"Polly of The Circus."

A conflict of emotions, wherein all *hat is hateful is arrayed against all that is good, is the theme of the delightful comedy-drama, "Polly of The Circus," Frederic Thompson's masring performance outside of the tent, and the rear of the tent showing the streus going away after the performance at night, while the other scenes are laid in the parsonage of the Rev. John Douglas, the village pastor, who fails in love with Polly, to the amazement and distaste of the village peo-The gossip starts when Polly is taken to the Rev. John Douglas' home suffering from an injury received during a performance at the circus. Deacon Strong, a pillar of the enurch, is the villian and does all he can to hurt Polly in the eyes of Dougtas, who falls in love with the in- but who knows? No one does, unless fured performer. All that is done in it is the operator who took the mesepposition makes Douglas all the more determined to marry the girl. The tast scene shows the circus going over the hill in the distance, while Polly and the minister are left together, she content to give up the circus for her love for him.

Mr. Thompson has given this production his personal attention as to the scenic equipment and has surpassed anything that he has ever atthe same play that was seen at the Liberty theater, New York city, for one solid year.

In "Polly of The Circus" Frederic Thompson has given to the stage a play that will live a long time and is today one of the greatest plays from every point of view. Among the many features of the play is the realistic circus scenes that he has brought out, and in which he carries a car of horses, all trained for the stage, and 7. a score of circus performers of international reputation, also two cars of scenery which are novelties of his number that is now being sent out inventive mind.

A TENOR WILL FIGHT A DUEL.

Conte Cinelli of Rome Desires to Kill Signor Cartica, the Singer,

try for that purpose.

"It is simply an affair of hon-r," to find me next summer.

'After I slapped his face, I expected Union, and also is doing a rushing a challenge, but none came and with- business. in a few days a cable dispatch from the manager of the Boston Opera comat once.

"But the Conte Canelli has challenged me, as I knew he would, though mean the force of these men at work day from Meadow Grove attending the The Platform, Not the Stage, to Claim I believed he was content to wait over the country will have to be inuntil I returned to Italy after opera season. He came to offer his challenge and our seconds arranged all the major details-the date, the hour and the place. He was so eager that he suggested we fight here at some secluded spot near Boston-one of the parks, perhaps; but a good friend of ours advised us of the strange laws of this country, which permit men to fight with fists, but forbid them to fight like gentlemen. So we were obliged to postpone the pleasure until June 4, when I return to Europe."

A TITIAN FOR W. E. D. STOKES.

Gillmartin, Painter, Identified an Old Canvas Bought at an Art Sale. New York, March 23.-W. E. D.

Stokes has just completed a transaction that promises to yield him 10,000 per cent profit. Three weeks ago Mr. Stokes, who is somewhat of an art lover, dropped

in at an art sale downtown and picked up a dingy old canvas that struck his fancy. When he looked at it the next day he felt sure it was an old master and he shipped it to the studio of his friend, Joseph Palmerston Gillmartin, the "painter to the 400," for observa-

Mr. Gillmartin busied himself with the restoration of the portrait, and under his careful manipulation the outlines of a human form began to be visible. A litle more work, a few more deft touches here and there, and presto! another Titian had been discovered. "I didn't know this thing was going

to get out," Mr. Stokes said, "but I knew the picture was a Titian from the first. I suppose some persons will be skeptical, but it doesn't make any difference to me. The picture is not in the market at any price, although I believe it to be worth at least \$50,-000. I shall add it to my collection here in the Ansonia."

