Ouachita Telegraph.

MONROE, LA., FEBRUARY 7, 1886

THE BACKAROW TRIAL.

A MOTION TO QUASH THE INDICTMENT ARGUED AND OVERRULED

Mrs. Inez Watkins Called to the Stand—Her Testimony Reported in Full.

(From Shreveport Times.)

At an early hour yesterday morning a number of citizens gathered at the court house to hear the argument and testimony in the case of the State vs. Backarow. The case was taken up at 12 o'clock. The accused was brought into court and took a seat within the bar of the courtroom. He was neatly dressed and appeared to be very composed. His father, an aged and very benevolent looking gentleman, sat near him.

The State was represented by Mr. M. S. Crain, district attorney, assisted by W. H. Wise, Esq., and the defense by John N. Hicks, Esq., and Mr. M. C. Elstner.

The case was opened with a legal debate. Mr. Elster moved to quash the indictment. He read the following:

State of Louisiana vs. R. T. Backarow—No. 3238. Now comes defendant by counsel and moves the court to quash the indictment in this case for the following reasons: 1. Said indictment in the first count charges defendants with abduction, a crime unknown to the laws of the State of Louisiana. 2. That there is no penalty fixed by the laws of the State of Louisiana for abduction; 3. That the indictment does not charge that the abduction was for any unlawful purpose, either for the purpose of lucre or prostitution. 4. That the second count in the bill does not charge that defendant forcibly seized, imprisoned and detained the person mentioned in bill, and in consequence no offence is charged in said second count.

He prays that the indictment be quashed amended and set aside and that he be discharged.

JOHN N. HICKS,
M. C. ELSTNER,
Attorneys for Defendant.

TESTIMONY OF MRS INEZ WATKINS.

She is a blonde and slenderly built. She was attired in an ordinary dress and wore a straw hat with a bunch of flowers in front, she would be rather good looking if dressed in the fashion.

On being sworn, Mrs. Watkins in answering questions said: I reside in Nacogdoches country, Texas. I am married. My husband is named Watkins. I was married one year ago. I am 18 years old. My maiden name was Dinkins. I was in Shreveport one week ago. I came from twenty-five miles of Homer, near the Arkansas line. I had been visiting relatives. I came from Homer to Arcadia in a hack. I arrived in Shreveport on the train on a Saturday night, about two weeks ago. I recognize Backarow; there he is. Backarow is the man I saw on the train. He came with me from Arcadia.

Question by Mr. Wise—Will you state what occured on the train?

—Objected to by counsel for defense. A legal combat followed

The court ruled that the testimony should be heard.

Counsel for the defence reserved a bill of exception to the advisiblity of the testimony.

Mrs Watkins, resuming, said: "I told Backarow I was going to the City hotel. He told me I should go with him to the Tilly's hotel. When we got to Minden junction two ladies came in the train; Backarow spoke to them. He then beckoned to Fannie Roos to come and talk to me. She introduced herself as Mrs. Yarborough. Backarow said Fannie Roos was the sister of Mrs. Yarborough, the keeper of the hotel at Arcadia. I saw Mrs. Yarborough at the the hotel. I was in one room and Backarow in another. When we reached Shreveport Backarow and Whited took me out of the train and put me in the hack. Fannie Roos and Ella Mitchell, Whited, Backarow and myself were in the hack. They said they were going to the Lewis house I never met Backarow before. When I got to the house I cried and begged him (B.) to take me to the City Hotel. On the way, he put his arm around me and kissed and hugged me. When we got to the hotel he took me by the hand and carried me to the City Hotel Backarow was left out in the street with me when we reached the Lewis house. Backarow had me by the hand going in the house where the women went. Whited, I think, got out when the woman did. I am a stranger in Shreveport. When I cried and asked him to take me back, he took me. Whited was conductor of the train. Fannie Roos said she was Mrs. Yarborough. Backarow was not present then. I think Whited had been drinking.

Counsel for the defense objected to the testimony and asked that all the testimony about occurrences outside of the parish be withdrawn from the jury.

Mrs. Watkins resumed her statement and said: "I came over to Shreveport on the Vicksburg, Shreveport and Pacific train; I got in a hack at the depot, didn't know anything about the Lewis house.

