1908 ~DECEMBER~ 1908

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13 14 15 16 17 18 19

TRE WEATHER.

S w. m-

8 a. m.,

19 4. (11)

DOMESTIC.

yesterday morning. Page 1
The ravages of the Arkansas river

threaten to undermine Pine Binffs Ark.

POREIGN.

NEBRASKA.

LOCAL.

Indiana has gained the honor of we

the other is made a widow by death.

gaged to him and will not wed him.

Live stock markets.

Stocks and bonds.

SALTAR

COMMERCIAL AND INDUSTRIAL.

Talmage, Who Leaves

the City.

Second Case Against Michigan Cor-

poration Results in Conviction

by Agreement.

and was fined \$20,000. After the de-

count, the company made a motion for

Jonian.

the passengers, making their escape.

Page 2

the United States.

cond Frank P. Sargent.

5 a. m ......

7 % III ......

at Omaha:

# DETAILS OF TRUST SUMMARY OF THE BEE CRAWFORD'S BODY AT REST Wednesday, December 2, 1968.

John D. Archbold of Standard Oil Trust is Gulled.

CROSS-EXAMINED BY

Federal Counsel Seeks . Regarding Mysterious

QUESTIONS ABOUT PIPE

Denies that Refineries Were Bo and Dismantled.

SOME STOCKS NOT ON MARKET

Witness Says Stock Was Bought in the United States Pipe Line for Specula-

tion.

NE WYORK, Dec. 1.—Seeking to unrayet the puzzling ownership of the Security Oil company of Texas and other oil companies which the government charges are controited by the Standard Oil company. Frank B. Kellogg, federal counsel in the I'n'ted States suit to dissilve the as-called this trust, subjected John D. Archhold to a grilling cross-examination today. Mr. le-llogg also sought information regarding vectain mystrious loans of \$2,70,000 made James McLeorald by the Angio-Ameri- crossing the bay in a police launch. escapetry, a Standard subsidiary, but A corner on butter has caused the pres-lodge No. 14. Ancient Free and Accepted on entrangement, was unable to throw the United States. ary light on the question. For over a year government's counsel has been trying brain information regarding these Me-Donald leans, but has failed. The governne nt alloged that the loans were made to punies of the Standard Oil company. nable the Standard to secretly purchas the Monhattan Oil company of Ohio. Mr. Archield sold that he and Henry H. Rogers eremaked as directors of the Angle-Amerione come by shortly after the cleans a where the mercury was extremely low vor uga 75c vice president of the Stands and denied time the resignations were brought about by the present government proceedings. Mr. Archibid was closely corribued about many pipe lines and rein one which had been purchased by the andard. He denied that the refineries hou been bought that they must be disminimal. therein removing competition. They were accured, Mr. Archaeld said, to yesterday placing 15,000 postmusters of to close its hearings on December 4, but succeed to their volume of business.

till company of New Jersey was organized every is hill it tick over the refineries and real natate in New Jersey owned by the Standand of Ohio. The property raken over was vessed that the examining magistrate the tariff or reduce it-us his only informavalued at 42,000,000 and there was \$1,000,000 was deeply in love with the woman at tion was contained in two or three telein cars furtished by the trust. The Stand- one time. and of Ohio turned over to the Standard of Joseph Wright of Lincoln was killed tunity to be heard. New York \$1,30 0 m in property and \$1,300,000 and Glibert Wright of Fremont was seri-

From 1862 to 1693 Mr. Archbold said he by a Union Pacific passenger train. t us a trustee and from 1:93 until the trust y as inquidated in 1859 he was a liquidating trustee, cif the Equidating period Mr. Attorneys for Charles E. Davis, allaged recently visited the ground where the state relibuid sold:

frater constituting a majority of the state. pertificates and rewhich help shares in the twenty subsidiary locating the first exhibit at the National Burkett by citizens of Ashland, and the leading butter markets of the country upon on A tequest was made of the Corn exposition. small certificate holders to turn in their e riffcates, but they did not, and there was no way by which they could be compelled to do so. Some of the smaller holdore accepted ansignments of legal interest in November the month breaks record for their confidence. The small holders since the building department was eswanted their cirtificates, which had a mar- tablished.