LOVE ALWAYS FINDS A WAY

At Present Dan Cupid is Using

Telegrams. Sloux City Journal: Love letters by telegraph is the latest. The advent of sip is the object of the Cupid's Wing the fifty word letter at night at the club organized here. Mrs. Daniel raphers out of work. A Norfolk telegsame rates charged for ten word day Graham Phelps, president and found rapher who recently returned from messages has brought a surprise with it. The love lorn youth and the hus- is getting on. band away from home who cannot await the arrival and departure of the several couples who could not other the world, reports that the company mails have shared the confidence of wise have afforded to marry," Mrs. has taken out the Barclay machines the operators in the telegraph offices. A local operator said last night that some of the messages which went over the wire at night seemed especially

"springlike." The night service was expected by the officials of the company to prove business letter can be written in fifty a job." words. But they never dreamed of the

demand of the lovers.

proven in this case. What the big men we have started a regular crusade of the telegraph service never dreamed against gossip and we are going to of has become a sudden reality, and have the New Jersey legislature past aive production which will be seen at miar with the love letters customers is whose gossiping results in the damagword letter, which will contain many 'coolngs" and "I love yous," all for a any young man's money. He would married. Is that the idea?" have spent much more than that amount if his sweetheart had been with him and then, too, perhaps he would not have had the nerve to tell her all the things that he could in the telegraph letter.

One of those blue coated urchins in the guise of the messenger boy with a cigarette in his mouth and a red, white and blue 5-cent novel in his pocket, may not look exactly like a cupid, sage. It is true the telegraph companies have not yet found it necessary to lay in a supply of violet scented stationery to receive these messages on but they may for the accommodation of their customers, and such would no doubt prove a popular move.

Faithful husbands away from "wifey" on business for perhaps only a night have found the wires exceedingly communicative and when the wife ean be for use on the stage. This is envelope open eagerly.

The traveling men are using them too. A fifty word letter is generally sufficient for these busy men, and the little cost does not matter in their con sideration. Perhaps they will add it

to the general expense account. The Sioux City telegraph offices have een doing a rushing business since the

ervice went into effect Monday, March The first night the Western Union handled twenty-one letters. They inreased in numbers each night, and the reaches up in the seventies. Tuesday raher cemetery in Schoolcraft prenight sixty-seven fifty-word messages were sent. About the same number is eccived. The fifty-word message business is all cleared away before daylight. The service is closed at mid-

Boston, March 23.-Signor Carlo night, and the remainder of the night Cartica, the big tenor of the Boston the operator's key is busy, he has no Opera company, who looks like Caru- more chances to doze away for a few so says he has been challenged to hours, and the last trick man generally fight a duel by Conte Arturo Cinelli has company now, for it is too much of Rome, who journeyed to this coun- for one man. The business at the Western Union office has been so heavy that the "split" trick force, Signor Cartica said, when he was ask- which has been going on early in the ed about it. "Something about the evening and working until 9 o'clock, Conte Cinelli, no matter what, did not now is working until after midnight, auit me. I slapped his face. He need and it is probable the force will have not have come all the way across the to be increased soon. The Postal comocean to seek me out. He knew where pany announced the rate to go into effect at the same time as the Western

The increased business will no doubt mean that telegraphers will be greatly pany summoned me here, and I came in demand for some time. Good operators always have been in demand, and as this new business developes it will reased.

> The messenger boys have become letter carriers. At the local offices to a new roof of shingles this week. they have been assigned routes, and at seven o'clock they make their start. The messages are delivered to the residence districts before 8 o'clock as a rule. There is a business delivery which starts at 8 o'clock. It may mean an increase in messengers in time, but at present the average meshe finds it within his power to do all that is required of him.

BACK TO HIS SECOND LOVE.

Y ung Roosevelt's Father-in-Law May Remarry His Erring Wife.

New York, March 21,--Henry Addison Alexander, whose daughter. Eleanor Alexander, is to be married so in bill for divorce, making one of the to Theodore Roosevelt, jr., and pust most interesting proceedings here to opened a law office in London, in partnership with G Fauvel Gourand. whose sister it law, the former Amy Crocker of Sau Francisco, was left a widow not long ago by the death of Florence Gayles, Margaret E. Sutton, popular Juck Gouraud.

