

general reputation, most of them having belonged to different political parties and voted for him at the last general election."

Mr. Jones, in reply to another question, says. "I was originally a Whig and continued so as long as that party existed. I am now a Union man, I consider myself a member of the American party, and am now and have been for several years one of the best men of the Union party, Abraham Lincoln not excepted. Mr. Waters has always been a member of the Democratic party, I have had frequent conversations with Mr. Waters, and heard him frequently converse with others but never heard him make what I considered a disloyal remark."

Such is the general tenor of the testimony of these witnesses, many of them known, as the leading men of Somerset county. In regard to the general reputation of Mr. Waters, among them are quite a number of physicians.

The testimony for the Contestant went to prove that Mr. Waters had an agency in the raising of a rebel flag on a hickory pole near his office, from which, had prior to that time, been displayed an United States flag and a Breckenridge flag, and Mr. Thomas J. Williams in his testimony considered Mr. Waters disloyal from having seen him assist in raising the rebel flag on that pole. Many of the witnesses for the Defendant were examined in regard to that testimony and contradict in the most positive and unequivocal terms. Mr. Williams, among other facts, states that a Mr. Woods assisted Mr. Waters in raising that flag; Thomas W. Holbrook testifies that he is well acquainted with Woods, that they married sisters in Princess Anne, that Woods removed from Somerset county to Wisconsin in March, 1859, and resided there ever since and has not been in Somerset county since, even on a visit.

S. W. JONES, a witness already named, testified that he "was present on the occasion of said flag raising and Mr. Waters was not present according to my recollection."

W. W. JOHNSON, "don't know that I could give any stronger evidence of his general reputation as a loyal citizen of the United States than by stating that I voted for him," and in regard to the flag raising, "I believed then and I believe now, that the charge was totally false, I had heard the names of other persons connected with raising such a flag, but never heard Mr. Waters' name connected therewith."

DR. WM. STEWART, in relation to the flag raising testified, "This charge I did then and do now believe to be totally false. I had heard the matter of raising that flag often dis-