EVENING LEDGER-PHILADELPHIA, TUESDAY, OCTOBER 2. 1917

ares Named as "Men Highest Up" in "Bloody Fifth" Ward Murder by Maloney, Who Says "Boss" Ordered Hiring of Thugs

h was the man who directed ats of the "strongthe movements of the "strong-a throughout the ward on elec-

- Tare told Maloney to tell Yare to send for him (Tate), "bell would break loose" in the

TALONEY A SENSATION

may's testimony caused a sensa-A surprise was expected when ok the stand, but no warning of

a bombshell had been given. aloney testified that he was told by

er eighteen husky men would be done y State Senator Vare. "I asked Deutsch," said Maloney,

who was going to take care of the \$100 bills money end of bringing these men over. Deutsch replied, 'The little man.' " There was a sensation in the court-

room when Judge Gordon asked Maloney:

"Did Deutsch tell you who 'the little man' was?"

Maloney in a calm voice replied: "Meaning Senator Vare."

Senator Vare was immediately informed by the Evening Ledger of the Maloney testimony. He said: "That is just part of the general frame-up."

"Don't you want to say something more," the State Senator was asked. "That's all I care to say about it

just now." Yare answered.

VARE CALLS IT A LIE Later Senator Vare called up the Evening Ledger on the telephone and dictated the following statement:

"Everything this man Maloney has sworn to with reference to brother and myself is an absolute lie and only part of the general frame-up that I warned the people of this city about yesterday. It must not be forgotten that Maloney was the alibi witness for the celebrated Sam Salter ballot-box stuffing case."

VARE MEN HURRY OUT Upon the mention of Senator Vare's name

quite a number of offic-holders who are followers of Senator Vare left the courtroom Burried's.

Maloney testified as follows:

"On the date of September 17 upon my return to my office in the Real Estate Trust Building from Chester, where I had gone to see the sheriff of Delaware County on a business matter, I found a card on my desk, bearing the name of Isaac Deutsch."

Mr. Maloney testified that Mr. Deutsch after being ushered into his office said that the "boss" had sent him there to see if Maloney couldn't obtain eighteen strong. husky men, because word had reached the Deutsch forces that the Tenth Ward had mac's preparations to invade the Fifth Ward with a battalion of strong-arm men.

Majoney, former barbor master, once Re-publican boss of the Fifth Ward, and Philaselphia manager of the Val O'Farrell Detecdeiphia manager of the Val O'Parrell Detec-tive Agency, took the witness stand at 1.01 o'clock. He gave his address as 4906 Chest-but street, and after being informed of his rights by Judge Gordon, Maloney said:

I have not been promised immunity, neither any favor in this case. My personal attorney, Mr. Daly, is in the courtroom. I understand my rights, and I am here of my own accord to tell everything."

Maloney testified that he discussed the Philadelbringing of strong-arm men to

with in the Fieth Ward on elec- and said that no immunity was promised CLARK IDENTIFIES DEUTSCH

> Clark positively identified Isaac Deutsch the man who sent strong-arm men out in twos and threes to commit assaults in the Fifth Ward.

"Stand up, Deutsch," said former Judge "Is that the man?" asked Mr. Gordon. Deutsch arose, standing only a few feet from the chair occupied by Director Wil-

'Yes, that's him." replied Clark

brown derby hat

Cintk.

ness called after Clark.

y Mercanille Appraiser Finley us the in to whom he gave a \$1000 bill for ten

the mysterious "man with the gray suit and port collar" who obtained the \$1000 bill. Division workers for Vare say that other similar developments, which will shatter the Commonwealth's case, may

An adjournment was taken at 3:31. The ourt will reconvene at 10:30 tomorrow moraing

ed for a statement

James Scarief, of the Mayor's counsel,

try our case in the newspapers

Isaac Deutsch's comment was as follows: "What can I say? I suppose when this all over we will have new law Books and w kinds of laws. That gentleman, Judg-rdon, I mean, seemed to have the run of he courtroom. He could do anything he chied."

leased." "
"That stuff Maloney handed out was cer-ainly a false alarm." was the observation f Lieutenant Bennett. "He didn't frighten

"Just wait," said the five policemen in-The first ware new poncement in-inded in the number conspiracy charges... Virtschafter, Murphy, Uram, Feldman and he negro Hayden. They declared that Maloney's testimony, in which Maloney In the Fifth Ward and requested Maloney Maloney's testimony, in which Maloney In the Fifth Ward and requested Maloney In the Intervence In the Fifth Ward and requested Maloney In the Intervence Int

CAREY TELLS OF THUGS' ATTACK

Fifth Ward leader as he appeared in court today. His bandaged head

and weakened condition, showed the effects of his experience at the primary election, describing in detail the attack upon him, during which

Acting Detective Eppley was killed and Carey beaten into unconsciousness.

