



DR. IRVING H. JENNINGS, —DENTIST— Office Hours A. M. to 12 M. 164 Mill St., 1 P. M. to 4 P. M. Danville, Pa.

C. SHULTZ, M. D. 425 MILL ST., DANVILLE, PA. Diseases of the Stomach and Intestines a Specialty

ITEMS CONDENSED.

Shiremanstown, Cumberland county, which recently had a \$10,000 fire is moving now to secure a good water supply and a chemical fire engine. During his leisure moments R. H. Johnson, a wheelwright of Reading, made a table inlaid with 3,212 pieces of wood. The Odd Fellows reunion at Selinsgrove, on Saturday, was attended by 5,000 Odd Fellows and their friends from Snyder, and adjoining counties. People of Homestead are happy, as today the Homestead Steel works will go on double time. All the departments, except a few plate mills, will be in operation. Within a few rods of the old Drake oil well, near Titusville, where oil was originally discovered in 1859, a well drilled a few days ago by the Kehr estate is now flowing nearly one hundred barrels a day. September, 1874, the Susquehanna river at Dancaannon was lower than it had been since 1803 and a stone was then marked and charted Thursday this stone showed the water to be ten inches lower than it was then. The Schwenkfelder memorial day, observed annually for 174 years since the first Schwenkfelder, immigrants arrived in Philadelphia, will be celebrated on Thursday at the Krausdale church, near Pennsburg, Montgomery county. A novel feature in connection with the formal opening of the new bridge at McKeesport will be a public marriage of Herman Wanderie and Miss Elizabeth Grim of McKeesport by Mayor Coleman, on the new bridge at 4 o'clock Thursday afternoon. D. S. Duprienes, while fleeing from the Pottsville police force because of a series of burglaries committed in that place, of which he was accused, fell from a freight train in the Philadelphia & Reading tunnel, near Tananqua, on Saturday and was killed. Rev. Philip Pfatfeicher, a widely known and prominent Lutheran minister for forty-eight years pastor of Zion Lutheran church in Easton, died very suddenly on Friday night, the seventy-second anniversary of his birth and thirty-fifth anniversary of his marriage. A girl who gave her name as Mary Kelly came to the home of Mrs. John E. Marsden in West Philadelphia last Thursday and applied for a position as domestic. She was engaged and got to work at once. On Saturday she went out ostensibly to mail a letter. Time passed and the girl did not return and then it was discovered that she had looted the safe and carried away about \$5,000 worth of jewelry. G. S. Roberts, of Norristown, served strawberries at his dinner on Sunday, the fruit having been plucked from his own garden. The dog catcher of Norristown is also looking for stray goats which seem to be an annoyance. Farmers in the northern part of Lawrence county are excited over the striking of oil and natural gas near Moravia. Representatives of a New York syndicate are buying up farms in northern Berks county that have cement rock deposit. The price of farm land in Lancaster county is higher this year than it has been for fifteen years. Farms of from fifty to one hundred acres with good buildings sell at from \$175 to \$225 per acre. Miss Minna Huppert, a prominent grammar school principal of Pottsville, aged 35 years, who was stricken with sickness several weeks ago when she said she would not live longer than September 20, and true to her prediction she died on Sunday. John Worf, the veteran teacher of York county, has just begun his sixtieth year in the school room at Prospect school, near Hanover. Although he is 76 years old he walks daily five miles to and from schools with the buoyancy of a young man. During a celebration at the home of John Ambrose, of Gilberton, Schuylkill county, on Saturday night at which there was dancing, the house toppled over and two adjoining houses went with it. Several persons were badly injured and the affair created much consternation. The houses were resting on blocks in the process of being raised and the dancing had caused some of the blocks to drop out.

