

NEVER WANTED TO SHOOT CREATURE

(Continued from First Page.)

he felt all right, and slept well. He then told us the same story of the persecution he had related to me on the occasion of my first visit.

"I then asked him why he, under such circumstances, had shot Mr. White. "Providence took charge of it," he replied; "that was an act of Providence. For my part I would rather have had him suffer in court the humiliation the revelation of his acts would have caused."

"Did he tell you what he had done, if anything, to bring Stanford White into court?" asked Mr. Delmas.

"He said he had gone to see Anthony Comstock, District Attorney Jerome and a private detective agency. He said Mr. Jerome had told him he had better let the matter drop, that there was nothing to it. The detectives told him they would take the matter up, but they had not submitted a proper report. As to Mr. Comstock, he said he discovered that Delancy Nicol, the attorney who had been his adviser both to Stanford White and to Mr. Comstock. He regarded this as a conspiracy against him.

"Explosive Mental Make-Up. The witness next went into a description of his third visit on September 19, Thaw came into the room, carrying the box full of papers. Mr. Hartridge had tried to induce him to give up the papers. He turned abruptly and left the room, saying:

"Go away, Doctor, I am very sorry." "I told him the papers had nothing to do with his examination, but he left the room and the visit ended."

"As a result of the visit, did you draw any scientific deductions from Mr. Thaw's actions?" "Yes. He displayed a highly explosive mental make-up, in that, without adequate cause, he dismissed his counsel and physicians after he had agreed in advance that we would come there for the purpose indicated. He displayed defective reason in putting aside professional men whom he had never known before and through no unfriendly part."

"Did he mention to you the names of any of the young women who he said he suffered wrong at the hands of Mr. White?" asked Mr. Delmas. "Before the witness could answer, Mr. Delmas withdrew the question and asked Dr. Evans if he had read the codicil to Harry Thaw's will."

"The witness said he had read it in part. "Did he tell you the names that appear in the codicil?" "Mr. Jerome objected to the question and was withdrawn."

"Did Mr. Thaw say to you that he was insane?" "It is a common thing for persons suffering from unsound mind to protest that they are not insane. It is very common." "Dr. Evans said Thaw declared that perhaps 200 or 300 persons might be found who would say he was insane, but he did not think they could prove it."

"Great Idea of Own Importance. Relating to Thaw's act of self-importance, Dr. Evans said: "He wanted me to understand that he was Harry Kendall Thaw, of Pittsburgh; that he was the only and only Harry Kendall Thaw, and there were no others."

"What conclusion did you reach as to Thaw's declaration that his act had been an act of Providence?" "That it was an insane delusion." "Are you not, in your opinion, a normal and sane man after he has committed an act of homicide, and the absence of these elements an evidence of unsoundness of mind?" "As a rule, remorse and repentance are found in the sane mind."

"This ended the first examination of Dr. Evans, and Dr. Wagner was recalled. "As a result of your visits to Mr. Thaw on August 21 and September 19 last, did you reach a conclusion as to the mental condition of the defendant?" asked Mr. Delmas.

"Yes," replied Dr. Wagner, "in my opinion he was insane, that is, he was a delusional man." "Doctors Flinn, McDonald and Mahon also asked permission to examine Thaw, but he had refused to allow them to do so. The three physicians mentioned are the alienists employed by the state in this case."

"Lawyers and Doctors in Collision. Mr. Thaw said Dr. Daniel had also been called, but he had refused to let him conduct an examination, although he was sent by his own attorneys. He said the lawyers and doctors were in collision with the District Attorney's office to run him into an asylum and prevent his case coming to trial. Thaw always referred to Stanford White by epithet, such as "the blackguard" or "the dead man," but never by his right name.

"Dr. Wagner then repeated the same story of the interview as was related by Dr. Evans. "Did Thaw protest that he was sane?" asked Mr. Delmas. "Yes." "Did Thaw ascribe to himself any particular function in dealing with the subject that was on his mind?" "Yes. He said it was his province to look after the welfare of young girls and lead them along moral lines."

this codicil the same as those you have testified Mr. Thaw gave you as victims of Stanford White's practices?" asked Mr. Delmas. "Mr. Jerome objected on the ground that it was an attempt to get into evidence the contents of a paper for the introduction of which no foundation had been laid.

"I object to this scandalous talk," began Mr. Jerome, but he was interrupted by Mr. Delmas, who objected and took exception to the statement and asked that it be noted that the exception was due to the misconduct of the District Attorney.

"I am not talking to the jury," said Mr. Jerome. "I am talking to the court. We have twelve intelligent men here and they are not going to decide this case upon talk of counsel." "I object," repeated Mr. Delmas, "to the learned District Attorney's referring to this codicil or this will as containing scandal."

"Whether they are true or not, his will contains no elements of scandal," again asserted Mr. Jerome. "I object," replied Mr. Delmas. "I think we had better get back to the question," suggested Justice Fitzgerald in a conciliatory tone.

"I am laying a foundation for the ultimate purpose of offering this will in evidence," said Mr. Delmas. "My object now is to identify these names without making them public. If the District Attorney insists, I will have Dr. Evans state the names, but it is not my disposition to do so."

"I see a way out of all this," said Mr. Jerome, in a voice which displayed irritability. "Let them ask this witness if Thaw was crazy when he made the will, and then let them put the will in if the court shall hold it to be cumulative evidence and therefore admissible."

"Delmas Retorts in Kind. "I intend following that course," replied Mr. Delmas. "Dr. Evans was excused, and Dr. Hammond, another of the defendant's alienists, was called. Before he was sworn, however, Mr. Delmas changed his mind and had Dr. Evans once more recalled. Dr. Evans was shown the will and asked if he had ever seen it before. He said he had not."

