

Evelyn Thaw Called to the Witness Stand

(Continued from First Page.)

knew him?
 A—Yes.
 Q—Did the acts impress you as irrational or rational?
 A—As irrational.
 Littleton had held the foundation for Evelyn Nesbit Thaw's story through the medium of Mrs. Fletcher's testimony.
 Was it the Caper of Love-Sick Boy?
 By Jerome:
 Q—Did you talk with his mother about this?
 A—Yes.
 Q—Was he ever under restraint during the twenty-six years?
 A—Not that I know of.
 Q—Can you remember if he had a poor appetite in 1907?
 A—I remember occasions before that when he would leave his meals untouched. He would leave the table abruptly.
 Q—Have you met more than one person in your life who did not seem mentally rational?
 A—I don't know that I have.
 Q—Have you ever had an opportunity to observe the condition of a young man in love with a chorus girl who had repulsed his offer of marriage?
 Justice Dowling interrupted Jerome to order the words "chorus girl" eliminated.
 Jerome qualified by substituting "a young lady of the stage," but this was also ruled out, whereupon the district attorney reframed the question as follows:
 Q—Did you ever see a highly nervous young man who had been wrought up by a young woman who refused his hand in marriage?
 A—Yes.
 Q—Did the defendant tell you that he was very much in love?
 A—Yes, sir.
 Q—Have you ever, before seeing Harry Thaw in that frame of mind, had an opportunity of seeing another highly nervous man in a similar frame of mind?
 A—No, sir.
 Q—So that so far as what are men's normal actions under such circumstances you have no experience at all?
 Upon objection by Littleton the question was withdrawn.
 Evidence of a Domestic in Thaw Family.
 Mrs. Catherine O'Neil, a former resident of Pittsburg, was the next witness. She had known Harry Thaw since he was three years old; had been employed by his mother as a seamstress and nurse. She said that at the age of three Harry Thaw had a very poor color. "I had charge of him night after night for a couple of years. Frequently his mouth would twitch and his eyes droop. The twitching would be spasmodic. He would also throw himself down on the floor and yell."
 Mrs. O'Neil said Thaw had St. Vitus dance in his childhood, and that the affliction lasted six or eight weeks, but finally left him.
 Evelyn Takes the Stand.
 "We will call Mrs. Evelyn Nesbit Thaw," announced Littleton. It was eleven thirty-five o'clock when Mrs. Thaw was called to the stand. She entered the court room, passed along the aisle back of the juror box, and, after the oath was administered by the clerk, took her seat in the witness chair.

She glanced down to where the defendant was seated, and smiling, gave a slight nod of her head. Thaw responded with a broad grin and a nod.
 Mrs. Evelyn Thaw sat in the witness chair for a minute, gazing calmly at Mr. Littleton, who was busy adjusting his papers on the table, and at Mr. Jerome and Mr. Garvan, who stood in the middle of the room talking. She remained on the stand only a minute, when Mr. Littleton asked her to withdraw, as he intended calling another witness.
 She Temporarily Withdraws.
 Doorman Lynch of the Tenderloin station, was summoned after Mrs. Thaw was sent back to the witness room. He said that he was on duty the day after the shooting and remembered Harry Thaw being in a cell at the station house.
 By Littleton:
 Q—How long was Harry Thaw under your charge?
 A—About an hour and a half.
 Q—Did you observe him during the time you were there?
 A—I did, sir. He had a sallow complexion; he was pale and his eyes were bulging.
 Q—Did you ever see eyes like them in your life?
 A—Never.
 Q—Did you hear him say anything?
 Had Little Girls Locked Up.
 A—Yes, sir. He said I had a number of little girls locked up upstairs. He insisted that he heard girls there between ten and twelve. I told him that we never locked up little girls here, but he continued: They must be here; I hear them now. Listen and you can hear them. I listened but there were no sounds, so I asked him, Do you hear them now? He said, Yes, I said, You must be dopey, and walked away.
 Q—But did the act impress you as rational or irrational?
 A—As irrational.
 By Jerome:
 Q—What is the character of the house on the southside of Thirty-first street back of the station house?
 A—I don't know. There are colored tenements on the west and south.
 Q—And the shaft runs between them and the station house?
 A—Not all the way.
 On cross examination Jerome was unable to make any material change in Lynch's story.
 Lynch was followed on the stand by James F. Barrett, a brother officer, who was also on duty in the Tenderloin station and had an opportunity to observe Thaw.
 Barrett said he saw Thaw every few minutes during the day after the shooting.
 Thaw also spoke to him of hearing the voices of young girls crying.
 On cross examination Jerome at-