Deutsch sat down and nervously began ounding his right knes with his light-

Similar orders to commit strong-arm offenses were issued secretly by Max Deutsch, brother of "Ike" Deutsch, according to

suisch that the financing of bringing J. R. Hoagland, paying teller at the Franklin National Bank, was the next wit-

Hongland testified that he could not iden

Varolies were jucilant as the result of Hoagland's failure to identify Finley as

expected

MAYOR WON'T COMMENT

After the adjournment Mayor Smith was "All this will be answered at the proper

clined to discuss the day's proceedings. "Not a word," he said. "We don't intend

Former Judge Gordon sold that he pre-ferred not to discuss it.

they were caper to testify in their own de- said that Tate remarked there would be hell

Fifth Ward Murder Hearing Told in Questions and Answers

Commonwealth

By MR. GORDON-Q. Where do you

Q Did you see the defendant, Thomas B.

Smith, prior to the election and converse with him respecting his relations to your candidacy in the Fifth Ward : A. I did.

A, 323 Pine street,

men going about in plain clothes. Smith et al. Q. Feldman? A. I would like Feldman The defendants were arraigned. The first witness sworn was Dr. Wilto see him. Yes, Feldman G Murphy? A. Murphy, yes, I seen Murphy, but Murphy was dressed just the same as he is. He was not dressed up the He testified that Senator McNichol

ill to appear, going into details as illness James A. Carey followed his Illness the other men were him on the stand. Q. He was James A. Carey

your

plain clothes. So were the other men. plain clothes, but they looked more-

Q. Hayden? A. Yes, sir. Q. You know him? A. Yes. Q. Will you state the events of the day efore election, of the evening before election, that you saw at the Finletter Club? A. Well, that evening, I guess it was about a quarter to six, I came out of Magistrate Harrigan's office into the club, and I usually go home to dinner about 6 o'clock, and 1 just recall my niece calling up, mays, "Uncle Jim, come to dinner." I left the clubhouse, went over to see Mr. Stern. Mr.

Candidacy in the Fifth Ward? A. I did. Q. Tell us the conversation. A. The Mayor spoke to me about—he opened the conver-cation in reference to the actions of Isadore Stern in Harrisburg. "Well," I said, "I heard a good deal about Stern's actions in Harrisburg." I said, "What have I got to do with that." "Well," he said, "he didn't act right in Harrisburg." he says, and "wills he voted for the bull he was Stern lives on Spruce street east of Sixth, Q. That is leadore Stern? A. Yes, Q. Very well. A. His house is on the east mide of Sixth, the lower side of and "while he voted for the bill, he was working against the bill on the flor." said to him. "Who told you that?" "Well, he said, "several people told me. I couldn't spruce, and the clubhouse is 623 Spruce street. So Mr. Stern and I and Mr. Marks, who is a constable in Magistrate Harrijust recall." I asked him who were they. "Well," he raid, "we don't want men in the Legislature. In Coursil, who don't go along with the Administration." Then the "Well," he said, "We don't want men in the Legislature, in Council, who don't go along with the Administration," Then the conversation drifted on to the Councils. The Mayor said, "What we want in Coun-ells is men who are friendly to the Ad-ministration." And I said to him, "Well, standing there with several other men with slouch hats on. I walked right past them and walked into the clubhouse. Well, we stayed in Mr. Stern's house I guess up until about half-past seven or a quarter seven. We went to the clubbouse. The. eeting was called for 8 o'clock, and my ien were coming in. About five minutes f eight, I said, "Call all the members." Q Not what you said. A. Well, the embers of the committee all went to the the ond-story front, where we held our While we were there, of course, I was structing the men what to do, and, of surse, I made a few remarks to them. Q. You made a speech. A. A speech. Well, it wasn't a speech. Then, after the speech was over I went in the back room adjoining the front room there and called ath members of the committee from each division. I guess I reached about the third division when I heard somebody-no. I guess while we were going on there there "as some noise, and one of the members out his head out of the window, and I said, 'Pull your head in out of the window. on't cause any excitement." Well, there was something going on. Somebody hal. ooed, "They are breaking in." So I kept in and kept them cool. We were up there the members of the committee. I said, Keep cool. Don't lose your head." Then heard the crying of murder llooing on the streets, and I still held the eeting together. We sat there, and two three men weat up the stairs-"Oh, they are breaking in. They are coming i "All right, let them come. Don't get cilted. Try to hold them down." Wel Well. lidn't know anything. I remained there infil I guess about half-past twelve. Q. Did you see the breaking in? A necond floor Q. Then you did not see what occurred the first floor? A. No. sir.

since he has been here. He is one of the | Q. Any of the election officers? A. Yes, | saulted; did you nee? A. You see I was oing around that sixteenth division-Q. But did you see the defendants? ' A. Q. How muny election officers we rought in? Don't trouble yourself. A. come ever closer here. I would like brought in? Don't trouble yourself. A. I see him. Yes, Foldman

I saw men with slouch hats on and one fellow I could never lose sight of was the fellow that put the gun to me. Q. Did he have a felt hat on? A. Yes. Q. What color? A. I couldn't see, but could never forget his face-the dirty

ward.

was a continuous arrest all day long, arin plain clothes? A He was resting the active workers in the various divisions. Of course, we were there turn-ing them out just as fast as they brought Q Where was the colored man? A I do not know where. He jumped up right like aut of the ground. Of course, you see, after them in Magistrate Stevenson was there being assaulted that way I couldn't see what was done behind. He jumped up. This fellow says, "You go ahead, I got him. I and Magistrate Harrigan was also sitting

at his office, and we released them all and they were brought all out. I said to Mr. they were "Mr. Mauer-Stern Q. You cannot say that. Was Mr. Mauer

with you? A. Mr. Maurer. Q. The assistant district attorney? A. Yes, sir. Mr. Maurer told the Beutemant.

