

Wichita Weekly Times.

VOLUME XX

WICHITA FALLS, TEXAS, DECEMBER 3, 1909

NUMBER 51.

ISSUE ULTIMATUM TO NICARAGUANS

SECRETARY KNOX PUTS REPLICS ON NOTICE THAT THEY MUST BEHAVE.

MORE SOLDIERS LEAVE

Transport Leaves for Panama This Afternoon With Seven Hundred on Board.

By Associated Press. Washington, Dec. 2.—There is rejoicing today in the ranks of the Nicaraguan Insurrectionary party and gloom among the friends of Zelaya because of the ultimatum handed down by the United States contained in a note which accompanied the passports delivered by Secretary Knox to Charge D'Affaires Rodriguez of the Nicaraguan legation.

Almost feverish interest in the next step of this government is manifest. Concealed in the vigorous note is a carefully prepared phrase dictated by Secretary Knox as a warning to Central American Republics they must behave and conduct themselves as the other countries of the Western Hemisphere conduct themselves.

Having cabled the Nicaraguan government that the American Secretary of State night presented him with passports as charge d'affaires, Rodriguez is today awaiting instructions from Zelaya. He will make no statement.

By Associated Press. Washington, D. C., Dec. 2.—The Secretary of the Navy has sent urgent orders to the commanders of the cruiser Albany and gunboat Yorktown now in Magdalena Bay, California, to proceed forthwith to Corico on the west coast of Nicaragua, the nearest port to the capital of the country.

By Associated Press. Washington, Dec. 2.—The troop ship Prairie with a detachment of about seven hundred marines aboard for Panama, possibly for service in Nicaragua received orders to sail from Philadelphia this afternoon.

By Associated Press. Philadelphia, Dec. 2.—Besides taking the marines the Prairie which sails for the South today, carries two field pieces, eight hundred thousand rounds of ammunition and tents and other equipment for the marines.

LOWER HOUSE ANGRY.

Says That Action of Lords Was Breach of Constitution.

By Associated Press. London, Dec. 2.—The House of Commons, by a vote of three hundred and forty-nine to one hundred and thirty-four, passed a resolution today to the effect that in rejecting the budget bill the House of Lords committed a breach of the constitution and usurped the rights of the Commons.

WILL DISSOLVE PARLIAMENT.

King Edward of England Will Bow to Popular Will.

By Associated Press. London, Dec. 2.—Premier Asquith announced in the House of Commons today that the government had advised King Edward to dissolve Parliament, and that his majesty had accepted the invitation.

PROTOCOL IS SIGNED.

Alsop Claim is Referred to King Edward for Mediation.

By Associated Press. Santiago, Chile, Dec. 2.—The Protocol with United States for the reference of the Alsop claim to King Edward for mediation was signed by the Government of Chile today.

CROWELL CASE IS WITH JURY—NO VERDICT YET

The case of M. J. Crowell, charged with the murder of his wife about four miles east of this city slightly over a year ago, is now with the jury in the district court at Henrietta.

The arguments in the case were completed yesterday afternoon and the charge of Judge Carrigan was completed last night at 10 o'clock.

Up to this afternoon no verdict had been returned by the jury, but it is confidently expected that some decision will be reached by tonight.

Lard cans at King's Grocery. 1734

STILL WANT REWARD.

Death of Fugitive Sardin Will Not End Litigation.

Texas News Service Special. Sherman, Tex., Dec. 2.—Both Chief of Police Henry De Spain and Sheriff Sam Rich will claim the reward for causing the capture of Gus Sardin, who committed suicide yesterday in jail at Sacramento, after admitting himself guilty of the charge of murdering Mrs. Annie Winkleman.

Probably a division will be affected between the officers. The relatives of Sardin here today engaged counsel to claim \$2,000 on deposit in Sardin's name in a Sacramento bank. They anticipate a legal fight for its possession.

ROBERT MANTELL COMING.

Manager Bean Makes Announcement of Interest to Local Theatre-Goers.

The announcement by Manager Chas. W. Bean, of the Wichita Theatre, that he has secured the famous actor, Robert Mantell, for an engagement at this popular theatre will, no doubt, be received with much enthusiasm by the Wichita Falls theatre patrons.

Following his engagement in Fort Worth, Dallas and other Texas cities, Mr. Mantell will be in Wichita Falls for two nights, Friday and Saturday, December 10th and 11th, presenting Shakespearean plays.

PATRICK STILL FIGHTS.

Renews His Claim for Freedom and Demands His Release.

By Associated Press. New York, Dec. 2.—For the second time this week Albert Patrick, charged with the murder of William Marsh Rice, today emerged from Sing Sing to renew his fight for freedom.

Patrick contends that he has already virtually suffered the penalty of the death sentence through confinement in the death house before the reprieve was granted, and there is no legal justification for placing him again in jeopardy.

RESIGN THEIR POSITIONS.

Manager and Matron of Pythians' Home Have Differences.

Texas News Service Special. Weatherford, Tex., Dec. 2.—J. B. Burchard, manager and Mrs. Burchard, matron of the Texas Knights of Pythians' Widows' and Orphans' Home at this place, this morning resigned their positions on account of differences. Miss Quarles is temporarily in charge until the April meeting of the Grand Lodge.

TECHNICITY IS STILL BEING DISCUSSED TODAY

Texas News Service Special. Austin, Tex., Dec. 2.—Having permitted the state to proceed in the trial of H. Clay Pierce to the extent of introducing and proving up the affidavit upon which the indictment charging Pierce with false swearing, in connection with the re-admission of the Waters-Pierce Oil Company into Texas, is based, the defense is today attacking the sufficiency of the indictment.

Judge James H. Robertson, chief counsel for the defense, this morning resumed the arguments begun yesterday afternoon, and which will consume all of today.

The jury has been retired to quarters, pending the outcome of the debate.

Robertson contends that the indictments are not sufficient to maintain a felony, because it involves a mixed question of law and fact, and that false swearing or perjury would involve a question of fact only. Further, the defendant signed the affidavit at the advice of counsel, and therefore cannot be held on the charge of wrong doing for what his counsel believed to be right. One point raised was the eligibility of a woman notary to acknowledge an affidavit. Miss N. M. Nagel took Pierce's oath.

Robertson insists that the state can not proceed with the trial until the two counts of false swearing and perjury contained in the indictment are separated.

YOUNG MAN SUICIDES.

Had Been Arrested for Forging Check For Twelve Dollars.

Texas News Service Special. Houston, Tex., Dec. 2.—After being arrested upon complaint of his brother, whose name it is alleged he forged to a twelve-dollar check, Oonias Johnson, aged 19, this morning drank carbolic acid in the police patrol en route to jail and he will die.

WRECK ON DENVER; T. B. BAGLEY KILLED

From Thursday's Daily.

At 2:25 this afternoon a very bad wreck occurred on the Denver road, about 150 yards north of the bridge on the Wichita River, between the south-bound "Denver" and a Northwestern passenger train, by which Fireman T. B. Bagley on the Denver southbound passenger train was killed, almost instantly.

Both engines left the track and were badly wrecked, and the glass in the windows of both trains was broken and shattered out by the impact.

The crews of both trains saw that a collision could not be avoided, and the engineers reversed and applied the brakes, and jumped for their lives, all escaping death except Fireman Bagley.

None of the passengers suffered any injury, other than fright and a bad shaking up, due to the fact that both engines came together with diminished speed, the Northwestern being practically at a standstill.

At this writing it appears that the Denver train was behind time and was trying to make it up and disregarded orders.

The Northwestern had clearance orders, which were disregarded, it is claimed, by the Denver train.

At this writing it is believed the wreck will be cleared up and traffic resumed by night.

The fireman, it is claimed, could have saved his life, had he jumped when the engineer did, but remained on his engine and passed over to the engineer's side of the cab and was making further attempts to stop his train and was caught between the engine and tender and killed instantly.

At this writing the only serious injury was sustained by Express Messenger A. M. Russell of Fort Worth, on the Denver, whose left ribs were several of them crushed and his back injured.

It is later learned that the Northwestern train was standing still when struck by the Denver, instead of try-

ing to get to the junction, as was at first supposed.

"The Denver train did not slacken up, at all," said one of the passengers on No. 2. "I had an impression that the air was being applied, but the train slowed up very little, if at all."

The body of the dead fireman was gotten out from underneath the wreckage of the engine shortly after the wreck and brought to the city. It was crushed almost beyond recognition and death was evidently instantaneous.

Engineer McNealey, when he saw that the wreck was unavoidable, jumped from the right side of the cab, after shutting off steam and applying the air. Bagley endeavored to do the same, but the crash came and the engine being knocked to the right of the track, caused him to be caught between the cab and tender.

The crew of the Northwestern had evidently stopped their train and jumped in good time. What their reason was for bringing the train to a dead stop is not known, and there might have been time to get by the junction if the attempt had been made.

The passengers on the Denver were badly frightened by the collision, but this was the apparent extent of their troubles.

It is believed that traffic will be resumed at a late hour this afternoon.

The passengers were brought to the city on a special train at 3:30 this afternoon.

NO ACCESS TO RECORDS.

Governor Haskell May Be Seriously Hampered in His Defense.

Muskogee, Okla., Dec. 2.—So far as can be learned here, Governor Charles N. Haskell, who secured a delay in the trial at Chickasha of the indictments charging himself and five other Oklahomans with conspiracy to defraud the government out of Muskogee town-sites, has not gained access to the records of the Indian land sales. His counsel decline to discuss the efforts made.

DIES IN BATH TUB.

Girl Was to Have Been Bridesmaid in Wedding Today.

El Paso, Tex., Dec. 1.—Miss Margaret Bacon of Evansville, Ind., was found dead in a bath tub last night at the home of Judge A. B. Fall, where she was the guest of Miss Carolyn Fall, for whom she was to serve as bridesmaid today.

After rehearsing the wedding ceremony at 8 o'clock last night, Miss Bacon retired to her room, and was dead an hour later.

Miss Fall's marriage to Mahlon T. Everhart of Pueblo, Colo., has been postponed temporarily.

Judge Fall is a former attorney general of the United States and a personal friend of Roosevelt.

SWITCHMEN STRIKE.

Traffic Maintained With Difficulty in Northwestern States.

By Associated Press. St. Paul, Dec. 1.—Both sides of the controversy between the railroads of the Northwest and the Switchmen's Union of America which resulted in a walk out of switchmen between here and the Pacific coast, claim they have the situation well in hand. Passenger traffic from the Twin Cities was maintained last night and today with considerable delay. Little freight is handled anywhere. The switchmen are asking sixty cents an hour and double time for holidays and over time. It is said should the strike last, ten thousand men will be thrown out of work in a few days.

IN SAN FRANCISCO.

Sum of \$101,000 is Paid for Jeffries-Johnson Fight.

By Associated Press. New York, Dec. 2.—The world's championship fight between Jeffries and Johnson will be held in San Francisco before a club organized by Tex Rickard and Jack Gleason, probably on July 4th, 1910. The bid made by Rickard and Gleason was a purse of one hundred and one thousand dollars and the contestants are to take sixty-six and two third per cent of the moving picture receipts. These terms were accepted by the representatives of both fighters this afternoon.

Real Estate Transfers.

W. R. Jordan to J. B. Marlow and W. M. McGroger, lot 12, block 230; \$1800. W. L. Moore to Mrs. D. M. Perkins, lot 1, and the east half of lot 2, block 233; \$1250.

ATTENDANCE SHOWS MARKED INCREASE

NEARLY 1,400 CHILDREN NOW ENROLLED IN PUBLIC SCHOOLS OF CITY.

IS FAR AHEAD OF 1908

Number of Tardy Pupils Encouragingly Small—Board Buys Furniture for the New Building.

From Thursday's Daily. The public school enrollment of Wichita Falls has now reached close to the fourteen hundred mark and lacked only thirteen of reaching that figure during November. The total enrollment up to the first of December was 1387, an increase of eighty-seven over the previous month.

Up to this time last year the enrollment had reached the figure of 1005, there being an increase in favor of this year to the number of 382, which is considered quite a substantial gain, being nearly forty per cent increase.

The number of tardy pupils was encouragingly small during November, there being but 215, which is considered quite an excellent showing. The Central Grammar school made an excellent showing, with only twenty-seven cases of tardiness. Miss Eva Stratton's room of this school showed no tardy pupils at all and Miss Virginia Willis' room in the San Jacinto school had the same record. There were twelve cases of corporal punishment during the month, seven of them being of white children.

