

they recognized me. Prisoner inquired about my family and about the condition of the road. The body of Gordon was found two and one-half miles east of my house.

I would here remark, gentlemen of the jury, that Gordon was never seen alive after he left Hutchinson's house.

Mr. Pace, the witness to whose testimony I have already referred, says that about five miles east of the place where the body of Gordon was found, prisoner and Bruff overtook and passed him. Gordon was not with them. Bruff was leading a horse without a saddle, and prisoner was riding a chestnut sorrel. Some four miles further east I passed them again; they were in a grocery, and their horses were hitched to a fence close by. While watering my horses at a creek near Kenner's, they again overtook and passed me. It was snowing very hard, and prisoner remarked that "it was a very disagreeable day." Witness recognized the prisoner as the man who spoke to him, and Bruff as the man who was in company with him. The testimony of Mr. Hervey corroborates Mr. Pace's.

Clay Taylor, another witness, met prisoner and Bruff about noon of the 25th of January, on the Boonslick road, about 15 miles east of the place where the body was found. Witness had been to St. Louis and was returning in a buggy to his farm in Warren County. Col. White was with him. Prisoner was riding a chestnut sorrel horse and Bruff a dark brown and leading one of the same color. Col. White called the attention of witness to Worrell's horse by saying "That is a damn fine poor man's horse." I then noticed the horse particularly; he was fine looking and carried himself well. Witness further states: I went to the St. Louis jail on the night prisoner was brought there, asked him if he recognized me; he looked at me closely and remarked, "I think I do." I then asked him to state where he had seen me before. He replied, "I am not certain whether it was at Warren or on the road this side." I then asked him if he recollected meeting three buggies on the day of the unfortunate occurrence. He said he thought he did. Mr. Sturgeon was with me at the jail and told prisoner that he was a friend of Gordon and