"These men are election officers; they had no right to arrest these men." The lieu-tenant said. "Are they election officers?" "Yes." "Bring these men out." He said, "We have to release them, of course, and Q. Were you on the ground until were put under arrest? A. No. I We have to release them, of course, and we will find these men where they keep them," and kept us waiting for copies of the charges. After leaving the station bouse we weat around from one division to another. I guess abdut 2 o'clock we went into the first division of the Fifth Ward. Mr. Maurer and I and Mr. Stern, and they had the judge of the division by the throat Q. Who had? A. Ab office by the throat

Deutsch came along in the machine, recognized his brother. There were

the in, take the ballothoxes out

lynn was taken in the back.

mond, he was one of the leaders and used all sorts of language, and three other men

the ballothoxes ran out to the curb

Q. Who was the colored policeman." A Q. Who had? A. An officer named Luney in citizen's clothes. I looked at him and I looked at him, he just kept sneaking out of the policing place. Flynn was there, and of the polling place. Flynn was there, and. talked to them. course, I went in. One little fellow hol-lered, "Get out of here." I said, "I am a candidate and have a right here." A whole Q. Who, the colored man? A. Yes. He

I met him Monday night outside Doctor Kirby's office accidentally. Doctor Kirby is my family physician, and I go to him frequently for treatment. When I left his office I met Maloney and another man and we walked to Broad street togethor. W

talked on general topics, but there was not one word said about the Fifth Ward." Asked about the testimony of Maloney that he had sent Detective Lieutenant Theo-dore F. Wood to Maloney's office to see dore F. Wood to Maloney's office to see about police arrangements in the Fifth Ward, ha said: "I never sent Wood to his office to discuss the Fifth Ward situa-tion with him. When tion with him. When I get in court I will testify to everything. I want to say here ow, that neither Senator Vare nor Con now, that neither schator tare not com-gressman Vare ever mentioned police ar-rangements in the Fifth Ward to me. Any police details that 1 made in the Fifth. Ward were made under the orders of Sup-tion of the Details and polody intendent of Police Robinson, and nobody

Mayor Smith "set the Vares on him" and notified him that the administration ould "go the limit" in backing the Vares, courding to Carey.

according to Carey. His head a mass of bandgages, the "blackjacked" McNichol leader of the "Bloody Flfth," told his story of the events that led up to his serious injury and the killing of Acting Detective George A. Ep-pley by imported New York "strong-arm" men. He was the second witness called by the Components. by the Commonwealth.

by the Commonwealth. Carey test fied that Mayor Smith, in the Mayor's office in Gity Hall, told him that he would "go the limit" to defeat thim. The conversation, Carey said, occurred the day before the last day for filing nomination papers.

. The Mayor gave as his reason for threatening to "go the limit." the defeat of the Salus transit bill in the Legislature at Hargisburg inst spring. Carey said that the Mayor blamed State Representative Isadore Stern for the defeat of the measure. "Well, can't we be friends?" Carey said

asked the Mayor. While Stern voted for the blil, he worked gainst it on the floor. So I couldn't stand

or you Carey then asserted that the Mayor per-

sonally was behind the fight to unset as lender in the ward. Quoting the Mayor, Carey said that the Quoting the Mayor to hins

"I started the Vares against you. I told them to go the limit and that my Adminis-

1 would never forget.

Q. Did you hear a shot fired? A. Cannot remember whether I heard the shot fired.

us: I didn't know what happe

cill place him under arrest.

Q. You fell unconscious?

them to go the limit and that my Adminis-tration would stand behind them." When Carey had testified to this the Mayor leaned over to James Scarlet, of his counsel, and remarked sotto voce, "He is chewing the book up." Responsibility for the rioting was put up

A. I fer un-

"Maloney's statement is an absolute lie, met him Monday night outside Doctor irby's office accidentally. Doctor Kirby is 5 family physician, and I go to him fre-the ward and had asked for protection. of the Legislicute, and said: See what Stern did to the Salus bill. Can I go after Carey now? I told him, 'Yes, Ed, go the limit. I will stand behind you," Stern testi-ned, the Mayor told him. "But, Mr. Mayor, I voted for the Salus Carey's chapter of damagning evidence against the Vare-Smith administration was supplemented by State Representative Stern, bill, while some others did not. Why don't you go after Dave Lane? His man voted against it,'" Stern said he asked the Mayor.

supplemented by State Replayers the third witness called. Stern declared that the Mayor told him that he did not "want to kill Dave Lane" because of his opposition to the Salus bill, but that he was determined to "get" Carey. He testified that the Mayor ignored his avanat for protection in the Fifth Ward.

