

Murder Trial

Almost Finished.

Continued from first page.

Cross Examined by Furst:
He was chained to the officer. Mr. Rightour took part in the conversation, also Mr. Caldwell; made statements to me about Jerry Condo. He said he did not know that Jerry Condo was dead until we were captured. He asked me whether Jerry Condo was dead, and did not know that a reward had been offered. He asked me whether when one man was killed they could hang more than one. I told him they could hang the whole bunch.

Cross Examined by Furst:
I was not a deputy sheriff; I was independent from the detective. We came home on the same train. Green was cuffed to Mr. Rightour. We were sitting on facing seats.

Re-direct by Spangler:
Took photograph of the interior of the jail, also of cell door number 8.

Cross examination by Furst:
Took photographs the Sunday after the tragedy. Saw the door on Friday night.

Examined by Spangler:
DR. W. W. FELDT SWORN. Live in Bellefonte. Practicing physician, was called to the County jail on the evening of July 29 to dress the injury of Jerry Condo. He was sitting in the kitchen and I ordered him to his room, and dressed his wounds. The wound was an open wound on the left parietal of the skull. I found seven or eight wounds. I dressed the wounds between 10 and 12 o'clock and redressed between 1 and 4 the same night, in consultation with Dr. Seibert. He was bleeding considerably, and was bleeding from the ears by another fluid. It was cerebro spinal fluid, it comes from the covering of the brain; a compound fracture was found crossing each other and fractures of the skull. It was more than one blow. We could see about three inches of one fracture. We supposed that is about the base of the skull. We tried to perform an operation on Saturday afternoon. There are three membranes over the skull. The bleeding at the ears would indicate a fracture at the base of the skull. The operation was trepanning. Cause of Condo's death was the injuries he had received.

Examined by Orvis:
DR. J. L. SEIBERT SWORN.—I examined Jerry Condo about one o'clock Saturday morning. On his head were contused and lacerated wounds. Compound fractures; cause of his death was the injuries to his head.

Examined by Orvis:
DR. R. G. H. HAYES.—Saw him on Saturday about 2 o'clock. I found him unconscious. I examined him about 1 o'clock the same day. He died from the wounds on his head.

Examined by Orvis:
H. S. TAYLOR.—Sheriff of the county. Deputy Jackson and myself have had charge of the two irons produced here. They were brought to me on Saturday about 12 o'clock by Edward McCullough. There were hair on the stocking, dark and gray.

Examined by Furst:
He was out working around the house. He was a 'trusty' for three or four months. It was after I got back from Gettysburg, after Dr. Hayes had gotten to the jail.

Examined by Spangler:
GEO. A. EBERHART SWORN.—Helped remove the steel cots from cells number 7 and 8 and there was a brace off of the cot of number 8, and subsequently we fit this iron to the cot.

Examined by Furst:
Cannot tell day we tried to fit this iron. Re-direct by Spangler:
There are no other beds in the jail that are painted white, except those in cells number 7 and 8.

At this point the Commonwealth rested at 2:50, with privilege to call F. E. Naginey out of order, when he returns from funeral.

Examination by Spangler:
F. E. NAGINEY, SWORN. Undertaking business, and took charge of the body of Condo and prepared it for burial. Found finger marks on both arms, and found about 8 inches below the left shoulder a mark as though it might be made by a "T" iron.

Cross examination by Furst:
The mark was the shape of a "T". It was not cut at all, but the imprints were the shape of that (pointing to the iron), mark about 3x7 inches. Commonwealth offers the irons and the Drafts.

Commonwealth rests at 3:30.

DEFENDANTS' TESTIMONY.

Henry C. Quigley opened the case for defendants and does not deny that the acts of the defendants was the cause of Mr. Condo's death, but they did deny that Mr. Condo was struck by the larger one of the two irons. That the defendants did not start out to kill Mr. Condo. That the iron was wrapped in the stocking so that no injury would be done, and that the defendants did not lay in wait to commit murder, but that the whole idea was to get out of jail and that the defendants are not hardened criminals. Closed at 3 o'clock.

