

Sweetwater Daily Reporter

MEMBER ASSOCIATED PRESS

VOLME III

SWEETWATER, TEXAS, TUESDAY, JANUARY 23, 1917.

NUMBER 758.

STATE RESTS IN THE SPANNELL CASE

Harry J. Spannell, on trial for his life in the Tom Green county district court, charged with the murder of his wife on July 20, 1916, closed his eyes as though to shut out the view of the stern court in which he is arraigned while tears coursed freely down his cheeks Monday morning as Dr. James R. Middlebrooke of Alpine testified as to the condition in which the body of Mrs. Spannell was found in the death car immediately following the shooting.

Face "Gore of Blood"

The witness described Mrs. Spannell's face as a "gore of blood" and said that although the set features seemed familiar, he having known the deceased for eight years, he was unable to recognize Mrs. Spannell until he had washed from her face the blood which ebbed from five wounds.

Spannell Visibly affected

It was the first time Spannell has been very visibly affected by testimony introduced by the state on the stand. But today as Dr. Middlebrooke recounted the things he saw that night in the death car, even to pointing out on himself the identical position of the wounds, Spannell with hands folded in his lap or gripped the arms of his chair swayed slightly to and fro, and that he was deeply touched could not be hidden beneath the complacent features which must have impressed each witness who has faced him.

Army Surgeon Takes Stand

Dr. Middlebrooke was not cross examined by counsel for the defense, but question after question was propounded by both sides to Dr. Albert J. Hoskins, United States army surgeon, when he came on the stand and told where he had found wounds on the body of Col. M. C. Butler.

Blood Stained Blouse in Evidence

Was Butler's death instantaneous, was he rendered unconscious and totally disabled by the bullet which pierced the right side of his head and penetrated the right shoulder? These were some of the queries. During the course of the morning session the bloody blouse of Col. Butler and his service hat, with a bullet hole in the right side were brought into court, after the defense had first entered and later withdrew an objection.

Senior Spannell Attends Revival

Joseph Spannell of Hazelton, Pa. father of Harry Spannell, was also in attendance at the revival meeting Sunday afternoon making many new acquaintances after the sermon was over. The elderly man has been an interested spectator at the trial of his son every day since the case was taken up.

Col. John R. Holland in Court Room

Col. John R. Holland was in the court room only at intervals today Mrs. Butler, widow of the deceased army officer, was not present when the bloody blouse of her husband was exhibited, being a witness and therefore under the rule.

Dr. Middlebrooke's Evidence

Dr. James R. Middlebrooke of Alpine, a practicing physician for the past eleven years, was the first state's witness to take the stand this morning when court convened at 10 o'clock. He stated he had resided in Alpine for eight years, had known both Mrs. Spannell and Col. Butler, and was acquainted with Harry Spannell.

Got Word Someone had been Shot

On the night of the shooting,

the witness testified that he was in the Palace Pharmacy in the Lackey building, across the street from the Holland Hotel. A telephone message informed him that "some body has been shot at the Gillett corner." Dr. Middlebrooke first drove in his car to the Gillett establishment and then to the Gillett home. He was accompanied by Pope Henson and another party, he testified.

Saw Butler's Body on the Ground

When the witness arrived the death car was stopped in front of the Pittman home just north of the gate, with one wheel jammed into a wire fence. W. J. Yates and John Highsmith were the only men Middlebrooke said he remembered seeing at the machine at the time although others came up quickly. Butler's body was lying on the ground on the west side of the car, with his head turned from the machine.

Didn't Recognize Mrs. Spannell at First

The witness testified that at first sight he didn't recognize the dead woman due to the fact that the face was so bloody. After the head and face had been washed, Dr. Middlebrooke said he thought the features resembled Mrs. Spannell but the forehead was sunken and disfigured and he was not sure.

Death Car Takes Body Home

Judge Gillis asked if no one present recognized the woman's rings whereupon Lud Williams of the defense objected on the grounds that such testimony would be only hearsay. The query was withdrawn. The witness then said Mrs. Spannell's face was a "gore of blood" and that she was dead. The body was taken to the home of Col. John R. Holland in the car in which death had occurred and placed in a southeast room upstairs.

Objection of Defense Overruled

Dr. Middlebrooke said he soon went to the Holland residence and proceeded to wash "the body and bones." Judge Gillis asked the witness questions involving the testimony just given and Lud Williams objected to a repetition stating that such evidence was irrelevant and only tended to prejudice the rights of the defendant. Judge Gillis replied that it was necessary to show the condition of the wounds, and Judge Dubois overruled the objection. The witness then said that he proceeded to wash the blood from the "bones and the head," assisted by Clyde Weaver and John Highsmith.

Bullet Fell out Mrs. Spannell's Hair

Asked if a bullet was found anywhere in or about the body, the physician stated that one fell out of Mrs. Spannell's hair into a tub which was being used. It looked to be of .32 calibre.

Five Wounds Were Discovered

Dr. Middlebrooke testified that he discovered five openings in the head and one on the right thumb. The first wound found was visible outside the hair line just behind the right ear. One side of it was powder burned while the other was clean. The wound on the thumb was between the knuckles, and the inside of the thumb was darkened with powder.

Third Wound in Center of Head

The third wound found was almost the center of the back of the head in the "hair" just above the neck. The mastoid bone of the head composition had been shattered, the wound appearing to be

PEACE LEAK

By Associated Press:

New York, Jan. 23.—Sherman Whipple, new counsel in the leak inquiry, today began the New York end of the investigation by announcing that general investigation of stock exchange is not intended. He said he only expected to deal with events surrounding the "leak" on the President's peace note.

CORRECTION

Two weeks ago the Blackwell Times carried a news item from Decker of the marriage of Mr. Tom Cochran and Miss Ella Jockson. The article was signed a guest.

The Reporter copied the article and gave the Blackwell Times credit for it.

It seems now that it is an error as to the marriage and the Reporter takes this means of making the correction as to the statement published in regard to the same.

COTTON

The cotton market is about 20 points up today and midling was quoted at 16 1-2 cents on the local market.

UNANIMOUS FOR NEW SCHOOL

AUSTIN, JAN. 23, 1917

JUDGE R. A. EAGLAND: THE HOUSE COMMITTEE ON EDUCATION UNANIMOUSLY REPORTED THE BILL FOR THE WEST TEXAS A. & M. COLLEGE FAVORABLY THIS MORNING.

an entrance wound.

"Head Crushed like Egg Shell"

Dr. Middlebrooke testified that the entire head of the victim was "crushed like an egg shell," the bones being mashed and broken up.

One Wound in Left Side of Head

Dr. Middlebrooke said that another wound was found in the left side of the head a half inch outside the hair line, behind the left ear, but a little lower down than the wound behind the right ear. The witness asserted that both wounds were made by bullets entering the head.

Fifth Wound Exit

He testified that the fifth opening appeared to be an exit wound and was just above the right eye, within a half inch of the hair. The wound was at least one inch long and was zig-zagged, the missile having apparently ranged downward.

The sixth wound was in the top of the head in a line with the one over the right eye. It was a smooth cut wound, between 2 and 2 1-2 inches long, and was an exit wound.

The witness said he was familiar with fire arms and gun shot wounds and judged that those in Mrs. Spannell's head were inflicted with a .32 Calibre high power pistol.

Middlebrooke May be Recalled

Dr. Middlebrooke when excused promised to return to court should his presence be considered necessary by either the state or defense.

Army Officer's Evidence

Dr. Albert J. Hoskins was the first army officer to testify during the trial. He said he had been a surgeon in the service for 12 years eight years in charge of a smelter hospital in Mexico, where there were 20,000 miners and on an average of thirty-five accidents per day. For six months, dating from May 15, 1914 Hoskins said he was in charge of the municipal hospital

OFFICERS GET MORE SPEEDERS

By Associated Press:

The local officers are keeping a close watch on auto speeders and as a result filed a couple more complaints yesterday.

These cases are set for tomorrow afternoon, together with other cases already filed in the Recorder's court.

CENSUS COTTON REPORT MADE

By Associated Press:

Washington, Jan. 23.—Cotton picked prior to January sixteenth amounted to 11,147,118 running bales, census bureau announced today.

WHOLE FAMILY SICK

By Associated Press:

The entire family of Mr. and Mrs. Sam Edwards is reported sick. Mr. Edwards is just recovering from an attack of pneumonia and Mrs. Edwards and their three children are now sick and threatened with the same disease.

100 New 88 Score Hand Played

music rolls for player piano arrived today at Quast. 23-2d-1w

LATE NEWS OVER WIRE

By Associated Press:

New Dress For Women

Chicago, Jan. 23.—A leading department store of this city today announced the purchase of a large stock of overalls for women, which is expected to be generally worn this summer not only by shop workers, but by housekeepers generally. The garments are advertised as "Cooler than Skirts." The idea was borrowed from abroad where women munition workers wear trousers.

Mother Kills Children

Hobart, Okla., Jan. 22.—Word reached here today from Mountain View that Mrs. J. W. Worrell, 46, wife of a farmer, killed herself and three children yesterday by drinking poison mixed in cough syrup.

She took her children to a ravine on their farm, offered a prayer and then gave the children a drink of the mixture, after which she swallowed some herself.

Mrs. Worrell and her children, Marie, 13; Evelyn, 8, and Elvin, 10 died in less than an hour after a physician reached the scene. Mrs. Worrell attempted to induce two older sons to go with her, but they refused.

Elvin managed to get back to the farm house and tell his father what had occurred. He told him that Mrs. Worrell administered the poison which made them all ill. When Worrell reached the ravine one of the girls was dead. He asked his wife what she had done and she replied:

"Get away and turn us over to the undertaker."

"Bone Dry"

Little Rock, Jan. 22.—Just as the Arkansas senate completed voting favorably on a bill which would prohibit the shipment of liquor into Arkansas for any purpose save medicinal or the sacrament announcement was received from the house of representatives that a bill identical in wording and terms had been passed by the house. The senate probably will adopt the house bill, senate leaders announced.

FINE ADVERTISING

W. Y. Rockwell, one of the city's live, wide-awake real estate men, has had printed, in circular form, a unique advertisement of Sweetwater and Nolan county. It has a bird's eye view of the city and also contains the pictures of many of the farm homes in the county.

The advertisement is well gotten up and was printed by the Reporter Publishing Company.

While its primary use is to assist Mr. Rockwell in his business, it will never the less prove a splendid advertisement for Sweetwater and Nolan county.

FATHER OF 28 CHILDREN

Haskell, Jan. 22.—W. O. Sanders, living ten miles north of Haskell in the Gilliam Community holds a certificate from Gov. O. B. Colquitt as being the father of more children than any other man known to be living within the bounds of the state of Texas. Mr. Sanders is the father of twenty-eight children, fourteen are living. He has been married three times and is living with his third wife. He is a farmer and is sixty years of age and enjoys the best of health. He is a native born Texan and has been living in Haskell county about 10 years.

