

The War AS THE ALLIES SEE IT

FRENCH SILENCE THREE BATTERIES, PARIS DECLARES

Artillery Duel at Vermelles Results in Destruction of Heavy German Guns, According to War Office Announcement.

ALLIES STRIKING AT OUTER FORTS OF METZ

One Army Cuts Way Through Moselle Valley to Arnville in Attempt to Drive Wedge Between Invaders' Forces.

PARIS, Dec. 2.—Three batteries of heavy German guns have been destroyed by the French in an artillery duel at Vermelles, it was officially announced by the French war office this afternoon.

Vermelles is about four miles southwest of LaBassee in northern France. The allies took some German trenches in that district after a brilliant bayonet charge in which the soldiers engaged in hand-to-hand fighting.

South of Ypres the Germans made a furious but ineffectual attack in an effort to regain ground they had previously lost. These attacks, which took place at St. Eloi, two and a half miles south of Ypres, were repulsed. Heavy and very hot fighting was reported from other sections of the front, particularly near Craonne, north of Rheims, where the Germans have increased the vigor of their cannonade.

"In the region to the south of Ypres, at St. Eloi, an attack of the enemy against the trenches captured by our troops during the day was repulsed.

"Our artillery damaged their heavy batteries at Vermelles. The chateau at this place, the park surrounding it, two houses of the village and some of the enemy's trenches were brilliantly captured by our troops.

"In the environs of Fay, to the south and to the west of Peronne, there was a lively cannonade.

"In the region of Arras and Craonne the German artillery bombarded violently. Our artillery answered the enemy's gun fire successfully and succeeded in destroying a battery.

"In the Argonne an attack of the Germans against Fontaine Madame has been repulsed and we made some progress, capturing a trench in the woods of Courtes and Chausse and a small work of defense at St. Robert.

"On the heights of the Meuse in the Woerwe region and in the Vosges nothing worth mentioning has happened."

Shift Interest to East. The fierceness of the struggle between the Germans and the allies in northern France and West Flanders has for some weeks overshadowed the opinions elsewhere along the battle front, but the presence of Gen. Joffre, the French commander-in-chief, on the eastern end of the line has for the time being shifted some of the public attention to the quarter where a French army which has cut its way northward through the Moselle valley to Arnville, nearly within artillery range of the outer circle of forts at Metz, is making a vigorous bombardment of the fortress there in an effort to move farther to the north.

Northeast of Arnville lies the army of Metz, commanded by Gen. von Strantz, a German who retired in 1870. On the west side of the Meuse lies the German army which is commonly known as the army of the German crown prince.

It is the object of the commander of the French army of the Moselle to get between these two forces. Success in this endeavor would further imperil the German army which is footed at St. Mihiel and would lessen the dangers which confront Verdun. In the event of a decisive German defeat in France the German left wing would be in a serious predicament. It would find its direct line of retreat into Metz cut off and if the French are able to penetrate to Longwy they would prevent the Germans from retreating eastward by way of Stonay.

French Increase Pressure. The French are increasing their pressure against the Germans in this region knowing full well that the invaders have taken all the men possible from that region to reinforce their armies in the north.

The sound of cannonade continues all along the Alsace and on the Arras-Bethune-Armentieres line. The German artillery is showing no signs of weakening its terrific fire. Bloody hand-to-hand fighting is reported from West Flanders, being carried on chiefly by small detachments which are detailed to seize groups of houses and patches of small woodland held by the enemy. Progress is very slow in this region, but the fierceness of the fighting is fully attested by the enormous trains of wounded that are daily arriving at the base hospitals.

The British base hospitals are in Boulogne, those of the French are in Dunkirk, and those of the Belgians in Calais. Here it is thought that the wounded are being conveyed to the base hospitals in the northern sphere, but an idea is gained by the information that more than 50 public buildings in these towns have been given over to the care of the wounded. Within 24 hours

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Briefs From Capitals of Warring Nations

SOPIA, Dec. 2.—(Via Berlin and Amsterdam).—The situation in Serbia is critical. It is reported that the Serbian army is being withdrawn from Belgrade and that all communication between Belgrade and Nish has been cut.

COPENHAGEN, Dec. 2.—It is reported from Petrograd that Gen. Rennenkampf has been relieved of his command. Gen. Rennenkampf is in command in eastern Prussia.