MIGHTY JOB HAS FALLEN

Job, the big, shaggy bull elk that for years has been one of the wonder sights at the game preserve of Hon. Alexander Billmeyer at Washingtonville, was yesterday killed by Mr. Billmeyer. The cause of good order and peace within the confines of the Billmeyer preserve demanded the passing of Job, whose tendency toward trouble making was his most marked characteristic. Ever since he was a yearling Job's escapades have been the scandal of the herd. He was ready for a fight at any time, and lacking another bull elk to fight, he would maltreat the cows of the herd and kill the calves. Each year he became worse, departing farther and farther from the virtues that his name would lead one to suppose he should possess. Last year it was decided by Mr. Billmeyer that when Job's antlers had again matured, he should be killed. Some weeks ago the velvet dropped from the big elk's antlers, and yesterday afternoon was selected for the execution. About fifty people were present, when Mr. Billmeyer fired the first shot at his ferocious pet. Mr. Billmeyer used a muzzle loading rifle which he charged heavily. TOOK THREE SHOTS. Job received the first shot standing. The bullet struck him in the head, but the remarkable toughness of his skull prevented its taking fatal effect. After the shot he seemed slightly surprised, but did not move. Sniffing the air and distending his nostrils he was gazing about when the second shot was fired. This time Job was knocked from his feet, but he struggled up upon his haunches, where he remained for about ten minutes while an attempt was made to lasso him. Of a sudden the big elk seemed to gain a second strength, bounded to his feet and reared his huge antlers aloft, presenting his head as a fine target for Mr. Billmeyer's third shot which at that moment rang out, bringing the noble beast to the ground, dead. All during the ordeal the bravery exhibited by Job was most remarkable. It would have been the instinct of almost any animal to make a dash for the shooter or try to get out of range of the gun. Not so with Job, however. It was probably twenty minutes from the first shot until he fell dead, but in that time, he did not move from the spot where he first stood, nor did he show the slightest trace of pain or fear. A BIG ELK. Job was nine years of age. The son of Jumbo Bill, the mighty king of Mr. Billmeyer's herd, he was but slightly smaller than his sire. 1152 pounds he weighed alive and when dressed he tipped the scales at 576 pounds. The carcass will be but in cold storage for several weeks prior to serving. The Indians considered elk meat one of their greatest delicacies, and their constant pursuit of the animals or food is given as the reason for the fact that they are now nearly extinct. JUMBO BILL LAMENTS. A remarkable incident in connection with the killing of Job was the behavior of Jumbo Bill during the execution. While the two bulls had always been antagonistic to each other, still there had always existed a sort of an unexplainable companionship between the two rivals. When Jumbo, in his enclosure, heard the first shot, and smelled the blood, he tore at the barricade that separated him from the scene of the execution. So fearful were his ravings that it was necessary to warn the spectators back out of the way of possible danger should Jumbo succeed in liberating himself. All during the time that Job was in his death agony, Jumbo raged. When finally Job was dead, the big monarch of the herd dropped his massive crest and hung his head, and standing perfectly still gazed reproachfully at the people who came to look at him. HEAD WILL BE MOUNTED. Charles Eldon, of Williamsport, an expert taxidermist, was present when Job was killed and at once removed the head and skin. Mr. Billmeyer will have the head and antlers mounted, and of the legs a piece of furniture will be made. Rain Not Wanted. The drought has its amusing as well as its disagreeable features. In Allentown the management of the fair there which is the biggest in the eastern part of the State, was properly indignant when part of the population offered prayers for rain, when such a calamity would ruin the business.