the testined that the Mayor ignored his appeal for protection in the Fifth Ward, Carey, who was on the stand forty-two minutes, spoke in a feeble voice that could scarcely be heard thirty feet away. He articulated with a decided effort as he identi-fied the five noticement under arriver for ing by testifying that the Mayor had lost a slik hat to him (Stern) on the result of a sik hat to him teterny on the peak of the Fifth Ward election. The bet was made, said Stern, on Satur-day night, September 8, when he delivered Carey's letter warning the Mayor. "This is horrible." Stern said the Mayor exclaimed when he had read part of it. "If this is true TI but a stop to it." articulated with a decided effort as he identi-fied the five policemen under arrest. He stated that they had not worn a uniform since they were transferred to the Third and De Lancey streets station. Only one of them he said, had ever worn a collar or necktle in the ward. Carey then told of the raid on the Fin-jetter Club the night before the primary election

this is true. I'll put a stop to it." Stern testified that the following day the Mayor said to him, "Judge Gordon, wrote that letter. You can't frighten me" The Mayor then wanted to know whether McNichol knew about the letter. Stern said he told him that McNichol did nei heart fi The handaged Fifth Ward leader quickly

ame to the election day events. He impatient to get that part of his story before the court. Early in the day, he said, there were many arrests of his workers and elec-tion officials supporting him. He recited how he, Stern and Magistrate Stevenson many the many strength of the stevenson vent to the police station and had the men cleased, and how he was called to variou livisions as reports of disturbances came

the next night that his investigation has shown that conditions in the Fifth War were worse than the Mayor had been the to him. Tracing his movements to the Sixteenth Stern gave the most damaging testi division polling place, \$27 De Lancey street, where the billing took place, he said he was against the Mayor when he told how had warned Lieutenant Bennett that gu walking past with Assistant District At-orney Maurer when he heard men running nen had been imported and that later had called up the Mayor in Atlantic Co over the long-distance telephone and m warned him of the thuggery and rioth and was struck on the head from behind Describing his narrow escape from death and had arranged for the special train to carry him to Philadelphia so that he could when one of the gunmen validly tried to shoot him as he lay on the ground, Carey wore that Clarence Hayden, the negro policeman under arrest, aided the gunmen. Pointing dramatically to Hayden, he said : put a stop to it. stern said the Mayor answered

That man yelled to the gunment ahead. I'll lock him up. I've got him.'" Hayden then tried to arrest him, he said Carey testified that he again warned the Mayor of conditions in the "Bloody Fifth"

ten days before election, in a letter which he sent to the Mayor by Stern. He conluded his testimony by saying that has been in bad ever since election day. Council for the defense waived the crossexamination.

The Mayor was more closely linked to the Fifth Ward murder and rioting by the As the elevator bearing the Mayor reached the sixth floor it was met by ordon of policemen, who ushered the Mayer nto Room 676, where the stage was set

Mr. Scarlet-You have not offered the

MR. SCARLETT-He identified the sig

Mr. Gordon-He identified the signature.

Isadore Stern

ISADORE STERN, 536 Spruce atreet,

By Mr. Gordon-Q. Mr. Stern, Mr. Carey,

O. You suffer with no such indisposition.

Ceep up your voice. A. Yes. Q. Where do you live? A. 536 Spruce

Q. That is in the Fifth Ward? A. Yes,

Q. Did you see Mayor Smith and speak

Q. Did you see Mayor Smith and speak with him in the month of August respecting matters in the Fifth Ward? A. I did. Q. Where did you see him? A. I spoke to the Mayor in Atlantic City, on the Boardwalk, off Morris avenue. Q. About what time? A. It was some times in the middle of August. I know that it was the night merceding the hitthday of

It was the night preceding the birthday of one of his children, and he had a lot of packages with him that he said he was going to give his child the next day for

Q. Tell us the conversation you had with

dethday presents.

on my account."

Mayor

Carey, and

Mr. Carey.'

by reason of his enfeeblement could not speak loud. A. No.

Mr. Gordon-No ; not yet.

etter:

ture

Among those with the Mayor were Direc-tor of Public Safety Wilson, his course, James Scarlet, of D unville; Colonel Sheiden Potter and former Judge Abraham M. Bolt-

er and his body guard, Detective George The entrance of Mercantile Appraiser

James A. Carey, McNichol leader of James A. Carey, McNichol leader of the "Bloody Fifth," to save whom Special Po-liceman George A. Eppley lost his life, was the signal for a commotion.

"Oh, Lane's a tottering old man, and I don't want to kull him. I'm going after Carey," the Mayor replied, according to

Stern, injected some humor into the hear-

now about it. Etern jitneyed to McNichol's home and

howed him the letter. McNichol kept

He said that Detective Souder told h

"Oh. I want to get my night's sleep,"

MAYOR SMILING AND CHEERY

Smilling, cheery and confident, Ma mith was one of the first of the defenda

to arrive in the courtroom. Accomp-by his counsel, bodyguard and cour-

cers, he emerged from his office a

second floor of City Hall at 19:53 o "Good morning, boys," he said cher

to a group of newspaper men. "How

this is true. I'll put a stop to it.'