#### Some Stocks Not on Market. Some of the stocks of the subsidiaries

A statement allowing directors and offiers of the twenty subsidiary companies of

the Sinucard from 1892 to 1899 was placed on the record: Mr. Archicold still he was a party to the final in thation of the trust in 139 and to MOVEMENTS OF OCEAN STEAMSHIPS. the impress of the capital stock of the Standard off Company of New Jersey to \$1 months: Mr. Archbold said the capitalin the I to New Jerrey company was GLASGOW are to late over the trust certificates BOSTON and low a little margin over. The capi- denua

infration was large enough to take over \_\_\_\_

al. He so he of the subsidiary companies

om: ow tiffication. in expansition of the modus operands of Elected to Board to Succeed L. M. the strike him Mr. Archhold said that he to ned in its certificates in the trust and recovered as in monte of legal title for which he reached suck in the twenty subsidiary Paul W. Kuhus has been elected a memwater Mr. Archbold held from 1892 to 1899. Men's Christian association at a meeting w is he turned their into the Standard of of the board. Mr. Kuhne was also elected New Jersey, receiving stock in the same treasurer of the association to succeed L. equivalent up his share holdings in the M. Tsimage, who goes to Grand Island to

# Foreign Corporations.

The Anglo-American company, said Mr. place L. D. Mitchell, resigned. country. A list of the physical properties then, is a guest of the local association. In ance of the appointment. production and transportation of off. Mr. Archbold declared that pipe lines Yerk.

Were a necessary part of the Standard's Wade.

The business has outgrown the railroad transportation and pipe lines are necesrailroads could not do the business of sup- really big." plying the refineries constantly with crude

are not in existence." General Industrial Syndicate company of raised by O. L. Perisy of Malvern.

Mr. Archbold was asked if it was not true that the Standard had purchased the tank cars, refineries and pipe lines of the ase was made. Mr. Archbold said that States court here today to six counts purposed selling the Manhattan Off comoll supply for the People's Gas, Light and tence tomorrow morning. Coke company of Chicago. A contract was . The company pleaded gullty some time entered into, Mr. Archboid said, but he ago to twenty counts covering shipments rd not know the terms of the contract. "Dog" vis From that Mr. Brady testi- cinion in the Standard Oil cames that each fiel a year ago that that contract was shipment did not constitute a count, but

Mr. McDounid's Postflon.

and Cake company?"

(Continued on Second Page,)

Now Lies in Permanent Grave in Military Cemetery at Arlington.

NEAR THAT OF OLD COMMANDER

Nebraska Man Wants to Be Heard on Tariff on Pumice Stone-Ashland Desires to Have Rifle Range 20 21 22 23 24 25 26 Located There.

(From a Staff Correspondent.) WASHINGTON, Dec. 1 .- (Special Tellsgram :-The body of Capta'n Emmett Crawof Omana Council Bluffs and Vicinity— ford was intered in Arlington cemetery this afternoon with full military honors. For Nebraska-Wednesday fair, with risford was interred in Arlington cemetery. ing temperature in west portion.

For lows-Fair and continued gold Wedescort. That squadron is commanded by Major J. T. Dickman, a former comrade of Capta'n Crawford. Other officers of the old Third cavalry who attended the burial of Captain Crawford were: General Anson Mills, retired; General C. H. Carlton, retired, General H. W. Wessells, retired: General James Allen, Major D. H. Roughton general staff; Major P. H. West, Inspector general. Captain J. M. Carter, Fourteenth cavelry, and Major J. E.

Enight, gene at staff. The lot in which the body of Captain 16 Crawford has been finally interred in to 17 the eastern division of the cometery nair . 15 the grave of Captain Crock, the noted in-dian fighter. The body was brought to Chief of Police Riggy of San Francisco this city by Brigadier General Charles Morwas drowned yesterday morning while too, commanding the Department of the Missouri, and Mr. Joseph S. Molyneaux, Page 2 the latter representing Emmett Crawford Page 1 Morton was a member of the Third cay-John D. Archbeid discloses the methods airy at the time Captain Crawford was by which the Standard Oil company of killed while following Geronino and his New Jersey absorbed the subsidiary com- band of Apaches across the Mexican border in 1886. The monument which stood Page 1 over Captain Crawford's grave in the ceme-Duniel J. Keefs has been appointed com-tribusioner general of immigration to suc-down and shipped for erection in Arlington. The cold wave extended into Kansas. In Broken Bow on Thursday, General Mor-Mr. Molyneaux will leave for his home ton, who is a house guest of General Mills.