PROTEST AGAINST EXCESSIVE SPEED

Important matters relating to the paving of East Market street occupied considerable time before council Friday night. A communication was received from Charles P. Hancock relative to a notice received from council requesting the Danville and Sunbury Transit Co. to take up the rails on East Market street and replace them with the same style and weight of rail as is now being used on Mill street. Mr. Hancock said that he was fully aware that this change of rails, in case it was decided to pave East Market street, is part of the bond. Nevertheless, he felt constrained to ask that the rail now laid on East Market street be permitted to remain when the street is paved. Both Bloomsburg and Shamokin have paved to this sized rail and it is generally regarded as perfectly practicable. Under the circumstances Mr. Hancock did not feel that it would be just for the borough to compel his company to assume additional expense and replace the rail at present in use. On motion of Mr. Cleaver the following resolution was adopted: "Inasmuch as the Danville & Sunbury Transit company desires to retain the rails now in use on East Market street and have their portion paved with a special brick, we are satisfied for them to do this on condition that they give the contract to the borough, furnish a surety bond for the payment of the bill and settle with the borough for any amount remaining unpaid for the paving of Mill street, which should have been paid by the Danville and Sunbury Street Railway company." On motion it was ordered that Mr. Hancock's communication be accepted and he be apprized of council's action. On motion of Mr. Everhard it was ordered that S. R. Kreiger be notified to repair the pavement along his property on West Mahoning street. FAST AUTO DRIVING. A communication was received from Borough Solicitor Gearhart relative to the high rate of speed at which certain automobiles are being operated almost daily within the municipal limits of the borough. The solicitor states that every day contributes its quota to the list of horrible automobile accidents and he sees no reason why the borough should be immune from this growing menace to public safety, at the present time especially when hundreds of heedless children are thronging the streets. He urged that proper action be taken relative to the unlawful rate of speed. On motion of Mr. Angle the communication was accepted and filed. The members seemed of the opinion that the officers could be relied upon to enforce the automobile law, which would insure ample protection to the public. NEW FIRE PLUGS. On motion of Mr. Russell it was ordered that a new fire plug be installed at the corner of Iron and Front streets. On motion of Mr. Finnigan it was ordered that the interior of the building of the Friendship Fire company be papered and painted by the borough. On motion of Mr. Russell it was ordered that the fire department be paid two quarterly appropriations now due. Mr. Russell, chairman of the fire committee, enumerated a lot of supplies needed in the fire department, which on motion were ordered purchased. On motion of Mr. Finnigan it was ordered that a helmet be purchased for the chief-of-police. Mr. Edmondson appeared before council in the interest of a reduction of license for the opera house. On motion of Mr. Deutch it was ordered that the license for the auditorium of the opera house be fixed at sixty dollars for the present season. The vote stood as follows: Yeas—Deutsch, Marshall, Everhart, Jones, Finnigan, Cleaver, and Schatz. Nays—Russell, Moyer, Angle, Russell and Finnigan. The following members were present: Schatz, Cleaver, Pursell, Finnigan, Jones, Moyer, Russell, Deutsch, Marshall, Angle, Connoley and Everhart. The following bills were approved for payment at the meeting of the borough council last night: BOROUGH DEPT. Regular employees \$137.50 Labor in Light Dept 16.50 Washington Fire Co 45 Standard Elec. Light Co 8.44 Jere Woodring & Co 9.07 Atlantic Refining Co 29.37 Harvey J. Lobach .90 D. R. Williams 6.00 W. H. Ammerman 32.30 J. P. Bate, Com 293.35 Labor and hauling 90.88 Friendship Fire Co 36.00

VIEWERS TAKE TESTIMONY

John Roberts, William Madden and D. N. Dieffenbacher, viewers appointed by the court for the purpose of viewing a portion of the public road leading from Limestoneville to Ottawa, held a view on Saturday 13th inst. and Saturday last took testimony relating to the relocation of the road. The viewers decided to grant the change. The road in question lies in Limestone township between a point where the highway is crossed by a public road leading from Washingtonville to Paradise and another point at or near the corner of lands of Alexander Billmeyer. The road, which is alleged to have become inconvenient and burdensome, has been before the court in one form or another for a couple of years past. A petition signed by sixty-three taxpayers of Limestone township was addressed to the viewers representing as follows: That in their judgment the highway in question is not inconvenient and burdensome, but affords the safest, best and easiest manner of reaching the various points therein. That a change of location as prayed for would result in a large expenditure of money, hence would be burdensome upon the taxpayers of the township. That the community at large is not in need of a relocation of the road as prayed for, as the road in its present condition and location is best suited to answer all the demands of the traveling public. The petitioners, therefore, respectfully ask that a decision favorable to the present location of the road in question and against the prayer of the petitioners for a relocation of the same. In view of the petition the viewers before deciding as to the expediency of making a change in the road between the above points decided to take testimony relating to the matter. The hearing took place in the grand jury room at 2 o'clock Saturday afternoon. The following persons were present: Hon. Alexander Billmeyer, Harry Billmeyer, Daniel Rank, Esq., Charles Shultz, Charles Genger, George Van Nordstran, Edward Balliet, Charles Geiger, Howard Wagner, and J. C. Benfield. Besides the three viewers, Ohl Wanger and Wallace Dean, supervisors of Limestone township, were present. Practically all testified. It was held that the change of road, which was unnecessary, would entail upon the taxpayers an expenditure of little less than a thousand dollars and that the township at the present time is not in circumstances to bear the cost; also that the taxpayers are overwhelmingly against it. Much stress was laid on a never-failing stream of water flowing along side the road that it is proposed to vacate, which has always been highly appreciated by the public. No testimony was taken on the side of the petitioners who prayed for a relocation. The viewers decided to grant the change of road as prayed for but to allow no damages. The road as relocated cut off about an acre and a half of ground from the farm of J. C. Benfield. GAVE THEM FIFTEEN DAYS. Council has set a time limit in which Merritt & Co., the tardy contractors who secured the job of erecting a fire escape on city hall last July, may complete their work or forfeit the contract. When the three bids for the city hall fire escape were opened on the 18th of last July, Merritt & Co. were found to be the lowest bidders. The contract was awarded to that firm. Since then there have been a series of delays, and now the borough authorities find it impossible to get even a reply to a letter. At the meeting of the borough fathers Friday evening Merritt & Co. were given fifteen days in which to have the fire escape on the ground and erected, or else the contract would be relet. New Sidewalk. A new flag stone sidewalk has been laid along the Ferry street side of the Mahoning Presbyterian manse. The sidewalk replaces a brick walk and is a great improvement. Wedded Here. Albert Hollingshead, of Catawissa, and Abbie Kern, of Elk Grove, were married yesterday afternoon by Rev. William Brill, at St. Paul's M. E. parsonage, West Market street. WATER DEP'T. Regular employees \$166.00 P. H. Foust 77.35 Friendship Fire Co 12.71 Labor and hauling 103.50 Washington Fire Co 1.75 Atlantic Refining Co 30.13

