

# RECALL

## Remember The Toggery's Trustee Sale

Fine furnishings are rapidly selling at less than

### HALF-PRICE

If you have not been to this sale

## COME THURSDAY

# THE TOGGERY

(Oscar O. Weil)  
602 Kansas Avenue

## THEY GUARD HIM.

Deputies Keep Watch Over Kirkpatrick in Court.

Officers Protect Him From Girl's Irate Father.

### REBUTTAL EVIDENCE.

Miss Tilford's Lawyers Attack Defense With Warmth.

Many Witnesses Give Doctor Warner Good Character.

As a result of rumors circulated last night after the examination of W. B. Kirkpatrick, president of the Knights and Ladies of Security, now being sued by Miss Dolly M. Tilford for libel damages in the district court, Sheriff Norton detailed two deputies to the court room today as a body guard to the defendant to prevent an assault by Geo. M. Tilford, father of the girl.

The presence was unknown to the plaintiff or the suspected assailant, who has sat quietly with his wife and daughter throughout the trial. Sheriff Norton declined to state from whence came the request of precautionary measures, but admitted sending Deputy Sheriff Lon Sauls to the court room and warning his deputy, Balliff Anderson, to keep guard over Mr. Kirkpatrick.

Grounds for the suspicion rest on the attitude taken by Mr. Kirkpatrick in regard to the girl, and admitted on the witness stand, when he testified that he had circulated the reports concerning Miss Tilford and Dr. Warner with no thought of her nor any intention of doing her harm. He explained that he had not occupied the same room at the Weiland hotel at Montreal. Asked why then he had not apologized to the girl or her mother, he replied that he had not done so because he had not done so.

Further provocation lies in the fact that when Miss Tilford and her father went to Mr. Kirkpatrick's office directly after the photographs of the hotel register had been circulated, asking for an explanation, he had ordered that they be removed from the register. The witness explained on the stand because Mr. Tilford lost his temper. Witnesses showed, however, that when asked why he was trying to ruin Miss Tilford's reputation by getting the photograph which showed a faistly, he replied, "I got it for a purpose and it has served my purpose." It was at that time that Mr. Tilford sprang toward Mr. Kirkpatrick and the latter called to associates to come in and witness the assault.

Also, evidence of the case closed today with the last of the plaintiff's rebuttal and the recall of Miss Dolly M. Tilford to the stand by Mr. Doran for the defense to ask her her age. The closing testimony of this case was given by Dr. Warner, who testified which has already occupied the time of the court for a week and a half.

M. C. Holman was the first of the score of witnesses called by the plaintiff to offset the evidence of the defendant by testifying to the good reputation of Dr. Warner.

Cunningham Called. Samuel Cunningham followed him to answer to the form of questions by Capt. Waters.

"Are you acquainted with Dr. Warner?" "I am."

"Do you know what the general reputation of Dr. Warner was as regards morality and chastity during these years, 1906, 1907, and 1908?" "I do."

"Was it good or bad?" "It was good."

"There might have been reports you did not hear, might there not?" "There may have been."

Dr. W. E. Linger was then called to answer the same questions to the same end.

Cross-examination: "You're a physician and so is Dr. Warner, didn't you?" "Yes, sir."

"And you never heard anything about Dr. Warner's reputation?" "No, sir."

"What was it?" "Good."

Cockrell on Stand. C. M. Cockrell followed to the stand.

"How long have you lived here?" "Four years."

"Do you know what the reputation was of Dr. Warner during the years of 1906, 1907, 1908, and up until September 21, 1908?" "I do."

"Was it good or bad?" "It was good."

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