

LAMPHERE TRIAL NOW IN PROGRESS

Are Having Difficulty In Securing Jury to Try the Case

MAY HAVE TO MOVE IT

Six of Regular Jury Panel Excused This Morning Because They Said They Believed That Mrs. Guinness Is Still Living—One Man Says That 95 Per Cent. of the People of the County Believe the Woman Is Still Alive—Lamphere Appeared Extremely Nervous As He Entered the Court-room.

(By Leased Wire to The Times) Laporte, Ind., Nov. 9.—The court-room was crowded today when the case of Ray Lamphere, on trial for the murder of Mrs. Belle Guinness and her three children, began. Lamphere appeared extremely nervous as he walked to a seat behind his attorney, William H. Worden.

Lamphere made an exaggerated bow to Prosecuting Attorney Smith as he took his seat.

A clash occurred between the state and defense. Henry Mill, retired farmer of Central township, was the first to be examined. He was questioned by Attorney Smith as to whether or not he had read about the case, whether he had been influenced in his opinions by the reading, and lastly, whether he had been led to form an opinion as to whether Mrs. Guinness was alive or dead.

In an instant Attorney Worden was on his feet.

"That is an improper question, your honor," he shouted. "The prosecuting attorney has no right to ask this juror anything as to whether he has formed an opinion on the guilt or innocence of the accused."

Attorney Smith argued that the position of the defense was absurd.

"The first thing we have to prove here, your honor," he said, "is the fact that someone is dead. I contend that the matter of whether Mrs. Guinness is living or dead is one that I have a perfect right to go into."

The court ruled the question admissible, and the first clash in the famous case subsided.

The first move after court opened was the exclusion of all witnesses from the court-room and here the defense scored a point when on the motion of the prosecutor all witnesses were ordered excluded from the trial.

Attorney Smith read the list of state's witnesses and they were sworn. When the witnesses for the defense were called for Attorney Worden paralyzed the attorneys for the prosecution by declaring that he had not yet subpoenaed a single witness and that he did not yet know what witnesses would be called. He was therefore unable to exclude them.

The 12 men in the box constituting the regular panel when the case was opened, were:

Charles Schlaack, Frederick G. Hupp, William C. Kelling, G. B. Ruppel, C. E. Herold, Harry Bennett, Louis G. Paul, L. B. Collings, Henry

The Remarkable Will Of A Doctor

He Leaves the Secret of Life to His Children And the World.

One of the world's greatest physicians upon his death bed called his children about him and said: "When I die I will leave the secret of life as I have discovered it in my practice."

When they read his will it directed them to a safety vault which contained a large envelope marked thus: "The Secret of Life." Upon opening it they read: "Don't abuse the stomach." This profound thinker after a long life of medicine knew the stomach to be the throne of man.

Stuart's Dyspepsia Tablets will help you make a stomach healthy.

If it is worn out and lacks the fluids of digestion these tablets will take the place of such fluids.

If it is filled with poisonous juices, these tablets will neutralize and remove such poison.

If you cannot eat without agony these tablets will show you how you can. If you will eat foolishly, or drink excessively, or if business demands abuse of stomach, these tablets after meals will make such abuse light, for they take the hardship away from the stomach.

They are great digesters, filled with more powerful agents than the system can give. They go back into the blood after they have digested a meal, thereby increasing the ability of nature to take care of digestion without exhausting other organs.

High livers need feel no considerable hardship if they will eat one of these little tablets after a rich or late meal. It is a splendid gift to the stomach and a good habit to form. Stuart's Dyspepsia Tablets sell for 50c. per package at every drug store.

Send us your name and address and we will send you a trial package by mail free. Address P. A. Stuart Co., 150 Stuart Bldg., Marshall, Mich.

Soda Crackers with *crack* to them
Soda Crackers with *snap* to them
Soda Crackers with *taste* to them

Uneeda Biscuit

Oven-fresh—Oven-crisp—Oven-clean—

5¢ In dust tight, moisture proof packages. Never sold in bulk.

NATIONAL BISCUIT COMPANY

Hill, Herman Oberich, V. W. Bartholomew, Ernest Black.

It is considered unlikely that more than one or two jurors at the most will be obtained today.

The difficulty of the task confronted in securing a jury was made apparent in the first two hours of interrogation, the result being that six men were excused because they believed Mrs. Guinness to be alive and were obviously unfit to try Lamphere for his life on a charge of having murdered her.

