

MISS OTT ON THE STAND

Tells the Story of How She Was Shot by Will Edson.

WAS DRAMATIC AT TIMES

Illustrating the Occurrences With Unconscious Gestures.

Edson Sat Directly Facing Her in the Court Room—He Looked Careworn and Remorseful—The Line of the Defense is Insanity—McCabe Proves a Very Damaging Witness to the Defendant—Edson Made Grievous Threats and Threatened to "Get" the Whole Ott Family.

Ogden, March 29.—The trial of Will Edson for the attempted murder of Miss Lily Ott on October 3 last was continued today, much more rapid progress being made than was expected.

No lengthy cross-examinations were made and indeed the case was almost entirely without legal wrangles. The four attorneys for the prosecution allowed the greatest liberty in cross-examination and were apparently not in

tended to kill Miss Ott if she attempted to go with anyone else. HIS VIEW OF IT.

Witnesses next told of the meeting with Miss Ott on the evening of Oct. 3 of riding home with her. About thirty-fifth street witness was managing both wheels, it being up hill. They saw Edson near a street car pole, but did not stop. They passed on and Edson remained by the pole till they passed. Just as they passed Edson stepped out and said: "Lily, am I to have that interview?" The girl turned her head and said: "I positively refuse to have anything to do with you." Edson then said, "All right," and fired at McCabe. The shot struck him in the arm. Immediately thereafter another shot grazed his side. Witness dropped the wheel and staggered. Edson turned the gun on Miss Ott and shot twice at her in quick succession. He heard one of the bullets "sing." The last shot was fired at Miss Ott after she had fallen down and Edson was kneeling over her. He saw him there when the gun flashed and he heard Miss Ott utter a smothered scream—a kind of gurgle.

He had gotten up and run for help. Cross-examined, witness said he was mistaken as to the date of the "hold-up" incident when he testified before. He had since refreshed his memory by railroad records. He was quite positive that seven shots were fired. He might have told Joe Holland that Edson objected to his going with Miss Ott. He was present once when Edson insulted Miss Ott and he had told Bryan Ott about it.

When Edson left them after the hold-up incident he had asked witness how long he intended to stay with Miss Ott. Witness had replied that he would stay about ten minutes. He stayed about an hour. Edson accused him on his return back to town at about Twenty-ninth street. They had talked over the events of the evening and witness had again promised not to tell. They had then dropped the subject and had not alluded to it again.

When the shooting occurred Miss Ott was nearest Edson, who was to the east of both. Witness was four or five feet from him. As quick as Edson started to fire, witness started ahead. When the second shot came he stopped. He fired three shots one right after the other at Miss Ott. After she fell Edson

VERY FIERCE BATTLE

Fought Between Everhardt and McPartland.

TWENTY ROUNDS A DRAW

KID SHOULD HAVE HAD THE FIGHT ON A FOUL.

Several Other Goes Which Had a Decidedly Sensational Swing to Them—Peter Maher Anxious to Get at Tom Sharkey—Corbett and Fitzsimmons Will Both Be Here Today—Turf Topics.

San Francisco, March 30.—Jim Corbett, the ex-champion heavy-weight pugilist of the world, left this city last evening with his trainer, McVey, for Salt Lake City, where he is booked to give an exhibition on Wednesday evening.

Champion Fitzsimmons will also give an exhibition in Salt Lake City on the same evening and the sporting people are anxious to see how the fighters will draw. Some small bets were made yesterday that Corbett will attract a larger crowd than the champion. The Californian says that he will try and exhibit in every town and city that his successful opponent will appear in, in his journey through the states to New York.

Corbett thinks that if he can prove to Fitzsimmons that the latter is not a drawing card the champion will be made disgusted with touring and will withdraw his statement of retiring from the ring. Anyhow Corbett says that he will keep after Fitzsimmons until the champion will afford him another opportunity to either win back his lost laurels or go down a whipped man for the seconds and last time.

Quite a number of Corbett's friends saw him off last evening on his eastern tour.

Maher and Sharkey. New York, March 30.—Peter Maher arrived in town yesterday. He was in fine fettle and seems anxious to get to work at once for his match with Tom Sharkey.

"I'm going to training in a day or two," said the Irish champion. "I would rather meet Fitzsimmons or Goddard than Sharkey, as I want to settle old scores. I have not signed yet, but will in a few days, as there are three or four clubs bidding for my 'go' with Sharkey."