Gossips scent an unusual romance in Mr. Alexander's new departure. He began his legal career in New York in the offices of his father, Alexande & Green, and about that time married Jessie Terren e of Chicago Afterward he was appointed counset to the American embassey in Paris, and it was when living there his wife eloped lurgists in the country, and until his with a lawyer named Blackiston. The resignation from the steel corporation pair were married after Alexander obtained his divorce, but the union soon questions of this nature coming before proved to be unhappy, and a divorce between the Blackistons is said to be imminent.

Mrs. Blakiston at present is living in London, where Alexander has just established himself and the prophets nint it may not be long before she returns to her first love, and divorcing Blackiston, again become Mrs. Henry Addison Alexander.

IT'S A MATCHMAKING CLUB. The Cupid's Wing Will Promote Mar-

riage and Fight Gossip. Trenton, N. J., March 19 .- To promote matrimony and stamp out gos-

"We have paid the marriage fees of Phelps said. "Do you pay the rent afterwards?"

she was asked.

"Then the Cupid's Wing club is real- that it is only a question of time sin, Minnesota and Iowa.

But love finds a way, as is again Mrs. Phelps explained. "You know

hearts." "Then there will not be anything for quarter, and that is worth a quarter of the people of Trenton to do but stay the cause of the company doing away countess was determined that she The News was mashed and, after be- ing that the plaintiff was drunk.

"Exactly," Mrs. Phelps agreed, "The women of Trenton are tired of di vorce scandals."

"You mean that any marriage is better than no marriage, and that you are going to have everyone in Trenton married whether they like it or not?" "I certainly do," affirmed Mrs. Phelps. "The aim and object of the Cupid's Wing club is to promote matare not fulfilling their proper destiny."

Battle Creek. Creighton the middle of the week.

mills at that place,

funeral of a brother.

part of last week from Madison. Samuel Goodman was here Friday feeding telegraph blanks. rom Meadow Grove. William Horn was here Friday from

erest here and visiting relatives. of the funeral and it was conducted the remains laid to rest at the Car- means a damage case.

cinct Sunday afternoon. George Marsh, a native of this town that place.

Lee Barker, who went back to his old county several years ago in Virginia, returned Wednesday for good. John Horricks was here Thursday

on business from Emerick. Services were held here on St. Pat-Father Thomas Walsh, assisted by Father Buckley of Norfolk and Father Kerns of Wayne. A large congregation was in attendance.

A daughter was born at the home of Mr. and Mrs. William Ritzdorf, three miles south, Monday.

Rev. J. Hoffman went to Meadow Werner. The reverand was accompanied by his wife and Mrs. John years. indeman, the latter the mother of Mrs. Werner.

Mrs. Rose Krivanek was here Thurs-

services at the Catholic church. The Haman building, occupied by

GAYLEY'S WIFE WILL FIGHT.

Contest. Reno, Nev., March 23.-The trial this week of the suit of James Gayley. formerly a vice president of the Unitsenger boy is not overworked, and ed States Steel corporation, for divorce from Julia Gardner Gayley, promises to be fought bitterly. This is indicated by the filing of several affidavits on behalf of the wife tending to show that her husband deserted her. These affidavits, combined with the wife's general denial of the allegations in the husband's complaint that she deserted him and her crossmany years.

The depositions filed with Justice Platch were made by Mrs. Gayley herself, her two daughters, Agnes G. and foremly housekeeper in the Gayley home, and H. R. Reed of East Orange, Gayley's private secretary.

Gayley was married February 21 1884. He charges his wife deserted him without cause and has refused to live with him. In the steel business Gayley is known as "one of Carnegie's boys." He is one of the best metal he was the trusted authority on all the directors. He retired from the corporation in November, 1908, soon after the trouble with his wife began. It was assumed at the time that ill health caused his retirement, though his position was not filled. He came west and has been living here for several months, giving lectures on the iron industry in the University of Nevada.

