

The CHIEF

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JEROME AND JUDGE CLAS.

TILT ENLIVENS DULL DAY IN THAW MURDER TRIAL.

RULES IN FAVOR OF DEFENSE

District Attorney Refuses to Cite Authorities and Court Sustains Objections to Certain Questions Put to Dr. Wagner—Jerome Glends Delmas

New York, March 6.—Interest aroused in the trial of Harry K. Thaw by the announcement that Mrs. William Thaw, mother of the defendant, would take the witness stand, was quickly dulled by the continued cross-examination of Dr. Charles G. Wagner, one of the alienists for the defense, by District Attorney Jerome. While decidedly dull in the matter of testimony, the session was made notable by a clash between District Attorney Jerome and Justice Fitzgerald, at the climax of which the prosecuting officer refused point blank to cite to the court the authorities upon which he was predicating an argument. Jerome was requested by the presiding judge to submit to him whatever authorities he had upon the subject.

"I have such a high respect for the courts of this jurisdiction," retorted Jerome, "that I will not submit authorities on a question of law which is so elemental in character and upon which the authorities are so abundant that I must presume the learned court knows of them."

With flushed face and sharp rap of his gavel, Justice Fitzgerald said if the district attorney did not submit the authorities the court would assume that he did not know of any. Jerome did not submit the authorities, and Justice Fitzgerald ruled in favor of the defense on the point at issue, which was the question as to whether the state on cross-examination should be allowed to go further with an expert witness than counsel for the defense was allowed to go upon direct examination.

District Attorney Jerome was as defiant in his tone as he was in the words he uttered. Justice Fitzgerald rapped several times with his gavel, twisted about impatiently in his chair and it was plainly with much effort that he retained his judicial composure.

The incident began with an objection interposed by Delmas to a question asked Dr. Wagner by Jerome. The district attorney wanted the witness to repeat certain conversations he had had with Thaw in the Tombs. Delmas protested that he had not been allowed to go into these conversations on direct examination. He was proceeding at some length to state the position of the defense when Jerome interrupted with the remark that the argument did not call "for a stump speech."

Delmas protested against this "offensive language" by the district attorney. Justice Fitzgerald interposed in the discussion and Delmas was soon lost to view because of the turn affairs took.

During his argument the district attorney placed himself on record by saying that the legal assumption before the court today is that Harry K. Thaw is insane.

Justice Fitzgerald declared the present jury only has to do with the question of Thaw's sanity or insanity on the night that he shot and killed Stanford White.

ADAMS CASE READY FOR JURY

Addresses by Lawyers in Idaho Murder Trial Closed.

Wallace, Ida., March 6.—Arguments both for the prosecution and for the defense to the jury have been closed, and Judge Woods will give the jury final instructions today.

"The defense themselves are Adams' enemies," State's Attorney Hawley said, "and had not Adams' real interest at heart. They induced him to go back on his confession; to place himself in the hands of attorneys not representing him, but three men implicated in the murder of Steunenberg; to place himself in a position where his influence cannot be used against these men, and placed him where, for crime committed by himself, he is now standing before a jury with his life trembling in the balance."

He explained his own connection with the case and that of Governor Gooding and Senator Borah. He said Adams had made the confession without fear of coercion and, referring to

the confession, where Adams states that it was always understood that he was to get \$1,000 for any job he did for the Western Federation of Miners, he stated that this would imply that Adams had been engaged in similar work before, and that a man who also was to get \$1,000 for the removal of the head executive of the state would not hesitate to bump off two alleged claim jumpers for \$300.

Six Men Sentenced to Hang.
Jefferson City, Mo., March 6.—The supreme court sentenced six men convicted of murder to be hanged on April 18, as follows: Martin Paulsgrove, in Andrews county; Thomas Clay, in Boone county; John Brooks, in Iron county; John M. Crano, in Kansas City; David Long, in Pemisecot county.

Raymer Held for Murder.
London, March 6.—Horace G. Raymer, who assassinated William Whiteley, the merchant of Westbourne Grove, Jan. 24, was formally committed for trial on the charge of murder.

NEBRASKA HAS ANTI-PASS BILL
House Passes Measure by a Vote of 91 to 2.

Lincoln, March 2.—The house, by a vote of 91 to 2, seven members being absent, acted favorably on the anti-pass bill. All amendments were voted down, and the measure was passed as originally drafted. It prohibits the issuance of free railroad transportation to all save bona fide employees and their immediate families; to railroad surgeons and attorneys actually employed by railroads at a salary of not less than \$1,000 a year. Exceptions are made in the cases of persons permanently injured in the railroad service, or to widows and dependents of those killed in railroad accidents; to care-takers of live stock and perishable freight. Each month the railroads must publish a list of pass holders. The bill carries the emergency clause.

