

## New Ulm Review

Wednesday, January 4, 1905.

### The Year in Retrospect.

Candor, not dyspepsia, compels the remark that 1904 was an exceptionally unpleasant year. We must even reiterate our confidence in the wisdom of the three months old Welsh baby who early in the year expired in his mother's arms after remarking in good English or Welsh—we forget which—"This will be a terrible year." The youngster has made good. The year began under the smoky pall of the Iroquois theater fire. The Baltimore, Rochester and Toronto fires, the Gen. Slocum disaster and the sinking of the Norge with its heavy load of human freight, not to mention a number of severe railroad accidents followed in steady succession. In the background throughout the year has loomed up one of the bloodiest wars in history, bringing in its train a series of international incidents that have produced more or less tension and nervousness, while in Russia widespread commercial discontent, assassination and the rumblings of revolution have added their somber shadows to the picture. In this country the worst feature perhaps has been the anarchy and lawlessness in Colorado, resulting in a state of unwholesome unrest with the end apparently as far off now as ever. Nor has the growing recognition of the spread of lawlessness in this country and the widespread discussion of its causes and remedies relieved the general aspect. For while all but the pessimistic realize that the recognition of the fact that there is disease, the earnest study of its nature and discussion of remedies are not to be confounded with the disease itself, but on the contrary mark the greatest advance toward cure, yet so little has been accomplished beyond discussion that it is difficult to feel cheerful concerning the solution of so grave and apparently deeprooted a malady. Nor has the publicity given to the extent of railroad accidents added to the gayety of the nation, although in this case discussion has been accompanied by considerable progress toward the application of remedies for avoidable accidents.

But while the panorama which 1904 spreads before the eye of him who stops to look backward at the opening gates of the new year is too liberally dashed with smoke and flame, too overloaded with corpses charred or water soaked or torn by ball, shrapnel or saber thrust; while Anarchy, Lawlessness, Hatred, Intolerance, Ignorance and other monsters hold too prominent positions, the retrospect is not altogether revolting. The horrors of war are almost hidden behind deeds of stirring patriotism and behind the revelation of a system of preparation and execution, of painstaking care, of the utilization of the most efficient instruments that civilization has to offer, and of the discarding of all the non-essentials that have incumbered the strategy and tactics of armies and their progress. That revelation has been the revelation of a new nation and a new force in history, finding expression only in ways that fore-shadow it as a force not to be feared but to be welcomed. Nor have useless cruelty and the violation of the code of civilized warfare toned down these brighter colors. Few wars have been fought with greater respect for the decent opinion of mankind.—Pioneer Press.

The editor of the Journal boasts that the name of his paper was mentioned oftener than any other in the selecting of a jury to try Dr. Koch. It is true, but hardly anything to be proud of, since it was asked of each juror merely to find out whether his mind had been biased and so rendered incapable of judging fairly of the evidence by reading unfair, prejudiced, bigoted, vindictive, bombastic and libelous editorial matter run in its columns.

What a high tribute of honor was paid to the venerable father of Dr. Koch in the action of many of the men who were examined for jurors who, being excused, said that they never could vote to convict a son of E. G. Koch for such a crime. A man whose personality can fasten itself so strongly upon his fellows is one of a thousand, and the circumstance reflects the reward of a life well lived and years that have not been spent in vain.

Interest in any news except that connected with the trial of Dr. Geo. R. Koch is apparently of such little importance that the Review devotes its time and space almost exclusively to that alone. Up to the time of going to press there is little of the trial that can be secured for it is still new and the Review goes to press Wednesday morning.

If the present legislature wants to do something that will be a lasting credit to it let it pass some good, strong good roads legislation. This state should have the best roads in the United States with the material at hand to make them.

The January number of the Cosmopolitan is an excellent one, well-filled with reading interesting to every member of the home. It is an unusually readable number.