CAREY COMES BANDAGED

His head swathed in bandages, Carey m ered the room ten minutes before the hear ing began. He leaned heavily on the arms of his physician, Dr. Maxwell Herman Deputy Constable "Tommy" Gleaves, of Magistrate Harrigan's office, and an ex-policeman who served under Carey when the latter was a police lieutenant. Carey walked with libbored efforts do

Carey walked with labored efforts, de termined to testify at the hearing in spite of his wounds. As he approached the door, several persons rushed forward to grin his Doctor Herman interposed, asid hand.

them not to excite him. "Thanks, boys," said Carey weakly, as te sat down Doctor Herman said that he had advised

Carey not to attempt to attend the bearing because of his weakened condition, but that the injured ward leader had indicated

on being there. In like manner, the appearance of Ma

loney, the "star" witness for the Com

wealth, caused excitement. He was take to the District Attorney's office at 10:24 where he was kept under close guard. Admission to the courtroom being on by card, hundreds of persons were disap

pointed when they arrived shortly bafore the opening of the hearing. Elevator after elevator carried its human cargo to he

of the mi

phia with Select Councilman and Mercan-tile Appraiser Finley on the day before the primary election. Maloney's testimony to the effect that that conversation was to the took place 1 Vare's office. place in the outer room of Senator Both Senator Vare and his brother. Con-

gressman William S. Vare, had complete knowledge of the importation of the gunmen "Bloody Fifth." according to Mawho said that the Vare brothers discussed plans for bringing the gummen to Philadelphia and assured Maloney that there would be plenty of money to pay for Inney.

Congressman Vare, according to Maloney assured him that there were ample fund hand to be used for expenses "On our eccasion Congressman Vare told me," said Maleney, "that Deutsch has ample funds. The Congressman told me this after calling at his office and making inquiry as to what arce the funds would come from. idence that Finley had agreed to give

Mr. Maloney \$1000 was given by Maloney "He also told me." added Maloncy, "that I would get more money later."

BILL PRODUCED IN COURT

The mysterious \$1000 bill which Maloney received, according to his testimony, after Pinicy had agreed to send him that sum, was produced in court. The bill, a new one, identified by John M. Fort, of the man-American Trust Company, as the one milled to Maloney by Magistrate George Persch after Maloney had deposited it in the bank

lating the events that led to the receipt of the bill, Maloney said that when he heard of the murder and the arrest of Sueglia (Mascia) and di Roma (Costello) he sent nry J. Scott, an attorney, to defend the orking for the

inoners, telling him that they had been orking for the Vares. Learning about noon that the thugs who d escaped, wanted their money, he said "let the politicians" pay for a decided to About 4 o'clock that afternoon, ed, he received a telephone call from "(Finley) asking him to come to the Ritz-Cariton Hotel and to be sure that was not shadowed. Maloney said h ley it was a "mess" and to pay the m. The next day, according to his ony, Finley promised him to mail him \$1000 and to get more on Monday. Ma-longy and he received the \$1000 bill Friday. taking it from the envelope in the presence of Magistrate Persch, who took it to the an-American Trust Company, wher ained until Monday, when Person where Maloney's request, mailed it back to heney in the presence of two witnesses-the in the bank. Maloney said he saw the "man with eyegiasses." In New Saturday. He said that he told his

Saturday. He said that he told his to Former Judge Gordon the Sunday the killing

s the killing lie assigning of detectives in the Fifth of for election day was made by Cap-of Detectives James Tate and Senator a testified Maloney. Maloney admit-fingt he. Destight and Michael O'Sulli-sho at breamt is a fortilize had made who at present is a fugitive, had made arrangements for the white ribbons on the gunnies wore in their vests quech thid ms." said Maloney, "that the is ribbons were used so that the copy of know the men when they were with to the station house."

es station house." The club the night of the assault, to the testimony of Maloney. Chark Switcher of City Hall De-rry Clurk, followed Maloney to stand. Clark has been de-the Thysterieus man with eye-When he could the stand how mysterious man with eye

"Yes," he haven't I always been friendly?" "you and I have always been good ds." "Well," I said, "what is the mattriands. er with me as a candidate for Select Coun-He says, "It is not you who select the

candidates for Councils." He says, "At is the Vares." He says, "I want to be frank with you. I am the one that started the Vares in against you. I told them to go the limit. They came to me in reference to the Fifth Ward; wanted to know what they were going to do in reference to Carey. 1 was the one that told them to go ahea and I and my Administration would stand chind them to the limit." Well, I was rather surprised to hear that statement co m a man who protended so much riendship for me. So we both jumped to our feet then and

said to the Mayor, "Do you remember a onversation that you and I had here right n this very spot?" He says, "No; what as 117" I says, "In reference to Deutsch. offense at something Deutsch had ione in the Common Council chamber. You poke to me about him. I spoke to you at hat time, "As far as Deutsch is concerned when that time comes I will be against Deutsch." He says, "Well, I don't want you go out and give it publicity, and I will with you and do what is in my power help you out." When that was called to his" attention he did not remember that. Finally I says-well, I says, "You don't re-member that?" He says, "No." Well, I

says, "I am a candidate." He says, "All right, and I wkl go the mit against you."