DIETRICH AGAIN FACES JURY

WILKES-BARRE, Sept. 21. Peter Dietrich went on trial for the fourth time for the killing of James A. Jones in the Luzerne county court this morning. The case is being tried before Judge John Lynch. It is very evident that the remarkable history of Peter Dietrich's case is well known in Luzerne county at least in Wilkes-Barre and the interest is manifold. The large contingent from Montour county, which arrived on the 9:30 Pennsylvania train, was sufficient in itself to arouse some curiosity. FROM MONTOUR COUNTY. The Danville party, mostly witnesses, were as follows: Dr. W. R. Paules, Dr. R. S. Patten, Joseph R. Patton, A. L. Delcamp, J. C. Mincemoyer, John Griër Voris, John Woll, Andrew Rogers, William Deutsch, Lewis Byerly, J. W. McKinney, John Ross, George Ross, Mrs. Martha Jones, Thomas G. Vincent, Horace C. Blue, Jacob Swayze, S. M. Dietz, David Jones, D. D. Williams, Hon. H. M. Hinckley, District Attorney C. P. Gearhart, Thomas C. Welsh, Esq., Dr. G. A. Stock, T. W. Bedea, Adam Mayan, John Doster, Harry Fields, William Childs and F. M. Gotwalds, representative of The Morning News. DRAWING JURY IS SLOW. The case was called in court room No. 1, where after District Attorney C. P. Gearhart, Hon. H. M. Hinckley and Hon. Grant Herring were formally admitted to the Luzerne county bar, the court proceeded to impanel a jury. In a county as large as Luzerne where the rank and file of the population would be supposed to be unfamiliar with the details of the killing of James A. Jones, one would have thought that the impaneling of a jury would be a simple process and would consume but little time. It soon became apparent, however, that each side intended to exercise its full prerogative as to challenge and to labor zealously to the end that no man might find his way into the jury box who by affiliation of any sort, prejudice or temperament is disqualified for rendering a verdict fully in accordance with the evidence. It was 10:20 o'clock when Peter Dietrich was formally arraigned. The defendant pleaded not guilty. As is natural after his long confinement Dietrich begins to show the prison pallor; he seems self-possessed, however, hopeful and in good health. At the outset it was understood by the court that the Commonwealth will not press for anything higher than a second degree verdict. In impaneling a jury each man called was placed under oath and the usual questions were asked as to whether he had read or heard of the case, formed an opinion as to the guilt or innocence of the defendant. In addition he was closely questioned as to his relations with people in Danville to determine whether he might be consciously or unconsciously influenced. On the list of jurors are three newspaper men: W. B. Cleary, of the Times-Leader; Eugene Giering, editor of the Wilkes-Barre Record; Gallie Evans, editor of the Pittston Gazette. By noon after 21 jurors had been called only 4 had been accepted. Of the jurors rejected only a few were challenged for cause. One of the jurors was excused on the novel plea that, owing to the pressure of his business affairs, he felt sure that he could not give his undivided attention to the evidence or as he put it "that his mind would run in another channel." Judge Lynch admitted that it was establishing a precedent to excuse the juror for such a reason, but he said the man was intelligent and no doubt fully understood the operation of his mind. The man who was thus excused was E. Laird, merchant, of Avoca. The men selected as jurors by the hour of noon were: John Kisbaugh, laborer, of Foster township; Griff Pritchard, engineer, Lehman; Robert Pritchard, conductor, Wilkes-Barre; Thomas Stoneham, fireman, Plymouth. AFTERNOON SESSION. Court convened at 1:30 o'clock this afternoon and immediately resumed the work of impaneling the jury. LINE OF DEFENSE. John T. Lenahan, who examined the jurors for the defense, plainly indicated by his questions what the main line of defense would be. He repeatedly asked the jurors whether in case it could be shown that Dietrich was nervous and broken up with impaired will power—in short in a condition of delirium tremens—as a result of drink—whether in that case they would give any weight to the testimony, or in other words accept such facts as a defense. The answers on this point were various. Some were undecided; others were quite sure that they could not accept drunkenness in any form as an excuse for crime, while still others thought they could give due weight to such testimony.