Everhardt and McPartland. New York, March 30.—After a very fierce battle at the Broadway Athletic club tonight Referee Roche decided the 20-round bout between Jack Everhardt of New Orleans and Ed McPartland of this city a draw. Everhardt did most of the leading, but McPartland stood him off well.

In the seventeenth the kid should have got the fight on a technical foul, as one of Everhardt's seconds came into the ring while the men were clinched, but McPartland fouled Jack two or three times by hitting below the belt in the same round. Notwithstanding the attempt at an injunction by a rival club, there was a fair crowd present. The betting was about even money, as the sports took a line on both men through Lavigne.

The preliminary was a ten-round encounter between Jimmy Tully and Jimmy Kelly, both of this city. Tully got the decision.

The second pair were Jack Hanley of Philadelphia and Jack Foley of Boston. They were scheduled for ten rounds at 25 pounds. Foley knocked his man out in two minutes and 58 seconds of the fourth round and won. The blow was a right swing on the jaw and Hanley was knocked unconscious. His was a bad case and he had to be carried from the ring. He vomited freely and it took the club's doctor a long time to bring him back to consciousness.

Billiards in Chicago. Chicago, March 30.—Cotton, who is an erratic billiard player, because he will not practice steadily, surprised the spectators at the short stop tournament this afternoon, by defeating the Philadelphia constant and Ed McLaughlin, and also by scoring the high run of the tournament—158. The run was made principally by fine work on the rail. In 19 innings, the same as last night, the game ended, the score being 188 to 400. Cotton's average was 31-19. McLaughlin's high run was 34.

The night game was between Frank Maggoli and John Matthews, the latter being the new entry from Chicago. Maggoli won 400 to 391, and the game was the longest and most unsatisfactory of the series. The high runs of both players were made in the twelfth innings, when the St. Louis player scored 107 and the Chicago aspirant for professional honors 117.

Washington Bicycle Race. Washington, March 30.—The score in the six days go-as-you-please bicycle race at midnight stood: Shock, 75; Lawson, 68; Albert, 67; Golden, 63; Cassidy, 59; Riviere, 46; Ford, 40; Muller, 40.

Charley's Little Bluff. Birmingham, England, March 30.—The Olympic Sporting club of this city offers a purse of £1,500 for a fight between Charlie Mitchell and Bob Fitzsimmons.

Mitchell says that if Fitzsimmons does not respond to his challenge, he will fight Corbett for £1,000 or £2,000 a side. Failing to meet Corbett, he will retire permanently from the ring. He will not meet any man except Fitzsimmons or Corbett.

Mitchell offers to match an unknown to fight "Kid" McCoy for £1,000 or £2,000 a side.

TIPS FOR TODAY. Hints For Those Who Care to Take Advantage of Them.

San Francisco, March 31.—The Call's selection: First—Yankee Doodle, Sallie Cliequot, Logan.

Second—Unity, Marjorie, Moberallos, Third—Instillator, Preston, Setsuma, Fourth—Veragua, Hyman, Candor.

Fifth—Quattrell, Babe Murphy, Janovick.

Sixth—California, Scotch Rose, Yamen.

At San Francisco. San Francisco, March 30.—Weather fine, track fast. Four favorites took purses.

Six furlongs, maiden 3-year-olds—Elice Smith won, Rosalba second, Alivo third. Time—1:16 1/2.

Four and one-half furlongs, 2-year-

olds—Morellito won, Los Priostos second, Hermoso third. Time—1:37 1/2. Mile, selling—Hazard won, Meadow Park second, Bueno third. Time—1:43 1/2. One and a quarter miles, selling—Lincoln H. won, Judge Denny second, Collins third. Time—2:00. Mile, selling—San Marco won, Babe Murphy second, Manchester third. Time—1:42. Seven furlongs, purse—The Roman won, True Blue second, Scarborough third. Time—1:28 1/2.

At New Orleans. New Orleans, March 30.—Results. Seven furlongs, Wabasso won, Rewarder second, Will Elliott third. Time—1:32 1/2. Four and one-half furlongs—Lillian Russell won, Our Lizzie second, Katherine third. Time—3:05. Six furlongs—Charlie Christy won, Nairrett second, Mattie Callan third. Time—1:19 1/2.

Six furlongs—Gleia won, Princess Bonie second, Old Han third. Time—1:19 1/2. One and one-sixteenth miles—Domingo won, Pete Kitchen second, Jack the Jew third. Time—1:54 1/2.

Six furlongs—Oily Gamin won, Dick Behan second, Queen third. Time—1:18 1/2.

