

INTEREST IN JIM JAM JEMS CASE IS NATION WIDE AND VERDICT OF JURY BEING ANXIOUSLY AWAITED

Twelve Men to Try Cause Quickly Chosen After Start Was Made

Request of Defendants for Few Hours More Time Refused by Court

Not Expected Much Time Will be Taken in Introducing Testimony

THE JURY
C. L. Bishop, Pessenden.
A. T. Rully, Gladstone.
Alfred Lehn, Addison.
A. R. Johns, New Rockford.
A. L. Lundt, Northwood.
Joseph Starke, Valley City.
Joseph Crawford, Langdon.
F. D. Havener, Dickinson.
H. W. Brademeyer, Taylor.
M. L. Barjez, Petersburg.
D. B. Gove, Harmon.
Hugh Montgomery, Harvey.

The jury in the case of the government vs. Sam H. Clark and C. H. Crockett as publishers of the magazine "Jim Jam Jems" was secured at three o'clock Tuesday afternoon and at that time a recess was taken until nine o'clock Wednesday morning, when the taking of testimony will start.

The defendants requested that the case be postponed for twenty-four hours or until Tracy Bangs, who was chief counsel for Clark and Crockett at their former trial could be present, but at the present time being occupied in the conduct of the defense in the case at Washburn in which Walfred T. Anderson is charged with the murder of Cashier Charles E. Funk of the First National bank. The court did not see fit to grant the request but did allow the case to go over until morning at nine o'clock after George Bangs, at present in the case with Dudley Nash of Minot, made a request for time to familiarize himself with the case.

Jury Quickly Secured
There was little trouble experienced in securing the jury.

PROTEST AGAINST ATTORNEY GENERAL

Saa Francisco, June 24.—Twenty-three members of the federal jury which returned indictments against the Western Fuel company directors met tonight and drafted a telegram to the president protesting against "usurpation of power by Attorney General of United States."

CONFERENCE OF CHARITY OFFICIALS.

Springfield, Ill., June 24.—The greatest possible efficiency in the administration of public and semi-public charitable institutions is the keynote of the program of the fourth annual convention of the American Association of Officials of Charity and Correction, which assembled in this city today for a three days session. Delegates from many states are in attendance. Robert W. Hebbard, secretary of the New York State Board of Charities, is the president of the association and the presiding officer of the convention. On Thursday the delegates will go to Jacksonville to inspect the state school for the blind, the state school for the deaf, and Illinois' first State hospital for the insane.

CANADIAN PHYSICIANS MEET

London, Ont., June 24.—The Canadian Medical Association, with a membership embracing prominent physicians and surgeons throughout the Dominion, met in annual convention here today for a four days session. The attendance is unusually large and representative. In addition to the members of the association the speakers at the convention will include a number of noted medical men and educators of England and the United States.

LIGHTNING STUNS CHURCH PICNICKERS

Cleveland, Ohio, June 24.—One was killed, three seriously injured and half a dozen others stunned when lightning struck the Park pavilion during a church picnic.

R. R. RATE LAWS STILL VIOLATED

Red Wing, Minn., June 24.—Indictments charging violation of the two-cent passenger rate have been returned by the Goodhue county grand jury against all railroads entering this county. The roads affected are the Chicago Great Western, Chicago & Northwestern, and Chicago, Milwaukee & St. Paul. State Senator Schaller of Hastings, and A. J. Rockne of Zumbrota, have volunteered to prosecute the case for the state, as the state officials are enjoined from acting against the railroads.

NO EXPENSE SPARED IN PROSECUTION

To Convict Funk's Murderer County Bids Spend Much Money Freely

Adverse Comment Caused by Failure to Produce Important Witnesses

Washburn, N. D., June 24.—In prosecuting the case against Walfred Anderson for the murder of Cashier Funk, the commissioners of McLean county have spared no expense. It is said they engaged Attorney Lawrence of Fargo to help the state attorney in the prosecution; that he was paid a retainer fee of \$250 and a fee of \$100 a day after that, and that the expense of bringing witnesses from some distance has been authorized.

