

## DR. BAKER THINKS THAW IS INSANE

### Gives Account of Patient's Conduct During His Three Months at Matteawan.

TELLS OF TALKS WITH HIM.

He Had St. Vitus' Dance and  
There Was Epilepsy in  
His Family.

In Opinion of Asst. Supt. of State Hospital for Insane Would be Dangerous to Have Thaw at Large.

Testimony of expert alienists by which Dist. Atty. Jerome endeavored to prevent the release of Harry K. Thaw from the state hospital for the criminal insane at Matteawan is expected to occupy the attention today of the court.

Dr. Amos T. Baker, acting superintendent of the asylum, was the first witness to take the stand today. He was called by Dist. Atty. Jerome, not as an expert, but to give the court a statement of Thaw's conduct during the three months he was in the Matteawan institution, beginning Feb. 1, 1908. Dr. Baker related conversations with Thaw in which the latter told of epilepsy or nervous excitements suffered by a sister and uncle, Thaw, the witness said, also told of the desultory way in which his education was acquired. At seven years of age, he

not agree with the diagnosis of his physicians, Thaw told Dr. Baker, the latter said, that he used tobacco at 18, used alcohol in moderation and denied ever using drugs. The witness said Thaw described his movements before the shooting since his return from Europe and his marriage to Miss Nesbitt. He gave his age as 37, though he

gerated their estimates of his condition; that they had in mind a nephew of his whom they had examined, who traveled under the same name and was often taken for him. He said that his lawyer and doctors did very clever work in his defense. Dr. Baker said that Thaw said to him:

"If I was ever insane in my life this attack began one minute before I shot."

The doctor repeated that the apartment they gave him of the house allegedly to have been maintained by Stamford White and others. He said that these men had plotted to put him in an asylum to prevent him from exposing their alleged misdeeds.

"He told me that he appealed to Miss Helen Gould and was referred by her to Anthony Comstock," said Dr. Baker.

"That said that detectives employed by him to watch White and the latter's house, informed him that he was in danger."

"When the witness asked him to give the substance of the detectives' report, he said that he had been

lawyers had advised him not to discuss what had occurred on the Madison Square roof garden the night he shot White. He volunteered, however, this much. He compared his situation at that moment to that of a man standing on the brink of a precipice, seized with an irresistible impulse to jump.

Miss Miller was well known as music teacher and left an estate valued at \$4,099 to immediate relatives and friends. She died last Sunday. In her will she gave explicit directions as to the disposal of her body and, in accordance with them, cremation took place in the crematory at Fresh Pond, L. I. on Tuesday. Yesterday the ashes were scattered without ostentation or ceremony.

### Counterfeiting.

Chicago, May 15.—The Rev. James A. Kaye was informed last night that the United States appellate court had reversed a decision by a lower court which found him guilty of counterfeiting.

"I didn't expect a decision until October," he said. "This either means that the court has reversed the lower court's decision on the ground of insufficient evidence and dismissed the trial, or has commanded it for a new trial. In either case it is a victory for the defense."

Dr. Kaye then pastor of a Presbyterian church in Lincoln, Ill., was convicted in 1901 of counterfeiting and forfeit office in his possession, on being tried before United States Judge Otto Humphrey at Springfield. He was sen-

in his possession were some he had made while experimenting with medals for his Sunday school class.

**WILL SEE THE EMPEROR.**  
Tokio, May 15.—Rear Admiral Hemphill of the United States navy will have an audience with the Japanese emperor on the morning of May 18 at a Tiffin in the Shiba palace, presided over by Prince Arisugawa.