last severe illness; state all you have to say, if anything, about that?

Ans. No, sir; not until the last couple of days – not until the Friday before he died; I went over to the house several times before, and they would always say that he was asleep, and that I could not see him, and, on Friday, I went up without asking any body; he did not recognize me as I went in – he did not know me for about three or four minutes, when I asked if he knowed me; he said, "Yes," in a whisper like; I sat down on the bed and was going to give him a little toddy in a glass, and Mrs. Gunther reached for it and handed it over to him, and she leaned over the bed so that I could not see him in front of me, then he went off in a little doze, flighty like – reaching for the quilt, and I went on the other side of the bed then; then he looked all around the room, and I asked him if he was looking for me, and he shook his head, yes, meant to say, yes, and Mrs. Gunther said, "Who are you looking for, pa, you want Charlie;" and she hollered to one of the girls down stairs, "Hurry up and get Charlie up here, papa is dying." so they all came running up there hollering and bellowing, and brother Fred. said to them, "Go down stairs and hush up"; so they all went down, and father looked around awhile and then went off in a doze, so I went home about an hour after that and left him sleeping nicely; I went over the next morning and asked how father was, and they said he rested nice all night, and my brother said I would not go up now he is asleep – said he would send me word if he got any worse, but he did not send after me; when I came in that evening I asked him why he did not send; he said he did not have any body to send; that he did not

want his children to cross the railroad tracks, he was afraid they would get killed; I stayed there that night – that was Saturday night – until he died, which was Sunday morning at two o'clock; we were looking for his death from the time I got there on Saturday evening until he died; Mrs. Gunther sat up with us until about nine o'clock, when she went to bed; she said Mr. Swartz said, that he would live until morning, and said I will lay down and take a nap; so after father's death we woke her up, and told her that father was dead, and she did not know whether she would get up or not; she did not seem like she wanted to get up; after she came out, she stayed in the bed room where father was for about five minutes, then she went down stairs and stayed there the balance of the night.

50 int. Who was with your father when he died?

Ans. Mr. George Benhoff, Henry Kirkall, myself and brother Fred.

51 int. Were they present when Mrs. Gunther left the room at nine o'clock, as you say; if so, what did you and all present think of your father's then condition?

(Objected to.)

Ans. We were, and expected him to die every minute; Mrs. Markell was also present then.

52 int. Can you state why or how it was that your brother Fred. got the North Point farm?

Ans. It was through threats I suppose.

53 int. State what you know about it?

Ans. Well, he threatened Mrs. Gunther there, if he did not get North Point he would kill her he said; he ran her with a knife the day she had the place for sale,