

ONE JUROR IS ILL

John Gregory Calls for Medical Aid

AFTER THIRTEEN HOURS

Jury Returns Without Verdict Asking to Retire.

THEY WILL RESUME

Their Deliberations in the Case This Morning.

FAVORABLE TO PRISONER

Is Considered the Delay in Reaching a Verdict.

MAY MEAN NEW TRIAL

With Probable Chances of a Change of Venue.

PEOPLE WAIT EXPECTANTLY

In Court Room Hoping to Hear From Jury.

After thirteen hours of argument and discussion at El Dorado, twelve men, one of them ill, juror in the Morrison case, returned to the court room last night, stating to Judge Shinn that they had not reached a verdict in the case. They had worn after the long hours of ponderance, these twelve men who have been prisoners, in a sense, for three weeks, asked permission to retire for the night, saying that they would resume the serious work of getting a verdict at 10 o'clock this morning.

Whether the jury will return a verdict today is problematical. The very fact that the men were not able to reach a verdict yesterday is considered as being favorable to Jesse Morrison. It may not be a question as to whether she is guilty or not, but it may be a question as to the degree of guilt.

One man, unwell, perhaps from thought over the case, awoke the beginning of a long and tiresome sleep to receive a verdict in the now famous case. This man is John Gregory. He called for medical aid, and while his sickness is not serious it may be a hindrance to the verdict.

These men as jurors have been occupying a little room in the southeast corner of the Butler county court house. It is a plain room. On one side is a common stove, unblacked, and around the bottom is the box arrangement filled with ashes for the jurors who wish to expectorate. On the other side of the room is a bench with a high back. There are a few chairs. In one corner is a table. In that room is the place that these twelve men are determining whether or not Jesse Morrison is to be a free woman or whether she is guilty of murdering Mrs. Clara Wiley Castle.

So near is the cell of the prisoner that if all be quiet these twelve men could hear the footsteps of Jesse Morrison as she moved about in her cell. It is but the next room, and the only difference is that one room has bars and the other none.

In the hall before the two rooms stands a hall. He stands there as a sentinel. No one is allowed near the door of the room where those jurors are. At times he is relieved by another bailiff or perhaps a deputy sheriff, but at all times that jury room is guarded as carefully as though it contained the most desperate criminal of the time.

At 10 o'clock last night the jurors were taken to their beds for the night. As they marched along the street more than one person looked at them and said: "What will the verdict be?" or "Will it be a hung jury?"

Early yesterday morning these twelve people sitting in that court room where Jesse Morrison was tried for murder, as they have done for the past three weeks, they were awaiting something, they knew not what, but at their feet lay something should occur should they be absent from the room. After the jury went out of the room yesterday morning the crowd outside. People had an impression that there would be such a thing as the jury bringing in a verdict before noon. Once again they were called for, and everybody looked at Judge Shinn expectantly, but it was on another case, and the jury in the Morrison case stood out.

People wait here for their dinner. They did not eat lunch, and strictly after 1 o'clock they were back in their seats again. It continued this way until the jury did come in, but it was not yet a verdict.

During all of these hours the little person sitting in her room in the jail waiting for she knew not what was in coming. She had called the people waiting outside her, and if Jesse Morrison had returned about the verdict that the jury might return she did not show the least sign of it. As was usual in the other cases, she had yesterday the same appearance, the

same independent appearance that she maintained during the trial. Even when the jury stated to the bailiff that they wanted to be taken into court Jesse Morrison was not nervous, and when the report of the jury was heard the prisoner smiled and merely said: "It looks like the jury will not agree." These were her feelings in the matter and as she went back to her cell it was with a more cheerful feeling than she has had any day since the opening of the trial, just because she knew that the jury had failed to reach a decision after thirteen hours of consideration.

There is a strong sentiment in the little city of El Dorado that the jury will hang—that they will not be able to reach a verdict in the case. This will mean another trial, and that brings up the question as to whether or not another jury could be secured in Butler county. Nearly 400 men were examined to get a jury on account of the present case, and it is thought that it would be much harder to get a jury in another trial. On the other hand, if the jury should return a verdict of any kind, it would be contested by the attorneys for the defense. Should they object to having the case in the Butler county court, a change of venue could be taken and Sedgewick would immediately come up as a possible county in which to hold the trial.

The first movement, according to this, would be a motion for a new trial, and it would come immediately. It would be argued and passed on by Judge Shinn. Other complications would come and the case would in all probability go to the supreme court.

