

Have you seen him often? Yes, sir; saw him that night at Cox's Shop, by a light.

Did you see Capt. R. A. Shotwell there that night? Yes, sir. I saw a match struck near him.

Was he disguised? No, sir. Did you see F. A. Shotwell at all? No, sir.

TESTIMONY OF ALFRED HARRIS.

Mr. Harris, listen to me. (Reads the Invisible Empire oath.) What is that, Mr. Harris? It was the oath we took to join this party.

How did they swear you? They tied a handkerchief over my eyes and walked around, and presented a pistol and knives to me afterward.

Who administered the oath to you? Lee McAfee.

You say when the bandage was taken off they had pistols and knives presented to you; what did they say? They did not say much, they had signs.

What den did you belong to? To Horse Creek, in Spartanburg, S. C. How many were in that den? I am unable to tell you how many.

(Question and answer lost.) How long have you been a member? Since last May a year ago.

How many raids have you been on? There, all in North Carolina. How far from the line are you? About a mile.

What other raid were you on? On Rube and Wash McKinney. Why did you raid them? Well, sir, they had arms.

Did you do anything else? I did not, sir, but another party went and whipped them; they said they had orders.

Who gave you orders to take their arms away? The committee. These things were submitted to the committee generally? Yes, sir.

What were the different officers of the Klan? There was "Chief," "Grand Monarch," "Grand Turk," and "Night Hawks."

What did the Night Hawks do? They rode over the county, and went around to call men together.

Who gave you information? Mr. Webster. What was he? He was chief.

What did he tell you? He said he had orders from Mr. Shotwell to get all the men together he could, to go and make the raid.

What were you to do? We were to kill Mr. Justice, then down the Star office, and kill Mr. Biggerstaff.

Any more killing? I think Downey was talked of. Where was Biggerstaff? In town, I suppose.

Do you know where he was? No, sir, some one said he was in the old Hotel.

What was the reason of your attacking him? Mr. Shotwell said he was to be hung.

Is that all? That's all; I believe he was a Republican, and had said a few days before that the ku klux leaders should be hung.

What time were you told that? Friday night. Did Webster tell you himself? Yes, sir.

Where did you next hear anything about it? We got orders to meet Saturday to see who could go. We met in the fields or in the woods.

Had you your disguises on? No, sir, we were then only on raids; sometimes they would have them in their pockets.

What kind of disguises were they? They were red and white with horns. How did they fit? They drew them over their faces.

What kept you horns up? They were stuffed with cotton.

You say you heard nothing more about it from Friday till the Saturday night, who were there? Wm. Scruggs, Thomas Vassett, Judge Edwards, King Edwards, Swan Parris, Wm. Webster, Aaron Ezzell, Lemuel Scruggs, Dennis Scruggs, Jerry Gidney, Thomas Tate, and I believe that's all.

Are these the names of the men that were there Saturday? Yes, sir.

What was said there? Mr. Edwards was acting as foreman, and made a motion that all could go that wanted to.

How many of them stepped out? Seven or eight. You were one of them? Yes, sir.

Was that the way a man could go on a raid, if he wanted to? That was the way that time.

How did they do other times? A committee would give out who should go.

Were they bound to go? Yes, sir. Lawful, or unlawful, they had to go? Yes, sir.

You were going to kill Mr. Justice and break up the Star office, were you? Yes, sir, that was my understanding.

Who went with you? Ashbury Peck, that was all; we went over to Mrs. Hicks' old mill place, of N. C.

Who was there? Robert Scruggs, Jonas Vassett, Judge Edwards, King Edwards, Swan Parris, Wm. Webster; I think that was all.

Was Wm. Scruggs there? They said he was there, but I didn't see him.

How long did you stay there? Not more than a minute after we got there; we came from across Island Ford, Broad River; no one joined us until we came over this side of it; it was Ball Rock Den; John Goode and Scott Goode joined us there, and Mr. Jolly, and some man I did not know.

How long did you stay there? We went out and stopped at Cox's Shop, and met several from Cherry Mountain; R. A. Shotwell was there; he was "Grand Chief" of the county.

Did you go into town? Yes, sir, but we didn't take our horses into town; he led us up to the gate, and told us how to go to the steps where Mr. Justice lived; Peter Camp, Robt. Scruggs and Clayton Camp went in, but came back and told Mr. Shotwell they could not find the place, and he went and showed them; it was raining very hard and I remained at the gate.

Did you hear any noise? Yes, sir; I heard them knocking down the door. How did they bring him out? They just jerked him out.

What did he have on? Only his shirt. Did they say anything to him? I heard them cursing him and telling him to hush, and not make so much noise.

Did he beg? Yes, sir. What did he say? He begged for his life, and asked them not to kill him; I heard them say, god damn you, we are going to kill you; and took him over to the horses.

Did you all fire your guns? Part of them did; I had no gun; I had no weapon at all; I remained in town some time after they went on with Justice.

How long did they go on before you? I suppose a half an hour. When you came to town, what were they saying? Some wanted to kill him, and some did not.

Why did they want to kill? I don't know.

Did he go into town? Yes, sir. How long did you stay at the shop? No longer than about half an hour.