PARIS, Dec. 2.—A Geneva telegram from the western states that a serious insurrection has broken out in Austria and that it is rumored that Emperor Francis Joseph will abdicate in favor of the present heir to the throne, Archduke Charles Francis Joseph. The dispatch adds: "The revolutionary movement has grown enormously in Bohemia. It is reported that the 28th Czech regiment of first line troops and the 28th regiment of territorial troops have been decimated in the rebellion."

LONDON, Dec. 2.—Press dispatches from Copenhagen to the effect that the rebellious Boers extending over the sea have steamed out into the North sea, presumably to give battle to the British in the open, aroused intense feeling of expectancy throughout England today.

At the admiralty, however, it was said that no official advice had been received as to extensive German marine operations.

It is learned from an authentic source, however, that the British battle fleets of the west coast of Scotland and off the north coast of Ireland have been notified by wireless to keep in readiness to proceed into the North sea under a full head of steam.

PRETORIA, South Africa, Dec. 2.—A series of minor successes against the rebellious Boers were officially reported today.

A rebel band under Gen. Wessels was defeated southwest of Ficksburg in the Orange State. The rebels lost three killed, including a major, and had 18 wounded. Col. Van Deventer and Commandant Trichart announce the capture of 63 rebels.

GERMANS MOVE MEN TO EASTERN FRONT

Men Under Fire in West Flanders and Transported Across Belgium to Poland.

ROTTERDAM, Holland, Dec. 2.—That part of Belgium which is not a battlefield is a vast armed camp with troop movements under way everywhere. German troops which have been under fire in the trenches in West Flanders for weeks are being transported across Germany to the eastern theater of war, the cessation from actual fighting being in the nature of a furlough for them.

A telegram from Herbersthal says that 50,000 cavalry men and 148 machine guns passed through there and it is understood they were going to Poland. Another train passed through Herbersthal with Austrian guns. Eighteen guns of 14 and 16-inch caliber passed westward bound for Blankenberke. Other war materials passing through Herbersthal consisted of bridge materials for Ostend.

The Germans are concentrating more troops at Thourout and Roulers. Forty-five hundred reservists have just arrived at the former place.

It is reported from St. Omer that the Germans are withdrawing troops from their Yser front. Twenty motor vans arrived in Heyst on Tuesday from the Yser line filled with German troops, and part of the Ostend garrison has been shifted to Zebrugge.

These operations make it evident that the Germans expect the allies to try to land troops on the Belgian coast.

Both Ostend and Zebrugge were bombarded on Monday by French and British warships, according to circumstantial reports received from several sources.

This bombardment caused a second suspension of work by German marine engineers who are fitting out submarines at Zebrugge.

EXECUTE SOLDIER WHO LOOTED AT VERA CRUZ

VERA CRUZ, Dec. 2.—The first military execution since the coalition nationalists occupied Vera Cruz took place today. A soldier who had been tried by a court martial and found guilty of looting, was shot by a firing squad.

Atlanta Manufacturer Shoots Friend He Thought Was Burglar

ATLANTA, Ga., Dec. 2.—W. B. Carhart, president of the Carhart Shoe Manufacturing Co., was held on a charge of murder today pending an investigation of the shooting of James P. Callaway, also a prominent business and society man, in the Carhart apartment, 850 Peachtree st., early today. Basing their investigations on statements alleged to have been made by Maj. Frank Callaway, the slain man's brother, the police are probing deeply into the shooting mystery. According to the police, Maj. Callaway, hearing the shots, reached the Carhart apartment a few moments later, before the police had identified the dead man. The police say Maj. Callaway was greatly excited.

Carhart in a statement this morning says he and his wife spent the evening at the Capital City club where they also saw Callaway. Callaway came over to their table, and had a few drinks.

The War AUSTRIO-GERMAN VIEW

GARRISON SORTIE FROM PRZEMYSL PROVES SUCCESS

Austrians Have Checked Russians—Chancellor Bethwan-Halweg Says Progress "Favorable" in East and West.

CAPTURE STRONG POST IN ARGONNE REGION

Berlin General Headquarters Admits "Insignificant Advances" by Allies But Says They Have Been Checked.

BERLIN, Dec. 2.—Admission that the allies have made "insignificant advances" in the western theater of war is contained in an official statement issued at general headquarters at 2 o'clock this afternoon. The announcement says: "General headquarters report that in the western theater the enemy has made insignificant advances but have been checked. In the Argonne region a strong position, supporting the enemy's lines has been taken by the kaiser's Wurttemberg Infantry."

As to the eastern theater the general staff says that the battle in north Poland is taking its normal course. In southern Poland the Russian attacks are being repulsed.