Joseph Maxson, who assisted in digging one of the holes in which bodies were found, said 95 per cent. of the people of Laporte county believe that Mrs. Guinness is still alive.

The attorneys interested declare it would not be surprising if the case had to be tried outside of Laporte county.

Edward Morgan Seriously Shot

(Continued from First Page.) Mich., Nov. 16, 1855. He married Miss Fannie Tattersall. They have three children, all daughters.

Mr. Morgan was operated on at 9:40, and it is said that as the intestines were not perforated Mr. Morgan has an excellent chance of recovery.

E. H. B. Mackey, who shot the postmaster, lived at No. 10 Revere street, Cambridge, Mass. His father is a clergyman.

Miss Morgan's Courage. Little Miss Dorothy Morgan displayed wonderful courage, and it is her presence of mind that her father owes his life, should he recover from the wound. Mackey had thrust his gun close against Mr. Morgan's body, but before he could fire Dorothy caught his arm and tried to push it away. Her little strength was only sufficient to deflect the aim of her father's assailant and the bullet entered the left side of the abdomen, missing the intestines and coming out on the right side. The motive for the shooting is a mystery. Mackey had been employed for four years as stenographer for the law firm of Hill, Hunt & Betts, at 165 Broadway. He had always been regarded as a sober, efficient employe and no one in the office was aware that he knew Postmaster Morgan, or had any grievance against him. Mr. Morgan himself was as much at a loss to account for the shooting as any one.

"I don't know the man who shot me," he said at the hospital. "So far as I know I never saw him before."

It was said in the neighborhood, however, that Mackey was a member of the Sterling Republican Club, of which Postmaster Morgan is president. Mr. Morgan is leader of the Washington Heights Republican organization, and it is thought that political dissatisfaction is at the bottom of the tragedy.

Mackey Left Note. Mackey left the following note on the dresser in his room in an apartment on 116th street:

"To Whom It May Concern: I am perfectly aware that 999 men out of every thousand will consider my act as being simply the act of an insane man and I should be surprised if they did not. However, the real facts are that it is partly a protest against the fact that it is quite impossible for a poor man without political influence to get the law enforced, and partly revenge, and, of course, I know I am not morally justified in killing a man under the circumstances, (unless, possibly on the ground that no way exists for me to obtain redress in a milder form.)"

SET FOR DECEMBER 14.

Trial of T. Jenkins Hains as Accessory to Murder

Only a Small Crowd at the Hearing—T. Jenkins Seems Interested but Captain Hains Spends Time Gazing Out of the Window—Privilege of Another Postponement.

(By Leased Wire to The Times) New York, Nov. 9.—The trial of T. Jenkins Hains as accessory to the murder of William E. Annis, who was shot and killed by Captain Peter C. Hains, Jr., was today set for December 14 by Justice Aspinall, sitting in the supreme court at Flushing.

Jenkins Hains and his brother were brought to court from the Queens county jail by deputy sheriffs in a trolley car. There was only a small crowd at the court house when they entered. Jenkins Hains seemed interested in the proceedings but Captain Hains spent the time twisting a forelock of his hair and gazing out of the window. The fixing of a date for the trial had gone over from last Monday to give District Attorney Ira C. Darrin time to go over several affidavits presented by John F. McIntyre, counsel for the Hains brothers. These affidavits gave reasons for a delay of the trial for at least a month.

Mr. McIntyre today presented two new affidavits, asking for further delay. One of these affidavits was his own, in which he stated that he was about to be called in another case in the federal courts on which he had spent ten months preparation and that it would take at least six weeks before it reached a conclusion.

Justice Aspinall said he did not wish to postpone the Hains trial until after January as the district attorney went out of office on January 1. Mr. McIntyre responded that undoubtedly the new district attorney would retain Mr. Darrin. Justice Aspinall said he hoped as would be but he had control in the matter.

It was finally decided to set December 14 as the date with the privilege of another postponement should Mr. McIntyre wish it at that time.

CAUGHT UNDER BURNING TREE.

One Man Fatally and Two Others Seriously Hurt.

(By Leased Wire to The Times) Jeannette, Pa., Nov. 9.—Caught by burning branches of a falling tree, which they had accidentally fired and then cut down to avoid a forest fire, one man was fatally crushed and

two others received serious injuries at Adamsburg.

The dead: Lund Myers, aged 22, concussion of the brain; died in a few hours; leaves a bride of two weeks.

