

# WIFE OF BELLEVUE VICTIM ON STAND.

## Tells the Jury the Condition of Louis Hilliard When She Visited Him.

Mrs. Mary Hilliard, widow of Louis Hilliard, for the killing of whom Jesse R. Davis, a nurse, is now on trial before Judge Cowing, was the first witness in the case.

Before recess the jury had been selected and District Attorney Pierce required only a short time to present the side of the prosecution.

She said her husband had been a waiter and how she had found him in the insane pavilion of Bellevue Hospital.

"I went to the hospital," Mrs. Hilliard said, "but it was at night, and I was told to call again the next day. I went the next day, and saw my husband in the insane pavilion. I remained there one hour, and then I was told to get out."

"What was the condition of your husband's health?" Mr. Pierce asked.

"He was walking about and was apparently as good as I was," replied Mrs. Hilliard.

"Was he disfigured?"

"He had a black and blue mark on his forehead."

"Was he violent while you were there?"

"No," replied the witness.

"When did you next see him?"

"Early on the morning of the next day—he was dead," replied the woman sadly.

"What was the condition of his face then?"

"It was all scratched; it was black and blue."

"Any other injuries?"

"Yes, his hand and fingers were black and blue."

On cross-examination by Mr. Wellman, Mrs. Hilliard said she had asked her husband when he was in the insane pavilion how he had received the marks on his forehead and he had replied that he didn't know and didn't care to know. She didn't regard this answer as strange.

Casper Yeager, an attaché of the French Consul's office, described a visit of Hilliard to the consulate and told of Hilliard's arrest there. He was very excited.

**Composition of the Jury.**

The jury, which was secured with remarkable expedition, is as follows:

EDMUND DE BRAKELER, appraiser, of 25 South William street.

CAMPAR W. DEAN, insurance, of 136 Liberty street.

WILLIAM H. CLEARY, manager, 1606 Third avenue.

CHARLES C. WIEDON, paper, 30 West One Hundred and Twenty-eighth street.

CHARLES A. EDWARDS, Broadway, 47 Fulton street.

EMIL KOHLER, manager, 1123 Broadway.

WILLIAM WILSON, bookkeeper, Two Hundred and First street.

ROLAND HOLT, publisher, 29 West Twenty-third street.

ALFRED S. GROSSMAN, treasurer, 91 Paul Building.

RUDOLPH C. STOLLE, clerk, 153 Fifth avenue.

PATRICK CASHIN, real estate, 941 Eighth avenue.

GEORGE M. SCHUTT, cotton broker, 1290 Madison avenue.

After the jury had been secured Judge Cowing, who is presiding at the trial, congratulated the lawyers on both sides because of the celerity shown in obtaining the jury. Much of the credit, Judge Cowing said, was due to the special jury law, which made it possible for such quick work. Only five hours were spent in getting the jury.

**Opening for the Prosecution.**

Mr. Pierce in his opening address said: "Hilliard was received in Bellevue Hospital in good shape and without a bruise upon his body. A nurse who was present in the hospital will tell you what that patient was like the first night. Mr. Wellman here interrupted Mr. Pierce, claiming that Davis the prisoner was not present in the pavilion the night Hilliard was received.

"That is so," Mr. Pierce said, "and to the jury he is not to be held responsible for what happened that night."

According to Mr. Pierce on the first night Hilliard went to the supper table but refused to eat. This angered nurse Dean, who struck him and then took

# GIRL "L" AGENT BEAT OFF MURDEROUS THIEF.



Mrs. Patterson, the Brooklyn "L" agent, who repulsed the robber who tried to get the company's cash. Clarence Lohmer is the name of the man.

**Mrs. Kate Patterson, at Third Street Station, Brooklyn, Had Desperate Struggle with Thug Who Tried to Secure the Cash.**

With all the boldness and dash of a Western road agent, Clarence S. Lohmer, a guard employed by the Brooklyn Rapid Transit Company, tried to hold up Mrs. Kate Patterson, agent at Third street of the Fifth Avenue "L" road.

Mrs. Patterson a few minutes past midnight was counting up her cash and preparing to leave the station.

Suddenly a young man entered the ticket office from the street, walking to the door leading to the small inclosure he made a grab for the money.

Mrs. Patterson was too quick for him. She swept the money into the cash drawer, which she locked.

