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MAJOR MURPHY TESTIFIES

The Ward County Politician on the Stand all Day Saturday, Going Over the Details of Transactions.

The first week of the taking of testimony in the Murphy trial closed at Fargo Saturday afternoon and the progress made by both sides thus far in the trial of the case indicates that it will require about half the time it took at the former trial.

Major Murphy was on the stand all day Saturday. He took the witness chair shortly after 3 o'clock Friday afternoon and up till late Saturday afternoon he was still being subjected to direct examination by one of his attorney's, Judge Lauder.

No loophole is being left open by the defense in its examination of the chief witness. An exhaustive review is being made of all the transactions that Major Murphy had with road overseers in Ward county and his methods of doing business with them relating to the settlement of road taxes for the Great Northern and Soo railroads.

The testimony of each witness for the state who testified against Major Murphy is being taken up separately and the several transactions are being gone over in detail.

Most of the testimony given by Major Murphy during the many hours he was on the stand was similar to that already given.

There were few if any new phases brought out that were not presented in the former trial when Major Murphy was on the stand for seven days.

J. E. Smith, clerk of court of Ward county, was the first witness to be called by the defense Friday afternoon. He testified as to certain records kept in his office which pertain to the transactions of Major Murphy and the road overseers in the different townships of the county.

A. J. DeLancey was the next witness called and A. J. Lewis, county auditor of Cass county, was the last witness to be called before Major Murphy took the stand.

Maj. J. S. Murphy was on the stand again today in the district court, being subjected to cross-examination by Attorney Townsend. The cross-examination during the greater part of the day was upon the letters written by Major Murphy to road overseers at the time that the investigation of the road taxes was started in Ward county.

In these letters he instructed the road overseers, so the letters which were introduced in the evidence purport, that they should give out no information regarding the dealings they had with him, as it was strictly an affair between the road overseers and the railroad companies.

Attorney Townsend worked on this part of the evidence for several hours and tried his best to exact from the witness evidence which would be damaging to himself and his repeated in-

quiries as to why he instructed the road overseers to keep information from the county officials at times exasperated the witness so that he answered the questions put to him in other than a most courteous way. It is not likely that the state will finish its cross-examination of the witness before tomorrow when a re-direct examination will be conducted.

This examination will be followed by expert testimony on handwriting and testing different qualities of paper after which the state expects to use several witnesses in rebuttal.

It is now estimated that the arguments will not be presented to the jury before next Monday or Tuesday.

A PRETTY JEWISH WEDDING

L. Haskell Takes to Himself Miss Hattie Feldman for His Wife.—Fifty Jewish People Attend Ceremonies, Many From out of Town.

One of the prettiest Jewish weddings ever seen in Minot occurred Sunday evening when L. Haskell took Miss Hattie Feldman to be his bride. The ceremony was performed at the home of Feldman Bros. by Rabbi Hirsch. Fifty people were present and witnessed the pretty ceremony as the Jewish blessing was given. Mr. and Mrs. H. L. Glazer and Mr. and Mrs. M. Banks accompanied the couple to the Rabbi. After the ceremony the guests spent the evening in a pleasant social manner and an elegant wedding feast was enjoyed. The following is a partial list of the out of town guests:

A. Yoffey, Fargo, N. D., N. Leventhal, Minneapolis, Mr. Haskell, father of the groom Minneapolis, Mr. and Mrs. W. A. Garrison, Williston, Mrs. M. L. Friman, Petoskey, Mich., J. Frankle, St. Paul, Mr. Jackman, Minneapolis, and Rozen Bros., of Velva. During the course of the ceremonies, thirty-five telegrams were received from anxious friends in various parts of the country.

Mr. Haskell holds a responsible position as clerk in the Boston store and is considered a fine fellow. The bride recently came from Chicago. She is a beautiful young woman and has made many friends.

Believe Murphy will be Acquitted
City Auditor Morrow returned from Fargo Saturday where he spent a week at the Murphy trial. He was used Friday as a witness showing certain city records. Mr. Morrow says that the witnesses are not allowed to attend the trial prior to testifying. The people of Fargo believe generally that the Major will be acquitted. Mr. Morrow came home by Devils Lake Saturday night and like a lot of other good Democrats, attended the Burke jubilee.