In the last fortnight the German troops posted between Lovicz and Bielowitz have taken 8,000 unarmored Russian prisoners, the statement adds.

VIENNA, Dec. 2.—(Via Berlin, Amsterdam).—The Austrian general staff announced today that a successful sortie has been made from the Przemysl garrison. The statement follows: "The garrison of Przemysl has made a successful sortie and delivered a counter attack which checked the advance of the Russians. Fighting continues in the Carpathians without any definite result."

"Observers in Zeppelins report that the Russians are retreating at some points."

In earlier statement the Austrians claim to have taken 15,300 prisoners, 47 machine guns, 46 cannons and much ammunition since the present offensive movement began.

BERLIN, Dec. 2.—The reichstag met today to vote further war credits. Dr. von Bethmann-Holweg, the imperial chancellor, addressed the members, declaring that the situation on both the eastern and western front is "favorable to our arms." He urged that the reichstag vote the credits asked on the ground that such action would be a stimulus to the troops. At the same time the war office announced the receipt of dispatches from the eastern headquarters saying that while the Russians were putting up stubborn resistance, the German campaign is being prosecuted with success. The German offensive toward Lovicz is pushing back the Russians in that region, it is claimed.

The German military authorities in Belgium have prohibited the Belgian national bank from issuing any more bank notes from the gold reserve. Notes issued against the Belgian gold in London are allowed, however.

It is reported that Prince Joaquin has returned to the eastern theater of war, his wounds having healed. He has been awarded the iron cross and appointed a staff commander.

A number of cases of typhoid fever are reported from the military hospitals in East Prussia, but the outbreak is not sufficiently extensive to cause alarm.

FINANCER DIES

NEW YORK, Dec. 2.—Temple Bowden, for many years a member of the firm of J. P. Morgan & Co., and a well known financier, died at his home here today.

Mr. Gillette in a Close Shave; no, not With a Razor

It's a good thing Mr. G. T. Gillette sometimes wears a derby hat cocked over one eye. If he didn't he might possibly today be dangerously injured or at least nursing a very, very sore head.

He is at the moment suddenly a oblivions of all else when suddenly a obnoxious recent stopping at the Oliver hotel, while he is seeking a house to move his family into. He reached the city last night, coming from Kokomo over the Vandallia.

Gillette was deeply engaged in conversation with two men opposite him in the smoker of the train. A short distance out of Kokomo he slid down in his seat to become more comfortable and cocked his derby over one eye to shade it from the light.

The train was driving along merrily and conversation was making one stooped and picked up a big rock. A terrific crash came at Mr. Gillette's elbow. At the same instant a shower of broken glass splattered over him followed in a second by a stinging thump on the head.

For a moment Gillette was dazed and then heard something drop to the floor. One of his seat companions stooped and picked up a big rock. Someone, perhaps a boy at play, had hurled the stone through the car window as the train flew by. It struck Gillette a little bit over the eye and right where his derby was cocked over it. The stiff felt probably saved him from serious injury.

"For a moment I thought either Derby had come back, or one of those 42 cent pieces had been thrown," remarked Gillette while he rubbed the sore spot. The stone is now a highly valued souvenir.

VILLA NEXT TO ATTACK VERA CRUZ BY LAND AND SEA

Campaign Expected to Oust Carranza From Country—Gutierrez Soon to Be Sworn in As Ruler.

EL PASO, Texas, Dec. 2.—The next campaign launched by Gen. Francisco Villa will be an attack against Vera Cruz, where the government of Gen. Venustiano Carranza has been established, according to Mexican dispatches received here today. It is expected that within 10 days a general movement of 25,000 troops, known as the convention army, against Vera Cruz will be commenced.

It is declared that there is no friction between Villa and Gen. Zapata and that Villa's army will be reinforced with Zapatista soldiers on its march against Vera Cruz. The blow which Villa and Zapata expect to strike against Carranza's headquarters at Vera Cruz is expected by them to be decisive. They think Carranza will flee from the country. According to present plans Vera Cruz will be attacked from land and sea as the convention army has equipped the Mexican gunboats which fell into their hands when Huerta abdicated.

Delay is being experienced in the operations around Tampico but Villa's forces are expected to occupy the port any time they desire.

Gutierrez in Capital. WASHINGTON, Dec. 2.—Gen. Gutierrez, provisional president of Mexico, and Gen. Villa have reached the outskirts of Mexico City and will proceed to the national palace today, according to official advices received by the state department from Juarez. Villa spent last night at Teuchuca, a suburb.

