

INTERESTING CASE FROM LINCOLN CO.

SUPREME COURT CONFIRMS JUDGE OLSEN IN DOUBT OF EVIDENCE.

CAN NOT PUNISH FOR PLANNING A CRIME UNLESS CRIME IS COMMITTED.

When the supreme court Friday remanded to Lincoln county the case of the state of Minnesota against Theodor H. Lampe, it stepped between Lampe and the prison gates and settled what evidence is sufficient to justify a conviction when an attempt to commit a crime is charged. Lampe had been sentenced to state prison for attempted extortion.

According to the charge, Lampe, who was formerly in the milling business at Lake Benton, had as a co-partner Hans Laveson. In settling up their affairs Lampe insisted that Laveson defrauded him to the extent of \$10,000.

This so preyed on Lampe's mind that he dogged Laveson continually and finally arranged with Laurie Warming, Jessie J. Webster and John A. Beaser to collect the amount for him. The three men, according to the agreement, were to annoy Laveson until he paid the amount. The annoyance was to consist of threats and the employment of other coercive measures.

Warming and Webster were met in St. Paul by Lampe, who offered them \$1,000 to make the collection. Warming went to Lake Benton at Lampe's expense. He made several efforts to communicate with Laveson and finally returned to St. Paul.

Beaser, a tramp, was next employed, and supplied with money by Lampe which he invested largely in liquor in Lake Benton saloons. He did not even communicate with Laveson. Later he was arrested for intoxication.

It was then that Lampe was arrested and later convicted. Judge Olsen who tried the case, not being positive as to the correctness of the jury's findings, sent the case to the supreme court.

Answering the lower court, the supreme court says:

"That an attempt to commit a crime, to be punishable as such, is the commission of some specific intentional overt act or acts tending directly, in the natural course of events, toward the commission of the crime. The mere act of soliciting another to commit a crime, or preparation therefor, is not, in the absence, of some overt act looking to its actual commission, sufficient to justify a conviction."

In the Lampe case the supreme court held the evidence offered is not sufficient to justify a verdict of guilty, and sent the action back to the lower court.

CITY COUNCIL PROCEEDINGS.

Recurrent cases of typhoid fever are making necessary a change in the water supply of the east end section of town. For years people in that vicinity have drawn their supply from a certain pet spring of theirs which was a sort of gift to them and it has been almost impossible to convince them that anything could be the matter with their spring. Now the Board of Health figures out from the much sickness prevalent in that part of town that something must be done about the water supply and they expect to have a representative from the state board of health investigate the conditions to locate contamination if it exists and to condemn the supply if necessary. All this was made known by Dr. O. J. Seifert who appeared before the City Council at their last regular meeting. The council felt that something should be done at once to remedy matters and it is probable that water mains will be laid to the east end. The members of the Street Committee and the Health Officer have the matter in hand. When Dr. Seifert again heard from the state board he was informed that lack of funds would greatly delay any investigation.

The matter of the taking of the city census was up before the City Council in the form of a petition signed by G. A. Ottomeyer, J. H. Siegel, E. A. Pfefferle and Ed. Stoll, acting for the Commercial Club and F. H. Retzlaff, L. B. Krook and Wd. Eibner, members of the Council. This petition asked that the City assist the Commercial Club in the taking of the census, especially in the matter of providing funds for the work. It is estimated that it will cost about \$100 and the council appropriated \$50. Hubert

Berg has been appointed to secure the data required for the completion of then census and will soon be busy taking the census.

Chief Engel appeared before the council and asked that a new switch-board be installed for the fire alarm system. The request was referred to the committee in charge of that department.

City photographers appeared and put in a protest against allowing traveling photographers such as have recently been making the rounds of the city taking baby contest pictures and so forth. These people make quite a difference in the receipts of the local photographers and they felt that they should have the same protection that other established merchants have from "peddlers". They asked an ordinance to control the situation and the matter was turned over to the city attorney.

