

CUSICK IS OUT OF EAGLES

Alleged Murderer Expelled From Order Before Verdict Comes.

CAUSES A SENSATION

Many Surprised to Learn of the Action Taken By His Lodge.

TESTIMONY OF TODAY

Bartenders and Waiters Holding the Floor in Courtroom.

Notwithstanding the efforts of members of the order and friends of James Cusick to keep the matter secret, it was brought out in court this morning during the trial of the Cusick case that the defendant had been expelled from the Eagles.

The public intimation was given when County Attorney Breen asked John Rooney, formerly president of the Bartenders' union and a member of the Eagles whether it was not a fact that Cusick was no longer a member of the society.

Action in the matter was taken some two weeks ago, when charges were preferred against Cusick of conduct unbecoming a member of the society. The charges were preferred several weeks ago, but definite action was postponed until recent meetings.

The expulsion of Cusick from the fraternal order before his trial created something of a sensation when the news, which has been quietly whispered around, was made public through the court interrogations today. It is popularly supposed to be the first time in the records of a secret society where such action was taken at such a time. The matter was not brought forth at length before the jury, however.



EDWIN S. BOOTH, ATTORNEY FOR THE DEFENSE.

and so far has not been used by the prosecution beyond the intimation made.

There were several lively tilts between the county attorney and the attorneys for the defense this morning, but as usual the wit of the chief counsel for the state and the suavity of Attorney Booth turned the seeming disputes into lighter vein.

Joseph Depoyt was the first witness of the morning to testify that he knew Thomas Baggs and that he examined the body at the undertaking rooms where he noticed the knuckles of the right hand were skinned. Attorney Morrin attempted to introduce the pair of steel knuckles to show that the abrasions of Baggs' hand were caused by using the steel weapon on Cusick. Mr. Lynch objected to the method employed and the court sustained the objection.

MR. BREEN ENTERS SEVERAL OBJECTIONS

During the examination Mr. Breen entered several objections.

"Are you examining the witness?" sarcastically remarked Mr. Booth.

"No, I'm objecting," answered Mr. Breen.

"Well, object to the court. Don't quarrel with the witness."

"Stop that now," ordered the court.

It was bartenders' day during the entire morning session. But one man outside of waiters, bartenders and piano players appeared, and he was a miner who had worked with Cusick.

John H. Rooney, a bartender, testified to knowing Cusick as a peculiar and irrational being, and cited numerous instances to show vagaries on the part of the defendant. One instance was where Cusick objected to a present to a fraternal order of two boxes of cigars because they were

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HEART OF CINCINNATI BURNT UP BY THREE MILLION DOLLAR FIRE

Business Portion of Queen City Visited by One of the Most Disastrous Blazes in History--Dramatic Escapes From the Towering Sky-Scrapers.

Cincinnati, Feb. 26.—This city was today visited with the most destructive fire in its history. About 1:30 this morning flames were discovered in the cellar of George Joffe's grocery in the Pike building on Fourth street, between Vine and Walnut. An hour later there was an explosion, supposed to come from liquors in storage, and the flames soon afterwards shot up through the roof of the six-story stone front building and from that time on for several hours the fire was beyond control.

The Pike building was totally destroyed, including the offices of the United States Express company, the Adams Express company, White's restaurant, owned by Maynard & Ker; George Joffe's grocery, John B. Martin's restaurant, Empson's confectionery, Henry Strauss' cigar store,

and the offices of the Pike theater company on the first floor, the Pike theater auditorium and green rooms and other offices on the second floor and all of the offices on the third, fourth and fifth floors. The Seasongood building, adjoining the Pike building on the west, at the corner of Fourth and Vine, were badly damaged.

The building adjoining the Pike building on the east, owned by the L. B. Harrison estate, and occupied by the Robert Clark company, publishers, and Dubne brothers, jewelers, on the first floor and others in the upper stories was totally destroyed. The Fosdick building, east of the Robert Clark company and Dubne brothers, and occupied by the Norfolk & Western railroad and others, was badly damaged, while the Carlisle building, occupied by the Southern Pacific Railroad company and Smith & Sons, and the Cincinnati

Trust company on the first floor, and many offices on the other five floors, were damaged.

The fire swept across the alley known as Baker street and burned the large publishing house of the American Book company at the corner of Baker street and other property along Baker street, and did great damage to the telephone building, so that all telephones in the city were cut off for some time. All guests in the Burnt house on Vine street, just across the street from the telephone building were called out of their rooms, as were those of the Gibson, the Emery and the Stag hotels, which were in close proximity to the fire. The Kankakee building which is diagonally across the street from the Seasongood building and Pike opera house, and is occupied by the Western Union, the Associated Press, the

Big Four and other newspapers, was threatened and all the windows of the Western Union for hours were under control until after daylight. The danger of a general conflagration was believed to be over.

