

The Centre Democrat.

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SWORN CIRCULATION OVER 5,500.

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NOTES OF THE TRIAL. During the past two days interest in the proceedings of the trial has been growing and with difficulty that admission was gained to the court room at any time.

TESTIMONY IN THE CASE.

(Continued from last page.)

runs down to the woods. I trailed over to the log. Did not measure the tracks. They were fresh tracks. Saw 25 or 30 tracks through the cut. Tracks through the cut. Tracks were plain across the low land. The clay is deposited there by the washes. They were plain across the mud dam. They were plain across the mud dam. Court commenced at 2 p. m., Friday.

R. E. Cronmiller; recalled.—Cross Ex.—Man was running, from length of the steps. First saw steps between 7 and 8 o'clock. Saw them several times afterwards.

RE DIRECT EX.—The ordinary route of travel from Scotia proper to place of homicide, was down over the breast of the dam.

Judson Williams.—Live at Scotia; saw track leading across mud dam; first saw them at scrub willow; was at th e-worm fence; found blood on top rail of fence along the woods, and the pump house on top of the bank; road, found tracks which seemed to be the same as those on the dam.

CROSS EX.—Did not measure the tracks, just by looking at them; pretty hard to describe the tracks. There were some other tracks there. Don't know if it had been raining within a week. Did not measure any of them. Saw some measured with a two-foot rule; was as close as I could get. Nothing very peculiar about the tracks; those on the road looked to

be the same as those on the mud dam. Measure seven and a-half. The tracks in the sand looked to me to be the same as those in the dam. Mr. Hilliard measured.

Chester Hassinger.—Live at Scotia. On October 17th last, saw my work opposite the water hole. Saw about 25 or 30 tracks; did not count them. On the 18th went down on the low land, found tracks there, with stakes sticking in, found tracks along side of boiler house. They were a man's tracks.

Harry Dukeman.—Live at Bellefonte. Am a policeman. October 17th, was at Scotia, with the sheriff. Got there in the forenoon. Was over at the Delige residence about 11 o'clock; went there to arrest Bert Delige. Found him up the road on a wagon. Left it there all the time; I saw him get out of the wagon, took him over to his home. Took him up stairs to get the clothing. Bert said, it was his room. He had that shirt on. The coat was hanging at the wall. He said it was his coat. Trousers were hanging on the wall. He said that he had those clothes or the night before. Took the shirt off of him. Took shoes off of Bert Delige. He said they were his shoes. He said he had those shoes on the night before. Took Bert from the house to the Scotia office; from there to the mud dam. The shoes were fit into the tracks. The sheriff was present when the shoes were fit into the tracks. Mr. Goss and others were present.

CROSS EX.—He said that was his coat. I put no mark on the shirt, shoes, trousers or coat. Put shoes in the foot prints; it fit perfectly; put them in two or three. Used both shoes. Did not clean the shoes off.

RE DIRECT EX.—These crooked heels fit the tracks.

W. E. Hurley.—Am sheriff of Centre County. Mr. Dukeman and I arrested the defendant, and took his shoes off and gave them to Mr. Reese.

Fred Reese.—Am Deputy Sheriff. The sheriff brought the shoes out of the jail and gave them to me, and I gave them to District Attorney.

W. E. Hartsock.—Live near Waddle; have been employed at Scotia; was there Oct. 17 last; saw these shoes; saw Bert's shoe taken off and put in the tracks; I found a nail had been out

of the left shoe; saw shoe taken off Bert's foot; saw Mr. Runkle put it in the track; saw Dukeman put it in the track; was six or eight feet away. Tracks measured in the forenoon. Did not see the shoe measured; the shoes were put in about 1 o'clock.

J. W. Lytle.—Live at Scotia. Saw tracks in the mud dam; tracks of a man; measured from 4 feet 7 to 9 and three-fourth. Shoe over all was 11 9-16; measured seven or eight tracks and three at the wire fence; were same tracks; measured 3 shoes and they corresponded.

CROSS EX.—The tracks were a sixteenth larger than the shoe over all. Was not out to the Delige house. Foot measured the same size but the steps were not. A man would not put his foot down the same in running as in walking.

Walter Delige.—Live at Scotia; age 27 years, brother of Bert's; employed at Scotia; have worked there for fifteen years, off and on. Saw this razor before; know it by the way the blade is broken; saw it down below our place behind a stump under the Scotia office when I tied them up in a paper, then brought them down with me and took them to my office and locked them in a cupboard. No one else has a key to it. Got the shoes from Mr. Reese; delivered them to Dr. Pond on the 20th of October. I got the razor on the 17th day of November not far from the Delige residence. Got it at a double stump near the coal hearth in the presence of Walter, Mr. Burnside and Mr. Mitchell. I pulled the razor out and wrapped it in a paper and carried it down to the Scotia office, brought it down to Bellefonte and locked it in the safe. I delivered the razor to Dr. Pond at State College; also delivered the piece of rail.