The young man drew a bottle from his pocket and struck Mrs. Patterson on the forehead, cutting the skin and knocking her down. The blood streamed down over her face and into her eyes but she continued to scream for assistance and her assailant ran down the stairway to the street without waiting to secure his booty.

She said that the man who attacked her frequently boarded the train at her station and presented employee's pass No. 567. She did not know his name. After telling her story, Mrs. Patterson was sent to her home in a carriage and the robbery was reported to the police station at Fifth avenue and Sixteenth street.

Detectives Jepsen and O'Grady learned from the office of the Brooklyn Rapid Transit Company that pass No. 567 had been issued to Clarence S. Lohmer, a guard, who lived at 222 Fifth street. They went to that address and arrested him.

The prisoner admitted his guilt, saying that he had gone to the station "to clean out the cash."

There had been several robberies in the ticket office of the Brooklyn "L" road recently. The ticket agents who had been inside themselves threatened that if they could identify him as the robber.

Mrs. Patterson was seen at her home this morning by a reporter for "The Evening World." She was nervous and excited and her head was in bandages.

but she gave a graphic account of her experience with the robber.

"The man entered the station and presented his pass. I permitted him to go by the turnstile. He came to the door and asked if I were a telegraph operator."

"I told him that I was, and he said that he wanted to telegraph to Thirty-sixth street and get his time. He said that he was an operator and suggested that I should be busy, he might do the telegraphing."

"I told him that he must stay away from behind the railing. He then asked me if I took in much money, and I replied that it was none of his business. I ordered him to leave and threatened to yell for help if he stayed any longer. Just then a train came in and he went down stairs. After the train had gone he returned and again approached me."

"I dodged backward and he then struck me with the bottle. I do not remember exactly what occurred afterward."

Lohmer recently bought a bill of furniture of an instalment man on Fifth avenue, Brooklyn. He has not been paid for the furniture, and the dealer has sued out a writ of replevin for the goods. Lohmer gave his name as Clarence S. Lohmer, telegraph operator.

Mrs. Patterson was divorced last December by Robert J. Patterson, to whom she had been married three years. In her complaint she alleged that her husband had continued to make love to susceptible women after his marriage.

**PLUCKY GIRLS PREVENT FIRE.**

Two plucky girl stenographers and Charles Ernst, an expressman's clerk, prevented what might have been a large fire at noon today.

It started in the office of John Krauss, who keeps a large wicker basket establishment at 9 and 11 Houston street, just off Broadway.

An oil stove is used to heat the office. A draught caught the flame and in a few minutes all was ablaze. The young women ran for water and threw it on the fire. Ernst, who was standing outside, ran in and carried the stove to the street. His hands were badly burned. The damage was slight.

**HUSBAND TOOK HER VIOLIN.**

Mrs. Ether Rubens, a professional violinist who was formerly a member of the Fada and Folies Dramatic Company, had her husband, Sacharo Rubens, arraigned in Yorkville Court this morning on a charge of having stolen her violin.

Mrs. Rubens said that she had taken her violin to a shop in Cooper Union to be repaired and that her husband had gotten it from the place by paying \$29 for the work that had been done on it. She declared that the loss of her violin was depriving her of her livelihood, as she could play better on it than any other instrument. It was all she had to support her children with. Rubens claimed the violin was his. Magistrate Cornell said it was civil case.

# MRS. DREXEL BIDDLE TO WED THREE HOURS AFTER DIVORCE BANKER FERNANDO YZNAGA.

**Will Allow Husband to Be Separated from Her by Default — Says "There Are No Ladies or Gentlemen on the Stage."**



CONSTANCE DREXEL BIDDLE.

Three hours after his husband, Dr. Clement Biddle, receives his decree of divorce, which I shall not contest, I will marry Mr. Fernando Yznaga, the banker and brother of the Dowager Duchess of Manchester. Why should I remain tied to a man whom I do not love when the man whom I do love and who loves me is but waiting for me to be free?

The case of Mrs. Constance Drexel Biddle, which has been in the news since the quick flash that came into her cheek proclaimed the origin of her fight to the title, "The Bells of the Navy."

