

IAMS FEIGNED PAIN

At the Suggestion of the Regimental Physician, Who Desired to Make

HIS PUNISHMENT LIGHT.

The Private Admitted That His Sufferings Were Very Slight.

BOTH FEET TOUCHED THE GROUND.

Officers Who Felt Much Worse Than the Victim of Discipline.

THE CASE TO BE FINISHED TO-MORROW

The defense in the Iams case continued yesterday and a dozen witnesses were examined. The evidence chiefly went to show that Iams' punishment was mild; that apart of his sickness as a result was due to his having swallowed tobacco, and that the doctors, including the defendant, Dr. Grimm, who superintended the punishment, did their utmost to avoid causing Iams pain or permanent physical injury.

The court was not so crowded in the morning as it had been on previous days, but after lunch the spectators flocked in. There were several ladies present, and two clergymen, including the Rev. E. R. Donohoe. It is certain now that the case will go to the jury, probably to-morrow, and that the charge of Judge Porter upon the law will, to a great extent, decide the result.

Followed the Unwritten Law.

Colonel Hawkins' cross-examination was concluded the first thing. He was questioned sharply as to his knowledge of military law in general, and in particular as to Article 66 of the Articles of War, which provides that soldiers charged with crime shall be confined till tried by court martial. The witness did not know that the only punishments permissible in the United States were reduction, confinement, confinement in a hospital, diet, and ball and chain, nor did he know that flogging, branding, carrying weights, standing on a barrel, plauding, etc., were forbidden in the United States Army. He said that Iams' punishment was in accordance with the customs of the United States Army and the unwritten law in time of active service in the face of an enemy.

Robert W. Herbert was called to prove the state of affairs existing in Homestead before the troops were called there, and the story of his experience as a newspaper correspondent was so intensely interesting that the jury before he had gone far was all leaning forward drinking in every word. Judge Porter was weaned away from his law books and the courtroom was perfectly still. Mr. Herbert also told of his hearing Iams call for three cheers for Frick's assassin, but a more important bit of evidence was the witness' account of an interview he had with Iams.

Threatened His Superior Officers.

The latter told the witness on the Monday following the punishment that he meant to shoot Streator on sight and also get even with General Snowden, whom he characterized as "that four-eyed" on the Hill." Mr. Herbert also stated that affairs were very ugly-looking in Homestead on July 23, when Iams' offense was committed.

Sergeants J. L. Russell and H. M. Ludwig, of the Tenth Regiment, furnished small links in the defense's account of Iams' arrest and punishment, the court making another inquiry in the defense's favor to the effect that a military officer in the field has a judicial discretion in enforcing discipline, and could even kill a soldier to suppress mutiny. Judge Porter assented to the Commonwealth's position that such extreme penalties could not be inflicted without court martial four hours after the offense as punishment.

After dinner Captain H. C. Cuthbertson, officer of the day, when Iams was strung up, testified that he didn't think Iams suffered much, his heels were one inch off the ground, and while he was hanging he made remarks showing unbecoming insolence.

Sergeant Ludwig, recalled, averred that he was more nervous than Iams when he was strung up, and under cross-examination admitted that Iams while hanging might have had his full weight upon his toes.

Wanted to Go to the Gardhouse. Sergeant Russell, the next witness, said Iams had told him some days before July 23 that he wanted four days in the guardhouse.

Surgeon Major George W. Neff gave a minute account of Iams' punishment, showing that in conducting it he exercised humanity. He wanted to be as merciful as possible, and although Colonel Streator told him to keep Iams hanging up until severely punished, he cut him down as soon as he showed signs of sickness. The knot tied about Iams' thumbs were double one-half hitches, or close hitches, recommended by Dr. Gross, the eminent surgeon, for use in operations as the least likely to injure the flesh. He said that Iams suffered much, certainly no permanent injury, and he was not unconscious when cut down. The chaw of tobacco Iams is said to have swallowed might have caused Iams to vomit, but not necessarily. Iams did not vomit.

Dr. Ullum, the Junior Assistant Surgeon of the Tenth Regiment, put a new face on Iams' ordeal. He said that he had objected to obeying Colonel Streator's order to hang up Iams, but had been shown by Colonel Hawkins that it was his duty to be present merely. On the way to the fly tent he had agreed with Dr. Neff that Iams should not suffer physically. When Iams was cut down, out of sympathy for him as a human being, Dr. Ullum had told Iams to play off sick and appear as if he had been suffering. Iams seemed to be all right, the skin on his thumbs was not broken, and the witness admitted that he had suggested to Iams to act as if he had been suffering, in order to impress the regiment with the idea that the punishment had been severe. The witness' good-natured face colored up as he made this confession, upon which the prosecution did not cross-examine him. Dr. Ullum also related a threat made on the Monday following by Iams that he would shoot Colonel Streator. At the same time Iams had told the witness that he was none the worse for his punishment.