The injured: Charles Myers, a brother, back injured; Edward Schade, shoulder broken, internal injuries; condition serious.

The young men treed a coon in a wood several hundred yards from the Myers home and a small fire was started in the tree to smoke out the animal. Flames spread to dried leaves and branches. When Lund Myers started to chop the tree down its rotten trunk gave way unexpectedly, catching the men before they could run.

Gompers' Case Postponed.

(By Cable to The Times) Washington, Nov. 9.—Justice Wright, in the supreme court of the District of Columbia, postponed until Tuesday consideration of the case of Samuel Gompers, John Mitchell, and Frank Morrison, of the American Federation of Labor, who are charged with contempt of court. Both Gompers and Morrison will be in Denver, attending the federation of labor convention.

TWO MOTORMEN KILLED TWENTY PASSENGERS HURT

(By Leased Wire to The Times) Vancouver, B. C., Nov. 9.—Two motormen were killed and 20 passengers injured today in a collision between two cars on the interurban line between this city and Westminster. The dead are Murdock McDonald and A. Jamieson. The accident, it is alleged, was caused by the negligence of a switchman, James Young, who has disappeared.

HORSE SHOW OPENS.

Will Not be Discontinued and This Year's Show Expected to be Good as Any.

(By Leased Wire to The Times) New York, Nov. 9.—With the formal opening of the twenty-fourth annual horse show at Madison Square Garden at 9 o'clock today came a denial of the rumor that the annual horse show would be discontinued.

"So long as there is a dollar in the treasury of this association," declared James T. Hyde, the secretary, "this horse show will be held."

Alfred G. Vanderbilt said: "The entries show that the very best horses in America will compete in the various classes. If this be true, then I see no reason why this year's horse show should not equal any of its predecessors."

RALEIGH DEFEATED.

Greensboro High School Defeats Raleigh Team in a Fast Game.

In a hotly contested game of football on the new A. & A. athletic field Saturday afternoon, the Raleigh High School was defeated by the Greensboro High School by a score of 11 to 0.

FAVORITE FOOD CAN BE EATEN

Enjoy Your Meals Without Fear of Dyspepsia

If your meals don't tempt you, or you feel bloated after eating and you believe it is the food which fills you; if what little you eat lies like a lump of lead on your stomach; if there is difficulty in breathing after eating, eructations of sour food and acid, heartburn, brash or belching of gas, you can make up your mind that you need something for a sour stomach and indigestion.

To make every bite of food you eat aid in the nourishment and strength of your body, you must rid your stomach of poisons, excessive acid and stomach gas which sours your entire meal—interferes with digestion and causes so many sufferers of Dyspepsia, Sick Headache, Nauseous breath, and stomach trouble of all kind; Purifying the Intestines and Digestive canal, causing such misery as Bilioussness, Constipation, Griping, etc. Your case is no different—you are a stomach sufferer, though you may call it by some other name; your real and only trouble is that which you eat does not digest, but quickly ferments and sours, producing almost any unhealthy condition.

A case of Pape's Diapepsin will cost fifty cents at any Pharmacy here, and will convince any stomach sufferer five minutes after taking one (1) tablet that Fermentation and South Stomach is causing the misery of Indigestion.

No matter if you call your trouble Catarrh of the Stomach, Nervousness or Gastritis, or by any other name—always remember that a certain cure is waiting at your Pharmacist any time you decide to begin its use.

Pape's Diapepsin will purify the sour and most acid stomach within five minutes, and digest promptly, without any fuss or discomfort all of any kind of food you could eat.

Cotton Growers Will Discuss Night Riding.

(By Leased Wire to The Times) Memphis, Tenn., Nov. 9.—Night-riding and the burning of numerous gins in the south, in addition to the general cotton situation, will be discussed by delegates to the convention of cotton growers, merchants and ginners here on Tuesday.

GREAT LABOR BODY MEETS

American Federation of Labor is in Session in Denver, Colorado.

OVATION TO GOMPERS

Delegates Cheered the Leader For Many Minutes and it Looks as if Gompers Would Sweep the Convention When the Time Comes for the Election of Officers—Four Hundred Delegates in Attendance. Denver Gayly Decorated for the Occasion—Gompers' Annual Report This Afternoon.

