NUMBER 5094.

WASHINGTON, TUESDAY EVENING, MAY 26, 1908.

PRICE ONE CENT.

# BATTLING FOR JURY I LIKE ROOSEVELT, IN PHILIP TRIAL

Court Adjourns Shortly After Tells 100 Americans He Ad- Five Thousand Are Left Noon, When Second Jury Panel Is Exhausted.

#### BROTHERS IN COURT WITH THE PRISONER

of Defendant on Second Day of Ordeal. -

The entire forenoon of the second day of the trial of Gaston Philip, the wealthy young clubman of Washingregular panel was exhausted yester-

The Government exercised ten peremptory challenges, and the defense In the box at the close of court yes-lay were seated there when court ad-tacd today. hey were Thomas J. Ryan, Henry idel, George W. Mason, and James

#### Courtroom Crowded.

Every seat and every available inch of standing room were occupied by the throng that crowded into the court room when the doors were opened this morning. Intense interest is being manifested in the case, and the spectators craned their necks to secure a good ook at the young defendant. One woman, evidently possessed of a greater de-gree of temerity than most of her sis-ters, occupied a front seat and took in every move of the case with great eagerness.

every move of the case wan generagerness.

The defendant entered the court room in company with his brother, Capt. Van Ness Philip. His step was jaunty, but his bearing was serious, as though he were keenly sensible of the gravity of the charge of the murder of his fellow-man, and the penalty for which it may call. Whatever may have been said of his hilarious career as a man ahour town in the past, the ordeal which has confronted him for a year has charged his appearance appreciably.

at Tangier, Morocco. As each new tales-man was called by Clerk McKee, the Nelson and Miss man was called by Clerk McKee, the three brothers leaned over and discussed his availability from the point of the defense with Attorneys Henry E. Davis and A. A. Hoehling, ir. Any connection they might have with any of the parties concerned was brought out by them, and a number of the prospective jurors disqualified as a result of the conferences. The eleven men who sat in the jury box at the close of court today were Thomas J. Ryan, 162 P street, menufacturer; George Mason, 502 Nicholas avenue, Anacostia undertaker; George C. Wright, 622 Tenth street southeast; Edward T. Walters, 487 H street southeast; Edward T. Walters, 487 H street southeast; Edward T. Walters, 487 H street southeast; Edward T. Cook, 524 Eighth street northeast, electrician; Michael H. Robinson, 42 D street southeast; Didn H. Cook, 524 Eighth street northeast, electrician; William E. Denham, 1748 Eighth street northeast, electrician; William E. Denham, 1748 Eighth street northwest; George Gardner, grucer.

#### SELLS MERRY WIDOW TO BUY A LICENSE

ERIE, Pa., May 26.-Because the young man she loved was too poor to pay for marriage license and settle the min-

## WEATHER REPORT.

A disturbance that appeared near San Domingo, West Indies, Sunday is approaching the east Florida coast, and will probably cause rain and increasing east to northeast winds on the south Atlantic and east Gulf coasts during tonight and Wednesday. The Western rain area now covers districts between the Mississippi river and the Appalachian range. Fair weather is reported generally from the Mississippi river to the Rocky mountains.

the Mississippi river and the Appalate on the payment of one cent in addition to the fare now required on the Rocky mountains.

During tonight and Wednesday local rains will occur in the Atlantic coast and east Guiff States, and there will be a slight fall in temperature in the Ohio valley, the lower Lake region, and the miterior of the Middle Atlantic States. Steamers departing today for European ports will have fresh southwestery winds and fair weather, followed by howers to the Grand Banks.

be issued on the payment of one cent in addition to the fare now required on the street railway lines.

As the House has voted down the universal transfer shall be issued on the payment of one cent in addition to the fare now required on the street railway lines.

TRUST COMPANY

FORCED TO WALL

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showers to the Grand Banks.
WEATHER BUREAU
9 a. m
AFFLECK'S.
9 a. m
SUN TABLE.
Sun rises
High water today

# SAYS POPE PIUS

mires Fight on Predatory Wealth.

#### PASSION FOR GOLD SHOULD BE CURBED

ligion Vie for Supremacy in This Country.

