

defendant declined the proposition, and announced his final determination to place the building upon that lot under all circumstances and regardless of all consequences, unless prevented by a court of competent jurisdiction. Please state whether you were present at that meeting, what part you took therein, and what is your recollection of what is thus averred in the Bill?

(Objected to as being leading, suggestive, and incompetent, both as to matter and form.)

A. I was present at the meeting in June. There were resolutions offered for the acceptance of Dr. Rush's bequest, I think by General Stokes. A discussion arose upon those resolutions in which Mr. Williams participated. He stated among other things, that the lot at Broad and Christian Streets had been selected by Dr. Rush in his lifetime as a site for the Library, and that he had given a promise to Dr. Rush to carry that intention of the Doctor's into effect by adopting that site; and that, however different the opinions of others might be, he considered himself bound as a man of honor to carry the Doctor's intention into effect. He spoke with a good deal of warmth and feeling, and the impression made upon my mind (*objected to as stating impressions*) and the effect upon my mind was that it was an unfavorable time to press a decision of the question upon the resolutions then pending. I moved that they should be referred to a special Committee to consider and report upon them, with a view to a friendly conference with Mr. Williams upon the subject, and I urged the appointment of such Committee in some remarks that I made to the meeting at that time. My proposition was agreed to, and a Committee consisting of Judge King, Mr. Longstreth, and myself, was appointed. The Committee met, organized, and requested me to confer with Mr. Williams. I made an appointment with him for such a conference, met him, and went pretty fully over all the matters connected with the bequest, expressed to him strongly the belief I had that unless the site were changed the shareholders would not agree to accept the legacy, and then

