

# BALLINGER DAILY LEDGER

MEMBER UNITED PRESS

BALLINGER, TEXAS, MONDAY, MARCH 19, 1917.

VOL. XII PRICE FIVE CENTS

A STEP IN THE RIGHT DIRECTION  
**PLANT A GARDEN**  
We Have Everything Needed

**HOES  
RAKES  
SHOVELS  
RUBBER HOSE**

Choice  
**Planting  
Seed**

**Van Pelt, Kirk and Mack**  
"Tell the Truth Advertisers"

## Sinking of 3 American Vessels Hastens War

### Patriotism of Officials Causes Settlement of Railroad Strike

WASHINGTON, March 19.—The Supreme court rendered a decision in the Adamson eight-hour law, holding the law constitutional, Justices Pitney and Vandeventer dissenting in the decision. The court also holds that congress has the right to legislate in the matter of fixing wages.

NEW YORK, March 19.—As the result of the sinking of three American merchantmen by German submarines the strike trouble between the brotherhoods and railway managers came suddenly to an end early this morning. The railway managers were swayed by the highest spirit of patriotism, and said they had rather accept the demands of the brotherhoods than have the impression go out at home and abroad that this country would be hampered and impaired for the lack of efficient railroad operators. In the face of the latest peril brought about by the sinking of more American vessels, the railway managers surrendered completely, leaving the adjustment of the strike trouble entirely in the hands of President Wilson and his mediators. The agreement as signed this morning meets the fullest demands of the Adamson eight hour law.

The agreement just entered into by the brotherhoods and railway managers means approximately one million dollars per week added to railroads pay rolls. Thirteen million dollars back pay, dating from January first, when the Adamson law should have become effective, will be distributed among four hundred thousand trainmen.

### FARMERS WANT

#### A. & M. HERE

"The people in my community want to do what they can to help Ballinger get the A. & M. College," said Geo. W. Stuart, of Bakers Flat, eight miles northeast of Miles. Mr. Stuart was here on business and said that the people in his neighborhood would circulate petitions, or do anything they could to bring about the location of the college at Ballinger.

Mr. Stuart has been a citizen of Rannels county long enough to know that this county is the best place for an A. & M. college. Mr. Stuart came here only a few years ago and bought 400 acres of land in Bakers Flat. He says that he made more in 1915 than he ever made in any one year in his life. He said that more could be made here on less rain than any place he ever lived.

Ballinger people appreciate the kindly feeling of the good people in the country who are standing loyal to their county site town, and ready to help develop those things that will benefit the entire county.

Noel Penn returned home Saturday night from an extended visit to relatives and friends at Brownwood, and also attended the fat stock show at Fort Worth the past week.

### RUSS HAIL DAWN OF NEW LIBERTY ERA

PETROGRAD, March 19.—Full rights of citizenship for the Jews and abolition of the Jewish Pale in Russia is the further progressive step taken by Democratic Russia today.

The Jews throughout the empire hailed the order with great rejoicing. Petrograd is astir with enthusiasm, with the streets packed with crowds. Perfect order is prevailing in the city and all public utilities are running as of old.

Newspapers which were previously closed by the government are this afternoon republishing their papers with entire freedom of editorial power.

LONDON, March 19.—Characterizing the Russian revolution as "one of the landmarks of history of the world," Premier David Lloyd George this morning indicated to the House of Commons he would move that the British government extend congratulations to the Russian Duma for the establishment of the new government.

WASHINGTON, March 19.—Petrograd is quiet this afternoon, and a similar condition is apparent in other parts of Russia, according to the first cablegram received from American ambassador Francis, since a consular statement sent the state department last week.

### GREAT ALLIED PUSH TAKES 500 SQUARE MILES TERRITORY

By Ed. L. Keen.  
LONDON, March 19.—The greatest occupancy of territory of any belligerent in the Great War since the German sweep toward the Marne in 1915, thrilled England this morning.

This time the entente allied forces are the gainers.

Nearly five hundred square miles of territory between the Aras sector and the River Oise is added to the allies' holding by General Haig's new occupying movement.

Military experts, however, are inclined to put the "soft pedal" on the popular tendency to optimism on the part of the public. The critics point out that the German retreat is not a headlong rout but a methodical, systematic, turning back from untenable positions on the Western front. Other military positions have doubtless long been prepared by the Germans before they withdrew their advanced lines.