At Little Rock. Little Rock, Ark., March 30.—Results: Four and one-half furlongs, Gath won, Sigo second, Ferris Hartman third. Time—1:30. Five furlongs—Pauline won, Mike Haverly second, Frisco Ben third. Time—1:31 1/2.

One mile—Boneraes won, Burlesque II second, Arlington third. Time—3:48. One and one-sixteenth miles—Pinkie King won, Best Goods second, Doctor G. third. Time—3:32.

Six furlongs—Sea Robber won, Dan Hutter second, Lexington Pirate third. Time—1:19 1/2.

Simply Awful. Worst Storm of the Season at Cheyenne.

Cheyenne, Wyo., March 30.—The worst storm in the memory of the oldest inhabitant has been raging here since Monday night, and at this time, 1 o'clock a. m., is increasing in violence. Union Pacific trains are all very late, and all trains have been abandoned on the Cheyenne & Northern. Unless there is a change for the better at once, the loss among live stock throughout the state will be something awful.

They Saw Rivera. Reporters Interview Successor of Maceo.

Havana, March 30.—Several reporters went to San Cristobal today for the purpose of interviewing General Ruiz Rivera, the commander of the insurgents in the province of Pinar del Rio, who was captured by the forces of General Valasco during an engagement near Cabezas on Sunday.

General Rivera, as stated in the dispatches of yesterday, was badly wounded in the fight, and was taken prisoner as his chief of staff, Colonel Bacallao, was attempting to carry him from the field. Colonel Bacallao was also captured.

The reporters found General Rivera, who was confined in the quarters of Guadia Civile, resting more easily than they had expected. He spoke freely to answer any questions. He spoke freely of the government and dwelt at length upon the history of the ten years' war in which he played a prominent part.

One of the interviewers asked him if he did not think it useless to cause so much bloodshed in fighting against the sovereignty of Spain. His face at once became very serious, and he replied: "Time will show; history will judge."

Both General Rivera and Colonel Bacallao said that they were thankful for the good treatment they had received since they were captured. General Rivera has presented a diamond ring that he wore to the surgeon who has attended him since he was made a prisoner.

Spanish Are Jubilant. Havana, March 30.—The merchants of Cienfuegos are jubilant over the capture of the rebel general, Ruiz Rivera, the successor of Antonio Maceo, by the Spanish troops, and have organized a public demonstration in honor of Captain General Weyler, who is now in that city. They have also sent a telegram to the government praising General Weyler's campaign against the rebels, and expressing confidence that he will speedily put an end to the rebellion.

Stories by Spaniards. Madrid, March 30.—A dispatch from Havana states that the Spanish troops have seized 22 rebel dynamite depots. The dispatch adds that the rebel leaders, Miro, Perico, Delgado and Belmudez, have died from fever.

It also states that the rebels under Gomez and another band each lost 40 men killed in encounters, the localities of which were not given.

"Was a Failure." Searles' Candid Opinion of the Lexow Committee Investigation.

San Francisco, March 30.—John E. Searles, the secretary and treasurer of the American Sugar Refineries company, commonly called the Sugar trust, is frank in his statement that the Lexow committee's agitation was a failure. He said so at the Palace hotel last evening, and then he added that they learned nothing by their investigation. They elicited nothing more than facts known to the world. He added: "The only result will be, I suppose, a little more legislation which they believe necessary."

A WALL OF DISRESS

It is Heard From the Great Yazoo, Miss., Delta.

"LEVEES HAVE BROKEN"

SIGNIFICANCE OF THE CRY TO THOSE INTERESTED.

Means the Destruction of Homes and Death, Probably to the Thousands of People Who May Be Caught in the Path of the Waters—Great Damage is Now Being Done.

Jackson, Miss., March 30.—From the great Yazoo, Mississippi, Delta comes a wall of distress and the cry, "The levees have broken," is heard throughout the valley of the Nile. Three fresh breaks have been reported today, through which go immense volumes of water, carrying death and destruction to thousands of homes, and devastating as fertile a territory as is to be found on the globe. So far no loss of life, except to domestic animals, has been reported, but may be by morning as the great mound of earth which protects the flourishing cities of Greenville, Rosedale, Stenoille, Arcola, Friars Point, Rolling Fork and others is waterlogged, muddy and liable to give way at any moment.