The school board will meet this afternoon to purchase the furniture for the new school building and will probably award a large contract for the desks and seats. At this meeting, Superintendent Toland will submit his general report.

TRACTION PLANT ACCIDENT.

Boiler Head Blows Out, Seriously Injuring Engineer.

Temple, Tex., Dec. 1.—Asa Bunn, engineer at the power house of the Temple-Bellon Traction Company, west of here, was seriously scalded this morning when the boiler head blew out, demolishing part of the plant. Traction service was suspended for several hours, pending repairs.

FRANCHISE TRANSFERRED.

Chattanooga Certain to Succeed Little Rock in Baseball League.

Chattanooga, Tenn., Dec. 1.—Making arrangements looking toward the transfer of Little Rock's franchise, reserve list and other property of the club was placed in the hands of President Kavanaugh of the Southern League with instructions to receive Chattanooga's draft for twelve thousand, five hundred dollars.

IS NOT WORRIED.

John D. Rockefeller Smiles at Report of Danger.

New York, Dec. 1.—John D. Rockefeller, who arrived here today, only smiled when told of the report that he was marked for kidnaping, or, perhaps, killing in Cleveland.

"I'm not the least bit worried about the story," said Mr. Rockefeller.

EDITORS CELEBRATE.

Twenty-fifth Anniversary To Be Observed in New Orleans.

New Orleans, Dec. 1.—According to information here today the National Editorial Association will celebrate its twenty-fifth anniversary of its existence in New Orleans about the middle of February. The Association held its first meeting in this city.

NEW JERSEY MYSTERY BAFFLING TO OFFICERS

By Associated Press. New York, Dec. 2.—The police of three cities confessed themselves baffled today in their search for a definite solution of the mysterious death of Mrs. Sneed who was found dead in a bath tub at a house in West Orange, N. J. One arrest only has been made, being Mrs. Wardlaw, a gray haired spinster of excellent connections in Nashville and other Tennessee cities. Detectives are giving careful consideration to the will left by Mrs. Sneed in which all property is bequeathed to Mrs. Wardlaw.



SCENE AT RELIEF DEPOT FOLLOWING MINE DISASTER AT CHERRY, ILL. RAILWAY PRESIDENT, WHO AIDED SUFFERERS.

More than 300 men and boys lost their lives in the great mine disaster in the shaft of the St. Paul Coal Company at Cherry, Ill. Following the disaster it was estimated that fully 1,000 children were bereft of their fathers. This scene shows women and children receiving supplies at the relief depot established by President Erling of the St. Paul railway, who was on the ground for several days following the great tragedy. Rigid investigations as to the cause of the fire in the mine were instituted by state and federal authorities.

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**PIERCE DECLARES
READY FOR TRIAL**

ALLEGED PERJURER APPEARS IN
DISTRICT COURT AT AUSTIN
THIS MORNING.

TECHNICALITY IS FOUND

General Impression Prevails That Oil
Magnate Will Come Clear of
All Charges.

Austin, Tex., Nov. 29.—H. Clay Pierce, the St. Louis multi-millionaire, head of the Waters-Pierce Oil Company, appeared in District Judge Calhoun's court at 12:20 this morning to stand trial on the charge of perjury in connection with the ousting of his company from Texas.

Pierce arrived in a private car via the Katy and took late breakfast on the cars. He was twenty minutes late appearing in court.

He was accompanied by his attorneys, H. S. Priest, of St. Louis; E. B. Perkins of Dallas, and James H. Robertson, of Austin.

The court granted a recess until 11:30. It is reported that the charge against Pierce will be dismissed, but there is no confirmation. Because of a clerical error improper service was obtained on the jury and the lists are mixed.

Next week's jury was summoned instead of those for the present week. When the error was discovered, the proper jurors were summoned so both sets of jurors reported were demanded by the state.

Judge Priest was asked by a Texas News Service correspondent if they were in a private car. He replied, smiling, "watch and see."

All are confident of a dismissal or acquittal.

Several attorneys insist that the conviction of Pierce is impossible, inasmuch as the Waters-Pierce Company was organized on May 28, 1900, and Pierce signed the affidavit, which is the cause of the present suit on May 30, of that year, and it is up to the state to prove an illegal combination existed between the Waters-Pierce and the Standard Oil Companies in those days.

No Delay in Pierce's Trial.

Austin, Tex., Nov. 30.—No further delay is probable in the trial of H. Clay Pierce, the millionaire head of the Waters-Pierce Oil Company, who is charged with perjury in connection with the ousting of the company from Texas.

Both sides announced ready at 10 o'clock this morning when the task of selecting a jury was undertaken.

E. W. Cahoon and Louis Fries, two witnesses who were subpoenaed, were fined a hundred dollars each by District Judge Calhoun and brought into court on bench attachments.

D. H. Hardy, former state secretary, also was absent when his name was called, but no attachment was issued. He is known to be in the city. The state is introducing evidence in support of the perjury charge, and will examine the following witnesses:

Miss N. M. Nagle, A. W. Clem, T. S. Johnson, G. W. Allen, H. B. Muir, D. Hardy, C. W. Cahoon and Louis Fries.

The determination of the prosecution to hasten the trial tends to dissipate the rumor current yesterday that the charge would be dismissed.

Pierce manifests an eager willingness to stand trial. His counsel is confident that he will be acquitted.

Austin, Tex., Nov. 30.—Both the state and defense announced ready for trial today in the case of the state against H. Clay Pierce, for alleged false swearing. A special venire of fifty-three men have reported and the selection of the jury begun. It is expected that it will take all of today and tomorrow to get a jury.

PROBE OF COLUMBIA BANK.

Haskell's Statement of Intentions Regarding Defunct Institution.

Guthrie, Okla., Nov. 29.—In defense of his position in seeking to delay the probe into the affairs of the Columbia Bank & Trust company at Oklahoma City, Governor C. N. Haskell has given out a long statement, in which he declares that in due time the grand jury will investigate the alleged violations of the law by officers of the bank if any are found. He promises that the payment of depositors which are now mainly other banks, will be completed by Christmas and that nothing must be done now to interfere with the liquidation.

The governor says: "We are still busy converting assets into cash to pay this emergency assessment back to the banks from which it was received and completing a careful investigation into all the methods and accounts of the bank so that we may know fully the cause of its failure and what officers of the bank or others, if any violated the laws of our state. When this is done we will tell the peo-

ple in plain language what we have found and call the same to the proper officers for the consideration of the grand jury."

Governor Haskell states that before the liquidation is finished all the records and documents will be in his hands and will be presented to the proper officer for grand jury consideration. He declares that he is solely responsible for the manner in which the liquidation has been conducted.

Attorney General West has appointed Mpmón Pruett as a special assistant to probe the affairs of the bank and the investigation is now on. It has been repeatedly reported by Oklahoma City newspapers that the governor has asked the attorney general to delay the probe.

PEN COMMITTEE MEETS.

is Holding Executive Conference With Gov. Campbell Today.

Austin, Tex., Nov. 30.—The members of the penitentiary investigating committee who recently submitted a report on the penitentiary conditions and urged a session of the legislature to correct the evils, gathered here this morning and immediately met with Governor Campbell.

The conference is executive and it is understood the committee's report is being discussed.

The governor had summoned the members to Austin and it is not unlikely that some agreement on the matter of assembling the legislature is being sought.

After the receipt of the committee's recommendation the governor reiterated his intention not to call a session.

Cuban Houses of Sand.

The houses of Havana are not built upon sand; they stand on a solid foundation of lasting rock. But they are built on one-third sand, that material constituting an actual third of the "mamposeria,"—a rough cement, of which they are constructed.

This sand is brought from sand beds located at no great distances from Havana.

In quality some of them are very poor. Yet the sand from these poor banks sell at high prices, for it is badly needed and sand in good quality is not obtainable in amounts sufficient to the market.

Yet good sand is to be had, it exists in large quantities near enough Havana to be marketable there.

The difficulty lies in the fact that at present no sandbanks are worked with modern machinery, nor under modern conditions.

The situation leaves open a business

opportunity for somebody able to interpret into dollars and cents of profit the complaint of contractors who are trying to build modern structures (cement being in great demand in this climate) amid primitive conditions, especially so far as their supply of sand is concerned.

The work of paving and sewerage Havana will increase the demand for sand since much cement will be used. There are at least a thousand buildings in course of construction at the present moment, and sand is entering into the composition of every one of them.

Archaic methods of handling this very important material must yield to modern improvement; in affecting the improvement there is money for somebody.—Havana Post.

WANTED—A few Jersey heifers, from 12 to 18 months old. Address Box No. 36, Windthorst, Texas. 159-1tp w-49-2tp

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TRUTH ABOUT CATARRH.

Sensible Methods Will Cure It—Mater-Walker-Drug Co. Guarantees Hyomei to Cure Catarrh.

Catarrh can never be cured by taking medicines into the stomach nor by sprays, atomizers or douches.

Intelligent physicians have long ago discarded such ideas and not one of them would be worth consideration were it not for the fact that unscrupulous persons prey upon the ignorance of the people in regard to new discoveries.

Catarrh is caused by germs and just as long as these germs thrive in the folds, crevices, nooks and corners of the mucous membrane that line the nose, throat and chest, just so long will you have catarrh.

There is only one way to cure catarrh, and that is to kill the germs.

There is only one remedy that will kill the germs when it gets where the germs are, and that is Hyomei.

Hyomei is made chiefly from Australian Eucalyptus and Eucalyptol combined with other germ killing antiseptics. Just breathe it in through the hard rubber inhaler that comes with each outfit and relief is immediate. Used regularly for a few weeks Hyomei (pronounced High-o-me) will cure chronic catarrh. Complete outfit \$1.00 at Mater-Walker Drug Co., and leading druggists everywhere.

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You can go here, and hunt there—try bargain prices and cheap clothes, but nowhere, here or hereafter, will you find in value received for the price paid, so much satisfaction as Stein-Bloch Smart Clothes give.

We have them here for you to examine and try on.

We want you to wear them—but that is not solely why we insist they fit better, have better style, wear better than any other clothes in the world.

They have all these things in abundance. We insist only on what is true.

WALSH & CLASBEY
Agents for
DUNLAP HATS

**GROCE AND CANNON
MAY YET BE ALIVE**

INTERCEPTED WIRELESS REPORT
SAYS THEY HAVE NOT BEEN
EXECUTED—IN JAIL.

REPORTED BY STEAMER

Good Reason to Believe Americans
Still Survive—France May Take
Hand in Melee.

New Orleans, Nov. 30.—That Leonard Groce of Texas and Leroy Cannon of Pennsylvania, the two Americans for whose supposed death this country is about to become involved with Nicaragua, are still alive and in prison with twenty-six other Americans, is the report brought here this morning by Captain Holms of the steamer Atenas, which arrived this morning from South America.

The passengers on the steamer confirm the captain's declaration that a wireless message flashed from Bluefields, Nicaragua, on November 27th was picked up by the Atenas while passing the Nicaraguan coast. This message was to the effect that the two Americans had not been executed, but only imprisoned.

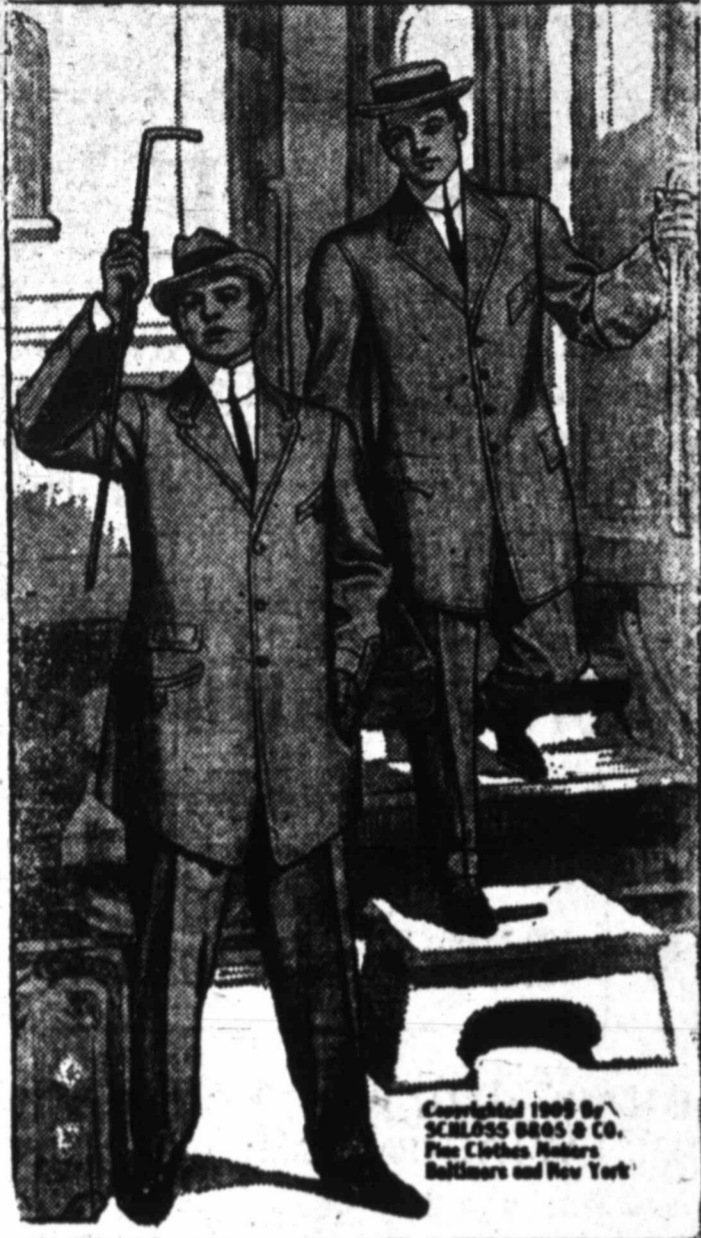
John M. Keith, general agent for the Hamburg-American steamship lines at San Jose, Costa Rica, confirms this report also. He first heard the message caught by the Atenas wireless operator.