Governor Sheldon will permit the 2-cent passenger fare bill to become a law without his signature. It was given to him Thursday and under the statutes will become a law next Wednesday afternoon. In a statement Governor Sheldon said he did not want to be understood as opposing the 2-cent fares. He was, he said, in sympathy with the legislation in a general way, but he favored results by a different method—through the state railroad commission. He thought there was some doubt whether the courts would sustain the reduction, but said he would work for the enforcement of the new law.

CONGRESS ENDS SESSION.

Appropriations Practically Reach the Billion Dollar Mark.

Washington, March 5.—With a new record for large appropriations and far-reaching legislation, the Fifty-ninth congress was brought to a close. The total appropriations aggregate \$919,948,679.63. The revenues of the government for 1908 are estimated at \$850,000,000, which, it was stated, would leave a surplus of \$20,000,000, and not a deficit, as had been predicted in some quarters.

The last few hours were tame by comparison with what had been expected. Long before noon Senator Gallinger's fight for the passage of the ship subsidy bill had been abandoned and the filibuster against it, conducted by Senator Carmack, being no longer necessary, he surrendered the floor, much to the disappointment of the galleries.

The president was at the capitol for more than an hour. Retiring senators were received, and without exception the president expressed regret that these lawmakers were to leave the service of the country. Especially warm was his reception to Senator Spooner, who yesterday announced his voluntary retirement.

PRESIDENT ASSISTS RUSSIA.

Appeal for Contributions to Aid Famine Stricken Is Issued.

Washington, March 5.—Declaring that Russia has been a good friend to America in the past, President Roosevelt in a letter to the Russian famine relief committee of New York appeals for contributions in behalf of the famine sufferers in that country. With the letter he sent his own check for \$100. He calls attention to the "literally unparalleled prosperity of the country," and hopes that the people out of their abundance will give generously on this occasion. His letter is in reply to one received from the committee calling his attention to the urgent need of assistance.

Conspiracy Case Postponed.

New Orleans, March 6.—On motion of United States District Attorney Marion Ewin for the eastern district of Georgia, the hearing of the appeal of John F. Gaynor and Benjamin D. Greene, convicted in the United States circuit court at Savannah, Ga., in April of last year, on a charge of conspiracy to defraud the government in connection with the improvement of Savannah harbor, was continued by the United States circuit court of appeals to the first Monday in April.

RUSSIAN DOUMA MEETS

TUMULTUOUS SCENES ON OPENING DAY OF PARLIAMENT.

DISORDER IN ST. PETERSBURG

Several Encounters Between Police and Populace—Premier Stoyipin Takes Refuge in Palace to Avoid Assassination.

St. Petersburg, March 6.—The opening of the douma, or lower house of the Russian parliament, although, in itself, devoid of incident, was made the occasion of a great revolutionary demonstration by the St. Petersburg proletariat and students, which resulted in several encounters between the police and the populace and more or less serious injury to a number of the latter. The situation was such that the authorities finally were forced to fill the streets with military patrols, as in the ominous days of the Trepoff regime.

After the adjournment of the house a tumultuous crowd, estimated to number close to 40,000 persons, with red banners flying and accompanied by the music of revolutionary chants, started toward the central quarter of the city, where the winter palace of the emperor is located. Few elements of the prelude of "Red Sunday" were lacking and the command "Fire" would have precipitated a similar massacre. But the present prefect of St. Petersburg, General Dracheffski, followed another course and dispersed the procession by charges of mounted gendarmes, armed with whips. By an imposing display of force he prevented the demonstrators from reforming.

The police guarding the Tauride palace acted with great forbearance, giving the spectators free vent in singing and cheering, and only interfering to prevent the people from forcing their way into the palace.

When the deputies emerged after the adjournment of the session the temper of the crowd was fired by speeches from social revolutionary members, a dozen of whom mounted upon the shoulders of their followers and harangued those present upon the necessity of organizing to support parliament against the government. The social revolutionary motto, "Through fight our right," was adopted as a general slogan, and simultaneously red handkerchiefs began to flutter above the heads of the crowd and then the crimson banners appeared like magic. The crowd, singing the Marseillaise, and battle songs of the Russian revolution, moved slowly down the avenue, stopping at intervals to listen to speeches and to sing.

Meanwhile, the authorities had hastily concentrated a strong force of gendarmes, which charged the head of the procession when it reached the Litoyn prospect, one of the main business avenues. The gendarmes plied their whips vigorously, and in one case used the flats of their sabers. The crowd made two unsuccessful attempts to reassemble.

The gendarmes by this time had been reinforced by detachments of the chivalier guards, who cleared the roadway amid curses of derision from the sidewalks. Finally a large force of Cossacks, armed with lances, arrived. The spiteful, red-pennoned weapons, which never before had been brought out in street demonstrations, took all the heart out of the crowd.

Another monster demonstration was held at the university to celebrate the "victory of revolutionary democracy." The quay along the Neva and the streets in the neighborhood of the university were densely packed, but there was no interference by troops or police, who arrived on the scene in strong force only after the demonstration had come to an end.

It was learned that Premier Stoyipin, in order to diminish his chances of possible assassination, would reside in the Tauride palace as long as parliament is in session.