PARIS, March 19.—A hundred towns and villages were occupied by the French in the last three days advance on the Western front, south of Bapaume.

### STOP CALLING OUT STATE TROOPS

Chicago, March 19.—Mustering out of all state militia throughout the central department of the

**GOOD BREAD  
can't be made without  
GOOD FLOUR**



**Marechal-Neil's  
good flour**

The wonderful bread, cakes and pastry made by Mrs. Fine at the cooking school was made from MARECHAL-NEIL FLOUR.

The receipts she gave will work out perfectly if you use this Flour.

\$2.50 A SACK.

TELEPHONE 36

**Bigginbotham Bros & Co.**

By Ed' L. Keen.  
LONDON, March 19.—Twenty-two men of the crews off two of the three American ships sunk by German submarines are still missing today.

All of the crew of the Illinois is safely landed, according to United States consular reports. It is declared that the captain of the steamer City of Memphis and eight men of his crew are still unaccounted for.

By Robert J. Bender.  
WASHINGTON, March 19.—United States and Germany are on the verge of actual open hostilities today.

With a virtual state of war now existing between this country and the Kaiser's realm, as the result of ruthless sinking of three American freighters by German sub-sea fighters, it is now believed by eminent Washington officials that the inevitable first meeting between armed American merchantmen and U-boats will mark the opening of actual hostilities.

WASHINGTON, March 19.—A dispatch received from American consul Frost at Queens-town, today, conveys the fear that Captain Borum and nine of the missing crew of the steamer City of Memphis, are possibly prisoners aboard a German submarine.

The captain's boat was found this afternoon and showed indications of a hasty abandonment.

WASHINGTON, March 19.—Immediate announcement will be made by the President what course of action he intends to take in reply to Germany's latest affront on the high seas, is forecast by officials this afternoon.

Some observers believe Mr. Wilson will call congress into immediate session in order to have that body on hand for consultations.

The navy department is appealing to American boat builders to construct submarine "chasers" to patrol American waters along the Atlantic seaboard. The department is prepared to put into effect an order commandeering all private motor boats of sufficient size and speed to meet requirements in a campaign against submarines.

LONDON, March 19.—The sinking of the American steamships City of Memphis, Illinois and Vigilancia was announced yesterday. Fourteen men from the Vigilancia are missing, as are some of the men from the City of Memphis. The crew of the Illinois was landed safely.

The City of Memphis in ballast from Cardiff for New York, was sunk by gunfire. The second officer and fifteen men of the crew have been landed. A patrol boat has gone in search of the other members of the crew.

The Illinois, from London for Port Arthur, Texas, in ballast, was sunk at 8 o'clock yesterday morning.

The Vigilancia was torpedoed without warning. The submarine did not appear. The captain, first and second mates, first, second and third engineers and twenty-three men of the crew have been landed at the Sicily islands. The fourth engineer and thirteen men are missing.

### HEROISM WINS MEDAL OF HONOR

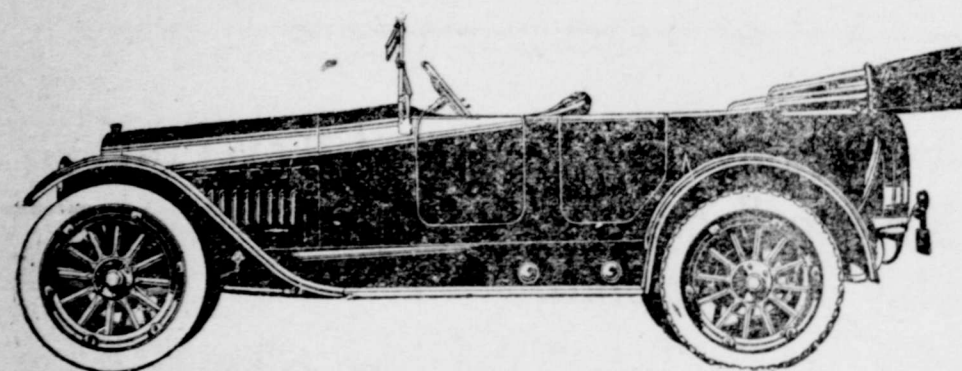
WASHINGTON, March 19.—For displaying extraordinary heroism in a battle with rebels in Santo Domingo, Sergeant Major Roswell Winans, U. S. Marine Corps, has been decorated with the "Medal of Honor," the highest award of merit attainable by the American military or Navy man.