ROME, May 26.-In an address today to one hundred pilgrims from Brooklyn, whom he received in private auton and New York, who shot and dience at the Vatican upon the request today was turned to relief and killed Frank Macaboy, his cabman friend, in a corridor of the Arlington Hotel May 18, 1907, was taken up with the examination of a special vapire of the Arguer of the Arg the examination of a special venire of speaking of the necessity of preserving as they are found. A few bodies have the talesmen summoned when the the right proportion between the struggle for wealth and the devotion to the higher things of life.

been examined, but the jury was not against those who are seeking to amass down from points above, and no or yet selected. Eleven men sat in the box, and Justice Barnard ordered a ployed. I admire him, also, for his second venire of thirty talesmen sum- deeply respectful attitude toward the Catholic Church.

"I always have been deeply impressed," he told them, "by the indusused up eleven of the twenty allowed by try, intelligence, power and faith of Only four men of the eleven who Americans. It seems to me that Americans are concumed by a double feverthe love of gold and devotion to reli-

ity.
"I trust God will keep your devotion to religion. I trust the Catholic religion of America will continue to refine your sentiments and purify your souls. Religion is a good guide in all steps of life, whether it be in business, society or relities." After receiving a blessing from the Pope, the pilgrims withdrew.

#### MOURNS FOR FIANCE WHO KILLED HIMSELF

Girl Says Wedding Was Postponed Because of Duty to

Nelson and Miss Lord were engaged

PEKIN, May 26.-The dispatch of 5,000 Chinese troops from Kirin, to wrest the own of Tchentao, near the Chino-Koean border from the Japanese officials n charge, threatens an immediate clash between the two countries,

The Chinese troops are the pick of the army, foreign drilled, and well armed. The Japanese garrison at Tchentao is ister's bill, a pretty young girl of this too weak to resist them, but if force is

city offered her clothing for sale Saturday evening, hoping thus to secure enough mon y to be married. Her lover, who gave his name as Charles Eckert, was arrested early in the morning by Detective Grant who found him endeavoring to sell a silk skirt, and a "Merry Widow" hat. The officer suspected it was stolen property. At police headquarters the prisoner confessed all to Captain Detzel, telling how he and the girl he loved were thus trying to get enough money to be married. He was released and the name of the girl closely guarded.

#### GENERAL TRANSFERS AGAIN BEFORE HOUSE

Representative Sims of Tenness has introduced another liversal transfer bill in the House. This time, it tions of the world. provides that universal a insfers shall

Southern Trust and Deposit Company has gone into the hands of a receiver has gone into the hands of a receiver as the result of an investigation made by State Treasurer Murray Vandiver. This order was issued yesterday by Judge Gorter in Circuit Court No. 2. Attorney Horwitz gave bond in the sum

collectable.

The capital stock of the company is it and read it. \$70,000 which, it is alleged in the bill, is practically wiped out. The available assets are placed at \$74,345 and the liabilities at \$212,396.78.

# IN TEXAS FLOOD,

Homeless in Dallas and Suburbs.

### **BODIES RECOVERED** AFTER HARD WORK

Court Room Crowded With Friends Thinks Quest for Wealth and Re- Ciry Under Heavy Guard and Residents Ordered to Remain Indoors.

DALLAS, Tex., May 26 .- Wearing the appearance of a city under martial law, with armed guards everywhere, Dallas When court adjourned just before 1 "I admire your President Roosevelt," picked from pieces of wreckage. For o'clock this afternoon the panel had the Pope told his hearers, "for his fight the most part these bodies were washed been experienced by the court adjourned just before 1 the most part these bodies were washed to the panel had the Pope told his hearers, "for his fight to the most part these bodies were washed to the panel had or pools left by the receding flood. For the most part, however, Dallas must search for its dead miles belov

#### that victims were swelt away. Hundred Perished.

Sheriff Ledbetter clings to his esti thinks the number may run higher. Today relief camps are being laid out and stands established to feed the hungry. Railroad communication is cu can be brought here. Last night, in to al darkness, armed guards patrolled the reets. Two infantry and one crtil-cr company participated and every see was ordered to keep indoors. Esti-ates of the loss vary from \$1,500,000 to

Mates of the Manager of the Manager

ofore officially recorded by Govern-ent gauges.

