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THE JAGGER MURDER TRIAL

(Continued From First Page)
loader, one year ago last fall. Begun using it in May on groundhogs with buckshot. On his oath there was none in his house. Hoped God would strike him dead if there was.

Never reloaded a shell, never extracted shot from shells. Worked for Kintner about 5 years ago, about a month. Distance from George's to Joe Jagger's home 4,288 feet. After the coon hunt left gun in hog house. Usually when he left gun in kitchen hung it upon a nail. Left gun at Joe's after meeting George Williams and Joe. Did not see it again until Saturday afternoon. Did not tell Dr. Hughes on Tuesday after the shooting that the charge could not be proved because you had not seen your gun since the night you was coon hunting. "It was not true, it was a lie. I want to tell the truth now." Came to Newton with Thompson, Graver and the Sheriff. Did you tell them you could not be proven guilty because you had not seen your gun since you were coon hunting? I did not tell them that way.

On Friday worked around house and cellar making bins. When job was done and came out of cellar was 12.30 o'clock. After dinner fed around, lit pipe, moved 4 bushels apples, took down swing shelf, put cans in bin near door. Bolted door of kitchen after dinner before Litta came; heard Litta come on porch. Wasn't sure he asked who was there. Started to the door right away. Did not have a stick of wood or stove hook in his hand. Was making a snare. Kept between Litta and the table where the spool of wire was. Wanted no one to see it, was against the law; did not want to break the law. Had a box of empty shells on the table, ready primed, about half dozen; kept them for someone who might want to reload them. Was a shell ejector in box and the wire. Litta handed down another box from a shelf and I placed it over the one on the table and set them both on shelf. Sat down with Litta and smoked, then went down cellar to show what he had done. Went to barn with Litta; picked up two bags of potatoes. Said to Litta our wives are gone, let us go down to Centreville tonight and have a d-d good time; expected Litta, but he not come. Gmaer went by at 3.30 or 4 o'clock; sent for his mail. Never said "let us go out and knock some one over." Could pick up and carry a basket of potatoes in about 10 minutes; carried 4 or 5 baskets. Finished the snares, then went up to woods and set them; took about half an hour. 100 yards to end of woods. Set a snare in five minutes. 300 yards to where I set the farthest snare. Made changes in cellar, skimmed milk, milked two cows, fed pigs, and ate bread and milk for supper. Took lantern in cellar and lit the lamp. Made 5 or 6 trips from barn to cellar. Children came from school before he set his snares. After moving apples and potatoes into cellar went in house, was tired. Ate supper without a light. Did not tell Litta or Ira Stoll that he had no light that night. Did you not tell Andrea and Thompson the same thing? No! Would not know Gmaer's horse unless he was with it. Heard a rig go by, thought it was Flavinus, now thinks it was Ira Stoll. Another rig went by, dogs barked, heard some one say, "Go on you old fool, what's the matter with you?" Have been an active and ragged man, was so last year.

Question. Were you in trouble in Michigan? Answer. It's none of your business.
Q. Were you arrested, tried and committed there for the attempt to murder a young woman and sentenced to 3 years and 10 months?
A. Objected to by defense. Objection over ruled.
Q. Have you been convicted of crime? A. Yes.
Q. What crime? A. Shooting a young lady.
Q. Where? A. In Michigan.
Q. When? A. In 1892.
Q. For how long was you sentenced? A. 3 years and 10 months.
Q. Was the crime for which you was convicted an assault with intent to kill? A. Yes.
Q. Did you tell Joseph W. Poole while in jail that there was no way by which you could tell where you was on the night of October 23rd between 6 and 8 o'clock? A. I didn't tell him that way.
Q. Did you ask Bay to get you a bottle of laudanum? A. Yes.
Q. Did you find fault with Bay for telling the sheriff? A. No.

The scratch of a pin may cause the loss of a limb or even death when blood poisoning results from the injury. All danger of this may be avoided, however, by promptly applying Chamberlain's Pain Balm. It is an antiseptic and unexcelled as a quick healing ointment for cuts, bruises and burns. For sale by Balch & Son, Matamoras, all general stores in Pike county.

evidence that this defendant ever committed the crime. He intermitted a case knife, got it through a window Sunday night, reached with a broom and got it. Had it about an hour before using it. Knife lay there ever since he had been here, or for the last three weeks. Jail was quiet, and locked up for the night.

Night session of Thursday. Mrs. George Jagger. Shades were all down in room where lounge stood when she left home on Wednesday before the shooting. Was very ill on the Tuesday after. Had a doctor. Wednesday they came and took my husband. George opened the door, stepped out, and closed it after him. What Mrs. Litta stated was not true. Remained at the house about two weeks. Never saw George reload shells. Saw her husband but once since, and that in jail.