Winans operated a machine gun against the enemy, only 150 yards away, in the face of a heavy fire to which he

stood up and coolly repaired it, maintaining his perilous position and resumed firing until the bandits deserted their trenches. Marine Corps officials say Winans' prompt action saved the lives of many of his companions.

The "Medal of Honor" is given to very few persons, and only in cases of extraordinary valor. Unlike the "Iron Cross," "Victoria Cross," and similar European decorations, this American medal is worn pendant from the neck.

W. A. Nance 393 NIGHT PHONES Henry Jones 556



**MITCHELL DODGE OAKLAND**  
\$1225.00 \$850.00 \$940.00

### Cars in Stock.

Springs carried in stock for every make of car. Vulcan the kind that don't break.

Storage batteries for every make of car in stock. Storage battery rebuilding by a man that knows how.

\$8000.00 worth of tires bought before the advance. Better see us or we both lose on tires. Let us have your repairing we have men that knows how and our guarantee is worth something. Complete stock of everything for the automobile. Use our garage when your car is in town. Plenty of room. No day storage. Make our place your place.

**BALLINGER AUTO COMPANY**  
Opposite Court House Lawn. Telephone Number 505



### People's Court Reform will Clear Docket and Cut Cost

At each legislature, we hear much of court reform. However, it usually deals merely with relief for congested dockets—more courts, more judges, higher salaries. Congested dockets affect only litigants. 65 per cent of the people are not litigants.

Texas has three supreme judges each drawing \$5,000; three criminal judges each drawing \$3,000; 27 civil appeals judges each drawing \$4,000. All adjourn each year about June 25, for three and one-third months continuous vacation, convening again about October 5th. No work whatever is done during July, August and September. Dockets naturally congest. The vacation is too long. No governor, banker, preacher, lawyer, doctor, editor or merchant rests half so long.

"We, the jury find the defendant guilty of murder as charged in the indictment and assess his punishment at death" failing to state "first degree."

(10) Where when admitted the court properly limited evidence through oral instructions to the jury, a failure to incorporate such limitation in his charge should be no cause for reversal.

(11) Every capital case now requires a special venire, and each side is allowed 15 peremptory challenges, besides an unlimited number of challenges for cause. A peremptory challenge is where either side may excuse a juror without giving any reason for same. There are numerous cases where the indictment charges a capital offense, yet in which, the State seeks only a nominal punishment. There should be a special venire only in cases where the State contends for a death penalty, and in such cases the peremptory challenges should be reduced from 15 to 10. Where the death penalty is waived, the case should be tried before the regular panel, and only six peremptory challenges should be allowed. Peremptory challenges are used by the defense, not to cut out of the jury men who are biased or prejudiced, because the court excuses them for cause, but are used in many instances merely to eliminate strict law abiding, law enforcing men, who would likely convict if the law and evidence warranted it.

(12) In all special venire cases, before the venire and witnesses are summoned, all motions to quash, applications for change of venue and other preliminary matters should be gotten out of the way, and announcement should be made conditional upon named witnesses appearing, and then the case should be set and the witnesses and venire summoned. This would obviate a horde of veniremen and witnesses hanging around court several days and then being excused and having to return on account of a forced postponement. Discretion should be given a trial judge to overrule motions for continuance, even though good on paper, where he is convinced that said motion is made merely for delay, and unless after trial he decides that he has deprived the defendant of some legal right and grants a new trial, his decision on continuances should be final.

(13) The present law requires each venireman to be personally served, which is very onerous on sheriffs, and where the sheriff fails to find a number of them, or any number of them fail to appear, a motion is made to quash the whole venire, necessitating the drawing and summoning of another. The sheriff should be permitted to summon all jurors and veniremen by telephone, or by mail with return receipt card attached, and the trial judge should be given the discretion to finally pass on all motions to quash venires.

(14) Where a juror is unbiased and unprejudiced, the fact that he may have read of the case, or discussed it, or formed an opinion, as reasonable thinking men usually do, should not disqualify him, where the trial court believes he is a fair man and will be governed by the law and evidence, and the trial court should be given the discretion to finally determine his qualification. The present mode of examining veniremen tends to place a premium on ignorance and a penalty on the intelligent newspaper-reading public.