CROSS EX.—First at Delige's house on October 17th; we looked the clothing over. Bert changed clothes, then went out to the automobile; had them went within my feet. No blood in the automobile. Went to the Scotia office and I wrapped them up; do not know which was on the outside. Then Mr. Burnside, locked them in the office in the desk. I did not lock the office door. Then went to the mud dam and made some measurements and Mr. Burnside unlocked the office and I got the clothing and the piece of rail. The rail was on the desk. Carried them all out and put them in the automobile and started home. Got the rail in the morning and put it in the office. Left it there all the time. I was at the Delige house. Kept everything that belongs to the Commonwealth in there from the 17th to the 20th of October. An ordinary lock on the cupboard. Wrapped the razor in paper. I was the only person that touched it. Walter brushed the dirt and leaves off. Locked it in the safe in my private drawer. Delivered all to Dr. Pond.

Dr. G. G. Pond.—Live at State College; professor of chemistry. Have been requested by Mr. Runkle to examine clothes, rail and razor for blood stains. These are the same ones. No one whatever had access to them after I got them. (Defense objects to identification of the clothing by the District Attorney, etc. Objection overruled and bill sealed for defendant.) When the clothing came to me there were spots marked with papers pinned on them. Spots on shirt could not find, but it contained blood. On No. 2 of coat, found blood on the trousers was blood; 6, 7 and 8 on inside of left coat sleeve was blood; same shown outside near the elbow. All are unquestionably blood, save numbers 1 and 2. I believe them to be human blood, but not on the pieces of rail. He was authority on blood in his day. There were nine spots, two of which I think were blood, but decomposed. The earlier spots were blood, but not on the pieces of rail. Found blood especially on the inside of the handle and at least two places on the blade. Blood on steel will decompose rapidly. Cannot tell how long the blood had been on the razor. The dampness would tend to destroy the corpuscles. The corpuscle decomposes and there is nothing to bring them back to the natural condition. The seven spots had 600 corpuscles. To the best of my belief it was human blood. It is a difference in venous blood and other blood. None bleeding would carry more mucous matter. Cannot say whether it came from the nose. The

smallest measurement I can make is one-hundredth thousandth of an inch.

John McKivison.—Live at Scotia all my life; work at the boiler house; live out west about a quarter of a mile from Delige's home. Know Bert Delige. On Sunday, Oct. 16th last was home in the evening. Mrs. Holt and daughter, John Baudis and others, were at home all evening. Saw Bert Delige that evening at my place; it was between eight and half past eight; no one with him. There not more than ten or fifteen minutes. He came in the northwest door leading into the kitchen. Said nothing to me or anyone else. Had dark suit on, black derby hat. George Mayhew left with him. He did not sit down in the house. He stood on the porch. I spoke to him when he was leaving; he shook hands with me.

George Mayhew.—Live at Scotia; Sunday evening, October 16th, was at Delige's. Delige and John McKivison's. Went to McKivison's about seven o'clock; had a little music then. Was at McKivison's about an hour. Bert came then about ten minutes of eight. It was not eight o'clock. First he was on the porch alongside of the house; talked to him; going home we left McKivison's together; went up through the field; came out below Laugh's store. Bert talked to me about the time of five Top. He came; he lost his razor; he told me about the center of the field. I started home from Bottom; I went down the path and came out at Emerick's store. Live back of the company store. Harry and Teddy Delige were here when I got home. Going up through the field Bert stopped and said he had lost his razor.

F. H. Mitchell.—Live at Pittsburg; am a detective. Pinkerton Detective Agency. Was brought here to work on this case. Know Bert Delige. First saw him Monday, the 21st of November in the afternoon; no one present. Got permission from the sheriff to go into the jail.

CROSS EX.—The first I said to Bert was I told him I came to talk to him awhile. Did not tell him that anything that he would say would be against him. I did not tell him that I was a detective. The Deputy Sheriff accompanied me to the jail, then left. No one else near that I know of. I told him that he had gotten into serious trouble and I came to help him. I told him that I had had me read a letter to him. I told him this was my business, looking up this kind of work. Did not tell him that I was working up a case against him. I told him to tell me the truth regarding his trouble. (Defense objects to any statements made by the defendant not cautioned that what he said would be used against him.)

At this point Court adjourned at 4:15 in order to fully look into this proposition of law.

SATURDAY MORNING. Counsel for Commonwealth and the defendant went in consultation, to arrive at an understanding as to the admissibility of the statements made to the detective until 9:10.