WILLIAM DILLEN, SWORN.
Examination by Furst.
Am one of the defendants in this case. Am 19 years old; born at Ansonville, Clearfield county. Parents are dead, was quite small when my parents died. Lived there till I was

7 years old and then went to my brothers at Hastings. Stayed with my brother about eight years and have been working for myself—railroading, brickyard and coal mining. This is the first I have been in a court house. I have known Jerry Condo since I have been in jail. He was the turnkey. He brought the victuals from the main door and locked up the prisoners usually from 8 to 9 o'clock in the evening. I escaped from jail on July 29. We were in cell number 8, Green and I. When we were first put in they allowed us to have knives and we sawed off the top hinge. We sawed it when we were first put in there, about a month before we broke out. They stopped giving us knives. Edward McCullough handed us that iron in, pointing to "T" shaped iron. We got out of the cell about 8:15 and then went to the bath room; we wanted to put him into a cell so that we could make our escape. McCullough came in with Condo and started up the stairs. I had the iron in my left hand and hit him on the back of the head with my fist to get the keys; we thought he had the keys. He turned around and I jumped back and went to the bath room to get my shoes. Then Green hit him with the iron in the stocking and told him "Don't holler and I will not hurt you." We did not intend to kill Condo, and did not know he was dead until we were captured. We wanted to get out of jail, but had not agreed to kill Condo and did not say we would "kill the bald-headed s— of a b—." We made no resistance to our captors when arrested. We were not armed. I think there were seven in that gang. I guess Mr. Green put the stocking over the iron. I did not see, the stocking was put on to keep it from hurting him. I never used this iron.

Cross Examined by Orvis:
I was born in 1885. I gave my age as 22 years when I was put in jail the first. Mr. Condo asked me my age and I gave it as 22. I do not know how long I was in the steel cell. Mr. Condo and Mr. Jackson put me in, and it did not make me angry. Did not object to the food, only when I was joking. Had iron about three weeks before we got out. The iron in the stocking was taken off of Green's bed. Took it off the day we escaped. Do not know whose stocking. Took it off in the forenoon. We wanted the irons to pry our way out with. The iron is too heavy, to hit a man with. Green got out first and then I got out and we went to the bathroom and were there about half an hour. The bathroom door was open about a foot, and we sat on the bathtub. I carried the heavy iron. Saw McCullough first. Condo was about six feet behind him. I went out first, I carried the iron in the left hand. Condo was about half way up the steps. I had my shoes off. I did not hear Green coming. I struck him first with my fist on the back of the head; had iron in left hand. Green had not taken his shoes off. I dropped the iron at the foot of the steps; I think Livingston took the iron outside. I saw Green hit him twice (shows how Green held the iron. He did not hit him very hard. We had no understanding with Green that he was to hit him with the iron. Knew Green was going to hit him, heard Green say to Condo "don't holler and I won't hurt you." After I hit him he turned around and said, "whats up." I don't know who opened the big door. Livingston let Henderson and Constance out. Do not know who told McCullough to keep quiet. [We did not make it known to the prisoners that we were going to get out. We sent a note to Henderson that we were going to get out. I wrote part of it, and Green scribbled part of it, as he can't write very good. We went around to the right of the jail four of us and one to the left. Livingston said that he had taken the irons out.

