

DID FRED MAGILL MURDER HIS WIFE?

Prosecution Claims He Strangled Her After Giving Her Chloroform.

WOMAN BOUGHT STRYCHNINE.

State's Attorney Admits Fact but Says It Was to Poison Cats With.

Deseret, Ill., Oct. 11.—Asst. State's Atty. Mitchell of DeWitt county opened the actual trial of Fred and Fay Magill this morning, when he began outlining the case to the jury. He spoke briefly. According to his opening statement, the prosecution will endeavor to prove that Fred Magill murdered his wife, Mrs. Pet Gandy Magill, by strangling her after he had given her chloroform, and that his present wife, Mrs. Fay Graham Magill, was an accessory before the fact. The state will also seek to show that the Pet Magill letters were forgeries, and will place particular emphasis on what is known as the "seventh" and "eighth" letters. The seventh was the one in which Magill was urged to marry Fay Graham, and the eighth was the last brought to light, purporting to have been an acknowledgment by Pet Magill to her parents that she was in love with another man than her husband. Judge Cochran has ordered the witnesses for the defense to be in hand Monday morning at 9 o'clock.

Mr. Mitchell, in his opening statement, made much of the fact that Magill failed to call neighbors on discovering the body of his wife, and that a doctor living 10 blocks away was first summoned. The prosecution alleged Magill had practiced a series of deceptions on the public to keep the facts of his wife's death secret.

Prosecutor Mitchell admitted Pet Magill had bought chloroform and strychnine, but he declared they were for killing cats. He asserted Magill took advantage of the presence of chloroform to murder his wife, "Magill," said he, "was constantly with Fay Graham from the time of his wife's death until the time of the funeral. Relatives had to remonstrate against their scandalous conduct."

The state alleges that Fred Magill feared everything and everybody for days after the tragedy.

"He repeatedly said he feared he would be tried for murder,"

The state made a point of Pet Magill's near-sightedness and the glasses found in her husband's bedroom. Pet Magill could not, it was asserted by the prosecutor, have found poison and mixed it without glasses.

Judge G. Kinahan of Clinton started the Magill case for the defense. He admitted there had been close relations between Fay Graham and the Magills. This was at the earnest request of Pet Magill, the defense contending it was owing to the unfriendly feeling between Magill's relatives that Pet Magill was driven to suicide. Also it was these unfriendly relations that forced Pet Magill to mix an inmate of Fay Graham, for Pet had to go outside the Magill family to get her friends.

that she had asked Magill as to where his wife retired on the day that she must have kept busy writing letters from then until she had killed herself. Magill's response was that some of the letters were written a long time before his wife had killed herself. Maud Taylor of Chicago, described a visit paid her last July by Fay Graham, now Mrs. Fred Magill. The young woman talked freely of the Clinton affair and said whether Pet Magill had lived or died made no difference, because Fred had determined to get a divorce in order to marry her, Miss Nettie Carey, who went to the Magill house after the death of Mrs. Pet Magill, to remain after the funeral, testified that she and Fay Graham slept together and that Fred Magill occupied a bed on the floor in the same room.

She heard him say that he had been watching Pet Magill for some time to prevent her committing suicide.

Dr. Meyers, the principal witness for the state, admitted on cross-examination, that he treated Mrs. Pet Magill for heart disease, and that a person with a weak heart would succumb to chloroform with less struggle than a healthy person. He was familiar with Pet Magill's handwriting and believed that the note pinned to her gown was genuine and was the letter that Fred Magill had shown. The principal difference between her handwriting and that of Fred Magill was uniformity in the formation of letters.

Mrs. Magill's penmanship was rather masculine in its general appearance.

A Certain Cure for Croup—Used for Ten Years without a Failure.

Mr. W. C. Bott, a Star City, Ind., hardware merchant, is enthusiastic in his praise of Chamberlain's Cough Remedy. His children have all been subject to croup and he has used this remedy for the past ten years, and though they have all feared the croup, his wife and he always felt safe upon retiring when a bottle of Chamberlain's Cough Remedy was in the house. His oldest child was subject to severe attacks of croup, but this remedy never failed to effect a speedy cure. He has recommended it to friends and neighbors and all who have used it say that it is unequalled for croup and whooping cough. For sale by all druggists.