New Orleans, La., Nov. 30.—A special cablegram from San Jose, Costa Rica, says that France may become involved in the Nicaragua melee, as the result of brutal outrages said to have been committed on Faustine Mentiel, a Frenchman, who has filed a detailed account of his ill treatment by Zelaya's soldiers. The French government is reported to have ordered a French warship to sail from Martinique to Nicaraguan waters.

STRAYED—One black sow, weighs about 200 pounds. Owner can have same by calling at my farm three miles due south of town on the Windthorst road and paying for this ad and care of hog. S. A. Keller. w-47-1t

Posted—Keep Out.
No hunting allowed on my farm. R. E. Moore. 25-60c

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After all, it's really the tailor who makes a suit a success or a failure. The most fascinating style would be sizeable if there were not careful needle work underneath.

The most phenomenal designer on earth could not make a garment a success without the co-operation of the tailor. It is he who, by the diligent plying of his needle, gives shape and style and ensures service.

The world's most excellent tailors are congregated in New York on account of its being the greatest clothes manufacturing center in the world. They have more work and are better paid there.

Could there be a better explanation of why "Benjamin Clothes," Made in New York, are the most stylish and the most perfectly made of any on earth. Won't you make it your particular business to see these wonderful "Benjamin Clothes."

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Respectfully

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CONFERENCE MAKES ITS ASSIGNMENTS

COMPLETED ITS LABOR THIS MORNING AND WILL RETURN TO MEET IN DALLAS, 1910.

FARLEY TO STAY HERE

Pastor of Local Church Will Remain in Wichita Falls—Session is Completed.

From Monday's Daily.

The Austin Conference completed its labors this morning and many of the visitors left for their homes on this afternoon's trains.

The principal work of the past hours of the session was the assignment of the pastors to the various churches, following which adjournment was taken to meet in Dallas next year.

The assignments were as follows:

Austin District—O. E. Olander, superintendent, Berni Howe, Brady, Abner Hanson, Decker, Gustaf Lindstrom, El Campo, to be supplied. Fort Worth and Dallas, to be supplied by E. Severin. Galveston, supplied by J. F. Sarner. Georgetown, O. F. Lindstrom. Manda, Carl G. Lindberg. Stamford, to be supplied. Taylor and Hutto, Thos. J. Westberg. Waco, C. A. Holmgren.

J. F. Sarner, Chaplain of Seamen's Friends Mission, Galveston; member of Galveston (Swedish) Quarterly Conference.

Fort Worth District—D. T. Summerville, Superintendent, 1607 Alston Ave., Fort Worth, Texas.

Abilene, supplied by W. I. Gates. Alvin, A. A. Thorp. Amarillo, to be supplied. Austin, J. W. Kenst. Cisco, supplied by W. R. Manning. Dalhart, C. L. Elliott.

Dallas—Mallalieu, G. F. Fransombe. Dallas—Tabernacle, C. R. Robinson. Denison—First Church, G. M. Jeffrey and G. C. Wadding.

Denison—Grace Church, E. M. Wisdom.

Denton and Gainesville, supplied by L. A. Willsey.

Fort Worth—St. Paul, and Rosen Heights Mission, J. F. Boeye.

Hereford and Friona, to be supplied.

Houston, W. H. Doner.

Lipscombe, C. E. Mock.

McKinney Circuit, supplied by G. T. Andrews.

Panhandle, John Fenner.

Plainview, to be supplied.

San Antonio, G. T. Freeman.

South Houston, supplied.

Thornberry and Friberg, to be supplied.

Waco, H. F. Bird.

J. L. Freeman and Henry Van Valkenburgh, Missionaries in New Mexico.

Wichita Falls, R. E. Farley.

George Evans, Professor in Claffin University, member of St. Pauls, Fort Worth, Quarterly Conference.

Real Estate Transfers.

J. W. Nesbitt and wife to W. F. Chaffin, 95 1/4 acres of block 2, Cherokee County School lands; \$3693.75.

Gustave Ayers and wife to Martin S. Dawson, an undivided half interest in about 191 acres of the S. P. Dyke survey; about 52 acres of the Simpson Holloway survey; about 142 acres of the Heatin Hardy survey; and about 205 acres of the John Goodwin survey; \$1 and other consideration.

Martin S. Dawson to Edward Woodall, the land described in the foregoing deed, a total of about 588 acres; \$23,700.

W. N. Curtiss and wife to H. J. Thische, west half of subdivision 202, Wagoner colony; \$2000.

Marthias Thiebold to A. F. Johnson, 155 acres of the W. R. Eaves survey; \$3100.

A. T. Derden to W. S. King, 120 acres of block 3, Cherokee county school lands; \$4196.50.

Floral Height Realty Co. to W. J. Arnold, lot 16 and north half of lot 15, block 43, Floral Heights; 425.

Floral Heights Realty Co. to W. E. Young, lots 12, 13, 14 and south half of lot 15, block 43, Floral Heights; \$775.

J. S. Smith and wife to G. C. Patterson, east half of block 127; \$12000.

PENNSYLVANIA WRECK.

Three Fatally Injured and About a Dozen Hurt.


Pittsburg, Pa., Nov. 30.—More than a dozen persons were injured, a number seriously, in a wreck of a Pennsylvania passenger train near Minor today, the train leaving the rails and running into a ditch. One passenger, the baggage master and the mail clerk were probably fatally hurt.

Money to Loan on Improved Farms. We buy, sell and trade in all kinds of farms and ranches. List your property with us for quick results.

WICHITA LAND CO.
Vreeland Building, Wichita Falls, Texas. P. O. Box 235. Phone 612.
86-2016

Made From Grapes

DR. PRICE'S CREAM Baking Powder



Pure, Healthful Grape Cream of Tartar Powder

No Alum
No Lime Phosphates

The Reznor and Wilson

GAS HEATING STOVES

REZNOR

The stove that heats the floor first, gives the most and best heat for the smallest consumption of gas. The Reznor is the stove to buy. We have them.

Kerr & Hursh

The First National Bank

of Wichita Falls, Texas

Condition of Bank at Close of Business November 16, 1909

RESOURCES	
Bills Receivable	\$371,767.30
U. S. Bonds and Stocks	79,375.10
Banking House	16,000.00
Cash and Exchange	124,891.47
Total	\$692,133.87
LIABILITIES	
Capital	\$ 75,000.00
Surplus and Profits	74,153.26
National Bank Notes	75,000.00
Deposits	367,980.61
Total	\$692,133.87

THE FIRST NATIONAL BANK

R. E. HUFF, President. W. M. MCGREGOR, Cashier.

The Filgo Market

is the place that carries a complete stock. Such as beef, pork, mutton, veal, dress or live chickens, fish, cured meats of all kinds, pig feet, chilli, brick cheese, wieners, and bologne. We will appreciate your trade.

THE FILGO MARKET

726 Indiana ave. WOODALL & MOTTLEY, Proprietors. Phone 108.
Highest prices paid for fat Cattle and Hogs. We want your trade.

A Times "Want Ad." Will Sell It

READ THE Advertisements.

The Wichita Times

THE TIMES PUBLISHING COMPANY
(Incorporated.)

Entered at the Postoffice at Wichita Falls as second class mail matter.

Officers and Directors:
Frank Kell President
Ed. Howard V. P. and Gen'l Mgr
G. D. Anderson Sec'y and Treas.
R. E. Huff, Wiley Blair, T. C. Thatcher, er, N. Henderson.

SUBSCRIPTION RATES:
One Year (weekly) \$1.00
Six Months (weekly) 50
Three months (weekly) 25
Single copies 10

All communications intended for publication or pertaining to business matters should be addressed to The Times Publishing Company.

All subscriptions payable in advance. Advertising rates made known on application.

Wichita Falls, Texas, Dec. 3rd, 1909.

PROPERTY LAWS AND WOMAN SUFFRAGE.

Those who ridicule or treat with indifference the question of woman suffrage seem to forget a fundamental truth, that there has never been any rational movement, one the policy or principle of which afforded room for debate, that did not have some good reason behind it.

The reason may not always be sufficient to justify success to the full extent that the movants desire, but it is often sufficient to bring about changes and carry reform a step forward.

The man who essays to check or stay the trend toward woman suffrage by ridicule wholly misconceives the force and seriousness of the movement.

The Chronicle does not mean to be misunderstood as espousing the cause, but it is a live question that is not going to down at any man's bidding, and there are reasons for the agitation which are entitled to respect.

In a recent number of one of the leading magazines there is a strong article on the suffrage movement in England, and the woman who wrote it puts forward many reasons furnished by the laws of England, why women should vote. Her arguments and the arguments of the advocates of woman suffrage in the United States are based not so much on the desire to vote as a mere abstract right as because if the women are given the suffrage they will be enabled to change laws relating to property and to children which will supplant and repeal those which operate unjustly.

It is not necessary to go to England to find laws which are unjust. They can be found right here in Texas, and the fact that they are unjust is beginning to slowly percolate into the minds and take hold of the consciences of the people of Texas.

The community property law of Texas is, like many other of her laws, an inheritance from Spain and Mexico, and rest upon the presumption that each partner in the marital partnership contributes equally to the acquisition of property and therefore owns an equal share of it. This sounds very just and very alluring, but it takes some of the attractiveness out of it for the woman to learn that her husband has sole control of all community property; that he can sell any part or all of it—except the homestead—without consulting his wife, and that every dollar's worth of it can be taken for his debts, however incurred.

So there is not so very much for the woman herself in the community property law, but it is often very helpful to her heirs.

It is a model of beneficence and liberality and a lofty example of justice compared with the separate property law.

The statutes say that all property owned by each spouse, and all either acquires, during coverture, by gift, devise or descent, is his or her separate property and so remains.

That is a very plain law and must

CONDENSED STATEMENT OF THE CONDITION OF
First State Bank & Trust Company
Wichita Falls, Texas
As the close of business Nov. 16, 1909.

RESOURCES.	
Loans and Discounts	\$172,418.37
Real Estate, Cotton	28,246.09
Furniture and Fixtures	4,437.15
Cash on hand	69,802.78
Due from Banks	1,205.51
	\$276,109.90
LIABILITIES.	
Capital Stock	\$ 75,000.00
Surplus	5,000.00
Undivided Profits	4,565.31
Deposits	171,544.59
	\$255,109.90

The above statement is correct
T. C. THATCHER, Cashier.

read very antingly to the dear women; but they must be somewhat disenchanted when they learn that the husband is made by law manager of her separate property and that a bank could not be compelled to pay her check against her money. If a woman has \$100,000 at interest when she marries, bearing, we will say, 6 per cent interest, all her dear hubby has to do is to sit down until interest pay day comes around and coolly swipe in \$6,000, and, lo and behold, that same money, the interest on separate property, has by the marvelous law of Texas been metamorphosed into community property, of which the husband has sole and complete control, and it is subject to payment of his debts, either anti-nuptial or post-nuptial. If she has a house paying \$10,000 a year rent, payable monthly, the said rent becomes community property which only the husband can collect or control. If she gets crippled for life on a train and recovers damages the money is community property, over which she has no control.

