

This Company are now asked to assume these obligations, certain in liability, with absolute uncertainty of means, and also a duty to publish at least five editions of 500 each, of all Dr. Rush's works, and keep them for sale at cost.

We respectfully ask, should we, the representatives of the charitable contributions of several generations that have built up the present library, hazard these unnecessarily, by assuming these obligations before the time that we are required to decide, and before we can possibly know wherewithal we shall perform them. And for what are we asked to do this? Not to save property from being lost to the cause of literature, but to prevent the existence of a distinct institution under a separate management.

This is the worst that can happen, for all that the Executor asks can be attained without this peril. It is the advice of our Directors, that he wishes, and that only; he does not agree to be governed by it. He could not do so, for he, as trustee, must act on his own discretion, and how far he will regard these wishes may be inferred from the attention paid to the universal and earnest entreaties on the subject of location.

These questions are grave, and should be considered carefully.

In asking you to vote negatively on the first resolution, we are doing what the Directors, in conformity with the opinion of counsel, advised at the meeting of June 29th, 1869. A copy of the resolution then offered by Mr. McCall, on behalf of the Directors, and of the opinion of counsel upon which it was based, are hereto annexed.

The effect of such a vote is not to bind the Company ultimately to reject the trust, but only to leave the question open till the proper time, viz: when the building having been erected and offered, we can ascertain if there are any funds left to maintain it, and what are the conditions and obligations we will assume by acceptance.

If you think there ought to be an immediate acceptance, then we ask you to consider whether you are prepared to agree that all the books of the Company shall be kept at Broad and Christian streets; if not, and you wish to reserve the right to have some of them kept at a place which is accessible, then we ask you to vote for the fifth resolution.

To sum up—

We would advise that you vote upon the first four resolutions, *No*, and upon the fifth, *Aye*.

The result of this will be, that if contrary to our expectations, a majority should vote to accept the legacy, then the fifth reso-

