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WAS THAW SANE WHEN HIS **DESPERATE HAND STRUCK** THE BLOW FOR VENGEANCE

Delmas Today Takes Up the twelve men asking them to take the sworn testimony of the self-same con-**Crucial Legal Point** of the Case

DEEPLY IMPRESSED BY A-POWERFUL PLEADER

Crowds to the Court Room-Following on His Scathing Arraignment of Stanford White, Evelyn Thaw's Mother and Abraham Hummel. Delmas Also Paints Pathetic Pictures of Evelyn Thaw's Love for Harry Thaw and Her Spirit of Sublime Renunciation.

(By Leased Wire to The Times.) the jury in behalf of Harry K. Thaw in the supreme effort to save him from punishment at the hands of the law for the killing of Stanford White.

An even greater crowd had gathered before the opening of court in hope of hearing at least part of the address of the famous California lawyer, and when the doors were opened the court room within a few minutes was crowded to its capacity.

For the first time since the trial began, Mrs. Edward Thaw, wife of Harry Thaw's brother, was present. wife, Evelyn; the staters, Mrs. Carneand their husbands and Edward and

The Jury filled the seats in the box at 10:25 a. m. Captain Lynch of the court squad forced a passage through the crowd in order to let them reach ing resplendent in a blue tie of the

place Inside the rail, and at 10:30

"Harry Thaw to the bar." wife, who sat on the end of the family

The Strong Plea Resumed.

Mr. Delmas resumed his summingup by first thanking the jury for their kind attention. He said:

"I have endeavored to lay before these two young people. L had tried adviser of Harry Thaw is admitted. to him in the summer of 1906 her of scorn. In her heart she said:

"Oh, Harry, I love you, I love you lated were true; and, secondly, that it was true that she did relate them to to the defendant at that time.

"I next endeavored to analyze the only testimony which can be pretend- most to a whisper. Mrs. Carnegie was ed to conflict with the evidence of the the only member of the Thaw family defense, and to determine if a jury showing any emotion, occasionally sworn to do their duty be warranted putting a lace handkerchief to to find evidence sufficient to convict. eyes. The others sat mutely at-And much less would they be warranted in building a superstructure upon so rotten a foundation as might involve the life of a human being.

Acts of the Drama.

"Four acts of this drama I tried to Do you remember how his mother portray. I had shown the acts of dishim who had finally been brought to the bar of justice by the brought to the har of justice by the firm hand of the law. The last act is "And he told her he desired to protect the child from the vile wrong asked the court to inflict upon this over the girl whom her mother had convicted telor the fullest penalty of betrayed?

'May I never see him standing on in her own words. She says: the self-same apot in this self-same this thing. He did not sleep nights.

May I never see him standing before sworn testimony of the self-same con-

"May I never see him ask them to

could have stood the test of the general scrutiny if she had not been telling the truth. I shall assume that that story was told as she swears it was and I shall proceed to depict the effect which the telling of that story had upon the mind of Harry K. Thaw.

Effect of Evelyn's Story. 'She says after narrating what took

place in Paris in June 1903:: "The effect of this story on Mr. Thaw was terrible. To think of me-1 was so young-and to think of this big, great yellow brute. It must have been fright-ful. He could not think of it. He would walk up and down the room, exclaiming 'Oh God, Oh Ged!' and kept sobbing, not like an ordinary sob, but a terrible sob. He kept raying: "Go on, tell me the whole story." We stays ed there all night in this room. He said it was not my fault-that I was simply New York, April 9.—Delphin M. did not think any the less of me on Delmas today resumed his address to account of it and he said that no matter against him. poor unfortunate little girl, that he what happened he would always be my friend. He renewed his proposal of marriage two months after. He said that I was not to blame-that it was ot my fault. "I told him that even if I did marry

him the friends of Stanford Whitewould always laugh at him-that they knew about it and would be able to always love me and I would be an succe at him after our marriage; that angel to him." it would not be right for us to get married; that it would not be a good thing because of his family; it would get him in trouble in his social relations. He kept saying that he could never care for or love anybody else. He She entered the court room with the sold he never could marry another worest of the family, which included man and that he wanted to make me Mrs. William Thaw, the mother; the his honorable wife. He said I was an unfortunate person and he thought just

as much of me.

