she said this, but she carried the idea with her to the end of her days. She was very kindly disposed to Rachel Jane Warford, who was as amiable and sweet tempered a lady as there is.

There was always a great intimacy between witness's family & Miss Leolin, and witness saw her constantly. He thinks that his father was her most intimate friend.

(Testimony of Miss R. J. Warford)

The Defendant further to maintain the issue on his part joined proved by Rachel J. Warford that she is the sister of the Defendant, that her father David Warford and Elisha Warford, the father of Mrs. Ellicott, are brothers, and first cousins of Miss Rachel Colvin. That Witness knew Miss Leolvin as early as she knew any one. That she came to Baltimore to visit her in the year 1835, and spend a week, and again in February 1844, and remained from four to six weeks. Saw her again in April 1844, and from that time remained in her house a member of her household until her death, in January 1853. In 1844 the only white inmates of the house besides Miss Leolvin and witness, were Mr. & Mrs. Ellicott and the Defendant, Mr and Mrs Ellicott remained until August 1845, Miss Leolvin who was always called Aunt by Mrs. Ellicott and witness was sick in the fall of 1845, and was frequently complaining before that. She directed her own business at that time, and would tell Mr. Ellicott and Defendant as her agents, what to do. While Mrs. Ellicott was there she attended to the household, after she left witness did. attended to the marketing, Miss Leolvin would tell her what to get, and would give her the money or give her the key to go and get it. That she accounted to her Aunt for her expenditures, which she directed her to keep in a book, which was shown to and proved by the Witness. The rents from the tenants from 1844 until Autumn of 1845 were received by Miss Leolvin or Mr. Ellicott or Defendant, or witness. She would put the money in a cupboard, of which she kept the key in her pocket.

Miss Leolvin, destroyed papers in the presence of witness upon three occasions, which Witness understood to be her wills. The first was in the fall of 1844, cannot date the time of the other two. The first was burnt in the stove of the sitting room, one was in the dining room stove, and the third in the kitchen fire, because it was then summer time and no other fire in other parts of the house. All that she recollects that her Aunt said at these times was that she would burn the Wills.

Witness always dined with her Aunt when there was company, and was present at a dinner at which Bishop Waugh, Leo. and Mrs. Berry, Dr. Johns, Mr and Mrs. Ellicott were present with others. Saw nothing in Miss Leolvins conduct

on that occasion that was not correct. She talked to all more or less, was at table from an hour to an hour and a half. This dinner was at Christmas or New Year.

After this dinner and in the year 1848, she told witness she had sent for Mr. Seackle to prepare a Will for her and that he was a long time preparing it, that if he had been made Executor he would soon have had it done.

She complained in this way some months.

That Will was subsequently executed, and Dr. Johns, Dr. Seackle and Mr. Andrews were present at its execution in the back parlor.

Witness was not in the room but she heard her Aunt tell defendant to go for some persons to witness it. While Miss Leolvin was complaining of Mr. Seackle's delay and at the time she directed Witness & brother to go for the witnesses saw nothing wrong in her mind. During this period she attended to her business as before. She gave directions and witness carried them out in reference to her household and defendant as to her rents. After the Will was executed Miss Leolvin informed witness that she had given her sister and herself a house each, and the balance of her property to Defendant if he would change his name, said this more than once. She said a great many times that she never intended leaving Mrs. Ellicott anything, as her father was wealthy & she was his only child. The Will of 1848 was kept in her secretary in the 2nd story, which was locked, and she kept the key round her neck. She kept her Wills in the back room of the second story. Her character was in the 2nd story of the back building.

After the hemorrhage in 1849 Miss Leolvin sent witness for the will of 1848, saying "Rachel go up and bring my Will down." She took the key from her neck, & Witness went up and brought the Will and gave it to her, and again put the key round her neck. She said put it under my pillow, and that she was going to send for Seackle to have some alterations made. At this time witness saw nothing the matter with her mind, but she was very weak in body.

Seackle afterwards came. Witness was in the room when he came, but left. Mr. Seackle called afterwards, but she was too weak to see him. Dr Buckler told witness not to let anyone see her. He (the Doctor) came in the morning of the day he gave the direction, and found her better, but in the afternoon found her much worse, and asked of witness the cause she had had a visit from Mrs Cole and others that day and Dr. Buckler gave the order for her to see no one.