

# EVIDENCE AGAINST ARCHBALD ALL IN

### Defence to Call Witnesses Monday and Case Will Soon Close.

## COURT CLERK TESTIFIES

### Says H. W. Cannon of New York Paid Judge's Expenses Abroad.

## LAWYERS GAVE HIM \$500

### Contributed to Purse Which Was Handed Jurist Before He Sailed for Europe.

WASHINGTON, Dec. 14.—The prosecution closed its direct case against Judge Robert W. Archbald of the United States Commerce Court in the impeachment proceedings to-day. Witnesses for the defence will be called Monday and it is expected that the taking of testimony in the case will be concluded before adjournment for the holidays.

The House managers had expected to put Henry W. Cannon of New York on the witness stand, but Chairman Clayton announced that the banker was cruising off the Florida coast and could not be reached.

It came out in the testimony to-day that Mr. Cannon was a brother of Mrs. Archbald, wife of Judge Archbald, and that it was Mr. Cannon who paid the expenses for the trip to Europe made by Judge Archbald in the summer of 1910 while he was United States District Judge for the Middle district of Pennsylvania.

E. R. W. Stagle of Scranton, clerk of the United States District Court and who served under Judge Archbald, testified to-day that when the Judge received the letter from Henry W. Cannon offering to defray the Judge's expenses for the European trip, he called the witness into his confidence and asked his advice.

"Judge Archbald seemed to be worried over the fact that he had a number of creditors in Scranton and that if he made the trip to Europe he might be criticised for spending money in foreign travel which his creditors might believe should be applied to payment of his obligations," said the witness.

Representative Norris of Nebraska joined the witness closely as to his knowledge of Judge Archbald's debts in Scranton. Mr. Searle said that while Judge Archbald's credit was still good, he had been heavily in debt and his home mortgaged.

Mr. Searle had something to do with the raising of a fund of approximately \$500 from the lawyers who practised in Judge Archbald's court which was presented to the Judge on the eve of his sailing for Europe. The witness was required to name the lawyers who contributed to the fund.

He explained that they were all well to do lawyers and could afford to contribute and that the average contribution was \$25. The witness said he did not start the movement, but it originated with a lawyer in Williamsport, Pa.

Some of the younger lawyers less well to do, had complained to the witness that they had not been asked to contribute. Searle testified that Judge Archbald knew nothing of the raising of the purse. It was first proposed to give him a dinner.

Some of the lawyers could not attend and decided to raise the purse, and there was some discussion as to whether Judge Archbald would be willing to accept the money. Finally it was decided to place the money in an envelope with the letter explaining the gift and to seal it.

The contributors selected one of their number, who handed the sealed package to the Judge as he was boarding the ship at Hoboken. The envelope was inscribed, "Sailing orders for Judge Archbald; not to be opened until two days out at sea."

The witness said he believed the first knowledge the Judge had of the gift was when he opened the package on the high seas.

Officers of the Scranton-Honduras Mining Company testified to-day that Judge Archbald received eighty-four shares of the stock of that company when it was organized, the total par value of which was \$1,680. The stock was issued to him without any money consideration, but at the request of W. W. Rissinger of Wilkes-Barre, who was really entitled to receive the stock.

Mr. Rissinger is the man who tried to induce ex-Congressman John A. Lanahan to discount a note for \$2,500 made by himself, his mother-in-law and Judge Archbald. Lanahan testified yesterday that Rissinger said he wanted to invest the money in a Honduras mine and Lanahan refused to discount the note.

Wallace M. Roth, cashier of a savings bank in Scranton, testified to-day that his bank discounted the \$2,500 note for Rissinger, but not until after Rissinger and his mother-in-law had put up a judgment note as collateral security in addition to the personal indorsement of Judge Archbald. The note was paid November 30 last.

Among other witnesses examined to-day were John R. Wilson and Henry L. Day of the Scranton-Honduras Mining Company; C. L. Munson, an attorney of Williamsport, who testified that Judge Archbald's court clerk, Searle, asked him to contribute \$50 to the fund presented to Judge Archbald and that he refused; S. H. Swingle, treasurer of the Premier Coal Company of Scranton, which according to testimony given yesterday, paid Judge Archbald \$500 for services rendered in trying to secure for the company an option on a culm bank; Fred W. Jones of Scranton, another party to the culm bank negotiations; C. H. Von Storch, president of a bank in Scranton, that discounted the \$500 note for John Henry Jones indorsed by Judge Archbald and which the Bolands had refused to discount; and Thomas F. Farrell of New York city, who was interested in negotiations for culm property with Judge Archbald and others.

C. H. Von Storch, the bank president, said he had discounted the note because of Judge Archbald's indorsement and that he had permitted it to be renewed from time to time as an indulgence to



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### EX-CONSUL LOSES \$46,733 SUIT.

Frank Steinhardt Must Pay Judge Reilly for Railroad Option.

A jury before Supreme Court Justice Emerson returned a verdict for \$46,733 yesterday in a suit against Frank Steinhardt, former United States Consul-General at Havana and now general manager of the Havana Electric Railway Company.

The suit was brought by Judge Hugh

J. Reilly, an American contractor who has built extensive public works in Cuba on a contract by which Steinhardt took an option on a street railroad property in Cuba. Steinhardt's defence was that Judge Reilly couldn't convey title to the property.

An order for a commission to take the testimony of French bankers was granted yesterday in a suit of Herbert E. Bowen against the Havana Electric Railway to collect \$93,750 on six claims assigned to him. Among the original holders of the claims were George B. M. Harvey, Percival Farquhar and B. F. Pearson.

The suit alleges that in 1899 the claimants, as members of a syndicate, agreed to advance \$100,000 to the rail-

### TWO PRESIDENTS PRO TEM.

Bacon and Gallinger Will Alternate in Chair in Senate.

WASHINGTON, Dec. 4.—The silent struggle between Senate Democrats and Republicans as to whether Senator Bacon of Georgia or Senator Gallinger of New Hampshire should act as President pro-

tem of that chamber until the end of the present Congress was ended by agreement to-day.

The two will alternate in the chair. Gallinger will preside from December 15 to January 4. Bacon will have the chair until January 18, Gallinger until February 1, Bacon until February 15 and Gallinger until March 3. Bacon has presided during the fortnight of the present session, pursuant to an agreement reached before adjournment last summer.

The two parties have remained deadlocked, not even the deaths of Senators disturbing the balance of strength.

The Wall Street edition of THE EVENING SUN contains all the financial news and the stock and bond quotations to the close of the market. The closing quotations, including the "bid and asked" prices, with additional news matter, are contained also in the night and final editions of THE EVENING SUN.—Ad.

### MISS KULL CAN KEEP THE RING

But Will Not Wed Man Who Gave It to Her—Court Dismisses Suit.

Miss Edna Kull, 29 years of age, of 30 Milton avenue, Jersey City, appeared in the First Criminal court of Jersey City yesterday to answer the complaint of Charles Strauberger of 3465 Boulevard that she had refused to marry him and to return the diamond engagement ring he gave her. He thought she had obtained the ring by false pretences.

Miss Kull said she had accepted the ring in good faith and had intended to marry Strauberger. The wedding was postponed in September, she said, at his request because he was ill. She had

### NEW JERSEY NOTES.

Harry H. Gerns, one of three Christian Union men who were elected to the new executive board of Perth Amboy, will leave in a few days to make his home in Kansas City.

Albert L. Leuz, at one time one of Hackensack's wealthiest meat dealers, committed suicide at his home at 168 Hudson street yesterday by inhaling illuminating gas.

German Catholic societies of Newark will begin a campaign against the spread of Socialism among their members.