

APPENDIX No. 1

are sometimes changed as a result of those hearings, but nothing covering any of those points that have been named here. If there were any changes—I do not recall any changes, but if there were they were merely minor changes.

Q. 'I was shown this report and I was asked what the effect of it would be, and I stated that it would mean destruction. Did you ever hear any such statement as that made by Mr. Moss?—A. I never did.

Q. This was not with you?—A. No.

Q. You never had any such discourse?—A. No such thing ever occurred between myself and Mr. Moss.

Q. After some days of negotiation I was informed that the Insurance Department has recommended that Edward Lauterback be retained to represent the association and he was retained': Is that true?—A. I never heard of it.

Q. You never heard of him being retained?—A. I know he has acted for us as an attorney.

Q. Was he retained in 1898 to go before the Insurance Department?—A. My impression is that Mr. Lauterback was our attorney in the hearing before the Insurance Department in New York in 1898, but I will not be positive at the present time that he was.

Q. During the course of the next week I was told that Edward Lauterback had had several interviews with the Superintendent of Insurance, and that the superintendent had demanded that \$100,000 cash be paid to him to alter the report, and declare the association solvent'. Did you ever hear anything about that?—A. No, I never did.

Q. Did you never hear it alleged?—A. I never did.

Q. By any one?—A. No—oh, I have heard it alleged, and I have heard that Mr. Wells alleged it. I heard him allege it as one of the witnesses, but I never heard it alleged before.

Q. 'A few days afterwards I was shown a report which would be signed declaring the association to be solvent, leaving out all reference to their threat against the directors, and was told that this could be secured for \$65,000.' Did you ever hear anything about that?—A. I never heard anything about that.

Q. Who would know about that?—A. I do not know; it is a thing absolutely that I know nothing about, never heard of before.

Q. Did you know of \$5,000, or any sum of money, being loaned to the president by Moton D. Moss?—A. I do not.

Q. Did you know of a suit being brought by Moton D. Moss against the president?—A. I know after Moss ceased to be agent of the company he did enter a suit against Burnham.

Q. Do you remember a case being tried and a judgment given by Judge Scott?—A. I do not.

Q. Against Burnham?—A. I do not.

Mr. PRINGLE.—Objected to.

Q. Do you know of J. D. Wells lending the president \$5,750, said to be paid to the Department of Insurance?—A. I do not know it.

Q. Did you ever hear of it?—A. Mr. Wells told me he loaned it to the president, and the president told me Wells did not.

Q. Do you know that the president paid it back to him?—A. I do not.

Q. Did you ever hear of Horace Brockway's loan of \$6,000?—A. What?

Q. Loaned to President Burnham?—A. I did not.

Q. Did you ever hear of Mr. Horace Brockway being put on the pay-roll?—A. Mr. Horace Brockway was on the pay-roll of the company.

Q. For how much a week?—A. \$300 a week.

Q. What was it for?—A. For services rendered the company.

Q. What were the services?—A. Services in connection with our building and certain matters that we wished looked after by him.