MAYOR YANTIS NOT CANDIDATE

Jan. 23rd., 1917

To My Friends of Sweetwater:

I am daily being asked if I will be a candidate for re-election to the office of Mayor of Sweetwater. And I take this method of informing them all, that I will, under no circumstances, be a candidate. I desire to thank my friends for their kind offers for support, but I feel that I cannot afford to hold the office, another term, even though the people of the city should be partial enough to me to re-elect me.

Very truly,
A. B. Yantis.

WAR NEWS FROM FRONT

By Associated Press:

Withdrawal

Washington, Jan. 23.—The withdrawal of General Pershing's outposts has been ordered by the war department, and, as soon as they are brought in, a general movement toward border is expected.

Wilson's Address

Paris, Jan. 23.—The Paris morning papers print in full President Wilson's address in full. The Parisian says "note of President Wilson's conceptions are of long before this year." The Matin says "There is a portion of human life upon which these principles must be impressed by force."

Many Hurt

London, Jan. 23.—Last Friday night's explosion killed sixty nine injured seventy two seriously and hurt 328 slightly.

London Pleased

London, Jan. 23.—The Manchester Guardian says Wilson address "Splendid policy nobly expressed." It adds Wilson simply comes forward to state in unmistakable terms the sort of peace he and his countrymen will approve and sustain.

BOY SCOUTS TO ORGANIZE

A large number of the boys in town met with Prof. Woodward in the City hall last Saturday night and discussed plans for taking up the work of the Boy Scout movement here.

After Mr. Woodward had explained the work in detail, it was decided to organize a camp here. The meeting adjourned until next Friday night at 8:30, when another meeting will be held in the City Hall and the organization entered into.

All of the younger boys of the town are invited to be on hand and take part in the organization.

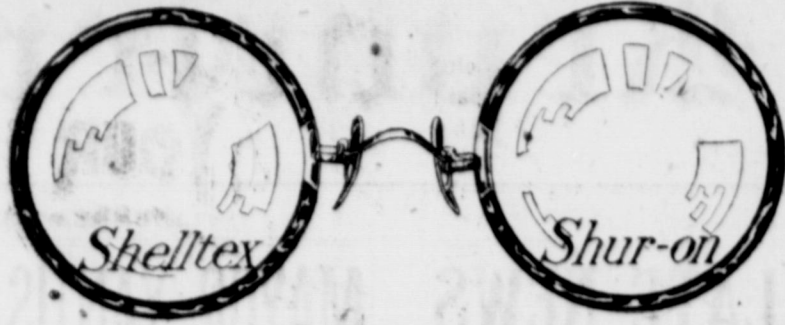
CHRISTIAN LADIES AID

Mrs. Ragland was hostess for the Ladies Aid Society of the Christian church Monday afternoon and was also the leader of the Bible lesson from the 11th chapter of Acts.

During the business session following the devotional hour, plans for the Aid work were discussed. The securing of a pastor being the most important topic in the mind of each member.

A lovely refreshment course was served after adjournment.

(Continued on page 4).



YOUR EYES MAY NEED GLASSES

And you will get just the kind that they need to give them good comfortable vision. When I examine your eyes and fit you with glasses you are assured of satisfaction everytime. I make a careful examination of each eye separately both for far vision and for near vision I use the trial lenses The Optimalmascope, The Retinascope, and the Phorometers for the muscle tests therefore I leave nothing undone in testing your eyes as they should be tested. It takes an expert to adjust lenses to your eyes if they are defective to relieve them of the unnecessary strain and bad sight. I claim to have those qualifications and am ready to demonstrate to you that you need not go away from home to have your glasses fitted properly to your eyes no matter how bad the defect is if lenses can do you any good I can fit them. I like the hardest cases the best, and especially the ones that the other fellow don't understand and cannot fit because of lack of proper Optical Education. Make your appointment before coming to have your eyes examined.

P. T. Quast

Optometrist Eye Sight Specialist.
Sweetwater, Texas.

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To Come to

The Sweetwater Dry Goods Co.

Look through our stock and see the prices, how low---on Suits, Dresses, Skirts, Cloaks and many other articles that would pay you to visit.

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HAVE YOUR DAINTY FURS DRY CLEANED

here and they'll be like a new set. They will be absolutely freed from all dust and dirt and come back to you with all their old life and lustre. We pay special attention to white furs. Send yours here and you'll be delighted with their snowy whiteness when we return them.

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Residence Phone 9021 Office Phone 660
Office up stairs Campbell Building.

SPECIAL NOTICE

Please note that the Sunday evening and Prayer meeting service at the First Presbyterian church is at 7:30 o'clock instead of 7:00 as heretofore.

Florida Sweet Pepper and fancy tomatoes at the vegetable house.—Allen Bros. Cash Grocers. 17-1f

Investigate The

10 & 20 PAY PRAETORIAN POLICIES

Before taking Life Insurance
C. N. McGAFFEY
District Manager Headquarters
Sweetwater, Texas

Buy your shoes at the Herndon shoe store and get the best.—The Selz. 9-1f

LOCAL AND PERSONAL

If its anything in Music Quast always has it. 23-2td-1tw

Have you seen those new spring bats at Mrs. Huey's 20-2t

J. T. Bryant of Stamford is in the city on business.

Work was resumed on the new court house this morning.

Walter Davis is still confined to his room with La Grippe.

W. H. Jobe and W. H. Gray are in Blackwell today on business.

M. H. Sanders of Decker is here today to see the Tax Collectors.

Mr. and Mrs. Jesse Nelson have a fine boy since Sunday morning.

Mrs. Leo Gardner is suffering from a relapse of the La Grippe.

200 copies of new sheet music arrived today at Quast Music Store. 23-2td-1w

Florida Strawberries, the finest on earth.—Allen Bros Cash Grocers. 17-1f

Fresh Coconuts, also fresh bulk coconut.—Allen Bros. Cash Grocers. 17-1f

Mrs. Tom Morris is reported as improving from an attack of La Grippe.

Treat yourself to a look at the show window at the Willis Art Gallery.

The Starr Meat Market delivers meat to any part of the city. Phone 17. 6-1f

See my window for popular sheet music on display for two days.—Quast 23-2td-1w

Get the best shoe, at the price and that will be the Selz.—Herndon Shoe Co. 9-1f

New Victor record for February will be here Friday the 26th. 23-2td-1tw

Real estate men in the city report business good and getting better each day.

C. N. McGaffey left last night for Hamlin and Stamford in the interest of the Praetorians.

S. C. Finley of the Star-Telegram is here today on business, in connection with that splendid paper.

Uncle Dick Oakley was in the city today and sent the Weekly Reporter to J. S. Cox at Dryden, Va.

The Moose Lodge entertained with a dance last night. The Moose orchestra furnished the music for the occasion.

E. Huckabee is home from Temple where he was called by the serious illness of his father whom he left much improved.

Mrs. Mewshaw and little daughter Miss Manora Mewshaw, spent Saturday and Sunday here guests of Mrs. J. E. Pitzer and Miss Pitzer.

Joe Boothe is home from several weeks visit to his old home in Gonzales. Mrs. Boothe will remain a few days longer before returning home.

Miss Edna Kelsey will entertain the San Souci club this evening. Mrs. Mary Musgrove Shelor of Salem, Va., an ex-member will be honor guest.

J. H. Naylor, a prominent citizen of the Trent community, is here on business and reports his part of the county in fine shape with everybody getting ready for the new crop.

Announcement Column

Rates \$7.50, Payable in Advance

The following have announced for City Offices in the approaching April Election:

FOR CHIEF OF POLICE.

J. H. BOND
W. H. GARDNER
CHAS. STARR
J. F. DICKSON
W. R. JOHNSON

FOR CITY SECRETARY.

W. H. BARTLETT.
J. L. ROSS

Miss Lyska Pitzer left yesterday for Abilene to spend the week guest of Mrs. Mewshaw, expression and folk dancing teacher, in the Abilene school.

L. C. McNatt, District Deputy Head Consul of the Modern Woodmen of Americans, is here from his home in Big Springs with a view of moving to this place.

Mrs. Revel has returned from Waco where she was called to her father's bedside, who was critically ill. He was very much better when she left and will recover.

N. L. Shelton was talking to a business man in Oklahoma City last night at six o'clock over long distance, and the latter informed him that the thermometer was below zero there.

BOB TAYLOR'S DREAM OF HEAVEN

What Heaven is I know not, but I long have dreamed of its purple hills and its fields of light blossoming with immortal beauty; of its brooks of laughter and its rivers of song and its palaces of eternal love. I long have dreamed that every bird which sings its life out here on earth may sing forever there in the tree of life, and every consecrated soul which suffers the pains of this world may rest among the flowers of Heaven and live and love forever. I long have dreamed of opal towers and burnished domes, but what care I for gates of pearl, or streets of gold, if I can but meet the loved ones who have loved and blessed me here on earth; see the glorified faces of father and mother and the little baby brother who died among the bursting buds of hope, and taking in my arms again my own darling baby who fell asleep ere her little tongue had learned to list "Our Father who are in Heaven!" What care I for crown of stars and harp of gold, if I can love and laugh and sing with my loved ones forever, in the smile of my Savior and my God!

GIRL MYSTERIOUSLY DISAPPEARS FROM HOME

Iva Maxwell, daughter of Mr. and Mrs. J. P. Maxwell, who live three miles north of Abilene, disappeared last Saturday about 7:30 and has not been seen by any one knowing her since. She was visiting at the home of Rev. Scott in North Park and left at that hour supposedly for home. After leaving the Scott home she disappeared as completely as if the earth had opened up and swallowed her.

The girl is only sixteen years of age, and appears younger, being only five feet and two inches high and weighing only about 105 lbs. She has light hair and blue eyes, and was wearing a blue coat suit when she disappeared.

Her parents can assign no reason for her leaving voluntarily, as she was of a very quiet disposition and had expressed no desire to leave home. They fear she has been foully dealt with, and are suffering intense agony pending news of her whereabouts.

Notices have been sent to surrounding counties, and Sheriff Dodson is making every effort to find some trace of the young lady.—Abilene Reporter.

The Idol of Millions MARY FULLER

In a great drama of Social Conditions and the pitfalls of the "Great White Way"

"Thrown to The Lions"

5 ACTS

Lyric Theatre Today

MATINEE AND NIGHT ADMISSION 5 AND 10C
SPECIAL MUSIC INCLUDING BAND CONCERT
THURSDAY NIGHT.

BEGINNING the New Year, we wish to thank you for your patronage and favors of the past, and promise to put forth every effort to please you during the new year.

We most earnestly wish you good health and prosperity for the year 1917.



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Tailoring Co.
Satisfaction Guaranteed
Phone 157

A. S. MAUZEY
Lawyer
Over Continental Bank.

GEO. T. WILSON
Lawyer,
Over Continental Bank.

