



Easy Terms and on Approval

You cannot buy more in the way of a musical instrument for the price.

It is better value than any "talking machine" at anywhere near its price.

\$85 Easy Terms for this **COLUMBIA GRAFONOLA**



COWAN'S DRUG STORE
123 4th St.

IS NOT IMPROVING.

Master Kenneth Putnam, son of Mr. and Mrs. C. C. Putnam of Fifth street, who has been ill for several days, suffering from an affection of the mastoid bone, and who returned from the Bismarck hospital recently, is not so well.

GETS JOB WITH LANGER.

C. L. Ziegler, who has been a stenographer to Governor Hanna, is said to be slated for a similar job in the offices of Attorney General-elect William Langer.

"The Prince of Graustark," at the Bismarck Theatre tomorrow, matinee, at 3:00 p. m.

RELIEVE HEADACHES WITHOUT DOSING

By Applying Sloan's Liniment to Forehead You Can Stop the Severe Pains

Many headaches are of a neuralgic origin. The symptoms of such headaches are intense and lingering pains in the brow, temples or back of the head. There is one certain relief that has been known and recommended for years back, Sloan's Liniment. One application and the dull pain is practically gone. It is easily applied without rubbing. Rubbing is unnecessary, as Sloan's Liniment quickly penetrates to the seat of trouble. Aching muscles, rheumatism, bruises, lumbago, chilblains, sprains and stiff neck can also be most effectively treated with Sloan's Liniment. Cleaner than musky plasters or ointments; it does not stain the skin or clog the pores.

At all drug stores, 25c, 50c, \$1.00.



FIRST WITNESS IN MURDER CASE IS RANCH OWNER

Tells of Murdered Man Making First Pass Which Led Up To Fatal Shot

GRUESOME EXHIBITS

FIND WAY IN COURT

STATE RESTS AT 10:00 A. M.

The state rested its case in the Starkweather murder trial at 10 o'clock this morning. No particularly new evidence was introduced.

Jack Crowley was again called to testify as to what he found on Starkweather's person when the latter was searched after the shooting. He testified he found the gun-belt, and that the revolver, with which Starkweather had shot Osterman, had fallen to the ground.

The defense called its witnesses at 10:05 o'clock, there being but three—Mrs. Genevieve Starkweather, wife of the defendant; Mrs. Mary Hopkins, mother-in-law of the defendant, and Starkweather, himself.

Mrs. Starkweather testified as to the time and the date her husband left the house on the morning of the murder and told her husband he had better take the revolver along with him as he might run across some coyotes in the pasture. Mrs. Hopkins corroborated Mrs. Starkweather's testimony.

William Starkweather, defendant, took the stand early this afternoon and narrated the events leading up to the shooting. He declared Osterman had made a pass at him and that when he, (Starkweather) raised his hand which held the revolver to ward off the blow, the gun met Osterman's hand, resulting in its discharge.

It is expected that the defense will rest about 4 o'clock.

Mandan, N. D., Dec. 21.—Gruesome exhibits—a revolver and the blood-stained underclothes and shirt worn at the time William Osterman was murdered on the Jack Crowley ranch on May 16, 1916—were exhibited in the district court yesterday at the trial of Wm. C. Starkweather who is alleged to have shot and killed Osterman. Several women among the spectators who crowded the little courtroom buried their faces in handkerchiefs when the exhibits were brought out by the state, and marked by the court stenographer accepted.

Crowley First Witness. Jack Crowley, owner of the famous Crowley ranch which was the setting for the murder, was the first witness called by the state yesterday afternoon. He testified that he saw the men walk backward and forward and that Osterman made a statement something to the effect "I'll do it, but put away that gun." In describing the shooting, Crowley admitted that Starkweather's back was partly toward him and that prior to the shooting Osterman made a pass at the defendant. The witness told of hurrying to the ranch house, getting his rifle, covering Starkweather with it, handing it to a person named Pat I. Costello, and then striking Starkweather on the head with his fist and searching him.