The usual appropriation for the Machine Gun Company amounting to \$250 was granted. A transfer of liquor license from J. A. Lesh to Henle and Rannweiler was granted. A promise was also made to those inquiring, that transfers of liquor licenses from Julius Poeckert to Frank Gruber and from John Schreyer to John Schuler and Art. Schleif would be granted at the proper time.

The report of the street commissioner showed that 1579-1-2 hours of labor and 516 pounds of team work had been expended on the city streets during October. Sprinkling assessments were referred to the board of public works. A request for an auto truck to use at the city plant was laid over for future consideration. Supt. Mueller was present at the meeting and gave an interesting account of his visit to the Iron Range and described the successful municipal heating plants he had investigated there.

Complaints of proceedings at the South Side Club House were reported and the Mayor and the Chief of Police will undertake to see that things in that vicinity are more orderly and in keeping with the ideas of the people who live near to but not in Wallachei.

Delinquent water, sprinkling and snow shoveling taxes will be spread upon the books of the county by Auditor Vogel.

Various amounts due contractors for work done on city jobs during the past month were announced as follows: Puhlmann Bros., pump house over new well, \$750.00; Cement Crossings, \$490.83; J. G. Robertson of St. Paul, Pump head in new well, \$2,053.00; Dearborn Construction Co., sewer work, \$5,000.00. These estimates of the city engineer were accepted and the amounts ordered paid.

The report of the city treasurer on the collection of assessments for various items of public work done this year was presented and read.

Of the \$1300.00 levied for the First North Street and South State Street sewers, \$455.00 was abated by the council and there is \$65.00 delinquent. The other \$780 has been paid in. The grading of Broadway from Eighth to Twelfth North cost \$2738.95 of which \$2641.14 has been paid in, leaving \$97.81 delinquent. The laying of water mains on North Broadway and North Minnesota Streets between Seventh and Tenth North Streets was assessed at \$2114.27. The council abated \$100.17 of this and \$1938.09 has been collected, leaving \$75.50 to be collected by the tax route. Sewers on North German, Broadway, Minnesota and Washington were totaled at \$7488.00 and of this amount \$7303.00 has been collected and \$185.00 abated.

Property owners have petitioned for the leveling of the sidewalk grade on Broadway between Fifth and Sixth South Streets and the matter was referred to the city engineer and the street committee.

WARNING.

Fire Chief Henry Engel asks the Review to warn all persons to make every effort to be "prepared" against an attack by fire. The cold season is upon us when heavy fires will be kept night and day. All chimneys should be inspected and all rubbish carefully cleaned away, removing every possible chance for flying sparks to find fuel. Examine all construction work in proximity to chimneys and stove pipes and make sure that an extra call upon the furnace some cold night will not result in a call for the Fire Department. The recent factory fire in Pittsburg where many lives were lost started in a pile of straw. If the straw had been cleaned away the tragedy would never have occurred. Keep all premises clean, keep inflammable materials in fireproof containers and keep all passage ways free of debris which will hinder movement in case a fire does break out. "Preparedness" in this line costs nothing. Be ready!

JURY DISAGREES IN HOTEL ARSON SUIT

MAN WHO LIT THE MATCH GOES TO PRISON FOR INDETERMINATE STAY.

OTHERS WHO INCITED TO THE ACT TO BE TRIED AGAIN AT SPRING TERM.

Altho the State made out a pretty strong case against T. H. Jordan of Charles City, Iowa who was tried for arson at Redwood Falls last week, the jury failed to agree and after having been out over 30 hours, Judge Olsen discharged them Friday evening at 10 o'clock. This case and the one against M. E. Garvey who is also under indictment for the same offense were continued until the spring term of the District Court of Redwood County.