The four breaks that have occurred have flooded and will flood before reaching the mouth of the Yazoo, perhaps a week hence, the counties of Bolivar, Washington, Sharkey, Issaquema, Yazoo and portions of others, which comprise the finest cotton farms in the world. In this overwash district, the state has leased eight plantations, and upon which with her able-bodied convicts, was preparing to make another crop of cotton and corn, the latter being in fine condition. The greatest concern is for the city of Greenville, which, situated as it is in the hollow of a crescent, formed by the bend of the river and surrounded by it on two sides, would be wiped out of existence should a break occur. The streets of the city are 12 feet below the summit of the levee, so that a break once formed there would be no way of stopping the Niagara, and every house in the place would be swept from its foundations, and the remaining inhabitants would be hurried into eternity. Fearing such a catastrophe, those who could have migrated to the hills, but thousands still remain. The breaks that occurred today are both above and below Greenville, 15 and 25 miles, so that the water will pass to the rear of the city. The streams on the delta all flow from the river and down the opposite side of the levee.

Thousands of people, white and black, still line the levees and are making a desperate effort to hold what remains. The water is reported higher than ever before known from Memphis to Vicksburg.

FROSTS DO DAMAGE. Great Loss is Probable in Many Places in California.

San Francisco, March 30.—According to reports received at the weather bureau, the heavy frosts of the past two nights have caused extensive damage to the fruit crop throughout the state. Prunes and apples are not so much affected, but suffer much damage, and it is hoped the same is true of the vineyards. Most of the trees are reported to be injured, but the peach trees are thought to have been hurt, too, though in a less degree. Another severe frost is predicted tonight.

FOUR FOOT RISE. Jim River in South Dakota Gets on a Tear.

Huron, S. D., March 30.—There has been a four-foot rise in the Jim river here in the past 24 hours. It is now only four inches below high water, and is rapidly rising. Several bridges have gone out and others will go when the ice moves. Railway bridges are safe. Losses from wrecked bridges, grain in stack and hay will be heavy.

IN A DUGOUT. Peculiar Experience of Mayor and Mrs. Talbot, of Cheyenne.

Cheyenne, Wyo., March 30.—The home of Mayor John Talbot, on the outskirts of this city, was totally destroyed yesterday afternoon by fire. Loss, about \$7,000, partially covered by insurance. The mayor and his wife are now imprisoned in a dug-out near the ruins, and owing to the terrible storm they cannot be reached before daylight. Neighbors living within 500 feet of Talbot did not know of the accident until hours after it had occurred, so bad was the storm.

SENATE ORGANIZATION. Republicans Show More Than the Usual Amount of Enthusiasm.

Washington, March 30.—The Republicans of the senate this morning put more enthusiasm into the organization of the caucus so far as the committee vacancies are concerned. The caucus was called for 10 o'clock, and was promptly attended by almost every one of the straight Republicans of the body. An adjournment was not taken until 11:30.

Senator William L. Allison, chairman of the caucus committee, made an elaborate report, in which he told of the troubles that had confronted and which he seemed to have overcome as a committee. Many conferences had been held by Democratic steering committees, and the members of that committee, and particularly Mr. Gorman, its chairman, willing to admit that there was no chance of success for the Republican party since the senate committee had been reorganized by the Democrats.

Senator Allison said that he should have the same number of men on the committee as he had on the previous arrangement, and desired to permit the Republicans to take additional members sufficient to outvote the silver Republicans who had bolted the St. Louis convention, and who were now members of the committee, if they continued with the Democrats.

Short speeches were made by Senators Hale, Gallinger, Wolcott, Wilson and others. The member who spoke out was Senator Mason of Illinois. He contended that new senators were entitled to committee assignments, and that efforts should be made to place them. If the effort was futile, no blame should be attached to the straight Republicans. They would, at least, have made an effort and more than that new senators could not ask. That much, however, he said, they were entitled to.

Mr. Allison said that the situation had been so arranged that while sufficient votes to pass the necessary resolutions were not now in sight, he said

that the committee hoped, within a very short time, to be able to say that the votes were at least to give the Republicans full control of the membership of the committee. The result of the discussion was of a decidedly varied character.

A resolution instructing Chairman Allison to appoint a committee on committees which will assign Republicans to the various committees on the basis insisted on by the Republicans was passed. This will, at least, put the machinery in motion and force the fighting to a finish.

It is understood that a combination has been proposed by certain persons whereby they are to vote with the Republicans on the question of recognition. The Populists who are to be given good chairmanships are said to be Senators Jones of Nevada, Stewart and Kyle. It is understood that Hoar, of Massachusetts, opposes such a combination, and will not agree to any recognition of the Populists.

