

TWO CENTS.

SCRANTON, PA., TUESDAY MORNING, OCTOBER 15, 1901.

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FIRST WITNESS FOR SCHLEY

Judge Advocate Lemly Concludes the Testimony on Behalf of the Government.

CAPTAIN F. A. COOK DEFENDS ADMIRAL

He Says That It Had Been at First Believed by Sampson and Schley That the Spanish Fleet Was in the Harbor at Cienfuegos—It Was Commodore Schley's Expectation to Meet Cervera's Ships in the Open Sea That Prompted the Desire to Have Coal Enough for Any Emergency—Regarded Schley as a Brave Officer.

By Exclusive Wire from The Associated Press.

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Lieutenant Beale was the last of the government witnesses, although Captain Lemly explained that he would reserve the right to call others if occasion should demand that he do so. He had no sooner retired than the first witness from Admiral Schley was called. This proved to be the Cuban pilot, Eduardo Nunez, who told Schley on May 28, 1898, that he did not believe the Spanish fleet, under Cervera, was in the harbor at Santiago. Captain Cook's testimony was a review of the entire campaign after Cervera's fleet, beginning with the departure of the flying squadron from Key West on May 19, and ending with the battle of Santiago, July 3. He said that at first it had been believed by both Sampson and Schley that the Spanish fleet was in the harbor at Cienfuegos and that no communication to the contrary had been conveyed to Commodore Schley until the arrival of Captain McCalla on May 24, that it was Commodore Schley's expectation to meet the Spaniards in the open sea, and that the reason why he had coal enough for such emergency. He gave particulars concerning the retrograde movement, and explained the Brooklyn's loop in connection with a graphic account of the engagement of July 3. Admiral Schley's bearing as commanding officer, he said, "I always regarded him as a very brave and patriotic officer."

THE TESTIMONY.

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"My impression was that what we knew was simply from rumor. It was said the Spaniards had left the Cienfuegos and had part of them had been sighted at Matanzas. From casual information, or perhaps from information sent by the Harvard, we heard that they had gone to Cienfuegos. I do not know the reasons for the departure of the flying squadron for Cienfuegos. Captain Cook said the squadron had been sent to that port to intercept Cervera's fleet, and I believe that they had been determined, as we were, to meet them, by them to make Cienfuegos their rendezvous. It had been understood that the Spaniards carried coal enough for any emergency, and it was believed that they would meet Cervera because of its accessibility in Havana. The captain detailed a conversation between Commodore Schley and Captain Chester who said there had been talk about coal being sent to the southern coast of Cuba. "The only thing I remember," he said, "is that Commodore Schley questioned Captain Chester very closely as to the facilities for coaling ships on the southern coast of Cuba. "Do you know what information was received?"

"I think they consulted a chart at the time, and it was said that about Cape Cruz, I think, there was a favorable place, and that it did not seem to be a favorable place, unless the subject of coaling was early understood, even before leaving Key West. "Admiral Dewey was not aware that Cape Cruz did or did not look like a favorable place. I did not quite understand that. "I said I recalled very well my impressions at that time were that Cape Cruz did not seem a favorable place for coaling ships from our fleet. "Mr. Hannay—Perhaps the court would like to hear what you thought of it. "I could not well see how the larger ships could get far enough in there so that the water would be smooth enough for the coaling to be accomplished. "Captain Cook recalled the meeting of the Meade head with the flying squadron on July 3 at Cienfuegos, but could recall only very indistinctly that the Spanish fleet had delivered the blow that the Spanish had delivered at that time. "I did not receive any information," he said, "that did not consider the incident important."

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FOUR WITNESSES FOR SCHLEY

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THE RETROGRADE MOVEMENT.

The witness then, in response to questions, described the retrograde movement of the flying squadron toward Key West, beginning May 29. He said his impression was that a movement was to be undertaken when he received orders to move. He had, he said, intimate knowledge of the retrograde movement, but that he thought the Spanish fleet had become calm enough to coal, and had found that the commander had not been in the harbor at night. "Repeating to questions concerning the blockade of Santiago, Captain Cook said that Commodore Schley's expectation was that the Spanish fleet would be kept well supplied with coal and kept moving constantly, as the flying squadron was Spanish fleet was not out of the harbor. "Why was the circular blockade not adopted?"

