

# CROSS-EXAMINED BY A GREAT CRIMINAL LAWYER.



DISTRICT-ATTORNEY YOUNGS.

DISTRICT-ATTORNEY OLCOTT.

MARTIN THORN.

EX-SURROGATE WELLER.

meters of the vertebrae of these two sections measured correctly.

Q. What do you mean by "measured correctly?"

A. Coming exactly with each other to the fraction of a millimeter. The cartilage that was missing on the upper part of the thorax, that portion of the spine connected with the upper part of the thorax was supplied by the portion of the spine that was connected with the trunk. The lines of the spine where the skin was cut through matched perfectly. Upon one of those pictures you will see where the liver was cut, showing where a portion of the liver was denied—that portion of the diaphragm over the liver was cut off and left attached to the thorax.

Judge Smith—State the facts about the legs.

A. They were severed from behind.

Q. Was that the same on both legs?

A. It was the same on both legs, with this exception, that on one leg the thigh bone attached to the trunk where break occurred had the splinter attached to it. The thigh bone on the other where the break occurred did not have the splinter attached to it, but a splinter broken off.

Lawyer Howe began his cross-examination by a series of questions which had for their object the improbability of Guldensuppe's dismemberment in the bathtub of the Woodside cottage.

"Doctor," said he, "supposing a man were hung. When he is lowered and they try the test as to whether his heart has ceased to beat, will not the blood spurt if he should be stabbed? As long as the heart beats, but not afterward, it would not spurt."

Q. But it would flow freely?

A. Yes, that man in the bathtub moaned, and was assumed from that—at least I do for the purpose of my question—that the heart was beating—those carotid vessels, blood would have spurted out in large quantities. A. If they were severed.

Q. Suppose the man was alive, with a stab wound through the heart, what then about the blood? A. That the stab wound killed the man.

Q. Alive; the heart beating right up to the time of the mortal blow? A. There would be very little blood. Under the circumstances death would take place so soon.

Q. Do you believe that one person might in anatomy alone in that little bath tub, could have made that dismemberment without the bath tub being indented in some degree—not like an operating table where there is some resisting surface? A. I think it could be done, yes, sir.

Q. We are told that a man was killed at 11 o'clock in the day, wouldn't there be any of hemorrhage within half an hour after killing? A. There would be a drainage of blood; not necessarily a hemorrhage.

Q. Without the propelling force the blood would come out I mean, in good common lay language, there would be blood stains somewhere, wouldn't there? A. Certainly.

This ended Dr. Tuttle's cross-examination. Nothing new was added on the redirect questions of the prosecution.

The rest of the afternoon session was given up to the examination of the Murray

Bath rubbers, who only gave evidence tending to identify the body as that of William Guldensuppe.

Bernard Bunn, the owner of the Woodside cottage, told about the rental of the cottage by Thorn and Mrs. Nack, who on that occasion gave the names of Mr. and Mrs. F. Braun.

He corroborated the story as published in the Journal at the time of the payment of the rent, of their taking the key, and of the subsequent letter from Thorn saying they could not occupy the cottage for some time on account of sickness.

While this was going on Magnus Larsen, the sixth juror, became ill. He shook and shivered as though with a malarial chill. A physician was called, and court was adjourned for five minutes, but it did Mr. Larsen no good.

Judge Smith took pity on the shivering juror. "Mr. Larsen," said he, "you don't feel very well. In view of your condition we will not proceed any further. We will furnish you with a doctor and send him to Garden City with you."

The court was then adjourned until 9:30 to-day.

## DURRANT'S SHORT SHRIFT

Murderer of Blanche Lamont Sentenced with Swift Justice Yesterday to Be Hanged to-morrow.

San Francisco, Nov. 10.—Short work was made of Durrant's case to-day. The condemned murderer of Miss Blanche Lamont and presumably the slayer of Miss Minnie Williams was taken before Judge Bairs to-day for the purpose of having the date for his execution reset.

His attorneys made a desperate attempt to secure further delay, but Judge Bairs brushed aside all their technical objections and ordered that Durrant be hanged on Friday, the 12th.

## Jacques Ochs Goes Entirely Free.

Judge McMahon in General Sessions, on the recommendation of Assistant District Attorney Frank Lacey, yesterday dismissed the indictment for grand larceny which has been pending for nearly two years against Jacques Ochs, who was accused of organizing bogus Masonic lodges and collecting fees.

