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TRUE IRISH HEARTS
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Playing the music of 50 years ago.



The Great Trials of History

TRIAL OF COLONEL BAYARD

The trial of Colonel Nicholas Bayard of New York City was one of the earliest trials held in this country for high treason against the crowned head of the mother country. For many years subsequent to the accession of William and Mary in England, the province of New York was agitated by a strife between the rival political parties, so bitter that the rights of the defeated were grossly violated and they were not always safe in their liberty and their lives.

In 1698 Lord Bellomont was sent to this country as Governor of the province and he favored the party that had been opposed to James H. This support kept the two parties evenly drawn and thus both were protected, but when Bellomont died in 1701, the ancient animosity of the rival factions were revived with the utmost zeal and fury. Information being received that Lord Cornbury was to succeed the Earl of Bellomont, the aristocratic party, now in the minority, took measures to secure the new Governor to their own interests. Nicholas Bayard, a prominent member of this party, made scandalous charges of bribery, of public plunder and oppression against the Lieutenant Governor, the Chief Justice and the Assembly, and reflections were liberally cast upon the memory of Lord Bellomont himself.

When this came to the knowledge of Nanfan, the Lieutenant Governor, he committed Bayard to prison as a traitor. This was the leader of the aristocratic party in the power of his enemies. The party in power, as if conscious that their authority and influence would soon be impaired, determined to bring the prisoner to immediate trial, before the arrival of the Governor, so that he should not be saved by that functionary.

Although Broughton, the Attorney General, gave a written opinion that a special crime had been committed, a special Court of Oyer and Terminer, consisting of three justices, was immediately erected for the trial

PERTINENT REMARKS INTENDED FOR MEN

Concerning Arizona Ostrich Plumes and Other Matters

These remarks are for men only. Women are cautioned not to read them. This is a disquisition on the ostrich industry of the Salt River Valley, where the finest ostriches in the world are raised and where the finest, glossiest and most durable plumes in the world are produced. This is also the season when women don new hats, and, by the way, this statement is also for men only. A hat is not complete without an ornament, and it is agreed by the makers of fashions that there is nothing like an ostrich plume to set off a hat.

These plumes, all of them Arizona ostrich plumes, are to be found in great profusion at Balke's Big Curio store, where they are sold cheaper than anywhere else. The women are going to have the new headgear anyhow, and they would be more thankful for an ostrich plume to go with it than they would be for any other gift. So, if a man is thinking of making a woman an Easter present and all right-thinking men are thinking of that, he should get one of these Arizona ostrich plumes at Balke's. His future in the estimation of the lady who receives the plumes will be assured. She will remember the giver as long as the plume lasts, and one of these Arizona plumes will last a lifetime. Here end the remarks that were intended for men only, and the subject of Easter cards will be taken up. In that women and children are interested. The cards at Balke's Big Curio store are the most beautiful printed. This statement, with the further one that they are sold at ten cents a dozen, ought to be sufficient.—Advertisement.

HATCHING OSTRICHES IN CITY STORE WINDOW

Little Fellows Beat Eddie Foy's Camel in Going Without Water

Not all Phoenixians, though many of them, may have seen baby ostriches, just hatched from the shell. And but few of the Salt River valley inhabitants, as often as they have been at the various ostrich farms of the district, have been privileged to see motherless incubator ostrich chicks.

For the next few days, however, everyone will have an opportunity to see them and to be told of their habits.

Of Bayard and one of his adherents, five days was the utmost delay he could obtain, and on the 19th of February, 1702, the court assembled to decide his fate.

Broughton, the Attorney General, refused to prosecute, and the prosecution was accordingly conducted by Weaver, the Solicitor General. The prisoner was defended by Messrs. Emot and Nichol. When the grand jury were called, the prisoner's counsel objected to some of them, declaring "that if Bayard's neck was made of gold he should be hanged."

A part of the jury insisted that they had a right to deliberate alone, whereupon the Solicitor General took down their names and threatened that he "would cause them to be trounced," and the jury broke up in confusion without acting.

The indictment set forth that the prisoner, on the 10th of December, 1701, "falsely, maliciously, etc., used divers indirect practices and endeavors to procure mutiny and desertion among the soldiers in the fort, and drew numbers of them to sign false and scandalous libels against his majesty's government."

The prisoner, upon his arraignment, pleaded not guilty, and desired that he might be allowed two clerks to take the minutes of the trial. The request was denied. The prisoner then sent a petition to the court in which he set forth the injustice and the irregularity of the proceedings against him. Of course the petition had no effect.

The Solicitor General then made an introductory harangue to the jury, in which he declaimed against the English and French inhabitants of the colony, including the principal Dutch. He charged the prisoner with being at the head of a party of pirates, betrayers of the prince and his laws, a parcel of banditti.

Testimony against Bayard was given by Samuel Cloves, Peter Odyre, W. Richardson, John Bashford and others, and at its conclusion the counsel for the prisoner addressed the court and jury in his behalf, followed by Esnot, his other counsel. Several witnesses were then called in behalf of the prisoner, among them the minister of Trinity Church, who testified to his exemplary character and his attachment to the cause of the King.

The Chief Justice then charged the jury, and they retired and for several days they could not come to a decision. The Chief Justice then pronounced the sentence of death, but this was not carried into execution. Applying for a reprieve until the pleasure of the King might be known, it was granted to him, and on the arrival of the new Governor, Lord Cornbury, he was released from prison. All was then reversed, for Cornbury announced himself the friend of the aristocracy. Atwood, the Chief Justice, and Weaver, the Solicitor General, fled to England.

Bayard was reinstated in all honor and estate by public command, "as if no such trial had been." Lord Cornbury destroyed the factions of New York by opposing them both until they united in resistance to himself, and the contest soon began which resulted in the establishment of a free and independent nation.

Tomorrow—Trial of Charlotte Cor-day.

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its and their constitution, which demands the most delicate care. Those on exhibition in the windows of the Sturgess Hay and Grain company were three days old yesterday evening, and they will be kept in the windows where they may be seen at any time until they have become sufficiently old enough to no longer excite the curiosity of the Phoenix sightseer.

When the young chick is hatched in the incubator, it is almost the counterpart of a fuzzy little chicken, colored a black and yellow, and almost as "cute" and interesting to see. From the time it leaves the shell to the end of the first three weeks the youngster is allowed no solid food, and is fed on boiled egg of its mother and on a mess of grain and molasses. In the meantime it is filling its craw with grains of sand supplied in the pen where it is caged. During this first three weeks of its life, the bird goes the camel one better and is allowed not one drop of water, heating the animal of the desert by a full two weeks.

Everybody attend the big stock sale at Cooper's today; one and half miles west of Alhambra on the Grand Canal. McMurtry Auctioneer.—Advertisement.

GEORGE KLEINE ATTRACTIONS

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