Pat Costello Testifies. Pat I. Costello, second witness called by the state, said he told Starkweather not to go away as officers would find and turn him over to the sheriff. He further testified that Starkweather told him to leave him alone or he would shoot them both. Attorney Sullivan, for the defense, then commenced his cross-examination and first asked Costello if he had not talked the matter of testifying over with Jack Crowley and that they had decided what they would say. He admitted to Sullivan that Starkweather wanted to give himself up immediately and made no attempt to get away, that as soon as the shot was fired, Osterman started and fell, and that they (meaning Crowley and Costello) rushed to the dead man as he gasped "Oh, I'm shot."

Starkweather Started to Cry. "Starkweather," he said, then started to cry and said "No, you're not, Bill, I didn't mean to do it." He further testified Starkweather became

hysterical and said the shooting was accidental. He said: "I didn't fire the gun, it just went off, when I started back to avoid the blow of Osterman."

It was also brought out that Costello said something about "I'll shoot a man for \$10.00." Costello was not sure what the defendant stated, whether it was "Do you think I'd shoot a man for \$10.00" or "I'll shoot a man for \$10.00!" The defendant claimed he said the first remark, but Costello and Crowley think he said the latter. Neither would swear to it, but thought they were sure.

Garage Man is Called.

The garage man at Golden Valley, Edmund Scharp, was the next witness called, and stated on direct examination that Starkweather came to his garage about 9:30 Monday morning, May 22—the day of the murder. Starkweather said "Did you see anything of Bill?" (meaning Osterman). Scharp said he had not seen him, but believed he was down at the Crowley ranch. Scharp said he heard two men talking outside the garage a short time after. One man was Starkweather and heard him saying "He'll know a darn sight better next time I see him."

BERNSTORFF SEES PEACE MEETING IN WILSON'S ACT

(Continued from Page One) British embassy officials made no attempt to conceal their surprise at the president's action.

APPLAUD LLOYD GEORGE.

(By United Press.) Rome, Dec. 21.—Officials, the press and the people today applauded the position taken by Lloyd George in his recent peace talk in the house of commons.

ENGLAND INDIGNANT.

(By United Press.) New York, Dec. 21.—Private messages from men high up in the British council today expressed indignation in England on account of President Wilson's note, suggesting peace.

This store will be closed all day Monday, December 25 Christmas day. BROWN & JONES.

LOW AREA SCHEDULED TO ARRIVE

(Continued from page 1.)

ing, from the east, is scheduled to reach Bismarck at 6:40 o'clock this evening—6 hours and 55 minutes late. No. 4, due at 10:04, was scheduled to arrive at 2:20 o'clock this afternoon—4 hours and 16 minutes late. No. 7, due at 2:57 p. m., will arrive at 7:10 tonight—4 hours and 13 minutes tardy. No. 8, due at 2:30 o'clock, was reported at 3:50 p. m.

No. 1 Arrived at 4:00 a. m. No. 1, the North Coast Limited, due at 11:53 o'clock last evening, reached here at 4 o'clock this morning—6 hours and 25 minutes late.

In order that passengers bound for points on the north and the south branch lines out of Mandan would not have to remain in Bismarck until 8 o'clock this evening, when No. 7 is scheduled to arrive, a special train, consisting of a switch-engine and a coach, left here at 3 o'clock this afternoon.

Latest advices received up to 4 o'clock at the local station had No. 2 ten hours late.

Edmonton was the coldest point on the weather map last night, reporting a temperature of 36 degrees below zero. Bismarck and Swift Current reported —24, Williston reported —50, Winnipeg —14, Pierre —22, Moorhead

YES! MAGICALLY! CORNS LIFT OUT WITH FINGERS

You simply say to the drug store man, "Give me a quarter of an ounce of freezeone." This will cost very little but is sufficient to remove every hard or soft corn from one's feet.

A few drops of this new ether compound applied directly upon a tender, aching corn should relieve the soreness instantly, and soon the entire corn, root and all, dries up and can be lifted out with the fingers.

This new way to rid one's feet of corns was introduced by a Cincinnati man, who says that, while freezeone is sticky, it dries in a moment, and simply shrivels up the corn without inflaming or even irritating the surrounding tissue or skin.

Don't let father die of infection or lockjaw from whitening at his corns, but lift this out and make him try it.

—30, Huron —20, Des Moines —14, and Edmonton —35. At Galveston the official reading was 40° above.

31 DEGREES BELOW AT FARGO THIS MORNING

Fargo, Dec. 21.—Thirty-one degrees below was reported here today in the coldest day of the winter. Eastbound coast trains were from 10 to 12 hours late.