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NEW DIVORCE LAW ADOPTED

Important Action of the Episcopal House of Deputies at San Francisco.

VOTE STOOD 182 TO 158

Canon Adopted as It Came from the House of Bishops and Prohibited the Remarriage of Divorced Persons for Causes Not Arising Previous to Their Former Marriage.

By Exclusive Wire from The Associated Press.

San Francisco, Oct. 14.—The house of deputies of the Episcopal church of America sitting as a committee of the whole today adopted the proposed canon, prohibiting the remarriage of divorced persons for causes not arising previous to their former marriage. The canon was adopted as it came from the house of bishops. The vote stood 182 for, 158 against. The amendment of Dr. Huntington of New York, making an exception in the case of the innocent party of a divorce granted on the ground of adultery, was rejected by a vote of 138 to 173. The result of the vote in committee of the whole was reported to the house of deputies, which will vote on the matter. The result, however, may not be the same for in that house the vote of thirty delegations is required to carry a measure, the divided delegation virtually counting among the nays. No time was set for a final vote by the house but it presumably will be taken tomorrow. The house of deputies adopted the resolution presented by Dr. McKim of Washington, providing for a standing joint commission of both houses to consider the relations of labor and capital. It is to consist of three bishops, the presbyters and three laymen and shall report itself proceedings to each general convention.

THIRTEEN MINERS ARE BURNED

Five Probably Fatally—Results of an Explosion at Tunnelton.

By Exclusive Wire from The Associated Press.

Tunnelton, W. Va., Oct. 14.—By an explosion in a mine here today, thirteen miners were burned, five probably fatally. The explosion was caused by a miner loading a hole with too much powder, causing the dust from the electric machines to ignite and explode. The following are probably fatally wounded: Haney, Peter Spilner, Chester Buckler, Ernest Gress, Frank Dodge. The above men were terribly burned. The flesh hung in shreds from their faces and hands and exposed parts of the body. Eight other miners were painfully burned.

BURGLAR A COLLEGE ATHLETE.

Mysterious Chicago Prisoner Said to Be Edward Storey.

By Exclusive Wire from The Associated Press.

Chicago, Oct. 14.—The mysterious prisoner, accused of many burglaries and whose name was given as Gibson, according to a report this morning, Edward Storey, is a student here, he said at the University of Notre Dame, and one of the athletic stars of the college two years ago. At that time his family lived in Hyde Park, and the young student was well supplied with money. Storey admits, it is said, that his mother now resides in New York.

NO OBJECTION TO CORAY.

His Nomination Papers Were Filed at Harrisburg.

By Exclusive Wire from The Associated Press.

Harrisburg, Oct. 14.—The time limit for filing objections to the nomination of candidates for state offices in the United States, expired today, and, contrary to expectations, objections were filed to none of the candidates. The nomination of Coray to the certificate of Representative Elisha A. Coray, Jr., of Pittsburg, who was nominated by the Democratic state committee to fill the vacancy caused by the withdrawal of Representative Andrew J. Palm, of Meadville, Mr. Coray is an independent Republican and has been nominated also by nomination papers by the Union and Municipal League parties.

MRS. WITWER INDICTED.

Formal Charges of Murder Preferred Against the Alleged Poisoner.

By Exclusive Wire from The Associated Press.

Dayton, Oct. 14.—The formal charge of murder in the last degree was today preferred against Mrs. Bell Witwer, wife of the late John Witwer, who was killed by the death of her four children and her own child, by poison. The indictment was returned by Judge Frank McBrine and is based on the death of Mrs. Anna C. Pugh, a sister of the accused. It is charged that death was due to the administration of arsenic, willfully and purposely by Mrs. Witwer.

Comte De La Vaux Heard From.

By Exclusive Wire from The Associated Press.

Paris, Oct. 14.—The bulletin of Count de La Vaux, which left the ballistics, near London, Saturday night, on a voyage across the Mediterranean sea, was reported today near Barcelona, and all on board were well.

Superior Court Decision.