But the fact that a great number of what was considered important witnesses were not put on the stand has caused an unusual amount of adverse comment, especially with the commissioners who have permitted a large expense and who cannot understand why so many important matters were not brought into the case during the trial. The excuse that a great deal of this matter was left out because certain testimony would involve some of the witnesses who have been active in helping secure evidence for the prosecution will not down with the county commissioners and there are already mutterings of a thorough investigation being instigated.

No blame has in any way been attached to the course Atty. Lawrence has pursued in conducting the prosecution. In fact, he has been highly commended on every hand for the methodical and analytical manner in which he has opposed Attorney Bangs.

GERMAN BUSINESS MEN TO SEE CANADA.

Fremont, June 24.—A party of representative German business men departed today for England, whence they are booked to sail from Liverpool later in the week for Canada. A summer tour of Canada from coast to coast is planned with the object of promoting closer trade relations between Germany and the Dominion. After visiting Quebec and Montreal the tourists will proceed to Ottawa, Toronto and Winnipeg, and then on to the coast. On the return journey Halifax, Fredericton, St. John and other cities of the eastern provinces will be visited.

BAND CONCERT TO BE GIVEN TONIGHT

The concert to be given tonight by the Bismarck band will begin at 7:30 o'clock and will be held at the N. P. depot plaza. Following is the program.
March—"The Whip."
Waltz—"The Land of Dreams."
Overture—"La Princesse."
Two Step—"Be My Little Baby Bumble Bee."
Medley Overture—"Rialto."
Two Step—"The Trail of the Lonesome Pine."
Reverie—"Traumerel."
Two Step—"That Old Girl of Mine."

BANGS MAKES A MASTERLY ADDRESS

Eulogizes Judge and Opposing Counsel Before Begging Plea

Assails Testimony of Carl Fahlgren as "Damnable Perjury"

Claims That Funk Moved After He Had Received the Fatal Bullet

In a masterly effort, this afternoon, Attorney Bangs opened the defense for Walfred Anderson, charged with the murder of Cashier Funk. He opened his argument by eulogizing the trial judge and the opposing counsel and analyzed the testimony of each one that had testified for the state, and when court had adjourned for the day he had talked for three hours, and will not finish till late tomorrow morning. He assailed Carl Fahlgren, the man who testified for the state, and who had said that Anderson had told him while speaking of Funk that he (Anderson) had said that the "son of a b—" ought to be shot, that's the best I can say for the son of a b—" as a "damnable perjurer," that he had gone on the stand after he had been paid for his testimony, and with "vile venom" and "damnable lies" had tried to hang Walfred Anderson; then "had hurriedly left town."

Bangs also elaborately illustrated to the jury that it was possible that when Funk went home that evening he might have been going to a water-closet north of his house and had been shot from over the wall. And to bear out his illustration to the jury he told of how Hilma Fahlgren, the hired girl, had said that Funk was still moving about when she went out to pick up the baby, and that there was no telling where he was standing when the bullet struck him. States Attorney Maennel opened the case for the state, though he spoke but briefly to the jury. Attorney Lawrence will argue in rebuttal and his address is waited for with interest. Judge Crawford is preparing his charge to the jury and the jury may retire early tomorrow evening.

VETERANS FLOCKING TO GETTYSBURG

Philadelphia, June 24.—Definite reports received at Grand Army headquarters show approximately that 6,800 veterans from here will attend the fiftieth anniversary of the battle of Gettysburg next week. It will be the largest gathering of this nature in the country since the battle, which will be about 20,000.

Word has gone out to veterans of both armies all over the country not to bring their tattered battle flags to the celebration, for they cannot be flown to the breeze at the encampment.

Every precaution will be taken to prevent stirring up animosities and feeling on the part of old soldiers, and this one precaution is considered necessary.

