

MANGLED TO DEATH

Engine No. 27 on the D. L. & N. R. R.

CRUSHES FRANK WELCH UNDER

Its Ponderous Weight, Injuring Him So Badly That Death Ensues Two Hours Later—Court News.

At 3:30 yesterday afternoon Frank Welch, aged 24, was run over by switch engine No. 27, on the Detroit, Lansing & Northern railroad, in the yards, between Goodrich street and Wealthy avenue, receiving injuries from which he died at 6 o'clock.

The young man was employed by the D. & M. railroad company, but yesterday quit his job, hearing that he could secure a better one with the D. L. & N. R. He lived with his married sister at the corner of Plainfield avenue and Carver street. When he left home in the morning he said he would endeavor to secure work with the D. L. & N. R. If he failed he was going to Grand Haven, but would come home before departing. About 3:30 o'clock he was standing with a friend near a switch located at a point a short distance from Goodrich street. Both were conversing with a switchman, when engine No. 27 was noticed coming from the south. Welch announced his intention of boarding it. Knowing that he had been a railroad man, no attempt was made to dissuade him from his purpose. As the engine neared he stepped to the center of the track and raised his right foot, intending to place it on the step attached to the front end of the engine, which was not moving very fast. Instead of catching the step he misjudged the distance from the ground and missed. He was thrown under the engine, the wheels passing over both thighs and the lower part of his abdomen. The locomotive was not stopped until its ponderous weight had cleared the body of the unfortunate young man. The ambulance was called and Dr. Edie summoned, on whose advice Welch was conveyed home. His injuries were of such a frightful nature that death ensued about 6 o'clock. The name of the engineer was George Schaefer, of No. 67 Fifth avenue, and the fireman Elmer Court, of No. 183 Third avenue. Coroner Fawcett viewed the body, summoned a jury and will hold an inquest this morning at 10 o'clock. The dead man leaves a father and sister. His mother died about one month ago.

MARY BYRNE'S SLY TRICK

The Makes False Charges to Escape from Adrian.

Sheriff McQueen, his posse and friends, have been considerably agitated during the past four weeks over certain charges made against Deputy Sheriff Leonard by Mary Byrne, 16 years old, who was sent to the Adrian reformatory last September. The girl was arrested by the United States authorities for opening a letter addressed to "Mary Burns" and extracting a sum of money. An arrangement was made whereby the charge preferred by Uncle Sam was null and void and sentence passed ordering her confinement in the Industrial school for girls at Adrian. After arriving there she concocted a story in explanation of her appearance which implicated Deputy Sheriff Leonard. The Adrian authorities refused to keep her longer. She was brought back to this city, formally discharged by Judge Westfall and taken to the Home of Providence in Detroit, from which place she fled to escape a proposed examination into her condition. When Sheriff McQueen heard that the Byrne girl had made an affidavit containing damaging charges against his deputy he concluded to find the girl and sift the matter to the bottom. He finally located her in a wagon in Detroit and brought her to this city. She admitted that she told the story so that she could escape from the Home at Adrian. Medical examination also revealed the fact that her statements were untrue.

LARCENY OF LOVE

Harvey Collins Sidetracks the Affections of Porter Vinton's Wife.

Porter A. Vinton, an Alpine township farmer, wants \$10,000 from Harvey Collins, who he says, has alienated his wife's affections. Suit was begun in the circuit court yesterday and Deputy Sheriff Leonard arrested Collins on a capias which Judge Adair issued in the case. The plaintiff says that he married Lulu Pratt in 1882, and that four children have been born to them. They lived happily and contentedly together until about one year ago. Then Collins, a single man of Englewood, contrived, wrongfully to injure the plaintiff by alienating and destroying his wife's affections from him and his children. The declaration is made that on January 1, Collins induced Mrs. Vinton to elope with him. They left the state and lived together as man and wife in Racine, Wis., and in Milwaukee, under the assumed name of Brown. About ten days ago they returned. She is living with her mother and he with his parents. The plaintiff further says that he has visited his wife and tried to prevail upon her to return to his friends, but she declined saying that she entertained for her children less love than she did for Collins and he did not care for him (the plaintiff) in the least. She also said, so the plaintiff avers, that she fully intended to renew her relations with Collins and urged him (the plaintiff) to hasten the divorce proceedings which he instituted last November. The plaintiff states that he had cause to believe that Collins contemplated a hasty departure, which is assigned as the reason for getting out the capias. Collins was released on \$2000 bonds.

Given to the Jury

The case of William B. McKinney vs. Geo. L. Erwin of the Montross "Booming Company," that has been on trial in the United States court for the past week, was given to the jury last night, and Judge Devereaux read his charge. The case was brought against the company for alleged breach of contract to deliver 75,000.

