

# DYNAMITING TRIAL STARTS WITH A RUSH

## GROUT PLEADS TO UNION BANK INDICTMENT

Weather—Clearing to-night; Thursday, fair, cooler.

**FINAL EDITION.**

**The**



**World.**

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### GROUT INDICTED FOR STATEMENT ON UNION BANK

**Pleads Not Guilty to Charge of Misleading State Official in Bank Inquiry.**  
**JUDGE PAROLES HIM.**  
**Cashier of Brooklyn Institution Is Also Indicted for Misconduct.**

Edward M. GROUT, former Comptroller of Greater New York and former Borough President of Brooklyn, was arraigned in the Kings County Court today before Judge Dike to plead to an indictment charging him with a misdemeanor in that he made a false statement to the State Banking Department while he was president of the Union Bank of Brooklyn. With him was arraigned James T. Ashley, who was cashier of David A. Sullivan's Merchants and Traders' Bank and later cashier of Mr. GROUT's Union Bank. Ashley is indicted jointly with GROUT. The indictment sets forth that these two, as officers of the Union Bank, knowingly deceived the Banking Department by falsely representing certain matters having to do with the assets of the institution. The penalty of conviction for the offense charged against GROUT and Ashley is one year in prison. The indictments, which were agreed upon by the Grand Jury several days ago, were not completed until last night. District-Attorney Clarke then sent word to GROUT and Ashley advising them to be in the County Court before Judge Dike this morning. The former Union Bank officers knew what had happened. **PLEAD NOT GUILTY AND BOTH MEN ARE PAROLED.**

Mr. GROUT's counsel was Stephen Baldwin, and Ashley was represented by Andrew Von Thum. Paul Grouss and John P. McKinney, Edward M. GROUT's law partners, were also in evidence. Judge Dike disposed of the routine business of the court before taking up the indictments. Both GROUT and Ashley pleaded not guilty and were given ten days in which to amend their plea or prepare motions or defenses. They were then paroled in the custody of counsel.

Mr. GROUT had a type written statement ready. He gave it out to the press and it read: "I desire to assure my friends who have been so loyal to me these past few months, and the public, from whom I ask a suspension of judgment, that I am innocent of these charges, as well as any other criminal act. I have been refused a hearing by the Grand Jury notwithstanding my most persistent efforts to obtain one.

"I thought that my fifty years in this community and the confidence and respect in which I believe I have hitherto been held would have assured me at least that much consideration, but it seems to have served somebody's purpose that it should be denied."

District-Attorney Clarke, after the court proceedings, gave out the following abstract of the charges in the indictments: "The indictments against Mr. GROUT and Mr. Ashley were found under Section 61 of the Penal Code, which provides that 'A director, officer or agent of a corporation who knowingly conceals or publishes any statement of its affairs or pecuniary condition containing any material statement which is false or who omits or conceals in omitting any statement required by law to be contained therein is guilty of a misdemeanor.'"

"A statement dated March 23, 1910, and signed by Mr. GROUT and Mr. Ashley, and sworn to by them, is the basis of the indictments. The statements allege that the resources, loans and discounts amounted to \$1,351,155. It is alleged in the indictments that this is a false statement, in that the amount was overstated.

"It is further alleged in the statement that bills payable amounting to \$1,252,837, did not mature until Dec. 31, 1910. The indictments allege that this is a false statement, in that all these bills payable were due and payable in April, 1910.

### WIFE WHO IS SUED BY HUSBAND WHO SAVED HER LIFE.



### SUES YOUNG WIFE AFTER SAVING HER LIFE THREE TIMES

**Taxicab Owner Serves Complaint as She's Discharged on Suicide Attempt Charge.**

Mrs. Helen A. Dexter's sensational attempt at suicide, by throwing herself in front of a car and two speeding automobiles in Broadway last Monday, failed to dissuade her husband, John W. Dexter, from bringing suit for divorce. The complaint was filed in the Supreme Court today.

A batch of love letters, which Dexter claims his wife wrote to another man, figure in the case. They contain such endearing terms as "My Darling," "My Dearest Sweetheart," etc. Mrs. Dexter, who is young and pretty, was released from West Side Court yesterday. A process server from the office of Ashley & Scott, counsel for Dexter, was waiting outside the building. As soon as Mrs. Dexter appeared the process server approached. She ran, but after a chase of half a block was overtaken.