A Witness' Claims to Fame.

J. S. Leasure, of the Tenth Regiment, produced a section of the rope used to hang Iams with, which he had preserved as a relic. Another claim this witness had to fame, as Mr. Watson put it, was that Iams got his chaw from Leasure's plug. Rifle Practice Inspector W. S. Brown, of the Fourteenth, gave his version of the Iams punishment, which coincided with the defense's previous evidence, and corroborated the important point that Iams rested the balls of his feet on the ground, hanging while his heels nearly touched the ground. Captain Brown, who was serving then as aid to Colonel Hawkins, saw Iams take the rope off one hand himself, when he was cut down. Lieutenant McClain and Lieutenant J. L. Anchenoble contributed unimportant details, the latter's eagerness to testify that Iams' punishment was a mere bagatelle entailing severe cross-examination in the course of which he denied that he had stated in an interview with a Monongahela Republican reporter that the sight of Iams hanging up had made him sick.

WILL CARRY IT INTO COURT.

An Attempt to Have the Bellefield Traction Ordinance Annulled. The Central Traction Company has decided to go into court to prevent the Duquesne Traction Company from proceeding under the ordinance giving them right of way on Center avenue. It is expected the court will be asked to annul the Bellefield Company's ordinance, but on what ground is not known. A director of the Central Company declares that the Pittsburgh Traction Company a year and a half ago offered \$100,000 to shut the Duquesne Company out from using the Central's tracks west of Grant street. In the hope of getting a franchise to the East End for their line the Central refused the offer and accepted \$30,000 from the Duquesne Company. The gentleman claims an agreement was made at that time by the Duquesne and Central officials which the latter were to get their right of way where they wanted it, but the agreement was violated by the Duquesne people.

GLASS COMPANIES ON THE LOOK-OUT.

Suitable Sites for Factories Said to Have Been Found at McKeesport. A dispatch from McKeesport last evening announced that agents for four of the glass bottle-makers of the Southside were prospecting for factory sites in that vicinity. The firms represented were D. Q. Cunningham, Wm. McNulty & Co., Thomas D. Wigham & Co., and the Imsen Glass Company. This is the following out of the plan recently announced by the latter firm: The Imsen Glass Co. is to be located on the Southside, and is to be built on a site of 100 acres, occupying the territory all four would occupy separately, and ultimately unite all into one company.

LAUGHED OUT OF COURT.

A New Move in the Triennial Assessment Cases Falls of Its Object. Attorneys Shields and Dickey went into court yesterday with a paper requesting the court to vacate the order made two weeks ago by which the three Common Pleas Court Judges are to sit in bench in the triennial assessment cases next Wednesday. In their paper the attorneys deny the jurisdiction of the courts sitting in such a manner, allege that a majority of the 200 appellants had demanded separate jury trials and claim that the outcome of the suit in equity filed by the appeal system. It reported they would further hearings on the appeals unnecessary. Judge Porter expressed surprise that the attorneys should file such a paper. He said it was really a protest against the action of the three courts and politely laughed the attorneys out of court.

CAN BE SEEN FOR MILES.

Chief Elliot Selects a Commanding View for the New Poor Farm Buildings. Chief Elliot and Architect Ralph went to the new Poor Farm yesterday and marked out the lines for the buildings. A commanding situation on the second elevation above the railroad will be the site. This will place the buildings where they can be seen for many miles around and midway between the railroad and top of the hill on which the reservoir will be placed.

Met the Same Fate as His Brother.

The body of Martin Brady, who died at the West Penn Hospital on Tuesday, from injuries received at Twenty-eighth street, on the Pennsylvania Railroad, was removed from the Morgue yesterday to his home at Stewart's station. Just two years ago this month Brady's brother was killed at Twenty-eighth street and his body was taken to the Morgue. It was identified by the man who was himself taken out of their dead yesterday.

Hoss and Hoss Now.

Halfway 12 young men of Oakmont brought a bull wheel from a neighboring gas well and placed it on the streets of their town. The owner of the wheel has them arrested. They will either have to pay a \$50 fine or return the machinery.

Braddock to Have Free Delivery.