Should there be a hung jury, as many people predict, there is a feeling that the defense would not care to have the case tried by Judge-elect Aikman, who would be on the bench at that time. This is not because of any feeling toward Judge Aikman, but because of the fact that he is a resident of El Dorado and is thoroughly familiar with the story of the case and of the death of Clara Wiley Castle. Should they object to having the case in the Butler county court, a change of venue could be taken and Sedgewick would immediately come up as a possible county in which to hold the trial.

The story of the trial is being gone over again in the homes of El Dorado. The families tell of the testimony of the witnesses. What they said is discussed. There is talk too, about the demeanor of the defendant. The arguments of the attorneys come into the conversation and many times the speeches of all the attorneys in the case have been commented on, some times favorably, at other times with criticism.

The same crowd was in the court room last night when the jury came into the room that had been there during the day. There were others, however, and while the court room was not as crowded as it has been during the past three weeks yet the seats were well filled. Many of these same people will return to that court room this morning, to wait until the jury reports again. The people who wait talk among themselves about the case. They take sides and the same arguments which have gone through the entire trial prevail in the private discussions.

People in El Dorado are rather superstitious regarding the Morrison case. All through the tragedy thirteen has had a marked place. The very fact that the jury was out thirteen hours caused many of the people who counted the hours to shake their heads, as much as to say that it must have been luck. Since the jury failed to return a verdict another Jesse Morrison, it looks as though the thirteen was again in the history of the Castle and Wiley families.

STRIKE DOES NOT INTERFERE

Uncle Sam's Mail Boxes Along Just the Same.

Many people in this city had the impression that the strike on the Santa Fe would interfere with mail service. It has to some extent, but when things become in such shape that the United States mails do not move, Uncle Sam takes a hand in the matter. Chief Clerk Reed of the mail service stated yesterday to a reporter for the Eagle that the running of the mail trains had been about according to the schedule and that there was no special complaint on that account.

FRED TRIGG'S MOTHER DEAD

Sad News Received Here Last Night—She Was an Invalid.

Word reached Wichita last night that the mother of Fred Trigg, deputy United States marshal, died at her home in Garnett, Kan., at 824. For a number of years Mr. Trigg's mother has been an invalid. She has lived in Garnett, and during all of her suffering was cheerful and bright.

Three weeks ago yesterday she became much worse in condition and her son was telegraphed for. Since that time he has been in constant attendance at her side and was present at the time that her life went to the beyond.

No one can realize the loss of mother unless they have gone through that ordeal. Fred Trigg has many friends in this city who sympathize with him at this time. Yet sympathy will not remove that pain which comes at the loss of a dear one who is known as mother.

The funeral of the deceased will take place some time during the week, probably tomorrow or Friday.

SEND IN YOUR OLD CLOTHES

Associated Charities Make an Appeal in Aid of the Poor.

Comely Commissioner for the poor, John Goodwin, is making an appeal on behalf of the associated charities for discarded articles of clothing and bedding. The association for the present, has established its headquarters in the court house and all articles of clothes for men, women and children should be brought here.

Now that the cold weather is on, poor people are constantly seeking aid of some kind at the hands of the association. The latter is unable, with the limited means at its disposal, to supply their wants and it is for this reason that a general appeal for supplies is made.

Mrs. Clara Palmbeck has been granted a divorce from Alvin E. Palmbeck and was awarded the custody of their little daughter, Leah.

BUTLER BLOCK SOLD

Good Business Property Secured by Wichita Men.

CONSIDERATION IS \$11,000

Building Is of Brick Consisting of Three Stories.

The Butler block, one of the best three-story brick business buildings in Wichita, has been sold to Messrs. M. B. Van Dusen and H. M. Grafton. The consideration for the property is \$11,000 and that amount entirely in cash. Mr. Van Dusen secured two-thirds of the property and Mr. Grafton, one-third.

The Butler block was erected several years ago and in reality is three buildings in one. There are three large rooms on the lower floor, each room being 30x100 feet and well lighted, facing the east. The upper floors are nicely arranged in suites of rooms and are all occupied by tenants who use the suites as homes. The lower part of the building is occupied and the property will be a paying investment.

For some time these men have been looking over Wichita real estate with a view of investing. They were shown a number of properties, good business blocks, but when it was ascertained that the Butler block could be secured, a deal was immediately put on foot and the result is that the two Wichita men own this piece of business property.