By a Big Vote. London, March 30.—The house of lords today passed the education bill on its second reading by a vote of 109 to 15.

THE HERALD BULLETIN

Page One. Cyclone at Chandler, Oklahoma. General Sporting News. The Storm in Wyoming. The Cyclone in Washington. The Edison Trial at Ogden. Searles Says Lexow Was a Failure.

Page Two. The Municipal League. At the University. Tariff Debate Still On. In Railway Circles. A New Motive Power. Excitement in Kentucky Legislation.

Page Three. Stock Market Stronger. The Great Dexter Strike.

Page Four. Editorial. Tearing Up Utah Central Rails. Local Politics. The Pioneer Jubilee.

Page Five. Markets of the World. Senator Mantle on Sheep. News From Nearby.

Page Six. Fitz and Corbett Here Today. The City Council.

Page Seven. A Schooner Wrecked. Steamer Yukon Driven Into the Breakers.

Page Eight. A Couple of Incidents in Connection With the Cyclone Which Has Been Moving Up and Down the Coast.

Page Nine. Tacoma, Wash., March 30.—The cyclone which has been moving up and down the coast for a couple of weeks, went as far north as Sitka and Dyea, Alaska, and completely wrecked the steamer Sea Gull of Seattle and drove the steamer Yukon into the breakers, in addition to wrecking the steamers Willapa and Dora.

The far north skippers say it is but little short of a miracle that the steamer Yukon floats, or that any of her passengers or crew live to tell of the terrors of Monday night, March 29.

About 2 o'clock Monday afternoon, the Yukon started from Douglas City towards Dyea. As the sun went down, the gale stiffened from the northwest with the rain. The steamer was finally blown and was taken to Juneau for repairs.

The Sea Gull was less fortunate, and was smashed by pieces on Shelter Island. The gale which wrecked the schooner came up suddenly, and the captain, realizing that he could not keep off the rocks, let go his anchor, but the velocity of the wind was so great that the anchor dragged, and in two hours the schooner was being broken up on the reef. Captain Veno and his crew escaped in a small boat, but the schooner, valued at \$250,000, was a total loss.

Went Through Kansas. Kansas City, March 30.—Reports received here indicate that the cyclone which destroyed the town of Chandler, Okla., tonight, also passed across the state of Kansas, though in less destructive force.

Florence, Kan., reports a severe wind storm between 5 and 6 o'clock that unroofed a portion of the Santa Fe road house, blew down several wooden buildings and blew box cars from the tracks.

Great Bend reports a very heavy wind, accompanied by hail and rain. Wichita reports the heaviest rain ever experienced there, accompanied by wind and hail.

At Haven box cars were blown from the tracks. Barton reports a very heavy wind, which wrecked several buildings and blew cars from the tracks. Telegraph service throughout the state is badly crippled.

Opinion of Newspaper Correspondent. Pitsburg, March 30.—Sylvester Scovel, the newspaper correspondent who was recently released from a Cuban prison is in this city.

"My belief," said he, "based upon close observation is that Cuba is bound to win in the struggle. Spain is depending on an average of \$10,000,000 a month and losing 3,000 men every 30 days through sickness, battle and starvation. The Cubans are growing stronger every day. They now number 30,000 fighters and 100,000 sympathizers, as against 25,000 available fighting men in the Spanish cause."

San Francisco at Alexandretta. Washington, March 30.—The flagship San Francisco of the European squadron has reached Alexandretta, where she will be joined by the Detroit, which reached Port Said today bound for home. The Boston left Amoy this morning for Hong Kong.



MISS LILY OTT.

the least concerned about the concealment of anything of the kind. The court room was crowded to its utmost capacity, and every adjacent room was thronged with spectators. Large numbers of ladies were present, many of whom stood up the entire day.

MISS OTT'S TESTIMONY. The testimony of Miss Ott was thrilling, almost dramatic at times. She was clear headed, and told her story with hardly a suggestion from her attorneys. At times she talked rapidly, but never incoherently, and was so much in earnest that she illustrated with unconscious gestures the acts of the tragedy. She rose from her seat and showed the actions of Edson when he fired the shots that so nearly ended the lives of herself and Will McCabe.

Edson sat directly facing her, but seemed more careworn and dejected than has been his wont. He impressed many with the feeling that remorse of the keenest kind for his rash act has complete possession of him.

The prosecution soon completed its case in chief and rested.

The line of defense soon developed. The attorneys for Edson sought to establish insanity.