HONOR MEMORY OF BEECHER

New York, June 24.—The universal regard in which the memory of Henry Ward Beecher is held was given expression throughout this section of the country today by exercises commemorating the one hundredth anniversary of the famous preacher's birth. In Connecticut, the ancestral home of the Beecher family, and in Brooklyn, where Mr. Beecher spent so many of the most important years of his life, the principal public observances were held, but there was scarcely a Congregational church or society in this section which did not devote some time to the memory of the man whose sermons and writings touched the common heart of humanity.

NEW POSTMASTERS IN NORTH DAKOTA

Washington, June 24.—Postmaster General Burleson has appointed as fourth class postmasters, Oscar Uget, vice M. G. Borgerson, resigned, at Egealand, Towner county; Otto Schellmeyer, vice F. O. Hellsstrom, resigned, Grove, Burleigh county; Albert R. Raveley, vice O. R. Bennett, resigned, Jud, LaMoure county, and has created a new office at Millerton, Stutsman county, appointing Chas. E. Stock.

EXPLOSION MANGLES 60 PEOPLE

Frightful Accident in a Grain Elevator at Buffalo, New York

Three Score Taken to Hospitals With Bruises and Broken Limbs

Ultimate Death List May Reach at Least Fifteen Stricken Ones

Buffalo, N. Y., June 24.—By a terrific explosion at the Husted Milling and Elevator company's plant 4 men were instantly killed and at least 59 seriously injured.

Laird James followed the explosion and it was not long before considerable damage had been done. At a late hour it is thought that the plant will be so badly ruined that it will have to be practically rebuilt. Fifty of the injured have been taken to local hospitals. Many are in a serious condition from their numerous burns and broken arms and legs. It is thought that many of the injured cannot survive.

The explosion was caused by puffing dust accumulating in the feed house; it had frightful force tearing out a wall of the wooden structure, breaking windows for a quarter of a mile around. The estimated fire loss is \$500,000. Ten more were taken to hospitals late tonight. This made the list 60 injured, half of whom, according to hospital physicians, are so badly burned that they have a slight chance of recovery.

ELSTON IS IN BAD CONDITION

Man Slugged Sunday Night Not Improving and Recovery is Doubtful

J. A. Elston, the representative of the Dakota Farmer, who was slugged Sunday night on Main street, found by the police and taken to St. Alexis hospital, is in a very precarious condition and there is grave fear that he may not survive.

Frank Hayes, clerk of the Soo hotel, where Elston had been stopping, wired the Dakota Farmer Tuesday, advising them of Elston's misfortune and condition. Last evening he received reply from that paper, authorizing that Elston be given the best of care, that they would try to locate his relatives and would send someone on the first train.

Elston is a very bright man, well educated and has considerable business ability. It is reported that his wife is the leader of an orchestra in Denver, though the authorities of Denver have not been able to locate her. Yesterday the police picked up the pal of Jim Gardner, the man who did the slugging, and he also has been jailed to await developments of Elston's condition.

PURITY PARADE OF ENDEAVORERS.

Lima, Ohio, June 24.—With a service of praise and welcome the Christian Endeavor societies of Ohio held their annual convention here tonight. The convention will be in session until Saturday, the program providing for numerous addresses in addition to the reports and other routine business. Thursday, which has been designated as Citizenship day, will be the big day of the convention. The feature of the day will be a "purity" parade of 5,000 young religious workers, dressed in immaculate white.

RAILROADS WILL REDUCE RATES

St. Paul, Minn., June 24.—Seven railroads operating in Minnesota tonight agreed to abide by the United States supreme court's decision in the Minnesota rate cases. The announcement of new rates will probably be effective by July 10.

GRAND LODGE MASONS SPEND A BUSY DAY

First Day of Grand Lodge Session Occupied With Hearing Reports

Entire Party of Masonic Visitors Shown About City Last Night

Today Election of Officers Will be Held, Followed by Reception

The first day of the Masonic grand lodge session was held yesterday in the Masonic temple in this city. The session opened at 10 o'clock and was called to order by Grand Master Hoover, of Fargo.

