

Q. Where were these two women? A. One was on Edgar Ireland's porch, and one was on the Carroll porch.

Q. One was on the Ireland porch, and one was on the Carroll porch? A. Yes, sir.

Q. Where is the Ireland porch? A. Between the Fletcher and Carroll porches.

Q. And below Morris street? A. Yes, sir.

#### CROSS-EXAMINATION.

Q. (By Mr. Green): John, these gentlemen took your picture in that room, didn't they? A. At Annapolis?

Q. No, in Baltimore, down in that basement you spoke of. I mean just what I asked you? A. I didn't get what you said.

Q. Those gentlemen took your picture down in that room in the basement, didn't they? A. I can't say that they took my picture. I sat in a chair like I was told to do, but it didn't look like they were taking my picture. I put my hand on a black rock for them.

Q. You mean they took your finger prints, you put your hand on a stone and then a man put it on the paper, that is what was done with you down there? A. Yes, sir; I guess so.

Q. Do you see the man standing here who took your finger prints and measurements? A. No, sir; he was not in the room.

Q. He was in the room where you put your hand on the stone, wasn't he? A. Yes, sir.

Q. You went into that room? A. Yes, sir.

Q. Was he in the room at the time you spoke of when these things were done to you? A. No, sir; he was not in the room.

Q. What room was he in? A. He was in the room where they carried me.

Q. What room was that? A. This room where the stone  
was.

Q. Where was he standing? A. I didn't see him the first time they took me in there that evening.

Q. I want to find out where the room was where your finger prints and measurements were taken? A. They took me out of the room where they had me, and took me in the room where the stone was. It was a kind of a marble stone place.

Q. You didn't go upstairs or downstairs, it was on the same floor, was it not? A. Yes, sir.

Q. Don't you know what they were doing when they stood you against the wall? A. No, sir.

Q. They put a rule over your head and took your height, did they not? A. I didn't see any rule.

Q. They told you to stand straight, did they not? A. Yes, sir; they told me to stand straight.

Q. They told you to stand straight? A. Yes, sir; and put both heels against the corner of the house.

Q. They put you on the scales and weighed you, did they not? A. Yes, sir.

Q. Why did they do that? A. They were anxious to know my weight, my inside weight.

Q. When they took you in the next room, what did they do? A. In the same room, they made me stand against the wall. In the other room, I put my hand on a stone and then the man put it on the paper.

Q. How were these men dressed, those down there? A. I didn't notice their clothes.

Q. You didn't notice any of their clothes at all? A. No, sir.

Q. You don't know whether they had uniforms on or not? A. No, sir; I didn't see any uniforms.

Q. How did these men look? A. Ordinary men, just like other men.

Q. Take one of them and describe him to me, tell me what he looked like? A. How do you mean, I don't understand you.

Q. I want you to describe to us what you saw about him? A. He was an ordinary man about like——

Q. Never mind telling us who he looked like, describe him to us? A. He was an ordinary man.

Q. He was an ordinary man? A. Yes, sir.

Q. Were all of them ordinary men? A. One man was standing and one man was talking to me.

Q. Was the man standing talking to you? A. Yes, sir.

Q. He was the one that was talking to you? A. There was a man over there in a corner doing all the writing.

Q. That was the man in the corner, and the man you were talking to was standing? A. Yes, sir.

Q. He was in the room? A. Yes, sir.

Q. While they were doing all these things to you? A. Yes, sir; this man that was talking to me, and only these other two men.

Q. There was a man sitting in that room, wasn't there? A. Not in that room, in the other room where I was brought; and the other two men were out of it.

Q. Describe the men in the first room where you were? Tell us what kind of men they were? A. When I was brought from the watchhouse that morning, the men in the room where they carried me?

Q. Yes? A. One man was a big man, and one man had a bump on his face.

Q. That man was on the stand and testified? A. Yes, sir; the man with the bump on his face sat here.

Q. That was Deputy Marshall House? A. Yes, sir.

Q. The gentleman that testified, the one with the bump on his face, testified; and that is the one you mean? A. Yes, sir.