J. W. Keyes who was the landlord of the Seaforth hotel at the time it burned to the ground last spring pleaded guilty to having set it on fire and was given an indeterminate sentence in the State prison at Stillwater Friday. He charged the other defendants with having hired him to set the hotel on fire, and in his testimony before the jury he stated that he was to have received \$750 from Jordan and Garvey for the job of firing the hotel. In the transfer to Keyes the consideration for the purchase of the hotel property was placed at \$10,000 and insurance for \$7,000 was perfected on it.

County Attorney Albert E. Eriksen was assisted in the trial of the case by Judge Nethaway, Assistant Attorney General of the State. The defendants' interests were looked after by Frank Clague of Redwood Falls and Tom Davis of Marshall.

HERE COME THE LANDSTURMI!

Next Sunday, November 14th, is set as the date for the slaughter of the wild animals which infest the fields and woods of Brown and Nicollet Counties. In other words, Mr. Cottontail had best be hunting a hole and a most secluded one at that for the enemy will be upon him in full force and he will be obliged to accompany them to the Hasenpfeffer feast which will be held at the Fair Grounds as usual the last Sunday before Thanksgiving. A large crowd is planning to attend the hunt and a jolly time is anticipated.

The Men's Club of the Congregational Church will have their first meeting this fall at the church parlors Thursday evening at 8 o'clock. Efforts are being made to make this meeting a very enjoyable and profitable one.

"CHAMPEENS" GET BETTER OF LOCALS

BOWLERS ENJOY A BIG DAY ON NEW ULM ALLEYS. PUT UP GOOD GAME.

WICHERSKI WINS SINGLES FROM NEW YORK OPPONENT DUNBAR.

New Ulm was the Mecca of the bowlers of the surrounding territory Sunday afternoon and evening when Ex-Champion Alex Dunbar and the present champion, Jimmy Smith, both of New York, met bowlers of New Ulm on the Concordia and Catholic bowling alleys. The Schmidt's team of St. Paul, who claim to be the best team west of the Mississippi, were also here on the occasion and met and defeated Seifert's team of this city.

In the afternoon the bowlers met on the Concordia alleys, when Smith and Dunbar matched themselves against Seifert and Dahms, and in another game against Burmeister and Wicherski. The first game went to the champions by 116 pins. In the second game of the doubles Burmeister and Wicherski got the best of the champs by 27 pins. In the singles Smith beat Burmeister by 94 pins and Dunbar bested Dahms by but 3 pins. The highest individual score made in the afternoon was that of Smith in the second frame of the single with Burmeister when he scored 257 pins. The highest score in three frames was made by Burmeister when he rolled 621. The scores made in the afternoon were as follows:

Doubles.				
	1st	2nd	3rd	Total
Smith	213	166	185	564
Dunbar	165	215	194	574
Total	378	381	379	1138
Seifert	169	148	135	452
Dahms	203	205	162	570
Total	372	353	297	1022
Smith	212	171	165	548
Dunbar	185	195	183	563
Total	397	366	348	1111
Burmeister	161	226	223	610
Wicherski	154	180	194	528
Total	315	406	417	1138

Singles.				
	1st	2nd	3rd	Total
Smith	173	257	191	621
Burmeister	189	189	149	527
Dunbar	168	167	184	519
Dahms	185	161	170	516

In the evening the bowlers met on the Catholic bowling alleys and the Schmidts

went up against Seifert's team and scored an easy victory. The New Ulm players must have been fatigued for they bowled the worst score of the evening. The highest score of the game was made by Reichstein, who bowled 582 in the three rounds. The highest score for one game was also made by Reichstein who got 215. The team average of the Schmidts was 920. In the singles Wicherski bested Dunbar by a score of 543-535. Smith won over Seifert by 91 pins. The highest individual score in these games was 234 made by Smith. In the three rounds he knocked 622 pins over.

