

**POOR QUALITY
ORIGINALS**

0682

BOX:

187

FOLDER:

1901

DESCRIPTION:

Holland, James F.

DATE:

09/08/85



1901

POOR QUALITY
ORIGINALS

0683

¹⁰ 4th 1885
Please do not throw this in
the waste Basket, but Please
Investigate

To Chief Policeman
N.Y. City

POOR QUALITY
ORIGINALS

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Dear Sir :

Thinking you are in a position to safely handle my goods, I have concluded to write you. If I have made a mistake, do me no harm, but let the matter drop. I am willing to prove myself your friend if you are desirous of engaging in this speculation ; if you don't care to engage in the enterprise, I hope you will excuse the liberty I have taken in making the proposition. My business is not legitimate, but the goods I deal in are safe and profitable to handle. The sizes are ones, twos, fives, tens and twenties. Do you understand ? If you conclude to answer this letter, I will send you full particulars and terms, and will endeavor to satisfy you on every point ; that, if you are my friend, I will prove a true and lasting one to you. If you have been unsuccessful in your business, I can supply you with goods with which you can pay off all your debts and start free and clear again. You can purchase mortgages—in fact, my goods can be safely used the same as any money you ever handled in your life. It was never intended that one man should have millions of dollars and another nothing, so don't throw away this chance to make a fortune. Others have grown rich around you (no one knows how) why not help yourself ?

I manufacture the goods, so in trading with me you purchase from first hands, and no one shall ever know what passes between us. Answer at once, and be sure to return this letter, or you will not hear from me again. I will return your letter, and you must do the same. Write no one else about this business, for if you do I shall know it, and you will never get the article. I intend sending letters to see if you will write any one else ; remember this, and look out for other letters. I don't think it safe to trust people with my goods who are willing to write any and every one on such a subject. As an evidence of good faith on your part I ask you to send me all letters you may receive in relation to this matter. I shall send others to you, and will know whether you return them to me or not. Give me your post-office address, plainly written.

Yours very silently,

POOR QUALITY
ORIGINALS

0685

1st District Police Court.

Thodore R. Davis

vs.

James F. Holland

STENOGRAPHER'S TRANSCRIPT.

Septem ber 4 1885

BEFORE HON.

John J. Gorman

Police Justice.

R. D. C. Selman

Official Stenographer.

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1st. DISTRICT POLICE COURT.

THE PEOPLE,
IN COMPLAINT OF
Readone Davis
agst.
James T. Hall and

Examination had *September 4th* 188*5*
Before *John J. Gorman* Police Justice.

I, *David C. Seltman* Stenographer of the *1st* District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of *Readone Davis*

as taken by me on the above examination before said Justice.

Dated *September 5th* 188*5*

John J. Gorman
Police Justice.

David C. Seltman
Stenographer.

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Theodore Davis being duly sworn
deposes and says.

By the Court.

Q What is your name?

A Theodore Davis

Q Where do you reside?

A 1063 Lexington Avenue.

Q What is your business?

A None no business.

Q What is your age?

A By ones of age. on the 21st of last
April.

Q Is good enough to tell us what you
know of the shooting of your brother.

A I carried in the office between

one and ten thousand dollars in new

United States bills one & two fives

and tens. And after I laid it in the

office another party sat there supposed

to be the brother of the man named

Woodford or Woodward that the

party was to do business with.

Mr. Stame

Q When you refer to the party

0688

mention the name?

He was under the name of
Howland or Johnson, the prisoner
mean.

Q Then what was done?

A I then proceeded to my office, leaving
this man Butler supposed to be
Woodwards brother with the supposed
counterfeit money spread on the
desk, about ten minutes after
that my brother entered with the
prisoner Howland or Johnson, now
present. When they entered my
brother says to this man that was
supposed to be the brother of Woodward
^{where} that is the old man, this other man
Butler who sat there said the old
gentleman had gone out.

Then he says what is this doing
here to Butler.

Butler says that is ten thousand
and dollars that is to be sent
to a man named Meyers in Georgia
either Macon or Atlanta Georgia.

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my brother then says all right, "you
can go to Butler."

Butler then leaves the office,
I am now out in the back office
clearing every thing my brother says
to this man Johnson or Howland.
Mr Home

Could you see through, from
your back office where you were
to the place where your brother ^{and}
his player were?

Agree sir,

Go on,

Q When Butler left the office my
brother put half of the counterfeit
bills in this hand and then both went
to work each having half of them
and they counted it out, bill after
bill. after that was counted he
tied a string around the one dollar
bills and pushed it to one side
Now he says we will count the
twos. He divided the twos with the
man again (meaning the prisoner)

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And they counted them. And he also tied
 it with a string and pushed it to one
 side And they divided the fines And tens
 exactly as they did with the ones
 And the tens. And after that was done
 my brother took the packages And
 put one after another in a large
 bag. And he says how do you like it
 And if you have any genuine ones
 tens or fines in your pocket com-
 pare them, And he says no I have not
 got any money with me. I left
 all my money And jewelry with
 my ~~partner~~^{friend} And my brother then
 locked the bag, as soon as he locked
 the bag that man (meaning the
 prisoner) jumped up with a pistol
 in his hand and said get in that
 corner and put your hands up
 God damn you, get in that corner,
 my brother took his coat like this
 (showing) which is the exact mate
 of the one. And he says you would
 not shoot a man unarmed would

you, you would not be such a coward
as that, yes god damn you. get in
that corner and he jumped over a chair
and get it between them and he said hands
up, and my brother tried to pacify
that man, (meaning the prisoner)
and he says for gods sake you are no
man to deal in this kind of business
if you get as excited as that. and my
brother says sit down and let me talk
to you, and he said no god damn you.
get in that corner and put up your
hands.

Q Mrs. Horne.

Had the prisoner any thing in his hands.
As he had a pistol,

Q Go on,

A As soon as my brother locked
the bag the prisoner jumped up
and threw a chair down, and drew his pistol and he cursed
and yelled as loud as he could. and my
brother told him to be quiet. and my
brother said you would not shoot
a man unarmed would you, Q

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and unarmed. And lifting his coat.
 like this (showing) And he said yes god
 damn you, get over there in that corner
 and put your hands up. Then my
 brother picked the bag up and said
 he was was unarmed and while
 holding up the supposed counterfeit
 money said raised you shoot me
 for that; then he placed the bag where
 I could reach it. from my office ^{where} I
^{I had after} ^{where} I ^{exchanged} the bag, ^{which}
^{a parcel} ^{at} ^{as soon as} he done that
 he sat down on the desk (like this)
 with one foot on the ground. And
 his broad shoulders hid the bag
 And I took it and replaced it by another
 bag exactly like it with a bundle
 of papers the size of the money And
 then as I shut the panel of the door
 the report of the pistol was heard.
 I immediately ran out of my
 office door and passed his office
 door and then went down two
 flights of stairs, with the bag
 supposed to have the counterfeit

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 money for which I had substituted
 another one exactly like the one
 I took with bundles of paper in
 them tied up like the bills I went
 down stairs ^{and} there is a boot block
 there who has a chair there ^{and} I put
 the boy under the chair ^{and} I say keep
 that for me ^{and} don't give it to any
 body else until I come for it ^{and}
 I then turned around as far from
 the boot block as the place is (incidentally
 to see about my brother ^{and} I saw
 the man over coming out of the
 door ^{and} I followed him to the Euro-
 pean Hotel butler ^{and} there I saw
 an officer ^{and} told him to arrest
 that man he shot a man ^{and} I
 found the pistol on his left side
 between the pants ^{and} body. ^{and} I
 told the officer to take him
 to the station house ^{and} I would go
^{and} get my hat ^{and} follow him to
 the station house. I ran up stairs
 to where my brother laid dead

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and found him lying on his face,
 I took him by the two shoulders and
 turned him over ^{on} his back and the
 blood was oozing from ~~the~~ ^{his} mouth.
 I then went down stairs to go for
 a doctor or an ambulance and I met
 the officer bringing the man back.
 I then took my bag from the
 boot black, and not having the key I
 tore it open and took the supposed
 counterfeit money out and deposited
 it in the deposit company.
 I took the Broadway car and rode up
 to Franklin Street and went down
 Franklin Street to West Broadway
 and went into a friends liquor store
 and took a drink and stayed there a
 minute and then thought what I
 should do; I then went to the
 Station House and asked the sergeant
 where the Captain was and he said
 he was out and I said give me an
 officer to go with me. I want to
 have the accomplice or companion

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of the prisoner who killed a man
 arrested. And he gave me an officer
 and he went with me to the Merchants
 Hotel in Courtland Street, and I showed
 the officer the man I wanted arrested
 the officer arrested ^{him}, I saw the officer
 have a large pistol in his hand.
 which he took from the prisoner
 which was similar in size to
 the one my brother was shot with
 By the Court

Q During the time that your brother
 and the defendant were having this
 excited discussion could you see
 every action of them two?

A Yes sir I could see every one of their
 actions

Q Was there any other person in that
 room other than the defendant
 and your brother?

A No sir nobody else.

Q They were alone were they?
 A Yes sir

Q Did you make any attempt to

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assist your brother?

Answer

Q Did you see the pistol he shot him
with?

A No but I heard the report.

I now to before me
this 1st day of September 1885 } Thomas Davis
John J. Gorman }

Dee Justice

Cross Examination of Theodore Davis, by Mr. Rice.

Q How long have you resided in the city of New York?

A All my life, born here.

Q You say that you have no business?

A None at all sir.

Q Will you tell us what you call looking through a peep hole whilst a man is being defrauded in front, as you stated here, as took place at 115 Reade Street, what kind of business do you call that?

A No business.

Q How long have you been engaged in doing that which you term no business?

A 12 years about.

Q With your brother?

A Yes sir.

Q And in how many places in the city of New York in that time were you and your brother engaging yourselves in the supposed selling of this counterfeit money?

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A about 4 different places.

Q At the time of your brother's death did you have more than one place in the city & county of New York?

A Not for that business.

Q For what business did you have other places?

A To keep myself secluded, to keep out of liquor saloons & off the street.

Q How many of these kind of places did you have at that time?

A Only one.

Q Where was it?

A 335 Broadway.

Q What part of that house did you have there sir?

A The top floor.

Q Any name on the door?

A No name.

Q When was the first time that you ever saw the defendant Holland?

A I am not positive whether it was Thursday or Friday.

Q Where did you see him?

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Q In the Bond Street office

Q In the office where your brother was killed?

A Yes sir

Q Was anybody with him other than your brother at the time?

A When he entered there was another man there

Q What was the name of the other man?

A Butler

Q Was Butler employed by you and your brother?

A By my brother

Q Were you employed by your brother and was interested with him in the profits of the proceedings?

Q In the profits of selling what was supposed to be counterfeit money - ~~to~~ the people who were induced to come to that place, is that so?

A Yes sir

Q How much did you give Butler a week as salary?

A That I don't know.

Q Was he paid a salary or percentage upon those who were robbed?
 A A percentage I believe

Q What is Butlers first name?

A I think it is Thomas.

Q Do you know?

A I do not I am not positive

Q How long has he been in your employ?

A From four to six years.

Q Continuously?

A Yes.

Q Is it not true that he has done the country some service by being imprisoned for selling this material or robbing people in the manner you have testified to?

Objected to

By the Court.

Objection Overruled.

Counsel Exception

A He has

Q How long is it since he came from the penitentiary or state prison the last time?

A I didnt know that he was there before
it is 3 years I guess.

Q He was sent from the United States
court. was he not?

Answer

Q How long is that ago?

A about 3 years.

Q And remained there during his sen-
tence?

Answer I believe so.

Q Was it not on one of your cases
that he was sentenced?

Answer

Q When did you last see Butler?

A I think it was the night before my
brother was buried, I think it was the
day before yesterday or yesterday
I buried my brother yesterday. I
think it was the night before.

Q Where did you see him sir?

A In my house.

Q In this city?

Answer

Q When did you last visit this room

that you speak of 113 Reade Street.

A This morning

Q Did you go from the District Attorney's
there to these rooms you speak of

A No sir

Q with anybody from the District Attorney's
office?

A No sir

Q with whom did you go?

A I went with a gentleman from
Mr. Howe's office

Q Will you give me the name of that
gentleman?

A I don't know his name. (Mr. Howe
volunteering) It was Mr. Steubord

Q Mr. Davis you say that you were in
the back room when the parties came
in when I say the parties I mean your
brother Thomas, Davis, & Hallan & the
defendant?

A Yes sir

Q Who came into the room first?

A My brother

Q How far is the room door from the

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place where you say you looked through the portation?

A 11 or 12 feet.

Q From your position on the other side of the door could you see the door?

A No sir

Q That was not within the radius of your view was it?

A I could not see the door from that place. No.

Q How long is that room if you know about it? I am speaking of the room where Thomas Davis came in with the defendant?

A It is about from here to the wall.

Q Do you say 30 feet?

A I should say about 20 feet

Q Was there a table in this room as well as a desk?

A No sir

Q The furniture consisted of the desk & how many chairs?

A Three.

Q And did you know the position of these

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Chairs when your brother came into the room?

A I knew the position of one?

Q Where was it? where was the one that Mr Butler sat in?

A Right opposite my hole.

Q When Butler sat in that chair opposite the hole how near was he to you?

A From where I am sitting now. to that book (showing)

Q Was it 2, 3, 4 or 5 feet, give me about the distance?

A From the hole where I looked?

Yes sir

A Five feet where they sat.

Q Did Mr Butler remain for any length of time in the room after Mr Lewis came in with the defendant?

A About a minute and a half or two minutes

Q You were the one that took the money there that morning in the saddle were you not?

A I was.

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Q And how much money you had in that package?

A From 7 to 10 thousand dollars.

Q You don't know within a few thousand how much money you had there?

A Not exactly.

Q From the time the defendant came in that morning until you heard the shot fired, how long an interval of time elapsed?

A 30 minutes I should think.

Q Did the defendant sit down at all whilst in the office?

A He did.

Q At the desk?

A Yes.

Q Did your brother sit down by the side of him?

A Yes, facing each other.

Q What kind of a desk is it. Will you please describe it?

A It is a desk about about 4 foot or 4 1/2 foot long.

Q And how high?

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A About that high about 3 feet or a little over it when you sat up to it

Q I am speaking now of the height of the desk?

A The desk is about five feet high

Q Will you state to me again if you please when the money was counted by your brother and placed in the satchel to be taken away as you describe by you, what were the first words the defendant said to him or he to the defendant?

A When it was placed in the bag the prisoner got up from his seat took his pistol out and told him my brother to put his hands up above his head.

Q Just try to give me the words the defendant used himself?

A Get up god damn you and put your hands up and get in that corner.

Q Are you sure those were the words he used?

A As near as I can recollect those are

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the words.

Q Nothing more or nothing less?
A He repeated them.

Q Was the defendant sitting near the door of that place or further away?
A He was sitting away from the door up by the deck.

Q Was your brother was sitting nearer the door?

A Yes in the centre of the deck.

Q Was the defendant was furthest off from the door?

A No my brother was the furthest away.

Q How was that door fastened?

A By a catch latch

Q Was locked?

A Yes with a key. Just a spring lock.

Q Was opened with a key?

A Yes I gave the key in my pocket.

Q How long have you had that place?

A About 3 years ago. I guess. I cannot say the exact time but I guess

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about 3 years.

Q What rent did you pay for it?

A My brother paid the rent.

Q What was it about?

A I guess it was 10 or 12 dollars, I never paid it myself in my life.

Q Did you have any talk with the defendant at all?

A No sir not a word.

Q Saw speaking now of the Thursday or Friday before the shooting?

A I never spoke to him in my life.

Q When he told your brother to put up his hands and get in the corner you say that he repeated it several times what did your brother do then?

A He raised from the chair and stood up.

Q How near were they together then?

A About 2 feet and a half.

Q Was it at that time that your brother held the bag in front of him?

A No sir.

Q What did your brother say?

As he pleased with him not to shoot him
Q. What did he say?

A. He said for gods sake you will not
kill me or shoot me or shoot a
man or some thing like that, or some
thing to that effect, I dont know the
exact words.

Q. Were you then looking through this
hole that you spoke of right at
them?

Answer:

Q. You are positive of that?

A. Positive

Q. Could you hear all that was said when
you were looking through the hole?

Answer:

Q. Did I not hear you say that when you
wanted to hear anything that was
going on, you would put your ear
to the hole? And if you wanted to see
anything you would put your eye
there?

A. That was occasionally when anybody
would speak low in a low tone

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Q Then what occurred immediately after your brother said, you would not shoot a man - ?

A He told him you would not shoot a man, an unarmed man for that would you, put your pistol up ^{and} be calm for a man to get excited like that is not a man for this kind of business.

Q Did he say if you get excited like this ?
A I don't exactly remember the exact words.

Q What was then said ?

A He says I am unarmed. ^{and} he exposed himself then he lifted his coat ^{and} twisted around ^{and} he said you can see I am unarmed.

Q Did he turn completely around.
A Yes sir

Q More than once ?

A Once is all that he did it

Q Sure of that ?

A Yes sir

Q ^{and} was that the minute that he

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held the bag in front of him was it
that moment in turning around
and he took the bag up?

Answer: At that moment he didn't
know what was the next thing that your
brother did?

Answer: He said for gods sake you would not kill
me and then he picked up the bag.

Q Where was the bag all this time?
Answer: Lying on the deck.

Q Where after then had he laid it - at that
time?

Answer:

Q And was the bag then within your reach
at that time?

Answer:

Q But it was on the deck?

Answer:

Q And then your brother picked up the bag
and held it in front of him and saying
you would not shoot me for that
wounded you. And then your brother
immediately put it on the deck
with his left hand?

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A He threw it carelessly on the deck.

Q He threw it carelessly in the very spot where you wanted him to put it?

A where I could reach it

Q Now where you could exchange it for the bogus bag?

A Exactly.

Q Is there that ^{place} your brother had placed.

It there you got it, in front of him

A Not in front of him, the defendant stood there to the left (showing)

Q How near were they together at that moment?

A A foot or a little over

Q Did the defendant have his pistol raised at that time?

A All the time

Q And his arm extended?

A All the time

Q Now during this time they were four feet apart?

A Yes in about that.

Q So then the muzzle of the pistol must have been a couple of feet from

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from the body of your brother?
 Ayee sin

Q And while the defendant was doing that you say your brother sat on the edge of the deck to give you the opportunity of exchanging the bag?

A That is what I supposed.

Q To give you that opportunity to exchange the bag?

Ayee sin

Q And you availed yourself of it?

Ayee sin

Q From the time that that bag was placed on the deck for you to take away and your taking it away was any words passed between the defendant and your brother?

Ayee sin

Q What were they?

A He told him to get up out of there and get in the corner?

Q Your brother was previously standing up then?

A No sin he was sitting down.

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Q Hadn't I understood you to say that
he was sitting on the edge of the
deck?

A Yes sir.

Q You say the deck is 3 feet high?
A Yes sir about that.

Q And while you were in the act of taking
of that bag away you closed the
slide?

A Yes sir the door.

Q And you took the bag and exchanged it?

A Yes sir.

Q Where did you have the other bag to
exchange?

A In my hand.

Q Then you opened it with your left
hand the door I mean?

A Yes sir.

Q And took the bag out with your left
hand.

A I laid the bag down like this (showing)
and replaced it with the other bag and
then shut the door.

Q Where did you get the other bag from

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the bogus bag. the bag with the paper in it?

A My brother got that bag.

Q When you were ready for exchanging it where was that bag at that time?

A It was in my hand and I held the door the way (showing)

Q Then you had the bogus bag with the paper in your right hand and with your left hand you opened the door?

A Yes sir

Q How did you get the other bag out with your right hand then if you still held the other bag?

A I didn't have the bag. I had the bag in my ^{right} hand and laid it down and opened the door like this (showing)

Q Then after you laid it down you reached in with your hand and took the other bag?

A Yes sir

Q Where did you put that bag?

A I kept that in my hand.

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Q Then how did you put the other bag
in its place?

A I left that on the desk in the office
I opened the window or panel that
way (showing) took that bag out.
And left this on the desk.

Q Did you take the other one out first
A Yes sir

Q How high is that panel from the floor?
A About 3 feet 2 inches.

Q The panel that you opened.

A Yes sir the bottom of it the whole
panel is a little over that.

Q Where is the hole?

A Right on the edge.

Q Was the hole cut or a slit made.

A The hole was cut with a knife.

Q And the last you saw of the defendant
and your brother was when you closed
that door?

A That is the last.

Q And you heard the shot immediately
upon closing that door did you?

A Yes sir

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Q Did you then immediately run away

A I didn't run away

Q or walk away?

A As fast as I could get out.

Q Will you swear that you heard the second shot fired?

A I will

Q Where were you when you heard the second shot fired?

A Going out of the door.

Q Going out of your door?

A Before I got to the door.

Q Where is it?

Q Going out of the door. Before I reached the door the second shot was fired

Q You mean by that the door of your room the position that you were in?

A Yes sir

Q Did you state on Tuesday last that there was more than one report of the pistol that you heard?

A I only heard two?

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Q Was it not the that you said " And then as I shut the panel of the door the report of the pistol was heard and I immediately ran out of my office door did you say that the other day? "

A I don't know that I did I didn't run I got out as fast as I could get out. I didn't run.

Q Did you say that you heard the report of a pistol meaning one shot only Ayessui as soon as I closed the door the panel door not the hall door

Q Did you say you didn't know if you ran out or walked out?

A I didn't run out I walked out as fast as I could.

Q How did you get down stairs?

A I went pretty fast.

Q Did you run down stairs?

A The stairs are very irregular

Q Did you run down stairs?

A No Sir I did not.

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73.

Q If you knew what you were doing?
Answer

Q Do you recollect that your hat fell off?

A I didn't have any hat I never not operated with my hat on, I never operated in my life in the back office when I was at the panel with my hat on.

Q And you don't think you took your hat with you at all?

Answer

Q How long a time elapsed between the time that you went down stairs and the time you had the man arrested?

A From eight to ten minutes.

Q Do you recollect meeting the officer who had your the defendant in charge?

Answer

Q And you told him to take him to the station house?

Answer

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Q Where was it?

A Corner of Chambers & West Broadway

Q How far away was this from this place where you spoke of 113 Resse Street?

A One block.

Q You went back alone to where your brother was?

A Yes sir

Q And how long did you remain there?

A I don't suppose only long enough to turn him over.

Sworn to before me
this 14th day of September 1885

Police Justice

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John D. Hollander

John D. Hollander

Deposition of Witness, produced, sworn and examined the twentieth day of February in the year one thousand eight hundred and eighty six at the Office of J. M. Kelsey in Abilene Texas, under and by virtue of a Commission issued out of the Court of General Sessions in and for the City and County of New York in a certain cause therein depending and at issue between the People of the State of New York and James T. Holland, defendant as follows:

John T. Hill of the City of Abilene, County of Taylor and State of Texas, and by occupation City Marshal and Ex Officio Assessor and Collector of the City of Abilene, aged 31 years and upwards being duly and publicly sworn pursuant to the directions hereto annexed, and examined on the part of the defendant doth depose and say as follows:

Sworn. To the first Cross Interrogatory he saith; Holland and I live in the same town. We have been intimately acquainted for several years. I had been intending for some time to go East that Fall and among other points, I expected to visit New York city. Sometime prior to the

Frank M. Kelsey (Commissioner)

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time, I had fixed for starting I learned Holland contemplated going to New York and we arranged to come on together.

Second - To the Second Cross Interrogatory he saith: -

As I stated before the Grand Jury the first Hotel we stopped at in New York City was the Summit House. I wrote J P Holland's name on the ^{Hotel} register, handed him the pen and told him to finish it. He said, "shall I register your name," I said "no". "J P Johnson".

At all the other hotels we stopped at in New York City ^{also Jersey City} Holland registered his own name and also wrote J P Johnson for me.

Third - To the third Cross Interrogatory he saith:

I was then and am now the City Marshall of the City of Abilene, Texas. A public officer, a former Postmaster of our City had defaulted and absconded from our State. I had reason to believe he was in the City of New York and it was my intention to look him up and see if I could not

Frank McKelvey
Commissioner

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1
Have him returned to Texas, hence
I did not want my true name
published among the arrivals in
the City. I was well acquainted
with him and he with me.
I did not want him to know
I was in the City till I met
him.

Truth- To the fourth Cross
Interrogatory he said:
Yes, sometime before we started on
the trip, can't say just how long.
Think it was after we determined
to come on together. Holland
told me he had a letter and
circular from a man by the
name of H Woodward of New
York, proposing to sell
Counterfeit money. He also
said, he had learned from
some source, (I don't remember
what) that these parties in reality
did not deal in Counterfeit money,
but exhibited to their customers
genuine money which they
represented as counterfeit and
which they would propose to
sell at large discount which
upon being paid for, the customer
was permitted to carry the package
out of the room to the Express
Office. One of the parties accompanying
(Frank McKelvey Commissioner)

him. That on the street or street cars on the way to the express office by some slight of hand trick, they would exchange the genuine for a bogus package. Holland said while he was in New York he intended looking into the matter and if after examining he became convinced the money was genuine and they would deliver it to him and let him carry it to the Express Office he would buy some of it and take the chance of their slipping a bogus package on him, on their way to the express Office.

Fifth: To the fifth cross interrogatory he said:

On the way from Buffalo, I think it was, Holland showed me a letter addressed to him from a man by the name of H. Woodward making an appointment to meet him in Jersey City at the Philadelphia House. When we arrived in New York city and after we had stopped as before at the Summit House Holland asked me to accompany him to Jersey City and I did so. After that, in the various interviews

Frank McKelvey
Commissioner

we had with these parties, I was invited by them to meet at the appointments made by them for Holland and myself and I was actuated by curiosity to accept their invitations.

Sixth: To the sixth cross interrogatory he said:

Yes he did. After I had examined the money and after he had examined it, and the terms of sale had been fully explained, Holland said to me he would give them \$500⁰⁰ for \$10000⁰⁰ if they would deliver the package to him and let him carry it to the express office.

Seventh: To the seventh Cross Interrogatory he said:

It was in this way: there was an appointment for us to meet one of these parties at the Merchants Hotel on Sunday morning.

Holland was sick that morning and said he did not feel able to go and suggested that I go and keep the appointment. As this necessitated my going alone I did not wish to go out on the street alone with that amount of money on my person.
(Frank McKelvey Commission)

I did not think it was safe to do so. I gave it Holland to keep for me. This was the package of \$1500⁰⁰ which was my money.

Eighth- To the Eighth cross interrogatory he saith:
It is my opinion they were genuine but I did not know positively.

Ninth- To the ninth cross interrogatory he saith:-
To both Holland and myself.

Tenth- To the tenth cross interrogatory he saith:-
The younger of the two.

Eleventh- To the Eleventh Cross interrogatory he saith:
I meant to say, it was all of my money which Holland had in his possession.

Twelfth- To the twelfth cross interrogatory he saith:
I mean to say he must have had \$500⁰⁰ at least, if not more.

(Frank M. Wilsey
Commissioner)

(Frank M. Wilsey, Commissioner)

Thirteenth - To the thirteenth cross
interrogatory he saith:

Yes, she must have had that amount
if not more.

Fourteenth - To the fourteenth cross
interrogatory he saith:

Because on our way from Buffalo
to New York City, Halland told
me he would probably need
\$500⁰⁰ before he could get it
from the Bank on his Letter of
Credit. I had something over
\$1500⁰⁰ with me.

Halland knew it and asked me
to let him have \$500⁰⁰ saying
he would replace it when
he drew on his letter of credit.
I let him have that amount.
On Thursday I think it was
I gave Halland \$1000⁰⁰ and
told him to deposit same in
his name for me. He was
known at the Bank and I
was not. He drew \$500⁰⁰
on his letter of credit and
left it with the Bank also,
deposited the \$1000⁰⁰ I had
just given him, and took a
certified check from the Bank
for \$1500⁰⁰. On Friday I
think it was. I told him I
wanted the money. And we went
(Frank M. Elsey Commissioner)

to the Bank (Hanover) and he drew from the Bank \$1500⁰⁰ which he gave to me. In this way he ~~paid~~ paid me the \$500⁰⁰ I had let him have, which left him with the same \$500⁰⁰ I let him have as before stated. And on Monday morning at the Merchants Hotel and just before he went off with the man Woodward, I saw him count and roll up and put in his vest pocket this same roll of bills I had let him have as before stated. And Woodward told him to take with him the amount of money he expected to invest. And I think it was Halland's intention to buy \$500⁰⁰ worth if the parties complied with the terms they had proposed to him.

Fifteenth - To the fifteenth Cross Interrogatory he said - It was the same man who had shown me the money on the Friday before. It was not the Old man with the gray mustache, it was the man, Mr Purdy said, (when he was examining me before the Grand Jury) was Davis.

Frank M. Nelson
Commissioner

J. T. Lee

State of Texas }
County of Taylor } I, Frank M. Kelcey,
do certify that John D. Hill, the
witness, personally appeared before
me on the 20th day of February
at 7 o'clock in the afternoon at
my office in the City of Abilene, in the
County of Taylor, in the State of Texas
and after being sworn, to testify the
truth, the whole truth, and nothing
but the truth, did depose to the
matters contained in the foregoing
deposition, and did, in my presence
subscribe the same. And I further
certify that I have subscribed my
name to each half sheet thereof.
And I further certify that ---
appeared in behalf of the ---
and that --- appeared in
behalf of the ---

Frank M. Kelcey
Commissioner

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STENOGRAPHER'S MINUTES.

First District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

Theodore Davis

VS.

James T. Halland

BEFORE HON.

John J. Cronan

POLICE JUSTICE,

September 4th 1885

APPEARANCES:

For the People,

Ambrose N. Purdy

For the Defence,

Price W. Grady

September 4th 1885

I N D E X.

WITNESSES.

Theodore Davis

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

R. C. Selman

Official Stenographer.

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S. T. Smith,

14 Park Place, N. Y.

STENOGRAPHERS' MINUTES.

Cornell's Office

Interment upon the Body
of
Thomas Davis.

BEFORE

Hon. Ferdinand Levy
Clerk

Wednesday Sept. 2 1885

Witnesses:

Direct.

Cross.

Re-Direct. Re-Cross.

Cornelius Sullivan

2

George Walsh

8

Theodore Davis

10

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Inquest upon, the Body

of

T H O M A S D A V I S.

Before ~~XXXXXXXXXX~~Hon. Ferdinand Levy, Coroner.

Wednesday, September 2, 1885.

and a Jury.

P R E S E N T:

For the people -	-	-	-	-	Ambrose H. Purdy.
For Defendant -	-	-	-	-	Edmund E. Price. Esq.
For Complainant -	-	-	-	-	Messrs. Howe & Hummel.

Coroner Levy:- Gentlemen of the Jury; You have been called here this morning to investigate the cause of death of Thomas Davis, which seems, was shot and killed on Monday afternoon, the day before yesterday, between the hours two and three, at 131, Reade street, on the top floor. It is claimed that he was shot and killed by one James T. Holland, who is now a prisoner and in the court room. Mr. Davis was 48 years of age. A native of this city and lived in this city with his family. We have in attendance all the witnesses in the case, and I understand that the parties are represented by counsel. We are ready to proceed.

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The jury being satisfactory to all
~~proceeded the examination~~ of witnesses was
proceeded with.

CORNELIUS SULLIVAN, being called as a witness for
the people was duly sworn and testified as follows:-

By Coroner Levy.

Q What is your full name?

A Cornelius Sullivan.

Q You are a police officer?

A Yes, sir.

Q Attached to what precinct?

A Attached to the Fifth precinct.

Q Will you tell the jury in what manner you were connected
with this shooting case?

A I was standing on the corner of West and Chambers street on
Monday afternoon a quarter of 2 o'clock. This man
came running, (The. Davis) along the street and says, "of-
ficer, I want you to arrest that man, pointing to the pris-
oner. (The prisoner is identified by the witness.) I
run after him, grapped him and threw my arms between him
and searched for his pistol. I found his pistol in be-
tween his waist of the shirt and his drawers. I walked
him to the place where the shooting occurred. In the
meantime Davis here, went back for his hat and said, "take

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him along - I will be up there. I started and went to the place of the shooting. I went up stairs and brought my prisoner with me, and met Mr. Davis at the head of the stairs coming down, officer, he says, I will go for an ambulance. I says all right. I ~~XXXXXX~~^{brought} the prisoner in where the man was shot. There was a black bag standing on the desk. He says officer, I want you to take care of that bag, it is my property. I said all right anything belongs to you you shall have. He said can I sit down? I said, yes. I sent for an officer to the station house. there was nobody there only myself. I waited so long for an ambulance - I asked a man to get one.- he did so. I took this man to the station house along with his bag.

Q You mean the prisoner?

A Yes, sir.

Q Did you make any further arrests?

A No, sir.

Q Did the prisoner say anything to you on the way to the station house?

A I asked him why he had shot the man, he says, they were robbing him?

Q Is that all he said?

A That is all.

3 Q Is this the pistol or revolver that you took from the pris

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oner at the time?

A Yes, sir.

The pistol is marked "Exhibit 1 of this
day."

Q Is that all you recollect of the occurrence?

A Yes, sir.

BY MR. PURDY:

Q Tell us the first words that you spoke to the prisoner -
that you said to the prisoner?

A I said why did you shoot the man?

Q What was his answer?

A He hesitated a while, and then said they were robbing me

Q How long did he hesitate?

A About a half a second. X

Q What else?

A I said no more to him.

Q You made no further remarks to him whatsoever?

A No, sir.

Q Then you took him from where?

A Right up where the man was lying dead. I sat him down
I said nothing to him after that or he to me.

Q Did he say anything else in your presence?

A No, sir; only when I got to the station house he denied
the property of the bag.

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Q What did he say?

A He said the bag didn't belong to him?

Q Who spoke to him about the bag first - what did he say?

A If it was his bag the sergeant said -

Q What did he say?

Defendant's counsel objects to what the
sergeant said?

A I told the sergeant he had admitted the bag belonged to
him in his place.

Q What did he say to that?

A He said nothing more.

BY Mr. HOWE:

Q What was the condition of the pistol when you took it
from the prisoner. How many cartridged were in it and
how was it charged?

Mr. Price, counsel for defendant objects
to Mr. Howe's interpolating any remark or ques-
tion here without he represents the People.
I understand there is an attorney here to re-
present the People and it is unseemly for a
gentleman who representing a witness in this
case, Mr. Davis here to take part in his exam-
ination. He is not representing the People
and he has no standing here as representing the
People. I object in the interest of justice,
I think that justice will be subverted by the

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learned District Attorney here and ~~he~~ he is derelict in
his duties - -

Mr. Howe: The cause of the People is as safe I know in the
hands of the learned gentleman Mr. Purdy, who represents
them. I know his worth and his talent. I am simply
here in the capacity of the survivors of the deceased,
who advise with the District Attorney and I think I un-
derstand my position in this matter.

Mr. Purdy: Mr. Howe is interested for the People, who very na-
turally feel very much aggrieved at the death - at the
violent death of the deceased, and I think it is customary
in homicide cases for counsel to be associated with the
District Attorney and the District Attorney is always
glad to receive such assistance as he can in the prosecu-
tion of people for crimes. The question that he asked
is an entirely proper question.

By the Coroner: I think the question is a proper one. I
will allow it and direct the stenographer to read the
question.

Q What was the condition of the pistol when you took it
from the prisoner - how many cartridges were in it and
how was it charged?

A I didn't examine the pistol after I took it I held it in
my hand - at the station house - it was never out of my

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possession.

Q It was not out of your possession?

A No, sir. There were bullets discharged out of it -
three bullets discharged out of it?

Q Did you examine it?

A I did. At the station house.

Q You found three bullets discharged?

By MR. Price:

Q How long was MR. Davis away from the officer after you had
arrested the defendant there, M5 Davis making the remark
to you he was going for his hat, did he go back to the
premises, this 113 Reade Street?

A Yes, sir.

Q How long was MR. Davis out of your sight?

A After he started for the ambulance?

Q When you first made the arrest, how long was MR. Davis out
of your sight until you next saw him again?

A It could not be over six or seven minutes.

Q You say he told you he was going for an ambulance after
that?

A Yes, sir.

Q How long was it before you saw him again?

A Pretty near an hour.

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GEORGE WALSH, being called as a witness for the people, was duly sworn and testified as follows:-

By Coroner Levy.

Q What is your full name?

A George Walsh.

Q You are an officer attached to what precinct?

A The Fifth precinct.

Q State to the jury in what manner you are connected with this case?

A I was standing at the corner of Church and Chambers street and a boy came up to me and says, "there is a man shot."

Q What time was this?

A By my watch about 14 minutes to 2, at the time. I ran down there, in the meantime I seen officer Sullivan had

a man that was supposed to have shot him, under arrest. I

guarded the body while I was there. The coroner came to

investigate the matter. I searched the man and found

\$544.00. Five one dollar bills, four tens, two single

dollar bills, and one two dollar bill, and forty-two dol-

lars in Canadian money. A white handled knife and a bunch

of keys, and a gold watch.

Q After you were informed of the shooting, the prisoner was already in custody?

A Of officer Sullivan. The party told me - this man, officer, go down there, he has a heavy burden on his hands.

I was told to go and assist my brother officer, and I did

so.

Q Did you see this pistol at the time?

A Not at the time; no, sir.- I picked a bullet up in the room, in the presence of the Coroner. I examined the

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place. I found on the partition where the map of the United States was hanging on the wall, I found a bullet; it struck the map and dropped down. I gave it to the Coroner. There was a bullet went through the desk- I could see the hole of it.

By a Juror:-

Q Was the bullet in the second room?

A In the first room.

By another Juror:-

Q I understood you to say that the bullet went through the wall?

A I presume that the bullet I picked up - I presume the bullet went clean through. It was supposed that it struck the map - it struck the partition, it went three quarters of an inch through. This bullet I was talking about, the bullet went clean through the XXXX partition. There was one ball there I suppose went through - it went through the desk, and this through the partition in the wall. I couldn't find the ball, but the hole was there.

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THEODORE DAVIS, being called as a witness on behalf
of the people was duly sworn and testified as follows:-

By Coroner Levy.

Q What is your full name?

A Theodore Davis.

Q What is your occupation?

A No business.

Q Where do you reside?

A 1003 Lexington avenue.

Q You are a brother of the deceased, Thomas Davis?

A I am.

Q Will you tell the jury what occurred on the afternoon of
August 31, Monday, at 113 Reade street, in reference to
this shooting?

A I placed on the desk of the office that my brother was
killed in, between eight and ten thousand dollars, in good
money.

Q When was that?

A It was about 3 o'clock, Monday afternoon, August 31. It
was distributed on the desk, and a man by the name of But-
ler sat there, supposed to be the brother of a Mr. Wood-
ward or Woodford. These parties came on for to buy coun-
terfeit money from.

Q Will you please tell us who was there at the time when

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You distributed the money?

A Mr. Butler and myself.

Q Anybody else?

