16th Cross Interrogatory. Did you ever see any line of it surveyed?
Answer. No I did not.
17th Cross Interrogatory. Who told you, Mr Barker, where the corner stone was of the small piece bought of Wright, within one hundred and thirty feet of which you said, in answer to the 9th Interrogatory, the water heading of the Eckhart mine was driven?
Answer. I dont know who the first man was that told me, it has been so long ago. Mr. Robbins told one for one.
18th Cross Interrogatory. When was it that Mr. Robbins told you so?
Answer. It was after the land was bought from Wright.
19th Cross Interrogatory. Where was Mr. Robbins at when he so told you?
Answer. To the best of my knowledge, he was standing about five feet above it on a wreath of snow drift I call it.
20th Cross Interrogatory. Who else was present at the time?
Answer. I dont know if there was anyone within hearing. Thomas Corcoran and Thomas Conner was coming up behind, measuring with a chain.
21st Cross Interrogatory. What was Mr. Robbins then surveying and what were those men carrying the chain for?
Answer. I know the line he run; I dont know what the intention of doing it was; I didnt know Mr. Robbin's mind. The other men were carrying chain for Mr. Robbins and I was holding the pole.
22nd Cross Interrogatory. At what season of the year was it, that this running by Mr. Robbins was done, of which you speak?
Answer. It was in the winter - possibly in the month of January and February. I could'nt tell in either.
23rd Cross Interrogatory. Was it in the year 1854 or 1855?
Answer. To the best of my knowledge it was in 1856.
24th Cross Interrogatory. Was it before or after the heading had been driven to within one hundred and thirty feet of that corner, as this is shown to you.
Answer. It was after.
25th Cross Interrogatory. How long after it had been driven that far?
Answer. I dont know for certain; a few months. The Company told me to stop driving heading any farther, for they supposed it to be on Wrights land. They told me before they bought said piece of land from Wright.
26th Cross Interrogatory. At what season of the year was the re-timbering or repairing of the lower or water heading of the Eckhart mine, as specified in your answer to the fourteenth interrogatory in chief, done by Complainant?
Answer. It was done in the winter and Spring of 1858. May be all in the Spring of 1858. I wont be certain.
27th Cross Interrogatory. Can you say positively whether any of it was done after June 1858?
Answer. To the best of my knowledge it was all finished by the 1st of April 1858.
28th Cross Interrogatory. Who ordered it to be so re-timbered and repaired

Answer. Mr. Andrew Patrick told me to go on with the work of repairing that heading. He said he had got such orders from the general superintendent of the Complainant at that time, George Henderson Jr. 29th Cross Interrogatory. Do you know for what purpose or with what object said water heading was so re-timbered and repaired?
Answer. I only know what the said Patrick told me.
Question repeated.
Answer. According to my own knowledge it was made to drain the Hoffman mine.
30th Cross Interrogatory. How did you get that knowledge of your own and from whom?
Answer. My own practical knowledge led me to believe it, as I could see no other reason for putting unnecessary expenses on the same water - reading.
31st Cross Interrogatory. How is the water which drains into the Eckhart Slope taken out?
Answer. It is pumped out by steam power.
32nd Cross Interrogatory. Is it not more expensive to carry the water out of the shaft, in the Slope, by a steam power, than when it runs out of its own flow through the water heading?
Answer. Of course it is.
33rd Cross Interrogatory. Did not the repairing and re-timbering of the water heading of the Eckhart mine, operate so as to relieve the Eckhart Slope mine from a quantity of water which would have flowed into it, in case of the destruction of the said water heading?
Answer. It did not relieve it of any water so far.

This witness being here re-examined by Complainant, deposed and said:
19th Interrogatory. Is the water heading of which you have spoken in your answers to the cross-interrogatories of defendants, the same one which was repaired by the Complainant in the Eckhart Mine?
Answer. It is.
20th Interrogatory. You say in your answer to the 28th Cross Interrogatory that "Mr Andrew Patrick told you to go on with the work of repairing that heading" did he at the same time tell you why it was to be repaired? If so, state what he said at that same interview.
Answer. When he told me to go on with the repairing of the heading I asked him what he wanted to repair that heading for, as the coal was nearly all worked out of the Eckhart Mine? His answer was that the Hoffman Company had the right of that water course and that the Cumberland Coal and Iron Company had to secure it so as it would stand and that there would be no danger of its falling.
21st Interrogatory. Was Mr. Andrew Patrick at that time employed by Complainant? And if so, in what capacity?