Col. McGill who is spending the winter on his claim at Ray is down. He says his son has been very ill of typhoid fever.

MARSHALL McCLURE SR. GONE TO GREAT BEYOND

Veteran Newspaper Man Passes Away From Heart Trouble at St. Joseph's Hospital in St. Paul—Had a Varied and Interesting Career.

Marshall McClure Sr., the "dean" of newspaper men, one of the oldest and best known quill pushers of the state of North Dakota, died at St. Joseph's hospital in St. Paul, Friday morning. He had been suffering from a heart difficulty for more than six weeks, and although his many friends realized that his condition was dangerous, the news of his death was on the lips of every man in Minot for "Mac" with all his faults was universally liked. The remains arrived in Minot Sunday.

About two weeks ago Mr. McClure expressed a desire to go to St. Paul where he believed the change of scenes and climate would prove beneficial to him. Accordingly arrangements were made at once and he was sent to that city.

Marshall McClure was born in Hillsdale, Mich., 54 years ago. When a boy he went to school until he was 14 years of age, then like thousands of other boys, went out into the wide world and made his own way. He entered a printing office as a devil and spent most of his time playing tricks on the editor and firing an old boiler. He learned to set type and he often said that his main education was acquired while following this business. Mac came west when a young man. He stopped in Wisconsin and met his first wife, Miss Ella Powell, the beautiful daughter of a wealthy lumber man. To this union two children were born Gwendolyn the little girl who died at Jamestown when but two years of age, and who now would have been 23 years of age, and Marshall McClure Jr., who is connected with the Bowbells Tribune. Mr. McClure was married a second time about four years ago to Mrs. Alice Fenwick and his wife and son survive him.

The life of Marshall McClure was a varied one and interesting. He started more papers perhaps than any other man in the United States. He was a born newspaper man, a forcible writer who possessed a bright mind. His first venture in the newspaper field was launching the Jamestown Alert. After running that paper a while, he came to Minot in 1887 when this place was a little cow boy village and started the Minot Rustler in a little shack at the corner of Main and Fourth streets where Mrs. Dwyer's residence now stands. The Rustler had a brilliant but brief career. Mac had the western fever and went to Sprague, Wash., where he started the Advertiser. He went to Colorado a little later and started the first paper ever printed in the Cripple Creek district, the Gillette Forum. There he filed on a gold claim which has proved to be a good thing, but which has never been very well developed. The mine is located on Tryite mountain along Beaver Creek and an assay of the ore shows that while it is not high grade, it will prove very valuable when proper machinery is installed. This has been the dream of Marshall McClure for the past fifteen years, when his mine would be placed on a paying basis, and when he would be in a position to repay his friends for the favors shown him. His dream never came true.

Mac went to Mexico later and was conductor on a passenger train on the Mexican Central, running between El Paso and the City of Mexico. When he gave up this job, he returned to his first love—Minot, and in 1898 started the Weekly Optic, which is still running. He started the first daily paper here and showed a great deal of enterprise, though the venture was not very paying. About three years ago he sold the Optic to Messrs Palmer and Zimmerman, and went to Fargo where he started a bright political paper, the Politician. This

paper was conducted for a time also in Minot. During the last two political campaigns Mac ran the Sunday Eagle, a bright political weekly which had more or less effect on politics in this part of the state. The writings were very clever and the paper was widely circulated.

One of Mac's old friends said, "Marshall McClure did more to boom Minot than all of the rest of us combined. Why in the early days he boomed Minot when no one else said a good word for the town. Yes, sir, Minot owes Marshall McClure a whole lot."

It is true too. Mac was ever ready to say a good word for his town. He was ever ready to do a friend a favor. He had his faults and plenty of them like the rest of us poor mortals, but he had his good points. Back in a little Michigan village, Cedar Springs, an old lady past ninety years old mourns today for her son, for Marshall McClure's mother still lives. She is a firm believer in the faith of the Seventh Day Adventist and brot her son up in this religion. Mac was a great reader of the Bible and knew as much about the word of God as most preachers. His father was a Methodist minister. Mac was identified with state politics more or less ever since coming to the territory.

