-ponent money to buy furniture for his grandson's house and told deponent that what he had given her was not all that he intended to give for that purpose. He also told deponent that the servants which he had given his grandson at the time of his marriage were not all that he intended to give him, but that he was a little embarrassed at that time as some of his servants had run off

4th To the fourth Inty, she answers, that said marriage was celebrated after such promises and engagements were made that Charles A Waters would not consent to get married until these engagements were in part fulfilled; that said Charles A said that he was afraid his granfather would not fulfill them after he got married, and that his Granfather said that he had better trust to his generosity that he would do every thing that was right

Being Cross examined the said witness says, that her son Tiernan Somerville was in New Orleans at the time of the marriage, she does not remember having said at the wedding that if her son Tiernan had been at home the marriage would not have taken place. She does not remember having said at the wedding that they (her daughter and Charles A) had married without any provision having been made for them

Adjourned to the 16th of September 1847 to meet on the part of the Defendants.

On which 16th day of September 1847 having met on the part of the Defendants the following depositions were taken

Dr. Alexander F Dulin of lawful age, produced ~~and~~ affirmed and examined on the part of the defendant deposes as follows

1st To the first Inty he answers that his name is Alexander F Dulin, he resides in the City of Baltimore and is a Doctor of medicine. That he knew the late Charles Waters, was his family physician and attended him during his last illness which was a protracted one.

2. To the second Inty he answers that he knows the widow of the said Charles Waters, deceased, and her age, he presumes to be, eighty years, or she is, he would suppose nearly eighty years of age. Deponent knows three of her grandchildren towit, Charles A Waters, Rebecca A White, and Elizabeth A Howard. Deponent does not know whether any of them live with her now and he has not seen her recently. Judging from her conversations during his repeated visits there, deponent would suppose that if she had a favorite among her grand children, it was Charles A Waters. Deponent heard her making very strong complaint during her husbands sickness, that Mr Waters her husband had not willed Charles half of his Estate, as he bore their name. this was the remark he heard her make.

3d To the Third Inty, he answers that he was present at a conversation between said Charles Waters & Mr F. G. Waters, during his last illness. Mr F G Waters stated to him that he felt disposed to give up the executorship as he had already been charged, together with Mr Poe of making his (old Mr Waters) Will, and in reply to this, old Mr Waters said that it was his own Will and that he had made it himself. On another occasion when some bill for wine or something else was lying on his table, he alluded to it and seemed to be excited and remarked that he expected to see him (Charles A) in jail some day or soon, or some remark of that kind and that if he had strength

to make his will, he would cut him off. The impression of this conversation on his mind is distinct, but the language he does not recollect, and the impression on his mind is that he said or meant to convey by his then remarks, that if he had strength to make his will over, he would cut Charles A off. Deponent further says that said Charles Waters frequently introduced the subject of his private affairs and of his Grandchildren, but deponent endeavoured to turn the subject of the conversations, but he heard enough of these conversations to induce him to mention the subject to Charles A Waters in order that he might be more cautious in his behaviour

4. To the fourth Inty, he answers that Tom, one of the negroes came into the old mans room to know his masters pleasure and Mr Charles Waters told him that he must go out to master Charles and remain but that master Charles could do nothing with him, that when he (Charles Waters) the grandfather was done with him, he was free. The negro seemed a little uneasy until the old gentleman gave him that assurance

5 To the fifth Inty he answers that said Charles Waters deceased told deponent that his wife had almost tormented him to death since he had made his will, and said he had no doubt it would kill him and he said that she complained because he had not left money enough to Charles A his grandson, and to Horace his son. He said that his wife seemed to be demented since he had made his Will. That formerly she had been kind but that since he had made his Will, she had given him no rest day or night

Deponent often heard him speak of Freeborn G Waters as being the best friend he had, and on one morning when Freeborn G Waters was present and said Charles Waters deceased, was speaking of his will, and Mr Freeborn G Waters had stated that he had been charged by the old lady and Charles and he thinks by Horace at all event. the impression on his mind is that he referred to those three, with making his (the Testators) well Mr Charles Waters deceased then said with a good deal of excitement, "never, never, it is my own Will" Deponent thinks those were his very words "and I should not have left them so much but for your advice" and he may have say "Poe" to but of this he is not certain

Mrs Elizabeth Webster, of lawful age produced sworn and examined on the part of the Defendants deposes as follows

1. To the first Inty she answers that she lives in the City of Baltimore. That she is a nurse and attends the sick

That she knew the late Charles Waters and nursed him for six or seven weeks during his last illness she knew him for a year before his last illness.

2 To the second Inty she answers that she knows his widow, but does not know her age. She has three grand children, and she is very partial to her grandson Charles A Waters

3 To the third Inty she answers, that she was frequently present when said Charles Waters was talking to his wife about what he had done for his grandson Charles A Waters. Deponent heard him say he had bought a farm, but that he had not given it to Charles A and did not intend to give to him. This he said to Deponent when alone as well as to his wife in deponents presence. He said he had given Charles A, all the money, and had done all for him by his Will that he intended to do, and that if had his will to make over again he