

THE WARD COUNTY INDEPENDENT.

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McGahan Bound Over to Keep Peace

Judge Goss Places Register of Minot Land Office Under \$1,000 Bonds---Hearing Occurred Yesterday.

TRIAL PROVED TO BE HIGHLY SENSATIONAL

L. D. McGahan, register of the Minot land office, was given a hearing before Judge Goss in his chambers Wednesday afternoon at 4:30 o'clock. The register was charged with two offenses, first with threatening to do bodily harm upon the person of T. E. Fox, by making a threat to shoot Mr. Fox, and second with assaulting Mr. Fox.

McGahan at the conclusion of the hearing, was placed under \$1000 bonds to keep the peace, and was given until Thursday evening at 6 o'clock to furnish said bonds with security. The bonds are to be in force until district court sets again when the judge can either continue them or release the defendant from them all together.

Mr. McGahan was represented by C. Aurland who looked after every detail in a very careful and efficient manner. The attorney for the defendant endeavored to have the action dismissed entirely on the grounds that in the complaint McGahan had been charged with two separate offenses, but the judge refused to grant the motion, and instead gave the state one charge upon which McGahan should be tried. Accordingly, State's Atty. McGee elected to try McGahan on the charge of threatening to do Mr. Fox bodily harm.

Fox was the first witness called for the state. His story was substantially the same as that told by the independent reporter last week.

Fox stated that on Wednesday afternoon, Sept. 4, he walked into the Minot Drug Co for a drink of soda water and saw McGahan and Tom Murphy in the place. He lay a nickel down on the fountain and said, "Gentlemen, I would treat, but have only a nickel." After drinking a glass of root beer, he walked out and McGahan followed.

Outside the drug store, McGahan asked Fox if he intended going away Friday and Saturday and Fox replied that if a certain man came to Minot, he would, as he had some business to look after. Fox declares that McGahan informed him that he (McGahan) wished to go to Wm. Black's place near Chilcot hunting one of these days, and ordered Fox to remain in the land office saying, "If I go, you must stay. I am boss of the land office, and you've got to remain."

Fox declares that he told McGahan that he yet had five days left of his leave of absence and intended to go if he wished to and at the same time he told McGahan that the register had used up all of his leave and thirty days besides.

This started up a war of words between the two officials and Fox declares that McGahan called him a number of very vile names, and at the same time threatened to shoot him, drawing his hand back towards his hip pocket. Fox says McGahan also struck at him in front of the drug store, and Fox told McGahan to go away and leave him alone and they would settle this matter some other time.

Fox then states that McGahan said: "You cowardly--- I'll put a ball thru you, I'll shoot you."

Fox then walked to the land office, McGahan following by his side and all the way down the controversy was kept up, in ordinary tones of voice, so that no one was particularly attracted by the difficulty. Fox says he went up the steps and entered the door of the land office locking it. He went to his private office and called Judge J. H.

Davis, a detailed official from Washington into the office and informed him that McGahan was drunk, and that he had attempted to do him bodily harm. Fox says he knew Davis and McGahan were good friends, having been hunting together, and he wished Davis to use his influence in getting McGahan to leave without any trouble.

McGahan in about five minutes came into the office and sat down. Fox was sitting in his chair talking with Davis about some contest matters in order to divert McGahan's mind from the trouble. He says McGahan started in to abuse him, calling him a number of vile names loud enough for the clerks to hear them and about the same time both men arose from their chairs and came together. Davis stepped between them and was kept pretty busy for a time. Here is where the stories of the two men differ somewhat. Fox states that McGahan struck him first on the shoulder, whereupon he slapped him on the jaw with his open left hand, knocking McGahan to the floor, and then choked him until Davis parted the men. Fox says that McGahan was picked up by Davis and again went after him, tearing his watch chain to pieces, and kicked and bit at him.

Fox declares that he called two of the clerks, Glenn Thompson and John Gammons to watch McGahan while he went for the chief of police and as he left the land office McGahan cried out that he would yet get even with Fox or would kill him, or words to that effect. Fox declares that during their fracas in his office, McGahan placed his hand back on his hip as if to pull a gun, and at the same time threatened to shoot.

