

first degree. It was inability to "get together" as to the legal description of the offense, it is asserted, that kept the jury out so long.

A sensational statement was made this morning that one of the jurors had favored an acquittal from the start and had finally come to the other way of thinking because a fellow juror's father was dying.

Nothing was said, so far as could be learned, as to the actual number of ballots taken. Mr. Oakley is said to have been the dominating personality in the jury—the man whose opinion had influence in determining what the final verdict should be.

The counsel for the defense had looked for an acquittal. They believed that the "reasonable doubt," sufficient to acquit, had been established in the minds of the jury.

"We are, of course, disappointed as to the outcome of the case," said Mr. Penney. "We made a hard fight and have nothing to regret on that score, but we believed we had a right to expect that Hamilton would be set free. A disagreement seemed the only other alternative.

We will certainly make every effort to secure a new trial. Popular feeling in this matter is about right. The great majority of the people of Minneapolis believe Hamilton innocent. The voice of the people is the voice of God."

Mr. Penney added that within a half hour he had received new and important evidence bearing on the case, of such a nature, he was convinced, as to persuade the court to grant a new trial.

"Evidence like that," he said, "often comes in after a man has been convicted. People who object to getting mixed up in a case sometimes conceal what they know in the hope that acquittal will render their evidence unnecessary. Rather than see justice miscarry, they, finally, when it is not altogether too late, agree to tell what they know."

Mr. Nye said that the defense had no excuse to offer for the way in which the case had been handled. To begin with, he admitted, the defense had the strongest kind of evidence to combat, against which, he believed, a creditable showing had been made—sufficient, he thought, to establish a reasonable doubt, at least, and clear his client.

Mr. Glover, the Chicago attorney, a distant relative of Hamilton, who has closely watched the fight for the defendant's liberty, was deeply disappointed. The jury's delay in reaching a verdict had convinced him, he said, that a disagreement would be the outcome of the case. He is the defendant's nearest relative and has contributed generously to his kinsman's financial assistance.

Prosecuting Attorneys Are Satisfied. For the state, both County Attorney Fred H. Boardman and A. J. Smith, first assistant, who conducted the case, felt well satisfied as to its outcome. While they had nothing of sympathy for Hamilton, they have felt from the first, so they said this morning, that he was guilty. They are naturally elated over having won the case, especially as it is probably the most important case Mr. Boardman, who was but recently elected, will be called on to try during his term of office.

Mr. Boardman believes that "the punishment fits the crime," and that conviction for manslaughter in the first degree is no more nor less punishment than Hamilton is entitled to.

see why those other witnesses did not go on the stand and tell all they knew. I cannot understand it."

Hamilton's friends are fearful that a conviction will cause a decline in his physical condition. Already from close confinement his old cough is coming back on him.

"The bugs have gone to work again in my left lung," he said in his dry way, as a fit of coughing shook his frame.

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Apparently There Is Fear That the Boers May Raid the City.

De Wet Has Again Succeeded in Fooling Lord Kitchener Completely.

South African War Is Worrying the British Party.

MINNESOTA SWEDISH LUTHERAN CONFERENCE VOTES FOR PRESIDENT.

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WOMEN OF THE UNITED STATES REGARD PERUNA AS THEIR SHIELD AGAINST CATARRH, COUGHS, COLDS, GRIP AND CATARRHAL DISEASES.

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catarrh, madam? They will generally reply, "Oh, no, I never had catarrh. My wife is perfectly clear, and my breath is not bad. I am not troubled with coughing or spitting, or any other disagreeable symptoms of catarrh." But my dear madam, you may have catarrh all the same. Catarrh is not always located in the head. You may have catarrh of the lungs or stomach, or liver, or kidneys, or any especially you may have a catarrh of the pelvic organs."

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