



## CAPTAIN HAINS CONVICTED

### Murderer of William E. Annis Billed for Twenty Years Sentence in Penitentiary

### MAKE MOTION FOR NEW TRIAL

### Defendant's Attorneys Will Produce Affidavits That Jurors Were Not Properly Guarded and Permitted to Ride Over Country During Trial

FLUSHING, May 11.—Captain Peter C. Hains, Jr., U. S. A., tonight faces a prison term of from one to 20 years, probably the latter. Despite the testimony submitted by the defense to show insanity he was convicted of manslaughter in the first degree for killing William E. Annis. Quickly following the verdict of the jury, Hains' counsel declared they would produce affidavits to show that the jury had not been properly guarded during the trial, and upon this allegation he will seek a new trial. These affidavits will be submitted next Monday, the time set for passing sentence. There will of course be the usual motions to set aside the verdict, but the unguarded jury feature is the only departure from the stereotyped procedure looking to a new trial.

Daniel O'Reilly of counsel for the defense, said there was no evidence to warrant a verdict of manslaughter, that it should be either murder in the first degree or acquittal on the grounds of insanity. O'Reilly says the jurors were permitted to roam about the country in an automobile and go to the verge of the scene of the suicide, which he declared is against the law. He also says the defense will have affidavits to show that the jurors were permitted to leave the jurisdiction of the county and have been on government property at Fort Trotter.

The conviction came as a complete surprise. It had been expected that a verdict of acquittal on the grounds of insanity or a disagreement would result. No one was more surprised than District Attorney Dewitt, who had said all he could hope for was a disagreement. No demonstration occurred when the verdict was rendered. Hains stood up throwing back his shoulders in a military fashion while the foreman recited the verdict. As he heard the decision Hains' face grew white as chalk. He stood for a few moments motionless staring at the jury. Then one of his lawyers touched him and he quietly sat down. General Hains, the convicted man's father, and Major J. P. Hains, the captain's brother, broke down and wept. Mrs. Hains, the mother, was not present. After the jury was discharged, Juror Craft said that four ballots had been taken. On the first ballot the jury were evenly divided between murder in the first degree and acquittal on the grounds of insanity. On the fourth ballot a compromise was reached.

### R. GETTING BUSY.

May 11.—The Globe's London correspondent says Roosevelt is getting busy.

## TWENTY SUPPOSED TO BE DROWNED

### Gasoline Launch Sinks in the Ohio River and All Aboard Believed to Have Perished.

PITTSBURG, May 11.—Twenty persons are missing and all are supposed to have been drowned as a result of the sinking of a gasoline launch in the Ohio river near Schoenville, four miles below Pittsburg tonight. Of the 30 occupants of the boat only 10 are known to have been saved. All were employed in the Pressed Steel Car Co., at McKees Rock plant. They had been working overtime and left the works to cross the river in a launch. The boat is said not to have been intended to carry over twenty persons. As the boat sank it created a confusion that carried many of the occupants ashore but were chilled by the water and became exhausted.

velt's relatives have received news that the colonel, besides shooting lions, antelopes, rhinoceros and hippopotamus has captured a live and remarkable animal hitherto unknown. It is described as being something between a zebra and a giraffe.

### HE NEEDS LYNCHING.

### Boss Trouble Maker At Work Among The Chicago Homes.

CHICAGO, May 11.—Many families on the West Side have been alarmed by a man who rang their doorbells and informed them that a member of their family had been injured in a street collision and had been taken to the County Hospital. He represented himself as being an investigator for the Chicago Railway Company and apparently was intoxicated.

More than 50 telephone messages were received in the hospital within a few hours asking for information. About 25 persons, some of them hysterical, called at the hospital and wanted to see their relatives. All of them lived in the same district and had been informed by the same individual.

## JAPANESE SECTION MEN BEAT PAYMASTER

### FOURTEEN JAPS ATTACK PAYMASTER—THOUGHT THEY WERE BEATEN.

SALT LAKE, May 11.—Fourteen Japanese section hands fell upon Charles Anderson the Rio Grande paymaster at Gorgoa and beat him brutally today because their pay was not what they thought it ought to be. Anderson made a game fight and finally with the assistance of a horse escaped his assailants and reached Park City. Two of the Japanese were arrested and officers are searching for the others. Anderson was bruised and bleeding but not injured permanently. All the Japs have been discharged.

## ANOTHER TRAIN WRECK IN COLORADO

### PASSENGER TRAIN CRASHES INTO SWITCH ENGINE AND CAR IS WRECKED.

GRAND JUNCTION, Colo., May 11.—The Denver & Rio Grande passenger train which left Denver last night crashed into a switch engine and a string of empty cars 60 miles east of Glenwood Springs this morning. Both engines were completely demolished and the smoking car was telescoped. No lives were lost but several passengers were injured, none seriously. The passengers were badly shaken up.