Today the friends of the famous beauty, whose sudden decision has just been made known to them are again revealing the romantic features in her eventful life. They recall how a few years ago, when she was Miss Constance Morris, the daughter of Maurice Morris, a wealthy retired merchant of Los Angeles, Cal., she suddenly disappeared from her beautiful home and was next heard of on the stage as an actress in "Hazel Kirke." After that she appeared in "Alabama," where she came under the notice of Dr. Clement Drexel Biddle, the distinguished surgeon in the United States Navy, and a cousin of Anthony J. Drexel Biddle, the millionaire society sportsman.

It was six years ago that Dr. Biddle, after a brief courtship, married Dr. Morris. Her beauty of face and form and her charming manners at once placed her at the head of the exclusive society set. When two years ago, Dr. Biddle was stationed at Brooklyn, his wife was easily the leader of the high social circle there and was beginning to branch out for recognition in the "city of Manhattan."

When the war with Spain was declared she endeavored to get permission to follow her husband's fortunes at the front, but Gen. Shafter refused to grant this permission.

Mrs. Biddle went to Europe last Spring alone and visited her sister, Mrs. J. P. Studebaker, of Chicago, who was then serving at Mt. Moria in the Alps. Her husband's letters grew colder in tone and finally ceased altogether. When she returned to this country she was met at the pier in New York by passengers, who informed her that her husband desired her presence in Philadelphia at once. She hastened there and was served by a divorce lawyer by Dr. Biddle personally.

The date of the divorce trial has been set for the 24th of this month, and the decree will, according to Mrs. Biddle's statement, be granted by default.

"I am still young," she says, "why

should I make the rest of my life un-bearable by remaining his wife? I'll not do it, would you? He and I were separated six months ago. The fact that he had married two men who are dead is no reason for my staying with him. I shall marry Mr. Yznaga very quietly in Philadelphia. Only a few friends will be invited. Mr. Yznaga will come to New York a few days before the 24th of this month. After our marriage we shall go abroad. Of course I shall leave my home at Westbury, L. I. and New London, Conn.

**RICH COMPOSER AGAIN ARRESTED.**

Mad Antics in Hotel Send D. T. Parker to Bellevue.

George W. Waters, proprietor of the Woodline Hotel at High Bridge, found a stranger to-day running through the hallways knocking at all the doors.

Asked what he was doing, the man said he was the "Divine Power," and that he was greater than "Masonic Power." Waters ran across the street to the High Bridge station, and returned with two policemen, who arrested the man. Arraigned in Morrisania Court later, he said he was Dewitt T. Parker, thirty years old, and a Christian Scientist, living at 268 Hart street, Brooklyn. Magistrate Brann committed him to Bellevue Hospital for examination as to his sanity.

Parker is a musical composer. He entered the residence of Francis R. Stronach, a Malden lane jeweller, at 129 Pierrepont street, Brooklyn, on Monday and after telling the butler that he was Napoleon, said he called to see the Princess. He gained admittance by waving the butler aside and when Mrs. Stronach screamed, he snatched a diamond bracelet and ran away.

His friends say he had been working too hard and that it had affected his brain. Parker is well known throughout Brooklyn for his music, and lately inherited a fortune from his mother.

**HAD PISTOL AT O'BRIEN INQUEST.**

Brother of the Dead Man Thought to Be Seeking Revenge.

For a few moments this afternoon it was thought a bloody vendetta was about to be fought in the presence of city and county officials during an official proceeding.

As a result Edward O'Brien was seized by Detectives Vally and Sheehan of the Central Office. In his right hand, in his overcoat pocket, was clutched a revolver. He was disarmed. O'Brien is the brother of John O'Brien, who was found dead Feb. 2 outside "The Tiger" saloon, at 26 Seventh avenue. Eugene O'Hara was arrested for killing him.

Inquest came up this afternoon before Casper Bauch in the Criminal Court. O'Hara was present, and only a few feet away from him in the front row of spectators sat Edward O'Brien. He glared so much and glowered upon the prisoner so steadily the detectives determined to act. O'Brien said he carried the revolver because he feared the gang that had killed his brother. He was discharged by Magistrate Hogan.

The coroner's jury did not fix the blame for John O'Brien's death and O'Hara was sent back to his cell.

**MAUD GONNE AT ACADEMY.**

She and Major McBride to Speak Sunday Evening.

Maude Gonne and Major John McBride of the transvaal Irish Brigade, will speak at the Academy of Music next Sunday evening.