Q. "And I will go the limit against you?" A. "Go the limit against you." And as I was walking out the door he says, "You had better think it over," So I left. I have ever seen the man from that day to this. Q. Now, Mr. Carey, tell me what you ow, of your own knowledge, and only of your own knowledge, respecting the action f the police of your district in connection with the politics of that ward at the last lection? A. You just want me to confine

myself to what happened? Q. Vesy well. A. What I seen with my own eyes, I seen men transferred into the Third District.

Q. What do you mean by men, policemen? Police officers, police officers appointed the Second District, and just previous to as election transferred into the Third Disiot. Those men, instead of being in uni-orm, were walking around with soft hats on, some of them without any collars.on or shirts. Any man who would look at those men they wou'd appeal to him that they

police officers. Did you talk to Lleutenant Bennett? Q. . I went in one evening. One of our A. I went in one evening. One of our friends was arrested and somebody told me that somebody was arrested. I went in to get the young man out. We were friends. He ordered me out of the room. Well, of nourse. I was in the house wergeant's room. I had been a lieutenant of police myself one time and I knew that probably I was our The machineste barmend to be the The maginizate happened to be in then, I mays. "I came in to see Judge Harri-" He says, "You get out of here." I gan gan." He says. 'You get out of here." I says, "I came in to see Judge Harrigan." He says. "Judge Harrigan and you ain't got no right in here." Judge Earrigan said to him. "Yes, I have a right in here. I am a magistrate of this district." That was after they took the cases away from the district, away from Magistrats Harrigan, and cent them to some other district. These must were walking around.... were walking around-

you see any of them here? A. Yes, ho were they? A If I could get him. Too see my eyes is bad. Uram, stand up

He is one he was on

Q. Was there any disturbance at that eeting where you were? A. Absolutely one

Q. Now, I will bring you down to election Please tell us what occurred, particularly with respect to yourself. A. Do y mean just at the time I was assaulted previous to that? Q. Yen.

A. On election morning I arose at half-past five, called for a machine. Mr. Marks and I were together. We left our house and went to Mr. Stern's house. Mr. Stern up and came in the machine. Meanwhile, a constable was called in our ho and he called up my sister and his way up to meet us. The four of us t into the machine. We went to the on his way up to meet sot into the machine. Tenth Division, Fifth Ward. A crowd of men were with Deutsch. I guess ten or fif-teen were there, some seven of whom I knew, and the majority I did not know, so

we waited. Mr. Michael represented the committee in that division and he was there, and he told his election officers to protect them until they got in. Everything seemed apparently all right and we left there. who pointed the gun at me. I said "Why officer when he got me in the patrol, "Why didn't you lock that fellow up." I didn't see nothing. He called the patrol wagon. The machine was over there.

I had got information that there might be some trouble in the Third Division. That is the division I live in myself. Before I went to the Third Division I went to the Twelfth Division. I went to all the divisions around the Twelfth Division, and finally I went in to the Fifth Division. I got into the Third Division and looked around and waited Third Division and looked around and waited for a while, making preparations to start the election. Somebody rushed in and said they streated Clifer, of the First Division. As J heard that, I junneed in the machine. Mr. Stern and 3 and Mr. Maurer, the three of us, and we went to the station house and went in the station house and asked for a copy of the charge. The sergeant gave us the copy of the charge. We remained there for one hout to the best of my judgment, about some hour. I guess they arrested, to the least of my knowledge, over thirty or force man.

ald to him, "Go ahead, I got him. I will ock him up. You go ahead." Q. Where did he go? A. He went right bunch of them were there, and finally and

'vpress street The colored policeman took you as three there in the machine. I think, a fel-low named Abrams, supposed to be a conou have described;

Q. Did you identify the man who had the stable. He had a machine in front, and there were a lot of these men with soft justs on in the machine in back. He sail up in the middle of the machine. He said, Q. Do you know him? A. I do not know

Q Where did you identify him at? A. hold a

curbation election." They can be out with the ballothoxes, and a big fellow who worked in the Board of Health, named Reda the City Hall, Q. That day? A. That day.

When Hayden said to the man who the gun, "Go ahead, you go away, I had the gun, "To ahead, you go away, will attend to him," were you on the grou then? A. No, I was staggering again

in the Legislature. Carey never knew any thing of what I was doing up there an What did Hayden say to you then? A. He said, "You know me, don't you? You know me? My name is Hayden." He said, "I will take you," and he placed me under never gave me an order in his life except once, when you wrote him a letter and rest. I don't know what for.

When we got to the hospital I said to him. I says, "Am I under arrest? What are you going to do?" Some one, I can't just recall who, one of my friends, says to him n. "Have ou a warrant for Mr. Carey?" Не вауы, No." He says, "Is he under arrest?" "No." he says, "I didn't see him do any-hing." I says, "Why didn't you arrest that fellow that had a gun up to me?" He says. "I didn't see nothing." And when I He tified that man, he put the gun to my ead. I went into the District Attorney' office and this fellow Hayden was there, the colored officer, and I told one of the as-sistant district attorneys what the fellow done. I says, "If this fellow had arrested that man who had the gun to me----" and I asked whether he was the one that done he shooting. He says, "Yes," after I identi-ted him, and I says, "If that fellow had arested him that poor officer would never have lost his life."