Throw Out the Barclay. Telegraph operators are shaking hands with each other all wer the country over the reports current that the Western Union will throw out the Barclay telegraph machines which have thrown many hundreds of teleger of the organization, says the club Chicago where he visited the operating rooms of the Western Union there, the largest telegraph offices in in the Chicago-New York wires and were again handling the besiness over this circuit by the regular Morse ope-"Mercy, no; a bridegroom who is rators. This circuit is one of the most really anxious to work can always find important in the country and it is employment, you know. 'All the the replacing of the Morse operators world loves a lover,' and the minute in this place that has caused much extremely popular as a means of short people find out a man has just been gossip among commercial telegraphers

"That, and to stamp out gossip," when the machines will have entire-

ly disappeared.

Barclay Loses Position. love was not blind. Especially pop- a law fixing a penalty upon persons or of these machines and also the ried Saturday night, although the wed- afternoon he changed it, making it a the plank which caused his fall at inventor of the wonderful Barclay re- ding had been planned for June. Miss trifle too tight. the Auditorium Friday. Circus life the service in this state and the short ing of a reputation, the breaking of peater relay, is said to have lost his Tracy was married to George T. Winis depicted, there seems showing a distance rates. They can send a fifty a home or the separation of sweet prestige with the higher-up officials ne. jr., of Teanack, and the change of the separation of sweet prestige with the higher-up officials ne. jr., of Teanack, and the change of the separation of sweet prestige with the higher-up officials ne. jr., of Teanack, and the change of the separation of sweet prestige with the higher-up officials ne. jr., of Teanack, and the change of the separation of sweet prestige with the higher-up officials ne. jr., of Teanack, and the change of the separation of sweet prestige with the higher-up officials ne. jr., of Teanack, and the change of the separation of sweet prestige with the higher-up officials ne. jr., of Teanack, and the change of the separation of sweet prestige with th of the company and was asked to resign, and his resignation is probably with the machines which it is claimed cause many errors in telegrams and finally bring up law suits by the customers. The old style Morse telegraphing is now being again compared with the work of the Barclay machine and it has been found that the less mistakes occur in Morse operating

The Barclay machines are installed in all of the larger cities of the country on heavy circuits and are known rimony. A bachelor or an old maid to be able to handle 1,400 messages his future son-in-law only as a tal- treachery was repeated and he was is an abnormal human being. They on one wire in nine hours. Messages ented and hard-working civil engineer. fatally crushed. to be sent on Barclay machines are first punched out on electrical perforators on long strips of paper by Balzer Werner and Fred Brechler put into a transmitter and the meswere transacting business at Page and sage when received on the other side John Rector went up to Meadow side of the Barclay consists of a ma-Grove Friday to finsh the carpenter chine very similar to that of a Blickwork at M. L. Thomsen's new roller ensdorfer typewriter. Each type has its wheel for the number of dots and Henry Habekost returned Thursday dashes for the letter or figure and from Chicago, where he attended the when the required number of dots or dashes reach the machine the key cor-Daniel Scheer was here the latter responding to it, is forced up against the roller into which a girl keeps

This machine works very similarly Madisen looking after his farm in- A chief is put in charge of the Bat-John Chada, an old Bohemian who and he is usually a thorough mewas an inmate of the county poor farm chanic, and it requires much skill on side and will probably die. for about sixteen years, died Friday his part to keep the delicate machines afternoon of old age. He was about in order. The slightest wire trouble 86 years old. Relatives took charge throws the machine off and many false letters are written on the blank, by Undertakers Angus & Steffen and which in cipher messages usually

False Dots Make Trouble. Only good copper wires are used on a Barclay circuit while in the ordis here from Orchard in the interest nary Morse circuit the copper wires of the Hutton Real Estate company at are leased to newspapers or brokers, while the common side of the same wire, which by the aid of delicate electrical apparatus can be put to good advantage, is used to handle the business of the company by teleggood judgment when a "bug" or inrick's day at the Catholic church by terruption causes many false dots in operator picks out his words, which

not do. L. Whitcomb, for many years chief

ELLEN TERRY TO AMERICA.