The "North Shore Limited" is the most popular morning train for Chicago. Leaves Grand Central Station 10 every morning. Arrives Chicago via Michigan Central 9 next morning.

## OF COURSE THE JOURNAL GUIDES. Prosecutors in the Thorn Case Rely on Its Disclosures.

The attorneys for the prosecution in the Thorn trial have paid the Journal the compliment of following to the letter in the presentation of witnesses the publication in this paper bearing upon the noted case.

The plan was instituted on Tuesday, when the introduction of testimony began. On that day the first witnesses introduced were the two little boys who picked up the ghastly bundle in the East River, near Eleventh street, on Saturday, June 26, the finding of each separate bundle and the channels through which they reached the Morgue and were fitted together have been all established in chronological order just as the developments were printed in the Journal.

The surprising confession of Mrs. Nack of course necessitated an unexpected change in the programme, and yesterday she occupied the stand for the greater part of the day. As soon as her testimony had been given, the thread of the Journal's revelations was taken up again as had been originally planned.

At the close of the afternoon session a conference of the prosecuting attorneys and their assistants was held in the District Attorney's office, and a course of procedure for to-day was mapped out along the lines of the Journal's publications. Mr. Youngs, Mr. Weller, Mr. Olcott, Mr. Rosalsky, Mr. Sullivan and Police Sergeant Price made up the conference.

"Well," said Mr. Olcott, at its conclusion,

"we will just continue to follow the development of the evidence as it was brought out in the Journal from day to day. That's the best and clearest plan."

On leaving the conference Mr. Olcott said to a Journal reporter:

"The sudden change which Mrs. Nack's confession has worked in this case will write it down in the history of criminal trials on record. It is a most interesting point to contemplate when it is understood that by this confession the whole case is exactly reversed. When the prosecuting attorneys entered upon the trial they had only circumstantial evidence. This evidence, while very strong and while woven together in a most convincing manner by the sixty-nine competent witnesses, was still merely circumstantial. Now, in Mrs. Nack, there suddenly arises an eye witness who was a participant in the crime. This puts the prosecution in an entirely different position from that in which it started. She becomes the principal witness and the sixty-nine others who tell of circumstantial happenings and facts must be used to corroborate her.

"As Mrs. Nack is an accessory it is absolutely necessary that all she says shall be corroborated by circumstantial witnesses. The law demands this. Even if the jury should express its willingness to retire at this stage of the trial and make up its verdict, it would not be allowed to do so under the law. It is for this reason that the case must be continued to the same degree of elaborateness upon which it was commenced.

"Mrs. Nack's story was told to-day in a most convincing manner. I am confident that it will remain unshaken. It undoubtedly carried conviction with it and will render the verdict of the jury an easy matter to predict."

District Attorney J. Youngs said last night: "I cannot pay the Journal a greater compliment than to say that in conducting the prosecution of Martin Thorn I am greatly assisted by the evidence collected by its reporters and the published account of the murder. I find that its reports were correct in almost every detail."

"I am entirely satisfied with this day's work and am confident of securing a conviction. Mrs. Nack's remarkable confession makes every detail of the murder clear. Her testimony to-day was not and cannot be weakened by cross-examination."

"The great labor entailed upon me by the trial has completely exhausted my physical forces, but after a good night's rest I will be all right and able to administer my office."

## LARSEN, THE JUROR, SERIOUSLY ILL.

Doctors Say That He May Be Suffering from an Attack of Appendicitis.

Magnus Larsen, the juror, is so ill that two doctors who have been called in consultation say that he will certainly not be able to leave his bed for several days. It is the belief of Drs. Strong, of Long Island City, and Lanehart, of Hempstead, who have examined him, that Larsen has appendicitis. The juror last night was practically in a state of collapse. Although the doctors will not positively say so, they are inclined to believe that an operation will be necessary. Mrs. Larsen was telegraphed or last night, but it was impossible for her to reach her husband. She will be with him to-day.

A trained nurse and the two doctors were with the patient all night. Captain Methuen said last night that Larsen had complained of pain and uneasiness from the time he was first summoned to court. When Larsen left the Garden City Hotel

for the court house yesterday morning he told Captain Methuen that he was feeling sick, and complained of severe pain in his right side. The usual remedy for cramps was tried, but Larsen grew no better, and during the noon recess he told Captain Methuen that he did not believe he would be able to last out the afternoon. This proved to be true.