Almost the entire day was spent in hearing the reports of grand lodge officers, and the reports of committees. There is a very large attendance, being upwards of 200 and many more are arriving on every train, as they will attend the grand chapter meeting when meets on Thursday.

Last evening 47 automobiles reported at the temple and took the visitors out for a tour of the town. After the return to the temple the work in the third degree was exemplified, there being a large attendance. This was followed by a luncheon.

Today the work will be very much of a routine order, and will include the election of officers. In the evening there will be a band concert, after which a reception and dance will be held in the temple. On Thursday the Grand Chapter will hold its annual session in the temple. The Eastern Star will also hold its annual grand session, continuing over to Friday. On Thursday evening the ladies will be given an automobile ride about town.

PRESIDENT ACCEPTS M'NAB'S RESIGNATION

Washington, June 24.—The president tonight telegraphed United States District Attorney McNab, San Francisco, accepting the latter's resignation.

TEXAS POLICE CHIEFS IN SESSION.

Galveston, Texas, June 24.—Galveston, Texas, June 24.—Galveston is well policed today. Hundreds of city marshals and police chiefs are here for the annual convention of their state organization. "How to control the wealthy and influential law breaker" was the leading topic of discussion at today's session. The convention will adjourn Thursday night.

BIG TURNFEST AT DENVER

Denver, Colo., June 24.—Delegates representing German turner societies in every part of the country are pouring into Denver for the quadrennial festival and tournament of the North American Gymnastic Union. The gathering will have its formal opening tomorrow and will continue until Monday. It is the first meeting that the organization has ever held in the West.

BEAVER DAMS CENTENNIAL.

St. Catharines, Ont., June 24.—Today marked the centennial anniversary of the battle of Beaver Dams, which occurred on what is now the site of the town of Hohen, several miles east of here. The engagement was between a body of United States troops, over 500 strong, under Lieut. Col. Charles G. Doestler, sent out from Fort George by Gen. Dearborn, and a body of British troops and Indians. The Americans, although outnumbering the British force, were defeated and surrendered.

SHOT DAUGHTER AND KILLED SELF

Shenandoah, Iowa, June 24.—Geg, a farmer, living four miles south of Farrago, Iowa, shot his 5-year-old daughter and himself. Both died instantly. Family trouble was the cause.

DEFENSE RESTS IN THE CASE OF WALFRED ANDERSON ON TRIAL FOR MURDER IN COURT AT WASHBURN

CHANGES IN THE CURRENCY BILL.

Washington, June 24.—The administration currency bill is to undergo some important changes before being pushed for action in either the house or the senate, although the measure will be introduced in both houses virtually in the same form in which it was recently made public. The provision for the retirement of national bank notes and refunding 2 per cent issue may be put back into the measure later, it is understood, with the consent of the administration.

PROBERS ARE AT WORK IN M'LEAN COUNTY

Expert Accountants Will Go Over the Books of McLean County

Certain Rumors to be Refuted or Established by a Thorough Search

Washburn, N. D., June 24.—C. E. Markey and R. D. Berry, both deputy public examiners, arrived in Washburn this evening and will commence tomorrow morning a thorough examination of the different offices at the county court house. It has been some time since an examination has been made of the county offices and it is intimated these two expert accountants will remain here till a thorough examination has been completed. Since there has been a change of heads of the office of public examiner at Bismarck, Markey and Berry have been assigned to the examination of county offices, and while in Washburn will conduct as complete an examination as they have of other counties over the state, which they have visited in the past few months. While there might be no truth in the rumors of a few irregularities in the offices of certain county officers, the people here are hopeful they will be cleared up while these examiners are here.

EXERCISES AT THE STATE NORMAL SCHOOL

Valley City, June 24.—The twenty-first annual commencement exercises of the state normal school were opening with the senior sermon preached by Rev. C. C. Rowilson, Iowa City, Iowa. His subject was "Our Credentials." A good musical program was at hand at this time by a large gathering of citizens besides the students and 155 seniors, 100 of whom have their teaching positions for next year. The various exercises of commencement week will close with the school year on Friday morning.