For Service Car
RING PHONE 642
Car on street until 12 o'clock
J. E. JONES, PROPRIETOR
Residence Phone 393—
Sweetwater, Texas

LOOK!
Sole Sewed \$1.00
If You have Shoe Repair work or Want Made to Order boots or Shoes, See
Chesney Brothers
At Lyric Airdome

HOPE & SON
FOR ALL KINDS OF
WOOD
Phone 33
Oldest Wood Yard in Sweetwater

SWEETWATER LAUNDRY CO.
The Nicest Laundry in Texas
Satisfaction or your Money Back
Phone 42
Sweetwater Laundry Compy

If Your Merchandise

Travels

on our vehicles it will arrive at its destination in perfect condition. We have built our reputation upon speedy careful deliveries and moderate charges. We are equipped to store your goods in an efficient manner. Investigate us—ask about us



Sweetwater Transfer Co.
Phone 520

WITH THE COMING OF SUNSHINE

Your ills may be made to banish like the clouds after the snow. "MAN can ACHIEVE what MAN can CONCEIVE." Put irresistible confidence (I SHALL ACHIEVE) into your ardent desires and your aspirations will be accomplished. Grogan Wells has succeeded because we have conceived, properly, we believe, the restoration of the afflicted. Why go through the year 1917 carrying a burden? THROW IT OFF! Be free to develop the things you have tried to conceive. You say, you HAVE tried—so have 90 per cent of those who have come to us for our services. You know something of our successes,—our reputation. If we cannot make you a living example of the efficacy of our work, we promise you, we will not retain you as a patient; and then, just to fully prove ourselves consistent, if you are not fully satisfied after a week's TIME we will REFUND every cent you have paid for your treatment. The only danger in the whole thing is YOU MIGHT BE TEMPTED TO PUT THE MATTER OFF. Better phone 581 RIGHT NOW. Our Auto is at your service, at any time, FREE.

GROGAN WELLS & BOONE INSTITUTE OF MASSAGE

Our Specialty

Is repairing watches and doing
high-class engraving

The kind of engraving we do adds
to the value of the jewelry. Inferior
engraving always detracts.

J. P. MAJORS

JEWELER—ENGRAVER—OPTICIAN

ORIENT PAYS FINE

Austin, Texas, Jan. 23.—Attorney General Looney has received from the Kansas City, Mexico & Orient Railway company \$3,220 in settlement of judgement given the state for \$2,500, and interest as penalty against that road for failure to build its line through Sherwood, Irion county, when its line ran within three miles of Sherwood, which is the county seat of Irion county. Under the constitution of Texas, a railway must run through a county seat when built within three miles of such. This suit against the Orient General's Department on behalf of the State and went to the supreme court of the United States. This is the first time this question has ever been tested through the high courts of the country. Despite the fact that the judgement of the trial court against the railroad was

affirmed by all of the higher of the courts, and that the case was advanced and had the right of the way, four years were consumed in getting a final decision.

Mrs. S. H. Kelsey will be hostess for the Self Culture Club Thursday afternoon. Mrs. Shugart will lead the lesson on "The Operas." Papers on the different famous operas will be a part of the program.

Mr. Busby of the Busby community is trading in the city today. He reports the farmers busy plowing since the snow and that they find the soil in excellent condition though more moisture is needed.

Rev. J. R. Jones of Roswell, New Mexico, was guest of Elder and Mrs. Dies for the Fulghum-Dies wedding and will remain for a few days.

LARGE STOCK OF

Lumber, Lime, Cement, Brick, Paints, Varnishes, Stains, Wall Paper, Glass, Corrugated Iron, Wall Board and Composition Roofing.

Call and See Our Goods and Get Our Prices Before Buying.

HIGGINBOTHAM-HARRIS & CO

This Cold Weather

What better way to
pass the time than

A GOOD BOOK

Fiction Poetry History

HORN'S

Confectioner Stationer NewsDealer

CLASSIFIED ADS

SWEETWATER DAILY REPORTER

First insertion, per word.....1c
Second and subsequent insertions,
per word.....1/2c
No ad taken for less than 25 cents.

WE HAVE experienced men to do furniture repairing, crating and shipping goods, toves polished and set up. Satisfaction guaranteed. Terms reasonable.—Household Furniture Co. Phone 549.

MONEY TO LOAN

Money loaned on desirable improved residence property, also improved farms and ranches at prevailing interest rates.—W. Y. Rockwell, Campbell Bldg. Phone 136.

FOR SALE.—City property. Lots 11 and 12, block 38 original town. 23 and 24 block 80 Orient Add. and 16, 17 and 18 block 20, 5 and 8 block 9, 10 block 8 Min. Add. Write owner for quick selling price.—A. E. Lichty, 53 W. Jackson Bld. Chicago. 10-1mop

EVERYTHING.—In feed and groceries. Best molasses feed on the market; Alfalfa, Timothy and Clover, Chops, Bran, Mo-eggs, Cold Pressed Cake, etc. Sweetwater Seed and Grain Co.'s grocery department, Perry Bishop in charge, in Crane-Bradford building north Second street. Phone 51 12-tf.

FOR RENT.—A four room house, newly painted and papered electric lights, two blocks from square.—A. I. Berman. 15-tf

FOR SALE.—A two story hotel, 14 rooms, furnished, two cisterns, good lots and out houses, cheap.—W. A. Sellers Longworth, Texas. 46-9td

DON'T Buy until you try—Don't sell until you tell—New Second Hand Furniture Store. Phone 684.—M. T. Bowden, Mgr. 11td-w

FOR RENT.—My residence furnished. Has six rooms and all necessary outhouses in best part of town.—Mrs. S. W. Crutcher. Phone 77. 20-tf

FOR SALE.—We have some good work horses and mules for sale for cash—or will sell on time and take good notes.—Sweetwater Transfer Co., Sweetwater, Texas, Phone 520. 20-10td-1tw

WANTED.—Position as house keeper, by young lady. Address Miss Serene Hale, Blackwell, Texas. 20-3tdp

FOR RENT.—One furnished room for light house keeping. Phone No. 432. 22-6td

FOR RENT.—All or part of six room residence. Furnished or unfurnished. Phone 80. 23-1tp

WANTED.—Lady to assist in doing house work for few days. Phone 111. 23-3tdp

FOR RENT.—3 rooms, with private bath, for light house keeping for couple without children. Phone 669. 23-tf

FOR SALE.—One 6 room house 4 lots 50x140 each. Nice barn, good cistern. Located in Orient addition. Blocks 92 lot 9, 11, 12 at bargain address Sweetwater, R. A. Box 82. 23-12td-4td

If it is vegetables we have it.—Allen Bros. Cash Grocers. 17-tf

Quast sells the following musical instruments, Victrolas, Player Pianos, and other Pianos, Violins, Guitars, Mandolins, Banjos, Ukulele, French Harps, Jews Harps, Tambourine, Accordion, and all extras for all musical instruments Victor records and needles. 23-2td-1tw

Miss Evelyn Gass left Monday afternoon for San Marcos to fill the place made vacant by the illness of the German and Spanish teacher in the Baptist Academy of that City.

PRETTY HOME WEDDING

In West Sweetwater occurred the marriage of Miss Musetta Dies, the eldest daughter of Elder and Mrs. A. D. Dies, to Mr. W. W. Fulghum of Waco, Monday evening at 8:00 o'clock in the presence of about fifty close friends of the family. Rev. J. R. Jones came from far away Roswell, New Mexico in fulfillment of a promise made in little girlhood to perform the ceremony for Miss Dies, when she was married no matter where she lived.

The bridal party entered the library from the living room and halted just beneath the archway separating the two rooms where they were met by the officiating minister who read the solemn words which made them man and wife.

They were attended to the altar, by Miss Ruth King and Mr. Frank Fulghum.

Miss Dies has won a large circle of close friends by her amability and true womanly traits.

Mr. Fulghum is a young business man of sterling qualities who has transferred his business interests from Snyder to Waco, where they will make their home.

After the ceremony congratulations and good wishes were extended the happy couple and the beautiful wedding presents were admired.

Mr. and Mrs. Fulghum left on the Sunshine special for Waco to make their home and the good wishes of many friends follow them.

NEW BUSINESS

John McCracken has put on a float wagon and asks for a share of your business. Prompt and efficient service is his motto. Phone 436. 2t

DON'T.—Let your cattle suffer. Cracked cake at the Sweetwater Seed & Grain Co.'s warehouse. 19-tf.

PLANS TO GO WEST AND START ALL OVER

Brownwood, Jan. 22.—The oldest man in Brown county has paid his taxes, amounting to \$100.51. W. F. Brown, age 99, yesterday settled his indebtedness with the county and state, declaring when he did so that he was the first man in Brown county to pay his taxes and the last—up to that time. Mr. Brown said that he was contemplating selling his farm near Brownwood and moving out west, where he planned to grow up with the country.

Capt. R. F. Hunter of O'Brien moved a bunch of cattle, horses and mules down to the Carney ranch near Eskota last week, and came up and spent a day and night visiting in town on his return home.

Read it first in the Daily Reporter.

WHO DOES YOUR PLUMBING

AN IMPORTANT QUESTION

because it concerns the HEALTH of every member of your family. Can you afford to run the risk of employing inexperienced plumbers? Our Knowledge of the Business is a guarantee that work done by us will be installed in the best sanitary manner. Remember, our prices are not more than often asked for inferior work.

MONDAY & MURRAY

Sweetwater Theatre TO-NIGHT

Margaret Gibson and
William Clifford

in a spectacular dramatic production

'The Leopard's Bride'

Staged in 5 Parts

Sweetwater Theatre

Great American-World Famous Ostermoor



The Ostermoor Mattress is built not stuffed like hair. The filling is cotton of selected grade. Cotton mixed with brains and patented! Treated chemically, processed mechanically, and combed into light airy interlacing sheets of marvelous elasticity. These sheets, by the original Ostermoor method of building, are hand-laid, layer-wise, sheet upon sheet until the desired thickness be obtained, then deftly incorporated within the tick entirely by hand. Careful stitching and boxing of borders, minute accuracy in tufting, and perfection itself in all details of assemblage, construction and finish, completes the finest Mattress that brains, science and skill can produce, or money can buy.