You say two men came up and asked after them; what did they say? They said that they were going to kill Mr. Justice and Mr. Downey, and tear down the Star office.

Did you know of a looking man was he? I didn't know; would not know him if I were to see him.

Where did you go next? Well, they went on from Cox's shop and stopped a mile this side of the town and told me they wanted to get an axe.

And was Shotwell's name called there? No, sir. They went on to town. In sight of town they dismounted. I was still in the rear of the crowd. Some of them did not dismount. Some of them

had gone into town, and I went into town behind them. We were dismounted then; the crowd had stopped at the gate. I saw this man Shotwell point at the door (he was at the gate) and tell them there was the door.

I was standing behind them, and I walked behind a tree. I said there until they had brought him out. I then started to go out of town by the Court House, when Webster came up and told me to stop and go back and help tear down the Star office. I went on then to where the horses were, and saw Mr. Justice standing in the road.

What did they go to the Star office for? I don't know, sir. I walked by within five feet, and I heard Mr. Justice talking to them, and heard him say, "Please excuse me," for he was about to faint, I heard. Said to sit down and rest and pray for his time was soon to come. I stood by the horses some five minutes and heard some of them ride off and come up close to Mr. Justice. I saw a man standing between them begging for him, and I went off. Why did you go on that raid against that widow's son? I did not know, sir.

Did he live with his mother? I thought that widows were your special care? (No answer.) Did you raid in South Carolina any? No, sir.

How far were the McKinnys from you when you raided them? Two and a half miles.

TESTIMONY OF JOHN HARRILL. Counsel: Here to me, Mr. Harrill: (Here he read the oath of the Invisible Empire.) Did you ever hear that before?—Something like it.

What is it? The oath of the Association of the Invisible Empire. How long did you belong to that?—Eight months.

Who initiated you? Richard Martin. In North Carolina? Yes, sir; in Cleveland county.

Have you been on any raids? One on Ben Maize—last of March or first April last.

What did you raid him for? His daughter had a fight with a white man and we whipped her.

Who did you go to that raid it take? There was about thirty-five of us. Whip anybody else? No, sir.

How many licks? About twenty-five or thirty. Who told you to go? Webster. He was the chief, was he? Yes, sir.

What was your den? Burnt Chimney. Are you of the Den who succeeded DePriest? Yes, sir.

How long have you left DePriest Den? We only changed name and Chief. Well, about a couple of months.

Who told you to go on Ben Maize?—Webster. Well, did Webster send to you? No, sir; I don't know how the order came. I went with Webster about 16 miles in N. C. We started to go to Skoggins.

What for? Because they opposed the Ku Klux, and belonged to the other party. What other party? The Republican party.

Do you think a man has a good character?—Yes, sir. Well, sir, you say you went to whip this party, respectable man of that county, for being a Republican? Yes, sir.

Did you shoot him? No, sir; they only shot to frighten him. What was the next? On Granville Miller.

What for? For keeping some white women. Who was there the raid against Miller? Yes, sir.

Did you whip him? Yes, sir. How many licks did you give him? Twenty or thirty.

Did you whip him again? Yes, sir, went back there again Sunday night and whipped him.

How many licks? Twenty-five or thirty. Do you mean twenty-five altogether by the men? I mean twenty-five each time altogether. That was the last raid I was on.

Did you say anything about politics? Yes, sir; one of them said, "you must be careful how you vote hereafter."

Did you hear anything from Shotwell about the raid on Rutherfordton? Yes, sir; on Friday before the raid was made on Sunday night.

Did you see him? Yes, sir; in town. Where did you hear of this raid?—Holland told me this raid was to be made. We were at Burnt Chimney Den, and I told him there that I had a little business up town, and we went up town together and met Shotwell in town. He said they were going to kill Justice and Biggerstaff, and was going to kill Justice first.

Did he say anything about Downey? Yes, sir; I believe he did, but I don't know now what it was.

Was any one else with him? No, sir. Did you talk with any one else about the raid? No, sir.

Did you talk with F. A. Shotwell?—No, sir.

Did you know him? Yes, sir. Was he a member of the Klan? Yes, sir.

How do you know? I met him on the road one day and he gave me the goods.

What did he say? He said something about Ku Kluxing, and asked how we were getting on.

Did you know Shotwell then? Yes, sir. How far from Rutherfordton did you live? Five miles.

Are you a butcher? Yes, sir. Sold beef in Rutherfordton? Yes, sir. How many dens were there? I don't know.

Can you mention them? There was, Cherry Mountain, Horse Creek, (some times called Island Ford,) Webster's Den, Chimney Rock Den, and there was another, Hannuck was the Chief, that I think was the name of it.

What was the DePriest Den named? They called it Burnt Chimney. DePriest was chief, was he not? Yes, sir.

Can you mention any other? Yes, sir, Dick Den, he was Chief, that's all I can recollect.

Who was town Chief? Laddy Mills. Did you talk with Laddy Mills about that raid? Yes, sir, he knew all about it, he was on Cherry Mountain, when it was talked of.

Who lives there? Amos Owens. What was he doing there? There was many cherries there, and we would go there and eat them often.

Did you talk with Owens? Yes, sir. Did he go? I don't know, sir. Did he go? I don't know, sir. Did he go? I don't know, sir.

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