"I have a summons and complaint against you for a divorce," said the process server.

**RETURNED AND PICKED UP PAPERS ON SIDEWALK.**  
Mrs. Dexter, flushed and excited, refused to take the papers and they fell to the sidewalk. The process server withdrew, and presently Mrs. Dexter returned, picked up the summons and complaint, and went home.

Mrs. Dexter lives at No. 284 West One Hundred and Forty-second street. She and her husband, who is an independent taxicab man, parted two months ago, when, it was said, Dexter discovered his wife was writing love letters to the other man. The couple were married a year and a half ago. Mrs. Dexter was then only eighteen.

Dexter met his wife in Broadway, near Fifth street, by appointment last Sunday night. After discussing their differences for some time, Mrs. Dexter suddenly ran out into the street and hurled herself in front of a car. Her husband grabbed her in the nick of time, and then she tried again to end her life by hurling herself in front of the automobiles. Each time Dexter saved her.

Later, in court, Mrs. Dexter said she was sorry she hadn't succeeded in ending her life, as she had nothing further to live for. Dexter does not disclose the name of the co-respondent in his suit for divorce.

**NO GIANT GAMES TO-DAY.**  
The double-header between the Giants and Brooklyn scheduled for today in the Polo Grounds was called off on account of rain, and two games will be played there tomorrow.

### FIRE CHIEF WALSH NEAR DEATH LIKE THAT OF KRUGER.

**Plunged 25 Feet Into Subcellar Floor With Eight Feet of Water.**  
**SAVED BY AID OF ROPE.**  
**Comrades at Duane Street Blaze at First Thought He'd Been Killed.**

Falling twenty-five feet down a triangular well into a sub-cellar flooded with eight feet of water, Battalion Chief William Walsh nearly lost his life early this morning, when fighting a stubborn fire that destroyed the premises at Nos. 31-33 Duane street, occupied by the International News Company. Several hours after Chief Walsh's accident the first four floors of the building collapsed, but no one was injured. Nearly four years ago Deputy Chief Charles Kruger, under almost identical circumstances, fell into a flooded cellar in Harry Howard Square at Canal street and was drowned before he could be rescued.

This morning's fire, which had been smoldering for hours before it was discovered, filled the cellars and lower floors of the building with impenetrable smoke and the work of the firemen had flooded the sub-cellar.

Finding that attempts to fight the fire from the cellars were too dangerous, Deputy Chief Binns, Capt. Crawley of Engine Company No. 31 and Chief Walsh started on an exploring expedition. They wanted to let the smoke out of the cellar. All three were accoutred for fire fighting, and Walsh, who wore his heavy coat, rubber boots and helmet, also carried a lantern.

The Duane street building in the rear meets two others that front on Pearl street and on Broadway, their walls coming together so as to form a triangular well about two and a half feet in dimensions and running from subcellar to roof.

**MISSED FOOTING AND FELL INTO WELL.**  
Stepping from a window ledge of one building to that of another, Crawley got across safely, but Walsh missed his footing and vanished from sight down the black well.

Crawley and Binns shouted the alarm, and firemen of Truck No. 1 came running with lanterns and a coil of rope. For a little while everything was silent down in the well, and it was feared Walsh had been killed outright. Two volunteers were about to go down on the rope with lanterns when Walsh's voice was heard faintly, saying that he thought if they would let down a rope he could manage to fasten it around him.

The rope was manned, and Walsh supporting himself by pressing his legs against the sides of the well, passed it under his arms and fastened it and was then drawn up.

He said he was almost unconscious for a few minutes after striking the water and the bottom of the well. He was partially burnt, and after limping around for an hour was forced to go back to his quarters at Franklin and Lafayette streets.

The International News Company suffered a loss estimated at \$500. The company distributes magazines and periodicals, largely foreign, and the cellars were filled with stacks of reading matter.

The origin of the blaze is unknown. A short time before daylight a pedestrian saw smoke coming through one of the cellar doors. He turned in an alarm and Binns arrived in a fifty minute taxi Company No. 1, from just across Broadway.

**\$1,000 LORIMER BRIBE OFFERED LEGISLATOR.**  
Illinois State Representative Says He Was Told He Could Get That Amount for His Vote.

CHICAGO, Oct. 11.—State Representative Henry Terrill testified before the United States Senate Committee today that former Representative John C. Lorimer, a Democrat, told him (Terrill) that he could get \$1,000 for Terrill's vote for Lorimer.

