

remained a minute and may be minutes out of my sight.

When you next saw him, in what direction was he moving?

He was coming south on Eighth street towards Dodge.

During that time, from the time that you had seen the three of them in front of Belle Brandon's until you saw this shot fired, had you seen anything of Berlin?

No, sir.

Did you see Berlin after the shot was fired?

Yes, sir.

When did you first see Berlin after the shot was fired?

The other gentleman went on to Dodge street and he went up towards Ninth street.

West?

Yes, sir; and he got up on the street pretty near to Birdie Mann's house.

Where is that?

Ninth and Dodge; and he stopped there and looked back and waited until Dick Berlin came up to him.

When did you first see Dick Berlin?

I seen him come where this man shot, he came up about opposite to that, and he stopped there and stood there and looked down; he didn't go down, he just stood on the path like.

On what street?

Dodge street.

When you first saw Dick Berlin after the shot was fired; what street was he on?

On Dodge street, coming from the Deering building down that path.

From what direction?

From the north.

You had not seen him until he got onto Dodge street?

No, sir; not since he left the house.

As he got on Dodge street, what did he do?

He started on a trot like, fast walk.

Was that before or after he looked?

After he looked.

When he got up on Eighth street, what did he do?

He stopped about opposite to where this other gentleman stooped down, and he stopped and turned around on the walk and looked down.

When you first noticed him he was on what street?

Eighth street.

Not on Dodge?

No, on Eighth.

Coming south?

Yes, sir.

How far north of Dodge was he, or was he north of Dodge when you first noticed him?

Yes, he was north of Dodge.

Had he gotten to Dodge street when he stopped?

No, sir.

When he stopped to look, in what direction, if any, did he turn?

He turned and looked west.

How long did he stand there looking west?

It seemed to me about a minute, or maybe a little longer; I could not exactly say.

After he stood there looking west, what did he do?

He came towards Dodge street and went up Eighth.

When he got up to Dodge street, what did he do?

He started on a kind of a fast walk, between a walk and a run.

At the time he started on a fast walk, did you see him?

Yes, sir.

Where was he?

He was standing close to Birdie Mann's house.

What did Berlin do?

He hurried up and caught up to him.

To Hayes?

To Hayes, yes, sir.

Did you see them both when they met there?

Yes, sir.

At that time, was that before or after the one o'clock whistle blew at the time those men met?

It was just a few minutes before the whistle blew, the whistle blew a few minutes after they went out of my sight.

When they met, what did they do?

Hayes kind of started on a walk before Berlin caught up with him.

In what direction?

West, up to Ninth street.

On Dodge?

Yes, sir.

How far did you see them?

They went to Ninth street and turned and went towards Douglas.

They turned at Ninth towards Douglas?

Yes, sir.

On which side of Ninth?

On the east side.

How far did you see them after they turned?

I seen them until they got pretty near the corner. I did not get up, I saw them until they got pretty near the corner of Ninth and Dodge.

When you saw them, what did you see them do?

They turned and got up on the street.

Did you see them any more after that?

One.

That was in Douglas county, Nebraska?

Yes, sir.

On the 4th of October of this year?

Yes, sir.

Did you see Miller any more after that?

No, sir.

Did you see the body after it was found?

Yes, sir.

You went over there before the patrol wagon removed him?

Yes, sir.

Was that on the same day?

Yes, sir.

Where you saw him lying, did you see him on the ground before he was put in the patrol wagon?

Yes, sir.

Were there many people about at that time?

Yes, sir.

About how many?

I should judge one hundred and fifty or something like that, again they got him in the wagon.

Could you tell from where you saw him lying at the time he was picked up how far would that be from where you saw Hayes standing at the time the shot was fired?

I could not just exactly say how far it was, I could not say just the distance.

Would you be willing to approximate it?

Yes, sir.

About how much would you say?

Between twenty-five and thirty feet, something like that.

In what direction from where Miller was found, where you saw Miller lying on the ground was it where Hayes stood at the time the shot was fired?

As near direct west as I could say, as near as I could tell.

From where you saw the body lying on the ground, where with reference to that would you say that Dick Berlin was at the time you saw him stop and look?

I do not think he was very many feet from him, not more than five at the outside.