When Judge Smith adjourned court and the room had been cleared, all the doors were closed so as to keep the room as warm as possible, and a rough bed was made up for Larsen until such time as the doctor should arrive. It was an hour before he came, and all that time Larsen was in agony. He asked to be taken home, but on the suggestion of the Judge that he could get equally good attention at the Garden City Hotel it was decided to take him there. When Captain Methuen finally decided to take the train Larsen was practically in a state of collapse. His face was white and drawn in agony and he was bent double. He was unable to walk, and was carried to the car by Doctor Strong and one of the court officers. Larsen had two bad chills on the way to Garden City.

Dr. Strong said last night: "Juror Larsen will be unable to sit in court for three or four days, anyhow, according to the present appearance of the case. In consultation with Dr. Lanehart, of Hempstead, I have carefully examined the juror and I can only say that he pre-

sents alarming symptoms of appendicitis. It is impossible as the acute suffering has been of only some three hours' duration to make an absolutely positive diagnosis of Mr. Larsen's complaint, but we hope to be able to do so to-morrow morning.

## AIDED ELECTION FRAUDS. Caspar Brought 106 Men to the Fraudulent Naturalization Bureau That Was Conducted in a Philadelphia Saloon.

Philadelphia, Nov. 10.—A fourth arrest has been made in connection with the wholesale naturalization frauds. Henry Caspar, an ex-policeman, was taken into custody charged with being an accomplice of Eugene J. Lindsey, John A. Merrick and Richard W. Merrick, who were yesterday held in \$5,000 bail for trial.

Caspar is said to have acted in the capacity of a "steerer." He is charged with having brought in 106 men in one day, all of whom received papers from the alleged principals. The papers, it is said, were all issued in the back room of a saloon near the City Hall.

SUNDAY JOURNAL BRING MONDAY MORNING RESULTS. "WANTS"

## A PLAIN STATEMENT.

\$30, \$35 AND \$45 OVERCOATS AT \$15

We have made too many Overcoats of finest known cloths—such as Carr's Melton, Oak's & Brook's Kersey, and Elysians—silk, satin and wool lined—Overcoats made to retail at \$30, \$35 and \$45. Shall we wait for weather conditions to move them?

**NO!**

We propose to unload now—RIGHT NOW—beginning TO-DAY and for ONE WEEK ONLY. Two thousand men will get the greatest Overcoat chance of their lives—a chance to wear

At \$15, the best Overcoat that can be produced.  
At \$15, Overcoats of the finest cloth, the best trimmings, the best tailoring, regular stout and extra sizes, in black, blue, brown, olive, drab, Oxford and gray colorings.

SALE BEGINS THIS MORNING AND POSITIVELY FOR ONE WEEK ONLY.

## BIERMAN, HEIDELBERG & Co.

BROADWAY AND CHAMBERS ST. (Stewart Building.)

## MRS. NACK SAYS SHE IS HAPPIER NOW.

### Her Conscience Impelled Her to Make the Confession Which Fixes the Murder of Guldensuppe on Martin Thorn, and She Is Satisfied.

I confessed to my part in the murder of Guldensuppe because I could not stand silence any longer. After all, Mr. Miles, the chaplain, had told me I felt worse and worse every day that I kept it to myself.

When Mr. Friend, my lawyer, told me that if I really had anything to do with the man's death I ought to confess it, I told him what I knew about it and promised to tell it all in court to-day.

I have only told the truth. Thorn cannot face me and deny it. I am not afraid of him now. Let him say that I killed Guldensuppe if he wants to. I did not, as God is my witness. He lies to save himself.

I am glad that the day is over. My confession has raised a heavy load from my heart. Once again my conscience is clear. Ever since the murder I have suffered terribly. The great strain on my mind and nerves was almost beyond belief. No one can ever know how I worried night and day. Do what I would, I could not stop thinking of that afternoon in the Woodside cottage.

I felt that if I told the people everything I knew about the murder my heart would grow lighter. I resolved to face the worst. No matter what might come out of it I decided to open my heart and tell the terrible secret it contained. With this idea I went to the court room to-day. The strain, mental and physical, was severe. But I had made up my mind to get rid of the weight upon my conscience, and now that I have done so I feel relieved.

I have told the whole truth. I did it in the name of God. I needed forgiveness. I sought it in my confession. To-night I am far happier than at any moment since the killing. Had I not told all, I do not think I could have stood the strain any longer.

Let come what may, I shall now be satisfied. Anything is better than the awful suspense.

*Christine Nack*