

Q. During the whole year you average about a week at home?

A. Yes sir.

Q. The other 51 weeks you are at work? A. I am at work

Q. And you live where? A. 1501 Destrehan.

Q. How long have you lived there? A. Well, I have lived, not at the number, but right at the same corner for the last 19 years.

Q. Where does Smith live? A. Smith lives up on Farrar Street, the number I don't know, about three blocks North of me

Q. You don't know the number of his house? A. No sir.

Q. And you are well acquainted in that neighborhood?

A. Pretty well, yes, ought to be, been there for 19 years.

Q. Well, you are, whether you ought to be or not, you are? A. Yes sir.

Q. And you have known him how long? A. Five or six years.

Q. Is that all? A. That's all, sir.

Q. Been living up there for 19 years? A. Yes sir.

Q. Known his parents and his grandfather, yet you have only known him five or six years? A. Yes sir, five or six years.

Q. How did you get acquainted with him? A. I was introduced to the young man by his grandfather.

Q. How often have you seen him during the five or six years? A. Well, three or four times a month?

Q. Under what circumstances? A. Generally when he came--he belongs to the same association as I do and he called at the house and asked me about things connected with it, about what would be done if he didn't attend.

Q. Now, how did these people come to talk about his character? A. How did these people?

Q. How did these people that you met up there come to talk about it? A. I don't know how they come to talk about

it, because they read it in the newspapers I suppose.

Q. Then you never heard any talk about it until they read the newspapers? A. No sir.

Q. When they read in the newspapers what he had been doing up there to the boys in North St. Louis they begun to talk about it? A. Yes, it was a surprise.

Q. Well, it would have surprised most anybody, wouldn't it, for a police officer to do a thing of that kind, and they said they were surprised about it? A. There was that feeling, yes.

Q. And that is all you know about his general reputation?

A. That is all, sir.

Q. Because they said they were very much surprised to hear it? A. I was surprised myself.

WILLIAM GUNDLER,

Being duly sworn on behalf of the defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. What is your name? A. William Gundler,

Q. What is your business, Mr. Gundler? A. I am a dealer in machinery.

Q. Where do you live? A. 1451 North Market.

Q. Where is your place of business? A. 610 North Levee.

Q. How long have you resided in the City of St. Louis?

A. Fifteen years.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known him? A. I know him since 1891.

Q. During that time have you known him well? A. Yes sir.

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Q. Do you know his general reputation in the community, amongst the people that know him? A. Yes sir, he used to be

book-keeper for me.

Q. Now, what is his general reputation? A. I always heard good, it is a good reputation.

Q. Do you know what his reputation for morality is?

A. Yes sir.

Q. What is it? A. It is good.

Q. Is he a man that ever drinks?

Objected to; objection sustained.

Q. Well, then, so far as you know, his reputation is

A.No.1? A. Yes sir, couldn't be any better.

CROSS-EXAMINATION BY MR.BISHOP,

Q. You have known him since 1891? A. Yes sir.

Q. And for awhile you say he kept books for you?

A. Yes sir.

Q. When was that? A. In 1891.

Q. How long? A. It was I believe from January, 1891, until July.

Q. Of 1891? A. Yes sir.

Q. Then where did you see him after that? A. I see him, met him off and on.

Q. Where? A. Many times.

Q. Where? A. Up on his beat where he was officer.

Q. Where did he live? A. He lived--well, I don't know the number, I couldn't mention you the number exactly. He lives in North St.Louis.

Q. Yes, on what street? A. I couldn't state exactly.

Q. Do you know his neighbors? A. No, I do not.

Q. Who have you ever heard talk about him? A. Well, some of his friends.

Q. When was that? A. It was all the way through from 1891 up till now.

Q. Well, who were these friends of his? A. Theodore

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Mueller and Mr. Mueller's father and his whole family, his sister.

Q. When was it you heard them talk about him? A. Well, where Mr. Mueller is book-keeper now.

Q. I asked you when it was you heard them talk about him?

A. Well, we had talked a little about it most every week up to that time.

Q. That was since the newspaper reports in regard to this charge? A. And also before that.

Q. What was the occasion of their speaking of his being such a good man, how did they happen to say that? A. Well, we were talking, I felt kind o'sorry that he left me that quick. I never had a better man of his kind in my employ, and I was kind o'sorry and I spoke about it. I told some of his friends if they couldn't make him try to stay with me, and so on. Finally he said to me he could better himself, and of course I knew he was a very good man and would make a good man as a police officer, so I thought I didn't want to destroy his chances.

Q. He left you to become a police officer? A. Yes sir.

Q. And the talk was about his being such a good book-keeper? A. Well, the talk was that from all signs I understood that he didn't drink and finally I found that---

Q. You were told not to say anything about that awhile ago, but you are determined to get it in. I am asking you what you know about his general reputation? A. I stated before I can give him the best kind of a reputation.

Q. That was because he was in your employ? A. Because I found him such.

Q. Now you don't know what he did after he became a police officer, do you? A. Well, I don't know exactly what it was lately. From all his friends I heard so far he done right well, he got along first rate as I understand.

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Q. And you don't know any of his neighbors up there where he lives? A. No.

Q. And you don't know who they are? A. No.

Q. And what his reputation is up there around where he lives you don't know? A. No, I do not.

JOHN REIDMEYER,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. What is your name? A. John Reidmeyer,

Q. Mr. Reidmeyer, what is your business? A. Fire Department.

Q. Fire Department of this city? A. Yes.

Q. Where do you live? A. 3944 North Twentieth.

Q. How long have you been on the Fire Department?

A. About four years.

Q. During that time where have you been stationed, in what part of the city? A. Well, I have been stationed two years down at Third and St. Charles and two years on Second and Madison.

Q. Well, now, what two years were you on Second and Madison? A. Well, these last two years here.

Q. Now do you know Lee Smith? A. Yes sir.

Q. Do you know him well? A. Yes sir, I know him well.

Q. During the time that you have been stationed on Second and Madison was Smith connected with the Police Department? A. Yes sir, he was.

Q. Was your engine house on his beat? A. Well, no, but he came there, his beat was on the West side of Broadway.

Q. How far was your engine house from it? A. One block, one block East.

Q. Now do you know Lee Smith's general reputation in that community amongst the people that know him? A. I do

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for the last two years.

Q. What is it, good or bad? A. Good all the time.

Q. Have you ever heard a word against his character?

A. No sir, never did.

Q. Is he regarded as a moral and correct man?

Objected to.

A. Yes sir.

Q. Have you always found him attentive to his duties?

Objected to; objection sustained.

Q. Is his general reputation for sobriety good?

Objected to; objection sustained.

Q. Do you know that as a police officer he was a very efficient man?

Objected to; objection sustained.

CROSS-EXAMINATION BY MR. BISHOP,

Q. What is your full name? A. John Reidmeyer,

Q. You for the last two years you say have been attached to the engine house up on Second and Madison Streets? A. Yes sir.

Q. That was not on Smith's beat? A. Well, no, it's one block East of Smith's beat. In case the other officer went to supper or it was the other officer's day off, he would come over onto this beat.

Q. Would come to the engine house and sit there and talk to you boys? A. Well, no, sir, just come in there occasionally, just say a word or two and go on.