Cross examination. Was feeling very ill and poorly when I went to Pennsylvania. Wanted to go. Needed rest. Was at Layton on Thursday after the arrest.

Re-direct. Was very nervous on Tuesday. A reporter called telling her that her husband was under suspicion, and left a newspaper. George Jagger, recalled. Cross examination. Was at Bevans on night of shooting. Did not go into house. Staid in the yard all the while. Went to Bevans next morning. Was around the house an hour or so.

Re-direct. Shades in spare room were down on October 23rd. Were down all the time. Light colored shades.

Gabriel Crone, brother-in-law to George Jagger. Said that 2 or 3 years ago some city hunters left some 500 capped shells when they left. Recognized those shown him as the same.

Barton Litta. Went with Joseph Jagger last Saturday to look for snares. Found one on a little bush, bent over in a half circle, on a log.

An almanac offered in evidence by the defense showing sunset on October 23rd as 5.09 o'clock.

Defense rests.

Mrs. Samuel Litta, by state, says George Jagger told her he did not have any light on night of Oct. 23.

Cross. George told her a man suspected him, he had no light, and it made it look bad for him. Had not talked of Sam's testifying in this case. Did not send any one to Sam to see whether his story tallied with hers.

Morgan D. Hughes, recalled. Said George told him he had no light in house the night of the murder; also that he had not seen his gun since he was coon hunting and left it in the hog pen.

Joseph Thompson, recalled. Said George told him that he had no light in his house the night of the shooting and had not seen his gun since he was coon hunting.

Frank Graver, recalled. On day of George's arrest, George said he had not seen his gun since he was coon hunting.

J. W. Poole, recalled. Said on Nov. 1st in the Newton jail George said there was no way in which he could prove where he was the night of the shooting.

J. C. Andrea, recalled. George had told him that he had not seen his gun since the night of the coon hunting, and also that he had no light in his house the night of October 23rd.

Percy Bartle, recalled. George was ready to go to bed that Friday night, I came down about 9 o'clock. Went into Mrs. Kennedy's rooms. Took a single barreled gun from Mrs. Kennedy's kitchen behind a flour barrel. Was no other gun there that night, and saw no person with any other gun.

Cross. Have been in Newton last 10 days with Sheriff Andrea. Was subpoenaed by defense at Lackawanna, also by the state at Joseph Jagger's; was brought here February 3rd. The defense had an interview with him at Joe's, had a considerable time to get, also endeavored to have one with him at Newton. Consulted with Sheriff, who told him he could do as he pleased, so informed them he would say what he had to say before the court.

Defense closed at 9.30 o'clock and the court, after giving instructions to the jurors, adjourned to Monday morning at 9 o'clock.

The prisoner, George N. Jagger, was brought into court this Monday morning in better appearance than at any time since the beginning of the trial. He walked with a slight limp. He neck encircled with a handkerchief in a rather careless manner.

A Mother's Recommendation
I have used Chamberlain's Cough Remedy for a number of years and have no hesitancy in saying that it is the best remedy for coughs, colds and croup I have ever used in my family. I have not words to express my confidence in this remedy.—Mrs. J. A. Moore, North Star, Mich. For sale by Balch & Son, Matamoras, all general stores in Pike county.

but effectually concealing any evidence of bandages or wounds. His wife sat by him pale and sad.

The opening address to the jury by the state was delivered by Lewis Hood, assistant prosecutor of Essex county. While making no claim to oratorical flourish, it was a finished and scholarly presentation of the state's case and the evidence, that certainly impressed the audience, and must have appealed to the calm judgment of the jurors. He dwelt upon the evidence of the accused, and the damaging effect of a fabricated story to account for his presence at home that night, and of the guns being out of his possession during the time of the shooting, thereby destroying whatever of truth that might have otherwise been contained in his statements. While no person saw the shots fired there are clues that indicate who did fire them, and these clues are almost entirely furnished by the prisoner himself. The error in regard to the guns being in Mrs. Kennedy's rooms that night, the fact of his shoes fitting the foot prints leading from the Bevans home, his admissions of not having seen the gun since the coon hunt, the statements that he had no lights that night were given prominence by the state commensurate with their importance. He pictured Jagger as a man of the woods and fields who shot for pleasure and snared game for profit, sought the fields and woods in his light, keeping clear of the highways where his neighbors would surely recognize him should they meet him.

