

K. was a singular man, and that he generally drugged himself, and was opposed to doctors; she told me a bottle of laudanum had fallen from his bed; I don't remember whether she said she or a servant had found it; she said that being a man who drugged himself, Gen. Ketchum might have taken the tartar emetic by mistake; I told her that to my mind it was impossible from the fact that tartar emetic had not only been found in Gen. Ketchum's stomach, but also in a tumbler of milk punch, and that that was satisfactory to my mind that the General could not have taken it by mistake and that he had not had access to the place where the second dose of tartar emetic had been found—that is in the tumbler; I don't remember that she made any reply; what I have stated is all I remember of the conversations I had with Mrs. Wharton.

The witness was now turned over to the defence, and, after a few moments' consultation with Mrs. Wharton, Mr. Steele proceeded to cross-examine him as follows:

I endeavored to be as kind to Mrs. Wharton as my official duties would allow; she told me that no gentleman was on the premises; I do not remember whether or not she asked me if the servants could be allowed to return that night; I remember that she was solicitous for her servants; we finished with both of the servants that night, but with Susan first; we sent an officer with the servants, that they might not be molested on the way; before arresting her I had never intimated that she was the suspected party; in the first conversation I did not suspect her at all; I cannot relate the whole of her conversations, but some I remember verbatim; I first saw her on the 7th of July; no one was present at the interviews between Mrs. Wharton and myself; I don't remember that upon one occasion, when her daughter was about to enter the room, that Mrs. Wharton shut the door; I remember that I desired my conversations to be with her alone, and that they were; I had at least five interviews with Mrs. Wharton, and I told her at the first that tartar emetic had been found in Gen. K.'s remains; it was after that conversation that she said he might have taken it by mistake; when I put the guard around her house I did not then tell her that she was suspected, but that no one connected with the house would be permitted to leave; I relate what I told her, but that was not what I really meant; the last conversation I had with Mrs. Wharton was on Monday, July 10, about half-past 3 P. M.

James C. Rogers was now called and testified—I have been in the drug business twenty-five years, and I am now of the firm of Coleman & Rogers; I am the proprietor, Mr. Coleman being dead; the witness was now shown the bottle of laudanum found in General K.'s bed. Continuing—I smell opium; by ordinary use I should suppose it would require six months or a year to assume its present look; I always label medicines sent out; this is not the style of bottle I use; we use the French square, and this is known as the flint bottle; it is our rule to stamp "Coleman & Rogers" on the cork; if this vial had been purchased of

me on June 24, it would not now have the incrustations I observe unless heat had been applied to it.

Cross-examined by Mr. Hagner—I know of no case in which the label of laudanum has been left off in my store; it requires fully six months to make the sediment now in this vial; we do not keep laudanum bottled up, and would fill a bottle brought us by a person who wanted it; we would take one of our own corks and, most probably, stamp it with our firm name; I have never seen Mrs. Wharton in our establishment to know her personally; I did not know her by sight.

Mrs. Wharton now raised her veil, at the request of Mr. Revell, and there was a stir in the court room, many evidently desiring to get a glimpse of her face. Mr. Rogers said he did not recognize her, and she lowered her veil.

Colonel H. D. Loney was next called, and testified—I have lived all my life in Baltimore; I am a member of the bar; I know Mrs. Wharton; I never had any conversation with her until the week before General K.'s death; I was sent for to go to her house to see a sick person, and I was informed that General K., too, was sick there, but I did not see him; the only conversation I can recall about General K. was on Tuesday, the day before he died; I was in Mrs. Wharton's dining room on Tuesday, between 5 and 6 P. M.; Mrs. Wharton came in and stated that she was going to Stabler's to get brown stout; I offered to go for her, but she said she wanted the walk; she returned in a few moments with a bottle wrapped up, and said she was going to make a sangaree for General K.; she went to the sideboard and mixed it; I did not see how much water she used; I recommended her to put nutmeg in it; she stated it was difficult to get him to take anything when he was sick, and that he was peculiar about taking things, but that she would put the nutmeg in and try it; she took the sangaree up stairs and returned in a few moments, and said that Gen. Ketchum had taken it; I think that was all that occurred at that time; I don't remember anything further that she said at that time; subsequently she went out riding with me to Druid Hill Park; Mrs. Wharton said it was difficult to get General K. to take anything when he was sick, and that she did not know that he would take the sangaree without the nutmeg; I cannot state at what time we returned from our ride; I suppose it was about 8 o'clock.

Cross-examined by Mr. Steele—I had difficulty in fixing in my mind the day upon which this occurred; I thought it was Monday until about three weeks ago; I remember giving you (Mr. Steele) and Mr. Thomas a statement, but might have omitted to state all I have stated here.

Colonel Loney now explained how his memory had been refreshed in reference to the date, by going to Stabler's and finding out from their books the day upon which Mrs. Wharton had purchased the brown stout.

Continuing—I was summoned before the Grand Jury, but was not required to testify; I could not say who pulled the cork out of the bottle of brown stout; I don't remember who