Examined by Furst:
LEA GREEN SWORN.
Am going on 22 years. Born at Elk county, came to Coopersport this county, then to Zion, Milesburg, Wallace Run, Unionville and then back to Wallace Run. Was married on the 8th day of March this year. Wife is in court. July 29, we escaped from jail; when we were first put in they gave us case knives and we made a saw out of one and sawed the bolt off and then pried it off. I got out first and then Dillen. Went to bath room, I had iron in the stocking with me. I had it in my hip pocket. Our intention, when we saw Mr. Condo at the door, was to push him away and get out. He locked the door; McCullough came in first. Dillen hit Mr. Condo with his fist and dropped the iron. I hit him with the iron. Dillen went back. I hit him twice with the iron in the sock. I told him "keep quiet and I won't hurt you." We just wanted to stun him for a few moments, so that we could get the keys and get out. Livingston got the keys and opened the door and let Henderson out. Never threatened Mr. Condo; Condo was a heavier man than I. Was in Bellefonte jail when I was about fifteen years old; I was blamed for stealing whisky from a man by name of Mulholland; was never tried; before a jury once. Parents live at Gum Stump. Did not know that Condo was dead till we got to Lock Haven, and was surprised. Put the stocking on the iron so it would not hurt him. (Shows jury how he held the iron.) Made no resistance when we were arrested. Were not armed. Mr. Harvey spoke to us. There were three at first, some came later. He came up to us, we were sitting under a grape vine, it was raining. Have

not seen Livingstone since near Mt. Eagle.

Gross Examined by Orvis:
Born in 1882, in Elk county, was put in jail on the 21st day of June, we were not more than two hours altogether sawing the hinge. We worked at it several days, for a minute and a half at a time. Dillen and I made a saw out of a case knife. McCullough handed us the big iron about three weeks before escaping; we kept it over the window. It could not be reached by the hand, we had a string to it. Took the iron off of the bed on the day of the escape, just before dinner. I slid down the back post to the first floor. Did not come down the stairway, went to the bathroom and we sat on the edge of the bathtub. Had no good view of the main entrance, saw Mr. McCullough right opposite the bathroom door. Dillen went out first, he was in his stocking feet; both had irons. Dillen hit him. I was at the iron plate on the first floor. Dillen hit him, and then he went to the bath room for his shoes. I hit him twice over the top of the head, saw the blood coming. He hit me with an iron key and then walked with him to the top of the stairs and down again and then set him down. I did not hit him hard. When I set him down he had no blood on his face, his legs were tailor-fashion. Did not say anything only when Dillen hit him. Livingstone got the keys when we were going up. I said to the old man "don't holler and I won't hurt you." I did not say that Dillen hit him with an iron. Dillen sang a song in his cell. It was not a threat against any one. Do not remember making a threat against Condo. One night Dillen made a noise and the next morning we got no breakfast. I never made any threat against Condo. Did not strike Condo after I got him down stairs. Did hand a paper to Sheriff Taylor. Did not remember saying that it was written by Dillen; can't read or write; I can write my name. Dillen writes coarse and plain. The note was handled by the prisoners outside. The notes were written by Dillen. There were a lot of notes, but I got them and tore them up. (Commonwealth offers note handed to Sheriff Taylor) objection sustained. When captured three men came up with guns, with Mr. Harvey behind, and then two other men came up. The men with the guns were about eight feet from us when we were sitting down. After Livingstone got the keys from Mr. Condo, Condo was not touched.

SCOTT NORRIS SWORN.
Examined by Furst.
Live in LaJosa, Clearfield county. School teacher and lumberman. Know William Dillen, knew him in Ansonville. Grew up with him. His reputation as a law abiding citizen and his reputation for truth and veracity is good.

Cross-Examined by Spangler:
Left Ansonville about ten years, and lived at Hastings. Met him often since then. Green guard smallpox about three months at Patton, and told me he was digging coal.

W. C. MAUS SWORN.
Examined by Furst.
Live at LaJosa, Clearfield county, work by the day and drive team. Have known William Dillen for four years. Is a law-abiding citizen. Reputation for truth and veracity good.

Cross-Examined by Spangler:
Am a brother-in-law.

S. M. RICE SWORN.
Examined by Furst.
Live in Bellefonte. Came home from Altoona. Know William Dillen, Reputation as a law-abiding citizen and truth and veracity good.

Cross Examined by Spangler:
Am no relative. Worked together several times on the same crew and boarded at the same boarding house. Learned to know him winter before last.

Defendants rest at 5:05 p. m.
Testimony closed. Court adjourned to Saturday morning.