ALIENISTS AND NEUROLOGISTS.

Chicago, Ill., June 24.—A congress of alienists and neurologists, the first large gathering of its kind held in the United States, assembled in Chicago today for a three days session. The delegates to the congress include prominent physicians and surgeons appointed by the governors of nearly all the states.

TURNVEREINS GET KEY OF DENVER

Denver, Colo., June 24.—The reception of the arriving turnvereins and escorting them to hotels formed the principal business of the Turners' meeting today. Tomorrow the formal program of turning over the golden key of the city to the visitors will be carried out by Mayor Perkins. An address of welcome on behalf of the state will be made by Governor Ammons, and responses by President Stempfel and others.

Opera House Was Packed When Attorney Bangs Talked to Jury

Explanation of a Biblical Quotation Causes Tears to Flow

Attorney Bangs Becomes Eloquent as He Proceeds With Address

By George Weatherhead.

Washburn, N. D., June 25.—After talking for three hours Tuesday afternoon, Attorney Bangs did not seem to be more than half through with his argument for the defense of Walfred Anderson, accused of the murder of Cashier Funk here on the evening of April 14th, this spring. His effort in behalf of the young man, whose life hangs in the balance, was a masterly one, and long before court opened the little opera house was packed to standing room with interested townspeople. The first remarks of Mr. Bangs were marked with compliments to Judge Crawford and he added Judge Crawford's name to that of Judge Fisk as one of the first trial judges he had ever tried a case before. He also paid high respect to the lawyers who made up the counsel for the state and expressed himself as being highly pleased with the courteous treatment he had received on this, his initial appearance in the courts of McLean county.

Brings Tears to Anderson's Eyes.

Preceding Mr. Bangs, States Attorney Maennel had opened the case for the state, and like Mr. Maennel, Mr. Bangs quoted that passage from the Book of Exodus, "Thou shalt not kill," but Mr. Bangs said that the passage made no reference as to what kind of killing it meant, and he told the jury that he believed it was just as wrong to kill a man with a wrong verdict as with a wrong law. With these remarks by his attorney, Walfred Anderson, the accused, commenced crying. Mr. Bangs reminded the jury of the grave responsibility that rested with them and that it was for them to say beyond a reasonable doubt whether or not Anderson was guilty. He was of the opinion that Mr. Maennel had not really opened the case, as he had only talked about twenty minutes and then left the defendant without an intimation of what the state's theory was, and he was not sure whether or not Mr. Maennel had left him these handicaps on purpose or whether he had just "run out."

Asked Only for Common Sense.

Mr. Bangs said that he was also handicapped from the fact that he was among strangers, but his long experience had helped him to be able to judge men and then left the defendant for the jury to take up the facts and look at them with common sense. He discussed the statement that Mr. Maennel had made as a matter of fact that the storm sash had been removed from the den of Anderson's house on April 14th, and he asked the jury if they thought anyone who had contemplated committing murder would be foolish enough to remove such a window and leave it standing against the house, where everyone could see it? Mr. Bangs wondered if the jury thought Walfred Anderson would have been foolish enough to have removed that window and placed where "his" friend, McCulloch, could have seen it. Mr. Bangs did not take much credence in the statement that Mr. McCulloch had made, that Anderson had told McCulloch at the jail that he, himself, had removed the sash.

Case of Auto Suggestion.

The attorney for the defendant then called attention, as he termed it, to the fact that the state at the last minute had called in Hilma Fahlgren to testify that the window had been taken off in the month of March by a carpenter and had been put back on again, and he thought that it would be hard for anyone at that time of the year to tell whether or not there was every storm sash on anyone's house. He was of the opinion that Hilma had remembered this instance by auto suggestion, and he also thought that the imagination of a woman was elusive. He called attention to the statement of Attorney Maennel that the window shade had

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