

of cases repeatedly; his demeanor on the bench is at times undignified and vulgar. At one time I heard the judge, who had before him two women who had been fighting; it appeared that one of them called the other a "whore," he told them that if they came back again he would send them to jail where they could not whore any, and he repeated it two or three times in course language. I have frequently remonstrated with him about drinking, and he has said that when he eat and drank it did not hurt him, but when he only drank he got most d——d drunk; he was drunk on the bench during the trial of Maurice Gidelman and at other times, but the particular cases I cannot now bring to mind. He often adjourns the Court for an undue length of time to the neglect of his official duties.

4th. Has not the said Judge frequently given you instruction as to what should be done by you in respect to the violation of Sunday liquor law, and also in reference to presentments of persons for keeping bawdy-houses, both as to your course with those presented the first time and as to all subsequent presentments of the same parties. Give all the information that you have in regard to the fines which were imposed for keeping bawdy-houses?

Answer. He instructed me to fine all persons indicted for selling liquor on Sunday twenty dollars and costs for the first offence, and for all subsequent offences during the same year to settle upon payment of the costs, and he refused to do otherwise when I have, in some cases, requested him to put on an additional fine. He gave the same instructions in relation to the disposal of presentments of women for keeping houses of ill fame, saying that he could not delegate to me his powers, but any fine I put upon them he would sanction, and that I must settle them in my office so as not to let the women bother him. In one case Mr. Benjamin F. Nalls, of the grand jury, made every effort to break up a bawdy-house that had been opened opposite his dwelling; both of us called the Court's attention to it as a bad case, but the Judge declined to fine the keeper a second time during the year, and the grand jury were unable to break up the house.

5th. Have you or not any knowledge of the conduct of said Judge as to empannelled juries, if so, state fully his conversations to you on this subject when you informed him that some of the jurymen were drunk.

Answer. On two or three occasions I have observed some of the jurors come into Court drunk, and on one occasion requested the Judge to discharge one of them; he declined to do so, saying that some men must drink a little. I have also remonstrated with him about letting the jurors have liquor when he sent them to Sherwood's hotel, but he said I must not be hard on them, and still permitted them to have liquor,