How is that for justice? If the wife was starving she could not sell the house without being joined by her husband in making the deed, and, while he can not sell her separate house or land without her separate signature and separate acknowledgement, that proceeding is a fierce and formal farce in most instances.

If she owns a million or ten million dollars worth of real estate, taxes can be levied upon it to the point of confiscation, but she can have no say about it. Some of the most valuable property in Houston is owned solely by women, yet when it comes to leasing bonds and levying taxes they cannot vote, while any negro with a lot as big as a bed room and a shack worth ten dollars can have a chance at the ballot box. Is it any wonder that women want the right to vote?

These things are going to be corrected some way. Nothing is as sure to arouse popular interest and create sentiment as injustice, or even the belief that existing conditions operate unjustly.

Conditions here and in other states are the cause of the growth of suffrage sentiment, and it is folly to try to laugh it down and it is worse than absurd to pretend to ignore it.

The laws relating to the property rights of women are just as sure to breed woman suffrage advocates and voters as the Mississippi breeds mosquitoes and tadpoles.—Houston Chronicle.

DAVIDSON'S LATEST SURPRISE.

You may think what you will about Attorney General Davidson and his chances for election, but you've got to hand it to him that his latest surprise announcement is an able document and well calculated to give his candidacy a big boost, attracting the attention of those unalterably opposed to him. His refusal to "eat the people's bread while doing nothing to earn it" listens good and brings into the spot-light some of his opponents who prefer holding on to what is to the hopes of what is to be. Mr. Davidson's planks are three and they are good planks, however one may regard their author. They are:

First—The right of the people to demand obedience by their public servants to platform pledges.

Second—The duty of the democratic party, controlling the government of Texas, to submit to the people, in accordance with platform pledges of 1908 an amendment to the Texas constitution providing for statewide prohibition.

Third—The duty of a public officer to resign his office when he begins campaigning or another office.

His position on that vexatious question of prohibition may be unsatisfactory to both state-widers and to anti-state-widers. But, at that, it is clear and succinct and logical and represents the ideas of hundreds and thousands of voters, who will vote against, but who believe that the people have a right to vote on anything or any question they desire to vote upon. Mr. Davidson comes clean in his opposition to state-wide prohibition, occupying a position very much like unto that of Senator Bailey. But, like both the Senators and many other leading men who oppose state-wide, he asserts flat-footedly that the question should be submitted to a vote for acceptance or rejection. On that point he says that, while he individually is opposed to state-wide and believes local option to be the wiser policy. "If elected Governor, I here and now pledge myself to carry out the will and expressed wish of my party on that as on all other issues. If we are to recognize the right of a majority to control the affairs of the democratic party, then we must acquiesce in the result of their will solemnly expressed. For this reason I am in favor of the legislature submitting a constitutional amendment of the question of state-wide prohibition. The mere fact that I am individually opposed to the adoption of such an amendment affords no sufficient or logical reason why I should oppose the people to pass upon the question.

"Not only," he adds, "was sub-

mission of this amendment a platform demand, but it was the only platform in the history of the democratic party that was ever written therein by the solemn votes of the democracy."

It may look now as if it is to be Colquhoun or Johnson. But Davidson's statement makes him a factor in the race that neither Colquhoun nor Johnson can ignore.—Denton Record-Chronicle.

Wichita Falls is throwing its about the alleged cool treatment of the Byers railroad delegation to Henrietta, as though she were the conservator of our hospitality. Is Wichita getting scared again?—Henrietta Independent.

Wichita Falls is not envious of any of her neighbors. The Byers delegation, or at least two or three very prominent and leading members of it, said they were rather badly treated at Henrietta. That is putting it mildly. What these gentlemen said of their reception (?) at Henrietta would not look well in print. The Times is glad, however, that by calling attention to the matter Henrietta has repented, and in the future a delegation from the thriving little city of Byers will receive a more cordial welcome, provided, however, it will call on the secretary of the Henrietta Board of Trade and consult with him as to what hotel they shall put up at, or stop over. In a rather heated communication to this paper the Henrietta secretary admits that "they went to a hotel, which, so far as its sympathies with the work of the Henrietta Board of Trade is concerned, I will say the management is about on a par with the interest shown in our affairs by the Times. * * * I suggested to the press agent of the Byers delegation that if they would transfer to another hotel, I felt sure they would be received more cordially."

The above is a correct quotation from the secretary's letter to the Times, and the reader will readily see, by his own language, that the Times has only stated facts.

The letter was not published for the reason that it contains language which does not become one gentleman to use toward another.

Wichita Falls Times: A Cleveland physician says baldheaded men have more brains than men upon whose locks time has not wrought such havoc. It is probably no surprise to our readers to learn that every member of the Times' force is amply supplied with hair.

The editor of the Denton Record-Chronicle, with whom you occasionally cross bats, is also heavily endowed with hirsuteness. Is the public to assume that you two would be averse to a literary controversy with a baldheaded man? Would you avoid argument with Editor Lowry of Honey Grove or go but of your way to miss Editor Ransome of Cleburne? On the other hand, wouldst welcome a war of words with Editor Wortham of Fort Worth?—Dallas News.

We have not had a scrap with Brother Edwards of Denton for nearly a week now, but we are laying for him.

Editor W. A. Johnson of Memphis is seriously urged to make the race for state senator. Mr. Johnson is a man of the people, without frills or foolishness, is recognized as the leading man of his community and of the newspaper fraternity of Texas as well. He would make as good a senator as we could wish for, and now "Diamond Dick" Bowman of Amarillo has become private secretary of the governor there is no other candidate in the field, hence we move to make the nomination unanimous. What say our newspaper brethren?—Quannah Tribune.

Yes, Mr. Johnson would make a splendid representative for this district, but for the same reason that "Diamond Dick" Bowman has become ineligible will apply with equal force to Mr. Johnson. He is a member of the board of regents of the State University, and can be of as much if not more value to the state in that position than he could as state senator. Trot out another horse, Brother Koch.

The Times believes that every citizen of Wichita Falls will rejoice with it in the reassignment of Rev. R. E. Farley to the pastorate of the Methodist church in this city. Brother Farley is one of those tireless workers who help not only the church but the entire community in which they reside and Wichita Falls needs men like him. During his residence in this city, he has built a beautiful new church, is making plans for a deaconess hospital, and if we can only keep him here he is going to get us a school one of these days. Brother Farley has the Wichita Falls spirit and we are glad he is here to stay.

The Times has received a copy of the souvenir edition of the "Post" published at Havana, Cuba. The paper is printed in English, is handsomely illustrated and sets forth the beauties of the Pearl of the Antilles to good advantage.

While two Texas sheriffs were scrapping over the big reward offered for his capture, a man arrested in California killed himself yesterday. And yet they always said the meanest man lived in Henrietta.

IS KILLED UNDER DENVER FREIGHT

D. J. RESINK OF FREDERICK, MEETS DEATH NEAR STOCK YARDS.

WAS SITTING ON TRACK

Death Was Almost Instantaneous. Money and Notes to Extent of Over Thousand Found on Him.

From Wednesday's Daily. D. J. Resink of Frederick, Oklahoma, aged about 42 years, was run over and killed about 2 o'clock this morning by north bound freight train No. 19, in the Fort Worth and Denver yards near the stock pens. His skull was crushed and death was almost instantaneous.

According to Engineer Bennett of the freight train, Resink was sitting on the track and paid no attention to the whistle of the approaching train, which the engineer was unable to stop in time. The man was picked up by the crew of the freight train and brought to the depot, where he died before medical aid could be summoned, having expired when Dr. Burnside arrived.

Resink's home is in Frederick, Oklahoma, where a widow and several children survive him. He was until recently in the hardware business at Davidson, Oklahoma, moving to Frederick not long ago. He got on the home-coming excursion train at Grandfield last evening, riding down with a stockman named Wheatley. The train reached this city at 10:30 and it is not known where Resink spent the four hours between that hour and the time of his death. According to Mr. Wheatley, he was a man of excellent habits, and much respected by those who knew him. On his person was found the sum of \$26.30 in cash, several deposit slips on a Davidson bank, and two notes in his favor, one for \$250 and one for one thousand dollars.

The injuries consist of a crushed skull, which was probably the direct cause of his death, a broken right arm, a crushed right shoulder five or six fractured ribs and both hands badly bruised. He breathed once or twice after being picked up but was dead within ten minutes after being struck. The remains were forwarded to

All Records Broken

Last Saturday was the largest day's business we ever had.

OUR BIG SALE

Is proving to be the biggest success in our history, and we are determined to make each remaining day from now till Christmas one of pleasure for the shopping public by offering extra specials from time to time.

Next Wednesday, Dec. 1, We will Offer

25 Pieces of Princess Madras, worth 15, for only, the yd. 10c	250 Men's Silver Shirts, worth \$1.00 and \$1.25, for only, each 83c
50 Pieces of Hope Domestic worth 12 1-2c, for, the yd. 9c	100 Men's Hats, worth \$2.50, for \$1.89

Saturday, December 4th, will be Santa Claus day. See our Window and watch Santa Claus.

Yours to please,

PENNINGTON'S

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ANOTHER MAIL CARRIER IS PROMISED THIS CITY

By the building of some more cement sidewalks, Wichita Falls can secure one more mail carrier from Uncle Sam for the local postoffice and at the next meeting of the city council the question of sidewalk extensions will be broached. An additional clerk is also to be added to the office force. These things are the result of the recent visit to this city of an inspector of the postoffice department, and he will make recommendations as outlined above.

The new clerk is certain and the new carrier depends upon the building of the sidewalks.

While one of the smallest cities in the state to have free mail delivery, Wichita Falls is in a position to get even better service and the question rests upon the sidewalks.

REWARD FOR DEAD MAN.

Case of Gus Sardin, Murderer and Suicide, is interesting.

Texas News Service Special. Fayetteville, Ark., Dec. 2.—The reward offered for the capture of Gus Sardin, who confessed to murdering Mrs. Annie Winkelman of this city, and who ended his life yesterday in the jail at Sacramento, California, was two thousand dollars cash and twenty per cent of all money recovered.

It is alleged that Sardin received ten thousand dollars after the crime had been committed.

It is not yet determined who will receive the reward. Texas and Arkansas officers have gone to Sacramento and a hot contest is promised. Sardin's bank account of twenty-two hundred dollars will be involved as the money is recovered.

ROCK ISLAND DIVORCED.

is No Longer Connected With Frisco System—Yokum Out. By Associated Press. New York, Dec. 1.—It is semi-officially stated today that negotiations for the separation of the Rock Island and St. Louis and San Francisco Systems are satisfactorily concluded. Benjamin Yokum, chairman of the executive committee of the Rock Island and his associates have resigned.

For Rent or Sale. Double store, each 25x60 foot. Address O. C. Roberts, Iowa Park, Texas.

THE MARKETS BY TELEGRAPH.

Cotton—Liverpool Spots. Liverpool, Dec. 2.—Spot cotton 7.78; sales, 6,000 bales; receipts, 21,000 bales.

Cotton—Liverpool Futures. The market for future cotton opened steady and closed quiet.

	Open	High	Close
Dec-Jan	7.55	7.57	7.55 1/2
Jan-Feb	7.58	7.59 1/2	7.59
Feb-Mch	7.58	7.62	7.61
Mch-Apr	7.53 1/2	7.64	7.63

Cotton—New York Spots. New York, Dec. 2.—The market for spot cotton opened quiet and eight points higher; sales, 4,400 bales, on contract. Middling 14.70.

Cotton—New York Futures. The market for future cotton opened and closed quiet and steady.

	Open	High	Close
Dec	14.40	14.40	14.36-a-37
Jan	14.55	14.56	14.54-a-55
Mch	14.84	14.85	14.81-a-82
May	15.02	15.03	15.00-t-01

Cotton—New Orleans Spots. New Orleans, Dec. 2.—The market for spot cotton opened quiet and steady. Middling, 14 1-4. Sales, 830 bales. To arrive, 700 bales. On contract, 22 bales.

Cotton—New Orleans Futures. The market for future cotton opened very steady and closed steady.

	Open	High	Close
Dec	14.52	14.55	14.52-4-53
Jan	14.68	14.73	14.67-a-68
Mch	15.00	15.02	14.98-a-99
May	15.18	15.21	15.16-a-17

Chicago Grain Market. Wheat—Open High Close. Dec 105 1/2 106 1/2 106 1/2. May 105 1/2 106 1/2 105 1/2. July 97 1/2 97 1/2 97 1/2. Corn—Open High Close. Dec 58 58 57 1/2. May 61 1/2 61 1/2 61 1/2. July 60 1/2 61 1/2 60 1/2. Oats—Open High Close. Dec 39 1/2 40 1/2 40 1/2. May 43 1/2 43 1/2 43 1/2.