Conrad dwelt also on his talk with Litta about going out and knocking somebody over for two or three hundred dollars as establishing both the desire and the motive. Litta found him reloading shells, and the sheriff found he had buckshot in his home. When from illness caused by the newspaper reporter telling Mrs. Jagger her husband was suspected of the crime they called the Litta's to their home to assist them apparently as their friends. When they came did he explain to them his innocence? No! He said, "if my wife had been home this wouldn't have happened." The defendant tries to qualify it on the stand by adding "to me." Why should George fear a trial by his peers? He said he feared lying witness, and the disgrace of his family. Would the disgrace be any less by his taking his life on the eve of his trial?

Mrs. Kennedy who handled the double gun was not called on the stand. George was in his sister's room where the guns were said to have been set, but does not say a word about having seen them, and Percy says that when he went after the single gun in Mrs. Kennedy's room he saw no other gun, and there was no double gun standing by it.

Why send with Gmaer for his mail when he had already made an appointment with Litta to go down to Centreville that night. To explain and sustain the theory of a light that night he claimed to be carrying in potatoes and apples. Why should he fabricate such evidence if he were innocent.

He knew too well that when Bevans got to the phone that it would bring the people on the public road, hence he made his return by the woods and fields, a private way.

Mr. Hood concluded his address in about two and a half hours, after which Ex-Senator Lewis J. Martin, for the defense, occupied about the same time in a statement of his views of the case that combined the fact of an able lawyer and the acumen of a judge upon the bench. He contended there was no evidence of motive or that Mr. Bevans was forehand, that as far as the tracks were visible they ran about at right angles with a direct line to Jagger's home and that the tracks could have easily been the imprint of almost any other shoe of like size and that the imprint did not show the hole nor the breaks in the sole, nor were the measurements accurate, being taken after the ground was frozen.

Would leave it to the jury to decide what weight should attach to the alleged use of wadding from the Gazette when there were 100 copies of that paper taken in the township.

He sifted the testimony of Samuel Litta and wife with merciless severity and attributed to them nearly as much motive as George Jagger's was shown to have and believed this to be the mainspring of their testimony. Outside of these two witnesses I contend you have no pretext the statement of George's as to the light to mean that his rooms

were not lighted up, or illuminated. The statement that he could not prove himself home between 6 and 8 o'clock was simply a statement of fact, as he was alone and had no one by which he could prove his whereabouts, being so it had no special bearing as evidence of his guilt. How will the jury construe the fact that George when he came back from Bevans's that night at about 10 o'clock directly fell asleep in the rocking chair, as to a clear or guilty conscience. Is there any doubt that this defendant meant that if his wife had been home he would have her testimony by which to prove that he was home? With the feeling that was current in the neighborhood, why shouldn't he feel nervous; with the condemned woman in the jail, moaning and hysterical, calling for laudanum, why shouldn't he call for some, too, to quiet his nervous condition?

The State would have you believe that trying to take his life was evidence of his guilt although many come to the same point from nervous strain and often with no visible motive.

Mr. Martin closed at 4.45 and a recess was taken to 7.15, when Theo. Simonsen followed in an address lasting about two hours and that used up the night session. Farther than to insist that Jagger, if guilty, would have fled to the wilds of Pennsylvania, with which he was perfectly familiar and where he might have hidden for ages, when he found that he had failed in his attempt, instead he went to Bevans's to give aid and did help mark the tracks. Also he claimed that behind the story of the Litta's was a motive, a scheme. Otherwise Mr. Simonsen merely followed the same as Senator Martin.

Tuesday morning Prosecutor Huston closed for the State with a masterly review of the evidence, occupying not more than 1 1/2 hours, after which Judge Garretson included his charge in the forenoon session, and gave the case to the jury.

Mr. Huston's address is published on the second page.

Tendency of the Times

The tendency of medical science is toward preventive measures. The best thought of the world is being given to the subject. It is easier and better to prevent than to cure. It has been fully demonstrated that pneumonia, one of the most dangerous diseases that medical men have to contend with, can be prevented by the use of Chamberlain's Cough Remedy. Pneumonia always results from a cold or from an attack of influenza (grip), and it has been observed that this remedy counteracts any tendency of these diseases toward pneumonia. This has been fully proven in many thousands of cases in which this remedy has been used during the great prevalence of colds and grip in recent years, and can be relied upon with implicit confidence. Pneumonia often results from a slight cold when no danger is apprehended until it is suddenly discovered that there is fever and difficulty in breathing and pains in the chest, then it is announced that the patient has pneumonia. Be on the safe side and take Chamberlain's Cough Remedy as soon as the cold is contracted. It always cures. For sale by Balch & Son, Matamoras, all general stores in Pike county.

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My hair used to be very short. But after using Ayer's Hair Vigor a short time it began to grow, and now it is fourteen inches long. This means a splendid wig to me and being about without any hair.