The lecture of Miss Gonne will deal almost exclusively with the new National movement, which is spreading like wildfire throughout Ireland, and the part it is playing in preventing young Irishmen from enlisting in the British army.

The joint lecture tour by Major McBride and Miss Gonne will extend from New York to San Francisco. They intend speaking only in large towns.

**SHE WON'T BEG OF MAILLARDS.**

Mrs. Clopton Releases Claims Against the Big Estate.

Mrs. Josephine Bell Clopton, who for fourteen years was known as the wife of Henry Maillard, the millionaire chocolate manufacturer, filed to-day a release of all her claims against the estate of Henry Maillard, the son and executor of the property.

The release, dated Jan. 21 and executed by David K. Kaufman, counsel for the Maillards, is explained, was made for a "nominal consideration." It guarantees the Maillard heirs from further claims by Mrs. Clopton.

Maillard and Mrs. Bell after living together for fourteen years finally separated and numerous street quarrels followed. The troubles of the pair were fully aired in the police court at this time.

Later Mrs. Bell married William C. Clopton, a New York lawyer. A separation soon followed. Clopton claiming he had been deceived, "the woman had stolen his money," arrested several times and sought police aid to prevent him from writing her alleged annoying letters.

After Maillard died, a year ago, it was found that Mrs. Clopton was receiving an income from the millionaire's estate. The value of the property was estimated at \$1,000,000.

**MRS. NATION PLANS FOR THE ASTOR HOTEL.**

Crusader Confines Herself to Talking in Chicago.

CHICAGO, Feb. 13.—Hundreds of letters, some threatening, many commendatory and not a few inclosing small amounts of money, are being received by Mrs. Nation. Among them was one from "Battie Axe," Pat Gleason, ex-Mayor of Lone Island City, in which the latter, after congratulating Mrs. Nation on her work, invited her to come to New York and placed his battle axe at her disposal.

Saloons of Chicago, and the tenderloin district in particular, will not be visited further by Mrs. Carrie Nation, of Kansas. Physical exhaustion and an almost complete loss of voice caused by outdoor speaking the past few days and her tour of the levee confined Mrs. Nation to her rooms to-day until the hour set for her appearance at Willard Hall, shortly before noon, and compelled her to give up her plans for further personal visits to the saloons.

Mayor Harrison announced that he would be too busy to see Mrs. Nation.

The "Joint smasher" will return to Topeka to-morrow.

**They Are Submitted to Building Department by Architects.**

Plans for John Jacob Astor's new hotel were submitted to the Department of Buildings to-day by his architects, Trovbridge & Livingston, who have estimated the cost of the structure at \$1,000,000.

The new hotel will be eighteen stories in height and will be built of terra cotta, limestone and brick on the 75x150 plot on Fifth avenue, at the southeast corner of Fifty-fifth street.

**Blazing Oil Stove Threatened a Big Conflagration.**

Two plucky girl stenographers and Charles Ernst, an expressman's clerk, prevented what might have been a large fire at noon today.

It started in the office of John Krauss, who keeps a large wicker basket establishment at 9 and 11 Houston street, just off Broadway.

An oil stove is used to heat the office. A draught caught the flame and in a few minutes all was ablaze. The young women ran for water and threw it on the fire. Ernst, who was standing outside, ran in and carried the stove to the street. His hands were badly burned. The damage was slight.

**CHARGE ARSON TO MAN AND WIFE.**

Roused from Their Bed at Midnight by Police.

John Strambolino, aged twenty-five, and his wife, Mary, aged thirty-six, were held without bail to-day in the Centre Street Police Court on a charge of arson.

Policeman Schaefer discovered that the restaurant was afire about midnight and, with Policeman O'Connell, forced the door and extinguished the flames.

In five places torn bits of paper saturated with kerosene had been ignited. The policemen immediately went to the sleeping-room of the Strambolinos next door and, awakening them, placed them under arrest. The wife said in court that there was no insurance on the restaurant. A quart bottle that had contained oil was found by the police.

**MOTHER IS HEART BROKEN.**

"Ruth Mason," of Philadelphia, Still in This City.

Lawyer Mark Alter called on Magistrate Mayo in the Jefferson Market Court to-day and showed a letter from Dr. Perry, of Philadelphia, written to him about the girl Mary Jones, as "Ruth Mason" she was taken out of the Tenderloin dive Sunday night and is at the Children's Society awaiting relatives to take her home to Philadelphia.