Q. He was one of those down in that room there? A. Yes, sir.

Q. Who was the other one? A. The other one was a big man, a little bit bigger than that gentleman there.

Q. Bigger than Mr. Hartman? A. Yes, sir; and he had a long gray mustache.

Q. You mean the one the man with the bump on his face called Marshall? A. I don't understand you.

Q. Were only those two there with you? A. No, sir; there was another little and younger man there.

Q. Describe him? A. He kind of favored this gentleman here; he made three there.

Q. Then there were three of them down there in that room? A. Not in this office, the first place that they carried me that morning.

Q. Where was that, tell us that again, what are you speaking of now? A. When they first brought me from the watch-house that morning, they carried me to a little room in the basement and gave me my breakfast; and then they took me in the room where the table was, as I have said before.

Q. Were you the only one eating breakfast there? A. I was the only one the boy brought breakfast to. After that they took me and carried me to the room where the three men were.

Q. Carried you out of there and carried you to an office? A. Yes, sir; and these three gentlemen were sitting in it.

Q. Describe that office? A. It was not such a big office, and first they took me through a room where there were benches or chairs arranged like for a court room.

Q. Was that the same room where you saw Edna and John? A. No, sir; that was in a little or smaller room, not in the big room.

Q. That was down where you ate breakfast? A. No, sir; I didn't say it was there.

Q. Did they take you upstairs to that office? A. No, sir; we came right out straight on the level from where we were. We went right around on the level, and there were not steps.

Q. You didn't go downstairs at all? A. No, sir; only went downstairs to get into the patrol wagon.

Q. You went down steps to the patrol wagon? A. Yes, sir.

Q. It was not in the basement of the building then, was it? A. It looked like that to me. I called it a basement.

Q. You had to go down steps to get to the street, did you not? A. Yes, sir.

Q. And getting in there, you had to go up steps, did you not? A. We came in one way and went out another.

Q. In going there, you went up steps, didn't you? A. Mr. Green, I would come in one side of the building, and they would carry me out another side.

Q. They carried you right out on the street, did they not? A. Yes, sir; and we came down steps.

Q. You had to go down steps to get on the street, did you not? A. Yes, sir; a few steps.

Q. And you had to go up steps to get in there, didn't you? A. Yes, sir.

Q. That is not a basement, is it, John? A. I called it a basement.

Q. What makes you call it a basement? A. That is what I call it.

Q. You don't mean it was a basement, you don't mean it was below the ground, do you? A. I didn't say it was below the ground. I know that it was all level when you got on the inside.

Q. You had to go up some steps from the street, did you not? A. Not so many.

Q. But you had to go up some steps from the street didn't you? A. Yes, sir; two or three.

Q. You went up some steps from the street, to get into the building, did you not? A. Yes, sir.

Q. And, after you got into the building, everything was on the level? A. Yes, sir; there were not steps after you got into the building.

Q. When you went into that room, the man with the bump on his face was standing, was he not? A. Yes, sir.

Q. And there was an elderly gentleman with a big gray mustache there, wasn't there? A. Yes, sir.

Q. And the other man you described as being bigger than Mr. Hartman? A. That was the man with the mustache, and then there was another man there.

Q. That other man, describe him to me? A. The one with the bump on his face?

Q. I want you to describe the other one? A. I could not tell you exactly what he looked like. If you will let me look at some one else I might tell you what he looked like.

Q. I want you to describe him to me. You saw him, didn't you? A. Yes, sir.

Q. Well, you look at him? A. Yes, sir.

Q. Now I want you to describe him to me? A. I would like to look at some one else, and tell you what he looked like. He looked like the other man, but he didn't have any mustache.

Q. He was smooth shaven, and didn't have any mustache? A. No, sir.

Q. What else did you notice about him? A. He had clothes on.

Q. What kind of clothes did he have on? A. Two of them were dressed alike.

Q. Which two? A. The man with the bump on his face, and the other man.

Q. Which one am I talking about? A. It is the other man you are talking about.

Q. Were the suits exactly alike? A. The suits were something alike, they were summer suits.

Q. Were they dark suits? A. They were black, dark blue or something like that.

Q. What color hair did they have? A. Black hair, I think; but I am not sure about that.

Q. Didn't one have light hair and one black hair? A. The big man had light hair.

Q. I am talking about the other two men, didn't one of them have black hair and the other one light hair? A. I didn't notice their hair very much.

