Man Who Seconds Jerome

NEW YORK, March 16.—There was a trial in the Criminal Courts building a short time ago in which it took two days to present the evidence to the jury. It was a trial of some importance to the community and for that reason there was some comment at the speed with which it was disposed of. Nothing was said about the time that had been taken in preparing the case from the standpoint of the prosecution. As a matter of fact two members of the district attorney's staff had been engaged for two months in examining witnesses and getting the evidence in shape.

When the public hears of a trial that lasts two weeks, or perhaps six weeks, little attention is paid to the days and weeks that are put in whipping the case into shape. There is criticism because "so much of the court's time is being wasted." The labor that has been required to get the case ready for the jury is passed unnoticed.

There is a young man in the district attorney's office today who has had practically sole charge of preparing five of the most important criminal cases in recent years. He is Francis P. Garvan, an assistant district attorney. It is no exaggeration to say that he has had a wider knowledge of the inside history of the Nan Patterson murder trial, the second Roland B. Molineux trial, Albert T. Patrick's fight for life, the Dodge-Morse marriage and divorce tangle and the Thaw case than any other one man.

ASSISTANT DISTRICT ATTORNEY FRANCIS P. GARVAN.

It has been his job to get these cases ready for presentation to the jury. And while that was being done he has had charge of the homicide bureau in the district attorney's office in addition to prosecuting makers of fraudulent claims against fire insurance companies and taking the routine court work which every member of Mr. Jerome's staff has to do in his turn.

Mr. Garvan is a young man, a few years over the 30 mark. He looks younger, almost boyish. An observer of the Thaw trial pictured him as "the man behind the gun." He was prompting District Attorney Jerome in some important technical piece of evidence in the case. More than once Mr. Jerome has spoken of the careful and painstaking manner in which this young man, who was an athlete at Yale and got his early legal training in the office of Colonel James, got in shape all the evidence concerning the killing of Stanford White by Harry K. Thaw.

"I never knew of a case better prepared," was one remark made by Mr. Jerome.

In every criminal case, especially the ones that are taken up by the newspapers, an enormous amount of anonymous information is sent to the district attorney's office. If the case is properly prepared all this information, unless it is absurd on its face, must be investigated. It has often been the case that information furnished anonymously has been very valuable.

Scores of witnesses who think they have something to tell are examined only to show that they know nothing of value, but are seeking notoriety and feel that by being a witness of some kind they will be able to get into the court every day and hear the trial. Then there are cranks who look sane enough, but have only theories which they expound as facts. In every so-called "big" case these persons have to be disposed of before any real work is done, and all through the preparation of the case they have to be eliminated.

In every important case an extraordinary amount of evidence must be gathered which is useless at the trial. A phase of the case that at one stage of the investigation appears to be essential turns out, after a week or more of inquiry, to be worthless. Frequently some little thing, of which everybody has known about, but to which no one has paid attention, develops into a factor of the greatest magnitude.

In assisting James W. Osborne for the trial of Albert T. Patrick Mr. Garvan went to more than 200 autopsies to determine the effect of embalming fluid on the lungs. The question there was whether embalming fluid would not have the same effect on the lungs as chloroform, which killed William Marsh Rice, for whose murder Patrick was convicted. But that was not all. Hundreds of cats, dogs and other animals were killed for the purpose of finding out the effect of chloroform administered in different quantities. At the same time any number of slides were made to illustrate the effect of chloroform on the lungs.

Not a little of this was done for the benefit of experts who were to testify for the prosecution. It also had to be done to combat any evidence that the lawyers for Patrick might introduce on this subject.

Before Abe Hummel was put on trial or even indicted for conspiracy in connection with the Dodge-Morse marriage and divorce tangle more than a year was devoted to collecting evidence to be presented to the grand jury. Charles F. Dodge, one of the chief figures in the conspiracy, was first taken out of the city by those who were interested in having him put out of the way. For several months he was in Texas, spending money as freely as a Pittsburg millionaire. He was in bad shape physically and at the pace he was going it was a question how long he would live.

