

BUTTE NEWS.

FRANEY MURDER CASE

Special Verdict Was Exhausted and Another Ordered.

THE PEOPLE BE DAMNED

That Was the Juror Knight's Position Relative to Public Opinion—He Was Accepted—Judge Clancy Agreeing to Get After a 'Gent.'

The special venire in the Thomas Franey murder case was exhausted yesterday morning and another named names was issued and made returnable next Tuesday morning.

Among the veniremen examined yesterday was J. B. Knight, who said he had no opinion, was not opposed to capital punishment, and would convict on circumstantial evidence, and in all respects was acceptable as a juror.

Attorney McClerman asked Mr. Knight if public opinion would influence his verdict. "I am like Vanderbilt as to that," replied Knight. "How was Vanderbilt—the public be damned?" asked McClerman.

W. T. Harris, another venireman, said he had formed an opinion by reading the papers, and he could not render a fair and impartial verdict.

Edward Hickey, Con Sullivan, Leroy Amos and Pat S. Sullivan were also excused because they had opinions.

Theodore Hennessy was excused on the state's fourth peremptory challenge, and Clerk Normoy announced that the venire had been exhausted.

Whereupon a special venire was ordered issued and made returnable Tuesday morning, to which hour the case was adjourned after Judge Clancy had given the usual admonition to the jurors.

It is said that persons often tried to influence jurors in their verdict in that way. "I am aching to get a chance at one of those rents who want to run the community," said the judge.

The county attorney yesterday filed an information against Martin Herrison and Gus Nelson, charging them with committing the murderous assault on Gus Johnson several weeks ago.

The defendants were brought to court for arraignment. John B. McClerman appeared as counsel for Herrison, and Donlan & Forestelle for Nelson.

They declined to take advantage of the numerous opportunities for delay, but waived all preliminaries and time for pleading, and both the defendants at once entered pleas of not guilty.

The court was asked to fix bail for the defendants in reasonable sum, it being stated that they could furnish \$500 in cash each, but no more. The court therefore placed their bonds at that figure, and it is likely that they will furnish it and be released from jail.

The charge against them is assault in the first degree. An information was also filed against Fred C. Reiss, bookkeeper for the Butte Hardware company, charging him with mayhem, and a citation was issued ordering him to appear in court next Saturday for arraignment.

cial Union, \$3,125; Phoenix of London, \$2,083.33; Royal Exchange, the same; Pennsylvania, the same, and Niagara, \$1,125. The appraisers were F. P. Kelley, for the insurance companies; H. M. Patterson, for Fidelity lodge, the owner of the building, and E. T. Brookman acted as umpire. The adjusters are working on the stock and expect to have the adjustment settled in a short time.

Every man going to the Klondike should bear in mind the thing to do is to go prepared for any emergency. Besides going well provided with warm clothes and abundantly supplied with supplies, every man leaving Butte should not fail to make an auspicious beginning of the journey by drinking liberally of Centennial Brewery beer before starting.

Sam Bartell Was Celebrating New Years at the Monogram. Sam Bartell lost a valuable diamond ring night before last by associating with a quartette of Monogram variety people. As a result, Ruth Hastings, Little Hyman, Charles Burton and Steve George were arrested on a charge of grand larceny.

Bartell started out to help the Chinese celebrate their new year, and went to the only Mongolian theater, where Miss Haynes and Hastings entertained him at drinking wine at \$5 a bottle which they conspired under pressure to allow him to pay for. Then two of their male friends, Burton and George, were invited in. They all admired Bartell's \$250 diamond ring, and while it was being passed around for inspection Bartell claimed in some manner that he had lost it and probably will never return to Bartell.

He complained to the police who arrested the quartette for grand larceny and Bartell for being drunk. The women were released on \$250 bonds each.

RAILROAD MATTERS. C. A. Davidson Will Assume His New Duties in February. C. A. Davidson, the newly appointed city ticket agent for the Rio Grande Western, came up from Salt Lake yesterday and will assume his duties on the first of the month under W. G. McCreary, who has been appointed general agent of both the freight and passenger departments. E. J. Belton, who has been connected with the Butte office of the Western ever since it was opened, has resigned, and during the absence of Mr. Belton will take his place in the Short Line office.

E. L. Moore, general freight agent of the Northern Pacific, was in the city yesterday. George W. Heintz, assistant general passenger agent of the Rio Grande Western, who was in the city on his return from a trip to the Spanish country, left yesterday afternoon for Salt Lake.

The Montana Union has put on a full line of tickets to all points East and West via the O. S. L. For rates and other information call on the general agent, or S. B. Calderhead, general passenger agent, Butte, Mont.

INJUNCTION PROCEEDINGS. An Effort Made to Prevent the Opera Company From Playing in Butte. S. B. Ricaby, the Italian Grand Opera company's representative, received a telegram from Helena yesterday stating that the manager of the opera house in that city had commenced injunction proceedings against the city council of Helena to prevent it from playing the opera company at the city Auditorium next Thursday. There had been some negotiations with the opera house manager to play at his house, but they could not agree on terms, and the opera company representative declared all negotiations off and engaged the Auditorium. There has been no contract with the opera house manager and on what grounds he seeks to prevent the Auditorium is not apparent. An effort will be made on Monday to have the injunction dissolved.

A Great Program. The Imperial theater will present a great programme of attractions coming week, headed by Cad Wilson, who made famous the song by which she is so well known, "She's Such a Nice Little Thing." Little Fanny will take the other part, for she is the only Cad Wilson. The other new performers for the week are Fanta & Boni, the shadow puppets; the three Gwyneths, the expert jugglers, consisting of three brothers and a sister; Frank Finney, author of "I'm a Hot Thing," and a great entertainer; E. J. Holden, the clever young actor, and several others. The program is growing in public favor and is the great amusement resort for the better class of patrons.

Encouraging Reports. The weekly meeting of the board of officers of the Associated Charities was held yesterday afternoon at the headquarters in the public library building. The reports of the committees showed the work to be in an encouraging condition and the treasurer reported a number of contributions which had come in from sources of which she had no knowledge. The association is now on a good financial footing and is accomplishing much in the way of helping the worthy poor to help themselves.

Came a Long Way. John Clifford and Susie Glenson came all the way from Iowa to Butte to get married, at least that was what they told the clerk when the license was taken out yesterday, but information as to the reason for the long trip for such a simple purpose was not obtained.

Grandest Scenery in the World. Along the Rio Grande Western railway, the Great Salt Lake route, through tourist sleepers to Chicago and Boston four days each week via the only route to the East through Salt Lake City. Ticket office 21 East Broadway, Butte. E. S. Blair, Agent.

Notice. All members of Victoria lodge, No. 332, Sons of St. George, are requested to meet at their hall on West Broadway to-day at 1 o'clock p. m., and all visiting brothers, to attend the funeral of our late brother, Samuel Williams, by order of John Carkeek, president.

Ice Carnival. A grand ice carnival will be held at Butte skating rink, Wednesday, Jan. 29th. Brass band will be in attendance and there will also be a fancy skating contest.

HAD A STRANGE CALLER

Captain Smith Tells His Troubles to Mr. Stapleton.

A PECULIAR AFFLICTION

Interjects Vile and Offensive Words Into His Conversation—But He Cannot Avoid It So His Physicians Certify.

The county attorney had a strange caller yesterday in Capt. J. B. Smith, who wanted a warrant of arrest for a man who "held out" \$10 on him. Smith is the victim of a remarkable nervous disease, which interrupts his speech and causes him involuntarily to give expression to vile and offensive words, which are interjected into his ordinary conversation. There were several women in the county attorney's office when Captain Smith started to tell his story, but they did not remain very long after he had started his talk.

"I want things arrested," he said, "and—nigger—I want him prosecuted for—burglary—nigger—I can't help this talk." Then two of their male friends, Burton and George, were invited in. They all admired Bartell's \$250 diamond ring, and while it was being passed around for inspection Bartell claimed in some manner that he had lost it and probably will never return to Bartell.

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CASTORIA For Infants and Children.

and not caring to have a stranger nosing around where he kept his money, ordered him out, and when the constables refused to go took hold of him to pull him out. Downey promptly pulled his gun and shoved it in the Chinaman's face, told him he would go anywhere he liked. As he made no explanation that he was a constable, Ling ran out and blew his police whistle and Chief Mulholland arrested Downey and, taking his gun away from him, sent him to the station by an officer. Later the gun was returned and he was released.

ONLY FOUR DAYS MORE.

Then the Offer of Dr. Dogge, the Eminent Specialist, Will Close.

Only four days more remain before the offer will close, in which Dr. Dogge, the eminent specialist, agreed to give all the afflicted who might call within 30 days, an examination and a month's treatment for... and therefore those who avail themselves of the benefits of the offer, must apply between this time and Thursday evening. The plan to introduce the X-ray and Chalmers instruments in examination, the most modern ideas in diagnosis and the advanced methods of treatment has been successful beyond Dr. Dogge's fondest expectations and the results of his efforts have been so gratifying that although the element of selfishness entered into the offer to the extent that it was made for the purpose of introducing the great specialist and his methods, it has still proven a generous act on his part, for many people have been cured and many more nearly so, for a nominal sum, whereas it would otherwise have cost them a great amount. During the last few days of the operation of the offer, Dr. Dogge will remain in his office and attend callers from 9 a. m. to 4 p. m. and from 7 o'clock in the evening. At the end of that time he will move to his hospital at No. 525 to 527 South Montana street.

15,725 wins the piano; 9,645 was the second and 17,490 the third number drawn. Parties having the last two numbers will please hold their tickets, as the first number may be lost. The Symons Dry Goods company.

GOODS FOR GOLD HUNTERS

ARE YOU GOING TO ALASKA?

Some of your friends are, if you are not. Say to them SEATTLE is the place to OUTFIT.

Seattle Woolen Mfg. Co.

ARE PIONEER MANUFACTURERS OF ALASKA CLOTHING

Have their own Mill and Clothing Factory. Complete outfits on hand and made to order.

WHOLESALE AND RETAIL

SALESROOMS: 1119 First Avenue and Cor. Vesler Way and Occidental Avenue, SEATTLE, WASH.

Write for Outfitting Lists.

A PIG

IS THE TRADEMARK OF Wm. Edmonds Jr. & Co.'s



ALE AND PORTER

And guarantee Genuine Liverpool Bottling of BASS' ALE and GUINNESS' STOUT, at Wholesale and Retail.

Montana Liquor Co., Distributors, BUTTE.

WOULDN'T ACCEPT IT.

Louis Kaufman Made County Treasurer. He is a Frenchman.

Louis Kaufman of the Montana Liquor company called on County Treasurer Hines yesterday and made him a proposition relative to the liquor license. It which is to be brought against the company for the purpose of testing a portion of the law. Mr. Kaufman thought, in view of the fact that the same point is involved in a case from Deer Lodge county now pending in the supreme court, that it would impose a useless expense and trouble to bring another suit, and he offered to give the treasurer a bank guarantee to cover all licenses that may become due until the supreme court passes on the case, but the treasurer would not agree to it, and suggested that the license be paid under protest, which Kaufman declined to do because it could not be recovered. Kaufman tried to convince Mr. Hines that if he wanted to go after any one he should include every dealer and not overlook the grocers, who never have paid such a license.

"We don't wish to antagonize the law and don't want to defeat it, but everybody should be served alike," said Mr. Kaufman. "If the grocers are not required to pay the license, then the liquor dealers are not, for both come in the same class of the law. If the grocers can sell liquor under their general merchandise license, then clothing dealers can also, and all we would have to do to avoid the law would be to nail up a grocery sign."

Lutey Bros. CASH GROCERY

47 W. PARK STREET 47 (North Side of Street) Butte Telephone 68

Montana Rheumatic Remedy

Those troubled with rheumatism should give this remedy a trial. We have testimonials from some of the most prominent men in the West. Merit orders prompt attention. Principal Depot 17 E. Broadway, Butte, Mont.

Great January Clearance Sale. Have you been to our store and seen the bargains we are offering. We must reduce our stock at once. We are actually closing out all surplus stock and odds and ends at less than cost price of the goods to move them quickly. SPECIALS FOR THIS WEEK. Large Hardwood Chiffonier \$7.00

150 Oak Cane Seat Rockers in different patterns, your choice \$1.50. This Folding Bed with Bevel Plate Mirror \$15.00. 12 5-Piece Parlor Suits to close out at \$22.50

Lander Furniture and Carpet Co. 19 E. Quartz St., Tuttle Building, Butte, Mont.

YOU Should investigate the exceptional values we are giving during our Clearance Sale. ...Profits Not Considered... Here Are Three Items: Boys' Shoes in lace and button, heel and spring heel, mostly all sizes, clearance price \$1.00; Ladies' Button and Lace Shoes, Vic Kid stock, narrow and square toes, clearance price \$2.00; Ladies' Felt Lined Slippers, clearance price 65c; Our Men's Calf, three soles, Lace and Congress Shoes, calf lined, Globe toe, are great value at \$3.00. 113 N. Main St., Butte.

LESS THAN ONE CENT FOR A BREAKFAST. Hornby's H-O Oats. AGENTS FOR MONTANA P. J. BROPHY & CO. Wholesale Grocers and Importers. 28 MAIN STREET, BUTTE, MONTANA.

RED BOOT SHOE COMPANY, BUTTE, MONTANA. ANNUAL SHOE SALE STILL ON. Attend the Annual Sale at THE RED BOOT. Ladies' \$2 high cut, fur trimmed ballets in red, black and brown. Men's Self-acting Rubbers cut to 25c. Men's Buckle Anetics cut to 70c.

SCHATZLEIN, 14 W. Broadway, Butte, Mont. PRIVATE DISPENSARY, No. 16 North Main St., Butte, Mont. Doctor W. Todd. Established in 1888 for the honorable and scientific treatment of all diseases of the Genito-Urinary Organs, Skin and Blood, Syphilis and Venereal Diseases in every form. Nervousness, Weakness and Indiscretions of Young, Middle-Aged and Prematurely Old Men and all Private, Chronic and Special Diseases of Men and Women, Rupture, Stricture and Piles. CHEMISTRY. Theoretical and experimental instruction in general chemistry, qualitative, quantitative and blowpipe analysis given evenings at the well equipped private laboratory of W. G. KING, at 828 W. Park St., Butte.



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