He reported the legislative proceedings in a very capable manner for many years for a number of the big eastern dailies. His political views were excellent and his judgment usually right. As a reporter he faced any danger to learn the news. Once when a gang of politicians met at Yankton, S. D., in the early territorial days, to form plans to remove the capital from that city, Mac secreted himself under the table in the dining room of the old hotel and lay there for hours getting onto the secrets of the unscrupulous politicians. When he could lie still no longer, he got up in the midst of the startled fellows and made his way out. He scooped the rest of the reporters.

Mac started the Devils Lake Inter-Ocean years ago and fought hard to get the capital moved from Bismarck to Devils Lake. In his earlier days he was a telegraph operator in Michigan, then he was a news "butcher" on one of the passenger trains.

McClure Funeral.
The funeral of Marshall McClure Sr. was held from the opera house Tuesday afternoon at 2 o'clock. Rev. Mr. Lawrence pastor of the Presbyterian church gave the address, a plain talk to the living. The floral contributions were elaborate. The Presbyterian choir sang several selections. The Eagles, of which order the decedent was a member, had charge of the services at the grave and the services were most impressive.

May Buy Fire Team for Minot
The city council met Monday evening and a grant of bills were allowed. The councilmen decided that hereafter no bills would be paid for any work done for the city that was not authorized by the city aldermen. This will put a stop to Tom, Dick and Harry's contracting bills for various kinds of work. Judge Murray reported \$262 fines collected during the month of October. The aldermen are now wrestling with a proposition for the city to buy a pair of good young horses for the fire department. Some of the aldermen believe that it would be fully as well to hire a man and team for the winter. Alex McDougall offers to furnish a team and look after the work during the winter months for \$85 a month. This a number of aldermen favored,

but John Ehr made a motion to give \$75 a month for a man and team, which after considerable discussion was lost. It may be that the matter will be compromised by buying a team outright and keeping them at the city hall continually, to be on hand at a moment's notice in case of fire. If the horses are young, and the driver clever, it will be but a few weeks before they would be in excellent training and would be worth a great deal to the city.

STATE OF NORTH DAKOTA, In District Court, Eighth Judicial District
County of Ward, ss. Lemuel A. Tautz, Plaintiff, vs. First International Bank, Sherman Kolbo, C. S. Bunnell, Security Company of Minneapolis, a corporation, C. D. Griffith, Advance Thrasher Co., a corporation, The State of North Dakota, The County of Ward, North Dakota, National Bank of Washington, F. H. Stoltz, Imperial Elevator Company, a corporation, and all other persons unknown, claiming any interest in, or lien or encumbrance upon the property described in the complaint, Defendants.

You are hereby summoned to answer the complaint in this action of the above named Plaintiff, which is filed in the office of the Clerk of the District Court, in this office, in the City of Minot, within and for the County of Ward and State of North Dakota and to serve a copy of your answer upon the subscribers, at their office in Minot, in said County and State, within thirty days after the service of this summons upon you, exclusive of the day of such service; and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated at Minot, North Dakota, this 20th day of November, 1906. PALDA & BURKE, Attorneys for Plaintiff.

Notice to the above named Defendants: You and each of you are notified that this action relates to the following described real estate situated and being in the County of Ward, North Dakota, to-wit: The southwest quarter (s.w. 4) of section one (1), township one hundred sixty-two (162), range eighty-six (86), a d that no personal claim is made.

Department of the Interior, United States Land Office, Minot, N. D., Oct. 30, 1906.

A sufficient contest affidavit having been filed in this office by Knut Hustad, contestant, against homestead entry No. 23301, made June 19, 1903, for s 1/2 sec 14, Sec. 6, n 1/2 ne 1/4 Sec. 7, Twp. 153, Rge. 84, by Walter B. West, contestee, in which it is alleged that said entryman has not since the date of filing thereon, had or maintained his residence thereon, had or does not and has since that date resided elsewhere than on said land; that since that date he has not cultivated the same or any part thereof nor made any improvements thereon of any kind; that he has wholly abandoned the same for more than six months last past and that said alleged absence from the said land was not due to his employment in the army navy or marine corps of the United States as a private soldier, officer seaman or marine during the war with Spain or during any other war in which the United States was or may be engaged, and said parties are hereby notified to appear, respond and offer evidence touching said allegation at 10 o'clock a. m. on January 17, 1907 before the Register and Receiver at the United States Land Office in Minot, N. D.