tempted to show that Barrett was contradicting statements he had made shortly after the shooting to the effect that Thaw was all right except for the fact that he had had a great number of drinks.
 Court then adjourned till 2:30 for dinner.
 Introducing Mrs. Evelyn Thaw Again.
 (By Leased Wire to The Times.)
 New York, Jan. 17.—Evelyn Nesbit Thaw, the beautiful young wife of Harry Thaw, was called to the witness stand today to tell again the story which, at the first trial of her husband drove men and women in the court room to tears. She was in the ante room of the court, where she has waited each day since the beginning of the trial, when Mr. Littleton announced that she would be the next witness. A court attendant opened the door and beckoned to her. She laid aside the stenographic report of her former testimony, which she had been studying, and entered the court.
 Before the first question was asked Mr. Littleton was informed that Doorman Lynch, of the Tenderloin station, whom he wished to examine, had arrived. Mr. Littleton asked Mrs. Thaw to give place for the time to Lynch and with a smile and a nod at her husband, Mrs. Thaw returned to the ante room. Lynch was then called and examined. His testimony and that of Doorman Barrett took up the remainder of the forenoon session and it was announced that Mrs. Thaw would

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he called to the stand again immediately after recess.

Afternoon Session of the Court.
 At the afternoon session Mr. Jerome continued to cross-examine Doorman Barrett for a time, but without result.
 The witness, when cornered, held back on a convenient lapse of memory and completely baffled the prosecutor. At last Jerome gave him up in despair.

Mother Thaw Called to the Stand.
 There was a big stir in the court room as the next witness, Mrs. William Thaw, mother of Harry K. Thaw, was called to the stand. A great turning of necks followed her summons to the witness chair.

Just before she passed from view behind the jury box she turned and looked at her son Harry, who had moved around in his chair and was gazing at her. No look of recognition passed between the two but later when she took her seat in the witness chair and her eyes caught his, a smile spread across the face of the prisoner. She braced in her chair prepared to answer the questions asked by Lawyer Little-

ton.
 Q—You are the mother of this defendant?
 A—Yes.
 Q—Where was he born?
 A—Pittsburg.
 Q—Do you recall in 1903 when your son came to Pittsburg from New York?
 A—I do, sir.
 Q—How long did he remain?
 A—Until his youngest brother's wedding.
 Q—Do you recall the incident of his arrival?
 A—Yes, sir. He usually came home very joyous, but this time he greeted me without a smile. There was an unusual staring expression in his eyes.
 Q—Did he act unusual?
 A—Yes, sir; he left the breakfast table and went into the drawing room and played the piano violently. Gradually the music softened and he returned to the room.
 Q—Did you speak to him about it?
 A—I did. I said: Harry, what is the matter? And he only mumbled to me.
 Q—Did you sleep near his room?
 A—Yes, sir. I noticed a light under his door and when I entered his room I would find him trying to read, for he could not sleep. I went into his room several times. Sometimes he would groan and I would be awakened.
 Q—How would you find him?
 A—I would find him crying. Finally, he told me of a young girl he was interested in being ruined. He would not tell me the name. This was just before Thanksgiving, and about a week after he came home.
 Q—Where did he tell you of this?
 A—In his room at night. I was attracted to his room by his crying.
 Q—Will you tell me as near as you can just what he told you?
 A—He said there was a young girl in whom he was deeply interested who had been ruined by the meanest man in the world and that she was not the only girl this man had ruined.
 Q—And what did you say?
 A—I said this was not his affair—that her mother was living and she should look after the girl. He said she was practically alone and he was the only one who could look out for her.
 Q—Did you observe his manner the next day?
 A—Yes; it was unchanged. I was so relieved to know that it was a wrong done by another and there was nothing on my son's conscience that I did not again refer to the matter.
 Q—When did you take him next?
 A—After we came back from the wedding and he then told me the names of the persons. I went to his room. His pillow was wet with tears. I asked him who the girl was that he was so troubled about. He said that she had formerly lived in Pittsburg but he did not tell me her name just then.
 Q—Did he tell you the name of the man?
 A—He did.
 Q—What was that name?
 A—Stanford White.
 Q—Did he tell you the woman's name?
 A—Yes, later on, but it was vague to me. I had never heard the name before. He said that it was Nesbit; that her mother was alive and that her father was formerly a lawyer in Pittsburg.
 Q—What else did he say?
 A—He said that she was a mere child and that he feared for her alone in New York.
 Q—Did he tell you about the mother?
 A—Yes, sir; he said that the mother of the girl could be careless.
 A—Did you say anything about it?
 A—No, I did not want to seem that interested. I hoped his attraction would die out.
 Q—Did he fret after that?
 A—Yes, sir.
 Q—Did you call a physician?
 A—No, but he did.
 —Do you know Dr. Bingham?
 A—Yes, sir. He has been our family physician for years. He is present recovering from an illness.
 Q—When did you next talk to Harry of this?
 A—It was as we were coming home from the Thanksgiving service. A shower of tears came over him in the

