

PEOPLE REST CASE

**And Defense in Gianini Trial
Is on at Herkimer.**

BOY INSANE IS THE CLAIM,

**Attorney Promises to Show His
Mother Was an Habitual
Drunkard and Died Insane.**

That the mother of Jean Gianini, the Poland youth who is on trial at Herkimer for the murder of his former teacher, Miss Lida Beecher, was an habitual drunkard for years and died insane, was the testimony of Dr. Francis J. Quinlan of New York, who was the first witness called by the defense.

The people rested their case at 10 o'clock this morning and Attorney Hane opened for the defense with an impressive speech in which he said that the evidence introduced would show that there was hereditary insanity in the Gianini family and that the murder had been committed to avenge fancied wrongs which were the growths of a disordered mind. In conclusion Mr. Hane said:

Brain "Incapable of Reason."

"The manner of carrying out the alleged homicide shows that nature of a human maniac. We need not go further than look into the inhuman way this girl met her death and way to ourselves, 'can it be possible that a human being enthroned with reason knowing the nature and quality of his act, or that his act was wrong, could commit such a crime?'"

"The evidence thus far shows that should you find that the defendant perpetrated the act, he was laboring under a false belief which originated in his imbecile and disordered state of mind."

"If he entertained any ill feelings toward Miss Beecher they were the product of his morbid and imbecile mind which were originated but a short time before her death."

"We will show, beyond a shadow of a doubt, that what the people in this case are disposed to characterize as motives are, as matters of fact, fancied hurts, delusive ideas, without any foundation in fact whatever and that this defendant, if you find that he committed the crime, was acting under delusive ideas, originating in a brain incapable of reasoning upon any sane basis."

First Evidence for Defense.

After Mr. Hane had finished Doctor Quinlan, who had known Mrs. Gianini all of her life and had attended her at the birth of her children, was called to the stand. He told in detail of the life of the woman and her condition as he had observed it. Witness said that she had been a victim of melancholia at various times owing to her intemperate habits.

The introduction of this evidence by the defense led to frequent clashes between District Attorney Farrell and Mr. Hane. The latter stated that it would be proven beyond a doubt that insanity was hereditary in the family and that the boy had shown unmistakable signs of this at times.

DEFENSE SCORES POINTS

**Cost Alleged to Have Been Worn by
Gianini and Button Ruled Out.**

Herkimer, N. Y., May 15.—The first battle for the defense in the trial of Jean Gianini, the 16 year old Poland boy, who is accused of the murder of his schoolteacher, Lida Beecher, on March 27 last was won yesterday when Justice Devendorf ruled out as exhibits the coat said to have been worn by Gianini on the night of the murder and also a button which was picked up near the scene of the crime and was alleged to have fallen from the coat.

A few moments later, the defense scored another point when motion of Attorney McIntyre, Justice Devendorf ruled out the coil of rope which was found near the scene of the crime and instructed the jury to disregard all

evidence concerning it. Mr. McIntyre made a motion to have the monkey wrench and the alleged confession also stricken out but this was denied by the court.

People Have One More Witness.

But one more witness will be sworn by the people, Mrs. Samuel Hutchinson, wife of the man for whom Gianini worked and in whose house the coat was found. At four o'clock District Attorney Farrell moved to a recess until this morning in order that he might get Mrs. Hutchinson there. Justice Devendorf was rather opposed to the delay but Attorney McIntyre for the defense announced that as the witness had some work to do in preparing their case yet, the delay would be acceptable to him and it was granted.

Fred H. Moore, the justice of the peace before whom the alleged confession was sworn to, was called to the stand and admitted the document as well as Jean's signature. Upon a cross-examination Mr. McIntyre endeavored to prove that at the time the confession was made the room in which Nellis and the boy were was closely guarded and the doors locked. Thus, the witness denied, swearing that there were no locks on the doors.

Admitted Crime, Witness Says.

Deputy Sheriff Sylvester Wilson was the next witness called. He corroborated the others as to the boy's confession.

"I asked him if he killed the girl," said the witness, "and told him that anything he said might be used against him. He said that he did not care, she was going to tell the truth."

Mr. Wilson said that he visited the defendant in the Herkimer County Jail on the Sunday after his arrest. What asked by the witness as to how he felt, the boy said that he felt fine.

"I killed the girl and it is all over," were his words, according to Wilson. Witness said that he told the defendant to be good and they would be good to him. He also told him that if they took him to court when he (Wilson) was not there to plead not guilty.

"That would be a lie," replied the boy. Sheriff William H. Sitt, called, said the first time he had talked with the defendant, the boy had denied the crime. After his confession to Wilson the witness said he asked the defendant why he had lied to him and the boy replied that it was because his father was present.

"I told him the same story I told you," said the defendant, "and I did not want to make him feel bad by saying something different."

Father Visits Boy's Cell.

Later the sheriff accompanied the boy's father to the cell. The officer offered to leave the two alone but the elder Gianini insisted upon his staying, the sheriff testified. His father then asked the defendant if he was guilty and the boy attempted to explain the circumstances.