A Nobody else; not at that time. After I distributed the money on that desk I left that office out of the same door and went into another door that leads into an office that I was to sit in. It was partially darkened. I hadn't been in there I don't suppose five minutes when my brother entered with that man. That is the man entered the office - with that man. When they entered my brother says to Butler "where is the old man" (Meaning Butler's brother) he is gone out, Butler said. My brother says where is the old man. Butler says, "He has gone out". Well, he says my brother you had better go and see him. Butler got up to go and says, "what is this doing here? Butler says there is \$10,000 there that is to be sent to a man by the name of Myers in Georgia." All right, my brother says. Butler left. My brother then to that man says "sit down" (to the prisoner). There is two of them there is Johnson and Holland. He sat in a chair. My brother then halved the pile of one-dollar bills which stood about that high - cut it in two and said "you count half of it while I count the other." He with my brother counted bill after bill. After they counted them, my brother

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then took it - and took a piece of string and tied it up
He laid that one side. He then took the twos and to
count it with me. - They both started and counted that money -
the two dollar bills. After that was done he tied it up
and laid it aside. They both started and counted the
\$5.00 notes, - and the \$10.00 notes. As he got through
counting it - as it was lying there he says to this man,
(indicating) have you a one or a two dollar bill, or a five
or 10 dollar bill, to compare with it, to see how near the
genuine it is. He says no, I have left everything with
my partner - my watch and chain and all my money I left
with my partner at the hotel. He said either partner or
friend, I cannot distinctly state which.

Q Did he mention the hotel?

A We knew the hotel. As soon as he said that he took the
money, package after package, opened the bag and put each
package in the bag. He locked the bag. The bag at that
time was as close to me - the bag at that time was as
close to my eye as I am to that desk. As he locked the
bag, immediately that man jumped up, and pulled out a pis-
tol. My brother rose to his feet and says "what do you
mean?" "you wouldn't shoot me - " he says, "I am unarmed",
put your hands up he says - - up with your hands, and
get in that
XXXXXXXXXXXX corner - get he says in that corner. My

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brother trembled and raised his hands that way (indicating and tried to pacify him. He says, "Do not get excited, if you do you are no man to go into this business." My brother I think repeated not to shoot; he says "for God's sake" he says, "don't shoot me" he says, and he had a coat like that (indicating to his coat) without a pocket in it or button or button hole, he raised his coat that way (illustrating) and says "I am unarmed, you wouldn't shoot a man unarmed?" he picked the bag up and held it in front of him that way (indicating). He says, "would you shoot me for that?" And he laid it down by the panel. It was then my time to take it and I took and replaced it with the bag, the facsimile of the one he took I then closed the panel as quick as I could - and I heard then the report of the ~~XXXXXX~~ pistol. I immediately walked through my door - the outlet to the office I was in, and opened it, I passed by the door of the other office and walked down two flights of stairs. I walked into a bootblack house that is on that corner, I pushed the bag down under the chair and said "give that to nobody but me. The boy said yes. I then turned around to walk back - to go up stairs where my brother was. I met that man coming out of the hall unbuttoning his coat in that way (indicating) for fear that he should get away I followed him to the corner of West Broadway and Chambers Street. He turned

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to go towards Broadway, as he did, I seen this officer talking to a man that arrested him, I immediately took a hold of the officer's arm and said "arrest that man", he shot a man." The officer took hold of him. He went to search him. I put my hands also on him - the pistol stuck in there (indicating) down there, on his left side. I says you take him to the station house - I am without a hat, and I will go to the station house after you. I immediately run to the office, I there saw my brother lying on his face and I spied blood on his back on his coat, I took him and turned him on his back and the blood was oozing from his mough. I said "get an ambulance or something to that effect and run down stairs. As I got to the bottom of the stairs I met the officer coming in with that man. I said the man is up stairs. I went as far as the corner, - not knowing what to do I went back to the boot black and I got my bag with the supposed counterfeit money in it. I took the bag to 335 Broadway. There I had no key - I took my knofe and cut the bag open. I took the packages and rolled them up in a piece of brown paper. I took the car and went to the deposit company - to the Safe Deposit Company where I always kept it - placed it in the box in the deposit company, took the car and rode up Broadway to Franklin Street. I went down Franklin street to the corner of Franklin and West Broadway.

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I went in there and ordered a glass of whiskey which I seldom drink. I considered what I should do. I asked the proprietor of a place where the station house was - and I did really not know where it was and he told me. I went to the station house and said, "where is the captain." The sergeant says, he is out or not in - what do you want? I want an officer to go with me to arrest the confederate or accomplice of the man that killed that man. He said he was not there when he shot him. I said, "don't hesitate, send a man with me, it is my brother he has killed. He wanted to send a man in uniform. I said If you do that - if you do and this man sees him coming he will get away. He quickly got an officer to change his clothes. The officer and I took a car and rode as far as the car did to the tunnel, got out of there and walked to the Merchant's hotel, in Cortland street. On our way from the car there, I said to the officer I want you to be careful about this. There will be no mistake, when I point out this man - I want you to arrest him. You get into the hotel - you go into the hotel a little bit after me, and when I see him I will show him to you. I said you go into the hotel a little bit after me, sit there and read the paper, and when I see him I will show him to you. I done so. As soon as I went in that man

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there I pointed out as the man I wanted arrested - with the large moustache there. (witness identifies the prisoner Hill). What exchanged between the officer and XXXXX I know not, but the officer, after he arrested him, took the pistol out of the pocket or he took it himself, - I don't know which, but I seen the officer have the pistol the same as that in his hand, that he took away from that man, there. We walked from the hotel and took an Eight avenue car and rode to the street that the station house is in. - We walked down that street, there were so many people - there were so many boys following us, I asked the officer to let go of him, which he did - I said he cannot get away from me, and I walked behind - I was walking behind. I walked him to the stationhouse he and I and searched him in there. He pulled out he pulled from his own pocket two watches and chains and two or three packages of money. The Sergeant asked him what it contained. He broke the paper off and counted it out. There was 150 dollars, five large cartridges - that is all.

Q. Have you told us all that occurred or is there anything you wish to do?

A. When the prisoner left the chair and pulled his pistol out the chair that he sat on - he threw down that way, (indicating) with the pistol in his hand ordering my brother

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to put his hands up and get in the corner.

Q Were you there when the pistol was discharged?

A Not in the room. It was discharged immediately after I removed that bag - just as the bag was exchanged - when I replaced it the pistol went off.

Q How many times did he fire?

A I only heard two reports.

Q Are you positive of that?

A I am positive there was more than one - I am not positive; no, sir.

Q You cannot tell whether there were three?

A No, sir; I cannot tell.

Q Are you acquainted with Holland the prisoner, prior to that time?

A Yes, sir.

Q When and where did you first make his acquaintance?

A The first time I seen him was Thursday afternoon, with my brother.- The Thursday before the Monday that he was killed. When I seen him I was in the same place that I was when he was shot, in Reade street.

Q When did you first see the other man?

A Thursday morning, at the office.

Q Was Holland present?

A No, sir; he never invited but one man at a time.

Q Did you see those two men together at any time, Johnson

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and Hill?

A Not until I met him and then not together, when I was examined yesterday morning.

Q Did you see them together?

A Never in my life.

Q Prior to that Thursday you did not know Holland nor Hill?

A No, sir.

Q Is this the bag you referred to in your testimony?

A Yes, sir; that is the bag that I replaced for the one I carried away.

Q Just examine that, are those the same contents of that bag?

A That is what my brother tied up and has often done it. It is paper cut in the shape of notes.

Q You have told us all that you know or recollect in reference to this shooting?

A Yes, sir.

Q Your brother I believe had his office at Reade street?

A My brother is the one that hired the office. I never rented it.- My business is a concealed XXX business. No man that ever come to do business ever seen my face - not a man.

By a Juror:-

Q How did you know this second man?

A He was in the office on Thursday morning. My brother invited him there and satisfied him with the goods,- the

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same goods that I will produce on the trial. It is new money of the issue of 1880. Never been used. It is supposed to be counterfeit money.

By a Juror:-

Q. Your brother showed it to the accomplice of the prisoner?

A. Yes; that man the last that was arrested. Then my brother told him - -

By Coroner Levy:-

Q. Were you there when the conversation took place?

A. This man said he was satisfied with the goods - he would like his partner to see it.

By a Juror:-

Q. What ~~XXXXX~~ man are you speaking about?

A. The last man that I arrested in the Merchant's Hotel.

By Coroner Levy:-

Q. One of the jurors wanted to know something about the conversation on that Thursday in your presence, between you and your brother and this defendant?

A. It was about the money that he was to get. He said he was satisfied with it.

Q. Did you know who his partner was?

A. My brother knew it - so did Butler.

Q. Who is Mr. Butler?

A. I shall produce him, sir, but not to-day.

Q. Was Mr. Butler present at that conversation?

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ORIGINALS

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A Yes, sir.

Q Who is Mr. Butler?

A He is a man that used to work for my brother.- His business was to go to the hotel - interview these men to buy counterfeit money and then to bring them to my brother in the office.

Q Mr. Butler was there that Thursday. Did you see him the day of the shooting?

A He was in the office and told my brother there is ten thousand dollars there. Then he discharged him and then this man and my brother and I were alone. And Butler carried this man back to the hotel and brings his man.

Q At the shooting or at the time of the shooting there was nobody present?

A But myself,- my brother and Holland, and I was in another room - I was in another office.

Q Butler was not there?

A No, sir.

Q Now Hill?

A No, sir; only myself, my brother and the man that is charged with the shooting. It is a large office, partitioned off by planking - made into two offices.

By a Juror:-

Q The witness says in the beginning of his testimony that he saw the pistol pointed. How could you see it?

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POOR QUALITY
ORIGINALS

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A I had a small peephole. My occupation was to see everything that was said with a man.

Q How large?

A That large. (Witness forming a circle between his forefinger and thumb.)

Q You sat there?

A Yes, and it was right in the panel of the door. There was no man that came in there that I didn't hear what they said, if they did not talk too low. - That was my business there.

By a Juror:-

Q Was your brother shot after you exchanged the bag?

A Right at that instant. I took the bag and replaced it - got it through - the report of the pistol rang out. I then took the bag, walked out of my room passed the entrance of the room he was in, and there is a boot black
XXXXXXXXXXXXX house there, I went in there - -

By the Coroner - You have stated that before, we have gone over that part of your testimony, and the jury will remember it without going over it again.

By a Juror:-

Q Did this man Holland say anything else to this man Davis excepting "there put your hands?"

A No, sir; nothing else. They counted out all the money,
and he, Holland, jumped to his feet, and the distance was

POOR QUALITY
ORIGINALS

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was about as far as that from there and said "put up your hands - my brother said "for God's sake what do you mean"

By a Juror:-

Q Did you see the prisoner pay your brother anything for the bag of money - for the bag of money he was getting?

A He never paid a cent sir, - not one cent, if he did let him describe what he paid.- He did not, sir. He said he hadn't a dollar with him, when my brother wanted him to compare the genuine he said I left all my money with my partner in the hotel.

Q When he exchanged that bag he said - -

By a Juror:-

Q When you exchanged the paper money for the good money was the man to go for the money - was the man to go for the good money or what was he to do?

A He had not purchased it yet. This money was supposed to be sent to a man by the name of Meyers in Georgia.

Why did you pass that satchel to the prisoner?

A I exchanged the bag. I exchanged the bag with good money and replaced it with the paper. We had two bags, one exactly like that - to replace for the other one.

Q What was your object to hand it to that man?

A It was merely to show him how we did business.

POOR QUALITY
ORIGINALS

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The prisoner refuses to testify, under the advice of counsel.

THEODORE DAVIS, recalled:-

By a Juror:-

Q How could you see what went on in the room?

A Through a small hole. The hole is placed there so I can see and hear what goes on. The prisoner was nearest the entrance door, I did not see the prisoner fire the shot. I saw the pistol in his hand and heard him say "stand back

PHILIP E. DONLIN, being duly sworn testified as follows:-

Yesterday at number 397 Grand street, I made the autopsy. I found a bullet wound on the left breast, one and three quarter inches of the left nipple. The direction was inwards and backwards. The bullet passed through the fifth rib, through the left lung through the center of the heart and came out behind the eighth and ninth rib, just at the lower angle of the shoulder blade. XXXXXXXXXXXXXXX There were some slight changes in the liver and kidneys, but that was due to the pistol shot wound.

By a Juror:-

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ORIGINALS

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Q The bullet passed through the center of the heart?

A Yes, sir.

TESTIMONY CLOSED.

George Strassner, Stenographer.

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ORIGINALS

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Coroner's Office.

Inquest upon the B.R.
of
Thomas Davis

STENOGRAPHERS' TRANSCRIPT.

Sept. 2 - 1885.

E. J.

0758

Counsel,
 Filed *L. J. [Signature]*
 day of *Sept* 188*8*
 Reads *10/19/1888*

THE PEOPLE

512

James O'Hollan

RANDOLPH B. MARTIN

*I hereby certify that I have read the
above named document for*

True Bill, Feb. 2
1892

John N. Russell

March 5, 1886 Foreman

Tried and acquitted

POOR QUALITY
ORIGINALS

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Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James T. Dolland

The Grand Jury of the City and County of New York, by this indictment,
accuse James T. Dolland

of the CRIME OF Murder in the first degree, —

committed as follows:

The said James T. Dolland, —

late of the Third Ward of the City of New York, in the County of New York afore-
said, on the thirty first day of August, — in the year of our Lord
one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid,
with force and arms, in and upon the
body of one Thomas Davis, feloniously,
wilfully and of his malice aforethought,
did make an assault, and the said James
T. Dolland, a certain pistol then and there
charged and loaded with gunpowder and
one leaden bullet, which said pistol
he the said James T. Dolland in his
right hand then and there had and held,
to, at, against and upon the said Thomas
Davis, then and there feloniously, wil-
fully and of his malice aforethought
did shoot off and discharge, and the said
James T. Dolland, with the leaden bullet
aforesaid, out of the pistol aforesaid then
and there, by force of the gunpowder

aforesaid, shot off, sent forth and dis-
 charged as aforesaid, him the said Thomas
 Davis, in and upon the breast of him
 the said Thomas Davis, then and there
 feloniously, wilfully and of his malice
 aforethought did strike, penetrate and
 wound, giving into him the said Thomas
 Davis, then and there, with the leaden
 bullet aforesaid, so as aforesaid discharged,
 sent forth and shot out of the pistol aforesaid
 by the said James T. Holland, in
 and upon the breast of him the said
 Thomas Davis, one mortal wound of the
 breadth of one inch and of the depth of
 six inches, of which said mortal wound,
 he the said Thomas Davis then and
 there instantly died. And so the Grand Jury
 aforesaid do say that he the said James T.
 Holland, him the said Thomas Davis,
 in manner and form and by the means
 aforesaid, wilfully, feloniously and of
 his malice aforethought, did kill and
 murder, against the form of the Stat-
 ute in such case made and provided,
 and against the peace and dignity of
 the said People,

Randolph B. Martin,
 District Attorney.

POOR QUALITY
ORIGINALS

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Before the Grand

The People

James F. Holland

Stenographer's Transcript.

Sept 1885

Henry Winger

Stenographer to the

Grand Jury

3rd Floor

POOR QUALITY
ORIGINALS

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STENOGRAPHER'S MINUTES.

The People

vs.

James T. Holland

BEFORE

The Grand Jury

Sept 7 1886

WITNESSES.

Direct. Cross. Re-Direct. Re-Cross.

John E. Hill

Hewey Winger
Stenographer to the Grand Jury
32 Chamber Street

POOR QUALITY
ORIGINALS

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The People of the State of New York

against

J a m e s F. H o l l a n d .

New York, September 7th 1885.

Before the Grand Jury.

JOHN  HILL, being first duly sworn, testified as follows :-

By Mr. Purdy--

Q Where do you reside.

A Abilene, Texas.

Q You are in the House of Detention now, are you not ?

A Yes sir.

Q Mr. Hill, how long have you known Mr. Holland ?

A Since May 1882.

Q Where does he reside ?

A In Abilene.

Q When did you come to New York ?

A One day last week or the week before that.

**POOR QUALITY
ORIGINALS**

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Q Did you come in company with Mr. Holland ?

A Yes sir.

Q Where did you go first when you came to New York ? You came first to Jersey City, did you not ?

A No sir.

Q You didn't come to Jersey City ?

A No sir.

Q What hotel did you first stop at when you first came to New York ?

A The Summit House.

Q Mr. Holland was with you ?

A Yes sir.

Q What name did you register ?

Q Registered as J.T.Holland.

Q You registered as J.T.Holland ?

A I registered J.T.Holland's name, and he took the pen and finished it.

Q How long did you remain at this hotel ?

A I stayed there all day.-- came there in the morning, and left there in the afternoon.

Q Do you know a man by the name of Butler ?

A No sir.

POOR QUALITY
ORIGINALS

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~~A No sir.~~

Q Do you remember a tall man representing himself as coming from Georgia ?

A No sir, I do not.

Q When did you first see Tom Davis ?

A I don't know that I ever saw him.

Q You don't know that you ever saw him ?

A No sir.

Q When did you see anybody in regard to the purchase of counterfeit money ?

A I don't know any one to say anything to about purchasing counterfeit money.

Q Were you ever at 335 Broadway ?

A I might have been there without knowing it.

Q This last time you were in New York ?

A I don't know, Mr. Purdy, whether I was or not.

Q Did you say you stopped first at the Merchant's Hotel ?

A No sir, at the Summit House.

Q From the Summit House where did you go ?

A To Jersey City.

Q What Hotel did you stop at at Jersey City ?

A ~~Philadelphia~~
~~Plainer's~~ Hotel

Q How did you register there ?

POOR QUALITY
ORIGINALS

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- A I didn't register there.
- Q Did Holland register ?
- A Yes sir.
- Q Whom did you see there ?
- A I don't know, sir, who it was.
- Q Did anybody call on you from New York-- what sort of a looking man was he ?
- A He weighed about 210 or 215 pounds.
- Q What was his business when he called on you ?
- A The first I know he came into the room, and spoke to us, and said he had some goods he wanted to sell us. He appeared as if he was a drummer.
- Q Did he state the kind of goods ?
- A No sir.
- Q Do you know of a letter that Mr. Holland wrote about these goods ?
- A No sir.
- Q How long did this man stay in this hotel with you at Jersey City ?
- A ~~Atent next in next on xxxxx quartersxxxx~~ Probably fifteen minutes.
- Q How long did you remain at that hotel in Jersey City ?
- A About half an hour or three quarters.

POOR QUALITY
ORIGINALS

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Q Was that all the time ?

A Yes sir.

Q What was your object in going there ?

A Holland said he had a letter to meet him there at that time.

Q Did he say who it was ?

A ~~No sir.~~ *He Woodward.*

Q Did this man who came ^{about} with the goods appear to come in response to that letter ?

A It seems so.

Q And they talked about the goods ?

A Yes sir.

Q Did you know what they were ?

A I didn't know what-- I had an idea.

Q What kind of goods did you think they were ?

A Some kind of moneyed goods.

Q What kind ?

A Some kind of counterfeit moneyed goods.

Q Don't you know, Mr. Hill ?

A I was-- I had an idea-- ~~I didn't see much.~~

Q What took place between this man Holland and this man in

POOR QUALITY
ORIGINALS

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your presence about these goods ?

A He had a talk with him.

Q What did he tell ?

A He said he had some goods and wanted to see us the next day.

Q And where did you make the appointment to see him ?

A He made the appointment himself ?

Q Where did he appoint the place ?

A The Merchant's Hotel.

Q Here in *town* ?

A Yes sir.

Q You merely went to Jersey City to have this interview with him ?

A Partially we did-- I went with Holland.

Q You merely went with Holland ?

A I went with him.

Q When you arrived at the Merchant's Hotel, whom did you see there ?

A This same man.

Q And anybody with him ?

A No sir.

Q What took place at ~~the~~ Merchant's Hotel ?

POOR QUALITY
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A He sat down and had a conversation-- and talked.

Q What was the conversation ?

A He was talking about the goods .

Q What did he say ?

A I don't know what he did say-- he talked there quite a while-- probably fifteen or twenty minutes-- he said he had goods and wanted to sell them.

Q Did Mr. Holland agree to buy them ?

A He said he wanted to see the goods.

Q You understood it was counterfeit money-- the word "goods" was merely a cover for counterfeit money ?

A That was my idea.

Q After that conversation at the Merchant's Hotel, where did you go then ?

A I think I remained there for about two or three hours.

Q And ~~where~~ did Holland go ?

A I think he remained there too.

Q After that, ~~where~~ did you go then with Holland ?

A I didn't go anywhere-- I went all over town, to Brooklyn and Castle Garden.

Q Merely seeing the town ?

POOR QUALITY
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A Seeing the town.

Q Did you make an appointment with this man to meet him again? Did Holland make an appointment with him?

A I think this man, as well as I remember, said he would be back to see ~~him~~ ^{U.S.} ~~him~~ ⁺

Q When did you next see him again?

A I believe that I saw him again that afternoon.

Q And where?

A I am not positive whether it was that afternoon or the next day.

Q Where?

A At the same hotel.

Q What took place then?

A He wanted me to go and look at his goods.

Q He wanted you to go?

A Yes sir. I was very anxious to see them-- I wanted to see.

Q You wanted to see what?

A I wanted to see if it was counterfeit money.

Q Did you have an idea whether it was counterfeit money?

A I had an anxiety to see; I had an anxiety to know what-- I

POOR QUALITY
ORIGINALS

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wanted to see what he was doing.

Q Had you ever known before this of what is known as the "sawdust swindle"-- men pretending to see counterfeit money, but really had none ?

A I had heard ~~xxx~~ of it, but never had any experience of it.

Q Had you heard that, in attempting their swindle, these men would disclose a large amount of genuine money, in order to deceive their victims ?

A I heard several different theories of it-- I don't know what their plans was; I know there must be some scheming about it-- some rascality.

Q And you and Holland wanted to see it ?

A I don't know what Holland wanted-- I had a curiosity more than anything else to see how this swindle was worked.

Q Well, then, after this appointment-- this man's name was Butler-- he is a tall man, isn't he ?

A He is a man about six feet, weighing something over two hundred pounds, gray hair and moustache.

Q Had a ~~xxxx~~ smooth face ?

A Moustache??

Q Otherwise smooth. You would know him again if you saw him ?

A Yes, sir.

POOR QUALITY
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Q Holland was present at all these interviews you had with this man ?

A I don't remember, Mr. Purdy, whether he was present at all of them or not.-- he was present a portion of the time-- we were together all the time.

Q After that, when did you next see this man again ?

A I think I stated I saw him that evening or the next morning-- I am not positive which.

Q Where ?

Q. At the hotel-- I don't know whether it was that day or the next day.

Q What did he propose to you and Holland about showing you these goods, and making this deal ? What price did he put upon them.?

A I don't know that he did say anything to me-- I am not positive about this, but I think he said, \$10,000. he would sell for \$500. \$10,000. in counterfeit money for 500 in good money. \$20,000. counterfeit money for \$1000. I am not positive it was he said this, but I think it was.

Q When did you have your next interview ?

A That ~~was~~ evening or the next morning..

Q At the same place ?

A Yes sir.

POOR QUALITY
ORIGINALS

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Q Did you have any interview at any place but the Merchant's Hotel ?

A No sir. After leaving Jersey City, I saw him there.

Q What was the final arrangements made after these interviews between you and this man and Holland, if any were made ?

A You couldn't say there were any arrangements made any more than he would sell it if we would buy it.

Q Did you ever see a letter to Holland from this man ?

A I saw a letter to Holland which I think was on him when he was arrested, from a man named H. ^{Woodward} ~~Woodman~~.

Q Was on Holland when he was arrested ?

A I think so-- I saw a letter-- circular, etc.

Q A circular purpörting to sell counterfeit money ?

A I believe so-- I don't remember the wording of it, Mr. Purdy, but I think that was it.

Q After you got through at the Merchant's Hotel, where did you go-- you and Holland.

A I went to the Continental Hotel, corner 20 th Street and Broadway.

Q How did you register there ?

POOR QUALITY
ORIGINALS

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A I didn't register there.

Q Did Holland register ?

A Yes sir.

Q He registered his own name ?

A Yes sir.

Q In these interviews, were you introduced to this man, or known by any name ?

A No sir. He didn't tell me his name-- he claimed his name was *Woodman*, I believe. *+*

Q After you got to the Continental Hotel, you saw nothing of the man ?

A No sir.

Q And you never saw, in these negotiations, but this one man ?

A Yes sir, I saw another man, but I don't know who he was.

Q What sort of a looking man was he ?

A A man about five feet, eleven inches, about forty-five years of age, stout-built, square shoulders, dark man.

Q With a short coat ?

A Yes sir.

And tight pants generally ?

A Yes sir, tight pants.

Q That was Davis-- when did you first see this man ?

POOR QUALITY
ORIGINALS

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A I think I saw him about Friday last-- Friday a week ago.

Q Where did you see him ?

A I don't know, sir, I saw him in a room downtown.

Q Can't you say what room it was ?

A No sir.

Q Or what house ?

A No sir. I don't know the number of the house. I couldn't say; no.

Q Was Holland with you ?

A No sir, I was alone-- this elderly man I spoke of-- he was with me.

Q He took you to this room ?

A Yes sir.

Q And introduced you to this man ?

A No sir, he didn't introduce me.

Q What took place in this room ?

A I saw a lot of money laying on the table, and he was about putting up money for somebody, and I looked at it, and got up and walked out.

Q How many flights of stairs is this up ?

A I think two, Mr. Prdy-- I am not positive.

Q He had this money out there, and he said he was putting

POOR QUALITY
ORIGINALS

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it up to send away to somebody ?

A Yes sir.

Q And told you it was counterfeit money, I suppose, and it was the same kind of money you and Holland were to buy ?

A That is a supposition-- I wasn't buying money at all-- I ain't in that business.

Q After you left him-- Oh! What time was it you saw this man counting out this money.

A After I left him ?

Q I mean what time of day was it?

A I think it was last Friday-- I am not sure.

Q You were arrested on the 31st ?

A On the following Monday-- a week ago to-day.

Q And after you saw this, where did you go then ?

A I went down-town

Q Down where ?

A I went back to the Merchant's Hotel.

Q Did you see Holland ?

A Yes sir.

Q Did you communicate to him what you saw ?

A Yes sir.

Q You told him you saw money there ?

A Yes sir.

Q

POOR QUALITY
ORIGINALS

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Q What did he say to that ?

A He said he reckoned that was their business.

Q Did you suppose this to be counterfeit money ?

A I don't know what it was. I knew there was a trick about it, but I didn't know what it was, and I didn't want to have anything to do with it-- I had my curiosity satisfied.

Q You told him you had seen the money?

A I told him I saw the men in the room with a pile of money in front of him --fives, tens, twos, and one dollar bills, and he asked me what kind of money it was, and I told him I didn't know.

Q What did he say?

A He said he reckoned that was their business.

Q Where did you go from there?

A I reckoned that's about the time I went to the Continental.

Q This was Friday? When you went to the Continental--or

A a Saturday?

A Yes sir, it was Saturday.

Q Saturday morning?

A Saturday evening, and I must have stayed there then that

POOR QUALITY
ORIGINALS

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night.

Q From the time you saw the money in this room, and went away, did you see any of the parties after that?

A Yes sir, I saw this old man the next day.

Q Where?

A At the hotel.

Q The Continental?

A No sir.

Q At the Merchant's?

A. That was Friday, I said I went to the Continental on Friday, but I am mistaken--it was Saturday.

Q After you saw the money and you came there?

A Yes sir.

Q And did he see Holland?

A Yes sir.

Q And had a talk with Holland?

A Yes sir.

Q After you went to the Continental, was that the last you saw of these parties?

A No, I saw one of them Monday morning about eleven o'clock.

Q By appointment was it?

A I don't know whether it was by appointment or not.

Q Where did you see him?

POOR QUALITY
ORIGINALS

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A At the Merchant's hotel.

Q Although you had already gone to the Continental?

A Yes sir, I was there since Saturday evening.

Q Who was there when you saw him at the Continental?

A Mr. Holland.

Q Which one did you see?

A The younger man of the two.

Q The man that had shown you the money?

A Yes sir--they had the money when I went in the room.

Q And what took place between him, and Holland, and you,
at the Merchant's?

A ~~They~~ ^{He} sat down and talked a few minutes. f

Q What did you talk about?

A About his goods--he was talking--he wanted to sell them
to Holland.

Q What did Holland say?

A He said he would go up there and look at it--he asked
Holland to go there--Holland didn't propose that--he
asked him.

Q He asked Holland to go and look at it?

A Yes sir.

Q This was Monday morning?

A Yes sir.

POOR QUALITY
ORIGINALS

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Q And where did Holland go then?

A He went with him--he went away.

Q And that is the last you saw of him?

A Yes sir, the next I was arrested.

Q How did you come to have Holland's watch?

A Holland left it with me. This man told him to leave his

Q valuables with me--all except what he needed to buy.

Q What did he leave with you?

A The watch and a diamond pin--the horse shoe pin that he wore here (Indicating).

Q What else?

A That is all.

Q Did he leave any money with you?

A No sir.

Q Didn't he leave any of his money?

A He had Fifteen hundred Dollars ^{of my money} which he gave to me before he left.

Q Was that in bills?

A Yes sir.

Q Was that all the money he ^{left} had with you?

A That was all he had.

Q Did he have any of his own?

A He must have had. He had Seven hundred or Eight hundred

POOR QUALITY
ORIGINALS

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Dollars when he started from home--he said he had--I think he had three hundred Dollars when he started from home, and he had a letter of credit on the Bank for Five hundred dollars which he drew.

Q Then he left his watch, his diamond pin, and gave you all ^{your} ~~the~~ money? +

A Yes sir.

Q You think he must have had Four or Five hundred Dollars of his own?

A He hadn't spent it that I know of--I am satisfied that he had something near Five hundred Dollars.

Q He had Three hundred Dollars when he left home?

A Yes sir, and a letter of credit on the Bank which he drew. I don't know of his spending over a couple of hundred Dollars.

Q Didn't this short man tell you, and this other man, at the various interviews, that he wouldn't deal but with one man alone at a time?

A I don't know that he did--he said that was his way of doing business usually.

Q With one man?

A With one man.

Q And was that the reason you went alone first?

A I went to look at the money--I supposed that was his object in inviting ~~you~~ ^{me} to come-- he invited me.

POOR QUALITY
ORIGINALS

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Q At this time, that you saw him in this room with this money spread there, what did he do with it?

A It was laying on the table when I left.

Q You didn't propose to buy?

A No sir.

Q You know whether Holland went to buy any money or not?

A No sir.

Q You don't know?

A I don't know why he went. This man proposed for to sell it to him, and he said he wanted him to see it.

Q And they went away with that understanding? The one was to show the money, and of the other wanted to buy he could buy?

A I suppose so. I don't say that. That was the supposition which anyone would naturally draw.

Q You know nothing excepting that?

A Yes sir.

Q All you knew was Holland was to go and see the money as you did and purchase if he felt inclined?

A Yes sir, and I suppose he had money enough to buy Ten or Twelve thousand Dollars if he wanted.

Q You are a public official?

A Yes sir.

POOR QUALITY
ORIGINALS

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Q What is your position?

A City marshal.

Q Have you ever written any letters to Mr. Drummond, the United States Secret Service Agent?

A No sir.

Q Never?

A Never have.

Q You were actuated in going to see these people merely by curiosity?

A I had a curiosity, and I had an idea, if I went to see these people, and they were doing crooked business, I would hunt up the Secret Service Officer and tell him what was going on--that was my intention.

Q That was your intention?

A My full intention.

Q You didn't know what Holland's object was in going--to buy the money, or see it?

A No, he invited him to go, and he took money enough to buy if he wanted.

Q He took money enough?

A I suppose he did--he had money enough

POOR QUALITY
ORIGINALS

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By a Grand Juror

Q I suppose, Mr. Hill, when you went there, you had a pretty good idea of what this game was?

A I didn't understand how it worked.

Q You had an idea he would show you genuine money?

A I supposed there must be some trickery about it.

Q You had an idea you would be shown genuine money?

A No.

Q You were here on business?

A On business.

Q In New York on business?

A No sir, for my own pleasure--but I don't find much pleasure in it.

Q Did you expect to spend Fifteen hundred Dollars?

A I came to Buffalo, and when I went from Buffalo, I went for a good time.

Q Did you and Holland live together?

A Yes sir.

in the same town
John T. Hill

POOR QUALITY
ORIGINALS

0785

Deposition of Witness John Ireland sworn and examined the fourth day of November in the year one thousand eight hundred and eighty five at Austin Travis County Texas, under and by virtue of a commission out of the Court of general Sessions of the peace, held in and for the City and County of New York, on the 15th day of October A.D. 1885 in a certain cause therein depending and at issue between the people of ^{the State of} New York against James T. Holland defendant as follows + + + + +
+ + + + + John Ireland resident of the City of Austin Travis County, State of Texas, Governor of the State of Texas, aged fifty eight years being ^{and publicly} duly sworn and examined on the part of the defendant doth depose and say as follows.

First Q

What is your name, age, occupation and place of residence, and how long have you resided there, and what is your business or profession, and how long have you been engaged in said business.

James T. Brown

Commissioner

Deposition of Witness John Ireland, Esq.

First Ans.

To the first interrogatory he saith
My name is John Ireland
My age is fifty eight
Years. by Occupation a lawyer
at present Governor of Texas
My place of residence at
present is the City of Austin
State of Texas where I have
resided for the last three
years. I have practiced law
for thirty two years and
been Governor of Texas for three
years

John A. Brown

Commissioner

POOR QUALITY
ORIGINALS

0787

second Q

Are you acquainted with the defendant
James T. Holland of Abilene Texas?

2nd Ans.

To the second interrogatory he saith
I have met Jas T. Holland
and have a slight personal
acquaintance with him

John H. Brown

Commissioner

POOR QUALITY
ORIGINALS

0788

3rd Q.

How long have you known him?

3rd Ans

To the third interrogatory he said
I first met McHollaud
about three years ago.

James A. Brown

Commissioner

POOR QUALITY
ORIGINALS

0789

4 ~~4th~~ 2

State whether your acquaintance with
James T. Holland of Abeline Texas
has been intimate or slight?

1st Ans.

To the 4th interrogatory he saith
My personal acquaintance
with J. T. Holland is
slight

Jas. A. Brown

Commissioner

POOR QUALITY
ORIGINALS

0790

5th Q.

What was his occupation if you know?

3rd Ans.

To the fifth interrogatory he saith
I do not know of my
own knowledge

Jas. A. Brown

Commissioner

5th Q

Do ~~not~~ know other people who know him
if so name some, and in what business
they are engaged?

6th Ans.

To the sixth interrogatory he saith
Mr John Stearnson. Mr Jas
Humphries. Mr Gilbert
Mr Jas J Denny, and many others
Mr Stearnson Mr Humphries are
stock dealers and raisers. Mr
Denny is a real estate agent
and Mr Gilbert is a publisher.

East Brown

Commissioner

7th Q.

Do you know his general reputation among his neighbors in the neighborhood and in the Town of Abilene Texas or elsewhere, where he resided for peaceable conduct?

7th Ans.

To the seventh interrogatory he saith
I have heard the apt
Holland spoken of by a number
of people who reside in and
near Abilene. Now, he is
regarded by all who I have
heard mention him as a
peaceable law abiding
man. I have never heard
a word uttered against
his character.

Jack Brown

Commissioner

POOR QUALITY
ORIGINALS

0794

8th Q What is that reputation good or bad?

8th Ans. To the eighth interrogatory he saith
As I said in answer to
seventh Interrogatory it is
good

James Brown

Commissioner

9th Q.

Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abeline Texas for peace and quietness?

9th Ans.

To the ninth interrogatory he saith
I cannot say that I have heard a majority of the people of Abilene Texas describe McCallum's reputation but as said in the two preceding answers his reputation is good. If all the persons I have named and to whom I have referred can establish a general reputation I can and do answer this Yes.

East Brown

Commissioner

POOR QUALITY
ORIGINALS

0796

10th Q

What is that reputation good or bad?

10th Ans.

To the 10th Interrogatory he said
that reputation is very
good

James Brown

Commissioner

POOR QUALITY
ORIGINALS

0797

11th Q

Do you know his general reputation among his neighbors in the neighborhood where he resides in the town of Abeline Texas for honesty and integrity?

11th Ans

To the eleventh interrogatory he saith
I think I do

Jas H. Brown

Commissioner

POOR QUALITY
ORIGINALS

0798

12th Q Is that ~~that~~ reputation good or bad?

12th Ans. To the twelfth interrogatory he saith
It is good

Jas. A. Brown

Commissioner

POOR QUALITY
ORIGINALS

0799

13th Q

Do ~~you~~ know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abeline Texas as to his temper, habits and humanity?

13th Ans.

To the 13th interrogatory he saith
I think I do (

W. A. Brown

Commissioner

POOR QUALITY
ORIGINALS

0000

14th ②

What is that reputation good or bad?
That reputation is
good

James A. Brown

Commissioner

TORN PAGE

POOR QUALITY
ORIGINALS

0001

15th Ans

To the interrogatory he saith
I do not know a
single fact connected
with the difficulty in which
McAllana is involved
I only know that his
friends and neighbors
were greatly surprised
to hear that he had killed
a man. No. Ireland

My name is John Ireland
as stated I always associate
it as above. No. Ireland

The State of Texas }
County of Travis } ss

I James A. Brown, do certify
that John Ireland the witness, personally ap-

TORN PAGE

POOR QUALITY
ORIGINALS

0802

to the foregoing deposition and also, in
my presence subscribe the same, and
I further certify that I have subscribed
my name to each half sheet thereof
J. A. Brown Commissioner

to A. W. Black Eagle
Agent of the Board of General
Sessions for the City and County of
J. A. Brown Commissioner

TORN PAGE

POOR QUALITY
ORIGINALS

0803

7-2

Do you know of anything concerning the matters in question, that may tend to the benefit and advantage of the defendant? If so declare the same fully and at large as if you had been particularly interrogated concerning the same?

Depositions of Witness Willis L. Selman
 Produced sworn and examined
 the 6th day of November
 in the year one thousand eight
 hundred and eighty five at
 Jewett Leon County Texas
 under and by virtue of a
 commission out of the court
 of general sessions of the place
 held in and for the city and county
 of New York, on the 15th day of
 Oct. A.D. 1885, in a certain
 cause therein depending, and
 at issue between the people
 of the state of New York
 against Jas. J. Scotland
 Defendant. as follows. + +
 + + + + + Willis L. Selman
 president of the Town of Jewett
 County of Leon State of Texas
 Merchant aged thirty five years
 and upwards, being duly and
 publicly sworn and examined on
 the part of the defendant
 doth depose and say as follows

Jas. A. Brown

Commissioner

First 2.

What is your name, age, occupation and place of residence, and how long have you resided there and what is your business or profession, and how long have you been engaged in said business or profession

+ + + + +

First

To the first interrogatory he said: x
xxx My name is Willis L. Selman,
My age is fifty years and upwards,
My place of residence is near Jewett
Leon County, Texas. I have resided
in Leon County since the year
1850. I am a Farmer and have
been engaged in that business
for more than twenty years.

x x x x x x x x x x x x x x

Second 2.