What direction from the body?

East.

The hour of five o'clock having arrived the further taking of testimony in the above entitled case, was adjourned until 2 o'clock P. M., Saturday December 3, 1892.

SECOND DAY.

Pursuant to adjournment, December 3rd, 1892, the further taking of testimony was resumed as follows:

CROSS EXAMINATION OF MISS CLARA ALLAN BY MR. ESTELLE.

What do you say your name is?

Clara.

Allan?

Yes, sir.

Are you married or single?

Single.

How old are you?

Thirty-two years old next May.

How long have you lived in Omaha?

Three years in February.

Where did you first live when you came to Omaha?

Fremont, Nebraska.

When you came to Omaha?

Fremont.

Where did you live when you first came here to Omaha, who did you live with?

I kept house.

Whereabouts?

On Thirteenth and Howard.

How long did you keep house there?

I could not say as to that.

Did you have anybody living with you?

My little boy.

How old is he?

Eleven years old next June.

Did you have anybody boarding with you?

No, sir.

How long did you say you lived there on Thirteenth and Howard?

I could not say.

Where did you next go, here in Omaha?

Well, I roomed at Thirteenth and Jackson.

With whom did you room there?

Miss Foster.

How long did you room there?

I could not say as to that, either.

What did she do?

She rented furnished rooms.

To whom did she rent, to ladies and gentlemen or anybody?

Anybody that wanted them, I presume.

About how long did you live there?

I could not say.

Where did you next go from there?

From there I went to Eighth and Dodge.

Who did you live with there?

Miss Alice Wilson.

What did she do?

Run a house of prostitution down there.

How long were you there?

I could not say as to that.

You could not say how long you were there.

No, sir.

You were an inmate of the house, were you?

Yes, sir.

Where did you next go from there?

To South Omaha.

Who did you live with there?

Miss Lottie May.

How long did you stay there?

Well, I stayed there two months or

Two or three months?

Yes, sir.

What did she do?

Run a house of prostitution.

Where did you go from there?

I came to Omaha.

Where did you stop here in Omaha, when you came from South Omaha?

Thirteenth and Jackson.

Who with?

With Miss Foster.

Went there again?

Yes, sir.

How long did you stay there?

Until last May.

Then where did you go?

Eighth and Dodge.

Who did you live with there?

Miss Lou Scott.

What did she do?

Same as I have spoken of.

Ran a sporting house, did she?

Yes, sir.

How long did you stay with her?

I am in the same house that she is running, until now.

In the same house?

Not in the same house. She went up on Dodge street and I moved with her.

Whereabouts on Dodge street?

821.

When did you move?

The 5th of October.

Where did you live before you came to Omaha?

Fremont.

How long did you live in Fremont?

Two or three years; I could not say.

When did you move to Fremont—do you remember what year?

No, sir.

What were you doing in Fremont?

Running a sporting house.

Of your own?

Yes, sir.

Were you there in Fremont continuously?

I was there all the time; yes, sir.

While you were living in Fremont, were you absent for any length of time?

Not more than a week or two.

During the two or three years, then the longest time you were absent from Fremont was a week or two?

Yes, something like that.

Where did you live before you came to Fremont?

Sioux City.

What were you doing there?

Same business.

How long did you live in Sioux City?

I could not say as to that.

Where did you live before you went to Sioux City?

I lived in Council Bluffs a short time.

Were you in a house of prostitution there?

No, sir.

And the first place you were in a house of prostitution was at Sioux City, was it?

Yes, sir.

You say you were living at Lou Scott's, near the corner of Eighth and Dodge, on the 4th day of October?

Yes, sir.

And you moved with her from there on the 5th of October, did you?

Yes, sir.

You say you saw, on that day, on the 4th of October, you saw Mayor Miller?

Yes, sir.

At the house where you were stopping?

Yes, sir.

What time of day did you see him?

Between twelve and one, nearer one than twelve.

Had you ever seen him before?

Yes, sir.

When had you seen him?

At South Omaha along in the spring.

Did you see him in South Omaha along in the spring?

Did you know him?

No, there was another party with me, two or three parties with me, and we passed him on the street and they said that was their new mayor.

Had you ever gone and interviewed him or talked to him?