### CORBETT WINS DECISION.

BALTIMORE, May 11.—In the final round of a 15-round bout here tonight, Young Corbett knocked down Harry Scroggs of this city. The bell saved Scroggs and Corbett was forced to be content with the decision.

## CHEAP RATES TO SEATTLE FAIR

### All Transcontinental Roads are Preparing for Additional Train Service Commencing May 16

### HILL AND HARRIMAN AT OUTFITS

### Interstate Commerce Commission Preparing a Decision in Controversy Between Hill and Harriman Which May Be Taken to Courts.

CHICAGO, May 11.—The Record-Herald will say tomorrow: Competition for passenger traffic to and from the northwest this year promises to be intense on account of the exposition at Seattle. All roads extending into the northwest are preparing for additional train service. The Chicago & Northwestern and Harriman lines will put on a Chicago and Portland special May 16. This train leaves Chicago at 10 a. m. daily arriving at Portland at 8 o'clock of the evening the third day.

In connection with this it is rumored that the Interstate Commerce Commission is preparing a decision in the controversy between the Hill and Harriman lines which will open the Portland gateway. At present the Hill lines will not accept through passengers for the northwest turned over to them by the Harriman roads at Portland. Should the decision go against the Hill lines it is then even doubtful if the gateway will be opened in time for the exposition business, as it is expected that the Hill management is prepared to take the question into the courts.

### BETTING BIG MONEY.

### Game American Lays \$50,000 To \$5,000 On The Home Horse.

NEW YORK, May 11.—Sporting circles were greatly interested last night in the announcement from London that a single bet of \$50,000 to \$5,000 had been laid against the American colt, Sir Martin, in the English derby. It is one of the largest bets made in the Winter book for many years. The backer of the horse is said to be an American.

## MOTORMAN IN PERIL OF HIS VERY LIFE

### FRANTIC MOTHER IN NEW YORK STARTS BAD TEMPER OF THE CROWD.

NEW YORK, May 11.—In response to a message that her seven-year-old son had been run over and killed by a Second Avenue trolley car at One Hundred and Fifth Street, Mrs. M. Altman ran to the scene and attacked the motorman and a street-car company inspector, tearing part of their clothes from their person. Two policemen took the frantic mother to her home and there she tried to commit suicide by stabbing herself with a breadknife. Her husband disarmed her before she could accomplish her purpose.

In the meantime the motorman had locked himself inside the car as a precaution against a crowd of more than 500 wildly excited persons who were trying to attack him. To rescue him the police reserves commanded a grocery wagon backed it up to the car and hustled the motorman into it and drove him rapidly to the police station.

### YESTERDAY'S BASEBALL.

National League.  
Philadelphia 1, Pittsburg 7.  
Brooklyn 2, St. Louis 1.  
New York 3, Chicago 4.  
Boston 8, Cincinnati 10.  
American League.  
St. Louis 3, Philadelphia 0.  
Cleveland 1, Boston 5.  
Chicago 5, Washington 3.  
Detroit 16, New York 5.  
Northwest League.  
Portland 3, Tacoma 2.  
Spokane 0, Seattle 6.  
Aberdeen 4, Vancouver 1.  
Coast League.  
Oakland 4, San Francisco 5.  
Sacramento 1, Los Angeles 2.  
Portland-Portland—No game.

### BY WORD OF MOUTH.

### Oral Honor Bets To Prevail At Belmont Races Tomorrow.

NEW YORK, May 11.—August Belmont, chairman of the Jockey Club and probably the most influential man in horse racing in America, declared last night that when the Belmont park opens on Thursday it will be possible for persons to visit the track and back their opinions orally, without fear of being molested and that they will receive ample protection from the racing association. He said that the recent anti-betting legislation applied only to bookmaking, in which a record is maintained.

### GUARD TAFT'S HOME.

WASHINGTON, May 11.—Preparations are being made to guard President's Taft summer home at Beverly Cove, Mass., while the President is there for the summer.

## CROOKS GROWING BOLDER IN NEW YORK

### MAKE A RUNNING GRANDSTAND PLAY ON THE OPEN THOROUGHFARE.

NEW YORK, May 11.—More than a dozen shots were fired late last night in a Wild West holdup in the crowded streets near the Plaza of the Williamsburg bridge, Brooklyn, by two men who had stopped four young men at a dark corner below the bridge. When their intended victims turned and fled the assailants with drawn revolvers pursued through the crowded thoroughfares firing several shots to right and left to keep away any who might attempt to interfere. A mob of men and boys took up the chase, led by a policeman and fireman. One was arrested before daylight today and identified by the four young men.

