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**District Court.**

... Stoddard moved quickly to reach gun and so did H.

Hartzell then detailed a large number of incidents of which Stoddard had told him of his life, in which Stoddard was the principal in fights and quarrels etc. This was to lay foundation of testimony of other witnesses to these incidents. Mr. Hartzell's testimony was concluded at 5:30 p. m.

A German witness Mr. Lemp living 11 miles north of Langdon then detailed a difficulty with Stoddard in a sheep and horse trade, in which Stoddard had assaulted him with his fist and also struck him down with an iron bar.

A number of depositions as to Stoddard's character in Blue Earth, Minn., before coming to Langdon were laid over until next day as it was a matter of dispute among the attorneys as to admission.

Adjourned until Tuesday morning.

**TUESDAY MORNING.**

Depositions from six residents of Blue Earth and Pilot Grove where Stoddard lived before coming to Langdon, testified that Stoddard's reputation was that he was of a vindictive, quarrelsome and revengeful disposition. The parties signing the depositions were, Chas. Harris, Con. Ogelvie, John Buggy, Con. Carr, John Wilson and Harry Stewart.

Sam Braaten testified to going with Lemp the day after Stoddard and Lemp had the trouble about the sheep, to Stoddard's house to assist him in getting matters settled, Stoddard would not talk with them about the business but ordered them off and threatened to shoot them and went in the house as they thought to get his gun and they hurriedly drove away, frightened.

Deputy Sheriff O'Shaughnessey of Langdon told of a difficulty Stoddard had with a farmer on the day of the races when Stoddard was running a shooting gallery. He threatened to shoot the farmer.

A. Sturm of Langdon testified to a similar trouble of Stoddard later in the day with similar threats.

Dr. Marsh testified to seeing a part of the trouble when Wehland the barber was putting Stoddard out of his shop.

Mr. Broderick testified to hearing Stoddard say in seeding time of 1903 "That he had no use for the s—of—b, s, they were all for themselves."

Broderick also testified going across the coulie near the bridge on the morning of the shooting.

Mrs. Cura Stewart, sister of Howard Leggett who worked on the Stoddard farm, visited there and after worked for Mrs. Stoddard from April to June 22nd. Stoddard had told her about the dog shooting and used vile language and violent threats against the boys. Had used many threats various times in her hearing. Mrs. Stewart told of a family quarrel between Mr. and Mrs. Stoddard, in which he used Mrs. S. very roughly by assaulting her and seizing her by the hair.

Cross-examined, Mrs. S. said she was seventeen years old, been married since Dec. 1903, husband was 53, had lived with her four months and that she does not know his present residence. She has been working for Mrs. Bascom since last fall.

Mr. Slater of Langdon introduced two large photos showing the land from the place of shooting looking towards the Bascom buildings, and also one from the Bascom house to the Stoddard house. The object of these views is to prove that objects the size of a man could not be seen from the Bascom barn to the point of the tragedy, and that the granary on the Stoddard farm could be seen from Bascom's.

Attorney Mollering of Langdon testified to hearing Mrs. S. say next morning "that Byron reached for his gun" and "that Hartzell had to shoot or be shot." he also said that wire at east end of pasture had been broken and loosely mended.

**TUESDAY AFTERNOON.**

Mrs. E. T. Bascom, recalled. Was at home in bed with baby when Mrs. Stoddard came from the scene of the tragedy. Mrs. S. screamed for her. She came to the door and Mrs. S. said "Oh, Mrs. B. Byron is shot" and the conversation followed thus: "Who shot him?" "Leslie" "How?" "With shot gun" "Oh, Mrs. S. what can I do to or say to comfort you?" "Oh, Mrs. B. they had to or he would have shot them both."

Seth Hartzell, father of the defendant and of Mrs. Bascom, testified that he was 70 years old. He also gave testimony to the general effect that the coulie at bridge was passable and very little if any water in it at the time of shooting. That the coulie to the north where Stoddard crossed had considerable water in it. He also testified as to surrounding roads being in fair condition. He also said that shortly following the dog shooting he tried to expostulate and explain the matter with Stoddard but all he could get in reply, was that "he would shoot the s—of—b if he crosses my path."

**DEFENDANT RESTS 2:30 P. M.**

Mrs. Stoddard was recalled, some questions asked in reference to conver-

**AN ODD FISH.**

While operating at a fishery in Admiralty Island, Alaska, one summer my attention and the attention of the fishing crew were almost daily attracted to a large marine creature that would appear in the main channel of Seymour canal and our immediate vicinity. There are large numbers of whales of the species orqual there, and the monster seemed to be their natural enemy. The whales generally travel in schools, and while at the surface to blow one would be singled out and attacked by the fish, and a battle was soon in order. It is the nature of the orqual to make three blows at intervals of from two to three minutes each, and then sound deep and stay beneath the surface for thirty or forty minutes. As a whale would come to the surface there would appear always at the whale's right side and just about where his head would connect with the body a great long tail or fin, "judged by five fishermen and a number of Indians, after seeing it about fifteen times at various distances," to be about twenty-four feet long, two and one-half feet wide at the end and tapering down to the water, where it seemed to be about eighteen inches in diameter, looking very much like the blade of the fan of an old fashioned Dutch windmill.