The witness was then subjected to a powerful cross-examination, in the course of which she answered questions propounded as follows: I met Backarow at Homer; I came in a hack from Homer to Arcadia. Backarow, the driver and myself were in the hack; the hack had three seats, the driver was in front. We traveled twenty-one miles in the hack, I didn't talk to Backarow much. The driver, J. Mills, was in front; Backarow and I sat on the back seat. I got in the back first, the hack waited for me some time. I didn't request Backarow to wait. My uncle asked the driver to wait for me while he put a rope around my trunk. Backarow asked where I lived and was going. I thought Backarow was a gentleman and he said he'd see me through. He was inclined to talk to me and I answered him as short as I could. I did all I could to discourage him. He asked me if I was married. I told him yes and then no. I wasn't ashamed of my husband. He was a stranger to me. Between Arcadia and Shreveport I told him I was married. He said he was in love with me and made love to me. I hadn't much conversation with him. He asked me my husband's business and I said he was a farmer. He told me he was in love with me about half way. The balance of the journey he did not talk to me much. He kept putting his hand on my lap two or three times. I told him not to do it. He tried to put his arm around the seat of the hack. The driver was a grown man and I was riding in a public hack. I did not complain to the driver. I do not know why. He tried to put his arm around me. He knew I was married. He spoke to me as soon as he got in the hack. He tried to put his arm around me before he said he cared anything for me. I spoke but little to him. I was not mad at him and did not get mad at him until he took me to the Lewis house. I got mad at him when he put his arm around me when we were coming from the Lewis house going to the City hotel. He put both arms around me and held me a few minutes. He kissed me as soon as he put his two arms around me. I told him to turn me loose and I got mad at him for hugging me.

At Arcadia, when I stopped at the Yarborough hotel, I was friendly with him. He said he would see me through to Shreveport. My uncle told me to go to the City hotel and to buy the 'bus ticket on the train. I had my trunk checked. When I left Texas I came in a wagon to Shreveport. I made on inquiries about the 'bus on the train. I bought a 'bus ticket on the train. Knew it was a 'bus ticket for the City hotel. I know the difference between a 'bus ticket and a check I knew I was not going to the City hotel from the depot because I promised to go with them. (The witness refers to Fannie Roos and the parties that were in the hack.) Backarow asked me to go to Tilly's hotel on the train. I told him I would not go, that I was going to the City hotel. I think Whited took up my railroad ticket before the women got on the train. The women got on the train at Minden junction and inquired if I was not from Aberdeen. They said they expected a lady from Aberdeen. I did not know the woman was Fannie Roos until I was told so. I think we stopped at Arcadia from 3 to 11 o'clock I saw Backarow at supper; he sat at the head and I sat at the side of the table. I had no conversation with him there and did not see him after supper. I next met him on the train. When I got to Arcadia I sat in the office of the hotel waiting for a fire to be made in my room. I remained in my room until supper, and after that a lady came in. I did not see Backarow around the house, but he sent a servant to ask me if he could come in my room. I told him he could not. I asked a lady who Backarow was. I thought he was a nice man. The lady said she did not know anything about him but thought he looked like Mr. Baker. J. Mills, the driver, bought my ticket at Arcadia and had my trunk put on the train. Backarow sat near me all the time until he got up to talk to Whited; that was before Fannie Roos came in at Minden Junction. Backarow opened a sample case; Whited drank, but Backarow did not. Backarow came back and sat near me and put his hand in my lap, but I made him quit. I knew Whited was conductor of the train and don't know why I did not apply to him for protection. I do not consider I was encouraging the young man. I told him in the hack I was not married and told him I was on the train; I thought I would like to see what he would say; I thought he did not mean any harm. He did no attempt to hug me except when we were coming from the Lewis house, going to the City hotel. When Fannie Roos asked me if I was from Aberdeen, I told her no. Fannie Roos left her her seat to come to me after Backarow told her so. He got up and gave her his seat and she sat by me. He then left with Whited. Backarow spoke to Fannie Roos first. I never met Fannie Roos before. Fannie Roos represented herself as Mrs. Yarborough and the lady as her sister, and I though she was Mrs. Whited, the conductor's wife. I did not ask him if she was. Backarow asked me to go to the Lewis house and said he had a good room there. I went with him because I thought Mr. Whited and wife was going there. Fannie Roos said I would have a room to myself. I did not go there because Backarow was going. I would not have gone if Mr. Whited and wife had not been going. I complained of Backarow because he put his arm around me. Backarow did not ask me to go in the house. I was told it was a good house. I cried because I thought it was not a good house and refused to go in. I suspected it was not a good house because Fannie Roos made some remarks in the hack. She asked me if my husband would come after me. I said yes. She then said he would never know what went on in Shreveport. Fannie Roos said the woman Ella Mitchell, was Mrs. Yarborough's sister. At the house the two women went in. I can not tell if Whited went in the house. Backarow held my hand. I asked him if the house was good and he did not say it was.

After cross examination and the nescessary abscense of other witnesses, the case was continued until to-day.

WASHINGTON, D. C., Feb. 6.—Yesterday morning was the coldest of the season. The thermometer at the signal office register two degrees below zero at 7 o'clock.

THE PRESIDENT.

Unbosoms Himself to a Newspaper man.

Boston Herald.

