



MR. AND MRS. BONINE IN COURT.

GETTING THE JURY

(Continued from First Page.)

was not acquainted with Ayres, and did not know Mr. Bonine. It was brought to light that Mr. Burch entertained a decided opinion regarding the case. He thought that opinion might succumb to evidence, however.

Quite a discussion ensued as to whether or not Mr. Burch was qualified to sit as a juror. The defense, Attorney Douglas, of course, for the defense, contended that he should be excused for cause, while United States Attorney Gould argued that it is not a disqualification that a man has formed an opinion and takes it into the jury box with him, the essential being that in spite of that opinion the juror could give the defendant a fair and impartial trial.

Some amusement was caused by Mr. Burch asking at this point that he be excused on the ground that he had served as a juror at least twenty days within the past year.

"Was it not last October a year ago that you served," inquired Justice Anderson.

"No, sir; last month, in Circuit Court No. 2," explained Mr. Burch.

Mrs. Bonine joined in the momentary but general rejoinder.

"If you had made that point clear at the start," commented Justice Anderson, "considerable time would have been saved. You are excused."

Christian Sprousser answered all questions satisfactorily, but no sooner had he taken his seat than he was challenged peremptorily by counsel for the defense.

Being decidedly opposed to the infliction of capital punishment, so he declared, Thaddeus M. Tysowski was promptly excused.

Leads to Discussion.

"I would hesitate to convict on circumstantial evidence," remarked Charles B. Fonda.

This answer gave rise to a lengthy series of questions by the court and counsel. Mr. Gould challenged for cause, but Mr. Douglas submitted that the talesman was not disqualified, explained that, as counsel understood the situation, Mr. Fonda had no bias or prejudice against circumstantial evidence, he merely expressing a preference in favor of direct testimony.

The talesman was sustained and Mr. Fonda stepped aside.

Charles W. Spates announced that last week he expressed an opinion affecting the case, but he declared that no evidence could shake that opinion.

"Gentlemen, what do you say about it?" inquired Justice Anderson.

"Neither has the defense," added Mr. Douglas. "Still, I will challenge for cause."

"The challenge is sustained," ruled the court.

William Hahn entertained conscientious scruples on the subject of capital punishment, according to his answer, and was permitted to retire.

Voted in Maryland.

During the examination of the next talesman called, Arthur Carier, it developed that he voted in the state of Maryland in November, 1900.

"Were you a resident of Maryland?" he was asked.

"No, but they let me vote there."

"Could you have voted in Maryland the early part of this month?"

"He was challenged by the defense."

Thomas R. Baker and M. A. Kelly were excused on surgeons' certificates of disqualification because he had a fixed opinion and was opposed to convictions based on circumstantial evidence; and G. Adolph Member, after long parleying, was excused for cause advanced by the United States attorney.

At this point, it being 12:30 o'clock, a recess for one-half hour was taken.

Judge's Caustic Comment.

The afternoon session of the court was opened with the examination of Edgar Ball. He is nearly sixty-three years of age, and he said he has performed sixteen or seventeen terms of jury duty. He took a seat in the box, but only for a moment, for the defense exercised its seventh peremptory challenge, and Mr. Ball stepped out.

"Could you render a fair and impartial verdict according to the evidence in this case?" inquired Justice Anderson.

"No," was the reply.

"Why?" the court wanted to know.

The talesman was unable to explain, but he was known to have expressed a fixed opinion against circumstantial evidence means," inquired United States Attorney Gould.

"If the defense will challenge for cause the government will interpose no objection," volunteered Mr. Gould.

"This is the most generous offer I ever heard the United States attorney make," commented Attorney Douglas. The defense, however, challenged as suggested, and the court directed that the name of the talesman be removed from the box.

Henry Lyons, William E. Beck, Clarence Dodge and Victor Anderson were excused because they are opposed to capital punishment. Mr. Anderson saying that he would not agree to a verdict that would result in the execution of any woman.

Lewis H. Wayne, colored, qualified, but was challenged by the defense. George E. Dodge and Thomas H. Insworth were excused by the court, as they had performed jury service within twelve months. Physical disability was advanced by C. W. Blaud and J. M. Schaefer.

"I do not believe in female capital punishment," said Maurice Fitzgerald.

"I challenge for cause," interjected Mr. Gould.

"Challenge sustained."

The course of the defense in peremptorily challenging jurors who had apparently met all requirements after interrogation by judge and lawyers was continued today. Several colored men were told to sit in the jury box at different times, but none got more than settled in his chair before the challenge came from Mr. Douglas that demanded its immediate vacation.