(15) Very few jurors who are daily excused because they claim they have conscientious scruples with regard to the infliction of the death penalty, really understand what the question means, and really have no such scruples. No juror should be excused for this reason unless he will state that there is no kind of a case in which his conscience would permit him to render a verdict inflicting the death penalty.

(16) The number of witnesses should be properly restricted. I have known of 150 witnesses being summoned, over half of whom knew absolutely nothing about any fact or issue in the case. It is a great hardship on men, women and little children. Application for all witnesses should be made to the court, with statement setting forth what is expected to be proven by each of them and let the court order all witnesses summoned. This would to a large extent prevent an unfair prosecution and a manufactured defense. Only two character witnesses should be allowed, unless the State give previous notice of an intention to contest the issue of good reputation, in which event more should be allowed.

(17) All witnesses should be paid expenses, in county as well as out county. An attempt was made to do this, but want of appropriation defeated it. Not to pay in county witnesses is inequitable and unjust. Illustration: A and B are summoned to Eastland. They live 100 yards apart but in different counties, A in Eastland and B in Calhoun. They go and return together in A's buggy. B get \$1 per day and mileage of 3 cents each day, while A gets nothing. Is this just? Then too, the clerk's fee should be paid by the State, and not by the witnesses. Each witness has to pay the clerk 75c for his account. A witness with an account of \$1.25 has to pay 25 cents discount to get it cashed, 75 cents to the clerk, and has only 25 cents left.

(18) Attorneys should be forced to hand to trial judge all special instructions, except any made necessary by errors in the court's charge, within one hour after evidence closes. Any good attorney could prepare same, covering every phase of the case, before trial begins. After the court furnishes counsel with his charge, they should have not exceeding one hour in which to file objections to same. Under our present practice, after the evidence closes attorneys can keep the court, a full panel of jurors, numerous witnesses and attorneys in other cases, absolutely idle for several hours, claiming an unlimited time in which to consider the charge.

Competent attorneys who have properly prepared their case know what to expect in the charge, and where to look for errors.

(19) In numerous instances a grand jury urgently needs a non resident witness, and is ready to adjourn shortly after examining him, and were the sheriff authorized to telephone such witness, his attendance might be secured in five hours, letting the grand jury adjourn that day. Likewise during the trial of a case the attendance of a non-resident witness could be secured by telephone in a very short time. But to serve such witnesses by regular process would require several days waiting, sometimes inconveniencing a court house full of people. Service by telephone under such circumstances should therefore be allowed.

(20) Jury Commissioners who draw grand and petit juries, should receive \$3 per day.

(21) District Judges should be given the authority in their discretion to appoint an expert auditor to audit the funds and accounts of a county, city or school district.

(22) The Board of Pardon Advisers should be appointed by the Supreme Court every two years, to remove them from even the atmosphere of politics; and the Governor should grant no pardon, and consider no application for pardon, until such case has been acted upon and referred to him by the Board with a favorable recommendation. This would take the question of pardons absolutely out of politics, and would justly relieve the Governor of the frequent embarrassment of turning down his strong political friends who frequently importune him.

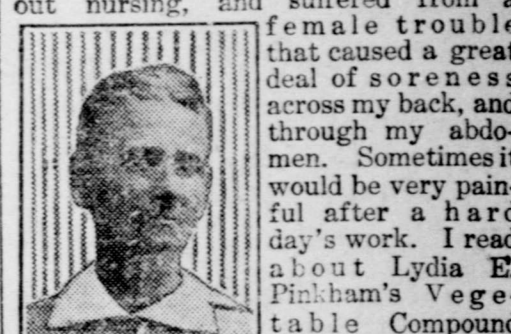
(23) During the trial of a criminal case, the wife, children and close relatives of the defendant, as well as of the injured party, should be given desirable front seats in the court room, but should not be permitted inside of the bar. It has come to pass in Texas that jurors are not called upon to try the defendant charged with crime, but the pitiful wife and helpless little children to sit inside the bar with their arms entwined around the defendant weeping before the jury, and men on the jury with laudible sympathy in their hearts, try not the defendant, but the woman and little children, and the law and evidence are frequently disregarded.