turned her down.
 Archie Thomas, colored, refused at the last moment to complete a marriage contract with Sarah Jackson, although the guests were assembled, the parson on hand and the chattering supper prepared, one day last week, and all because of a bad breath.
 If Archie's reasons are bona fide, it proves him not such a fool after all. Said he: "I don't like to turn Sallie down at de las' mint dat er way, but she didn't keep her word wid me. All dis time she been complainin' 'bout bein' s'pondent an' melancholly; say she all time dizzy like, hab pain in her right side, bitter taste in her mouf, sick headaches, an' coated tongue, an' de was bref I see ebber got er whiff uv in my born days. I tole her I didn' care 'bout marryin' no doctor bills, an' dat she better git fixed up fast. She say she sho gwine git some dis Andes' Great Prescription from O. G. King, corner Hargett and Wilmington streets, an' git rid uv 'er troubles right er way. Well, I tole her to do dat an' she sho git all right, case I tried it myself, an' den de weddin' gwine come off. Dat niggah nebbor done nuthin' 'tall for herself. Her bref small right now like er sewer. When I step 'long side her an' whiff dat bref, I say 'Sally, is you bin takin' dat Andes' Prescription?' She kin 'er look, sheepish an' whimper, 'No, not yit.' Den I gits mad, an' asked de 'sembled guests ter 'scuse me whilst I 'splains to de parson 'bout dat bref, an' den I skiddoos."
 Sally could have won her husband, and many others affected like Sally can win back permanent good health, and find speedy cure for all catarrhal affections by using Andes' Great Prescription. Thousands of bottles have been sold without one complaint. It costs \$1.00 per bottle, three for \$2.50, or six for \$5.00.

church. On the way home I said: Harry, how could you so far forget yourself, and he said: Oh, just to think that if it had not been for him she might have been with us.
 Q—You went home from the services?
 A—Yes, sir.
 Q—Did you observe the length of the time he was crying?
 A—He was not crying. There was just one shower of tears.
 Q—How long did he remain at the house after the return from church?
 A—Not long.
 Q—Did you observe his appearance?
 A—It was a little brighter. His sister came home to be married and that seemed to relieve him.
 Q—Did you observe periods of abstraction—sitting looking at apparently nothing?
 A—Yes, sir; sometimes he would be sitting at the table. I would be sitting opposite him. Suddenly he would burst out crying—a flood of tears would follow. I admonished him not to brood over the trouble.
 Evelyn Again Takes the Stand.
 New York, Jan. 17.—Mrs. Evelyn Thaw has just been recalled to the stand at 3:30 o'clock.

RALEIGH CONSTRUCTION COMPANY IN TROUBLE

Because their property has been attached by creditors the Raleigh Construction Company, of 110 Fayetteville street, this city, will be forced into bankruptcy, formal papers for which will be filed this afternoon or tomorrow. In meantime the doors of the concern have been closed and the property held subject to the order of the court by the sheriff.

The concern, of which Mr. J. E. Jordan, formerly of Orangeburg, S. C., is president and general manager, began business here little more than three years ago, with offices and shop on Hargett street, between Fayetteville and Salisbury, but about the first of May last moved into its present quarters on Fayetteville street, where they occupy one of the finest appointed places on the principal business street of the city.
 When seen this afternoon Mr. Jordan said that owing to the number of outstanding contracts and the number of uncollectible accounts the company has been unable to meet the pressing demands of the creditors, hence they were forced to the wall.
 The liabilities of the concern he reckons to be in the neighborhood of \$8,000, which is secured by stock and fixtures and outstanding contracts. The principal creditors are said to be the Central Electric Company, of Greensboro, and Tower-Binford Electric Manufacturing Company, of Richmond, Va. The attachment, rather the first, for there are now two, was instituted by the Greensboro concern, which was followed by like proceedings by the Richmond company, and it is therefore that the company has decided to go now voluntarily into bankruptcy, according to Mr. Jordan.

