

Q You know whether any of the sisters or brothers of Janie Rice are living?

A None of them living now. Tyler Rice was the last and really the only one I remember of, because it hasn't been so long. He is the only one I remember.

Q What do you mean by so long?

A He died before Lulu died, a couple years.

CROSS EXAMINATION BY MR. COBLENTZ:

Q How did Miss Janie Rice sign her name in the letters she wrote you?

A Janie in the letter and on the envelope Sarah J.

Q Did you ever see a letter signed Sarah J. before that one?

A Oh yes, I have always had my letters come Sarah J. on the envelope, and we always called her Aunt Janie.

Q Mrs. Rice, you were a party to this proceeding for the sale of the real estate?

A Yes, sir.

Q And you were summoned by the Sheriff originally when the bill was filed, weren't you?

A For the sale of her property?

Q For the sale of this real estate, the farm?

A Yes, sir.

Q You were summoned?

A Yes.

Q Did you ever talk to anybody and tell anybody about Aunt Janie being alive when that was done?

A Not just right at that particular time, but she's been spoken of quite often. I have talked to a good many people about Aunt Janie, but not at that time, but I had mentioned it once before there was an Aunt Janie before this was ever taken up.

Q You knew she was a nearer relative than your husband or children?

A Yes, sir, I did.

Q (Mr. Storm) What brothers did John P. Heffner have, you know?

A I don't know so much about Mr. Heffner, because he was dead when I married in the family.

(It is admitted that there was on the Heffner side one brother. That brother is dead, Lewis Heffner, and his widow is also dead, and that there are eleven children living, and the eleven children are the persons to whom this money is now distributed in the present audit. They are first cousins of Lulu Heffner: Elmer, Luther, Della E. Main, Amanda A. Koogle, Maude M. Myers, Nettie J. Little, Frank L. Heffner, William S. Heffner, Mary Ellen Haugh, Clayton E. Heffner and Irma V. DeGrange. John Heffner, a child of Lewis Heffner, is dead).

(Second account of John P. Heffner, Administrator of Perry G. Rice, the father of Sarah J. Rice, dated February 2, 1878, and recorded in Liber J. R. No. 3, folio 89, introduced in evidence.)

ELMER HEFFNER, a witness of lawful age, produced on the part of the respondents, being first duly sworn, deposes and says:

By Mr. Harp:

Q Give your name, age and residence.

A Elmer Heffner; sixty-four years old; I live near Jefferson.

Q Did you know Lulu Heffner in her lifetime?

A Yes, sir.

Q Did you ever visit her home?

A Lots and lots of times, played with her.

Q Did you see her before she died?

A Yes, sir.

Q When?