pretended to work it. But in deponents opinion it has not been well managed before or since the marriage.

Thereupon A. B. Hagner Solicitor for the complainant exhibites and has filed his cross interrogatory to the Sec'd Samuel H. Dorsett, which is herewith returned filed, and being read to said witness he answers and says ~~to the cross interrogatory to Samuel H. Dorsett, he says~~ that he does mean to say that the people generally of the neighborhood drink as much, as often and to the same excess as Walkins the defendant. Walkins is more easily excited by drink than most men. He has seen him excited by a single drink.

Benjamin Walkins a witness of lawful age produced on the part of the defendant being duly sworn and examined to the interrogatories filed and returned as aforesaid deposes and says.

To the first interrogatory, that he knows both the parties. He has known Mr Walkins since they were school children together, some in the years eighteen hundred and thirteen and fourteen. He makes her largely upwards of forty years of age. The defendant is his brother, whom he has known since his infancy.

To the second interrogatory, that he is acquainted with the characters of the parties, and their reputation in the neighborhood. In respect to general character, the defendant's is as good as that of any persons in the neighborhood. There are of course some exceptions. But from what he knows and sees, it is as good as that of some who stand high as gentlemen and moral men. Thus far he speaks of his own knowledge. As to his reputation he has heard that he drinks too often and that sometimes he does not speak the truth. Deponent has himself heard him relate things rather extravagantly as Mr Dorsett has testified, but his

statements are of a nature that do no body any harm, and his reputation is that of a good easy well-disposed man. In regard to Mrs Walkins character he considers her a woman of impetuous character, and high feeling, and very much controlled by her feelings. As for her reputation for truth he does not know that it is spure. There were general rumors of her character, as to the want of fidelity during the lifetime of her first husband; so much so that after his death he advised his brother not to marry her. (This objected to by Mr Hagner complaimants solicitor)

To the third interrogatory, that from January eighteen hundred and fifty to April of that year, deponent lived in the house with the parties. He left and came back in November following, remained for a short time left again and returned in April eighteen hundred and fifty one. From that time he lived in the same house with the parties until December eighteen hundred and fifty three. The first part of the time they seemed to get on and live together comfortably and agreably. Occasionally deponent saw a surly manner about her, and spoke to him in a manner showing a want of respect to him. They lived along in that sort of way. He considers her treatment to him manifestly unkind, but deponent never saw the defendant unkind to his wife the complainant.

To the fourth interrogatory, that deponent always considered that Mrs Walkins had the control of the property and always treated it as hers. He knows that Mrs Walkins could control the servants