The principal stockholders of the company are said to be Messrs. L. A. Mahler, W. J. Andrews and Mr. Jordan, the manager. Mr. A. B. Andrews, Jr., is said to be counsel for the company.
 And in the meantime Mr. Jordan announces that he will open up an establishment at the corner of Hargett and Salisbury streets on his own account.

WOMAN FOLLOWED MAN ACROSS OCEAN TO TAKE HIS LIFE

Chicago, Jan. 17.—The case of Mrs. Thomas Metcalf, who last evening shot at Baaker John R. Walsh's attorney, Samuel R. Hamill, in the federal building here, parallels strangely in some respects the case of Mrs. Annie M. Bradley, of Salt Lake City, Utah, who recently was acquitted in Washington, D. C., after killing former United States Senator Arthur Brown, also of Salt Lake City. Mrs. Metcalf is a former resident of Hamill's home city, Terre Haute, Ind. She and her husband were at one time active in the church in which Mr. Hamill is a prominent member. She has since at different times consulted different lawyers here with a view to bringing suit against Hamill for alleged wrongs which she claims to have suffered at his hands.
 As in the case of Senator Brown, who had traveled from his home city, Salt Lake City, Utah, to Washington, on an important legal mission, and was shot by Mrs. Bradley, who had followed him from Salt Lake City, Mrs. Metcalf is said to have followed Hamill across the continent. Mrs. Metcalf is a native of Denver. From that city she is said to have trailed after Hamill to New York and from New York to Chicago.
 She has recently been earning a living on the stage, appearing in minor parts.

CHINA IS COWERING BEFORE JAPAN AGAIN

Shanghai, Jan. 17.—Chinese officials are apprehensive that the cabinet crisis in Japan will end in the inauguration of a more dangerous policy toward China with regard to certain outstanding questions with Japan.
 How to Avoid Pneumonia.
 You can avoid pneumonia and other serious results from a cold by taking Foley's Honey and Tar. It stops the cough, heals the lungs, and expels the cold from the system. Refuse any but the genuine in the yellow package. O. G. King.

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Yours to serve,
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SALE OF CORPORATION SECURITIES AND LIVE STOCK.

By authority of an Order of Hon. W. M. Russ, Clerk Superior Court for Wake County, N. C., we will at 12 o'clock M., on Monday, January 20th, 1908, at the County Court House door in Raleigh, N. C., sell at public auction to the highest bidder for cash, two Masonic Temple Construction Company second mortgage bonds of the par value of \$50.00 each; two shares of The Raleigh Leaf Tobacco Company stock of the par value of \$50.00 each; one sorrel horse and one pony, belonging to the estate of Mrs. Elizabeth Grimes, deceased.
 This December 23th, 1907.
 WILLIAM B. GRIMES,
 SAMUEL F. MORDECAI,
 Ex'rs of Elizabeth Grimes, Dec'd.
 Dec. 23, 1907.

NOTICE TO CREDITORS OF THE VERTICAL PAPER CUTTER COMPANY.

By an order of the Superior Court of Wake County, North Carolina, bearing date the 8th day of January, 1908, made at Chambers, in the city of Raleigh, N. C., in an action in said Court, wherein The Ohio Brass & Iron Manufacturing Company, suing in behalf of itself and all other creditors of The Vertical Paper Cutter Company, is plaintiff, and The Vertical Paper Cutter Company, a corporation of Raleigh, N. C., is defendant, the undersigned, Chas. D. Wildes, was appointed Receiver of the property and estate of the said defendant, The Vertical Paper Cutter Company; and pursuant to said order of the Court, notice is hereby given to all creditors of the said The Vertical Paper Cutter Company, to file their claims, duly verified, with me, at Raleigh, N. C., on or before MONDAY, FEBRUARY 24TH, 1908.

CHAS. D. WILDES,
 Receiver of
 The Vertical Paper Cutter Company,
 No. 312 Tucker Building,
 Raleigh, N. C., January 10, 1908.
 O. G. King, Sec'y.

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