Timothy O'Brien Spared the Tree

Timothy O'Brien Wants Him Restored From Cutting Timber.

Daniel O'Brien began suit in chancery yesterday against Stephen Werr. The object of the suit is to secure an order restraining the defendant from cutting timber on land in Alpine township which belonged to Timothy O'Brien, deceased, of which the complainant is administrator. The bill says that prior to the death of Timothy O'Brien he had leased to the defendant certain acres of land upon which there was standing valuable timber. The

WEIR HAS BEEN CUTTING IT AND THE COMPLAINT BELIEVES HE IS AIDED AND ABETTED BY OTHER PERSONS IN INJURING THE PROPERTY IN QUESTION.

That he is irresponsible and could not pay a judgment in a suit of damages, therefore he would ask the court that a temporary and permanent injunction issue.

Court Notes

Warrants were issued yesterday for the arrest of two irregular saloonists who, it is alleged by the police, kept their places open Sunday, March 4. The first is Matthew Blattery, going business at No. 64 Waterloo street, and the second Edward Boyland, with his sign over the door at No. 33 Grandville avenue. They will be arraigned this morning.

The returns in the case of the People vs. Frederick Donovan have been filed with the county clerk. The examination was before Justice Weeks, of Grand Rapids. The respondent is charged with keeping his saloon open Sunday.

Nellie Goebel was up in police court yesterday for conducting herself in a disorderly manner and being intoxicated. She admitted her guilt and was released on suspended sentence on payment of costs.

Thomas Hodges, of police court fame, will shortly find himself behind the bars again. A. M. Sanford swore out a warrant for his arrest yesterday afternoon on a charge of disorderly conduct.

Andrew G. Sheep and others, began suit in the circuit court yesterday against John C. Eaton, of the firm of Eaton & Christianson, on an open account of \$3000.

Huldah Boeler has begun suit in the circuit court against John Phelps for trespass on the case, and swore out a capias upon which he will be arrested when found.

The case against John B. Hughes, in which he is charged with keeping his saloon open on Sunday, was adjourned in police court yesterday till March 25.

William Taylor was arraigned in police court yesterday for breach of the peace. He pleaded not guilty and his trial was set for March 16.

Eise Allingham began suit in the circuit court yesterday against her husband, John Allingham, for divorce, alleging non-support.

Bernard Conroy, arrested for assault and battery, was in police court again yesterday. His trial was again adjourned until March 22.

The case of A. M. Amberg vs. Wm. F. Preston was continued by stipulation yesterday in the superior court.

Mary A. Felton was granted a divorce from Alonso A. Felton in the superior court yesterday.

Mrs. Doty Pleads Guilty

Ellen Doty, wife of the notorious Eli Doty, was arraigned in police court yesterday charged with the larceny of less than \$25. She was caught shoplifting by Detective Kennedy in Spring's store. She pleaded guilty, and her fine was remitted upon payment of costs.

LAW AND LAWYERS

United States Court

JUDGE SEEVERS

William B. McKinney vs. Geo. L. Erwin, assumpsit, on trial.

Sarah F. Hunter vs. Oliver L. Esgled; by consent of parties order of discontinuance without costs.

The United States vs. John M. Maynard, indictment for retailing cigar boxes; arraigned and pleaded not guilty.

The United States vs. Jacob Trom, indictment for retailing liquor; arraigned and pleaded not guilty.

The United States vs. Robert Patterson, indictment for retailing liquor; arraigned and pleaded not guilty.

The United States vs. Abe Phillips, indictment for retailing liquor; arraigned and pleaded guilty; sentenced deferred for four weeks.

The United States vs. Charles Williams, indictment for retailing liquor; arraigned and pleaded not guilty.

The United States vs. Andy F. McConnell, indictment for retailing liquor; arraigned and pleaded not guilty.

The United States vs. William Ensley, indictment for retailing liquor; arraigned and pleaded not guilty.

The United States vs. Charles L. Lewis and Jesse Barnes, indictment for retailing liquor; arraigned and pleaded not guilty.

Probate Court

JUDGE PERKINS

Estate of Mary W. Tustin, deceased; will admitted to probate and James H. McKee appointed executor.

Estate of Wenzel Reimer, deceased; will admitted to probate and Anna Reimer appointed executrix.

Estate of Maggie A. Borst, deceased; will admitted to probate and Philo Borst appointed administrator.

Estate of John E. Spence, deceased; will admitted to probate and Charles N. Spence appointed executor.

Estate of Thomas Gray, deceased; Joseph A. McKee appointed administrator.

Estate of Solomon Wolf, deceased; Gustave A. Wolf appointed administrator.