Are you acquainted with the defendant
James P. Holland of Abeline Texas

x x x x x x x x x x x x x x

Second

To the second interrogatory he said: x
I am acquainted with the def-

Gas. A. Brown

Commissioner

-endant James T. Holland of
Abeline Texas. x x x x x x x x
x x x x x x x x x x x x x x

Third Q How long have you known him
x x x x x x x x x x x x x x

Third To the third interrogatory he said:
I have known James T. Holland of
Abeline Texas since his boyhood
about or near twenty years x x x
x x x x x x x x x x x x x x

Fourth Q State whether your acquaintance with
James T. Holland of Abeline Texas
has been intimate or slight x x x
x x x x x x x x x x x x x x

Fourth To the fourth interrogatory he said:
My acquaintance with James T.
Holland of Abeline Texas has been
intimate x x x x x x x x x x x x x x

Fifth Q What was his occupation if you know
x x x x x x x x x x x x x x

Fifth To the fifth interrogatory he said:
I have known James T. Holland
of Abeline Texas since his boyhood
and long before he had or pursued

Gas A. Brown

Commissioner

First 2.

What is your occupation?

any occupation. During his residence in this Leon County, after arriving at his years of maturity, and up to the time of his removal to Abilene Texas which was in the year 1880 or 1881 Holland was engaged in the occupation of clerking in dry goods grocery store, afterwards retail groceries and cotton buyer; cannot state what his occupation was after his removal to Abilene Texas only from correspondence with him and general information from which I understood he was engaged in real estate and general dealer in stock &c.

+ + + + +

Sixth 2

Do you know other people who know him if so name some and in what business they are engaged in? + + + +

+ + + + +

Sixth

To this sixth interrogatory he said: + +
I know a great number of persons who know and have known James P. Holland of Abilene Texas. He was known to almost every citizen of Leon County during his residence

Jas. B. Brown

Commissioner

0000

here and up to the time of his re-
 moval to Abeline Texas. Amongst
 others he was known to R. H. Barkley
 Sheriff of Leon County; H. A.
 Patrick County Clerk of Leon
 County; J. B. Potter District Clerk
 Leon County; J. H. Dunn County Treas-
 urer Leon County; J. A. Sheffield
 County Assessor Leon County; Jas.
 M. Chatham Tax Collector Leon
 County; A. G. Kittrell District Atty.
 12th Judicial District of Texas; D. J.
 Dashiell County Attorney Leon County
 Willis Selman, A. B. Hardin
 Jas. Byrnes J. A. Chandler F. M. Evans
 Planters of Leon County Texas Bruno
 Durst planter and ex member of the
 Legislature of Texas; Robt. Lacy planter
 and ex member of the Texas Constitutional
 Convention; D. C. Carrington merchant
 and ex member of the Texas Legislature
 all of Leon County M. V. Randolph
 Senator 8th District of Texas of Medicine
 Texas Thos. J. McCulloch ex Senator 8th
 District of Texas of Fort Worth Texas; W.
 D. Wood ex Judge 12th Judicial District

Jas. Brown

Commissioner

of Texas of San Marcos Texas A. S. Gardner
 ex County Judge Leon County C. M.
 Thomason J. D. Still H. Levy Merchants
 of Leon County Texas J. J. Dutton F. B. Long
 William Watson Attorneys and counselors
 at Law Leon County Texas and
 D. F. Springfield, W. T. Evans, J. A.
 McDaniel John Burns Sam
 Hopkins, M. L. Hazard and S. S.
 Burroughs physicians of Leon County Texas

Seventh 2

Do you know his general reputation
 among his neighbors in the neighborhood
 and in the Town of Abeline Texas or else-
 where where he resided for peaceable conduct?

Seventh

To the seventh interrogatory he said: -
 I do know the general reputation of James
 T. Holland among his neighbors and in the
 neighborhood in which he resided in Leon
 County Texas for peaceable conduct from my
 own personal knowledge. I know his
 general reputation for peaceable conduct among
 his neighbors and in the neighborhood of the
 Town of Abeline Texas from certificates made

Jas. Brown

Commissioner

by citizens of Abilene Texas and pub-
-cations made in the newspapers of that
place + + + + +

Eight

What is that reputation good or bad? +

Eighth

To the eighth interrogatory he said: + + +


That reputation is good + + + + +

Fifth 2

Do you know his general reputation,
among his neighbors in the neighborhood
where he resides in the town of Abeline
Texas for peace and quietness? + +

Fifth

To the ninth interrogatory he saith
- I know the general reputation of
James T. Holland in the neigh-
- borhoods in which he resides and
amongst his neighbors in the town
of Abeline Texas from certificates
from those neighbors and from
publications issued signed by his
neighbors Citizens of Abeline
Texas as to his general character
and reputation for peace and quietness.

 Jas. Brown.

Commissioner

Tenth Q What is that reputation-good or bad

Tenth To the tenth interrogatory he saith: + +
- That reputation is good + + + +

Eleventh Q Do you know his general rep-
-utation among his neighbors in
the neighborhood where he resides in
the Town of Abeline Texas for honesty
and integrity? + + + + +

Eleventh To the eleventh interrogatory he saith
I do know the general reputation of
James T. Holland for honesty & integrity
among his neighbors in the neighborhood
where he resides in the Town of Abeline
Texas from certificates made by
Citizens of Abeline Texas and reports
made by newspapers at that place
and elsewhere in the State of Texas
and from my own personal knowledge
of the reputation of James T. Holland
among the neighbors with whom he
resided in the County of Leon, and
his reputation in the neighborhood in
which he resides in said County for
honesty and integrity. + + + + +

Twelfth Q Is that reputation good or bad

Jas. A. Brown

Commissioner

Twelfth To the twelfth interrogatory he saith
 - That reputation is good + + + +

Thirteenth - Do you know his general reputation
 among his neighbors in the neighborhood
 where he resides in the town of Abeline
 Texas as to his temper habits and humanity

Thirteenth To the thirteenth interrogatory he saith:
 - I do know the general reputation of
 James S. Holland of Abeline Texas among
 his neighbors in the neighborhood
 where he resides in the town of Abeline Texas
 from certificates of character made by citizens
 of Abeline Texas and from public certificates of
 newspapers at that place and also where in
 the State of Texas as to his temper habits
 and humanity and I know of my
 own knowledge as to his general reputation
 among his neighbors in the neighborhood
 in which he resided in Leon County Texas
 as to his temper habits and humanity.

Fourteenth & What is that reputation - Good or bad?

Fourteenth To the fourteenth interrogatory he saith
 - That reputation is good. + + +

James S. Brown Commissioner

Fifteenth 2 Do you know any thing concerning the matters in question that may tend to the benefit and advantage of the defendant if so declare the same fully and at large as if you had been particularly interrogated concerning the same? + + + +

15th

To the fifteenth interrogatory he saith + + I know, concerning the homicide, nothing as before stated I have been well and intimately acquainted with the defendant James T. Holland of Abilene Texas have known him since his earliest boyhood since about the year 1862 I am well acquainted with his general character in the neighborhood in which he resided in Leon County Texas for peaceable conduct, for peace and quietness, for honesty and integrity and for good temper good habits and humanity and I know of my own personal knowledge that his reputation was always good of my own personal knowledge I know that the defendant James T. Holland of Abilene Texas whilst a resident of Leon County Texas bore as good a reputation for honesty integrity peaceableness humanity and all the qualities which go to make up

Jas. Brown

Commissioner

0814

a good citizen not only in his own neighborhood; but in the whole county of Leon as any young man in said County. Since his removal to Abilene, Texas, I know from newspaper publications made at that place and elsewhere in the State of Texas; and from the published statements and certificates of citizens of Abilene Texas and the neighborhood of that place. The general reputation of the defendant James A. Holland in that neighborhood for peaceable conduct for peace and quietness for honesty and integrity and for good temper good habits and humanity, was good; as good as his general reputation in the neighborhood in which he resided in Leon County whilst he lived in this County. W L Selman

The State of Texas }
County of Leon } ss

I James A. Brown, do certify that Willis L. Selman the witness personally appeared before me on the sixth day of November A.D. 1885 at the Store of Platt and Singletary in the town

East Brown

Commissioner

08 19

of Jewett Leon County State of Texas
at ten o'clock in the forenoon, and
after being sworn to testify the truth
the whole truth and nothing but the
truth, did depose to the matters
contained in the foregoing deposition
and did in my presence subscribe
the same, and I further certify
that I have subscribed my name
to each half sheet thereof.

James Brown

Commissioner

Depositions of witness Herman Levy
produced. Sworn and examined the

Sixth day of November in the
year one thousand, eight hundred
and eighty five, at Jewett, Leon County
Texas, under and by virtue of a
commission issued out of the Court
of General Sessions of the Peace, held
in and for the city and County of
New York, on the 5th day of October, A.D.
1885, in a certain cause therein de-
pending and at issue between The
People of the State of New York against
James T. Holland, defendant, as
follows x x x x x x x x x x x x x x x x

x x x x x x x x x x x x Herman Levy,
resident of the town of Jewett,
County of Leon, State of Texas, Merchant,
aged forty four years and upwards;
being duly and publicly sworn and
examined on the part of the defendant
doth depose and say as follows: x x x

What is your name, age, occupation
and place of residence, and how
long have you resided there, and
what is your business or profession
and how long have you been engaged,

James A. Brown

Commissioner

First 2

First

in said business x x x x x x x x
 x x x x x x x x x x x x x x
 To the first interrogatory he saith: x
 x x x x x My name is Herman Levy
 my age is forty four years and upwards,
 my place of residence Jerritt, Leon
 County Texas. I have resided in Jerritt
 Leon County Texas since the year 1871.
 I am a merchant and have been en-
 gaged in business in Jerritt since
 1871. x x x x x x x x x x x x x x

Second Q.

Are you acquainted with the defendant
 James T. Holland of Abeline Texas? x x
 x x x x x x x x x x x x x x

Second

To the second interrogatory he saith: x
 I am acquainted with the defen-
 dant, James T. Holland of Abeline Texas.
 x x x x x x x x x x x x x x

Third Q.

How long have you known him? x x
 x x x x x x x x x x x x x x

Third

To the third interrogatory he saith: x
 I have known James T. Holland
 of Abeline Texas since about the year
 1871, now about fourteen years. x x x
 x x x x x x x x x x x x x x

Fourth Q.

State whether your acquaintance with

Geo. A. BrownCommissioner

James T. Holland, of Abeline Texas has
been intimate or slight? x x x x x x x

Fourth —

To the fourth interrogatory he saith: x
My acquaintance with James T.
Holland of Abeline Texas has been
intimate. x y x x x x y y x x

Fifth Q —

What was his occupation if you know? x
x x x x x x x x x x x

Fifth —

To the fifth interrogatory he saith: x
I have known James T. Holland
of Abeline Texas since the year 1871.
Holland was engaged in the occupations
of clerking in dry goods and grocery store,
after wards retail grocer and cotton
buyer. cannot state what his occupation
was after his removal to Abeline Texas,
only from correspondence with him,
and general information, from which
I understood he was a dealer in
real estate and general dealer in
stock &c, also my agent for real estate
in the city of Abeline Texas. x x x x
x x x x x x x x x x x

Sixth Q —

Do you know other people who know

Asst. Brown

Commissioner

him, if so, name some and in what business they are engaged? x x x x x

x x x x x x x x x x x x x x x

Sixth

To the sixth interrogatory he saith: x x

I know a great number of persons who know and have known James J. Holland, of Abeline Texas. He was known to almost every citizen of Leon County, during his residence here, and up to the time of his removal to Abeline Texas. Amongst others he was known to R. W. Barkley, Sheriff of Leon County; Walter A. Patrick, County Clerk, Leon County; J. B. Potter, District Clerk, Leon County; John W. Dunn, County Treasurer Leon County; J. A. Sheffield, County Assessor, Leon County; Jas. M. Chatham, Tax Collector, Leon County; N. G. Kittrell, District attorney, 12th Judicial District of Texas; B. D. Dashiell, County attorney Leon County; Willis L. Selman, A. B. Wordin, James Ryans, planters of Leon County Texas; x x x x x x x x x x x x x x x

Seventh Q-

Do you know his general reputation among his neighbors in the neighborhood

Jas. A. Brown

Commissioner

and in the town of Abeline Texas or elsewhere where he resided for peaceable conduct. x x x x x x x x

Seventh

To the seventh interrogatory he saith: -

I do know the general reputation of James T. Wall and among his neighbors and in the neighborhood in which he resided in Leon County Texas, for peaceable conduct, from my own personal knowledge. I know his general reputation for peaceable conduct among his neighbors and in the neighborhood of the Town of Abeline Texas from Certificates made by citizens of Abeline Texas, and publications made in the newspapers of that place. x x x x x x x x

Eighth Q - What is that reputation - Good or bad? x x x x x x x x

Eighth - To the eighth interrogatory he saith: -

That reputation is good. x x x

Ninth Q - Do you know his general reputation among his neighbors, in the neighborhood where he resides in the Town of Abeline

East A. Brown

Commissioner

POOR QUALITY
ORIGINALS

0021

Texas for peace and quietness? x x

x x x x x x x x x x

Tenth — To the ninth interrogatory he saith: x x x

I know the general reputation of
James T. Holland in the neighborhood
in which he resides and amongst his
neighbors in the town of Abeline
Texas, from certificates from those
neighbors, and from publications
issued, signed by his neighbors, citizens
of Abeline Texas as to his general
character and reputation for peace
and quietness. x x x x x x

x x x x x x x x

Tenth Q — What is that reputation — Good or bad? x

x x x x x x x x

Tenth — To the tenth interrogatory he saith: x

That reputation is good. x x x

x x x x x x x x

Eleventh Q — Do you know his general reputation
among his neighbors in the neighborhood
where he resides in the town of Abeline
Texas, for honesty and integrity? x x x

Eleventh — To the eleventh interrogatory he saith: —

I do know the general reputation of

Jack Brown

Commissioner

Thirteenth

To the thirteenth interrogatory he saith: -
I do know the general reputation
of James P. Holland of Abeline Texas, among
his neighbors in the neighborhood where
he resides in the town of Abeline Texas,
from Certificates of Character made by
Citizens of Abeline Texas, and from
public Certificates of newspapers at that
place and elsewhere in the State of
Texas, as to his temper, habits and hu-
manity; and I know of my own
knowledge as to his general reputation
among his neighbors in the neighborhood
in which he resided in Leon County
Texas as to his temper habits and
humanity. x x x x x x
x x x x x x

Fourteenth Q

What is that reputation - Good or bad?
x x x x x x x

Fourteenth

To the fourteenth interrogatory he saith: -
That reputation is good. x x
x x x x x x x

Fifteenth Q

Do you know of anything concerning
the matter in question, that may tend to
the benefit and advantages of the defen-

Gas A. Brown

Commissioner

POOR QUALITY
ORIGINALS

0024

dant? If so, declare the same fully
and at large, as if you had been
particularly interrogated concerning
the same? x x x x x x x
x x x x x x x x x

Fifteenth — To the fifteenth interrogatory he saith: —
I know nothing concerning the
homicide as before stated. I have been
well and intimately acquainted with
the defendant James P. Holland, of
Abeline Texs. Have known him since
the year 1871. I am well acquainted
with his general character in the neigh-
borhood in which he resided, in Leon
County Texs. for peaceable conduct, for
peace and quietness, for honesty and
integrity, and for good temper, good
habits and humanity, and I know of
my own personal knowledge, that
reputation was always good. Of my
own personal knowledge I know that
the defendant James P. Holland, of
Abeline Texs, whilst a resident of
Leon County Texs, bore as good a
reputation for honesty, integrity, peaceabil-
ity, humanity and all the qualities

East Brown

Commissioner

POOR QUALITY
ORIGINALS

0025

which go to make up a good citizen, not only in his own neighborhood; but in the whole County of Leon, as any young man in said County. Since his removal to Abeline Texas I know from Newspaper publications, made at that place and elsewhere in the State of Texas; and from the published statements and certificates of citizens of Abeline Texas, and the neighborhood of that place, that the general reputation of the defendant James P. Holland, in that neighborhood, for peaceable conduct, for peace and quietness, for honesty and integrity and for good temper, good habits and humanity was good: as good as his general reputation in the neighborhood in which he resided in Leon County whilst he lived in this County.

H. Levy

The State of Texas }
County of Leon } SS

I James A. Brown
do certify that Herman Levy the wit-
ness, personally appeared before me

James A. Brown

Commissioner

POOR QUALITY
ORIGINALS

0026

on the Sixth day of November A.D.
1885 at ten oclock in the forenoon
at the Store of Platt and Singletary in
the Town of Jewett in Leon County
State of Texas and after being sworn
to testify the truth, the whole truth and
nothing but the truth, did depose to
the matters contained in the foregoing
deposition and did, in my presence
subscribe the same, and I further
certify that I subscribed my name
to each half sheet thereof.

Jas. A. Brown

Commissioner

POOR QUALITY
ORIGINALS

0027

Depositions of John D. Evans
made and examined
the 5th day of November
in the year one thousand eight
hundred and eighty five, at Justice
Term Court, was taken and
by virtue of a commission out
of the court of general sessions
of the place, held in and for
the city and county of New
York, on the 15th day of October
A. D. 1885, in a certain cause
then depending and at issue
between the People of the State
of New York, against John D. Evans,
defendant as follows:

x x x x x John D. Evans
resident of the town of Justice
County of Term State of New
York, aged thirty five years,
and upwards, being duly and
subscribed sworn and examined
on the part of the defend-
ant, doth declare and so, as
follows

John D. Evans

Commissioner

0028

First Q. - What is your name, age, occupation and place of residence, and how long have you resided there, and what is your business or profession, and how long have you been engaged in said business or profession.

Ans. - To the first interrogatory I answer
 My name is W. T. Evans
 My age is Forty Two years and upwards my place of residence is Jewett Leon County Texas I have resided in Jewett Leon County Texas since the year 1872 I am a physician & have been engaged in that profession about fifteen years.

Second Q. Are you acquainted with the defendant James P. Holland of Abilene Texas

Second Ans. To the second interrogatory he said.

W. T. Brown

Commissioner

I am acquainted with the defendant James T. Holland of Abeline Texas

Third Q How long have you known him

Third To the third interrogatory he saith - I have known James T. Holland of Abeline Texas since about the year 1865 - now about thirteen years

Fourth Q State whether your acquaintance with James T. Holland of Abeline Texas has been intimate or slight

Fourth To the fourth interrogatory he saith - my acquaintance with James T. Holland of Abeline Texas has been intimate

Fifth Q What was his occupation if you know

Fifth To the fifth interrogatory he saith - I have ^{known} James T. Holland of Abeline Texas since the year 1865 and long before he had or pursued any

Geo. S. Brown

Commissioner

occupation during his residence in Leon County after arriving at the years of maturity and up to the time of his removal to Abilene Texas which was in the year 1880 or 1881. Holland was engaged in the occupation of clerking in a general Merchandise store afterwards retail grocer and cotton buyer can not state what his occupation was after his removal to Abilene Texas only from his own and general information from which it is understood he was a dealer in real estate & stock &c

Sixth 2 Do you know other people who know him if so name some and in what business they are engaged in

Sixth To the sixth interrogatory he said - I know a great many persons who know James T. Holland of Abilene Texas. He was known to almost every citizen of Leon County Texas during his residence here & up to the time of

Jas. A. Brown

Commissioner

his removal to Abilene Texas. Amongst
 others he was known to J. E. Anderson
 Principal of Jewett high School
 H. M. Cook merchant now of Belton
 Texas D. M. Peartstone of Buffalo Texas
 J. W. Cochran of Belton Texas R. J. G. W.
 Houch of Buffalo Texas in
 Navasota Texas merchant, J. L. Moore
 merchant & farmer of Jewett Texas
 C. J. Craig Farmer of Leon County Texas

Seventh Do you know his general reputation
 among his neighbors in the neighborhood
 and in the town of Abilene Texas
 where where he resided for peaceable conduct

+ + + + +
 Seventh To the seventh interrogatory he saith
 - I do know the general reputation
 of James T. Holland among his
 neighbors and in the neighborhood
 in which he resided in Leon County Texas
 for peaceable conduct from my per-
 sonal knowledge. I know his general
 reputation for peaceable conduct among
 his neighbors and in the neighborhood of
 Abilene Texas from publications made in
 the newspapers of that place

Garret Brown

Commissioner

Engl...

Eighth &
Eighth

What is that reputation good or bad?
To the eighth interrogatory he saith + + +
- That reputation is good.

Ninth Q Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas for peace and quietness?

Ninth A To the ninth interrogatory he saith - I know the general reputation of James T. Holland in the neighborhood in which he resides and among his neighbors in Abilene Texas from publications in the papers of Abilene Texas as to his general character and reputation for peace and quietness.

Tenth Q What is that reputation good or bad?

Tenth A To the tenth interrogatory he saith - That reputation is good + + + + +

Eleventh Q Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas for honesty and integrity?

Eleventh To the eleventh interrogatory he saith: -
 - I do know the general reputation of
 James J. Holland of Abilene Texas
 for honesty & integrity among his
 neighbors in the neighborhood where
 he resides in the town of Abilene
 Texas from reports made by news-
 papers at that place and elsewhere
 in the State of Texas and from my own
 personal knowledge of the reputation of
 James J. Holland among the neighbors
 with whom he resided in the County of
 Leon and his reputation in the neighbor-
 hood in which he resided in said
 County for honesty & integrity.

Twelfth To that reputation - Good or bad:

Twelfth To the twelfth interrogatory he saith:
 - That reputation is good.

Thirteenth Do you know his general reputation
 among his neighbors in the neigh-
 - hood where he resides in the town of
 Abilene Texas as to his temper habits
 and humanity? + + + +

Thirteenth To the thirteenth interrogatory he saith:
 - Good Brown Commissioner

0034

Twelfth. 2
Thirteenth

What is that reputation good or bad
To the thirteenth interrogatory he saith
- I do know the general reputation of
James S. Holland of Abeline Texas
among his neighbors in the neighbor-
hood where he resides in the town of
Abeline Texas from publications of
newspapers at that place and also
where in the State of Texas as to his
temper habits and humanity and
I know of my own knowledge as to
his general reputation among his neigh-
- bors in the neighborhood in which he
resided in Leon County Texas as to
his temper habits and humanity.

Fourteenth. What is that reputation good or bad.

Fourteenth To the fourteenth interrogatory he saith
- That reputation is good.

Fifteenth Do you know of any thing
concerning the matters in question
that might tend to the benefit and
advantage of the accused if so state
the same fully and at large as is
you had been particularly interrogated
concerning the same &c.

Fifteenth To the fifteenth interrogatory he saith
 - I know nothing concerning the
 homicide. As before stated I have
 been well and intimately acquainted
 with the defendant James T. Holland
 of Abilene Texas. I have known him
 since the year 1845 - and am well
 acquainted with his general character
 in the neighborhood in which he
 resided in Leon County Texas for
 peaceable conduct for peace and
 quietness for honesty and integ-
 -rity for good temper and good
 habits and humanity and I
 know of my own knowledge that
 his reputation was always good
 and I know of my own person-
 -al knowledge that the defendant
 James T. Holland of Abilene Texas
 whilst a resident of Leon County
 Texas bore a good reputation for
 honesty integrity peaceableness
 humanity and all the qualities
 which go to make up a good
 citizen not only in his own neigh-
 -borhood but in the whole county
 of Leon

Jas. A. Brown

Commissioner

0036

with the 12th of March is that reputation good or bad
 & it is to other, thirteenth and fourteenth of March.

as any young man in said County
 since he went to Abilene Texas and
 from newspaper publications made at
 that place and elsewhere in the State
 of Texas and the published statement
 of citizens of Abilene Texas and other
 neighborhood of that place that the
 general reputation of the defendant
 James H. Holland in that neighborhood
 for peaceful conduct for peace and
 quietness for honesty and integrity
 and for good temper and kindness
 and humanity was good is good
 as his general reputation in the neighbor-
 hood in which he resided in Leon
 County whilst he lived in this County
 W. A. Brown

The State of Texas }
 County of Leon }

I James H. Brown
 do certify that W. A. Brown was
 duly sworn and appeared before
 me on the sixth day of March 1886
 at nine o'clock in the morning
 at the Platt & Singletary Store in Jewell
 in Leon County State of Texas and
 after being duly sworn to testify
 W. A. Brown

0037

the truth the whole truth and nothing
but the truth did depose to the
matters contained in the foregoing
depositions and did in my presence
subscribe the same and I further
certify that I have subscribed my
name to each brief statement.

Jas. A. Brown

Commissioner

Depositions of witness David Hatt
 provided sworn and examined
 the Sixth day of November
 in the year One thousand
 Eight hundred and Eighty five
 at Jewell Leon County Texas
 under and by virtue of a
 commission out of the court &
 general sessions of the said
 held in and for the city and
 county of New York, on the
 15th day of October, A.D. 1885
 in a certain cause therein
 depending and at issue
 between the people of the state
 of New York, against Jas. Brown
 defendant as follows

x x x x David Hatt
 resident of the town of Jewell
 County of Leon State of Texas
 Merchant and thirty five years
 and upwards, being duly and
 publicly sworn and examined
 on the part of the plaintiff
 doth depose and say as
 follows

Jas Brown

Commissioner

First Q.

What is your name, age, occupation and place of residence, and how long have you resided there, and what your business or profession and how long have you been engaged in said business or profession

First

In the first interrogatory, to-wit: my name is David Platt my age is thirty three years and upwards. my place of residence is Jewett Leon County Texas. I have resided in Jewett Leon County since the year 1876 I am merchant and have been engaged in that profession for about ten years.

Second Q.

Are you acquainted with the defendant James P. Halland of Abilene Texas

Second

In the second interrogatory, he said I am acquainted with the defendant James P. Halland of Abilene Texas.

Jas. A. Brown

Commissioner

Third Q.

How long have you known him?

A.

To the third interrogatory he said
I have known James P. Halland
of Abilene Texas, since about the year 1876
now about nine years

Fourth Q.

State whether your acquaintance with
James P. Halland of Abilene Texas,
has been intimate or slight?

A.

To the fourth interrogatory he said
my acquaintance with James P.
Halland of Abilene Texas has been
intimate

Fifth Q.

What was his occupation if you know

A.

To the fifth interrogatory he said
I have known James P. Halland of
Abilene Texas, since the year 1876, up to
the time of his removal to Abilene
Texas which was in the year 1881.
Halland was engaged in the occupation
clerking in Dry Goods & Grocery Store
afterwards retail Grocer and Cotton
Buyer afterwards can not state what.

Jas. H. Brown

Commissioner

his occupation was after his removal to Abilene Texas. only from with him and general information. from which I understood he was a dealer in real estate general dealer in stock &c. x x

Sixth Q

Do you know other people who know him if so name some. and in what business they are engaged in. x x x x x x x

x x x x x x x x x x x x x x

Sixth

To the sixth interrogatory he says x

I know a great many persons who know and have known James P. Hallmark of Abilene Texas. He was known to almost every citizen of Leon County during his residence here. and up to the time of his removal to Abilene Texas. Amongst others he was known to J. E. Anderson Principal of Jewett High School. H. M. Cook Merchant. now of Belton Texas. J. M. Pearls tone of Buffalo Texas. P. W. Cochran of Belton Texas. Prof. G. W. Shaver of Buffalo Texas. M. L. Long Merchant of Harasata Texas. J. L. Monroe of Jewett Texas, merchant and farmer

John A. Brown

Commissioner

Seventh 2.

James Byrd, Farmer, and numerous others x
 x x x x x x x x x x
 Do you know his general reputation
 among his neighbors in the neighborhood
 and in the Town of Abilene Texas or
 elsewhere where he resided for peaceable
 conduct = x x x x x x x x

Seventh

To the seventh interrogatory he said x
 I do know the general reputation
 of James P. Holland among his neighbors
 and in the neighborhood in which he
 resided in Love County Texas for
 peaceable conduct from my own personal
 knowledge. I know his general
 reputation for peaceable conduct among
 his neighbors and in the neighborhood
 of Abilene Texas from publications made
 in the newspapers of that place x x
 x x x x x x x x x x

Eighth 2.

what is that reputation good or bad?

Eighth

To the eighth interrogatory he said x
 That reputation is good. x x

Ninth 2.

Do you know his general reputation
 of J. H. Brown

Commissioner

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among his neighbors in the neighborhood
where he resided in the Town of ...
... for peace and quietness

Smith

So the next interrogatory is asked
- I know the general reputation of
... in the neighborhood
in which he resided and among his
neighbors in ... from
publications in the books of ...
... as to his general character and
reputation for Peace and quietness

Smith, D.

What is his reputation good or bad?

Smith

So the next interrogatory is asked
- That reputation is good

Smith, D.

among his neighbors in the neighborhood
where he resided in the Town of ...

... the ...

...

...

...

...

...

...

...

...

...

...

...

...

...

...

...

...

James Brown

Commissioner

0046

[illegible]

Gas, Brown

Commissioners

Deposition of witness R. W. Barkley
 produced sworn and examined
 the sixth day of November A.D. (1886)
 in the year One thousand
 eight hundred and eighty six
 at Jewett Leon County Texas
 under and by virtue of a
 commission of the court of
 general sessions of the place
 held in and for the city and
 county of New York on the 15th
 day of October A.D. 1885 in a
 certain cause therein depending
 and at issue between the people
 of the State of New York - against
 James D. Holland defendant as
 follows + + + + +
 + + + + R. W. Barkley residing
 the town of Marquez County of
 Leon State of Texas Sheriff of said
 Leon County aged
 and upwards being duly and lawfully
 sworn and examined in the part of
 the defendant doth depose and say as
 follows + + + + +
 + + + + +

First I

What is your name age occupation and
James D. Brown

Commissioner

place of residence and how long have
you resided there and what is the
nature of your business and occupation
there?

First

To the first interrogatory he saith
- My name is not at present
and is Thirty Two years old and
my place of residence is in
Leon County, Fla. I have resided
in Marianna, Leon County, Fla.
since the year 1870. I have been
in Leon County, Fla. and have
been since the election in 1876
in the year 1874 about one year

+ + + + +

Second

Are you acquainted with the gentleman
James T. Holland of Leon County?

To the second interrogatory he saith

Second

- I am acquainted with the gentleman
James T. Holland of Leon County.

+ + + + +

Third

How long have you known him?

+ + + + +

Third

To the third interrogatory he saith.

James T. Brown

Commissioner

- I have known James D. Holland
of Abeline Texas since about the
year 1862 now about twentythree years

+ + + + +
Fourth I State whether your acquaintance
with James D. Holland of Abeline
Texas has been intimate or slight.

Fourth To the fourth interrogatory he said
- my acquaintance with James D. Holland
of Abeline has been intimate.

Fifth I What was his occupation if you know

Fifth To the fifth interrogatory he said
- I have known James D. Holland
of Abeline Texas since the year
1862 and up to the time of his
removal to Abeline Texas which was
in the year 1881. Holland was
engaged in the occupation of a
farmer and stock raiser and he
remains so. I cannot state his occupation was
after his removal to Abeline Texas
only from general information from
Jas. A. Brown Commissioner

which I understood he was a dealer in
real estate general dealer in stock etc.,

4th I know you know any other people who
know him and in what business they are engaged in.

5th To the sixth interrogatory in which
I know a great many persons who
know and have known him in the
of Abeline Texas. He was known to
almost every citizen of Leon County
during his residence here and
and up to the time of his removal to
Abeline Texas. Amongst others it was
known to D. E. Anderson principal
of Jewett high school D. C. Carrington
exmember of the Texas Legislature &
merchant of Marquez Leon County.
H. M. Cook merchant now of
Belton Texas J. M. Pearlstone merchant
of Buffalo Texas W. Levy merchant
of Sarasota Texas J. L. Munn
merchant and farmer of Leon
County Texas A. B. Hardin
& James Byrnes farmers of Leon
County and there are others too
numerous to mention who know him

East Brown

Seventh? Do you ^{know} his general reputation among his neighbors in neighborhood and in the town of Abilene Texas or else-where where he resided for peace-able conduct? + + + + +

Seventh To the seventh interrogatory he said:
- I do know the general reputation of James T. Holland among his neighbors and in the neighborhood in which he resided in Leon County Texas for peaceable conduct from my own personal knowledge. I know his general reputation or peaceable conduct among his neighbors and in the neighborhood of Abilene Texas from publications made in the newspapers of that place.

Eighth? What is that reputation? Good?

Eighth To the eighth interrogatory he said:
- That reputation is good.

Ninth Do you know his general

Jas. A. Brown

Commissioner

reputation among his neighbors
in the neighborhood where he resides
in the Town of Abeline Texas for
peace and quietness.

ninth To the ninth interrogatory he saith
- I know the general reputation of
James T. Holland in the neighborhood
in which he resides and among
his neighbors in Abeline Texas from
publications in the ^{papers} of Abeline Texas
as to his general character and
reputation for peace and quietness.

Tenth Q What is that reputation - Good or bad.

Tenth To tenth interrogatory he saith
- That reputation is good

Eleventh Q Do you know his general
reputation among his neighbors
in the neighborhood where he resides
in the Town of Abeline Texas
for honesty and integrity.

Jas. A. Brown

Commissioner

Eleventh To the eleventh interrogatory he saith
 - I do know the general reputation of James J. Holland for honesty and integrity among his neighbors in the neighborhood where he resides in the Town of Abeline Texas from reports made by newspapers at that place and elsewhere in the State of Texas and from my own personal knowledge of the reputation of James J. Holland among the neighbors with whom he resided in the County of Leon and his reputation in the neighborhood in which he resided in said County for honesty and integrity.

Twelfth Is that reputation - Good or bad?

Twelfth To the twelfth interrogatory he saith
 - That reputation is good

Thirteenth Do you know his general reputation among his neighbors in the neighborhood where he resides in the town

East Brown

Commissioner

of Abeline Texas as to his temper habits
and humanity? + + + + +

Thirteenth To the thirteenth interrogatory he said
- I do know the general reputation
of Garces is believed of Abeline Texas
among his neighbors in the neighborhood
where he resides in the town of Abeline
Texas from publications at the papers
at that place and also where in the State
of Texas as to his temper habits and
humanity and I know of my
own knowledge as to his general
reputation among his neighbors
in the neighborhood in which he
resided in Leon County Texas as
to his temper habits and humanity.

Fourteenth What is that reputation Good or bad?

Fifteenth To the fourteenth interrogatory he said
- That reputation is good

Sixteenth Do you know any thing concerning
the matters in question that ... tend.

James Brown

Commissioner

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to the benefit and advantage of
defendant if so declare the same
fully and at large as if you had been
particularly interrogated concerning
the same. + + + + +

Fifteenth To the fifteenth interrogatory he saith
- I do not know a single fact
connected with the difficulty in which
Mr Holland is involved but from
my own personal knowledge and acquain-
-tance with Mr Holland's temper
habits and humanity I was very
much surprised to hear of his killing
a man. As before stated I have
been well and intimately acquainted
with the defendant James D. Holland
of Abilene Texas have known him
since his earliest boyhood since
about the year 1862 I am well
acquainted with his general character
in the neighborhood in which he resided
in Leon County Texas for peaceful
conduct for peace and quietness
honesty and integrity and for good
temper good habits and humanity

Jas. S. Brown

Commissioner

0857

And I know of my own personal knowledge that reputation was always good of my own personal knowledge I know that the defendant James T. Holland of Abilene Texas whilst a resident of Leon County Texas bore as good a reputation for honesty integrity peacefulness humanity and all the qualities which go to make up a good citizen not only in his own neighborhood but in the whole County of Leon as any young man in said county Since his removal to Abilene Texas I know from newspaper publications made at that place and elsewhere in the State of Texas and from the published statements and certificates of citizens of Abilene Texas and the neighborhood of that place that the general reputation of the defendant James T. Holland in that neighborhood for peaceable conduct peace and quietness for honesty & integrity

James A. Brown

Commissioner

and for good - temper good habits
and humanity was good as good
as his general reputation in the
neighborhood in which he resided
in Leon County wh. let he lived
in this County

R. W. Barkley

The State of Texas }
County of Leon }

I James A. Brown
do certify that R. W. Barkley, the
witness, personally appeared before me
on the sixth day of November A.D. 1885
at 12 o'clock, noon at ^{the} Store of Platt
and Singletary in Jewett in Leon County
State of Texas and after being sworn to
testify the truth, the whole truth, and
nothing but the truth, did depose to the
matters contained in the foregoing
depositions and did, in my presence
subscribe the same, and I further
certify that I have subscribed my
name to each half sheet
thereof

James A. Brown

Commissioner

Depositions of witness Jos. W. Dunn
 produced, sworn and examined
 the Twenty-ninth day of October
 in the year one thousand eight
 hundred and eighty five, at
 Centerville, Leon Co. Texas
 under and by virtue of a
 commission, issued out of the
 court of general sessions of
 the Peace, held in and for
 the city and county of New
 York, on the 15th day of October
 A.D. 1885, in a certain cause
 therein, depending and at issue
 between the People of the State
 of New York, against Jas. I. Hol
 land, defendant, as follows:

X X X X X X X X X X X X X X

John W. Dunn, resident of
 the town of Centerville, county
 of Leon, State of Texas, Treasurer
 of Leon County, aged sixty five
 years and upwards, being duly
 and publicly sworn, and ex-
 amined on the part of the
 defendant, doth depose and say

Jas. A. Brown

Commissioner.

0060

First Q.

as follows: x x x x x x x x x x
what is your name, age, occupa-
tion, and place of residence, and
how long have you resided there
and what is your business or
profession, and how long have
you been engaged in said
business x x x x x x x x x x

First

x x x x x x x x x x
To the first interrogatory he saith
My name is John H. Dunn, my age is
eighty five years, my place of residence
is Centerville Leon County Texas: I have
resided at that place seven years, and
in the County of Leon about thirty five
years: I am now, and have been for
the past seven years County Treasurer
of Leon County; prior to that time
I had been a planter and a carpenter.

Second Q.

Are you acquainted with the defendant
James T. Holland of Abeline Texas?

Jas. H. Brown

Commissioner

Second. — I am acquainted with the defendant, James T. Holland, of Abilene Texas. x

Third Q. — How long have you known him? x

Third — To the third interrogatory he saith: x
I have known the defendant James T. Holland ever since he was a little boy. x

Fourth Q. — State whether your acquaintance with James T. Holland of Abilene Texas, has been intimate or slight? x

Fourth. — To the fourth interrogatory he says: x
My acquaintance with James T. Holland was very intimate for a number of years. x

Fifth Q. — What was his occupation, if you know? x

Fifth. — To the fifth interrogatory he saith: x
After James T. Holland became old enough to do business, he was a sales-
man in a store, afterwards he did
a retail grocery business, and specu-

James T. Brown

Commissioner

lated in cotton and hides, whilst he resided in this County: I cannot state of my own knowledge, what his business has been since his removal to Abeline; but have been informed that he was engaged in speculating in lands and stocks.

Sixth Q.

Do you know other people who know him? If so name some, and in what business are they engaged in?

Sixth.

To the sixth interrogatory he saith: I know many people who know James J. Holland of Abeline Texas, as he resided the greater portion of his life in this (Leon) County, and was engaged in a business which brought him in contact with the larger portion of the citizens of Leon County. He was known to H. B. Pruitt, ex Sheriff and Chief Justice, to W. A. Patrick County Clerk Leon County; to J. B. Botter, District Clerk, Leon County; to Jas. M. Chatham, Tax Collector Leon County; to Jas. A. Brown, County Judge Leon County; to H. D. Simpson, J. H. Chandler

Jas. A. Brown

Commissioner.