It was necessary for the district attorney's office to know every move Dodge was making. It was equally necessary to know what those around him were doing. That was one of the things Mr. Garvan had to look after, as the preparation of the case was left to him. Different sets of detectives were employed to watch what was going on. In the end Mr. Garvan had to go to Texas himself, as efforts had been made to get Dodge over to Mexico and out of the way.

After a lot of trouble, involving proceedings in the United States supreme court, Dodge was brought back to this city in the custody of several Texas marshals. When he landed here he dropped his old lawyers and after that came the trial of Hummel and his conviction.

When Caesar Young, the bookmaker, was shot while riding in a cab with Nan Patterson, two questions were asked at once: Who bought the pistol and who took it into the cab? When that had been settled the prosecution would be nearer the solution of how Young had been killed. No small amount of evidence was accumulated on those two points, but it was not sufficient to convince two juries, both of which disagreed. The evidence presented at the trial was no indication of the work that had to be done to collect it.

In one murder case it was clear at the beginning that disputed handwritings would play a very important part in the case. At the suggestion of Mr. Garvan representatives of the district attorney's office were sent through the country to get the opinion of handwriting experts as to who had written a certain signature. Before the defense got started the district attorney's office had in its possession the opinion of nearly every handwriting expert of note in the country. Having once got the handwriting men on record, the prosecution felt secure as to what they might do when the defense got busy.

When the prosecution presented its direct case at the trial of Harry K. Thaw less than ten witnesses were examined. It was probably the shortest and most direct presentation of the people's side in a famous case. But before the jury had been selected more than 400 witnesses were examined by Mr. Garvan. The statements of more than half the witnesses were taken by a stenographer. The stories of these witnesses were needed not so much to be told to the jury as to use in the cross-examination of witnesses for the defense.

It was known from the beginning that the question of Thaw's sanity would be one of the principal issues of the case. That meant the gathering of all information available on different forms of insanity. The library in the district attorney's office was not very complete on that subject when Thaw shot White, but as a result of the researches made by Mr. Garvan in this case the office is now very well equipped.

It requires enthusiasm, tenacity, cleverness, a knowledge of the law and human nature and common sense to prepare a difficult case. It is all done in the office, where the limelight is shut off. One of the essential things is to keep from the public, and therefore the lawyers for the defendant, what is going on—unless it helps the prosecution's side of it.

Mr. Garvan possesses all these qualities. He has a great capacity for work—work that means many sleepless nights. To his friends he is known as Pete, Mike or Pat Garvan, as fancy dictates. Through it all he remains young—so young that a district attorney from a western city, a veteran of many cases, remarked when Mr. Garvan was pointed out to him at one of the trials:

"So that is Garvan, who has been mentioned in our home paper so often. He is a mere boy."

Inspired a National Song

Mrs. George Livingston Baker of 6 Westervelt avenue, New Brighton, Staten Island, is authority for the statement that the star spangled banner, which flew over Fort McHenry during its bombardment in the war of 1812 and inspired Francis Scott Key to the composition of the national ode, is now in New York City. Mrs. Baker is the granddaughter of Colonel George Armistead. The flag, she says, is the property of Eben Appleton of this city, her brother, and has been deposited by him in the safe deposit vaults of a Broadway trust company. Mrs. Baker refused to give any more definite address for her brother or the name of the trust company. Her brother had been annoyed so much on account of his ownership of the flag, she said, that he wished his address and the place of deposit of the flag kept private.

Mrs. Baker and her brother are members of the Appleton family of Boston and New York City. Some of the New York Appletons, among them Colonel Daniel Appleton of the Seventh regiment and W. W. Appleton of 28 East Eighteenth street were unable to throw any light on the whereabouts of the proprietor of the flag, but all knew of him. Mrs. Baker said:

"The flag came into possession of my brother in this way: It was originally the property of the government, of course. After the fort had been successfully defended against the British in the fight which prompted Francis Scott Key to write the national ode, the government presented the flag to Colonel Armistead in recognition of his conduct of the defense. He died soon after. Three months after his death his widow gave birth to a little girl, to whom the flag descended. She married William Stuart Appleton of the Boston family, who then came to Baltimore, her home, to live. My brother, Eben, and I are the only surviving children. On my mother's death the flag was left to Eben and to me all the pictures and data concerning it.