### JAP STUDENTS STALL.

### Refuse To Longer Attend An Unpopular School In Tokio.

TOKIO, May 11.—Fifteen hundred students of the Commercial their school insignia and then disjunct today at which resolutions were passed declaring that they would no longer attend the school. After the mass meeting the students formed a line in front of the building, sang the school song, bid farewell removed their school insignia and then dispersed. The trouble in the Commercial High School commenced some time ago when the students petitioned the government to raise it to the rank of a University. Their request was not granted, but the minister of education sought to effect a compromise by establishing a new commercial course in the college of law at the University of Tokio. The trouble culminated last week in a fire which nearly destroyed the building. It was supposed that the fire was the work of enraged students.

### DANGEROUS QUARTETTE.

MANILA, May 11.—The destroyers Barry, Bainbridge, Decatur and Dale conveyed by the auxiliary cruiser Rainbow, will depart for China Saturday en route to join the third division of the Pacific squadron. The destroyers will participate in the maneuvers which will be held soon by Rear Admiral Harbor's fleet.

## CALHOUN STILL ON TRIAL

### Prosecution Endeavors to Trace the Ford Deposits and Recalls Chief Clerk of Wells-Fargo

### BANK TAGS SHOW DEPOSITS

### Records of Officers of the Railway System and Deposits in Various Banks Was Evidence Offered During Trial at San Francisco.

SAN FRANCISCO, May 11.—Victor Rossetti, chief clerk of the Wells Fargo-Nevada National Bank, was recalled to the stand on the resumption of the trial of Patrick Calhoun today, and the prosecution continued its efforts to show that the \$200,000 in currency drawn from the mint by T. L. Ford, former general counsel of the street railway company, on telegraphic orders from the defendant, and \$85,000 of which it was alleged was paid to the Supervisors for the trolley franchise, did not go through the regular channels of the company's banking business. Deposit tags from the bank, showing money posted by the railroad company from April to September, 1906, inclusive, were introduced in evidence and from these it was shown that but little over \$12,000 in currency was deposited by the company in that time.

The same process was pursued as to the Union Trust Company and the Crocker National Bank. In each case transcripts of the private accounts of officers of the company, where any such existed, were read into the record for the same purpose. Charles Holdbrook, vice-president and chairman of the board of directors of the company, was then recalled. On cross examination Mr. Holdbrook stated that he had taken some interest in and made some investigation of the relative merits of underground and overhead electric systems. He declared that he had decided that the overhead system was more efficient. The inquiry in that direction met with an objection by Mr. Heney, who admitted that he had sought on direct examination to show that he had sought on direct examination to show that the directors had not acted independently in selecting the overhead system, but contested the materiality of the result of Mr. Holdbrook's investigations.

### THREE LITTLE LADS.

### From Seattle Find Their Weary Way in the Oregon Metropolis.

PORTLAND, May 11.—Lured to Portland from Seattle by the glowing description of the beauties of the Rose City given by a homesick Portland boy, Jim Morrison, alias "Funnyface"; Ed Baldwin, nicknamed "Stiff," and Emmet Lee, alias "Aimless," Seattle boys, aged 13 years each, brought up in Portland this morning, hungry and so homesick that their description of the Seattle exposition made them cry. To the juvenile court officials this morning the boys told their story. They had been told wondrous tales of Portland. They started to Portland, accompanied by \$2.35. Careful economy retained 35 cents of their original capital to them when they were taken into custody. They said their last meal was a piece of pie and glass of milk each, eaten yesterday. Telegrams were sent their mothers, and the boys will be held at the Detention Home until the parents are heard from. The boys say they are members of the Seattle Newsboys' Union. Ed Donnelly, who returned from Portland last night, was on the boat that picked these poor little lads up at Kalama and he says they were a pitiful sight when they came on board, cold and hungry and homesick.

### CORBETT ONCE MORE.

### Has a Couple Of Sporting Engagements With Good Money Up.

NEW YORK, May 11.—Young Corbett has received a telegram from Promoter Coffroth offering him a

\$5000 purse for a 25-round bout with Jimmy Britt some time in the near future. Britt is in Europe at present but is expected to sail for home as soon as he receives Coffroth's offer. The proposed fight will be at Colma, Cal.