Former District Attorney B. R. Jones conducted the examination of jurors for the Commonwealth. The questioning of jurors was, if possible, more insistent and searching than during the former trials at Danville. It was nearly 4 o'clock when the twelve men were selected. The Commonwealth then had four peremptory challenges of the twenty due it still remaining. The defense had two remaining. THE JURY. The jury impaneled is as follows: William Costello, book keeper, Bear creek township. John Kisbaugh, laborer, Foster township. Henry Moseman, barn boss, Laffin. Griff Pritchard, engineer, Lehman. Robert Pritchard, conductor, Wilkes-Barre. Charles J. Reuffer, optician, Wilkes-Barre. Daniel W. Smith, farmer, Conyngham. Thomas Stoneham, fireman, Plymouth. James Tilinsky, clerk, Pittston. Daniel Wallen, farmer, Huntingdon township. Frank Wenner, grocer, Freeland. Jacob Reese, blacksmith, Wilkes-Barre. At 4 o'clock court adjourned to reconvene tomorrow morning at 10 o'clock. WILKES-BARRE, Sept. 22. The second day of the fourth trial of Peter Dietrich for the killing of James A. Jones, was marked by the taking of much testimony, a great deal of which had not been introduced at any of the previous trials. A mild sensation was created during the afternoon when Hon. Grant Herring, opening for the defense, announced that Peter Dietrich would take the stand in his own defense, and would tell what he could of the shooting. With the closing of this afternoon's session the taking of testimony is nearing an end, and a verdict is expected Wednesday night or Thursday morning. Dietrich's friends who are attending the trial are predicting that the jury will acquit the accused. The taking of testimony in the case of Commonwealth vs. Peter Dietrich began in city hall, East Market street, Wilkes-Barre, this morning at 10 o'clock. The jury was impaneled in court room No. 1 on Monday, the entire day being consumed. On Monday afternoon at 4 o'clock Judge Lynch announced that court would adjourn to reconvene Tuesday morning in city hall, where the case would be completed. Judge Evans of the Columbia-Montour district will preside in court room No. 1 vacated by Judge Lynch. COMMONWEALTH OPENS. B. R. Jones opened for the Commonwealth, dwelling upon the importance of the case and at length outlining the facts as the Commonwealth will submit them. There was intense silence throughout the court room as Mr. Jones slowly and with considerable dramatic effect went on with the recital; all of which attested the deep interest felt in the trial here and the desire to learn all the circumstances of the case, which has been so widely publicized. The witnesses were examined by Hon. H. M. Hinckley for the Commonwealth. MRS. JONES ON THE STAND. Mrs. Martha Jones, wife of James A. Jones, the deceased, in the case, was sworn. She told when she last saw her husband alive, on Tuesday evening, February 13, 1906. He was a heater she said and was employed at the tube works. She next saw him lying dead, on a bench, in Peter Dietrich's saloon. That was between 1 and 2 o'clock on Wednesday morning. He was lying on his back with a bullet hole under his left eye and the blood was running down on the floor. The witness rearranged the body and wiped the blood from the dead man's face. John T. Lenahan conducted the cross examination. He was brief. RODGERS' STORY. Andrew Rodgers sworn. He was at Peter Dietrich's saloon on the night of February 13, when the shooting occurred. He was right outside the door when Jones and Woll went in. A couple of minutes later Rodgers followed Woll and Jones into the saloon. They were standing at the end of the bar talking about the society of Eagles. After Rodgers came in Woll treated. Dietrich served the beer. Woll said: "Set them up again." Dietrich said: "Go fill them up, Andy." Dietrich took cider; the rest took beer. Next Dietrich said "Set them up" and they all took cider. Jones was at the far end of the bar. A short time afterward he went over to the opposite side of the room and lay down on a bench. Dietrich stood at the bar, talking about the west, lassoing cattle, etc. A little while after that he went in to the side room. He began talking. Corky laid on "g".