Q. Which one was it that hit you on the head? A. The big one hit me on the head, the little one put the gun back of my head like that; and the man with the bump on his face did the questioning.

Q. The same men were upstairs with you and Edna and John Green, were they not? A. It was in that same room.

Q. At the same time? A. When he hit me?

Q. When they had Edna and John there? A. Yes, sir; these same three and Mr. Lee.

Q. Did Mr. Lee see it? A. He didn't see him hit me. After they brought Edna into that room, there were four of them there.

Q. No one hit you while Mr. Lee was there, did they? A. No, sir.

Q. You say he pointed the pistol at you when you were hit; how was the pistol pointed? A. With his hand like that (indicating).

Q. That was all they did to you, wasn't it? A. They pulled me out of the chair.

Q. Which one pulled you out of the chair? A. The big man pulled the chair out.

Q. The one with the gray mustache? A. Yes, sir; the one with the big gray mustache. The one with the bump on his face just did the talking.

Q. He didn't do anything to you, did he? A. He did the questioning, and the other two cracked me on the head and poked the gun against my head.

Q. You answered his questions, did you not? A. No, sir; I didn't answer the questions. He asked me what he wanted me to tell him.

Q. You answered his questions, didn't you? A. Yes, sir; what he asked me.

Q. As far as you know, you answered truthfully, didn't you? As far as you could, you told him the truth when you answered these questions, didn't you? A. Yes, sir; and he kept after me all the time.

Q. As far as you could, you told him the truth, didn't you? A. Yes, sir.

Q. As far as you could, you answered the questions he asked you and told him the truth, didn't you? A. Yes, sir.

Q. What time did you leave your house in Acton lane? A. When did I leave home?

Q. What time on that day did you leave your house in Acton lane? A. At quarter to twelve.

Q. That is what you told him? A. Yes, sir.

Q. Didn't you say that it was twenty minutes to twelve when you got to your sister's house? A. My clock is ten minutes fast, and that made it twenty-five minutes to twelve when I left home.

Q. That made it twenty-five minutes to twelve when you left your home? A. Yes, sir.

Q. When you say that you left home, twenty-five minutes to twelve was the correct time that you left, wasn't it? A. I was timing myself by my own clock.

Q. Twenty-five minutes to twelve was the correct time you left your house, was it not? A. I was timing myself by my own clock, and that said quarter to twelve when I left the house. I was taking my time by my own clock.

Q. Your clock was ten minutes fast, was it not? A. Yes, sir.

Q. It said the time was quarter to twelve, when the correct time was twenty-five minutes to twelve, didn't it? A. Yes, sir.

Q. You say that you spent five minutes at your sister's house? A. Yes, sir.

Q. And then you went direct from there to Martin's saloon? A. No, sir; I went across the lot and first came to Second street and then I went to Mr. Martin's.

Q. When did you get to Martin's, five minutes to twelve, wasn't it? A. I didn't go right in the bar when I got there.

(Mr. Grason): That is not the testimony.

(The Court): He said that he spoke to Young outside the barroom at seven minutes to twelve; and, when he got into the barroom, it was five minutes to twelve.

Q. But you did get into the barroom at five minutes to twelve, didn't you? A. Yes, sir.

Q. That is right, is it not? A. Yes, sir.

Q. Now, when you went into Martin's bar, it was what time, and what time did you stop outside? A. It was seven minutes

to twelve when I stopped outside. I didn't look at the clock until I got into the bar.

Q. You were only guessing at the time outside, were you not? A. Yes, sir.

Q. Was that the time you saw John Green? A. No, sir; that was not until after I had been in the bar, gone out and helped to get the mule up and come back. I lit a cigarette, and saw a man whom I thought was John Green, but John says it was not.