Fort Worth Cattle Market. Fort Worth, Dec. 2.—Cattle, 3,000; hogs, 1,300. Steers, steady, tops \$4.50; cows, steady, tops \$3.35; calves, steady, tops \$5.25; hogs, steady, tops \$8.05.



Copyright 1909, by C. E. Zimmerman Co.—No. 11

The Concensus of Opinion

Is, that, whether it is a stout, strong, serviceable work shoe, or something of natty style, our store is the place to get it. Every shoe we sell receives the same amount of care and regard in fitting. That's another reason why its safe to trade with us.

Fain's Ingram
EXCLUSIVE SHOE HOUSE

The 1ST ALIKE
To Those With Money In The BANK

Copyright 1909 by C. E. Zimmerman Co.—No. 23

THE DAYS OF THE MONTH

Present no terror to those who, with sufficient foresight, have started a BANK ACCOUNT, for regardless of the day, when an obligation falls due, they meet it with equal facility, so the morrow is always a day of joy.

—We Want Your Business—

The Wichita State Bank

Ask About Our Savings Department

Wichita Grain and Coal Company

Feed and Coal

We always keep the best feed stuffs, such as Hay, Chops, Bran, Oats, Corn, Cotton Seed Meal, etc. Try that "Nutrio" the best of all cow feeds, the feed that produces the most milk and butter.

Also, we keep the best grades of the Colorado coal, the coal that makes the least soot, and no cinders. Once tried always used.

JOE M. ERWIN, Proprietor

Your December Trade Solicited by

Trevathan & Bland

Phone 64

Fire-Insurance-Tornado

REAL ESTATE AND RENTALS.

H. J. BACHMAN, Notary Public.

Phones—Office, No. 157; Residence No. 108. Room 10, Jackson Bldg.

TECHNICALITY IS AGAIN INJECTED

PIERCE'S ATTORNEYS CONTENT DEFENDANT FROM TRIAL IS ONE DEFENDANT.

NOW ARGUING QUESTION

Jury Selection Was Completed Yesterday, Being Mostly of Young Men. Trial Begins.

Austin, Tex., Dec. 1.—When the case of H. Clay Pierce was called in the District court here this morning, the defense filed a petition claiming immunity from trial because testimony which Pierce had given in other courts was being offered against him.

This question is being argued and the attorneys on both sides will probably consume the greater part of the day in their discussions of the matter.

The selecting of a jury was completed late yesterday afternoon. Most of the jurors are young men. The personnel is as follows:

Max Von Homeyer, civil engineer, Austin.

C. E. Clinger, merchant and farmer, near Austin.

W. R. Canton, contractor, Austin.

Will Kendall, merchant, Austin.

William Palmquist, night watchman at General Land Office, Austin.

J. D. Everitt, clerk in furniture store, Austin.

A. A. Ecy, machinist, Austin.

William Molesworth, liveryman, Austin.

L. H. Peschga, merchant Fort Prairie.

C. W. Walsh, merchant and farmer, Govalla.

Al Mundt, general contractor, Austin.

Thomas C. Ward, farmer, near Pflugerville.

The counsel in its plea for immunity asserted that Pierce was compelled to involuntarily testify in the anti-trust case filed against the company in Missouri and that he is granted constitutional protection from prosecution in matters about which he is compelled to testify in another case. The motion and the state's answer will be submitted to the jury. The court ruled that the state will not be permitted to introduce any statement not connected with the affidavits.

Austin, Tex., Dec. 1.—Counsel for H. Clay Pierce, head of the Waters-Pierce Oil Company, on trial here charged with false swearing in connection with the re-admittance of the company into Texas, this morning sought to secure immunity for Pierce on the ground that the statute of limitation has operated against the prosecution.

Upon the conclusion of the reading of the indictment when the court convened, a motion asking immunity was immediately presented to District Judge Calhoun. The motion contends that Pierce was not a resident of Texas and while absent from the state was not a fugitive from justice, and for that reason, as a citizen of the state, would be immune from prosecution after the expiration of the limitation.

The counsel argue that limitation has operated in the case of Pierce as if he had been a citizen of the state.

The court granted a recess to enable the state to prepare an answer. This will probably be one of the most important questions in the trial.

UPON THE CONCLUSION OF THE READING OF THE INDICTMENT WHEN THE COURT CONVENED, A MOTION ASKING IMMUNITY WAS IMMEDIATELY PRESENTED TO DISTRICT JUDGE CALHOUN. THE MOTION CONTENDS THAT PIERCE WAS NOT A RESIDENT OF TEXAS AND WHILE ABSENT FROM THE STATE WAS NOT A FUGITIVE FROM JUSTICE, AND FOR THAT REASON, AS A CITIZEN OF THE STATE, WOULD BE IMMUNE FROM PROSECUTION AFTER THE EXPIRATION OF THE LIMITATION.

THE COUNSEL ARGUE THAT LIMITATION HAS OPERATED IN THE CASE OF PIERCE AS IF HE HAD BEEN A CITIZEN OF THE STATE.

THE COURT GRANTED A RECESS TO ENABLE THE STATE TO PREPARE AN ANSWER. THIS WILL PROBABLY BE ONE OF THE MOST IMPORTANT QUESTIONS IN THE TRIAL.

THREATENING LETTER.

Waco Man Said to Have Demanded Money from Bank President.

Waco, Tex., Dec. 2.—Geo. Nunnely of Marlin, was bound over to the federal grand jury in the sum of seven thousand dollars this morning after a hearing before United States Commissioner McCormick on the charge of sending a threatening letter to D. C. Clark, president of the First National Bank of Marlin. It is alleged that Nunnely demanded money from Davis. Bond was furnished and the defendant was released.

DECLINES TO ANSWER.

Campbell Will Not Deny That He is Opposing Colquitt.

Austin, Tex., Dec. 2.—Governor Campbell today declined to deny or affirm the truth of the recent assertion of O. B. Colquitt, gubernatorial candidate, that Campbell seeks his defeat. He was asked if he was opposing Colquitt's candidacy, but he declined to answer.

TRY TO WRECK ROAD.

News of Dynamite Plot in Canal Zone Heard at Capitol.

Washington, Dec. 2.—Efforts to wreck with dynamite a portion of the track of the Panama Railroad, and a large steam shovel were made on the night of November third last. This became known today through the offer of a reward for the arrest of persons implicated in the plots.

NO DECLARATION.

War With Nicaragua Believed to Be Remote Possibility.

Texas News Service Special. Washington, D. C., Dec. 2.—No declaration of war by the United States is anticipated as a result of the action of the state department yesterday in returning the pass-ports to Rodriguez, foreign representative to Zelaya.

Marines were today ordered to disembark on Nicaraguan soil to protect American interests.

The Steamship Prairie, carrying marines, was ordered today to start from Philadelphia for Nicaragua this afternoon. She was due to leave tomorrow. Estrada has virtually been recognized as controlling more than half of the country.

By Associated Press. Washington, D. C., Dec. 2.—Admiral Kimball left for Philadelphia today. He will sail from there on the Prairie.

OLD DENVER ENGINEER IS DEAD IN THIS CITY

J. S. Clark, who stood at the throttle of the first engine to come over the Fort Worth and Denver, is dead, having succumbed to paralysis at his home in this city yesterday afternoon.

He was sixty-four years of age and was one of the oldest railroad engineers in the state, having seen many years of active service.

The remains have been forwarded to Bellevue for interment.

A widow and four children survive.

TELEPHONE METER.

Long-Desired Innovation Has Been Invented in Chicago.

Chicago, Ill., Dec. 1.—Chicagoans will soon have their telephonic talk measured.

For two years the commission created by the telephone franchise has been hunting for an accurate and effective meter, and it announced to the council last night that it had been successful. In addition, the commission has ordered the company to install a "meter."

In the report of the engineers the following comments on the meter are suggested:

"Such a meter would be suitable for us to replace the service of the present nickel or toll-box type given by the Chicago Telephone Company. It is a question of policy where these meters should be placed on business phones.

"Such a meter could be installed on any telephone line without interfering with the subscriber's use of the telephone, except for the time required for him to register, and would give him at his station an accurate, visible record of the total number of calls made by him and for which he has to pay.

MELVIN OLEY KILLED.

Notorious Outlaw Meets Death in Duel With Officers.

Texas News Service Special. Tulsa, Okla., Dec. 1.—Melvin C. Oley, a notorious outlaw, was killed and Deputy Marshals Gooch and Tom Baxley were seriously wounded in a pitched battle between Oley and the officers late last night at Feller, an oil town fourteen miles south of here.

It is alleged that Oley opened fire on Town Marshal Hignett as the men passed in the street, having vowed he would avenge the death of his brother, Homer Oley, by Hignett, two months ago.

Hignett and Gooch returned the fire and after a number of shots had been exchanged, Oley fell dead.

Baxley, a bystander, was wounded by a stray bullet. Hignett was uninjured. Gooch and Baxley were brought to the hospital here this morning, and both may be fatally wounded.

FATAL AUTO ACCIDENT.

Machine Hits Pile of Paving Blocks and is Demolished.

Texas News Service Special. Tulsa, Okla., Dec. 2.—Dr. W. B. Russell, a young physician, was fatally injured and Virgil Jenkins and O. C. Fordyce were seriously hurt this morning when an automobile in which they were speeding, struck a stack of paving blocks. The machine, which was being driven by Russell, rebounded sixty feet and was demolished.

MANY INDICTMENTS.

Two Hundred and Twenty-Four True Bills in Ellis.

Texas News Service Special. Waxahachie, Tex., Dec. 2.—The county grand jury today reported two hundred and twenty-four indictments, forty-three of which were felonies. Special reference is made to the unusual volume of cases of crime in this county, principally gaming and violations of the local option law.

MOB AT DULUTH.

Police Cared Out to Stop Stoning of Non-Union Men.

By Associated Press. Duluth, Minn., Dec. 2.—A mob is stoning the non-union switching crews, and the police have been called upon.

What Do You Think About Xmas.

It is time to be looking around to see what we have.

NOW ONE WORD.

If it is nice JEWELRY, CUT GLASS, PICARDS, CHINA, SILVERWARE, CLOCKS, or anything carried by a FIRST-CLASS JEWELER, I have it, but if cheap goods is what you are looking for, I have not got it. I buy in New York and Chicago and can give you more for your money. Try me. My reputation and guarantee goes with all my goods. Remember it is

A. S. Fonville
THE JEWELER

With the Christmas Tide

We Present You At Just Half Price

Our Very Beautiful and Wonderfully Dainty VAL LACES

The Sale Will Only Last For One Day

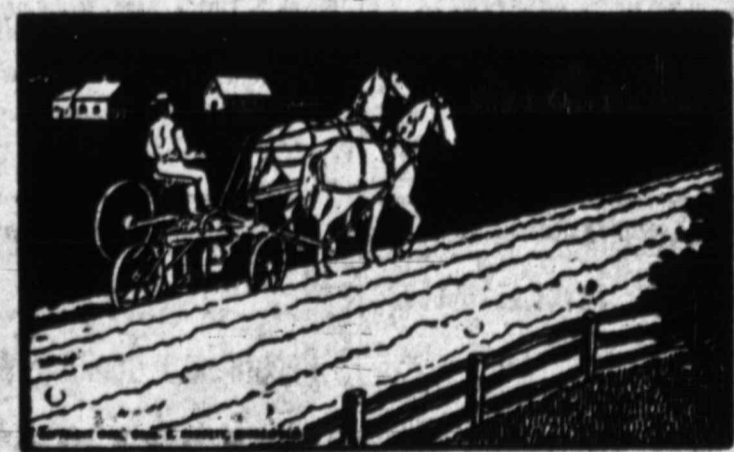
Monday, November 29th

Remember We Will Sell Val Lace at Just Half Price MONDAY

Nutt, Stevens & Hardeman

Phone 198

The Store With a Reputation to Sustain



When Fall Plowing is Done

Don't do the same as you did last fall and let that expensive plow stand at the end of the last furrow turned. And don't drag it into the barn yard and let it stand there in the winter's storms. Get it under cover. A good shed will cost less than the damage done to the machinery, tools and vehicles left exposed to the elements. Rust and rot will put any machine out of business faster than legitimate use will.

