

COURT IN AN UPROAR

Miss Cartwright Asked Questions Believed to Be Barred

ORDER TO EXCLUDE WOMEN

Was Obeyed by All but Eight Who Remained in the Room Throughout.

Elmira, March 12.—The court room of Recorder Gill was thrown into an uproar today at the trial of the Spooner-Cartwright charges, when Attorney Mosher for the prosecution asked Miss Hester Cartwright, who had been recalled to the stand for further cross-examination, if she would consent to an examination by two physicians named by the court at the suggestion of the prosecution, to ascertain whether the contention advanced by the physicians sworn for the defense with respect to the innocence of the accused girl were founded on fact.

As soon as the question was put to the witness there was an outburst of indignation which lasted for nearly 10 minutes, attorneys, witnesses, partisans and spectators breaking out into excited charges, threats and counter threats.

As soon as order could be restored Attorney Wilmut E. Knapp for the defense interposed an objection which the court sustained.

It was brought out during the heated argument that an agreement had been entered into between the attorneys and the court that no such overtone would be made before the jury and the attempt of Attorney Mosher to introduce the question was regarded as a breach of faith. Miss Cartwright remained calm during the excitement although it was evident that the unfortunate predicament in which she was placed was exacting its usual toll.

The defense called to the stand three physicians, Dr. C. G. Jennings, Dr. Mary Potts and Dr. G. B. Merrill, all of whom swore that the accused girl could not have been guilty of the charges laid against her, basing their testimony upon the physical examination made by them.

Owing to the character of the testimony Recorder Gill directed that the women, who have crowded the court room during the progress of the trial, should be excluded. Nearly all obeyed the order, but eight women had the hardihood to remain throughout the whole testimony.

The cross examination of the doctors was long and technical in an effort to elicit from the witnesses an admission that their decision with reference to the innocence of the accused, based upon their examination alone, was not conclusive.

It is rumored that the prosecution will put two doctors upon the stand to show that the evidence of the doctors for the defense is not conclusive, and will cite cases from medical records in support of their contention.

MISS CARTWRIGHT'S STORY

Was Plainly Told and She Made an Excellent Witness.

Elmira Advertiser Today. Miss Hester Cartwright, who took the stand in her own behalf yesterday afternoon in the Recorder's Court, made one of the best witnesses that has yet testified in the case.

She answered questions fully and freely, and in a straightforward manner gave an account of her movements on every day and date that had been brought into the case by the prosecution, completely refuting every allegation that had been made against her.

Professor Spooner, who also made a good witness for the defense, concluded his testimony, both direct and on cross-examination yesterday, before adjournment for the day, and while the physician who had been placed on the stand by the defense to give an account of the medical examination that had been made to furnish conclusive proof that no immoral act had ever been committed by the young woman, the prosecution made an exhibition of the extremity to which it has been forced by severely attacking the reliability of such testimony.

Miss Cartwright was the first witness called at the afternoon session, and she completed her testimony before adjournment. She told a straightforward, convincing story. When she was testifying to her treatment at the Police Department on the day of the arrest, particularly to being thrown into a cell and subjected to the "Third Degree" by Matron Brunner, Attorney Mosher interposed numerous objections on the ground that testimony was "irrelevant, immaterial," etc. Recorder Gill overruled all such objections.

Direct examination by Mr. Knapp: To the court: I am not going to go over the subject of her life with her on account of her father's testimony, but set simply down to the Congouge Inn.

Q. You are just past 19 years of age? A. I am.

Q. Have you even been in a court as a witness? A. No sir.

Q. Or subjected to any unusual thing or difficulty of any character? A. Not that I can think of now.

Q. I am going to take you in my questions to the Congouge Inn and I am going to ask you a general question—did you on the 8th day of February last, or any other time or place have any improper relations with Mr. Spooner? A. No sir.

Q. Did you on the 8th day of

February last hide yourself in a closet or rather a clothes press in Professor Spooner's room? A. No sir.

Q. Did you in his room on that day, February 8, have your dress off at all? A. No sir.

Q. Were you in his room at all between 11 o'clock in the morning and five minutes past 12, or at any time between that hour? A. I was not.

Q. Did you on any occasion go to Professor Spooner's room after 11 o'clock at night and enter his room and stay with him for any purpose? A. Never alone.

Q. Do you know where you were during a portion of the morning of the 8th day of February? A. I do.

Was at Home for Aged. Q. And where were you? A. I was at the Home for the Aged.

Q. Were you before your arrest warned by anybody that trouble might come to some of the members of the organization? A. Yes.

