

*Cross-examined.*

Q. Please look at the paper marked Exhibit 43, the report of Mr. McCall, Judge Hare, and Mr. Wharton, and say whether you have not a recollection of that report being read, or its substance stated, at the meeting on the tenth of June, 1869.

A. My recollection of this is that Mr. McCall read a paper. I recollect no active engagement in this matter by Mr. McCall until just previous to the meeting of the stockholders. I don't think that at the time we had any other opinion before us than that signed by George W. Biddle, and the tenor of my mind is to think that this was at a subsequent meeting.

Q. But you do remember that that report was read, or its substance stated, at some meeting?

A. I recollect Mr. McCall's reading a report.

A. BIDDLE.

Affirmed and subscribed before me,

RICHARD S. HUNTER, *Examiner.*

Defendants close, intending to offer certain letters in evidence.

*Complainants' Rebutting Testimony.*

W. E. WHITMAN recalled.

Q. Book being shown to witness, marked Exhibit 42, witness is asked, "Is this the blotter in which the original entries of the proceedings of the meetings of the Directors are entered?"

A. It is.

Q. Please turn to the entries on the 10th of June, 1869, and read them. (Vide Exhibit 42.)

What part of these entries are in your handwriting?

A. The names of the gentlemen present are in my handwriting, and the words that are erased, which are, "Mr. McCall reads Report of Committee—Adjourned till Thurs-