State department officials declared they had no evidence in reports thus far received that there was any friction between Zapata and Villa and they did not credit the report of a clash in Mexico City between the two chiefs.

Special Agent Carothers reported to the department that he had reached Mexico City. His arrival there confirmed the report that the Villa forces now are in Mexico City and that the installation of Gen. Gutierrez as provisional president was expected hourly.

FOG WORST IN FIFTEEN YEARS, TRANSPORTS ARE HALTED AT BREAKWATER

NEW YORK, Dec. 2.—The United States weather man today announced that the fog which blanketed New York and its adjacent waters is the worst recorded by the bureau in 15 years. In area and depth it exceeds all records. The weather man holds out no hope of the fog lifting until tomorrow.

In New York harbor all traffic is completely tied up. More than 30 ocean liners have anchored down the bay waiting for the mist to lift.

PHILADELPHIA, Dec. 2.—The transports Denver, Santa Marcos and Memphis, carrying more than 1,000 marines on their way to the navy yard here from Vera Cruz, are fog bound today just outside of the Delaware breakwater. The boats are at anchor and are waiting for the fog to clear. There are about 400 marines on board each boat. Col. W. T. Waller is in command.

HOUSTON TELLS BOYS TO STICK TO CORN GROWING

WASHINGTON, Dec. 2.—Sec'y Houston today told more than 1,000 boy corn growers from Ohio that they should stay on the farm.

Headed by a girls' band composed of high school graduates, the visiting corn growers marched to the department of agriculture to hear the secretary make his formal address. The secretary especially complimented Arnold Arrat, the champion corn grower.

KITCHEN WANTS LEGAL TILT WITH THE NEWS-TIMES

Demands Retraction of Story Re' Shively Libel Suit—Some Conditions Precedent to Compliance Are Submitted.

Now we're in on it. On the heels of the slander or libel suit instituted in the circuit court Tuesday, by the Very Honorable John W. Kitch against Sen. B. F. Shively and Lew M. O'Bannon of Corydon, reported in this paper, the News-Times Printing Co., proprietor and publisher of the South Bend News-Times, is to be sued, too. Demand for a retraction was received Wednesday by United States mail. The Rt. Hon. John W. Kitch has filed his objections in his demand. It follows. Here's the letter:

South Bend, Ind. To The News-Times Printing Co., Proprietor and Publisher of South Bend News-Times: Afternoon issue of your paper published under date of December 1, 1914, on page one in an article headed "Kitch Sues Shively for \$25,000 Damages," you published the following statements: "Kitch had been campaigning for the progressive party in Harrison county and in a speech is said to have made remarks about Sen. Shively, attacking his personal character, and that of other members of his family. A pet phrase of Kitch in his speeches is said to have been that Shively had never been able to earn a living before he became senator; that he needed the poor house, and not only himself but his brother, Aaron. Other similar insulting remarks about the senator punctuated practically all of Kitch's speeches, personal attacks, with him, being a sort of specialty, according to report. It is reported to be in response to this line of talk that the senator sent Editor O'Bannon his letter which is the basis of the suit."

I hereby notify you that said words, outside of the fact that I was campaigning for the progressive party in Harrison county, and libelous and insulting remarks about the senator punctuated practically all of Kitch's speeches, personal attacks, with him, being a sort of specialty, according to report. It is reported to be in response to this line of talk that the senator sent Editor O'Bannon his letter which is the basis of the suit."

In all probability, The News-Times, if this explanation proves insufficient, and it is sued, will plead justification and call Charles W. Weidner to account as a witness. Mr. Weidner, who has been a sort of political-partner with Kitch, is the source of information upon which The News-Times acted with regard to what Mr. Kitch had said about Sen. Shively; that supplemented by the charges from a proposed speech, which Kitch had prepared to deliver, and "down state" during the campaign, and which he read to the managing editor of this paper. He had in his "preparation" a considerable amount of similar stuff about Peter J. Krueyer, internal revenue collector, some light raps at Congressman Barnhart, and heavier ones at other demagogues. To be explicit about it, he said, "I want to show these d—n cusses up."

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Wealthy Daughter Fails to Bail Out a Former "Judge" From Indiana

NEW YORK, Dec. 2.—With "Judge" Alfred Ennis, who says he was formerly justice of the Indiana supreme court, still in Ludlow st. jail in default of the receipt of \$1,000 bail from his daughter, Mrs. George Horace Lorrimer of Philadelphia, it was learned today that a number of hotels in this city are interested in the case of the aged man. He is 70, and was arrested at the instigation of his wife, who is but 27.