F. H. Mitchell.—(testimony continued.) Had conversation with the defendant on the 21st of November. I told him that I was there to have the true facts in the case about the murder of Mrs. Baudis. (Defense objects to the evidence pointed very strongly against him and told him that I had been at Scotia. Also told him that Mrs. Baudis had owed him \$15.00 and she admitted that she owed him about fifteen dollars. That he had found a note in his cell saying that no one knows that you are innocent but me and God. It said on the note, "as soon as you read this destroy it." I told him that he could get the name of such a person, that it would be good for him. I told him that the razor had been found; that his brother Walter had told me where the razor was, and had taken me to where the razor was, and that it was now in the hands of the prosecution; told him to be honest and tell the truth about this. After pausing a few minutes I said "Bert you killed that woman." He said, "I did."

CROSS EX.—It was near 2 o'clock, we were in consultation in the neighborhood of an hour; talked to him near about an hour. I told him that I felt that he would be convicted. He told me that he was not guilty and persisted in his denial. I persisted in holding the case before him.

RE DIRECT EX.—I made no threats nor intimidated him; nor did I try to frighten him. I told him that the law would have to take its course. Made no inducement to him to make a confession nor threatened him. (Bill sealed for defendant.)

BY THE COURT.—He understood my relation to the case. To my knowledge there was no misunderstanding that I was on his side or that I was against.

The Court ruled that the confession be admitted, and he instructed the jury to determine whether it was voluntary or involuntary; and if involuntary that the jury should reject it. (Bill sealed for defendant.)

RE-DIRECT EX. (Continued)—He said he did kill her; he said he was not angry; had no difference over money; did not know why he did it. He said he had gone home with Aaron, then by way of shoe shop, the mud dam, woods and cornfield. He said that he put his left hand on her forehead, put her head back and cut her throat. He said he was willing that the prosecuting attorney should reduce it to writing. Went with the prosecuting attorney, yourself and Fred Reese, went there the evening to reduce the confession to writing. He said he knew the District Attorney and was willing to have the confession reduced to writing. He was informed that it would be used against him. (Written confession shown witness.) This is the confession; I wrote it; it was taken down in his exact words. Present: District Attorney, yourself and Fred Reese. He signed it on each page, and on the last page at the bottom. Had another conversation with him the following morning with Rev. P. E. Paul and Fred Reese. I felt he had not told us the whole truth about it; I took Rev. Paul with me. Rev. Paul went with me on the morning of the 22nd of November. I went to Rev. Paul, had him go with me to the jail. Then talked with the defendant; I told Bert that I felt that he had not told us the whole truth, and Rev. Paul told him the same lines. Rev. Paul is the colored minister of this place; never saw him until the evening of the 21st of November.

Rev. P. E. Paul.—Live at Bellefonte. Been in Bellefonte over two years; am a minister. Went to the jail with Mr. Mitchell on Nov. 22nd; I did the talking to the defendant. The evening of the 21st I was at the jail; I told him on the morning of the 22nd; I told him that unless he told the truth he could not be saved; I did the talking.

CROSS EX.—Am Bert's spiritual advisor. Mr. Mitchell came to see me

the morning of the 22nd. Saw him the evening before, but did not know him. Bert made admissions to me on the night of the 21st. I went to the jail by request of Mr. Mitchell, and as his spiritual advisor; Mr. Mitchell went with me into the jail. I told him there was no use in deceiving me, he could not be saved by God if he did. This was on the morning of the 22nd. The confession was made to me. That was all that was said that morning in the jail until the confession was commenced. I said he need not lie on himself, and that he need not incriminate himself. Mr. Mitchell and Reese were present and heard the confession. (Defendants object to admission of a second confession; that the defendant was not properly cautioned; and that the confession was made to his spiritual advisor and that the prisoner was under duress.)

The Court rules that the confession was not under inducements and that it was the duty of the Court to admit it, but would instruct the jury that if properly obtained the jury would have to reject the offer.

F. H. Mitchell, recalled.—(Confession shown witness.) This is the second confession made to me and Rev. Paul and Fred Reese, and reduced to writing; my own handwriting; it is Bert's own signature; the paper was read over to Bert by Rev. Paul. I told the defendant the night before that I was a detective.

(Commonwealth offers both confessions.) Defendant waives the reading of the second confession to the jury, to be put on the notes by the stenographer, but the first to be read to the jury.

First confession read to the jury at 10:48. (These two confessions are herewith omitted for the reason that the reader has seen them in former issues. The first confession is practically the same as published by us two weeks ago. The second confession was published verbatim in our last issue.)

F. H. Mitchell recalled.—I saw this razor before. Mr. Runkle had the razor with him at the jail on the 21st, and Bert admitted that it was the razor that he had killed Mrs. Baudis with.