"The flag itself is in a fine state of preservation. The edges are not frayed, although the flag is pretty dingy and faded. There are a number of bullet holes in some of the stripes and other rents that look as if they were made by the fragments of shells in the bombardment. It is a large flag of the size usually flown now over army posts. It has thirteen stripes, as I remember. I don't remember how many stars there are in the field, but the arrangement of them, as I recollect, is about as they are arranged in the present day flag.

"It is my brother's intention to leave the flag on his death to either one of the national museums at Washington or the Massachusetts Historical museum at Boston. It was his idea, for as a southerner he is devoted to his state, to leave it to Maryland or one of its historical museums. But some years ago a number of men who were getting up a horse race in Pimlico, Md., thought they would like to have the flag at the race. They wrote my brother to this effect. When he replied expressing his surprise that they should ask for the flag for such a trifling use they boarded a train and came to my brother's house at a time most inconvenient. They had been drinking and the upshot of their visit to ask the loan of the flag was that they went away angry, and my brother was so enraged at their lack of respect for the relic that he vowed the flag should never go to Maryland.

"It is for the same reason, his annoyance through being the owner of the flag, that he has made it a rule not to talk to any one about it and to keep his address to himself. He lives in New York, but he and his wife are now traveling. I have all the interesting facts in my possession. I intend soon to write a little booklet using these and the pictures not only of this flag, but of the two other great flags of the country.

"I mean by that the famous John Paul Jones flag and the one other whose name and origin I just now cannot recollect. The Jones flag is the first that was ever saluted as the American flag on the sea. That was while Jones was flying it. He also put this flag at the masthead of the Bonhomme Richard in the famous battle with the Serapis."

Mrs. Baker is well known in Staten Island for the fight she put up some years ago against the railroad company's entry into New Brighton. She travels extensively in behalf of different patriotic societies in which she is interested. She is a woman of middle age. Mr. Eben Appleton is about sixty.—New York Sun.

Many a fellow gets on his uppers waiting for dead men's shoes.

Hartman's Credit Service

will meet your individual requirements

WHEN you open a credit account at the Hartman store you're dealing with a firm that will meet not only your immediate requirements, but those which the future, with its ever changing conditions, may present. It's this policy of meeting the demands of the people—this liberal treatment given to everybody under any and all circumstances—that has won success for us.

The wage-earner receives the help he needs at Hartman's. He is given the benefit of the credit plan that requires the smallest cash payments and the smallest periodical payments of any credit plan on earth. He's given the protection of a guarantee that when sick or out of work no payments will be required of him. It's the one credit plan in this city that was specially designed to meet his requirements and it's the only one that does it to the fullest and most minute detail.

We give helpful service—the kind of service that every wage-earner needs—the kind of service YOU should have for your own convenience and protection. If you judge stores by the manner in which they meet the demands of the people, Hartman's will get YOUR trade—there's no question about it.

Let Hartman "Feather YOUR Nest"

3 ROOMS FURNISHED FOR $73

Everything included for Parlor, or Bedroom, or Dining Room, or Kitchen, or any other three rooms you wish to furnish. Furniture of equal value would cost you $100.00 at any other store in Omaha, whether they advertised a three-room offer or not. We make a special feature of these complete home outfits—our twenty-two great stores combine in ordering furnishings for these special offers, and we save to such a wonderful extent that there's not another store in Omaha that comes anywhere near equaling this value. Don't think of selecting a home outfit until you have seen these furnishings. Special prices made also on four, five and six room outfits.

Credit Terms: $7.50 Cash and $5.00 Monthly.

This Elegant Special Dresser 8.75

Made in beautiful golden oak or mahogany finish; has large French bevel mirror and carved mirror frame and standards. Top drawers are full swelled, rich, exclusive design, made to special order for Hartman's. Easily a $12 value—special at Hartman's.

Twenty-Six-Piece Set Rogers Silverware FREE

We do not believe that any similar offer ever made to the people of Omaha attracted so much attention as our distribution of these Rogers' Silverware Sets. Our proposition has met with enthusiastic favor by the people, first, because it is something that is needed in every home; secondly, because the silverware is the Guaranteed Rogers' quality, and last, but not least, because we are putting these sets into the homes of the people on a proposition which brings the silverware into their possession without a cent of cost.