Philadelphia, Oct. 14.—The judgment of the court below is reversed, the indictment is reinstated and a preterrito order, and the decision of the superior court here today in the case of the Commonwealth vs. Howell, from the quarter sessions court of Luzerne county.

THE PHILADELPHIA KIDNAPPERS HELD

Sloan, Finlay, Dunlap and Wallace Committed Without Bail to Await Trial.

By Exclusive Wire from The Associated Press.

Philadelphia, Oct. 14.—Howard K. Sloan, D. K. Finlay, Oscar Dunlap and Henry E. Wallace, the four men accused of abducting Mabel Goodrich, the proprietress of a disreputable house and robbing her of money and diamonds valued at \$2,500, were given a final hearing today and committed without bail for trial. The charges against Sloan, Finlay and Dunlap are conspiracy, assault and battery and kidnaping. Wallace is charged with aiding and abetting the kidnaping. The testimony presented today was in corroboration of the story told by the Goodrich woman at the preliminary hearing. Testimony by Sloan, Finlay and Dunlap were offered in evidence, but were not read in court, and the police authorities declined to make public their contents. Counsel for the defendants announced that no witnesses for the defense would be called until the case came up for trial.

BITUMINOUS COAL DEAL.

J. P. Morgan Said to Be Back of Operations in Ohio.

By Exclusive Wire from The Associated Press.

Columbus, O., Oct. 14.—It is reported here that the bituminous coal deal in this district is rapidly nearing completion. Options in Ohio and Indiana are being sold for \$100,000,000 to finance the scheme. Jackson & Wellstone, one of the largest firms in the state, are the latest to give options, which expire December 1.

KING LEOPOLD COMING HERE.

Belgian Monarch to Study Our Shipping Arrangements.

By Exclusive Wire from The Associated Press.

Antwerp, Oct. 14.—King Leopold of Belgium has decided to visit New York. He announced this information at an interview granted to the burgomaster on Saturday. His majesty expects, among other advantages, to obtain in the United States many suggestions as to shipping arrangements which will prove beneficial to the ports of his kingdom.

THE JERSEY CITY DAMAGED.

British Ship, Bound for This Port, Disabled at Bristol.

By Exclusive Wire from The Associated Press.

London, Oct. 14.—The British steamship Jersey City, Captain Gidley, when leaving Bristol, bound for Swansea and New York, struck the grey wall in Cumberland basin and damaged her stern. She will transfer her cargo of tin plates, etc., to another vessel of the same line and by over for repair at Bristol.

Bank President Indicted.

Grand Jurors Said to Be William T. Lacey, Former Head of the Bank National Bank of New York.

By Exclusive Wire from The Associated Press.

New York, Oct. 14.—Sir Thomas Lipton, with David Barclay, New York representative; Dr. F. Bell Barclay and Secretary Westwood and Dunan left for Chicago today by the Pennsylvania railroad. Sir Thomas goes to Chicago in connection with the Alhambra club, and will be the club's guest while in the city.

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MOST SENTENCED.

The Anarchist Editor Will Spend Another Year in Prison—Opinions of the Court.

TROOPS ARE RECALLED

Pursuers of the Brigands Are Recalled in Order to Save Miss Stone's Life.

By Exclusive Wire from The Associated Press.

New York, Oct. 14.—Johann Most, the anarchist, was sentenced to one year in the penitentiary today, in the case of special sessions, for publishing in his paper, the Freiheit, an alleged seditious article on the day following the shooting of the late President McKinley. The article in question was entitled, "Murder Against Murder." In his defense, Most claimed that the paper containing the article was printed and ready for distribution before the president was shot. Also that it was a quotation from an article published fifty years ago and re-published by him fifteen years ago. After imposing the sentence, Justice Hindsdale read the opinion of the court, in which he said: "It is no answer to the evil and criminal nature of this article to claim that it was written for the purpose of destroying crossed heads. It indicates and enforces the idea that murder is the proper remedy to be applied against rulers. The fact that it was published fifty years ago and again re-published about fifteen years ago only emphasizes and gives added point to the criminality of publishing it at any time. It shows a deliberate intent to incite and promulgate the doctrines of the article. This we hold to be a criminal act. It is not necessary to trace any connection in this article with the assassination of the late president. The offense here in the eyes of the law is precisely the same as if the sorrowful event had never occurred. The murder of the president only serves to illustrate and illuminate the enormity of the crime of the defendant in teaching his diabolical doctrine."