FEDERAL CONTROL UNCONSTITUTIONAL

So Holds the National Association of Railway Commissioners.

REPORT ON RATE MAKING.

Rate Reductions Have All Been Brought About by Affirmative Action of State Authorities.

Washington, Oct. 11.—When the annual convention of the National Association of Railway Commissioners convened today for its final session, the special committee on safety appliances recommended congressional legislation to compel railroads, both steam and electric, to protect their tracks by an automatic signal system and urged the several state legislatures to enact laws along this line.

Charles P. Staples, commissioner of Minnesota, presented the report on "Rates and Rate Making."

The report said: "The cases are rare where a railroad of any importance is not an interstate road. This may be argued as a reason for entire federal control, something we believe to be impossible without amending the Constitution. This we do not believe the states will concede until it is demonstrated

that it is more practical than experience has yet shown it to be.

"There have been many rate reductions in different states, followed by reductions on interstate traffic, and, as far as we know, these have all been brought about by the affirmative action of the state authorities. So far as we are advised, we know of no general reduction due to any action of the federal authorities. We believe the best interests of the people would not be served by placing the entire responsibility for rate control in the federal government. We believe there should be a much closer relationship between the federal and state authorities than seems to exist at present; that in many matters a state commission should act as agent for the interstate commerce commission, to the advantage of both."

A Quick and Safe Remedy for Bowel Complaints.

Twenty years ago Mr. Geo. W. Brock discovered that Chamberlain's Colic, Cholera and Diarrhoea Remedy was a quick and safe cure for bowel complaints. "During all of these years," he says, "I have used it and recommended it many times and the results have never yet disappointed me." Mr. Brock is publisher of the Aberdeen, Md., Enterprise. For sale by all druggists.

HEAVY FINE FOR BREACH OF HARBOR REGULATIONS

San Francisco, Oct. 11.—Capt. George Simpson of the British steamer Garibaldi, was obliged by Customs Collector Stratton to pay an additional fine of \$100 for failing to furnish the customs house with a list of liquor brought into this harbor by the Garibaldi. This fine was added to the fine of \$2,100 and running dues of \$2,100 imposed on the Garibaldi on the preceding day for a breach of the harbor regulations.

MRS. AMBROSE HOOKER DYING.

Helena, Mont., Oct. 11.—Mrs. Ambrose E. Hooker, the aged widow of Gen. Hooker, cousin of "Fighting Joe" Hooker, lies gravely ill at St. Peter's hospital in this city, where she

60 Years

It's thoroughly believed in our remedies. We want you to believe in them, too. Suppose you let your doctor decide.

Sixty years of experience with Ayer's Cherry Pectoral make us have great confidence in it for coughs, colds on the chest, bronchitis, hoarseness, weak throats, weak lungs. Ask your doctor to tell you his experience with it. If satisfactory, then you will certainly have every confidence in it. J. C. Ayer & Co., Lowell, Mass.

was removed a week ago, suffering from a complication of maladies resulting from old age. Mrs. Hooker came to Helena 15 years ago to attend to her litigation in which her husband had been involved at Fort Assiniboine. It is said that she failed in her suit and was compelled to make her own living with the diminished remnants of her fortune.

Her husband, Gen. Ambrose E. Hooker, was a Californian of prominence before the Civil war. During the stressful days of the civil war Mrs. Hooker was one of the leaders of Washington society, and was admittedly one of the most beautiful women of the war days at the capital.

The only true constipation cure now begins its soothing, healing action when it enters the mouth. Hollister's Rocky Mountain Tea restores the whole system to a healthy, normal condition. 25 cents. Tea or Tablets.

Z. C. M. I. Drug Dept. 112, 114 Main street.

RESCUED A BOY.

Asst. Secy. of State Bacon Saves Him From Drowning.

Boston, Oct. 11.—Asst. Secy. of State Robert L. Bacon figured in a heroic rescue in the Charles river today, when he jumped overboard from the Harvard launch Veritas and swam to the rescue of two boys who had capsized in a canoe, and succeeded in saving the life of one. The second boy was rescued by J. S. Reed, a student of Harvard, who followed Bacon into the water.