Her Attention. New York, March 23.-Miss Ellen

the Doering Drug company, is treated | Terry has arranged her plans so as to come to America for an extended lecture tour. Her signature was affixed to the contract a week ago in the office of the London agents of the Reno to be the Scene of a Divorce Civic Forum Lecture bureau of New York, who will manage her American

tour. Miss Terry has chosen for her sub ject "The Heroines of Shakespeare," and will outline and comment upon the characters of all the most celebrated women of the Bard of Avon's plays, illustrating many of her points by reading excerpts from their most

famous speeches. The date of the first of Miss Terry's lectures has not been fixed, but according to the conditions of the contract, it must be between October 15 and November 1 of this year. The contract also stipulates that she devote at least ten consecutive weeks from the date of the first lecture to the course, at the expiration of which she has the option of renewal for ten weeks more. Her London engagements require her return to England March 1.

All of the principal cities of this ountry will be visited.

THE BURDEN ON THE POOR.

Meat Goes up Two to Five Cents More

in New York. New York, March 23 .- To meet advances in the prices of beef, pork and mutton since the meat strike was started a few weeks ago, retail meat dealers in New York city will raise the prices of those meats from two to five cents a pound this week, according to an announcement made here today.

Retailers assert that the advance is imperative, even though the burden falls on the class that can least afford it. They declare that the wholesale the last two months and that a pertherefore necessary.

Another Tour for Schumann-Heink. Mme. Schumann-Heink will remain song recitals in August before the chautauqua associations and summer schools.

So They Hurried the Wedding.

wanted to sail for her home in Paris tric motor was shut off. had expected to be here until June, press about 5 o'clock. which she could not ignore.

Then he formed the Bergen Construction company and made the viscount grandfather was Marshal Count de years ago on July 24.

Shoots Wife and Himself.

At a late hour Mr. Custer was still alive and conscious most of the time.

clay division of the telegraph office ter is but slightly wounded and will him.

about 45. She has been a helpless in- is probable the services will be Sunvalid for years. Disappointment over day, failure to close a real estate deal involving the sale of his home and reeen the motive.

After shooting his wife Custer went to the stoop at the rear of his house and sent a bullet into his forehead. There he lay in a pool of blood until 6 o'clock this morning when he was found by Dr. J. H. Cole, a neighbor, She's Awakened By Shot.

Mrs. Custer was awakened at 2 : m, by a pain on the side of her head, raphers who are required to use their as if some one had struck her. The bullet glanced off. Then she heard another shot, a bullet whistling past the sounder from which the human her and burying itself in a wall. She the Barclay, not being human, can Then another shot was heard, Custer shooting himself.

Dr. P. H. Salter was summoned and operator of the Western Union at found that Custer, paralyzed on the Chicago, is said to have been a very left side, will likely die. Custer was strong opponent of the Barclay ma- talking irrationally. "Well, I shot the up the position he held down for many my mind to shoot myself, bu: my heart failed me." "If I could home. I'd be all right."

Custer has grown children Omaha.

ielpless invalid, her husband doing all of the housework, getting meals, washing dishes, etc. The rifle used was a small one.

When found, Custer lay moaning in the pool of blood, his gun a short distance away.

Recently Custer reported that men were peeking into his house at night. and he said then he'd get a rifle ready for them. "I can shoot straight and when I get a bead on anyone you can bet they will stop. I wasn't a sharp shooter for nothing," he said then. Mrs. Custer lay in her bed, helpless

for four hours after the dual shooting. Custer came here from Wayne. He had been active in anti-saloon legisla-

"Mr. and Mrs. Custer were both terribly disappointed over not being able to make the bargain and move to Omaha," said a friend of the family this morning, "and it was this trouble, I believe, which caused this terrible

Met Death in a Press.

