back after its Execution, said, on drawing off her gloves, "the money I have spent this morning is better spent than any I have ever spent in my life"

5. To the Fifth of said interrogatories, that witness did see another paper, at the time of the proposed wedding and after; its handwriting was like that of "J. H. S." but she does not know whose handwriting it was. The purport of this last paper which witness read, was that Mrs Drake had Executed a deed of all her property in trust, that Mr Oneill was to have no power or control over her property and she could do as she wished with it at any time. This last paper was signed, by Mr Daniel Oneill on the night of the actual marriage, witness handing it to him, the actual marriage occurred, in the month of May in the same year, 1843. Mr John Kraus witnessed the signature witness read it, herself, and handed it to others to read, on the night of the actual marriage before it took place; she does not remember, who was there when the reading took place, but there were persons in attendance on the wedding witness last saw the said paper in the possession of Mrs Drake, then Mrs Oneill, after the marriage witness does not know, what has become of the said paper. After this paper was signed on the night of the wedding, witness stood waiting to receive the paper: Mr Oneill said he would give it to no one but his wife, or keep it himself, Mr Oneill gave Mrs Oneill a paper, and witness asked Mrs Oneill to let her see the paper, and after a while witness opened it, and found it without any signature witness opened it and showed it to Mrs Oneill, who stood and looked at it and declared she would have the paper that was signed by him, and went to him, and, came back with the paper that had been signed by Mr Oneill as she has stated; the paper that she brought back to witness was the real paper, that Oneill had signed, and, Kraus, had witnessed; and which was in the same handwriting with "J. H. S."

6th To the Sixth, of said interrogatories, that the reason that Mrs Drake had the deed "J. H. S." prepared, was that she had property from her first husband, and she always did say, that she would have her property in her own hands, to act as she pleased with it, Witness, after the marriage, has heard said Catharine Oneill say to her husband, the Defendant "you shall not spend my living" witness does not remember to have heard any conversation, after the marriage, between Mr and Mrs Oneill on the subject of the deed; she has heard Mrs Oneill say, to her said husband, at the breakfast Table "I will give my things to whom I please:-"

7. To the Seventh, of said, interrogatories, that Mr Oneills appearance has very much altered, since the marriage in the year 1843; he is a gentleman now, to what he was then, in his appearance he was a rough looking man then: Mr Oneill called at the house, several days, after the proposed marriage, was broken off, when Mrs Drake would have nothing to say, to him; she (Mrs Drake) passed through the house, and left him in



conversation with witness, he said to witness that she (the witness) had always treated him very kindly, and that he had a kind regard for her; and told her, "I told your Aunt that at any time she wished to give any portion of her property to her friends." He came there no more after that for several weeks, and then they were married: they had an interview shortly before the marriage; witness was up stairs and heard persons talking, and went down stairs and found Mr Oneill and Mrs Drake in conversation.

James P. Heath, a witness of lawful age produced on behalf of the Complainant, being first duly sworn on the Holy Evangels of Almighty God, being Examined on the interrogatories to him specially propounded in that behalf and hereunto annexed makes oath, deposeth, and saith as follows, that is to say,-

(Page 4 of interrogatories)

1. To the First of said interrogatories, that he has known Mr Cole for many years, but does not know the defendants.

2. To the Second of said interrogatories that he has now looked at "J. H. S." and it was acknowledged before witness as a Justice of the peace of the State of Maryland in and for the City of Baltimore, at the joint Office of witness and Mr Warfield at the Corner of St Pauls and Fayette Streets; witness read and explained the said deed to Mrs Catharine Drake, and asked her if she wished any alteration made, and she replied no, that it was what she wished. Mr Thomas H. Belt was the other Justice, but witness does not know that he (Mr Belt) was present when witness took the acknowledgment or read or explained the deed, he distinctly recollects the above particulars.-

3. To the Third of said interrogatories, that Mrs Drake was an elderly woman, thin, and rather tallish.-

The said James P. Heath being then Cross Examined on behalf of the Defendant Oneill, on the Cross interrogatories to him propounded in that behalf and hereunto annexed makes oath deposeth, and saith as follows that is to say (page 5 of interrogatories)

1x To the first of said, Cross interrogatories that witness never did see Mrs Drake before then to his Knowledge

2x To the Second of said Cross interrogatories that he has never seen her since to his Knowledge and does not know, that he should know her again if he were to see her

3x To the Third of said Cross interrogatories, that he understood that Mrs Drake could neither read nor write, and he therefore thought it necessary according to his rule and custom to read the deed to her and Explain it fully to her, before she Executed it.

4x To the Fourth of said Cross interrogatories he answers in the negative.

5x To the fifth of said Cross interrogatories, that he has seen the said deed, within the last few weeks and it was then shewed to him by Mr Cole" and Witness recollected the Circumstances the moment he saw the deed"

(The last passage included between quotation mark is objected to by Mr Scott as not being responsive to his question)