Braddock is to have free postal delivery after December 1. Tuesday the Government completed the lease for the Masonic Building for five years. The lease will cost \$4,000 a year.

COLLIDED WITH THE STATUES.

JAMES BARNETT, an ex-policeman, was sent 30 days to the workhouse. It is believed that he is mentally unbalanced. On Smithfield street Tuesday night he brandished a knife declaring he had killed his wife. This was an hallucination. GEORGE KORN, last night invited Henry Ackerman to take a drink and Kohn refused to pay for it. The two went outside the saloon and got into a fight over the matter. They were arrested and locked up in the Twenty-eighth ward station house. DAVID SHIELDS, the colored man who stole the horse and carriage of Mrs. Robert McKnight, of Allegheny, last Saturday, was held for court yesterday by Alderman Hyndman on a charge of larceny. Bail was fixed at \$1,000. It was developed at the hearing that he had tried to sell the rig for \$80.

Latest Sales of the Wonderful

Vocalion Church Organs. The Methodist Church, Du Bois, Pa., a large Vocalion organ. The Methodist Church at Circleville, O., a large Vocalion organ. The Protestant Church of Reynoldsville, Pa., Vocalion organ. The new French Catholic Church, Worcester, Mass., a large Vocalion. The Catholic Church, Hartsburg, Pa., a fine Vocalion. Call at H. Kiebert & Bro's, 306 Wood street, and hear these famous Vocalion organs.

No Restrictions or Conditions.

The new tentative policy of the Equitable Life Assurance Society leaves no loophole for the lawyer to quibble over. It is a simple proposition to pay, either at end of month or end of quarter. That's the kind you want. Send your name for a simple policy, that shows you results at end of month period. EDWARD A. WOODS, Manager, 215 Market street, Pittsburgh.

Passenger Trainmen Meet.

A meeting of the passenger trainmen, members of the Voluntary Relief Depart-

WANT WET WEATHER.

Towboat Employes Anxious for Rain to Put an End to their

SPRILL OF ENFORCED IDLENESS.

No Time Yet Fixed for Starting Up the Beaver Falls Mills.

AN INCREASED DEMAND FOR IRON

The prospect of rain has created general anxiety along the wharf. All day yesterday little knots of men gathered anxiously around the bulletin boards at the boat stores earnestly scanning the latest reports from up-river ports and making all sorts of predictions as to the amount of rain it would take to swell the rivers into a boating stage. Those particularly interested are not the operators, but the employes, pilots, engineers, deckhands and others to whom the prospect of work means a great deal after such a long term of idleness. The last boat left Pittsburgh on July 5; since that time there has been little or nothing done. The usual work, such as taking empty, loading apparatus and returning with loaded barges in preparation for the next rise, has not been carried on owing to the strike among the miners. Little Coal Ready to Go Out. There is not now more than 4,000,000 bushels of coal awaiting shipment, which, by comparison with last year, is very small. The first shipment after a drought of three months was nearly 25,000,000 bushels. In speaking of the strike, W. D. O'Neill said the operators would stand firm. The principal argument advanced is that the operators cannot see why they should pay 3 1/2 cents, when the railroad operators pay but 3 cents. He is perfectly satisfied with the situation and will hold out until next July if necessary. "Several firms in the fourth pool are working a few men at the 3-cent rate," he said. "I think when we pile the empties up at the works the men will begin to break and gradually return to work. The reason why there is so little coal is that during the early part of the summer the waters were run slack, as is usual when a dry spell is expected, and then the strike put a sudden stop to the output. Coal Loaded on Barges. Many of the firms have very little coal on hand ready for shipment in case water should come. T. M. Jenkins & Co. have probably the largest amount, almost 1,000,000 bushels. Joseph Walton & Co. have about 500,000; Crescent Coal Company, 500,000; Advance Coal Company, 500,000; W. W. O'Neill Coal Company, 150,000; O'Neill & Co., 150,000; Jutte & Co., 300,000; and W. H. Brown's Sons, 500,000 bushels. Others have nothing at all loaded. Horner & Hobbs will ship with but half a barge loaded. The feeling is strong among the operators that if they stand together they can win with ease. It was reported that one firm posted a notice on Sunday morning that they would start up the mill on Monday at the old rates, but it was taken down on Monday. The marks below the Davis Island dam showed 4 feet 6 inches yesterday, a rise of 2 feet 6 inches. This is almost enough to allow the packets to run, and if the rain continues for a day or two this branch of the trade will be started.

NO TIME SET TO START.