Ennis alleged he was about to leave the jurisdiction of the New York court and would not pay the alimony.

Anthony Sene, chief of the interstate secret service detective bureau, would send the amount of his bail but instead she sent a lawyer to tell him to do whatever the sheriff advised. Sheriff Gattenhagen advised "Judge" Ennis to go to Ludlow st. jail.

U. S. PAID TWENTY-SIX MILLIONS FOR SHIPS

Paymaster's Report Shows Navy Maintenance Cost Exceeded 39 Millions.

WASHINGTON, Dec. 2.—The United States spent during the fiscal year 1913-1914, for the construction of new ships for the navy, \$26,135,389.42, according to the annual report of Paymaster Gen. Samuel McGowan today.

Besides this expense for new construction, which included labor and materials, there was devoted to the maintenance of ships in commission (other than receiving ships) including pay of officers, and men, subsistence and incidental expenses, a total of \$39,455,733.13.

The cost of repairs to ships and equipment of the navy at home and abroad was \$7,802,249.58. Total cost of maintenance of battleships of the first line ranged from \$187,992.67 in the case of the New York, to \$985,338.45 for the Wyoming. The budget for the Wyoming showed \$607,765.67 for the fiscal year. \$1,251,000 for dental public bills; \$124,979 for subsistence; \$196,241.58 for stores issued; \$1,004.94 for hull and machinery and \$9,180.26 for repairs and equipment.

New York had the highest expenditure for navy yard maintenance and improvements, its fund being \$2,129,119.35. Other yards spendings more than \$1,000,000 during the year. The highest were Boston, Philadelphia, Washington, Norfolk, Mare Island, Puget Sound and Pearl Harbor.

SUES AMERICAN ACTRESS FOR CASTING SHADOW ON MARRIAGE TO PRINCE

LONDON, Dec. 2.—A case of unusual American interest was heard in chancery court today. The proceedings having been instituted by Princess Leda Eleanor of Thurneaxis to restrain Josephine Moffitt, an American actress, from circulating defamatory statements about her. The defendant testified that she had been married to Prince Victor of Thurneaxis, a Hungarian nobleman, in Newark, N. J., on Oct. 12, 1906. This was five years before she met the plaintiff, who had married the prince in Uniontown, Pa. Miss Moffitt was accused of making public statements to the effect that under the Austrian law, the prince could not be the husband of a morganatic wife of the nobleman, as they are not of equal rank.

A verdict in favor of the plaintiff was returned and she was awarded \$500 damages and costs of the case.

Detective's Star and Quiet Word that He's a "Spotter" Brought Him Drinks; He Lands in Cell

There was a time, perhaps, when it was tough for a poor bloke to hook up with a drink when that little luxury was needed and needed as only a knight of the road can need it. The next drink has always been more or less a problem with that class of citizen.

But James Hines, alias Kyle, has solved the problem, according to Chief of Police Kerr. Not only does Hines get his drinks for the mere asking, but his Nibs the Bartender, has been known to slip him a bit of change.

A detective's badge and a large package of nerves are the principal means of persuasion used by Hines, alias Kyle. These two elements used properly and with discrimination are said to have worked wonders when properly applied to South Bend bartenders.

"I'm a spotter," Hines would remark casually to a bartender. "I'm working for the Anti-Saloon league. They have employed me to seek out the bars who are violating the law for the ultimate purpose of bringing them to justice."

Here he would flick a bit of lint from his coat lapel, in so doing showing a shiny star pinned to his vest.

"You fellows will have to cut out all this Sunday celebration stuff and get down to business. You know me, Al."

Gets His Whistle Wet. Then would follow an argument in which Hines, alias Kyle, would wind up with the observation that it was a very, very dry day and that his throat was parched. That condition would be alleviated, said the kindness of the bartender. Then Hines would feel for a cigar, but not once would he find one in the pocket where by all rights cigars should be.

"Here, get a good one," the bartender would remark, slipping him a coin.

"Easy stuff," would muse Hines, alias Kyle, as he stepped out the front door with money in his pocket and a smile and moisture on his lips.

For more than a week everything worked smoothly for the "spotter," and then reports began to come into the police station. John H. Weaver, owner of a local detective agency, recognized in descriptions furnished by duped bartenders, a former employee—one who had been furnished a star to aid in the solving of a single larceny case.

