

JURY FAILS TO REACH VERDICT

Seven Hours of Deliberation
Brings No Agreement in Case of Theft Prosecution.

Jurors in the trial in district court here of the Jennings brothers, brothers charged with guilt in connection with alleged theft of an automobile, owned by T. M. Goedel, who was killed January 28, last, after having been held up at midnight, failed to reach an agreement on their verdict.

Trial occupied the entire day, the evidence given to the jury on a check.

In the prosecution, conducted by J. W. Taylor, it was made of the testimony of David Harkness, who was originally a co-defendant with the Jennings brothers in this case. Harkness admitted he had given information to many tenders to eliminate the Jennings brothers in the alleged theft of the car. In rebuttal, he testified that his former brothers had accompanied him from Laramie, Wyoming, to the McMullen creek, to Twin Falls on the evening of the alleged theft, and testimony in corroboration of the statement was given by R. E. Pease, the Fuller, and the great fact that defense would differ materially from that of Harkness.

Deny Complicity.
Paul Jennings, in behalf of the defendants, testified that he and his brother, Raymond, had left McMillan creek on the evening of the theft. Paul Jennings of Hazel, younger brother of the defendants, testified that he had visited them at McMillan creek on the evening of that day. John W. Doherty, of the county jail, testified that Harkness admitted to him that he had taken the car. C. Ivan Pease testified that he had leased the McMillan creek property to the Jennings brothers and their family.

The prosecution introduced testimony of Mr. Condoner to establish ownership of the car, and of Deputy Sheriff Charles Evans and of W. V. Hart relative to the arrest of the Jennings brothers and Harkness at McMullen creek where, they stated, the three men were engaged in dismembering the machine gun.

Members of the jury, who are first impanelled for the present term of court, were John Lantz, Albert Brown, Fred J. Evans, W. A. Chance, E. C. Clark, A. M. Pulley, A. J. Pinko, J. P. Gandy, C. C. McHarding, F. C. Pease, W. H. Davis, J. C. Moore.

PREPARE FOR INSPECTION

Preparations for annual inspection to be conducted here April 20, next, by Captain D. E. O. Irvin, Post Douglas, and Captain W. C. Condoner, 12th Cavalry, Idaho national guard, are herewith to assemble for regular weekly drill on Monday evening at 7:30, a half hour's advance notice, according to announcement by First Lieutenant J. D. Holgin.

REAL ESTATE TRANSFERS

Furnished by the Twin Falls Title and Abstract Company.

Saturday, March 21.
W. D. C. Kelley to L. T. Kelley, \$600; one-third interest NW SE 18-10-10.
Mr. and Mrs. A. Blair to M. L. Butler, part SE SW 22-10-11.
W. D. High Line Steel Farms to J. Pufahl, \$500; part NW NW, 34-10-15.

SUBSCRIBE FOR THE DAILY NEWS

KIMBERLY BUSINESS-MAN IS SUMMONED BY DEATH

Isaac Still Swearingen Dies at Home From Effects of Pneumonia; Had Active Career in Community Affairs.

KIMBERLY, March 23.—(Special to The News)—Isaac Still Swearingen, the known business man and citizen of Kimberly for about 40 years, died yesterday afternoon at his home from effects of pneumonia. He was 65 years old. Arrangements for funeral services have not been completed. Services will be held at the First Presbyterian Church, where he was born April 26, 1859.

He was active in the affairs of Kimberly, being a member of the board of trustees of the Kimberly school. He was for many years engaged in business as a banker, and for a time engaged in real estate business. This year he became associated with his son, Jerome, in a business in a furniture and implement business.

Besides his wife and two children, Mr. Swearingen is survived by two brothers, N. W. Swearingen and Frank Swearingen, both of Kimberly.

KELLY PLEADS GUILTY TO POSSESSION OF LIQUOR

John W. Kelly, in all probability, has pleaded guilty to the charge of possession of liquor on which he was arrested here recently by police, and deputy sheriffs who discovered a number of liquor in his car. Judge W. A. Doherty, who presided over the trial, said yesterday that judges in the case would be pronounced next Friday.

Immediately after the appearance of the trial Judge W. A. Behock, presiding, granted the motion of J. C. Hall, attorney for the Jennings brothers, to withdraw his client from the defense, and, testifying that the great fact that defense would differ materially from that of Harkness.

Deny Complicity.
Paul Jennings, in behalf of the defendants, testified that he and his brother, Raymond, had left McMillan creek on the evening of the theft. Paul Jennings of Hazel, younger brother of the defendants, testified that he had visited them at McMillan creek on the evening of that day. John W. Doherty, of the county jail, testified that Harkness admitted to him that he had taken the car. C. Ivan Pease testified that he had leased the McMillan creek property to the Jennings brothers and their family.

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LARCENY TRIAL SCHEDULED

Three Men Accused of Theft of Sheep

Wait to Answer to Charge in Dist. Court Here Today

Trial in the case of Roy Lard, Andrew Perkins and Leo Perkins, charged with the larceny of 100 sheep, which had been taken from the Twin Falls Stock yards, began today in the Twentieth District Court. Several of the witnesses summoned by both prosecution and defense, however, did not appear.

He was active in the affairs of Kimberly, being a member of the board of trustees of the Kimberly school. He was for many years engaged in business as a banker, and for a time engaged in real estate business. This year he became associated with his son, Jerome, in a business in a furniture and implement business.

Besides his wife and two children,

Mr. Swearingen is survived by two brothers, N. W. Swearingen and Frank Swearingen, both of Kimberly.