The voting for a president of the lower house showed that the strength of the conservative contingent has been somewhat over-estimated, the monarchists and octoberists being able to muster on a joint ballot only 102 out of the 126 votes with which they were credited.

CHINESE FAMINE IS WORSE

Women and Children Being Sold and Shipments Delayed by Officials.

Victoria, B. C., March 6.—Advices from central China report famine conditions becoming worse. Middle-aged women are being sold for from \$10 to \$15 and children from \$3 to \$4. Complaints are made that officials are delaying shipments of flour sent by the foreign relief committee. A correspondent who toured the famine district reports it denuded of animals and lawlessness is growing. In some places dogs are being caught by starving people by means of traps and hooks and are eaten as soon as captured.

NEWS OF NEBRASKA.

Munger's Name Approved.

Washington, March 2.—The senate committee on judiciary ordered a favorable report made to the senate on the nomination of Thomas C. Munger of Lincoln to be additional federal judge for Nebraska. This action assures the confirmation of Mr. Munger at the first executive session which may be held.

Burglars at Valley.

Valley, Neb., March 2.—For the fourth time since Mons Johnson has been postmaster an attempt was made to rob the Valley postoffice. The burglars effected an entrance through a door in the rear of the building. The safe was damaged, but the men were evidently frightened away, leaving their tools, without securing anything.

Winter Lightning Kills a Horse.

Grand Island, Neb., March 4.—It is an unusual thing to have one's stock killed by lightning while standing out in the snow. That, however, was the experience of Charles Harfast, residing seven miles west of this city a few days ago, when, in a sleet storm, a bolt of lightning struck a horse of his worth \$150. There was snow on the ground, sleet was falling and the clouds were heavy. The lightning was seen and the thunder heard plainly in this city.

Mother Saves Baby from Fire.

Henderson, Neb., March 4.—The family of George Palmer, agent for the Northwestern railroad, had a heavy loss and Mrs. Palmer suffered severe injuries from a fire in the depot building. Agent Palmer was in Omaha on business and in the night Mrs. Palmer awakened and went to the kitchen. When she opened the door she was confronted with a sheet of flames. Her mother was with her and they soon roused the children. One by one they were taken from the building. The baby being left until the last. Mrs. Palmer rushed through the burning building and rescued the baby and was frightfully burned about the face and arms.

MASKED BANDIT AT OMAHA.

Backs Clerk of Meat Market Into Refrigerator and Gets Money.

Omaha, March 2.—Charles Harrower, clerk in the meat market of Joseph Eath, reported to the police he had been held up by a man about 1 p. m. The officers say some \$50 is missing and they are on the trail of the desperado. The latter backed the clerk into the refrigerator while he robbed the till. He wore a handkerchief over his face and had a pistol in his hand.

RAILWAY MAN FEARS PANIC.

Mohler of Union Pacific Deplores Wave of Drastic Legislation.

Omaha, March 4.—"I believe this anti-railroad legislation will shortly produce a panic," said Vice President and General Manager F. H. Mohler of the Union Pacific. Mr. Mohler has just returned from Chicago. "The agitation already has greatly affected railroad building, and I think I can say that the Union Pacific will do little new construction work for some time to come."

PEAVY ELEVATORS ARE SOLD

Granaries at Several Towns in Nebraska Go to Sherman Saunders.

Bloomfield, Neb., March 1.—Sherman Saunders, until recently president of the Farmers' and Merchants' State bank, and J. F. Westrand, a prominent grain buyer of this city, have purchased the entire line of elevators of the Peavy company in Nebraska. The elevators are located at Bloomfield, Wausa, Magnet, Randolph, Thurston, Pender, Bancroft, Craig, Herman, Blair, Winside, Hartington, Coleridge, Laurel and Concord. The purchase price is understood to be in the neighborhood of \$150,000.

Messrs. Saunders and Westrand will incorporate with a capital of \$200,000 and take possession between May 1 and June 1 this year. The head office of the new concern will be located either at Wayne or Wakefield.

INCENDIARY AT NORTH PLATTE

Three Fires One Night Cause People to Look for Party Responsible.

North Platte, Neb., March 5.—An incendiary evidently worked here persistently last night. Fire was started in each of three wards of the city. The first fire was in the Third ward and started at 9 o'clock at the residence of John D. McWilliams, which was temporarily vacant. It was started in the kitchen. An alarm was immediately given and the fire put out before doing much damage. An open window indicated where the "firebug" had gained entrance.

This fire was barely put out about 10 p. m. when the fire whistle blew for a fire in the First ward. Here Frazier's ice house was totally destroyed.

At 1:30 the fire whistle again blew for a fire in the Second ward. Here a small carpenter shop, belonging to Charles McDonald, situated within one block of the main business street, was entirely destroyed. The fires are regarded as the work of an incendiary.

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For literature and information address Superintendent of Immigration, Ottawa, Canada, or the authorized Government Agent, W. V. HENNETT, 801 New York Life Building, Omaha, Neb.

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