J. I. PAYNE Undertaking & Furniture Co

McDavid's SHOE SALE

For the next thirty days we are going to reduce our stock of Men, Women and Children's high top shoes. Spring time will soon be here and we want to rid our stock of every pair of high top shoes and to do this we are going to make prices lower than has ever been made before

Don't Wait But Come Now

Women's Shoes

Black with White Tops, Tan with White Tops, Tan, Greys, White and Blacks

4.00, 4.50 & \$5.00 values	\$3.59
\$3.50 values	2.95
3.00 values	2.63
2.50 values	2.15
2.25 values	1.83

Misses' Shoes

\$3.00 values	\$2.63
2.50 values	2.15
2.25 values	1.83
2.00 values	1.63
1.75 values	1.49
1.50 values	1.29
1.35 values	1.15

Boys' Shoes

\$2.75 values	\$2.35
2.50 and 2.25 values	1.95
2.00 values	1.63
1.75 values	1.49
1.50 values	1.19

Men's Shoes

Tans and Blacks--For Wear They Can't Be Beat

\$5.00 dress shoes at	4.15
4.75 dress shoes at	3.85
4.50 dress shoes at	3.59
4.25 dress shoes at	3.45
4.00 dress shoes at	3.25
3.50 dress shoes at	3.10
3.00 dress shoes at	2.35

Men's Work Shoes

\$3.50 men's work shoes at	\$3.10
2.75 men's work shoes	2.39
2.50 men's work shoes at	2.19
2.35 men's work shoes at	2.10
2.00 men's work shoes	1.53

The above is going to take place in spite of the fact that all leather goods are advancing in price. But we need the room for spring lines, so

Now is Your Opportunity to Save Money On Shoes

McDavid's

"The House that Saves You Money"

Doings With Legislators

By Associated Press.

Primary Bill

Austin, Jan. 23.—Senator Dayton today introduced a preferential primary bill applying to city, county state and national elections. Its purpose is to avert possibility of second primaries.

New Bill

Austin, Jan. 23.—Concurrent resolution asking Washington authorities to return Texas troops from border was introduced by Senator Harley today and was referred to Senate Federal relations committee.

Paris, Jan. 23.—This morning's New A. & M. College

Austin, Jan. 22.—The hearing on the Agricultural and Mechanical college bill will be held by the committee on education here tomorrow. Some anticipate that it will be brief and perfunctory. The possibility is held out, however, that enemies of the proposed West Texas Agricultural and Mechanical college will make a strong fight against the passage of the bill and will make an effort to substitute a bill which will provide for a junior agricultural and mechanical college in five separate sections of the state.

Hodge Determined

Thomas F. Hodge of the West Texas Agricultural and Mechanical college association is determined that the bill as presented by the West Texas legislators and as demanded by the Democratic platform be passed in its entirety. They will accept no compromise.

Coal Bill

Austin, Jan. 22.—Governor Ferguson today sent a special message to the Legislature recommending the enactment of a law prohibiting railroads from confiscating coal, the purpose being to prevent a repetition of the practice in which the Texas & Pacific and Kansas City, Mexico & Orient railroads indulged recently at points along their lines on account of the short age of coal.

Utility Commission

Austin, Jan. 23.—Senator Lattimore today introduced a bill providing for public utilities commission of five members to have jurisdiction over gas, electric light, telephone, telegraph and other public service corporations. It provides a six thousand dollar salary for each member.

Amend Constitution

Austin, Jan. 23.—A resolution to amend the Constitution and give the Governor salary of ten thousand dollars, instead of four thousand was introduced today by Senators Johnson and Wall.

GOOD DAY WITH TAX COLLECTORS

Monday was a good day with the tax collectors considering the weather. Collector Howell received over \$2,500 for state and county taxes and issued 24 poll tax receipts, bringing that list up to 937.

City Secretary Bartlett helped seventeen more men to qualify as city voters in the approaching election by issuing 17 poll tax receipts. A. Hefner being the last man to pay yesterday. His city poll tax receipt numbered 179.

George Willis was the first man to pay this morning and therefore Mr. Bartlett stamped his receipt No. 180.

JUDGE SETS CASE

Judge W. W. Beall is home from Eastland where he went Monday to try a number of cases in the District court in which Judge Bartlett is disqualified.

Judge Beall set all cases which he is to try there for February the

STATE RESTS IN SPANELL CASE

(Continued from page 1)

Butler would have had no control of his right arm.

Blouse Has Bullet Hole in It

The witness said the officer's blouse had a bullet hole in the right shoulder and later in his testimony brought it into court, after the defense had withdrawn its objection. The army service hat that Butler wore was also displayed in court. It was powder blackened.

Describes Another Wound

Another wound, according to the surgeon, was just below the bony prominence of the back of the head near the base of the skull and still another of a line to the left. It was an entrance wound, Hoskins testified. Butler also had a wound one inch above the right eye, even with the eye brow. It was an exit wound. There was a bullet lodged beneath the skin just above and on the other extremity of the right eye. The bullet was of .32 calibre.

Did Not Probe for Bullets

On cross-examination, Dr. Hoskins said he did not probe for the bullet in Butler's right shoulder and said he did not know its course as it might have been deflected. It was his opinion, however, that the missile severed the sub-clavicle artery and probably entered the lungs. Butler suffered from a hemorrhage after he had been shot down and the surgeon contended that death would have been caused by bleeding to death even though only one shot had taken effect.

Objections by state Overruled

The state objected to testimony tending to show the functions of the various vital organs of the body, including the brain and heart, but Judge Dubois overruled it. The witness was also asked whether or not the angle at which the bullet entered the right shoulder would not depend upon the position of the head. He replied in the affirmative.

'45' at Close Range Will Knock Man Down

Hoskins said the shock of a bullet taking effect was oftentimes not visible for several seconds or minutes he having known cases where soldiers were shot in battle and did not collapse for fifteen minutes. A .45 fired at close range would knock a man down, stated Hoskins, provided it struck a vital organ. The way the bullet had ranged after entering Butler's shoulder would make a difference in its effect, it was stated.

Butler's Apparel Not Disarranged

Questioned again by Judge Gillis, Hoskins maintained that in his judgment the bullet which entered Butler's shoulder either cut an artery or penetrated the lungs. In answer to queries propounded by Judge L. A. Dale, the witness said the dead officer's clothing was not disarranged when the body was found in the car.

Mrs. J. C. Bird's Testimony

Mrs. J. C. Bird, of Alpine, was the last witness for the State. She testified that she heard shots and left her home to see what was the matter; that after gaining the porch she heard a woman cry out in agonized tones: "Oh, don't oh, don't." Mrs. Bird then stated that she saw a man leaving the murder car and that after he had walked a few steps from the car he returned and began firing again.

State Closes

At 2:35 o'clock this afternoon the State rested and the attorneys for the prosecution entered into a conference relative as to who would be the first witness they could place on the stand.

Spanell Trial Costs at Least \$200 Each Day

The trial of Harry J. Spanell is costing the state and the county of Brewster between \$200 and \$250 a day, according to rough estimates made by attorneys connect-

Have your Tires Rebuilt by Us and SAVE MONEY

Rebuilt tires that will average 3000 miles of service and will give as good satisfaction as new tires manufactured by us at about

One Half The Cost

OF NEW TIRES. LOOK AT THESE PRICES

30x3..... \$ 6.00	36x4..... \$12.00
30x3½..... 7.50	34x4½..... 13.50
32x3½..... 8.00	35x4½..... 15.00
31x4..... 9.00	36x4½..... 16.00
32x4..... 9.50	37x4½..... 17.00
33x4..... 10.00	37x5..... 20.00
34x4..... 11.00	

We do not mean the double treaded tire but a tire rebuilt of absolutely new material by an experienced factory tire builder. All work guaranteed. We do steam vulcanizing and tire and tube repairing of all kinds.

We also carry a complete stock of the famous Federal tires and Norwalk tubes.

Come and see us and be convinced. Prompt attention given to mail orders.

Sweetwater Vulcanizing COMPANY

Phone 397

S. E. Cor. Square

ed with the case.

This sum does not cover by any means the entire expense which is being incurred because of the trial. It does not include the handsome salaries of special counsel on either side; it does not include extra items, such as telegraph tolls, which have been necessary on both sides.

It includes merely the dollar a day for the more than a hundred witnesses who have been subpoenaed and are here; paying for the regular court officers during the trial. The total, already it is estimated, has well, passed the \$1,000 mark, while special expenses incurred by those interested on each side have amounted to thousands of dollars more. No stone is left unturned nor is money spared in the efforts of each side to present a strong wall of evidence in support of its contention.

(San Angelo Standard)

SHIPS FIRST CAR OF HOGS

The Nolan County Marketing Association shipped another car of fat hogs to Fort Worth today, the first for the new year.

During the past year this association marketed nearly \$30,000 worth of hogs, besides keeping sufficient at home for use during the present year.



LOOKING FOR FEED

If you are looking for Feed of fine quality, make a purchase here. We spare no effort to procure Bran, Corn, Oats, Hay etc which possess all the qualities which make them desirable. We know where, when and what to buy. Our prices are the lowest, too. Try our molasses mixed feed.

S. EDWARDS GRAIN COMPANY

OTTO CARTER'S TIN & PLUMBING SHOP

CAN WELD ANYTHING UNDER THE SUN BUT A BROKEN HEART OR THE BREAK OF DAY.

See Us for Tanks and Guttering
Phone 371

MEAT FAMINE

Chicago, Ill., Jan. 23.—The American people face a meat famine if the present inroads on the Nation's supply of cattle and hogs continues, according to a review of the live stock markets of the country issued by Clay, Robinson & Co., in which a strong note of alarm was sounded. Notably increasing prices were predicted.

"The is no doubt that we are killing our beef faster than we are producing it," the report reads, higher prices. Receipts are not running as high as a year ago, meaning that the available supplies are decreasing. The tendency is to send stock of indifferent flesh to market on account of the high prices, and therefore the average beef animal does not carry as much actual flesh as the average animal a year ago.

"Packers are taking anything that has any 'kill' to it. All demands upon our supplies from abroad continue heavily. With no diminution in home consumption serious inroads have been made up on our beef supplies and our potential beef-makers are daily being cut down in the steady sacrifice of cattle regardless of their condition."

SUNDAY LID ON

Court Stenographer Walter Carter is home from a business visit to Abilene and reports the Sunday lid on there in good shape.

He says a person cannot buy a cigar there on Sunday for any price.

WHY NOT TRADE WITH US ?

Delivery service good.
Each ticket shows how much you owe.
Nationally advertised goods.
Meat Market just installed.
All groceries are fresh.
No other store sells Heinz goods.
Also Marechal Neil Flour and Golden Gate Coffee.
Stone's Cakes sold no where else in town.
Butter and eggs fresh from the country.
Unexcelled grade of groceries.
Ring 61 or 62 and
You will be pleased.

DENMAN & ASBURY

GOOD-BYE SALE

Yes, It Is True That We Have Finally Decided to Close Out Our Sweetwater Store

For that reason, we will offer the entire stock, and store fixtures, to the public at real first wholesale cost. We will sell any one, or more, of the fixtures at a sacrifice.