Perhaps some of your neighbors have been among the hundreds who have so far secured these sets and you, having seen theirs, know what a beautiful set it really is. If not, we advise you to see these beautiful sets displayed in our show windows and as you admire their beauty we wish you to bear in mind their sterling quality. These sets are the genuine Rogers silver and each piece in the set bears the full name of Rogers, the world's famous silversmith. Each one of the pieces is covered by the guarantee of this famous maker. These sets are put up in handsome leatherette cases with a broad ribbon across the top bearing the full name "Wm. A. Rogers." They sell throughout Omaha at from $10.00 to $12.00.

Set consists of Six Knives, Six Forks, Six Table Spoons, Six Tea Spoons, One Butter Knife and One Sugar Shell.

We wish to put this Silverware into your home without its costing you a single penny. Our plan is this: "We'll give you one of these sets **Absolutely Free** if you purchase goods of us to the amount of $100.00 or more, within the period of one year.

HAVE THE SET DELIVERED TO YOU AT ONCE

In order to enable you to get this Set at once, even though not ready to make any purchases now, we will agree to deliver the Set to you immediately, with the understanding that in case you do not purchase goods during the year, which in the aggregate amount to $100.00, that you will pay us $6.95 for the Set, on the easy terms of only $1.00 cash and 75c monthly. This price of $6.95 is about one-half the regular selling price of the Silverware. We will deliver the Set on the terms mentioned. In case you buy goods of us to the amount of $100.00 any time within the year, we will credit your account with every cent you have paid on the Silverware, and thus be giving the entire set to you **ABSOLUTELY FREE.**

ALL GOODS LIKE CUTS USED.

Massive Oak Rocker Like Above Illustration 13.75

Chair to match at same price. It is made of solid oak, in the beautiful dull weathered finish, or in the popular golden finish; massive frame, carved heads on arms and also at top on both sides. Upholstered with hair, covered in best grade of Boston leather and deeply tufted. Comfortable sleepy hollow shape.

Hartman Special Blenheim Lion Brand 9x12 Brussels Rug 15.75

Size 9x12. This rug has no miter seams; it is thoroughly high grade, made of fine, especially selected materials and exclusively for us by one of the foremost rug weavers in the world. The colorings are beautifully blended. Choice of above handsome oriental design or 4 selected elegant floral patterns, choice colors. Every rug is thoroughly guaranteed.

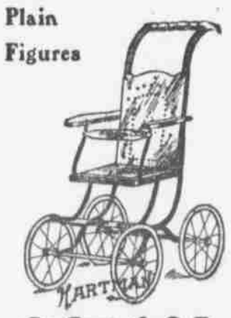
TERMS—$1.50 Cash; 50c Weekly.

Everything We Sell We Guarantee

Sewing Machine 18.75

Fully guaranteed, five drawers, solid oak case, complete with full set of attachments and accessories, new drophead style, easy running, sold on easy terms.

All Goods Marked in Plain Figures

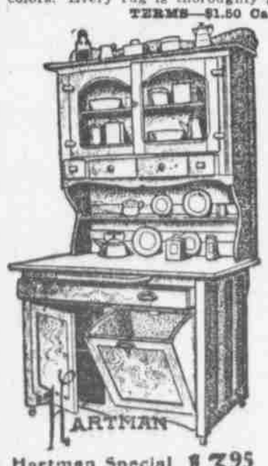


Go-Cart Special 1.85

See cut. Special Go-Cart—folds easily, rubber tires, enameled gear, strong and comfortable, light and easily handled. Special at Hartman's for all this week.

This Elegant Exclusive Hartman Design Iron Bed 6.85

This massive Iron Bed is made of large seamless steel tubing, it has extra large ornamental cast chills and is of an extremely handsome design, as above illustration shows. It is richly enameled and can be had in any of the popular colors or combination colors. These beds were purchased in large quantities for our 22 great stores and for that reason we are able to quote this sensational low figure on an extremely high grade article; ¾ or in full size.



