Here too, the proof is wholly circumstantial consisting — 1st of the Efficacy of the Poison & 2d of the circumstances & places in which they were found. — 3d. that no other adequate cause of death can be assigned.

Now as before, if Govt rest upon this question of the killing, they bring in the circumstances implicating Dr W. I deny their applicability — they belong to the question of his guilt — & upon that question will receive a full & distinct consideration.

But here upon the three circumstances of the ventilation of the premises — & of the places & circumstances where and in which they were found, & that no other adequate cause can be assigned,

Defce Counsel will be as follows.

1. That Govt rely only on presumptions — giving their full force to opposition by one presumption — that men die of a thousand unknown causes — 2d that criminality is never to be presumed.

2. That the Mode of death is merely <u>conjectural</u> on the part of the Govt & upon