The entire stock must be disposed of quickly. You will find many goods market much cheaper than the same goods can be bought on the wholesale market today. Lots of these goods have advanced more than 40 per cent since the present stock was bought. But advance, or no advance, this must be closed out quickly. Nothing held back or reserved, but

Everything Goes at its Original Cost

We have given up the store building and must vacate soon. This is your opportunity to buy some good goods cheap. We have done well while in Sweetwater, and we leave the town with a pang of regret, but the time comes in the course of human events, when the best of friends must part. Before we go, we want to offer our friends one parting Bargain Sale, a sale to be remembered for days, yea, for years to come, as the one event that saved them many dollars. The sale will positively open

JANUARY 27TH. AT 8:30 A. M. SHARP AND CONTINUES FOR 15 DAYS

Without interruption or molestation. The sale must go on, hot or cold, rain or shine, wet or dry. For the ball will open on January 27th. All is ready, and you should use your usual good judgement, and be present on opening day, and get the plums for the choicest, goods go first. But in this case we want the entire stock to go—a clean sweep for

We can move money easier than goods

You need the goods and we need the money in our Stamford business. It will pay you to buy all that you need for a year or two, for these prices will look like 30 cents, when compared with the prices that will have to be asked you. after this **Big Leaving Sale is Over**

We need to concentrate our business, and put all our efforts into one business, and make one good store; this we shall do. What is left after the sale, we will move to Stamford and make that store the pride of the West.

A majority of the goods in this stock, while brand new, were bought or contracted for long before the tremendous advance in prices, and if you will come to the sale, many easy dollars will drop into your hands. Everything is marked in plain figures, and all at a tremendous saving to the people.

The die is cast, we must go, the goods are here at a tremendous saving to you. Only a few more days remain for you to come and get them. We want to make these few remaining days the biggest selling days ever known in town. Let nothing keep you away from the biggest and best closing out sale ever known west of Fort Worth. Put your bank account in good shape for big checking for we have the bargains for you.

WE HAVE RECEIVED OUR LADIES SPRING SLIPPERS; MOST OF OUR MEN'S SPRING FOOTWEAR, AND MEN'S SPRING SUITS, AND MANY OTHER ITEMS TOO NUMEROUS TO NAME. IN FACT WE HAVE A VERY GOOD STOCK OF SPRING GOODS, THAT HAVE BEEN RECEIVED SINCE JANUARY 1ST. THEY MUST GO IN THE SALE JUST THE SAME AS ANY OTHER GOODS, THE STOCK MUST BE CLOSED OUT.

IF YOU CANNOT COME, SEND, FOR THE GODDESS OF GOOD FORTUNE KNOCKS AT YOUR DOOR BUT ONE TIME, UNLESS YOU ACCEPT HER INVITATION AND EMBRACE THE OPPORTUNITY SHE OFFERS YOU TO MAKE GOOD. THEN BE SURE AND COME TO THIS SALE, AND GET WHAT IS COMING TO YOU.

We want to cordially and sincerely thank the public and our friends in particular for their liberal patronage and support they have given us since we have been in Sweetwater. We trust that this Good-Bye Sale will be a profitable and sweet parting.

Very truly,

J. T. BRYANT & CO.

Sweetwater, Texas.

Stamford, Texas.

DEFENSE BEGINS EVIDENCE IN SPANELL CASE

By Associated Press:

San Angelo, Jan. 24.—John Highsmith and Clyde Weaver of Alpine testified at the Spanell trial today that Lieutenant Col. Butler's attentions to women were bad.

Weaver said he once saw Butler and Mrs. Spanell, whom Spanell is alleged to have killed, together in automobile.

San Angelo, Jan. 23.—After several witnesses for the defense at this morning's proceedings of the district court in which Harry J. Spanell is being tried for the alleged killing of his wife had sworn that the reputation of Col. M. C. Butler was very bad on the border, the attorneys for the defense, indicating that much snappy testimony would be introduced at this afternoon's session of the court, asked Judge Dubois to exclude all women from the court room, but no action was taken on the matter at the forenoon session.

Border Witnesses on Stand
Four witnesses from the border were placed on the stand this morning by the defense, after several character witnesses from Waco had testified, one after the other, that the defendant, Harry J. Spanell, was regarded as a man very much in love with his wife, and that he was "simply crazy" about their child.

Attorneys for the defense asked the witness from the border who had been summoned by the defense if they knew the late Col. Butler to be a libertine and "woman chaser," and several of them testified he bore such a reputation.

Tears Fill Spanell's Eyes
The lustre left Spanell's eyes and tears trickled down his cheeks as some of the evidence was being adduced. Especially was he noticeably affected when his friends from Waco depicted his home life and pictured him as a lord of a home that knew no blight and one that had no skeletons in it. Many beautiful tributes were paid to the late Mrs. Spanell; it was brought out along with Harry J. Spanell's certificates of character that Mrs. Spanell was a woman liked and loved and admired by the same men and women who knew and admired Spanell.

A Very Touching Incident
Some of the incidents were touching, one in particular where the jury was told of the Christmas tree in the Spanell home at Waco several years ago to which Santa Claus had brought their then 4-year-old daughter so many toys that Spanell and one of the men who testified for the defense had made it a point to distribute many of the gifts among the poor children at Waco.

This Christmas tree scene with Mr. and Mrs. Spanell and their daughter present was such a contrast from the one depicted on yesterday when Mrs. Spanell's face was represented to have been such a "gore of blood" that her most intimate men and women friends could not recognize her until after the blood was washed away, that many eyes became dim from tears that flowed copiously from sunken and reddened sockets as the story was being told.

Court Room Crowded
The court room was crowded to the doors Monday afternoon and was taxed to its capacity again Tuesday morning when court recessed at the noon hour. Counsel for the defense asked this morning that the court instruct all ladies to leave the court room while certain testimony was introduced but an agreement was reached whereby it is believed this character of evidence will be introduced later.

Not Known When Spanell Will Testify
The date on which Spanell will take the witness stand in his own behalf is not known. Counsel for the defense would make no definite statement regarding the matter at noon, but it was authoritatively stated that the defendant would not testify today. The defense hopes to rest its case Thursday afternoon or Friday, hence it is likely that Spanell's story will be told on one of these days.

Reputation of Butler Reviewed
M. M. Miller, secretary of the Rio Grande Hardware & Machine company and manager of the Mission branch house, said he was 30 years old and single and had

lived in Hidalgo county eight years. He testified that he had known Butler while the latter was in Mission early in 1916. They boarded at the same hotel.

Lawyers Engage in a Tilt
Attorney Williams of the defense then asked whether or not Miller knew Butler's reputation as being a libertine, a "woman chaser" and a man who seemed to be trying to establish as many illicit relations with women as possible. Immediately counsel for the state objected. Judge Gillis stated that the question called for an opinion and said that that if the testimony was admissible, it was not admissible in this case; as there had been nothing in the evidence to date tending to show that the defendant had known of Butler's alleged reputation—and if Spanell did not know of it, he could not therefore be influenced by it, stated the Del Rio lawyer.

Williams Said State Started it
Lud Williams replied that the State had raised the issue of jealousy and motive, one witness having testified that when he met Spanell on the night of the shooting the defendant had said "Crystal and that major made me do it." Williams alled the court's attention to the testimony of Mr. and Mrs. Downum, tending to show that Spanell was jealous, and it had Mrs. Butler testify that she had not seen anything improper in her husband's conduct toward Mrs. Spanell.

Judge Wright in the Parley
Judge Wright said that the defense's attorney had "studiously avoided" the proposition of whether or not Harry Spanell had known of Butler's alleged reputation and asserted that it was a long ways from Mission to Alpine.

Williams a Persistent Contender
Again Williams presented his side of the case asserting that there were no precedents in law to the effect that the defendant had to know of the reputation of the deceased in order that testimony upon the deceased's reputation might be admissible. The attorney asserted that if there was an issue as to who began the difficulty the reputation of the defendant as to whether or not he was peaceable and quiet was admissible in order to show that he would not likely have started the quarrel without justification. Therefore, it was contended, the reputation of the deceased should be brought into court to show whether or not he was a dangerous, violent man, thus being more liable to have started the fight.

State's Objection is Overruled
Williams stated that there was at stake the issue as to whether or not Col. Butler paid such attentions to Mrs. Spanell as to justify the defendant's resentment. He described the officer as bald with a red complexion. The color of the eyes was not remembered. Gates testified that Butler's reputation "started and gradually grew worse." He asserted that all the ladies danced with the officer. Lud Williams asked Gates if he had ever known of any lady refusing to dance with Butler and the witness replied that he had not.

The witness was excused at 11 o'clock.
Had Butler Discussed Quite a Bit
S. P. Kieth, Mission farmer and confectionery dealer, 35 years old with a wife and two children, testified that he had known Butler personally, the officer having asked him about renting a house before his wife came. The witness said he did not attend the social functions in Mission, but heard Butler discussed "quite a bit." Asked if he knew anything about Butler's reputation as being a libertine, a "woman chaser" and a moral pervert, Kieth replied that he did.

"It was very bad," he stated.
"How long did it take him to make this bad reputation?" was the next query, to which the witness replied:
"I don't know. It seemed to be right off the reel."
Cross examined by Judge Wright, Kieth said that it had been rumored that he was to be subpoenaed as a witness, but that he did not know of it until a couple of hours before the notice came. Asked if Butler did not go in the best society at Mission,

Miller said he had known Col. Butler at Mission for about three months. He had never had any difficulty with the officer, although he had no respect for him. When

Mrs. Butler came to Mission he asserted that he husband's conduct became different. Asked by Judge Wright if he was not a busy man and in what manner he had there fore become acquainted with Butler's reputation, Miller said he traveled frequently between Mission and Brownsville, where Butler had participated in social life and had "absorbed" his information.

Denies Eavesdropping Judge Wright

Judge Wright then asked Miller where he was stopping and upon being told "at the James House the local attorneys asked Miller if he had not been sent there to hear what he (Wright) had to say about the case. Miller replied that he had been directed to the James by a San Angelo young man, and the audience laughed.

Lud Williams Resents Innuendo
Lud Williams was on his feet immediately and addressing the court, stated that counsel for the defense "don't practice law in that way." Judge Wright said he had made no accusation and the matter apparently passed off.

Another Legal Tilt
Williams then asked the witness why he had had no respect for Col. Butler, as stated in answer to a question by State's attorneys. Judge Wright objected contending that he had asked the witness if he had ever had any difficulty with Col. Butler and that Miller had volunteered the remark that he did not respect the officer. The defense contended that the query had been a double question and that the answer had been responsive.

Much Wrangling Ensues
Much wrangling ensued. Judge Dale asking the stenographer to read the question Wright had asked. The latter paced the floor before the witness while the conference was going on and "said he was tired of it," referring to the manner in which things in general were being conducted.

State's Objection Sustained
The state's objection was sustained, which practically ended the testimony.

Officer's Reputation "Notoriously Bad"
F. E. Gates, 28, Velle automobile agent at Pharr, Tex., and a resident of that section since 1911 testified that he had known Col. Butler a little more than one year. He had met him at dances conducted by the Pharr Social Club, balls given in order that the citizens and soldiers might become acquainted and stated that Butler's reputation was "notoriously bad."

