

BLOWS THAT BROUGHT BLOOD

The Fourth Day of the Trial of John W. Lauer.

WHAT THE GROCERY CLERK SAW.

Matt Gahlon Recalled—Testimony of the Hrs.—Lauer's Display of Ill Temper—The Evidence in Detail.

Fourth Day's Proceedings.

It was exactly quarter of ten by the big court room clock, when Judge Neville stepped into his seat on the judicial platform and ordered the Lauer jury. The members of that body looked a trifle more fatigued than they did Wednesday, though they seemed fairly content with the prospects before them. The two colored jurors seemed happy, and smile softly as they rolled into their seats.

The crowd in the lobby was meagre at first, but grew as the trial went on. Several ladies were among the interested listeners. Lauer was as composed and tranquil as ever. He sat most of the time by Mr. Thurston's side, giving him suggestions as to the questions to be asked of the defendant's witnesses.

MATT GAHLON was recalled. He testified on cross-examination that the fire was brighter below than above. It gave out considerable light. This might have been caused by some one meddling with the drafts of the stove. "Whether any one did meddle with the stove or not I cannot tell," he said.

Here, at the request of Mr. Thurston, the witness stretched himself out on the floor, showing the position in which Mrs. Lauer's body lay when he first saw it. "How light was it outside when you got up?" was asked of him. "I don't remember exactly, but I think it was pretty light."

"How far away did you recognize Miss Lauer that night when you met her out in the yard?" asked General Cowin. "About the distance of half a lot—say sixty feet."

MR. PETER ILLER was called as the next witness. He testified to being called to the Lauer house on the morning of the tragedy.

"Did you have any conversation with him?" "Yes." "What did he say?" "He said that he had mistaken his wife for a burglar and shot her."

"Did you notice the stove?" "Yes, I saw it with my own eyes. I spoke about that fact two or three times. I said to Lauer, 'I don't see how you could have mistaken your wife for a burglar when the room was light.'"

"What did Lauer say?" "I don't think he said anything." "How was the isinglass in the stove?" "Very bright, as though it had not been used much."

"Did you have any further talk with him about this?" "Yes. I got to talking with him again in the parlor, and I told him that I did not see that with his wife's long hair and pale complexion, how he could have mistaken her for a burglar. He replied that he didn't know whether he was awake or asleep when he fired. He said he heard one talking in the dark. It might have been Mrs. Lauer talking to the bird."

"Did you say anything to Lauer about his carrying a revolver?" "Yes, I told him that a man of his temper ought not to carry a revolver—that it wasn't safe. He rather agreed with me, but said that he did not feel safe without one."

MR. HER detailed the talk he had with Lauer about the time he shot at the burglar. "Did he describe the way the burglar was dressed when he fired at him?" "He said that he had on a black slouch hat."

MRS. T. O. HAVENS, a sister of Mrs. Lauer, resident of St. Paul, Neb., was called. She was plainly dressed in black.

Mrs. Havens was first questioned about the circumstances of her sister's marriage to Lauer. She then went on to speak of one of Lauer's "pieces of outrageous brutality."

"I went to her house one morning about 10 o'clock," she said, "and found her in her bed room crying. A torn Mother Hubbard dress was lying on the floor. Lauer had gone."

"Did she say anything to you about Lauer?" "Yes." "What did she say?" "I object to that question," interposed Judge Thurston.

"I will have to rule that out," said the judge. The witness then went on to tell how on another occasion she visited Sallie Lauer and found her sitting on the floor darning stockings.

"She was looking badly," said the witness. "Her eyes were very red, as though she had been crying, and her nose was black and blue."

"How did Mrs. Lauer say she got those bruises?" asked General Cowin. "I object," shouted Mr. Thurston. Judge Neville sustained the objection, on this branch of the evidence was dropped.

Mrs. Havens went on to tell how she had called on her sister after the first alleged burglary, when Lauer had, as she claimed, fired at a man in the house. Nothing new on this subject was drawn out.

HE WAS WIDE AWAKE. Mr. Julius Her was called. After reciting the story which Lauer had told him the day of the tragedy, he mentioned a statement which Lauer made the night after the funeral. "My wife and I called on him that night," said the witness, "and he told us the same story again. My wife asked him, 'John, were you awake when you fired?' He replied, 'Yes, just as wide-awake as I am now.'"

"Was Mr. Joe Her one of them?" "Yes." "What did Lauer say when he saw her?" "I object to that," interposed Mr. Thurston. "It is immaterial, and irrelevant."

Judge Neville ruled that the evidence was in order, and the defense entered its formal objection to the ruling. Mr. Her then said, "Lauer appeared very much excited, when he saw Joe and said, 'H—l, I've a good mind to kick him out of the house.'"

"Did Lauer have anything more to say about the shooting?" "Yes, he remarked that he was a dead shot." Upon cross-examination Mr. Her said that Lauer had also said "that was a dead shot," as well as that "he was a dead shot." Witness also testified that he had never noticed any particular ill-feeling between Joe Her and John Lauer.

laid down on the bed in about the same position as Lauer had when he killed his wife.

General Cowin was standing ten or fifteen feet away—beyond the folding doors—he said, and could not see Lauer. He could not see the large advertising print.

"How was the isinglass in the stove?" "Very clean and bright. The stove gave out a good light."

Mr. Ewing was then cross-examined by Judge Savage about the condition of the blinds that night, whether they were open or shut. He could not speak positively on this topic.

SHE WAS STILL ALIVE. Mr. C. A. Baldwin was called to the witness stand. He testified to having seen Lauer's body about 10:30 on the morning of the tragedy. He was present at the last part of the coroner's inquest. Mr. Lauer had recited to him, after the inquest, his story of the occurrence.