Q. You asked the man, whom you saw at that time, to take a drink, didn't you? A. No, sir; not in the bar.

Q. Didn't you ask him to come in and get a drink? A. No, sir.

Q. What time did you get up that morning? A. When I first woke up, it was twenty minutes past seven; but I didn't get up then.

Q. When you first woke up, it was twenty minutes past seven? A. Yes, sir.

Q. What time did you go down and eat breakfast? A. I didn't eat any breakfast that morning, any more than a sandwich. I got up at ten minutes past eleven.

Q. Was Edna upstairs then? A. She had been downstairs, but she was upstairs when I got up.

Q. Coming back after you had left Martin's and had helped to get the mule up, you came back home at what time? A. About half-past one or one o'clock, between that time.

Q. (By Mr. Brady): When you say Edna, whom do you mean? A. Edna Wallace.

Q. You are living with her, are you not? A. No, sir; she is living with me.

Q. What was the condition of Edna at that time? A. She was in a family way.

Q. She was talking about going to a hospital to have her baby, was she not? A. Yes, sir; because she told me that I did not treat her right, and at the hospital she could get better attention.

Q. She told you she was going to the hospital, didn't she? A. Before that day she told me she was going to the hospital.

Q. You asked her what for on that day, and she didn't tell you? A. No, sir.

Q. She had already told you that before that day, hadn't she? A. She told me one time that she was going to the hospital, and again she told me what she was going for. Some times people change their minds about why they are going places, and you have to ask them to find out.

Q. You hadn't spoken to her for three weeks, had you? A. No, sir; we hadn't spoken for three weeks, the first time was that morning.

Q. John, when I saw you in the Court House, didn't I ask you if you would tell me where you were, didn't I tell you that you didn't have to tell me if you didn't want to; but, if you wanted to, I would like you to tell me? A. No, sir.

Q. Wasn't that before I asked you any questions? A. You told me to tell you where I was on Wednesday, and I told you at home.

Q. You knew you didn't have to tell me that, didn't you? A. Yes, sir.

Q. You knew what you were saying, didn't you? A. Yes, sir.

Q. You knew that I was State's Attorney, didn't you? A. Yes, sir.

Q. There wasn't any concealment about anything of that kind, was there? A. No, sir.

Q. Without saying anything to you, according to your statement, I asked you where you were on Wednesday? A. Yes, sir; where I was, where I had been and whether I had been through Second street, and I told you.

Q. I asked you whether you were working that day, did I not? A. Yes, sir; you did.

Q. And what did you tell me? A. I told you that I was home.

Q. What time did you tell me you got up that morning? A. Ten minutes past eleven.

Q. Didn't you tell me that you got up at twenty minutes past seven that morning? A. I told you I woke up at that time, but I didn't get up then.

Q. Didn't you tell me that you got up at twenty minutes past seven that morning? A. No, sir.

Q. You didn't tell me that? A. No, sir.

Q. What time did you tell me that you left the house? A. I told you that I left home at quarter to twelve.

Q. Didn't you tell me that you left home at quarter to eleven? A. No, sir; I was asleep at quarter to eleven.

Q. Didn't you tell me that you left home at quarter to eleven? A. No, sir; I did not.

Q. You did tell me that you saw Mrs. Florence Baker on the corner and talked to her, didn't you? A. Yes, sir.

Q. You talked to her, did you not? A. Yes, sir.

Q. You did tell me that you didn't see any one on the preacher's front porch, didn't you? A. Yes, sir.

Q. You told me that no one was on the preacher's front porch, didn't you? A. I said that I did not see anyone.

Q. You said that you didn't see anyone on the preacher's front porch? A. Yes, sir.

Q. You say now that you did not leave the house until quarter to twelve, and that you went down Second street before twelve o'clock? A. I left home at quarter to twelve.

Q. That is by your clock. What was the right time? A. Twenty-five minutes to twelve.

Q. And you went down Second street before twelve o'clock? A. Yes, sir.

Q. You know that Fletcher said he was on Williams' front porch talking to him until after twelve o'clock, don't you? A. I know the time I left home, I saw that time.