Frank Kayl, the pressman on The Daily News who had had charge of the big perfecting press which prints this paper ever since the machine was installed nearly two years ago, met! working about the machine with the dead wheel onto a live one, starting build cement sidewalks at Center. the press while Kayl was leaning inside to make a change in a page form. Once before during the afternoon this same belt had prematurely started the asked what condition Jones was in time. After the press had behaved in stated that he (Jones) was always this way the first time, W. N. Huse sober. had cautioned him emphatically never

Belt Slips Over. prices of beef, mutton and pork have fore he had leaned into the press. many cases where it was found Jones er, daughter of Councilman B. A. advanced more than 25 per cent in The belt repeated its former trick and, had not been working he had been Lasher of Wymore, was denied by the manent advance in retail prices is machine to start. A roller ran over loons. the page forms and caught the unfortunate man's head, locking it against defense were: Ray Jordan, Plainanother part of the press. The skull view; J. M. Burke, Martland; Tom was badly fractured. Kayl was in Croghan, Plainview; William Ulrich, in Amercia another season for a tour. stantly rendered unconscious and did Pierce; George Debert, Pierce; She will give a series of ten special not regain consciousness until he ex- Charles Smith, Pierce; C. F. Kolk, pired at 10:47.

The tour will open in the east in it had always been recognized as an ruesday morning. He testified that October, after which will follow visits element of danger, and repeated warn- ne found that Jones had a swollen seven miles southeast of town; partly to St. Louis, Louisville, Nashville, ings had been issued that the utmost rupture. Knoxville, Atlanta and other southern care must be exercised in hand-

changed by the management to never argument was considered a very able The Viscountess Helen de Vaux work around the press unless the elec- one.

J. C. Barclay, former general mana- this week and so her sister, Miss Early in the day Kayl had put on a outset showing where in his petition ger of the Western Union, the invent- Anna Tracy of Hackensack, was mar- new belt, which was too loose. In the the plaintiff swore that the nail in

Second Accident of Day.

would be the matron of honor and ing remade, the paper was sent to

but a sudden call came from Paris. The evening edition was already Wright, "that a man was drunk. Saprinted and Kayl switched the lever loon keepers are afraid to testify The viscountess, who caused all the to shut off the motor, at the same time against them for fear of prosecuhurrying, was married in 1904, not throwing off the treacherous belt. But knowing her husband's title. All he did not wait for the motor's hum to through the courtship the Viscount de stop, before he dived into the ma- his closing argument Judge Munger Vaux concealed this fact and Mr. chine to make a change. A half min-Tracy learned it by accident two ute's wait would have allowed the weeks before the wedding. He knew power to stop completely. The belt's

As Frank Kayl met tragic death, so its manager. The viscount is now in had his father before him. The father, girls. The perforated paper is then Paris as the representative of a Phila- John Kayl, froze to death on the & Hazen are counsels for the plaindelphia company. He is a great grand- plains of Garfield county, Neb., in the tiff, John P. Breen of Omaha and M. son of Marquis de Vergennes, who, as great blizzard of January 12, 1888. He D. Tyler of Norfolk for the defendants. is ready for delivery. The receiving prime minister of France, framed the had a homestead there and it was treaty of Varsailles, and another great there that Frank was born twenty-four both sides in the case, S. W. Dual of

unmarried sisters and an unmarried was taken. brother survive. They are: Anna This case briefly outlined, is a case Kayl, Eva Kayl and John Kayl. The J. A. Custer, a building contractor but the brother, John, can not be lo- of Meadow Grove but now retired, and a cousin of the late General Cus- cated. He was in St. Paul two weeks \$3,000, for which they took a mortgage ter, shot his wife and then himself ago, but wrote that he expected to on eighty-five head of cattle. Later to that of an automatic telephone, at his home, 108 North Ninth street, start work on a railroad, and tele- Dual gave a mortgage to the Citizens at 2 o'clock this morning. Mrs. Cus- grams thus far have failed to reach National bank of Norfolk and the

live. He is now paralyzed on the left | The funeral arrangements have not yet been made, as it is desired to get Custer is 61 years old and his wife in communication with the brother. It

Frank Kayl was a member of Commoval to Omaha, is believed to have the militia company will attend the funeral in a body, firing a salute and sounding taps at the cemetery. Mr. Lutheran church, and Rev. J. P. Mueller, the pastor, will have charge of the services.