Manager Dillon Says No Decision Has Been Reached as to the Beaver Falls Mills. The report that Manager Dillon, of the Thirty-third Street Mills, had left the city lacked confirmation, as he was seen by DISPATCH reporter at the Lawrenceville mills in the afternoon. He now has the power to either start up the Beaver Falls mills or let them idle. When asked if he would go to Beaver this week, so as to make preliminary arrangements for starting the plant, he said: "I am sure to discuss it, but I will say there is no truth in the rumor. It is simply one of those many reports that have been circulated, which do not contain a bit of truth. No, sir; I am not going down there, and that is more than has yet been decided upon, as to those works. When Mr. Frick says so they will start, and when I tell you that no time has yet been set or thought of, I tell you the truth, and no other reports can be relied upon. "As to the best way to run the works in case we so desired, that is not true. We can start them up just as soon as we want to, but when that will be I don't know, nor has the company yet set a date to do so.

MATTERS MIXED AT BEAVER FALLS.

The Strikers Still Firm and the Business Men Agree With Them. The probable starting up of the Beaver Falls mills by the Carnegie Steel Company is the chief topic of discussion among the strikers at the Twenty-ninth and Thirty-third street mills and they were a unit in coming out and have worked together ever since the strike was declared. Robert Warren, one of the leaders of the strikers at the Lawrenceville mills, returned from Beaver Falls yesterday, where he has been conferring with the men. He said that he failed to find a single instance where any of the strikers wanted to return as non-union men. They were apparently as firm as when they came out, and while many believed the mills would start up in a short time, no one anticipated trouble. In case an attempt is made to start the mills, he said, the strikers would simply stand firm, believing that the works could not be successfully operated with non-union men. He declared that the strike was not a fraud, and that many who had signed wanted to have their names taken off the paper.

ANXIOUS BUYERS

Crowding to That Great Clothing Sale Cor. Grant and Diamond Streets—All Want a Whack at the Big Bargains—Come and See the Largest Stock Ever Placed on Exhibition. F. C. C. CORNER GRANT AND DIAMOND STREETS. Everybody in Pittsburgh and vicinity has heard of our enormous clothing purchase, and thousands of people are daily taking advantage of the opportunity to buy fine clothing for a small amount of money. We were prepared for a run, but we hardly thought that our announcement would create such a perfect furor. Though thousands bought their clothing at our store, corner Grant and Diamond streets, during the past few days, not a single person that comes to get the bargains in overcoats and suits are also people from O'Leary, Franklin, Altoona, Bradford, Wheeling, Newburgh, Monaca, Little Washington, Youngstown, Beaver Falls, Butler, Johnstown, and in fact people from all over Pennsylvania, Eastern Ohio and West Virginia. This sale is now in full blast, and we will continue it from day to day until the goods are sold. It is a great chance to buy fine clothing at the most wonderful low prices. No one should miss it, and every one who comes to get the bargains is directly interested. Come at once. Remember, we refund railroad fare to people living out of town in a return of \$10 worth of goods. Here are a few of the prices. They will make all others who even attempt to quote bargains take a back seat. Most of the goods in this sale are contained in all the stores of Pittsburgh combined: Men's and boys' double-breasted, single-breasted, and three-quarter length, all sizes, \$10 to \$15. Men's heavy overcoats, made up in drab, lined with cashmere cloth, also silk velvet lined collar, worth \$15, at \$7. Men's elegant suits, made up in blue, blue, blue, Oxford, tan, brown and gray, silk faced and silk sleeve linings, worth \$20, at \$10. The kind of trousers, made up in chinchilla and Shetland, great cold weather garments, worth \$15, during this sale \$8. Men's heavy overcoats, made up in blue, lined with cashmere cloth, worth \$15, at \$7. Men's fine overcoats, made of the best cloth, elegantly lined and designed, worth \$20, at \$10. Men's elegant suits, plain black goods, silk mixture, made up in blue, worth \$20, at \$10. Men's fine overcoats, made of the best cloth, elegantly lined and designed, worth \$20, at \$10. Men's heavy overcoats, made up in blue, lined with cashmere cloth, worth \$15, at \$7. Men's elegant suits, plain black goods, silk mixture, made up in blue, worth \$20, at \$10. Men's fine overcoats, made of the best cloth, elegantly lined and designed, worth \$20, at \$10. Men's heavy overcoats, made up in blue, lined with cashmere cloth, worth \$15, at \$7. Men's elegant suits, plain black goods, silk mixture, made up in blue, worth \$20, at \$10. 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