

COMMENTS ON THE LATTIMER TRIAL

Made by Men Who Were Deeply Interested in Its Outcome.

THEIR OPINIONS DO NOT AGREE

That of Course Might Be Expected as They Consider the Case from Radically Different Points of View. Attorney McLaughlin Says That Other Cases Will Be Called for Trial—Total Cost of the Trial to the County of Luzerne.

G. R. Shaw, one of the jurors in the Lattimer trial case, when asked to give his opinion as to the verdict, took the jury long to reach a verdict; after it retired Tuesday night, said: "No, we came to an agreement a short time after we got to the jury room. We had no disagreement whatever, every juror readily assenting to the verdict as we handed it in."

Sheriff Martin received the verdict very calmly. "I never expected any other verdict," he said. "I know that I did my duty as an officer of the law, fairly and honestly. I am pleased with these twelve good men, and I am of opinion that their decision will be approved by every law abiding citizen."

Sheriff Martin's attorney, George S. Ferris, under whose advice, he acted from the inception of the strike down to the day of the trial, said: "The verdict is satisfactory and vindicates the sheriff's action. I don't know if there will be another trial, but I don't see how another trial could have a different ending, as all the evidence connected with the case had been given and the case fairly tried."

Attorney John T. Lenahan, one of the leading attorneys for the defense, said: "The law has simply been upheld by the vindication of Sheriff Martin and his deputies. There are three reasons why the deputies had the right to use the road for an unlawful purpose and refused to disperse at the sheriff's command; secondly, that they assaulted the sheriff, and that alone gave the posse the right to fire; third, because they rushed on the deputies."

WIRE BREAKING THE LAWS. To the question of whether the Austrian government would be likely to put in a claim against the United States government, Mr. Lenahan said that he thought that after the government had read the evidence it would take no action against the Austrian subjects killed it was because they were breaking the laws of this country. He also said that he thought the court made one mistake in not charging the jury to bring in a verdict of acquittal.

Mr. W. H. Palmer, another of the attorneys for the defense, stated that in his opinion the verdict rendered was the only one which could have been brought in view of the evidence. The law which has been in existence for over 500 years is simply upheld by the verdict. These men were marching to Lattimer and acknowledged that they were going to make the men in that village stop work, and they expected help from Cranberry and McAdoo and several other places, and that was unlawful, and as they refused to disperse at the command of the sheriff, they remained at their own peril, and the sheriff had the right to force in order to enforce his command.

Therefore he was justified and the jury did the only thing it could do—vindicate him and his deputies. Mr. Palmer also said that if there were any Austrian subjects killed their government could not claim against the United States government, as the subjects were simply breaking the laws of this country and were amenable to the laws of this government.

DISTRICT ATTORNEY'S VIEWS. District Attorney T. R. Martin said that he was perfectly sincere when he asked for the conviction of the sheriff and his deputies, and that the jurors saw his views in his final argument, but he supposed they did what they believed to be right. Mr. Martin said that if he were not an official of the county he would be at greater liberty to give his views, but he would say as he did in his argument, when he took the young men who were in the employ of the coal companies as his deputies. These strikers knew who these young fellows were and had no right to shoot at them. Mr. Martin thinks that the strikers should have taken older men and men who were not known to the strikers. Then the strikers might have dispersed without the shooting. When asked if he thought the other indictments against the sheriff and his deputies would be called he said he believed they would.

Attorney John McLaughlin who was associated with the district attorney in prosecuting the case, said there will be another trial. "We will not examine any witnesses," he said, "but we will present our case as we see it and confidently expect the conviction of at least some of these deputies who want only shot down these strikers at Lattimer." This is the view of the situation taken by Attorney John M. Garman, another of the attorneys for the prosecution whose counsel on the trial appeared in yesterday's Tribune. Rev. Richard Aust, of Hazleton, who took an active part in prosecuting the sheriff and his deputies, made this comment on the verdict:

DIFFERENT NEXT TIME. "I am not surprised at the verdict as I expected it, but we will have another trial the more, and it will be tried differently. The whitey plagues and deputies received will not hide the fact that there was a grave wrong done at Hazleton. But I think a mistake was made to indict all of these deputies for murder. Many of them are good men and are innocent of this crime or malicious killing as I am."

"There are about eleven men among that crowd who I believe are guilty of malicious shooting and if they are not punished it will be an outrage on justice. I don't think it will be ready for the next trial until we know when we hope to bring the guilty to justice. The next trial will not be long. Only a few witnesses will be called and the trial will be conducted along other lines. We may swear out new warrants for the arrest of the deputies we believe to be guilty."

The jurors received the following amounts for their services during the trial: Eli Weaver, lawyer, Plymouth township, \$71.00; G. R. Shaw, carpenter, Ross township, \$71.50; Aaron Foltman, rope maker, Wilkes-Barre, \$71.50; A. H. Shields, carpenter, Wilkes-Barre, \$71.50; Herman Gregory, farmer, Huntington township, \$71.50; Adam Larson, tinsmith, Sugarloaf township, \$82.25; C. C. Ransom, contractor, Plymouth,

\$76.63; E. M. Rood, farmer, Ross township, \$79.25; Jonas Oxler, carpenter, Sugarloaf township, \$82.00; H. M. Wolfe, farmer, Ross township, \$79.13; W. Washburn, carriage maker, Plymouth, \$81.00; total, \$244.25. Of the amount paid the jurors \$91.2 for services and \$152.28 for mileage. The jury was on duty thirty-eight days. The total cost of the trial was as follows:

Table with 2 columns: Item and Amount. Includes Coroner's Inquest, Jury-wages, Juror mileage, Witness' wages, Court officers, Court clerk, Actual cash cost to county, and Total.

