

THE OMAHA BEE

CHURCH HOWE.

And His Legislative Investigation.

The Remainder of the Testimony

Up to Date.

Seth L. Cole, Cleo L. Bristol, Jas. R. Porter, and the Respondent on the Stand.

Howe's Duplicity Exposed.

Second Day's Proceedings.

Lincoln, Neb., Jan. 3, 1877.

The committee met at 9:30 a. m., all the members present, Mr. Howe and his counsel, and Mr. Rosewater and his counsel.

Gen. Estabrook suggested the propriety of sending a subpoena for Mr. Lett of Brownville, to which the chairman responded that a subpoena would be sent.

Gen. Estabrook is now proceeding to ask Mr. Rosewater to proceed with the narrative he was giving yesterday when interrupted by the adjournment.

Mr. Thurston. We object to his giving that testimony to-day.

Gen. Estabrook. I will not have him state what Mr. Cole, the attorney for Mr. Howe in this case, said to these several witnesses at different times, at different places, and in different circumstances.

Q. You told me Mr. Cole told you he had got Weaver and those fellows where they would support Mr. Howe.

Gen. Estabrook. I think that Mr. Cole would not bear that now.

Mr. Thurston. It seems to me that there is a desire here to have these witnesses testify before Mr. Cole conceals and testifies. I want Mr. Cole to be here and look these witnesses in the face when they testify.

The chairman. The committee is anxious to get this testimony from Mr. Cole.

Gen. Estabrook. The committee will continue to hear in mind that it is not alone whether Mr. Howe is guilty, but the question is whether Mr. Rosewater, as the publisher of a paper, has not had reason to believe this was true, coming from the source it did.

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under the ruling. Objected to as incompetent. The committee ruled that the testimony of Mr. Howe is admissible.

Gen. Estabrook. Have you heard the testimony of Mr. Howe? A. Yes, sir.

Q. Will you state what conversation occurred on the occasion referred to? A. Yes, sir. Mr. Thurston and myself were playing a game of billiards and Mr. Howe and Mr. Cole were sitting by the side of a table talking.

Q. When you spoke of these things he made no response? A. He made the response I have spoken of.

Q. When you spoke of Barker and these men, he made no response? A. No, sir; he made no response.

Q. When on that subject you spoke, and not Mr. Howe, spoke? A. Yes, sir.

Q. Did he tell you at that time he would vote for? A. No, sir.

Q. Didn't you know at that time it was entirely known, before the vote was taken, that in the opposition to add to the caucus, I am here as an unwilling witness; I am not here in the interest of anybody, but I am friendly to Mr. Howe?

Mr. Thurston. How soon after the senatorial fight was this? A. Well, I think it was probably within a week. It was very soon after that I think it was, because I don't think I remained here long.

Q. Do you know that at half past 10 o'clock on that day Mr. Howe agreed in the presence of Governor Saunders, Capt. Ashley, Jim Laird and Judge Weaver that after the first ballot to be taken that day he would vote for Governor Saunders for senatorial election? A. Yes, sir.

Q. Did you ever have any conversation with Mr. Rosewater in regard to the truth or falsity of these charges as concerns yourself? A. I do not know.

Q. Do you know anything about it, or had anything to do with it? A. I do not know anything about it.

Q. That was before they got to using a "bullet"? A. Oh yes, sir. I had a bullet in my hand.

Q. Why? A. Because I believe in a gentleman, a man of ability and a man who would stand by his friends.

Q. Have you known him since in any official capacity? A. No, sir.

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with Gen. Thayer, and this called out the testimony of Mr. Thurston.

Mr. Thurston. Wasn't that in relation to the senatorial contest—wasn't it just after Mr. Padlock's election? A. Yes, sir.

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