**"ROYAL SPECIAL" AND "ROYAL LIMITED."**  
ROYAL LINE.

### Younger McNamara First to Be Called for Trial; Judge and Lawyer in Dynamiting Case



J. F. McNamara.

### FIGHT COMMISSION DEFERS ACTION ON CONEY'S BIG CLUB

**Application for License Won't Be Considered Until Next Week.**

The State Boxing Commission at its meeting this afternoon deferred action on the application for a license of the Sea Beach A. C. of Coney Island, which is offering a fabulous sum for a ten-round bout between Al Waldman and Matt Wells, the English champion.

When Secretary Charles Harvey presented the application of the Sea Beach A. C. and that of the Royal A. C. of Brooklyn, of which Tom O'Rourke and Alec Brown are the managers, to Commissioners O'Neill and Dixon they decided not to take action on either bid and laid the matter over until next Wednesday.

Seven new clubs were granted licenses and four new referees appointed. The clubs that secured licenses were the New Assembly A. C. of Brooklyn, the Malvern A. C. of the Bronx, New Star A. C. of New York, Athletic Exhibition Company of Albany, Elm A. C. of Brooklyn, Irish A. C. of Brooklyn, and the Syracuse City A. C. of Syracuse, N. Y. The referees appointed were Prof. Mike Donovan, boxing instructor of the New York A. C. H. Newman, David Stoker and Mark Devlin of Albany.

**RATHER BEER THAN HOBBLES**  
Newark Preacher Tells Liquor Dealers Drink Is Better Than Dress.

ATLANTIC CITY, N. J., Oct. 11.—"I would much rather see a woman drinking a glass of beer than see her in the high heels of a noble suit," said the Rev. Dr. E. A. Watson of St. Stephen's Episcopal Church, Newark, N. J., at the Interior League's State Convention today.

**ATHLETICS ARE READY NOW FOR GIANTS, MACK SAYS.**  
RICHMOND, Va., Oct. 11.—With both teams on their feet for the Philadelphia and the All Stars aggregation played this afternoon in the old stadium at the Metropolitan Hotel.

**"ROYAL SPECIAL" AND "ROYAL LIMITED."**  
ROYAL LINE.



JUDGE WALTER BORDWELL

### ITALY AND TURKEY VIRTUALLY AGREE ON AN ARMISTICE

**Authoritative Statement in Berlin That Powers Have Paved Way for Peace.**

BERLIN, Oct. 11.—It was declared from an authoritative source today that an armistice had been virtually agreed upon by Turkey and Italy, but that it had not yet been decided "officially."

It was brought about chiefly through the efforts of Germany, aided by other powers. Italy continues sending troops to Tripoli pending the negotiations, but in the meantime it is understood herilities will not occur.

LONDON, Oct. 11.—A despatch to Lyons from Malta today says that an Italian navy expedition of three battleships, a cruiser, eight torpedo boat destroyers and thirteen transports passed Malta this morning going southeast.

**MAN AND WOMAN FIGHT WHILE CROWD WATCHES.**  
Her Thumb Is Nearly Cut Off—Says He Demanded \$75 Under Threat.

A man and a woman struggling before an open window on the second floor of No. 60 West One Hundred and Twenty-fifth street this afternoon attracted a large crowd. The woman was screaming for help. A knife was snatched from the man's hand and fell to the street.

Policemen Harts and Hillis ran into the house and arrested the man. Dr. Johnson of J. Hood Wright Hospital treated the woman's left thumb, which was almost cut off.

The man, who said he was George C. Reardon, twenty-six years old, of No. 28 West One Hundred and Twenty-fifth street, was taken to the West One Hundred and Twenty-fifth street station. He declared he was formerly a commission employed by the woman.

**BLIZZARD IN MONTANA ISOLATES BUTTE PEOPLE.**  
POWELLVILLE, Idaho, Oct. 11.—Southwestern Montana is in the grip of a blizzard now that has cut off Butte from communication with the outside world today. Every telephone wire telephone wire line Butte has been severed, communication ceasing at Helena and Deer Lodge, on the north, and Dillon on the south.

World Building Turkish Baths, always open, bath with private rooms \$1.50, including Turkish bath, massage and dining room.