Scenes of desolation are revealed erywhere throughout the suburbs and undated factory districts.

Hundreds of cottages, washed miles om their original locations, mark the ack of the flood. It is feared many odies are in these houses.

#### Five Miles of Water.

Today's reports indicate great havon was wrought around Dal'as. In the has confronted him for a year has changed his appearance appreciably.

Wears Dark Suit.

He had changed the light greenish gray suit which he wore yesterday for a striped him eserge. He wore a white pleated negligee shirt and a black bow tie.

He was accompanied by his two broth
He was accompani tie.

He was accompanied by his two brothers, Capt. Van Ness Philip and Hoffman Philip, secretary to the American legation Philip.

She and Prince Helie Deny They

PARIS, May 26.—Denying that they were married in Hoboken, the eve of their departure from America, Mme. Anna Gould and Prince Helie de Sagan, through their counsel, announce that they will be married June 14. There will be both religious and civil ceremonies, the latter the Protestant rite. The civil ceremony will be what is known as the

'separation of property regime."
The couple will reside in France, the plan to sell Mme. Gould's magnificent mansion on the Avenue Malakoff, and mansion of the Avenue Marakoff, and her country seat, the Chateau Marals, having be in abandoned.

Count Boni de Castellane, the divorced husband of Mme, Gould, is preparing to bring suit to recover custody of his children on the ground that de Sagan is not a fit person to have charge of them.

## BALTIMORE ELKS INVITED.

A party of Washington Elks has gon Baltimore to invite the Elks of tha ity to attend the jubilee and barn

## BRIDES SOLD

At auction in Russia and yet permit. The displacement of the Michithe Czar's domain is consid-

would a horse!

Would she stand for it? Well, hardly!

But Russian girls do. There is an interesting story in this of \$150,000.

It is stated in the bill asking the court to assume jurisdiction, that at the close of business on May 20, last, the accounts of the creditors were overdrawn to the extent of \$3.453.37, mostly in drafts that in all probability are not collectable.

# FIRST DREADNOUGHT LAUNCHED FOR NEW UNITED STATES NAVY



MISS CAROL BARNES NEWBERRY, Who Christened the Battleship Michigan at the League Island Navy Yard.

Miss Carol Barnes Newberry Names Ship as It Slips From Holdings.

### DE SAGAN IN JUNE Notable Gathering at Ceremony Enjoys Festivities for Occasion.

CAMDEN, N. J., May 26.-The battleship Michigan was launched at the New York Shipbuilding Company's yard at the League Island Navy Yard and a de tachment of 250 sallors and 100 marines were in attendance. The gunboat Dolphin fired a salute.

Miss Carol Barnes Newberry, daugh-

ter of the Assistant Secretary of the Navy, christened the vessel.

The Washington delegation consisted of Secretary of the Interior and Mrs. Assistant Secretary of the Navy and Mrs. Newberry, Senator and Mrs. William Alden Smith, Representa-tive Edward Denby of Michigan, Rear Admiral Cowles, Rear Admiral Capps, Commander Culver, Assistant Attorney General and Mrs. Cooley, and Miss Sadie

## All Big Gun Ship.

The Michigan is more than half com pleted. The vessel was constructed under the supervision of United States Naval Architect W. G. Groesbeek, of Michigan. The Michigan is the first American all big gun ship. She is a sister ship of the South Carolina, and represents the first attempt by the that make up the individual. However, American Government to construct a infatuation is myopic, with leaning I am strongly in favor of the passage the carrying of as many heavy guns that is the cure of even caliber as the displacement will gan is 16,000 tons, as against the nomi-nal 17,000 tons of the English Dreadered one of the civilized nations of the world.

Imagine an American girl placed on a block and a string of prospective husbands ex-

## Secondary Battery.

teeth, sounding her chest, and otherwise testing her as one matic, and minor caliber guns destined mainly for defense against torpedo at-The arrangements for on the vessel contemplate for fifty-one officers and 818 men. The cost of the vessel is \$3,585,000.

vessel is \$3,585,000.