NOT GUILTY.

Com. vs R. J. Young, indicted for perjury prosecutor Rev. Victor Zarak. This case is from Snow Shoe township and grows out of the arrest of Victor Zarak last April. Judge Love secured Judge Martin Bell, of Blair county, to preside in his place, in this case. On trial Wednesday afternoon (when 1st section of this paper went to press). On Thursday morning after the testimony of the defendant the Court took the case from the jury and instructed them to find the defendant not guilty and to make proper distribution of the costs. Verdict not guilty and the county to pay the costs.

Weather Report.

Weekly report—Bellefonte Station.

DATE	TEMPERATURE
	Maximum Minimum
Aug. 18, clear.....	80 58
19, pt. cloudy.....	77 48
20, cloudy.....	78 60
21, clear.....	87 57
22, cloudy.....	91 59
23, pt. cloudy.....	81 82
24, clear.....	85 50

Rain: on 19, eve and night, .72 inch; on 22 afternoon, .16 inch.

CHICHESTER'S ENGLISH PENNYROYAL PILLS

Beware of Counterfeits. Refuse all Substitutes.

Safe. Always reliable. Ladies, ask Druggist for CHICHESTER'S ENGLISH in Red and Gold metallic boxes, sealed with blue ribbon. Take no other. Refuse dangerous substitutions and imitations. Buy of your Druggist, or send 4c. in stamps for Particulars, Testimonials and "Relief for Ladies," in letter, by return Mail. 10,000 Testimonials. Sold by all Druggists.

CHICHESTER CHEMICAL CO.
3100 Madison Square, PHILA. PA.
Mention this paper.

ADJOINING COUNTIES

Three oxen will be roasted on September 5, at the fifth annual jubilee at Agars park near Mill Hall.

The Union County Agricultural Society fair will be held this year beginning Wednesday, September 28, closing on Friday, September 30th.

Col. Wm. Dorris, one of the well known attorneys at the Huntingdon county bar, was stricken with paralysis on Sunday and his recovery is doubtful. He is in his 83rd year. For many years he has been the attorney for the Penna. R. R. in that section.

Bald Eagle and Beech Creek township farmers who have young cattle on the Allegheny mountains in the "Scotac region complain that a number have been illegally slaughtered in the vicinity of Hollands run. Suspicion rests on certain persons, who have been traced very closely.

The accomplished president of a Blair county school board has posted this notice in his district: "The cole and kindling for the schools of this township is to be let on August 27. Every one who wants to put a bid on the coal and kindling does so before that time." Blair county may need more that time.

C. M. Cook, of Laurelton, holds the record for killing the largest blacksnake in that section this summer. He was out in the field, when he noticed the reptile lying along the fence. He quickly procured a shot gun and in a short time dispatched the big reptile. It measured six feet. He opened the snake and found a china egg lodged in its throat. Mr. Cook is of the opinion that the snake had been robbing the chicken nests and got the china egg by mistake.

Some people never attend to their own business because they are too busy giving advice.

The oyster is looking forward to his annual fall opening.

Lame Back, Stiff Joints, Contracted Cords.

These afflictions have made thousands of lifelong cripples. Thousands of cripples have been cured permanently by the use of the best and most reliable of all Family Medicines.

Hamlin's WIZARD OIL



PENETRATES THE PORES OF THE SKIN, REACHES THE SEAT OF THE TROUBLE, DRIVES OUT THE PAIN, CURES THE DISEASE.

Why not try it? It can do for you what it has done for others.

Denison, Tex.
I suffered for years with Lame Back caused from inflammation of the Kidneys. Sometimes I could not straighten up, and at times could not turn in bed. Hamlin's Wizard Oil has cured me and I feel better than I have in thirty years. C. S. BOKKAL.

Willow, Cal.
I had Rheumatism in my hand so badly that the joints became stiff and I had not been able to close the hand in two years. A few applications of Hamlin's Wizard Oil removed the contraction of the Cords and I have since had entire use of my hand. JOHN OGDEN.