Q. What was your condition as to bloodincess and injuries at the time this colored officer arrested you? Yes, that is the letter.

A. Well, I was in a horrible state. Anyody could see me could tell you that. Q. You tell me.

A. Well, I was flunged up from the back the head here. There was lumps as big on my head as large as your fist know whether it was a sandbag or what it was, and the blood was flowing there from a gash here (indicating), on the side of the face, and my eye, that was out that way (indicating).

Q. Is that any exaggeration, or was your solt something for you." He said. "What is it?" I said. "A letter from Mr. Carey." He said. "All right, what is in it?" I knew some of the contents of the letter. I tole ye standing out that way? A. Oh. it was because anybody that saw me-people saw me after it happened-would know that. I couldn't understand what was the matter with that eye. I don't know whether it was kick or whether it was a blow, or a nee blow with a blackjack, but my head kleic or was cut open, and then the doctor - the surgeon said, "You have got a pretty bad gash," one of the doctors at the hospital. Q. You have been in bed ever since? A. Q. Yes, eir.

Q. Until this morning? A. Yes, sir. Q. Did you before the short set. Q Did you before the election, ten days or thereabouts before the election, write and send a letter to the Mayor? A. Yes,

They took me in the machine and I was iaken to the hospital, and when I got to the hospital I was being treated there, and Magistrate Harrigan and somebody else MR. GORDON-Gentlemen, I purpose Then I went home to the Ostend Hotel, and I believe went out with Mr. Stern that eve-ning. About 11 or 11:30 I returned to being treated there, and having the witness identify his signature to this paper. By Mr. Gordon-Q. is that your signa-

(Paper shown witness.) A. Yes. tiare 7

the Ostend Hotel. There was a cafe on the Brat floor. As I walked in with Mr. Storn and a Mr. and Mrs. Oppenheim, who stopped at the same hotel, somebody slapped me on the back and I looked around. It was Mayor Smith. He was seated there with his brother Jac Smith. Q. To whom did you entrust it for de-

Q. Just look over that, (Paper shown wit-g. Just look over that, (Paper shown wit-g. Just look over that, (Paper shown wit-ness) is that the letter? Look over it gan-wally A. That is the letter; yes, sr. Mr. Gordon - Cross same

Mayor Smith. He was seated there will his brother, Joe Smith, and I believe with his family. He said, "I believe with his family. He said, "I believe Joe rea-this istter, read haif of 6, and it is how rithm." He said, "If anything like that

A. As [was walking toward the Ostend Hotel, where I was stopping during the summer, Mayor Smith and Mrs. Smith were arraignment more than 1000 coming to + rd me. I saluted the Mayor jammed into the west corridor and I said. "Mr. Mayor, can I speak to you a few minutes regarding the Fifth Ward?" F. said, "Yes," and I safd, "Mr.

know anything about what I was doing

know anything about it, but you did.

you went against and helped to defeat

voted for the Salus bill, There are mer

Lane's ward; why don't you go after Mr. Lane?" He said, "Well, Mr. Lane is a tot-

tering old man and I don't want to kill

Q. When did you next see the Mayor pon the same subject? A. The next time saw the Mayor was on Saturday night.

Q. Yes. A. I went around to his house deliver a letter from Mr. Carey.

Q. Is that the letter (indicating)? A.

Q. Mr. Carey gave you that letter" A.

Q. For delivery to the Mayor? A. For ersonal delivery to the Mayor.

Q. Is that all the conversation ubject? A. I don't recall, Judge.

Carey gave me that letter

beliave, September 8.

and he said, "but I am going after

Salus bill." I said. "Mr. Mayor,

Mayor, I have waited this opportunity to talk with you for a long time regarding the Fifth Ward, because of what you are The formal arraignment of the defendants was made by Judge Brown at 10:58 o'clock two minutes before the hour set. By Unit By Unit doing to Carey, and because it is reported and rumored that you are going after Carey me all the defendants and their counse had been seated. William A. Carr and Edwin M. Abbott represented Finley. Coun-

He said, "Yes, that is "ight." Immediately after the Legislatury sel for Dautsch, Bennett and Murphy was William Rorke, who argued with City Hall djourned Ed Vare came to me and said. You see what Stern did to you about the guards for half an hour before he was Salus bill; can I go after Carey now?" And nitted through an explanation by Detective anid, "Yes, you can go after my Administration will go Joseph McClain, of the District Attorneys with you and be behind you to the limit

there and

A. As I was walking toward the Ostend Hotel, where I was stopping during the . Two hours before the time set for

The first witness to be called was D To which I said, "Mr. Mayor, Carey didn't Wilmer Krusen, of the Department of Public Health and Charities. His test-mony disclosed that Senator McNicko ould be unable to testify today. Director Krusen said:

"Senator McNichol's condition is such uested that I change the phraseology of that I advised against him coming here, he bill known as the House of Detention bill." He said, "Yes, I wrote such a letat least for today. He hasn't fully recovter." I said, "Well, why don't you talk to Mr. Carey this time about this matter?" He said, "Well, I believe that Carey don't ered, and to have him appear in court would endanger his chances of recovering fully,"

EMERGENCY AID JOINS FORCES WITH RED CROSS in Philadelphia who voted against the Safus bill, notably the man from Mr.

