

Book of the Soc., which was intended as Submission. Would like a week to think over the submission & write to his father for advice.

Feb. 24. 1864

Examination

of Mr. Johnston.

Mr. Johnston called in, charged with insubordination, admitted that he voted for adjournment & for expelling Mr. Edwards. Did so to avoid trouble. Did not attend the called meeting. Was willing others should reorganize. He himself would either not attend or would withdraw from the Soc. Made a speech about adjourning. Did not advise the prosecution, as it was commenced before he knew. Did not dissuade from taking that course. Is still a member of the Soc. but does not expect to enter Soc. Hall again.

Ques. Do you submit? Ans. Is not obliged to submit; but will withdraw if necessary. Heard only recently of the new name. Has not said anything against the loyal students. Did not hear Mr. Hall talk about raising h-l. Thinks he (Hall) said he would not come back if he could avoid it. He (Johnston) himself did not intend returning when he left. Soc. has had no meeting except the extra one at Mr. Breckenridge. Could remain without agitating any thing regarding the Soc. & ordinances.

Ques. by Prof. W. What was the object in forming new Society?

Ans. In order to avoid being liable to the ordinances. Did not know how the expenses of prosecution would be paid; supposed from the Soc. fund.

Does not think he said the Fac. would have a good time suspending. Does not think he understood that the University & Athenaeum Society were gone up. Does not remember what Mr. Hall said, perhaps was not in the room.

Ques. by Prof. K. What was the design of adjourning until Frid. before Commencement?

Ans. Does not know; perhaps it was to see about funds or arrangements for next session. Cannot see any insubordination on his part.

Ques. by the Pres. Are you a member of the Soc.?

Ans. Cannot withdraw until there is a meeting; but does not expect to attend, perhaps may not go to the final meeting. Declares himself withdrawn as far as he can be without getting a honorable dismissal. The Hq. search cannot give that.

Ques. by Prof. K. At the meeting before Commencement, would you take

any step in opposition to the Ordin^s. of the Bd^y?

Ans. Does not think he will

Ques by Prof. Wyke: Does the Soc. still exist. Ans. Yes.

" " Pres. Will you hand in your resignation?

Ans. Cannot until there is a meeting. Will not oppose other meeting, if a majority desires it. Will resign if Soc. meets before the time to which they originally adjourned. Soc. adjourned before taking any action on the ordinances. Does not know whether he will hand in his resignation to the Faculty. He may. He will withdraw if a majority of the Soc. will reorganize. Will not attend any more meetings under any circumstances.

Examination
of W. J. Buck-
sbridge

W. Buckbridge called in & charged with continued insubordⁿ. Said he was not present when they adjourned to meet no more. Had called meeting at his room.

Ques. By the Pres. Are you willing to ^{vote for Soc. to} go on under the ordinances?

Ans. Yes; only voted for adjournment to avoid trouble. Voted once already for receiving the Ordinances. Was going to withdraw, when they decided to adjourn.

Ques. By the Pres. Could you withdraw immediately?

Ans. Could by having a called meeting

Ques. by Prof. K. Would it not do to hand in your resignation through the H^yarch? Ans. Never voted for expunging. Have not done

much good in Soc. this present year. Did not advise the prosecution. Was on the ice at the time. Does not think they did exactly right by meeting, without informing the others. Never threatened to clean them out; has no objection to their going on.

Ques by Prof. Will you vote for the Resol^s. or withdraw?

Ans. Is willing to vote for the Resolutions.

Ques. by Prof. Woodburn. Will you go in with the others so as to form a majority?

Ans. Is willing if Soc. is carried on as before.

Would like to have some of the old members. Thinks there were last term about 40 on the Roll + 28 present now. Would not be much benefitted by meeting only 9 or 10. Sometimes only 6 or 7 attended last term.

examination W. G. Wilson called in & charged with insubordination in
 J. W. G. Wilson voting to adjourn Soc., in order to avoid obeying ordinances and also
 in being on alone. to form meetings up town, said: He never
 really opposed the Resolut. never voted against or for them; cannot
 therefore be justly charged with insubordination. Admits he said, if
 he were going to continue 3 yrs, he would be expelled rather than submit.
 His reason for adjourning was because he does not like mere essays &
 declamations: was in favor of a Debating Club. Did not vote to
 adjourn.

Ques. by Pres. Are you still a member.

Ans. Yes., of old adjourned Soc.

Ques. by Prof R. Would the Soc. in adjourning to meet before commencement have
 a right to do any thing there in opposition to the Bd of Trustees?

Ans. He supposes they claim that right. — He did not advise but
 consented to the prosecution. He will not vote for or against the Resol.

