

# DAMAGING TESTIMONY.

Witnesses Testify That Leach Didn't Have a Gun.

## STATEMENTS OF THE KILLING.

None of the Witnesses Examined Yesterday Saw the Dead Man Have a Weapon When Deputy Taylor Shot Him—Other Evidence to be Taken Today.

The second day of the inquest over the body of J. H. Leach did not bring forth any new testimony. There still remain two witnesses to be examined. These are the deputies who were with Taylor when the killing took place. The jury adjourned late in the afternoon to meet at 10 o'clock this morning.

The first witness examined yesterday was Peter Anderson, a printer. He said he had only known Leach a short time. Was in the saloon when the deputies came in and called for drinks which was just as Leach was going to close up. Witness said he heard Leach tell them three times that they couldn't get anything to drink there saying the last time that they couldn't buy drinks there at \$5 each. After this Taylor walked out muttering and witness followed him out. Witness heard his companions tell him to come on. He saw Leach go to the door and heard him say "We don't want you around here, you had better get away." Witness saw Taylor take out his gun and hold it down and then raise it and fire at Leach's head. He could not see Leach's head but saw him fall. "I could not see a gun in Leach's hand, I know he had no gun when I went out.

Night Captain William Shurtz testified to being called there soon after the shooting occurred and finding Leach lying on his side face down. He said he saw a revolver lying under the door with the handle exposed.

The next witness was Thomas H. Wilson, of 1218 Rountt avenue, a boiler maker's helper. He said he had known Leach about three weeks and came into the saloon only two or three minutes before the shooting was done. Witness heard some hot words before he went in and just as he went in the door the man with the big hat (Taylor) said something and shot Leach who dropped at his feet. Witness said he started to help Leach up and the same man told him to leave him alone or he would do the same to him or anyone else who touched him. Wilson said he did not see Leach have a gun but heard him say something, but did not remember what it was. Did not see any act of hostility on Leach's part.

Hugh Gallagher, a boiler maker who lives at 22 block V, said he didn't know Leach but was at the saloon when the shooting took place. He saw Taylor standing in the middle of the sidewalk and heard Leach say "boys get away from that door, you are making too much of a crowd here." Witness saw Taylor throw up his gun and fire and then come up to the door and tell everybody to stay out and he was then driven away by the deputies.

The next witness was C. H. Shaw, who lives with Wilson. He said he was standing between the bar screen and the door of the saloon when the trouble happened and was very positive that he did not see a revolver in Leach's hand. Witness had been outside but when loud talk began he stepped inside to keep out of the trouble, and just then Leach came out apparently to close up the place and was shot. Witness stepped over Leach's body and went out the back door.

Albert P. Morris, a machinist living at 307 Evans avenue, testified next. He said he arrived at the place about the time the trouble began. He said he heard the conversation between the deputies and the soldiers and thinking there was going to be trouble started into the saloon and had just passed Leach when the shot was fired. Witness did not see a gun in Leach's hand.

Drs. Heller and Dorland, who made the autopsy, presented a written report of their investigation, and each was placed on the stand. Their testimony was that the ball had passed entirely through the brain and lodged in the skull at the back of the head, making a fracture there. The ball which was found weighed 182 grains.