Gov. Van Sant has made good the statement that a republican governor would be the first to occupy the new capitol, though it will be for but a very brief period of time.

Gov. Johnson, the first native born Minnesota man to occupy the highest office in the gift of the state, enters upon his duty today under most flattering conditions. That he will give the state an independent rather than a partisan administration seems to be the accepted belief of most people. We wish him a happy new year for two years at least.

Latest reports from the seat of the Japanese war are to the effect that Port Arthur has passed into the hands of the Japanese and Gen. Stoessel the gallant defender becomes a prisoner of his heroic foe. This means the beginning of the end of the war that has cost much in life and treasure, and means more to the world than the powers can realize. Japan can well afford to rejoice at the significance of the victory her troops have won. It is one of the marvels of warfare either ancient or modern.

### Lutherans Hold Annual Meeting.

The annual meeting of the Evangelical Lutheran St. Paul's Congregation of New Ulm was held January 2nd. Besides the routine business transacted, the following were chosen trustees: Messrs. John Boock and H. H. Vogel. The treasurer's report showed the total expenditure for the last fiscal year to have been \$6,858.29, this includes a payment of \$2150 for notes held against the church. There is now a debt of \$1700 which is secured by promises to pay within one year. After this amount has been paid it will mean the lifting of the whole church debt which had been contracted by building a new school, an addition to the old church, and the purchase of a new pipe organ. At present 303 families belong to the parish.

### PEOPLE BELIEVE IN IT.

It has been cynically said that anything can be sold by advertising nowadays. This is not so. Many liniments have been advertised but only one—Perry Davis' Painkiller—has stood the test of sixty years' use. Today its popularity is greater than ever and is used not upon anybody's say but upon what the remedy does. There is but one Painkiller, Perry Davis'.

### Fireman's Dance.

Perhaps the most successful social gathering that has been held in the city for some time was the Firemen's dance on New Year's eve. There were present about 150 couples and the dance lasted until late in the morning. The receipts are very gratifying to the fire fighters and will add materially to the reserve fund of the organization. Souvenir badges of a unique design were disposed of to the holders of tickets. Three hundred had been ordered and there were calls for more before the evening was over. Members of the city fire department are greatly pleased with the reception given their annual ball and do not hesitate to express themselves that way. Tickets to the number of 202 were sold and \$80 was cleared.

### WHO'S AFRAID

This is the title of the beautiful steel engraving, issued by the Chicago & North-Western Railway, that will please the little folks and be an adornment to the nursery. It is 6x9 inches in size, printed on heavy card with wide margins, suitable for framing. Sent to any address on receipt of four cents in postage, by W. B. Kniskern, passenger traffic manager, Chicago.

### Fort Ridgely Defender Dies.

Oliver Martell, one of the defenders of Fort Ridgely in the Indian outbreak of 1862, died at his home at Big Stone, S. D., last Friday. Martell was a native of Quebec, and came to Minnesota in 1856. He ran a sawmill at Waterville for a while and in 1859 came to the Lower Agency to operate a ferry across the Minnesota.

At the time of the outbreak he stayed at his ferry and helped the settlers across the river to the fort until the savages were almost upon him. After several of his neighbors had been killed he started for the fort and was there to defend it against the attacks of the Indians on August 21st and 22nd.

Martell afterward went to South Dakota where he made his home until six years ago, when at the age of 80 years he went to Alberta, Canada to take up a homestead.

The ambition of Gen. J. H. Baker to have a monument erected on the spot where the treaty of Traverse des Sioux took place, is a worthy one and should meet with the approval of the state legislature if there is money to carry it through. The treaty was one of importance and had much to do with the final disposition of the Indians. Minnesota is rich in historic data and the memory of the early events should not perish with the men who helped to make the history of the state.

## JURY GETTING IS VERY HARD

Continued from first page.