Page 1 will return to Omaha next Monday. Nebraskan Asks Hearing. M. T. Garlow, an attorney of Grand Is-Robbers held up a street car in New land, has telegraphed Senator Burkett that York City and looted the pockets of all he is coming to Washington and wishes to be heard by the ways and means committee Page 1 upon the tariff on pumice stone. The sena-President Roosevelt issued an order for found that the committee has decided the fourth class in the civil list. Page 3 they finally consented to reopen them on E Rethod of Absorbtion. Body of Captain Emmett Crawford in the 5th or 7th to give Mr. Garlow a chance. The window which the Standard its final resting place in Arington cem- to be heard. Senator Burkett said that he Page 1 did not know anything about what it is that Mr. Garlow desires to present to the Investigation of the Steinheil case res committee-whether he wanted to increase Manipulation by Produce Men Cause Page 1 grams asking him to arrange an oppor-

Ashland Wants Rifle Range. The people of Ashland are becoming very ously injured at Fremont by being struck Page 3 government rifle range in the Platte valley adjacent to Ashland. Some army officers Rustin principal conders of the trust cer. some of the principal addence for the have pronounced it a very desirable place. Page 1 for the federal troops. The matter has Page 5 senator is pushing it along in the War de-Couple engaged forty years are married partment. It is presumed that about 90 in Omaha after one secures divorce and acres of ground will have to be purchased and that it will mean much to the com-With \$429.135 in building permits issued it is located.

Valentine Assistant to Leupp. Robert Grosvenor Valentine of Holliston, advances before there is any relief. Page 4 but value. There was no market value for War department has issued orders for Mass., was today appointed assistant comthe stocks of the subsidiary comp nies at the abandonment of old Fort Washakle missioner of Indian affairs to succeed ter, which is the best of the season's pack, Major C. F. Larabee of Maine, resigned, have been circulated for some time, and Page 3 Mr. Valentine is a comparatively young while vigorously denied by the principals followed from Wyoming in the hope of man, being I years of age, and came orig- the fact remains that the stock of choice had nover been on the market, said Mr. marrying her, says she was never en- inally into the Indian bureau as private storage butter is tightly held, with prices secretary to Francis E. Leupp, the present high and on the up grade. Page 3 commissioner of the Indian service.

Minor Matters at Capital. The government today purchased a site Page 9 for the public building at Lamars, Ia., from Page 9 the Plymouth Brewing company, at \$2,000. This site is located at the northeast corner

> Representative Kinkaid has arrived here for the session. J. M. Clark and wife of Hastings are in Washington and are visiting at the home

of Emanuel Spech. who is sweets who had liquidated these KUHNS Y. M. C. A. DIRECTOR and return to Washington next week for a tie reason for extravagantly high values few days.

### CHANGE IN NAVY BERTH sale, which means Is to to cents at the Presbyterian general assembly, will preside companies. These stocks of the subridi- her of the heard or directors of the Young Secretary Newberry Sworn in and Takes Part in First Cabinet

Meeting. WASHINGTON, Dec. L-Herbert L. Satserve as cashier of a bank there. J. H. terles of New York, who yesterday was Franklin was elected to the board to re- offered the position of assistant secretary

family

"What a monator!" he exclaimed to The oath of office was administered to o insure a constant supply of oil. The when he has been fattened up and grown the chiefs of the bureaus and other offisteers grow as big as elephants or even in equally felicitious vein-

pans, nor that it was controlled by the SALT COMPANY CAUGHT AGAIN port with had been given him. The retiring secretary will leave tonight for his in Los Angeles he will go to his shooting GRAND RAPIDS, Mich. Dec. 1 -The ing for some time. He expects to throw Manhattan from the London company. The Stearns Salt and Lumber company of off all cares of business until his health witness said he understood that the pur-Ludington pleaded guilty in the United has been fully restored.