Estate of Joseph Marshall, deceased; petition for administration filed; hearing April 1.

Estate of William Bemis, deceased; executor's final account filed; hearing April 5.

Superior Court

JUDGE BURLINGAME

Mary A. Felton vs. Alonso A. Felton, for divorce; hearing in open court, and decree granted on complaint on ground of non-support.

Abe M. Amberg vs. Wm. F. Preston; trespass on the case; stipulation filed and trial adjourned.

In re the opening, etc., of Yuba avenue, case dismissed upon motion of city attorney.

Do Not Be Deceived

Persons with weak lungs—those who are constantly catching cold—should wear an ALCOCK'S POROS PLASTER over the chest and another between the shoulder blades during the cold weather. Remember they always strengthen and never weaken the part to which they are applied. Do not be deceived by imagining any other plaster like them—they are not—may look it, but looks deceive. Insist always on having ALCOCK'S, the only reliable plaster ever produced.

DR. PRICE'S

Cream Baking Powder

Used in Millions of Homes

Yeast the

DRAWS TO A CLOSE

(Continued from First Page.)

transacted for him. When a bill was paid Brown would check it off on his book in a peculiar way. The indecent picture which Mrs. Haines said he showed her at Grandville was

Simply a Cigarette Picture

—that of an actress. In pulling his pocketbook out of his pocket it dropped on the floor. Mrs. Haines called his attention to it, and asked him what it was. He said it was not very nice. She insisted on seeing it, and he showed it to her. Some time after, in 1886, Mr. Brown rebuked him for showing Margaret the picture, saying that she had told him (Mr. Brown) that he (witness) had insulted her. He explained to the old man that he had never insulted her. Never apologized to Mrs. Haines for showing her the picture. First night Alice was sick Dr. Hoyt was called.

He direct by Mr. Uhl—The first night Alice was sick Dr. Hoyt was called, but Dr. Johnson was her regular physician, and attended her afterwards. Was present when Alice's trunk was packed preparatory to her going west. Her mother's clothing was put in a cheap trunk. Mrs. Brown's trunk was an expensive one, and the old man would not let her take it with her. Witness charged the things to Alice, which were taken by Mr. Brown and Mrs. Haines.

Mrs. Hayden recalled—Had heard the testimony of Mrs. Haines. Did not say at any time that I could not talk with my father while that thing was in the room. Mrs. Haines' statement was false that after her mother's death and previous to her coming to Grand Rapids, her father was neglected. In 1886, her father fell down cellar and injured himself. Witness nursed him until he recovered. Witness' clothing was not more costly or more expensive than that possessed by Mrs. Haines. Witness remembered her trunk being packed prior to going to Denver. There was nothing in the trunk but her mother's clothing. The statement made by Mrs. Haines that the napkins found in my trunk when it was searched was untrue. They never had been washed. Witness bought them herself. Sent Mrs. Haines for a Christmas present a tidy for a chair and a Japanese pin cushion.

She Did Not Accept the Proceeds

but returned them. Mrs. Haines did not give them to her mother as testified to by her on the stand. The evidence given by Mrs. Haines to the effect that Mrs. Brown caught witness and will Brown witness in a compromising situation was untrue in every particular. Witness had no quarrel with her father when she left for Denver. Went to his bedside, kissed him goodbye and that was all there was to it.

Cross-examination was begun by Mr. Russell asking the witness what day and date she left for Denver. Mr. Uhl objected on the ground that it had all been gone over at great length. Mr. Russell withdrew the question and then produced a letter and asked the witness if it was in her handwriting. She said she did not think it was and then said it was. Mr. Russell said the letter was written in September 1890 and he desired to introduce it in evidence. Mr. Smiley asked Mr. Russell what his object was and he stated that shortly after the witness went to Denver, she wrote the letter to her sister. This just before she went to Denver the witness testified that Mrs. Haines had told her that she was not the lawful daughter of Mr. Brown and that Dr. Hoyt of Adrian was her father. The letter would rebut the testimony of the witness to that effect, as in it Mrs. Hayden addressed Mrs. Haines as her "darling sister," which proved conclusively that there was no enmity between the sisters in 1890.

Mr. Uhl said there was no evidence which showed that there was enmity existing between them. That Mrs. Hayden was hurt by what Margaret had said, but it did not change her. Mr. Smiley said he thought the counsel for the proponent had an entirely different object. That the contestant had told all along that in 1890 the sisters were on good terms and parted in that way. Mr. Russell said he did not think that his brothers on the other side should impeach his intentions. He then cited at length his reasons for wanting the letter introduced, saying that it went to show that no such conversation ever occurred between Mrs. Haines and the witness to the effect that she (the witness) was an illegitimate child. He was willing to strike out certain portions, but wanted it introduced.

