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the propriety of such a provision -
In the very clause of his will which
he is modifying he had appointed
a trustee; in the modification itself
he provides for a trustee over one half
of the property devised and not over
the other. Can there be imagined a
stronger indication of intent, can ex-
press words make it clearer? We sub-
mit them, with due respect, that be-
fore Your Honors can grant the pray-
er of the Petitioners, before you can
place the Respondent under the
perpetual tutelage which they ask -
you will have to decide that Judge
Chambers, did not mean what he
said or understand his own purposes.
It does seem to us that the proposi-
tion of the Petitioners is in direct
contravention of the plainest princi-
ples of law and equity. We do not
deem it necessary to refer to Mrs.
Sutton's letter interpreting her father's
will in a way peculiarly agreeable
to herself and her interests, except
to express our surprise that our
Brothers should have filed it. The
rules which exclude extrinsic testi-
mony in the interpretation of wills