Following are the scores made in the evening:				
SCHMIDTS	1st	2nd	3rd	Total
Muggley	172	184	155	511
Reichstein	215	176	191	582
Luger	195	167	212	574
Martin	203	165	179	547
Hellhahe	158	192	197	547
Totals	943	884	934	2761

NEW ULM				
Seifert	170	190	156	516
Wicherski	150	128	176	454
Dahms	137	131	200	468
Burmeister	203	161	136	500
Baasen	185	165	142	482
Totals	845	765	810	2420

Other Bowling News of Interest. Last Saturday evening Seifert's team went up against a scrub team on the Catholic alleys and defeated them by a score of 2733 to 2500. Seifert made the highest score for one game in the second frame when he bowled 244. The highest score for the three games was made by Wicherski, 605, with Seifert a close second with, 604. The score was as follows:

SEIFERTS				
	1st	2nd	3rd	Total
Seifert	168	244	192	604
Wicherski	203	220	182	605
Dahms	145	163	180	488
Burmeister	115	165	203	483
Baasen	210	157	186	553
Totals	841	949	943	2733

It will be news to most of the bowlers that the team now known as Seifert's team will hereafter go under the name of Schells.

Next Sunday or a week from Sunday the Fairmont team will match themselves against the Schells on the local alleys. The time set is not yet definite.

REDUCED PRICES FOR SCHOOL STUDENTS.

While the price of the Lyceum course numbers for this season is 35 cents for single admissions, the Current News Club has decided to reduce the rates for all students of the various schools of the city to 25 cents for single numbers. The work will be such that all young people can thoroughly enjoy and profit from and the Club hopes by reducing the price to secure a large attendance from the pupils who will in reality profit more than any one else by the opportunity to hear gifted artists.

The first number of the course will be given this week at the High School Auditorium on Friday evening, November 12th. The entertainers will be Madame Marie Gjertsen Fischer and Madame Meta Schumann. The former is a most gifted reader who will entrance her audience with her charm and talent and Madame Schumann is already well-known here for the beauty of her voice and the grace of her stage presence. No one can possibly be disappointed in this number of the course and it is hoped that the success of this will aid as a magnet to draw good audiences for the other numbers which are perhaps less appreciated here because less understood. Make it a point not to miss this splendid concert.

The shake-up in Rural Routes will result in the loss of one route to Hanska. The cost of serving this route is \$100 per month and the Government has figured it out that the rural carriers have too much time on their hands for men earning \$100 per month and the patrons who have lost their regular carrier will be served by two or three other routes. This policy has been carried out throughout the United States and while it will be hard on the boys who find themselves out of a job for the winter, it will mean a considerable saving in the matter of postal expense.

FARIBAULT STORES HAVE BETTER LUCK

AUTO THIEVES SELECT THEIR SPOILS BUT FAIL TO REMOVE THE GOODS.

AUTOMOBILE NUMBER PROVES TO BE THAT OF A FAIRMONT FORD.

That the Twin City police have not yet rounded up all the get-away-quick artists who have been operating in clothing stores in this section of the state is shown by the fact that three Faribault stores were burglarized last Saturday night and a large quantity of goods removed. However, in this instance, the thieves did not manage the disappearing stunt quite so successfully as usual, for they managed to fade away themselves without leaving any information as to where they might be found when wanted, they failed to get their loot packed into their car before they were surprised at the task and were forced to abandon it.

To Policeman Joe Coughlin of Faribault belongs the credit of having stopped it all. He was going through a dark alley, in that city, about 3:30 Sunday morning, when he spotted a dimly lighted auto. With a revolver in one hand and a flash-light in the other, he stepped up to two men who were near by and asked what they wanted and why they were there.

The strangers seemed to know in an instant that he was an Irishman, and one of them began chatting in a friendly way about the Knights of Columbus. The patrolman was not interested in that order just at that moment. What he demanded was to know what they were doing around there.

The men replied that they were just waiting for Dr. F. U. Davis. They said they had an appointment with him. All were going out hunting together. This did not satisfy the patrolman. He commanded them to get out and to turn on their lights. They obeyed. He took the number of the car.