Did Not Know Why He'd Been Summoned
On cross-examination, the witness said he did not know why he had been subpoenaed to appear as a witness and asserted that he had conducted no correspondence with parties in Waco relative to the trial of Spanell. Gates said he was born in Missouri Valley, Iowa had lived in Boston and then in Brownsville before moving to Pharr.

All Ladies Danced With Butler
The witness stated that the last time he had seen Col. Butler at a dance was in February, 1916. He described the officer as bald with a red complexion. The color of the eyes was not remembered. Gates testified that Butler's reputation "started and gradually grew worse." He asserted that all the ladies danced with the officer. Lud Williams asked Gates if he had ever known of any lady refusing to dance with Butler and the witness replied that he had not.

The witness was excused at 11 o'clock.

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Miller said he had known Col. Butler at Mission for about three months. He had never had any difficulty with the officer, although he had no respect for him. When

Kieth stated that sometimes he did not.

Porrier, Farmer, Knew Butler
A Porrier, a farmer of French descent, 38 and single, said he had been well acquainted with Col. Butler, whose reputation he termed as "very bad". The witness said he had never met Harry Spanell.

Butler Danced With Best Ladies
When cross examined Porrier stated that he had first met Butler a little over a year ago when the officer was stationed at Harlingen. He said he saw Butler at two dances, dancing with the best ladies.

Ask Court to Exclude Women
When the state had passed the witness, Attorney Williams arose and said that counsel for the defense wished to go further into the testimony, but because something so vulgar and indecent would be brought out, he asked the court to exclude women. Judge Gillis immediately objected, requesting the court to instruct the jury not to consider what Williams had said and to have the jury retire. Williams joined in both requests and the jurors filed out. A long conference at the bar followed after which it was announced that such testimony would be introduced later. The women kept their seats.

Hill Investigated Butler's Reputation
B. Hood Hill, Jr., 27, son of a Waco plumber told the court when he took the witness stand that he had not been sworn in. This was done and Hill proceeded, stating that he had known Spanell for 10 years and that his friendship for the defendant had caused him to investigate Col. Butler's character at Pharr and San Benito. At each place he said he found that Butler's reputation was bad.

Knew Butler at Dance
The witness said his home was in Waco but that he spent the planting and harvesting season each year on a farm near Pharr. He testified that he had known Butler upon three separate occasions; first, at the court martial of an army officer at Mercedes, later at Mission and then again at Pharr, when Butler came to a dance.

Court Recessed
Hill was asked if there had been any incidents which had arisen in the border country to give Butler the reputation he bore. Judge Gillis objected and the question was withdrawn. Cross examined Hill said he had attended Baylor. The remainder of his testimony was merely a re hearing of what he had told attorneys for the defense.

Butler Moral Pervert
Mrs. J. T. Dorsey of Alpine said Spanell's reputation was "very good." When asked as to Col. Butler's reputation as a "moral pervert," she replied "it wasn't very good." She said she had heard some talk regarding Butler's undue attention to Mrs. Spanell.

On cross examination by the state, she said she had heard a number of ladies talk of the attentions, but said she "didn't remember any names."

Miss Joe Varda Davis of Alpine testified she took music under Spanell two years and had never heard anything evil about Spanell and had never smelled liquor on his breath.

Mrs. J. W. Rixon testified how Spanell had scolded his child in a picture show for not being still. She said she had never seen a more affectionate father and husband. She related several incidents regarding the child. Here Spanell wept.

She said her 13-year old son Howard had remarked to her one morning: "If that soldier don't leave Mrs. Spanell alone, Mr. Spanell's ago in to kill him."

Mrs. Rixon testified she told Mrs. Holland, Mrs. Spanell's mother, about the affair. She also told her husband.

The cross examination of Mrs. Rixon lasted more than an hour. The state asked her the same questions, worded differently a number of times. The defense objected to the repetition of certain questions and was overruled. She insisted she had a right to answer questions as she desired.

SAID TO BE A GOOD REMEDY FOR PNEUMONIA

M. A. Redding has the following in a recent issue of the Denver Rocky Mountain News:

Will you please give me space in your paper for the following most valuable information:

Why do they let people die of pneumonia when the following simple remedy has saved not only myself, but all who have had a chance to use it? In Worcester, Mass.; Alaska, Seattle, Goldfield, Nev., Pasadena and Los Angeles—at all these places it has been tried with unflinching effort.

During my stay in Pasadena last winter, I read in the Los Angeles papers of deaths from this sneaking, dreaded disease called pneumonia, from two to three and up to five every twenty four hours. At last, on the 7th of February, 1908, I went to Los Angeles and got the prescription inserted in four of the Los Angeles daily papers. The public read it the 8th of February, and what a change. From a high death rate during the winter and before that day, it stopped suddenly. The daily papers recorded only one death a day of pneumonia and most all the victims were infants of less than one year old.

What was the cause of this sudden change? Let me tell you. It was this simple remedy discovered by me fifteen years ago. It can be had at any drug store for 25 cents.

What prompted me to give this to the world? A friend of mine, Prof. Henry P. Loomis, professor of medicine at Cornell University, died with pneumonia last Christmas, and all his and his associates' knowledge could not save him, hence my warning and advice, and I challenge any doctor in the United States to come forward and contradict me. I am ready to defend this remedy is an absolute cure for pneumonia, even in the last stages.

Saturate a ball of cotton as large as a one-inch marble, with spirits of alcohol, add three drops of chloroform to each ball of cotton, place it between the patient's teeth, and let him inhale the fumes in deep long breaths for fifteen minutes; then rest fifteen minutes or longer if needed, then inhale again fifteen minutes, and repeat the operation four times as the result will be that the lungs will expand to their normal condition and in twenty-four hours the patient is out of danger and in forty-eight hours he is cured although weak.

Cotton should be changed twice in fifteen minutes.

Another method of inhalation for elderly people without teeth, and the patients in the last stages of pneumonia:


Get a small alcohol lamp or any other heating apparatus and a porcelain cup, make one inch thick cover of wood for cup, put four small nails under the cover to prevent it sliding off, bore a one-half inch hole in the middle and insert in the cover a one-half inch rubber tube long enough to reach patient's mouth, then boil alcohol diluted with water 5 per cent or plainer, half and half (no chloroform needed in this method) and let patient inhale through tube, the fumes of boiling alcohol, in deep long breaths for fifteen minutes, and follow directions above and I can assure you that you will disappoint the undertaker and live many happy days.

But listen: Do not wait till you get pneumonia, but use this simple remedy as soon as you feel that your lungs are afflicted. Give this safe cure to all with whom you come in contact. It is safe and reliable.

Doctors, try it and use it for humanity's sake, and the public for your own welfare. Cut this out, it may come handy some time.

FOR SALE.—We have some good work horses and mules for sale for cash—or will sell on time and take good notes.—Sweetwater Transfer Co., Sweetwater, Texas, Phone 520. 20-10td-1tw

RIDE THE
SUNSHINE SPECIAL
Between Texas
ST. LOUIS, MEMPHIS
And East
Saves Half A Day



RIDE THE
LOUISIANA LIMITED
Between North Texas
Shreveport and
New Orleans
Observation Sleeper

YOUR STOMACH BAD?

Just Try One Dose of Mayr's Wonderful Remedy and Be Convinced That You Can Be Restored to Health.



Mayr's Wonderful Remedy has been taken by many thousands of people throughout the land. It has brought health and happiness to sufferers who had despaired of ever being restored and who now are urging others who may be suffering with Stomach, Liver and Intestinal ailments to try it. One dose will convince the most skeptical sufferer. It acts on the source and foundation of these ailments, removing the poisonous catarrh and bile accretions, and allaying the underlying chronic inflammation. Try one dose of Mayr's Wonderful Remedy—put it to a test today—you will be overjoyed with your quick recovery. Send for booklet on Stomach Ailments to Geo. H. Mayr, Mfg. Chemist, 154-156 Whiting St., Chicago Ill.—For sale by F. M. Bowen & Son and all other reliable druggists.

Maryneal Happenings

The health of community is somewhat better since the last writing all the La Grippe patients are able to be up.

The 5 inch snow this week will be of great benefit to small grain.

H. M. McCormack returned from Dallas Monday.

Mrs. R. L. Godwin is spending the week in Merkel, having her throat treated.

Mr. J. Y. Rust of San Angelo was in Maryneal Saturday looking after his telephone interest here and in the Decker and Nolan communities.

Mr. F. S. Williams from Lamesa was here Tuesday on business.

Prof. Roy Dodson spent Saturday and Sunday with home folks in Stamford.

Mr. Emmett Arledge returned from Toyah Tuesday morning.

Born to Mr. and Mrs. Bolin a boy, Friday Jan. the 12.

The ice is breaking lots of telephone poles and wires. At least half of the telephone lines are out of commission. There will be men here Wednesday from San Angelo to put in new poles.

If its anything in Music Quast always has it. 23-2td-1tw

Store Closed Down
And will not open until
Saturday, Jan. 27
at 9 a. m.

BAXTER & CHILDRESS

We are going to
Quit Business
and stock will be sold for
Cash Only

Quit Business Sale

Opens Saturday, January 27th. at 9 a. m.

\$12,500 worth of Hardware, Implements, Harness, Chinaware, Glassware, Crockery, Aluminum ware, Stoves Ranges, Guns, Ammunition, Furniture, also store fixtures, show cases, etc. will be thrown on sale Saturday. It will be the biggest bargain event you have seen in years

Entire Stock and Fixtures Must Be Sold in Fifteen Days

Some special lots will be sold out very quickly, so be here early and supply your wants.

EXTRA! One-half gallon fruit jars, per dozen	EXTRA! Lone Star No. 61 Hame, while they last	EXTRA! \$1.25 axe with handle for only	EXTRA! 35c galvanized water buckets, only	EXTRA! Tumblers, while they last, 6 for
75c	75c	85c	23c	12c

Every Article Goes on Sale

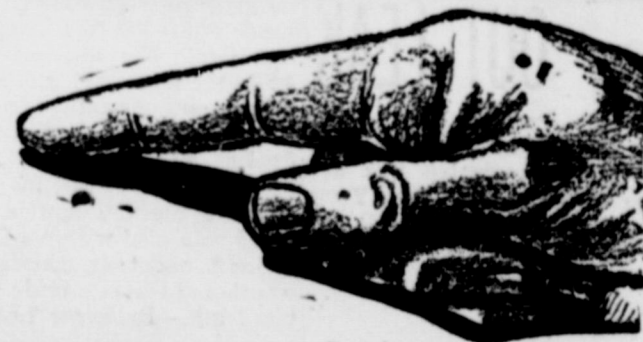
Nothing Will be reserved. Entire Stock must be sold in 15 days. It is indeed a fortunate turn of trade that makes it possible for us to present to you such goods as we offer and with such enormous savings. Get the pick of the bargains. Be here early. We are too busy to secure details from each department and can only specify a few articles, but they will illustrate what value giving prevails throughout this store, and every section of the big stock will be ablaze with special bargains that attract and hold your attention until your purse is wide open. **COME! SEE! COMPARE OUR PRICES!**

5,000 People Are Being Notified Of Our Quit Business Sale!