Q. Do you know where he lived? A. Well, yes, I do.

Q. Where did he live? A. I couldn't tell you the number. He lives on Ferry Street between 14th and Blair Avenue.

Q. How far from where you live? A. Well, about five blocks.

Q. Are you acquainted with his neighbors? A. No sir.

Q. You had no conversation about him, then, with his neighbors? A. No sir.

sf,

Q. The talk that you heard, if you heard any, was simply around the engine house? A. Yes sir.

Q. Anywhere else? A. No sir, not that I remember of.

Q. Then all that you know about his general reputation is about the reputation he had at the engine house? A. Well, no, I heard before he ever came down to that engine house.

Q. Who did you ever hear talk about him before he came down there? A. Well, around up home, boys that know him around there--young men.

Q. They said Lee was a pretty good fellow? A. Why certainly, all that I ever heard spoke very well of him.

Q. Did you ever go around with him at night, after dark?

A. No sir.

THOMAS DOLAN,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. Mr. Dolan, what is your full name? A. Thomas Dolan.

Q. Where do you live? A. 2607 Madison Street.

Q. Are you in the Fire Department? A. Yes sir.

Q. How long have you been connected with that department?

A. About five years.

Q. What engine house are you with now? A. At 23's.

Q. Where is that located? A. Third and Washington Avenue.

Q. Where were you before you came to that engine house?

A. 26's.

Q. Where were they located? A. Second and Madison.

Q. How long were you at Second and Madison? A. About a year.

Q. When were you there, how long ago? A. I guess about six months ago.

89. Q. Six months ago you left there? A. Yes sir.

Q. You were then transferred to this other engine house?

A. Yes sir.

Q. Are you a driver? A. Yes sir.

Q. Of an engine? A. No sir, of a supply wagon.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known him? A. About a year.

Q. Do you know Lee Smith's general reputation in that neighborhood up there where he lives? A. Yes sir.

Q. What is it, good or bad? A. Very good.

Q. You saw him frequently? A. Yes sir.

Q. And you know the people with whom he associated in that neighborhood? A. Well, pretty much, yes sir.

Q. He was a police officer? A. Yes sir.

Q. During all the time you were there he was upon the police force? A. Yes sir.

Q. I will ask you this question now; you need not answer it until the Court passes on it: Do you know whether or not he was a very efficient officer?

Objected to; objection sustained.

Q. Do you know whether or not by reason of his being a very efficient officer that he made enemies among the boys there?

Objected to; objection sustained.

THE COURT: You can ask him about the particular boy.

Q. Well, do you know Henry Spreen and Gilmore and Majors and a number of other boys that assemble there in the neighborhood of your fire department? A. Yes sir, I don't know their names exactly, but I know the faces of them.

Q. Do you know now whether Lee Smith was called upon to drive those boys frequently from the corner?

Objected to as incompetent.

THE COURT: If he knows those boys by sight or name it is competent.

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Q. Do you know these boys by sight? A. Yes sir.

Q. The two boys who are here as witnesses, Gilmore and Spreen? A. Yes sir.

Q. Now do you know the general reputation of those boys in that neighborhood there? A. Yes sir.

Q. What was it? A. Well, it wasn't very good; they had a very bad reputation all out through the neighborhood.

Q. Were the officers frequently called on to disperse the boys from that neighborhood?

Objected to; objection sustained.

CROSS-EXAMINATION BY MR. BISHOP,

Q. How long were you up there, Tom? A. Pretty near a year.

Q. When did you go up to Second and Madison? A. Right after I got hurt, I can't exactly tell now when it was.

Q. Can't you tell about what time? A. Up to the 26's to stay there?

Q. Yes? A. Well, I was transferred from the 2's truck up there at the time I got hurt, you know. That's a year ago last April. But I didn't go up there right away, you know. I was hurt.

Q. A year ago last April? A. Yes sir.

Q. Was that April, 1894? A. Yes sir.

Q. And how long after that was it you went on duty again, after you got well? A. Well, I guess it was about five months and twenty three days I was laid up.

Q. Then you didn't go on duty until about the fall of 1894 up there? A. About that, yes sir.

Q. And remained up there until what time? A. Until about six months ago.

Q. Then you went down on Third Street? A. Yes.

Q. Now, how long have you known Henry Spreen? A. Well, ever since I been up to the 26's, they used to come there

every day.

Q. Henry Spreen I am talking about, how long have you known him? A. One of those boys?

Q. Henry Spreen I am talking about, do you know Henry Spreen? A. No sir.

Q. Would you know him if you were to see him? A. If I would see him, yes.

Q. Are you sure you would? A. I am pretty sure I would, I know all them boys.

(Henry Spreen was called and came forward).

Q. Do you know this boy? A. Yes sir.

Q. How long have you known him? A. Well, off and on I guess while I was up there, up to the 26's, they came there occasionally.

Q. Do you know where he worked? A. No sir, I do not know where he worked.

Q. Where would you see him? A. Well, through the day, and through the night sometimes, when boat excursions would come down Madison Street there they would be very often around there.

Q. Why, don't you know Henry Spreen was working for a long time there at the Stamping Company steadily? A. I didn't pay much attention. I used to see them around there.

Q. They used to come around the fire-engine house like boys usually do? A. Yes.

Q. What did Henry Spreen usually do up there, Tom?

A. I never did see him do much, I never paid particular attention to him. His face is not very familiar to me.

Q. Isn't it a fact now, Tom, that you very seldom saw this boy up there at all? A. Well, very often on Sunday and around the week once in a while.

Q. What did you ever see that boy do? A. I never seen that boy do anything out the way that I know of.

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Q. He was always a nice looking boy like he is now, wasn't he, well behaved? A. Well, they have been so bad up there that I could hardly tell.

Q. I am not talking about other boys, but talking about him, you know. Well, do you know Ed. Gilmore by name?

A. No sir, I do not.

Q. He is a boy working for the Hamilton-Brown Shoe Company, a black-haired boy? A. The faces is all I can remember, I didn't pay much attention.

Q. Well, you know there were some bad boys up there?

A. Well, I should say so.

Q. But you don't undertake to say that Ed. Gilmore and Henry Spreen were part of those bad boys? A. I couldn't tell that. They all used to mix in together and what one would do the others they would help out.

Q. Pretty much as all boys would do, I suppose?

A. Well, I don't believe there's any in these United States could beat them up there.

Q. Well, you had known Lee Smith up there as a police officer? A. Yes.

Q. Didn't you know him before he went up to that place?

A. Not personally, no sir, I used to know him to see him.

Q. Well, do you know when he was suspended from the force? Was that before or after you left up there? A. For this crime that he is charged with?

Q. On this charge, yes? A. Did I know him before, did you say?

Q. No, I say were you up there at this same engine house, the 26's, at the time he was suspended from the force? A. Yes.

Q. Do you remember when that was? A. No sir, I couldn't ~~xxx~~ exactly tell.

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Q. But it was sometime before you left up there?

A. Oh, yes, sir.

Q. Sometime before that you had been away for about six months? A. Somewheres around that time.

Q. So it has been very nearly a year since he has been suspended, hasn't it? A. I guess it's been six months since he was suspended.