Then there are the fees of private counsel for both sides, but as the county is not liable for such fees they cannot be included in the above. Neither can the defendants' costs, for they must be paid by the defendants themselves.

THEATRICAL ATTRACTIONS. The members of the Crystal Hose company have reason to feel gratified at the success of their benefit in the Lyceum last night. The attraction was "The Prisoner of Zenda," and the audience completely filled the house from pit to dome. The interior of the theater presented a gala appearance with its decorations of American flags and embellishments of palms. The attraction was worthy of the Lyceum. The dramatization of Anthony Hope's poetic story of world-wide fame was given in a manner that left little to be desired. Howard Gould, a most capable actor, played the part of King Rudolf, the Fifth and Rudolph Rassendyll. Robert Elliott was excellent as Black Michael and Fanchon Campbell as Princess Flavia was received with much favor.

An Enthusiastic Audience. If applause is to be taken as a criterion of success, the play "The Prisoner of Zenda," which began a three night's engagement at the Academy of Music last night is peerless. There was a big house and it was kept continually at the top notch of enthusiasm. This was due to the play and the excellent manner in which it was produced. The story is quite cleverly constructed and several of the parts are exceptionally well done. Otis Turner and Albert Sackel, who played the parts of a Cuban patriot-prince, respectively, being especially deserving of mention. The two Spaniards of the cast try to be real and succeed in being so. The performance will be repeated tonight and tomorrow night with daily matinees.

Jocuisse at the Linden. Manager Brooks evidently knew what he was doing when he secured the services of Charles McKinley as leading man of his company, "Jocuisse," or "The Convent's Daughter," was given last evening to a rather small but appreciative audience. The play itself is striking. The story is a rather one and most beautiful. It gives the members of the stock company especially good opportunities of distinguishing themselves. In fact it is one of the best acted dramas yet presented by the company. Last night's audience would undoubtedly have been larger than it was if the merits of the play were more generally known. It will be repeated this and tomorrow afternoons and evenings.

The Isle of Champagne. "The Isle of Champagne" is ruled by King Pomery, the Second, who is in a very impoverished state. He is entirely dependent on the aid of the constitution in the hands of Apollinaris Trappe, his prime minister. His army has dwindled down to two members. Meet and Olan. On an eventful day the ship Olga B. laden with fresh water from New Bedford, is wrecked near the Isle. On this vessel is a young man and a beautiful maiden lady of uncertain age, Priscilla Evans, her niece, and Sam Binnacle, a sailor. Strangers never having visited the Isle, they are most welcome and the king, in order to secure this new blood, which will cure all ills, proposes to marry the young man and the king's daughter. The young Prince Kinglet and Pomery's only child, proposes and is accepted by Priscilla, and Sam Binnacle is in love. "The Isle of Champagne" will be produced at the Lyceum tonight.

The Woman in Black. "The Woman in Black" will be the next attraction at the Academy the first three days of next week. It is by H. Granat Donnelly and is under the management of Jacob Litt. The story is a romantic one and deals in a spirited way with phases of life in New York and touches smartly upon politics, but only in an incidental way. The chief figures are interesting and the plot is well mounted and the company is certainly a very able one as the names will show.

Creston Clarke. Creston Clarke, accompanied by Miss Adelaide Prince and a supporting company of twenty, will present the four-act romantic play, "The Last of 1418 Buce," at the Lyceum on Friday and Saturday of next week. This will be the only attraction at the Lyceum during the week.

SHULTZ WASN'T HURT. His Fall and Comatos State Due to Intoxication. John Shultz, a Russian, 39 years old and residing in Park Place, fell while trying to board a car on Penn avenue Wednesday night. He lay as if dead on the pavement and was taken in the patrol wagon to the Lackawanna hospital where his chief complaint was pronounced to be drunkenness. Shultz was taken from the hospital to the central police station and in yesterday's police court was fined \$2 for his condition on the previous night and the use of the patrol wagon.

SHERIFF'S SALES

Valuable Real Estate

FRIDAY, APRIL 1, 1898.

By virtue of sundry writs of Fieri Facias, Levari Facias and Venditioni Excois, issued out of the court of common pleas of Lackawanna county, Pennsylvania, the following real estate will be sold by public sale, to the highest bidder, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lots, piece or parcels of land, to-wit:

No. 1.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

No. 2.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

No. 3.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

No. 4.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

No. 5.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

No. 6.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

No. 7.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

No. 8.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

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No. 10.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

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No. 13.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

No. 14.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

No. 15.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

No. 16.—All the right, title and interest of the defendant, Joseph Nadalsky, in and to all that certain lot of land, situated in the Township of Pell, County of Lackawanna, and State of Pennsylvania, known as the "Warren" lot, which is part of an original town lot, and is situated on the north side of the city of Scranton, Lackawanna county, on FRIDAY, the FIRST DAY OF APRIL, 1898, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lot, piece or parcels of land, to-wit:

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