

PAGE MURDER CASE.

Given to the Jury About Midnight.

CROWDS AWAIT THE VERDICT.

Testimony in Rebuttal Effects Nothing New—Piles' Sensation—The Missing Ante-Mortem Statement.

The jury in the Page case went out at five minutes to 12 o'clock last night. The trial of Frank Page for shooting Harry Fraser in the Northern hotel on April 23 has occupied Judge Humes and a jury since Monday morning. The testimony was closed yesterday afternoon and the attorneys addressed the jury. The trial has engaged more attention than any case in Seattle in years. The most secular circumstance about it was that all the eye-witnesses were supposed to have a direct interest in putting the blame upon the accused. There was also great interest in the amount of the attorneys engaged, and it soon became evident that counsel for the prosecution were "outclassed." Prosecuting Attorney Hastie has had experience in the past, but he was handicapped from the start. It was R. H. Lindsay's first important criminal case and he did his best. The case for the defense, on the other hand, was conducted with great judgment and legal ability. S. H. Piles and James Hamilton Lewis worked as two experienced lawyers can, making the most of every point in their favor and skillfully eliciting admissions from witnesses on the other side. The testimony for the defense was closed on Friday night and yesterday morning the state put on its witnesses in rebuttal.

Page's Dose of Bromide. Chief of Police Rogers was called on rebuttal and examined as to administering the dose of bromide to Page on the morning of the shooting. The chief said he gave Page the drink between 11 and 12 o'clock. The bromide was kept at headquarters to give to intoxicated men when brought in and was prescribed by Dr. Palmer, city physician.

R. Schultz, of 1025 Seventh street, who works in a clothing store, was called and asked if he sold some trousers to a couple of gentlemen. He said he did, but did not remember the men. He said the taller of the two he thought had a gun, but did not see him take it out of his pocket.

Mr. Hager was asked to stand up, but witness could not identify him. Page was asked to stand up, which he did, but witness could not positively identify him. Then he was asked:

"What kind of a hat did the tall man have on?" "It was a light-colored hat."

"What kind of trousers did the tall man have on?" "I think they were jeans."

On cross-examination witness said it was not uncommon to see men come into the store with guns. He was asked to answer a question whether he had been asked by Detective Cudine yesterday to positively identify the pistol, even to the white handle, he answered that he had.

Dr. Palmer Is Under Fire. Dr. F. S. Palmer, health officer, stated that he prescribed the bromide referred to by Chief of Police Rogers and described its component parts. He prescribed it for alcoholism. The subject of the direct examination on the administering of the bromide was to connect the effects of bromide with Page's condition as described by Dr. Shannon and other witnesses. The witness stated that in his opinion Page was entirely rational when he talked to him.

Dr. Palmer's medical testimony was the first offered by the state and was strong. By against the state and was strong. By against the state and was strong. By against the state and was strong.

Mr. Lewis asked the witness if he had studied authorities on the subject in question, receiving an affirmative answer. "Have you read Barthelme?" "Yes, I have."

"And you recognize him as an authority?" "Yes, I do."

"What, even you?" was the attorney's sarcastic reply.

Marden Enters Denial. Barker Marden was recalled by the state and denied that any time on the evening of April 22 he stood outside the door of the Northern hotel saloon talking to a slight man.

"Were you in your coat sleeves during that evening?" "No, sir, I was not."

"Did you ever do any beer and send it upstairs to Mary Culligan while barkeeper at the Northern hotel?" "No, I did not."

Bert Austin, bellboy at the Northern hotel, stated that soon after the fire he took some beer up to Mary Culligan and Mrs. Watson. He saw Marden draw the beer and place it on the tray.

Mr. Lewis asked the witness if he saw Marden's hands all the time he was behind the bar, and received an affirmative answer.

"Now, my boy," said the attorney, "did not Marden walk away from you when he went to the chest for beer?" "Yes, sir."

