TWELVE PAGES TODAY.

RALEIGH, N. C., WEDNESDAY, APRIL 10, 1907.

TWELVE PAGES TODAY.

### JEROME LOOSES THE LIGHTNING ON THAW

Launched Against Him and Evelyn

## EVERY DARK PAGE OF

Speering at the Girl' and Deriding the Tragic Story She Told, the the evidence and to see whether you take as the only form of insanity excusing for crime that form which the receious Oratory to Painting the Tragic Story to Painting the Tragic Story She Told, the evidence and to see whether you take as the only form of insanity excusing for crime that form which "I assure you that on the evidence the law expressly defines. acter of the Slayer of White Finished in Time the Case May be finished nor excusable. Given to the Jury This Afternoon.

(By Leased Wire to The Times.) New York, April 10.—The address Harry K. Thaw.

This bitter arraignment of the prisoner embodied all the invective the prosecutor could muster up. Almost of the time alloted to him in ant. prejudicing the jury personally against Thaw.

Mr. Jerome resolved to drag out and illuminate with his feroclous oratory every black page in the life gree, if deliberation can be shown.

Where this is a killing with deliberation with deliberation with deliberation with deliberation with deliberation with the shown the survival of the state of the sta of Thaw, choosing to show the jury the kind of a man he believed him to be rather than discussing the question as to Thaw's justification for the slaying of Stanford White. It was thought today the case

might go to the jury tonight. Talk depends on how long Jerome talks. If he gets through in time it is expected that Justice Fitzgerald will obout the large immediately. harge the jury immediately.

The greatest disorder prevailed inside the court room for more than an hour before the district attoney began his address. Despite the efforts of the officers inside the room, the spectators who succeeded in fighting their way through the crowd outlede battled for the best seats. Most of the lucky ones had been invited by persons high up in the court building, and they took the rough handling to which they were subthe first degree; and if they find him while Thaw gets up. His wife says jected with good grace. Jerome's not guilty, it stands that the defendhe was gone about twenty minutes. score of friends. The physicians who declared that Thaw was insane were ushered into the room through Justice Fitzgerald's chambers and in that way escaped all but the first crowd. They were apparently the best satisfied per-

s in the room, for they sat within So pressed were the attendants for accommodations that they placed a row of chairs behind the jury box. A dozen women succeeded in getting

Thaw family arrived at 11:20 Mrs. George Carnegie and Mrs. Edward Thaw ant with George L. Carnegie in the first row while the Counters of Ydr-Evelyn Thaw sat in the one behind Jerome Begins Speaking.

ourt opened at 11:32 a. m., and began his summing up in a few

minutes later.

Mr. Jerome said:

"If it pleases your honor and genlemen of the jury, you seem as far as I can judge to have been wandering through a weird deal of romance in the past days. It is not on statements

by scriptures:

"That is not what we are trying here You have listened for long weeks, but in obedkence to the injunction of the court you have not made up you minds. Nor has it been an easy task for the dudge learned in the law.

"It has not been an easy time for counsel elilier. The law when it punishes the law when it punishes out in who live under it.

"And important as it is that no turnan live shall be put out except just."

people, of which you, each one of you, is a part.

"It is no conflict between the executors of Stanford White and this defendant; it is no conflict between this defendant and the man whose lips are sailed. It is not to determine whether Evelyn Nosbit Thaw was ravished by Stanford White. We are not trying a rape case.

"It is an action of the people of New Tandall. Thaw, over the questions be had put to the count."

"That is the question. I do not pro-

and on that alone, the evidence given before you under the sanctity of an oath, you are in try this case, and, Character of the Slayer of White before you under the sanctity of an in the Sintster Sludes That Thaw oath, you are in try this case, and, Apparently Wears Before His as your oath says, a true verdict give. utor's Own Mental Vision I shall endeavor to show you from If Jerome's Savage Arraignment is the evidence in this case that what this defendant did was neither justi-

Was Not Justifiable.

