

Q. Just read the figures you have.—A. Room 39, lodging, 4th month, 8th day, breakfast, until after breakfast 4th month, 12th day. Board, 3½ days.

Q. Who was with him?—A. He was alone; that is, according to our record he was alone with us.

Mr. Manager WEBB. That is all.

Mr. WORTHINGTON. You have not stated the year.

The WITNESS. 1912.

Mr. WORTHINGTON. That is all.

The PRESIDING OFFICER. The witness may be excused.

Mr. GALLINGER. Mr. President, may I be permitted to make an observation?

The PRESIDING OFFICER. Under the rules the Senator is authorized to submit any order he wishes to the Senate; but if he wishes to discuss anything, the rules prescribe that it shall be done in another way.

Mr. GALLINGER. It was not to offer an order, but I think inquiry has been made of the counsel for the respondent whether or not they could get in their testimony to-day.

Mr. WORTHINGTON. Mr. President, I should like to say it is utterly impossible to finish to-day, if we should sit until midnight, with our evidence. When we started in with our evidence Monday morning we had expected to be able to finish, but the cross-examinations have been so long that where we calculated on 20 witnesses a day we have examined only a dozen or less. I do not mean in the slightest degree to criticize or to find fault with the managers, but simply to show that we were in error in our calculation as to what would probably happen. I would myself say it would be a very great accommodation to us, and especially to me personally, if at this time we could stop the taking of testimony in this case and let it go over until the 3d of January. There are but a few of us here; the labors we have been engaged on have been very trying, especially upon me. It would be a personal accommodation to me if we could stop now.

Of course, Mr. President, in a case which has lasted so long, and where there have been so many witnesses, and so many facts gone over, it is very important for us, in justice to our client to go over what has been done, and see what it is necessary for us to offer or whether we have covered all the points in the case.

For all these reasons we had intended to suggest in a few moments what has already been suggested to the Chair, that the proceedings in this case should stop at or about this time.

I should like to say further, Mr. President, while I am on my feet, I understand the two Houses have decided to adjourn to-day until the 2d of January. It is our purpose when the Senate meets, after presenting a little more testimony that we have, to place Judge Archbald himself upon the stand, and we would very much dislike to do that on the 2d of January when, as I think, we may take it for granted it will be very difficult to have a full attendance of the Senate just after the 1st of January. In the same connection I may state that Senators have said to us openly that they wish to be here when Judge Archbald is examined. For that reason I urge that as a further reason why when the court adjourns to-day it shall be until the 3d of January instead of the 2d.