Q. You didn't see any one on the preacher's front porch, did you? A. No, sir.

Q. Did you see any one talking from the street to any one on the front porch? A. I didn't see any one talking from the street to the front porch.

Q. You didn't see any one in front of Williams', did you? A. I didn't see any one as I came down the street. If I didn't choose to look, I couldn't see them, could I?

Q. You were in Martin's twice that morning before that, weren't you? A. No, sir.

Q. What time did you get there? A. When I got there, it was five minutes to twelve.

Q. Wasn't it before twelve? A. No, sir.

Q. Hadn't you been there before that morning? A. No, sir.

Q. Did you go there again that afternoon? A. No, sir.

Q. You know Mr. Railley, Mr. Martin's bartender, don't you? A. Yes, sir.

Q. He says that you were there twice that morning, and got some beer wrapped up to take home? A. I didn't carry any beer home that morning. I only went out to help get the mule up, and then I came back.

Q. Weren't you there before twelve o'clock? A. No, sir.

Q. He was in there when you came there at twelve o'clock, wasn't he? A. Yes, sir.

Q. He was there then? A. Yes, sir.

Q. He said that he was not there at twelve o'clock? A. He was there when I came there, and I was there at twelve o'clock.

Q. You did not go there that day before twelve o'clock, get two bottles of beer wrapped up to take home, and bring the empty bottles back before twelve o'clock? A. No, sir; I didn't get any bottles of beer wrapped up there that morning. All the beer that I carried away was inside me, what I drank.

Q. Did you take any bottles of beer home that morning? A. I sent some home Tuesday night.

Q. Is that all the beer you sent home? A. No, sir; on Mondays and Wednesdays, Mr. Martin sends around for his empty bottles, and also another day. I know that he sends for empties three times a week.

Q. Had he been there that Wednesday morning for empty bottles? A. I don't know, sir.

Q. Had he been there, so far as you know, up to the time you left? A. I don't know what time of the morning he goes there. I don't know whether he had been there that morning or not.

Q. John, you say that you never saw Mr. and Mrs. Brandon at all? A. No, sir.

Q. And you have never been at the house at all, the Brandon house? A. I have never been there at all.

Q. You have never been at the Brandon house? A. No, sir.

Q. You never carried wash there for Edna? A. No, sir.

Q. And you have never been there to get wash? A. No, sir.

Q. You never knew that Edna was washing for them, and you never carried washing there or brought it from there? A. I didn't know that Edna was washing for them.

Q. Didn't you tell me that Edna had been washing for them, but had stopped washing for them? A. No, sir.

Q. You didn't tell me that? A. No, sir; I told you that Edna washed for Mrs. Carter, Mrs. Freeman, and for a lady living on Market street; and that I got clothes for Edna down at Mrs. Alberts'.

Q. Didn't you tell me that you knew she washed for some one on Second street? A. No, sir.

Q. Where did you go Tuesday night? A. I went to the bar-room.

Q. What time did you go home Tuesday night? A. Near twelve o'clock.

Q. You went home near twelve o'clock? A. Yes, sir.

Q. Did you go home before twelve o'clock? A. It was near about twelve o'clock when I came up Washington street.

Q. Where had you been? A. In a crap game.

Q. What time did you get into the crap game? A. I went into the crap game near about half-past eleven.

Q. What time did you leave the crap game? A. I wasn't in it very long, it broke up. The game broke up, there wasn't much money in it. The game lasted as long as the money lasted, and then it broke up.

Q. Where did you go then? A. I came down to the corner and stayed there a little while.

Q. Where else did you go? A. I went home then.

Q. Weren't you in Martin's barroom at five minutes to twelve on Tuesday night? A. No, sir.

Q. Didn't you buy two bottles of beer and send them home by Tobe Spencer at five minutes to twelve? A. No, sir; that was before twelve o'clock, and Tobe came down to the corner.

Q. What time did you give the beer to Tobe? A. About half-past eleven.

Q. Didn't Mr. Railley sell you two bottles of beer at five minutes to twelve, and you got Tobe Spencer to take them home for you? A. I was not in there then.