(By Leased Wire to The Times) Denver, Col., Nov. 9.—The twenty-eighth convention of the American Federation of Labor, the greatest labor organization in the world, opened at the Auditorium today at 10 o'clock with about 400 delegates in attendance. Previous to the opening there was a short parade from the Albany Hotel to the meeting place, consisting of everyone of the delegates, the national officers of the federation and their wives, led by a band of two hundred pieces, the largest ever seen on the streets of Denver. The business streets are gayly decorated in honor of the hosts of labor.

The opening session was given over to welcoming speeches by Governor Buchtel, Mayor Speer, George Hally, president of the Colorado State Federation of Labor; George McLachlan, president of the Building Trades Council, and others of local note.

Samuel Gompers, president of the American Federation, responded and the reception he received when he arose indicated that he is going to sweep the convention when the time for the election of officers rolls around and will be able to override the opposition, should any come up. The delegates cheered for many minutes and the great leader wore a broad smile of satisfaction at the reception he received.

Other leaders were called on for speeches and the session closed with a general love feast.

This afternoon the serious business of the convention starts with the reading of Gompers' annual report. In it he makes detailed and lengthy statements of his work in the political field during the last convention, and of both political parties and of his experience with congress.

The report is full of recommendations and Gompers asks the convention to empower him to make a more vigorous stand than ever for labor in its effort to secure remedial legislation.

Frank Morrison's report deals with the growth of each organization and shows that the federation has had a

(Continued on Fifth Page.)

CASTORIA

The Kind You Have Always Bought, and which has been in use for over 30 years, has borne the signature of and has been made under his personal supervision since its infancy. Allow no one to deceive you in this. All Counterfeits, Imitations and "Just-as-good" are but experiments that trifle with and endanger the health of infants and children—Experience against Experiment.

What is CASTORIA

Castoria is a harmless substitute for Castor Oil, Paregoric, Drops and Soothing Syrups. It is Pleasant. It contains neither Opium, Morphine nor other Narcotic substance. Its age is its guarantee. It destroys Worms and allays Feverishness. It cures Diarrhoea and Wind Colic. It relieves Teething Troubles, cures Constipation and Flatulency. It assimilates the Food, regulates the Stomach and Bowels, giving healthy and natural sleep. The Children's Panacea—The Mother's Friend.

GENUINE CASTORIA ALWAYS Bears the Signature of



The Kind You Have Always Bought In Use For Over 30 Years.

THE CENTAUR COMPANY, 314 N. BROADWAY, NEW YORK CITY.

Statement of Condition of The Citizen's National Bank Raleigh, N. C.

Resources.	Liabilities.
U. S. Bonds \$225,000.00	Capital \$100,000.00
Loans and Investments 738,635.64	Surplus 167,310.27
Cash 101,294.75	Circulation 100,000.00
Due from banks 242,639.26	Deposits 940,258.68
Total \$1,307,569.65	Total \$1,307,569.65

September 22, 1908.

The Raleigh Savings Bank.

JOHN T. PULLEN, President. CHARLES ROOT, Cashier.

CAPITAL AND SURPLUS, \$75,000.00.

Four per cent. interest paid on deposits. Call in the bank, or write for further information. Bank open on Saturday evening from 5 to 9 o'clock to accommodate the public.

The Commercial National Bank STANDS BY ITS CUSTOMERS

said a gentleman the other day, and THAT IS TRUE. This Bank not only possesses the ability and resources, but it desires to air its customers at all times, and in any way which is consistent with safe and trustworthy banking methods.

THE COMMERCIAL NATIONAL BANK, CAPITAL AND SURPLUS, \$200,000.00

B. S. JERMAN, Pres.; A. A. THOMPSON, Vice-Pres.; H. W. JACKSON, Cashier; E. B. CROW, Assist. Cashier; J. J. Thomas, Chmn Board of Directors.

THE RALEIGH BANKING & TRUST COMPANY.

WITH An unsurpassed history behind it since 1865

Safety to its Depositors. Accommodation to its Customers. Willing service to its Friends.

CHAS. E. JOHNSON President. F. H. BRIGGS, Cashier.

WE CAN

Supply Your Wants

For anything in Furniture and Housefurnishings, for the Home or Office. We carry a complete line, guaranteed prices, and make terms to suit our customers. Agents for the well-known Macey Sectional Book Cases and Remington Typewriters.

CASH OR CREDIT

The Raleigh Furniture Co.

17 East Main and 18 Market Streets. J. M. RIGGAN, Manager. T. E. GREEN, Sec. and Treas. Capital City Phone 672.

INDIGESTION?



SIMMONS' LIVER REGULATOR

DYSPEPSIA?