Announcement was made today by the Emergency Aid Committee, of Pennsylvania, which has colected more than \$2,000. 000 in money and supplies for use at home and abroad since its organization fall of 1914, that an 'arrangement has been effected with the American Red Cross by which both organizations will co-operate Under the now arrangement it is under stood that the Emergency Aid will main tain its independent; status and continue

collect funds and obtain supplies as here fore, and will endeavor to get in touch ith the profer representatives of the with the proper representatives of the American Red Cross in order to ascertain the particular kind of supplies most needs abroad. The Emergency Aid will give preference to procuring and manufactur such supplies. In the case of supplies i tended for delivery to and distribution i the American Red Cross the Emergen Ald will manufacture in accordance Red Cross patterns and specifications.

Q. Tell us what occurred? A The Mayor ived about three blocks from where I lived, and I believe I got there before of after dinner on Saturday evening, Septem ber 8. The Mayor was not at home wher Such supplies as the Emergency A desires the Red Cross to forward are to i sent to the receiving department of the Re Cross in New York, Fifty-sixth street an North cluss. The Red Course will use I got there, but just as I was leaving, he came up in an automobile. I said, "Mr. Mayor, I am glad I did not miss you; I orth river. The Red Cross will und best endeavors to transport abroad such standardized supplies, so far as it may be found practicable to do so under the limits tions of shipping space, impartially and in the same manner as it transports like supplies received from Red Cross chapters. him a few of the things that were in the latter. He said, "Well, I will read it and you come around to my house tomorrow morning at half-past ten." Sunday morn The Red Cross, furthermore, will turn over to the Emergency Aid from its general store in Parls such supplies as the Franch representatives of the American Red Cross you come around to my morning at half-past ten." Sunday morning. Then he said, "We will lick Cares morning at half-past ten." Sunday morn-ing. Then he said, "We will lick Carey down there; I will lick him." I said, "No, you cannot lick Carey down there." He said, "Yes, I can lick Carey." I said, "Well. I will bet you a hat you cannot lick Carey." He said. "You are on." I said." I need a new silk hat, and I will bet you a silk hat you can't lick Carey." He said, "That is a go," and we bet a hat. Thus, I went home to the Ostend Hotel and shall determine.

EXPORTS HIGH IN AUGUST

The export values from the port of Phila-siphia during the month of August totalsd \$37.581,155, with a single exception the highest in the port's history, being but \$211,134 below the record established in February of this year, and \$20,367,348 in excess of August, 1916.

The import values for August footed up \$9,247,078, indicating an increase of .025,061 over August, 1916, when a total of \$8,921,087 was reached.

The foreign arrivals and clearances dur-ing the month of September show a loss of forty-sight vessels with a tonnege of 165,442 commared with the month of Reptember.

su is indicated in the

Q At this place where you were as-aulted, were you assaulted in the back or a front? A. In the rear, Was Mr. Maurer at your Mr. Manrer was right at my side. Q. Did you see what happened to . The only thing I remem word sector surver, who when I are up off the ga

low, "Go ahead."

told me he was assaulted. I didn't see his assaulted, but I know I seen this fellow Q. Come down to the assault. A. I am going right to that. Mr. Maurer and I and two constable

They came out a big fellow

Somebody

that were with us, they went over in the Seventh. I said, "Go ahead, here they are." No, go right on " I said, "Come on down to the sixteenth division," and I walked own to De Lancey street and I turned around at the northwest corner and I got about, I would judge, about twenty-five feet, se to an alleyway there. The first thing I knew I got a rap in the back of the head. I think three or four blows, and the first thing I knew I got struck ere (indicating), and I was knocked un onscious. I didn't know anything then, heard people holiering "murder," women oliering "murder," and I came to, and as

came to there was one fellow hitting my eg with the blackjack. He had a blacklack rapping me on the leg. So I looked at him. That was the reason I ecause, I wouldn't say it was him, because these fellows all had felt hats onpulled myself together and 1 got up and toward the side and saw two men with guns unright-

Q. Cocked? A. Yes right to one an-

ther, pointed at one another. Q. At you? A. No. This one man-1 went over towards the wall, of course, stagering, and he pulled the gun right at ead, and said to me, "Go back," going towards Sixth street. I was trying to in the cigar store. I don't know ceeps that cigar store. Just then this fel ow cuts the gun at my body. "Lay dow he said. Of course, I didn't lay down. "Lay down ust had my hand up. I hadn't anythi with me. I had no way to protect myself The first thing I knew I hollered "Officer." He came rushing up and said to this fel-

"I will lock him up," and he tool

tospital case. The machine was over

came and told me an officer was shot.

Sixth street, and this fellow who had the gun, who I afterwards identified as the man

and I said to him, "There is a machine there." Somebody suggested taking the machine. "The man is bleeding to death."

side?