No, sir.

You had never seen him or talked to him about running a house there, had you?

No, sir.

Then the only thing you knew of him, the only time you had seen him was when he was pointed out as the new mayor?

Yes, sir.

Did you recognize him when he came to your house on the fourth of October?

Yes, sir; but I did not make myself known.

Did you see him at your house on the third of October?

No, sir.

You say on the fourth of October between twelve and one o'clock, you saw Mr. Berlin there and Hayes?

Yes, sir.

You knew Berlin?

Yes, sir.

How long had you known him?

I seen him in South Omaha once or twice or three times.

You knew what his name was?

Yes sir—I did not know his name was Berlin, I knew it was Dick.

Did you know what his business was?

Yes, sir.

Had you ever talked with him?

Yes, sir.

Where?

In the house down there.

Prior to the fourth of October?

No.

You never had spoken to him?

Had you ever seen Mr. Hayes before that?

Not to my knowledge.

Before the fourth of October?

No, sir.

When you saw Berlin and Hayes and Mr. Miller there, you knew Mayor Miller?

Yes, sir.

You knew he was the mayor of South Omaha?

Yes, sir; while I knew I had seen the man, it didn't come to my mind to know his name.

You know he was the mayor?

Yes, sir.

You knew Berlin was a resident of South Omaha?

Yes, sir.

And did you know Berlin was a gambler?

Yes, sir.

Did you know that Berlin ran a house there in South Omaha?

No, sir.

And you did not know Hayes, and had never seen him before?

No, sir.

Where were these three men when you first saw them?

There was, Mr. Miller and Mr. Berlin standing on the porch.

Coming in or going out of the house?

Going out.

You hadn't seen them in the house?

No, sir.

You had not talked to them in the house?

No, sir.

Where way Hayes?

In the hall talking to Mrs. Scott.

Was he coming in or going out?

Going out apparently, he went out shortly after.

Do you know how Mayor Miller was dressed at that time?

He had on dark clothes.

What kind, do you know?

I could not say, they were dark.

Did he have on a sack coat?

I did not notice.

You did not notice whether it was a sack coat, frock coat or business coat?

I could not say.

Did you notice what kind of a hat he had on?

A black straw hat.

What kind of a one was it, round crown, tall one or short one?

I would think it was about the height of that, maybe something higher, it had a black band on it, I know.

Did you notice anything else, any peculiarity of his dress or clothing?

No, sir, I didn't notice anything.

Did you notice whether he had a watch or chain?

Yes, sir.

Was it a vest chain or fob chain?

A vest chain.

Something similar to this?

Yes.

Did you notice anything about how Mr. Hayes was dressed?

He had on a light suit of clothes and a white straw hat with a black band.

Did you notice whether he had on a collar?

I could not say.

You did notice whether he had a collar or a necktie?

No, sir.

You did notice whether he had on a black, white or colored shirt on?

No, sir.

Did you notice whether he had a watch or chain on?

I didn't notice as to that, didn't talk to him.

You did talk to Berlin and Miller?

I stood in front of Mr. Miller on the steps and spoke to him.

Did you notice how Berlin was dressed?

He had on a dark suit of clothes.

Did you notice what color it was?

I just noticed that it was dark.

Did Hayes have on a straw hat?

Yes, sir.

What color?

White.

Did you notice whether Berlin's clothing were blue, black or what?

They were dark is all I can say.

You say that was between twelve and one o'clock?

Yes, sir, nearer twelve than one.

How long were they there?

No, I don't think they were there longer than ten minutes anyway.

Now do you know whether they had been in the house before you saw them?

Only as Miss Scott said.

And your first view of them was as they stood on the porch and in the hallway?

Yes, sir.

That porch fronts to the west, does it?

Yes, sir.

And the house fronts to the west?

Yes, sir.

It is the second house on the corner of Eighth and Dodge, on Eighth, on the east side of the street?

Yes, sir.

And just a small porch in front of the house?

Yes, sir.

Is there a balcony above it or anything?

Yes, sir.

And the porch is on the parlor floor isn't it, on a level with the parlor floor isn't it?

Yes, sir.

Did you speak to either of these men?

I just said how do you do to them as they went out.