DEATH FOILED IN SURRENDER OF MURDERER

(Continued from page one)

two nights after the murder a man answering his description appeared at a farm house, eight miles southeast of that city, wanted to be taken in, but the members of the family refused to have anything to do with him. Then came a story that he must have perished on the prairies and another that he was headed for Canada.

CRIME HEADED FOR CANADA

The crime for which Leon Nash was wanted occurred Sunday, December 19, when he walked to the Clarence Hicks place, ordered a young boy in the house to leave, and then fired his rifle at Hicks, the bullet entering the heart and causing instant death. Returning to his home, Nash told his wife of the shooting, took two leaves of bread, his rifle and left.

With her children she went to the Hicks farm when Nash was out of sight. There they discovered the body on the cabin floor. Search was instituted for the murderer, to no avail.

Motive For the Killing.

Today Nash told Sheriff Price that he killed Hicks because Hicks had threatened to kill him. It is known that the two men, who were neighbors, had been enemies for years. No quarrel preceded the killing, however.

NEUTRALS READY TO HELP AMERICA

(Continued from page one)

the other would deem it necessary to insist upon are not so irreconcilable as some have feared; that an interchange of views would clear the way at least for conference and make the permanent concord of the nations a hope of the immediate future, a concert of nations immediately practicable.

Peace Proposing Peace.

"The president is not proposing peace. He is not even offering mediation. He is merely proposing that soundings be taken in order that we may learn, the neutral nations with the belligerents, how near the haven of peace may be for which all mankind longs with an intense and increasing longing. He believes that the spirit and he speaks the objects which he seeks will be understood by all concerned, and he confidently hopes for a response which will bring a new light into the affairs of the world."

This afternoon President Wilson sent for Secretary Lansing, who went to the White House for a conference.

A number of ambassadors from belligerent countries called on Secretary Lansing today. This was presumably to talk about the note sent by President Wilson to their governments.

A resolution "strongly endorsing" President Wilson's peace note, introduced in the senate today by Senator Hitchcock, was sent to the foreign relations committee on objections by Senator Borah that the senate had not had a sufficient opportunity to consider the note.

NO STATEMENT NOW.

(United Press.)

London, Dec. 21.—The suggestion of the United States for an exchange of views among the belligerents has been received at the foreign office and is now under consideration, pending which no statement will be made.

EVIDENCES OF WANT MINGLE IN "DREAMS"

(Continued from Page One)

and entitles him or her to the big Christmas feast to be served to the kids in the Van Horn cafeteria between the hours of 1:30 and 3 o'clock Christmas day, by Bougas Brothers, proprietors. The Salvation army investigators will probably make their report today. The tickets are in charge of Assistant Captain Rhoda, Auto-Bus to Get Tots.

An auto-bus—that great big black automobile which makes every train—has had its services and that of its driver donated to the poor between the hours of 1:30 and 3 o'clock by McGillis & Wallace, proprietors of the Van Horn hotel, in order to convey the little children, and seeing that no one will be forgotten who is in need of a Christmas dinner, will be Assistant Captain H. M. Rhoda of the Salvation army.

Mrs. Murphy Makes Report. Mrs. James Murphy, wife of Captain Murphy of the Salvation army, has gone into the matter of investigating the conditions of the poor this Christmas, very thoroughly and up to the noon hour today reported 27 families in Bismarck that are in need. She says that in addition to supplying baskets of food, much should be done in supplying such articles of clothing as shoes, stockings, rubbers, caps, sweaters and under-clothing, in fact her list now calls for 21 pairs of shoes, 18 pairs of warm stockings and eight pairs of rubbers for the little children of the city. Then of course, she adds, that Santa Claus must gadden the hearts of the youngsters with suitable toys.

Captain James Murphy, who has charge of financing the proposition of caring for the city's poor, stated today that he would like to meet some generously disposed person or persons who would stand the expense of these shoes and some other party or parties who might meet the expense of the stockings, and others, the rubbers. He says that this would be acting Santa Claus in every sense of the word.

The Christmas kettles will be taken off the streets Saturday evening. The severe weather has somewhat reduced the steam pressure as scarcely five dollars was totalled yesterday.

