

but the letter and statement at page 2 of the pamphlet are remarkable. After naming Mr. Thomas, who had already declared to Mr. Goodhue and Mr. Becher that he would not act, he proposes his partner, Mr. Street, and his son, Mr. Henry Becher, as co-trustees, and receives from the Testator *alone* instructions for his will, and the deeds of settlement, under which he claims that he and his co-trustee are entitled, by way of commission and otherwise, to a remuneration of between \$7,000 and \$8,000 per annum.

A more sensitive trustee, well knowing that he was to receive these benefits under the will and deeds, would have required the testator to have consulted an independent professional adviser, who should receive instructions for the will.

10. It can further be proved that the Testator, at the time of the execution of the will, had not that mental capacity which would enable him to comprehend fully the effect of the different provisions of this lengthy will.

11. Not as the disinterested Trustee, but with the art of the advocate, Mr. Becher, at page 4, introduces the six deeds of settlement, in order that it may be inferred that this was the full extent of the Testator's intended bounty to his children, when in truth they secured the principal monies for the *grand-children*, and are in accordance with the Testator's declaration, that this was the only portion of his estate he intended to "tie up." Instead of the income from the settlements being an adequate provision, the total amount received by all the children together up to this date, is only \$3,357 89 cts., while we understand the remuneration claimed for the Trustees by Mr. Becher, under these deeds, and irrespective of the Will, amounts to more than \$4,000.

12. Mr. Becher's pamphlet is made up of letters, telegrams and statements, which were declared to be irrelevant, and were rejected by the Committee, yet he, nevertheless, persistently endeavors to force them upon the Members of the Legislature; and the whole tone and bearing of this pamphlet are altogether at variance with the character assumed of a "simple Trustee," the duties of which in the premises, we thoroughly understand and recognize, but in which is not included, the attempt made by this pamphlet, of endeavoring to prejudice the minds of Honourable Members, and to give them erroneous impressions of what is sought by the Bill in question.