

Bellefonte, Pa., March 8, 1907.

Alienists Say Shooting was an Insane Man.

Jerome's Tactics Puzzling

New York, March 5.—A long stride forward in the trial of Harry K. Thaw was taken when District Attorney Jerome announced that his exhaustive cross-examination of Dr. Britton D. Evans, one of the alienists for the defense, had been concluded. Dr. Evans had been under fire since Wednesday morning last. He was immediately succeeded on the stand by Dr. Charles G. Wagner, of Binghamton, who accompanied Dr. Evans on most of his visits to Thaw in the Tombs.

Mrs. William Thaw is expected to be the next figure in the witness chair. With Mrs. Thaw's testimony in, the defense will practically have completed its case, and it seems likely that the state's case in rebuttal may begin before the end of the week.

Just what District Attorney Jerome will be able to prove in rebuttal remains quite as much of a mystery as ever. He complained, in seeking a broad interpretation of the rules of evidence by Justice Fitzgerald, that if he should call any of the defense alienists in rebuttal they might refuse on the ground of professional privilege to answer any questions put to them. This seems to indicate that Mr. Jerome's threat to call Allan McLane Hamilton in rebuttal carries with it the possibility that Dr. Hamilton may not testify, for at the time he made the examination of Thaw in the Tombs he was in the employ of the prisoner's counsel.

It is not yet exactly clear to the lay mind to what extent the district attorney can go in disproving Mrs. Evelyn Nesbit Thaw's testimony. He has admitted that even if he could show Stanford White was out of the country at the time of the alleged experience with Evelyn Nesbit in the 24th street studio, he would not be allowed to do so on the ground that it would be a collateral fact. It appears, however, that the prosecutor can call anyone to contradict Mrs. Thaw in cases where she said she made certain statements to a third party. In this connection Mr. Jerome has indicated that he will call Howard Nesbit to testify that his sister told him that Thaw had treated her cruelly because she would not tell lies about Stanford White.

Dr. Evans left the witness stand subject to recall for re-direct examination. The witness protected the interests of the defense quite keenly throughout his cross-examination, and at all times appeared a match for the district attorney. Dr. Evans, however, admitted that Thaw had an insane knowledge of what he was doing on the Madison Square Roof Garden the night he shot and killed Stanford White. The New York statutes prescribe that to be exempt from punishment for crime an insane person must be so demented as not to know the nature or quality of his act or to know that the act is wrong.

In explaining Thaw's actions subsequent to the shooting—his quiet demeanor, his directions as to what should be done with his wife and who should be sent for—Dr. Evans declared that as soon as the defendant shot Stanford White the brain storm subsided, and his senses began to reorganize themselves so that the man knew quite well what he was about. He also knew he was attacking Stanford White when he shot. Dr. Evans admitted, but the knowledge was that of an insane man, and the act was the result of insane reasoning.

Dr. Wagner also declared that Thaw had irrational knowledge of what was transpiring on the roof garden. He believed the man's insanity dated from the time Evelyn Nesbit told him her story in Paris in 1903. Dr. Wagner created quite a stir in court by using the present tense in responding to a question by District Attorney Jerome as to what form of insanity Thaw "has or had." Dr. Wagner declared Thaw "is suffering" from symptoms which lead toward a melancholic state and a state of demencia praecox. When asked to describe the latter phrase, Dr. Wagner said it covered such a wide field of dementia as to be difficult of strict definition. Dr. Wagner declared Thaw's condition of mind at the time of the shooting was the result of one of the insanities of adolescence. He would not go further than this in an attempt to classify the exact form.

The district attorney again continued his somewhat puzzling tactics. His questioning of Dr. Evans seemed to have the purpose of showing that Thaw never was insane to the extent contemplated by the criminal statutes of this state. Again, with Dr. Wagner, he pointed toward the same end at one time, and at another seemed desirous of having Dr. Wagner admit that Thaw was suffering from forms of insanity which might not be curable.

Congressmen Honor Grosvenor.

Washington, March 5.—Representative Charles H. Grosvenor, of Ohio, who after 20 years of membership in the house, retired to private life, was presented with a club service of 300 pieces of silver tableware, the donors being the members of the 59th congress.

He Captured First Rebel Flag.

Orange, N. J., March 5.—Lieutenant Colonel John N. Coyne, who was the first Union soldier to capture a Confederate flag in the civil war, died of a complication of diseases at his home here. He was with Sickles' brigade, and for his services received a medal of honor.

CONGRESS ADJOURNS

Some of the Important Measures Passed At This Session.