"I don't want to hear it. I can't stand it," interrupted the father. "Look me square in the eye and tell me whether or not you did it."

According to the witness, the boy drew himself up and, looking his father full in the face, answered "Yes."

"God help you then," exclaimed the brokenhearted parent as he turned away.

Games in School League.

The baseball schedule of the Public School Athletic League was resumed yesterday afternoon. The two games played were very one-sided. Seward team, champions for the last two years, easily defeated the Seymour Street nine at the Y. M. C. A. field by the score of 20 to 2, and by the score of 18 to 3 the James Street team was beaten on the Lincoln School grounds by the Fulton Street nine.

Lamp Started Fire.

The overturning of a lamp at the home of Harmon Petersille at No. 37 Pulsifer Street gave the Fire Department a run at 8:30 o'clock last evening. The lamp fell to the floor, exploding and igniting a rug. The fire was quickly extinguished with a chemical stream being done to any extent had been done.

St. Mary's Tossers Won.

Yesterday afternoon on the Seward School diamond the baseball team from St. Mary's School again defeated the Holy Family School nine by the score of 6 to 1. The features of the game were the pitching of R. Hoey, and the batting of the winners. R. Hoey and Wade were the battery for the St. Mary's nine, and Ryan, Carroll and Ringwood were in the points for the losers.



The above picture of the members of the Manufacturers' and Wholesale Merchants' Board of the Chamber of Commerce of Cleveland, O., was taken at the Lehigh Station yesterday just before the visitors entered waiting automobiles to visit Auburn manufacturing plants and other places of interest. The photograph is by Kraemer.

PLEASED WITH AUBURN

And Especially With Auburnians' Hospitality, Were Clevelanders.

With nothing but words of praise for the royal manner in which they had been entertained by the business men of this city, the delegation of the Manufacturers and Wholesale Merchants Board of the Cleveland Chamber of Commerce left at 6:27 o'clock yesterday afternoon for Seneca Falls where they were entertained last evening by the Business Men of that place.

Owing to the short stay here the party was forced to take in the sights on the run, but the hosts had planned so as to allow them every opportunity to make the most of the time, and they did. The Cleveland party expect to return to their home city the first part of next week.

TO VISIT AUBURN JUNE 12.

Auburn on the Schedule of Rochester Trade Excursion.

On the morning of June 12, between 6:50 and 9:50 a. m., the trade excursion of the Rochester Chamber of Commerce, carrying about 60 men will visit Auburn for the purpose of becoming acquainted with the dealers in this city and renewing old friendships.

Last year the trade excursion was met with such hospitality that the members were unable to spend their time in meeting old friends and this year they hope that automobile rides around the town, may be dispensed with so that the more important thing, namely the acquaintanceship, may be emphasized.

The dealers in this section are urged to meet the train.

O'NEILL IN SYRACUSE

Goes There to Help Form Branch of His Sunshine League.

Tentative plans for the organization of a branch of former Mayor Thomas H. O'Neill's Sunshine League will be formulated at a big meeting in the Chamber of Commerce rooms in Syracuse this evening. Mr. O'Neill left for Syracuse this afternoon and will deliver an address on the policies, aims and objects of the league which he says, are fundamentally for the promotion of beautiful, properly regulated out-of-door sports on Sunday.

At a meeting held in Syracuse some days ago a large number of business men of the city gathered and heard a speech by Mr. O'Neill and pledged themselves for the league. Since then the Syracuse leaguers have been active in furthering the interests of the league and have distributed a large number of buttons about the city, 2,000 being given out at the Syracuse-Detroit baseball game this week.

At the meeting this evening a general committee will be appointed consisting of one member from each election district in the city and one in each election district of the county. This will virtually form a city committee which may be useful in future political moves that may grow out of the league.

Mr. O'Neill says that much interest in the league is being shown in Syracuse and he expects a large meeting this evening. Buffalo will probably be the next city invaded by the former mayor to form a branch of the league.

Irison's Condition Critical.

No change for the better in the condition of former Street Superintendent J. Henry Irison was reported this afternoon. His condition is said to be critical, but the attending physicians still hold out hopes for his recovery.

TRYON IS ALSO OUT

**Attorney Refuses to Run for
School Commissioner.**

MISS FERRIS'S CANDIDACY

**It Is in the Hands of "My Old
Boys and Girls," She Says—
In Race for Herself.**

Attorney Oscar Tryon, one of the candidates for school commissioner nominated at the caucus at the Court House Tuesday evening, this afternoon withdrew from the ticket.

Since the declaration of L. F. Sperry, another nominee, there has been much speculation as to whether the name of Miss Julia C. Ferris would be placed on the ticket of the School Board, the so-called administration ticket.

Miss Ferris announces that she is in the race for herself and that her candidacy is in the hands of her former pupils—"my old boys and girls," as she likes to call them. It is understood that there are a large number of Miss Ferris's former pupils, many of whom are now prominent business and professional men of the city, who have taken up her candidacy and will make an effort to see that she is elected.

Editor of Auburn Citizen.