25 piece Dinner Sets, while they last, per set---	NuBlack Winchester paper shot shells per box---	The Brass King, 40c wash boards, EXTRA	\$25.00 Cedar Chests on sale for only	\$7.00 Beautiful Oak Wash Stands for
\$1.00	45c	25c	\$17.50	\$4.00

FREE! 50 tickets will be given away **FREE!** to the first 50 men and women who enter the store on opening morning. Four beautiful prizes will be given to the persons holding the lucky numbers. **Doors Will Swing Open 9 a. m. Saturday Morning**

MR. EDWARD DEUTSER, Furniture and Hardware Expert of the Callahan Company, Dallas, New Orleans and San Francisco, in charge of the sale.



Baxter & Childress

Every article in our store will go at a bargain. Fixtures and show cases for sale

Sweetwater, Texas.

Strictly Cash---Nothing Charged

Remember our Quit Business Sale opens Saturday, January 27th. at 9 a. m.

BIG NAVAL BATTLE IN THE NORTH SEA

By Associated Press:
 London, Jan. 24.—Special dispatches from Holland, assert that, in the north sea battle between German and British destroyers, seven German vessels were sunk, but nothing confirming these reports have been received.
 The battle was fought in intense darkness and the severe cold froze the bodies of the dead Germans on their flagship.
 A number of survivors of the sunken British vessel has reached the coast.
 The Germans who evidently intended to raid on the British coast were driven back.

Naval Battle
 London, Jan. 23.—In an engagement between British light naval forces and German torpedo boat destroyers in the North sea last night, a German destroyer was sunk and the other torpedo craft scattered, it was officially announced tonight.
 The sinking of a British torpedo boat destroyer in another engagement with German torpedo boat destroyers in the vicinity of Schouwen bank last night, with the loss of three officers and forty four of the crew, also was announced.

WAR NEWS FROM FRONT

By Associated Press:
Bulgarians Retire
 London, Jan. 24.—Retirement of Bulgarians from north side of southern Estuary of Danube is indicated in today's official statements and it is supposed they are unable to maintain this advance.
 The German admiralty's report on the recent torpedo craft engagement in the North sea declares that only one German craft was damaged. One British destroyer was lost.

500,000 Women to Make Guns
 London, Jan. 23.—A half million women are engaged in the production of munitions in Great Britain and their number is increasing said Dr. Christopher Addison, minister of munitions, in an address at the Mansion House today.

Wilson's Message
 Petrograd, Jan. 24.—President Wilson's speech was received here with the warmest approval in governmental circles and by Press and public leaders in same spirit with few dissenting voices.

Airplanes
 Berlin, Jan. 24.—Six Entente Airplanes were shot down on Franco Belgian front yesterday.

LONG DRAWN OUT LEAK

New York, Jan. 24.—The leak investigation committee this afternoon adjourned the New York hearing indefinitely and will decide later when hearings will be resumed.

By Associated Press:
 New York, Jan. 24.—Samuel F. Streit, chairman of the stock exchange clearing house, today told the "leak" investigation committee that responses from brokerage houses could not be furnished for two weeks and perhaps a month.
 President Noble, of the stock exchange, assured the committee that the exchange members are not expected to withhold the records of their transactions, which the committee desires.

MILITARY SERVICE
 Washington, Jan. 24.—Representative Gardner today told the senate sub committee on Universal Military service that National Guardsmen in the El Paso district expressed an overwhelming sentiment for such legislation.

MUCH INTEREST SPANNELL CASE

There is more interest taken locally in the Spannell murder case than in any murder case in the state a long time. For that reason, the Reporter has printed the proceedings of the trial in full from day to day. This has necessarily crowded out some news items that probably would have been of more interest to a part of the people. However, the first Spannell trial promises to close some time this week and then we will give all the news again.
 The Reporter has added a large number of new daily subscribers since the beginning of the Spannell trial and those interested in the case have complimented the paper on its reports. Among those in the city who personally know the parties involved in the case are W. L. Powers and Rev. T. Y. Adams, the latter of whom was a student in Baylor University when Spannell was teacher there.

BIG DAY WITH RECORDER

From Wednesday's Daily.
 The local peace officers have filed complaints against several other speeders during the past few days and their trials are all set for this afternoon in the Recorder's Court.
 The remarkable feature about the complaints is that they include all classes of auto drivers, both the rich and the poor alike.
 They will all assemble for trial this afternoon together, although one lady went before Justice Bryant yesterday and wanted to plead guilty for her sin and have the case through with.
 The speed limit is fixed by a city ordinance and therefore can only be tried in the Recorder's Court. Of course, an appeal can be made, which may be done in some cases this afternoon.

FIRST PRESBYTERIAN AID
 Mrs. McClintic was the charming hostess for the ladies of the First Presbyterian church Monday afternoon. A full attendance were present and enjoyed the splendid prepared lesson led by Mrs. McLain. A social hour concluded with a delicious refreshment course was a most enjoyable feature of the meeting.

YOUNG MAN IS KILLED
 While hunting ducks near Shield, Coleman county, Thursday afternoon Lee Smith sustained fatal injuries from a shotgun in the hands of his hunting companion, a Mr. Sisk. The accident occurred while the men were attempting to gain a point of vantage from which they might fire on a number of ducks. The gun was discharged prematurely the full load of shot entering Smith's bowels. The injured man died within a few hours. Smith had been married only a month and leaves a bride to mourn his death.—Ballinger Ledger.

WOMAN'S MISSIONARY SOCIETY
 Monday afternoon the Methodist ladies of the Missionary Society met for their Bible study at the church.
 Mrs. Dawson directed the Bible study from the 11th chapter of John. She gave so many helpful thoughts which will go thru the week with each member and be an inspiration for more and better work in the future.
 Rev. Hardy, the pastor, installed the new officers in a most impressive manner. Mrs. Hall the new president and her staff of splendid officers, will take up their new duties at the next meeting of the Society.
 The Wood wood yard.—Phone 374

NEGRO KILLED AT OIL MILL

Tuesday night about 8 o'clock Sam Stewart, a well known negro in Sweetwater, was killed while at work at the Oil Mill.
 He was at work in the seed room and it is supposed his clothing were caught by the belt which dragged his body on the shafting where it was held until the Mill was stopped and his mangled form removed from the machinery.
 His body was fastened in the machinery but his lower limbs were left loose and were beaten off by being hit against the floor as the shaft turned.
 It seems no one was in the room with Stewart when the accident occurred. His feet striking the floor made such a noise that it was thought that some part of the machinery had broken and the mill was stopped for an investigation.
 When parties entered the room they found pieces of his legs scattered all over the floor.
 Stewart was thirty years old and had made Sweetwater his home for some time, being proprietor of the boarding house for negroes at the Oil Mill at the time of his death.

LATE NEWS OVER WIRE

Measles Found
 Dallas, Jan. 24.—With the announcement that cases of measles have developed among children in nineteen Dallas Schools, the City Health Department this morning issued a warning to parents to use preventive measures against the spread of the disease.

Woman and Child Dead
 Waterloo, Iowa, Jan. 24.—With her arms affectionately around her adopted 7-year-old son the gas jets in the home open Mrs. C. C. Calkins, wife of an insurance agent, was found dead today. The body also was dead. Coroner Smith said it was a case of premeditated murder and suicide.

Judge Lancaster
 Plainview, Tex., Jan. 23.—Telegrams received here this morning tell of the death of Judge Joe E. Lancaster at Battle Creek, Mich., last night. Death followed an operation on the stomach.
 Three years ago Judge Lancaster was a candidate for Congress man at Large from Texas.
 Funeral arrangements have not been announced.

Telephones
 Washington, Jan. 24.—More than seven million telephones are in use this year which is an increase of six hundred thousand over last year, the Interstate Commerce commission reported today.

Makes Arrest
 Waxahachie, Jan. 24.—J. J. Hoops, well-to-do farmer of this county, was arrested today. The grand jury is investigating the death of his wife, who was clubbed to death last July.

Murder Case Called
 Georgetown, Texas, Jan. 24.—Picking of the jury from a venire from one hundred begun today in case of Harry McBryde of Ardmore, Oklahoma, and Jesse Valvin McClaren of Taylor, who are indicted in connection with death of latter's father, Frank McClaren under an automobile last November.
 The McBryde case will be tried first.

SPEED LIMIT IN THE CITY

A number of people have been discussing the speed limit of autos in Sweetwater during the past few days.
 There seems to be some confusion as to the law and the Reporter therefore gives speed limit as the ordinance now stands which is as follows: Eight miles per hour at the intersection of all streets, and twelve miles within the fire limits and eight miles elsewhere.

Coming To Doctors Rea Bros.

AMERICAN PHYSICIAN SPECIALISTS GIVING FREE MEDICAL SERVICES TO THE SICK.
 At Hotel Mart Wednesday January 31 One Day Only
 Drs. Rea Bros., licensed by the States, are visiting the principal cities throughout the United States, demonstrating their system of treating diseases and deformities without surgical operation; will give free treatment (except a small charge for medicines and appliances) to all those who apply in person on this particular visit.
 According to their developed system no more operations for Appendicitis, Gall Stones, Bowel Ulcerations and Impactions, doing away with the knife and much expense in the treatment of these dangerous diseases. In diseases of the Kidneys, Bladder, Nervous Diseases, Epilepsy, Paralysis, slow growth in children, Club Feet, Curvature of the Spine and diseases of women, they have had much experience, and many thousands of satisfied patients.
 Startling disclosures relative to the treatment of Consumption, Asthma, Bronchitis, Deafness, Catarrh, liver, stomach, bowel troubles, and deep seated chronic diseases. Their treatment for suspicious growths, tubercular glands, small tumors, piles, moles, warts, and certain forms of Eczema with the hypodermic needle injection methods without pain; is death dealing and destructive to these diseases Heart disease, blood diseases, old sores, varicose veins, trachoma (eye disease), pellagra and scrofula, a treatment in part as adopted after years of research work.
 Drs. Rea Bros. are well known throughout the United States. Their idea in extending this plan of free medical treatment is to secure in each community some evidence of their good work so as to benefit them in securing more patients. The sick and those interested in the sick are invited to call. Married women must come with their husbands, and children, with their parents or guardians.
 Hours 10 A. M. to 4 P. M.

WANT PERRY FOR MAYOR

Since the announcement of May or A. B. Yantis in Tuesday's Reporter that he would not be a candidate for re-election as Mayor in the April election to succeed himself, the name of W. A. Perry is being mentioned by his friends as the proper man to succeed Mayor Yantis.
 So far as the Reporter has been able to learn, Mr. Perry has never given out any statement in regard to the matter. However, should he decide to enter the race, he would be hard to beat as he is well qualified for the position and very popular with all the people.