There is only one "Wizard Oil"—Hamlin's—name blown in the bottle. Signature "Hamlin Bros." on wrapper. Take no substitute. 50c. and \$1.00.

Hamlin's Cough Balsam

Heals the Lungs, Wards off Consumption, Etc.

Hamlin's Blood & Liver Pills

For Torpid Liver and Constipation, Etc.

FOR SALE AND RECOMMENDED BY

C. M. Parrish, - - - Druggist

Bellefonte, Pa.

E. T. ROAN

STORE OPEN ALL SUMMER UNTIL 8 P. M.

3 Prizes

Offered to Farmers during August for the

largest amount of Butter

brought here. Market price will be paid for butter.

1ST LARGEST AMOUNT, - \$2.50

2ND " " - 1.50

3RD " " - 1.00

Contest Closes Aug. 31.

BEEZER'S MEAT MARKET,

ALLEGHENY ST., BELLEFONTE.

We keep none but the best quality of BEEF, PORK, MUTTON, SLICED HAM

All kinds of Smoked Meat, Pork Sausage, etc. If you want a nice juicy Steak go to PHILIP BEEZER.

A fellow seldom becomes a jailbird just for a lark.

Hood's Sarsaparilla is unquestionably the greatest blood and liver medicine known. It positively and permanently cures every humor, from Pimples to Scrofula. It is the Best Blood Medicine.

Fine Biscuits, Cakes, Crack

ers, Breakfast Foods, Dried Fruits,

Hams, Breakfast Bacon, Finest

New Cream Cheese at 12 1-2c per

pound.

SECHLER & CO.

Arbitration may settle a dispute, but it won't settle a bill.

To the Citizens of Bellefonte AND CENTRE COUNTY:

I take pleasure to announce to you that the old reliable Photograph Gallery over Lyon & Co's store has been newly remodeled and was opened for business on

SATURDAY, AUGUST 6, 1904.

It will be operated and managed by a first class artist, to whom has been awarded a Diploma by the Photographers' Association, of the state of Michigan. You will find him an artist in all its branches of Photography, none excepted. He will stand back of his work and guarantee you a satisfactory Photo of any kind and style, according to price agreed upon, or your money will be refunded.

Prices depend upon the size, style and finish of the Photo.

Special attention is given to Children's Pictures. Mothers bring in your babies. A trial Photo will convince you that this is the place to come again.

N. B.—I am prepared to do your Photos at your homes if you cannot come to the studio. Your patronage is solicited.

R. R. OESTERREICH, Photographer, Allegheny St., (over Lyon & Co.'s Store) BELLEFONTE, PA.

FERTILIZERS

For Fall Seeding.

Farmers bought Fertilizers from us last fall at a great saving. Those who did not buy from us last year, should remember the premium paid. We have the best goods, at the best prices. The conservative farmer buys good goods from good responsible dealers and gets good results.

Choice Timothy Seed, Grain Drills, Harrows, Plows, etc., all at attractive prices.

McCALMONT & CO.,
BELLEFONTE, PA.

Suits

CLOTHES that don't fit can be had at lots of places; Clothes that simply fit at several places; Clothes that have character and individuality in addition to fit, at our place. For real snappy, stylish effect, beautiful designs and colors, and highest standard of workmanship, fit and quality, our Fall lines are trade winners.

OUR SHOWING For Fall

surpasses in any ever attempted.

See the biggest, the best stock of Clothing in all Central Pennsylvania this good Clothes store is showing.

THE Little Fellows

can be well attended to in Fall Clothes now. From the inexpensive school suit to the best dress suit. This store is headquarters for bargains.

MANY NOVEL CONCEPTIONS IN Hat Fashions

are shown this season in our Hat Department, and if you are a student of fashion in its various details, you should keep in touch with our **Newest Shapes.**

SIM, THE CLOTHIER,
Outfitter to Men and Boys, Bellefonte.