#### Anthony N. Brady had told him that he charging rebating in connection with COLD WEATHER IN KANSAS shipments made over the Pere Marquette pany and wanted to obtain a contract for ratiroad. Judge Knappen will pass sen- December Opens with Lowest Temperature of Season in South-

era State.

December opened with the coldest weather worth \$1,30.00 to the People's Gas, Light that each settlement should constitute a of the year ever this section of Kansas. The government weather bureau reports a new trial. The motion was denied but a temperature of 15 degrees below zero to-

as the company had had six monthly day. Mr. Archbold said it had not been sug. settlements with the railroad company. Mr. Dec. 1.—One degree is believed that only a few more bodies homeward journey and sailed for Colombo gested by him that one of the conditions Judge Knappen agreed to suspend the below zero was the weather record here are in the mine and these are buried Ceylon, the first port that the fleet will fine if the company would plead guilty today. A northwest wind makes the cold under debris. The inquest will be held De- stop at on the second half of the world's

# A Sign of Peace



From the Minneapolis Journal

# BUTTER CORNER, PRICES SOAR

of Excessive Charge.

much interested in the proposition of a Million Dollars Said to Be Invested in Operations—Big Stocks in the Warehouses and Rise is Unwarranted

CHICAGO, Dec. 1.-The Tribune in by a coterie of Chicago, Eigin and eastern produce men is said to be responsible to a large extent for the present extravagant Page 3 mercial interests of the town near which larger than is usually the case at this senprices for butter. While supplies are son, values are materially higher than year, ago, with prospects good for furthe

Rumors of a corner in June storage bu

Leading commission firms in Chicago Boston, New York and Elgin are credited with being the engineers of the so-called

storage stocks of June builter held by the clique at % per cent, and the more conservative commission men say the amount is nearer 50 per cent. About \$1,000,000 is said to have been invested in the operations.

Stocks of storage butter in the principal warehouses of the country are approxi-Victor Rosewater, who has been in Wash- mately 10.000,000 pounds larger than a year ington since Saturday, left for Baltimore ago, and about that much larger than oday. He will be in New York on Friday two years ago, so there is apparently lit-Fresh creamery, extra, as the best table utter is called, now costs M cents wholeretail markets.

#### COTTON. SILKS AND SOAPS These Products to Be Considered Soon by Committee on . Tariff.

of the savy to succeed Mr. Newberry, who WASHINGTON, Dec. 1 .- Today's hear-Archhold, did business in the United King- Robert B. Hill, one of the general edu- has been elevated to be head of the depart- ing on the proposed tariff revision formed men, over which Dennis Hayes, fifth vice dom and purchased its supplies in this cation secreta ies of the national associa- ment, today wired the provident his accept- one of the most important of the entire. series held by the house ways and means Labor, will preside. Invitations have been of the Standard Oil company of New Jersey company with General Secretary Wade he Mr. Newherry was sworn in today and committee. Cotton manufactures and silk sent to 20 trade unions in this city to job was offered in evidence. The Prairie Off raw Tursday the LEG-pound steer which is participated in the cabinet meeting. He goods were the two important schedules in the rally, at which addresses will be and Gas company, said Mr. Archbold, did being paraded through the business section was accompanied to the White House by taken up. In past tarriff hearings these made on co-operation between labor and not refine oil, but was engaged in the and claimed to be the largest steer ever Mr. Metcalf, his predecessor, who formally subjects have proven to be among those the church. reland. Hill, it should be said, is from New presented him to the president's official of greatest interest, and large delegations of manufacturers from the various cotton manufacturing centers were on hand the new secretary in the Navy depart- present their views. Cotton cloth, hosiery "A mere calf," said the Omaha man, ment in the presence of Mrs. Newberry and silk manufacturers were among the "You should see him a few months hence and Miss Carol Newberry. Mr. Metcalf, articles which attracted special attention An important gathering of representatives cers of the service. In a brief speech, Mr. of the somp industry in the United States | PARIS, Dec. 1 - Madame Steinheil, sur Mr. Hill probably will return to little old Metcalf paid a high tribute to the new was held in Washington last night. It pected of the murder of her husband last oil even if they had the tank cars, which New York and tell the natives that western cabinet officer. Mr. Newberry responding is estimated that 35 per cent of the shap may, was examined at length this more manufacturers in the United States repre- ing by Magestrate Andre at the palac-Mr. Archbold did not know that the martodons. The sleer in question was The last official letter written by Mr. senting an aggregate of over \$75,000,000 of of justice. The interrogation will continue Metcalf was to Admiral Dewey thanking capital invested in the manufacture and for two days and the magistrate will dehim for "the most cordial and logal sup- sale of laundry and toilet scaps and wast- cide from the evidence whether the "reing powders were represented.