"I am going to show you that the it waits three years until it has had defendant was neither justified nor a good dinner and flaunts the women should be be excused for his act; that whom it loves. Dementia Americana of District Attorney Jerome to the for the protection of the community does not put the woman up and exjury today was a terrific attack on the defendant should be lawfully pose her for its own protection. If punished. Let me endeavor to stick to my argument and to direct my argument step by step as it present itself to me. - First, we are here to try an accusation by the grand jury. most ignoring Evelyn Neshit Thaw They on their oaths have said that weeks has not shaken it. and belittling the tragic story she the evidence, unexplained, has satistold, he was determined to devote fled them of the guilt of the defend-

"This accusation means just what justifiable, is murder in the first deguilty of murder in the first degree, unless it can be shown that he was instance at the time.

"Design to indict death, in law,

means, as it does in common sense, desire to seek that death. The court will explain in detail the term 'de liberation.' I will leave that to the court. Such a design must precede the killing by some appreciable time, saw him. but the time need not be long. Such in brief, is murder in the first degree: but if the killing was done without dealgn or deliberation, it is then murder in the second degree. And if it and his party went to Madison is done in anger with a dangerous Square Garden, where any citizen weapon and a self-cocking revolver, was welcome and might reasonably it will not be disputed, is a dangerous expect the protecting arm of the law madron of experts arrived with a ant was instifted in his act. Any of Thaw comes back and goes to where charge may be returned.

"'Justidable' means 'in self-de shoots him down without warning, nobody east of the Mississippi would say that such an act was done in selfdefense.

"That it was excusable is absurd There can be logically but one of four verdicts-murder in the first degree murder in the second degree, delibera tion being absent; manslaughte because of passion, or not guilty because

of insanity.

"Such I conceive to be the general outline of the case. Each counsel must present such evidence as may honestly epresent his side of the case. He mu not endeavor to inflame your passion from the case on trial to another. Tha is not the practice on the Altantic sea-board, not the way to present in profes-

board, not the way to present in professional way an argument.

No Appeal to Passions.

"Your oaths bind you, but the oath of the counsel of the supreme court binds, or should bind him also. An appeal to your passions is a wide departure from the custom of couries. The court will charge you on the law: it will help you as far as it can to bring you to a just verdict.

"You, under our system, are the sole judges of the facts. Nothing that coursel says, except in so far as it is supported by testimony, should influence you. The law you must must take from

you. The law you must must take from

"You were sworn not to be swayed by

clearly in mind that while the defens have listened to the horrible story of the dant's counsel stands for the prisoner, shooting without having the bitterest there is another side, the side of the passion proused.

a rape case.

"It is an action of the people of New York against Harry Kendall Thaw. Whether his act was justifiable or not. jurymen when they were examined." As to Dementia Americana.

"Then in regard to insanity: Each haven't that gift. "Then in regard to insanity. Each," But I have tried as honestly as t of you remembers that when you

> "You were asked about this 'dementia Americana'-this higher law +and you swore there was no law you would consider higher than the law of our state. Dementia Americana, which exists from the Canadian border to the gull and to Texas, par ticularly to the gulf-it waits three long years and glares at his enemy. you doubt our case, we will get right back to the little book containing the minutes of the people's case-a case which was presented in two hours and the work of all these

Story of the Tragedy. "Now, let us see what the direct case of the people was. White had the law says—that the killing of a spent Sunday with his family in the human being, unless excusable or country. The boy had come to town with a friend. The boy bought tickets for a theatre including one for father. The father, however ate, premeditated design, to effect had decided to go to the Madison death, the person doing the killing is Square roof garden, and so the boy Square roof garden, and so the boy and his friend went to the theatre

by themselves. "Thaw, his wife, Truxton Beale Bales, you remember as to where they sat. White and his boy and the boy's friend came into the Fifth avenue entrance. His entrance did not make any impression on Thaw. I don't see here that Thaw

"In fact, judging from the description, the young lady must have looked around considerably to have seen Stanford White at all. Thaw these five verdicts the court will Smith, White's brother-in-law, sits. About the conversation which he had with Smith I shall have some fense,' and when a man sits quietly thing to say later on. During parts at a table and another comes and of the talk Thaw stands there (point ing to diagram) over there, (tapping with pencil on diagram) where Stan-ford White, unconscious of his preshis hand. Long enough was he gone to get this (showing the revolve) that killed White) out of his inner pocket into his overcoat pocket and then he returns to Smith and then a chair. Her brother just before his

elevator.'

