died covered a loss of memory before he was taken down to his bed with sickness.

Commission then adjourned.

Commission met pursuant to adjournment at the same place at 4 O'C P.M. the 14th day of Decr 1844 present the solicitors of the respective parties.

Josias D Whittaker a Witness of lawful age, being produced on the part of the Complts and being duly sworn & Examined to Interrogatories filed with the Comn on the part of the Complt & herewith returned deposes & answers to wit.

To the 1st Inty I know the Complt & Emanuel Stansbury

To the 2d Inty The mind of John Lamb was in a very unsound condition prior to the 4th February 1844, I dont think that I had any conversation with John Lamb for several months before he left my fathers house that I did not discover his mind to be in an unsound condition prior to the election of Mr Law to the mayoralty in 1843 I pronounced John Lambs mind to be unsound His mind gave way shortly after he came to my fathers house and whilst there he had a severe spell of sickness in which he lost a great deal of blood and got in a lethargic state and his mind became worse and worse, I do not think it possible for Mr Lambs mind to have got better after he left our house between that time and his death, and this upon my Judgment as a Physician, I do not think he was capable of executing a valid deed upon the 4th February 1844

To the 3d Interry I have answered this in the 2d

To the 4th Inty I do not

To the 5th Inty The old man would frequently call the family into breakfast or to prayers in the afternoon and would frequently repeat the same sentence 8 or 9 times over in praying until I would think he had fallen down- Lambs condition was in a State bordering upon apopletic being a weak condition of the brain, Lamb was probably saved from a fit of apoplexy by the bleeding at the nose, I think he was about seventy (70) years old, thinks that it was three or four weeks after he left fathers house he died.

Cross Examined by Mr Frick- I never saw him Lamb after he left my fathers house he was a Candidate for the City Council at the Mayors election in October 1843- I think he was the regular nominated Candidate (this Question & answer objected to by Mr Buchanan one of the Solicitors for the Complt.

Commission then adjourned, Commission met pursuant to adjournment at the same place at 4 O'C P.M. on the 5th day of February 1845 present the Solicitors of the respective parties

James O Hara a Witness of lawful age produced on the part of the Defendant, being duly sworn and examined by the Solicitor for the defendant deposes & answers to wit:-

I knew John Lamb the deceased for 15 or 16 years and was a next door neighbor of his until a short time before his death I called to see him frequently until within 3 or 4 weeks of his death I never saw any symptons of his not being in his right mind and conversed with him without discovering any thing wrong in his mind, I negociated with deceased about the purchase of a piece of property during the full preceeding his death and purchased the same from him- he attended

to that business himself as well as any man could have done it, as well as I can recollect I called upon deceased about a month before his death whilst he was at Mr Stansburys house, he (Lamb) told me that he had a paper for me, being the policy of Insurance on the property I had purchased and that he would send it to me by one of Mr Stansburys Boys which he did do- this he volunteered to do. I said Mr Lamb frequently up to within two or three weeks before he died and upon all occasions believed him capable of attending to his business and to make a valid deed, He was labouring in the last period of his life under a paralytic stroke which in my opinion only affected his tongue and limbs and not his mind.

Cross Examined by Mr McCulloh Solicitor for Complt

At the time I conversed with deceased about the paper alluded to, I found his mind as active and his Judgment as sound as at any time before during all the period that I had known him-

Re-examined by Mr Frick

The property which I purchased had been previously sold to George Gelback the Complainant at Public sale who refused to take it as I understood from him because he considered it too high, I heard Mr Lamb say that he thought very hard of Mr Gelback because he had not taken the property & said that he could have Compelled him to take it, but that he did not want to go to Law with him & said also that he had to borrow the money from Mr Stansbury to pay the ground rent on it, deceased, deceased came into my shop, and Complained about it frequently, I called to see Mr Lamb one day who said that Mr Stansbury had a great deal of trouble about attending to Mrs Loyces Children whom he had in his house that Stansbury had enough trouble with Mrs Lamb and he did not see how he was going to support them unless it was with the little he (meaning Lamb) had. he said further that the father Loyce was a worthless fellow and would do nothing for the Children and that Mr Stansbury took them to his house and had taken Care of them deceased said he didnt Care any thing about Gelback and Loyce, that Stansbury was the only one who would do any thing for him heard him say so frequently he also remarked that when he wanted any assistance he went to Mr Stansbury as he could get nothing off the other

Cross Examined by Mr McCulloh-

Loyce has no means do not know whether Gelback has any means people say he is well off, Mrs Stansbury was in the room as well as two other ladies when I had the Conversation about Loyces children with Mr Lamb I was sitting by Mr Lambs bed who volunteered the information this Conversation occured about a month before Mr Lamb died, Witness being asked whether he was on good terms with Mr Stansbury states he was not intimate with him and at one time was not on good terms having had some difficulty with him

John L Farrell a Witness of lawful age produced on the part of the Defendants, being duly sworn & examined by the Solicitor for the Defy deposes and answers, to wit.

I was a member of the same Class with Mr Lamb who frequently led the Class I became acquainted with him in March 1842 when he