#### home in California. After visiting his son GOOD PLACE FOR D. J. KEEFE box, where he will occupy himself in hunt- Detroit Man Appointed Commissioner General of Immigration, Suc-

ceeding Sargent. WASHINGTON, Dec. 1.-Daniel J. Keefs of Detroit. Mich., was today appointed emmissioner general of immigration to succeed the late Frank P. Sargent, Mr. Keefe is president of the International Longshrremen's union.

### DEATH LIST NUMBERS 135 Only Few More Bodies Are in Marianna Mine Buried Under

Debris.

Cember lo.

### ROBBERS HOLD UP STREET CAR REESE IS CHIEF JUSTICE Four Footpads Go Through Crowd on Lower Third Avenue

and Escape. NEW YORK, Dec. 1 .- Four desperadoes armed with revolvers, held up a crowded CHICAGO AND ELGIN MEN'S DEAL street car on lower Third avenue today, BANK GUARANTY CAUSES WORRY

throttled and robbed the conductor, terrorfixed the passengers and escaped with a goodly collection of purses and other valuables. A large number of men and women who had just left a dance hall crowded on the car at Third street. Ever reci was taken and the atsic was filled. Just before the car reached Houston street, and while the conductor was insidscattered through the crowd, started toward the rear door. When they had com-

pletely blocked the exit, the men drew recolvers and covered the passengers. Two of them attacked the conductor, one pressrg a revolver against his head, while the ther pushed him through a window and ifled his pockets. In the meantime the ther two had been "going through" the assengers, gathering up valuables of all descriptions. Their peckets were stuffed with women's purses, watches and small wads of bills. When the screams of the women so frightened them that they boited from the car and dashed down a side street into the heart of the crowded slums When policemen started in pursuit the robbers had a lead which made capture practically impossible.

#### FEDERAL CHURCH COUNCIL Session of Christian Organizations of America Will Open Formally Wednesday.

PHILADELPHIA, Dec. L-The prelimi-Dr. W. H. Robertz, president of the at the opening session, where the delegates will be greeted by a chorus of 1,000 voices The addresses of welcome will be delivered Dr. Wayland Hoyt and Dr. Stephen W. Dana, and the responses will be made by Dr. Wallace McCullen of New York and Dr. A. J. Lyman of Brooklyn.

A feature of the meetings that will be held through the week is one for workpresident of the American Pederation of

#### MME. STEINHEIL BEFORE COURT French Woman Suspect Examined at Length by Magistrate in Palace of Justice

construction" of the crime in the presence of Madame Steinhell will be necessary. In order to avoid any manifestation the woman was removed in a closed van at daylight from the St. Lazare prison to the palace of justice.

#### FLEET STARTS FOR HOME Admiral Sperry Departs from Manila Amid the Cheers of Thousands.

MANILA, Dec. 1.-With no ceremonies, other than the cheering thousands of people thronging the water front marking the departure, and accompanied by several coast guard cutters and a few launches from Manife to exchange final farewell salutes, the Atlantic battleship fleet, under PITTSBURG, Dec. 1.-The death list at command of Rear Adm ral Eporcy, p om the the Marianna mine now numbers 135. It at a o'clock this morning, started on its sucirci og voyage.

New Members Supreme Court Sworn in and Court Reorganized.

