

THEIR TALK IS RULED OUT

That Which Occurred Between Hummel and Evelyn Thaw

DELMAS SCORES VICTORY

By Introducing This Conversation Jerome Hoped to Get in the Famous Hummel Affidavit to Show that Mrs. Thaw Twisted Her Stories.

New York, March 14.—Attorney Delmas scored the first point in his battle with Jerome in the Thaw case this morning, when Justice Fitzgerald sustained his objection to admitting as evidence the conversation between attorney Hummel and Evelyn Thaw, immediately preceding the dictation of the famous Hummel affidavit.

Jerome came into court with the hypothetical question which the court yesterday gave him time to prepare, printed and in his hand. Delmas opened his argument against the admission of the conversation and affidavit. First, however, he renewed his objection that the relation between Hummel and Evelyn were those of lawyer and client. He even hinted that Evelyn might be recalled to the stand to prove this.

Jerome asked Hummel if Evelyn prior to making out the affidavit told him that she had informed Thaw of the story about White not hurting her. "She certainly did," said Hummel. Jerome then proceeded to divide into shorter questions one which he was not allowed to put.

In the course of the argument yesterday the district attorney took, for the first time since the case began, a sustained oratorical tone. He asserted that Hummel would swear Evelyn Nesbit told him three days after her return from Europe, in 1903, that Thaw had beaten her cruelly because she would not sign papers he had prepared, falsely accusing Stanford White of having drugged and betrayed her.

Mr. Jerome contended that she had told much more; that Thaw seemed bent on putting Stanford White in the penitentiary; that the statement that White had betrayed her was not true; that Stanford White had never harmed her, and that Thaw was consumed with rage when she refused to sign and swear to the papers containing "lies against Stanford White."

"These things were put in the form of an affidavit," declared Mr. Jerome, and that affidavit was subscribed to by Evelyn Nesbit when she knew what she was doing and what the paper contained.

"We want to show that the girl who told this remarkable story here on the witness stand swore at another time under the solemnity of an oath that, naked—stripped absolutely naked—she had endured the lashings and beatings of this defendant rather than swear to the false statement that Stanford White had drugged and ruined her."

Mr. Jerome argued that the material point of the case is whether or not Evelyn Nesbit told Thaw the story of her alleged ruin by Stanford White. Without the story in evidence, he declared the reason for the defendant's alleged insanity disappears. The prosecutor plainly admitted the importance of young Mrs. Thaw's testimony, and he declared that he wished by Hummel's testimony to show her own repudiation of the charges which on the witness stand she removed against White.

DEATH NOT DUE TO THE BLOW

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FLOOD WORST SINCE 1884

Already Four Fatalities Have Been Reported

CLIMBED TREE FOR SAFETY

Water Carried Them Away—The Monongahela River Is Rising at the Rate of Seven Inches an Hour—Property Loss Is Heavy.

Pittsburg, March 14.—Four fatalities have already been reported from the floods which promise to surpass the freshest of 1884. For miles along the river above the city, business is at a standstill and one hundred families are fleeing from their homes. The four men who are reported dead had climbed a tree for safety, when they were carried away.

The Monongahela is rising seven inches an hour. The Allegheny is also rising rapidly. A great part of the many towns in the Monongahela valley are merged and many persons narrowly escaped with their lives. The damage is heavy. Basements have been flooded, destroying thousands of dollars worth of perishable goods; residents in the flood-torn areas are rescued from their homes in skiffs, and thousands of men are idle owing to the suspension of work in the coal mines along the rivers.

Cumberland, Md., March 14.—The lower section of Cumberland is flooded. The Potomac river is still rising. The flood two feet and last night the entire structure collapsed. Flood conditions prevail at Haysman, Va., Piedmont, W. Va., and in the Georges creek mining region. Wilbert Meyers, a boy living near Mount Savage, fell into a flooded stream and was drowned. The Consolidated mine at Villo summit is flooded. The Western Maryland railroad was tied up by landslides near Piedmont.

200 Families Homeless. Springfield, Ohio, March 14.—Springfield is experiencing the worst flood since 1898. Nearly 200 families are homeless in the Logansport bottoms. Boats were busy all yesterday afternoon and evening rescuing families from the flood-swept houses.

CLAIM PARTIALITY IS BEING SHOWN. Brattleboro Shop-girls Say That They Are Not Receiving Benefits of Thompson Fund as They Entitled to.

Brattleboro, March 14.—The shop girls of Brattleboro believe that partiality is being shown in the administration of the Thompson fund in this town and they are planning to make an organized effort to bring about some arrangement whereby the beneficiaries under the will of Thomas Thompson may receive the assistance due them in times of need and which they claim is unjustly withheld in many instances.

DIED AT LYNDON LODGE. Mrs. Mary A. Chickering Was Housekeeper of ex-Gov. Holbrook.

FATALITY INJURED. Policeman in Corning, N. Y., Had Arrested Man, Who Shot Him.

ADAPT REGULATIONS.

Many Vermont Schools Agree to Uniform Athletic Rules.

LOSS \$5,000 IN ST. ALBANS

Offices of Central Vermont R. R. Gutted To-day

THE CAUSE IS UNKNOWN. Flames Broke Out at Noon Near Trainmaster Keefe's Office, Running to the Third Story—Water Does Considerable Damage.

ST. ALBANS, March 14.—The general offices of the Central Vermont railway company were damaged this afternoon by fire, the loss being estimated at from \$4,000 to \$5,000. Flames were discovered at noon breaking out of the partition between the offices of J. W. Dooley and Trainmaster John Keefe on the first floor. From that point the fire worked rapidly through to the third story. The loss from fire will be greatly increased by the great quantity of water which was necessary to drown the flames. At one o'clock the firemen were still working but they had the fire under control.

