A. H. No 1. page 145.

Witness my hand and Seal of Office this 30th day of March A.D. 1871.

J. A. Houseman Rr

[illegible]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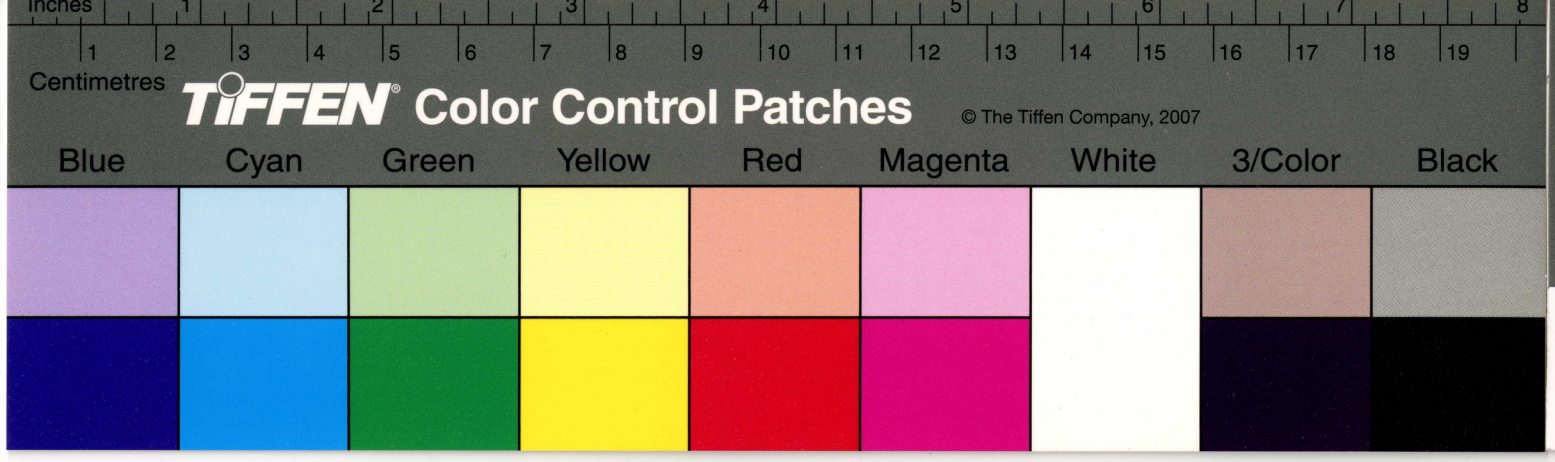

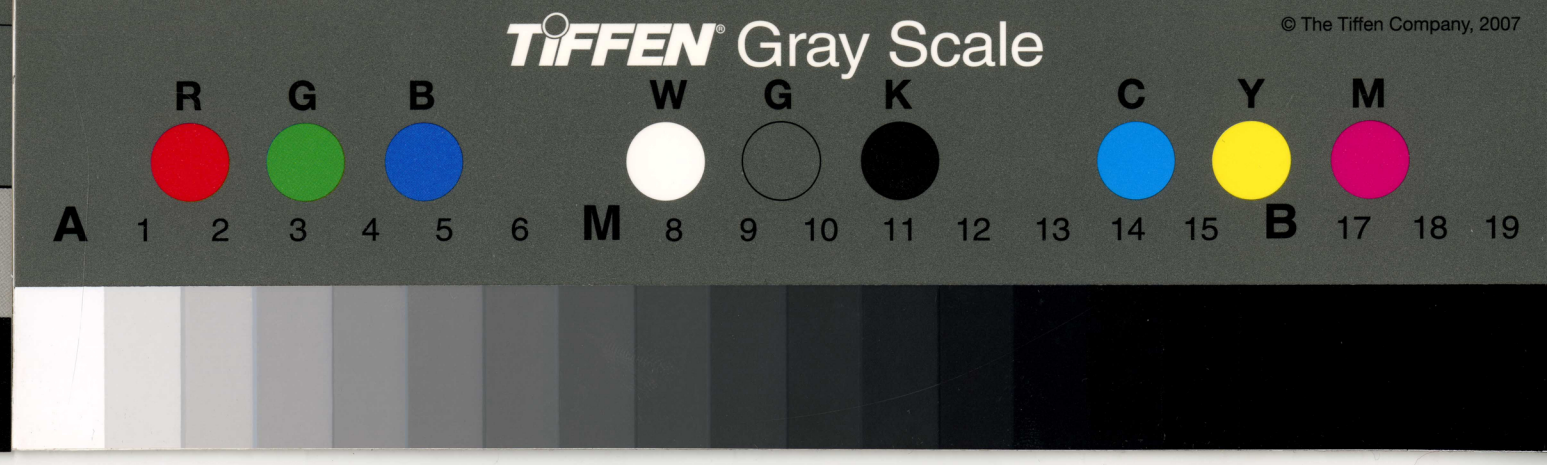

Exhibit 16.
R.J.M.

"The Attorney General
Army of Philadelphia."

Certified Copy of
Documents to Letter

12462.F.373