



had James McElrokey's mine to haul coal,  
out with. It was opened by Chas Johnson &  
Bill Jackson, It must be 14 or 15 yrs ago I suppose.  
It was before I bought. Mr. Eberhardt did not  
specify which particular two acres he wanted.  
I have seen Eberhart before. He is a coal miner.  
If I get my figure for my lots I'll sell the lots I  
own in Gallitzin. I had no offer to sell but I had  
an offer to rent 60 x 100 ft. for a battery establish-  
ment. The 11 acres of surface is part of 48 acres of  
coal, which I own the mineral. I do not know  
that James Lemmon claims to own a tax title  
to all the Chas. Johnson land.

Thos. W. Burns

James McElrokey (sworn).

I swear the piece of ground that Thos Burns  
owns in Gallitzin Prr. There is between a quarter  
and a half an acre in the piece. Lots sold not  
far from there at \$200<sup>00</sup>. The lot Mr. Leuz's lives  
on, not far from it, sold for \$500<sup>00</sup>. I know  
the surface and mineral he owns in Washington  
Prr. Lemmon sold his - not far from there -  
at \$100<sup>00</sup> per acre.

Cross-examined by A. V. Barker Esq.

Arnold Leuz's lot is on the corner of the main  
St. in Gallitzin & the Portage road. There are three  
buildings between Thos. W. Burns lots & Leuz.  
There is about a quarter of an acre in Leuz's piece.  
That's when he has his hotel. I know that Lem-  
mon got \$100<sup>00</sup> per acre for his coal from here -  
say. I don't say \$500<sup>00</sup> but near about that.