"Mr. Delmas asked Mr. Jerome to concede that the copy made in the District Attorney's office was correct. "I don't concede anything," said Mr. Jerome. "It is your privilege not to concede anything, not even common courtesy," was Mr. Delmas' reply.

"I am exercising my privilege," snapped Mr. Jerome. "Dr. Evans proceeded to read the voluminous will. When he had read it, Mr. Delmas asked: "Can you state whether Mr. Thaw at the time of executing the will and the codicil was of sound or unsound mind, taking all you know of the case into consideration?"

"Dr. Evans answered: "It is my opinion that he was of sound mind." "Jerome Badgers the Doctor. Mr. Jerome began cross-examining the witness and had Dr. Evans repeat the latter statement.

"What form of insanity it is known as?" snapped Mr. Jerome. "Would you call it developmental insanity?" "Was it Paranoia?" "No." "Were the delusions which you observed during your first three visits to Thaw systematized or not systematized?" "They were not altogether systematized."

"In what respect were the delusions not systematized?" "He shifted from one delusive idea to another." "Can you state one delusion that was not connected with what might be termed the parent delusion about Stanford White and his relations with women?" "There was his delusion that reputable lawyers and physicians were in a conspiracy to railroad him off to an asylum."

"Yes, but was that connected with the parent delusion?" asked Mr. Jerome. "I would consider it as largely independent. I could see no reason why he should connect me with any conspiracy against him." "What kind of insanity is indicated by systematized delusions?" "Paranoia insana." "Do the will and codicil show systematized delusions?" "Yes." "What delusions?" "A delusion which showed he believed he was the subject of persecution."

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"that this paper was in existence long before June 25." Mr. Delmas read the codicil. It bequeathed \$7500 to Rodney P. Marshall, of Pittsburgh, to be used, all or in part, for obtaining legal redress from Stanford White and one other person whose name was not mentioned. In favor of four young women, who the codicil declared had been ruined by Stanford White in a "house in New York furnished and used for orgies by Stanford White and other infamous associates."

The separate circumstance of the alleged degrading assaults upon the four young women were mentioned in the codicil. One of the young women was declared to be acting at Lew Fields' Theater at the time. The codicil also left to the Rev. Charles H. Parkhurst, Fred W. Longfellow and Anthony Comstock sums of \$2000 each for the same purpose of securing evidence of any assaults by Stanford White and obtaining redress for the victims.

Will is Finally Admitted. Mr. Delmas next offered the entire will and there was no objection by Mr. Jerome. The instrument was read by Mr. Delmas, but the recipients of ordinary bequests were not mentioned by name by the attorney.

TOO MANY AMENDMENTS Bases Action on Ground That Changes Had Destroyed Original Purpose of Law to Regulate Logging Streams.

MAY REPAIR SHIPS NORTH Government Believes Bay City-Yards Have Formed Combine.

SCORES FOREST SERVICE (Continued from First Page.) mean that no Judge will be appointed unless Senator Borah is consulted.

RAISES PINCHOT'S SALARY. Senate Devotes Day to Fierce Criticism of Forest Service.

Where Will Shows Delusions. "In case other than a natural death or if any suspicion attaches to my taking off or if I should be made away with, I set aside the sum of \$50,000 for an investigation of the circumstances and for the prosecution of the guilty persons."

Speaker Davey Saves Day. SALEM, Or., Feb. 18.—(Special).—But for an effective address by Speaker Davey, who called Simmons to the chair, the House would tonight have defeated the bill reported by the ways and means committee appropriating \$25,000 for new cattle sheds at the State Fair grounds at Salem.

SALEM, Or., Feb. 18.—(Special).—The Oregon Legislature will adjourn at noon Saturday, February 23. This was assured tonight, when the House concurred in a Senate resolution calling for the adjournment at that hour.

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Three Good Reasons Why We Must Sell New Spring Garments at Prices Never Heard of Before:

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\$35.00 Broadcloth Suits, new and up-to-date, in wine, mauve, black and tan. \$17.75 A few Fall Suits, values to \$30. \$7.75 \$45.00 and \$50.00 Spring Suits, in Panama, Voiles; also mixtures. \$25.00

SKIRTS Values up to \$5.00; as long as they last. \$1.98 Every Skirt Reduced to Sell.

COATS About 50 Coats, Values up to \$17.50. \$2.35 25 Coats, Values up to \$35.00. \$4.95

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BRIX BILL IS DEAD

Spartan Father Requests the Lower House to Use Ax.

TOO MANY AMENDMENTS Bases Action on Ground That Changes Had Destroyed Original Purpose of Law to Regulate Logging Streams.

MAY REPAIR SHIPS NORTH

Government Believes Bay City-Yards Have Formed Combine.

SALEM, Or., Feb. 18.—(Special).—Brix's logging bill was indefinitely postponed on his own motion in the House tonight by a vote of 19. The author of the original bill explained that it had been so extremely amended as to destroy its original purpose, and for that reason he requested the action that was taken.

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Rosenthal's Removal Sale

IMPORTANT NOTICE This Sale will be continued until we move to our new and elegant store, corner Seventh and Washington streets. Every Article in our store is marked down, nothing reserved. We are determined to sell every pair of Shoes contained in our present quarters during this Sale. This is your opportunity to buy the best footwear at greatly reduced prices.

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Both Houses at Salem Agree on Date. Effects of Action.

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Call and consult us free of charge, and you will be given our honest and candid opinion, and by the aid of a thorough scientific examination we will be able to correctly diagnose your case and treat you to cure you permanently, and by these means we have the everlasting gratitude of hundreds of people.

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