Q. What did you tell Tobe to tell Edna? A. I told Tobe, if Edna asked where I was, to tell her I had gone out on the truck. Me and her would get to fighting if she knew about the crap game.

Q. How much money did you spend in Martin's barroom? A. When I went there I had \$2.40, no \$2.90.

Q. Which was it \$2.40 or \$2.90? A. \$2.90.

Q. What kind of money was it? A. Two one dollar bills; and a fifty cent piece or three quarters, and some other change. I just don't remember how the change was.

Q. Where did you spend the other part? A. The ten cents?

Q. Yes? A. Down at Mr. Pattison's bar when I first got off.

Q. John, didn't you have the crap game before you went to Martin's saloon, and weren't you there at five minutes to twelve? A. No, sir; it was after I was there that I was in the crap game.

Q. Didn't you tell me that you went home at 10:45 or quarter to eleven that night, and never came out of the house any more? A. I went home when I first came from work.

Q. Didn't you tell me that you went home at 10:45 or quarter to eleven that night, and never came out of the house any more? A. No, sir.

Q. You didn't? A. No, sir; because at eleven o'clock I was on the street.

Q. I know where you were now? A. No, sir; I was on the street at eleven o'clock.

Q. So it was before the crap game that you were at Martin's saloon? A. Yes, sir; before I went into the crap game.

Q. And you were not in there after the crap game? A. No, sir; I didn't go to the barroom any more after the game. I was on Washington street after the game, and at the corner of Clay and Pleasant streets, but I didn't go back to the barroom.

Q. How much money did you spend in Martin's bar? A. Forty cents.

Q. How much money did you give Edna the next morning? A. One dollar and ninety cents.

Q. Why did you tell Tobe to tell Edna that you had gone out on a truck? A. If he told her that I was down in Washington street in a crap game, she would come down there and fight with me.

Q. Did you tell him where you were going? A. Yes, sir; and I told him to tell Edna that I had gone out on the truck.

Q. Edna says that it was not until some time after twelve that you got home? A. It was after twelve when I got home. When I got home, it was a little after twelve. I had to come from Washington street to Acton lane to my house.

Q. Now you guess it was a little after twelve when you got home? A. Yes, sir; as I didn't notice the time.

Q. Edna says that it was long after twelve o'clock when you got home? A. No, sir; it wasn't long after twelve when I got home.

Q. Isn't it a fact that you stayed out all night, John? A. No, sir; I am not laughing, Mr. Green, I can't laugh.

Q. You didn't leave Martin's bar at five minutes to twelve? A. No, sir; I was not at Martin's bar at five minutes to twelve.

Q. Who did you drink with there? A. Tobe Spencer.

Q. Weren't they getting ready to close when you left? A. No, sir.

Q. Wasn't it near about closing time when you left? A. No, sir; and Tobe knows they were not getting ready to close when we left.

Q. What time did you tell me you had the crap game? A. I don't know that I told you any particular thing about the crap game.

Q. Didn't you tell me any time about the crap game? A. No, sir.

Q. Didn't you tell me that the crap game was at half-past ten? A. No, sir.

Q. Whereabouts was the crap game? A. At Clay and Pleasant streets.

Q. Who was there? A. Loving John, John Franklin, Walter Young and myself.

Q. Whereabouts was that game? A. In front of the store on the corner.

Q. What time was that game? A. About half-past eleven.

Q. Didn't you tell me that it was half-past ten? A. No, sir; and it wasn't at half-past ten.

Q. You didn't tell me that it was at half-past ten? A. No, sir.

Q. John, do you recall the night you were arrested? A. Yes, sir.

Q. What night was it? A. It was a Monday night.

Q. Do you remember being in an office in the Court House that night, when you made a statement to me? A. I don't know what you mean by a statement.

Q. I mean what you told me about that Wednesday? A. I told you the same as I told anyone else.

Q. You remember telling me about it, do you not? A. Yes, sir.

Q. You recall who was present there, don't you? You saw Mr. Pohler there, didn't you? A. Yes, sir; he was one of those sitting at the table.