Government Satisfied.

Caleb Hawkins, colored, qualified and took the vacant seat in the jury box. It was the

AT THE WHITE HOUSE

Contest Over the Governorship of Oklahoma.

THE KERENS-HITCHECOCK FIGHT

Reciprocity Delegates Received by the President.

MANY CALLERS TODAY

President Roosevelt had so many visitors today that he could not give more than a minute or so to each caller, except those of most importance. With those who were with him for any time the President discussed several weighty matters. Two cabinet officers, Secretaries Hitchcock and Wilson, had the most time with the President.

Mr. Hitchcock had a large bundle of papers with him, but it is not known whether these pertained to the Missouri political fight or to the governorship of Oklahoma. It has for some time been intimated that Gov. Jenkins of Oklahoma is having trouble, with prospects that he may be removed in favor of Governor Barnes.

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THE PRESIDENT SIGNED THE PETITION WITH PLEASURE.

Delegates From a Convention.

The President received a large committee from the national reciprocity convention, in session here, expressing his pleasure at meeting men of such prominence in the business life of their country. The committee presented resolutions of confidence in the President and received from him the statement that he was giving to the subject of reciprocity his most careful attention and thought. The committee was escorted to the House by William N. Shuster, Benjamin Miller and W. P. Van Wickie of the board of trade of this city.

Intermediate Commerce Laws.

Senator Elkins will call at the White House later to see the President about legislation for the intermediate commerce commission. The Senator has probably fallen heir to the chairmanship of the intermediate commerce committee of the Senate through the advancement of Senator Cullom to the chairmanship of the foreign relations committee. Senator Elkins did not find time during his call today to bring the matter to the attention of the President, and would have to see him again.

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CASE OF DR. HENEHRY

His Removal From Gaelic Chair at Catholic University.

STATEMENT BY MEMBER OF FACULTY

Views of a Man Prominent in Order of Hibernians.

THE RECENT PROTESTS

Among the subjects taken up for discussion today by the board of trustees of the Catholic University of America was the dismissal of Dr. Henehry, who was for three years teacher of the Gaelic language. Many divisions of the Ancient Order of Hibernians throughout the country have recently adopted resolutions deploring the dismissal of Dr. Henehry, and in dispensing with his services.

Cardinal Gibbons presided at both sessions and there were present Bishop Spalding of Peoria, Ill., Bishop Maes of Covington, Ky., Cardinal Gibbons, who is chancellor of the university; Bishop Williams of Boston, Archbishop Ryan of Philadelphia; Archbishop Ireland of St. Paul; and Bishop Ortman of Cleveland. Bishop Riordan of San Francisco and Bishop Farley of New York, who are members of the board of trustees, were unable to be present.

At the morning session the reports of the rector, Monsignor Conarty, the vice rector and the university faculties of the schools of the university were read and discussed. Previous to the meeting of the board the several committees met. The committee on the Gaelic chair was based on the trustees and was in the hands of the trustees as early as two weeks ago. There will be a meeting of the archbishop, Dr. Henehry and the trustees to discuss the affairs of the hierarchy. The two meetings are always held at the same place and at about the same time, as a majority of the archbishops are trustees of the university.

Dr. Henehry's Dismissal.

Regarding the dismissal of Dr. Henehry, one of the faculty of the university today said:

"Dr. Henehry went to Germany to complete his education and the expenses were paid by the university. He had a contract with the university for the next three years as professor of the Gaelic language and literature. During the three years, which terminated about a month ago, he had one year of absence because of ill health. Without reflecting on his abilities at all it was deemed expedient by the university management to equip a philologist, Dr. Dury, who had been in Yale, for future work. In the meantime, as the instruction seemed likely to lapse, negotiations were opened with Dr. Henehry, who was one of the most famous Gaelic scholars in the world.

"Gaelic societies had nothing to do with the university in establishing the chair. They have evidently gotten the impression that the chair was to be suppressed and the fund was to be diverted to the chair of Dr. Dury. The Gaelic societies in the university are out of the question. As the income of the fund has been conserved by the university, the Gaelic societies of the Gaelic societies falls to the ground. As I understand it, Mr. Keating, president of the Ancient Order of Hibernians, has been the one to suggest the suppression of the directory of his society, and has been led into a false position."

Views of a Layman.

A gentleman who is prominent in the national circles of the Ancient Order of Hibernians made this statement this afternoon: