

THE ENTERPRISE.

OFFICIAL PAPER OF
PHILLIPS COUNTY

OFFICIAL PAPER OF
PHILLIPS COUNTY

VOL. 18

MALTA, MONTANA, THURSDAY, NOVEMBER 4, 1915.

NO. 29



The Housewife who buys pure Groceries and Foodstuffs seldom spends money in drugs and doctor bills.

We excell in the quality of our goods --- in the economy of price --- in the efficiency of service.

Clanton & Brandon
Phone 6 Fifth Avenue

ROBERT LILLY NOT GUILTY.

The Verdict.
"We, the jury in the case of the State of Montana versus Robert Lilly, find the defendant not guilty."

The Jury.
Ben Johnson, Saco, farmer.
Eurick Westman, Dodson, farmer.
D. W. VanLoon, Malta, farmer.
Chas. E. Hayden, Malta, restaurant proprietor.
Jens O. Sandvig, Dodson, farmer.
J. A. McNeal, Lovejoy, farmer.
Claude W. Moore, Malta, retired liveryman and farmer.
W. C. Davis, Whitewater, farmer.
Steve Holman, Wagner, farmer.
C. J. D. Anderson, Malta, farmer.
John H. Simpson, Saco, farmer.
Victor M. Lake, Lovejoy, farmer.

Defendant Released.
A little after 11 o'clock last evening it was noised around town that the jury had reached a verdict and a number who had remained up expecting an early verdict went to the court room to hear the decision. After the judge had taken his seat Clerk of Court Porter arrived and took his place at the desk and the jury filed in from the jury room. The foreman, Claude W. Moore, handed the verdict to Judge Thompson, who turned it over to Clerk Porter, who read the verdict as quoted above. Judge Thompson then told the defendant that he was at liberty and after receiving the congratulations of a large number of friends who were present and thanking the jury, Mr. Lilly left the court room with his wife and children, who have stood by him faithfully during all the trying ordeal. Present in the court room when the verdict was read besides the court officers, were Attorney Hurd for the defense, a large number of friends of Mr. Lilly from the mountains and two reporters for the Enterprise. The verdict seems to meet with popular approval as the sympathies of the entire community have been with Mr. Lilly during the entire period he has been in custody.

The Trial.
District court opened here at 10 o'clock Monday morning with Judge T. A. Thompson presiding. The first case called was that of Robert Lilly, charged with the murder of Guy Hamilton at Whitcomb, July 4, 1915. The work of having a jury progressed more rapidly than was expected and by 2 o'clock in the afternoon a jury had been secured after 30 of the first day's venire had been exhausted. Attorney O'Keefe of Chinook, represented the state as associate counsel with County Attorney Wolfe and did most of the questioning of jurors for the state, while Attorney George Hurd of the firm of Norris & Hurd, and Tressler & Kirton, appeared for the defense.

One of the first witnesses called to the stand was Dr. Sweet of Zortman, who testified to being called to examine the body of Hamilton after he was shot and pronounced him dead. County Surveyor Richardson identified a map of the place where the murder took place at Whitcomb showing the saloon of Lusk & Wimberly and showed to the jury the location of the door which Hamilton entered at the time he was shot. Marvin Fifer, Robert Clowes and Henry Pennington all of whom were present in the saloon when the shooting occurred were on the stand during the afternoon and each gave his version of what happened.

One Other Present.
The witnesses seemed to think there was one other man in the saloon at the time but the exact identity of this person has not been established, the testimony conflicting as to whom he was. The defendant Lilly was behind the bar at the time Hamilton entered and warned him not to come in, but Hamilton kept coming towards him and as he approached closer with his hand behind him Lilly is alleged to have fired five shots at him. Sheriff Shaw identified the bullet found in the wall of the saloon as one he had found in the wall of the saloon as one he had extracted from the hole made in the building the next day after the shooting and the gun supposed to have been in the possession of Lilly.

The trial progressed very smoothly and there were no tilts between the lawyers, the only point raised in the case being as to whether Hamilton had his hand at his left side or on his hip pocket as if about to draw a gun. The witnesses do not seem to be clear on this point.

Tuesday morning court reconvened at 9:30 o'clock and the state introduced a few more witnesses who testified along the same lines as the ones did Monday, and practically no new evidence was introduced by the state. About 11 o'clock the counsel for the state announced that they were through and the first witness was put on the stand for the defense in the person of the defendant, Robert Lilly.

With the starting of the case for the defense the incidents that occurred two days before the shooting were testified to by the witnesses as they remembered them at this time. The story in substance was that Robert Lilly was the agent for the administrator of the Jack Lusk estate and a part of his business was to look after the several cabins owned by the estate at Whitcomb and collect the rent from the tenants.

Hamilton, the man who was killed, occupied one of these cabins and when he moved to Zortman took some of the furniture belonging to the cabin. Lilly went to him and asked him to bring it back and Hamilton called Lilly several vile names and not only that but he went to a brother-in-law of Lilly by the name of Albright and told him he was going to kill Lilly. He also went to the Lilly home and in the presence of Mrs. Lilly called the defendant any manner of vile names. Not satisfied with these threats he came into the saloon where Bob Lilly was tending bar and flourishing a gun on the evening of July 2nd and third, threatened the life of the defendant. All of this was testified to by witnesses and most of the testimony was corroborated. Among those who were on the witness stand Tuesday were Marvin Fifer, Wm. Wimberly, Mrs. Lilly and a number of other minor witnesses. As the case progressed Tuesday Judge Thompson warned the ladies present that there would be some vulgar language used and gave them an opportunity to leave the court room, and some of them left rather reluctantly, but after the noon recess some morbid curiosity seekers had to be told by Sheriff Shaw to leave the court room.

Wednesday morning the state put on a little rebuttal testimony but nothing new was established. Judge Thompson delivered his instructions to the jury shortly after 11 o'clock and then the opening address for the state was commenced by Attorney O'Keefe and finished after the noon recess. Attorney George Hurd commenced the argument for the defense about 2:40 p. m., and occupied about an hour in a very convincing statement for the defense. O'Keefe then followed with the closing statement for the state and the case went to the jury at about 4:30 p. m.

Malta is crowded with people on account of this the first term of court ever held in the new county of Phillips and all the hotels and lodging houses are filled to overflowing and several have secured rooms in private families.

Jewelry--The Ideal Gift

Beauty, Sentiment coupled with Durability makes good jewelry the

GIFT OF GIFTS

Our new fall stock already arriving has been bought with this in mind. We invite your inspection.

L. REED & CO., Jewelers

The finest stock ever shown in Malta.

Pure Drugs

Valley Drug Co. Fifth Ave.

Bank by Mail

This is a convenient way of banking for the farmers.

A dollar will start an account.

You will have a receipt for your money at once. Also a bank book showing your deposit.

If you wish to draw money out, let us know and we will send it to you at once.

Think this over.

We will be pleased to get your account and assure you it will receive prompt attention.

WE INVITE YOUR ACCOUNT.

THE FIRST NATIONAL BANK
MALTA, MONTANA

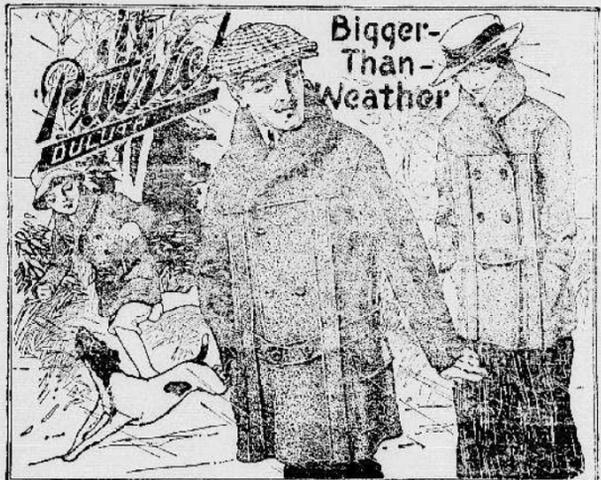
The Man Who Receives \$12.00 Per Week

for his services may not be able to get a raise in salary just at present, but he can make an effort to save a little from his weekly pay.

One dollar will open an account at this bank and additional sums may be deposited from time to time. This plan has started many a wage earner on the road to a competence.

THE FIRST STATE BANK
Capital . . . \$50,000.00

The Patrick is the real mackinaw.



The Patrick has created its own vogue among fashionable folk as "correct" for the outdoor occasion.

Come and see the new Patricks just arrived from Duluth

The famous Patrick garments—Bigger-Than-Weather—are more beautiful this year than ever before. You will enjoy the rich woodland colors in heathers, nub patterns, plain clothes and subdued plaids, just arrived from Duluth. They will win your approval for their fleecy softness and smart outing design.

From wonderful long fibre wool, the famous Patrick Cloth is made Bigger-Than-Weather. It is as distinctive to America as chevots to Scotland, friezes to Ireland and tweeds to England.

Give us the pleasure of showing you these new coats while our selection is large. Please come in today.

ST. HILL'S