

to that effect. The Judge halloed from the rear of the jury box, "Go on, Mr. Whitney," or, "Go on, witness," or some such expression as that. In the course of the examination of the Captain, who was a witness against the rioters, the Judge told the Captain "it served him right," or words to that effect: that he had no right to mix white people, negroes, and bad whiskey in the same boat. He further remarked that his Court had enough to do, and he did not want to be bothered with cases down the Bay. The case of Mrs. Martha Scharf was tried on the 22nd day of October, 1859, for assault on Catharine Meeks. I was counsel for Mrs. Scharf. On the trial of that case, the prosecuting witness, Mrs. Meeks, had given her testimony as to the assault upon her, as also as to what Mrs. Scharf had said to her; at the conclusion of which the Judge said—"you have told what Mrs. Scharf said to you, now tell what you said to her." The witness replied "that she said what she ought not to have said," and seemed anxious not to repeat what she had said. The Judge insisted upon an answer. She then replied—"I told her to kiss my arse," (spelling instead of pronouncing the word, and in this manner, *ass*); on hearing which the Judge said—"but you don't spell it right," at which there was a general roar of laughter. There were other females present in Court, as witnesses.

Q. Do you or not know of the said Judge being intoxicated at any time during your practice in said Court, and of his being asleep on the Bench during the sessions of the Court?

A. I have seen him several times in his Court when I believed him to be intoxicated, many times when he was under the influence of liquor. I have seen him when I believed him to be asleep in the progress of the trials of important cases, that is he was setting in his chair on the Bench with his eyes closed and his head leaning towards his shoulder.

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*George E. Sangston sworn.*

Interrogatory 1st. Do you or not reside in the city of Baltimore, if so, were you or not a member of the grand jury of that city in 1856 and 1857?

2d. Have you or not, as a member of said grand jury, had occasion to witness the conduct, while on the bench, of Judge Henry Stump, if so, state fully all your knowledge in reference