

# FIRST DEGREE MANSLAUGHTER VERDICT FIND

### Jury in Mammenga Murder Case at Jamestown Reported Verdict Last Evening

## RECOMMEND SENTENCE OF FIVE YEARS IMPRISONMENT

(Special to The Tribune).  
Jamestown, N. D., Dec. 7.—The jury in the case of the State vs. Albert Mammenga, charged with murder in

the first degree, do find the prisoner guilty of manslaughter in the first degree and do hereby sentence him to five years in the state penitentiary at Bismarck.

Above is the verdict returned at 9:30 o'clock last night by the jury in the celebrated case of Albert Mammenga, charged with the murder of his neighbor, Andrew Sonnek, on the Mammenga farm, northwest of Eldridge on the morning of September 12, 1916.

**Jury Debated 10 Hours.**  
The jury debated the case 10 hours. It was locked up at 11:30 o'clock yesterday morning, reporting at 9:30 o'clock last night. At the instructions of Judge Coffey, it fixed sentence, giving Mammenga the minimum punishment for the crime of which he was found guilty. The court convened last night and the verdict was read in open court. Attorneys Thorpe and Chase for the state and Freerks and Carr for the defense were present.

**Prosecution is Touched.**  
At the conclusion Attorney Thorpe announced he would do everything in his power, as would State's Attorney Chase, to aid in securing pardon for the condemned man from the board of pardons.

Mammenga was turned over to the custody of Sheriff Fitzgerald and will be taken to Bismarck at once.

## POPULAR RANCHER KICKED BY HORSE

### Charles Krutz, South of Mandan, Has Narrow Escape From Death

Charles Krutz, well known rancher and horseman, narrowly escaped death late Tuesday evening, when he was kicked in the head by a horse while rounding up a bunch of horses for the night at a farm a few miles south of this city. His skull was cut open, leaving an open gash in his head about five inches long. It is said by physician, that had he received the full force of the kick his skull would have been broken, which would have resulted in his death. Krutz was brought to Mandan and is now under the care of Mandan doctors.

## FEDERAL CONTROL OF CAR SHORTAGE URGED

Washington, Dec. 7.—With the country suffering a car shortage, the interstate commerce commission reporting to congress today, recommended federal control of the problem. It suggested that such control should cover the interchange of cars and the compensation for the use of "other line" cars. The commission said the shortage is on account of the demand for foreign goods abroad.

## "BINGO" Absolutely Removes Corns and Calluses Completely

25 Cents, All Drug Stores, including Cowan's Drug Store.

## The McConkey Com. Co.

Quotes Prices as follows:

Apples, per box	\$1.60
11 lbs. sugar	\$1.00
Fancy full cream Cheese, per pound	35c
Fancy Fat Bananas, per dozen	20c
Sour Kraut, No. 3 size can each	15c
If you like the best coffee grown, get Java and Mocha. We have it, per can	45c
Pure Apple Cider, per gallon	50c
Bluebird brand Succatah, No. 2 size can, 2 for	25c
Bluebird brand Spinach, No. 3 size can, 2 for	35c
Bluebird brand Rhubarb, No. 3 size can, each	15c
Kellogg's Corn Flakes, Individual size, 3 for	5c
Mazola, a pure salad and cooking oil, pint can	25c
This is better for frying than butter or lard and far cheaper.	
Flour is no 15c; price now	
per 98 lb. sack \$5.15; 49 lb. sack	\$2.60

## EMPEY GUILTY; REFORM SCHOOL

### Young Man Convicted on Statutory Charge—Maiming Cases Up Today

Yesterday afternoon the jury in the Joe Hill Empey case returned a verdict of guilty of rape in the third degree. Empey was sentenced to the reform school. Empey's trial started Tuesday and, after several witnesses were examined, the case was closed yesterday morning. Judge Hanley took the case under advisement until 2 o'clock yesterday afternoon, at which time he charged the jury, which returned its verdict at 3:05 p. m. The case was handled by States Attorney Langer for the state and Attorney J. A. Hader for the defendant.

Angelina Kary, the complaining witness, and her parents, Mr. and Mrs. Philip Kary, left yesterday afternoon for their home near Odessa.