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OFFERS STRONG PLEA FOR SUPERVISED PLAY

O. P. Duvall

Asks Individual Responsibility

of Environment of Community's Younger Citizens

Supervised play and recreation is fundamental to right, health and happiness, and should be encouraged in all communities throughout the country.

It is to be hoped, Judge Duvall grants in charge of Mrs. Charles North

permitted, "that the old fad—those who have won a

place in life

and

success

will not

lose

the

right

to

play

and

recreation

but

will

not

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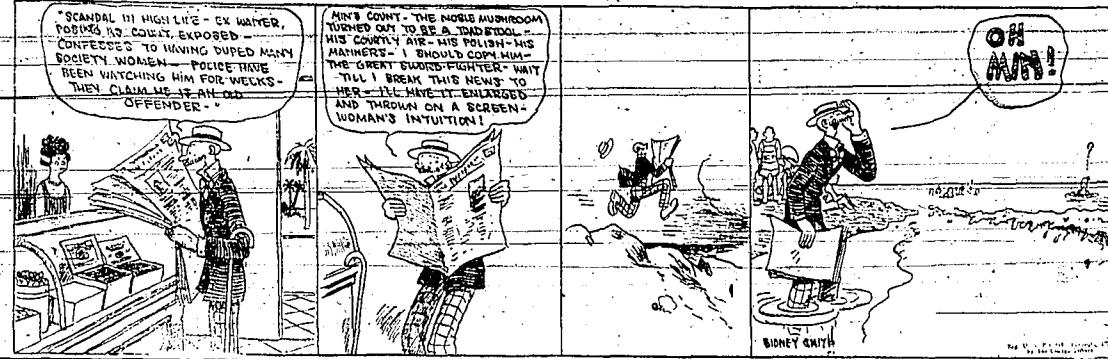
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CLASSIFIED ADVERTISEMENTS

ONE CENT PER WORD PER INSERTION - AND WORTH IT

Advertisements under this head are always alive and active, and constitute the best means to far devised of bringing the need of advertisers to the attention of residents of South Idaho

FOR SALE - MISCELLANEOUS

FOR SALE - Two electric Aper water heel apartments. Price \$1000. **FOR SALE** - House, 200 m. 100 ft. **FOR SALE** - Buttons, pins and rings, as well as clothes for all makes of cars. **FOR SALE** - Chevy, a horsepower variable speed motor. Citrus Electric company.

FOR SALE - Crank cases drained free. Try our service. **Lind Automobile Company**.

FOR SALE - Alfalfa hay 34 miles southeast of Twin Falls. Phone 5745.

FOR SALE - Stock in Five and One Penny company at 7½ per share. Phone 306.

FOR SALE - You will save money by buying tires than ever, as prices are advancing. **Lind Automobile Company**.

FOR SALE - \$500 for \$1000 equity in lots on paved street. Address P. O. Box 100.

FOR SALE - More people are buying our gas than ever. They have discovered its quality. **Lind Automobile Company**.

FOR SALE - 15-30 Case tractor with plow, almost new, at a bargain. **Lind Automobile Company**.

FOR SALE - Window shades and door glass, mirrors, plate and window glass. **Meen's Paint Shop**.

FOR SALE - 100 cent pure pure Pennsylvania Paraffin, home motor and train oil at 25¢ per quart. The perfect lubricant for your motor. **Lind Automobile Company**.

FOR SALE - Complete equipment for candy store; 8 foot fountain with automatic carbonator; slow cases, tables, chairs, booths, glassware, etc. **Herrick Candy Store**.

FOR SALE - 100 cent tire tread, tire plows; must be sold at sacrifice price; lowered from \$250 to 150¢ each. More than one taken \$25 less. **New Stock**, 200 Second avenue north, Phone 2500.

FOR SALE - Ansul, belting, bags, plastic bags, wire mesh, wire, steel, and second hand. 1 1/2 H. P. electric motor with starting box 1 1/2 H. P. gas engine. **Ansul Fuel House**, 100 Second Avenue, east side ground floor. Phone 610.

FOR SALE - Trees and plants. Low cost. Highest Quality. **Plants**, trees, shrubs, roses, vines and plants to beautify your home. **Franklin Nurseries**, 100 Second Avenue, south side, east side ground floor. Phone 610.

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FOR SALE - Furnished apartment on acreage. Phone 1144.

FOR RENT - Bedrooms next to bath. Furnaces - Glass Co. Phone 4743.

FOR RENT - Two furnished rooms. Inquire at 12 Main avenue north or at The Poppy.

SEEDS.

FOR SALE - 100 cent what ever you want - **Plants**, trees, shrubs, roses, vines and plants to beautify your home. **Franklin Nurseries**, 100 Second Avenue, south side, east side ground floor. Phone 610.

FOR RENT - Furnished apartment on acreage. Phone 1144.

FOR RENT - Bedrooms next to bath. Furnaces - Glass Co. Phone 4743.

FOR RENT - Two furnished rooms. Inquire at 12 Main avenue north or at The Poppy.

FOR RENT - FURNISHED

FOR RENT - Furnished what ever you want - **Plants**, trees, shrubs, roses, vines and plants to beautify your home. **Franklin Nurseries**, 100 Second Avenue, south side, east side ground floor. Phone 610.

FOR RENT - Extra good beds, laundry. Phone 534411. J. V. Jones.

MONEY TO LOAN.

MORTGAGE LOAN SWIM & CO.

MONEY TO LOAN - Parcs and property. U. E. Potter, real estate.

FOR RENT - Furnished apartment on acreage. Phone 1144.

FOR RENT - Room for rent, \$10 per month. Fifth avenue north.

FOR RENT - Furnished apartment on acreage. Phone 1144.

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