J. M. Manning; H. P. St-John, W. F. Douthitt, C. J. Craig and B. F. Watson, planters, of Leon County; to H. Levy, J. P. Stell, W. L. Rogers, B. R. Smolterry, Lamb Graves, David Platt and A. A. Curtis, merchants of Leon Co. Texas.

Seventh Q. — Do you know his general reputation among his neighbors, in the neighborhood and in the town of Abeline Texas, or elsewhere where he resided, for peaceable conduct?

Seventh. — To the seventh interrogatory he saith: I know his general reputation among his neighbors, in the neighborhood where he resided in the town of Abeline Texas, from certificates made by citizens of Abeline and that neighborhood in the newspapers for peaceable conduct. I know of my own knowledge his general reputation for peaceable conduct among his neighbors, in the neighborhood where he resided in Leon County Texas.

Eighth Q. — What is that reputation? Good or bad?

Jas. A. Brown

Commissioner.

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Eighth. — To the eighth interrogatory he saith:
That reputation is good.

Ninth Q. — Do you know his general reputation among his neighbors, in the neighborhood where he resides in the town of Abeline, Texas, for peace and quietness?

Tenth. — To the ninth interrogatory he saith:
I know the general reputation of James T. Holland of Abeline Texas, among his neighbors, in the neighborhood where he resides in the town of Abeline Texas, for peace and quietness, from certificates made by these neighbors, and published in the newspapers of the town of Abeline and in other places in the State of Texas.

Eleventh Q. — What is that reputation? Good or bad?

Twelfth. — To the tenth interrogatory he saith:
That reputation is good.

Thirteenth Q. — Do you know his general reputation among his neighbors, in the neighborhood where he resides, in the town of Abeline, Texas, for honesty and integrity?

James Brown — Commissioner.

Eleventh.

To the eleventh interrogatory he saith:
 I do know the general reputation of James
 T. Holland among his neighbors, in the
 neighborhood where he resides, in the
 town of Abeline Texas, for honesty and
 integrity, from the certificates of those
 neighbors, and publications made in
 the newspapers at Abeline, and at other
 places in this State.

Twelfth Q.

What is that reputation? Good or bad?

Twelfth.

To the twelfth interrogatory he saith:
 That reputation is good.

Thirteenth Q.

Do you know his general reputation
 among his neighbors, in the neighborhood
 where he resides, in the town of Abeline,
 Texas, as to temper, habits and human-
 ity?

Thirteenth.

To the thirteenth interrogatory he saith:
 I do know his general reputation as to
 temper habits and humanity among
 his neighbors, in the neighborhood where
 he resides, in the town of Abeline Texas

Gas, BrownCommissioner.

from certificates made by those neighbors, residing in his neighborhood in the town of Abilene Texas, and from publications made in the public prints of Abilene and elsewhere in the State of Texas. Of my own knowledge I know his general reputation among his neighbors, in the neighborhood where he resided in Leon County Texas, as to his temper, habits and humanity. x x x

Fourteenth Q.—What is that reputation? Good or bad? x x x

Fourteenth.—To the fourteenth interrogatory he saith: That reputation is good. x x

Fifteenth Q.—Do you know anything concerning the matters in question, that may tend to the benefit and advantage of the defendant? If so, declare the same, fully and at large, as if you had been particularly interrogated concerning the same? x x x

Fifteenth.—To the fifteenth interrogatory he saith: I know nothing of the homicide, with

East, Brown — Commissioner.

which the defendant stands charged. I do know, and have been very well and intimately acquainted with James J. Holland of Abeline Texas, as I have before stated, whilst he was a resident of Leon County Texas, and do know that he possessed all the requisites which go to make up a good and worthy citizen and I know that no young man in Leon County stood higher in the confidence and esteem of the citizens of this County than James J. Holland, whilst he resided here. His reputation for peaceable conduct, for good habits, for good temper and for humanity was far above the average. His reputation for honesty and integrity was unquestioned, and I know from certificates of citizens of Abeline Texas, and from newspaper publications that his general reputation in Abeline is the same there as here.

J. W. Dunn

The State of Texas
County of Leon S.S.

I James A. Brown
do certify that John W. Dunn, the

James A. Brown

Commissioner.

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witness, personally appeared before me on the twenty ninth day of October, A.D. 1885, at four o'clock in the afternoon, at the Courthouse in Centerville, Texas, and after being sworn to testify to the truth, the whole truth, and nothing but the truth, did depose to the matters contained in the foregoing deposition; and did, in my presence, subscribe the same. And I further certify that I have subscribed my name to each half sheet thereof.

Jas. A. Brown

Commissioner.

Depositions of witness Jno. D. Stoll
 Produced sworn and examined
 the Twentieth day of October
 in the year one thousand eight
 hundred and eighty five, at
 Centerville Leon County Texas
 under and by virtue of a commission
 out of the court of general sessions
 of the Peace, held in and for
 the city and county of New York
 on the 15th day of October A.D.
 1885, in a certain cause then
 depending and at issue between
 the People of the State of
 New York against Jas. T. Holland
 defendant, as follows. x x x x
 x x x x x x x x Jno. D. Stoll
 resident of the town of Centerville
 County of Leon State of Texas
 Merchant, aged. Thirty eight years & upwards,
 being duly and publicly sworn
 and examined on the part
 of the defendant doth
 depose and say as follows

Jas. T. Brown

Commissioner

First Q.

What is your name, age, occupation and place of residence, and how long have you resided there, and what is your business or profession, and how long have been engaged in said business

First

To the first interrogatory he answers

My name is John P. Bell; my age is Thirty eight years; my place of residence is Centerville, Leon County Texas, I have resided in and near Centerville Texas since the year 1858; my occupation has been as follows - farmer from 1868 to 1882, since which time I have been a merchant.

Second Q.

Are you acquainted with the defendant James T Holland, of Abeline Texas?

Second.

I am acquainted with the defendant James T Holland, of Abeline Texas.

Third Q.

How long have you known him?

John P. Bell

Commissioner.

Third. — I have known him about twenty one years.

Fourth Q. — State whether your acquaintance with James T. Holland, of Abeline Texas, has been intimate or slight?

Fourth. — To the fourth interrogatory he saith. I have known him very intimately.

Fifth Q. — What was his occupation, if you know?

Fifth. — To the fifth interrogatory he saith. James T. Holland of Abeline, Texas, was engaged in the occupation of salesman in a general store, and afterward a retail grocer and cotton buyer. Cannot state what his occupation has been since his removal to Abeline, only from general information, from which I understood he was a general dealer in stock and real estate.

Sixth Q. — Do you know other people who know him, if so, name some, and in what business they are engaged in?

Jas. Brown

Commissioner.

Sixth.

I know a great number of persons who knew James J. Holland of Abeline Texas. He was known to the people of Leon County generally whilst he was living there, and up to the time of his removal to Abeline. He was known to W. A. Patrick, County, Clerk. Leon Co: J. B. Doller, Dist. Clerk Leon Co: J. W. Dunn, Treasurer Leon County: R. W. Barkley, Sheriff Leon County: W. M. Johnston Lawyer, and ex member of the Texas Legislature, all residing at Centerville Texas: to H. B. Pruitt, planter and ex Sheriff of Leon County; W. L. Rogers, merchant; B. C. Matkinson, planter; Druno Durst, planter and ex member of the Texas Legislature, all of Leona in Leon County Texas: to A. G. McDaniel, merchant and, J. W. Wallmon, merchant of Jewett, Leon Co. Texas. x

x x x x x x x x

Seventh Q.

— Do you know his general reputation among his neighbors, in the neighborhood and in the Town of Abeline Texas, or elsewhere where he resided, for peaceable conduct?

Gas. A. Brown

Commissioner.

0073

Seventh

To the seventh interrogatory he saith:
 I know the reputation of James T. Holland
 for peaceable conduct among his neighbors,
 and in the neighborhood in which he resided
 in Leon County Texas. I know his general
 reputation among his neighbors at Abeline
 Texas and in the neighborhood of Abeline
 Texas for peaceable conduct, from certi-
 ficates made by citizens of Abeline and
 the neighborhoods, and from publications
 made in the newspapers in that place.

Eighth Q.

What is that reputation: good or bad?

Eighth.

To the eighth interrogatory he saith:
 That reputation is good.

Ninth Q.

Do you know his general reputation
 among his neighbors, in the neighborhoods
 where he resides, in the Town of Abeline
 Texas, for peace and quietness?

Ninth.

I know the general reputation of James
 T. Holland for peace and quietness among
 his neighbors, in the neighborhood where
 he resides in the Town of Abeline Texas

W. A. BrownCommissioner.

where he resides, from certificates, made and signed by the citizens of Abeline Texas, and from publications made by the citizens of said place in the newspapers published there. x x x x x x x

Tenth Q. — What is that reputation: good or bad? x x x x x x x

Tenth. — That reputation is good. x x x x x x x

Eleventh Q. — Do you know his general reputation among his neighbors, in the neighborhood of where he resides, in the town of Abeline, Texas, for honesty and integrity? x x x x x x x

Eleventh. — I know the general reputation of James J. Holland of Abeline Texas, for honesty and integrity among his neighbors, in the neighborhood where he resides, in the town of Abeline, from certificates made by citizens of said town of Abeline, and from publications made in the newspapers of that place; and from my personal knowledge of his general reputation for honesty and integrity in the neighborhood in which he resided, in Leon County, Texas.

James J. Brown — Commissioner.

Depositions, of witness Walter A. Patrick
 produced, sworn and examined
 the Twenty-ninth day of
 October in the year one thousand
 eight hundred and eighty-five
 at Centerville, Leon County
 Texas, under and by virtue of
 a commission, issued out of the
 court of General Sessions of
 the Peace, held in and for
 the city and county of New
 York, on the 15th day of October
 A.D. 1885, in a certain cause
 therein, depending and at issue
 between the people of the
 state of New York against
 Jas. T. Holland, defendant as
 follows x x x x x x x x x

x x x x x x x x x Walter A. Patrick
 resident of the town of Centerville
 County, of Leon State of Texas
 Clerk, of County Court, aged
 sixty years and upwards being
 duly and publicly sworn, and
 examined, on the part of the
 defendant, doth depose and say
Just Brown Commissioner.

First 2.

as follows x x x x x x x x x x
 What is your ~~name~~, age, occupa-
 tion, and place of residence, and
 how long have you resided
 there; and what is your business
 or profession, and how long
 have you been engaged in
 said business? x x x x x x x

First

To the first interrogatory he answers
 My name is Walter A. Patrick, my age is
 sixty one years and upwards. My place of re-
 sidence is Centerville Leon County Texas. I have
 resided there since October ad 1864. I have
 been engaged in the duties of County Clerk
 of said county during my entire residence at
 Centerville except eleven or twelve months,
 the latter part of 1869, and the first part of
 1870, during which time my office was filled
 by appointment of the Governor of the State.
 I am now County Clerk of said county,
 and have been since the year 1864, except
 during the eleven or twelve months afore
 said. x x x x x x x

Gas. A. BrownCommissioner.

0077

Second Q. — Are you acquainted with the defendant James T. Holland, of Abeline Texas? x x

Second. — To the second interrogatory he saith. x
I am acquainted with the defendant, Jas. T. Holland, of Abeline Texas. x x x

Third Q. — How long have you known him? x

Third. — To the third interrogatory he saith. x
I have known James T. Holland, of Abeline Texas, since the winter of 1864, about twenty one years. x x x x x

Fourth Q. — State whether your acquaintance with Jas. T. Holland, of Abeline, Texas, has been intimate or slight? x x x x

Fourth. — To the fourth interrogatory he saith. x
My acquaintance with James T. Holland of Abeline Texas has been as intimate as ordinarily exists between a matured man and a boy, growing up in his immediate neighborhood. I have known him familiarly since he was a very small boy, up to the time he removed to Abeline Texas, which

Jas. T. Brown — Commissioner.

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Fifth Q. — was in 1881 I think
What was his occupation, if you know? x

Fifth. — To the fifth interrogatory he saith: x
I have known James T Holland, as before stated x
since he was a small boy 9 or 10 years old, x
during his school days, and until he grew x
up to manhood. He was then engaged in a x
clerkship in a dry goods and grocery store, x
and I believe in a retail grocery, up to the x
time of his removal to Abeline, in 1881, as my x
recollection serves me. After his removal to x
Abeline, as he and others informed me, he x
was engaged in real estate and stock busi- x
ness. x

Sixth Q. — Do you know other people who know him? x
If so, name some, and in what business they x
are engaged in? x

Sixth. — To the sixth interrogatory he saith. x
I know a great many persons who know, x
and have known James T Holland of Abeline x
Texas. He was known to most of the citizens x
of this (Leon) County. during his residence x
here, amongst others he was well known to x
R. W Baskley, present Sheriff of Leon County.

Jas. Brown — Commissioner.

J. N. Black, ex Sheriff, H. B. Pruitt, ex Sheriff; - J. B. Botter, District Clerk Leon Co.;
J. M. Chatham, Tax Collector Leon County;
J. W. Dunn County Treasurer Leon County;
N. G. Kitzell District Attorney, 12th District of Texas; B. D. Dashiell, County Attorney Leon County; S. Robinson and A. S. Gardner, ex County judges, Leon County; W. M. Johnston, J. J. Patton, Wm Watson and F. B. Looney, Attorneys and Counsellors at Law, Leon County; J. H. McDaniel, Smi Hopkins, H. H. Thompson, W. J. Evans, B. R. Springfield, physicians of Leon County; H. Durst, J. F. Ellis, R. Long, J. A. Jackson, planters, of Leon County; J. M. Pearlstone, H. Levy, A. G. McDaniel, J. W. Watmon, D. C. Barrington, merchants of Leon County.

Seventh Q. — Do you know his general reputation among his neighbors, in the neighborhood and in the Town of Abilene Texas, or elsewhere, for peaceable conduct?

Seventh. — To the seventh interrogatory he saith: I know the general reputation of James J. Holland among his neighbors and in the

Jas A Brown Commissioner.

0000

was in 1881 I think

neighborhood of his residence for peaceable conduct, during his residence in Leon County, of my own knowledge; and I know his general reputation for peaceable conduct among his neighbors, and in the neighborhood of Abeline Texas, from the statements of prominent citizens of the town of Abeline, which I have read, published in the newspapers of that town.

Eighth Q. — What is that reputation? Good or bad?

Eighth. — To the eighth interrogatory he said: That reputation is good.

Ninth Q. — Do you know his general reputation among his neighbors in the neighborhood where he resides, in the town of Abeline Texas, for peace and quietness?

Ninth. — I know the answer. To the ninth interrogatory he said:

I know the general reputation of James I Holland in the neighborhood of his residence and among his neighbors, in the town of Abeline Texas, from the statements of other

James Brown Commissioner.

persons, and from newspaper publications signed by his neighbors, citizens of Abeline, as to his general standing and reputation for peace and quietness.

Tenth Q. — What is that reputation? Good or bad?

Tenth. — To the tenth interrogatory he saith: That reputation is good so far as my knowledge extends.

Eleventh Q. — Do you know his general reputation among his neighbors, in the neighborhood where he resides, in the town of Abeline, Texas, for honesty and integrity?

Eleventh. — To the eleventh interrogatory he saith: I know the general reputation of James J. Holland for honesty and integrity among his neighbors and in the neighborhood where he resides in the town of Abeline Texas, from statements of other persons, and the publications of newspapers of Abeline, of statements of citizens of that town; and from my own personal knowledge of the reputation of James J. Holland

Jas. A. Brown

Commissioner.

was in 1881 I think

among his neighbors, and in the neighborhood where he resided, in this (Leon) County Texas.

Twelfth Q. — What is that reputation? Good or bad?

Twelfth. — To the twelfth interrogatory he saith: That reputation is good.

Thirteenth Q. — Do you know his general reputation among his neighbors, in the neighborhood where he resides, in the town of Abeline Texas as to his temper, habits and humanity?

Thirteenth. — To the thirteenth interrogatory he saith: I do know the general reputation of James T. Holland among his neighbors, in the neighborhood where he resides, in Abeline Texas as to his temper, habits and humanity, from certificates of character as published in the newspapers of Abeline; and of my own knowledge, and intimate acquaintance with him, whilst he resided in this (Leon) County I know his general reputation among his neighbors, in the neighborhood where he resided in Leon County Texas

Gas. A. Brown

Commissioner.

as to his temper, habits and humanity:

Fourteenth Q. — What is that reputation? Good or bad?

Fourteenth. — To the fourteenth interrogatory he saith:
That reputation is good.

Fifteenth Q. — Do you know of anything concerning
the matters in question, that may tend
to the benefit and advantage of the defendants?
If so, declare the same, fully and at large,
as if you had been particularly interrogated
concerning the same?

Fifteenth. — To the fifteenth interrogatory he saith.
I know nothing of my own knowledge of the
facts and circumstances connected with
the homicide, with which James T. Holland
I learn is charged. I have been well ac-
quainted with James T. Holland from
his early boyhood up to manhood, as I
have before stated; and do know that his
quiet, peaceable and orderly deportment, his
honesty and integrity, up to the time of his
removal to Abilene Texas, was such as to
command the respect and esteem of the

Jas. A. Brown

Commissioner.

good citizens of Leon County Texas; nor have I heard or known of any act or thing done by him since his removal from said county, and residence at Abeline, calculated, in any way, to forfeit that esteem and regard in which he was held by the people who knew him here.

Walter A. Patrick

The State of Texas S. S.
County of Leon

I, James A Brown do certify that Walter A. Patrick, the witness, personally appeared before me on the twenty ninth day of October A.D. 1885 at three o'clock of the afternoon, at the Courthouse in Centerville Texas, and after being sworn to testify to the truth, the whole truth, and nothing but the truth, did depose to the matters contained in the foregoing deposition, and did, in my presence subscribe the same. And I further certify that I have subscribed my name to each half sheet thereof.

James A. Brown

Commissioner

POOR QUALITY
ORIGINALS

0005

Depositions of witness W. M. Johnston
produced, sworn and examined the twenty
ninth day of October, in the year one
thousand, eight hundred and eighty
five, at Centreville, Leon County Texas,
under and by virtue of a commission
issued out of the Court of General Sessions
of the Peace, held in and for the City
and County of New York, on the 15th
day of October, A.D. 1885, in a certain
cause therein depending and at issue
between the People of the State of New
York against James J. Holland, defen-
dant, as follows: x x x x x x x x

x x x x x x x William M. Johnston,
resident of the town of Centreville, County
of Leon, State of Texas, Attorney and
Counsellor at Law, aged forty two
years and upwards; being duly and
publicly sworn and examined on the
part of the defendant doth depose and
say as follows: x x x x x x x x

First 2

What is your name, age, occupation
and place of residence, and how
long have you resided there, and
what is your business or profession

James A. Brown

Commissioner

POOR QUALITY
ORIGINALS

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and how long have you been engaged in said business? x x x x x

First — To the first interrogatory he saith: x
x x x. My name is William M. Johnston,
my age is forty three years and upwards,
my place of residence is Centreville, Leon
County Texas, I have resided in Centreville
Leon County since the year 1851. I am
an Attorney and Counsellor at Law.
and have been engaged in that profession
for more than twenty years. x x x x

Second Q. — Are you acquainted with the defendant
James I. Holland of Abeline Texas? x x

Second. — To the second interrogatory he saith: x
I am acquainted with the defendant,
James I. Holland, of Abeline Texas.

Third Q. — How long have you known him? x x

Third. — To the third interrogatory he saith: x
I have known James I. Holland of
Abeline Texas since about the year

Wm. B. Brown

Commissioner

POOR QUALITY
ORIGINALS

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1864, now about twenty three years. x

Fourth Q. — State whether your acquaintance with James J. Holland of Abeline Texas has been intimate or slight? x

Fourth — To the fourth interrogatory he saith: x
My acquaintance with James J. Holland of Abeline Texas has been intimate. x

Fifth Q. — What was his occupation if you know? x

Fifth. — To the fifth interrogatory he saith: x
I have known James J. Holland, of Abeline Texas since his boyhood, and long before he had, or pursued any occupation. During his residence in this, Leon County, after arriving at the years of maturity, and up to the time of his removal to Abeline Texas, which was in the year 1880 or 1881. Hollands was engaged in the occupations of clerking in dry goods and grocery store, afterwards retail grocer and cotton buyer; cannot state what his occupation was after his

James J. Brown

Commissioner

POOR QUALITY
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removal to Abeline Texas, only from
correspondence with him, and general
information, from which I understood he
was a dealer in real estate and general
dealer in stock &c. x x x x

Sixth Q. - Do you know other people who know
him, if so, name some, and in what
business they are engaged in? x x x

Sixth. - To the sixth interrogatory he said:
- I know a great number of persons who
know and have known James T. Holland, of
Abeline Texas. He was known to almost
every citizen of Leon County, during his
residence here, and up to the time of his
removal to Abeline Texas. Amongst others
he was known to. R. W. Bartley, Sheriff
of Leon County; Wallis A. Patrick, County
Clerk Leon County; J. B. Butler, District
Clerk Leon County; John H. Dunn, County
Treasurer Leon County; J. A. Sheffield,
County Assessor Leon County; Jas. M.
Whigham, Tax Collector Leon County; N. G.
Hittrell District Attorney 12th Judicial District
of Texas; B. D. Daskiel, County Attorney

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Leon County: Willis L. Selman, A. B. Hardin, James Byrns, Planters of Leon County Texas: Bruno Durst, planter and ex member of the Texas Legislature; Robt Lacey, planter and ex member of the Texas Constitutional Convention; D. C. Barrington, Merchant and ex member of the Texas Legislature, all of Leon County: M. Y. Randolph, Senator 8th District of Texas of Madisonville Texas: Thos J. McCulloch ex Senator 8th District of Texas, of Fort Worth Texas: W. D. Woods ex Judge 12th Judicial district of Texas, of San Marcos Texas: A. S. Gardner ex County Judge Leon County: C. M. Thomason, John P. Stell, St. Levy, Merchants of Leon County: J. J. Tolson, F. B. Looney, William Watson, Attorneys and Counsellors at Law, Leon County Texas, and B. F. Springfield, W. T. Evans, J. H. McDaniel, John Byrns, Sm Hopkins, M. L. Hagards and S. R. Burroughs, physicians of Leon County Texas. x x x x x x x x

Seventh Q.

= Do you know his general reputation

Jas. H. Brown

Commissioner

POOR QUALITY
ORIGINALS

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among his neighbors in the neighborhood
and in the Town of Abeline Texas, or else-
where where he resided for peaceable
conduct: x x x x x x

x x x x x x x x

Seventh. — To the seventh interrogatory he saith: —

— I do know the general reputation of
James T. Stollard among his neighbors
and in the neighborhood in which he
resided in Leon County Texas, ^{for peaceable conduct} from my
own personal knowledge. I know his
general reputation for peaceable conduct
among his neighbors and in the neigh-
borhood of the Town of Abeline Texas
from certificates made by citizens of
Abeline Texas, and publications made
in the newspapers of that place. x x

x x x x x x x x x

Eighth Q. — What is that reputation — Good or bad: —

x x x x x x x x

Eighth — To the eighth interrogatory he saith:

— That reputation is good. x x

Ninth Q.

x x x x x x x x

Do you know his general reputation,
among his neighbors, in the neighborhood
where he resides, in the Town of Abeline

Jas. H. Brown

Commissioner

POOR QUALITY
ORIGINALS

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Texas, for peace and quietness? x x

x x x x x x x x

Ninth. — To the ninth interrogatory he saith: —

— I know the general reputation of James T Holland in the neighborhoods in which he resides and amongst his neighbors in the town of Abeline Texas, from certificates from those neighbors, and from publications issued, signed by his neighbors, citizens of Abeline Texas as to his general character and reputation for peace and quietness. x

x x x x x x x x

Tenth Q. — What is that reputation — Good or bad?

x x x x x x x x

Tenth. — To the tenth interrogatory he saith: +

— That reputation is good. x x x

x x x x x x x x

Eleventh Q. — Do you know his general reputation among his neighbors, in the neighborhood where he resides, in the town of Abeline, Texas, for honesty and integrity? x x x x

Eleventh. — To the Eleventh Interrogatory he saith: — x

I do know the general reputation of James T Holland for honesty and integrity among his neighbors, in the neighborhood where he resides, in the town of Abeline

James T. Brown

Commissioner

POOR QUALITY
ORIGINALS

0892

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Texas from certificates made by citizens of Abilene Texas, and reports made by newspapers at that place, and elsewhere in the State of Texas, and from my own personal knowledge of the reputation of James T Stollands among the neighbors with whom he resided in the County of Leon, and his reputation in the neighborhood in which he resided in said County for honesty and integrity.

x x x x x x x x

Twelfth Q. — Is that reputation good or bad? x x

x x x x x x x x

Twelfth. — To the twelfth interrogatory he said: — That reputation is good. x x

x x x x x x x x

Thirteenth Q. — Do you know his general reputation among his neighbors, in the neighborhood where he resides, in the town of Abilene Texas, as to his temper, habits, and humanity? x x x x x

x x x x x x x

Thirteenth. — To the thirteenth interrogatory he said: — I do know the general reputation of James T Stollands of Abilene Texas, among his neighbors, in the neighborhoods where

Gas. Brown

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00893

he resides in the town of Abilene Texas,
from certificates of character made by
citizens of Abilene Texas, and from public
certificates of newspapers at that place and
elsewhere in the State of Texas, as to his
temper, habits and humanity; and I
know, of my own knowledge as to his
general reputation among his neighbors
in the neighborhoods in which he resided
in Leon County Texas as to his temper,
habits and humanity. x x x

x x x x x x x x

Fourteenth Q. — What is that reputation — Good or bad?

x x x x x x x x

Fourteenth A. — To the fourteenth interrogatory he saith: —
That reputation is good. x x

x x x x x x x x

Fifteenth Q. Do you know of anything concerning the
matters in question, that may tend to the
benefit and advantage of the defendants?
If so, declare the same fully and at
large, as if you had been particularly
interrogated concerning the same? —

Gal. Brown

Commissioner

POOR QUALITY
ORIGINALS

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Fifteenth.

To the fifteenth interrogatory he said:

I know nothing concerning the homicide. As before stated, I have been well and intimately acquainted with the defendant, James T. Holland, of Abeline Texas. Have known him since his earliest boyhoods, since about the year 1867. I am well acquainted with his general character in the neighborhood in which he resided, in Leon County, Texas, for peaceable conduct, for peace and quietness, for honesty and integrity, and for good temper, good habits and humanity, and I know, of my own personal knowledge, that reputation was always good. Of my own personal knowledge I know that the defendant, James T. Holland, of Abeline Texas, whilst a resident of Leon County Texas, bore as good a reputation for honesty, integrity, peacefulness, humanity, and all the qualities which go to make up a good citizen, not only in his own neighborhood; but in the whole County of Leon, as any young man in said County. Since his removal to Abeline, Texas,

Gas. A. Brown

Commissioner

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I know, from newspaper publications, made at that place, and elsewhere in the State of Texas; and from the published statements and certificates of Citizens of Abeline, Texas, and the neighborhood of that place, that the general reputation of the defendant, James J. Holland, in that neighborhood, for peaceable conduct, for peace and quietness, for honesty and integrity and for good temper, good habits and humanity, was good; as good as his general reputation in the neighborhoods in which he resided in Leon County whilst he lived in this County.

William M. Johnston

The State of Texas
County of Leon ss.

I, James A. Brown, do certify that William M. Johnston, the witness, personally appeared before me on the twenty ninth day of October AD 1885 at three O'clock in the Afternoon at the Courthouse in Centreville, in Leon County State of Texas; and after being sworn

James A. Brown

Commissioner

POOR QUALITY
ORIGINALS

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to testify the truth, the whole truth, and
nothing but the truth, did depose to the
matters contained in the foregoing deposition,
and did, in my presence subscribe the
same. And I further certify that I have
subscribed my name to each half sheet
thereof

Jas. H. Brown

Commissioner.

POOR QUALITY
ORIGINALS

0097

City & County
of New York

Joseph B. Eakins Police Captain
of the 5th Precinct Police being duly sworn
says that James J. Hill (now here) is a
Notorious Witness for the people of
the State of New York, against one
James J. Holland, charged with
Murder.

Said Hill is an
unwilling witness, who refused to
testify in an Examination held
in said action on the 4th day
of September 1885, before John
L. Gorman Police Justice.

Said Hill being a non
resident, and does reside
in the State of Texas.

Deponent fears that said
Hill will not appear to testify when
required, therefore deponent
prays that said James J.
Hill may be committed to the
House of Detention.

Joseph B. Eakins
Police Captain

James J. Holland (Victim)
Hill (now of New York)
James J. Holland Police Justice

POOR QUALITY
ORIGINALS

0098

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, ss:

POLICE COURT, 1st DISTRICT.

Theodore Davis
aged 46 years occupation none
of No 1063 Lexington Avenue Street, being duly sworn, deposes and says,
that on the 31st day of August 1885
at the City of New York, in the County of New York.

James D. Holland (nowhere)
did Willfully Maliciously and
feloniously discharge two shots
from a Revolving Pistol at
the body of Thomas Davis
deponent's Brother, maiming
said Thomas, from the effect of
said wound, said Thomas is
dead.

Deponent saw said Holland
and said Thomas in a office at
the South East Corner of Reade Street
and West Broadway
When said Holland pointed
a Revolving pistol at said
Thomas, saying at the time
get in that corner I kill you,
put your hands above your
head. Deponent then heard
a shot fired, then deponent
found said Thomas lying on
his face in said office dead.
Deponent saw said defendant
leave said premises, and
deponent caused his arrest.

Deponent charges that said
defendant did commit said
assault, and did kill said
Thomas, without any justification.

POOR QUALITY
ORIGINALS

0099

are the part of the assailant
therefore pray
that said defendant may
be be committed to answer
said charge.

Sworn to before me this Theodore Davis
1st day of September 1887
John J. Gorman
Police Justice

POLICE COURT— DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Dated

188

Magistrate.

Officer.

Witness,

Disposition

AFFIDAVIT.

POOR QUALITY
ORIGINALS

0900

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

James W. Holland being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is his right to
make a statement in relation to the charge against him; that the statement is designed to
enable him if he see fit to answer the charge and explain the facts alleged against him
that he is at liberty to waive making a statement, and that his waiver cannot be used
against him on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live, and how long have you resided there?

Answer.

Question. What is your business or profession?

Answer.

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer.

*I am not guilty of the charge
and demand an examination*

J. W. Holland

Taken before me this

day of

1885

John J. ...
Police Justice.

POOR QUALITY
ORIGINALS

0902

COURT OF GENERAL SESSIONS OF THE PEACE.

City and County of New York, *CL 164* 1885

I Do Certify that the annexed is a Copy of

the original

has been compared by me with the original, and is a correct transcript therefrom, and of the whole of
said original.

now on File in the Clerk's Office, and that the same

CLERK. of Court

POOR QUALITY
ORIGINALS

0903

at a Court of General
Sessions of the Peace held
in and for the City and
County of New York.

Present.

Hon Henry A. Selderslev

County Judge

The People of the
State of New York

against.

James T. Holland

On reading and filing the notice of motion
and the affidavit of Edmund E. Rice Esq
duly verified October 15th 1888; and on all the
pleadings and proceedings in this action.
On Motion of Edmund E. Rice Counsel for
defendant. and after hearing Randolph
B. Martine Esq District Attorney in opposition.
Ordered that a Commission issue in this
action directed to H. A. Porter Esq Judge
of County Court. Abeline State of Texas to examine
under oath. upon interrogatories to be annexed thereto
the following persons. David Reed Esq. Robert
Mo. Moore Esq. James F. Berry Esq. Charles W. Merchant
Esq. Otto W. Stiffins Esq. George W. Jalovich Esq.

POOR QUALITY
ORIGINALS

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Thomas O. Anderson Esq. George P. Phelps Esq.
Robert C. Smith Esq. J. M. Kelsey. of Abel Smith & Taylor Esq.
State of Texas. and John Ireland Esq. Governor of the State
of Texas who are witnesses on behalf of the
defendant. & that Randolph K. M. Esq.
District Attorney. New York County: do at
Liberty to join in the said Commission on
behalf of the People of the State of New York
and that the trial of this action be stayed until
the return thereof
Dated New York October 15th 1885:
(Signed) R. F. Childers Esq.
J. S.

POOR QUALITY
ORIGINALS

0905

The People of the State of New York

Greeting.

To

H. A. Porter Esq.

County Judge Abilene State of Texas

Whereas it appears to our
Court of General Sessions of the Peace held in
and for the City and County of New York
That David J. Reed Esq. Robert M. Moore Esq. James
T. Perry Esq. Charles W. Merchant Esq. Allen W. Saffers
Esq. George W. Jalonick Esq. Thomas O. Anderson Esq.
George P. Phillips Esq. Robert C. Irvine Esq. and
J. M. Kelley Esq. residing in your State are mat-
erial witnesses in an action now pending in
our said Court: Between the People of the State of
New York Plaintiff and James T. Holland
Defendant: We have therefore appointed, and
do hereby appoint you a Commissioner to
Examine the said Witnesses, and hereby authorize
you to examine the said Witnesses, or each of them
as shall be produced before you, and each
apart - under his solemn oath first taken
before you upon the interrogatories hereto
annexed, and direct you to reduce their
testimony to writing, and to cause the same
to be signed by them and you, and to return the

POOR QUALITY
ORIGINALS

0906

Same with all convenient speed to our
said Court enclosed under your seal
Witness the Honorable Henry A. Eldersleeve
a justice of said Court at the City and
County of New York, this 15th day of October 1885
H. A. Eldersleeve
J. S.

Edmund Price
Counsel for Deft.
90 Centre St. N. Y. City

Let the within Commission be returned by
Mail directed to the Clerk of the Court of
General Sessions of the Peace in and for
the City and County of New York
Dated New York October 15th 1885
H. A. Eldersleeve
J. S.

It is hereby agreed that the within Commission
for Interrogatories may be granted
N. Y. Oct. 15th 1885
Randolph B. Martine
Dist. Atty

POOR QUALITY
ORIGINALS

0907

Court of General Sessions

The People of the State
of New York
against

James J. Holland.

Order and
Commission

Edmund C. Price
Counsel for defendant.
9 Centre Street
New York City. N.Y.

To B.

The execution of this Commission
appears in certain schedules
herewith annexed.

W. A. Porter
Commissioner

POOR QUALITY
ORIGINALS

0908

Court of General Sessions.

The People of the State
of New York.

against.

James J. Holland.

Interrogatories.

POOR QUALITY
ORIGINALS

0909

Court of General Sessions of the Peace
held in and for the City & County of New York.

The People of the State
of New York.

against
James J. Holland.

Charged by Indictment
with Murder in the First
Degree.

Interrogatories to be administered to David
J. Red Esq, Robert M. Moore Esq, James
J. Berry Esq. Elabe W. Merchant Esq. Otto
W. Steffens Esq, George W. Galonick Esq
Thomas O. Anderson Esq. George P. Phillips
Esq, Robert C. Irvine Esq. J. M. Kelsey Esq
And John Ireland Esq. of Abeline, Texas,
witnesses to be examined under the annexed
commission on behalf of the defendant in
the above entitled action.

First

2. What is your name, age, occupation and
place of residence, and how long have you
resided there, and what is your business
or profession, and how long have you been
engaged in said business?

POOR QUALITY
ORIGINALS

0910

II. Q. Are you acquainted with the defendant James I. Holland of Abeline, Texas?

III. Q. How long have you known him?

IV. Q. State whether your acquaintance with James I. Holland of Abeline Texas, has been intimate or slight?

V. Q. What was his occupation, if you know?

0911

VI. Q. Do you know other people who know him, if so, name some, and in what business they are engaged in?

VII. Q. Do you know his general reputation among his neighbors, in the neighborhood and in the Town of Abilene, Texas, or elsewhere, where he resided, for peaceable conduct?

VIII. Q. What is that reputation, good or bad?

0912

- X. Q. Do you know his general reputation, among his neighbors, in the neighborhood, where he resides, in the Town of Abeline, Texas, for peace and quietness?
- XI. Q. What is that reputation, good or bad?
- XII. Q. Do you know his general reputation among his neighbors, in the neighborhood where he resides in the Town of Abeline Texas for honesty and integrity?
- XIII. Q. Is that reputation good or bad?
- XIV. Q. Do you know his general reputation among his neighbors, in the neighborhood where he resides in the Town of Abeline

0913

Texas, as to his temper, habits & humanity?

XIV. Q. What is that reputation, good or bad?

XV. Q. Do you know of any thing concerning the matters in question, that may tend to the benefit & advantage of the defendant? If so, declare the same fully and at large, as if you had been particularly interrogated concerning the same?

Edmund C. Price

Counsel for defendant

It is hereby agreed that the within Interrogatories are in due form of law and may be granted.

No 2. Oct. 15. 1885.

H.A.G.

Randolph B. Marline

District Attorney

POOR QUALITY
ORIGINALS

0914

THE PEOPLE.

against

James H. Holland.

STATEMENT.

POOR QUALITY
ORIGINALS

0915

T H E P E O P L E &c.

against

James T. Holland.

)
)
) MURDER.
)
)
)

The defendant is charged with killing Thomas Davis, at No. 113, Reade Street, in this city, on the 31, day of August last, under the following circumstances:- Thomas Davis with his brother Theodore, had been for years engaged in operating what is called the "saw dust game." The methods of the swindlers were to pretend that they had quantities of counterfeit moneys for sale and to induce dishonest and avaricious countrymen to visit the office for the purpose of showing them what they described as the "goods." Thomas Davis, the deceased,, would, of the brothers, be alone known to the intended victim, and after various outside negotiations conducted personally or through agents, he would finally bring his intended victim to the premises. Theodore Davis, by prearrangement with his brother would go there ahead and would spread out ~~several~~ several thousand dollars of genuine greenbacks on a desk. This desk was placed against a partition. Theodore Davis would then go in the room behind the partition which was always on these occasions darkened. From Theodore's position he could see what was going on in the light room through a peephole, and he ~~could~~ could hear all that was said. By various ways Thomas Davis would bring about a sale of several thousand dollars of the alleged counterfeit money for the sum of a few hundred dollars. He would then begin to count and pack the money in a bag or box for shipment by express. After he had put it all in he would lock the bag or nail

POOR QUALITY
ORIGINALS

0916

the box as the case might be, and lay it down carelessly. He would then engage his visitor in conversation and by one device or another would draw his attention from the bag. The instant this was done he signalled his brother Theodore, in the other room, ^{who would} ~~XXXX~~ immediately by operating through the panel, ~~XXXX~~ remove the bag or box with the pretended counterfeit, but really genuine money, and replace it with an identically similar bag or box in which was tissue paper, cut and strapped together to resemble packages of bills. Tom Davis with his dupe would then start out taking with him the bogus bag, which he would forward by express in the presence of the dupe to his address and on giving him the express receipt would receive the sum agreed upon. The countryman on reaching his home, would find the bag and on opening it would for the first time realize the trick that had been played upon him.