Produce the Inventory Today

Mr. Smiley then offered in evidence all the diaries kept by Mr. Brown prior to 1890, to show just how often Mr. Brown visited Grandville. Mr. Russell objected on the ground that the same request had been denied in the main case. Mr. Smiley said his object was to rebut the testimony of Mrs. Brayton Brown, which extended back to 1874, and he would modify his request by beginning at that year. The court ruled that Mr. Brown's diaries should be received as evidence, and Mr. Russell objected and asked an exception. Mr. Kingsley insisted that if the diaries were used that they be read. The judge said they should be considered read.

After a little consultation, it was stated by the contestant's counsel that they would swear Mr. Gleason who had made an abstract of the diaries. Mr. Gleason having been sworn, Mr. Smiley conducted the examination. Witness said he had made a personal examination of Mr. Brown's diary, and that the diaries showed where Brown was every day, and how many times he had been to Grandville.

Russell made an objection on the ground of incompetency, which being overruled, took an exception. Witness said that in 1874, Brown was at Grandville on Sunday six times. In '75, he was at Grandville three times.

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Who is not conversant with the various uses of our Yeast for Plain and Fancy Vienna Baking, by mailing to our address six tinied wrappers with our

Yellow Label

and signature attached shall receive, by return mail, free, our "Handy Book for Handy People," containing recipes for all kinds of Baking and Fancy Dishes.

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One Cent Per Cake.

AMUSEMENTS

POWER'S GRAND OPERA HOUSE

Brady & Garwood, Lessees and Managers.

ONE NIGHT ONLY } Wednesday, March 9.

SPECIAL ENGAGEMENT OF

M'NEES

Sarah Bernhardt.

Under the Direction of HENRY E. ABBEY and MAURICE GRAL.

LA TOSCA.

Drama in Five Acts, by VICTORIEN SARDOU

Prices, 50c, \$1.00, \$2.00, \$3.50 and \$5.00. Seats now on sale.

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Brady & Garwood, Lessees and Managers.

C. SUMNER BURROUGHS, Acting Manager.

One Week } Commencing } MAR. 6

Evening } Matinee } Sunday.

"What's in a Name?" —SHAKESPEARE.

The Roaring, Roaring, Roaring Musical Farce Comedy.

His Nibs--The Baron

A Farce Comedy with a plot, introducing all the latest songs, dances and medleys in conjunction with the sensation of the age.

"THE MIRROR DANCE"

10 Comedies and 8 Frisky Girls. More novelties introduced than ever attempted by modern farce comedy organizations. Don't fail to see this Great Carnival of Laughter.

Next Week—Annie Ward Tiffany.

SMITH'S OPERA HOUSE.

WILLIAM B. SMITH, Proprietor and Manager.

The Only Recognized Vaudeville Theatre in the city.

ONE WEEK } MONDAY, MAR. 7

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BELL BROS.

Specialty and Comedy Congress.

20-STAR ARTISTS—20

Allen and Forrest, Missie Ross, Frank Kent, Lotus Swad, Derannery and Allen.

—Bell Bros.—Missie Bryant and Clifton, Missie Hay and Forrest, George Allen, Scott Hoot, The Batters, Wm. Devannay.

A Show of Unusual Excellence! Contending with the lumabable comedy.

JOLLIFICATION!

10 cts, 25 cts, 50 cts.

AT THE JAIL DOOR.

Fairchild, the Harness Thief, Rearrested on Another Charge.

E. D. Fairchild finished serving a seventy-five days' sentence in the county jail yesterday. When he packed up his little bundle and started toward the door, his heart gladdened with the anticipation of joining his destitute wife and little ones. He was rearrested on practically the same charge upon which he was before convicted, and for which he had paid the penalty. When first arrested Fairchild pleaded guilty to having stolen two sets of harness from Dr. Appleby. The latter did not want to push the case, but the authorities insisted. While in jail Fairchild confessed to having stolen another set of harness from Ed Carmon, the Division street road house man. The officers were aware of this fact when he was first tried, but did not lodge the charge against him. It was reserved for the purpose of giving him another dose when his time should expire. The circumstances are that Fairchild is not a vicious man, nor naturally a criminal. He says he was drawn to theft to save his wife and children from starving. "Since his incarceration," Deputy Sheriff Beaver said last night, "he has been one of the best men we have ever had in the jail. He has looked forward to the time when he could get out, so that he could work and care for his family." Several officers familiar with the case look upon the second complaint as a persecution, and entertain the hope that the case against him will be dismissed.

Beecham's Pills cure sick-headache.

Holland herring, Russian garden 30 and 65 cents per keg at Hatch's.

Oysters, fish and game at Dettenthaler's.

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