The sale of the property was made through the agency of Howe & Co. There were a number of complications in the deal, but these have been arranged for, by the real estate firm in a very short time. The building was erected by Mr. H. B. Butler of this city and was afterwards owned by the Nashua Savings Bank of New Hampshire. This bank has owned a number of business properties in this city and the Butler block was in reality the best investment that the bank considered it had.

Mr. Van Dusen is a traveling man, who makes this city his home. He has had much faith in this city and its future.

Mr. Grafton is well known in the city, having conducted a grocery business on Murdock avenue for a number of years.

CRYPTIC MASONS ANNUAL

Wichita Council Elects Officers and Attends Banquet.

Last evening, at the Masonic Temple, Wichita Council, No. 24, held their annual election of officers, followed by installation, and later by a sumptuous banquet at the Royal Cafe.

The work in the ritualistic features was impressively rendered, and this was enjoyed by a large assemblage of members and visiting brethren, many from out of town, even so far as Burlington, O. T. Committees were appointed on entertainment of the Grand Council in February next. The council also arranged for representation in the completed roster of all Masonic membership of the city, including both of the degrees, Masons and Scottish Rite bodies. This compilation will be arranged in artistic manner. It was also announced that a special communication of the work of all unfinished candidates before the close of the year. A communication from Grand Recorder of Grand Council shows a large increase of membership throughout the state.

The election of officers for the next year resulted as follows: Thrice Illustrious Master—Elbert Deum; Deputy Master—Charles Darrigand; Principal Conductor of the Council—W. H. Harrison; Treasurer—D. M. Galusha; Secretary—A. J. Apollonio; Appointive Officers—F. A. Rohrbach, Captain of the Guard; Matt J. Parrott, Conductor of the Council; Benj. Hunt, Steward; Morgan Cog, Tyler.

All the officers were installed by Past Illustrious Master Thos. G. Pritch, who is also Grand Principal Conductor of the work of the Most Illustrious Grand Council of Kansas. He was assisted by Past Illustrious Master David A. Mordell. After the work and election the assemblies repaired to the Royal Cafe, where a very fine collation was spread with extra decorations and the best of service.

MRS. R. P. MURDOCK WILL TALK On the Life and Works of Michael Angelo Tomorrow Evening.

Mrs. R. P. Murdock gives a second talk on the life and works of Michael Angelo tomorrow evening, December 12, at the First M. E. church. The very interesting subject matter Mrs. Murdock gives in an easy narrative style, illustrating all of the artist's greatest works with fine-etched slides, especially loaned by J. Liberty Todd of Philadelphia.

A complete series of the frescoes in theistine chapel will be shown, and also a beautiful view of the whole interior of this chapel, which affords the best opportunity possible to obtain the building made from an actual visit to it.

The frescoes of the ceiling picture the story of creation, and also foretell the coming of a Redeemer, in the prophecies of the Sybils, who were regarded as genuine witnesses to the truth of Christianity. The Last Judgment will be sketched in detail. This is regarded as the greatest picture in the world.

ON THE STREET CARS

Special Officer Will Warn the Exporters This Morning.

Every morning when Chief of Police Cuthbert rides down town on the street cars he notices carefully whether people have forgotten the ordinance regarding expediting in the cars. Yesterday there was so much evidence that people had forgotten about the ordinance that the worthy chief immediately decided to put a special officer on the North Main street car this morning to warn the people what may happen if they persist in expediting in the cars.

To a reporter for the Eagle Chief Cuthbert said: "I have decided to put a special officer on the cars one or two mornings to warn the people of the ordinance and if they then persist in expediting in the cars, arrests will follow. That is all that there is to this matter. Some times it is very unpleasant for ladies to sit in the cars, and since we have such an ordinance, people must remember it."

The Ladies' Aid society of the First Presbyterian church will give a social at the home of Mrs. Dr. Purkin, 128 North Topeka avenue, this afternoon at 2:30. The members will please bring their money for the organ fund. A cordial invitation is extended to the members of the church and congregation.

AT Cash Henderson's Dress Goods Offering. If you contemplate buying a winter dress or intend making a holiday present of Dress Goods, visit our department and we will save you money. Black Silks. A big assortment of beautiful patterns and weaves, comprising Peau de Soie, Armures and Grosgrains, at 99c, \$1.19, \$1.25, \$1.49. Black Cheviots, shrank ready for use, 59c up. Neckwear. Holiday Neckwear of every description. All the new, bright shades so popular with the ladies. String Ties, Fischus, Stock Collars, Renaissance Ties. 119-121 NORTH MAIN.