On the 31, day of August, 1885, Holland the defendant entered the premises a little after noon of the day, accompanied by Tom Davis. One Butler, occupied the room ^{at the time} and the usual display of bills was upon the desk. After some slight conversation between Butler, ^{and} Tom Davis, the former left and the deceased and Holland were alone in the apartment. Theodore Davis was behind the partition in the darkened room. Before withdrawing, Butler, had said in answer to inquiries from Tom Davis that the goods, meaning the money on the desk, were intended for shipment to a party in Georgia. Tom Davis answered that he would pack and ship them himself. He then showed some of the money to Holland and commenced counting it and putting it in the bag. When it was all in he locked the bag and left it carelessly on the desk. Holland immediately arose, drew a pistol and ordered him to go in the corner and hold up his hands. There was some conversation between the de-

0917

ceased and the prisoner and finally the deceased took the bag in his hand, held it in front of him, and said "you would not shoot me for this,- I am unarmed." He then laid the bag back on the desk and sat on the desk between Holland and the bag. At this moment Theodore Davis opened his panel and exchanged the bag for a bogus one, as was his usual custom. At that instant a shot was fired by Holland and immediately thereafter a second one. Theodore Davis ran down stairs with the bag, Holland came down afterwards and walked about a block, as far as the corner of Chambers street and West Broadway and Theodore had an officer arrest him. On his person was found a revolver containing six barrels, in two of which were the shells of discharged cartridges, one was empty, and the other three were loaded. *Theodore Davis was shot through the heart and died instantly*

0918

Court of Oyer and Terminer

held in and for the City and County of New York.

X-X

T H E P E O P L E

VS

VS

H O L L A N D .

X-X

It is hereby agreed and stipulated that the testimony of John T. Hill given before the Grand Jury be admitted and read on the trial of this action as evidence of a witness and in behalf of the People; and that the cross examination of said Hill upon said testimony may be admitted and read for and in behalf of the defendant, the trial to be adjourned until the return of said cross examination. Should said Hill be present as a witness at said trial, this stipulation to be void, so far as it relates to Hill, or his evidence. It is further agreed and stipulated that the and deposition of Philip C. Doulin, M.D. taken before Coroner Levy, herein on Sept. 2nd 1885. be read and received in evidence herein in all respects the same as if said Doulin were in person present.

February 10th 1886. Randolph B. Martine

District Attorney

R. A. Pryor.

J. F. Grady.

W. K. Makinson

Edmund E. Puce

of Counsel for deft.

0919

of both cases examination

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0920

STATEMENT OF THOMAS CRISTERSON.

Am employed in 113 Reade Street, just under the place where Davis kept his office- Remember the day of the shooting -was at work alone in my employer's premises, about mid-day my attention was attracted by a noise like the falling of boxes -did not pay much attention to it at first- some second after, heard another noise and then a third which sounded like a shot - Rushing to door saw Theodore Davis run down stairs, looked up the stair-way and saw blue smoke and smelled powder- Went into Hublin's place which is on the same floor with ours, by a private door, and told him of the shooting-- heard a noise on stairs as if some one else rushing down- Hublin sent me for a policeman, -went after policeman, going down stair-way leading to West Broadway from Hublin's place, saw Holland coming back under arrest- went up stairs and saw Tom Davis laying on the floor- there were then a number of persons in the room.

Statement of
My Home Customs

The People
of Holland

0921

0922

COURT OF GENERAL SESSIONS.

THE PEOPLE.

vs.

James T. Holland.

Testimony of Henry G. Hoblin.

Perfolios by hand

Don - Boy in
employ of Paul
Nichols - 1113 Broadway
atk -
Thos. C. Peterson

POOR QUALITY
ORIGINALS

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Examination of Henry G. Hoblin.

By M^D. Purdy:

Q Where do you reside?

A 218 South 3rd. Street, Brooklyn.

Q Where is your place of business?

A No. 7 West Broadway. On the 31st., day of August in the City of New York, I heard a peculiar noise like the falling of boxes, a couple of seconds afterwards there was an office boy come into my place from the next office and told his boss there was a man shot up stairs. I run in and seen smoke in the hall-way, and I then went up stairs and looked in the room and the murdered man was lying down, nobody else in the room. While I was standing there, Theodore Davis the same man, came up stairs beside me and went in the room and shook him and called out "Tom Tom, speak to me." He got no answer of course and he looked around to get an answer and grabbed up *some* money that was lying on the floor. Then my man came up and told me there was a customer down stairs that wanted to see me. I went down stairs and met the policeman and the prisoner coming up stairs. When I got back after attending to my business, Theodore Davis was gone and the prisoner and the policeman was there and I asked him if he seen the man with the black beard, and he ~~xxx~~ - (the officer,) ^{said} ~~xxx~~, no.

Q How far off from the man were you when Theo. Davis shook him and spoke to him?

A I should judge it was about five feet, the distance from

**POOR QUALITY
ORIGINALS**

0924

the door and the partition.

Q You saw everything that Davis did?

A Yes, sir.

Q And you saw The. Davis pick the money up off the floor?

A And jump it into his pocket.

Q What else?

A He asked me to go for an ambulance and doctor. The office boy was behind me, I turned around to him and told him to go for a policeman.

Q Where did you go after you left Davis - wheredid you leave Davis?

A In this room.

Q You left him in the room?

A Yes, sir.

Q Did he turn the dead man over?

A He grapped hold of him and shook him, and spoke to him and laid him right down again.

Q You did not examine the dead man at all?

A No, sir.

Q You didn't see Davis take any pistol or anything off him?

A No, sir.

Q You left him alone in the room, did you?

A Yes, sir.

Q When you returned he was gone?

A Yes, sir.

Q What was Davis doing when you left the room?

A He was feeling around the office there doing nothing, and then he got up and said "go for an ambulance.

Q He was not standing over and doing anything to the dead body

POOR QUALITY
ORIGINALS

0925

A No, sir.

Q After he shook him he picked up the money and went off?

A Yes, sir. The man lay in this position, with his back towards me. He grapped hold of him and shook him and said "Tom, Tom, speak to me; afterwards he put him down, looked around the office and grapped this money. I could have seen it if he had taken a pistol.

Q If he had taken a pistol you would have seen it?

A Yes; he was nowhere near the body when I left him, in fact I don't believe the man noticed me at all. He seemed to be so excited. I would have certainly gone for an ambulance, only I thought it so peculiar to pick up the money.

0926

(Address.)

2 ct.
Stamp.

Mr. J. W. Davis,

248 East 115

New York City

Manhattan
Nov.
9
Kaw.

Nov. 8. 1885.

Mr. Davis.

I rec^d. you two letters to-day. I don't know where Maggie Lee is now. I sent a letter to her about a month ago and it came back again I sent it to Pueblo where I thought she was so I don't know where to send a letter to her now, there was no complaint made against Holland, but we all promise tom we will shoot Holland if we ever met him there was no body seen Holland shoot but Alb. and me but the rest of the boys was there in a little while after he was shot I will haft to close for this time as my boss is waiting for me. but I am sure he is the same man, and I hope they will hang him I am willing

0927

to come back if I can do any
good, but I don't want to come
back on a fool trip.

Yours

Wm. L. Gayhart.

0928

My dear Fitz. As Martine informs me he has given to your care, the Holland case, I send you this copy letter. I feel sure you should find in this subject, who will aid the people in pursuing Holland a dual marker. Very truly yours

William F. Marx
 W

(Address)

Mr. T. W. Davis, 248 East 115 St.
 New York City.

(Manhattan)
 Oct. 28

2 ct. Stamp

Oct. 25.

Mr. Davis.

Sir

I just rec'd. the paper with Holland picture in it by God that the man or else it is his twin Brother I'm satisfied that he is the one I mean it look like him for God sake and at once and tell me when the trial is coming off I want to come and appear against him I want him to get what he deserve and that is the rope around neck if anything should hapent I couldn't get back I want you to send the papers when the trial come off.

but by God I will be there if I have to sell my old cloth to pay my way

Yours in haste

W. L. Gayhart,

Manhattan,

Riley Co

Kan.

Ans. soon.

0930

RBM.
\$1500. of your money - How did he come to have \$1500 of your money

EIGHTH.

You say you examined the bills exhibited to you by the men you mention in your testimony before the Grand Jury, in your opinion were those bills counterfeit or genuine?

NINTH

In your testimony before the Grand Jury, you say that those men, or one of them, offered to sell \$10,000 of their bills for \$500. to whom was this offer made, to you or to Holland?

TENTH.

Which of the two men the old, or the younger, made this offer?

ELEVENTH.

In your testimony before the Grand Jury, you say that ~~the~~ \$1500. "was all he had " meaning Holland, ----- Do you intend to say that that was all the money Holland had in his possession, or that it was all the money of yours that he had?

TWELFTH.

You say you are satisfied Holland had something near \$500. do you mean that he had more or less than \$500. ?

THIRTEENTH.

Did'nt you know that when Holland left the Merchants Hotel, on Monday 31st, August last, to go and look at the goods of those men, he had upon his person, as much as \$500. ?

FOURTEENTH.

R.B.M.

FOURTEENTH.

If you answer yes, then how did you know it?

FIFTEENTH.

Which man was it, that went with Holland on that Monday morning
the man who had shown you the bills, or the other and older man?

Edmund E. Price
Counsel for deft.

Board of General Sessions
City & County of New York.

The People of the
State of New York.

against

James J. Holland.

original
Consent, Order and
Commission.

Edmund C. Price,
Counsel for defendant.
90 Centre Street.
New York City. N.Y.

POOR QUALITY
ORIGINALS

0933

Court of General Sessions of the Peace.

The People of the
State of New York.

against
James J. Holland.

Whereas it appears to our Court of
General Sessions, that John J. Hill,
residing in your State is a material
witness for the People in a criminal
action now pending in our said
Court, between the People of the
State of New York, and James J. Holland
defendant, and on reading and
filing the annexed consent dated
February 11th 1886. It is

Ordered, that a Commission
be issued to Frank M. Kelsey Esq.
Notary Public, of Abilene, State of
Texas, to examine the said witness,
on his solemn oath first taken
before you, upon the cross-Interroga-
-tories hereto annexed, and direct
you to reduce his testimony to writing
and to return the same with all
convenient speed to the Clerk of our

POOR QUALITY
ORIGINALS

0934

said Court, through the United
States Mail enclosed under your
seal.

Dated New York, February 11th 1886.

9th RB
7

POOR QUALITY
ORIGINALS

0935

Court of General Sessions of the Peace
held in and for the City and County of
New York.

The People of the
State of New York
against
James J. Holland.

It is hereby agreed by and between
Randolph B. Martine Esq. District
Attorney, in and for the City and
County of New York, and Roger A.
Pryor, Thomas J. Grady, W. K. McKen-
-son and Edmund O. Price, of
counsel for James J. Holland, defend-
-ant that an order be entered that
a Commission issue in this action
directed to F. M. Kelsey, Esq. Notary
Public, County of Abeline, State of
Texas, to cross-examine John J. Hill,
of Abeline, Texas, a material witness
for the People in this action, in
regard to the testimony he has given
before the Grand Jury of the City and
County of New York, at the September
term thereof in the year 1885, ~~and~~
~~that the trial of this action be~~

POOR QUALITY
ORIGINALS

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~~stayed until the return thereof.~~
Dated New York City, February 11th 1886.

Witness -
Rufus Downing
" "

Randolph B. Martine
District Attorney

Edmund E Price -
Counsel for Sept.

The People of the State of New York

TO

Frank M. Kelsey Esq.
Notary Public of Abilene
State of Texas

Know Ye, that we, with full faith in your prudence and competency, have appointed you Commissioner and by these presents do authorize you Frank M. Kelsey Esq. to examine

John T. Hill a resident
of Abilene. State of Texas

as witness in an action pending in the Court of General Sessions
of the Peace, held in and for the City and
County of New York between the People
of the State of New York and James
T. Holland

defendant on the part of the Defendant on oath, upon the interrogatories annexed
to this Commission, and to take and certify the depositions of the witness and return the same and the
commission according to the directions given in or with the Commission, and hereto annexed.

The Commission when executed is to be returned to John Sparks Esq.

Clerk of the Court of General Sessions
in and for the City and County of New
York, at Number 32 Chamber Street
City of New York. Through the United
States Mail enclosed under your seal
Witness, Samuel Rufus B. Loring City Judge

the 12th day of February one thousand eight hundred
and eighty six.

Rufus B. Loring
City Judge

DIRECTION FOR EXECUTING THE COMMISSION

Extract from the Code of Civil Procedure of the State of New York, relating to depositions taken without the State for use within the State.

§ 901. The person to whom a commission is directed, or before whom a deposition is taken, unless otherwise expressly directed in the commission, or in the order for taking the depositions, must execute the commission, or the order, as follows:

1. He must publicly administer, to each witness examined, an oath or affirmation to testify the truth, the whole truth, and nothing but the truth, as to the matters respecting which the witness is to be examined.

Section 650 of the Code of Criminal Procedure
is annexed to this commission, as part of
the directions.

0938

2. He must reduce the examination of each witness to writing, or cause it to be reduced to writing by a disinterested person. After it has been carefully read, to or by the witness, it must be subscribed by the witness.

3. If an exhibit is produced and proved, the exhibit, or, if the witness, or other person having it in his custody, does not surrender it, a copy thereof must be annexed to the deposition to which it relates, subscribed by the witness proving it, and numbered or otherwise identified, in writing thereupon, by the commissioner, or person taking the deposition, who must subscribe his name thereto.

4. The commissioner, or person taking the deposition, must subscribe his name to each half sheet of the deposition; he must annex all the depositions and exhibits to the commission, or to a certified copy of the order for taking the deposition, with the certificate specified in the next section; and he must close them up under his seal, and address the packet to the clerk of the court, at his official residence.

5. If there is a direction on the commission, or in the order, to return the same through the post-office, he must immediately deposit the packet, so addressed, in the post-office, and pay the postage thereon.

6. If there is a direction, on the commission, or in the order, to return the same by an agent of the party, at whose instance it was issued or granted, the packet so addressed must be delivered to the agent.

7. Where a commission is directed to two or more persons, one or more of them may execute it, as prescribed in this and the next section.

A copy of this and the next section must be annexed to each commission, or order to take depositions, authorized by this article.

§ 902. The commissioner or other person, before whom one or more depositions are taken, must subscribe, and annex to each deposition, a certificate substantially in the following form, the blanks being properly filled up:

State of _____ }
County of _____ } ss.
“I, _____, do certify
that _____ the witness, personally
appeared before me on the _____ day of _____
at _____ o'clock in the _____ noon, at the _____
_____, in the State of _____ and
after being sworn (or ‘affirmed,’ as the case may be), to testify the truth, the whole truth, and nothing
but the truth, did depose to the matters contained in the foregoing deposition, and did, in my presence,
subscribe the same, and endorsed the exhibits annexed thereto. And I further certify that I have sub-
scribed my name to each half sheet thereof, and to each exhibit. And I further certify that _____
_____ appeared in behalf of the _____ and that
_____ appeared in behalf of the _____

The execution of this Commission appears in certain schedules hereunto annexed.

Frank M. Kelcey Commissioner

Commission, how executed.

The commissioners, or any one of them, unless otherwise specially directed, may execute the commission as follows:

1. They must publicly administer an oath to the witness, that his answers given to the interrogatories shall be the truth, the whole truth and nothing but the truth;
2. They must cause the examination of the witness to be reduced to writing;
3. They must write the answers of the witness, as nearly as possible in the language in which he gives them, and read to him each answer as it is taken down, and correct or add to it, until it is made conformable to what he declares is the truth;
4. If the witness decline answering a question, that fact, with the reason for which he declines answering it, as he gives it, must be stated;

5. If papers or documents are produced before them, and proved by the witness, they must be annexed to his deposition, and be subscribed by the witness ^{and} certified by the commissioners;

6. The commissioners must subscribe their names to each sheet of the deposition, and annex the deposition, with the papers or documents proved by the witness, to the commission, ^{and} must close it up under seal and address it, as directed thereon;

7. If there be a direction on the commission, to return it by mail, the commissioners must immediately deposit it in the nearest post-office. If any other direction be made, by the written consent of the parties, or by the officer, or the commission, as to its return, they must comply with the direction.

Section 650 Code of Criminal Procedure.

TORN PAGE

POOR QUALITY
ORIGINALS

0941

UNION TELEGRAPH COMPANY.

Messages only on conditions limiting its liability, which have been assented to by the sender of the following message.
Messages back to the sending station for comparison, and the company will not hold itself liable for errors or delays
beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days
delivered by request of the sender, under the conditions named above.

NORVIN GREEN, President.

PAID BY

CHECK

Am 13 paid 2 Ex

BUILDING, 195 Broadway, N. Y.

Dec 13 1885

Gene Texas 13

Randolph B. Martine

Dist Attorney

New York

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ten days at

Wm. Barry

Attending Physician

POOR QUALITY
ORIGINALS

0942

Court of General Sessions

The People of the State
of New York.

against

James J. Holland

Interrogatories.

POOR QUALITY
ORIGINALS

0943

COURT OF GENERAL SESSIONS OF THE PEACE.

City and County of New York, October 18, 1885.

I Do Certify that the annexed is a Copy of

the original

now on File in the Clerk's Office, and that the same

has been compared by me with the original, and is a correct transcript therefrom, and of the whole of
said original.

CLERK.

GLUED PAGE

POOR QUALITY
ORIGINALS

0944

At a Court of General Sessions
of the Peace, held in and for the
City and County of New York.

Present:

Hon. Henry A. Gildersleeve.
County Judge.

The People of the State
of New York.

against
James J. Holland.

On reading and filing the notice of motion
and the affidavit of Edmund C. Price Esq
duly verified, October 15th 1885, and on
all the pleadings and proceedings in this
action, on motion of Edmund C. Price
Counsel for defendant, and after hearing
Randolph B. Martine Esq. District Attor-
ney in opposition.

Ordered, that a commission issue
in this action, directed to James A. Brown
County Judge of Centreville, Leon County
State of Texas, to examine under oath upon
interrogatories to be annexed thereto the
following persons, residing in Jewett, Leon
County, State of Texas, Willis L. Selman

Esq. Herman Levy Esq. Sidney S. Battman
 Esq. David Platt Esq. Dr Benjamin R.
 Springfield, and William J. Evans. M.D.
 also to examine under oath upon interro-
 gatories the following persons residing
 in Centreville, State of Texas; - Richmond
 Barkley Esq. John W. Dunn Esq. Walter
 A. Patrick Esq. John D. Steele Esq. William
 M. Johnson Esq. James A. Brown Esq. and
 John Ireland Esq. who are witnesses on
 behalf of the defendant, and that Randolph
 B. Martine Esq. District Attorney New York
 County, be at liberty to join in the said
 commission on behalf of the People of
 the State of New York, and that the trial
 of this action be stayed until the return
 thereof.

Dated New York October 15th 1885.

(signed) H. A. Gildersleeve

J. G. S.

0946

The People of the State of New York

Greeting:

To

James A. Brown Esq.

County Judge, of Centreville Leon County
State of Texas.

Whereas it appears to our Court, of General Sessions of the Peace held in and for the City and County of New York. That Willis L. Selman Esq., Herman Levy Esq., Sidney S. Battman Esq., David Platt Esq., Doctor Benjamin R. Springfield and William J. Evans M.D. and John Ireland Esq., Governor of the State of Texas, residing in your State are material witnesses in an action now pending in our said Court between the People of the State of New York, plaintiff, and James J. Holland, defendant. We have therefore appointed and do hereby appoint you a Commissioner to examine the said witnesses or such of them, as shall be produced before you, and each apart under his solemn oath first taken before you upon the interrogatories hereto annexed, and direct you to reduce their testimony to writing, and to cause the same to be signed by them and

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you, and to return the same with all convenient speed to our said Court, enclosed under your seal.

Witness the Honorable Henry A. Gildersleeve a Justice of said Court at the City and County of New York, the 15th day of October 1885.

(signed) H. A. Gildersleeve
J. G. S.
Edward E. Price
Counsel for defendant
90 Centre Street, N.Y. City

Let the within commission be returned by mail directed to the Clerk of the Court of General Sessions of the Peace in and for the City and County of New York, 32 Chambers Street, N.Y. City.

Dated New York October 15th 1885.

(signed) H. A. Gildersleeve
J. G. S.

It is hereby agreed that the within Commission for interrogatories may be granted.

Dated N. Y. Oct 15th 1885. Randolph B. Martine
District Attorney

Court of General Sessions

The People of the State
of New York.

against

James T. Holland

Order of Committal

Edmund C. Price
Counsel for Defendant
90 Centre Street
New York City. N.Y.

For -

The execution of this commission appears in
certain schedules hereto annexed, except
as to James F. Brown the Commissioner, Dr.
Benjamin W. Springfield who was sick and
unable to get out, and Sidney S. Bateman
who was absent at the time of taking the
depositions at New York.

James F. Brown

Commissioner

POOR QUALITY
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Court of General Sessions

The People of the State
of New York.
against

James J. Holland

Interrogatories.

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ORIGINALS

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him, if so name some, and in what business they are engaged in?

VII

Q. Do you know his general reputation among his neighbors in the neighborhood and in the Town of Abeline Texas, or elsewhere, where he resided for peaceable conduct?

VIII

Q. What is that reputation Good or bad?

IX

Q. Do you know his general reputation

POOR QUALITY
ORIGINALS

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among his neighbors, in the neighborhood where he resides, in the Town of Abeline Texas, for peace and quietness?

X. Q. What is that reputation, good or bad?

XI. Q. Do you know his general reputation among his neighbors, in the neighborhood where he resides in the Town of Abeline Texas, for honesty and integrity?

XII. Q. Is that reputation good or bad?

XIII. Q. Do you know his general reputation

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ORIGINALS

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among his neighbors in the neighborhood where he resides, in the Town of Abeline Texas, as to his temper, habits and humanity?

XIV. Q. What is that reputation good or bad?

XV. Q. Do you know of anything concerning the matters in question, that may tend to the benefit and advantage of the defendant? If so, declare the same fully and at large, as if you had been particularly interrogated concerning the same?

Edmund C. Price
Counsel for defendant

It is hereby agreed that the within Interrogatories are in due form of law and may be granted.

W. J. Oct. 15th 1885.
H. A. G.

Randolph B. Martine
District Attorney

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Holland wrote to Davis (alias Woodward) first - He said he got his name from a friend in Tex. and asked the price of his Counterfeit Money. - After getting a letter from Davis, Holland wrote he would come to New York to buy. - Holland and Hill came to Jersey City and stopped at the Philadelphia Hotel & registered as J. T. Holland Abilene Tex and J. R. Johnson Colorado City Tex. Here Butler met them on Aug the 26th. Hill introduced himself as Holland and Hill introduced Holland as Mr Johnson his partner to Butler. They made an appointment there to meet Thursday the 27th at Merchants Hotel New York. On Thursday morning the 27th Butler met them both at the Merchants Hotel where they registered under the same names as in Jersey City. (Philadelphia Hotel) ~~was~~ Holland & Johnson. Butler thinking that Hill was Holland ^{told} him to the Office to look at the money but before he went he took of his watch and chain and a small sum of money and gave it to Holland for safe keeping. - After arriving at the Office Butler introduced Hill as Mr Holland to Davis, who was supposed to be Woodward. - Davis showed Hill the Money, he was well pleased with it and said he had a draft for 1500 dolls. on the Hanover National Bank he wanted to spend 1200 of it in the Goods and wanted 25,000. dolls in Counterfeit Money for it. He then sent Butler & Hill back to the Hotel and he told Butler to let Mr Johnson (Holland) come to see the Goods - After arriving at the Hotel (Merchants) again Johnson (Holland) was not there and Butler and Hill waited about 15 minutes when he came in. - Hill said to him he should go and take a look at the money that he (Hill) thought very well of it, Holland said all right. Then Holland gave Hill his watch and money back which he had given him before going to the Office and also took a horse shoe shaped breastpin from his bosom and gave it to Hill for safe keeping while he went then Butler took Holland to the Office and introduced him as Mr Johnson to Davis. Holland after examining the money said it suited him, and he would be satisfied with any arrangement his partner would make and Butler took him back to the Hotel. Then Hill after leaving all his valuables with Holland went with Butler again to the Office for the purpose of expressing the Goods to Kansas City Mo. When they arrived at the Office Davis asked if he got his draft cashed. - He said no, but he had Certificate of

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deposite, then Davis told Hill he better wait until the
 next day as it was too late for Banking hours, and he should
 go and have the Certificate cashed on Friday morning and he could
 leave the money with his partner at the Hotel, until he had the
 Goods expressed then he (Davis) would go with him to the Hotel
 and get the Money from his partner. — Hill was satisfied
 with this and went back to the Hotel in company with Butler
 and they agreed to meet Friday the 28th at 11. or 12. at the
 same Hotel. When Butler got there on Friday, they had not got
 the Cash, but Hill and Holland went out about 12 o'clock to go to
 the Hanover National Bank to get the money. before leaving they
 made an appointment to meet Butler again at half passed
 one or two o'clock. Butler went there at the appointed
 time and met them both in their Room, they said they had
 the cash and Holland exposed a roll of money to Butler. Hill
 then said he was ready for business and would go with
 Butler to the Office and after again leaving his watch and
 chain for safe keeping, started with Butler to go to the Office.
 Davis was waiting outside of the Hotel, unknown to Hill
 with the intention to watch Butler and Hill to see if any one
 followed them up. Butler took Hill by the way of Greenwich St.
 uptown towards the Office, and Davis noticed soon that
 Holland and another man whom they had not seen before
 were following Butler and Hill — Davis made Butler
 understand that something was wrong and he should
 plant Hill — Butler excused himself to Hill by saying to
 wait a few minutes in Greenwich Str. that he would go
 and see if there was any one in the Office. Butler met
 Davis around the corner and Davis told him the men were
 wrong and to go back and tell Hill that the old man was
 busy and he would see him at Merchants Hotel at 6 P.M.
 Butler went and told Hill to go to the Hotel with the above
 excuse. Hill said all right and went back to the Hotel
 followed by Holland and the other man. — Davis told
 Butler not to have anything more to do with them to let
 them go home. — Hill went the same afternoon
 at about 5 or 6 P.M. to 128 West Street and left a
 Letter for Mr Woodward (Davis) asking him to meet

them on Saturday again at the Merchants Hotel.
 Davis got the letter on Saturday morning and he
 wanted Butler to go and see the men and tell
 them the old man knew that somebody had followed
 Hill and Butler and that they should go home
 as he would not trade with them but Butler refused
 to go so Davis went himself and told them to go home
 as they acted suspicious and they could not deal. —
 On Monday morning Davis got another letter from
 Holland, dated Sunday the 30th from the Continental
 Hotel, asking for another interview on Monday. made
 excuses and said he was sick and his friend would
 do the business and that somebody could remain
 with him at the Hotel while his partner went
 to the Office to see that he would not follow. —
 At the strength of this letter, Davis met them
 again on Monday and Holland supposed the
 Johnson went with Davis to the Office where he
 shot him. — Neither Holland nor Hill slept
 at any night at Merchants Hotel — The reason
 they said they wanted to buy 1200 dolls worth was
 for Davis to show up a big boodle. —
 When Davis found that they were smart
 people, he saw he could not do business for
 so much as he would be unable to out-
 count them and make them believe that
 8 or 10000 was 25000. so he said he could
 only let them have 500 dolls worth (10000)
 one thousand

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{ N. S. Stamp
2 cts.
Cancelled }

"Machine"
Stamp,
illegible.

Address.

Mr. P. W. Davis,
248 East 115th St.
New

Mr. Davis.

I rec^d. you(r) other letter to-day. I made a hell of a mistake in my last letter. I went to the ticket office myself to-day, and he said the fare was \$38³⁵ each way instead of \$40. that my Boss told us, but he must of (have) made it up when you telegraphed to us. You can send it me care of our boss, J. A. Carpenter, as he lives in town, and he will bring it out to us. He comes out every day from town, if not send it to me. You said not to forget anything, it is cut too deep in my memory to forget it, and I will be happy when I can stand up before the Judge, and tell my story against that cowardly son of a Bitch. If they hang him I want to stay there and see him hanged.

Yours in haste
Wm Gayhart.
Manhattan.

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Excuse bad writing, but it is the best I can do with a square pointed led pencil.

You need not send us much money outside of the order as our expenses wont be much as we will be as saving as we can. Hoping soon to meet you, I remain
Your friend,
H. G.

Deposition of witness produced sworn and examined the 6th day of November A.D. 1885 at Abilene, Taylor County, Texas under and by virtue of a Commission issued out of the Court of General Session of the Peace held in and for the City and County of New York "in a certain cause therein depending and at issue between the People of the State of New York and James T. Harlan's defendant, as follows: Charged by indictment with murder in the first degree - as follows:

George P. Phillips, merchant residing in the City of Abilene in the County of Taylor State of Texas aged twenty one years and upwards - being duly sworn pursuant to the directions hereinafter, doth depose and say as follows: -

First Q. To the first interrogatory - "What is your name, age occupation and place of residence and how long have you resided there, and what is your business or profession and how long have you been engaged in said business" - he says - my name is George P. Phillips, I am thirty three years old, am a merchant - I reside in the City of Abilene Texas - Have lived here for five years past - I have been engaged in my present business for the past five years -

Second Q. To the second interrogatory: "are you acquainted with the defendant James T. Harlan of Abilene Texas?" - He answers: - I am acquainted with the said James T. Harlan -

H. A. Porter
County Judge
Commissioner

III
Answer: Third: To the third question: "How long have you known him" - he answers: - I have known him for about five years -

IV
Answer: Fourth Q: "State whether your acquaintance with James J. Halland of Abilene Texas has been intimate or slight" He answers: - my acquaintance with James J. Halland has been intimate -

V
Answer: Fifth Q: "What was his occupation, if you know?" to which he answers: - He was a merchant -

VI
Answer: Sixth Q: "Do you know other people who know him, if so name some, and in what business they are engaged in?" - to which he answers: I know a great many persons who are acquainted with James J. Halland among whom I mention: William Austin, Furber Merchant; E. H. Sentenier, Banker; H.W. Stocking Hotel Keeper; M. B. Thompson, Liquor Dealer; J. J. Medaris Every man -

VII
Answer: Seventh: "Do you know his general reputation among his neighbors, in the neighborhood and in the Town of Abilene Texas, or elsewhere where he resided for respectable conduct?" - To the Seventh Interrogation he answers: - I do -

H. A. Porter
County Judge
Commissioner

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ORIGINALS

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VIII

Eighth Q: "What is that reputation, good or bad?"
To the Eighth interrogation he answers: -

Answer. His reputation is good -

IX

Ninth Q: "Do you know his general reputation among his neighbors, in the neighborhood where he resides in the Town of Abilene Texas, for honesty and integrity?" -

To the ninth interrogation he answers: - -

I do -

X

Tenth Q: "What is that reputation, good or bad?"
To the Tenth interrogation he answers: -

Answer. Good -

XI

Eleventh Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas for honesty and integrity?"

To the Eleventh interrogation he answers: -

Answer. I do -

Twelfth Q: "Is that reputation good or bad?"

To the Twelfth interrogation he answers -
His reputation is good -

XIII Thirteenth Q: "Do you know his general reputation among his neighbors in the neighborhood in which he resides in the Town of Abilene Texas, as to his temper, habits and humors?"

Answer To the Thirteenth interrogation, he answers:
I do -

XIV Fourteenth Q: "What is that reputation good or bad?"

Answer To the Fourteenth interrogation, he answers -
Good -

XV Fifteenth Q: "Do you know of anything concerning the matter in question that may tend to the benefit and advantage of the defendant? - If so describe the same fully and at large, as if you had been particularly interrogated concerning the same?"

Answer To the Fifteenth interrogation, he answers:
I don't know of anything -

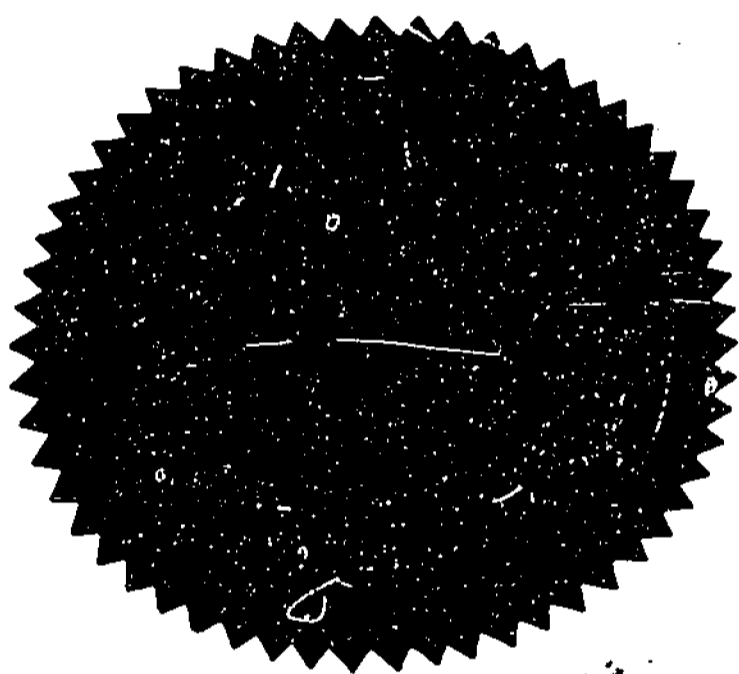
W. A. Porter
Commissioner Geo. P. Phillips
State of Texas 388
County of Taylor 388
I W. A. Porter County Judge of Taylor County
Texas, do hereby certify that Geo. P.
Phillips the witness, personally
appeared

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before me on the 6th day of November
1886. at 3 o'clock in the afternoon in my
Office at the City of Abilene in the
State of Texas and after being sworn
to testify the truth, the whole truth, and
nothing but the truth, did depose
to the matters contained in the fore-
going deposition, and did in my
presence subscribe the same, and in due
time the same. And I further certify that
I have subscribed my name to each
half sheet thereof.

H. A. Porter
Commissioner



1 Otto W. Steffen, Banker
2 residing in the city of Abilene Tex. is aged twenty one
3 years and upwards being duly and lawfully sworn
4 pursuant to the direction hereto annexed doth de-
5 pose and say as follows: -

6
7 First Q: "What is your name age, occupation
8 and place of residence and how
9 long have you resided here, and what is your
10 business, or profession, and how long have
11 you been engaged in said business?"

12 To the 1st Int: he says: -

13
14 My name is Otto W. Steffen. I am 33 years old.
15 my occupation is that of a banker - my place
16 of residence the city of Abilene Texas - Have lived
17 here since May 15th 1881 - and been engaged in the
18 banking business the entire time -

19
20 Second Q: "Are you acquainted with the defen-
21 - dant James T. Hallen of Abilene
22 Tex.?"

23 To the 2nd Int: - he says: -

24 I am -

25
26
27 Third Q: "How long have you known him?"

28 To the 3rd Int: he answers: -

29 I first became
30 acquainted with him in the Spring or Summer of 1881

31
32 W. A. Porter
Commissioner.

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ORIGINALS

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IV Fourth Q: "State whether your acquaintance with James T. Halland of Abilene Tex or has been intimate or slight?"

To the 4th Int. he says: -
my acquaintance with Halland has neither been "intimate", nor "slight" -

V Fifth Q: "What was his occupation if you know?"

To the 5th Int. he says: -
When I first knew him he was in the Clothing business - Subsequently he was in the Saloon, business, and then in the Lumber business

VI Sixth Q: "Do you know other people who know him if so name some and in what business they are engaged in?"

To the 6th Int. he says: - I know number of people who know Halland among whom I mention, - R. L. Irvine, Dry goods merchant; F. L. Wheeler Druggist; Rachel Young, Dry goods & clothing; C. W. Merchant, Stock man, & Banker; W. F. Purcell Stock - man -

VII Seventh Q: "Do you know his general reputation among his neighbors, in the neighborhood and in the town of Abilene Tex, or elsewhere where he resided for respectable conduct?"

To the 7th Int. he says: - I do -
H. A. Parker
Circuit Rider

VIII

Eighth Q: "What is that reputation, good, or bad?"

To the 8th int. he says: -

Good -

IX

Ninth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas for peace and quietness?"

To the 9th int. he says: -

I do -

X

Tenth Q: "What is that reputation good or bad?"

To the 10th int. he says: -

Good -

XI

Eleventh Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas for honesty and integrity?"

To the 11th int. he says -

I do -

W. A. Porter
Commissioner

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State of Texas
 County of Taylor
 I H. A. Porter County Judge of Taylor
 County, Texas do certify that
 Otto W. Steffins the witness personally
 appeared before me on the 5th day of November
 A.D. 1885 at 9 o'clock in the
 forenoon at my Office in the
 City of Abilene in the State
 of Texas, and after being sworn
 to testify the truth the whole truth
 and nothing but the truth,
 did depose to the matters
 contained in the foregoing
 deposition and did in my
 presence subscribe the same,
 and I further certify that
 I have subscribed my name
 to each and every sheet thereof.
 H. A. Porter
 Commissioner

R. M. Moore residing in the City of Abilene Texas, age Twenty one year and upwards being duly and lawfully sworn pursuant to the direction hereto annexed oath before and say as follows: -

First

First Q: "What is your name, age, occupation and place of residence, and how long have you resided there, and what is your business, or profession, and how long have you been engaged in said business?"
To the 1st interrogation he saith:

My name is R. M. Moore - my age is 24 years - I reside in the City of Abilene Texas - I deal in live stock - I have lived in Abilene for about five years past and have been engaged in this business all the time -

Second Q: "are you acquainted with the defendant James T. Halloway of Abilene Texas?"

To the 2nd interrogation he says: -

I am acquainted with James T. Halloway

Third Q: "How long have you known him?"
To the 3rd interrogation he says: -

I have known him about five years -

POOR QUALITY
ORIGINALS

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Fourth Q: "State whether your acquaintance with
James T. Hallows of Abilene Texas
has been intimate, or slight?" -
To the 4th interrogation he says: -

My acquaintance with Hallows has been
intimate

Fifth Q: "What was his occupation if you know?"
To the 5th interrogation he answers: -

He was a dry goods merchant for about two years -
then was in the saloon business for a while - then
was in the loan business -

Sixth Q: "Do you know other people who know
him, if so name some, and in what
business are they engaged in?"
To the 6th interrogation he answers: -

I know a great many people who are ac-
quainted with Hallows, and I name a
among them - George Phillips, hardware
merchant; J. T. Perry, real estate dealer; -
Otto Steffen, banker; C. W. Merchant banker,
+ stock-raiser -

Seventh Q: "Do you know his general reputation
among his neighbors in the neigh-
borhood and the town of Abilene Texas, or
elsewhere, where he resided for previous

Conduct -

To the 7th interrogation he says: -

I do know his reputation - he is a peaceable, quiet and law abiding man -

Eighth Q: "What is that reputation good or bad?"

To the 8th interrogation he says: -

Good -

Ninth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Tex or for peace and quietness?" -

To the 9th interrogation he says:

I do -

Tenth Q: "What is that reputation good or bad?"