Father Warned Her. Q. And who apprised you of that? A. Father told us all that we should not be surprised at anything that would happen, because we expected that they would start something on account of the attacks we had made.

Q. On the morning of the 10th of February, the day that you were arrested you went to the room of Mr. Spooner? A. Yes.

Q. Before going there yourself alone had you been there with anybody else? A. Miss Reppard and I had gone down.

Q. And what was your errand there? A. I think Miss Reppard wanted something.

Q. Do you know what it was? A. No, I cannot remember now.

Q. Why did you go back yourself to Spooner's room at that time? A. For my music.

Q. How long had your music been accumulating in that room? A. Ever since the beginning of the campaign.

Q. Had you much or little? A. I had quite a good bit.

Q. Can you give a general idea of about how many different pieces of music you had? A. I had two or three song books and then I had a large book of songs, and a couple of instrumental books, besides some sheet music.

Q. Have you stated your object in going to that room at that time? A. To get my music.

Were Praying in Room. Q. Was Mr. Spooner packing his belongings? A. Yes.

Q. And what state was his belongings in in the room? A. I did not pay any attention. I know his clothes were scattered all over the room, and the trunk was open and I think the trunk tray was on the bed.

Q. You remember the event of when the officers came to the door? A. I do.

Q. What were you doing at the time of the knock Officer Wood says he made at the door? A. I was kneeling and Mr. Spooner was praying.

Q. Will you state whether within the last year or more in your relations with Mr. Spooner so far as the High School boys and your relations with the High Schools girls, as to whether you did or did not frequently offer prayers with reference to your work? A. We often did.

Q. Is that a customary thing with you? A. Yes.

Q. What was your object and idea of that? A. We wait on the idea that two prayers are more effective than one and that if we both prayed together we would get more efficient work out of it.

Q. Is that a belief of yours? A. It is.

Q. You believe that prayers are answered to the faithful believer? A. I do.

Q. Do you believe that prayer gives you greater effort to pursue your labors? A. It does.

Q. Do you believe that? A. Yes. Q. Has that been your teaching? A. Yes.

Q. By whom? A. My father and mother.

Q. Now go back to the knock at the door. You say you and Professor Spooner were kneeling at that time. What sort of a knock was it on the door so far as it struck your ear? A. Pretty loud.

Q. Did you at that time imagine anything with reference to what that meant? A. Not when the first knock sounded.

Q. What did you next hear after the knock with reference to the people in the outside so far as announcing anything? A. I think that they called Professor Spooner's name and then Officer Wood said he was either Officer or Detective Wood.

Q. Had you ever come in contact with police officers before? A. I do not think I ever knew one before.

Q. Had you ever been subject to an instance of excitement caused by arrest by an officer? A. No, sir.

Became Greatly Excited. Q. When you heard him announce the fact that he was a detective or officer what influence did it have upon your mind, if any, so far as exciting you? A. I cannot tell what I did. The thing that came to my mind was to get away. Everything just sort of went black.

Q. Did it excite you then? A. It did.

Q. You say you saw a blackness in your mind? A. Just before my eyes. Everything just sort of went black for a minute.

Q. Did you feel any terror or fear? A. Yes I did.

Q. You have been frightened before in your life in some way or other and know the feelings of fear and its mental influence upon your mind? A. Yes.

Q. Do you remember whether Officer Wood said anything else other than that Officer Wood or Detective Wood desired to enter the room? A. I do not remember, but I got the impression that he was there to arrest Mr. Spooner, but I cannot say whether he made known that before he came into the room or not.

Q. How soon after he stated in your hearing that he was Officer or Detective Wood was this darkness and this excitement? A. Just immediately when I heard it was Officer Wood.

Q. Were you then conscious after that of what you were doing except

(Continued on Eighth Page.)

DIED OF PNEUMONIA

But Identity of Man Is Still a Mystery.

TO HOLD BODY SEVERAL DAYS

In the Hope of Finding Out Who He Was—A Good Description of the Unknown.

Coroner A. J. Forman, following an autopsy conducted by Coroner's Physician William E. Walsh, yesterday decided that the death of the unknown man picked up at Cayuga yesterday morning and brought here in an unconscious condition was due to pneumonia.

All efforts to locate relatives or persons to identify the man have been unavailing and Coroner Forman instructed Undertaker A. J. Rollins, who took charge of the remains, to hold them for several days during which further efforts to locate relatives will be made.