**Maiming Cases Up.**  
Frank Todd, who resides in the Almont vicinity, was last evening found guilty of maiming of animals and will be sentenced by Judge Hanley tomorrow, possibly.

Todd's trial started yesterday morning, after the Empey case was finished. The complaint was brought against Todd by John Lundstrom, who also resides in the Almont district. The complaint made by Lundstrom was that Todd shot his cattle while trespassing on his property.

S. L. Nichols represented the state, and B. W. Shaw represented the defendant. The case went to the jury about 5 o'clock last evening, and the jury returned a verdict after a short deliberation.

Todd is today on trial for the same offense, on a charge brought against him by I. Torvack, also of the Almont district.

## COMMISSIONER GIVEN GREAT WELCOME HERE

The Salvation Army barracks was crowded to its capacity last evening by members of the army and its friends to hear Commissioner Thomas Estill of Chicago. Commissioner Estill, who is one of the big men of the Army, was given a splendid welcome by the Capital City branch. He was met at the train by the new Army band and with them marched to the local headquarters.

Last evening Commissioner Estill spoke on "The Rich Fool," and delivered one of the most impressive sermons heard in the city for some time. He was introduced by Col. Stephen Marshall of the northwest province, who is also spending several days in the city. Another feature of the meeting was voice and corset numbers by Norman Marshall, private secretary to the commissioner and the selections by the local band and songster brigade.

Adjutant and Mrs. W. E. Graham of Jamestown, but formerly connected with the local Army and Envoy and Mrs. Dawson of Dickinson were here for the meeting. Adjutant and Mrs. Graham will assist Capt. and Mrs. Murphy with the meetings this evening.

Blanche Sweet in "The Ragmuffin" at the Bismarck theater tonight.

## SMART SET TO GIVE BALL FOR CHARITY

New York, Dec. 7.—For five dollars any body may see New York's choicest society girls representing types of well-known tooth paste, fancy hosiery, boxes of chocolate, ice cream freezers and what not. They will thus appear at charity ball. The list of patronesses includes Mrs. Vincent Astor, Mrs. Anthony J. Drexel, Jr., Mr. W. K. Vanderbilt and others.

Librettos for the operas are now on sale at Hoskins'.

## THE MERE FACT THAT Scott's Emulsion

is generously used in tuberculosis camps is proof positive that it is the most energizing preparation in the world. It has power to create power. It warms and nourishes; it enriches the blood, stops loss of flesh and builds you up.

SCOTT'S IS PURE AND RICH AND FREE FROM ALCOHOL.

Scott & Bowne, Bismarck, N. D.

## LIKE CLOCK-WORK!

(By N. B. Cook, M. D.)  
The machinery of the body needs to be oiled, kept in good condition, just as the automobile or bicycle. Why should the human neglect his own machinery more than that of his horse or his engine? Yet most people do neglect themselves. Their tongue has a dark brown color, skin sallow, breath bad, yet they fail to see that their machinery needs attention. Everybody should take a mild laxative at least once a week. A pleasant way to clear the tongue and the sallow colored water noticed in the morning is to take a laxative which will cure the inactive liver and biliousness.

A pleasant vegetable pill is made up of May-apple, leaves of aloe, and jalap, made into a tiny pellet and coated with sugar. First put up by Dr. Pierce nearly 50 years ago. Druggists sell these vegetable pellets in vials, simply ask for Dr. Pierce's Pleasant Pellets.

If backache, scalding urine or frequent urination bother or distress you, or if uric acid in the blood has caused rheumatism, gout or sciatica, if you suspect that you have kidney or bladder trouble, write Dr. Pierce, at Invalids' Hotel, Buffalo, N. Y., send a sample of urine, and describe symptoms. A physician and chemist will examine it without charge and you will be under no obligation whatever. Dr. Pierce's Anuric tablets cannot fail to help you, because their action flushes the kidneys of impurities and puts strength into them. Obtain a 50-cent box of these tablets today from your druggist here in town. From personal observation in large hospital practice, Anuric will give you speedy relief.

## JURY DELIBERATES AS PRINCIPALS IN LAW SUIT PUT ONE ACROSS

That he was "hypnotized" in taking out a life insurance policy was the contention of the defense late yesterday afternoon in the suit of V. T. Ryan, a Bismarck insurance man against J. A. Heyer, local man, to recover payment on a note for a premium. The case was tried before Judge J. O. Varney and some interesting situations developed. The defendant demanded a jury trial and the necessary jurors were impaneled. The defendant told how he tried to avoid the insurance man, but that the policy was forced upon him as if he had been "hypnotized." Then the case went to the jury. That was after dark.