> The unfortunate young man carried nsurance with the Columbia Life Insurance company.

Case Decided Against Jones.

At 2:45 p. m. Wednesday the federal Jones of Pierce was suing the Northwestern railroad for \$20,000 damages was afraid to venture out of the room. for injuries alleged to have been sustained by falling over a loose board on a sidewalk near the Plainview depot. returned a verdict for the defendant. Jones gets no damages.

At 5:30 Tuesday afternoon the jury Grove Thursday where he christened chines and in his fight to keep them old lady; she has \$1,400 insurance," the case of J. H. Jones of Plainview he testified, were many upon which the infant son of Mr. and Mrs. Fred out of his office was forced to give he said. Then again, "I had made up versus the Northwestern railroad com- the Mercer bank had a mortgage. John get injuries received on the Northwestern steady volley of questions going at in their room by Judge W. H. Munger, ease. When asked what he did with For years Mrs. Custer has been a tions allowed them to go to their sale of the cattle, among the homes or hotels after 10 o'clock, providing a verdict had not been reached.

the jurymen was made known when at 9:30 in the evening the jurymen summoned the bailiff, requesting that Judge Munger be sent for. The bailiff. upon recommendation from the deputy marshal, inquired of the jury if they had reached a verdict, the instructions of the judge being that he would not appear unless a verdict had been reached. The jurymen, however, informed the bailiff that they had reached no verdict, and it was pre-

At the time the bailiff was at the them door of the jury room, the jurors had taken a vote on some decision, which

stood ten to two.

Jones Had Been Working. The whole afternoon session was taken up by the introduction of witnesses for the defendant who in near ly all cases testified that Jones had been doing work since the time of

his injury. W. J. Hooper of Center, a member of the school board o. that town, testified that he had hired Jones to work on the school house and that Jones death in that press last night while had received \$2.25 per day, the aver- stroying the foundation of the dis death in that press last night while age paid to any other laborers. He working about the machine with the motor running. A tight belt ran from build coment sidewalks at Center proprietors have so much faith in its

H. A. Walker, a real estate man of Hundred Dollars for any ca Verdigre, also testified that Jones had done work in Verdigre in 1907. When machine, Kayl having a close call that when he saw him in a saloon, Walker

Phil C. Clark, county clerk of Cenagain to work around the press with ter, and Mike Wilhelm of Pierce also out first shutting off the motor power, testified that Jones had done work James Willis, 21 years old, formerly since the time of his injuries. All living here, but whose father, J. M. Kayl had thrown the lever which through the taking of testimony from Willis, now lives at Sargent, took would shut down the motor, but he these witnesses Attorney Wright, for strychnine last night because his suit did not wait for the power to die be- the defendant, tried to show that in for the hand of 18-year-old Mae Lashslipping on the live wheel, caused the drunk and spent his time around sa- girl's father. The girl favored Willis,

Among the other witnesses for the Plainview; Thomas Donaher, Center, The belt which caused the trouble and P. H. Salter of Norfolk who exhad never given trouble before, but amined the injuries of Mr. Jones