### Koch Jury.

A. Rinke, retired merchant, Sleepy Eye.  
Emil Rasmussen, merchant, Evan.  
Hans Larson, retired farmer, Sleepy Eye.  
Martin Penning, farmer, Sleepy Eye.  
August Jaehn, blacksmith, Springfield.  
W. F. Runck, hardware merchant, Springfield.  
Thomas Addy, Jr., farmer, Sleepy Eye.  
John Mack, farmer, Milford.  
Fred Engelbert, saloonkeeper, New Ulm.  
John Manderfeldt, Jr., farmer, Sigel.  
Wm. Berg, farmer, Sigel.  
Joe Grathwohl, farmer, Linden.

brich of Cottonwood, Henry Durbahn of New Ulm, were all dismissed, then Jacob Klossner was called.

STATE USES EIGHTH PRE-EMPTORY. He proved a sticker and the state could not get rid of him without using its eighth pre-emptory, but Mr. Childs considered it a good sacrifice and Mr. Klossner went back to his seat in the crowd.

The twenty-first man called was John Manderfeldt, Jr. of Sigel. He was an old friend of E. G. Koch, the prisoner's father, and the state was not very favorably impressed with him, challenging for actual bias. It was found not true by the triers and the prosecuting attorney let him take the tenth seat in the chairs reserved for accepted jurors.

John Gronau of New Ulm, Charles Gamble of Springfield, Albert Meyer of New Ulm, H. Bendixon of Springfield, Henry R. Schwartz of Stark and Gust Goedsch of New Ulm, were examined but without finding an eleventh juror, and court was dismissed for the day.

### SIX JURORS CHOSEN FRIDAY, MAKING GRAND TOTAL OF TEN.

Friday was a day of progress in the securing of a jury. The work was pushed hard and forty-four jurors were examined during the day, out of which number six of the men were found who are to decide Dr. Koch's fate. The men chosen are August Jaehn, a Springfield blacksmith; William F. Runck of Springfield, hardware merchant and former county superintendent of schools; James Addy, Jr., of Home township, a farmer; John Mack, a Milford township farmer; Fred Engelbert, a New Ulm saloonkeeper; and John Manderfeldt, Jr., a Sigel township farmer.

DEFENSE DEMANDS TESTIMONY. Mr. Somerville rose when court was called Thursday and told the judge how the matter stood. The testimony was a public record, he said, and the defense was entitled to see it. Justice Henningsen made his return of the proceedings before he left for California on the twentieth and it was understood at that time, said the attorney, that when the transcript came it was to be attached to the return and filed with the clerk of court.

Tuesday, he said, he had asked Albert Pfander for the transcript and the latter had promised to telephone for it. It was not fair, exclaimed Mr. Somerville, to delay in this way. Moreover Attorney Childs had received a copy and this looked like an attempt to deprive the defendant of his rights.

Mr. Childs said he wished to be fair in the matter and that he had no wish to play unfair. As far as he was concerned, he stated, he was willing that the defendant's lawyers should have the transcript. He would have to leave the whole matter to Attorney Pfander.

TRANSCRIPT COMMITTEE'S. Mr. Pfander who had just stepped into the courtroom said he had received a copy of the testimony, but that as he had received no instructions from the stenographer as to filing it he would not do so. He explained, moreover, that the evidence was the property of the Citizens' committee and that it would not be given up to the defense unless the committee consented.

Judge Webber said that in his opinion the law did not require that a record be kept of such proceedings as were held before Justice Henningsen and that if such a record were kept he thought it would be a private one and belong to the party ordering it.

Should the defense wish it could file an affidavit for an amended return, but as this would take a long time, Justice Henningsen being in California, it has not been resorted to, and the defense must get along without the testimony unless the Citizens' committee voluntarily gives it up.

BIG HELP TO DEFENSE. It is a matter of great importance to the defense, in that practically all the evidence connecting Koch with the crime is brought out in the testimony before the justice, and while it can get along without it very well, it would be a great help to have it.