But the principals in the action got tired of waiting for the jury to report and about midnight a compromise was effected between the two, while the members of the jury were still deliberating over the intricate points brought out.

## CONTRACTS FOR BONDS LET

Out of a field of six bidders, the Dakota Trust company and the Northern Trust company, both of Fargo, were jointly awarded the contract for furnishing the bonds for the newly elected county officials of Burleigh county by the county commissioners, in session yesterday.

Each bid of the bonding companies was the same, \$781.50. Two other bids were from trust companies in the state and the remaining two from foreign concerns.

## BED SCUFFLE IS FATAL

(Special to The Tribune).  
Pillsbury, N. D., Dec. 7.—A scuffle between two boys of C. Everett, manager of an elevator here, had a fatal ending last night when the 13-year-old went to the trunk, procured a revolver and shot himself through the head, dying before the parents returned. A report is that the two boys were left alone in the home and that they came to blows. During the battle which followed the bed was broken. Attorney Engert and Coroner Holberg of Valley City decided it was a plain case of self-inflicted injury.

Librettos for the operas are now on sale at Hoskins'.

## Additional Society News

**K. of P. Officers Elected.**  
At a meeting of St. Elmo Lodge No. 4, held Wednesday evening in Castle hall, the following officers for the year were elected: Chancellor, Leonard Sather; prelate, E. C. Wright; master of work, H. Spohn; master of arms, John Forrester; master of executioner, A. Van Hook; finances, Robert W. Dutton; inner guard, August Carlson; outer guard, Theodore Quant; trustee for three years, C. C. Putnam; grand representative, A. J. Arnold.

**Lodge Elects Officers.**  
The A. O. U. W. lodge at a meeting held Tuesday in the Knights of Pythias hall, elected the following officers: Past master workman, Chas. Schebler; master workman, F. K. Snyder; foreman, Jess F. Miller; overseer, G. C. Marsh; guide, Ed Loden; financier, Robt. W. Dutton; recorder, P. M. Wilson; receiver, Clarence Porter; inner watchman, Glen McGettigan; outer watchman, Wm. Cook; delegate to grand lodge convention, P. M. Wilson.

**Church Society Notes.**  
The annual chicken pie supper given by the Ladies Aid society of the Presbyterian church will be held this evening in the chapel, from 5 o'clock to 8:00. A splendid menu has been prepared. The Ladies Aid society of the Swedish Lutheran church met this afternoon in the church parlors and completed arrangements for a food sale for Saturday afternoon, in the office of the Hughes Electric company. The St. George's Guild of St. George's Episcopal church met this af-

TONIGHT Paramount Presents TONIGHT  
America's Popular Photo-Play Star  
**Blanche Sweet**  
—IN—  
**"THE RAGMUFFIN"**  
A Thrilling Modern Society Drama  
COMING SATURDAY  
"WANTED—A HOME"  
Mary McLaren in  
Bluebird Feature  
BISMARCK THEATRE

noon with Mrs. Fred L. Conklin at her home in Fourth street, and made final plans for their fancy work and food sale which they will conduct Saturday afternoon in Hoskins'.

The St. Mary's Sewing Circle of St. Mary's cathedral are making extensive plans for their annual food and fancy work sale, which they will conduct in the Hughes Electric company's office. A fine line of articles will be on sale.

## CITY NEWS

C. E. King of Belfield, was among the business visitors in the city Wednesday.

**RETURNS TO ALEXANDER.**  
Walter Johnson who is a hardware dealer at Alexander, N. D., returned to that village Tuesday evening, after spending since last Saturday after-

## CORNS LOOSEN, LIFT RIGHT OFF

Nothing But "GETS-IT" Will Do This To Corns and Calluses.