Washington, March 4.—The 59th congress adjourned sine die at noon today (Monday). The filibuster against the ship subsidy bill was continued to the end and the measure was defeated.

More money has been appropriated during the short session of the 59th congress than during any previous session. The amount, as near as can be estimated, approximates a billion dollars.

Two big battleships were authorized for the navy, and the artillery corps of the army was reorganized and enlarged. A general service pension was granted to veterans of the Mexican and Civil wars, and like provisions were made for army nurses. For river and harbor improvements the appropriation aggregated \$83,000,000.

Increased salaries were given to cabinet ministers, the vice president and senators, the speaker of the house of representatives and its members; to ambassadors, ministers and consuls; to post-office clerks and letter carriers.

A bill was passed for the establishment of an agricultural bank in the Philippine Islands. The free alcohol law of last session was modified that farmers may distill the waste products of the farm to be denatured and used in the arts and sciences.

The right of appeal in criminal cases was granted the government, a measure intended to strengthen the anti-trust legislation by affording a means whereby the supreme court may pass on the constitutionality and construction of such laws.

RAILROAD OFFICIALS HELD

Coroner's Jury Charges New York Central With Negligence.

New York, March 5.—The coroner's jury, which has been investigating the wreck of February 15 in the Bronx on the New York Central Railroad, as a result of which 23 persons met death, returned a verdict, finding "that the New York Central and Hudson River Railroad company did not take all the necessary precautions to guard its passengers at this point, and consequently were culpably negligent, and that the responsibility for the existing conditions seems to be divided between the construction and operating departments."

Assistant District Attorney Smythe, as he was leaving court, remarked that now he could present the case to the grand jury.

The directors of the New York Central are: Chauncey M. Depew, William K. Vanderbilt, Frederick K. Vanderbilt, Sempel F. Barger, J. Pierpont Morgan, H. McK. Twombly, William H. Newman, Charles C. Clarke, George S. Bowdoin, William Rockefeller, D. O. Mills, James Stillman and George F. Baker. W. H. Newman is president.

SUES FOR ACCOUNTING

Children of Mrs. Eddy, Head of Christian Science, Sued.

Concord, N. H., March 2.—A bill in equity to secure an accounting of the financial affairs of Mrs. Mary Baker Glover Eddy, aged 86 years, head of the Christian Science church, was filed in the superior court for Merrimack county by Mrs. Eddy's son, George W. Glover, of Deadwood, S. D., and his daughter, Miss Mary Baker Glover, and George W. Baker, of Bangor, Maine, nephew and "next friend" of Mrs. Eddy. The bill is directed against Alfred Farlow and other trustees of the Christian Science church in Boston, and Calvin A. Frye, Mrs. Eddy's secretary, Lewis C. Strang, her assistant secretary, and Herman S. Herring, first reader of the church of Concord.

Besides demanding an accounting of all transactions in connection with Mrs. Eddy's affairs, the bill asks for restitution in case any wrongdoing appears; for an injunction during litigation against interference with her property and business, and for a receiver.

JUMPED TO DEATH

Actor Instantly Killed in Leap From Burning Hotel.

Chester, Pa., March 4.—In an effort to escape from a burning hotel, John Conly, a comedian of the Vanly Fair company, was instantly killed by jumping from a window of the Arcade hotel at Sixth and Market streets, where the theatrical company was stopping. The flames broke out on the first floor of the building, and cut off the escape of all the members of the company. Firemen were on the scene before the flames gained much headway, and rescued all the occupants of the hotel except Conly, who seemed to have lost his presence of mind and jumped from the third-story window, despite the warning of the firemen. Mrs. Watson, also a member of the company, was severely burned. She is in a hospital in a serious condition. The monetary loss will amount to about \$15,000.

He Fears a Panic.

Omaha, March 2.—"I believe this anti-railroad legislation will shortly produce a panic," said Vice President and General Manager A. L. Mohler, of the Union Pacific railway. "The agitation has already greatly affected railway building, and I think I can say that the Union Pacific will do very little constructive work for some time to come."

Three Killed By Train.

Rochester, N. Y., March 5.—William Prendergast, of Hornell, Erie section foreman, 65 years old, and two Italians, James and Peter Gilliano, brothers, were struck and instantly killed by a train, the Wells-Fargo express, on the Erie Railroad, at Hornell.

TRAIN HELD UP

One Man Killed, Another Injured By Kansas Bandits.