Frank Johnson was again called, and said he did not have a talk with "Shorty the Dog" about getting some "rocks" from a "guy" at the hotel, and also denied having had a conversation with Ireton and others about the way the game was going.

Mr. Piles, who on direct cross-examination so dearly loved to show up the witness, asked him if he ever caught with a false sleeve and loaded dice by John E. Hishop in Sumas, but the question was ruled out.

"Billy" Ireton was called, and denied having had a conversation with Johnson and others about getting some one's roll at the Northern hotel on the evening of April 22.

A "Fallen Star" Witness. The next witness, F. Kalar, a sewing machine solicitor, was called to be the state's witness of the day, but went to pieces on cross-examination. His statements caused a great deal of comment among the audience.

Kalar said he was standing in front of the Puget Sound National bank between 8 and 9 o'clock on the evening of April 22, and Page came up to him and asked him if he could tell him where he could get a good drink, as he wasn't feeling well. Kalar said: "Yes, I know where to get a good drink," and took Page to the Green Tree saloon, "on Columbia, between South Second."

On the way to the saloon witness said Page told him that he had no intention of "hammering a drink" as he had lots of money himself. Witness said: "Don't let that bother you." After that he thought Page went towards the Northern hotel.

Mr. Lewis jumped up out of his seat, and rushing toward the witness fired a question upon question at him so fast that it almost took Kalar's breath away. The witness broke down in tears.

"Do you mean to say, sir, that Mr. Page said such a thing to you?" "Yes, I do."

At this Page jumped out of his seat, and

"I want to look that man in the eye when he says he saw me." Kalar yelled as Page approached, and his face became crimson. He dropped his eyes, and said: "Yes, that is the man."

"Now, sir," was the attorney's question when you went to the Green Tree saloon you went up past the bank to Columbia street, then turned up a block and went to the saloon?" "Yes, sir."

"Is the saloon on the same street as the postoffice and Bonney & Stewart's establishment?" "Yes, I think it is."

"You don't seem positive of it, do you?" "Yes, sir."

The absurdity of the answer was so apparent that the audience could scarcely contain itself.

"You say your business is that of a sewing machine solicitor," continued the attorney. "Yes, sir, I do."

"How long have you been in the city?" "Nine months."

"In that business all the time?" "Yes."

"Well, then, how do you know what street you are on?" "I stop and ask people."

A broad smile went over the faces of the crowd.

Mr. Lewis kept on in the same strain, and the witness assented to everything he said about the streets.

Counsel for the state on direct examination asked the witness if he did not know Washington street, south of Yesler avenue, instead of Columbia, and witness said he believed he did.

"That is all for you, sir," said Mr. Lewis.

The Closing Testimony. Kalar was called for by the defense, but was not present and an officer was sent for him.

Clerk Reed, of police headquarters, was recalled, and stated that he considered Page was under the influence of liquor when looked up.

Edward Cudine was recalled and stated in answer to a question as to Page's condition that he did not think there was anything out of the way with him.

Kalar then appeared and was cross-examined by Mr. Piles.

"Did you not beg money before a man named Colvin on Pioneer place the latter part of May, representing to him that you were hungry?" The question was ruled out.

Mr. Luce, a farmer of Skagit county, stated that Kalar told him Friday night in walking down town from the courthouse that he thought Page took a drink with him in a saloon on Columbia street, pointing north.

The defense rested and stated that it was ready to proceed at once with the arguments. The court expressed the desire that the case should be finished before the close of the day.