After swimming for nearly 75 yards,

Bacon reached the boy, who became unconscious. Grabbing him firmly, Bacon turned back toward the launch, which was moving slowly toward him, and the launch drew both on board. Then the launch slowed for the canoe and Reed and the other lad were picked up.

If taken patiently and persistently will relieve the most obstinate cases of indigestion, constipation, bad blood, bad liver no matter how long standing. That's what Hollister's Rocky Mountain Tea will do. 25 cents. Tea or Tablets.

Z. C. M. I. Drug Dept. 112, 114 Main street.

ARE YOU SHORT OF COAL?

We are getting a number of cars in every day, and can cheerfully agree some for you, but our stockholders will be supplied first. Hurry and become one of our consumers. Read Mining company, 222 Commercial club building. Bell Phone 1330—Ind. 716.

WALL PAPER BARGAINS

Sale Continued This Week.

All 25c to 50c papers going at 25c per double roll. Thousands of rolls on sale this week at 10c, 12 1/2c, and 15c per roll. Ingrain dark colors 25c per roll. All who saw our papers the past week were surprised at our endless varieties of patterns and great values. 2c per cent to 50c per cent discount on all specials. GEORGE W. EBERT & CO., 57 South Main Street.

KEITH-O'BRIEN & CO.

The way fall trade is opening establishes anew the pre-eminent position this store holds in the good graces of the buying public. From now until Christmas business will grow in volume. A great value-giving campaign has been planned for that period comprising strong and tempting inducements extending through every section.

Beautiful Suits and Other Attractive Features for Ladies.

The section in which are carried ladies' suits, skirts, wraps, furs etc. is entering upon what promises to be the most successful season in the history of the store. The extensive displays are the object of absorbing interest and enthusiastic approval. The types are charming and artistic and reflect the very highest expressions of fashion. Reasonable prices prevail. By reason of the broad assortments one can find at a satisfactory price the very garment desired.



TAILORED CLOTH SUITS—Blue, brown, black and green in broadcloth and novelty stripes and checks. All the popular length coats in 27 inch semi-fitted styles; 36 inch length and full 52 inch lengths. \$17.50 to \$75.00.

The trade concedes that this store is headquarters for demi-tailored costumes in chiffon broadcloth, fur and cloth combinations, broadcloth princess gowns and handsome evening wraps and carriage wraps.

LONG BROADCLOTH COATS—Semi-fitted and tight fitting styles in black navy and brown; handsomely tailored collar and cuffs of velvet, lined to the waists with skinner satin. Priced for Monday \$22.50

A Gorgeous Array of New Plaid Silks Beautiful Scotch and Block Check Effects with Rich Satin Stripes.

In all the desirable New Fall Colorings. The newest weaves and combinations. This will be a record breaking season for plaid waists, so make your selections while you can still get the cream of our splendid stock and at an unusual price reduction. 3 DAYS SALE, beginning Monday Morning, including values up to \$1.50 yd. Special

\$1.19

DRESS GOODS SALE

38 in all Wool Panama, 38 in all Wool Henrietta, 38 in all Wool Serges, 38 in all Wool Batiste, 38 in all Wool Albatross, For Gymnasium suits Dressy Dresses and School wear. Splendid Color lines including Brown, Blues, Greens, Reds, Rose Pink, Sky, Nile, Cream Blacks and etc. The biggest assortment at the lowest prices we have ever made on similar goods. Choice per yard

59c

Not Too Early To Make Christmas Articles.

Cushion tops—Large assortment of new designs in lithograph. Regular 35 cents for 25c

Roman stripe tapestry cushion covers, reduced from 35c to 25c. Battenberg Doilies, hand made, round and square, 7x7 and 9x9, regular 35c and 40c for 20c.

Cushion covers to embroidery-tinted conventional and violet designs, 50c and 75c, values for 35c.

Birch wood collar, cuffs, glove and handkerchief boxes—half price.

Indian Sweet Grass Baskets—regular 35c for 10c.

Pyrographic wood—white bass wood 3 ply panels, 10c, 3 for 25c.

Photo frames—20 cent value for 15c.

Pipe racks—75c ones for 65c.

Collar boxes stamped with grapes, cherries and poppies—50 cents for 35c.

Fleece Lined Waists

Made with plaited front and back; shows a yoke effect in front; piped with gray; fastens in front. Black and white check only.

