Seventy-seventh Cross-Interrogatory.- Be good enough to look at the entry on the credit side of the A. M. Sherman loan account, Defendants' Exhibit, E. H. S. No. A. of April 30th, 1857, and say by whom that entry was made?

Answer. It was made by Mr. Phipps, under my directions by order of the President.

Seventy-eighth Cross-Interrogatory.- Upon what information did you prepare that entry?

Answer. Upon the President representations to me of the sale of 354 of the Company's bonds up to that time.

Seventy-ninth Cross-Interrogatory.- Did you or did you not render a statement of that item, or an account including to that item, to the defendant Sherman?

Answer. I think it must have been included in the account rendered to him.

Eightieth Cross-Interrogatory.- Had you ever any reason to suppose that entry to be incorrect?

Answer. No sir.

Eighty-first Cross-Interrogatory.- Look at the first entry under date of December 31st 1857. being a credit of $19,200, and say by whom it was made?

Answer. It was made by Mr. Phipps, by direction of the President.

Eighty-second Cross Interrogatory. By whom, if any body, was the said entry written out before it was put on the book by Mr. Phipps?

Answer.- Undoubtedly by me.

Eighty-third Cross-Interrogatory.- Upon what information did you prepare that entry?

Answer. Upon information received from the President.

Eighty-fourth Cross Interrogatory.- Was or was not that item rendered either severally or together with other items, to the defendant Sherman?

Answer. I can not recollect ever rendering any of these accounts to Mr. Sherman personally. The President, Mr. Mehaffey, called upon me for statements showing A. M. Sherman's loan account; and the accounts were repeatedly made out and given to him, Mehaffey, which accounts undoubtedly showed the balance due to the Company as appearing by the books.

Eighty-fifth Cross Interrogatory. Were or were not the President and Mr. Sherman conferring with each other when this account was called for by Mr Mehaffey, or handed by you to him?

Answer.- Yes sir, they were.

Eighty-sixth Cross-Interrogatory.- In respect to the credit of $19,200 did or did you not ever, at any time previous to the final settlement of the account, receive information from Mr. Mehaffey or Mr. Sherman touching its correctness?

Answer. Not to my knowledge.

Eighty-seventh Cross-Interrogatory.- Did the Executive Committee at any time during the years 1855, 1856 and 1857, keep a written record of their doings, so far as you know?

Answer. No sir, none other than recorded in the book of minutes.

Eighty-ninth cross-Interrogatory.- Can you explain the nature and objects of the A. M. Sherman Loan account? what transactions does it specially referred to?

Answer.- The debit of that account shows moneys paid by the Company to him or his order: on account of the contract for the purchase and extension of the bonds of the Company.

Ninetieth Cross-Interrogatory.- Were any written accounts ever rendered to you of the dates of the purchases of said bonds, the prices and amounts, other than what appears in the entries in the A. M. Sherman Loan account?

Answer. No sir.

The commission was then adjourned to the fifteenth day of February, in the last mentioned year, at nine in the forenoon, and the same place, at which last mentioned time and place the commission met, pursuant to notice, for the examination of witnesses on behalf of the complainant, and I proceeded, in the presence of the solicitors of the respective parties, to take the following depositions, that is to say:

The said Edward H. Loomis, being further cross examined on behalf of the complainant, on the following cross interrogatories to him propounded in that behalf, makes oath, deposeth, and saith as follows, that is to say:

Ninety-first Cross-Interrogatory.- Were any accounts ever rendered by Mr. Sherman of the re-sales of the bonds, after the endorsements of extension had been made upon them, containing the particulars of the dates, and prices at which such re-sales were made?

Answer.- Not to me or to any one that I know of.

Ninety-second Cross-Interrogatory. Whose duty would it have been to receive and cause to be entered upon the books or filed among the papers of the Company such accounts if they had been rendered?

Answer. It might have been received by the President; and if handed to me, it would have been entered on the books.

Ninety-third Cross-Interrogatory.- Who usually took charge of such papers, and supervised the proper entries?

Answer. I did.

Ninety-fourth Cross-Interrogatory.- Would you have been likely to know if such accounts had been rendered to the Company and placed among its papers?

Answer. I think I should.

Ninety-fifth Cross-Interrogatory.- Be good enough to look at the first entry, being a credit entry of $3600, under date of March 20th 1855, in Exhibit E. H. S. No. A, and say if any voucher for the said credit was ever rendered, so far as you know?

Answer. I do not remember.

Ninety-sixth Cross Interrogatory.- Look at the next following entry, being a credit entry of $3750, and state whether any particulars of the transaction therein described, were ever rendered to you?

Answer. At the time it was fully explained to me by the President, the particulars of which I don't remember, further than the entry shows.

Ninety-seventh Cross-Interrogatory.- Was any account of the sale of the Bank stock therein mentioned, stating what Bank stock it was, the date when it was sold, and the price at which it was sold, rendered in writing, and placed among the papers of the Company?

Answer. The President showed me bills of the sale of 189 shares of Bank stock, realizing $15,120 at the time, which bills I gave back to him. They were never filed with the papers or vouchers of the Company.

Ninety-eighth Cross Interrogatory.- Was there among the papers or vouchers of the Company any more particular statement of this transaction, or any other statement of this transaction, than that which is contained in this Entry?

Answer: I do not now remember of any.

Ninety-ninth Cross-Interrogatory. Look at the next entry under the same date, being a credit of $4504 and state whether, as far as you know, any more detailed statement of the matters contained in that entry, any bill of services