"He kept pressing so dearly, but dur-ing the whole period I was refusing his offers of marriage becauset I loved him. And I also respected him."

Sublime Renunciation

"Subline renunciation, says the dis the crowd in order to let them reach their places. Lawyer Gleason, look-part to refuse the hand of a wealthy man when he offered her an honorable type worn by Thaw, was the first one union. Incredible, he would lead you of the counsel for the defense to to believe. Impossible, the district attorney says, and in the same breath He was quickly followed by Pea-body and O'Reilly. Delmas took his by evidence that will convince you be-by evidence that will convince you beyoud doubt that thins renunciation by court opened with Clerk Penny's call: Evelyn was sincere. You recall the letters he wrote As the prisoner came down the recall the letters he wrote three months who poisoned your life, who poisoned isle he handed several letters to his after this sublime renunciation. He your mind. I have no reproaches to his, who sat on the end of the family says: (This was written in September heap upon your head, for I know you point-blank. She thought, but said she alone. would not, that it would shut me out,"

"The genuineness of this letter is not disputed; that it was written to Mr. Longfellow is not denied; that Mr. your eyes the picture of the fate of Longfellow was the trusted friend and

"She looked upon the man she loved, to show the unfortunate occurrence and she did not want the man she all these together are but as the fore daylight today, two burglass which befell her when she narrated loved to be pointed at with the finger

have shown, or at least have endeav- so much that I will not drag you down. ored to convince you, first, that the I want to leave you free and the mofacts which she swears she then re- ment you say so I shall return to my happy and I will go down until I, like many others, have disappeared from the world."

(Mr. Delmas brought his voice al-

The Mother's Story.

"The sneer then is unjustified. The sublime resignation did take place although we men may not rise above our sordid occupations to realize it. heard him son and moan, and how he told her about the awful wrong done

this dramatic life is yet to be de that had been done her; that he had picted. The curtain is yet to rise proposed marriage and that she (1 upon that fifth act, and in the name quote the very words of the mother) of humanity may we all pray that the that she had refused because she or humanity may we'all pray that the curtain may never rise upon that act. May my eyes never behold the chief come here to perjure herself, or did he come here to perjure herself, or did he executive of law of this city standing deceive her when he told her that he upon this spot where a year ago he wanted to extend his protecting arm

"I return to Evelyn's story as told

room, after seeing the witness per this thing. He did not sleep nights, jure himself on the stand with the not crying but terrible sobbling. He open on the table before his eyes, or moving and it was terrible, ter-

rible. He got worse about it. Then he seemed to have these fits of sitting still and not saying a word about it. biting his nails. And then in the midst of it he would suddenly ask me about Stanford White. It seemed to be something that was ever present.'
The Mental Trend.

"This, gentlemen, was the condition of Harry Thaw, when in 1903 he parted from Evelyn Nesbit and sent her back ahead of him to New York. You have the first faint dawn of the men-tal trend which manifested liself three years after. The storm had not burst forth, but the dark clouds were gatherings from the four quarters of the horizon, from which lightning and to burst forth.

"She says be called upon her as soon have his grey-halfed mother see him as he arrived in New York, the middle be sent to a dishonored grave.

of November. She had come to this "You know that no actor was ever city the latter part of October. In so gifted that in a court room and before an assemblage such as this she pened here that when the man whom she loved and whose hand she had re-

> "I saw him at the Navarre, I would not see him alone. He came "What is the matter with you?" And I said: "I don't care to speak to you because I have heard certain things about you." understand and wanted me to tell him. I told him that I had heard terwater on a glil be had not be a bath morphine; that he was in the aidt of the girlsto posts and bettler from.

> "They Have Described Yun." have deceived you." I told him that Mr. White had taken in to Abraham Hummel's office and that they had shown me a paper which the gald

"He sald: "Poor Hille girl. You can believe them if you wish.