Q. You saw Mr. Kratz there, didn't you? A. He was in and out there.

Q. He was in and out there, was he? A. Yes, sir.

Q. Did he come back there, after going out? A. He was there when you first carried me in there.

Q. Was he there when you were talking to me? A. I had my back turned to him when he went out, and I don't know whether he came back or not.

Q. Mr. Doherty was there, wasn't he? A. Yes, sir. He was talking to you, and you were talking to me. He talked to me, and you told him to wait a minute.

Q. Now, I want to ask you this. Didn't you tell me on that night that you got up at twenty minutes past seven in the morning, fooled around the house and left the house about quarter to eleven. Didn't you tell me that? A. No, sir; I told you that I woke up at twenty minutes past seven that morning, but that I didn't get up then.

Q. And, when you went over the lot to Second street, you went down Second street towards West street, didn't you tell me that? A. I told you that I went through Second street, I had to cross the lot to get through Second street.

Q. (Mr. Grason): What time did you tell him that was?

(The Court): This is cross-examination now. If you want him to tell what time he told Mr. Green, you can ask him that on re-direct examination. Don't interfere with the cross-examination.

Q. Didn't you tell me that you got to Martin's saloon at five minutes to twelve? A. I told you that I got into the bar at five minutes of twelve.

Q. Didn't you tell me that you got to Martin's saloon at five minutes to twelve? A. I said that I got to the bar at five minutes to twelve. I didn't say that I got there at five minutes to twelve.

Q. Didn't you tell me that you got to Martin's saloon at five minutes to twelve, that is what I want to know about? A. I told you that I got into the bar then.

Q. Didn't you tell me this in the presence of these gentlemen? A. I told you that I got to the bar at five minutes to twelve.

Q. You told me that you got into Martin's bar at five minutes to twelve? A. No, sir; I didn't tell you that I got there at five minutes to twelve. I said that I got into the bar at five minutes to twelve.

Q. Didn't you tell me that you saw no one on Florence street except Mrs. Florence Baker? A. No, sir; I didn't tell you that. I told you that I saw Preacher Williams on his back porch, and I saw two ladies across the street on porches, one on one porch and the other on another porch.

Q. I am asking you if you didn't tell me that Mrs. Florence Baker was the only person you saw on Second street? A. No, sir; I didn't tell you that I saw any one.

Q. Didn't you tell me that you knew Edna was washing for the Brandons? A. No, sir.

Q. John, I am asking you if you didn't tell me all of these things on the night of your arrest in the office in the Court House at Annapolis in the presence of these men, and I am not saying anything to you that you do not understand. What I am asking you is if you didn't make these statements on that occasion? A. I don't understand you.

Q. You understand what I am asking you. I asked you these things on the night when you were arrested in the Court House. You say that you didn't make them, and I am asking you if you didn't make them at that particular time? A. No, sir.

Q. You understand what I am asking you, do you not? A. I don't understand what you mean, sir.

Q. At what time are you answering me and telling me whether or not you said these things? I am asking you whether you told me these things or not? A. The first night that I saw

you in the office, I didn't tell you anything about Edna washing for any one?

(Mr. Green): I presume that he understands what I am talking about?

(The Court): I don't think there is any question about that.

Q. Did I ever talk with you at any other time except on that night? A. No, sir.

Q. Did I ever talk with you on any other occasion except that night? A. No, sir; you never talked with me any more. Most of the talking to I got, I got in Baltimore. You did not have much to say to me.

Q. How many were there when you were carried into the other room, how many of you were there all together when you were brought into the room and the girls identified you as the one they saw coming from the house? How many boys were there? A. I don't know. I saw Chambers, Herman Diggs, another fellow and myself. Also the sheriff and the detectives.

Q. There was another colored man there besides yourself, Chambers and Diggs? A. Yes, sir; there was another colored man there.