We have just the material needed for sheds, and it is very inexpensive, too.

Don't put it off. See us about quality and cost the next time you're in town.

MOORE & RICHOLT, Lumber and Building Material

PROFESSIONAL ADS

ATTORNEYS. Robert E. Huff, Attorney at Law. Prompt attention to all civil business. Office rear of First National Bank.

Huff, Barwise & Bullington, ATTORNEYS AT LAW. Rooms 13 and 15, City National Bank Block. Wichita Falls, Texas.

T. P. GREENWOOD, ATTORNEY-AT-LAW. County Attorney Wichita County and Notary Public. Office Over Farmers' Bank and Trust Company.

A. A. HUGHES, ATTORNEY AT LAW. Rooms over W. B. McClurkan's Dry Goods Store. Wichita Falls, Texas.

L. H. Mathis, W. F. Weeks. Mathis & Weeks, ATTORNEYS-AT-LAW. Office: Rooms 3 and 4, First National Bank Annex. Wichita Falls, Texas.

M. T. Montgomery, A. H. Britain. Montgomery & Britain, ATTORNEYS-AT-LAW. Office Over Farmers Bank & Trust Co. Wichita Falls, Texas.

S. M. FOSTER, ATTORNEY-AT-LAW. Civil and Criminal Practice. Notary Public. Abstracts Examined. City National Bank Building. Phone 512.

GEO. A. SMOOT, ATTORNEY AT LAW. Room 1, City National Bank Building. Wichita Falls, Texas.

T. R. (DAN) BOONE, ATTORNEY AT LAW. Rooms 2 and 4 over the City National Bank Building.

DR. BOGER, DENTIST. Office in Kemp & Lasker Building. Hours from 8 a. m. to 12 m. and from 1 p. m. to 5 p. m.

DR. W. H. FELDER, DENTIST. Southwest Corner 7th street and Ohio Avenue. Wichita Falls, Texas.

Dr. H. A. Waller, DENTIST. Dental rooms over First National Bank Building—Phone 49.

DR. J. S. NELSON, DENTIST. Rooms—1-3 Moore-Bateman Building. PHONES: Office 547, Residence 423.

CHAS. S. HALE, M. D. Practice Limited to Diseases of EYE, EAR, NOSE AND THROAT. Office Hours—9 to 11 a. m.; 1:30 to 5:30 p. m. Room 18, Over E. S. Morris & Co's Drug Store. 710 Indiana Avenue.

Dr. F. E. Rushing, Practice Limited to Diseases of STOMACH AND INTESTINES. Flatiron Building. Fort Worth, Tex.

Guarantee Abstract & Title Co. (Successor to Abstract of Title Co.) T. T. Felder, W. F. Turner, M. L. Britton. We will appreciate your abstract work. Deeds and Contracts written. Notary in Office. Corner 7th and Indiana. Telephone No. 681.

PHYSICIANS AND SURGEONS. G. R. YANTIS, M. D. City National Bank Building. Women, Children, Obstetrics and General Practice. Hours—9-11 3-5 Telephone 610 Wichita Falls, Texas.

W. W. SWARTS, M. D. PHYSICIAN and SURGEON. Office: Room 1 First National Bank annex, Seventh street. Telephone—office 557, residence 568. Wichita Falls, Texas.

S. H. Burnside, Wade H. Walker, DRS. BURNSIDE & WALKER, Surgery and General Practice. Phones: Dr. Burnside's Residence.....No. 113, Dr. Walker's Residence.....No. 267, Office Phone.....No. 113. Office Hours—7 a. m. to 7 p. m. Office on Seventh street, next door to Wichita Falls Sanitarium.

DR. M. H. MOORE, PHYSICIAN AND SURGEON. Rooms 4 and 5 Over Nutt, Stevens & Hardeman's Dry Goods Store. Phone: Office, No. 547; Res. No. 339. Wichita Falls, Texas.

Drs. Miller, Smith & Walker, Offices—Rooms 7, 8, 9 and 10. Postoffice Building.

DR. J. C. A. GUEST, PHYSICIAN AND SURGEON. Residence.....No. 214, Office.....No. 289. Office over E. S. Morris & Co.'s Drug Store, 710 Indiana avenue.

DR. L. MACKECHNEY, PHYSICIAN AND SURGEON. Rooms 2 and 3 in Vreeland Building. Office Phone.....No. 323, Residence Phone.....No. 483.

DR. A. L. LANE, PHYSICIAN AND SURGEON. Office over Nutt, Stevens and Hardeman's Dry Goods Store. Rooms 4 and 5. Office phone 547. Residence phone 487.

DR. L. COONS, PHYSICIAN AND SURGEON. Office—718 Ohio Ave. Phone, Residence, No. 11. Office, 137.

ARCHITECTS. Boller & Von der Lippe, ARCHITECTS. Moore-Bateman Building. Room 9. Phone 316.

JONES & ORLOPP, Architect and Superintendents. 708 SEVENTH STREET. First National Bank Building Annex. Room 9. Phone 316.

ACCOUNTING. A. E. MYLES, ACCOUNTANT. Room 7 Postoffice Building. Phone: Office 543; Residence, 519.

Ed. B. Gorsline, Real Estate and Auctioneer. Property Bought, Sold and Exchange. Office room with Moore & Stone, corner 7th and Indiana Avenue. Office Phone 63 Residence Phone 162.

People Are Cooking With NATURAL GAS FOR 4c PER DAY When Properly Equipped Cheap--Cool--Convenient GAS OFFICE 612 Ohio Ave. Phone 271.

REPUBLICANS GET READY TO FIGHT

EITHER ATWELL OR OGDEN WILL PROBABLY HEAD PARTY IN COMING CAMPAIGN.

GETTING DOWN TO WORK

Understood They Will Make Early Start in This Campaign and Put Up Hard Fight.

Dallas, Tex., Nov. 29.—Silent heretofore in the Texas gubernatorial contest, which has aroused great interest among the democrats, the republicans in authority today announced that they will now take up the campaign.

Those most prominently mentioned for the gubernatorial candidacy are John N. Simpson, who was the nominee last year; C. W. Ogden; Cecil A. Lyon and W. H. Atwell. These four men practically control the republicans and they will oppose state-wide prohibition as they did in the last campaign.

It is expected that Simpson will decline because of his former candidacy and that Lyon prefers not to run, narrowing the contest down to Atwell and Ogden, although a "dark horse" may be nominated at the last moment.

MAY RECOGNIZE ESTRADA AS NICARAGUAN RULER

Washington, D. C., Nov. 29.—The Texas News Service Correspondent was informed at the state department today that recognition of Estrada's administration in Nicaragua would likely be announced at any moment and that the United States is determined as to this step.

The state department says it has no confirmation of President Zelaya's resignation or flight, or of the report that Estrada has taken Mangua.

It is announced that American troops are mobilized to move on Mangua at a moment's notice, but the order will not be given unless necessary.

A cablegram from Vice Counsel Caldera today says the insurgents now control both coasts.

Washington, D. C., Nov. 29.—The United States Consul at Mangua has been threatened by Zelaya and he has been granted permission to occupy the legation premises, as being more secure.

It is rumored that upon the assembling of the Nicaraguan congress on the first of December that Zelaya will retire and possibly attempt to escape from the country by the Pacific Coast. Anarchy, it is said, may ensue.

Advices say Cannon and Grace were executed on November 12th, and news reached the department on the 17th.

Washington, D. C., Nov. 29.—State Department advices from Nicaragua today state that Cannon and Grace were captured after a battle while they were lost on the banks of the San Juan river, and that the captain of the ship called to them, promising not to harm them.

BOY ROBBER IS CAPTURED.

Two Youths Were Trying to Rob St. Louis Bank. St. Louis, Mo., Nov. 29.—Tom Gallagher, thirteen years of age, was captured after a wagon load of policemen surrounded the Lafayette Bank here early today.

The youth confessed that he, with another boy, had planned to rob the bank. The other boy who was acting as a lookout, fled when the patrol wagon appeared.

ARRESTED IN PARIS.

Two Men and Women Posing as American Millionaires. Paris, Nov. 29.—Two men and a woman, who posed here as American millionaires, and who are alleged to compose a gang of international swindlers were arrested today, charged with extensive stealing and defrauding of jewelers.

Jewels valued at fifteen thousand dollars were found at their house. The men gave the names of Francke, New York, and Jacob Hymen, Philadelphia.

Meet Here Next Year. Wichita Falls gets the 1910 meeting of the North Texas conference of the M. E. Church, South, according to a telegram received by Mayor Noble this morning from Moderator Roach of the conference.

Rev. W. T. Morrow, who attended the conference from this city, bore invitations from the city council, the Chamber of Commerce and other organizations of the city, for the meeting and the telegram shows that it was accepted. The conference will bring several hundred ministers and laymen to this city and will give an impetus to the work of the church in this city.

OVER AN INCH OF RAIN NEAR WICHITA LATELY

From Monday's Daily. Wichita Falls and surrounding country within a radius of one hundred miles has gone wet by a large majority within the past two days, and a generous rainfall has been visiting this section beginning Saturday night.

About an inch and a quarter of rain had fallen up to noon today. At 7 o'clock this morning the precipitation was exactly one inch and showers since that time have increased that amount.

The Fort Worth and Denver reports rain from Childress down to Fort Worth, and the Valley reports rain at all points along the line. All points on the Northwestern and the Southern were heavily visited and the rain extended for some distance eastward on the Katy.

Three Inches of Rain.

From Tuesday's Daily. One of the most thorough and beneficial rains Wichita Falls has ever experienced has been that of the past three days. Three inches of rain have fallen since Saturday night and of this amount, two inches have fallen since yesterday morning.

The rain seems to have been very general and reports from points all around this city on all the railroads indicate that North and Northwest Texas and Southern Oklahoma were liberally visited.

Very little wind accompanied the rain and the water was thus allowed to soak in thoroughly. The result has been very muddy streets in the city, but in the country the value of the showers to next year's wheat crop is incalculable. What cotton there was still unpicker in the fields was mostly ruined but the sum total of this is insignificant compared with the benefit to the 1910 wheat crop.

Some ugly washouts at points in the city are to be noted this morning, but there seems to be no damage that cannot be quickly repaired. Downtown the need of a storm sewer was very evident last night, as the gutters were overflowing the sidewalks at many points. Unsettled weather is the prediction for tonight. The sun came out several times during the morning and fairer weather seems to be in prospect.

Washouts of minor severity are reported on several of the railroads, but the amount of damage done in the entire rain visited-territory will probably be very small.

The Wichita River is on a miniature tear this morning, being a diminutive but rushing torrent, and the lake also shows the signs of the heavy precipitation. East Lake presents its old-time appearance this morning, there being water there to the depth of three or four feet in some places.

Up to 7 o'clock yesterday morning one inch of rain had fallen and this was increased to three inches yesterday and last night. About an inch and a quarter of rain is believed to have fallen from 6 o'clock last evening until this morning.

ONE TRAGEDY FOLLOWS ANOTHER AT HOUSTON

Houston, Tex., Nov. 27.—Paul and Lee Dunham are dead and Ed Weber is under arrest, charged with murder today, as a sequel to the recent shooting and wounding of Sam Weber, it was alleged, by one of the Dunham brothers.

Weber confronted the two Dunham's at 10 o'clock this morning in a road out side of the Houston limits. Both men were shot and killed instantly.

Sam Weber is in a precarious condition. When shot, his jaw was torn away. Ed Weber, it is understood, vowed to avenge his brother's injury.

All the men are prominent farmers. The first shooting affray followed an altercation over property lines.

Patrick Still Fights.

New York, Nov. 29.—Albert T. Patrick, whose sentence of death for the murder of William Rice was commuted to life imprisonment, appeared today before the appellate division of the supreme court of Brooklyn to argue that within the law he has already suffered death and has thus paid his debt to the state in full and should be freed. The failure of the warden to elect to execute in compliance with the first order of the court, argues Patrick, constitutes an act of non-feasance.

WILSON COUNTY WET.

Antis Carry County By Over Two Hundred Majority. Floresville, Tex., Nov. 27.—The feature of yesterday's local option election in Wilson county, which gave the antis a majority of two hundred and thirty-three votes, was the restoration of saloons in Floresville. The town was voted dry last September, but gave the wets a majority of seven yesterday.

Going Home For the Holidays?

Low rates to the Old States. Ask your ticket agent for tickets via



Some Cotton Belt facts to bear in mind when planning your trip: Tickets on sale Dec. 13, 19, 20, 1909. Limit for return, January 16, 1910. Through chair cars and sleeper to Memphis and St. Louis. No changes of cars after leaving Fort Worth.