THE EXECUTION OF CZOLGOSZ

Government Requested to Send an Official Representative to Auburn.

By Exclusive Wire from The Associated Press.

Albany, N. Y., Oct. 14.—Superintendent Corbitt, of the State Prison, today requested Secretary of State Day to designate an official representative of the government to be present at the execution, over 1,000 in all. The murderer of President McKinley. Only twenty-six witnesses will be present in the chamber of death when the sentence is executed. Warden Mead of Auburn prison has sent to Superintendent Collins the requests he has received for permission to attend the execution, over 1,000 in all. The law will limit the number of witnesses and the superintendent will decide which the witnesses will be. It was stated at the state department of prisons today that Czolgosz has expressed no fear as to the execution, but he has said that he would not care to go outside of the prison for he believes that the people would kill him. Since his confinement in Auburn prison several thousand letters have been received for him at the prison as well as a large number of express packages containing flowers and fruit. The letters from the people have never reached the condemned man. The flowers and fruit, it is learned have been sent by Christian societies as well as a large number of letters have come from cranks who have written about the sentence of torture to which they would put him if they had the execution of justice in his case. It is stated, however, that it will be a matter of surprise if the names of senders of fruit and flowers were made public. The state prison department has pursued a uniform policy in regard to Czolgosz, that is to prevent the murderer from gaining any notoriety while awaiting death and to surround him as far as perfect an isolation from the world as possible.

M'KINLEY MEMORIAL.

The Organization of the National Association Completed—Prominent Officials.

By Exclusive Wire from The Associated Press.

Washington, Oct. 14.—The general organization of the William McKinley Memorial Association, which was completed this afternoon, Henry R. F. McFarland, president of the board of commissioners of the District of Columbia is the president; Lyman J. Gage, secretary of the treasury; Thomas F. Walsh of Colorado, secretary. There is a long list of national vice-presidents which include Chief Justice Fuller, Admiral Dewey, General Miles, Mrs. Helen Miller Gould, Cardinal Gibbons, and Bishop Potter. It was stated that the association would work in harmony with the association for erecting a monument at Carlton.

SMALLPOX SCARE.

Mrs. Fias Contracts the Disease at Hazelton.

By Exclusive Wire from The Associated Press.

Hazelton, Oct. 14.—For the first time since 1887, smallpox was reported here tonight, the victim being Mrs. Fias, whose home is Philadelphia. She came here last Tuesday with her two children and has been the guest of her sister since. The case is a well developed one, and at a special meeting of the local board of health tonight the report of \$25,000 which he offered for the removal of the patient to a post house on the outskirts of the city. Mrs. Fias is said to be the wife of an actor.

CUDAHY WITHDRAWS REWARD.

Last Effort Made to Lure Pat Crowe Into Prison.

By Exclusive Wire from The Associated Press.

Omaha, Oct. 14.—Edward A. Cudahy today withdrew the reward of \$25,000 which he offered for the arrest of the murderer of the president of his son. The reward is withdrawn unconditionally and the notice is printed in the newspapers. At the suggestion of Mr. Cudahy, and at the request of Chief of Police Danahy, the city council will take up the matter tomorrow night as to the regular reward, which is expected will be offered in the order of \$25,000 for the arrest of the kidnapers.

YESTERDAY'S WEATHER.

Local data for Oct. 14, 1901.

Local data for Oct. 14, 1901. Highest temperature 57 degrees. Lowest temperature 48 degrees. Relative humidity 80 per cent. Wind S. by E. 10 to 15 m. per hour. Precipitation, 24 hours ended 5 p. m., 0.3 inch.

WEATHER FORECAST.

Washington, Oct. 14.—Forecast for Tuesday and Wednesday: Eastern Pennsylvania—Fair to cloudy and Wednesday; western Pennsylvania—Fair to cloudy and Wednesday; western Pennsylvania—Fair to cloudy and Wednesday; western Pennsylvania—Fair to cloudy and Wednesday.