First Speech for the State. The first closing address was made by Mr. Lindsay, associate counsel for the state, and he began by calling the attention of the court to a few special instructions on the taking of human life. He referred to the trust reposed in him not only by the district attorney, but also by the widow of the deceased. He feebly touched upon the death of Fraser and the sorrow brought to his household. He went through the details of the entire case as it appeared to him. He accused counsel for the defense of "badgering" the witnesses, not cross-examining them. He then pictured the shooting, as testimony showed it happened, and said the difference in testimony of the different witnesses was the natural result of their different positions. "It is not a question of twelve-dice and two-dice-dum; the main question is that a man is under the seal, that this woman is here a widow." He defended the state's witnesses, Ireton and Marden, from the attacks on their character by the defense, and said he would plant his case on a cowboy and a life on the plains could be so easily made to believe that this plan, blunt man, Ireton, was a mining engineer. He spoke of the "glorious Irish row" at Lowell, where Duggan got the worst of it. He wanted to know if the jury took the witnesses for d-d fools, that they could ply their trade in this city for years and escape the watchful eyes of the sleuthhounds, Rogers and Cudine. He stated that the gallant colonel was mistaken in his description of the table in the room. He described the large building across the street, and said: "Oh, Sauls, why didn't you have a man over in one of the old stories to see what was going on the night of the murder?"

He went over the testimony of Page and claimed on that alone the state could rest its case. He said this is the man that went to the Salvation Army headquarters and gave the woman in charge \$5, all the time having a pistol in his pocket and a deadly bullet that took away poor Fraser from his wife and little child. He closed his argument at 4 o'clock, and asked the jury to be a good people, and to see that their duty as citizens and men and see that justice be done.

Piles Rakes the Witnesses. S. H. Piles, in opening the case for the defense, stated that he would try to present the case as to evidence, not as to the "black and white" theory, though he complimented the learned counsel on his address. He said the learned counsel that proceeded him placed so much credence on the testimony of a government land survey, a man who sneaks through the woods and takes land from the honest settler. He dwelt particularly on the character of the men who testified to having seen the affair. He characterized them all as thieves and bunco thieves and vultures camping on the trail of men who come to the city with money, and robbing them with their hands in their pockets and their feet on the ground.

He recalled several statements made by counsel for the state, and asked the jury if they did not know better than to believe such misstatements. He carefully went through the entire testimony and history of Ireton, Johnson, Didway and Marden, saying to the jury:

"Gentlemen, these are nice men to swear away a man's life. Why, if he were to raked over with a fine-toothed comb, these such damnable accretions could not be gathered up."

The speaker said he had no more use for Detective Cudine than he had for the bunco thieves that robbed Page, because a man who will meet him on the street and tell him one thing and then immediately set on the stand and say just the opposite ceases to be a man, and develops into a scoundrel. The cause of this remark was the question asked of Cudine if the men stated that there had been no game going on at the Northern hotel, and he was free to admit before his wife that he had often taken cocktails, and had on occasions taken six or seven in a night, but was not confined to his bed for three or four days, not taking enough nutriment to fill a tablespoonful.

Mr. Piles then eloquently called the attention of the jury to the fact that the ante-mortem statement of Harry Fraser had been put in evidence by the state, and that if that statement, made with Fraser's dying breath on oath before his God, had corresponded with Marden's, Ireton's and Johnson's testimony it would not be introduced? Why was not the reporter that took the statement called in to testify as a witness? Because it stated that he had been accidentally shot while these affidavits were attempting to rob this young man, whom the learned counsel would like to send to the gallows and have placed on his head the awful black cap and launched into eternity. Don't you know, gentlemen, if that dying statement had been introduced in this case Paul E. Page would have immediately been acquitted?"

Mr. Piles resumed his address at 7:30 o'clock and spoke for three minutes. He dwelt particularly on the character of the defendant Page, which he used in contrast to the lives and reputations of the men Johnson, Ireton and Marden, who, he said, perjured themselves to swear away the life of the prisoner. He implored the jury to take these facts correspond with Marden's, Ireton's and Johnson's testimony and give the defendant the benefit.

At the conclusion of Mr. Piles' masterly walking firmly over to the witness, said:

A STEAMER BURNED.

The Anna M. Pence Lost With One of Her Men.

HER CREW ESCAPES ON A SCOW

Loaded With Hay, She Takes Fire Near Lowell Point—Cook Sullivan Jumps Overboard.