The following description was given by the officials: Man about 50 years of age, five feet nine inches tall, weight 145 pounds. Brown hair well streaked with gray and mustache same color, also streaked with gray. Head partly bald. Gray eyes, hands stained and callous apparently by labor as a mechanic, teeth uneven and two front upper teeth missing. The body was photographed today in order to help subsequent identification.

The following clothing was on the body: Short black overcoat with velvet collar, black soft hat, size 7; dark gray suit with black and blue stripes in cloth and no label on the garments. Turn-down, white linen collar, size 15, with blue string tie. Underwear gray fleeced lined.

Articles found on the body were taken by the Cayuga police and will be turned over to Coroner Forman, and it is expected that an eyeglass case with Oneida address on it may prove to be a valuable clue.

Canton Auburn's Dance Friday night, Odd Fellows' Hall, Hager's Orchestra.—Adv.

BEE KEEPERS' INSTITUTE

Held Here Today in Connection With County Meeting.

A Bee Keepers' Institute was held today at the Court House in connection with the annual meeting of the Cayuga County Bee Keepers' Society. There was a slim attendance of members this morning so that only routine business matters were taken up before luncheon and the regular programme was deferred until this afternoon.

The programme consisted of reports of officers and the annual address of President N. L. Stevens of Moravia. Appointments of committees for the ensuing year were made and a report of the state convention held at Rochester given by Irving Kenyon of Camillus.

Mr. Kenyon delivered an interesting address on the subject: The Production of Extracted Honey. This was followed by a discussion on the best methods of advertising honey.

State Inspector Charles Stewart of Johnstown delivered an address on the subject: What Can Bee Keepers Do to Help the Inspector? which was followed by an address on Hives and Fixtures by S. D. House of Camillus.

State Inspector Mortimer Stevens of Pennellville was also present and delivered some interesting and instructive remarks to the county bee keepers.

There was a large attendance at the meeting this afternoon and discussion was general on all matters pertaining to the keeping of bees and honey production.

It was decided to defer the election of officers for the ensuing year until the conclusion of the addresses on the programme.

Finest ever. Independent Rock Beer. It's so good you will like it.—Adv.

Funeral of John Elder. The funeral of John Elder, who died at his home, No. 108 East Genesee Street, last Sunday, was held at the home this afternoon at 3 o'clock. Rev. Frederick W. Palmer, D. D., pastor of Central Presbyterian Church, officiating. The house was filled with sorrowing friends of the family, whose sympathy was further attested by a great profusion of floral tributes. The service was as simple and unostentatious as was the life of the deceased. The bearers were the three sons, John M., James E. and William E. Elder, and a grandson, Edward S. Elder. Burial was made in Fort Hill Cemetery.

Old Faah. at Masonic Club. The members of the Masonic Club will hold an old fashioned billiard tournament in the parlors of the club next Monday evening. The chief prize will be a pool cue. During the evening the Masonic orchestra will render selections and a luncheon will be served.

An Ankle Sprained. Frank Delano, in charge of the Letchworth farm in the town of Scipio, is nursing a badly sprained right ankle as the result of a tussle with an unruly Jersey heifer Monday evening. He was getting the critter fastened in a stall when it fell over on Delano, knocking against the ankle. The injury was given attention by Doctor Smith of Fleming.

MAY BE FATALLY HURT

Centerport Man Thrown Through Vestibule of R. S. & E. Car.

A collision between a West bound Rochester, Syracuse & Eastern limited trolley car and a hay wagon hitched to a team of horses occurred at about 7:45 last night at stop 77 near Centerport, and as a result of the accident Lester Harvey, aged 42, a farmer residing at Centerport was so seriously injured that he is now at St. Joseph's Hospital in Syracuse with slight chances of recovery.

Harvey was driving homeward from Cato, where he had spent the afternoon on business. The heavy trolley car was due to Fort Conger at 7:45 p. m. and was on time, approaching stop 77 along a straight-away track at good speed. It is not known whether Harvey thought he had time enough to get across and miscalculated or was not aware of the proximity of the car. He was nearly across the track when the collision took place.

When the car crashed into the wagon Harvey was thrown violently through the front window of the vestibule and landed on the floor of the car, carrying in the glass and woodwork with him. The horses were thrown to one side of the track and only slightly injured. Following the crash, the sudden slackening of speed and the slight of Harvey's body coming through the glass window of the vestibule the passengers on the car were thrown into a panic which was quickly allayed.

Doctor Allen of Clyde was a passenger on the car and went to work immediately upon Harvey, who was badly cut and bruised by the crash. In the meantime an Eastbound car came along and the injured man was taken to Syracuse, accompanied by Doctor Allen, and placed in St. Joseph's Hospital. The trolley car was not damaged in the collision beyond broken glass and proceeded on to Rochester in charge of Motorman Andrew Holdridge and Conductor Philip Schwab.

The condition of Harvey was reported from St. Joseph's Hospital this afternoon as serious. Although the physician in charge, Dr. Francis J. Ryan and Doctor Allen, express the hope that the injured man will recover, Harvey was badly bruised by the shock and cut about the head and body by the broken glass. One rib was found to be broken and it is thought that he is suffering from internal injuries.

Will of Charles A. Smith. Offered for Probate But Value of Estate Isn't Given.

Petition was filed in Surrogate's Court this morning for the probate of the will of Charles A. Smith of Auburn. The petition was filed by the widow and Frank S. Wright, the executors named in the instrument, which was executed on April 1, 1912. The value of the estate is not given, but it is known to be very large. The heirs named are Carolyn E. Smith, David Allen Smith, son E. Smith, David Allen Smith, brothers, Sarah A. Henry of Locke and Mary Patterson of Aurelius, sisters, George Smith of Beneca Falls, Howard Smith of Auburn and Carrie A. Fillingham, residence unknown, nephews and niece. It is said that about all of the estate is left to the widow.

Letters of administration were issued to Bridget Riley in the estate of Mary A. Riley of Weedsport. The estate consists of \$400 personal and \$2,500 realty. Bond in the sum of \$300 was filed and approved.

Petition was filed for the judicial settlement of the accounts of Lewis I. Lattimore as general guardian of Burdett, Ray Lattimore, an infant. The account shows a balance of \$1,756.06. Citation was issued to April 1, 1913.

Letters of guardianship were issued to George A. Wood in the estate of Howard P. Wood of Summerhill, a minor of the age of 19 years. The guardian is an uncle of the minor whose estate consists of \$1,328 personal property and a farm of 50 acres in Summerhill valued at \$1,200.

Letters of administration were issued to Henrietta C. Spencer in the estate of Maria A. Frear of Auburn. The estate consists of \$1,000 personal property.

Petition was filed for the judicial settlement of the accounts of Fred A. Bliss as executor of the estate of Joseph D. Bliss of Summerhill. The account shows a balance of \$1,100. Citation was issued to March 21.

In the estate of Mary R. Darby of Moravia an order was granted establishing the claim of Nathan P. Darby in the sum of \$636.32 and \$26 cents. The claim was a promissory note of the deceased given April 1, 1903. The petitioner was represented by Judge S. E. Day of Moravia.

Letters of administration with the will annexed were issued to C. Grant Kirkpatrick in the estate of his brother, C. Eugene Kirkpatrick. The estate administered is valued at \$1,500. Bond in the sum of \$3,000 was filed and approved.

Letters of administration were issued to C. Grant Kirkpatrick in the estate of his mother, Helen Marr Kirkpatrick of Auburn. The estate is valued at \$1,500. Bond in the sum of \$3,000 was filed and approved.

Letters of administration were issued to Grant Dunbar in the estate of Alfred H. Dunbar of Victory. The estate consists of \$100 personal property and the value of the realty is given as unknown.

Decree was granted settling the accounts of Chester A. Blackstock as administrator of the estate of Mary Blackstock of Auburn. The account showed the sum of \$1,129.94 distributed.

Petition was filed for the probate of the will of Maurice Polhamus of Aurora. The value was not given. Citation was issued to March 25.

The report of County Treasurer Thomas as transfer tax appraiser in the estate of James H. Stevenson of Auburn was filed in the Surrogate's Office this morning and an order issued confirming it.

The report places the value of the personal property at \$31,199.55, the

realty at \$25,000, making a total of \$56,199.55. The disbursements were \$4,104.09, leaving a balance of \$52,095.46 for distribution and taxed as follows: Emma S. Jones, George T. Stevenson, James Henry Stevenson and Catherine S. Snow, daughters and sons, \$10,981.02 each; James R. Jones, James Roy Stevenson, Helen Stevenson and Mary Stevenson Noyes, grandchildren, \$2,800.34 each. The realty consists of a farm of 176 acres in Aurelius valued at \$17,000 and a farm of 180 acres in Montezuma valued at \$8,000.

Canton Auburn's Dance Friday night, Odd Fellows' Hall, Hager's Orchestra.—Adv.

NO NEW CASES TODAY

First Day in Month Without Report of Contagious Disease.

