was it before or after Mr. Walter Jenifer had been there? ans- yes. - Question- Did you deliver these negroes upon Mr. Stones telling you? Answer - upon Mr. Stones telling me that he was authorised to sell, I delivered the negroes.

Doctor James T. Johnson cross- examined -

Ques- Did you see Mr. Jenifer before or after the will was executed Ans After the will was executed, for the first time. Ques- will you state to the court what conversation you had with him when you went in to see him in his room? Ans I asked him very few questions, and they were such as I usually ask patients- Question As you conversed but little with him, from whence did you derive the character of his disease? - Ans From Doctor Weems and from the deceased's pulse. - Ques- were not remedies prescribed to him, to correct a particular determination of the disease? - Ans- At this time remedies were administered to relieve a constipated state of the bowels, though the bowels were not the seat of disease, at this time. - Question- Had not remedies been administered to correct a particular determination of the disease to the head? - answer yes- Blisters had been applied to the neck - Question- was not his mind very torpid and inactive? Ans- I had very little opportunity of forming an opinion, presuming I could get little information from Doctor Weems. - Ques- was not the Testator, a gentleman of acquirements & understanding? - ans - I think he was - Ques- was he not very much devoted to his connexions - to his two Brothers? ans I always thought he was? - Ques- was he not distinguished for his sincerity and candour ans I think he was very much so. Ques- was the exciting causes of his disease in his last illness the same which attended him in his sickness before, when you have visited him? - ans It was not - Ques- on the Sunday night- when the will was executed, did you remain there - Ans - yes. Question During that night, was not his mind very much distressed by false perceptions - Ans whenever he walked, he would generally exclaim, and when he was able to articulate, would call for something to drink I saw nothing like false perception, unless this be considered a symptom - His conduct might have proceeded from a

parched throat - and I am rather inclined to ascribe it to that cause Ques when Mr. Jenifer was aroused did he soon fall to sleep again? - ans He did. - Ques - Did he soon become torpid, after being aroused? Ans - He would soon fall to sleep again, but whether this torpid state proceeded more from the operations of the mind upon the body, or the body upon the mind, I do not know. - Ques - Did you converse with Mr. Jenifer, or hear him converse with any other person on any one subject, at the time you visited him? ans - No further than question and answer - I did not hear him converse on any subject. Ques - Are you satisfied that Doctor Weems and yourself united in opinion of the state of the patient and character of the disease? Ans I think we did - Question - you stated that Mr. Jenifer called on Mr. Stone more frequently, in his sickness than on any other person - what did he call on him for? - ans - He did and frequently called on him for drink. - Ques. Did his disease alternate? Ans not regularly - Ques was there much alteration in the patient from Sunday till Monday? Ans I think there was no change in the patient in those two days - Ques - who sat up with him on sunday night? ans - Mr. Daniel Jenifer, Mr. Stone and myself - I thought the Testator very ill - though there were slight changes till his death - Ques - when did Mr. Jenifer marry? - ans late last fall - Ques - where was his residence at the time of his death? ans He lived from the time of his marriage till the time of his death with Mr. Daniel Jenifer - The residence of Mr. Daniel Jenifer at the time of the Testators marriage, was at the Retreat at the time of his death it was at allens fresh about 10 miles from the retreat where the testator was taken sick and died - Ques - Did you ever hear any thing said about the sanity of the Testator? - Ans During my attendance on the deceased I have no recollection of hearing any person say any thing about the sanity or insanity of the deceased's mind - and do not think that I did Ques did you ever hear the subject of his capacity to make a will mentioned? Ans I never heard the subject of a will mentioned during his illness, except by Mr. Stone. - Ques did you ever hear an affection of the brain mentioned, when the testator complains of spiders being before him? - I do not recollect, though it might have taken place - Ques In the previous illness in which you have visited him, was he not very taciturn and patient? - ans - I have seen him at Mr. Pyes