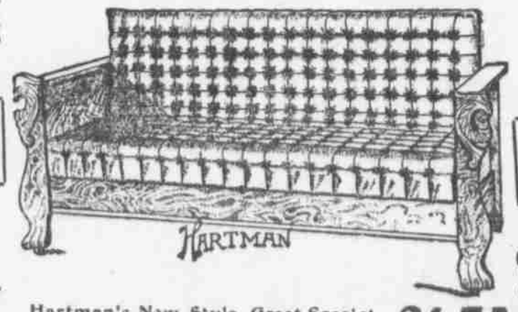
Hartman Special Kitchen Cabinet 13.95

Exactly as shown. Convenient top, large size base, size 26x46 inches, roomy pot cupboard, large tilting flour bin, large drawer and boards, extra well made, solid oak and throughout waxed finish. You can see at a glance its actual worth is $20.

See Our New Designs in Go-Carts—New Complete Line Now on Display.

Massive Solid Oak Sideboard 12.95

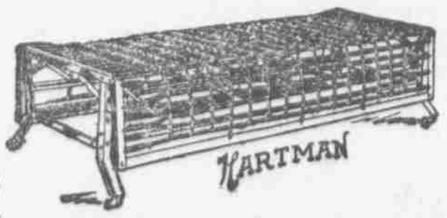
These Sideboards are made to order for the Hartman chain of stores and every effort has been given to the detail of workmanship and finish. They have extra large French bevel mirrors, are elaborately carved.



Hartman's New Style Great Special Bed Davenport, Like Cut, Only 26.75

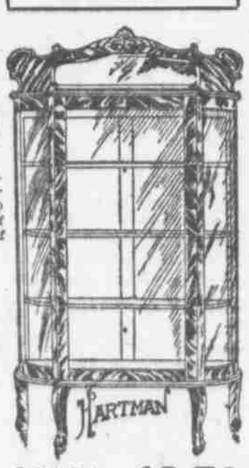
The frame is massive in construction and made of solid oak, beautifully polished, has handsomely carved front, as illustration shows, opens to full size bed, automatic, don't have to pull out from wall, large box beneath. The upholstering is of the most dependable quality, covered with imported velour of handsome coloring and deeply tufted.

CREDIT TERMS—$2.75 Cash; 50c Weekly.



SANITARY BED COUCH—As shown. All know of the excellent and convenient qualities of these handy articles. This one is like cut, full supported beneath and steel helicals on ends, automatic lifts, large size..... **3.65**

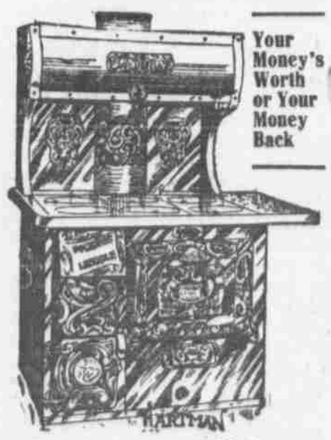
We Are Agents for the Celebrated McDougal Kitchen Cabinet, $18 to $38.



Solid Oak China Closet 15.75

Handsome bent end designs, set with heavy double strength glass and adjustable shelves. Extra well made throughout and neatly ornamented with hand carvings. Fancy French bevel mirror in top.

Your Money's Worth or Your Money Back



Hartman's Special Steel Ranges 26.75

Complete with high warming closets, as shown above, of large size, full size 8-in. holes, large square oven, made of superior materials, elegantly nickel trimmed and guaranteed in every particular. Special easy terms of credit given. See this range tomorrow.

SPECIAL LIBRARY TABLE—Exactly like illustration, made of elegant quartered oak or mahogany finish, massive colonial legs, with shelf beneath, large size top, exclusive Hartman design, made to special order, only..... **12.75**

22 Great Stores Throughout the U. S.

HARTMAN'S

1414-1419-1418 DOUGLAS STREET

SOLID OAK EXTENSION TABLE—Like cut, either square or round shapes, made of solid oak, has five heavy legs as shown, extends to 6 feet, size of top is 42x42 inches, nicely finished, extra well made, has Hartman's new easy running slides, special, at..... **6.95**