to the 20th of August 1858?
Answer. I have no recollection of the amount.
171st Cross-Int. Do you think it was $300,000?
Answer. I don't think anything about it.
172nd Cross-Int. Have you no idea whether it amounted to $50,000 or to $300,000?
Answer. I should think it would be nearer the latter.
173d Cross-Int. About what should you think the disbursements were?
Answer. I dont know how much they were.
174th Cross-Int. Did you ever have rendered to you any statement of the receipts and disbursements of the concern?
Answer. I do not remember.
175th Cross-Int. About how many tons were mined and sold from the property in question during the period from April 22nd 1856 to August 20th 1858?
Answer. I cannot now state. I heard at the time, but have now no definite recollection about it?
176th Cross-Int. State as nearly as you can? Was it 10,000 or 100,000 tons?
Answer. I dont remember the number of tons. I should think nearer the latter.
177th Cross-Int. What amount of cash means of your own had you at the time you entered with Mr. Sherman into this purchase?
Answer. I can not state how much; I had some of my own and some of my brother's.
178th Cross-Int. Had you $500 of your own?
Answer. Yes sir.
179th Cross-Int. Had you $1000 of your own?
Answer. I dont know, I should think so.
180th Cross-Int. In what was it? Where was it deposited, or in what was it invested?
Answer. It is impossible for me to tell.
181st Cross-Int. Had you any money whatever except what stood to your credit on the books of your employers?
Answer. Yes sir, I think I had.
182nd Cross-Int. How much?
Answer. I dont know.
183d Cross-Int. Had you any cash means at that time, except for change and current expenses, other than what stood to your credit on the books of your employers?
Answer. I think I had.
184th Cross-Int. What do you think you had, and where do you think it was?
Answer. I do not remember what I had, nor what it was in.
185th Cross-Int. Do you know of any specific place other than those mentioned in the preceding questions, where you had one dollar of cash means?
Answer. I dont remember.
186th Cross-Int. You have spoken of moneys of your brother's in your hands; when did you receive those moneys, before or after the 22nd of April, 1856?
Answer. I think I received some before and some after that. I dont remember the times that I received them.
187th Cross-Int. About how much of those moneys did you have at that date?
Answer. I cannot state.
188th Cross-Int. State as nearly as you are able.
Answer. I dont recollect how much.

189th Cross-Int. When did you keep your brothers money when you had it?
Answer. I received it at different times and kept it at different places.
190th Cross-Int. Specify some one place where you kept it?
Answer. I dont remember. I can not state where it was kept.
191st Cross-Int. Did you get interest for it while it was in your hands, or for any part of that time?
Answer. I did for some of it.
192nd Cross-Int. From whom?
Answer. From G. M. Peck, I think for one.
193d Cross-Int. How much did you lend G. M. Peck, and when?
Answer. I dont remember how much. I think about a few thousand dollars at different times.
194th Cross-Int. Did you ever lend it to anybody else?
Answer. Yes sir, I think so, at different times. I can not say to whom.
195th Cross-Int. Did you keep it, when not loaned out, in bank bills or deposit in some bank?
Answer. I think it was generally deposited.
196th Cross-Int. In what bank?
Answer. I think I deposited it with the house I was in; with Carpenter & Del Hes.
197th Cross-Int. Was it generally deposited there when not loaned out?
Answer. I should think so.
198th Cross-Int. Was it ever deposited with, loaned to, or in the possession or custody of Mr. Pettit?
Answer. It may have been loaned to him, some of it, but I do not remember.
199th Cross-Int. Did you keep any account of the transactions you made with your brother's money, of what you did with it while it was in your possession or custody?
Answer. I kept a memorandum of it at the time.
200th Cross-Int. What became of this memorandum?
Answer. I think there were different memoranda, and I dont know what has become of them.
201st Cross-Int. What became of this money?
Answer. I have sent some of it to my brother; some to him in California, and some in Mexico, and some I have invested in other ways for him.
202nd Cross-Int. What did you do towards repaying to your brother such of his money as you used in making the payments for the purchase in controversy?
Answer. I repaid him.
203d Cross-Int. When?
Answer. I suppose after selling the property.
204th Cross-Int. Has your brother been here since that time?
Answer. He has.
205th Cross-Int. When?
Answer. Since since; once in 1857, and last year a short time ago. He came in the Spring of 1860, and left a few weeks ago, about the first of this month.
206th Cross-Int. You have stated that you relied on Mr. Pettit's knowledge and judgment in respect of the rates of transportation provided in the contract of the 22nd of April 1856. Did you also rely upon his knowledge and judgment in respect to the quantity, quality, and value of the coal lands embraced in the purchase?