eye on Corky, who was doing the talking. Witness saw Dietrich reach over to a shelf behind the bar, under a curtain. He drew out a revolver. He faced the bar and held the pistol on his arm. Finally the revolver went off. There was a brief silence and then Dietrich said: "I shot up in the corner." After a while Rodgers said: "There's something the matter with Corky, he's so quiet." Woll walked over to him and discovered that he was shot. Dietrich said: "If I shot him, I did not mean to; go for a doctor." Cross-examined by Mr. Lenahan. Rodgers illustrated how Dietrich handled the revolver in showing how the cowboys shot. After going through the movements he went into the side room. It was some time after he came out of the room that witness saw he had a revolver. There was no ill humor nor unfriendliness shown. After coming out of the room Dietrich continued his demonstrations as to how the cowboys handled the "gun." It was at this time that the pistol went off and Jones was killed. Dietrich, the witness said, was in bad shape—had a pretty good load on; his hand was shaky. Witness was emphatic; all were joking, laughing and in the best of humor. OFFICER VORIS TESTIFIES. John G. Voris, police officer, of Danville, sworn. He was called to the house of Peter Dietrich after the shooting. Searched the house for Peter Dietrich, but did not find him. Cross-examined. Witness was accompanied by Chief-of-Police Mincemoyer and Night Patrolman Lewis Byerly. Entered bar room first—examined adjoining room and went up stairs to the third floor. After examining upper stories returned down stairs. Officer Voris was not called as a witness at last trial. CHIEF MINCEMOYER ON STAND. J. C. Mincemoyer, chief of police of borough of Danville, sworn. He was called to the bar room of Peter Dietrich on the night of February 13, about twenty minutes of 12. He found Jones lying on the bench on his back; he was dead. Dr. Paules, Officer Voris and Night Patrolman Byerly were present. Peter Dietrich was not there. Officer Voris had searched the house but could not find him. Later they heard some one up stairs. Chief Mincemoyer and Officer Voris were in the act of going up stairs when Dietrich called down: "Is that you Chief?" Receiving a reply in the affirmative he said down: "You need not come up; I will come down; I am no murderer. I shot in self defense." The officer asked for the revolver. Dietrich said that he hadn't it and repeated twice that he was no murderer but shot in self defense. Turning to his sister Dietrich told her to go up stairs and fetch the revolver, which was contained in a cigar box. Witness identified the revolver as the one that Dietrich had presented to him in his sister's presence, acknowledging that it was the one with which he had done the shooting. When the witness received the pistol there were two empty cartridges and three full ones. It was a five shooter. The odor of power and smoke could still be detected. It is not a self-cocking revolver, but one that cannot be discharged without pulling the hammer back first at half cock and then at full cock. The witness saw another revolver there—before Dietrich came in—an empty self-cocking revolver lying back of the bar and under a white cloth. After identifying the revolver the witness in answer to questions explained that following instructions from the court he took the revolver to the water works and emptied it. Cross-examination. Peter Dietrich was in a highly nervous condition. MR. DOSTER'S TESTIMONY. John Doster sworn. He accompanied Dr. Paules to Dietrich's house after the shooting. He heard Dietrich repeat that he had shot Jones, but that he did not intend to. Once he heard him say: "I am no murderer. I shot him in self defense." Cross-examination. Dietrich's talk was rambling and incoherent; he was highly excited. LEWIS BYERLY. Lewis Byerly sworn. His testimony was substantially the same as Chief Mincemoyer's. Dietrich said he had shot Jones, but that he didn't mean to. He repeated many times that he was no murderer, but shot in self-defense. Pistol bore evidence of having been recently fired; it bore the odor of powder. Cross-examination. Once Dietrich said: "I shot him, but I did not intend to." Dietrich was excited and talked continuously. DR. R. S. PATTEN. Dr. R. S. Patten sworn. He was in the bar room when Dietrich gave himself up. Was there when the revolver was given up. Witness saw another revolver behind the bar. Continued on 3rd Page.