Fox says that McGahan struck him a vicious kick in the lower portion of the stomach hurting him, but says the blow on the shoulder did not hurt. Fox declares that he is not afraid of McGahan physically, but is afraid that McGahan might try to shoot him "as any coward will do."

"I'd as soon have a snake bite me as McGahan," Fox declared. McGahan then took the witness in charge and conducted his own cross examination. He asked Fox if he had called McGahan any names on the street and Fox declared that he might have called McGahan a cur. McGahan asked Fox if he had called McGahan any vile names and Fox said that he did not remember that he had.

McGahan then asked Fox if it wasn't a fact that they had some trouble that morning, that Fox had informed McGahan that he was endeavoring to get the appointment of special land agent and asked McGahan if he wouldn't set proofs before him, and that McGahan stated that he would not. And that after McGahan informed him that he would not Fox had stated that if such a thing could be worked, he could secure a rakeoff from the lawyers and make from fifty to a hundred dollars a day. Fox denied these insinuations most emphatically and at this juncture created a dramatic scene by rising from his chair and appealing to the court for protection. The court informed McGahan that the question had nothing to do with the case whatever, and later on the state's attorney moved that that portion of the evidence be stricken from the records.

Fox stated that when McGahan stated to him that he was boss, he replied he'd make a better janitor of the land office. McGahan asked Fox if Judge Davis informed him how he was going to testify in this case and Fox remarked that the Judge stated that he would have to tell the truth and Fox remarked that this was all he expected.

McGahan asked why Fox didn't have him arrested on the street, and Fox replied that he didn't want a scene. "But," McGahan went on, "You went to the newspaper offices and gave the story and created a scene, didn't you?" J. H. Davis, the detailed clerk, was next placed on the stand. His story was substantially as follows: That Fox had come to him and said that McGahan had been abusing him on the street. That he expected McGahan would soon be in there and he wanted him to note his condition. While they were talking about this matter, McGahan came in and sat down. Fox asked McGahan to leave, whereupon McGahan called Fox some names; a crook and other vile names. Davis didn't know which man struck the first blow but he believed that both went at each other about the same time. He saw Fox strike McGahan and saw McGahan strike and kick at Fox, but didn't see McGahan land any blows. He admitted that McGahan might have landed, but he was busy trying to keep the men apart and couldn't see all that was going on. He didn't hear McGahan threaten to kill Fox and didn't see McGahan reach for his gun. Davis said McGahan appeared to have been drinking to some extent.

Glenn Thompson's story told of the scrap between the two men. He heard loud talking and saw the men mix, but didn't hear McGahan threaten to do Fox bodily harm.

Chas. Smith, the mayor of Kenmare, testified that he was in McGahan's office a couple of hours Wednesday forenoon, but he didn't notice that McGahan was drunk.

W. E. Barber, a Stanley banker, said he saw McGahan at three o'clock that afternoon, or about half an hour before the scrap took place and he didn't notice that he was intoxicated.

James Dwyer, special agent of the government, said he saw McGahan at 3 o'clock and didn't see that he was drunk.

Dr. Powell, pastor of the M. E. church in Minot saw McGahan on the street that afternoon and shook hands with him, and passed hurriedly on. He said he could not tell that McGahan had even been drinking. McGahan was then placed on the stand.

He said that he was not drunk that day but had taken two drinks before the scrap, one in the forenoon and one in the afternoon. He admitted that he called Fox the names in the land office but said that he did not threaten to shoot him and in fact he stated that he didn't have a gun in his pocket. He said that his hand might have gone back towards his pocket, but he was excited and his hands went in several directions.

Mrs. Sibbald, one of the clerks of the land office, said that she saw McGahan a half hour after the trouble and said that he had been drinking some, she thought.

Tom Murphy who was with McGahan in the drug store, said that it was very apparent that McGahan had been drinking, and said McGahan had done a good deal of swearing.

