18X quest. Did you know that Rev. Hezekiah Best?

Ans. Yes, sir; I do not know where he was stationed in 1854.

19X quest. Who was the John Edward, son of Elizabeth and Edward Kirby, who is said to have been born in August, 1833?

Ans. I do not know.

20X question. Do you know of any other Elizabeth and Edward Kirby, who had a son named John Edward other than your father and mother?

Ans. I never knew they had a son named John Edward.

21X question. Who are John E. Kirby and John E. Kirby Jr. who reside at 303 E. Pratt st.?

Ans. That is more than I can tell you; my brother and his son lives there, his son is called Alex.

22X question. You do not know then, that your brother, the defendant, was christened on the 29th day of September, 1833, by A. Kearney Paxton, of St Patrick's Church, in this city, by the name of John Edward, son of Edward and Elizabeth Kirby?

Ans. No, sir.

23X question. When did you first hear your brother's name was John Edward or John E?

Ans. During the time he was in the shipping business with father, and secretary of the Bricklayers' Union.

24X question. You don't know that your brother intermarried with Catherine McCormick, by the name of John Edward Kirby?

Ans. No, sir.

25X quest. When did you last hear that your brother's name was John Edward or John E. Kirby?

Ans. I heard it for the last time now; never heard anybody on the street call him by that name.

26X quest. Have you heard it said that he was called or known by the name of John Edward or John E; between the time you first

heard him called John E. Kirby and the present time?

Ans. I have heard some few people call him John on the street, since 1866, at home they always call him Edward.

27X quest. Did you know of this suit of Cate vs Edward Kirby, et al, and when did you learn of it, and from whom?

Ans. I learned it from my brother, not long ago – do not know the month or the day.

28X quest. Was your brother known, after he joined the Bricklayers Union, as John Edward Kirby?

Ans. After that he always signed his name that way; he was not known by that name by any of his acquaintances.

29X quest. Were you in partnership, or in any way connected with him in business, in Washington, and in what name was the business conducted?

Ans. Yes, sir; partnership in the name James T. Kirby and Edward Kirby; we only built one house, that was in the Spring of 1864, I think.

30X question. Who composed the firm of James T. Kirby and Bro, doing business in Washington?

Ans. Edward and myself.

31X. quest. Do you recollect when your brother was at work in the Navy Yard, at Washington?

Ans. I think, in the Fall of 1863, for two or three weeks.

32X quest. Do you say he was not working at the Navy Yard in August September and October.

Ans. I am satisfied he was not working there more than three weeks; never worked there but three weeks to my knowledge.

33X quest. Was he working there in August, September and October?

Mr. Raynolds, complainants counsel instructs witness not to answer last question)

34X quest. Do you know in what month in 1863 your brother worked at the Navy Yard?