James Malcolm a competent witness for the plaintiffs proved that he became acquainted with Miss Leolom in 1845, was sent for a year or so before her death through Mrs. Leole, his mother-in-law, who told witness that Miss Leolom wished him to make her will. Witness advised Mr. Seackle her regular counsel to go, but he did not. She sent for Witness again Mr. Seackle then went down and he subsequently told witness he was refused admittance. After her spell of sickness she sent for Witness again, and he went to see her. She was in her back parlor, Witness took a seat by her, but as she said nothing about the purpose for which he was sent, he left. Mrs Leole told Witness that Miss Leolom wanted witness to draw her Will, and that she intended to provide for his wife, this was the reason he did not go at first. This was before she was declared a lunatic. She had had a bad spell and had recovered, a few weeks and then he came a confirmed lunatic. Witness saw her during these weeks before she became a confirmed lunatic. On Cross examination the same witness stated that Mrs Leole came for witness each time of the three he was sent for for the purpose of drawing Miss Leolom's Will. At the interview Miss Leolom spoke of witness, wife & Mrs. Leole. but he with difficulty could understand her.

She called his wife by her real name Rachel.

The impression she made on witness was of a person broken down with old age, from the way she spoke of witness' wife thought her half foolish. He did not speak of the purpose of his visit because he felt a delicacy and did not go until Seackle told him he was excluded.

And they further offered for the purpose aforesaid by Dr. John Mackenzie a competent witness, that Witness has had much practice with the insane. Attended upon the Maryland Hospital for ten years. Commenced to be Miss Leolom's physician about 1830, and so continued until the summer of 1845. Miss Leolom was rather an irritable woman, but she was methodical and strong minded. Saw her eight or ten times a year. In 1842, she had a gastric fever and abcess, in the month of April 1842; she had an apoplexy in 1844. It was accompanied by a slight paralysis. I am not positive as to the time, but am positive that it was after 1842. After that attack she became careless as to money matters. Her temper was irritable. Pethenbridge had bled her for the apoplectic attack before I got there. The paralysis to which I referred affected one side. She had not recovered in 1845 when I left her. The relations existing between Mrs Ellicott and Miss Leolom were of the kindest nature. Mrs Ellicott attended her most affectionately during the years 1842 and 1844. She afterwards behaved so harshly to Mrs Ellicott that I spoke to her about it, and remonstrated with her. I was present when she ordered Mrs Ellicott to leave her house in 1845. It was on account of that I ceased attending her. When I remonstrated with her about her treatment of Mrs Ellicott, she told me it was none of my business. She sent a week after for me but I refused to go. The attack was of a kind to impair her mind. I could not locate the part of the brain attacked. I have no doubt the attack was of such a nature as would probably affect her mind, but not necessarily so. Her memory was impaired; and she became care

less. I was not aware of any cause for Miss Leolom's harsh treatment of Mrs. Ellicott. The relationship of a mother and daughter existed between them. She always told me she intended to leave Mrs Ellicott the principal part of her fortune. In 1832, Miss Leolom had symptoms of the Cholera and she then exacted a promise from me that when I thought her ill I would advise her of the fact and suggest to her the propriety of making her will. In 1842, I thought her very ill, and according to my promise, I told her so and said to her, that she had better make her Will. A Will was accordingly made in April or May 1842. At this time there was a very marked deviation from her natural character. She assigned no cause for her dislike to Mrs. Ellicott. There was not the slightest abatement of Mrs Ellicott's kindness towards her. I did not attend her for the attack of apoplexy and paralysis more than eight or ten times. Her mind was good except insofar as her memory failed her. She would frequently forget the prescription. She would say that I had not given her any.

And they further offered in evidence for the purpose aforesaid by

Mrs. Eliza Early, a competent witness, that Witness first became acquainted with Miss Rachel Leolom in 1836, and visited her frequently and with pleasure until the time when she maltreated Mrs. Ellicott and herself. She was one of Mrs. Ellicott's bridesmaids. Miss Leolom when in a sound state of mind was a strong minded methodical woman, somewhat purse-proud, blunt to those whom she disliked, but kind to those whom she fancied. There was the greatest degree of affection subsisting between Mrs. Ellicott and herself. After the death of my father Miss Leolom called to see me. She said she had nothing left but her little girl, but still was happy. Miss Leolom had great business capacity and delighted in attending to her own affairs. On one occasion she said to witness "Many a man have I seen tremble in my office". In 1842, I called at Miss Leolom's, and was told by Mrs Ellicott that her Aunt was so ill that Dr. Mackenzie said she must arrange her temporal affairs. I called again a week after: she said she had been very ill, and praised Dr. Mackenzie. I saw her afterwards when Leolom's sister had come in 1843. My introduction to Rachel Jane Warford (Leolom's Sister) by Miss Rachel was rather singular. She said to me this is Rache. She is a nice girl. She can make a good pudding and pie, and is now making shirts for my servant man. After this introduction she said "now Rache you can go down to the yard". In introducing us I don't think she mentioned our names. After that I don't recollect going to see her again till Miss Sally Leolom came. When I called I found Miss Rachel in the basement looking over papers. She appeared irritable and said "Eliza, I don't recollect as well as I used to do".

The next occasion on which I saw her was in February 1846, in company with my husband and an Englishman. Also my sister. At first I was told by the servant that Miss Rachel Jane was out and Miss Leolom in bed. I sat down to rest, and was then told Miss Col