Q. Now who did you ever hear talk about Lee Smith outside the Fire Department? A. Well, a great many people.

Q. Who were they? A. I couldn't exactly tell their names. Everybody spoke of him as a very quiet and obliging fellow, always had a good word from everybody that I know of.

Q. Did he ever come around the engine house at night?

A. Very often.

Q. You never went around with him at night? A. No sir.

Q. Don't know what he did or where he went? A. No sir.

REDIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. Tom, you were injured before you went to that station house? A. Sir?

Q. Mr. Bishop asked you something about when you went there; you were injured in the Fire Department before you went up to this station? A. Yes sir.

Q. And you were confined to your house for about six months? A. Yes sir.

Q. After you recovered sufficiently to perform your duties then you were assigned to this engine company in his neighborhood? A. Yes sir.

Q. You were hurt by an electric wire? A. Yes sir.

Q. In the discharge of your duty? A. Yes sir.

Q. ~~XXXXXXXXXXXXXXXXXXXX~~--Mr. Bishop asked you if these boys were any worse there than anywhere else. You stated they could not be any worse in the United States? A. No sir, and

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I have been all over.

Q. Isn't it true that they are the worst set of boys that you ever met with?

Objected to.

JUDGE CLAIBORNE: Mr. Bishop brought that out.

MR. BISHOP: I am speaking of Spreen and Gilmore.

Q. BY JUDGE CLAIBORNE: You have been all over the United States? A Yes sir.

Q. You were formerly a ball player, pitcher on the Browns, and traveled from one end of the country to the other?

A. Yes sir.

Q. And your opinion is that these boys up there were the worst you ever saw in any city in America? A. Yes sir.

Q. BY MR. BISHOP: Well, you don't mean to say that they are any worse than in Baltimore or Buffalo? A. Well, Troy comes near them.

THEODORE A. MUELLER,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. What is your name? A. Theodore A. Mueller,

Q Mr. Mueller, what is your business? A. Book-keeper.

Q. Where are you employed? A. At the Schoellhorn-Albrecht Machine Company, 610 North Levee.

Q. Where do you live in this city? A. 615 Barton St.

Q. Where is that street located, in what portion of the city? A. Southern portion, 2400 South.

Q. Have you ever lived in the Northern portion of the city? A. Yes sir.

Q. Upon what street did you live there? A. Lived at several places--3610 North 14th., on Farrar between 14th and Blair Avenue and also 3613 Blair Avenue.

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(...)
(74)
Q. How long have you lived in the city? A. I was born here.

Q. Born and raised here? A. Yes sir.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known Lee? A. Oh, ten years, perhaps more.

Q. More than ten years, you are satisfied of that?

A. I think so.

Q. What was Lee doing for a living when you first knew him, or was he going to school, and did he go to school with you---well, you knew him when he was a school boy? A. Yes sir.

Q. Now do you know Lee Smith's general reputation amongst the people that know him from that time up to the present?

A. Yes sir.

Q. Is it good or bad? A. It is good.

Q. Has he been regarded as a moral man?

Objected to; objection sustained.

Q. Is his reputation for morality good? A. I think so, it is with me.

Q. Well, have you ever heard it discussed, have you ever heard a man say a word against the morality of Lee Smith until this charge was made against him? A. No sir.

Q. Now from that time have you been intimately acquainted with him? A. Yes sir.

Q. How often would you meet him? A. Oh, we were together almost every day, sometimes we wouldn't see each other for a few days, just as boys meeting and playing together and then later-- it was not as frequent in later years.

Q. Did you know his mother and father?

Objected to; objection sustained.

Q. Did you live in the neighborhood at any time where Lee lived? A. Yes sir.

BARNEY BROCKARD,

Being duly sworn on behalf of the defendant testified
as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. What is your name? A. Brockard.

Q. Barney? A. Yes sir.

Q. What is your business? A. I keep a vegetable
stand

Q. Where is your place of business? A. 1500 Mallinckrodt
Street.

Q. Do you know Lee Smith? A. Yes sir.

Q. Does he live in your neighborhood? A. He lives
about three blocks from me.

Q. How long have you known him? A. Fifteen years.

Q. Do you know his family? A. Yes sir.

Q. You have known his mother and father? A. Yes sir.

Q. And Lee Smith during all of that time? A. Yes sir.

Q. What is Lee Smith's general reputation in that
community for morality---what is his general reputation?

A. Well, I never heard anything bad from him; I always
think he was a good boy.

Q. What do the people up there, his neighbors that
live with him, say about him? A. They never say anything
to me; they always say he was a good man.

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. Then you know his reputation to be good, do you?

Q. What is your name? A. Brockard.

A. Yes sir.

Q. At one time you lived within a block and a half of
him? A. Yes sir.

Q. Now for fifteen years you have seen Lee nearly every
week and every day, haven't you? A. Yes, most every week.

Q. He has always borne a good reputation? A. Yes sir.

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- Q. Quiet? A. Quiet.
Q. Peaceable? A. Yes.
Q. Sober boy? A. Yes.

Character for quiet, peace and sobriety
objected to, as not being an issue in
this case. Objection sustained.

CROSS-EXAMINATION BY MR.BISHOP,

- Q. What is your business? A. Vegetable stand, 1500
Mallinckrodt.
Q. You keep a vegetable stand--store? A. Yes sir.
Q. You are what they call a green grocer--and how long
have you lived up there? A. I live up there over twenty years
Q. Who did you ever hear talk about Lee Smith? A. I
never heard anything bad talked against him.
Q. Who did you ever hear talk about him? A. No sir.
Q. Who did you ever hear talk about him? Can you ans-
wer that? Did you ever hear anybody talk about him? A. I
never heard anything about that.
Q. Did you ever hear anybody talk about him at all?
A. No sir.
Q. You don't know what the people said about him, then?
A. No sir.

GEORGE W.CROWDER,

Being duly sworn on behalf of the defendant testified
as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

- Q. What is your name? A. George W.Crowder,
Q. What is your business? A. Printing.
Q. Where is your printing establishment? A. 917 Man-
chester Road.
Q. How long have you been engaged in business here in
this city? A. Since July 23d.
Q. How long have you lived in St.Louis? A. Pretty

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near 19 years.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known him? A. Pretty near nine years.

Q. Nearly nine years? A. Yes sir.

Q. Did you ever live in his immediate neighborhood?

A. Within five doors I believe.

Q. How long did you live within five doors of him?

A. Nearly three years.

Q. You know him well, then? A. Yes.

Q. Do you know his general reputation in that neighborhood for morality? A. From the time I lived there I do, yes.

Q. What was it, good or bad? A. It was good.

Q. Did you ever hear a word against his reputation or character in your life? A. No sir.

Q. Until this thing came up? A. Not until this came up.

CROSS-EXAMINATION BY MR. BISHOP,

Q. Where do you live now? A. I live 4137 Lee Avenue.

Q. How long have you been living there? A. Four years the 23d of September.

Q. Then you haven't lived in his neighborhood for over four years? A. For over four years, yes.

Q. Then you haven't heard anything among his neighbors, anything about him, for four years, have you? A. Not since I moved away, no sir.