"He answered: 'I did.' The de- ed bruises on the lungs and liver. Stanford White?' fendant dld not utter a word about The hearing has been continued

his friend, Dr. Evans. "Every Act That of Sanity."

almed at, he answered: 'I think I cently her father ran a blockade whiskey still in the kitchen. "When asked if he shot the person with most extraordinary statements by a doorman who, when examined in my office, made no such statement hearing the screams of girls as if they were being beaten. But unfor-inpately for the defendant's plea. this statement did not take into ac count the fact that there was confined in the same station house a drunken woman, who exclaimed she would be thus and so if she allowed herself to be locked up. There was



here appears, has announced his retirement from business, after a continuous career of fifty-five years. He has been a partner of John Wana maker since 1885 and was manager of his New York store. He proposes to devote the remainder of his life to educational work. He is head of the General Education Board to which John D. Rockefeller recently gave

The Story Told to His Sister Folly Moore

She Also Declares at the Preliminary and Beaten Him With a Bottle

(Special Cable to The Times.) Wilson, N. C., April 10 .- The court house was crowded today at the hearing of the preliminary trial of Nathan A. B. Moore, charged with nce, sat with his head resting on the murder of his son. Potty Moore, sister of the deceased, testified that her father told her that he had kicked her brother, and beat him with a bottle and also hit him with death told her his father had killed "When the policeman asked him him. Her father told her he beat why he killed White, he replied: 'He him because he, her brother, was rulned my wife,' and this apostle of drunk.

God to seek vengeance on the ray- Defendant's counsel contend that isher of American virgins calmly said inflammation of the lungs, which to the fireman, 'Take me down the physicians say was the cause of death, was not caused by the kicks "He was asked: 'Did you shoot or wounds received.

being an apostic of providence until until Friday on account of the ab-he had the benefit of advice from his friend, Dr. Evans.

until Friday on account of the ab-sence of one of the defendant's coun-sel. He has been refused bail in the meantime. Polly Moore, the prison er's daughter, testified that until re

### TWO MEN POISONED DIE IN DARK STREET

(By Leased Wire to The Times.)
Fort Scott, Kas., April 10.—Jose
McKulecky, aged 65, and Joseph Sale
aged thirty-five of Burlington, Ka herself to be locked up. There was no furore; the shots did not go wild; he made no mistake. Every act was the act of sanity.

"You have said he looked pallid.

This man, who nursed for three long (Continued on Page Seven.)

sas, were poisoned by a stranger here and last night, evidently for the purpose of robbery. Both men died a few minutes after they were found in a dark side street. They had recently sold their farms and were met by the stranger, who represented himself as a land agent.

### ORDERS DOORS OF BANK SHUT

Puffing Cheeks to Blow Him The Lincoln Saving and Every Council in the Into White House Trust Company

IT'S A SOUTHERN GALE ITS LARGE BUSINESS RALEIGH IN THE LEAD

Virginia and Maryland are Leading, This Has Been Done by the Company Believing That the "Lame Lion from Lynchburg" May Prove a Strong Democratic Candidate for the Presidency of the Union.

(By Leased Wire to The Times.) Richmond, Va., April 10.-The papers throughout the southern states are getting together and exploiting the name of John W. Daniel, the "Lame Lion from Lynchburg," senior member from Virginia in the senate of the United States to succeed President Roosevelt. Within the last several days many by in their editorial columns for the examiner.

Virginian. There seems to be an impression in the routh that the time the American people.

THE THAW TRIAL GORGES THE TOMBS

(By Leased Wire to The Times.) New York, April 10 .- Thirty-four risoners in the Tombs charged with murder are eagerly awaiting the end the Thaw trial.

