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# Daily Press

THE WEATHER. Partly cloudy in the south, rain in the north portion. Friday warmer; Saturday, fair, colder, fresh south winds.

VOL. XII. NO. 19

NEWPORT NEWS, VA., FRIDAY, JANUARY 25, 1907.

PRICE TWO CENTS

## NOW HAVE FIVE JURORS FOR THE THAW TRIAL

### Three Acceptable Men Were Found in the Last Three Quarters of an Hour.

## BOTH SIDES WANT TO HURRY WORK

### The Fact That Members of the Jury Will Have to Be Practically Confined During the Trial Causes Many Men to Shirk the Duty—Mrs. Thaw, Senior, Ill.

(By Associated Press.) NEW YORK, Jan. 24.—After trying for more than four hours of the morning and afternoon sessions to secure an additional juror to try Harry K. Thaw for killing Stanford White, and just when counsel and spectators, and even the defendant himself, were drowsy from the monotony of the proceedings, there came a sudden change in the tide and within the last three quarters of an hour three new jurors were accepted and sworn in. When court adjourned for the day, five jurors had been accepted.

Twenty three talesmen had been examined without success when the unexpected happened and two talesmen in succession proved acceptable to both District Attorney Jerome and the defendant's attorneys. Then followed the drawing of five more talesmen who were excused for one reason or another. Henry C. Harney, a piano dealer, about 55 years of age was the thirty first talesman to be called and as he had never formed an opinion in the case and had read but little about it in the papers, he was quickly accepted.

The other jurors chosen today were George Pfaff 34 years of age, a dealer in machinists supplies, and Arthur S. Campbell, 42 years of age, a superintendent of telegraph and telephone construction. The two jurors selected the first day of the trial were Deming B. Smith, a retired manufacturer who will serve as foreman, and Charles H. Feeke a shipping agent. Each of the jurors is married and has a family.

### Don't Want to Serve on Jury.

The tedious manner in which the selection of jurors proceeded today makes it difficult to predict just when the trial panel of twelve will finally be filled. The order of the court that the jury must be kept together under the care of the bailiffs had the apparent effect of making many of the talesmen reluctant to serve. Various excuses were offered today, one man declaring that to be locked up for two months would so wreck his nerves as to make a calm consideration of the case an impossibility.

He was excused. The nineteen talesmen examined yesterday and the thirty one today brings the total thus far called for examination up to fifty. If the ratio continues it will require two or three days yet to complete the jury. There was a feeling after the adjournment of court tonight, however, that both sides would try to facilitate matters as much as possible. Of the thirty preemptory challenges each allowed the prosecution and the defense, the former has used eight and the latter six. The defense today seemed willing to accept any talesmen who made reasonable answers to the questions propounded by the district attorney.

### Slight Clue to the Defense.

The fact that Thaw's attorneys asked several of the talesmen if they had any prejudice against any particular line or character of defense was taken by many to indicate that the defense may be either the so-called "unwritten law" or emotional insanity, or a combination of both.

Thaw's attorneys again today offered no objections, however, to the district attorney's question as to whether or not the proposed jurors would be guided by the actual law as laid down by the court to the exclusion of any fanciful

law they might themselves import into the case. Each of the accepted jurors promised to abide by the interpretation of the court.

### Mother Not in Court Today.

Mrs. William Thaw, mother of the defendant, was not in court today. She was greatly fatigued by the long session of yesterday and was on the verge of collapse at one time during the night. She remained in her apartments, where she was attended by her daughter, the Countess of Yarmouth. The other members of the family were in their accustomed seats in court behind the defendant. Howard Nesbitt, a brother of Mrs. Harry K. Thaw, also was in court, sitting well in the rear with the man who was Stanford White's secretary. Neither he nor his sister glanced at each other.

### Police Had Crowd Under Control.

None of the confusion which was so apparent yesterday marked the opening of the second day of the trial. Today the police had the situation well in hand and those who had no immediate business in the court room learned yesterday the futility of trying to break through the cordon of bluecoats.

### Evelyn Hides Her Face.

Nearly half an hour before the morning session opened, Mrs. Evelyn Nesbit Thaw made her way into the court room through the main door way. She wore the same blue dress as yesterday. Her features were again obscured by the heavy white tulle veil. May McKenzie followed close behind the prisoner's wife, and then came Harris George Ladner Carnegie. Mrs. Carnegie was muffled in furs. The Thaw's imposing array of counsel, numbering six in all together, reached the court room shortly before 10:30 o'clock, at which time Thaw was in the prisoner's pen, waiting to make his entrance.