"I suppose you Republicans did not believe that a Democrat could possibly be a good President. How strange! Men actually seemed to be deluded as to think that this Great Democratic party could not be trusted to govern the country—that it hadn't a man whom it could elect who would administer this Government honestly and faithfully. Well, that shows how far party spirit will carry men!" He next spoke of his position toward the Senate in the matter of confirmations to office. He said it gave him some anxiety, for the Senate had been a good while in disclosing what it meant to do. "They seem to distrust me," said he, "if I am to accept what I hear from others. But I hear nothing from them. they have not called upon me for information or for documents. I have tried to to deal honorably and fairly by them. My purpose was announced at the beginning of my administration I meant then to adhere to it. I have never changed it. I do not mean to change it in the future. It seems to me unjust and ungenous in them to suspect I do. If I had not meant to adhere to my policy, it would have been foolish in me to begin in it. I should have escaped much in refusing to begin it, It is not at all pleasant for me to disappoint, and I fear sometimes to offend my party friends. Nothing but a sense of duty has brought me to this step. Why run all this risk, and incur this hard feeling, only in the end to retreat? It seems to me it would have been as impolitic as it is wrong. No; I have tried to be true to my own pledges and the pledges of my party. We both promised to divorce the offices of the country from being used for party service. I have held to my promise, and I mean to hold to my promise, and I mean to hold to it." I said to him: "I suppose, Mr. President, that pledge was not retroactive?" "No," was his reply, "I did not propose to hold party service in the past in the Democratic ranks as against a man. On the contrary, it gave him a strong equitable claim to office. He had been excluded for twenty-four years because he was a Democrat. He should be remembered for the same reason when a Democratic administration came into power, provided he was a competent man for the position to be filled. What I understand by civil service reform, as I am to carry it out, is that the office holders shall be divorced from politics while they fill their positions under this government. That rule I have met to stand by." I asked him if he was aware of any deviation from it among his appointees. "If there has been any." Said he, "it has not been called to my attention." I suggested that some such charge had been made in New York. He said he did not believe that there was foundation for it, and that it was well known there that his wishes were that the office-holders should attend to the duties of their positions, and interfere neither with candidates nor election contests. "My removals from office, such as are made," said he "are made for cause. It would be absurd for me to undertake to give the country my reasons in all cases, because it would be impracticable. When I have removed a Republican for political reasons, or for any other reasons, I would apply the same rule to my own party. I think the Republican Senators should be just enough to believe this of me. They ought to appreciate this of me. They ought to appreciate shat I am trying to do my duty. Why they should continue to distrust me, I do not see. They do not come to me, either personally or by committee, to get an understanding of my attitude, or to obtain explanations of points of action to which they object. They stand off and and question the sincerity of my purposes."

The first anti-Chinese State convention convened at San Jose, Cal., last Tuursday. One hundred delegates representing anti-Chinese leagues and organizations were present and a permanent organization effected. The general sentiment among the delegates strongly opposed violence or threats. Boycotting was favored as the quickest means of accomplishing desired ends and a resolution in accordance with these views was adopted.

The recent storm that has prevailed throughout the Southwest has in some respects been the most severe of the season. Snow fell throughout North Texas, and it is expected much damage will result to vegetation and stock from the cold wave.

MONROE MARKETS.

[Corrected Daily.]

by Robert J. Nelson, "The Boss Grocer.

Sugar, W. C.	8
" Choice La.	7½
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" good	6
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Flour, Fancy Patent	6.50
" Blanch Fancy	6.00
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Pork, Mess	12½
D. S. Shoulders	5½
D. S. C. Sides	6.25
Bacon, C. Sides	6.70
Lard, tierce	9
Soap,	2.25
Starch	5
Nails	4.00
Tobacco	40
Bagging, 2 lb	11½
Arrow ties	1.50
Shot, sack	1.50
Grits	5
Coal Oil, per gal	20
Salt, coarse	1.25
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Axle Grease, per doz	1.00
Lemons	5.50
Powder	30 c
Corn	80c.
Oats Rust Proof	55c.
Bran	1.45
Hay	1.00

THE MARKETS.

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February 6.

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Feb.—6

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ELECTION PROCLAMATION.

EXECUTIVE DEPARTMENT,
State of Louisiana.

To the Returning Officers of the Parishes of Caldwell, Franklin, Jackson, Ouachita and Richland:

WHEREAS, by the resignation of the Hon. Calvin H. Moore and Thomas Y. Aby, Senators from the Twenty-third Senatorial District of this State, vacancies in the General Assembly of this State.

And whereas it is made the duty of the Executive to order an election to supply such vacancies.

Now, therefore, I, Samuel D. McEnery, Governor of the State of Louisiana, have thought proper to issue this my proclamation, directing an election to take place in the parishes of Caldwell, Franklin, Jackson, Ouachita and Richland, constituting the Twenty-third Senatorial District of this State, on a day to be named by you, for two Senators to represent the Twenty-third Senatorial District of this State, to fill the unexpired terms of the Hon. Calvin H. Moore and Thomas Y. Aby, resigned; and I do hereby direct and require you and each of you, the said returning officers and all other officers therein concerned, to cause said election to hold and conducted and the returns thereof to be made in the manner required for general elections.

Given under my signature and the seal of the State of Louisiana, at the city of Baton Rouge, this 4th day of January A. D. 1886.

S. D. McENERY.

By the Governor:
OSCAR ARROYO,
Secretary of State.

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