After the argument between the attorneys there was a long delay in getting a return of the venire and in cal-

ling their names and excusing those who for one reason or another were not compelled to serve.

Twenty-five were excused in this way and only ninety-five were left from which to draw jurors. It was amusing to hear some of the excuses, and when man after man announced that he was a member of a fire company Judge Webber finally asked of one of those who marched before him, facetiously.

"What company do you belong to?"

MUCH FUN IN COURT. One of the features of the case so far has been the humor which has been introduced on every occasion when possible. Judge Webber, Mr. Somerville, Mr. Childs and even the defendant have always been ready to spring a joke and laugh on any occasion.

### DEFENSE DEMANDS A COPY OF TESTIMONY BEFORE COMMITTEE

Two more jurors were secured Thursday after a most tedious and long drawn out day. Hans Larson, a retired farmer living in Sleepy Eye, was accepted late in the forenoon and about an hour before the close in the afternoon Martin Penning, a Home township farmer, one of the best known men in the county on account of his famous plums, was sworn in.

Both of these men are of the kind wanted by both the state and the defense; honest, intelligent and free from prejudices, and each side feels that the time, if not fruitful in numbers, has at least been well spent.

The day was marked at the opening of the court in the morning by a spirited clash between the attorneys for the defense and the state. Dr. Koch's attorneys have been making an effort to secure a transcript of the evidence taken before Justice of the Peace N. Henningsen in the investigation brought before him by the Citizens' committee, and they have been blocked by the fact that Stenographer Powers who took down the testimony in shorthand had not returned a transcript.

### LULL IN SELECTING JURORS WEDNESDAY, VENIRE NOT IN

Wednesday was a day of quiet. Coroner Fritsche and his deputies in Sleepy Eye and Springfield were on the go all day long serving subpoenas, and while they were getting the special venire together the court took a recess.

Court was called, according to the instructions of the judge, the evening before at 1:30 in the afternoon, but when the lawyers, the defendant and jurors were all in their seats Judge Webber announced that as the special venire had not been returned, there would be no object in continuing court during the rest of the day and announced a recess until Thursday morning at 9 o'clock.

### TWO VAGABONDS TO HOLD BOARDS

Columbia Opera Company Will Present Popular Play.

An unusually attractive combination of fun and music will be presented by the Columbia Comic Opera Co., which will be seen at the opera house next Sunday night.

The people engaged in the production have been selected especially for their respective vocal ability to portray the parts assigned them. They are all singers and dancers and, incidentally to the opera, several very pleasing and novel specialties will be introduced. As a laughing success nothing has ever been constructed that comes nearer filling the bill than the Columbia Opera Co., and in its reconstructed form it has everywhere been well received.

The active demand for seats indicates that the audience which will greet them will be large and that it will be a well pleased one goes without saying.

Manager Henle wishes to inform his patrons that he has secured for one night only the Columbia Comic Opera Co. and guarantees this attraction as one of the very best he has furnished this year. The company is composed only of high-class artists. Among the features are all the latest specialties, novel in their way. Funny comedians, well balanced chorus of ladies and gentlemen, elaborate costumes, elegant stage settings, etc. Don't fail to see this company, as it is guaranteed.