For detailed information, address GUS HOOVER, JOHN F. LEHANE, T. P. A., Fort Worth. G. F. and P. A., Tyler.

NOTICE IN PROBATE.

THE STATE OF TEXAS, To the Sheriff or any Constable of Wichita County—GREETING:

You are Hereby Comanded, That you summon, by making publication of this Citation in some newspaper published in the County of Wichita, for four weeks previous to the return day hereof, Alma L. Martin, George E. Martin, Jr., Blanche Rockwell and Dale Martin, to answer an application filed by Noros H. Martin in the County Court of Wichita County, on the 1st day of November, 1909, to probate the Last Will and Testament of George E. Martin, deceased, which will be heard by said Court on the 6th day of December, 1909, at the Court House of said County, in Wichita Falls, at which time all persons interested in said estate may appear and contest said application if they see proper.

Herein Fall Not, but have you before said Court on the said first day of the next term thereof, this writ with your return thereon, showing how you have executed the same.

Witness my hand and official seal, at Wichita Falls, Texas, this 1st day of November, 1909.

W. A. REID, Clerk County Court, Wichita County, Texas. w 47-4t

THE STATE OF TEXAS.

To all persons interested in the estate of Lena Schmidt, et al, Minors.

G. W. Fligo, Guardian of the estate of said Lena Schmidt, et al, Minors, has filed in the County Court of Wichita County, his Final Account of the condition of said estate, together with an application to be discharged as Guardian thereof, which will be heard by our said Court on the first Monday in December, A. D. 1909, same being the 6th day of December A. D. 1909, at the Court House of said Wichita County, in the city of Wichita Falls, Texas, at which time and place all persons interested in said estate are required to appear and contest said Final Account and Application, if they see proper. Witness W. A. Reid, Clerk of the

County Court of Wichita County. Given under my hand and the seal of said Court, at my office in Wichita Falls, on this the 6th day of October, A. D. 1909.

W. A. REID, Clerk, County Court of Wichita County, Texas.

By CARL YEAGER, Deputy.

ADMITS HIS GUILT.

Texas is Arrested For Murder in California.

Sherman, Tex., Nov. 29.—Chief of Police Henry De Spain today received a message from the chief of police of Sacramento, California, that Gus Sardin, arrested there recently charged with murdering Mrs. John Winkleman of Fayetteville, Ark., last August, now admits his guilt. It is alleged that Sardin received ten thousand dollars after the murder was committed.

De Spain was commissioned last night as agent for the State of Arkansas by the governor to return Sardin on requisition.

The hunt for Sardin extended over the entire country.

Do You Want to Trade One or more horses for a piano or organ? If so, write or call and see us. HARRISON-EVERTON MUSIC CO., Vreeland Building, Wichita Falls, Tex. —W-50-tfc

Ed. B. Gorsline AUCTIONEER

Wichita Falls, Texas. Thoroughly posted on horses and cattle and all breeds of stock, with ears of experience in the auction business, and will handle your sale right from start to finish. It always pays you to employ the auctioneer who is successful in his business and a good judge of stock. Satisfaction Guaranteed. Terms, Reasonable. Write or telephone me for dates before Advertising.

Remember U. S.

WHEN IN NEED OF Farm Implements, Buggies, Wagons, Plows, Heavy and Shelf Hardware

We have ordered three full cars of John Deere and Rock Island Implements for our trade; also a car of Luedinghaus wagons.

We have on hand a full and complete line of Jno. Deere and Rock Island Implements and Jos. W. Moon Buggies.

Come in and be convinced that we have an up-to-date Hardware and Implement House.

Avis-Rountree & Co.

711 Indiana Ave. Wichita Falls, Texas

Xmas Goods

Just Received New Line of Goods Suitable for Xmas Trade

Leather Upholstered Rockers in Golden Oak and Bird's Eye Maple.
Leather Upholstered Rockers in Reed Goods.
Fancy Chairs in Golden Oak, Bird's Eye Maple and Reed Goods.
Shaving Stands and Costumers in Oak and Early English.
Complete line of Office Chairs and Desks.
Shirt Waist and Skirt Boxes (6 different styles)
Largest line of Art Squares, Portier and Lace Curtains in Northwest Texas.

Don't Fail to Drop In and Look Us Over.

W. A. Freear

617-619 Ohio Avenue. Wichita Falls, Texas

CONSTIPATION. Its Cause and How to Cure It.

Eat too much.
Stomach feels bloated,
All out of sorts,
Don't feel like work to-day. Guess
I've another case of biliousness.
"Take anything?"
"Yes; some pills, but no results; suppose I'm getting ironclad. Sometimes I double the dose, then they physic me so hard I'm too weak to work. Think I'll have to try something new."
"Ever try Prickly Ash Bitters?"
"No; I've heard a good deal about it, but never tried it."
"Well, you'll be pleased with the results."
The purgative action of Prickly Ash Bitters not only removes hard impactions, gas and impurities, but it strengthens the muscular action of the bowels which causes them to move regularly.
Prickly Ash Bitters is a bowel tonic and regulator in the truest sense. It promotes daily evacuations, establishes healthy movements and is the best known remedy for disordered digestion, flatulence and a constipated habit.

Get the genuine with the figure "3" in red on front label.

Sold by druggists. Price \$1.00.

MATER-WALKER DRUG CO

Quality Druggists 702 Indiana ave.

ALABAMA RETURNS TO ANTI COLUMN

PROHIBITION AMENDMENT DEFEATED BY TWENTY-THREE THOUSAND MAJORITY.

IS LANDSLIDE AGAINST

Election Unattended By Any Serious Disorders—The Result Causes Surprise.

Birmingham, Ala., Nov. 30.—It is believed that belated returns today have failed to make any material change in the result of yesterday's election which was won by the anti-amendmentists by a majority of twenty-three thousand.

Out of the sixty-seven counties in the state, only six gave majorities for the amendment and their combined pluralities will total less than a thousand votes.

The election was attended by practically no trouble and passed over very peaceably. Women and children surrounded the polls in all of the larger cities praying and singing, while the anti's were on hand with brass bands for their share of the noise.

The election's result voices the disapproval of the people of the very stringent and radical prohibition bill. With the exception of the Kansas enactments, this law is probably the most rigorous prohibition ever passed.

ORDER OF THE CUFF.

Almost Forgotten Organization May Be Revived in London.

London.—About the end of the far-away '70s there was a comic song which had a great vogue, in which the singer announced, after the fashion of the day, with much emphasis and repetition, that he was Captain Cuff. It was at the beginning of that decade that the great white shirt cuff, as we know it now, came into vogue, for before that time the cuff had been softer and not so stiff and starched. It was supposed to be a sign of great dandyism, like the tall collar, and caused much innocent amusement to those who saw in it only a symbol of superfluous cleanliness, a thing which in certain grades of society and among a peculiar brand of the music hall comedian has always been a legitimate subject for wit.

The original meaning of cuff appears to be a covering for the hand, which like a mitten, left the fingers free, and, in fact, it used to be a synonym for what we now know as a mitten. Then the word was transferred to the loose end of the coat sleeve, which covered the base of the hand, and could be turned back to leave the wrist free, and thus it assumed the meaning which we now ascribe to it.

The term was easy to apply to the shirt sleeve, which also fell over the hand and could be turned back when it was in the way. In fact so entirely has the shirt sleeve usurped the word cuff that unless it is particularly stated to be a coat cuff the expression is always considered to refer to the shirt only.

The original form of the shirt cuff was, of course the simple band fastened at the wrist, to which the dandies attached those beautiful lace ruffles which held sway for so many years, and which formed so elegant, if unpractical, a finish to the sleeve. To Puritan times we owe the plain white shirt cuff, which was turned back over the cuff of the coat, and was just as easily soiled, and nothing like so splendid as the lace cuff or ruffle.

It is, therefore, not surprising that the lace ruffle held its own for many years, and was the noly alternative to the plain linen band which found so great favor in the days of the Georges among all but the veriest butterflyes of fashion. But the Puritan cuff was not done for, and it came in again after the French Revolution, though it only began to be properly starched in the earlier years of the late Queen's reign. But the cuff declined when the athletic period of the '60s and the '70s came in, and it was not until the '70s that the modern cuff in all its glory was invented. It soon became a necessary portion of the wardrobe, and the idea of a man wearing a colored cuff or colored shirt, except while engaged in some game, was unthinkable.

For many years the broad cuff shared with the high collar and the single eye-glass the reputation of being the outward sign of vacuous youth, known in some quarters as a 'mug.'

Mr. Chamberlain may be said to have smashed the eyeglasses in this respect, and there are barristers who are given to screwing their eyeglasses in their eyes with an extra ferocity just before pumeling an unhappy witness to pulp under the hammer of their cross-examination.

The real reign of the cuff ended with the Victorian era and since the Edwardian age began the cuff has not often been colored, or little better

PIANOS-ORGANS ON EASY PAYMENTS

HARRISON-EVERTON MUSIC COMPANY

THE NEW MUSIC HOUSE

VREELAND BUILDING

WICHITA FALLS TEX.



Harrison-Everton Music Company

Vreeland Bldg. Wichita Falls

JOSEPH A. KEMP, President P. P. LANGFORD, Cashier.
A. NEWBY, Vice President. W. L. ROBERTSON, Asst. Cashier.

City National Bank

CAPITAL \$150,000.00
Surplus and Undivided Profits 115,000.00

We offer to the business public the services of a reliable and conservative banking institution, that is at all times prepared to grant any favor consistent with sound banking. Call and see us.

WICHITA FALLS, TEXAS

3.25

By Mail Only
1 Year

AGENTS Wanted EVERYWHERE
During BARGAIN DAYS
December 1-15
(This Period Only)
You can subscribe, renew or extend your subscription to

FORT WORTH STAR-TELEGRAM

and get this big modern Daily and Sunday newspaper—Associated Press news, special wires for state and markets; ALL the news ALL the time, from EVERYWHERE, 12 to 24 hours ahead of any other newspaper for

\$3.25

A Year—DAILY and SUNDAY—By Mail

Send in your subscription before Dec. 15. After this date the regular price—75 cents per month—will strictly prevail.

AGENTS Wanted EVERYWHERE

J. H. MARTIN, Special Agent, 704 Ohio Avenue WICHITA FALLS, TEXAS

Hot and Cold Baths
Polite Attention. Competent Workmen
Prompt Service.

Williams' Barber Shop

BEN WILLIAMS, Proprietor.

THE LEADING SIX CHAIR SHOP IN THE CITY
Seventh Street. Wichita Falls, Texas

McCConnell Bros.

FURNITURE

We buy, rent, sell and exchange everything in house furnishings.

Old Furniture Made New. Repairing a Specialty

Phone 723 814 Indiana Ave.

DON'T WAIT For Another Cold Snap To Buy Your Gas Heater But Come Get It Now

Those Detroit Jewels are Jewels indeed. The swellest line of heaters ever shown in this section of the country.

Noble Gas Appliance Co.

REV. MORROW REMAINS WITH WICHITA CHURCH

From Tuesday's Daily.
Rev. W. T. Morrow will remain as pastor of the M. E. Church, South, of this city for another year, much to the gratification of his many friends here. He returned from the meeting of the North Texas Conference of the church at Paris this morning, he being re-assigned to the pastorate in this city. Other assignments for this, the Bowie district, were as follows:

Archer City mission, E. L. Harris; Aveler City and Bell, H. H. Liles; Bellevue station, S. M. Black; Blue Grove circuit, T. S. Warren; Bowie station, R. C. Hicks; Bowie mission, R. L. Patterson, supply; Bonita circuit, J. C. Gibbons; Byers station, W. A. Thomas; Crafton circuit, W. F. Davis; Dundee mission, J. W. Griffin, supply; Electra mission, E. H. Caburn; Henrietta station, L. P. Smith; Henrietta mission, J. A. Parr, supply; Holiday mission, W. A. Johnson; Iowa Park, C. P. Martin; Montague and Dye Mound, M. R. T. Davis; Nocona station, T. N. Weaks; Nocona circuit, J. P. Humphrey; Post Oak circuit, J. F. Ellis, supply; Sunset circuit, C. N. Smith.

SENTENCE IS STAYED FOR LABOR OFFICIALS

Washington, D. C., Nov. 28.—The Court of Appeals of the District of Columbia today granted the petition of Gompers, Mitchell and Morrison, of the American Federation of Labor, in the contempt cases against them, for a stay of execution of the mandate of the court sending them to jail.