Today was the first day since the period of epidemics began a month ago that the Health Department has failed to receive a report of a single case of contagious disease. Health Officer Sawyer called the attention of Chief of Police Bell to a case of disobedience of the quarantine regulations and the offender may be arrested if the full requirements of the law are not fulfilled.

BRIEF LOCAL MENTION.

Best Galatea cloth, 15c. O'Brien's.—Adv.

Two cases of public intoxication were disposed of in suspended sentences by Recorder Anderson this morning.

John Bachman of No. 28 Augustus Street wishes it understood that he is not the John Bachman against whom a judgment was rendered in City Court last Friday.

45 inch flouncing, \$1.50 value at 98c. O'Brien's.—Adv.

The following transcript of judgment rendered by Justice of the Peace Ralph H. Hart of Moravia, was filed in the County Clerk's Office: John Morse against Neal Downing, \$185.50.

Sale of 27 inch flouncing at 25c. —Adv. O'Brien's.

The children of the late Thomas Brown of 124 Franklin Street wish to thank all friends and neighbors who in any way assisted them in his recent sickness and death, and also those who sent flowers.

Finest ever. Independent Rock Beer. It's so good you will like it.—Adv.

Searchlights Entertained. The Searchlight Class of the First Methodist Church were delightfully entertained last evening at the home of Alton Parcells in First Avenue. A business meeting was held at which it was decided that the class would hold an apron sale in the offices of the Empire Gas & Electric Company on Saturday, April 6. The proceeds of the sale will go towards paying the bond which was taken out by the class to pay for one of the windows in the new part of the church. At the close of the business meeting a social hour was spent and refreshments were served.

New Man Shot Well. The Cayuga County Gun Club enjoyed an afternoon of fine sport Monday at the club grounds at Meadowview. Harold Ferris, a new gun recruit, shot 100 per cent., breaking every target shot at. Good scores were made by David Wadsworth 3d and Harry Lattimer.

Apron gingham, 7c. O'Brien's.—Adv.

THE MARKETS

Furnished by A. J. Wright & Co., H. G. Lattimer Jr., Resident Partner, Rooms 401 and 402, Auburn Savings Bank Building.

STOCKS

Table with columns: High, Low, Close. Stocks listed include Amalgamated Cop., Am. Nat. Bank, Am. Ice Securities, etc.

Amalgamated Cop. 71 1/2 68 1/2 69 1/2

Am. Nat. Bank 80 1/2 78 1/2 79 1/2

Am. Ice Securities 25 1/2 24 1/2 24 1/2

Am. Locomotive 35 35 35

Am. preferred 105 105 105

Am. Smelt. & Ref. 69 68 69

American Sugar 114 111 111 1/2

American Wool 37 36 36

Anacosta Min. Co. 37 36 36

Atchafalaya 101 100 100

Atlantic Coast Line 123 123 123

Baltimore & Ohio 100 100 100

Chicago & Western 107 107 107

C. C. C. & St. Louis 52 52 52

Col. Fuel & Iron 111 110 110

Consolidated Gas 107 107 107

Del. & Hudson 100 100 100

Den. & Rio Grande 27 27 27

Gen. Electric 138 138 138

Gen. Southern 124 124 124

Illinois Central 122 122 122

Louisville & Nash. 127 127 127

Comparative Digestibility of Food. Made with different Baking Powders. From a Series of Elaborate Chemical Tests: An equal quantity of bread (biscuit) was made with each of three different kinds of baking powder—cream of tartar, phosphate, and alum—and submitted separately to the action of the digestive fluid, each for the same length of time.

ART RESEARCH CLUB. Makes Study of Venice and Holds Annual Election. A regular meeting of the Auburn Art Research Club was held Monday evening in the Woman's Union parlors.

DEMONSTRATION BATTLE CREEK SANITARIUM FOODS. Originated by Dr. J. H. Kellogg. COME AND GET ACQUAINTED WITH THESE FOODS SO Famous for Their Purity, Flavor and Health-Giving Qualities.

Thursday, March 13. To tell you about these Foods and to give you an opportunity to taste them Be Sure to Come! PLENTY OF ROOM ALL CAN BE SERVED. Our stores are the appointed agencies for these health foods. We have today received a shipment containing a variety of the different kinds. They will be on exhibition and sale tomorrow. Coming as they do direct to us from the factory, purchasers are assured that these foods, as well as all things from our stores, are perfectly fresh and wholesome. Don't fail to visit this booth at the Main Store.

E. N. ROSS CO. Auburn Public Market. 148-150 Genesee St. 7-9 Genesee St.