THOMAS L. BLANTON.

### NURSE HAD POOR HEALTH

Suffered Much Pain, Yet Had to Work. Finally Cured by Lydia E. Pinkham's Vegetable Compound.

Toledo, Ohio.—"I am a widow and go out nursing, and suffered from a female trouble that caused a great deal of soreness across my back, and through my abdomen. Sometimes it would be very painful after a hard day's work. I read about Lydia E. Pinkham's Vegetable Compound and tried it and it has helped me wonderfully, so the soreness is all gone now. I believe Lydia E. Pinkham's Vegetable Compound is just the remedy for female troubles." — Mrs. ELIZABETH JOHN, R. F. D. No. 4, Toledo, Ohio.



Lydia E. Pinkham's Vegetable Compound, made from native roots and herbs, contains no narcotic or harmful drugs, and today is regarded as the most successful remedy for female ills. There are thousands of voluntary testimonials on file in the Pinkham Laboratory at Lynn, Mass., to prove this fact.

### DAILY LEDGER GIVES NEWS

J. J. Yarnell, of the Union Wagon Yard, ordered the Daily Ledger to his place of business, and says none of the state dailies that he had been taking covered the home field like the home daily. Mr. Yarnell had tested the matter the past few months and decided in favor of the home paper.

**Big G** is effective in treating unnatural discharges; painless, non-poisonous and will not irritate. Believes in 1 to 5 days. **SOLD BY DRUGGISTS.** Parcel Post if desired—Price \$1, or 5 bottles \$2.75. Prepared by THE EVANS CHEMICAL CO., CINCINNATI, O.

**C. P. SHEPHERD** ATTORNEY-AT-LAW and NOTARY PUBLIC General Practice Collections and rent property handled. Office upstairs in C. A. Doose Building, Ballinger, Tex. Phone 60

**FIRE INSURANCE** The Best Companies PROMPT SERVICE Your business solicited. **MISS MAGGIE SHARP** Upstairs in old Fidelity Credit Co.'s Office. Phone 215. See Me.

## CASTORIA

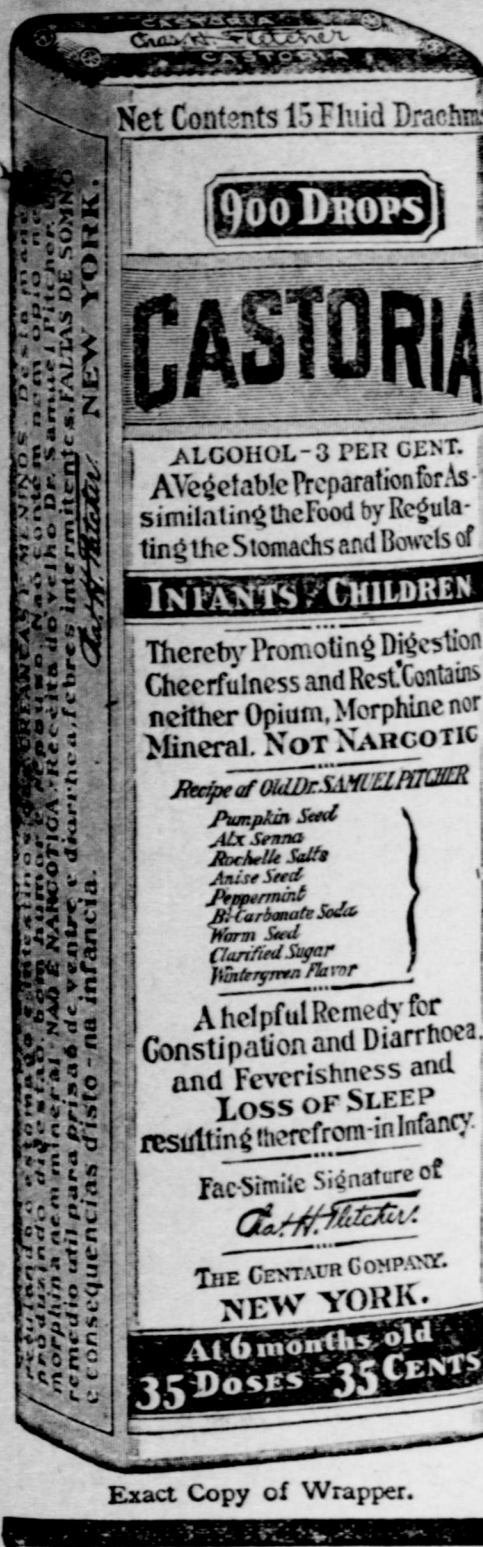
For Infants and Children.