Pittsburg, Kan., March 5.—A Missouri Pacific passenger train was held up by two men in disguise, and Lou Jeff, a colored miner employed at Camp 31 of the Central Coal & Coke company, was killed because he resisted, and W. L. Westlake, of Toledo, O., who, with his wife and two children, had been visiting relatives in Kansas, was shot through the hand by a stray shot that had been fired at the negro. The robbers got \$100 and a few watches.

The men boarded the train at Pittsburg and began working the train as it passed the Kansas City Southern Railway shops. They commenced at the smoking car. One robber walked ahead with a large revolver in either hand and quietly asked the passengers to "shell out" to the man behind, who was closely following. They were not far behind the train auditor, and followed him into the day coach. When they came to Jeff in the day coach he at once grasped the idea that it was a hold-up, and after the auditor had passed him, he drew a revolver and shot at the foremost robber, who shot twice at the negro. The first shot went wild and struck Westlake, but the second shot hit the negro in the head and killed him instantly. The robbers then quietly made the auditor deliver his money, and hurriedly left the train as it entered the yards at Cornell.

SHOT BY REJECTED LOVER

After Wounding Girl, Young Pool Killed Himself.

Philadelphia, Pa., March 4.—Driven to bay by a crowd of men who pursued him after he had twice shot and wounded 17-year-old Edna McKnight, of whom he was enamored, Malcolm H. Pool, 21 years of age, shot and killed himself here.

Pool had boarded the McKnight home until recently, when he was ordered to leave because he insisted upon forcing his attentions upon Miss McKnight. Her parents objected to the young man, chiefly because of their daughter's age. When the girl's father ordered Pool to leave the house, he threatened to shoot McKnight, and was ejected after a struggle.

Pool went to a church where Miss McKnight was in attendance, and tried to induce her to take a walk with him. She refused, but he waited until she started for home, and followed her. The girl fled, and Pool fired two shots from a revolver at her, one of which took effect in the arm. The shooting occurred near one of the Rapid Transit company's barns, and half a hundred motemen and employes gave chase to Pool. He ran around the barn with a large crowd in pursuit, and finding himself cornered, jumped over an iron fence into the yard of the Greenway public school, where he turned and sent a bullet into his heart as the foremost of his pursuers came up.

ACCUSED, HE KILLED FIVE

Rich Farmer Shot Girl, Her Mother and Two Others.

Bloomington, Ill., March 1.—Thomas Baldwin, a rich farmer and former merchant of Colfax, Ill., shot and killed Charles Kennedy and wife, and Mrs. Sim Eisman and her daughter, Cora. Baldwin was arrested, Baldwin, who is 63 years old and a widower, is under bond, charged with criminal assault on Cora Eisman, who was but 14 years of age. He had settled with the girl's father for a sum of money, but was subsequently arrested and blamed the Kennedys and Mrs. Eisman for the prosecution.

Baldwin narrowly escaped lynching at the hands of angry farmers. He surrendered to a deputy sheriff at Arrow-smith, was driven hurriedly to Saybrook, and brought by train to Bloomington.

ARCHIE ROOSEVELT BETTER

President's Son, Who Has Diphtheria, Shows Improvement.

Washington, March 5.—Considerable improvement is shown in the condition of Archie Roosevelt, the third son of the president, who has been ill since last Friday with an attack of diphtheria. Surgeon General Rixey, of the navy, the family physician of the Roosevelts, visited the sick boy, and upon leaving the White House said that Archie's condition was very satisfactory. Dr. Rixey said: "Archie is getting along nicely. His condition is not serious, and there is no reason for alarm. The other children have been isolated as a precautionary measure, and I do not believe there is the slightest danger of them contracting the disease."

WILL REVIVE WHIPPING POST

Colored Wife Beater in Maryland to Get Nine Lashes.

Baltimore, Md., March 2.—The whipping post is to be revived in Maryland after having been in disuse for 20 years. Sadler Brooks, colored, was sentenced to receive nine lashes in addition to a jail sentence of two months for brutally beating his wife.

Fireman Drowned.

Newark, N. J., March 4.—Lieutenant Benjamin O. Birch lost his life in a fire which burned out Murray Brothers' cafe on Market street. Fireman Joseph Gartland barely escaped death while trying to rescue his superior. Fireman William Beebe and Chief of the Fire Department Robert Kierstead, while going to the rescue of Lieutenant Birch were both seriously hurt. The firemen were dragging a hose through the basement, when they were caught in a back draught and nearly suffocated. Groping for an exit, Birch fell and apparently was first stunned and then drowned in the water that covered the basement floor.

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