Q. You don't know the other colored man's name, do you? A. No, sir.

Q. Do you know who that other colored fellow was? A. No, sir.

Q. You don't know who he was? A. I might have known him, but I didn't take pains to look at him.

Q. You didn't look at him? A. I saw him standing there, but I didn't size him up.

Q. Don't you know Tom Lomack? A. I don't think so.

Q. Don't you know Tom Lomack or Tom Greene? A. I don't think I do.

Q. You don't know Tom Lomack? A. No, sir.

Q. I mean the man who does house cleaning? A. Do you mean Fitty Tom?

Q. Not Tom Johnson. You know him, don't you? A. No, sir.

Q. I mean Tom Lomack, the old man who house cleans? A. I don't think that I do.

Q. You don't know Uncle Tom? A. No, sir; I don't think I do.

Q. What did the girls say? A. I was in the room there, and was standing at the door. One of them said that is the one, that I was the one. The other one, Edith Creditt, said: "That is the one next to the door, he used to work on Mr. Sands' ice wagon." After she said that, they took me away.

Q. How many times did they carry you in that room? A. In the same room?

Q. Yes? A. The first time they brought me in, I stood at the door; and then they carried me out of the room, and then carried me back to the door.

Q. So that you were in that room twice? A. I went into the room once, and then to the door like this (indicating).

Q. You mean to say that you didn't go across a hall to go to that room? A. No, sir.

Q. You didn't go across a hall? A. No, sir; I just moved across the room. There was a hall when we came out of the two rooms. I just went into another room.

Q. Didn't you cross a hall to go into another room? A. I didn't see any hall.

Q. You went right out of one door into the other room? A. Yes, sir; I went right out of the door into the other room.

Q. How many times did you go out of that door into the other room? A. I went into the room while the women were

there, and stood in the door. Then you took me back, and again you carried me back almost to the door.

Q. You were walked across the room, and then brought back to where the women were, were you not? A. No, sir; the women were sitting like that when I came into the room, and one of them says that I looked like the man and her sister said that I was the one who used to work on Sands' ice wagon.

Q. Did she use words "used to work on Sands' ice wagon"? A. She said: "Works on the ice wagon with Mr. Sands."

Q. Did she use the words "used to work on Sands' ice wagon"? A. She said: "Works on the ice wagon with Mr. Sands."

Q. That was a long time ago, was it not? A. She said it that night.

Q. It has been a long time ago since you worked on an ice wagon carrying ice, hasn't it? A. Yes, sir; with Mr. Sands.

Q. It has been a long time since you worked on an ice wagon with Mr. Sands, has it not? A. Yes, sir.

Q. How long has it been? A. That I could not say.

Q. You knew Edith Creditt, didn't you? A. I knew both of them.

Q. Did you ever deliver ice to Edith Creditt when you were with Mr. Sands? A. Yes, sir; when I was with Mr. Flood and with Mr. Sands too.

Q. How well did you know them? A. I only knew them from carrying ice to them, and I knew the other one when they went to the Catholic school.

Q. That is, you knew the other one as a little girl? A. Yes, sir; Lillian Queen, when she went to the Catholic school.

Q. You didn't go there, did you? A. No, sir; I went to the Stanton school.

Q. And you only went to the Stanton school six months, didn't you? A. Yes, sir.

Q. You never visited them at their home, did you? A. No, sir; I have never been at their house.

Q. And you have never been out with them anywhere, have you? A. No, sir.

#### RE-DIRECT EXAMINATION.

Q. (By Mr. Brady): You told Mr. Green that you went out Second street after having left your home on Acton lane. What time was it that you went out there?

(Mr. Green): I object, he has already answered that question.

(The Court): He may answer that question. On direct examination, he gave the time as shown by his watch; and, on cross-examination, he gave the correct time. On that theory, he may answer the question.

(Mr. Brady): There is some misunderstanding about the time he went out there.

A. I left home at quarter to twelve by my clock, and my clock was ten minutes fast.

Q. Was that the only time that you were on Second street that day? A. Yes, sir.

(Examination concluded.)

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#### TRAVERSER'S THIRTY-FOURTH BILL OF EXCEPTIONS.

After the occurrence of the matter set out in the first second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, thirty-first, thir-