"TO KEEP HER COMING"
 Frank Pitman, a substantial farmer and stockman, was in today and left the price necessary to keep the Daily Reporter coming.
 Mr. Pitman stated he expected to take the paper as long as his money held out and then would mortgage a cow and calf for another year's subscription in advance.

ROUND TRIP EXCURSION
 Santa Fe
 New Orleans, La.
 \$27.90
 WESTERN FRUIT JOBBERS' ASSOCIATION
 One sale Jan. 26, 27, 28, 29
 Limit February 5th
 THROUGH PULLMAN SERVICE
 E. T. Brady, Agent

CITATION BY PUBLICATION
 (The State of Texas)
 To the Sheriff or Any Constable of Nolan County—GREETING:
 You Are Hereby Commanded To summon T. E. Bush and Alice Bush by publication of this Citation once in 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 32nd Judicial District; to appear at the next regular term of the District Court of Nolan County, Texas, to be held at the Court House thereof, in Sweetwater on the 3rd Monday in March A. D. 1917, the same being the 19th day of March A. D. 1917, then and there to answer a petition filed in said Court on the 10th day of January A. D. 1917, in a suit numbered on the docket of said Court, No. 1679, wherein D. J. Young is Plaintiff and T. E. Bush, Alice Bush and H. C. Zavisch are Defendants and the cause of action being alleged as follows:
 First: That the Plaintiff is a resident citizen of Cook County, Illinois and that T. E. Bush and Alice Bush were formerly resident citizens of Nolan County, Texas, but that their residence location and whereabouts is at the present time unknown to this plaintiff. That H. G. Zavisch is a resident citizen of DeWitt County, Texas.
 Second: That heretofore, to-wit: on May 5th, 1911, the plaintiff D. J. Young and one W. P. Carey were co-partners in a certain business in the City of Sweetwater, Nolan County, Texas, known as the Sweetwater Lumber Company. That since said date the said W. P. Carey has departed this life, and the said D. J. Young is the surviving partner of said co-partnership, and is winding up the affairs of said co-partnership, and as such surviving partner, is the plaintiff in this suit.
 Third: That heretofore, to-wit: on May 5th, 1911, the defendants T. E. Bush and Alice Bush, made, executed and delivered to the Sweetwater Lumber Company twenty (20) certain promissory notes of date May 5th, 1911, and payable on the 10th day of each and every consecutive month thereafter until all of said notes should have become paid. That the last seven of said notes of the seven notes last maturing, being numbered from 14 to 20, inclusive, are still unpaid by the defendants heretofore been paid in full. That each of said notes is for the sum of \$20.00; is dated at Sweetwater, Texas, May 5th, 1911; is payable to the Sweetwater Lumber Company at Sweetwater, Texas; Bears interest from date until paid at the rate of 10 per cent per annum; provides for 10 per cent attorneys fees if not paid when due, and is executed by T. E. Bush and Alice Bush. Said notes being numbered as aforesaid, from fourteen to twenty, inclusive, and due on or before July 10th, 1912, and due on or before the 10th day of each consecutive month thereafter until paid. That the first of said notes, being numbered No. Fourteen (14), bears the following credits, to-wit: 9-30, 1913 \$6.20 10-7 1912, \$2.50 10-21, 1913 \$2.50 12-13, 1913 \$3.00. That there has been nothing paid other than said credits on said notes or any of them.
 Fourth: That said notes above described were given in payment of and for certain lumber, and a certain bill of lumber bought by the defendants T. E. Bush and Alice Bush from the Sweetwater Lumber Company. That before said lumber was delivered upon the premises hereinafter described and at the time of the execution of said notes, the defendants T. E. Bush and Alice Bush made, executed and delivered to the said Sweetwater Lumber Company, a Co-partnership composed of W. P. Carey and D. J. Young, the following instrument in writing, to-wit:
 State of Texas,
 County of Nolan
 For and in consideration of a certain bill of Lumber and Material this day sold and furnished to us, the undersigned T. E. Bush and his wife Alice Bush by W. P. Carey and D. J. Young, Co-partners as Sweetwater Lumber Co., the receipt of which is hereby acknowledged, amounting to the sum of Four Hundred and No. 100 Dollars, said lumber and material to be hereafter delivered to us by said W. P. Carey and D. J. Young, Co-partners as Sweetwater Lumber Co., to be used by us in and for the erection, repairs and improvement on our homestead, the same being all that certain lot, tract or parcel of land now owned by us in fee simple, same being described as follows: Being situated in the county of Nolan State of Texas, and being that part of parcel of land, known and described as Lot Number Ten (10) Block Number Two (2), in the C. P. Kendall Subdivision of Block Number Fifty six of the Southern & Western Addition to the City of Sweetwater, Nolan County, Texas, and being same land described in deed to T. E. Bush from C. P. Kendall recorded in Book page Records of Deeds for Nolan County, Texas, we, T. E. Bush and Alice Bush his wife, hereby promise to pay to the order of said W. P. Carey and D. J. Young, Co-partners as Sweetwater Lumber Co., the sum of Four Hundred & No. 100 Dollars, with interest thereon at the rate of Ten per cent per annum, from date until paid; as evidenced by our 20 promissory notes of even date and tenor, for the sum of Twenty & No. 100 Dollars, each. The First of the above notes falls due on 6-10-11 and one on the Tenth day of each month thereafter until all shall become due as shown by faces of each of said notes and also any open account, or balance on same, against us, or either of us, made by either of us after this date, and represented by either of us that said material is to be used for the further improvement of the premises herein described, or if same is so used, though not so stated, during the time that this contract is in force, and until all money due under this contract is paid in full, and a release of Mechanics and Material Man's Lien is made. Said open account, or balance on same is to become due and payable within ninety days of the date of purchase of the first item on same, not covered by credits of notes, cash, or otherwise.
 It is understood and agreed by us, that any account, or balance on account, as above mentioned, shall be, and is hereby recognized, and given

the same standing in law by us, as our notes referred to above, and the same provisions for interest, attorneys fee and cost of collection shall apply to same.
 It is expressly understood and agreed that default in payment of any one of the above notes, or account, or balance on account at maturity, shall have the effect of, and does mature them all at the option of the holder of same, and if not paid at maturity, we further agree to pay a reasonable attorney's fee thereon, if collected by attorney or suit. To secure the true payment of which it is hereby expressly understood and agreed that the said W. P. Carey and D. J. Young, Co-partners as Sweetwater Lumber Co., are hereby given and granted a Mechanic's and Material Man's Lien as provided by law, upon our said as above described Homestead. And as further consideration we agree to keep said homestead insured in some solvent insurance company for a reasonable amount, with loss, if any, payable to W. P. Carey and D. J. Young, Co-partners as Sweetwater Lumber Co., as their interest may appear; and on our failure to insure, the said W. P. Carey and D. J. Young, Co-partners as Sweetwater Lumber Co., are hereby authorized to so insure and the premiums paid shall be added to and become a part of the amount here in due.
 Witness our hands this 5th, day of May, A. D. 1911.
 T. E. Bush
 Alice Bush
 State of Texas,
 County of Nolan
 Before me, Simon O'Keefe, County Clerk in and for Nolan County, Texas, on this day personally appeared T. E. Bush and Alice Bush, known to me to be the persons whose names are subscribed to the foregoing instrument of writing, and acknowledged to me that they executed the same for the purposes and considerations therein expressed. And the said Alice Bush, having been examined by me, privately and apart from her husband, and having the same fully explained to her, she, the said Alice Bush, acknowledged such instrument to be her act and deed and declared that she had willingly signed the same for the purpose and considerations therein expressed, and that she did not wish to retract it.
 Given under my hand and seal of office, at Sweetwater, Texas, the 5th day of May A. D. 1911.
 Simon O'Keefe,
 County Clerk, Nolan County, Texas.
 By D. L. Childress, Deputy.
 Fourth: That by the making, executing and delivery of said promissory notes, hereinbefore described, the defendants T. E. Bush and Alice Bush became liable and promised to pay to the Sweetwater Lumber Co., the amount of money provided for in said notes, principal, interest and attorney's fees, according to the face and tenor of said notes.
 That said notes are long past due and unpaid, and the plaintiff herein is the legal and equitable owner and holder of said notes, and has heretofore often demanded of the defendants T. E. Bush and Alice Bush the payment thereof. That the amount due upon said notes, principal, interest and attorney's fees at the present time, to-wit: the sum of Three Hundred Dollars. That the plaintiff has placed said notes in the hands of the Attorneys whose names are signed to this petition for suit, and has agreed to pay said attorneys the 10 per cent provided for in said notes as compensation for their services.
 Fifth: That by the making, execution and delivery of said contract, above set out, the plaintiff acquired and now has a good valid and subsisting Material Man's Lien, upon all of lot No. 10 in Block No. 2 in the C. P. Kendall Sub-Division of Lot No. 56 in the Southern and Western Addition to the City of Sweetwater, Nolan County, Texas, as same existed on the 5th, day of May, A. D. 1911, and that by the failure of said defendants T. E. Bush and Alice Bush to pay said above described notes, the plaintiff is entitled to a foreclosure of said Material Man's Lien as it existed on the 5th, day of May A. D. 1911 upon all of said property, and notice is hereby given that said Material Man's Lien has been filed amongst the papers of this suit and will be used in evidence upon the trial hereof.
 Sixth: That the defendant H. G. Zavisch is setting up and claiming some sort of a legal interest in the above described property, which has no legal right, title or interest thereto.
 Seventh: Wherefore plaintiff prays that defendants T. E. Bush and Alice Bush and H. G. Zavisch be cited in terms of law to appear and answer this petition, and that upon final hearing hereof this plaintiff have his judgment against the said T. E. Bush and Alice Bush for the full amount of principal, interest and attorney's fees now due upon said notes, to-wit: the sum of Three Hundred and No. 100 Dollars, and for a foreclosure of said Material Man's Lien upon said real estate above set out, and for all other relief, general and special, in law and equity, to which he may show himself entitled.
 Herein Fall Not, But have you before said Court, on 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 my office in Sweetwater, Texas, this 16th, day of January A. D. 1917.
 DAN CHILDRESS,
 Clerk District Court, Nolan Co., Texas.

LADIES AUXILIARY
 The Ladies Auxiliary of the Central Presbyterian church, enjoyed a meeting in the hospitable home of Mrs. B. L. McDonald Monday afternoon. Rev. Beck their pastor, was present, and led the study from the "1200 Questions" which is proving a most interesting, as well as concise study of the Bible. A business session followed the devotional, presided over by the president, Mrs. S. D. Myers.
 After adjournment Mrs. McDonnell poured hot chocolate, for her guests before good byes were said.