Q. The last four years then you know nothing about his general reputation? A. No sir.

REUBEN W. PAVEY,

Being duly sworn in behalf of the defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

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Q. Mr. Pavey, what is your full name? A. Reuben W. Pavey.

Q. What is your business? A. I am Sales Agent for the St. Louis & Big Muddy Coal Company.

Q. How long have you lived in the City of St Louis?

A. Since 1857.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known him? A. Since 1889, spring of 1889.

Q. Do you know his general reputation for morality?

A. Well, yes.

Q. Is it good or bad? A. Good, as far as I know.

Q. You and him lived close together or worked together, did you not, at one time? A. Well, we never lived close together, he worked for the same firm I did about a year in 1889--between 1889 and 1890.

Q. You had frequent opportunities to see him?

A. Saw him pretty near every day and was connected with him every day--our business was connected with one another every day.

Q. And you say his reputation is good? A. Yes, as far as I know.

Q. Now I will ask you the question if he has not always been regarded as a most exemplary young man?

Objected to.

THE COURT: General morality is the question at issue here

JUDGE CLAIBORNE: I think that covers, sir, sobriety, decency, peace, quiet and everything else when I use the word exemplary.

CROSS-EXAMINATION BY MR. BISHOP,

Q. You say you never lived in his neighborhood?

A. No sir.

Q. But about five years ago you were working in the same place with him? A. Same firm, yes, not the same place.

Q. Well, during the ^{last} five years have you known anything about him? A. Saw him occasionally off and on.

Q. Well, did you ever hear anything about him? A. Well, no, I never heard anything.

Q. Never heard anything one way or the other? A. No sir.

Q. Then during the last five years you don't know what his reputation has been among those he associated with and his neighbors? A. I never heard anything derogatory, no.

Q. I never did either, but I want to know about it; I say so far as you know? A. So far as I know.

Q. You have never heard anything one way or the other?

A. I never heard anything but good, I never heard anything derogatory.

Q. Well, did you hear people speak well of him during the last five years? A. Always, yes.

Q. Where and who? A. Well, I can't mention any certain parties, because it came up casually in conversation.

Q. Where was it you heard this talk about him? A. Which talk?

Q. The last five years? A. I haven't heard any talk about him derogatory to his character.

Q. Or any talk about him at all? A. Well, I met a man that worked in the same mill his father works in and he always spoke well of him.

Q. When was that? A. Well, I can't recollect that.

Q. Then in the last five years you have met only one man that you ever heard talk about him? A. I didn't say that, there were others.

Q. Who were they? A. St. Louis Manufacturing Company and in different parts of the city.

Q. When was that, how long ago? A. Well, I tell you I can't recollect dates---off and on at odd times.

Q. Well, has it been within the last two or three years?

A. Yes sir, been within the last month and last three months.

Q. That is, since this thing came up? A. Yes sir.

HENRY BRUNNING,

Being duly sworn on behalf of the defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. Your name is Henry Brunning? A. Brunning, yes sir.

Q. Mr. Brunning, how long have you lived in the City of St. Louis? A. Forty nine years, going on forty nine.

Q. Where are you now living, what part of the city?

A. I am living on Salisbury Street, 2200 Salisbury.

Q. That is in the Northern part of the city? A. Yes.

Q. How long have you lived there? A. I have lived there--that is, in the Northern part of the city?

Q. Yes? A. Well, for the last thirty five years.

Q. What is your business? A. I am engineer for the St. Louis Fire Department.

Q. How long have you been engaged as an engineer with the St. Louis Fire Department? A. Ten years going on eleven.

Q. Do you know Lee Smith? A. I do.

Q. You have been engineer for ten years, but you were connected with the Fire Department before that, I believe?

A. Twenty nine years.

Q. Twenty nine years in the Fire Department? A. Yes.

Q. Now how long have you known Lee Smith? A. From a boy up, from childhood up.

Q. You have known him then from a child? A. From a child up.

Q. You know his people? A. I do.

Q. His father and his mother? A. I do.

Q. His grandfather? A. I do.

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Objected to; objection sustained

Q. Now do you know this boy's reputation from his childhood up to the present time? A. I do.

Q. What is it? A. Good.

Q. Is it good, first-class? A. First-class.

Q. Excellent? A. I never knew anything wrong about him.

Q. And during that time you have known him constantly?

A. I have.

Q. Known him from that time up until to-day? A. Yes.

Q. Have you ever heard a word against this boy in your life? A. Have I what?

Q. Have you ever heard a word against this boy until this charge was made against him? A. Never heard anything at all in that respect.

CROSS-EXAMINATION BY MR. BISHOP,

Q. Where do you live? A. 2200 Salisbury.

Q. And where are you employed? A. What is that?

Q. Where are you engaged, where do you work? A. I am in the St. Louis Fire Department, No. 8 engine company at Hyde Park. I am there 29 years past.

Q. Were you ever on the beat that Lee Smith walked?

A. Right in the neighborhood.

Q. Were you ever on his beat, were you ever in business on the beat that he walked as a police officer? A. No, not that I know of.

Q. Then you don't know what his reputation is on the beat that he walked as a police officer? A. That I couldn't say.

Q. Don't know anything about that? A. No sir, never heard anything out of the way.

Q. Well, you were not on his beat? A. No, I was not on his beat.

Q. You couldn't say unless you were on his beat?

A. That's right, that's correct.

JOHN OPEL,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. Your name is John Opel? A. Yes.

Q. What is your business, Mr. Opel? A. Cooper.

Q. How long have you lived in the City of St. Louis?

A. Forty five years.

Q. You are a boss cooper? A. Yes.

Q. You own your establishment? A. I do.

Q. Where are your works? A. 1423--1427 Farrar Street.

Q. You know this boy? A. I do.

Q. How near do you live to this boy? A. I am his next door neighbor.

Q. How long have you known Lee Smith? A. From a little boy on.

Q. During that time have you lived in his immediate neighborhood? A. Yes sir.

Q. During that time then, from a boy up to the present time you have seen him nearly every day, have you? A. Mostly every day.

Q. Do you know his mother and his father and all his people?

Objected to; objection sustained.

Q. Now do you know the general reputation of this boy from his childhood up to the present time for morality?

A. Good.

Q. Did you ever hear it questioned by anyone until this charge was made against him? A. By none.

Q. And during that time, from his childhood up to the present time you have had occasion to see him nearly every day? A. Well, not exactly every day. Of course I saw him

most of the time, not that I would just exactly say every day that I saw him.

CROSS-EXAMINATION BY MR. BISHOP,

Q. Was your place of business on the beat that he walked as a police officer? A. No sir.

Q. You don't know what his general reputation was on the beat that he walked? A. Not on the beat.

Q. You were never around ~~with~~ him at night? A. No sir.

Q. You don't know what he did at night? A. I do not.

CASPER LINK,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. Mr. Link, your name is Casper, I believe? A. Yes.

Q. Casper Link? A. Yes.

Q. How long have you lived in the City of St. Louis?

A. Next Sunday it will be forty eight years.

Q. During that time what positions have you held in this city? A. Well, I was over seven years on the police force, I was Market Master for three years and I was in the Mayor's office for another three years.