That was all you said to them?

Yes, sir.

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107 S. Fourteenth St., in Basement. OMAHA, NEB.

Did you go in the house?

No, sir.

Where did you go?

I stood in the door until they were standing in front of the stairs.

Down in front of the side walk?

Yes, sir.

Then did you go in the house?

When they were standing in front of Miss Brandon's steps, I went into the house.

Did you see Miss Scott in there?

No, sir.

Where was she at the time these men left?

She was standing in the hall and she went to get ready to go to Brandles' court.

Did you notice how long they were standing in front of Belle Brandon's house?

No, sir.

Did you notice whether they went into Belle Brandon's?

No, sir.

You went up stairs after you went into the house?

No, sir; it the parlor.

Did you go up stairs at all?

Well, after awhile I did, after I got ready to go up, but not right away, though.

Were they standing in front of Belle Brandon's house; did you notice them there for six or eight or ten minutes?

I could not say as to that; I did not stand to see.

Were you on the porch as long as five minutes after they left?

I could not say hardly as to that, I did not stand but a few minutes.

What is your best judgment. Would you say five minutes?

Pretty near five minutes, something along there.

When you went into the house did you see Miss Scott?

No, sir.

When did you next see her?

When I next seen her she was dressed and going to court.

About what time was that?

After one o'clock.

Had you then been up stairs?

Yes, sir.

Did you go up stairs to dress?

Yes, sir.

RAILWAY TIME CARD

Leaves Omaha	C. St. P. M. & O.	Arrives Omaha
8:10 am	Sioux City Accommodation	9:05 pm
1:00 pm	S. C. Express (except Sun)	12:40 pm
5:45 pm	St. Paul Limited	9:25 am
5:15 pm	Bankcroft Pass. (except Sun)	8:45 am

Leaves Omaha	C. B. & Q.	Arrives Omaha
4:45 pm	Chicago Limited	9:30 am
9:50 am	Chicago Express	9:00 am
11:50 pm	Chicago Express	4:25 pm
6:50 pm	Chicago & Iowa Local	6:00 pm

Leaves Omaha	B. & M. R.	Arrives Omaha
4:40 pm	Denver Limited daily	4:05 pm
10:15 am	Deadwood Express	4:05 pm
10:15 am	Denver Express	9:35 am
8:15 am	Denver Express	11:40 am
6:50 pm	Lincoln Lim. (except Sun)	11:30 am
6:50 pm	Hastings Local	6:37 pm

Leaves Omaha	K. C., St. J. & C. B.	Arrives Omaha
9:50 am	Depot 10th and Mason Sts.	9:30 am
9:50 am	Kan. City Day Express	4:00 pm
9:45 am	K.C. night ex. via U.P. Trans.	6:40 am

Leaves Omaha	UNION PACIFIC	Arrives Omaha
7:50 am	Depot 10th and Marcy Sts.	9:40 pm
9:50 am	Beatrice Express	4:40 pm
2:15 pm	Denver Express	7:00 pm
6:30 pm	Overland Flyer	4:30 pm
4:15 pm	B. S. & F. Ex. (except Sun)	12:30 pm
6:40 pm	Pacific Express	10:40 am

Leaves Omaha	F. E. & MO. VALLEY	Arrives Omaha
9:00 am	Depot 10th and Webster Sts.	9:30 am
9:00 am	Deadwood Express	5:30 pm
5:10 pm	Ex. Sat. Wyo. Ex. (Ex. Mon)	11:10 am
5:45 pm	Norfolk (except Sun)	9:25 am
9:00 am	St. Paul Express	11:10 am
9:00 am	Lincoln Ex. (ex. Sunday)	11:10 am

Leaves Omaha	C. M. & ST. P.	Arrives Omaha
7:05 pm	Chicago Express	9:35 am
11:30 am	Chicago Express	4:30 pm

Leaves Omaha	SIoux CITY & PACIFIC	Arrives Omaha
7:30 am	Depot 10th & Marcy Sts.	9:50 pm
5:35 pm	St. Paul Express	10:00 am

Leaves Omaha	SIoux CITY & PACIFIC	Arrives Omaha
5:45 pm	Depot 15th and Webster Sts.	9:25 am

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