Mothers Know That Genuine Castoria Always Bears the Signature of

*Chas. H. Fletcher*

In Use For Over Thirty Years

## CASTORIA



Net Contents 15 Fluid Drachms

900 DROPS

## CASTORIA

ALCOHOL—3 PER CENT. A Vegetable Preparation for Assimilating the Food by Regulating the Stomachs and Bowels of

INFANTS & CHILDREN

Thereby Promoting Digestion, Cheerfulness and Rest. Contains neither Opium, Morphine nor Mineral. NOT NARCOTIC

Recipe of DR. J. C. KELLOGG

Pumpkin Seed, Aloe Senna, Rochelle Salt, Licorice, Peppermint, St. Catharine's Soda, Warm Soda, Clarified Sugar, Wintergreen Flavor

A helpful Remedy for Constipation and Diarrhoea, and Feverishness and LOSS OF SLEEP resulting therefrom in Infancy

Fac-Simile Signature of *Chas. H. Fletcher* THE CENTAUR COMPANY, NEW YORK.

AL 6 months old 35 Doses—35 CENTS

Exact Copy of Wrapper.

Mr. and Mrs. Geo. Koenig and children of Cross Plains, were in our city the latter part of the week transacting business and visiting his brother E. Koenig and family, of the Bethel neighborhood.

### CHICHESTER'S PILLS

THE DIAMOND BRAND. Ladies! Ask your Druggist for Chichester's Diamond Brand Pills in Red and Gold Tinting. Take no other. Buy of your Druggist. Ask for CHICHESTER'S DIAMOND BRAND PILLS, for 25 years known as Best, Safest, Always Reliable. SOLD BY DRUGGISTS EVERYWHERE

H. A. and Jim Mitchell and R. J. Queen, of the Winters country, were among the business visitors in Ballinger Monday.

We All Want A. & M. College. Wendorf at the Busy Shoe Shop wants your shoe repairing. tfdw

P. T. Callaway, manager of the Ballinger compress, left Monday morning for Brownwood on a short business trip.

### A Bilious Attack.

When you have a bilious attack your liver fails to perform its functions. You become constipated. The food you eat ferments in your stomach instead of digesting. This inflames the stomach and causes nausea, vomiting and a terrible headache. Take Chamberlain's Tablets. They will tone up your liver, clean out your stomach, and you will soon be as well as ever. They only cost a quarter.

Dr. Herndon, of Miles, had business in Ballinger between trains Monday.

### The Light of Elegance

One of the most pleasurable, convenient and elegant appointments of a home is an EXTERIOR LIGHT on the porch or in the front yard.

Both the lamp and the cost of operation are easily controlled by a switch.

Estimates of cost gladly furnished.

**Ballinger Light, Power and Ice Company**

Phone 31

### One-Half to Three-Fourths of your troubles are ended when you submit your Grocery Troubles to Us.

The getting ready of your daily meal is an easy task, indeed, when we are allowed to help you. Just think of what you want and phone us, we'll do the rest. Better still, when you come to town visit our store. Let us do your baking.

**L. B. Stubbs**

For Cleaning, Pressing and Repairing---Phone 97 **Scotch** WOOLEN MILLS Auto Delivery

### Spring Awakening

Wake Up---Brace Up---Tone Up---Build Up the System Run Down---The Appetite Poor---The Nerves Frazzled

## STEARNS WINE

[The Tonic With Iron]

will bring the system back to an enjoyment of sunshine and flowers.

### THE WALKER DRUG CO.

Phones 12 and 13

THE BUSINESS MAN who brings his financial problems to this bank, may or may not receive the assistance he wants but he will receive courteous and respectful treatment. No institutional aloofness will cause his embarrassment.

The spirit of courtesy permeates every department and the easy accessibility of its officers makes a pleasure of dealing with business problems. It is seldom, however, that the officers are unable to be of real service to a customer.

**FARMERS & MERCHANTS**

**BALLINGER STATE BANK TEXAS**