The general dimensions of the vessel are as follows:
Length on load water line, 450 feet;
breadth extreme at load water line, 80 feet 2 inches; draft at trial displacement, 24 feet 6 inches; displacement on triel, 16,000 tons; total coal bunker capacity, 2,200 tons. Trial speed at sea for four hours, 18½ knots. The hull is of steel

Through Sleeping Car to St. Louis, ria Pennsylvania Railroad, leaves Washington at 3:40 p. m. daily. Ask B. M. Newbold, P. A. S. E. D., 15th and G sts.,

-Elbert Hubbard

Launching Today.

Fullest Campaign

Publicity.

made public, both in respect to State

and national politics. For that reason

of the bill, which is now pending in the Senate and House, bringing about

am anxious to give it for the passage

'WILLIAM H. TAFT.'

of the bill. Very sincerely yours,

SULPHUR SHOWERS

STARTLE VILLAGERS

CHAROLLES, France, May 26 .- Sev

this morning:

#### Fra Elbertus Summarizes Matrimonial Ideals and Ideas in Message.

NEW YORK, May 26.-Packing them Greeley Smith a snappy little summary of his matrimonial ideals and ideas. Here is what Miss Smith asked and Fra Elbertus answered:

What is the most lasting basis for a happy marraige? Mutual ambitions and good health-

Is it love? No, it is friendship between a man and woman of similar age who love the same things and have lke ideas on questions of what constitutes humor.

oing the same way they go hand in hand and mutually sustain and encourage eath other. How may we distinguish love from infatuation?

Infatuation is a love for the person or tributions received and expenditures ndividual. Love is an admiration for the qualities of mind, body and soul

What is the cure for divorce, or is divorce itself a cure? Divorce is heroic treatment for social and sexual ankylosis (stiff joints) and Will the reactionaries be able to stem

the current of public opinion toward a more liberal life, spiritual, mental, and emotional? emotional?
Yes, the reactionaries are now color-ing, tinting, and flavoring the zeitgeist.
People are living longer and better. Un-dertakers, doctors, and preachers all re-port hard times. The world is getting

What is an idea home? The place where only hat is an idea home; the place where only one gets mad time; hat should the ideal husband be? What should the ideal nusband be? The husband who knows that he can ive without being loved, but that he annot live without loving.
The ideal wife?
The same as above; reversed.

#### PROFESSOR'S VIEWS CAUSE DISCHARGE

NEW YORK, May 26,-Prof. Henry Heath Bawden, whose recently published views on sex relationship and matrimony have caused a sensation, was officially dismissed from the chair of philosophy at the University of Cincinnati, the trustees issuing a formal statement severely arraigning the professor's course.

Although summarily discharged, Prof. Bawden intimated this afternoon that he would not take the dismissal, and that he may institute court proceedings against the university.

## WHEN TRIAL BEGAN Admits Employer Left City Day After Fernald

Case Opened. NO BRIBES GIVEN,

OVERN DECLARES

Doesn't Know Where Contractor Is, But Sure He Didn't Seek to Escape Stand.

That Charles McDermott, the contractor from whom Fernald is alleged to have said he received \$6,500, left the city the day following the beginning of the investigation by the Commissioners into the charges of favoritism in the giving of District contracts, was the testimony offered by James J. Overn, an engineer of the McDermott-McMullen Construc-

tion Company, today.
On cross-examination, Mr. Overn declined to say whether or not he sus-pected that McDermott is evading the subpoena issued by the Commissioners for his appearance at the investigation. Replying to a question by Commis-doner Macfarland, Mr. Overn said that he does not know where McDermott is at present, but that it was his understanding that the contractor was in Philadelphia yesterday, to answer a ummons as a witness in a damage suit. summons as witness in a damage suit.

"When did Mr. McDermott leave
Washington?" asked Mr. Mactarland.

"I think he left Wednesday, the 13th,"
was the answer.

"That was the day following the beginning of this inquiry?"

"It was," replied the witness.
Continuing, the witness said McDermott went to Philadelphia, and to the
northern part of New York State, where
he tried to locate him; later, he said.

northern part of New York State, where he tried to locate him; later, he said, ne went to Cleveland.