Miss Kate Wilkinson, a clerk of the land office, said that she noticed that McGahan had been drinking.

W. George, deputy sheriff of Ward county, who arrested McGahan that day, said that he noticed that McGahan had been doing some drinking.

R. F. Evans has been in from the country several days taking treatment for his stomach which has been giving him considerable trouble.

R. L. Krueger, of Foxholm, reports a good crop of wheat---twenty bushels to the acre.

FREIGHT RATES LOWERED

Substantial Reduction on Freight on Goods in Car Load Lots is About to Take Effect---Means Lower Prices on Groceries, Etc.

At last Minot is recognized by the Soo and the Great Northern and placed on a par with Minneapolis, St. Paul and other commercial centers. The freight rates will soon be reduced on certain goods shipped into this city in carload lots and the wholesale houses are glad. They will be able to quote groceries, etc., to the merchants of the northwest at lower prices, as soon as the tariff sheets are in readiness, and in turn the merchants will be able to quote lower prices to their customers on the goods. Thus we will all be benefitted.

The reduction will be quite large, fully fifteen per cent on most things which isn't bad.

Manager Tom Griffen of the Minot Grocery Co., has been working on this proposition for two years or more and only last summer Gen. Supt. Pennington of the Soo promised Mr. Griffen that he would see that something was done for Minot in the way of lower freight rates.

While the Soo is perhaps directly responsible for the low rates we are about to receive, the Great Northern has fallen into line and will quote rates the same as the Soo.

This will give the wholesale houses of Minot an opportunity to compete in a fair way with those of other cities.

Keavin Returns.

J. Keavin of the Keavins Department store, has returned from a month's visit in the east where he spent considerable time buying goods for his store. He went from New York City to the Jamestown exposition by boat where he spent two days. He is not very well impressed with the exposition, which he says is not a financial success by any means. The weather was very hot while he was there and everyone suffered from the extreme heat. He intended remaining a week, but could stand it no longer than two days.

Mr. Keavin made some good purchases for his store in the eastern markets. Regarding his shopping expedition he says: "I really bought heavier than ever before, and for the life of me I don't know where I am going to put the goods when they arrive. I bought goods that will surprise you, something as fine as you can find in any of the Chicago stores."

DIES ON ROAD TO MINOT

Mrs. Jacob Halvorson of Ryder Ill For a Long Time of Consumption Died Suddenly Wednesday While Husband Was Bringing Her to this City.

Mrs. Jacob Halvorson, of Ryder, died Wednesday morning while enroute from that place to Minot where she intended taking treatment. The woman had been ill for sometime of consumption. Her husband was bringing the wife to this city and when about two miles this side of Ryder the woman passed away suddenly. The remains were taken back to Ryder at once, and today were brought to this city and prepared for shipment to the old home at Benson, Minn. Undertaker Raycraft had charge of the undertaking. The remains were taken to the undertaking rooms of the Minot Furniture Co.

Noami Berg, a eleven year old Mohall girl, was bitten horribly in the arm by a dog belonging to the Delany family. The cur was hitched to a wagon and as the little girl passed, the animal bit the arm to the bone.

Mrs. Jacob Kautz of Velva died from cancer of the stomach. The woman took treatment for a time in the Minot hospital.

Mrs. Tina Dietz of Mohall died in the Kenmare hospital from the effects of an operation for tumor.

A bran new buggy was stolen from Wm. Foy of Velva.

Glenburn Elevators Refuse It

Say That Much of the Early Threshed Wheat Contains considerable Unripe Grain---Not Safe to Store in Elevators---Much Will be Rejected.

W. W. Shepard the Glenburn land man, brings in the report that many farmers are threshing their wheat which is yet quite green. The wheat was very spotted when cut, some being very ripe and a considerable portion of it being very green. The green grains will cause most of such wheat to go in at the elevators as rejected, and in fact the Glenburn elevators have agreed to refuse to accept any of this

kind of wheat for the present at least.