Prepared by Dr. J. C. Ayer & Co., Lowell, Mass.

Short Hair

were not lighted up, or illuminated. The statement that he could not prove himself home between 6 and 8 o'clock was simply a statement of fact, as he was alone and had no one by which he could prove his whereabouts, being so it had no special bearing as evidence of his guilt. How will the jury construe the fact that George when he came back from Bevans's that night at about 10 o'clock directly fell asleep in the rocking chair, as to a clear or guilty conscience. Is there any doubt that this defendant meant that if his wife had been home he would have her testimony by which to prove that he was home? With the feeling that was current in the neighborhood, why shouldn't he feel nervous; with the condemned woman in the jail, moaning and hysterical, calling for laudanum, why shouldn't he call for some, too, to quiet his nervous condition?

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" 5, Daily Express	8.30 "
" 30, Local Except Sunday	8.35 "
" 42, " " " "	8.40 "
" 70, Way Sunday Only	8.45 "
" 30, Local Except Sunday	8.50 "
" 22, Way daily exc't Sunday	11.45 "
" 4, Daily Express	12.45 P. M.
" 70, Sunday Only	1.10 "
" 34, Way daily exc't Sunday	1.15 "
" 9, Daily Express	1.20 "
" 20, Way Sunday Only	1.25 "
" 30, Local Sunday Only	1.30 "
" 18, Way daily exc't Sunday	1.35 "
" 14, Express Daily	1.40 "

WESTWARD.

No. 7, Daily Express	12.10 P. M.
" 17, Daily Milk Train	7.35 "
" 1, Daily Express	11.30 "
" 116, For Ho'dale Expt. Sun.	12.10 P. M.
" 2, Express Chicago 100 day	5.15 "
" 30, Local Express-Sunday	5.30 "
" 6, Limited Daily Express	10.30 "

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Delaware Valley Railroad

Time Table in Effect October 1, 1903

STATIONS		P. M.		A. M.	
10.00	1.40	8.20	8.20	7.30	10.35
9.05	12.40	Ar.	Ar.	Ar.	Ar.
New York—D. L. & W. R. R.					
Philadelphia—Broad Street Station					
East Stroudsburg					
12.30	5.00	7.00	Ar.	8.25	4.05
12.37	5.07	7.07	Ar.	8.32	4.12
12.44	5.14	7.14	Ar.	8.39	4.19
12.51	5.21	7.21	Ar.	8.46	4.26
12.58	5.28	7.28	Ar.	8.53	4.33
1.05	5.35	7.35	Ar.	9.00	4.40
1.12	5.42	7.42	Ar.	9.07	4.47
1.19	5.49	7.49	Ar.	9.14	4.54
1.26	5.56	7.56	Ar.	9.21	5.01
1.33	6.03	8.03	Ar.	9.28	5.08
1.40	6.10	8.10	Ar.	9.35	5.15
1.47	6.17	8.17	Ar.	9.42	5.22
1.54	6.24	8.24	Ar.	9.49	5.29
2.01	6.31	8.31	Ar.	9.56	5.36
2.08	6.38	8.38	Ar.	10.03	5.43
2.15	6.45	8.45	Ar.	10.10	5.50
2.22	6.52	8.52	Ar.	10.17	5.57
2.29	6.59	8.59	Ar.	10.24	6.04
2.36	7.06	9.06	Ar.	10.31	6.11
2.43	7.13	9.13	Ar.	10.38	6.18
2.50	7.20	9.20	Ar.	10.45	6.25
2.57	7.27	9.27	Ar.	10.52	6.32
3.04	7.34	9.34	Ar.	10.59	6.39
3.11	7.41	9.41	Ar.	11.06	6.46
3.18	7.48	9.48	Ar.	11.13	6.53
3.25	7.55	9.55	Ar.	11.20	7.00
3.32	8.02	10.02	Ar.	11.27	7.07
3.39	8.09	10.09	Ar.	11.34	7.14
3.46	8.16	10.16	Ar.	11.41	7.21
3.53	8.23	10.23	Ar.	11.48	7.28
4.00	8.30	10.30	Ar.	11.55	7.35
4.07	8.37	10.37	Ar.	12.02	7.42
4.14	8.44	10.44	Ar.	12.09	7.49
4.21	8.51	10.51	Ar.	12.16	7.56
4.28	8.58	10.58	Ar.	12.23	8.03
4.35	9.05	11.05	Ar.	12.30	8.10
4.42	9.12	11.12	Ar.	12.37	8.17
4.49	9.19	11.19	Ar.	12.44	8.24
4.56	9.26	11.26	Ar.	12.51	8.31
5.03	9.33	11.33	Ar.	12.58	8.38
5.10	9.				