Under ordinary conditions a dozen more homicide cases are disposed of every term, but the Thaw trial now court with the result that nearly orty prisoners must wait. Three lozen murder cases might, under ordinary circumstances, have been disposed of in the time taken to fight out the struggle over Harry Thaw.

Iolayed the murder cases, but other prisoners charged with lesser offenses have been forced to wait. In all, there are now nearly six hundred prisoners in the Tombs. In 1894, when the number of prisoners reached six hundred, a new Tombs was decided upon.

ANSWER OF STANDARD OIL COMPANY FILED.

(By Leased Wire to The Times.) St. Louis, Mo., April 10.-The answer the Standard OH of New Jersey John D. Rockefeller, Henry H. Rogers both individual defendants and about forty of the defendant torporations to Trial That Her Father Himself the government's ouster suit was filed late yesterday afternoon in the c court here. The answer was filed by Justice Priest of St. Louis and comprises a general denial of all the charges in the bill filed by the government and denying each paragraph in the bill in its order. With the denial was filed a bill of exceptions to all other parts of the government's bill, comprising thirty-seven exceptions on the ground

It is said the first matter to be taken up before the court will be the hearing of arguments on the exceptions by Judge Sanborn, Hook, Adams and Vandevanter, sitting together.

BLOCKADE OF FREIGHT CAUSED BY BLIZZARDS.

St. Paul. Minn., April 10.-Traffic con ditions on the Canadian Northern Rallway in the northwest, are reported in worse shape than they have been on any western road this year.

ed. The present tie-up has been caused by the blizzards which have been sweeping over western Canada. It has been tied up between Emerson and St. Vincent, and the suffering at times has been intense. The blockade in the north is beginning to affect all other

## WOULD YOU SEND ME

(Special to The Evening Times.)

Logansport, Ind., April 10.—Summonated to the effice of Dr. John W. Ballard. Supposedly for a friendly call, lard. Supposedly for a friendly call, lard (By Leased Wire to The Times.)

in Acting as Surety for Contractors-Officials Say There Will be no Loss Either to the Depositors or the Creditors,

(By Leased Wire to The Times.) Philadelphia, Pa., April 10,-The Linoln Saving & Trust Company at 1550 Market street, closed its doors at 10 o'clock this morning. The officials say the suspension will be temporary The company has done a large bust-States for the presidency of the United hess in acting as surety for contrac-

Henry F. Stitzell, secretary of the prominent papers in this state and concern, said the concern had closed the called to order. Reports from the thuyland have come out unreserved-"The state examiner," said Mr. Stit-

zell, "thought some of our investments has now come when the name of a poor. We disagree with the authorizonthern man should be advanced for ties. There will be absolutely no loss the highest honor within the gift of to the depositors or creditors of the

Although there may be an impair nent of paid capital it is understood that the state examiners have been at the company's books for over a week. Last night the state bank examiner gave orders that the institution was ot to open this morning.

John I. Comly, the president of the

empany, is now in Harrisburg in con sultation with the authorities.

The company was organized about ten years ago. The officers are James I. Comly, president; Thomas Bohannan, vice president; Henry F. Stizil, secrehas dragged out for three terms of tary and treasurer; Richard S. Stoyl, title and trust officer; Thomas Bohan nan, James I. Comly, Henry Hess, William T. Field and R. C. Ballinger.

The last statement of the company filed with the state bank commis sionera November 26, 1906, was: Cash on hand \$4,669.62; total recource

"Not merely has the Thaw trial \$421.852.78; Capital stock pail in \$132.000; layed the murder cases, but other deposits—subject to check \$171.212.93; isoners charged with lesser offenses special \$87.413—\$258.726.98; total liabilities \$421,852.78; amount trust funds in vested \$42,700; amount trust funds \$14, 148.25; total \$56,848.28. It is understood that a creditor of the Lincoln Trus Company has been identified with several building operations. One of them had to be sold under foreclosure pro-

# FEAR THE BARGE

(Special to The Evening Times.) Norfolk, Va., April 19,—100 barge J. H. Marvil, Capt. Cordrey, of Dr. Brooks by C. S. H. Marvil, Capt. Cordrey, which broke away in the storm of New Haven, Conn.; Capt. J. A. Rambellooks and the storm of Salisbury, Rev. S. Mendelsohn sey of Salisbury, Rev. S. Mendelsohn believed in the marine district here today to have been driven out of the Virginia Capes, where it foundered with a crew of four drowned. The Dixic is out searching for the Marvil.