"I have this day advised Prof. Warrenton J. Somers, as chairman of the recent school convention, that my name was used at that convention without my consent and against my expressed desire, and that I am not to be considered as a candidate for the office of commissioner at the official election next Tuesday."

"I have decided views as to school affairs, which are somewhat at variance with the present management. Without desiring to indicate my choice of candidates, I trust that the best ones may win. The vote at the recent caucus does not seem to indicate the interest in school affairs that our citizens should display. The amount demanded in the support of our schools and appropriated each year is large. The importance of the subject is still greater. Let me suggest a 'strut up' week prior to the next school caucus and see what the result is."

"OSCAR TRYON."

Come Hear Our Side.

Edward Sanford Martin will speak on Anti-Suffrage at Osborne Hall, Saturday, May 16, at 8:15 p. m. All welcome.—Adv.

Additional Personal Mention.

Mrs. A. H. Seering and Mr. and Mrs. Leonard H. Seering motored to Syracuse this morning to meet their cousins, Mrs. C. H. McKee, Miss Melman and Master Robert McKee of St. Louis, Mo., who will be their guests for the next month.

Engald O'Neill is visiting friends in New York this week.

L. H. Keeler of this city is registered among the guests at the Hotel Woodstock, New York.

C. J. Sharp, superintendent of the experimental department of the Osborne Works of the International Harvester Company left today for a week or 10 days' trip through the Southern States in the interests of the company.

QUINLAN'S

Mid-Summer Styles

Now on exhibition. Do come and see them, regardless of purchase, because we owe it to ourselves to be up to the minute in style ideas. We have the merchandise that means every day selling throughout the season.

Wonderful Trimmed Millinery \$5.00 and up.

Smart Wash Suits and Dresses \$15.00 and \$17.50.

Cape Coats, the new craze of New York, \$10.98.

Lingerie Waists 98c up. Exclusive Neckwear.

Quinlan's styles will be the correct styles for mid-summer. That we guarantee.

145 GENESEE STREET

ROBERT A. DYER DEAD

**Well Known Citizen and a Former
City Official.**

In failing health for several months, Robert A. Dyer, a long time and well known resident and former city official and a veteran of the Civil War, died this morning at his home, No. 19 Sheridan Street. Although Mr. Dyer had been feeble for a long time his death was unexpected. It was only during the past three days that he has been confined to the house.

Mr. Dyer was 74 years old. He was born at Aberdeen, Scotland, and came to the United States with his parents when a small boy. They settled in Auburn where he spent the greater portion of his life. When the Civil War broke out he was among the first to volunteer and served during the entire war in the Nineteenth New York Volunteers and in the Third New York Artillery. He participated in a number of battles and was known as a good soldier.

When the war was over Mr. Dyer returned to Auburn where he was employed for a number of years by the firm of Brown & Anderson in the crockery business. Later on he was engaged in the planing mill business.

During his long residence in this city he won a wide circle of friends. He was industrious, thrifty and honest.

On June 9, 1890, he was appointed sanitary meat and milk inspector in the Health Department and on February 27, 1897, E. H. Herring, who held the position of secretary of the department, resigned and on the same day Mr. Dyer was appointed to fill his vacancy. He held all three of these positions until September 19 last of last year when failing health forced him to retire.

Since then he has lived in retirement, but there was hardly a day that he did not go down town from his home and spend an hour or more at the Masonic Club. The walk down and back and the pleasant hour or more that he spent at the club, he often remarked, benefited him greatly. Monday afternoon he was at the club as usual but upon his return home complained of not feeling as well as usual and his condition continued to grow worse until the end.

He was a member of St. Paul's Lodge, No. 124, F. and A. M., and also of David's Chapter, No. 54, Royal Arch Masons, and of Seward-Crocker Post, G. A. R.

He is survived by three sons, Joseph of New York, Robert A. Jr. of this city and James of Rochester and

Good materials, good styles. good tailoring—good clothes at prices no more than the ordinary.

That's the whole story in a nutshell.

We've given special attention to Young Men's Clothing. Smart English models in domestic and imported materials.

SUITS \$13.50 to \$35
Tis' Time for Straw Hats.
All the good shapes and braids
\$1.00 and up.

George

10 State St.
Good Feeling Goes With Square
Dealing

requested to be present as the meeting will be an interesting one. The subject of the lecture is most seasonable.

Straw suit cases 98c. O'Brien's.—Adv.

Gladiolus Bulbs.
Direct from Holland. Five separate colors. Sagar Drug Store, 108-111 Genesee St.—Adv.

Double tipped silk gloves 50c.—Adv. O'Brien's.

When a Bit "Off Color"

When food doesn't taste good, and you realize something's wrong, but you don't know just what it is—the way back to comfort is by a change of diet.

Try a ration of the simple, wholesome food—

Grape-Nuts

and Cream

—make your breakfast and lunch principally of this
delicious, partially predigested cereal (made of
whole wheat and malted barely), then follow it up
for a few days. You'll soon know—

"There's a Reason" for Grape-Nuts

—sold by Grocers everywhere.