This will cause many farmers no doubt to receive as much as ten cents less on the bushel for their wheat, and undoubtedly will give the elevators a golden opportunity to dock the farmer as much as the law will allow him. This state of affairs exists in other parts of the country besides Glenburn. Farmers having wheat of this kind should examine it very carefully and not thresh for several weeks.

An Innovation.

Paul V. McCoy, the druggist, has about completed arrangement for an innovation in the talking machine business. He will soon place all kinds of talking machines out, selling them on the installment plan. This will enable anyone to possess either a Victor or an Edison, and the price will be no more than if you pay cash. This branch of Mr. McCoy's business has grown wonderfully, until it compelled him to arrange a department for those goods alone. He has nearly a thousand records on hand all the time and his store is headquarters for this line of goods.

Holds Removal Sale.

J. A. Roell will celebrate his second anniversary and at the same time hold a big removal sale. Announcement appears elsewhere in this issue. Mr. Roell about Oct. 1 will move to his new block and in the meantime will place on sale his entire line of hardware, stoves, etc. He has one of the best stores of the kind in the state and has priced his goods in such a way that they will certainly move. Read the ad carefully.

O. J. Houde, the genial manager of the Chicago Clothing Co., spent ten days on his fine claim southwest of this city. While away he built a house, barn and coal shed. He is improving his farm right.

Prof. Rognie returned from the eastern part of the state where he visited old-time friends. He accompanied a hunting party overland from Maddock to Velva and reports a fine trip.

G. L. Wonch, formerly at Grow's clothing store, is in from Wheelock visiting his many friends. He is a farmer now-a-days, living on a valuable homestead.

Miss Julia Frank, sister of the Hub proprietors, arrived from a three months' visit with her parents in Chicago.

FOR SALE---Several good milch cows---9-12 Inquire at this office.

The Plaza Pioneer is advising the farmer to coal up.

The Norwich Telephone Co. will extend its line into Velva.

TWO GRAVES FOR KIRKILIE

Through a Misunderstanding Two Graves Were Prepared for Minot Man Who Died---One at Foxholm and One at Minot---Remains Interred Here.

Through a sad misunderstanding two graves were dug for the remains of Edward Kirkilie, the young man who died in this city last Thursday morning from typhoid fever. Mr. Kirkilie's old home was Foxholm, where his parents desired that the remains should be buried. Mrs. Kirkilie, who resides in Minot, could not bear the thoughts of the remains of her husband being buried so far away so ordered a grave prepared at Rose Hill cemetery. The wishes of the wife were respected, and the funeral was held in this city Sunday morning.

Gassman's Baby Dies.

The little two years and three months old baby boy of Alfred Gassman, who resides in the Gassman couple, west of Minot, died Wednesday night at 8 o'clock from summer complaint. The funeral was held this afternoon from the home and the remains buried in the cemetery near that place. Undertaker Weagant had charge of the funeral.

Rev. D. S. Skedeng, a Mohall preacher, was attacked by Dr. Pitzmaurice's five fox hounds, and the tail of his Prince Albert coat torn to ribbons. The minister fought the canines off with a broom.

TAKEN UP---At my place on twp. 153, S3, Sec. 4, on the 7th Sept., two bay horses; weight about 1000 each. Branded on left leg, one with halter. Address, E. NORDQUIST, Route No. 3, Minot. 9-12:3

Minot Markets.

CORRECTED EVERY THURSDAY	
Wheat, No. 1.....	84
" No. 2.....	91
Durum No. 1.....	69
" " 2.....	67
Flax, No. 1.....	1 00
White Oats.....	40
Barley.....	72

WATCHES FOR THE WATCHES

Railroad Man, the Business Man, the Farmer, the Ladies. In fact, we have Watches to meet the REQUIREMENTS OF EVERYONE

WATCHES

The prices are right and we GUARANTEE THEM.

W. H. REIGHART, THE EXCLUSIVE JEWELER.

WATCHES WATCH INSPECTOR G. N. RAILWAY. WATCHES