Buy Him A House Coat. That he may throw off the worries of the day with his coat and enjoy the pleasures of an "evening at home." It's an old story to some men—the pleasures of a House Coat—but probably some friend has it yet to learn. He'd just as lief learn it on Christmas as any other day. House Coats of double-faced cloth are the most striking and comfortable. No sleeve lining to bother in putting them on. The outside is in subdued colors, mostly mottled, and the bright plaid inside turns back to form the collar and cuffs. Some have narrow binding and some have cord edges. These good sorts of House Coats are here at from \$5 to \$10, and some of the newer ones are going fast. If you want one you'd better hurry. Herman & Hess

A Cheerful Fire. Makes home cheerful and all happy. The best Christmas present you could buy; a few tons of Jackson's Coal. It will make Christmas pleasant at your home regardless of the cold weather. We handle GOOD COAL and sell it at lowest price and deliver it promptly when wanted. You can always depend upon getting the best quality, full weight, and clean Coal of L. C. JACKSON. Phone 10. Agent 112 South Market.

At Fuller's. We have just opened a barrel of New Orleans Dark Brown Sugar. Also a cask of Silver Thread Sauer Kraut, Dill Pickles. C. I. Fuller, PURE FOOD GROCER, 202 E. Douglas, Phone 25.

For a Pretty Hand. Here is something she will like and she may be led to like this donor. An Opal, full of exquisite fire with clear white diamonds around it and a Christmas expression all over it. When her eye softens and she smiles "thank you," you will think the thing too cheap at the price. Call and see them. Sign of the Time. I. F. VARNEY, Jeweler, 115 N. Main Street, Open Evenings.

Burdal's New Studio. Our Best \$4 Cabinets \$2.50 for 30 days only. Studio 124 N. Main. DR. J. W. WOLTZ, Dentist. Crown and bridge work a specialty. All dental work at reasonable prices. Office hours 9 to 12, 1:30 to 5:30. Room 11, Sheetz building.

Diamond Loveliness. Is a uniquely brilliant and valuable form of beauty, but one from which our purities detract immensely. Our stock of diamonds was selected with the greatest care and every man in one of our beauty. Call and see them. A large stock of Watches, Rings, Pins, Chains, Brooches. LON WILLIAMS, Jeweler, 202 E. Douglas, Corner Lawrence.

Trade at Fulton's—It Pays. Our Boy's 3-Piece Suit For \$3. Is all that we claim it to be—equal to the \$5 and \$6 suits sold elsewhere. They are All Wool Casimers, Cheviots, Scotch and Worsted. Vest made just like men's; coat, sack, cutaway; knee trousers; handsomely finished, hand-tailored, ages 8 to 16 years. We've a fine line of three-piece suits for little fellows, a 11 wool, \$2. Christmas Is Near. Come in and look around. You are pretty apt to see some article that would suit him. We have the finest line of Christmas Neckwear, House Coats, Mufflers, Shirt Jewelry, Gloves, Fancy Vests, Grips and Fine Furnishings we have ever shown, and we usually show the best at the lowest prices. C. R. FULTON, Wichita's Greatest Clothing Store.

Smoking Jackets and Lounging Robes. Are what we are selling more of this season than ever before, because we have them in all the newest effects at a much lower price than elsewhere. GOLDEN EAGLE. Wichita's Greatest Money-Saving Clothing Store, 226-228 East Douglas Avenue, Corner Lawrence.

"Economy Is Wealth". Now, If You Think. You should have more light and better light—that you have been paying dearly for the light you have had—that you are entitled to a better light for even less money—is it not economy for you to use the Automatic Gas Lamp? J. E. CALDWELL, 130 North Main.

This Is Our Kansas Brilliant Coal. It is stowed with resin, visible and invisible. No, there is no such thing as your stove like, and it is the best coal in the market. You get more heat from it than most ordinary coals, and it does not cost you any more than the cheapest coal. Where is it mined? At Pittsburg, Kansas, from 18-foot shaft. No, it does not make any clinkers; it will coke and all burn up clean. You will find this coal at HACKER COAL CO., 414 N. Main, Phone 26.

Christmas Tide Gold Lettering. In the Bindery department of this office. Get a first class job cheaper than a poor one. THE EAGLE

Hood's Sarsaparilla. America's Greatest Medicine. Best that Money Can Buy.