### Public Was Barred.

The newspaper writers and talesmen again filled every available space and the public was barred. Josiah C. Thaw, brother of the accused, was in court for the first time. The district attorney followed in detail the lines of examination he pursued yesterday. His questions seemed to be directed to purpose of securing a jury which would not be swayed by sentiment or emotion, but which would be guided by law of the State as interpreted by the presiding justice to the exclusion of any so called higher or unwritten law.

### Thaw was Indifferent.

Thaw seemed to take little interest in the examination of the talesmen. When the district attorney asked a talesman if he was acquainted in Pittsburgh or with Truxton Beale of Thomas McCallie, Thaw bent forward to catch the answer, after which he settled back in his seat. His eyes sought those of talesmen only now and then, but most of the time his gaze was directed at the table before him.

When Mr. Hartridge, his own counsel, took up the examination Thaw appeared more animated and whispered several times to the attorneys nearest him. These were Delphin Delmas, on his right, and A. R. Peabody, on the left. During the luncheon recess there was a conference between Thaw and his counsel in the prisoner's room. By special permission of the court the prisoner's wife, his sister, Mrs. Carnegie, and his brother were permitted to visit him at the same time. When Thaw came in after the recess his eyes were all for his wife. He stopped as he passed her and bowed very low to her.

### The Wife Ever Alert.

The young woman leaned forward in her seat, smiling radiantly. There was much restlessness in the court room and it seemed as though the strain of the extended examinations, which contained so many repetitions, was beginning to tire the spectators. This wasn't true, however, of Mrs. Evelyn Thaw who followed Mr. Jerome's questioning of the talesmen with as eager interest as ever. The prisoner's face was expressionless, but he whispered occasionally with his lawyer.

### Great Interest in Case.

The Thaw case is being reported to the ends of the civilized world. The eminence of the victim, the wealth of the prisoner, the dramatic circumstances of the crime, and the light it sheds, not only on Broadway life, but on the doings of the fast set in every capital, have caused special arrangements

(Continued on Page Two)

## TO EXPEND \$10,000,000 FOR BIG BATTLESHIP

### House Committee Reaches an Agreement on the Naval Appropriation Bill.

## \$2,000,000 MORE FOR SUBMARINES

### The Total Appropriation for the Betterment of the American Navy Amounts to \$65,000,000—Provisions Made for 3,000 Additional Sailors.

### (By Associated Press.)

WASHINGTON, D. C., Jan. 24.—An appropriation carrying about \$65,000,000 is provided for in the naval appropriation bill agreed on today by the House Committee on Naval Affairs. The bill provides for an additional battleship of the type agreed upon in the naval appropriation bill of last year. It also makes provision for two torpedo boat destroyers and appropriates \$2,000,000 for submarines. This \$2,000,000 is additional to the \$1,000,000 for submarines, provided in the bill last year, which has not yet been expended. Provision is made for about 3,000 additional sailors and 900 additional marines.

The new battleship provided for in the bill is to be a sister ship of the monster authorized by Congress last year, which the bill requires to be "a first class battleship carrying as heavy armor and as powerful armament as any known vessel of its class to have the highest practicable speed and greatest practicable radius of action.

The cost of the new battleship is estimated at \$10,000,000.

## HOUSE VOTES TO ABOLISH SUB PENSION AGENCIES

### Work of Centralizing All Payments to Old Soldiers Has Been Finally Accomplished.

### (By Associated Press.)

WASHINGTON, D. C., Jan. 24.—The House today voted to abolish all the pension agencies throughout the country, eighteen in number, and centralize the payment of pensions in the city of Washington. This action was taken on the pension appropriation bill after spirited opposition on the part of those having pension agencies in their States. By a vote of 58 to 114, an amendment offered by Mr. Dalzell, of Pennsylvania, restoring the number of agencies to eighteen as at present, was defeated and then an amendment offered by Mr. Garner of Michigan, consolidating all the agencies into one was adopted without division. The pension appropriation bill carrying \$13,000,000 in round numbers was passed. A message from the President was read, relative to insurance and at 2:30, out of respect to the memory of the late Senator Alger of Michigan, the House adjourned.

## ALGER'S DEATH MAKES SENATE'S SESSION SHORT

### Committee Will Attend the Body to Detroit and Suitable Resolutions are Adopted.

### (By Associated Press.)

WASHINGTON, D. C., Jan. 24.—The session of the Senate today was devoted entirely to the death of Senator Alger. Rev. Dr. Edward Everett Hale delivered a special prayer, after which the reading of the journal of yesterday was interrupted by Senator Burrows who presented resolutions expressing the regret and sorrow of the body of the sudden death and providing for a special committee of twelve Senators to represent the Senate at the funeral and attend the body to Detroit. The resolution was agreed to and on motion of Senator Burrows, the Senate immediately, at 12:17 p. m., adjourned as a further mark of respect.