The said contestant having, in a proper affidavit, filed Nov. 19, 1906, set forth facts which show that after due diligence personal service of this notice can not be made, it is hereby ordered and directed that such notice be given by due and proper publication.

T. E. Fox, Receiver, 11-22-12-27.

Notice for PUBLICATION
Department of the Interior, Land Office at Minot, N. D., Nov. 15, 1906.
Notice is hereby given that the following named entry has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before Register and Receiver at Minot, N. D., on Jan. 22, 1907, viz: Miner A. Hartwell, H. E. No. 17022 for the s 1/2 s.w. 4, lots 3 and 4, Sec. 7, Twp. 153, R. 85.

He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: Herman H. Kuchenbecker, Herman C. Kuchenbecker, Mark Nelson, William Wherley, all of Minot, N. D.

L. D. McJahan, Register, 11-22-12-27.

Dick Steinhof, formerly of Minot, has been appointed deputy sheriff at Bowbells.

Albert Botz is the daddy of a bouncing baby boy, who will be trading horses for his sire in another year.

HENRY COMFORT KILLED IN WRECK.

Passenger train No. 1, west bound, was wrecked between Bartlett and Doane, east of Devils Lake at an early hour this morning, and the engineer, Henry Comfort, was instantly killed. The fireman, Rice, was so badly injured that it is feared he will die. The rails are thought to have spread causing the train to go into the ditch. Just how many cars were thrown from the track is not known, and whether any passengers were killed or not, is not known, tho it is believed that some were injured. All of the Devil Lake doctors were ordered out and left on a special at once for the scene of the disaster.

Comfort was one of the oldest engineers on the road, and ran into Minot for many years. His home was in Grand Forks, where he leaves a wife. He was a quiet unassuming fellow and only a few of the old timers and railroad men were acquainted with him here. When found he was pinioned to the ground, the dome of the engine resting on his head.

An east bound freight train left the track near Lone Tree, about fifteen miles west of Minot on the G. N. this morning about 8 o'clock. No one was killed. The cars are badly demolished.

STATE OF NORTH DAKOTA, In District Court, Eighth Judicial District
County of Ward, ss. Trustee Loan Company, a corporation, Plaintiff, vs. John Ludtke, Hedwig Ludtke, Gustave Ludtke, Minneapolis Brewing Company, a corporation (foreign), Max A. Faulkland, Augusta Faulkland, Max Faulkland, Augusta Faulkland and all other persons, unknown heirs, devisees, legatees, or persons representing claim through, or under them, claiming any estate or interest in, or lien or encumbrance upon the property described in the complaint, Defendants.

You are hereby summoned and required to answer the complaint of the plaintiff in the above entitled action, a copy of which is now on file in the office of the Clerk of the District Court of Ward County, in the City of Minot, North Dakota, and to serve a copy of your answer to said complaint on the subscribers, at their office in the City of Minot, Ward County, North Dakota, within thirty days after the service of this summons upon you, exclusive of the day of such service; and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated at Minot, North Dakota, this 16th day of November, 1906. PALDA & BURKE, Attorneys for Plaintiff.

Office and Postoffice, Opera House Block, Minot, North Dakota. 11-22-12-27

Notice is hereby given that the complaint in the above entitled action is at the present time filed in the office of the Clerk of the District Court of Ward County and that the property involved in this litigation, the title of which is sought to be quieted is described as follows: The East Half of the Northwest Quarter (E 1/2 NW 1/4) of Sec. 23 and the Southeast Quarter (SE 1/4) of Sec. 23 and the Southeast Quarter (SE 1/4) of Sec. 14, Township One Hundred and Six (106) North of Range Eighty Three (83) West of Fifth Principal Meridian.

You will further please take notice that no personal claim is made against any of the defendants.

Office and Postoffice, Opera House Block, Minot, North Dakota. 11-22-12-27

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L. D. McJahan, Register, 11-22-12-27.

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