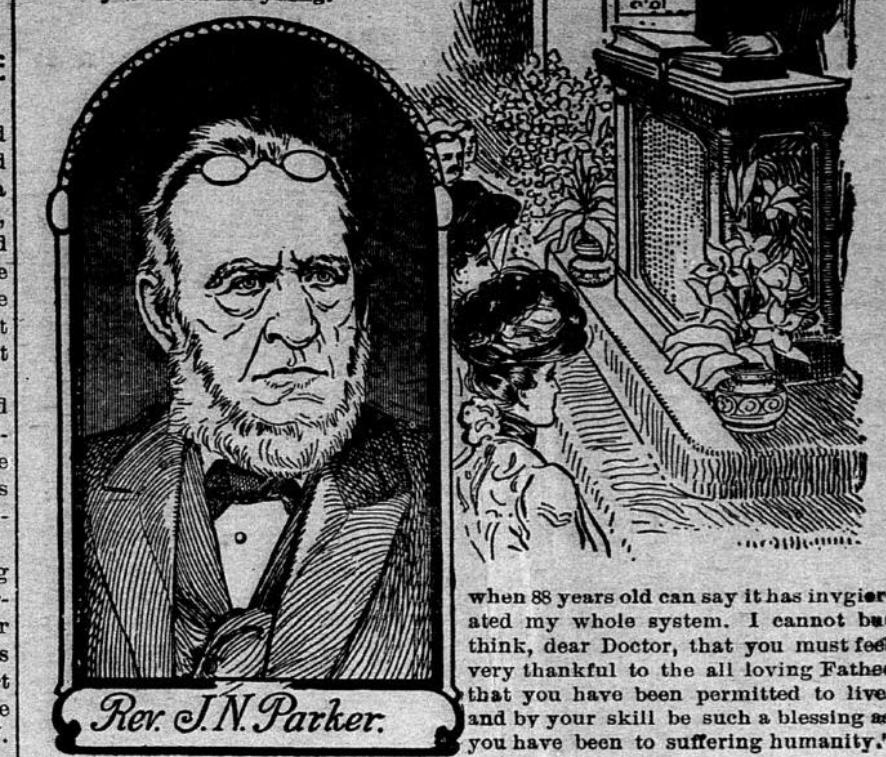
The Review is in receipt of a copy of the Fulton Tribune in which appears notices of the First State Bank of Fulton with C. J. Evans as cashier. Mr. Evans was a resident of this city at one time and will be remembered in connection with the "None-Such" washing machine. A letter from Mr. Evans informs us that his bank is doing a prosperous business and people having money to invest will do well to correspond with him.

A. J. Pietrus and his family of Sleepy Eye were down Sunday and spent the day with A. J. and W. T. Eckstein and their families.

## A VENERABLE PASTOR CURED BY PE-RU-NA.

Pe-ru-na is a Catarrhal Tonic Especially Adapted to the Declining Powers of Old Age.

In old age the mucous membranes become thickened and partly lose their function. This leads to partial loss of hearing, smell and taste, as well as digestive disturbances. Peruna corrects all this by its specific operation on all the mucous membranes of the body. One bottle will convince anyone. Once used and Peruna becomes a life-long stand-by with old and young.



Rev. J. N. Parker.

Strong and Vigorous at the Age of Eighty-eight.

Rev. J. N. Parker, Utica, N. Y., writes: "In June, 1901, I lost my sense of hearing entirely. My hearing had been somewhat impaired for several years, but not so much effected but that I could hold converse with my friends; but in June, 1901, my sense of hearing left me so that I could hear no sound whatever. I was also troubled with rheumatic pains in my limbs. I commenced taking Peruna and now my hearing is restored as good as it was prior to June, 1901. My rheumatic pains are all gone. I cannot speak too highly of Peruna, and now I

when 88 years old can say it has invigorated my whole system. I cannot but think, dear Doctor, that you must feel very thankful to the all loving Father that you have been permitted to live, and by your skill be such a blessing as you have been to suffering humanity."—Rev. J. N. Parker.

### A Bishop's Letter.

T. H. Lomax, D. D., Bishop 2nd Dist. A. M. E., of Charlotte, N. C., writes: "I recommend your Peruna to all who want a strengthening tonic and a very effective remedy for all catarrhal complaints."—T. H. Lomax.

If you do not derive prompt and satisfactory results from the use of Peruna, write at once to Dr. Hartman, giving a full statement of your case, and he will be pleased to give you his valuable advice gratis.

Address Dr. Hartman, President of The Hartman Sanitarium, Columbus, Ohio.

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