Q. You are in office then thirteen years here? A. Yes, something to that effect

Q. Have you lived in the Northern part of St. Louis?

A. For the last thirty years

Q. Do you know this boy? A. I do

Q. How long have you known him, Mr. Link? A. Well, I know him since he was about I believe four years old, three or four years old, I guess about from 18 to 20 years anyhow

Q. You have known him from that time then up to the present? A. Yes sir.

Q. Do you know his general reputation in the community for morality? A. Well, I always heard it was good.

Q. Has his reputation always been good? A. That is all what I know.

Q. Have you ever heard a word said against this boy until this charge was made against him here a few months ago?

A. No sir, not as I know of.

CROSS EXAMINATION BY MR. BISHOP,

Q. Where do you live? A. I live at 3616 North 19th Street.

Q. Do you live on the beat that he walked as a police officer? A. No sir.

Q. Do you know what his general reputation was on the beat that he walked? A. I can't say.

Q. You don't know anything about that? A. I don't know anything about that.

CHARLES W. HORSTMANN,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. What is your name? A. Charles W. Horstmann,

Q. Mr. Horstmann, where do you reside? A. 3610 North 9th.

Q. How long have you lived in the City of St. Louis?

A. Ever since 1871.

Q. What is your business now? A. I am a foreman at the Provident Association wood yards.

Q. Were you formerly a police officer? A. Yes sir.

Q. You are now retired on half pay? A. Yes.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known him? A. I have known him I suppose ever since he was about twelve or thirteen years of age.

Q. Have you lived in his immediate vicinity? A. Yes sir.

Q. Did you know him whilst an officer on the police

force? A. Yes sir.

Q. Were you on the force at the time he was on it?

A. Yes sir.

Q. Will you state now to the Court if you know his general reputation for morality? A. Yes, I think I do.

Q. What is it? A. It is good.

Q. During the time that you have known him since he was twelve years of age have you had frequent occasions to see him and to notice his conduct? A. I have, yes sir, since he was on the police force

Objected to.

THE COURT: The answer will stand.

CROSS-EXAMINATION BY MR. BISHOP,

Q. Did you walk the beat with him? A. For a short time I think I joined him on Grand Avenue.

Q. Walk the same beat with him? A. No sir.

Q. Never did? A. No sir.

Q. Where is your wood yard? A. The wood yard is at 1735 South 18th Street. It is not my yard, you understand.

Q. I am speaking about the wood yard that you are foreman of? A. Yes sir.

Q. That is not on his beat? A. No sir.

Q. Do you know what his general reputation was on the beat that he walked as a police officer? A. I never heard anything---

Q. I ask you if you know it--I asked you what his general reputation was on the beat that he walked? A. I think it was good.

Q. I ask you if you know it? A. Well, I never heard anything to the contrary.

Q. Well, I know, you are determined to say that. You were never on his beat and inquired around there what his reputation was? A. No sir.

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Q. Then, of course, you don't know anything about it, that is whether it is good or bad? A. No sir, that is right; I never made inquiries.

Q. Then you don't know what the people said about him that were on his beat? A. No sir.

WILLIAM LONG,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Your name is William Long? A. Yes sir.

Q. Mr. Long, how long have you lived in St. Louis?

A. Since 1892.

Q. What part of the city do you live in? A. North.

Q. Northern part of the city? A. Yes sir.

Q. What is your business? A. Auditor of "Famous."

Q. How long have you been connected as Auditor of the "Famous" establishment? A. Six years next September.

Q. Do you know Lee Smith? A. Yes sir.

Q. During the past six years have you known him well?

A. I have known him for the last two years and a half well.

Q. Do you know his general reputation for morality?

A. I do.

Q. What is it, good or bad? A. Good.

Q. During that time have you frequently seen him?

A. I have.

Q. And you know the people with whom he associates?

A. A great many of them, yes.

Q. And you say his reputation is good? A. Good, yes sir.

Q. You are a man of family I believe? A. Yes sir.

CROSS-EXAMINATION BY MR.BISHOP,

Q. Where do you live? A. 1122 Angelica Street.

Q. Is that on Smith's beat? A. No sir.

Q. You never lived on his beat? A. No sir.

Q. You don't know what his reputation was on the beat that he walked? A. Well, I know from hearsay; I don't know from being right there.

Q. Who did you ever hear talk about him, anyone that lived on his beat? A. The majority of people I heard talk about him lived close to his residence.

Q Yes, but that is not on his beat? A. No sir, it is not on his beat.

Q. Did you ever hear anybody that lived on his beat say anything about him one way or the other? A. Well, his beat is so far from us that I wouldn't know.

Q. That's what I say, you don't know what his reputation is on the beat that he walked as a police officer? A. No sir.

Q. You never heard of it one way or the other? A. I don't know anything about it, no sir.

HENRY LEASE,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBOR NE,

Q. Your name is Henry Lease? A. Yes sir.

Q. What is your business, Mr.Lease? A. I am a bartender, tending bar at 1809 North Broadway.

Q. What was your business before that? A. Groceryman.

Q. Where was your place of business? A 6128 North Broadway.

Q. How long did you carry on business there at that place? A. I was there about three years.

Q. During that time did you know Lee Smith? A. Yes sir.

Q. During all of those three years was he a police

officer on your beat? A. Well, he was during that time, he wasn't on the beat all the time.

Q. What part of the time was he on your beat? A. Well, that I couldn't exactly tell.

Q. During that time did you know him well? A. Yes sir.

Q. Do you know his general reputation for morality?

A. Yes sir.

Q. What is it, good or bad? A. Very good.

Q. How often would you see him there in the discharge of his duty, passing along on your beat? A. Saw him every day.

Q. You were a clerk there, were you, at that establishment? A. Yes sir.

CROSS-EXAMINATION BY MR. BISHOP,

Q. Where was this place that you were clerking? A. 6128 North Broadway.

Q. Between what streets? A. That is corner of Carrie Avenue and Broadway.

Q. How long did you know Lee Smith as an officer up there? A. I knew him since the year 1892.

Q. How long did you know him as an officer up there?

A. Well, he was an officer during the time I knew him; he was an officer when I got acquainted with him.

Q. Well, how long was that, how many years was he walking that beat? A. During the three years I was there.

Q. During the three years you were there was he an officer on that beat? A. Not all the time.

Q. Well, I asked you how long a time he was an officer there? A. I don't know exactly how long he was there, he was there off and on.

Q. Can you give us any idea how long he was an officer on that beat? A. No sir, I couldn't say.

Q. And you used to see him passing there every day?

A. Every day he was on that beat; frequently there were changes of officers.

Q. Well, who was there that lived on that beat that you heard talk about him? A. Well, one, Max Capin (or Kapin), a barber.

Q. Anybody else? A. That's all that I can think of now.

Q. During all that time the only person you ever heard talk about him was a barber? A. To my knowledge now.

Q. Well, then, how do you know what his general reputation was up there at that time if you never heard anybody talk about him except a barber? A. Well, seeing the man every day and talking to him myself would make an impression.

Q. You never saw him do anything out of the way? A. Never did, no sir.

Q. You don't know what he did at night? A. Well, I don't know, I saw him at night too; he was generally on duty until ten o'clock.