State of North Dakota ex rel Alfred Brunette, Petitioner, vs. Charles A. Pollock, Judge of the District Court of Third Judicial District, Respondent.

Syllabus: (1). Under Section 8445, Compiled Laws, 1913, a writ of certiorari will not be granted in any case, unless the inferior court, officer, board or tribunal has exceeded its jurisdiction, and there is no appeal, nor in the judgment of the court, any other plain, speedy and adequate remedy.

(2). Certiorari is not the proper remedy to review the correctness of a final order of judgment in a mandamus proceeding, inasmuch as the ordinary remedy by appeal is available. Application by Alfred Brunette for writ of certiorari. Writ denied. Opinion Per Curiam. A. T. Cole, Fargo, Attorney for Petitioner.

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MRS. LULU DAY TO BE RETURNED TO CALIFORNIA

Mrs. Lulu Day of Jamestown, wanted Berkeley, Cal., for the alleged kidnapping of Lulu Wanda Schneider, infant daughter of a German army lieutenant who was killed in a battle three days after the birth of the child, and for the theft of \$2,500 in diamonds and \$500 in cut-glass from the Richard S. Rogers home in San Diego, will be returned to that state.

Requisition papers for the return of the women were issued by Governor L. B. Hanna yesterday, application being made by Mrs. Olive Chambers, a police matron of San Diego, and a deputy sheriff. It was with their appearance in Bismarck this week that the case which has resulted in the western half of the United States being covered for seven months in hope of finding the woman, was brought to the doors of this city.

Mrs. Lulu Day is the wife of a Northern Pacific mechanic at Jamestown and has been residing there for the past six months. The child is 11 months old.

Mrs. Schneider, whom death had robbed of every living relative save the baby, grieved until she was prostrate over the loss of the little one and personally communicated with every chief of police in the western states.

MANY IN BISMARCK TRY SIMPLE MIXTURE

Many Bismarck people are surprised at the QUICK action of simple buckhorn bark, glycerine, etc., as mixed in Adler-ka. This simple remedy acts on BOTH upper and lower bowel, removing such surprising foul matter that ONE SPOONFUL relieves almost ANY CASE constipation, sour stomach or gas. A few doses often relieve or prevent appendicitis. A short treatment helps chronic stomach trouble. The INSTANT, easy action of Adler-ka is astonishing. Jos. Breslow, druggist.

NOTICE TO PARENTS—

The public school kindergarten will close Friday afternoon, Dec. 22, and will not reopen until April 1, 1917. This will give the three months vacation period in the winter instead of summer.

J. M. MARTIN, City Supt. of Schools.

"The Prince of Graustark," at the Bismarck Theatre tomorrow, matinee, at 3:00 p. m.

TOO LATE TO CLASSIFY

FOR RENT—Large, comfortable, modern furnished room in private family. Call at 404 First St. 12-21-16

BOARD AND ROOM wanted by young man of clean habits in refined private home. Phone 347. 12-21-16

Grand Masquerade Patterson's Hall Christmas Night

Dancing from 9 to 1
O'CONNOR'S AUGMENTED ORCHESTRA
\$15.00 in Cash Prizes
ADMISSION: \$1.00 PER COUPLE

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EATON'S HIGHLAND LINEN IN GIFT BOXES COWAN'S DRUG STORE 123 4th St.

NOW OPEN FOR BUSINESS

Runge & Co. Cafe and Bakery

Formerly Atlantic Cafe
Expert Service Reasonable Prices

Will There Be A Victrola In Your Home This Christmas? Hoskins

Custom Tailoring

The Spring Patterns are now in, why not select the goods now for your Spring Suit and we will make it up and deliver it any time after Jan. 1st to June 1st. You will see no better or larger stock of woollens to select from in the large cities. We guarantee perfect fit and absolute satisfaction in every way or your money back.

S. E. BERGESON & SON

Closed All Day Christmas and New Year's
CLOSED SUNDAYS

NOTICE EXCURSION TO TEXAS

Join our party January first for Texas at rates so low you can not afford to stay at home. Round trip of 5000 miles with hotel, meals, and berth, with 200 miles auto rides. 15 days limit. Fare \$57.50 round trip from Bismarck, and wife at one half rates. Call for maps and full information at once. D. T. OWENS & CO. BISMARCK NORTH DAKOTA