JOINT SESSION PLANNED.

Meeting of Farmers and Business Men to be Held Soon.
From Tuesday's Daily.
J. L. McConkey, special agent of the United States Department of Agriculture, is in receipt of a letter from his superior officer, J. D. Quicksall, state agent, asking Mr. McConkey to call a meeting of farmers and business people for Tuesday night, at which time the meeting will be addressed by Mr. Quicksall and Wm. Ganzer.

Mr. McConkey will arrange for the meeting and do all in his power to secure a large and enthusiastic meeting. A similar meeting will also be held at Iowa Park on Wednesday the 8th, at 2 p. m.

The meeting here will be called for Tuesday, December 7th at 2 p. m., due notice of which will be given through the Times by Mr. McConkey.

Newspaper With Copyright Suit.
Washington, D. C., Nov. 29.—The supreme court today in the case of Isaac Saliga against the Chicago Inter-Ocean based on the paper's alleged violation of the copyright law, decided favorably to the newspaper.

Dentistry.
My hobby—'cleanliness.' Dr. G. R. Houston, phone 656, Vreeland building.

PERSONAL MENTION

From Thursday's Daily.
 Master John Carky of Elk City, was a visitor in the city today.
 Mrs. W. V. Keith left this afternoon for Stamford to visit her husband.
 Judge Felder left this afternoon for Mangum, to look after legal business.
 W. T. Parker left this afternoon for Bowie to look after business interests.
 Mr. and Mrs. Chas. Hill left this afternoon on a prospecting tour through Oklahoma.
 Dr. J. M. Bell, a prominent citizen from Iowa Park, was transacting business here today.
 Mr. and Mrs. R. E. Moore of Burk Burnett, were among the local visitors in the city today.
 Mrs. Eugene Thrasher of Granbury is in the city the guest of her sister, Mrs. S. T. Scalling.
 Mrs. E. W. Shaw returned this afternoon from an extended visit with relatives at Sulphur Springs.
 Misses Susie and Adeline Gibson left this afternoon for Corsicana, at which place they will visit relatives.
 F. M. Kell is erecting a neat, six-room cottage in Floral Heights, which he will occupy when completed.
 Mrs. J. V. King of Archer City, who has been visiting her sister, Mrs. W. H. Davis, returned home this afternoon.
 J. C. Tandy, president of the Wichita State Bank, left for Archer City this afternoon to look after business interests.
 John C. Skeen, secretary-treasurer of the Western Bank Supply Co., of Oklahoma City, is in the city visiting relatives.
 Miss Nina Robertson of Iowa Park, who has been visiting her sister, Miss Fay, for the past week, returned home this afternoon.
 Mrs. James Magee of Iowa Park who has been visiting her daughter, Mrs. W. R. Stone, of this city, returned to her home this afternoon.
 V. C. Branch and W. A. Clark left this afternoon for Frederick, Okla., at which place they will engage in the gents' furnishing business.
 Rev. J. W. Morgan of Iowa Park, was in the city today, en route to the Lake Creek neighborhood, where he will deliver a prohibition lecture tonight.
 Mrs. R. W. Riddels and her little daughter, Miram, and her mother, Mrs. A. A. Morehead, who have been making their home in this city for several years, left this afternoon for Burk Burnett to join Mr. Riddels in their new home, he having engaged in the dry goods business there recently.

BROKE ALL RECORDS.

Sec. Wilson is Oldest Cabinet Member in Point of Service.
 Washington, D. C., Nov. 30.—Secretary Wilson, the head of the department of agriculture, yesterday broke all records for length of service in the cabinet. Until Monday the record for length of service as cabinet minister was held by Albert Gallatin of Penn-

Dr. J. W. Du Val

General Medicine and Surgery,
 —including—
EYE, EAR, NOSE and THROAT.
 First National Bank Building
 Wichita Falls, Tex.



TIME IS ON HAND FOR THE DELICIOUS HOT SODA

that this store serves. New line of flavors for the holidays. Come in and refresh yourself when you are fatigued from shopping.

QUITE A LUNCH

is a cup of hot broth (clam, beef, or tomato) with the crackers we serve. CHOCOLATE, hot, with a topping of frothy cream, is another dainty. Every taste suited.

Mater-Walker DRUG COMPANY

sylvania, who was secretary of the treasury in President Jefferson's first administration and who served in that office for twelve years, eight months and twenty days. Secretary Wilson was appointed by President McKinley on March 4, 1897, and, having served continuously ever since, today surpassed the record of Albert Gallatin.

The department of agriculture is a comparatively new branch of the government service and Mr. Wilson is but the third man to hold the position of secretary of that department. His predecessors, Jerry Rusk and Sterling Morton, were both good men, but it required a builder and organizer like Wilson to carry along the work of the department to the point where the application of science and organized methods to farming could produce great benefit to the tiller of the soil.

Mr. Wilson is now 74 years of age, but he does not look it. He is more than six feet tall, is powerfully built, has a pair of keen gray eyes that follow closely every word of every narrative that comes to him while he is sitting in authority at his desk in the department. He yields little to the dictates of fashion in the matter of dress, confining himself to the garb of sober tints, but his immaculate linen, set off with a dark tie, suggests the man who is as unfailingly regular in his habits of dress as in everything else that concerns him.

The secretary, on his way to the long service record has figured in public life before he came into his present office. He spent three terms in congress and gained a knowledge of official routine; then he went back to Iowa to become a professor at the Iowa Agricultural College. Then it was that the peculiarly appropriate combination struck President McKinley. Here was a man who was a farmer, who knew the practical side, but who also, by reason of his life as a pedagogue, was familiar with the scientific phases of farming and who, having served the nation in congress, understood lawmaking and administrative work. It was this exceptional fitness which caused him to be appointed for the position of secretary of agriculture.

POSTED.

My farm lying on Gilbert creek, two miles south of Burk Burnett, is posted according to law, and hunters are warned to keep off. I positively will not give permits to anyone to hunt on my premises.
 E. REXFORD,
 1444t

INSURGENTS GET NEW ARMS—U. S. INACTIVE

Washington, D. C., Dec. 1.—Decisive action regarding the Nicaraguan situation is expected soon to be announced by the state department.

The department maintains its neutral position, but the secretary is inclined toward recognizing Estrada.

If the propositions to effect arbitration through Mexico or King Edward are defeated, the department will certainly bring pressure to bear on Zelaya and indemnity for the death of the two Americans or abdication by Zelaya, will follow.

Bluefields, Dec. 1.—The Norwegian steamer Stavengenin arrived here today from New York with arms and ammunition for the insurgents. It is now announced that General Estrada will immediately assume the aggressive and the impression is that the situation will soon end, despite Zelaya's claims to the contrary.

Paris, France, Dec. 1.—The foreign office cabled the French consuls at Nicaragua today, instructing them to furnish information regarding the reports of ill treatment of French citizens in Nicaragua. Upon the nature of the replies depends the action of the government.

CITATION BY PUBLICATION.
 The State of Texas,
 To the Sheriff or any Constable of Wichita County, Greeting:

You are hereby commanded to Summon Austin Gilliam by making publication of this Citation once each week for four consecutive weeks previous to the return day hereof, in some newspaper published in your county, if there be a newspaper published therein, but if not, then in any newspaper published in the 30th Judicial District; but if there be no newspaper published in said Judicial District, then in a newspaper published in the nearest District to said 30th Judicial District, to appear at the next regular term of the Justice's Court of Precinct No. 1, Wichita County, to be holden at Justice's office in said Wichita County, on the 27th day of December A. D. 1909, then and there to answer a petition filed in said Court on the 8th day of November A. D. 1909 in a suit numbered on the docket of said Court No. 3467, wherein E. W. Sachse is Plaintiff, and Austin Gilliam is Defendant, and said petition alleging suit upon an account for the sum of \$30. Also for cost of suit.

Herein Fall Not, but have before said Court, at its aforesaid next regular term, this writ with your return thereon, showing how you have executed the same.

Witness my hand this 1st day of December, 1909.

W. E. BROTHERS,
 Justice of the Peace, Precinct No. 1,
 Wichita County, Texas.

Given under my official signature, at office in Wichita Falls, Texas, this 1st day of December, A. D. 1909.

W. E. BROTHERS,
 Justice of the Peace, Precinct No. 1,
 Wichita County, Texas. 52-4tc

RAILROAD CHANGES.

Many Developments Expected as Result of the Combine.

St. Louis, Mo., Dec. 2.—A widespread shifting of railroad officials and the removal of the headquarters of the Chicago and Eastern Illinois from Chicago to St. Louis, will result from the Rock Island-Frisco deal.

President Miller of the former road will have a position with the Rock Island. An official announcement is expected soon joining the St. Louis, Brownsville and Mexico to the Frisco system.

Clothes of Quality



Dressed in one of our handsome suits a man will be his own letter of recommendation. For wisdom will tell you that while good clothes do not make the man or break him, they give him a lift along the lane of life. You see many well dressed men on the streets nowadays, and a large percentage of them are wearing our Clothes of Quality.

Suit Prices Range \$10.00 to \$40.00

Let quality influence you and not the price, so we ask you to come to see what the price will buy here in the way of quality.

Correct Dress for Men and Women **KAHN'S** Corner 8th Street & Indiana Avenue

Union Store. Open 7 a. m. to 6 p. m. Saturday's 10 p. m.

AUTOMOBILE ACCIDENT.

Four Injured Last Night in Smashup at Amarillo.

Texas News Service Special.
 Amarillo, Tex., Nov. 27.—Geo. Burnett of Amarillo, an architect, sustained serious internal injuries and three other occupants of the automobile, owned by J. M. Petty of this city, were slightly hurt late last night when the machine turned turtle in a ditch near Vega.

Petty, who was driving the car, attempted to pass a wagon that did not divide the road as the driver was asleep.

J. J. Petty and I. D. Cole, both of Denver, and the owner, J. M. Petty, were slightly injured.

Plot to Blow Up Policemen.

Fort Worth, Tex., Nov. 29.—A plot to kill one of the three desk sergeants at police headquarters was foiled today, when acting Day Sergeant James Woods discovered a stick of dynamite with a cap attached to the back of the sergeant's desk.

Efforts by Police Commissioner Geo. Mulkey to learn who placed the bomb have failed.

The explosive was placed on the window sill, where a slight movement

of the desk would have thrown it on the floor.

The charge of dynamite was sufficient to wreck the city hall.

The lives of Sergeants Charles Newby and Geo. Almorás were endangered.

\$250,000 TO HIS WIFE.

Spokane Widower Will Give Big Sum To Right Woman.

Spokane, Wash., Dec. 1.—Deeds for a half interest in city and country property, appraised at \$250,000, will be presented on her wedding day to the woman selected as a wife by William B. Niedermeyer, a wealthy widower, with offices at 528 Rookery building, Spokane. He was born in Newark, N. J., January 21, 1851, moved to Nebraska in 1869 and came to Spokane in 1897. He wears a full beard and boasts that his face has never felt the edge of a razor.

Niedermeyer believes in advertising and he is using that means to find a life-partner. Regarding the qualifications of the bride-to-be he says among other things:

"The woman I marry must be a member of the Catholic church and a good Christian; aged not to exceed 35 years. She ought to have at least as

much money as I possess, though the financial standing of the applicant does not mean as much to me as the term might suggest. Perhaps I will choose a woman who hasn't a change of clothing, or I may get one who has \$250,000 or a good portion of it.

"I have four children, but they are well cared for, and they have nothing to say as to what I shall do. I run my own business. I gave them each an equal amount of my property before I left Nebraska, and I have made what I own today since coming to Spokane, 11 years ago.

"I expect to start on a tour of the world early next spring, and, as I have plenty of money, it will be much more pleasant to have good company. I am pretty hard to please for an old fellow, but a dashing widow stands as much chance as a young woman with real blonde hair and pink cheeks, even though she has not a penny to her name."

Niedermeyer said he expects to be deluged with letters from all parts of the United States and Canada; "but," he added, "I shall give every application the attention it deserves, and if the satisfactory woman appears the result probably will be matrimony."

Subscribe for the Weekly Times

ROASTING COFFEES

When we began roasting our own coffees the first of the present year, we were so anxious to know if we were right, without prejudice, that we did not advertise the fact. Since that time our coffee business has trebled in volume. Hence, we know we are right. It has always been our aim to please "in the cup." You don't drink advertising or fancy labels.

608-610 Ohio Avenue.

O. W. BEAN & SON

GROCCERS AND COFFEE ROASTERS

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