"The interview lasted tea migate." persisted. I did not want to have anything to do with him. At the parting he kissed my hand and said no matter what happened he would

"Gentlemen, I ask you to picture to yourself the state of mind Harry Thaw was in when he received such : greeting from the woman he loved. I ask you to imagine what his condition of mind was in when he returned to New York and found that she had "Gentlemen, what was the condi-

tion of his mind as it is pictured to your eyes by documents of Immeasurable worth, telling the story of this epoch in Harry Thaw's life? The series of letters that voiced the wall that came from his suffering soul is unparalleled in history from the time of the Greeks to the present day.

"He wrote to her the day after ha had kissed her hand and parted from lleved everything false people told you. Poor little Evelyn, you have 1903) 'Three months ago I asked her are honest. I must fight this battle

"'I am changed, but not in truth or faithfulness. Alone I cannot settle down. I am not responsible now, as I am frivolous and not at all as I was before. I can do no more than make the best of it; every loss; every illness; every opportunity missed-Everything is trivial to me now."

2ND ADD THAW. for-all the ambitions of his life were gone and whatever could happen was but as a glass of water in the sea in which a ship was battling. He left counter. New York in November for his mother's home in Pittsburg in this condition.

Into the Dark.

thing. At breakfast in the morning the the whole square of specials to result of \$1 a build. same absent-minded look as if he was into the cellar, and there a picture best efforts of its own agency

how she questloned him:

the heart of her suffering son by the story she brought out little by little. (Evelyn Thaw at this point wiped

plending for her husband's life.) girl's name. And then you remember John's Hospital. organ pealed; how the sob broke from his throat and the tears gushed from



St. Petersburg, April 9.—The little Czarevitch, whose portrait is shown here, is an unusually handsome and bright boy and the pet of the whole court. He is now that and a half years of age, having been born at Peterhof on August 12, 1901. He was builed as the savior of the empire, then in the midst of the war with Japan, and the people thought his birth a sign of coming victory.

had her wind so poisoned against him again by the man who had been the GLOM LITUP BY FORGED RALLOTS PISTOL FLASHES -STIR OFFICIALS

Burglars Invade a Basement Alleged Buying Up of Votes started this month. There will be clothes torn and blood streaming no exception to the order made some down her face and arms. She was Under Police for Peabody

You recall the thee months the paleons were life but the hands of the men between the paleons were life but the hands of the men between the paleons were life but the paleons

Ensues, Two Burglars Being Wounded and a Third Captured as He Climbs Through a Window.

(By Leased Wire to The Times.). battle in a dark basement room hthree or four carped.

"All was lost to him and the world burglars to attempt to operate ander steps today to procure indictments appeared flat. He had nothing to live the drill of the Long Island Rais- makes the alleged insurance crimiroad's special police, while a squad hals. was drilling led to the bloody en-H. Dahlberg, one of the inspectors in

"Up to that time Harry Thaw had zation of the Long Island Reffred Piles Law, here been obliged to count been a man of cheerful and sanguine system. A torre was heard there, the first ballot where there have been temperament. His mother saw a and one of the special policement duplicates.

Proof was furnished Manager Serugchange had come over him, the moment he crossed the door. His manner was been down started by a bullet whitness that the had an absent-

caped while the battle was on.

tears from her eyes. She seemed great- said he was Field Baase, one of the for the grand jury today are declared smashed today when before seven ly affected at this part of Delmas wounded men was Michael Rhoades to be out and out forgeries. ending for her husband's life.) and the other was Harvey Benson. There are involved twenty-five sending for her husband's life.) and the other was Harvey Benson. There are involved twenty-five sending for her husband's life.) The wounded men were sent to St. forged ballots in the Mutual Life and sixteen in the New York Life. The

jure nimiself on the stand with the not crying but terrible sobbing. He ed him why he had sobbed, he answer-within the corporate limits of the city, agents were not so careful, and prompted on the table before his creeking ed: for extension and 94 against extension, many states,

Procure Indictments Against the Alleged Insurance Criminals in the New York and Mutual. /

(Special to The Evening Times.) cases of forgery in New York county raging sea of water is to a battleship. were wounded, another captured and New York Life & Mutual Insurance The carelessness of six or seven tional Polycyholders' Committee took