Q. Passing the store? A. Yes.

Q. That is all you know about him, just saw him walking backwards and forwards on his beat-- did you ever go out with him at night? A. No sir, I never been out with him.

Q. Did you ever hear your employers speak of him?

A. Oh, yes.

MICHAEL CUMMINGS,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT- EXAMINATION BY JUDGE CLAIBORNE,

Q. State your full name to the jury? A. Michael Cummings.

Q. You are a sergeant on the police force, Mr. Cummings?

A. Yes sir.

Q. How long have you lived in the City of St. Louis?

A. About thirty years.

Q. How long have you been connected with the Police

Department? A. Cbse onto 22 years.

Q. You are now a sergeant of police? A. Yes sir.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known Lee? A. Known him about something over a year, I believe a year and a half.

Q. During the time knew him, Sergeant, was he on your beat? A About ten months he walked under me.

Q. Do you know his general reputation for morality?

A. As far as I know it is good.

Q. During the time he served under you, Sergeant, did you ever hear a word against Lee Smith? A. No sir.

Q. You had an opportunity to watch him closely, did you not?

Objected to.

Q. Well, I will ask you then if it is not your duty to watch every patrolman under you?

Objected to; objection sustained.

Q. Well, I will ask you this question: Did you ever hear anything against the character of Mr. Lee Smith during the time he worked under you? A. No sir, I did not.

CROSS-EXAMINATION BY MR. BISHOP,

Q. You say he was under you about ten months? A. Yes sir.

Q. Where was he walking at that time? A. He walked from Broadway to Tenth and from Chambers to North Market.

Q. When did he cease to walk under you? A. Sometime in May last.

Q. At the time he was suspended? A. Yes sir.

Q. *That* you say ~~that~~ was the first time you ever heard any complaint made against him? A. That was the first time.

Q. You didn't go around from house to house and find out what the people thought about him? A. No sir, I did not.

Q. BY JUDGE CLAIBORNE: Sergeant, I understand you to say that he worked under you up to the time of his suspension?
A. Yes sir.

JOSEPH BROCKLE,

Being duly sworn on behalf of the Defendant testified
as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE,

Q. Mr. Brockle, your name is Joseph? A. Yes sir.

Q. And you are a deputy sheriff here connected with
this court? A. Yes sir.

Q. How long have you lived in St. Louis? A. All my
life.

Q. Born and raised here? A. Yes sir.

Q. How long have you known Lee Smith? A. I have
known him I guess for about twenty five years.

Q. Well, you have known him nearly ever since you were
a boy? A. Yes sir.

Q. Go to school with him? A. Yes sir.

Q. Well, during the time you have known Lee Smith do
you know Lee Smith's general reputation for morality amongst
the people who know him? A. Yes sir.

Q. Good or bad? A. Good as far as I know.

Q. Did you ever hear a word against Lee until this
charge was brought against him? A. No sir.

CROSS-EXAMINATION BY MR. BISHOP,

Q. Where do you live, Mr. Brockle? A. 4140 Pleasant.

Q. Is that in the Northern part of the city? A. Yes
sir.

Q. Did you ever live on his beat? A. No sir, but it
is my district up through there on his beat.

Q. Well, you never lived on his beat? A. No sir.

Q. Do you know ^{what} his general reputation is on the beat
that he walked up there around Tenth and Madison? A. No sir.

Q. You don't know what people say about him up there?

A. No sir.

REDIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Mr. Brockle, you have lived all your life up in that part of town? A. Yes sir.

Q. You and Lee Smith have lived in the same neighborhood, haven't you?

Objected to; objection overruled.

Q. That is, you have always lived in North St. Louis all your life up there? A. Yes sir.

OFFICER HURST,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Officer Hurst, how long have you been on the police force? A. Very near four years.

Q. Do you know Lee Smith? A. Yes sir.

Q. Were you on duty in the same district with him?

A. Yes sir.

Q. How long? A. Well, I have known him about very nearly three years.

Q. Three years? A. Yes sir.

Q. Knew him up to the time of his suspension? A. Yes sir.

Q. During that time did you and he walk on the same beat or adjoining beats? A. We did for about three weeks.

Q. But you served all that time for three years with him in that district? A. Yes sir.

Q. Now do you know his general reputation in that community up there among the police officers, the people who know him? A. Yes sir.

Q. For morality and everything else? A. Yes sir.

Q. Is it good or bad? A. Very good.

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CROSS-EXAMINATION BY MR.BISHOP.

Q. What beat did you walk, Hurst? A. Well, I walked the beat running from 10th to 14th, North Market to St.Louis Avenue, and he walked the beat West of me at the time.

Q. How long ago was that? A. Well, that has been two years and a half ago.

Q. What beat are you walking now? A. Same beat.

Q. Been there all the time? A. Yes sir.

Q. Didn't he walk East of you also? A. Sir?

Q. Didn't he walk the beat East of you also? A. Well, he did on the other watch, not on the same watch I was on, he was changed on the other watch.

Q. Did you ever walk the beat that he walked East of 10th or East of 14th? A. No sir.

Q. You don't know what his reputation was on that beat, do you? A. No, I do not.

Q. BY JUDGE CLAIBORNE: Your beat comes down right to his? A. Yes, right to the corner.

OFFICER MEYERS,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Mr.Meyers, you are a member of the police force?

A. Yes sir.

Q. This is your off day, that is why you are in citizens clothes? A. Yes sir.

Q. How long have you been on the police force of St.Louis? A. Five years.

Q. What part of the city have you been doing business in?

A. North St.Louis.

Q. During all that time? A. Yes sir.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known him? A. About three years.

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Q. During the last three years have you been on duty in the same district with him? A. Yes sir.

Q. Then during that time you have seen Lee every day I suppose? A. Yes sir, seen him every day.

Q. Do you know his general reputation for morality?

A. Yes sir.

Q. What is it, good or bad? A. It is good.

Q. Did you ever hear a word against Lee Smith during all the time you have known him until this charge was brought against him? A. No sir.

Q. Stood high in the Police Department? A. Yes sir.

MR.BISHOP: I ask that that be stricken out as to whether he stood high in the Police Department.

THE COURT: Order so made.

CROSS-EXAMINATION BY MR.BISHOP.

Q. What beat did you walk, Officer? A. Well, I walked almost all the beats in that district, there were about thirty of them.

Q. Pretty big district, then? A. Yes sir. Well, there's forty two beats, I walked about thirty out of the forty two.

Q. What beat was Smith on? A. No.10, that's from Broadway to 10th and Chambers to North Market.

Q. Did you ever walk that beat? A. Yes sir.

Q. How long ago? A. I walked that about two years ago.

Q. Was that before or after Smith walked it? A. That was before.

Q. And you have never walked it since? A. No sir.

Q. Do you know what his general reputation is on that beat? A. Well, I heard everyone speak well of him.

Q. Do you know what his general reputation is on that beat? A. I have heard everyone speak well of Officer Smith.

Q. You have heard everyone? A. Yes sir, everybody

that ever spoke to me.