If you've ever had corns, you've tried lots of things to get rid of them—salves that eat your toe and leave the corn remaining, cotton rings that make your corns bulge out like pop-



You Can't Hide Corn Misery. Stop Fooling Around! Use "GETS-IT" Tonight and See the Corns Vanish.

eyes, scissors and knives that make corns bleed and sore, harnesses and bandages that fill up your shoe, press on the corn and make your foot feel like a paving block. What's the use? Why not do what millions are doing, take 3 seconds off and apply "GETS-IT"? It dries, you put your stocking on right away, and wear your regular shoes. Your corn loosens from the toe, it lifts right off. It's painless. It's the common-sense way, the simplest, easiest, most effective way in the world. It's the national cure. Never fails.

"GETS-IT" is sold and recommended by druggists everywhere, 25c a bottle, or sent on receipt of price, by E. Lawrence & Co., Chicago, Ill. Sold in Bismarck and recommended as the world's best corn remedy by Lenhart Drug Co.

WHEN YOU ASK FOR  
S BUTTER  
A NORTHERN

noon in Bismarck, the guest of friends and attending to business matters.

**MOORE RETURNS TO FARGO.**  
B. V. Moore, who has been spending several days in Bismarck, attending to matters in connection with the state board of control, returned to Fargo last evening.

## MURPHY T OMINOT.

The Minot Daily News notes that Attorney Francis Murphy and family returned to that city Tuesday afternoon from Bismarck, to take up their residence again in Minot. Attorney

Murphy will resume his law practice there.

**HOSPITAL NOTES.**  
Among the patients to enter the St. Alexius hospital within the last two days were Mrs. Scholastica Judd, Glen Lambert Mann, Washburn; Master Frank Dietz, Glen Ullin. Those to leave the hospital were Inez Griffith, Washburn; Wilfred McCusker, Bradock.

Blanche Sweet in "The Ragmuffin" at the Bismarck theater tonight.

This Beautiful Calendar FREE  
THE SWIFT SPECIFIC CO. makers and sole owners of the wonderful BLOOD PURIFIER AND TONIC  
S. S. S.  
offer you absolutely free, a calendar for 1917 that you will be proud to own. The calendar is a small reproduction of the famous painting by Henry Mosler, that sold for \$2500. The only thing required is that you make a newspaper you clip coupon from. The supply of calendars is limited. Act quickly.  
FREE CALENDAR COUPON  
SWIFT SPECIFIC CO., 111 Peachtree St., Atlanta, Ga.  
Name \_\_\_\_\_  
Address \_\_\_\_\_  
Name of newspaper \_\_\_\_\_  
Coupon clipped from \_\_\_\_\_

5 cents  
will start a  
Bank Account  
join our  
Xmas  
Banking Club  
and have  
\$63.75 next  
Christmas.  
Squirrels HAVE because they SAVE. You can have if YOU save. Come in and let us show you HOW to save. We will give you, FREE, a little bank book so you can join our "Christmas Banking Club."  
You put in 5 cents the first week, 10 cents the second week and so on, increasing your deposit ONLY A NICKEL a week and in 50 weeks you have \$63.75!  
We also have clubs where you begin with 1 or 2 cents or 10 cents or \$1.00, \$2.00 or \$5.00 and in 50 weeks have coming to you, from \$12.75 to \$250.  
We add four per cent interest.  
Have EVERY member of your family join the club. It means saving MONEY and making a SUCCESS.  
You can start TODAY—START!  
First National Bank

Tailor Made Clothes  
Tailor Made Clothes Fit Always. Readymades fit Sometimes  
It costs no more to buy clothes made for you, than it does to buy clothes made for a model.  
Come and order your Christmas suit or overcoat now, so it will be ready in time.  
By joining our Cleaning and Pressing Club you will save 1-3 of the cost. Come and secure a ticket. Clothes pressed while you wait.  
Freise & Son  
219 4th Street

THOMAS H. INCE'S  
"CIVILIZATION"  
Is the most remarkable Cinema-Spectacle ever produced. Clergymen and Clubmen, Sincere Thinker and Casual Entertainment Seeker, Student and Artisan, the Dreamer and the Materialist, All have proclaimed it the wonder of the age  
AUDITORIUM  
January 1 and 2  
Special Symphony Orchestra & Soloists

Our Window is a Page from the Ladies' Fashion Book  
Those social functions during Holidays—we are ready for them.  
You'll be correctly fitted in all these new styles.  
Better look them over now while the stock is complete.  
A. W. Lucas Co.  
SHOE DEPARTMENT