The wheels of justice began to grind, and following charges of impersonating an officer filed by Weaver, Hines, alias Kyle, found himself behind the bars of the city jail. He pleaded guilty to impersonating an officer in city court Wednesday morning and Thursday morning Judge Warner will hand him a sentence. The case was taken under advisement until that time.

THE WEATHER Indiana: Cloudy; tonight and Thursday; probably local rains; colder tonight and Thursday. Lower Michigan: Cloudy tonight and Thursday; colder tonight.

PROPERTY NOTICE IN SUIT, DEATH, STATE CONTAINS

Montgomery Lays Groundwork of Case in Opening Statement Declaring Couple Quarreled Over Ownership of Realty.

CORONER SWANTZ IS FIRST WITNESS CALLED

Atty. Farabaugh Makes Vigorous Effort to Break Down Effect of Testimony Concerning Autopsy and Analysis.

Public interest during the murder trial of Mrs. Augusta Suhl Wednesday morning centered on the matching of wits between the first witness for the state, Coroner Thomas J. Swantz, and G. A. Farabaugh, counsel for the defense, who made a vigorous attempt to break the effect of the coroner's testimony. Technical terms were used freely with the anonymity of the court reporter and occasionally to the merriment of the spectators.

The jury was finally accepted by both sides a few minutes after 10 o'clock and thereupon Pros. Montgomery presented his opening statement. Following a brief recess Dr. Swantz was placed on the stand and underwent a rigid cross-examination for the remaining hour of the morning session.

The jury was sworn at 10:10 o'clock after more than a day being spent in the selection and after the state had excused five men and the defense had excused 11. The jury contains four of the regular panel, Joseph Chalmers of Greene township; Serphen Gooley, Clay; A. A. Borden, Olive, and James Clemens, Diamond av., city. The other members of the jury are Louis Carbiner, 745 Frank av.; Frank Young, 213 W. Division st.; David Sweitzer, 614 Blaine av.; Henry Van Dusen, Olive township; W. A. Gross-lans, 202 Paris st.; Edward J. Weaver, 218 E. Sample st.; Oscar Barrett, 22 E. Seventh st.; Mishawaka, and Jerry E. Reynolds of olive township.

Makes Opening Statement. Pros. Montgomery and Deputy Schwartz are conducting the prosecution. The opening statement by the state consumed nearly an hour. Counsel for the defense, Messrs. G. A. Farabaugh and C. A. Haggerty, withheld their opening statement until the evidence of the state in the proceedings. Montgomery brought out in detail the evidence as narrated in the newspaper accounts of the death of Charles Suhl and of the arrest and indictment of his wife, Augusta Suhl. He explained to the jury that the state case rested entirely upon circumstantial evidence. Montgomery said he had evidence to show that there had been from time to time considerable friction between Mrs. Suhl and Suhl concerning property, of which they owned considerable. It was pointed out how this property had at first been held in joint deed by Mr. Suhl and his wife and how later this property had all been conveyed to Mrs. Suhl.

The contention of the state is that the motive for the deed lay in the fact that Mrs. Suhl finally had prevailed in her suit to have the property held by joint deed. The state also expected to bring in much detail to show that Mrs. Suhl did not take proper care of her husband during his illness and that she did not even show proper concern after his death. This evidence, it was said, would be given by neighbors and from the attending physician, Dr. H. A. Pink. At one point during the recital of the opening statement, counsel for the defense objected to a statement meant to show that Mrs. Suhl had not been on good terms with any of her neighbors. It was held that this could not be proved and that it was presented for the purpose of causing prejudice in the minds of the jury. The objection was overruled.

Of the proposed testimony mentioned in the statement there was nothing of a sensational nature, but it was suggestive of the fact that the wife would possibly be testimony given in this connection that would add a dramatic touch to the case. It was declared that Suhl had suffered for several hours and that he died at 5 o'clock in the morning, without having been given the medicine or the care that the doctor had prescribed. Mention was also made of testimony that would go to show that Suhl was not even given a bed to lie upon but that he was found by neighbors to be lying half covered partly on the floor and partly on a cot. The state will direct much effort on the attempt to show that Mrs. Suhl purchased arsenic for other reasons than that which she gave to the jury, namely that she wanted to kill rats and show that Coroner Swantz on stand.

Dr. Thomas J. Swantz, county coroner, was placed on the stand as the first witness for the state. The burden of proof will be on the state to establish the guilt of the defendant until that time.

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