Q. On that beat? A. Yes sir.

Q. Now how many people are on that beat? A. Well, I couldn't say, quite a good sized beat.

Q. Well, how many have you heard speak of him? A. Well, a good many of them.

Q. Well, just tell us? A. I meet them in every day life

Q. How did you happen to be talking to people on that beat when you were not on that beat? A. Well, I would meet them up in my beat, when I was going up to the station I would meet them.

Q. When was it you heard them talking about him? A. All the time ever since this charge has been preferred against him.

Q. Now who were these parties that spoke to you about it since this thing occurred that lived on his beat? A. Well, they were business men down there.

Q. Well, I supposed they were business men and not hoodlums. Just give us their names, please? A. Well, I couldn't think of their names.

Q. Why can't you? A. Because I couldn't, there were too many of them, I couldn't keep track of them.

Q. Well, can you give us any of them? A. Well, there's two of them that used to do business down there, I think their name is Schroeder.

Q. Where do they keep? A. They did keep at 10th and Chambers.

Q. How long ago? A. I don't know when they closed up there; they used to run a saloon there.

Q. Oh, they were saloon keepers? A. Yes sir.

Q. But you don't know how long ago it was that they were

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on his beat? A. No sir, I haven't walked the beat myself for two years.

Q. Were they on his beat at the time he was walking there? A. I can't say that.

Q. You don't know that? A. No sir.

Q. What did Schroeders say about it? A. He just come up to me and spoke about Lee Smith's case and asked me what I knew about it. I told him I didn't know nothing, and he says: "That man is no more guilty of that offense than I am."

Q. They knew all about it I suppose? A. They had heard it all, I guess they had seen it in the papers.

Q. Now who else? A. That's the only ones that I can keep track of.

OFFICER LEE,

Being duly sworn on behalf of the defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Officer Lee, you are a member of the metropolitan police force? A. Yes sir.

Q. How long have you been connected with it? A. Five years the first day of next July.

Q. What part of the city are you on duty in? A. At the present time I am in the North end--North Baden.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known him? A. Well, I got acquainted with him, me and him went on the force the same day, walked a beat together, the two first nights we were together, in fact we have been together, that is walking adjoining beats and beats together for two years and a half, something like that.

Q. Well, you have been either on the same beat or adjoining beats? A. Yes sir.

118. Q. And you have known Lee well then, you have been in

the same district together, have you? A. Yes, we was in the Sixth District together at least two years and a half.

Q. Now do you know Lee Smith's general reputation for morality? A. Well, it's good as far as I know about him, I never heard anything against him as far as it came up at all.

Q. Never heard a word against him? A. No sir.

Q. Up to that time that this charge was made against him his reputation was good? A. Yes sir, it was good, I never heard anything wrong against him at all.

CROSS-EXAMINATION BY MR.BISHOP.

Q. Good so far as you know? A. Yes sir.

Q. Did you ever walk in the 4th District? A. Well, I walked in the 4th District about a month and a half, something like that.

Q. What beat were you on there? A. I was walking from Penrose to Grand Avenue there.

Q. Did you ever walk the beat that he walked in the 4th District? A. No sir.

Q. You don't know anything about that beat? A. No sir.

Q. You don't know what his reputation was on that beat at all? A. No sir, I don't know anything about that.

FRANK R.BIGNEY,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Mr.Bigney, what is your business? A. I am editor of the St.Louis Police Patrol.

Q. How long have you been connected with the newspaper business of this city? A. About twenty years.

Q. What part of the city do you live in, Mr.Bigney?

A. North St.Louis--Northern part.

Q. How long have you lived in that part of the city?

A. Forty years.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known him? A. About three years.

Q. Do you know his general reputation for morality in the community in which he has lived? A. Well, I understand in a general way that it has been very good, he has been rather a model man.

Q. Did you ever hear anything against his morality?

A. Never.

Q. Until this charge was made against him? A. Never.

Q. Now you live on his beat or near his beat, do you not?

A. Yes, I live on his beat.

Q. And as a newspaper man for many years you have been gathering information in that part of town? A. Yes sir.

Q. Now if there had been anything against this man's character you would certainly have heard ^{of} it, would you not?

Objected to.

Q. Well, that is part of your business, is it not.

Objection overruled.

A. I think I would likely have heard of it, yes sir.

Q. Now I will ask you if you have not been detailed right in that part of the city? A. Yes, right around that neighborhood.

Q. And you never heard nothing against the character of this man until this charge was made? A. Never, until I met him at the police station.

Q. And before that you said his character was always good, he was spoken of as a moral, excellent young man?

A. Yes sir.

CROSS-EXAMINATION BY MR. BISHOP.

Q. What paper are you on? A. I was on the Chronicle at that time, and I am still connected with the Chronicle,

but not directly. I am editor of the St.Louis Police Patrol.

Q. At what time? A. At the time Officer Smith was on the force.

Q. At the time he was suspended? A. Yes sir.

Q. And what paper are you with now? A. I am editing the St.Louis Police Patrol.

BRIDGET COUZINS,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. What is your name? A. Bridget Couzins,

Q. Mrs.Couzins, where do you live? A. 3500 North---
911 Destrehan.

Q. Do you know Lee Smith? A. Yes sir.

Q. Did you ever live in his neighborhood? A. I did,
sir.

Q. How near to his people? A. Second next door.

Q. How long? A. About 17 years ago.

Q. How long did you live there? A. Oh, about five
years.

Q. Since that time have you known Lee Smith? A. Yes
sir.

Q. You have known him then for the past 17 years?

A. I have, sir.

Q. During that time have you known him well? A. I have
known him being a good boy all that time, good young man and
a good boy.

Q. Do you know his general reputation as a moral and
correct young man? A Yes sir.

Q. Is it good or bad? A. He is a good young man, a
good moral reputation, in my estimation..

Q. You have known him ever since he was a child, then?

A. I have, sir.

CROSS-EXAMINATION BY MR.BISHOP.

Q. You think he is a good boy? A. I know he is a good boy.

Q. Did you live on his beat there between Broadway and 10th and Chambers and North Market? A. No, I didn't live on his beat.

Q. You don't know anything about his reputation on that beat, do you? A. Well, I knew his reputation on that beat that he was a good boy when he was on the force.

Q. Well, who told you he was a good boy? A. Well, the neighbors.

Q. Who are they? A. My son.

Q. Did he live on the beat? A. He don't live on the beat, he lives with his mother, that's me.

Q. Let me ask you to give the ^{name} of anybody that lives on that beat that knows him? A. I don't know, except Mr. Bigney.

Q. Did he live on that beat? A. I think so.

Q. Don't you know he lived on the adjoining beat?

A. I don't exactly know, but he lived in the neighborhood..

Q. Do you know anyone else? A. No sir.

Q. Do you know what his reputation was on the beat that he walked? A. No, I don't know his reputation only as a boy.

THOMAS D.STACK,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Mr.Officer, please state your name? A. Thomas D. Stack.

Q. How long have you been on the police force of the

City of St.Louis? A. Seventeen years.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known Lee? A. I know Lee about three or four years, but not intimately.

Q. Were you in the same district with him at any time in the last three or four years? A. Yes, about a year, something like a year or year and a half.