Corbett and Harry Scroggs will fight 15-rounds at Baltimore tonight and a red hot argument is expected. If Corbett wins this battle, he says he will be ready to take on Lea Cross at 133 to 135 pounds. Cross has shown no desire for a fight with Corbett, but the experts agree that much depends on the outcome of tonight's encounter at Baltimore.

### SAME OLD LAND STORM.

NEW YORK, May 11.—Colgate Hoyt, who has just returned from an automobile trip through Europe and Africa, was last night the guest of honor of Ohio Society at a banquet where he said that he had encountered a fierce blizzard in the Sahara Desert.

"We were on our way to El Katara in the center of the Sahara Desert," said Mr. Hoyt, "when we were overtaken by a blinding snowstorm. The snow piled high in drifts on the land and the wind was biting cold. So far as I can learn it was the first time that snow has ever been seen in the desert."

## KIDNAPPING JURY ARE STILL BALLOTING

### LUTHER G. BROWN ACCUSED OF KIDNAPING FREMONT OLDER, THE EDITOR.

SAN FRANCISCO, May 11.—The jury in the case of Attorney Luther G. Brown, accused of having kidnaped in 1907 Fremont Older, managing editor of the Bulletin was still out at midnight. The case went to the jury at 5 o'clock this evening and the members of that body have been wrangling ever since over important points, principal of which is whether Brown requested the constable who took Older out of the city in an automobile to do so without giving him an opportunity to inform his friends or his attorneys of his arrest. The testimony regarding this issue was called for by the foreman at 10 o'clock and the voices of the jurors in the argument could be heard a considerable distance from the jury room. Shortly after midnight the jury were locked up for the night.

### FOOLISH DUKE.

ROME, May 11.—Court circles are agitated over sensational reports that have reached the government about the Duke of the Abruzzi. It is related on good authority that in one of the fits of depression to which the Duke has become subject of late, he attempted to kill himself with a revolver on the way out to India, but was saved by a member of his suite, and who had kept a vigilant watch over him. Letters from members of the expedition report that the Duke is utterly reckless.

### WISE LITTLE CASTRO.

BORDEAUX, May 11.—It is reported at Santander that former President Castro of Venezuela has decided to take up his permanent residence in the Island of Tenerife.

## TARIFF BILL BEING DISCUSSED

### Substantial Progress Made Yesterday's Session—Schedules are Maintained

### PRICE PAID BY CONSUMER

### Schedule Covering Products of Leather Was Passed Over as Senator A. Rich Announced he Desired to Make Some Changes in Payne Bill.

WASHINGTON, May 11.—Substantial progress was made today in the discussion of the tariff bill, amendments of the committee finance being upheld in the senate by substantial majorities. The feature of the session was the general discussion concerning the general disposition between the wholesale and retail prices. Republican senators declared this was so great as to demonstrate that the duty levied by the protective tariff had a small effect on the price paid by the consumer.

A feature of the discussion was precipitated by Senator Scott, himself a glass manufacturer. The schedule covering the products of lead was passed over upon the suggestion of Senator Aldrich because he said the finance committee desired to make some changes in the duties as had been previously recommended.

## BRANDENBURG WILL GO WITHOUT RESISTING

### MAN ACCUSED OF GRAND LARCENY CONNECTION WITH CLEVELAND LETTER.

SAN FRANCISCO, May 11.—Brandenburg, who is accused of grand larceny in connection with the article of the New York Times purporting to have been written by Grover Cleveland was brought in court today and created surprise announcing that he was willing to waive extradition and agreed to turn to the east without any realance. This action, it is said, was on the advice of his attorneys.

### STRAIGHT UP AGAINST IT

NEW YORK, May 11.—John Merrill of 127 Taylor Boulevard, Louisville, Ky., and Clifford Webb of Fourth Avenue Nashville, Tenn. both bright lads of 17 years and longing to good families, applied the Municipal lodginghouse last night for a place to sleep. They had attended a boarding school they had had decided to come to New York and earn their living at Con Island. For two days they had without food and the police last night sent messages to their relatives, later having asked New York officers to watch out for them.

## POSTAL EMPLOYEES STILL ON STRIKE

### Six Thousand Employees in Paris Including Railway Mail Clerks Have Decided to Walk Out

PARIS, May 11.—The Chamber of Deputies after a stormy session of four hours today adjourned the debate on the interpellations on the postal situation until May 13. The response of the employees was quick and decisive. Within a half an hour the federal committee had ordered a general strike and all the railway mail clerks walked out in a body. An hour later a meeting of 6000 postal employees took up the battle and unanimously voted a strike. No enthusiasm was shown but a determination to force the hand of the government. Minister of posts Berthou, the government only spokesmen declared that neither he or Clemenceau promised the dismissal of Secretary Simy.