> quantities of cooper wire and other been many forgeries, but that the inequipment being used in the electric ejectors, under their interpretation of

minded look, as if he had lost every- by his ear. That was the signal for ander contain conditions paid a bount loss is estimated at \$2,000,000. struggling with a problem, and when he battle was held. Several score of the company is declared to have hire went to the plane and struck the chord until they became-like a wait, until the storm passed over his soul and the music became softer and fainter, until the lights was turned on two votes for the Peabody administration became softer and fainter, until the lights was turned on two votes in a week they were paid \$50 wounded strangers were found by instead of \$50 which virtually means the lights was turned on two votes in a week they were paid \$50 wounded strangers were found by instead of \$50 which virtually means the lights was turned on two votes in a week to be a second control of the lights was turned on two votes in a week to be a second control of the lights was turned on two votes for the Peabody administration to be a second control of the lights was turned on two votes for the Peabody administration to be a second control of the lights was turned on two votes for the Peabody administration to be a second control of the lights was turned on two votes for the Peabody administration to be a second control of the lights was turned on two votes for the Peabody administration to be a second control of the lights was turned on two votes for the Peabody administration to be a second control of the lights was turned on two votes for the Peabody administration to be a second control of the lights was turned on two votes for the Peabody administration to be a second control of the lights was turned on two votes for the Peabody administration to be a second control of the light was turned on two votes for the Peabody administration to be a second control of the light was turned on two votes for the Peabody administration to be a second control of the light was the light w til it died out in his ears. | wounded strangers were found be insend of \$50, which virtually mea "And how she in the dark night found hind coils of wires while another \$1 a vote. This is said to have early the coils of wires while another \$1 a vote. This is said to have early the coils of wires while another \$1 a vote. him sitting upon his bed fully dressed was stopped while trying to get contract forcery methods. Several through a window into the street, local agents of the Northwestern In-"Its no use," he said, Teannot sleep.' Three or four of his companions had climbed through the window and established employment, fust before the heart of her suffering son by the

The man captured in the window trict attorney was asked to take be

agents who secured these ballots generally used fictitious names as wit-Fayetteville, N. C., April 9.—At the nesses, and it will be difficult to locate extension election hold here yesterday, the real forgers.

A WOMAN SAVED IMPROVEMENTS

Contracts Closed Amounting Struggle in Enveloping Folds to \$12,000,000

of a Blanket

Conference With Corporation Com. She Escapes, Shricking, Her Face mission-President Garrett Stated That About \$200,000 is to be Expended on Terminals at Wilmington and \$85,000 at Charlotte.

this morning between the officials of the Seaboard Air Line and the Cor-General Superintendent C. H. Hix, threshold of her home in Reserroft. Chief Engineer Seddon, Judge Watts, Md., about noon yesterday aftergeneral counsel, and Judge Womack, noon. Mrs. Spencer is a young marof this city, division counsel. No ried woman, and it is due to her special thing was discussed but af- strength and pluck that she was able fairs of the Scaboard Air Line in finally to fight of her assallant. In the course of his reing improvements.

between \$150,000 and \$250,000 is the blanket. to be expended in improving the terminal facilities, such as changing Spencer screamed for help, and the aid \$65,000. It adjoins the presfront, being as fine wharf property tempted assault, an excellent as there is in Wilmington. This work scription of the man. is to be done within the next year or eighteen months. In addition to the improvements at Wilmington knew of the struggle was the sight

sured the corporation commission They went to the woman's assistan on the Carolina Central—would be presented a pitiable sight, with her started this month. There will be clothes torn and blood streaming days ago by the Seaboard requiring weeping hysterically. that the road be put in good condi-

creased business.

where they held a conference with town. the Atlantic Coast Line officials yesterday in regard to the proposed pasbound train No. 38 for Portsmouth.