The steamer Anna M. Pence caught fire about four miles north of Everett, near Point Lowell, shortly after 1 o'clock yesterday morning and with her cargo of hay was burned to the water's edge, with the loss of one life, that of Thomas H. Sullivan, the cook, who with his family resided at 146 Fourth street, this city.

The actual cause of the fire is not known, but the watchman saw some smoke and a small blaze just aft from the engine and immediately rushed up to the pilot house where Capt. Joshua Green was, and gave the alarm. Capt. Green stated that he had no more than left the wheel and opened the door when the blaze covered the whole steamer completely. The watchman rushed to the doors where Pilot Peter Egan and others of the crew were sleeping and woke them all, and he thinks that he saw Sullivan. The men rushed out in their night clothes and it is supposed that Sullivan ran back after a carpet bag, and becoming blinded and confused by the smoke jumped overboard. Capt. Green is sure that he heard Sullivan's voice and thinks that he saw him through the flames moving around, and is therefore positive that he could not have been burned to death, but that he must have jumped into the water and drowned.

The steamer had a cargo of twenty-five tons of hay and a scow in tow with a similar load, and the scow was immediately cut loose. All of the men jumped onto it to save themselves and drifted for about an hour, when the steamer William F. Munroe came along on the Fairhaven's run from La Conner and picked them up, arriving here early yesterday morning. The hay on board the burned steamer was very dry and the work of the flames was short. The passengers on the steamer Bay City, which was in sight, report that it to save themselves and drifted for about an hour, when the steamer William F. Munroe came along on the Fairhaven's run from La Conner and picked them up, arriving here early yesterday morning.

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Thomas H. Sullivan was a member of the C. R. and the Ancient Order of Foresters, and is said by Mr. Green to have \$1,000 life insurance in the latter order. His family resided at 146 Fourth street. He had worked on the steamer but a few days and has previously been unemployed for three or four years, his wife gaining the livelihood by taking boards. He was 50 years of age. His daughter, Annie Sullivan, was married only last Wednesday to Timothy L. Crowley.

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Front St., Foot Cherry

K. & R.

No rough sailing in life if you ship with us. The tall, the short, the fat man or boy can always be fitted at Kline & Rosenberg's.

Our Crew, courteous treatment. Our cargo, Men's and Boys' Reliable Clothing.

Our prices are at lowest water mark.

Sweeping Reduction Sale

OF FINE

FURNITURE

This week we will offer the people of Seattle and vicinity the greatest bargains in Fine Furniture ever given in the city. Prices have been literally cut to pieces and all classes of Furniture may be purchased from us at prices which speak for themselves. Do not miss securing some of the many bargains offered. These prices will last for one week only.

Some of the Reductions

\$ 1.90—Large Arm Rockers, solid oak, polished, reduced from \$3.50 to \$1.90 each.	\$11.00—Hardwood Bed Sets, cheval mirrors 18x24 inches, reduced from \$18 to \$11.
\$ 2.75—Solid Polished Oak Rocking Chairs, upholstered in silk plush, reduced from \$4.50 to \$2.75.	\$15.50—Hardwood Bed Sets, cheval mirrors 18x24 inches, reduced from \$23 to \$15.50.
\$ 2.75—Fine Cobble Seat Rockers and Large Reed Chair Rockers, reduced from \$4.50 to \$2.75 each.	\$21.00—Solid Oak Polished Bed Sets, cheval mirror 18x40 inches, reduced from \$30 to \$21.
\$ 6.00—Solid Oak Polished Dining Tables, reduced from \$10 to \$6.	\$20.00—Fine Folding Beds, reduced from \$35 to \$20.
\$ 8.00—Solid Oak Polished Sideboards, reduced from \$15 to \$8.	\$45.00—Handsome Folding Beds, reduced from \$65 to \$45.

All Second-Hand Furniture at sensational prices. We offer this week besides unusual special values in Carpets, Stoves and Crockery.