To the 10th interrogation he says: -

Good -

Eleventh Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Tex or for peace and quietness?" -

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1- houses in which he resides in the town of
2- Abilene or for honesty and integrity? "

3- To the 11th interrogation he says: -

4- I do -

5- Twelfth Q: "Is that reputation good or bad?"

6- To the 12th interrogation he answers: -

7- Good -

8- Thirteenth Q: "Do you know his general re-
9- putation among his neighbors
10- in the neighborhood where he resides in the
11- town of Abilene Texas, as to his temper
12- habits and humanity?"

13- To the 13th interrogation he answers -

14- I do -

15- Fourteenth Q: "What is that reputation good or
16- bad?" -

17- To the 14th interrogation he says: -

18- The reputation of Harlow
19- for all of the qualities named
20- is good -

1 Fifteenth Q: "Do you know of anything concern-
2 - ing the matter in question that
3 may tend to the advantage and benefit of the
4 defendant? If so declare the same fully
5 and at large, or if you had been previously
6 interrogated concerning the same" -

7
8 To the 15th interrogation he says: -

9
10 I have known Hallows very intimately - and he is
11 a respectable quiet man, - He is ~~not~~ ^{not} in one of
12 his business matters - and I know that he
13 is a conscientious upright honorable man -
14 Hallows was only in the Saloon business a
15 short while - He got into the business by a hole
16 and I know that he sold out his interest
17 in the same as soon as he could because
18 it was distasteful to him -

19
20 R. M. Maone

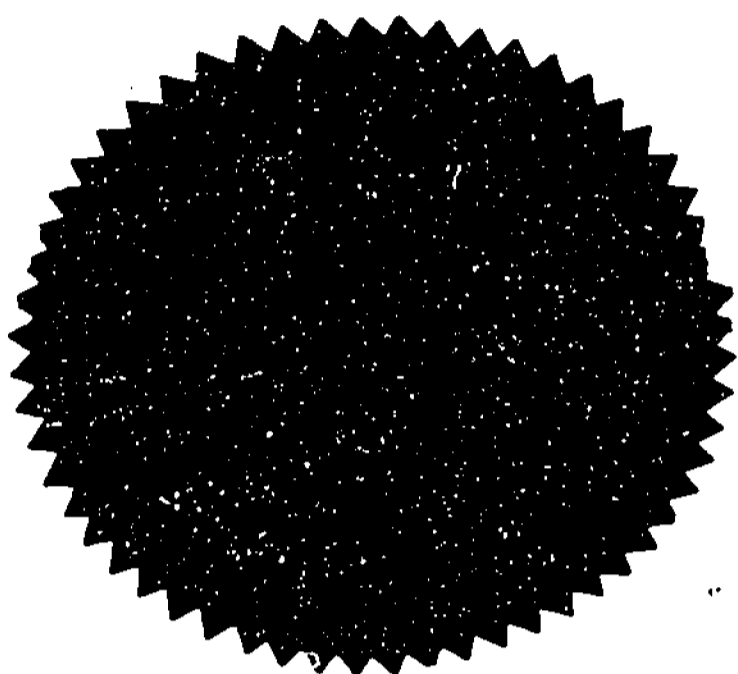
21 State of Texas W. A. Porter
22 County of Taylor 3rd Commissioner
23 I W. A. Porter County Judge of Taylor County
24 State of Texas do certify that R. M. Maone
25 the witness personally appeared appeared
26 before me on the 6th day of November 1885
27 at 4 O'clock in the afternoon, at my
28 Office in the City of Abilene in the
29 County of Taylor State of Texas and after
30 being sworn, to testify the truth, the whole truth
31 and nothing but the truth, did depose to
32 the matters contained in the foregoing

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ORIGINALS

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deposition, and died in my presence
subscribe the same, ~~and~~ And I
further certify that I have subscribed
my name to each leaf sheet thereof,

W. A. Foster
Commissioner.



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State of Texas
County of Taylor J. B.

I H. A. Porter County Judge of
Taylor County State of Texas
do certify that D. O. Anderson the
witness, I personally appeared
before me on the 7th day of Novem-
ber A. D. 1885 at 10 O'clock
in the fore noon at my office
in the City of Abilene County
of Taylor and State of Texas
and after being sworn, to testify
the truth, the whole truth and
nothing but the truth, did
depose to the matters contained
in the foregoing deposition
and did, in my presence,
subscribe the same, and I further
certify that I have subscribed
my name to each half sheet
thereof.

H. A. Porter
Commissioner

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J. J. Perry, Real Estate agent -
residing in the City of Abilene Taylor County Texas
aged Twenty one years and upwards being
sworn and publicly sworn pursuant to the
directions hereto annexed doth depose and
say, as follows: -

First Q: "What is your name, age, occupation
and place of residence, and how
long have you resided there, and what is
your business, or profession, and how long
have you been engaged in said business?"

To the 1st Q. he says: -

My name is Jonathan J.
Perry; I am 20 years old - I am a real estate agent -
I reside in Abilene Texas - Have lived here since
March 1881 - Have been in my present business
about 4 years -

Second Q: "Are you acquainted with the de-
fendant James T. Hollands of
Abilene Texas?"

To the 2nd Q. he says: - I am

Third Q: "How long have you known him?"

To the 3rd Q. he says: - Have known
him since March 1881 -

U. A. Porter
Commissioner

Fourth Q: "State whether your acquaintance with James T. Hallcutt of Abilene Texas has been intimate, or slight?"

To the 4th July he says: -

Rather intimate

Fifth Q: "What was his occupation if you know?"

To the 5th July he says: - When I first knew him he was a Dry Goods merchant - Then he kept a saloon - Then he speculated in land & line stock -

Sixth Q: "Do you know other people who know him if so name some, and in what business are they engaged in?"

To the 6th July he says: - I know all of the old citizens of this town, and then are knew Hallcutt - I name: Geo. P. Phillips, Hardware; Otto W. Stephens Banker; H. A. Porter County Judge Taylor Co Texas; J. V. Cunningham Sheriff Taylor County Texas; C. W. Merchant Pres't First Nat'l Bank of Abilene Texas; Henry Montgomery Furniture Dealer: -

Seventh Q: "Do you know his general reputation among his neighbors in the neighborhood, and in the town of Abilene Texas, or elsewhere, where he resides for heretofore conduct?"

To the 7th July he says: -

I do -
H. A. Porter
Commissioner

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VIII Eighth Q: "What is that reputation good or bad?"

To the 8th - only he says:

Good -

Ninth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Illinois for honesty and quietness?"

To the 9th July he says:

I do -

Tenth Q: "What is that reputation good or bad?"

To the 10th July he says:

Good -

Eleventh Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Illinois for honesty and integrity?"

To the 11th July he says: -

I do -

Twelfth Q: "Is that reputation good or bad?"

To the 12th July he says:

Good -

W. A. Barker
Commissioner

XIII Thirteenth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas as to his temper, habits and humanity?"

To the 13th - July he says: -

I do -

XIV Fourteenth Q: "What is that reputation good or bad?"

To the 14th - July he says:

Good -

XV Fifteenth Q: "Do you know of anything concerning the matter in question, that may tend to the benefit and advantage of the defendant? - If so declare the same freely and at large, as if you had been particularly interrogated concerning the same?"

To the 15th - July he says: -

I know that Holland has made a good and useful citizen - He has been always upright & of unquestioned integrity

J. P. Perry

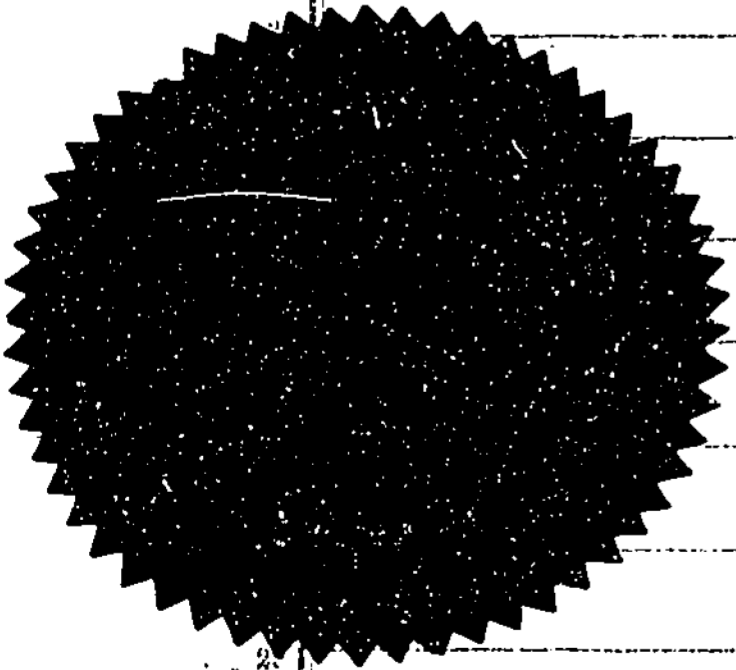
W. A. Porter
Commissioner

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State of Texas 388
 County of Taylor 388

I H. A. Porter County Judge of
 Taylor County State of Texas
 do certify that J. D. Berry the
 witness, personally appeared before me
 on the 7th day of November 1885
 at 3 O'clock in the afternoon at
 my Office in the City of
 Abilene in the County of Taylor
 State of Texas, and after
 being sworn, to testify the truth,
 the whole truth and nothing
 but the truth, did depose to the
 matters contained in the foregoing
 deposition and did, in my
 presence subscribe the same,
 And I further certify that I
 have subscribed my name
 to each half sheet thereof.

H. A. Porter
 Commissioner,



George W. Galonick - Insurance agent -
residing in the city of Abilene Taylor County Texas
aged Twenty one years and upwards being
duly and publicly sworn pursuant to the
directions hereto annexed doth depose and
say as follows: -

First Q: "What is your name, age, occupation
and place of residence, and how
long have you resided here, and what is
your business, or profession, and how long
have you been engaged in said business?"

To the 1st July he says: -

My name is George W. Galonick -
my age is 33 years - I live in Abilene Texas - I have
lived here for past 4 1/2 years - my business
is Insurance and loan agency - which I have followed for
5 years -

Second Q: "Are you acquainted with the defen-
-dant James T. Harlow of Abilene
Texas?"

To the 2nd July he says: -

I am

Third Q: "How long have you known him?"

To the 2nd July he says: -

For four and 1/2 years -

W. A. Porter

Commissioner

POOR QUALITY
ORIGINALS

0980

Fourth Q: "State whether your acquaintance with James
T. Holland of Abilene Texas has been in
intimate, or slight?"

To the 4th Q: He says: -

Intimate

Fifth Q: "What was his occupation if you know?"

To the 5th Intly he says: -

First he was in mercantile
business - for a while in the Saloon business -
and lastly he dealt in bonds & live stock -

Sixth Q: "Do you know other people who know him, if so
name some, and in what business are they engaged
in?"

To the 6th Intly he says: -

I know other people who know
him - I mention Geo. Steffen, banker; C.W. Mer-
chant, banker; Geo. P. Phillips, merchant; J.W. Rees
Merchant; Col. Wakenham Towson; M. & H. Teri
Merchants; W.D. Chisolm wholesale merchant;

Seventh Q: "Do you know his general reputation among
his neighbors in the neighborhood and in the town
of Abilene Texas, or elsewhere, where he has resided
for reasonable conduct?"

To the 7th Intly he says: -

I do

H. A. Porter
Commissioner

Eighth Q: "What is that reputation good or bad?"

To the 8th duty he says: -

Good

Ninth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas for peace and quietness?"

To the 9th duty he says: I do

Tenth Q: "What is that reputation good or bad?"

To the 10th duty he says: Good

Eleventh Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas for honesty and integrity?"

To the 11th duty he says: -

I do -

Twelfth Q: "Is that reputation good or bad?"

To the 12th duty he says: -

First-class - Good

W. A. P. Steen

Commissioner

POOR QUALITY
ORIGINALS

0982

Thirteenth Q: "Do you know his general reputation among his neighbors, in the neighborhood where he resides in the town of Abilene Texas, as to his temper, habits and humanity?"

To the 13th July he says:
I do

Fourteenth Q: "What is that reputation good or bad?"

To the 14th July he says:-
Good

Fifteenth Q: "Do you know of anything concerning the matters in question, that may tend to the benefit, and advantage of the defendant? If so detail the same fully and at large, as if you had been particularly interrogated concerning the same?"

To the 15th July he says:-

I know of nothing further in these respects than I have testified to

Geo. J. Galloway

W. A. Porter
Commissioner.

POOR QUALITY
ORIGINALS

0983

State of Texas }
County of Taylor } ss

I, H. A. Porter, County Judge
of Taylor County, State of Texas
do certify that Geo. W. Johnson
The witness, personally appeared
before me on the 7th day of November
1885 at 5 1/2 o'clock in the afternoon
at my office in the city of
Abilene in the County of Taylor
State of Texas and after being sworn
to testify the truth, the whole
truth, and nothing but the truth
did, depose to the matters contained
in the foregoing deposition, and
did, in my presence subscribe
the same. And I further certify
that I have subscribed my
name to each leaf sheet thereof.
H. A. Porter,
Commissioner.

POOR QUALITY
ORIGINALS

0984

Commence

Deposited in the Post office
at Albany New York
of November 1885

H. A. Porter
Commissioner

To the Clerk of the Court of
General Sessions of the Peace
in and for the City and County of
New York

David J. Rees, Clerk of the Dist. & County Courts Taylor Co. Tex.
 residing in the city of Abilene Taylor County Texas
 aged twenty one year and upwards being duly
 and publicly sworn pursuant to the direc-
 tions hereto annexed, doth depose and say
 as follows: -

First Question: "What is your name, age, occupa-
 -tion and place of residence
 and how long have you resided there, and what
 is your business, or profession and how long
 have you been engaged in said business?"

To the 1st Interrogatory he says: -

My name is David J. Rees.
 I am twenty nine years old - I reside in Abilene
 Texas - Have lived here since April 1881. - I am the
 Clerk of the District & County Courts of Taylor County Texas -
 which office I have held since December 1882 -

Second Q: "Are you acquainted with the defen-
 -dant James T. Harland of Abilene Texas?"

To the 2nd Interrogatory he says: -

I am

Third Q: "How long have you known him?"

To the 3rd Interrogatory he says: - Have known him
 since Spring or Summer of 1881 -

W. A. Porter
 Commissioner

IV Fourth Q: "State whether your acquaintance with the defendant James T. Hallout has been intimate, or slight?"

To the 4th July he says: - My acquaintance with the defendant has been reasonable intimate -

V Fifth Q: "What was his occupation if you know?"

To the 5th July he says: -

Has been a merchant the most of the time that I have known him - and a dealer in land, ^{+ fine stock} the balance of the time -

VI Sixth Q: "Do you know other people who know him, if so name some, and in what business are they engaged in?"

To the 6th July he says: - I know other people who know him - and name: - C. Evans, Cashier Abilene Natl. Bank; Sprouts & Leggett attys at law; J. M. Schell D.C.; - Geo. W. Gronick, insurance agent; W. J. Purcell stock-man; J. S. Rollins Dry goods merchant; D. J. Kearney Debet agent.

VII Seventh Q: "Do you know his general reputation among his neighbors, in the neighborhood and in the town of Abilene Texas, or elsewhere where he resided for considerable time?"

To the 9th July he says: -

I do

W. A. Porter
Criminalist

VIII Eighth Q: "What is that reputation good or bad?"

To the 8th Jury he says: -

Good

IX

Ninth: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the town of Abilene Texas for peace and quietness?"

To the 9th Jury he says: -

I do

X

Tenth Q: "What is that reputation good or bad?"

To the 10th Jury he says: -

Good

XI

Eleventh Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the town of Abilene Texas for honesty & integrity?"

To the 11th Jury he says: -

I do

XII

Twelfth Q: "Is that reputation good or bad?"

To the 12th Jury he says: -

Good

W. A. Porter
Commissioner

XIII Thirteenth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the town of Sabine Texas, as to his temper, habits and humanity?"

So the 13th - July he says: -

I do

XIV Fourteenth Q: "What is that reputation good or bad?"

So the 14th - July he says: -

Good

XV Fifteenth Q: "Do you know of anything concerning the matters in question that may tend to the benefit and advantage of the defendant? If so declare the same fully and at large, or if you had been particularly interrogated concerning the same?"

So the 15th - July he says: -

Since I have known James G. Halland he has not to my knowledge been in any trouble of any kind - He is regarded as being an upright, conscientious, law abiding citizen. I have in several instances known of Halland acting as peace-maker, & quelling troubles between others.

David J. Reed

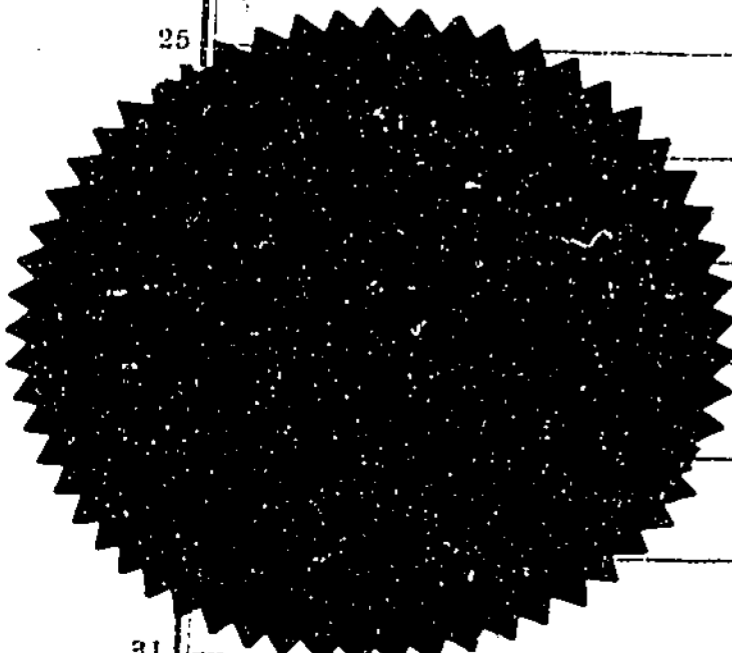
W. A. Porter
Commissioner.

0989

State of Texas
County of Taylor

I H. A. Porter County Judge
of Taylor County Texas do
Certify that Daniel Reed the
Witness, personally appeared
before me on the 7th day of
November 1885 at 2 o'clock
in the afternoon at my office
in the City of Abilene in
the County of Taylor in the
State of Texas and after
being sworn, he testified the truth
the whole truth and nothing
but the truth did depose to
the matters contained in the
foregoing deposition and did
in my presence subscribe
the same and I further
certify that I have subscribed
my name to each leaf
sheet thereof.

H. A. Porter
Commissioner.



F. M. Kelsey Real Estate Agent
 residing in the city of Abilene Tex., aged twenty
 one years and upwards being duly and public-
 ly sworn pursuant to the direction hereto
 annexed, doth depose and say, as follows: -

First Q: "What is your name, age occupation
 and place of residence and how
 long have you resided there, and what is
 your business, or profession, and how long
 have you been engaged in said business?"

To the 1st int. he says: -

My name is Frank M. Kelsey -
 I am 28 years old; my business is that of a real
 estate agent - I reside in Abilene Tex. - Have
 been living here since about 1st June 1881 -
 Have followed my present business since Fall of 1881 -

Second Q: "Are you acquainted with the defendant
 James T. Hallows of Abilene Tex.?"

To the 2nd int. he says: -

I am

Third Q: "How long have you known him?"

To the 3rd int. he says: - Have known him
 since the Summer of 1881 -

No A.P. or let
 Commissioner.

IV Fourth Q: "State whether your acquaintance with former J. Hollars of Abilene Texas has been intimate or slight?"

To the 4th Int. he says: - I have been quite intimately acquainted with him -

V Fifth Q: "What was his occupation if you know?"

To the 5th Int. he says: - When I first knew him he was a Dry Goods merchant - afterwards he was in the liquor business for a short while - and since then has been operating in bonds & live stock -

VI Sixth Q: "Do you know other people who know him, if so name some, and in what business they are engaged in?" -

To the 6th Int. he says: - I know other people who know him - I name: - Geo. Stephens, Banker; E. H. Sentin, assistant Cash^{ier} ~~of the~~ ^{First} Natl Bank; J. C. Fockland, Cash^{ier} ~~of the~~ ^{of the} Abilene Natl Bank; D. B. Corley, Real Estate of ex-mayor of Abilene; Geo. Maddy Block - Trust -

VII Seventh Q: "Do you know his general reputation among his neighbors in the neighborhood and in the town of Abilene Texas, or elsewhere, where he resided for his whole conduct?" -

To the 7th Int. he says: -

I do -

No. A. Porter
Commissioner

0992

VIII Eighth Q: "What is that reputation good, or bad?"

To the 8th Int. he says: -

A. No 1. - good -

IX

Ninth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the town of Abilene Texas for peace and quietness?"

To the 9th Int. he says: -

I do -

X

Tenth Q: "What is that reputation good or bad?"

To the 10th Int. he says: -

Good

XI

Eleventh Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the town of Abilene Texas for honesty and integrity?"

To the 11th Int. he says: -

I do

XII

Twelfth Q: "Is that reputation good or bad?"

To the 12th Int. he says: -

Good

W. A. Porter
Commissioner

XIII Thirteenth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas as to his temper, habits and humanity?"

To the 13th July he answers: -

I do

XIV Fourteenth Q: "What is that reputation good or bad?"

To the 14th July he answers: -

Good

XV Fifteenth Q: "Do you know of anything concerning the matters in question, that may tend to the benefit and advantage of the defendant? If so declare the same fully and at large, or if you have been previously interrogated concerning the same?"

To the 15th July he answers: -

I don't know anything about the case against Hallam - and have answered as to his Character -

Frank M. Kelley
W. A. Porter
Commissioner.

POOR QUALITY
ORIGINALS

0994

State of Texas

County of Taylor 388

I, H. A. Porter, County Judge of
Taylor County Texas, do certify that
J. M. Kelsey the witness, personally
appeared before me, on the 7th
day of November 1885 at 2 O'clock
in the afternoon at my Office
in the City of Abilene in the County
of Taylor in the State of Texas and
after being sworn, to testify the truth,
the whole truth, and nothing
but the truth, did depose to
the matters contained in the
 foregoing deposition, and did
in my presence subscribe
the same, and I further certify
that I have subscribed my name
to each half sheet thereof.

H. A. Porter
Commissioner

I be a 44 Merchant Banker and
 stock man residing in the
 City of Abilene Taylor County
 State of Texas aged twenty one
 years and upwards, being duly
 and publicly sworn pursuant
 to the direction hereto attached
 doth depose and say as follows:

First.

First To the first interrogatory.

"What is your name, age,
 occupation and place of
 residence. And how long have
 you resided there, and what
 is your business or profession
 and how long have you been
 engaged" -

The witness says: -

My name is C.W. Merchant, I am 49 years
 old - I am in the live stock and Banking
 business - my residence is Abilene Texas -
 I have lived here since the Spring of 1880 -
 I have been in the stock business for 20 years -
 and that of a Banker one year -

Second Q: "Are you acquainted with the defen-
 -dant James S. Halland of Abilene
 Texas?"

To the 2nd Int. he says:

I am -
 H. A. Porter
 Commissioner

0996

Third Q: "How long have you known him?"

To the 3rd Int. he says: "Since Spring of 1880 -

Fourth Q: "State whether your acquaintance with James S. Halland of Abilene Tex or has been intimate, or slight?"

To the 4th Int. he says: -

Intimate -

Fifth Q: "What was his occupation if you know?"

To the 5th Int. he says: -

business when I first ^{knew} him - He was in the clothing business for about two years - He was then for a short while in the saloon business - and then was in the land and live stock business -

Sixth Q: "Do you know other people who know him if so name some, and in what business are they engaged in?"

To the 6th Int. he says:

I know a great many people who know him - among whom I mention: - Rollins & Sons, Grocers; P.H. Carter, Druggist; Maj. Stocking, Hotel Prop^r; Robert Irvine, Dry goods; J. S. Daugherty, Banker; W. S. Purcell, Live Stock Dealer; - John Madan's Tinery stock business; D. G. Hill District attorney; J. A. Kinkland, Lawyer & Mayor of Abilene Tex or; - Shaunts & Leggett, Lawyers; E. S. Leay, Stock-raiser; - Col. J. P. Berry, land agent;

W. A. Porter
Commissioner

Seventh Q: "Do you know his general reputation among his neighbors in the neighborhood and in the town of Abilene Texas, or elsewhere, where he resides, for peaceable conduct?"

To the 7th Int. he says: -

I do -

Eighth Q: "What is that reputation good or bad?"

To the 8th Int. he says: - good -

Ninth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the town of Abilene Texas for peace and quietness?"

To the 9th Int. he says:

I do -

Tenth Q: "What is that reputation good or bad?"

To the 10th Int. he says -

good -

Eleventh Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the town of Abilene Texas for honesty & integrity?"

To the 11th Int. he says -

I do -

W. A. Porter
Commissioner

POOR QUALITY
ORIGINALS

0998

Twelfth Q: "Is that reputation good or bad?"

To the 12th Int. he says: -

Good -

Thirteenth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas, as to his temper, habits and humanity?"

To the 13th Int. he says:

I do -

Fourteenth Q: "What is that reputation good or bad?"

To the 14th Int. he says:

Good -

Fifteenth Q: "Do you know of anything concerning the matters in question that may tend to the benefit and advantage of the defendant? - If so declare the same fully and at large, as if you had been particularly interrogated concerning the same?"

To the 15th Int. he says: -

I have done a great deal of business with James S. Hallam - His word and honor has always been considered first class -

Merchant -

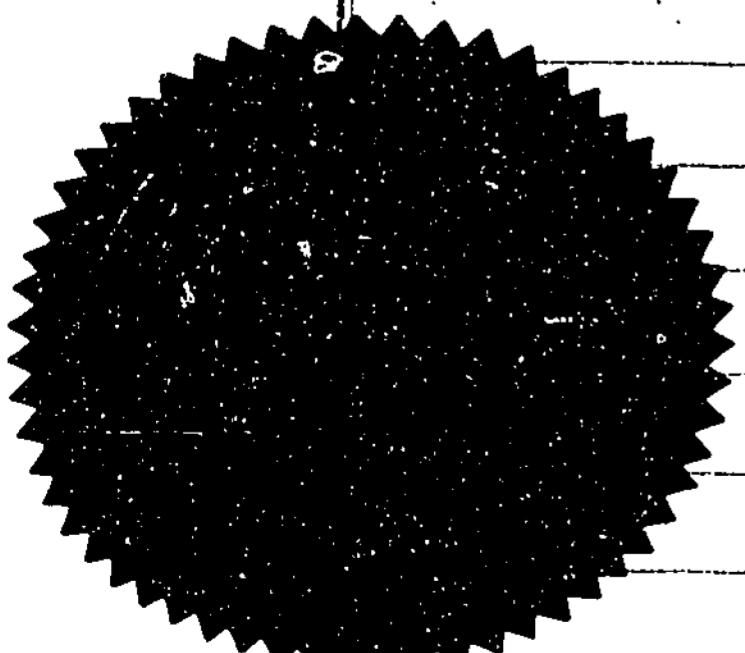
J. A. Porter

Commissioner

0999

State of Texas 388
 County of Taylor 388

I H. A. Porter County Judge of
 Taylor County State of Texas
 do certify that the witness
 before mentioned personally
 appeared before me on the
 7th day of November 1885 at
 11 O'clock in the forenoon at
 my Office in the City of
 Abilene in the County of
 Taylor State of Texas and after
 being sworn to testify the truth,
 the whole truth, and nothing
 but the truth, did depose
 to the matters contained
 in the foregoing deposition,
 and did in my presence
 subscribe the same, and
 I further certify that I have
 subscribed my name to
 each half sheet thereof.
 H. A. Porter
 Commissioner



10000

Thomas O. Anderson, County Treasurer Taylor Co. Texas
residing in the City of Abilene Texas, aged twenty
one years and upwards, being duly and publicly
sworn pursuant to the directions hereto an-
nounced, doth depose and say, as follows: -

I

First Q: "What is your name, age, occupation
and place of residence and how
long have you resided there, and what is
your business, or profession, and how long
have you been engaged in said business?"

Answer

To the 1st Int. he says: -

IV

My name is Thomas O.
Anderson, I am 36 years old - my place of res-
idence is the City of Abilene Texas - I am County
Treasurer of Taylor County, Texas - I have lived
here nearly five years - Have been Treasurer since Nov^r 1884 -

V

Second Q: "Are you acquainted with the defen-
- dant - James L. Halland of Abilene Texas?"

To the 2nd Int. he says: -

I am -

III

Third Q: "How long have you known him?"

To the 3rd Int. he says: -

I have known him
nearly five years -

POOR QUALITY
ORIGINALS

10001

IV Fourth Q: "State whether your acquaintance with James T. Halland of Abilene Texas has been intimate ~~in~~ slight?"

To the 4th Int. he says: -

My acquaintance with Halland has been intimate -

V Fifth Q: "What was his occupation if you know?"

To the 5th Int. he says: -

When I first knew him he was a Dry goods merchant - for a short while he owned a saloon - after that he was a real estate dealer - and also dealt in live stock -

VI Sixth Q: "Do you know other people who know him, if so name some, and in what business they are engaged in?"

To the 6th Int. he says: -

I know a number of people who know him - among whom I mention: - H. A. Porter Co. Judge of Taylor Co. Texas; David J. Reed, District & County Clerk of Taylor Co. Texas; C. W. Merchant, Banker; J. M. Daugherty, Banker; - Col. J. T. Berry, Real Estate agent; J. V. Cunningham, Sheriff Taylor Co. Texas

VII Seventh Q: "Do you know his general reputation among his neighbors, in the neighborhood, and in the town of Abilene Texas, or elsewhere where he resided, for respectable conduct?"

To the 7th Int. he says: -

I do -
H. A. Porter
Commissioner

VIII Eighth Q: "What is that reputation, good, or bad?"

To the 8th Int. he says: -

Good -

X

Ninth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas, for honesty and quietness?"

To the 9th Int. he says: -

I do -

X

Tenth Q: "What is that reputation good, or bad?"

To the 10th Int. he says: -

Good -

XI

Eleventh Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas for honesty and integrity?"

To the 11th Int. he says: -

I do -

XII

Twelfth Q: "Is that reputation good or bad?"

To the 12th Int. he says: -

Good -

W. A. Porter
Commissioner

XIV Thirteenth Q: "Do you know his general reputation among his neighbors in the neighborhood where he resides in the Town of Abilene Texas, as to his temper, habits and humanity?"

To the 13th Int. he says: -

I do -

XV Fourteenth Q: "What is that reputation good or bad?"

To the 14th Int. he says:

Good -

XV Fifteenth Q: "Do you know of anything concerning the matter in question, that may tend to the benefit and advantage of the defendant, if so declare the same fully and at large, as if you had been particularly interrogated concerning the same?"

To the 15th Int. he says:

I have known James S. Halland intimately for about five years - He is a respectable, quiet man, conscientious in business affairs - of unquestioned integrity - and is a man much liked by all who know him -

J O Anderson

W. A. Porter

Commissioner

POOR QUALITY
ORIGINALS

1004

Mr D. W.

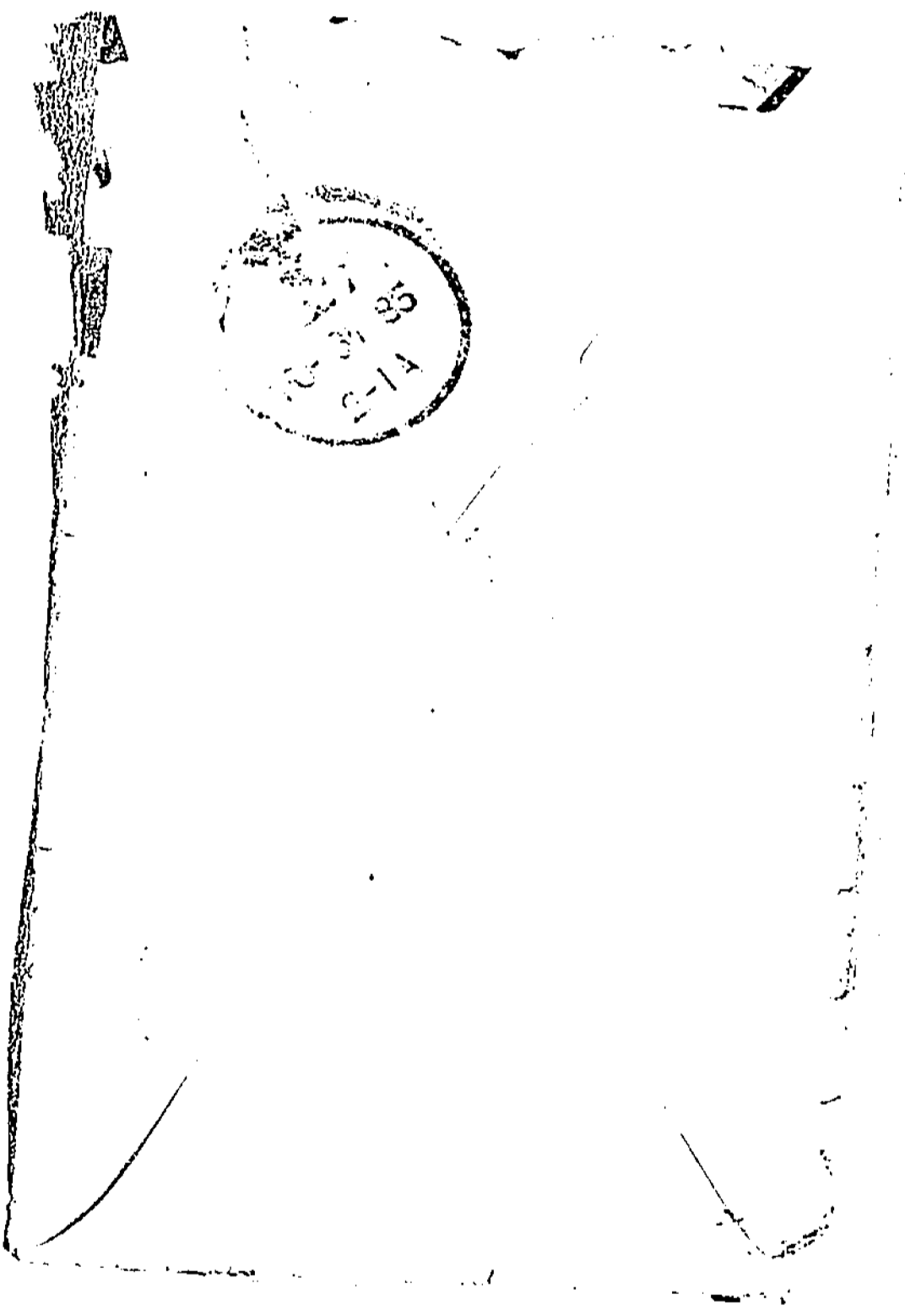
248. East 116 st

New York City



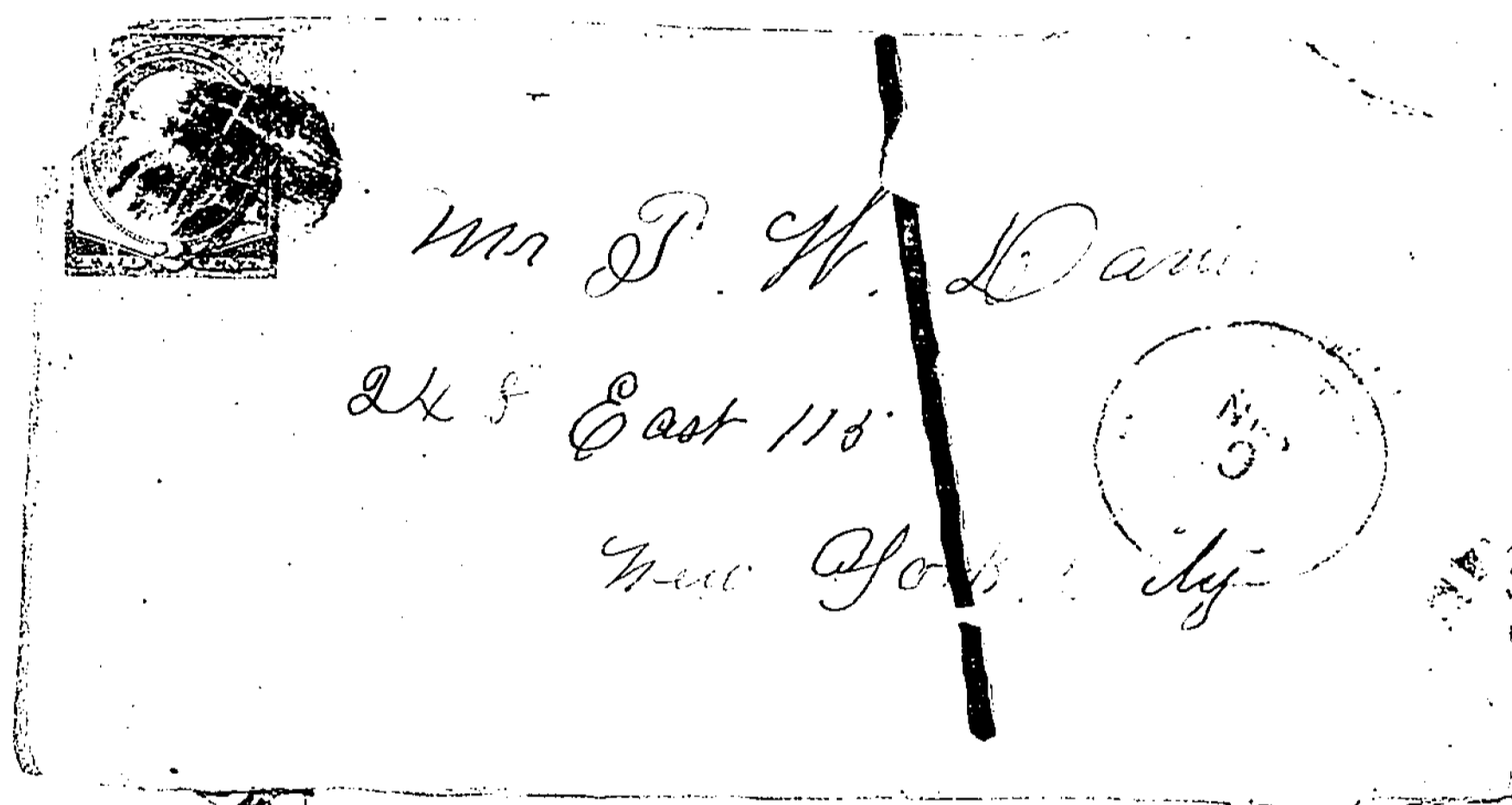
POOR QUALITY
ORIGINALS

1005



POOR QUALITY
ORIGINALS

1006



TORN PAGE

POOR QUALITY
ORIGINALS

1007

Return to
FIRST NATIONAL BANK,
ABILENE, Taylor Co., Texas,
If not delivered within 10 days.

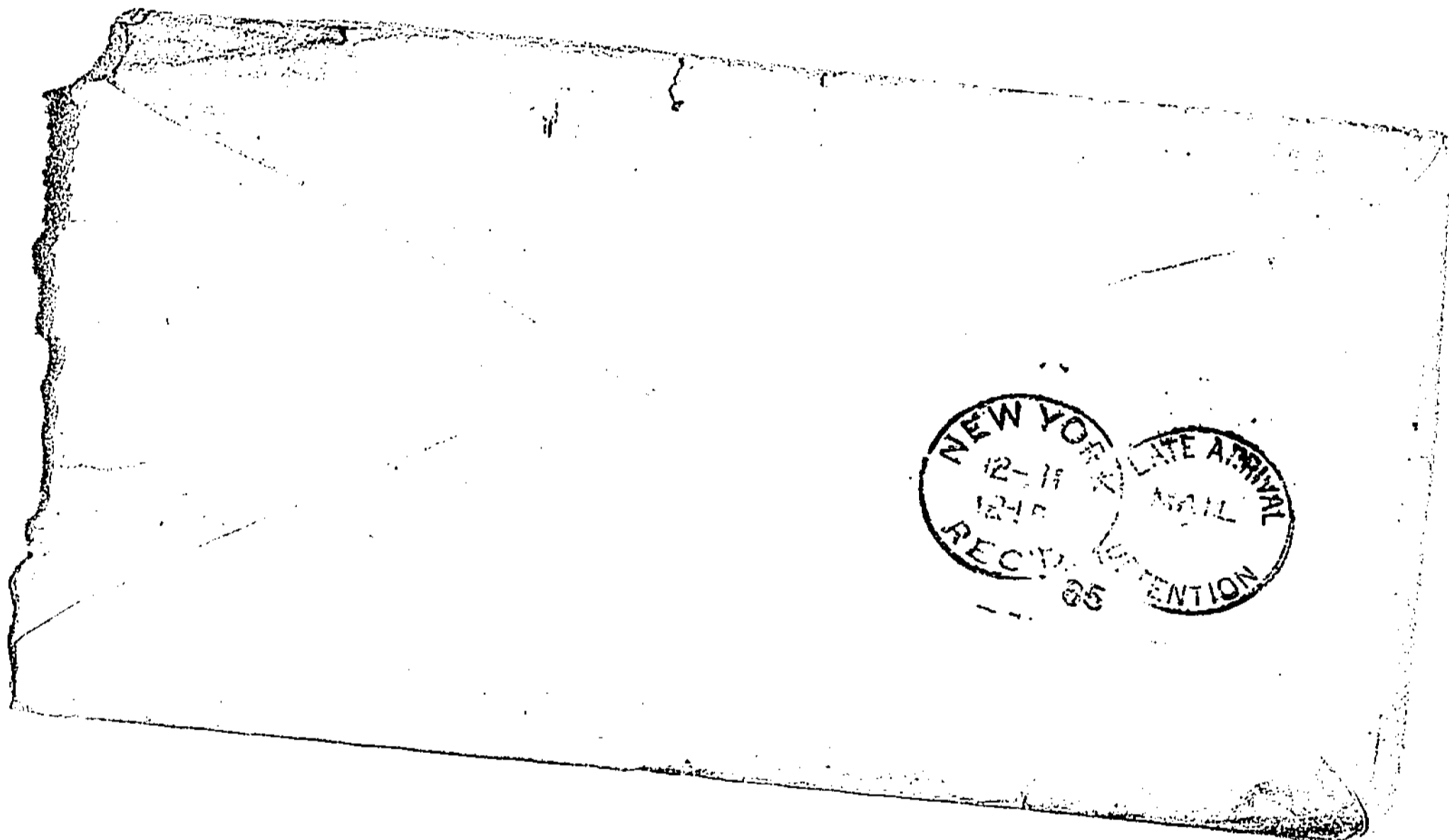


J. T. Holland
"Sonnets" New York
N.Y.

TORN PAGE

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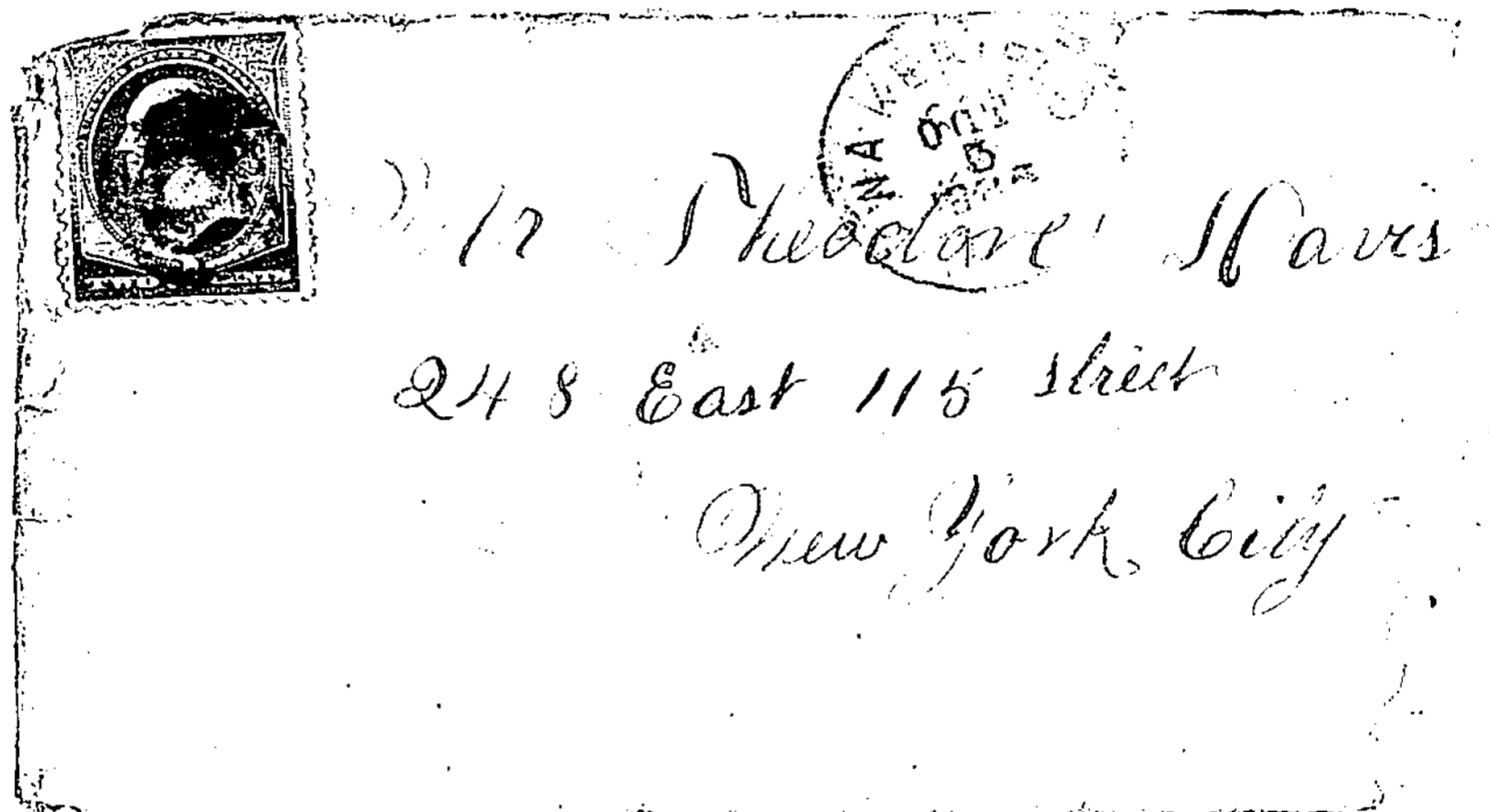
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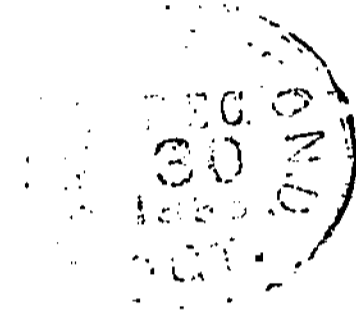
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10 10

Postage

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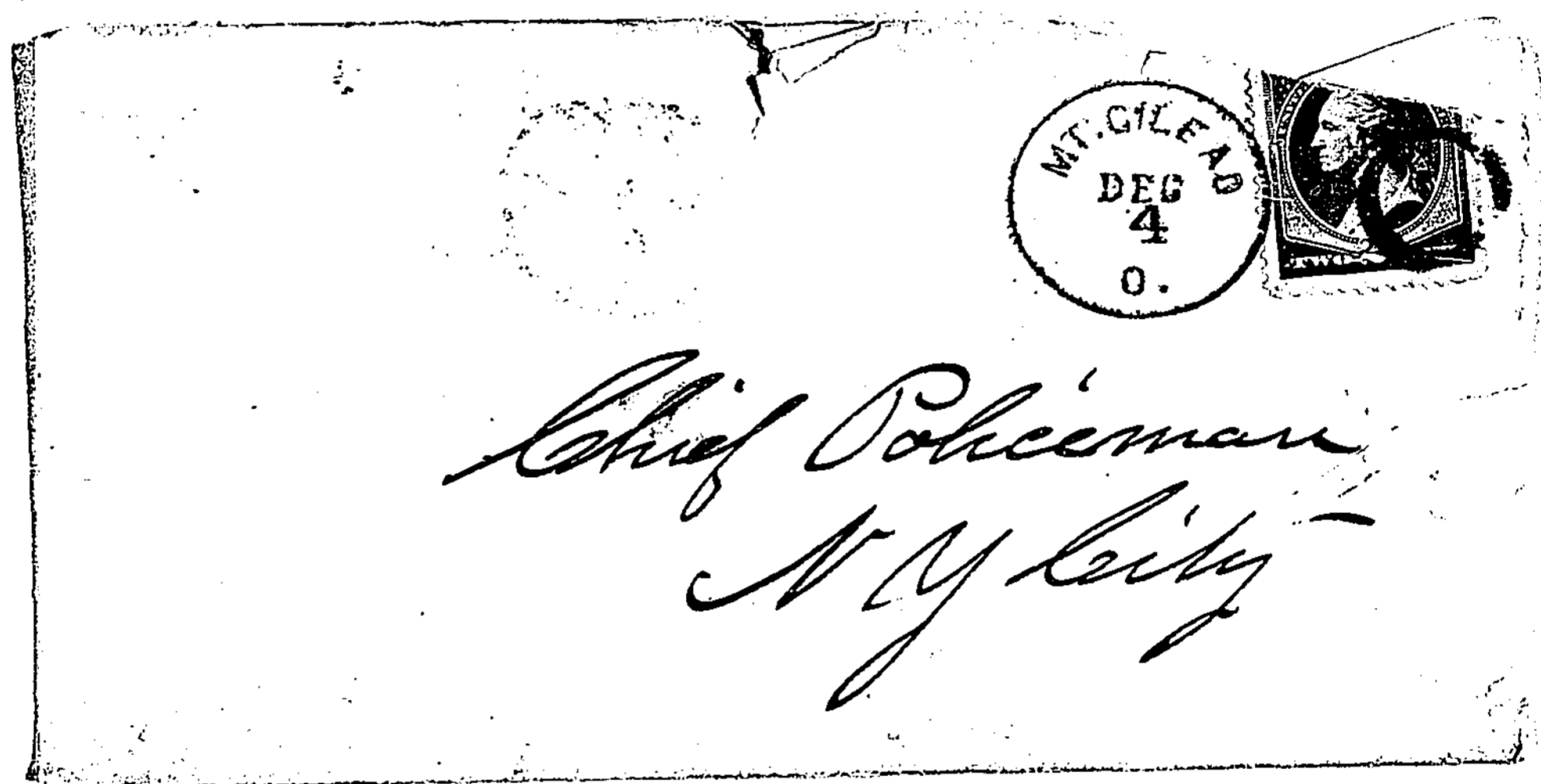


District Attorney Martin
Government of Oregon and Territories
New York City
N. Y.

1011

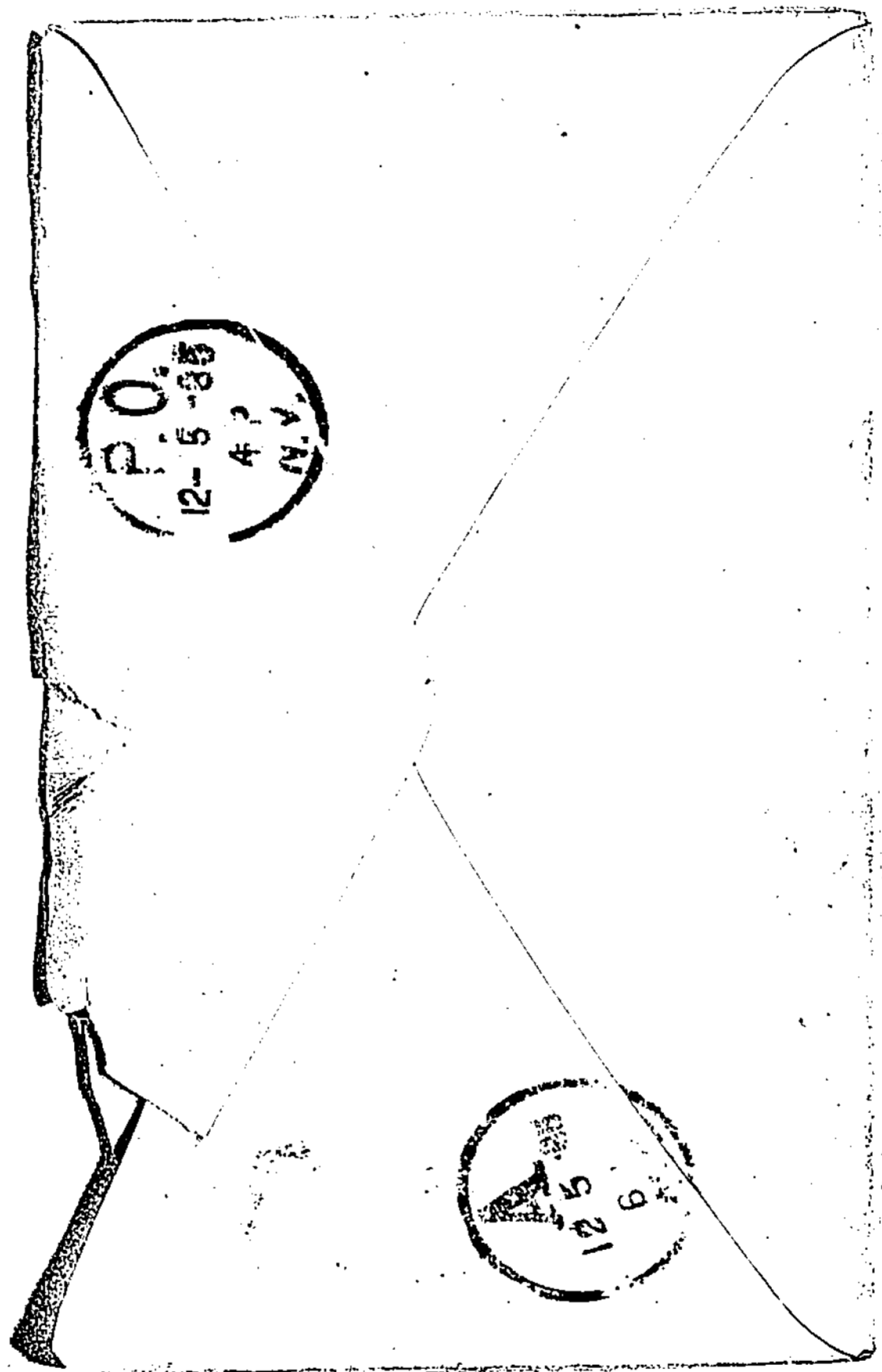


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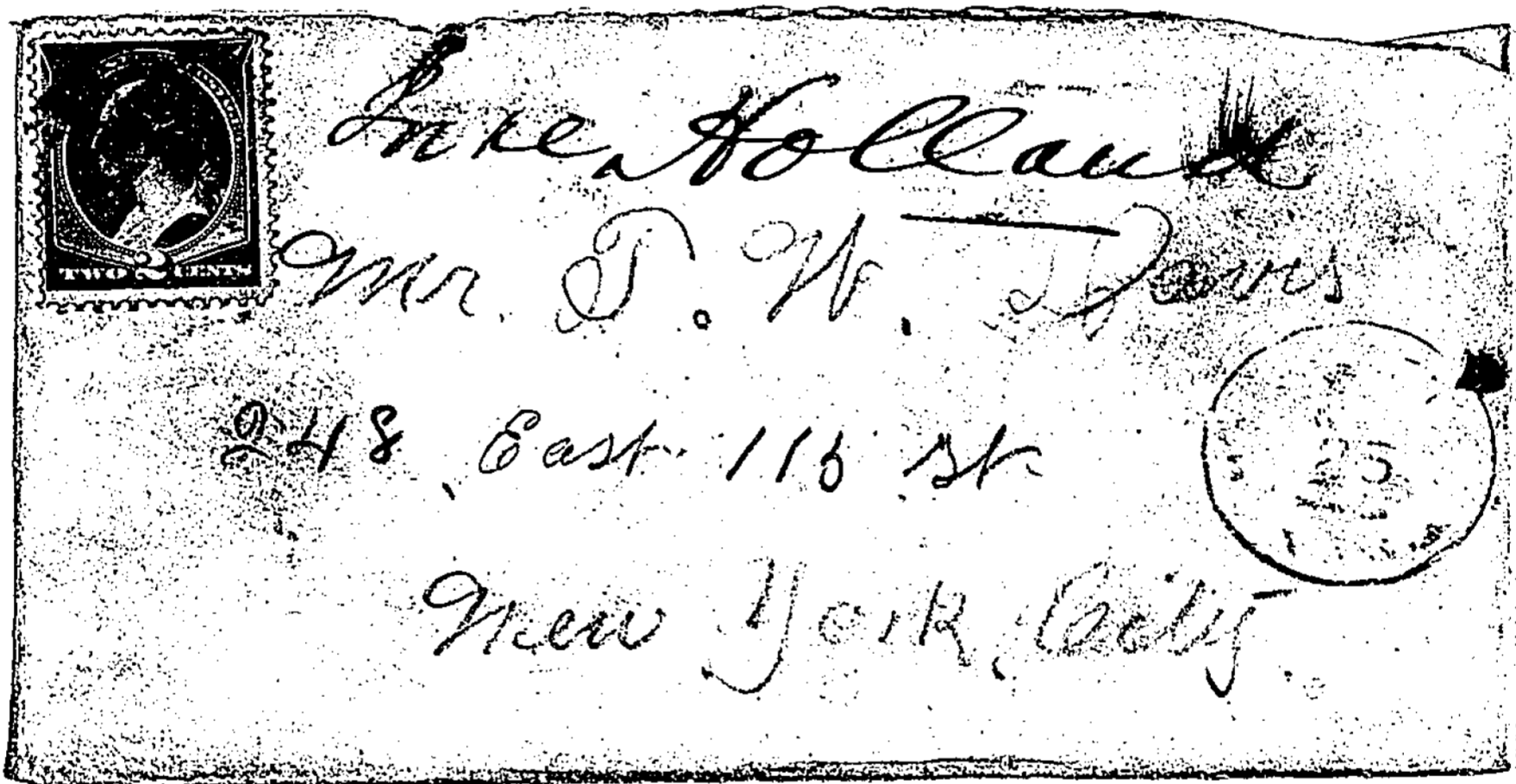
Chief Policeman
N.Y. City

10 13



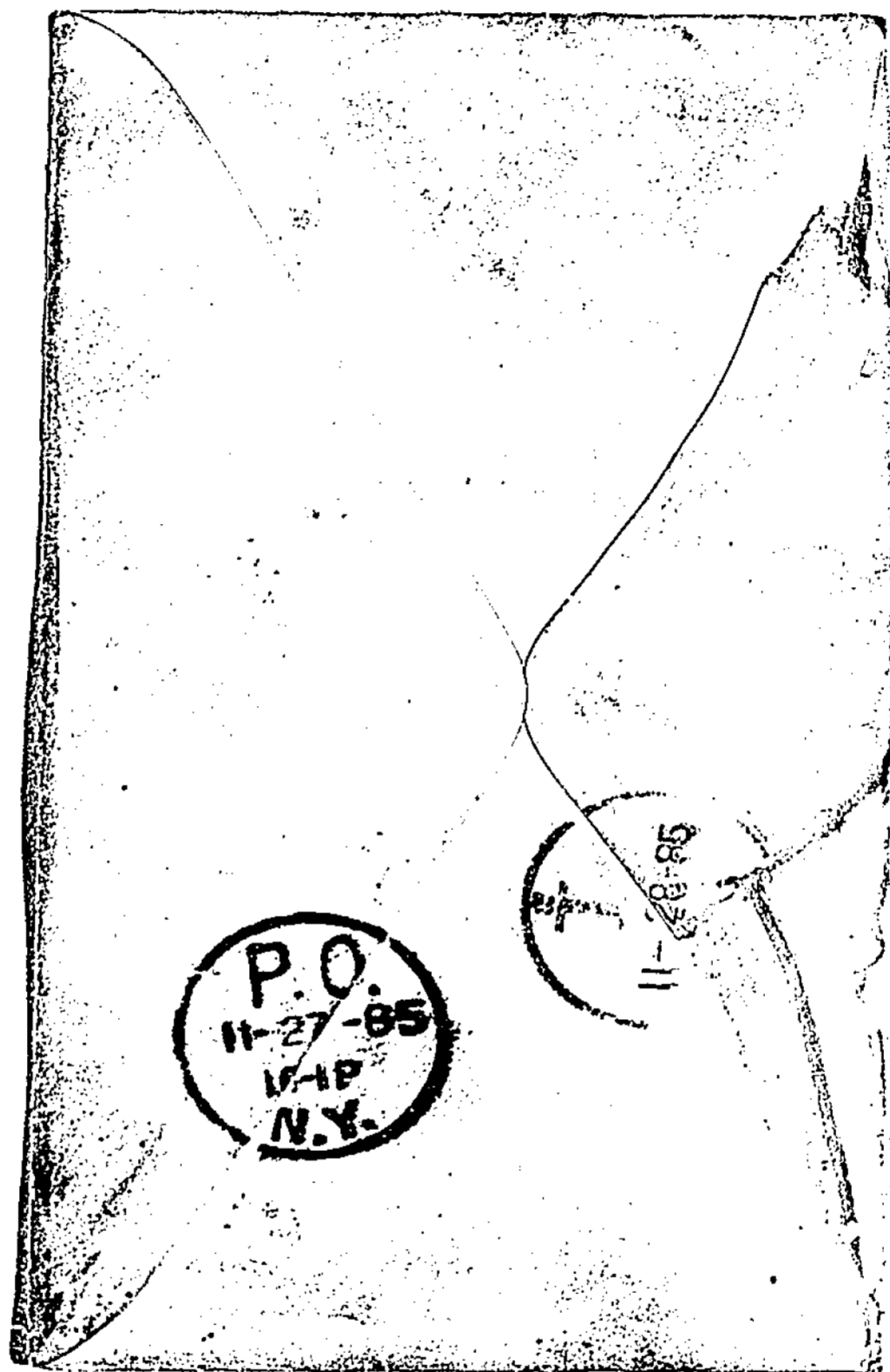
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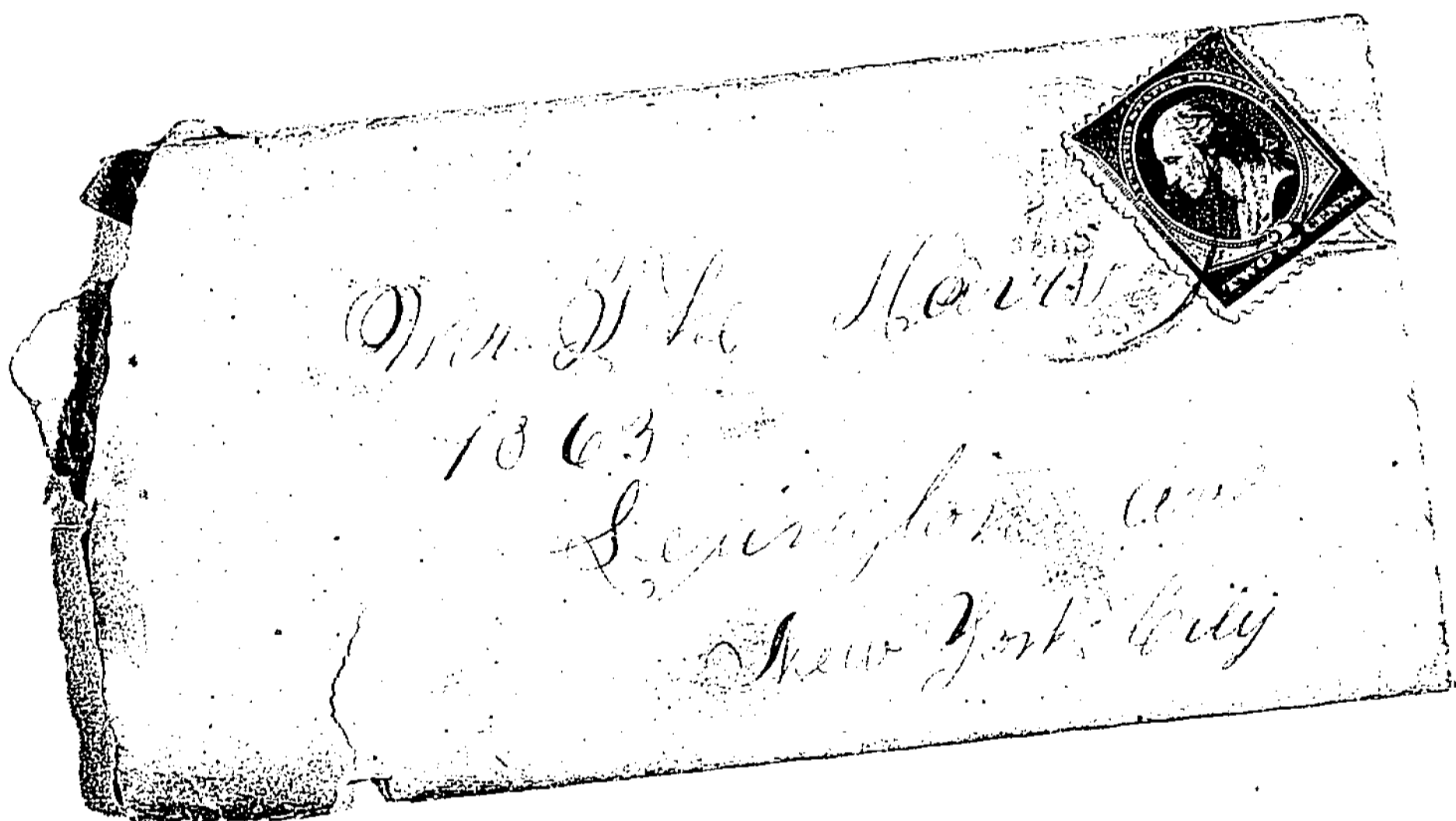
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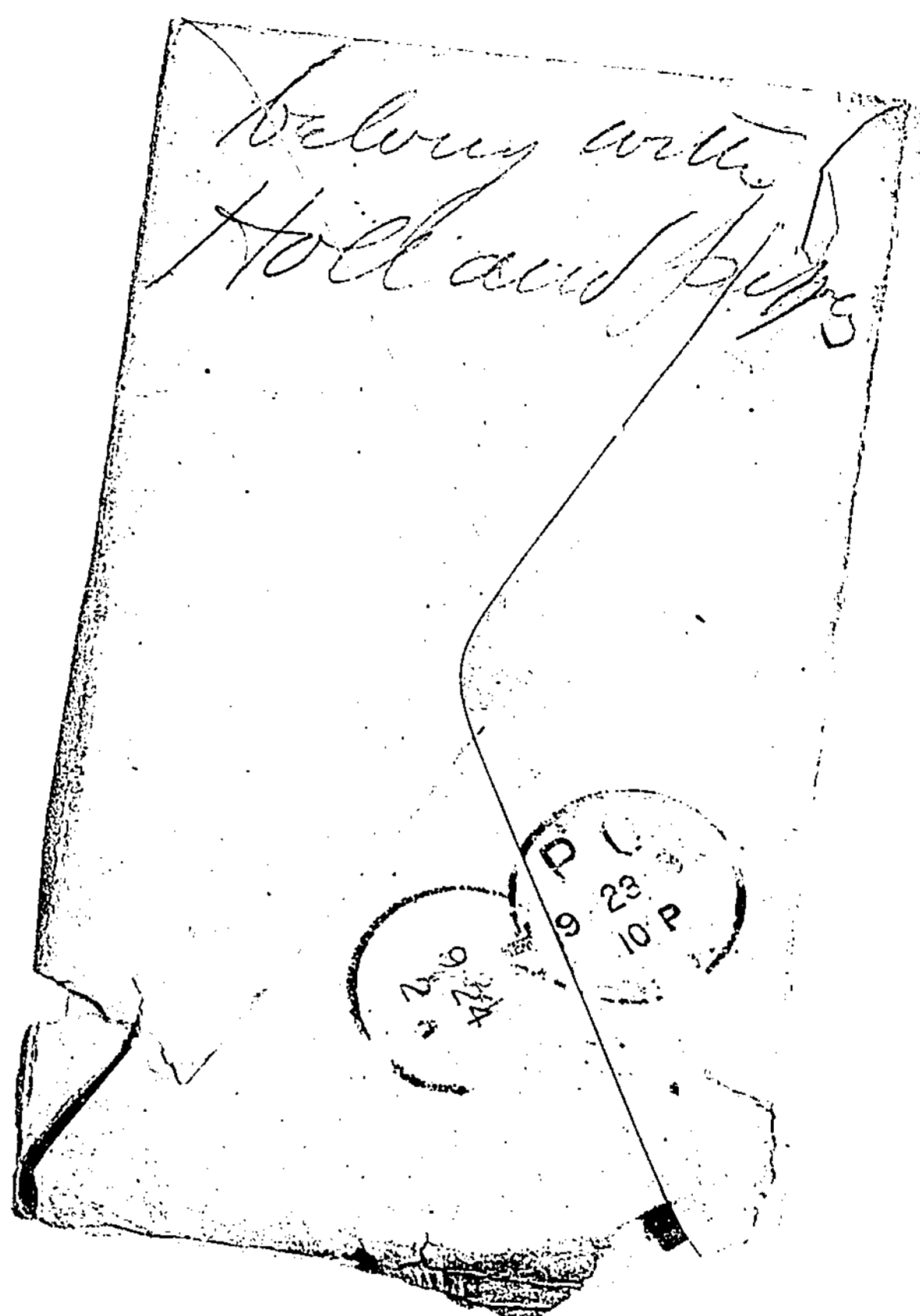
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ORIGINALS

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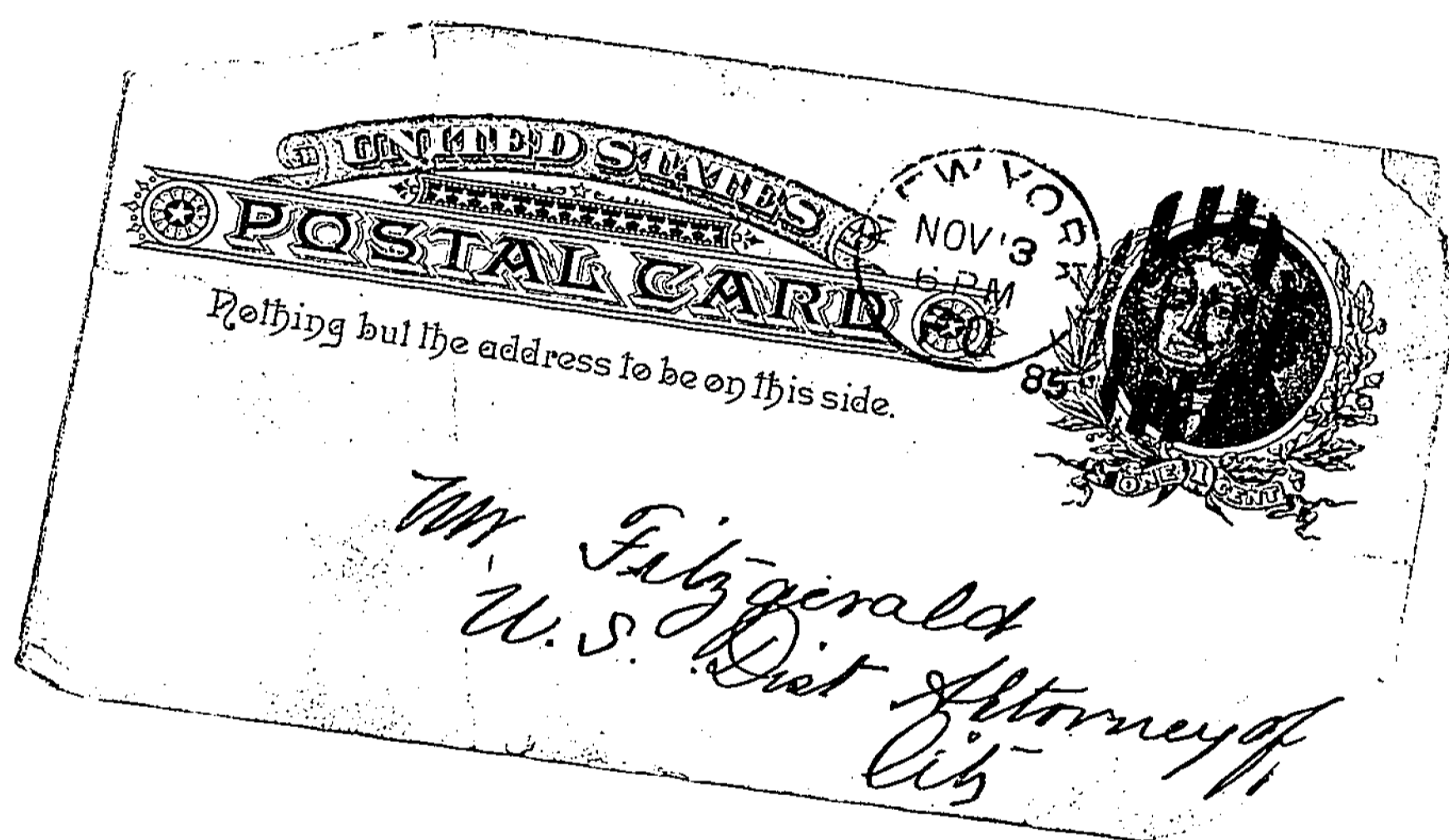
POOR QUALITY
ORIGINALS

10 17



POOR QUALITY
ORIGINALS

10 18



POOR QUALITY
ORIGINALS

10 19

Dear Sir
My NW 13 1000
Thomas Christenson
is the name of boy
in P. Nichols employ.
Yours &c
Henry G. Hobbs

POOR QUALITY
ORIGINALS

1020

August 22 1915

Dear Sir

I am Sir

of the other side has up
all your accounts now
being trying to find some
evidence to show I am and
account of your Brother
has in the paper to see
if it will be as kind of
I should like to see
a record I know this
man that makes the second
man to be killed he
will be in Texas and
ship out if they don't
let him out of there as
I am sure to pay

POOR QUALITY
ORIGINALS

1022

Oct 25

Mr Davis
Sir

I just read the paper
with Holland picture in
it by God that the
man or else it is his twin
brother Imratified that
he is the one I mean
it look like him for
God sake and at once
and tell me when
the trial is coming
off I want to come
and appear against
him I want him to
get what he ~~deserve~~ and
that is ~~the~~ rope around

POOR QUALITY
ORIGINALS

1023

reck if any thing
should happen I couldn't
get back I want you
to send the papers when
the trial comes off.

but God I will be
there if I have to sell
my old cloth to pay
my way yours in haste

W. S. Gayhart

Manhattan
N.Y.
Ken

ans soon

h

POOR QUALITY
ORIGINALS

1024

From "Herald" of Sept. 3rd 1885

A SCANDAL DOCUMENT
The following letter was made public by Mr. J. F. Holland yesterday. It is the letter written by Holland appointing the meeting that resulted in the shooting.
Continental Hotel.
20th Street and Broadway, New York, Aug. 30, 1885.
H. Woodward, 128 West St. N. Y.
DE SIR—I left word for you to meet me at Merchants' Hotel with the proprietor of the saloon at 128 West St. to-day. Mr. Johnston was there to see you. I was sick myself and could not come. We wanted to see you and strike a bargain. No doubt you think very strange of our actions in this business. But could you, knowing that I was here some years ago and bought some goods from a certain porter and he failed to express them as he said he would do. Why when I came on this time I was suspicious also. But all I want now is to get the goods. I am willing to pay for them if I am sure they would get off in the express. I am satisfied now that you are willing to sell them and help us get them out of the city and that is all we want. We believe that you have been protecting yourselves and we have been trying to protect ourselves, and have both given each other room to be suspicious. We are here on expenses and are anxious to get back. Meet us at the Merchants' Hotel at 129, E. to-morrow and we will go and trade with you. You can leave a man with one of us to see that but one goes and we will place you our word and honor that we do all we say and only one will attempt to go. We have come a long way to get these goods and would like to have them delivered to us in them. We will be at the Hotel at eleven and wait until one for you would like to see you then we can better explain what you seem to be so afraid about. It seems that we are the one to be afraid. Yours truly,
J. F. HOLLAND

Ex O.
101

POOR QUALITY
ORIGINALS

1025

"From Herald" of Sept. 3rd 1885

A NOTABLE DOCUMENT.
The following letter was made public by Messrs.
Howe & Hummel yesterday. It is the letter written
by Holland appointing the meeting that resulted in
the shooting.
CONTINENTAL HOTEL.
20th Street and Broadway. New York, Aug 30, 1885.
H. Woodward, 128 West St N. Y.
Dr Sir—I left word for you to meet me at Merchant
Hotel with the proprietor of the saloon at 128 St at ten
O O to day. Mr. Johnston was there to see you I was
sick myself and could not come we wanted to see you on
strictly business. No doubt you think very strange
of our actions in this business. But could you under-
stand that I was here some years ago and bought some
goods from a certain porter and he failed to express
them as he said he would do. Why when I come on this
time I was suspicious also. But all I want now is to
get the goods I am willing to pay for them if it
is sure they would get off in the express.
I am satisfied now that you are willing to
sell them and help us get them out of the city, and that
is all we want. We believe that you have been practicing
yourself and we have been trying to protect ourselves,
and have both given each other room to be suspicious.
We are here on expenses and are anxious to get back
meet us at the Merchants Hotel at 11 o. c. to-morrow
and we will go and trade with you you can leave a man
with one of us to see that but one goes, and we will
place you on our word and honor that we do all we say and
only one will attempt to go. We have come a long way
to get these goods and would like to have them delivered
we can use them. We will be at the Hotel at eleven and
wait until one for you would like to see you then we
can better explain what you seem to be so afraid about
it seems that we are the ones to be afraid. Yours truly,
J. F. HOLLAND.

Ex 0
102

POOR QUALITY
ORIGINALS

1026

G.W. MERCHANT, Presd.

No 3195.

OTTO W. STEFFENS, Cashr.
E.H. SINTENIS, Asst. Cashr.