SMALL POX CASES APPEAR IN BRISTOL. Couple From South Dakota There on a Visit Are Taken Down Sick Two Weeks After Their Arrival.

FLOOD ALONG POTOMAC. Great Bridge Collapses—Railroad Tied Up by Landslide.

WELL KNOWN CLERGYMAN. Rev. George H. Scott Died at Atkinson, N. H., of Paralysis.

INSPECTED SIR KNIGHTS. Grand Commander Elibu B. Taft at Newport on Official Visit.

ARRESTED FOR HOMICIDE. Dr. G. R. Stearns of New York for Death of Hospital Nurse.

TALK OF THE TOWN. C. D. Waters of St. Johnsbury was in town on business today.

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DEATH OF VETERAN. A. E. Lillie's Funeral at Randolph Saturday Afternoon.

GODDARD DROPS IN THE STANDING

Is Now Tied With Montpelier High School, to Whom Game Was Lost Last Night, The Score Being 38 to 21.

THE CONTRACT IS AWARDED

Aldrich Library to Be Built by W. E. Jackson

WHEN WEATHER PERMITS. Building Will Be of Brick With as Much Granite as Funds of the Trustees Will Permit—The Details of the Structure.

DIRTY MILK IS COMMON COMPLAINT. From State Laboratory Examination of Samples—Only One Barre Dealer Reported This Quarter.

BAR TOLD TO CLOSE. Alleged Eagles' Refreshment Counter Suspends Business.

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Building Will Be of Brick With as Much Granite as Funds of the Trustees Will Permit—The Details of the Structure.

The contract for constructing the Aldrich public library building was yesterday afternoon awarded by the trustees of the library fund to W. E. Jackson of Montpelier, whose bid was considerably lower than any other received. Work on the building will be started just as soon as the weather will permit. As the lot on which the structure will rest, at the corner of Washington and Elm streets, has already been cleared, there is nothing to hinder the putting in of the foundation at the opening of spring.

Three complete bids were received, the trustees throwing out those which did not comply with the specifications. The bids considered were as follows: W. E. Jackson, \$34,793; Bradford and Messer, \$35,900; M. N. Melver, \$38,737. The Jackson bid, being the lowest, secured the contract. The bid covers practically the entire cost of the structure, exclusive, of course, of the lot, which is the gift of the city. When the contractor turns over his work, the trustees will install the furniture, put in the electric light fixtures, decorate the plastered surfaces and equip the building with oak shelves.

The trustees have funds available, according to the compilation January 1 of this year, \$46,638.96. Of this amount the sum of \$5,000 must be set aside for the purpose of buying books, according to a stipulation of the generous donor, the late Leonard F. Aldrich. The trustees figure that they will have just about enough funds remaining to complete the building after it is turned over to them by the contractor. Mr. Jackson has had experience in library construction, having erected the public library in Northfield, also several Northwick university buildings. In this city he erected the Sortwell building occupied by A. P. Abbott & Co.'s store. In this contract he places himself under bonds of \$5,000. The building is designed to face Washington street, a trifle to the front of the middle of the lot. In exterior construction it will be of brick, with as much granite as the funds of the trustees will permit. It was hoped that an all-granite building might be erected, but the money available would not permit of it, and as there was not enough material interest manifested by the people of Barre to insure the use of all granite, they reluctantly decided to have the main material of brick. Without extra contributions from the citizens, the building of granite would necessarily have been postponed ten years at the present rate of increase, and the trustees thought the demand for a library too strong to be postponed so long. On modified plans for a granite building, a lowest bid submitted in 1906 was \$50,000. The amount over \$26,000 was required for the granite material, exclusive of cost of drawing and setting. Thus it will be seen that the funds at hand were far short of the required sum.

Nevertheless the plans call for a handsome building, the building will be of brick, with granite pilasters. There will be granite pilaster bases and caps, granite architraves, while the sills and the water tables will be of the same material. The trustees have endeavored to get a design which shall be attractive but not gaudy. Inside the building will be a model of convenience. Three floors practically are adapted for library purposes, as the light basement, besides containing the boiler room has a storage room, a storage and unpacking room under the stack room, two toilet rooms, an entrance hall and another room, 24 feet six inches by 31 feet and four inches in size, which can be easily adapted to nearly any use.

The entrance to the building leads to the entrance hall, which contains a double staircase to the upper story. Leading from this room is the delivery hall, 18 by 20 feet, and just in the rear of this is the stack room, running to the roof and capable of holding three tiers of books. At this point it may be well to state that the capacity of the building will be 40,000 volumes. The stack room measures 16 by 42 feet. On either end of the stack room is a small room for the librarian's purposes.

On the right of the entrance is the main reading room, measuring 24 feet six inches by 31 feet four inches. On the other side of the building is a juvenile room of identically the same size, fitted up with oak shelves on two sides.

An ascent to the second story leads directly into an art gallery hall, 18 by 20 feet in dimensions. On the right of this hall which has been named Aldrich hall in memory of the donor, this and the entrance hall can be thrown together as a lecture room. In addition, there are two reference rooms, each of ample size and fitted with book-lifts from the basement. Thus it will be seen that a building commodious for Barre's needs for many years will be provided.

The trustees of the Aldrich library fund have put in a great amount of work in bringing matters to a head, so that actual construction is now only a matter of a few weeks. They are John Trow, N. D. Phelps, J. M. Perry, Henry Z. Mills, E. W. Bisbee, Alexander Gordon and O. D. Mathewson.