The great club was used on the back of the unfortunate whale in such a manner that it was a wonder to me that every whale attacked was not instantly killed. Its operator seemed to have perfect control of its movements and would bend it back until the end would touch the water, forming a horseshoe loop; then with a sweep it would be straightened and brought over and down on the back of the whale with a whack that could be heard for several miles. If the whale was fortunate enough to submerge itself before the blows came, the spray would fly for a distance of a hundred feet from the effect of the stroke, making a report as loud as a yacht's signal gun.

What seemed most remarkable to me was that, no matter which way the attacked whale went or how fast (the usual speed is about fourteen knots), that great club would follow right along by its side and deliver those tremendous blows at intervals of about four or five seconds. It would always get in from three to five blows at each of the three times the whale would come to the surface to blow. The whale would generally rid itself of the enemy when it took its deep sound, especially if the water was forty fathoms or more deep. During the day the attack was always offshore, but at night the whales would be attacked in the bay and within 400 yards of the fishery.

I do not know of any whales being killed, but there were several that had great holes and sores on their backs. Questioning the Indians about it, I was told that there was only one, that it had been there for many years and that it once attacked an Indian canoe and with one stroke of the great club smashed the canoe into splinters, killing and drowning several of its occupants.—Forest and Stream.

**Slam.**

The worth thing that can happen to a man in Slam is to get into debt, from which there is never any escape, owing to the exorbitant interest charged. Once in debt there is no appeal, the debtor being stripped of his clothes and compelled to work in fetters, generally for the rest of his life, to pay the interest. Drunkards are not permitted to give evidence in the law courts of Slam. The Buddhist priests, clad in yellow robes, are to be seen everywhere in Bangkok, and it is quite common for young men to enter the priesthood, which affords them an easy and luxurious existence, owing to the liberality of the populace toward any one sanctioned to the service of Buddha.

**A Chinese Columbus.**

The belief in a Chinese Columbus was first allowed by scholars only in the first half of the last century. The claim is that a Buddhist priest in the fifth century crossed the Pacific to this continent and returned, making a written report of his discovery. The report still exists. It was translated into French in 1701 by M. de Guignes. It gave a narrative of a voyage eastward by a priest for 20,000 li, where he found a country which he named Fusang. People similar to the Indians were described, as well as American plants. The only doubt about the matter is as to the distance meant by 20,000 li. The priest may have reached only some island in the Pacific ocean.

**Well Timed.**

"That was a great sermon you preached this morning," said the old churchwarden, "and it was well timed too."

"Yes," rejoined the parson, with a deep sigh. "I noticed that."

"Noticed what?" asked the puzzled warden.

"That several of the congregation looked at their watches frequently," answered the old man, with another deep sigh.—London Telegraph.

**An Unpardonable Fault.**

Fig—Goodman is dead. He has led a most beautiful and a correct life. Everybody praises him. Fogg—But, confound him, he trumped my ace once when we were playing partners at whist.

**Sorry He Spoke.**

Caller—What did sister say when you told her I was here? Tommy—She said, "Oh, thunder!"—Boston Traveler.

**Rhythm and time in the art of music** have to come from the heart, not from the machine.—Dr. Joachim.

**Spilled her Beauty.**

Harriet Howard, of 209 W. 34th St., New York, at one time had her beauty spoiled with skin trouble. She writes: "I had salt rheum or eczema for years, but nothing would cure it, until I used Bucklen's Arnica Salve." A quick and sure healer for cuts, burns and sores. 25c at T. R. Shaw's drug store.

**STATE RESTED AT 11:30.**

Defence offered parts of the Minn. Statutes in evidence, referring to assault.

Also parts of physician's testimony at preliminary examination.

**DEFENSE RESTED AT 11:45.**

**COURT NOTES.**

The courtroom has been crowded all week and the interest has been increased as the case advanced.

Nearly everybody is coughing and laboring more or less with a bad cold.

If the verdict of guilty is returned the Bascom trial will come off next week. About all the same witnesses will be present as in this case, though the state claim to have more and stronger testimony against Bascom.

In his opening arguments to the jury Wednesday Attorney Brynjolson advanced some forcible and logical arguments in favor of the state.

Atty. Bosard took up all Thursday forenoon addressing the jury.

Judge Kneeshaw has a term for Grafton for next week. If the Bascom case comes off here he will have to postpone the Walsh county term as it is against the law to hold two terms of court in the same district at one time.

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