ONE SQUARE MILE OF HARBIN IS IN ASHES

(Ev Leased Wire to The Times.) covers almost a square mile. The

(By Lensed Wire to The Times.) New York, April 9 .- Records of the past few years were badly o'clock snow began to fall all over Greater New York. Not in years has fury on a charge of misapplying the snow fallen so late as April 9. The funds of the Chicago National Bank

to spread alarmingly, and the record pany with Fred M. Blount, president, for these diseases has already been and Marshall A. Dunning, assistant reached this year already.

ON SEABOARD BY HEROIC FIGHT

OFFICIALS HERE TODAY ASSAILED AT HER DOOF

Streaming With Blood-A Posse

Scouring the Country in Search of

the Negro-Who Attacked Her and Whom She Described. (By Leased Wire to The Times.) Washington, April 9 .- At a late hour last night a posse was scouring poration Commission, the Seaboard the country in search of a burly ne officers present being. President Gargro who attacked Mrs. Minnie Spenrett, General Manager Whittlesy, cer just after she had crossed the

Throwing a heavy horse blanket marks President Garrett stated that over her head and drawing the folds contracts had recently been closed tightly about her waist as she stepthat meant an expenditure of \$12, ped inside her house, the man threw 000,000, the same to be used in mak. Mrs. Spencer violently to the floor. A struggle followed, during which Some of the greatest improve- the woman fought her assailant vigments in North Carolina are to be orously, her cries for assistance beat Wilmington where, it was said, ing smothered by the heavy folds of

Finally freeing her head, Mrs. the freight yard, building wharves, negro, taking fright, beat a hasty The Senboard re retreat through the back door of the ently purchased property at Wil- home and across the fields to the nington for which the company west of the Spencer home. Mrs. Spencer gave the posse of citizens ent freight yard and is on the water which quickly formed after the at-

A Tragic Figure The first the citizens of the hamlet the company is to expend \$85,000 of the woman rushing frantically out at Charlotte on terminal facilities. of her house to the street and call-The expenditures at Wilmington ing for help. Her cries first attractdo not include the proposed passen- ed the attention of Dr./ E. P. Simp ger station. President Garrett as son and his wife, who live close by, that the work of laying heavy rail and were followed by others. Mrs. between Wilmington and Hamlet- Spencer, as she stood in the street,

When the facts became known fully a dozen men formed themselves It is expected that within the next into a posse and began a vigorous ear the South & Western will be search for the man throughout the completed from the coal fields of the neighborhood, while Dr. Simpson west and this will mean an enorm- and several women dressed the woous increase in the business of the man's wounds and made her as com-Seaboard between Rutherfordton fortable as possible. The Rosecroft and Wilmington, and arrangements posse was joined several hours late have to be made at Wilmington and by Deputy Sheriff R. H. Vincent, of Charlotte for taking care of this in- Upper Marlboro, and four or five constables who were sent to the scene The party of Seaboard officials by Judge Merrick, of Upper Maricame to Raleigh from Wilmington boro, who is holding court in that

It was said last night that, though not in a serious condition, Mrs. senger station. They left on north- Spencer was suffering from violent hysteria and nervous shock, in addition to the numerous bruises and cuts on her face and body.

DISASTROUS FIRE AT INSANE ASYLUM

(Special to The Evening Times.) Philadelphia, Pa., April 9 .- A disastrous fire broke out late last night Harbin, Manchuria, April 9.—The which for a time imperiled the lives necessatile suburb of this city, known of the twelve hundred and fifty paas Falcadon, in which many large tients in the male side of the institu-warehouses were situated, has been tion. The fire entirely consumed section 11, a large two-story-and-a-half brick building which contained 350 patients, all of whom were rescued at tremendous risk of life by doctors and nurses,

During the excitement the attendants had considerable trouble in quieting the patients in the other buildings, and the scenes in the wards of No. 8, within a mindred feet of the roaring flames of the burning section, were indescribable.

WALSH GIVES HIS BOND FOR TWENTY THOUSAND.

(By Leased Wire to The Times.) Chicago, April 9.—John R. Waish, indicted last week by a federal grand doctors are the ones most serious and making false entries, appeared about the matter.

They are issuing all sorts of warn-with his attorneys and gave bond for ings. Grippe and pneumonia are sure \$20,000. The Illinois Surety Comsecretary, signed the bond.