Cost of Securing Physical Valuation of Railroads, Another Democratic Party Pledge, the Occasion of Much Grief.

(From a Staff Correspondent.)

LINCOLN. Dec. 1.—(Special.)—The new Judge Scars admitted the evidence, say supreme court met this morning after the ing he might exclude it later. eath had been administered by Chief Jus- The state will loss one of its important with Judge Reese as chief justice.

marched single file in the court room, with first witness to be called in the case, W. B. Rose, the youngest member, leading. Gurley Points Out Mrs. Rice. From right to left the court sat at the long In his opening statement to the jury, W. after the reading of the calendar for the on the defendant. sitting, a recess was taken until 1 o'clock. The evidence of the state that a comreission will probably serve until the first of the year.

# Worried Over Bank Guaranty.

taries to the opening sessions of the fed | which the democratic legislature is piedged time that pistot was seen in the hands of eral council of the churches of Christ in to pass, is creating some measiness in the anybody it was in the hands of this witthe United States, which will convene at minds of several leading democrats, bankthe Academy of Music here tomorrow ers as well as laymen. Those who were night, began today with the official regie- loudest in demanding and urging a guartration and reception of delegates at the anty of bank deposits by taxing each bank headquarters in the Witherspoon building, so much in order to create a reserve fund, are beginning to realize that doing is much connect and formerly moderator of the harder than talking. One democrat re-

> "Suppose we make every bank respon sible for the money in every other bank. New suppose a bank fulls in one city. The people of every other city know their bank will be responsible for the money deposited in the failed concern. The depositors in all of these banks which are responsible will naturally become uneasy. Then what is to hinder a run on every ank in the state. No one bank can go o the assistance of another because that o be to pay off the failures?"

This democrat concluded by saying: against it pretty hard."

# Many Seeking Pardon.

rought to the hearts of the convicts in 28, five days before Dr. Rustin was shot. state penitentlary a longing for free-

about the hearings. People were at liberty a compact with tre defendant for the to call upon the chief executive at any defendant to shoot him so his family could time and make a plea-

we elemency should be field to public and east two weeks consecutively in some sewspaper prior to the hearing. The law also provided that the attorney meneral should sit with the governor in the hearing Because of this law it will be practically mpossible for those who have not already ad their notices published to do so now. before the hearing could be had, and then the governor will have gone out of office before the case could be passed upon. Secause of this many who are now con-

(Continued on Second Page.)

# FIGHT FOR DAVIS

Battle to Keep Out Evidence Begins in Murder Case.

RUSTIN'S DYING WORDS CO IN

Judge Sears Admits Statement "A Man Shot Me."

MRS. RUSTIN IMPORTANT WITNESS

Retells Story of Finding Wounded Husband on Front Porch.

BOTH SIDES STATE THEIR CASE

County Attorney English Asserts Davis Will He Proven Guilty, While Gurley Points Finger of Suspicton at Mrs. Rice.

Martin Hettrick, Porty-second and Le streets, South Omaha, cooper. W. H. Hall, 1116 South Eighth street, employe Union Pacific.

Marlow Campbell, 2316 Hickory street, teamster. Fred Knnz. 2702 South Twenty-first street, carpenter.
John A. Noble, 2215 Seward street, em-

ploye Omaha Water company. P. C. Jepsen, 938 North Twenty-fifth street, clerk grocery store. Thomas Meldrum, 2517 Decatur street, plasterer.

George Byrnes, 3621 U street, South Omaha, employe Cudahy Packing com-C. W. Barber, 2542 North Twenty-eighth avenue, carman street railway company.

B. D. Duncan, 2628 Davenport street,

employs Water company. Michael Morrissey, 340 North Thirtymixth street, construction department Mebraska Telephone company. George D. Evans, Dundee, coment contractor.

