

buy him; he then broke and ran away. He called out to his black boys to catch him. They ran in a circle, and after running for some time, when Mr. Diggs was going over a fence, Jack came in contact with him and stabbed him. I saw one cut in his right side; the doctor told me he would die. This took place the same day. He seemed to be suffering very much when I saw him. The doctor said he would die from the wound.

*Cross-examined by Mr. Wilson.*—I knew he had a stiff finger ever since I was acquainted with him. Don't know how he got it. I have frequently had hold of his hand. I saw Anderson once in September 1853, in Howard County, a day or two before the cutting of Diggs; he was on Brown's farm; he was running from a couple of my neighbours to keep them from taking hold of him. They wanted to deliver him up to McDonald; he had been out from McDonald's about three weeks. They supposed Anderson ran away from McDonald's, as his wife was on that side of the river. W. Diggs said he asked Anderson if had a pass. There have been slaves escaping occasionally from there. I did not swear that Diggs told me he had received but one cut. The doctor's name was Samuel Crews; he was understood to be regular physician, practising for years in the County of Howard. Employed me to come over here. I have no authority. I came to identify prisoner. County of Howard is to pay me for this. They pay my expenses, and two dollars and a-half per day. I draw it from the Clerk. The Clerk's name is Charles H. Stewart. I am not paid from other persons or from other sources. Mr. Diggs when I first saw him understood what he was talking about.

(Signed) W. C. BAKER.

Court adjourned until 10 o'clock to-morrow.

(Signed) W. MATHEWS, J. P.

In consequence of the arrival of Mr. Freeman (Counsel for prisoner) the examination was resumed this afternoon, 27th of September, 1860.

Messrs. Freeman and Tisdale appeared for the prisoner; Messrs. Van Norman and McKerlie for the plaintiffs. The prisoner was brought in at 5 P.M.

W. C. Baker recalled: I live in Howard County, State of Missouri. Anderson was a slave there in Missouri. I did not see the wound made; Diggs told me it was about dinner-time when he first saw Anderson; he asked him to take dinner at his house. When Anderson broke away from him Diggs was trying to stop him. Diggs was trying to stop him from running away from his master McDonald. I understood he was going to be sold. He went towards Givens to induce him to buy him. A slave does not sell himself, but sometimes he tries to get an exchange of masters; but they have no right by law to do so. He was going to induce Givens to buy him. Diggs told him the law of the State compelled him to stop him if he had no pass. Diggs asked him to go to his house. Diggs and they started to the house; when they got on a piece Jack broke loose and broke away. It was at dinner-time when he saw Jack first, and told him to go to his house and get dinner, and he would go along with him. After he broke and ran from him the parties who pursued him made a circle. Jack ran in a circle. Diggs called to his black boys to catch him: they started after him. There were three or perhaps more black boys. Diggs was going to stop him to return him to his master McDonald in slavery. It was in that pursuit that Diggs was stabbed and got his death-blow. Did not understand from Diggs it was to do Jack any harm they tried to catch him, but merely to retain him.

*Examined by McKerlie and Van Norman.*—From the time I knew Anderson his character was bad: he was savage and ill-disposed. As they were making a circle Diggs was getting over a fence. Jack was coming towards him and tried to stop him, and he, Diggs, was going to take hold of him to stop him. Jack was coming towards him and stabbed him.

*Examined by Freeman.*—As Diggs got over the fence they came in contact and he received the stab. Diggs had gone to the fence to stop him, so he said to me. The prisoner had difficulties with the man who raised him; he refused to do what he was bid. On one occasion he refused to catch his master's horse when he was told. He and his master had some words; there were no blows struck. Don't know personally any other act, but his public reputation was bad, for stealing and being a thief. Don't know he was ever convicted. The neighbours said he stole. Don't know that he ever stole for his master. He