

will of Dr. Rush, and requested that the Board would take immediate steps to ascertain the decision of the Company upon the question of accepting the devises and bequests contained in Dr. Rush's will, on the conditions therein contained. Please state whether Mr. Williams, at that meeting or subsequently, made any statements or requests as to certain articles which Dr. Rush had verbally directed to be given to his friends as remembrances, but as to which there were no directions in the will. And please state what was said by any one in his presence as to these articles.

A. My recollection is not very good, but I think Mr. Williams stated that certain articles had been verbally bequeathed by Dr. Rush as remembrances to certain persons, and that no one except the Library Company could make objection to his bestowing them in the manner designated. My recollection of the proceedings is that the feeling of the Board was entirely to consent to what Mr. Williams desired, as far as they had the power. There was no motion made nor could one well have been made at that time (*objected to*), as it would have been premature; but from what passed, had Mr. Williams done what he intended, it never would have been called in question.

Q. The defendant has stated, on page 11 of his Answer, "I have been met with dictation and resistance, direct and indirect, and a constant struggle to obtain the control of his estate." Do you know of any such dictation and resistance, and struggle to obtain such control?

A. None, that I know of, unless the present proceedings are considered so.

*Cross-examined.*

Q. The matter of your Answer to these particular interrogatories has been considered by you prior to your coming here to testify, and you have reduced to writing the substance of your Answer, have you not?

(Objected to, Mr. Rawle stating that in order to save time