With this Jucy in the hox the legal battle to save Charles E. Davis from a life sentence in the penitentiary for the wileged murder of Dr. Frederick Rustin began Tuesday in criminal court. That the defense will make a strenuous

fight to keep some of the important evidence of the state from going to the jury was indicated at the afternoon meanion yesterday, when Mrs. Rustin, widow of Dr. Rustin, was on the witness stand. The skirmish came about by the effort of the defendant's lawyers to keep out of the record the first words of Dr. Rustin to Mrs. Rust'n when she found him shot on their front porch:

"A man shot me." When this point in her evidence was reached Attorney Gurley objected and he and Mr. Woodrough for the defense and County Attorney English argued the point for over half an hour. The objection raised was that the statement was made so long after the shot was fired that it was not part of the res gestue or consemporary circumstances to the crime, but that thus clapsed during which time Dr. Rustin

might have figured on what he should say divert suspicion of suicide

tice Barnes to the newly appointed mem- witnesses, Robert E Archer, 400 Parnam bers. The court recognized that under the street. Four weeks ago Mr. Archer was constitutional amendment Judge Reese be- stricken with apoplexy and is now unable comes chief justice, but at his request to speak or even express like wants except Chief Justice Barnes presided today. To- with great difficulty. Mr. Archer lives morrow the court will reorganize, probably across the street som the Ruetin house The cath was administered in the con- the time of the shooting, which is in consultation room, after which the court croversy. His wife was in the stand, the

bar in this order: Root, Fawcett, Letton, F. Guriey, Duvis attorney, declared the Barnes, Reese, Sullivan, Rose, Judge Suill- ev-dence of the state itself would throw van was not here when the court met. so suspicion on Mrs. Abbie Rice cather than

at which time the Columbus Judge pre- pact to kill Dr. Rustin existed will not sented himself. The supreme court com- be dealed and the witness who will testify to such a compact will testify she was in pt. The late time Dr. Rustin was seen he was with this witness, who testifies she The details of the bank guaranty bill, had an agreement to kill him. The last ness who wil lawsar she promised to kill Dr. Rustin. The box of carifidges was bought by her according to her own admisstone. She will textify she had tried four times to kill Dr. Bustin and each time she came a little enarer doing it than the time before, she was the hast person seen with Dr. Rustin before he was shot," Mr. Gurley laid strees on the fact that Dr. Rustin had \$25,000 in Insurance in force in July which was incontestible for

suleide and which he allowed to lapse. "With this insurance in force," declared the attorney, "Dr. Hamila could have gone out into the middle of thes treet at high noon and shot himself and his family could

#### have collected every cent of it. Allowed Policies to Lapse.

Mr. Gurley said Dr. Rustin had allowed bank itself is liable to have to take care a \$19,000 policy to lapse some time beof a run. How large will the fund have fore his death and another incontestible policy for \$16.00 was near lapsing. The agent for this company, he said, sent Dr. It looks to me like the democratic legis. Rustin a note for the premium, the note sture and the democratic governor are up made payable September 12. Dr. Rustin, he said, received the note, signed it, but did not return it, and it was found among his papers. The premium on a third inglosing days of the blennium has contestible policy, he said, was due August

"On the afternoon of September L about m and to their relatives on the outside 4 o'clock, just at the time the state says hope that the chief executive may see Charles E. Duvis was in Dr. Sustin's office so fight as they see it, and the result is fixing up this suicide compact. Dr. Rustin multiplicity of applications for elemency. was called up by the agent for this com-Previous to the last logislature anyone pany about the premium and the doctor who desired a panton had the privilege of answered. T will mail you a check tomaking application to the governor at any morrow. Hear in mind he was at that time and there was little or no regularity time, according to the state, entering into

collect his insurance." The last legislature enacted a law that Mr. Gurley called attention to the fact ill hearings upon an application for execu- that the police were not notified for two hours after the shooting took place and that the application should be published at when one of the officers met for Lord the latter said: "This is not a case for the police. It is a case of suicide." He also laid stress on the conflicting stories told by Mrs. Rice as to her knowledge of the affair and that she did not tell her present story until Chief D nalue told her no The governor already has a number of believed she did the shooting. The testihearings dated and to begin the publica- mony, he declared, would show Mrs. Bire tion now it would be at least three weeks could not have been in Clara Glesson's resort by ten minutes of 15, as she tear; find size was. The late development of the fact that a man answering Duvis' description was seen walking down Fortemplating making their applications would nam street after the shooting was also

commented on. "Until Davis of his own free will walked