### PROSECUTOR CALLS YOUNGER M'NAMARA FIRST IN BIG TRIAL

**James Arraigned on Charge of Murder in Causing Deaths of Nineteen Men in Explosion and Wrecking of Los Angeles Building.**

**CASE OPENS WITH RUSH; CHANGE OF VENUE DENIED.**

**John McNamara Taken Back to Jail When Preliminaries Are Settled—Prospective Jurors Warned.**

LOS ANGELES, Oct. 11.—James B. McNamara of Cincinnati, accused in the celebrated dynamiting case, was placed on trial for murder here today before Judge Bordwell in the Superior Court. Clarence S. Darrow, chief counsel for the defendants, announced that he wished to sever the case and give each prisoner a separate trial, and immediately District-Attorney John D. Fredericks chose James B. McNamara for trial.

The prisoner is twenty-nine years old and unmarried. He is charged with causing the death of nineteen of the twenty-one men who were killed in the explosion and fire which wrecked the Los Angeles Times plant. Not only did Mr. Fredericks elect to try James rather than his brother, John J., Secretary of the International Association of Bridge and Structural Iron Workers, but he decided to go on trial on the indictment charging the prisoner with the death of Charles J. Hagerty, a machinist, whose body was found close to the spot at which the explosion is alleged to have occurred.

The defense hoped to force Fredericks to try John first, on the ground that John had been kidnapped from Indianapolis and was therefore entitled to earlier consideration. Fredericks declined to take this view, however, preferring to put James on trial first. Inasmuch as it is not necessary to prove conspiracy in his case, as it would be if John were tried.

At the opening of the trial Judge Bordwell denied a motion by counsel for the defense for a change of venue, declaring that he was not prejudiced in the case. This action of the Judge had been anticipated.

**JOHN TAKEN BACK TO JAIL AS TRIAL BEGINS.**  
The site of the old Times Building lies almost within the shadow of the unfinished Hall of Records, in which the trial is being held and the witness of engineers working on the foundation of the new Times Building sounded from time to time through the open windows of the court room. Counsel for the defense gathered about the prisoner, led by Attorney Clarence S. Darrow of Chicago. Associated with him were Joseph Scott, Leconte Davis and John Harrison, all of Los Angeles. Mrs. Darrow sat near her husband.

District-Attorney Fredericks handled the prosecution, aided by the Assistant regularly employed in his office.

A delay seemingly interminable to eager spectators occurred at the opening of court while a procession of venturers explained to Judge Bordwell why they should not be asked to serve.

This was the end of a preliminary hearing in which the Judge rapidly weeded out over half the list of 125 men before the trial formally opened.

The McNamarae were brought into court together and remained until James B. McNamara was selected for trial, when John J. was returned to his cell in the county jail.

After a few minutes' parole Attorney Leconte Davis, for the defense, faced the waiting venturers and made his first speech of the trial.

**JURORS WILL BE LOCKED UP DURING TRIAL.**  
The Court suggests that I inform you that when you enter the jury box you will remain there or be locked up until the end of the trial," he said. "If you want to see your wives or attend to

**TOM SHARKEY LET GUEST BUY WINE FOR 10 HOURS**  
Manger and Friends Helped to Drink It Up, but Never Bought in That Long Time.

Under oath in the Essex Market Court today, Thomas Sharkey the rarely used his middle name; Sharkey made the astounding admission that he had permitted a customer to buy wine in his Fourteenth street haberdashery for ten hours at a stretch and had not even whispered a suggestion of reciprocity. He hadn't even bought his customer a package of cigarettes.

Magistrate Krotel almost fell off the bench when he heard this admission from the noted philanthropist. But Sharkey could not be shaken on cross-examination.

The case was the complaint of one Emil Engels, commercial traveler, that after buying champagne for Sharkey and Sharkey's friends in Sharkey's place until there was a drought in the wine cellar he was robbed of \$20.

**MANAGER ADMITS HE, TOO, FAILED TO COME ACROSS.**  
Andrew Osborne, Sharkey's manager, was the defendant. He had also participated in the wine absorption at Mr. Engels's expense and, like his boss, had refrained from purchasing the good customer so much as a 15-centworth of wine.

Mr. Engels's testimony was amusing by light of the popular notion that Tom Sharkey's customers are ordinarily impoverished by generosity and good

**FOR FOOTBALL, PACE AND ENTERTAINMENT SEE PAGE FIFTEEN.**  
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