RAMPING DEVIL

(By Lensed Wire to The Times.) Madrid, April 10.-There has been All freight offices have had notices of for some time almost an epidemic of the embargo on shipments west of bomb explosions in Barcelona, caus-Kamasch and passenger travel is limit- ing isolated injuries and much alarm. It has seemed that in most cases the perpetrators were actuated by mere devillsh mischief, bombs with time ! been reported that from 1,200 to 1,500 fuses having been placed apparently Regent. coaches filled with immigrants have aimlessly, in houses, on staircases, and elsewhere, regardless of who might be made victims.

One exploded last night in Calle Boqueria, blowing a priest's legs off, Regent, injuring four other passers-by and Dr. J. Howell Way, Waynesville shattering a number Later in the evening another bomb burst in the street burying a blcyclist. Treasurer, Another had exploded harmlessly the same morning.

POLICEMAN'S JAG, GUN, TO STATION

(Special to The Evening Times.)

Local Council During Past Year Gained More Members Than Amy Council in State-Reports Received This Morning and They Were Most Gratifying-Barbecue at the Fair

The eighteenth annual session of

Grounds Tomorrow.

is Represented

the Grand Conneil of the Royal Arennum met in Raleigh this morning. There are forty-seven councils in the state, and every council was reprosented when the Grand Council was der in North Carolina was in a most flourishing condition and had entirely recovered from the effects of the change in the assessment two years ago. At the time it looked like the order might be seriously affected by the feeling that was caused, but when the members of the various councils thoroughly understood the altustion matters a tonce began to adjust them serves in a way that has been most satisfactory to all who have the wel-fare of the order at heart. In this work Raleigh Council has taken an active part, and since the active part, and since the moetle one year ago has gained more the forty members. The order was est lished thirty years ago, and after twenty-eight years a mortuary was prepared and it was based on at experience of 468,000 lives, makin it very complete. It is on this table that the increase in rates two years ago was made.

During the past year the Royal Ar-canum has paid out in death clother something over \$8,000,000 and placed \$1,000,000 in the emergency

A feature of interest in the of the state medical examiner, D J. H. Way, of Waynesville, was a tab ulated statement showing in detail the diseases that have produced the death of the members of the order who have died in North Carolina. The report goes back to 1878 and answers the question, "Of what do people die in North Carolina?" This report will be very valuable to physicians all over the state.

At the morning session memorial services were held in memory of Past Supreme Secretary W. O. Robson of Boston, who has died since he last session, and Dr. Et Brooks of Reldsville, grand regent, who passed away a few weeks Eulogies were pronounced on the life Bern, J. F. Tesh of Reidsville, H. E. Bonitz of Wilmington, and others.

The council took an adjournment at 1:30 for dinner, and the after session convened something after 3 o'clock.

An invitation has been extended to the members of the Grand Council and also the members of the loca council to attend a barbecue which will be given at the Fair grounds to morrow afternoon at 2 o'clock. Spe cial cars will be provided to carry the crowd to the Fair grounds and they will leave from the west alde of the capitol square at the Confederate monument.

The following are the present offcers of the Grand Council: S. M. Brinson, New Bern, Grand H. E. Bonitz, Wilmington, Grand Orator

D. M. Miller, Salisbury, Past Grand of windows. Grand Secretary. A. M. Powell, Raleigh, Grand J. T. Hedrick, Lexington, Gran

Guide. F. W. Hancock, Oxford, Grand Chaplain. J. M. Norwood, Raleigh, Grane H. C. Chedester, Asheville,

Dr. V. E. Weyher, Kinston, A. J. Evans, Statesville, T. W. Slocumb, Goldsboro,

(Continued on Page Pive.)