OPENING STATEMENT. County Attorney Joseph S. Peery made the opening statement, reciting, clearly, the case of the state. Will Edson had on various occasions threatened the life of Miss Ott and of other members of the Ott family. He had lain in wait for Miss Ott, and had shot her and her escort, Will McCabe. Afterwards he had admitted it.

While not guilty, the opening statement was clear, concise and to the point. Everyone, from the judge to the remotest auditor, seemed to follow every word with breathless interest.

McCABE'S STORY. The first witness was Will L. McCabe, who recited the events leading up to the shooting and the shooting itself. He first told of the incident when Edson met him and Miss Ott near the latter's home, and marched them out the Riverdale road at the point of a revolver, afterwards threatening to kill them if they ever told of the event and would do it at once if they would not promise to keep it secret.

When he tried to get Miss Ott to throw up her hands she said, "I have done nothing to throw up my hands. I will not do it."

Witness had moved on down the road. Miss Ott and Edson following. Witness took an oath not to tell, but Miss Ott would not do so. Edson renewed his efforts to make her promise, but she would not do it. He had threatened to "get" her and McCabe and the whole Ott family.

After Edson left them McCabe stayed in the parlor with Miss Ott for about an hour. When she got near Twenty-eighth street on his way home Edson met him and was quite abusive. He had said witness and Miss Ott were fools to bluff him out of his purpose, which was to kill both of them. He warned McCabe not to go out there again, saying it was no use as he in-

turned the gun at witness and fired again. Witness was four or five feet from him. As quick as Edson started to fire, witness started ahead. When the second shot came he stopped. He fired three shots one right after the other at Miss Ott. After she fell Edson

A PREVIOUS THREAT. Mrs. Ott, mother of Miss Lily Ott, related an incident at her home on September 1. She heard Mr. Edson talking to her daughter. He said: "I want to make up."

She answered: "I'll never make up. I have a too hateful disposition. I'll die first."

Edson said: "You'll die then."

Edson had been coming to see her daughter at intervals for about two and a half or three years. She did not remember when McCabe first began coming. She thought Edson came about three times after her daughter refused to let him come. He came to endeavor to make up.

After Mrs. Ott's testimony adjournment was taken till 2 o'clock.

MISS OTT ON THE STAND. At 2 o'clock court resumed its session and Miss Ott was sworn. She related the incident on the evening of September 25. She saw Edson while riding with McCabe. The sneer on his face attracted her attention. After riding for an hour or two they were near a house when she saw Edson behind a street car pole.

She related the incident of how Edson made McCabe throw up his hands, turned the gun in her face and marched them out the Riverdale road at the point of a revolver, afterwards threatening to kill them if they ever told of the event and would do it at once if they would not promise to keep it secret.

When he tried to get Miss Ott to throw up her hands she said, "I have done nothing to throw up my hands. I will not do it."

Witness had moved on down the road. Miss Ott and Edson following. Witness took an oath not to tell, but Miss Ott would not do so. Edson renewed his efforts to make her promise, but she would not do it. He had threatened to "get" her and McCabe and the whole Ott family.

After Edson left them McCabe stayed in the parlor with Miss Ott for about an hour. When she got near Twenty-eighth street on his way home Edson met him and was quite abusive. He had said witness and Miss Ott were fools to bluff him out of his purpose, which was to kill both of them. He warned McCabe not to go out there again, saying it was no use as he in-

turned the gun at witness and fired again. Witness was four or five feet from him. As quick as Edson started to fire, witness started ahead. When the second shot came he stopped. He fired three shots one right after the other at Miss Ott. After she fell Edson

A PREVIOUS THREAT. Mrs. Ott, mother of Miss Lily Ott, related an incident at her home on September 1. She heard Mr. Edson talking to her daughter. He said: "I want to make up."

She answered: "I'll never make up. I have a too hateful disposition. I'll die first."

Edson said: "You'll die then."

Edson had been coming to see her daughter at intervals for about two and a half or three years. She did not remember when McCabe first began coming. She thought Edson came about three times after her daughter refused to let him come. He came to endeavor to make up.

After Mrs. Ott's testimony adjournment was taken till 2 o'clock.

MISS OTT ON THE STAND. At 2 o'clock court resumed its session and Miss Ott was sworn. She related the incident on the evening of September 25. She saw Edson while riding with McCabe. The sneer on his face attracted her attention. After riding for an hour or two they were near a house when she saw Edson behind a street car pole.