

Portland, Oregon, July 25, 1905, 2 P.M.

Henry Hudson

A witness called on behalf of the  
Government, being first duly  
Direct Examination.

Questions by Mr. Heney:

How long have you been living in the  
vicinity of Prineville?

A About 27 years.

Q How long have you known Mr. Williamson?

A Well, I guess about the same length of time, sir.

Q How long have you known Dr. Van Gesner?

A About the same I think; about 26 years; something like that.

Q How long have you known Marion Biggs?

A Well, I guess it is about 8 or 10 years. I don't recollect  
that; somewhere around there; 8 or 10 years. Ever since he  
came to the country here I know him.

Q What business were you engaged in in 1902?

A I raised a few horses, and farming a little, and raising  
berries and garden truck and one thing and another. 1902 you say

Q Yes.

A Yes, sir.

Q Selling the garden truck there in town - in Prineville?

A Yes, sir.

Q You filed on a timber claim, did you, in 1902?

A Yes, sir. I think it was that time.

Q Who, if anybody, suggested to you that you should make a  
filing?

A Whoever asked me you mean?

Q Yes.

A Doc ~~Graves~~ *Garner*

Q State to the jury what he said to you about it.

Hudson - direct -



A Well, he wanted to know if I wanted a timber claim. I told him yes, I guess I would take a timber claim, and he told me if I gave him a deed to it, to get a deed to it, it was worth \$500 to him.

Q Was anybody present when he told you that?

A Well, Mr. Williamson. No not at that.

Q Not at that time?

A Not at that time, no sir. But he asked me another time when he called me over to point me out the claim on the plat.

Q How long afterwards was that?

A Well now, I couldn't tell you. I think may be a week or ten days or something; or a week or two, I don't know exactly.

Q You had another conversation with him, did you - another talk?

A Well, that was the conversation when he called me over; if I wanted to file on the claim.

Q This was on the street was it when he called you over?

A Yes, sir.

Q Who was present then?

A Well, Mr. Williamson..

Q What did he say to you then in the presence of Williamson?

A He told me if I wanted to file on a claim, and he pointed the number of the section out on the plat.

Q He had a plat there, did he?

A Not a regular plat. Just a piece of paper that was drawn on, you know.

Q What did he say about it?

A He told me I could file on the northeast quarter of section 28.

Q What was said about the money, if anything?

A Well, I told him that I didn't have the money or something



like that and he told me he would furnish the money for me and take my note without interest.

Q What did you say to him when he pointed this out on the plat?

A Well, I said that I would take it. I will file on it.

Q Did you tell him what you would do with it after you had filed on it?

A Well, the understanding was that I was going to ----

Mr. Bennett: We object to the understanding, your Honor.

Objection overruled.

Defendant excepts.

A The understanding was that I was going to let him have that for \$500 for the claim.

Q As soon as you got it proved up on?

A Well, he didn't say proved up. He said if I gave him a deed to it.

Q Would you have taken it up if he had not offered to furnish the money and to buy it?

A No, I don't think I would. I had no notion to take it.

Q Did Williamson hear this talk, where he pointed it out to you?

A Well, I couldn't say that, if he heard it or not.

Q How close was Williamson?

A Oh, sitting a piece away from him; say that table is the sidewalk. We will say now Gesner was sitting there and Williamson sat there where this gentleman sits. A little piece, you know; country style like, people sit on sidewalk talking; you know.

Q Did you go on up to Biggs' office then?

A Yes, sir.

Q What conversation took place there?

A Well, I just told Mr. Biggs that Gesner sent me to file on that quarter section.

Q What did he say?