"Mr. Lauer said to me," he testified, "that just as soon as he fired he got up and saw that he had shot his wife. 'I found her still breathing,' he told me. 'I thought that she was dying, or would die, anyway.' Then I said to him: 'You lifted her up in your arms and put her on the bed, did you not?'"

"No," he replied, "I did not." MR. BALDWIN FOR THE CORONER. Mr. Baldwin recited this testimony in his peculiar dramatic style, and a thrill ran through the audience as he uttered the words: "I left her for the coroner." Lauer's placid manner, however, and seemed more perturbed than he has been at any time yet. The prosecution looked triumphant.

Mr. Baldwin was subjected to a rigid cross-examination, but his testimony could not be shaken.

Benson L. Benson, a driver for Heilmold & Co., grocers, was placed on the stand. He testified that on one occasion, while the Lauers were living at Darrington's house on South Seventeenth street, he noticed Mrs. L. with a black eye and much bruised cheek.

Major Geo. L. Dennis, a member of the coroner's jury in the case, was the next witness. That in answer to a question Mr. Baldwin, stated that the room was, at the time of the shooting, just as it was then. "I don't think I could say that I was thrown open," Lauer then told how he fired at what he supposed was a burglar. Mr. Baldwin asked him: "You lifted her and laid her on the bed, didn't you?" He said, "No, I let her lay until the coroner came."

After Major Dennis had concluded his testimony, the court took a recess until 2 o'clock.

IN THE AFTERNOON. Mr. Peter Her was recalled and asked what conversation he had with Lauer about making a "head shot." Lauer said he did not know whether he was awake or asleep, and fired without taking aim, although it proved a dead shot.

Mrs. Julius Her: "I was at Lauer's about three weeks before her death. She was lying on the bed flat on her back with her hands drawn up to her shoulders. Mrs. J. W. Her and I family were there to dinner that day."

Mrs. J. W. Her was the next witness and testified that shortly before Mrs. Lauer's death she and her family were invited to dinner there. After the invitation was given, Lauer came to her and told her that the visit would have to be recalled, that Sallie was sick in bed. She afterwards called and found Sallie sick, nervous and depressed.

In another portion of her testimony Mrs. Her said that on Monday night she and her husband called on Lauer, who, she answered to a question from her, said: "When I fired I was just as wide awake as I am now." "I replied," said Mrs. Her, "Oh! why didn't you look and see whom you were firing at? Lauer made it his duty to charge."

The facts are that Mr. Prince did nothing of the kind, but that Bullock purchased the candy himself and was eating it all the afternoon and offering it to his friends. Although he did not know, forsooth, that chocolate creams are not a proper diet for a man who wants to get to the front in a bicycle race. All this will be sworn to by the man from whom he purchased them.

Not content with throwing mud on Prince, Bullock actually heaps the mire on himself. He says that he believes the exposition track is short, and that all the records made thereon are therefore worthless. Now, every one knows that by actual sworn survey ten and one-half laps of this track make a mile. Bullock, when he made his 100-mile record, did his work on this basis. Every one was ready to give him the credit of the fastest indoor record made in America, until by the words of his own mouth he made his record of only an object of ridicule, but a chump rider as well. He would do well to talk less and think more. Rushing headlong into print may be as fatal to his professional future as a first-class header might be to his neck. He certainly has a good future before him if he does not throw it away. For his age and experience on the wheel he probably has no equal.

THE ATTACKS ON PRINCE. In this connection it may be well to lay bare the animus of the attacks which are being made on Mr. Prince in a certain quarter. They have been instigated, from beginning to end, by a clique of foot runners in this city. These men were refused the use of the bicycle track by the exposition directors. Mr. Prince's advice, for the purpose of training. They are consequently angry. A prominent sporting man and patron of local foot runners said, as long as two weeks ago, that unless Prince gave in and allowed the foot-runners the use of the track, he would have a certain paper (naming the journal which has twice done the work) write Prince up. Mr. P. has refused to give in, and the attacks have been made as pre-announced.

Secretary Miner, of the exposition association, said last night, "I have just learned why Prince is being so bitterly attacked. A certain clique of foot-runners in this city, with their backers, have taken this method of 'doing him up,' because they refused them the use of the track. This is the secret of the whole affair. Now the fact is that Mr. Prince is not to blame at all for the foot runners being barred out of the exposition building. The directors are responsible for this. We don't want anything to do with this class of sport. In nine cases out of ten foot races are hindrances to the work, which is a gentlemanly sport, bicycling, which is the reason we propose to give the preference to bicycling. But there is no excuse for all these attacks on Mr. Prince."

For Sale. A first class short order cafe, doing excellent business. Showing handsome profit since business established. Best of reason for selling. Address F. 64, Box office.

A NARROW ESCAPE. A Mean Horse Places his Driver in Jeopardy.

John Rosenfeld, an expressman who drives wagon 231, met with an accident on the South Tenth street railroad crossing yesterday morning, which came very near proving fatal. He was driving across the track when suddenly his horse balked, and refused to "budge an inch." Mr. B.

frantically tried to make him move out of the way of an approaching engine, but the animal sternly refused to go on. In an instant the engine crashed into the outfit. The wagon was badly demolished. Rosenfeld jumped in time to save himself, while the horse, seeming to appreciate the danger, jumped out of the way. Rosenfeld talks of suing the railroad company.

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A TUMBLE.

It has been our custom at the end of each winter season to place on sale, at reduced prices, our remaining stock of mens' and youths' winter trousers. There are good reasons for doing so. We consider it advisable and to our interests to convert into cash, even at a loss, such merchandise, the sale of which will soon be