## WE WILL ESTIMATE WEALTH BY BILLIONS

### So Says Chancellor Day of Syracuse University in Speech Before Brooklyn Manufacturers.

## GREAT CORPORATIONS A NECESSITY

### The Man Who is Now Against Them Will Take His Place in History Alongside the Man Who Smashed Whitney's Cotton Gin and Ridiculed Stephenson's First Locomotive.

### (By Associated Press.)

NEW YORK, Jan. 24.—The annual dinner of the Manufacturers' Club of Brooklyn was held at the Union League club tonight. There were about 400 present.

President McFarland, president of the association presided. The principal speaker of the evening was Chancellor Day of Syracuse University. Among other things Chancellor Day said: "No individual can use such capital or furnish the executive ability for such achievements as the times now demand. Men must be incorporated and money massed into thousands of millions for such purposes.

"The man who is shouting himself hoarse over trusts and corporations and swollen fortunes will take his place in history with the men who smashed Arkwright's loom and Whitney's cotton gin, and the pamphleters who ridiculed George Stephenson's locomotive.

"It makes little difference whether you discipline the great forms of business by direct enactment or regulate them to death. The mechanics and workmen in this country are being incorporated by a spirit of rampant investigation and business persecution today far more than are those of the great corporations.

"It is stupendous folly to talk about giving individuals a chance to act by forbidding individuals to work together. It is a piece of insolence for the individual to insist that the corporations shall be disbanded because it sells me goods cheaper than he can. This new doctrine that you can legislate unsuccessful men into success is a piece of imbecility. The modern monarch loves to invest and to give away his money.

"Prosecuting attorneys are proying like wolves on every corporation where judges and prosecuting attorneys know that they are unable to convict. As to swollen fortunes we better look out for new and greater uses to which to apply them in opening unused resources of our country and in philanthropy and promoting common thrift, than in the socialist insanity of confiscating above a certain sum to be set by our congressmen.

"Millions have taken the place of hundreds of thousands as the standard of wealth. Billions will replace millions before the century closes.

### Washington Theatre Burned.

(By Associated Press.) WASHINGTON, D. C., Jan. 24.—The Academy of Music, at Ninth and D streets, Northwest, was almost completely gutted by fire of unknown origin which broke out about five o'clock this afternoon. The loss is estimated at \$80,000. Two horses, drawing engine No. 20, were killed in a collision with a street car while on the way to the fire.

## LUMBERMEN AGAINST FOREIGN COMPETITION

### National Export Association in Session at Norfolk Take a Stand Against It.

### (By Associated Press.)

NORFOLK, VA., Jan. 24.—Strong protests against the soliciting for commerce from Europe were entered at today's session of the National Export Lumber Association. It is claimed that United States Lumbermen are hurt by underbidding from foreign places and that this

underbidding materially affects the trade of this country. The association will use every effort to enforce a change. Officers were elected as follows: Joan L. Aleott, Baltimore, president; George V. Spiegel, first vice-president; Harvey M. Dickson, Norfolk, second vice-president; R. W. Price, Baltimore, treasurer; D. M. Terry, secretary.

### No Bucket Shops in S. C.

(By Associated Press.) COLUMBIA, S. C., Jan. 24.—The Senate today passed a bill providing for the abolishment of bucket shops in South Carolina. The same bill passed the House last year, but was killed in the Senate. The vote was more than two to one in favor of the bill.

## DECISION IN CORE WILL CONTEST FAVORS HUSBAND

### Court of Appeals Affirms the Rulings of the Court of Law and Chancery.

### (By Associated Press.)

NORFOLK, VA., Jan. 24.—The Court of Appeals of Virginia today affirmed the decision of the Court of Law and Chancery in the famous Core will case, involving property at Lambert's Point, near Norfolk, valued at \$200,000, which heirs at law of the late Mrs. John H. Core sought to secure from her husband, alleging the invalidity of deeds and a will made by Mrs. Core conveying the property to her husband, it being charged that the will was executed at a time before the Virginia legislature gave to married women the right of executing wills. Under the decision the husband retains in its entirety the property attached.

