Ans. I do not.

35 x quest. Where did your brother live in 1863 and 1864, in Washington?

Ans. On E. street, close to the Church; could not say near what street, but think 4½ street.

36 x quest. Was it E street north or south?

Ans. E street, Navy Yard Hill.

37 x quest. Who was John E. Kirby, bricklayer, residing on E. street south, near 5th, east, in Washington, in 1864?

Ans. Nobody there that I know of, but my brother, Edward.

38 x quest. Where did you live in Washington, in 1864?

Ans. My brother and I lived together on E street, Navy Yard Hill; there was no other Kirby along there but us two

39 x quest. Did you ever see your brother sign his name, and are you familiar with his handwriting and signature, and have you seen him write?

Ans. I have seen him sign his name and write - am familiar with his writing and signature.

x quest. 40. Who composed the firm of J. Edward Kirby and Company, and when was it in existence?

Ans. I do not know.

41 x quest. Look at the two signature - Nos. 22026. and 2203, and say in whose handwriting they are?

Ans. Do not know whose handwriting that is?

42 x quest. Do you know the James Smith who was examined in the Chancery case $\frac{81}{1874}$, as a witness, and who is said to be one of the defendants in said suit; if you -, state whether he is the same James Smith who was examined under this commission, on the 6th day of March, 1878?

Ans. I know nothing in reference to that suit, it is a new thing to me; but my brother-in-law, James Smith, was examined here the other day in this case.

Re-Examined for Complainants.

13 question. You have stated, you know nothing about the suit $\frac{81}{1874}$; do you know the purpose of that suit?

Ans No, sir; I did not know they had any suit.

14 question. It appears from the papers that the suit was instituted for the purpose of selling property which had belonged to your mother, on Ann street and Happy alley; did you have anything to do with selling that property; if so, what was it?

Ans. Had nothing to do with the selling of it; as I have said, when I was asked to sign, in reference to selling the property; Mr. Thomas W. Griffin asked me to sign a paper; he presented a paper and I refused to sign it; I told him then he could draw up a paper, giving father power to sell the Ann street and Happy alley property, but no other; I signed a power of attorney for Griffin; he was acting as trustee, I suppose, and sold the property, I believe.

15 quest. You have stated, that Mr. Griffin did not pay you any of the proceeds; what became of your share?

Ans. My father got it by a check; I endorsed Mr. Griffin's check, brought one by my father, and my father drew the money on the check.

Recross-Examined.

Respondent F. A. T., Commission Exhibit No -, fd. subpoena $\frac{81}{1874}$.)

Look at respondent's F. A. T., Commission Exhibits Nos. 9 and 10, now shown you, state in whose handwriting the signatures are, and in whose handwriting is the endorsement. Edward Kirby?

Ans. They are not signed by me, except the first one - the ninety days note, and it is endorsed by my father; the others are not endorsed by my father.

44 x quest. Do you recollect the Notary Public Mr. T. H. Hodges, coming to you on January 24th, 1871, demanding payment of the