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Old Bailey Proceedings, 18th September 1802.

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer, and Goal Delivery

FOR THE

CITY OF LONDON;

AND ALSO,

The Goal Delivery

FOR THE

COUNTY OF MIDDLESEX,

HELD AT

JUSTICE-HALL, IN THE OLD-BAILEY,

On WEDNESDAY, the 15th of SEPTEMBER, 1802, and following Days,

BEING THE SEVENTH SESSION IN THE MAYORALTY OF

The Right Honourable SIR JOHN EAMER, KNIGHT,

LORD MAYOR OF THE CITY OF LONDON.

=====

TAKEN IN SHORT-HAND BY

RAMSEY & BLANCHARD,

=====

LONDON:

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By W. WILSON, St. Peter's-Hill, Little Knight-Rider-Street,

Doctors' Commons.

1802.

...

607. THOMAS YARMOUTH was indicted for feloniously stealing, on the 10th of July, a glass bottle, value 6d. a quart of castor oil, value 4s. a leather bag, value 6d. a pound weight of jalap, value 3s. a cake of saffron, value 10s. a glass vial, value 1d. half an ounce of bark, value 3d. three quarters of a pound of salt of lemons, value 15s. one pound of other bark, value 6d. a piece of sponge, value 2d. and a box, value 3d. the property of John Horner and Edward Fawkes .

(The case was opened by Mr. Knapp.)

JOHN HORNER *sworn.*—*Examined by Mr. Knapp.* I am in partnership with Edward Fawkes, druggist, in Bucklersbury; the prisoner was a porter with us, and had been so more than twelve months, we paid him eighteen shillings a week; the prisoner's department was to sweep the warehouse out, and rub the desk: On Saturday morning, the 10th of July, in consequence of a suspicion, I went round the warehouse, and looked into both his coat pockets, the flaps were inside; there was not any thing at all in the left-hand pocket, I could see to the bottom of it; in his right-hand pocket there was a silk handkerchief; he then went into the warehouse, up three pair of stairs; he remained there three or four minutes; he then came down into the two pair of stairs warehouse, where he staid three or four minutes more; he then came very deliberately down stairs with a large sheet of brown paper before him, which he put into a drawer; I then observed that his right-hand pocket was buttoned up, the flaps were over it; he walked from me, and stood with his back towards me by the side of the counter; he then went to the sink to wash his hands; I observed that he straddled very much, as if he had something in his breeches; I ordered him to be sent to breakfast; he had got about twelve yards, when Fenner, the officer, came up, and asked the prisoner what he had got in his pocket; Fenner brought him back, and took the jalap root out of his pocket; he then untied his apron, and there was a great bulk in the front of his breeches; a leather bag was taken out, and in the bag a bottle of castor oil; the prisoner said it was the first time he had ever taken any thing; we afterwards went to a house in Cross-lane, where he lodged, and where he directed us; we found a cake of saffron, and two or three parcels of salt of lemons, and some bark; I have no doubt they were all our property; he said he had taken the bark as a curiosity; the leather bag I can swear to.

Cross-examined by Mr. Alley. *Q.* Of your own knowledge you could not ascertain, that any of your property was gone?—*A.* No.

Q. You threatened to hang him, and then he said it was the first time he had ever taken any thing?—*A.* No, he said that long before.

JOHN FENNER *sworn.*—I am one of the City constables; I apprehended the prisoner and took charge of the property; he said, he had taken the castor-oil because he was very bad in his bowels; Mr. Horner then said, what did he take the jalap for, and he said, to steep it, for he had the rheumatism very bad.

(John Horner, junr. corroborated the testimony of his uncle.)

(The property was produced, and the leather bag and bottle identified by the prosecutor.)

GUILTY.

Transported for seven years .

London Jury, before Mr. Recorder.