As it is believed that about 20 people were asleep in the Pike building, there were at first reports that several lives had been lost. At none of these reports have been confirmed. They were very many narrow escapes. Night Watchman John Agin and Matt Garrison and Harry Richardson, doorkeeper, saved six lives by entering the building and forcing their way through the smoke and rescuing lodgers. Five men were asleep in the rear room of the Pike building, when they were rescued by having their door broken in. They were: John Mulvern, B. W. Zeigler, H. C. Storey, J. F. McDonald and W. C. Askner. All escaped in their night clothes. Agin, Richardson and Garrison proceeded through the building, giving the alarm to all until they had to be helped out themselves. Captain Geulen, head of a detective bureau, who was asleep on the third floor, was awakened and escaped in

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ALL THREE ARE GUILTY

Possibility That Men Held at Red Lodge Will All Prove Alibis.

ARE NOT THE ROBBERS

Man in Bank When Holdup Occurred Says Suspects Are Not the Men.

FAR FROM BRIDGER

Defendants Claim They Were Not Near Place When It Occurred.

Red Lodge, Feb. 26.—At noon today the defense in the famous Bridger bank robbery case completed its case. One or two witnesses were called in rebuttal. The jury went down to inspect the horses which have figured in the case and then Judge Henry gave what was considered an eminently fair and impartial charge to the jury, instructing them that, if they see fit, they can, upon conviction, fix the penalty at anywhere from one to 20 years or else leave that to the court.

The feature of last night's session was the testimony of Hank Williams, who was first called for the defense.

He was the only one in the Bridger bank with Cashier Trubo when it was held up.

He told his story of the affair and declared positively that the three defendants, Countryman, Murray and Lindsay, were neither of them connected with the robbery.

Several witnesses have been called to prove an alibi; among them was Frank Peterson, a young boy, who said he saw the three defendants in Rosebud canyon the day of the robbery, but it developed on cross-examination that he might have his dates mixed.

Defendants Murray and Countryman, aged 23 and 18 years respectively, gave brief testimony this morning, declaring that they were far from Bridger the day of the robbery. Jack Kirley, accused of the same crime, testified to the same effect, and denied that he served sentence in Anaconda for petit larceny while Jack Conley was sheriff. Arguments of counsel are being heard this afternoon.

HE IS NOT THE MAN

Negro Held at Helena for Washington Authorities to Be Let Go.

Helena, Feb. 26.—The measurement by the Bertillon system of Jackson, the suspect arrested by the chief of police, developed that he was not the party wanted for the murder of a fortune teller in Washington and he will accordingly be released.

GAME BILLS UP IN THE HOUSE

Spring Shooting of Fowl Prohibited—December Eliminated From the Shooting Months and Opening of Season Fixed—Bills Considered and Measures Passed Today.

Helena, Feb. 26.—This morning in the house the chief debate was on the game bill, known as Senate Bill No. 29, already passed by the house. The bill, as presented to the committee of the whole this morning, prohibits spring shooting of water fowl, eliminates December from the open season for big game and fixes the opening of the open season for birds at August 15.

This latter change was a compromise between the demands of the sage hen hunters and the grouse hunters, the date being set back to allow sage hens to be shot when they were good, and put forward over the demands of the grouse hunters to prevent the killing of grouse as sage hens. All sorts of amendments were offered. Only two of these were carried. One exempts agents of the Smithsonian institute capturing game for export to the institute from the provisions of the act. The other puts December in the closed sea-

son for water fowl. With these amendments the bill was recommended for passage.

One Bill Passed.

Only one bill passed on third reading by the house this morning. It was Senate Bill No. 57, for the investment of moneys of the State Normal school fund. One bill was killed on adverse committee report. It was House Bill No. 301, changing the time for sending out delinquent tax notices.

The state lands committee reporting on House Bill No. 302 for the printing of state maps recommended cutting the number from 25,000 to 10,000, and reducing the appropriation to \$500.

Two bills were introduced by unanimous consent before Gangner could get in his usual objections. One, House Bill 337, by Wilson of Cascade, prohibits the operation of bucket shops and makes it a misde-

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GOODMAN ASKS THE POLICE TO FIND HIS WIFE

She Has Disappeared From Home in Meaderville—May Be Here.

Although the police have failed to find Mrs. Kate Goodman of Meaderville, who disappeared Tuesday evening, taking with her a large revolver, her husband no longer fears she has killed herself, but says he has reason to believe his wife is in Butte and that he will find her today.

Goodman is a miner and works in the Rarus. When he went home Tuesday night he found that his wife had been gone since early morning. When she did not return that night he became greatly alarmed, and yesterday he requested the police to aid him in his efforts to find her.