Special price \$1.05

Wool Batiste Waist

Has a narrow side plaited back; front has yoke effect of narrow side plaits, stitched in graduating lengths; large plain front; collar and cuffs edged with fine knife plaited ruffles; Navy, Brown, Red and White. Special price \$5.50.

Wool Challie Waist

With plaited back; the front is made of small graduating tucks forming a V shaped yoke; comes in Navy, Red, Brown, Tan and Cream.

Special \$3.95

Black Silk Waists.

Care has been taken in selecting a fine assortment of black silk waists. This week we offer many different styles in tailored and lace trimmed effects; also embroidered and braided styles, \$4.95, \$6.75 and \$9.75.

Jewelry Sale Out of the Ordinary.

The prices are only a part of what the goods are really worth—indeed we do not recall such low selling prices. Fourteen karat gold plaited on sterling silver and set with stones means that the articles will wear for years. They are guaranteed for fine. Early selection is advised.

Collar Pins 14 kt. Gold plate on sterling silver set with 7 Brilliants 25c.

Collar Pins 14 kt. Gold plate on sterling silver set with 9 Brilliants 35c.

Collar Pins 14 kt. Gold Plate on sterling silver set with 11 Brilliants 50c.

Veil Pins 14 kt. Gold plate on sterling silver set with 17 Brilliants 75c.

Veil Pins 14 kt. Gold plate on sterling silver set with 17 Pearls \$1.00.

Collar Pins 14kt. Gold plate on sterling silver set with 11 Pearls 75c.

Collar Pins 14 kt. Gold plate on sterling silver set with 9 Pearls 50c.

Collar Pins 14 kt. Gold plate on sterling silver set with 7 Pearls 35c.

Beauty Pins, collar pins, cuff pins, warranted fine gold filled.

2 pins on a card 25c

3 pins on a card 35c

Fine Gold filled Bracelets \$1.95

Sterling Silver Bracelets \$1.25

Pearl Collar Supporters all sizes 2 on a card per card 25c

Read necklaces full line at 25c

Read necklaces full line at 35c

Pearl Necklaces full line at 50c

Hat Pins mounted with small and medium sized crystals values up to 75c for 25c

Hat Pins in the newest designs and colorings, Values up to \$1.25 for 50c

An old lot of jewelry, such as Beads Necklaces, Brooches, Fancy Belts, Belt Buckles, Mounded Combs and long Chains, half price.

An Engraving Special

100 Cards with your full name in Script and Plate. Regular \$1.50 Special \$1.00.

The Stationery Event of the Year

Our 35c box papers for 25c

Our 50c box papers for 35c

Our 75c box paper for 50c

A line of Hurlbut's 20c and 25c tablets for 15c

A \$1.50 box of Stationery, a fancy box containing 11-2 quires of paper and envelopes to match. Your initial embossed free, worth \$2.50 special \$1.

Monday will be the last day of the Redfern and Warner's Corset demonstration.

Here are a few things necessary in the upbuilding of a large retail business: Reasonable prices, splendid service, a generous policy, the personnel of employees, meeting customers more than half way in settling complaints, values never misrepresented and every advertisement a statement of fact.

Twenty years ago a big cut in prices announced in a flaring ad with big black figures would bring crowds of people into any retail store. But the tendency of the early advertiser was to shove forward inferior goods. The unsophisticated public soon became wary. Then sensible merchants, foreseeing advantages to be derived from common-sense, reliable advertising, gradually educate the public to consider "quality" rather than "cheap price." At Keith-O'Briens "quality" is first consideration. "Style" is an important feature, too. Quality and style being established, the customer never objects to paying a reasonable figure for a reliable article. Announcement of a reduction in price makes the purchase the more attractive.

Through large purchasing advantages augmented by volume of trade our ability to sell merchandise on close margin is unmatched in this section of the country.

There is a distinctive style to our \$5.00 hats not found in other moderate priced millinery.

Boys' suits of the Keith-O'Brien kind are the best.

Beautiful line of trimmed hats at \$5.

All the new shapes in black, brown, navy and green.

Handsome showing of trimmed hats at \$6.75.

Special K. O. B. trimmed hat—\$10 value for \$7.50.