FIRST NATIONAL BANK
OF
ABILENE

RECEIVED

Abilene, Texas Dec 7 1895

J.T. Halland
New York

Dear Sir:

As per your request
I herewith enclose the two
Vouchers asked for.

Hope you are
getting on finely. Keep a stiff upper
lip. my kindest regards.

Truly &c

O.W. Steffen Cashr.
E.H. Sintenis

POOR QUALITY
ORIGINALS

1027

in the above are originals. ~~None~~

Holland - Davis - Murder -

Re: James Fitzgerald.

FROM
OWE & HUMMEL,
COUNSELORS AT LAW,
87 & 89 Centre Street,
NEW YORK CITY.

*Senator Fitzgerald,
Apptd. District Attorney*

FROM
OWE & HUMMEL,
COUNSELORS AT LAW,
87 & 89 Centre Street,
NEW YORK CITY.

1028

No. _____ Abilene, Texas, Aug 8 1886

THE FIRST NATIONAL BANK

OF ABILENE TEX.

Pay to my self _____ or bearer

One hundred & Twenty five Dollars

\$75.00

J. H. Kellum

W. D. BARNARD & CO. ST. LOUIS.

1029

No. 10697 New York, Aug 27 1885

THE HANOVER NATIONAL BANK
OF NEW YORK, N.Y.

Pay to the order of Abilene Texas,
First Nat Bank

Five Hundred Dollars,

\$ 500⁰⁰/_{XX}

J. T. Hallard

First National Bank of New York, N.Y.

1030

Pay to W. Steffen
Cashier, or order. Collection
for account of THE HANOVER NAT'L
BANK of N. Y.
J. M. DONALD, Cashier.

1031

District Attorney's Office.

Oyer & Tinner

PEOPLE

vs.

Feby. 23^d

Calendar

POOR QUALITY
ORIGINALS

1032

Abilene, Tex.

188

I certify that J. T. Hill's wife has
been confined to her bed & room for the
past six weeks with Albuminuria &
blood poison, and is hourly expecting
to be confined. I consider her condi-
tion critical & dangerous.

Nov 12th 1885

H. M. Blakemore M. D.
Attending Physician
Abilene Texas

Subscribed and sworn to before me a
Notary Public in and for Taylor
County, Texas this the 12th day of
November A.D. 1885

Frank M. Miley
Notary Public
Taylor County Texas

POOR QUALITY
ORIGINALS

1033

The People

vs

James F. Holland

POOR QUALITY
ORIGINALS

1034

G. A. KIRKLAND, MAYOR.

OFFICE OF

J. T. HILL, MARSHAL.

CITY MARSHAL AND COLLECTOR

Abilene, Texas. Nov 15th 1888

Randolph B Martine
District Atty
New York City N.Y.

Dear Sir

Your Telegram to hand
to day which I have just answered I
trust that I promise you to be in New York
when Mr Hollen's Trial comes up with
the proper notice from you the Reason
why I dont come is explained by the written
Certificate from my attending Physician

J. T. Hill
City Marshal

POOR QUALITY
ORIGINALS

1035

District Attorney's Office,
City & County of
New York.

188

The People }
v } Murder
Holland } 1st degree

Witnesses

Theodore Davis -

Chief.

Thomas Butler

Negotiator

Hobelin

First to see remains

Christerson

Boy who notified former witness

Officer Sullivan

Arrested Holland & sent Tom Davis body -

Officer Walsh

Arrested Hill

Officer Thompson

Captain Cohen

Saw Hill give Holland watch and diamond pin -

Mr Tool - Crown's office - Search of Tom Davis body - and money found thereon -

Autopsy of Dr. Coroner Woulton

The Statement of James T Hill

Evelyn M. Bicknell - Saps searched by

Rogan store proprietor -

Coroner Levy -

POOR QUALITY
ORIGINALS

1036

People

(Franklin Seligman)

18 WALL STREET.
NEW YORK.

Holland

Dec 26, 1885.

My Dear

Mr District Attorney,

While Mr
Holland, as well as
his Counsel, are anxious
to proceed to trial on the
11th prox, yet since
there is so much
doubt whether the Court
of Oyer & Terminer will
be then held, and since
it would be of very
great embarrassment
and expense to Mr
Holland and his Texas
Counsel, to have the
latter linger here for

POOR QUALITY
ORIGINALS

1037

several weeks, is it
not better to let the
case go over to the
February Term - i.e. the
first Monday?

If this
suggestion meet your
approval, please so
signify, and oblige

Very Respectfully,
Roger A. Poyen.

Hon. Randolph B. Martine.

POOR QUALITY
ORIGINALS

1038

Richard
Camp

Oct 2nd
week in Ill.
1886

1039

Mc J. R. Fellows New York, *Nov* 1 1886
To William Reiman, Dr.

IMPORTER OF
DIAMONDS, WATCHES & JEWELRY,
7 (UNDER) ASTOR HOUSE.

Ambul recd.

24.50

1040

Who had it
About the Money
Did you see anyone in
any bank

Why did you tell them
you were robbing them

About counting the
Money -

1041

Mr Davis

Sunday Dec 4¹⁸⁵⁷

Dear Sir

I received your two letters
yesterday in reply to them
I will say that Holland
is a small man dark hair
I would know him in
Hell if I saw him he
was only with us ten days
it was on the 1 day of
March 1852 at Springer New
Mexico that 5 of us were
hired to a man by the name
of Bill Wallace a former
of the British Dominion
Cattle Company to go to
spann hand Texas to get
1254 head of cattle and

1042

drive them to Dodge City
 Kansas it was on the 5
 day of April that we got
 started with the cattle it
 was then 6 of us more and
 our cook one of
 the boys wife his name
 was Tom Lee it was on
 the 11 that one of the boys
 pony fell and broke his leg
 and on the 12 our former
 rode in to Nathe Wallace
 a little town in northern
 Texas and hired this man
 who said his name was
 James Holland for \$30
 dollars a month and board
 it was on the 22 day of April
 while all of our boys was out
 herding and Holland was at
 the tent cook mizzie he said
 that he offered her 5 dollars

to bang her and she run
 him out of the tent with
 a knife he then got on
 his pony and came up
 where I was and him and
 me was on the south side
 herding it was then that
 Tom went down to the
 tent and his wife told
 him what Holland had
 said so he came back
 Holland was sitting on his
 pony about 300 hundred
 yards from me I was
 standing on the ground
 letting my pony eat
 Tom rode up to Holland
 and said James what did
 you insult my woman for
 Holland said by god I didn't
 Tom said you did and if
 ever you do it again I will

POOR QUALITY
ORIGINALS

1043

Knife you Holland said
no you want you son of
a bitch and as he said ^{that} he
drew his revolver on tom
tom said hold up holland
until I go to the ^{back} and
get my gun and then I
will shoot with you if you
want to and as he said
that he turned his pony
and started for the ^{tent}
Holland said damn you
I will kill you now and
then he shot the ball
struck Tom in ^{the} ^{shoulder} and
he fell from his pony
and ^{hollared} my god I am
shot as soon as holland
shot and Tom fell holland
started across the prairie
as ^{fast} as his pony could
run. All this was done
quicker than I can

POOR QUALITY
ORIGINALS

1044

Page 2
write it I rode up to
where Tom was and he
said bill I am shot take
me to the tent by that
time the other boys had
got there and we carried
him to the tent that
was about 4 CC and he
lived until 7 CC he made
us promise him that we
would hand him if ever
we caught him but we
never herd tell of him for
day until I saw account
of him in the paper we
buried poor Tom the next
day on the prairie with
a blanket around him

POOR QUALITY
ORIGINALS

1045

Maggie then left us and
she said she was going to Colorado
that was the last we ever
heard of her we came on up
to Dodge City with the cattle
and then Al and I left
Al is herding 10 miles west
of Manhattan you can write
to him and he will tell
you what he knows I would
be willing to give the last
dollar I've got to see that
Howard hangs and by god
if all and me can raise
money enough to come
to for the trial we will
be there.

I will have to close
for this time as it is time
to move the cattle

I don't know where
any of the boys are now but
all you can send his
letter to Manhattan
Riley Co. Kansas

Al. G. Seeley
Yours in East
H. S. Gayhart

P. S. we take the cattle
next week to Manhattan
to feed for the winter
so send any mail
to Manhattan Riley Co
Kan.

Al. G. Seeley is his name
we are saving every cent we
can to pay our way back to
Arizona again that Howard
I hope he will be hanging

POOR QUALITY
ORIGINALS

1046

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of this paid thereon, nor in any case where the claim is not presented in writing within sixty days after sending the message.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
12a	Ch	Ke	12 paid 7.58

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y. Dec 10 1885

Abilene Tex to

to Randolph B Martine

Dist Atty N.Y.

My wife confined last night will
come soon as can leave her

J. J. Hill

POOR QUALITY
ORIGINALS

104

The People

vs

Holland

POOR QUALITY
ORIGINALS

1048

Form No. 1.

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THOS. T. ECKERT, General Manager.

NUMBER	SENT BY	REC'D BY	CHECK
--------	---------	----------	-------

Feb 4th 1886
Stark Zeitung
Dated *Stark Zeitung*
To *Randolph B. Martin Esq*
Dist Atty

Yours of 3rd to Col MacKensan
Georgetown Texas Undelivered
Party not in town
Georgetown Tex

POOR QUALITY
ORIGINALS

1040

The People
of
Holland

POOR QUALITY
ORIGINALS

1050

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THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

W 37 A MN & FN 7 PAID

1-16 PM

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y.

FEB 12

1886

Dated

DALLAS TEX 12

To

RANDOLPH B MARTINE

DISTRICT ATTY N Y

I WILL BE ON HAND FOR TRIAL.

J T HILL

POOR QUALITY
ORIGINALS

105

The People
vs.
Holland

POOR QUALITY
ORIGINALS

1052

Form No. 1

THE WESTERN UNION TELEGRAPH COMPANY

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THEOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER

SENT BY

REC'D BY

CHECK

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y.

Dated Union Depot St Louis Mo 14 Feb 1886

To Randolph B Martine

Dist Atty, Mo

Will be there in time for
trial on 23d

J T Hull

POOR QUALITY
ORIGINALS

1052

The People
of
J. J. Holland

POOR QUALITY
ORIGINALS

1054

THE WESTERN UNION TELEGRAPH COMPANY.

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS:

To guard against mistakes or delays, the sender of a message should order it REPEATED; that is, telegraphed back to the originating office for comparison. For this, one half the regular rate is charged. In addition, it is agreed between the sender of the following message and this Company, that said Company shall not be liable for mistakes or delays in the transmission or delivery, or for non-delivery, of any UNREPEATED message, whether happening by negligence of its servants or otherwise, beyond the amount received for sending the same; nor for mistakes, or delays in the transmission or delivery, or for non-delivery, of any REPEATED message beyond fifty times the sum received for sending the same, unless specially insured, nor in any case for delays arising from unavoidable interruption in the working of its lines, or for errors in cipher or obscure messages. And this Company, is hereby made the agent of the sender, without liability, to forward any message over the lines of any other Company when necessary to reach its destination.

Correctness in the transmission of message to any point on the lines of this Company can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon at the following rates, in addition to the usual charge for repeated messages, viz: one per cent. for any distance not exceeding 1,000 miles; and two per cent. for any greater distance. No employee of the Company, is authorized to vary the foregoing.

No responsibility regarding messages attaches to this Company until the same are presented and accepted at one of its transmitting offices; and if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the agent of the sender.

Messages will be delivered free within the established free delivery limits of the terminal office. For delivery at a greater distance, a special charge will be made to cover the cost of such delivery.

The company will not be liable for damages in any case where the claim is not presented in writing, within sixty days after sending the message.

THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

Receiver's No.

Time Filed.

Check.

Send the following message, subject to the
above terms, which are hereby agreed to.

188

To Randolph Martine

Ser.

L. L. Hilly, City Marshall
Abilene Texas left said
place on evening of eleventh
4th for this City

Operator

READ THE NOTICE AND AGREEMENT AT THE TOP.

POOR QUALITY
ORIGINALS

1055

Form No. 1

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THOS. T. ECKERT, General Manager.

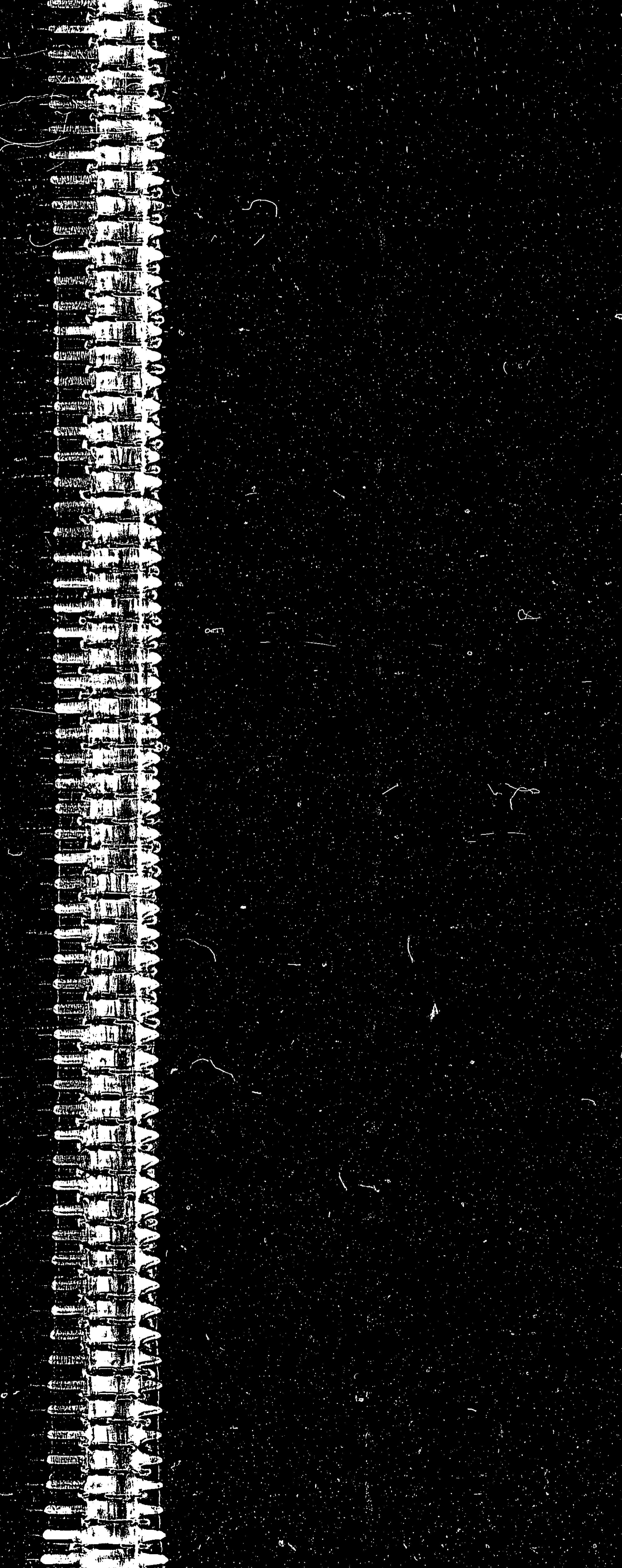
NORVIN GREEN, President.

NUMBER	SENT BY	RECV BY	CHECK
B 7 a	M	G	6 Paid

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y. Nov 20 1885

Dear Philene Dex 20
To Randolph B Martin
Dist Atty - ny
Impossible to leave before
Dec first -

Received by J. T. Hill
Received by G. D. P. Hill - Nov. 21st
Signed by G. D. P. Hill



POOR QUALITY
ORIGINALS

1051

The People
VS
Holland

POOR QUALITY
ORIGINALS

1052

The People

05

J. J. Holland

POOR QUALITY
ORIGINALS

1053

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THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER

SENT BY

REC'D BY

CHECK

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y.

1886

Dated Union Depot St Louis Mo 14

To Randolph B Martine

Dist Atty, Mo

Will be there in time for
trial on 23d

J T Hull

POOR QUALITY
ORIGINALS

1054

THE WESTERN UNION TELEGRAPH COMPANY.

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THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

Receiver's No.

Time Filed.

Check.

Send the following message, subject to the above terms, which are hereby agreed to.

133

To *Rudolph Martine*

Sir,

*J. L. Hilly, City Marshall
Abilene Texas left said
place on evening of eleventh
11th for this City*

Operator

READ THE NOTICE AND AGREEMENT AT THE TOP.

POOR QUALITY
ORIGINALS

1055

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This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager.

NUMBER 13 SENT BY M REC'D BY C 16 Paid CHECK 6.10 P NORVIN GREEN, President.

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y. Nov 20 1885

Dr. Philene Dex 20

To. R. Joseph B. Martin

Impossible to leave before
Wed first -

Received by J. T. Hill
6.30 P.M. - Nov. 21st
Forwarded by Perryman

POOR QUALITY
ORIGINALS

1056

Nov 8 1885

Mr Davis

I recd your two letters
to day I dont know
where Maggie Lee is now
I sent a letter to her
about a month ago and
it came back again
I sent it to Pueblo
where I thought she was
so I dont know where
to send a letter to her
now there was no
complaint made against
Holland but we all
promise him we would
shoot Holland if we ever
met him there was
no body seen Holland

POOR QUALITY
ORIGINALS

1057

shoot but all over
me but the rest of
the boys was there in
a little while after he
was shot I will have to
close for this time as
my boss is waiting for
me. but I am sure he
is the same man and
I hope they will hang
him I am willing to
come back if I can do
any good but I don't want
to come back on a fool
trip.

Yours

Wm. S. Gayhart

POOR QUALITY
ORIGINALS

1058

Austin, Texas

Dec. 30 1885

District Attorney Martin

County of Oger and Tarrant

New York City

Sir:

Referring to the case of Jim Holland ^{who} killed
Sam Davis: I see in the public press that quite a
number of Texans including the Governor and
I believe the State Government have made affidavits
certifying to the good character and better to good
conduct of Holland. While it is true that Holland's
family relations mark him as a good, worthy,
peaceable citizen, it is quite as true that Jim
Holland himself was from his youth up the
black and speckled sheep of the flock. He was
a wild reckless youth, and during his so-
journ in Chicago he was a participant of saloons,
gambling houses, and houses of prostitution.
His reckless, dissipated, gambling life was well

He was to see Fox as monthly Governor and not
 without making affidavits in his behalf. The class
 of conduct and deportment may accord with the
 standards of good citizenship in the estimation of the
 monthly affidavit, make in Holland's behalf.
 Will will not tell all he knows about the objects
 and purposes of his and Holland's trip to New York
 unless you could get him in such shape that you could
 force him to tell all. This you will not likely be
 able to do. He and Holland went to New York to
 get that Bill ~~passed~~ without reference to the manner of
 getting it. The legal and moral critics may call
 it theft, robbery, swindling, embezzlement
 or by whatever name they please.
 More than this it was understood before they
 left Chile. That if an opportunity could be
 made available, Davis was to be killed.
 As it was managed men about Chile
 understood all this and were parties to the
 entire affair. And it seems at this instance
 chiefly that Will and Holland understood
 the enterprise. Hence it is not strange

POOR QUALITY
ORIGINALS

1060

That these children gentlemen are hacking up
Holland with such vigour. They are likely a
little misadvised in the apprehensions that
should Holland go to the wall, he might
at the last, tell all he knew about the affair
and disclose fully the connections of these
ellegant gentlemen with the entire trans-
actions and expedition.

There might be gratification

Very truly
John Spelman.

POOR QUALITY
ORIGINALS

1061

The People
US
Holland

POOR QUALITY
ORIGINALS

1062

G. D. Winston
140 Crosby Street
of M. Rader New York

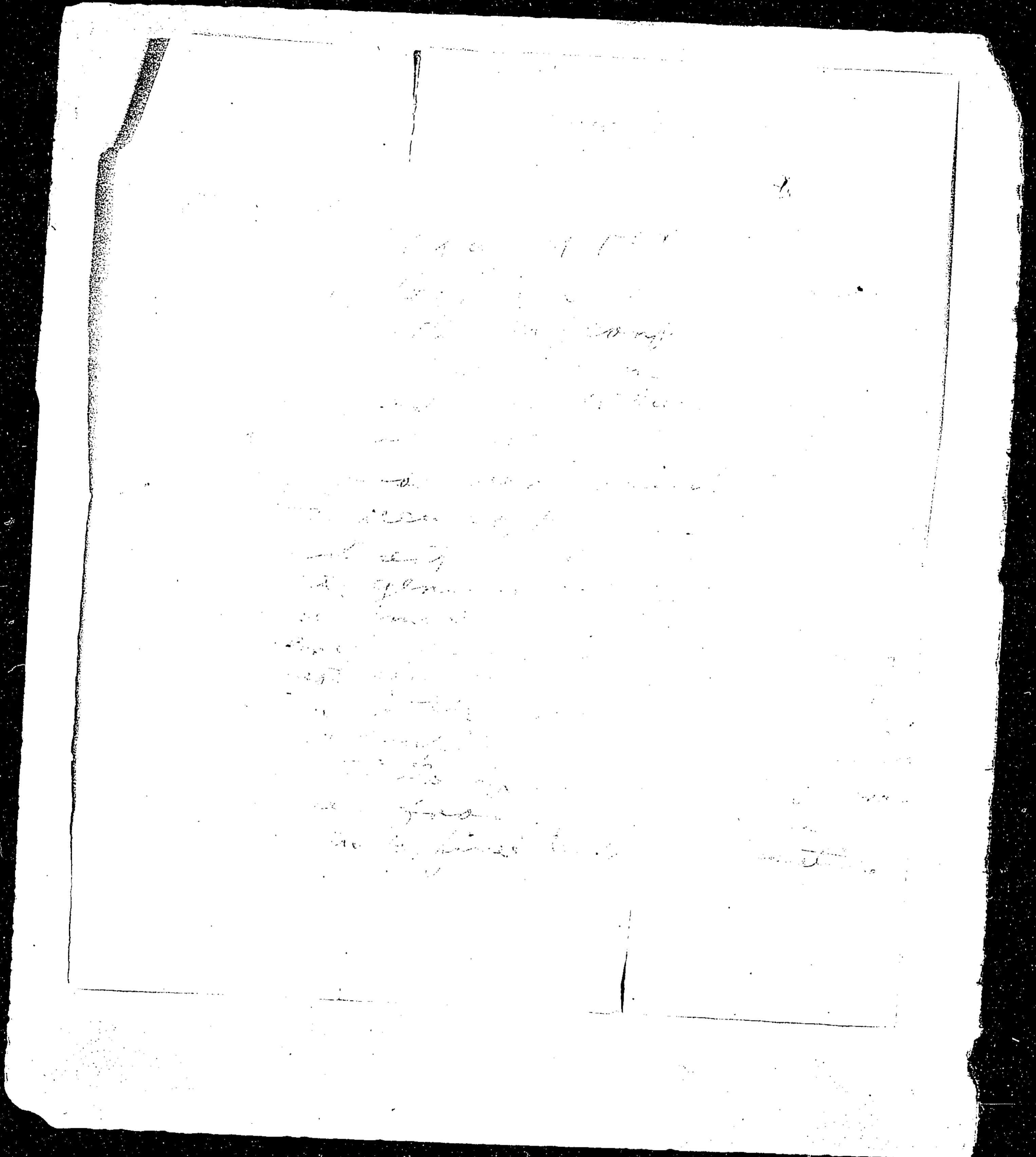
POOR QUALITY
ORIGINALS

1063

Address your answer to Henry F. Hen-
derson, Park House 409 Chittam street
City. In answering do not sign
your name, sign A-287

POOR QUALITY
ORIGINALS

1064



POOR QUALITY
ORIGINALS

1065

Mr Davis Nov 23

Dear Sir

Your letter recd. to
day. All and me are
ready to come at any
time you make arrangements
for us. Our Boss said
he would let us off at
any time you sent
for us. Get your lawyer
to put the trial off
for a 2 weeks so we
can get there. We are
willing to do any thing
to help you and I am
sure he is the man
and I am anxious
to get there to do all

POOR QUALITY
ORIGINALS

1066

I can help you
how bad your poor
brother wife must feel
since her husband
was shot down by such
a coward as that.

Villain is from the
description you give
of him I am as sure
he is the man as I
am that there is a
god in heaven and

I hope he will be
hang you can send
the money or the
ticket for us to come
on and we will be
start as soon as we
get it and you meet
us at the depot.

hoping to hear from
you soon I remained
your ever true loving
friend Will. Gayhart

Marshall
Riley Co
Kearse

Op I will soon
as I am anxious
to come as soon as
you send for us
Yours in trust
Will

POOR QUALITY
ORIGINALS

1067

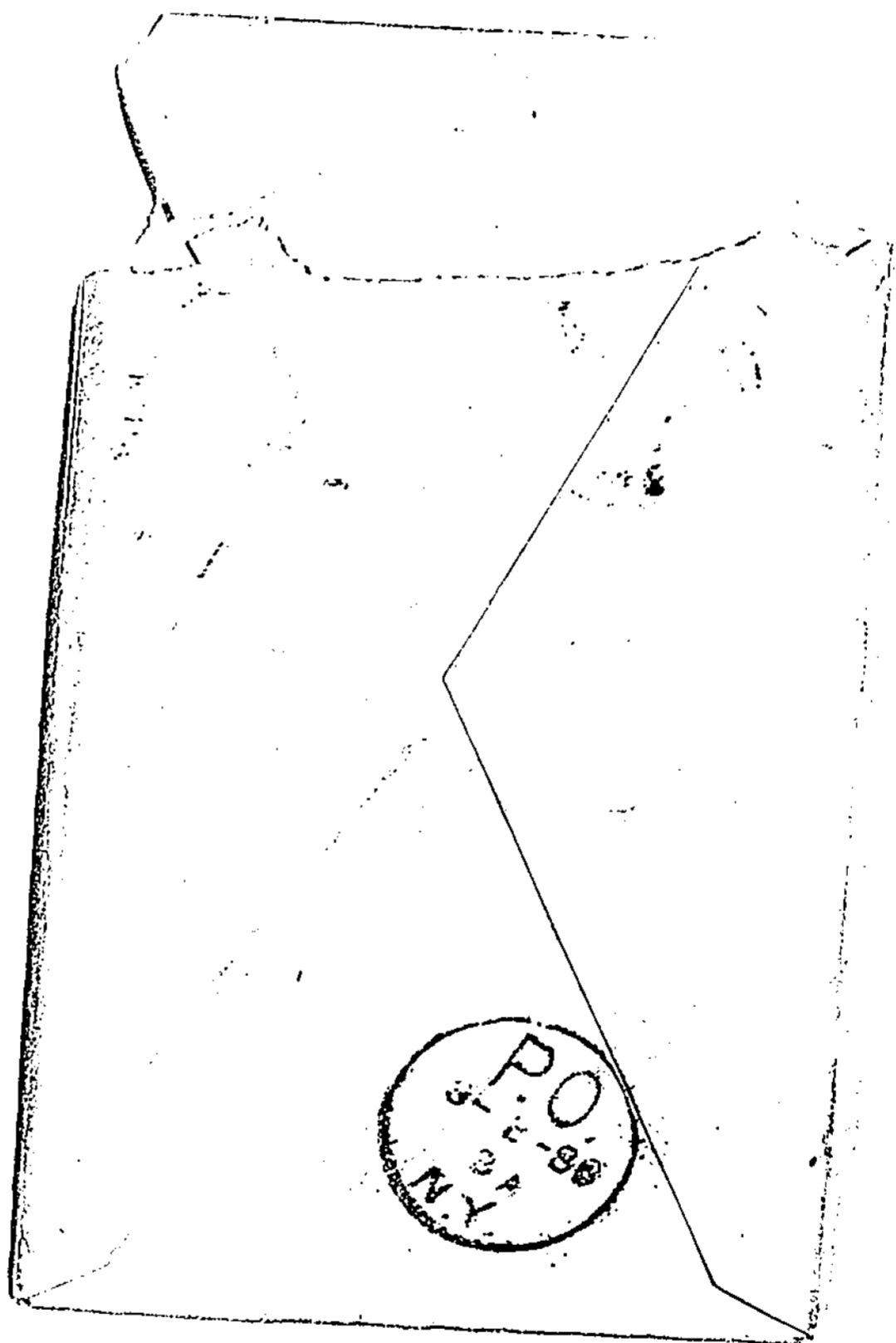
W. H. Makenson by
C/o Roger A Pryor Esq
New York
City

NEW YORK
MAR 2
1030 PM
F

96 1811

POOR QUALITY
ORIGINALS

1068



POOR QUALITY
ORIGINALS

1069

DUNHAM, BUCKLEY & CO.,
DRY GOODS.

P. O. BOX 147.

JOHN IRWIN.

340 Broadway,

New York, March 2^d 1886

W K (Makinson) Eyr

Dear Sir

You were kind enough to call on me once at our store, with letter from Mr Leavelle of Georgetown, in your state. I then promised you I would help you all I could in the Hollonds case, and would attend the trial here. I have did all I could in getting public opinion right, but I have been confined to my room with sickness for last five weeks, and am not able to be with you. I regret this very much, and hope you will excuse me to Mr Hollond, and my friend Mr Leavelle. If Mr Leavelle should be with you now will you please show him this, and so he will know why I am absent.

My Dr says I may go down to the store tomorrow or next day. If I can stand it, I will try to see you. I have no fears for Mr Hollond.

Yours truly

John Irwin

POOR QUALITY
ORIGINALS

1070

If the door was opened side margin
folded bag through -

W. W. W. W.

POOR QUALITY
ORIGINALS

1071

George P. Phillips Merchant of Abilene
A. M. Moore Live Stock -
Thos. B. Anderson County Treasurer Taylor Co
F. M. Kelsey Real Est Abilene
D. J. Read - Clark County Court Taylor Co
J. D. Berry so you will be told

I only know that his friends
and neighbors were greatly
surprised to hear that he
killed a man - Gen. Ireland

1072

2 ct. stamp
Cancelled

Address

(illegible)
Kansas

Mr. P. W. Davis

248 East 115th St.

New York City.

Sunday, Dec. 6.

Mr. Davis

I rec^d. your letter yesterday. All
and I are ready to come at any time you
send for us. I only wish we could find
(find) Maggie Lee so she could come
with us. I don't care so much about
seeing the big city as I do of seeing
that coward to speak against him
so that he will get the rope
around his neck. I won't forget
the date that Tom was shot as it
is cut deep in my memory. I know
the hour he was shot and every
word he said and him said we
will put on our best clothing
when we come. There is a telegraph
here in Manhattan so that you
can send a dispatch to me at
any time we will do just as you
tell us and just as soon as we
get the tickets or money we will

1073

start on the next train we will
telegraph to you when we get
half way there we will come
as cheap as we can so to
save you as much as possible
hoping this will find you all
ready to send for us we remain
your ever true friend hoping soon
to meet you. and that coward
that shot your brother and my
friend tom I know if we can get
there to appear against him
he will be hang

Yours in haste
Wm Gayhart.

Wm Gayhart
Manhattan,
Riley Co.
Kansas.

After the trial is over if you
can get us a job we will work
long enough to pay our way
back and it won't cost you
one cent for our fair back as
we are willing to do anything
to see that man hang.

1074

Dear Mother (Please read this through and then hand it
 to Purdy who will doubtless follow the line which
 you so approve. Truly Yr. Aff. Son

Address on Envelope

U.S.
 Postage
 (Stamp)
 Two cents.

Mr. Theodore Davis,
 248 East 115th Street,
 New York City.

Wakefield
 Oct.
 5
 1885

Mr. Davis,

Sunday, Oct 4th.

Dear Sir,

I received your two
 letters yesterday in reply to them I
 will say that Holland is a small
 man dark hair I would know him
 in Hell if I saw him he was only
 with us ten days it was on the 1
 day of March 1882 at Springer New
 Mexico that 5 of us boys hired to a
 man by the name of Bill Wallace
 a foreman of the British Dominion
 Cattle Company to go to pan handle,
 Texas, to get 1254 head of cattle
 and drive them to Dodge City
 Kansas it was on the 5 day of
 April that we got started with
 the cattle it was then 6 of us
 men and one women cook one
 of the boys wife his name was
 Tom Lee it was on the 11 that one
 of the boys poney fell and broke

his leg and on the 12 our foreman rode into Wallace a little town in northern Texas and hired this man who said his name was James Holland for \$30. a month and board it was on the 22 day of April while all of us boys was out herding and Holland at the tent (of) Cook Maggie he said that he offered her 5 dollars to bang her and she run out of the tent with a knife he then got on his poney and came up where I was on the south side herding it was then that Tom when ^(went) down to the tent and his wife told him what Holland had said so he came back - Holland was sitting on his poney about 300 hundred yards from me I was standing on the ground leting my poney eat Tom rode up to Holland and said James what did you insult my women ^(a) for Holland said by god I didnt Tom said you did and if ever you do it

again I will knife you Holland said no, you wont, you son of a bitch and as he said that he drew his revolver on Tom Tom said hold up holland until I go to the tent and get my gun and then I will shoot with you if you want to and as he said that he turned his poney and started for the tent Holland said dam you I will kill you now and then he shot the ball struck Tom in the shoulder and he fell from his poney and holland (said) my god I am shot as soon as holland shot and Tom fell holland started across the prairie as hard as his poney could run. All this was done quicker than I can write it I rode up to where Tom was and he said bill I am shot take me to the tent by that time the other boys had got there and we carried him to the tent that was about 4 o'clock

1077

4

and he lived until '90's he made us promise him that we would hand him if ever we caught him but we never heard tell of him from day until I saw account of him in the paper we buried poor Tom the next day on the prairie with a blanket around him Maggie then left us and she said she was going to Colorado that was the last we ever heard of her we came on up to Dodge City with the cattle and then All and I left All is herding 10 miles West of Manhattan you can write to him and he will tell you what he knows. I would be willing to give the last dollar I've got to see that Howard hang and by god if all (Al.) and me can raise money enough to come before the trial we will be there.

I will have to close for this time as it is time to corral the cattle.

1078

5.

I don't know where any of
the boys) are now but All.
You can send his letter to
Manhattan, Riley Co, Kansas.

Alb. G. Seeley,
Yours in Heat
Wm. S. Gayhart.

P.S. We take the cattle next
week to Manhattan to feed for
the winter so send my mail
to Manhattan, Riley Co. Ka's.

Alb G. Seeley is his name we
are saving every cent we can
to pay our way back to testifie
against that Coward I hope he
will be hung

POOR QUALITY
ORIGINALS

1079

J. T. Holland - 32 yrs - born Texas - to family. worked as
farm laborer - went to school until 20. Was a boot-
keeper in Joplin 5 yrs. but was in Grocery business 18
mos. bought cotton & was a speculator - in 1880 went
to Abilene - was a founder of the City - Gents Firing goods
2 yrs. - sold these stocks business up to time of my
arrival. Had a saloon also. Left Abilene Aug 18 to
go to St. Louis & my Washington. Went to St. Louis on
business. also to see my brother-in-law. did no business
in St. Louis. changed my mind to Kansas business - coming to
my - took into law - due to business. First heard of the
cheese in June from summer and Parks told
me how he told it. Explained the business to me - said
he had much there. Parks at the time did not
know whether it was good or bad money. He sent
on and got samples and it was good. Had \$275
in money - letter offered it in St. Louis - told Bank
for 500. Will come with me. Left St. Louis after 4 or
5 days stay and got here Wed Aug 26. Stopped at the
Summit House on Burney. Reported there as J. T. Holland
of Abilene. arrived 9 or 10 o'clock in evening. There were
others there. I had a room. Jerry City. Had a
letter and a circular from H. Woodman. Had telegrapher
come from Buffalo. Butler visit to Park Hotel -
pays 2.00 (orange) - Introduced with a Johnson his
friend. Butler then opened up my suitcase. Left
the hotel through ^(Mintell) to the accommodation and
went over to my ^(Mintell) that night and next day went to M. of
Hotel - Thursday. Registered merchants hotel. Butler came there
white hats. Butler described how countrymen were treated
Barbara showing goods. Told them to leave

POOR QUALITY
ORIGINALS

1080

money & valuables behind - Still left his watch &
money behind except 1-5-2-10. I went on
Thursday leaving watch and money behind
to Wash Brey & headed S. Got into a door by going
3 trips. Tom Davis was there and asked me to go
Butler left and closed the door. Bag full of money
was on desk. I examined and compared the money.
Tom was there giving \$15000 for George's Express office
bag then together he would show it. Showed me a
newspaper clipping about government of his money.
Said he would see me next day at Merchants Hotel.
Friday morning - went to Hanover Bank. He gave
me \$1000 in rolls. Had borrowed \$500 from Hill
on loan at Buffalo. Wanted it to invest in
government money. Got a certified check for the
\$1500 - payable to himself (check read) - Friday noon
Merchants Hotel Butler came again - He told me
he would wish to show her goods again. Hill
went to see them gone 3/4 of an hour. Went to
Hanover State Bank and the check for 1000
was paid and given Hill by me. Spent Friday
night at Continental Hotel. ~~Expected to see~~
Tom Davis came to Merchants Hotel at Woodward
We spoke - Talk about detective - Still left
with Davis and came back in 10 mins -
(Wrote him a letter) Sunday - Sick - Still went
down to keep appointments. Reported they had not come.
Hill left his money with me - I put it in the
Hotel safe

POOR QUALITY
ORIGINALS

1081

I wrote Woodford Sunday Aug. - asking and
approaching at Merchant Hotel from 11 to 12
next day that morning - for them about 100
with Tom Davis there. We then agreed to do
business - I gave all your money and released
with me except what you want to invest - I
left for 11:30 and gave bills in money -
Went to Research Office - Davis brought
Stevens & Butler opened door. Davis went out
and I followed - ~~Stevens~~ we had since
there is the old man. Butler said up stairs
with Davis bills not quite my - Butler left
We sat down at corner of wall nearest the
door - Davis sat down. He asked me - I gave
10000 here, well so - help me count it - We did
a commission with \$12 and going through the
typing performance - They were all tickled
and laid on back - Davis said here my
money where is yours - I took \$500 out of my
pocket - Davis took that money put it
in bag and closed it - Then Davis left
bag - He said I am - After that here
I arrived - described the shooting - Then he left
(6,500 x 20 \$100 bills - or 4,500 x 3 \$100 bills -
[Officer said why did you shoot the man? I
saw they were robbing me -] Officer took
me to room - I saw a bag and said it was
mine - I believe it to be my own I paid \$500 for it

POOR QUALITY
ORIGINALS

1002

I believed it to be genuine - Why did you
shoot Mr Davis - I believed he was going
to kill me and take my money & I shot
him - I always carry a pistol - Have done
so for a great many years - Davis told me
\$10000 for \$1000 - Why was he to go to the
office - I did not anticipate to have
occasion to use force - but not knowing
it was anyone we were out on the street. I
the race. I denied that bag being my
property because I thought it would hurt
me to admit it.

POOR QUALITY
ORIGINALS

1003

275

Tickets 79.00 Dallas to Buffalo
6- Buffalo to Dallas
Total times \$100 + tax

Why he gave money in train after

People & Events 2000-2003

After the shooting took place - did you
see or look for the bag -

Did you try to get into the other room

1085

**END OF
BOX**