Commonwealth offers clothing, coat, trousers, shirt, shoes, razor and map made by the witness.

Commonwealth rests. The defendants rest (without offering any evidence.)

Defendant claims the closing argument to the jury. Defendant submits points by Mr. Zerby in counsel for defendant, being five in number.

Counsel for Commonwealth admits the points as the law.

Court grants the privilege to the counsel for the defendant to have the closing argument, the defendant having offered no evidence.

Defendant excepts to the right of the District Attorney to argue the case to the jury, he having been a witness and that he cannot argue his own testimony.

The court rules that he may argue in as much as his testimony was only as to the custody of the clothing and razor and so forth.

Court adjourned at 11:25 a. m. till 2 o'clock when the arguments will begin to the jury.

At the opening of the case the prisoner made no plea, "stood mute." At the close of the Commonwealth's testimony, no testimony was offered by the defendant's attorneys, in his behalf. In other words there was no defense made in the trial for Delige, but the burden was placed on the Commonwealth to prove the charge of murder in the first degree, to the full satisfaction of the jury.

In the empanelling of the jury, it was surprising to find the large number of persons who are opposed to capital punishment. This may be accounted for from the fact that in recent years Centre county has been unfortunately afflicted with a series of crimes and revolting executions in the county jail, that has prejudiced the public mind against this form of punishment.

DR. CONWELL'S PRICE.

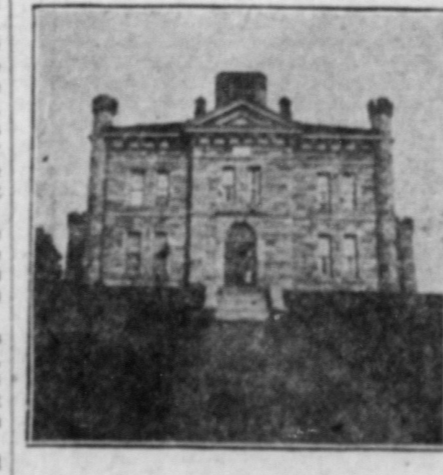
Did Russell Conwell sell his birth right for a mess of pottage? During the recent campaign the state was flooded with circulars tacked on bill boards, show windows, stores, shops and every imaginable place, and now the indorser of the corrupt gang, comes forward and asks the recently elected members to the General Assembly to support a bill that will be presented during the coming session, asking for \$550,000 for his College Temple University, of Philadelphia. This appeal is made through the Executive Committee of the college of which Dr. Conwell is a member. Why should Temple College expect \$550,000 through Dr. Conwell because he openly by letter asked the voters of Pennsylvania to endorse the machine that no other college president would stoop to do. In their appeal for support they say the college is patronized entirely by citizens of Philadelphia and the Commonwealth of Pennsylvania and that the attendants are not foreigners or dwellers of other states, but voters of Philadelphia. If the college is educating the low class of repeaters that the corrupt political gang run the politics in the City of Brotherly Love with, the sum should be refused.

Katz & Co.'s display of Holiday goods this season is far superior to any other store in Bellefonte. Give them a call.

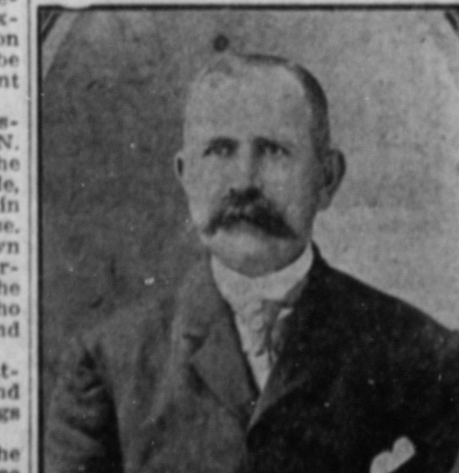
If Philip Walker, who lives along the mountain, up Buffalo Run, barges a little about the two big hogs he butchered last week, you can just bet he is perfectly justified in so doing as they tipped the scales at 562 and 452 a piece. Rather nice for 1 year and 3-months-old porkers.



Mrs. John Baudis. Reproduced from a small type, taken when a young woman.



Centre County Jail.



Mr. John Baudis. The husband of the murdered. He committed suicide, at Williamsport last summer.

Advertisement for Joseph's Store and Yeager's Shoe Store. Text includes: 'Joseph's Store Showing a fine line of Holiday Goods come and see them. SPECIAL:—A reduction of 25 per cent. on all Millinery, Ladies' and Children's Coats and Suits. Joseph Bros. & Co. LADIES' WARM SHOES FOR COLD FEET. Sold only at YEAGER'S SHOE STORE, BELLEFONTE, PA.'