After the testimony of Mike Wilcities, including New Orleans and ling it. The expert who set up the helm of Pierce, Judge Douglas Cones all good plow land. Price only \$20 per several cities in Texas, after which press and instructed Kayl to run it, for the plaintiff started his argument acre, with good terms on part. Fine she will come north to sing with the laid especial stress upon the conse in which he asked the jury to do the improved quarter eight miles from Thomas orchestra in Chicago late in quences of being careless with that right thing, not only to Jones but allown, all fenced, cross fenced; \$3,000 November. The second half of her belt, and while he was here he told so to the railroad company. In his worth of improvements on this quartour will open after the new year, Kayl never to go under the press or argument Mr. Cones told the jury he ter: 50 acres breaking, good well and extremely popular as a means of short people and out a man has just been gossip among commercial telegraphers when she will tour through Pennsyl- work around it unless someone had would invoke the golden rule on them dam. Price for quick sale, \$5,500. away with the Barclay machines and vania, Ohio, Indiana, Illinois, Wiscon- hold of the lever or it was braced and ask them to do unto others as Good terms on part. Draper Land Co., closed. Later this instruction was they would do unto themselves. The Draper, S. D.

Carl Wright gained a point at the Plainview was in the middle and later swearing on the stand that it was on date caused much scurrying about by behavior of the press at 3:30. At that "he didn't know anything about it, he members of both families. The vis-time page 2 of the evening edition of was in no condition to know," imply-

"It's the hardest thing in the world to prove nowadays," continued Mr. After Attorney Cones had finished

instructed the jury who were immediately taken to their room. Bank Case Up.

The jury for the case of the Bank of Mercer, Pa., versus the Citizens National bank of Norfolk and the Meadow Grove State bank, were sworn in, H. C. Brome of Omaha and Mapes

After introducing the evidence on Meadow Grove, the star witness in Besides the mother, Mrs. Recka this case, was put on the stand and Kayl, 600 South Fourth street, two was still there when the noon recess

wherein the Bank of Mercer, Pa., sisters, live with their mother here loaned S. W. Dual, formerly a farmer Meadow Grove State bank covering a loan of \$1,400. The contention of the Mercer bank is that at the time Dual gave the mortgage to the other two banks, the late G. A. Luikart, then president of both the Citizens National and Meadow Grove banks, told Dual pany D, Nebraska National Guard, and that he would take care of the Mercer mortgage, Dual having told him of its existence. Later the Mercer note became due and Luikart wanted Dual to Kayl was a member of the Christ extend the mortgage. Dual wrote for an extension of the mortgage and gave the Mercer bank a new mortgage.

The new mortgage bore a later date than that of the Citizens bank, which sold Dual's cattle and took the proceeds. The Mercer bank then commenced a suit, claiming that at the time the Citizens bank took possession of the stock they knew of the ourt jury in the Jones case, in which existence of a mortgage against the cattle and that the Citizens bank arranged with Dual to take care of the mortgage.

In his testimony Dual was well provided to answer the cross-questioning of both sides, having in his possession a note book in which were entered all dates and number of cattle he shipped pany to secure \$20,000 damages for Breen, for the defendants, kept a property at Plainview, were sent to Dual, who answered each one with who after giving them final instruc- the money which he received from the on which the Mercer bank had a mortgage, he stated that he deposited it That a hard fight was on between with the Citizens and Meadow Grove banks. He was still on the stand with Mr. Breen cross-examining him at 12:30 when Judge Munger ordered a recess until 2 o'clock.

> The jury in this case is: C. B. Salter, Herman Sclussel, George W. Myers, J. J. Walsh, F. F. Fletcher, L. H. Freese, Louis Eggert, A. E. Stubbs, Woods Cones, W. F. McConnell, Talesmen A. R. Yeazel and Morris Irvin. The following jurors were excused

for the term: H. A. Cheney, Creighsumed a legal question was troubling ton; George N. Seymour, Neligh; George N. Park, Oakdale; C. C. Gow. Norfolk; Lenard S. Needham, Winside; C. P. Byerly, talesman, Norfolk. It was believed that the bank case will wind up this term of the court

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Father Objected; Took Strychnine. Blue Springs, Neb., March 23. -

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