## BUTTON IN WASHINGTON; GUN IN CHARLESTON

### Our Strenuous President is Going to Give an Exhibition of Long Range Marksmanship.

### (By Associated Press.)

WASHINGTON, D. C., Jan. 24.—The President will write a letter on the subject of target practice to be read at the national shooting festival to be held at Charleston, S. C., in May, at the time of the triennial meeting of the National schutzenbund. He will also press a button at the White House, which will fire the first three rifle shots at the festival. President Roosevelt made these promises to a committee of the German rifle club of Charleston, S. C., who called on him at the White House today and asked him to attend the festival.

## BOY AND GIRL CARRY OUT DEATH COMPACT

### They Were Cousins and Their Parents Objected to Their Being Too Intimate.

### (By Associated Press.)

NEW YORK, Jan. 24.—Sarah Kling, aged 18, of Orchard street was shot and instantly killed today by her cousin, Mayer Schwartz, aged 17, at his home at 105 Broome street. Schwartz then shot and instantly killed himself. It is believed that the boy and girl entered into a pact to die together because their parents objected to their fondness for each other.

Three notes were found all signed by the boy one of them read as follows: "My father did not allow me to go to her. Her mother did not allow her to go to me and therefore we both go together."

## KNOCKED OVERBOARD; SWAM OVER AN HOUR

### Sailor Had Been Exposed to the Bitter Cold, But Was All Right When Rescued.

### (By Associated Press.)

CHARLESTON, S. C., Jan. 24.—Willie Povenren, a sailor knocked overboard from the barkentine Frances, Jan. 18, when the vessel collided with the Clyde Steamship Comanche in a dense fog while off Diamond Shoals Light ship, was brought into port today by the schooner Gracie D. Buchanan, Captain Harrington. Povenren was found struggling in the water, perfectly nude, and about to give up when taken on board the schooner.

It was bitterly cold, but the sailor who is a powerful man, had withstood the cold and the strain of swimming in the ocean for over an hour. He was about 15 miles southwest by west of the lightship when plucked up.

## SWETTENHAM TO JOIN THE HAS BEEN CLASS

### Believed in London That the Career of the Governor of Jamaica Is at an End.

## CORRESPONDENCE NOT GIVEN OUT

### Washington Sends Out the Statement That Admiral Davis' Action in Landing Troops Was Not Without Precedent—British Government Will Act Later.

### (By Associated Press.)

WASHINGTON, D. C., Jan. 24.—President Roosevelt tonight received a cablegram from the Most Rev. Dr. Enos Nuttal, Lord Archbishop of the West Indies and chairman of the Kingston relief committee, tendering his thanks for the prompt visit of the American warships under Rear Admiral Davis. The message is as follows: "We all appreciate deeply American sympathy in our distress and the prompt visit of your men of war for our succor. The supply of food available for the relief committee is sufficient. After meeting the cost of this our next great want will be the means for making small houses habitable. All our people are behaving splendidly."

The official full text of the correspondence between Rear Admiral Davis and the governor which did not multiply from the communication transmitted by the Associated Press last Sunday has been received here. From this correspondence it appears that Rear Admiral Davis landed a party of six for the purpose of guarding and searching the archives of the American consulate and another party of ten men for the purpose of clearing away the wreckage. Admiral Davis took a carriage to visit the governor's house and found him living with his family intents and was accompanied back to the city by the governor. That same afternoon, upon request of the governor the men were withdrawn from shore and returned to their ships. The action of Admiral Davis in landing under the conditions is not without precedent, there being numerous cases to justify it.

### Swettenham's Days Over.

LONDON, Jan. 24.—The Colonial office has received several telegrams from Sir Alexander Swettenham, the Governor of Jamaica, acknowledging the incident with Rear Admiral Davis, but not one is of such a character that the authorities are prepared to give it to the public. The foreign office says it has had no further communication from Washington and that with the report of President Roosevelt's telegram, through Assistant Secretary of State Bacon, the question is regarded as settled. At the same time it is possible that when Governor Swettenham's acknowledgement is received in full there will be further communication with the government of the United States. The Associated Press gained the general impression at the government offices today that Governor Swettenham's career is at an end.

## GRAND JURY INDICTS STROTHER BROTHERS

### Two Men Who Killed William F. Bywaters in Cold Blood Will Have to Face Murder Charge.

### (By Associated Press.)

CULPEPER, VA., Jan. 24.—Phillip J. and James A. Strothers, brothers, were indicted by the grand jury today for the killing of William F. Bywaters, recently, within an hour after he had married their sister. The grand jury heard a large number of witnesses, the testimony of each comparatively brief. The indictment was returned within a few hours after the case was taken up.

Mrs. Bywaters was too ill to appear before the grand jury.