

born on the 27th of August, 1807, after her marriage with Bauer; this sister of the testator never had any other children; and that Anna G. Bauer was, on the 23rd of November, 1826, married to, and is now the wife of Diederich Meier.

It further appears, that the other sister of the testator, one of these plaintiffs, Anna Gebetha Margaretha Newhaus, was born in Germany, and christened there on the 17th of February, 1775; that some time before the year 1800, she had an illegitimate child named Frederick A. Wandelohr, who is now living; that prior to the year 1815, she and her child came over from Germany to Maryland; and some time previous to the year 1816, having put off the name of Newhaus, she went to reside in Chambersburg, in Pennsylvania; and there kept a small store; and was much respected by the name of Mrs. Wandelohr. At that place, on the 12th of October, 1819, in the forty-fourth year of her age, she was married to this defendant Lewis Helms. In the latter end of the month of November following, Helms and his wife came to Baltimore; and in a few days after their arrival, he caused a power of attorney, and a last will to be prepared by a notary public, intending them to be executed by his wife, for the purpose, as he supposed, of effectually conveying to him all her interest in the estate of the late Carsten Newhaus. She positively refused to sign and execute those instru-

557 ments; and was much distressed at * her husband's proposing that she should do so. Soon after this, she returned to Chambersburg; and he remained in Baltimore. He has produced in evidence, some of her letters to him, all of which, do credit to her understanding; and the first of them dated on the 18th, 21st, and 29th of December, 1819, are expressive of a warm affection for him; except, that shortly before the date of the last, it seems as if he had written to her something calculated to vex and distress her. In the same winter, or in the ensuing spring of 1820, she returned to Baltimore, and there had a meeting with her husband, and after a most boisterous quarrel, they parted, and have met no more. Letters and messages have since passed between them; but they have never since cohabited; nor even interchanged the common civilities of life.

The causes of this angry separation, would seem to have been her having, by a perusal of his family papers as he called them, obtained a knowledge of his really vicious, sordid character, as disclosed by those papers; and his pressing efforts to get possession of her fortune, which, with his character, as developed to her by his papers, had produced a conviction on her mind, that he had married her only for the sake of her money; and her representing herself to him as being, previous to their marriage, a widow, when the fact was not so. These causes of animosity have since, from time to time, been re-kindled, and more and more heated, until a state of settled dislike has been produced, which, as was admitted