Q. Did you walk together or in the same neighborhood?

A. Yes, about a year, little over a year.

Q. In what district was that? A. 4th District.

Q. Will you state to the jury if you know Lee Smith's general reputation for morality during the time you knew him in that community? A. Well, as far as I know of him I always considered him very temperate in his language and expressions; that is, never heard him use a bad expression in my life-- in his conversation, and in fact I never seen him do anything that wasn't proper and right as far as a good man was concerned, as far as a virtuous man, in my opinion, what I knew of him.

CROSS-EXAMINATION BY MR.BISHOP.

Q. Well, you are just telling what you knew about him yourself? A. Yes sir.

Q. You don't know anything about his reputation?

A. It was good as far as I know until this affair.

Q. As far as you know, but how far do you know?

A. Well, I knew him something like a year or a year and a half, I walked the next beat to him.

Q. Did you know what his reputation was on the beat that he walked? A. I never heard anything wrong against his reputation, that is so far as morality was concerned.

Q. Did you ever hear anything one way or the other?

A. Not about his morality.

Q. You never heard anything one way or the other on

that subject? A. Not on that subject, no.

Q. You don't know what the people on his beat said about him? A. Not until after this thing occurred. They never said nothing previous to this thing happening.

Q. Well, that is what I am inquiring about; you don't know what the people on his beat said about him? A. No sir.

Q. And you don't know then what his reputation was on his beat--the beat that he walked? A. Well, I don't know what it was.

J.P.WALSH,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Officer Walsh, how long have you been on the police force? A. About eighteen months or nineteen months.

Q. Do you know Lee Smith? A. Yes sir, I know him.

Q. Did you walk the same beat with him? A. I walked adjoining beats with him, yes.

Q. How long? A. About fourteen weeks.

Q. Do you know Lee Smith's general reputation for morality in that neighborhood? A. Yes sir, at that time it was all right.

Q. Is it good or bad? A. It was good, number one.

CROSS-EXAMINATION BY MR.BISHOP.

Q. Where was his reputation number one? A. In every respect.

Q. Where, I say? A. On this beat, in this particular neighborhood.

Q. On your beat? A. Well, on his own beat, across from me.

Q. His beat was across the street from you? A. Yes.

Q. How many people on his beat did you ever hear speak about him before this exposure? A. I never heard anybody

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speak of it.

Q. Never heard anybody speak about him at all? A. No.

Q. Then you don't know what his reputation on his own beat was? A. Well, I used to walk with him on every Saturday night, I used to walk with him all the time--

Q. I am not asking you about your walking with him; I am speaking about citizens up there who were not police officers? A. No, I never heard anyone say good or bad concerning him.

Q. You don't know what his reputation was? A. No, not in that respect I don't know him.

JOHN O'NEIL,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Mr. O'Neil, your name is John O'Neil? A. Yes sir.

Q. How long have you lived in St. Louis? A. About twelve years.

Q. What is your business? A. Street car conductor for the Union Depot Railroad.

Q. How long have you been in the employ of the Union Depot Railway Company? A. Three years and three months.

Q. Do you know Lee Smith? A. I do.

Q. How long have you known him? A. About nine years.

Q. During that time have you known him well? A. Yes sir.

Q. Seen him frequently? A. Yes sir.

Q. Do you know the people that Lee goes with, the people that he knows? A. Yes sir.

Q. Do you know his general reputation for morality in this community? A. I do.

Q. Is it good or bad? A. Good.

CROSS-EXAMINATION BY MR. BISHOP.

Q. Where do you live, Mr. O'Neil? A. At 4255 Gano Avenue.

Q. That's way up North? A. North St. Louis.

Q. And you are a conductor on the Union Depot Railway Line? A. Yes sir, Bellefontaine Division.

Q. Running backwards and forth every day? A. Yes sir.

Q. For three years and three months? A. Yes sir.

Q. Where did you hear Lee Smith talked about? A. Well, I have been in his company for--

Q. I asked you where you had heard him talked about?

A. Well, on the corner of 20th and Penrose, where I used to live, when I knew him personally.

Q. How long ago was that? A. Well, that's about 1886 or 1887.

Q. Well, that's ten years ago? A. Well, as late as 1886, might be 1887 or 1888--eight or nine years ago.

Q. Where have you heard his reputation and character discussed within the last nine years? A. Well, among the boys I used to associate with.

Q. Where? A. Corner 20th and Penrose.

Q. Did you ever hear anybody say anything about him one way or the other who lived on his beat? A. Lived on his beat?

Q. Yes? A. No sir, I have not.

Q. You knew he was a police officer on a certain beat there, did you not? A. Yes.

Q. For a long while? A. For a long while, yes sir.

Q. Between Broadway and 10th Street? A. Yes sir.

Q. And Clinton and---well, up in that neighborhood there about North Market Street? A. Yes sir.

Q. Did you ever hear a single person that lived on his beat there say anything about him? A. No sir, I have not.

Q. You don't know then what his reputation has been for the last year or year and a half or two years? A. No sir, I do not.

OFFICER SIMCOX,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Mr. Simcox, are you a member of the police force?

A. Yes sir.

Q. How long have you been on the police force? A. About seven years.

Q. What was your business before you went on the force?

A. Teamster.

Q. Do you know Lee Smith? A. I know him since he has been on the force, that's all.

Q. During that time have you known him well? A. Well, I used to see him, I used to generally carry papers for the police station in the morning, that's how I come to know him.

Q. Well, do you know his general reputation for morality since you have known him? A. I don't know nothing about him only just while he was on the force.

Q. Well, do you know what the people said about him, what his reputation was? A. I never heard people say anything against him.

CROSS-EXAMINATION BY MR. BISHOP.

Q. Or for him either? A. Sir?

Q. You never heard anything said about him at all, did you, Mr. Simcox? A. No sir.

Q. You don't know anything about his reputation at all?

A. No sir. Every morning I generally carried papers for the station at 7th and Carr and used to meet him there.

Q. You saw Smith there and knew him as an officer?

A. Yes.

Q. What his reputation was you didn't know? A. No sir.

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LOUIS LONG,

Being duly sworn on behalf of the Defendant testified as follows:

DIRECT-EXAMINATION BY JUDGE CLAIBORNE.

Q. Mr.Long, how long have you lived in St.Louis?

A. Twenty five years.

Q. Do you know Lee Smith? A. Yes sir.

Q. How long have you known Lee? A. I suppose about five years.

Q. You live in North St.Louis? A. Yes sir.

Q. What is your business? A. I am private watchman up in the hall and I work in a planing mill during the day.

Q. What planing mill? A. St.Louis Manufacturing Company

Q. Now do you know Lee Smith's general reputation among the people who know him up in that part of the city for morality--is it good or bad, if you know it? A. Well, what I seen of him it's good. I seen him around the hall over there and he didn't seem to mix up with anybody else, attended to his own business.

Q. You never heard a word against his character?

A. I have not.

Q. For the five years you have known him? A. No sir.

CROSS-EXAMINATION BY MR.BISHOP.

Q. Where is this hall? A. Thirteenth and Monroe.

Q. Was that on the beat that he walked? A. No sir.

Q. Do you know what his reputation was on the beat that he walked? A. Don't know anything about the beat.

Q. Don't know anything about that at all? A. No sir.

AT THIS POINT A RECESS WAS DECLARED UNTIL 2 P.M.