This morning Goodman presented a pitiable appearance. He looked as though he had had no sleep and his eyes were red with weeping.

"I have received information which I think will result in my finding my wife today," he said. "She is known to be in the city and I think I know where to find her. No, I know of no reason why I think she should have gone away."

The Goodmans formerly lived at Great Falls. Mr. Goodman wanted to live in a larger city, so they came to Butte about two months ago. Here Mrs. Goodman seemed no better satisfied and she complained to her Meaderville neighbors because her husband had to change shifts so often. She seemed unhappy and frequently said she wished she was dead.

Her parents live in Detroit, but telegrams to that place failed to bring any information regarding the missing woman.

IN THE DEVOIS SUIT

Interesting Testimony in the Damage Case at Helena.

Helena, Feb. 26.—In the \$20,000 damage suit of Calvin E. Devois against H. J. Herrin, a Wolf Creek rancher, and A. J. Galen, a Helena lawyer, for malicious prosecution, the plaintiff was put through a severe cross-examination today, during which he practically admitted that as a result of a difficulty he had with Herrin, he threatened the latter. Soon afterwards Herrin's barn and buildings were burned and Devois was arrested, charged with arson, but later released.

For Good Queen Li.

Washington, Feb. 26.—The senate has passed the civil appropriation bill which carries an appropriation of \$200,000 to Queen Liliuokalani of Hawaii.

THOUSANDS HOMELESS FROM THE ERUPTION



PRESIDENT DIAZ OF MEXICO.

Guadalajara, Mex., Feb. 26.—Military and civil authorities here have received dispatches from a number of points situated in the region of the Colima volcano giving accounts of the terrorism that prevails among the people on account of the active eruption of that volcano.

According to reports received here from Tuxpan and other towns situated near the

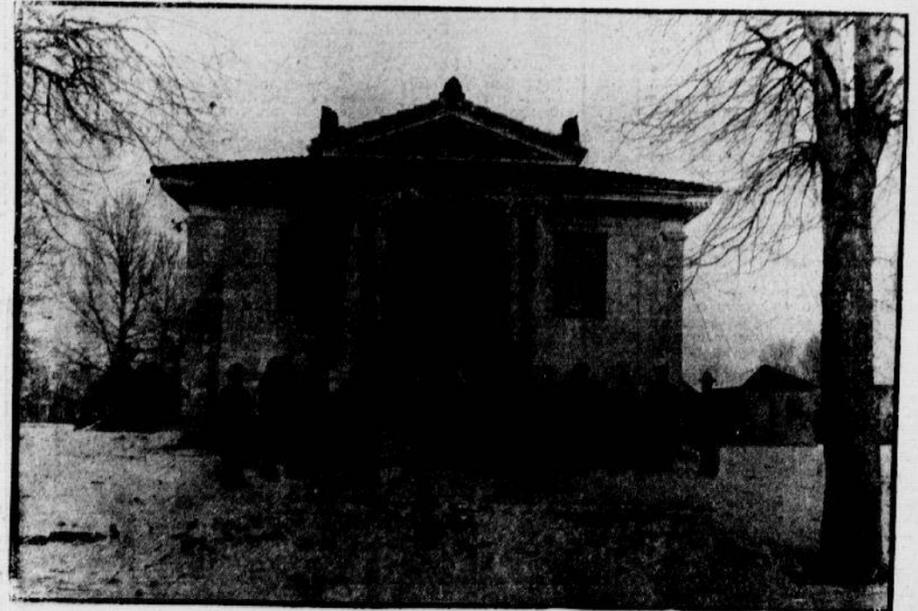
volcano, the aspect of the eruption is gaining rapidly.

The people are fleeing from the stricken region, and their fear is intensified by severe earth tremblings which have taken place at frequent intervals since the eruption began.

The seismic disturbances have been so

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PRIDE OF DEER LODGE IS THIS NEW KOHRS MEMORIAL LIBRARY



THE NEW LIBRARY BUILDING.

Deer Lodge, Feb. 26.—The pride of Deer Lodge in a building way is the handsome William K. Kohrs memorial library erected by State Senator Kohrs in memory of his son. The building will be dedicated next month upon the anniversary of the birth of the young man who was reared and spent most of his life here. The building occupies a commanding po-

sition upon Missouri avenue, just east of the courthouse. It is a one-story and basement building built of Columbus sandstone and is on the Corinthian style. It is finished in hard oak with maple floors. There is a memorial room at the entrance. There is also a memorial window of stained glass giving the name, date of birth and date of death of the young

man whose short life the building will commemorate. The skylight is also of stained glass. The building is heated with steam and lighted with electricity. There are about 4,000 volumes in the library at present. Link & Carter of Butte designed the building, and it was built by Moneroff & Shaffer of Helena. It cost about \$30,000.