The auto had scarcely pulled away, when the patrolman, throwing his searchlight around the alley, saw quite a stack of fire-arms. There were a score of rifles, and quite a number of revolvers, stacked up against a lumber pile. Looking further, he found five sacks of furs. The officer at once surmised that stores had been broken into and these goods stolen. It was evident that the men with the auto were in the act of loading the goods into the vehicle, when he interrupted them.

The matter was reported to the chief of police and he found that the number of the auto was that of a Ford owned at Fairmont. The auto seen in the alley was not a Ford. The chief at once determined to go to Fairmont and see what could be ascertained. Evidently the number tag had been stolen. The chief of police also surmised that the strangers may have been the fellows who burglarized the Carlson fur store in Mankato early one Sunday morning a few weeks ago, and he decided to communicate with the Mankato police and Sheriff Osten joined the party going to Fairmont. However, they made no discoveries of any value. There seemed to be no clue to the thieves that were frightened away from Faribault. It was found that the number seen on the auto of the robbers was that of a Ford belonging to a farmer three miles from Fairmont, but his number tag had not been taken or disturbed. Evidently the thieves had used another tag in imitation of the real one.

There were four burglaries Sunday night in Faribault. Three of these are believed to have been the work of the much-wanted men. They were pulled off in the Herbert F. Kester women's apparel store, where the furs were obtained; in the Bloxam gun shop, whence the weapons were taken and in the Swartz candy factory, where two cases of candy were stolen. All of the stolen goods were found. At the Bloxam gun shop the thieves got in through a window that was not locked. At the other two places, a window was forced open with a pick-axe. This instrument was found with the stolen goods. It was marked with the letter F.

A dwelling was burglarized the same night at Faribault, and some jewelry was stolen. It is not thought that this was the work of the auto thieves.

Herbert F. Kester also conducts the Style Shop on South Front street in Mankato.

Joseph Tauer drove over from Springfield in his car Sunday.

OUR MEN OF AFFAIRS

WHEN A LITTLE BOY ON HIS FATHER'S HOMESTEAD

WHERE HE RECEIVED HIS FIRST SCHOOLING.

CITY HEALTH OFFICER THREE YEARS.

COUNTY CORNER SEVEN YEARS.

MEMBER BOARD OF EDUCATION THREE YEARS.

MEMBER BOARD OF PUBLIC WORKS SIX YEARS.

MEMBER MINNESOTA NATIONAL GUARD.

TEN YEARS COACHMAN.

BIGGEST SUNDAY REPORTER BY GUN JOHNSON.

1900-1905 MEMBER STATE BOARD OF MEDICAL EXAMINERS.

PRESIDENT ONE TERM.

MEMBER BOARD OF PENNY MEDICAL EXAMINERS UNDER PRESIDENT CLEVELAND.

1900-1905 MEMBER SURGEON TO THE LORETTA AND UNION HOSPITALS.

TRAVELING HIS HOBBY.

IN HIS STUDY.

GRADUATE UNIVERSITY OF MICHIGAN 1887.

HIS SECOND TERM AS PLAYBOY ELECTED BOTH TIMES WITHOUT OPPOSITION.

GRADUATE UNIVERSITY OF BERLIN GERMANY 1890.

HE WAS A DELEGATE FROM 2ND CONGRESSIONAL DISTRICT TO NATIONAL DEMOCRATIC CONVENTION AT DENVER.

IN 1911 HE WAS A MEMBER OF THE AMERICAN COMMISSION IN MOVING TO THE INTERNATIONAL CONGRESS OF MUNICIPAL ELECTRICIENS HELD IN LONDON ENGLAND.

HE THOUGHT SCHOOL ONE YEAR.

HE WAS A MEMBER OF THE AMERICAN COMMISSION IN MOVING TO THE INTERNATIONAL CONGRESS OF MUNICIPAL ELECTRICIENS HELD IN LONDON ENGLAND.

MAYOR L. A. FRITSCH