On last Friday, he said, he was in Phinadelpina, and had a personal interview with McDermott.

"The statement has been made," said Commissioner Macfarland, "that Fernald has said that he received \$6,000 from McDermott, 1 ask you broadly, if you know of any such transaction, or whether McDermott gave money to any other employe of the District government." "I know of no such transactions."

Cross-Examines Witness. Cross-examining the witness, Mr.

Douglas said: "You knew when McDermott left that the charge was pending that he had paid money to Fernald?" "It did not know of a formal charge," replied Mr. Overn. "I knew from the

papers that there had been some such

mott by letter, telephone or telegraph, concerning these charges?" Of Michigan, Who Was Present at the

"From the shape of the charges, they could not be anything but serious," we's he answer.
"Did you send him the papers containing the accounts of the investigation?"

'You are McDermott's personal repre

## Did Little Sleeping.

Goes on Record as Favoring The witness replied that he did no sleeping in the day time. Going into his visit to Philadelphia, the witness was questioned closely by Attorney Douglas as to his conversation with McDermott regarding the investigation. Mr. Overn said that the charge concerning McDermott was not discussed comprehensive answer to the telegram specifically, though there was a gen-received by him from William Jennings eral conversation concerning the inves-Secretary Taft this morning made a Bryan last night, challenging the Sec- tigation. McDermott, he said, told him to use his influence to have that he was going to Norfolk on the passed the campaign publicity bill. In following day, and that Monday he was his answer, Secretary Taft makes it to appear in answer to a subpoena in clear that he is in favor of the bill. Philadelphia.

and has in the past used whatever in-fluence he had to accomplished its passage by Congress. The Secretary sent account of the investigation, but they the following telegram to Mr. Bryan were not read by the contractor at that time, and that no specific remark was which the witness could remember 80 last, I sent the following letter to

"Don't you know," said Mr. Douglas Senator Burrows, the chairman of the Committee on Privileges and Elections of the Senate:

(and in reminding you that you are used of the Senate: "'My Dear Mr. Burrows: I sincerely believe that it would greatly tend to the absence of corruption in politics, if the expenditures for nominations and elections of all candidates and all contributions received and expenditures made by political committees could be made public both in the committees could be made public between the committees could be made as a witness of the committees could be made as a committee

Refuses to Answer.

"Or from anybody else?" continued "Your question was whether I knew

it from McDermott. My reply is that

this result as far as national politics I know it neither from him or from any other source," said Mr. Overn. are concerned. I mark this letter per-"Don't you suspect, Mr. Overn," conassuming an attitude in the campaign tinued Mr. Douglas, "that McDermott is evading the subpoena issued by the

commissioners?"
"I have no right to suspect anything of the sort."
"Then," said Mr. Douglas, "you decline to state your suspicions."
"I decline to answer your questions along those lines," was the reply.
When Mr. Overn finished Commission-"Since writing the above in answer to inquiry. I have said publicly that I hope that a bill would pass. "WILLIAM H. TAFT."

This answer, with the challenge which clicited it, is one of the most important developments of the present political campaign, showing as it does that the leading candidates of both parties are in favor of this measure, which has been talked about, asked for by the public, and billined about by politicians since the last Presidential election.

When Mr. Overn finished Commissioner Macfarland said:
"It is not too late for Mr. McDermott to appear. This investigation began May 12. Mr. Overn says Mr. McDermott left one day later. The Commissioners issued the subpoena, of which, Mr. McDermott has had notice, on May 14. When his name was furnished to the Commissioners. If Mr. McDermott does not appear, the Commissioners will take notice of that fact in their conclusions. Moreover, the entire record of this hearing is being sen: day by day to the United States ettorney for the District of Columbia, and he will have the entire record when we finish."

Brennan Is Recalled.

Brennan Is Recalled. At the conclusion of Mr. Overn's tes-timony, P. J. Brennan was recalled to the stand. With the statement that the charges of corruption against Fernald had, in the opinions of himself and his attorneys, been substantiated, Mr. Brennan asked that the Commissioners and

charges of favoritism. "I should not be made to appear,"