Dr. Perry said he had been unable to come to New York. He said the girl had broken her mother's heart. Magistrate Mayo filed the letter.

**WANT CONFESSION CHANGED.**

Presbyterians in Session Receive Reports to that Effect.

WASHINGTON, Feb. 13.—The Presbyterian Committee appointed to consider the revision of the Westminster confession of faith examined its alterations today.

The examination of the proposed alterations upon this question at the meeting of the Committee held here last December disclosed the fact that a majority of the Presbyterians desired some change in the confession.

At its convention the Synod will formulate a statement making recommendations upon the revision to the General Assembly, which convenes in Philadelphia next May.

**AUSTRIAN KISSING GAMES.**

Will Be a Feature of the Peasant Ball in the Garden.

The laws of the peasant ball to be given by the Astoria Singing Society on Feb. 14 at the Grand Central Palace, grant the men the freedom of kissing pretty girls who may roam on the village green.

The girls, however, may have the kissers arrested and imprisoned, escape from the jail being made possible either by the payment of a small fine to the keeper or by the prisoner going before the village priest and marrying the girl he has kissed. Then, if the couple tire of each other shortly or seek more desirable companionship, they may get a divorce. None of the fines exceeds ten cents.

**PIGEONS FLY TO SAFETY.**

Driven from Their Cotes by Fire, They Save Their Lives.

Fire broke up in the two-story frame stable at 201 Twenty-second street, Brooklyn, shortly after noon to-day. A high wind was blowing at the time. Three stables and one dwelling caught fire and the flames threatened a whole row of houses. The firemen experienced difficulty in getting water before the flames were under control. A man named Stechtler, who had about one hundred pigeons, released the birds and they hovered around the stable in safety. After the fire was put out they returned to their cotes.

The only casualty was the loss of life of one dog.

**UNKNOWN WOMAN KILLED.**

Struck by a Locomotive and Horribly Mangled.

NEWARK N. J., Feb. 13.—A young woman was instantly killed this morning by being struck by an east bound passenger train on the Greenwood Lake division of the Erie Railroad at Forest Hill, N. J.

The young woman had her head and arms wrenched to protect her from the wind. She evidently did not hear the train or the whistle. The engineer reversed the engine but could not stop the train in time to avoid the locomotive striking the young woman. Her body was thrown into a ditch and badly mangled. The dead woman had the appearance of a factory employe, but has not been identified.

**EXPOSTULATED IN HEBREW.**

Policemen Couldn't Understand Them and They Were Arrested.

Two night watchmen, Hebrews, who cannot speak English, were arrested by Big Myers, Secretary and Treasurer of the Cuban-American Tobacco Company. The Councilman is making his trip in the interest of the stockholders of the company.

**PLAGUE SPREADS IN BOMBAY.**

BOMBAY, Feb. 13.—The spread of the plague is increasing. There were over 200 deaths in this city during the past week, of which number 22 are known to have been due to the plague. The Government is devoting its attention to succoring the sick rather than to preventing the spread of the disease.

**YOUTH AND GIRL ARRESTED.**

Jeweler Said They Stole Watch-Alleged Actors.

Harry Devere, twenty-one years old and his sixteen-year-old companion, Louise Bath of 125 Walden street, Williamsburg, were arraigned in the Lee avenue Court to-day charged with shoplifting. They claimed to be variety actors.

Frederick Martin, a jeweler at 33 Broadway, said they came into his place and asked to see some watches. He said that the girl slipped a watch into her companion's pocket. When he charged her with so doing Devere became indignant and started out for a policeman.

Martin sent for a policeman and had the girl arrested. Devere came back and he also was arrested. Devere was probably charged with abduction. They were held in \$100 bail for trial.

**GEN. FRENCH RETAKES A GUN.**

DURBAN, Natal, Feb. 13.—Gen. French has recaptured a fifteen-pounder captured from the British at Colenso.

**SEVENTY-CENT GAS FOR BUFFALO.**

ALBANY, Feb. 13.—Assemblyman Brooks to-day introduced a 70-cent gas bill for Buffalo and to compel the companies to pay 6 per cent. interest on debts made with them.

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