Is not willing to belong to a Soc. in which they cannot make their bye-laws.
 Did not vote to Expell W. Edwards. Is willing to reorganize, if a majority
 will go in; but is not willing to have J. control it.

Q. by Prof. Wy. Was the object of adjournment to escape the ordinances.

Ans. Does not know. Cannot withdraw.

Ques. by Pres. Will you ever have anything more to do with old adjourned Soc.?

Ans. Will say that he will not vote with them; but would like to meet. Will
 take no action with Soc. opposing the Ordinances. Will make no opposition
 to the action of the Faculty in opening the Hall to others, if Athens Soc. is considered
 closed & excluded from Hall. The Soc. did not as a Soc. authorize J.
 Foster to prosecute; he did it on his own responsibility, after consulting some of
 the members; no arrangement that he knows of made as yet to pay expenses of suit.
 Could not use Soc. funds without the action of the Soc. A Committee was here.

appointed, having authority to see about disposing of the property. Does not know whether that Com^e has still that power.

Examination
of W. Leyden.

W. Leyden called in charged with continued insubordination to ordinances of Bd, said he would submit, in the situation he is in, the Soc. being adjourned. Voted for the adjournment. Did not vote on the expulsion. Is still a member; would be willing to go on as they did the first time. The Resol^s make no difference to him individually, as this is his last year. Does not know how he could withdraw. Is not willing to say he will not vote with the Athen. Soc. Voted never to meet in the Hall; was not present at the meeting in W. Breck^s room. There was no special object in naming the Friday before Commencement. Does not think he said it would be an honor to be expelled for opposing the Resolutions. Thinks he has been misrepresented by false reports.

Quer. by Prof R. Will you take any action in opposition to the Ordinances of the Bd. Ans. No sir! Advised the prosecution of the students who met in the Hall. Thinks the Athen. Soc. w^d have to pay costs, if sent out against W. Foster. Thinks the object was to form a Soc. up town, which should not be subject to the Ordinances of the Bd.

W. Hisey's
testimony

W. Hisey called in; has been a member of the Athen. Soc. this year. The object of the adjournment was to get rid of the resolutions; appointed a Com^e to see about disposing of the property. Did not vote for the adjournment, nor for moving Soc. up town. Met last Frid. to organize Soc. under ordinances of the Bd. There were about 16, including the new initiates, about 8 or 10 of the old. Heard Mr. Wilson's speech in opposition to the ordinances, also those of Mr. J. Johnson & Foster; is not quite sure; does not think W. J. expressed himself in favor of the Resol^s. Does not remember whether Mr. Leyden spoke. Does not know what is best about meeting; thought it best to wait until after trial. Understood they said something

about cleaning out the members who met, if they attempted it again. Did not hear about the betting. They have not arrested him (Mt. Hisey) yet, but say they are going to. Mt. Dufour, he remembers, spoke against reorganizing, under the ordinances of the Bd. Thinks Mt. Foster, Mt. Dufour & Mt. Wilson were the Com^{tee} to dispose of property.

W. W. Orrin's
testimony

W. W. Orrin, called, stated that they adjourned in order not to submit. M^rs. Dufour, Johnston, Foster & Wilson spoke in opposition to the Ordinance. Was notified to attend the called meeting. Did not attend. Was in favor of going on under the ordinances. Some told him after the meeting, if they met next Frid., the old Soc. would clean them out. This was probably in fun. Did not threaten especially to fight. Mt. Hall said he would take W. Orrin out. Does not know the object of meeting Frid. before Com^{tee}. Mt. Foster only said he was going to sue every member who met in the Hall. Heard no threats made against the Faculty, nothing about a difficulty at commencement. Does not think he heard Mt. Leyden say anything about opposition to the Bd.

25 Feb. 1864

Examination

of W. Shumway

W. Shumway called, is a member of the Athen. Soc.; did not make speech. Voted for adjournment. Did not wish to meet, but to keep organization. Com^{tee} appointed in order to ascertain if a new Soc. would be under the Res. of the Bd. Voted for W. Edwards' expulsion. Thinks they had just grounds, they would have been expelled, even if he had not been here. Had nothing to do with the prosecution. The Hyperch could do as he chose. Did not object to it, thought the boys had not acted fairly. Is still opposed to meeting in the Hall. Does not know any special obj. in naming Frid. before Com^{tee}. Would not join a Soc. obliged to conform to the Ordinances. Would like time to consider whether he will withdraw from Soc.

Ques. by Prof K. Will you take any action at commencement in opposition to the Ordinances of the Bd of Trustees?