

turned about 11. The house was locked. When he entered he found his wife's dead obdy in a clothes basket in the rear room, with clothes and guilts thrown over her. Her clothes were bloody and there were wounds on her head and face. He stated that he missed a gun, loaded shells, a razor, a coat, his wife's cloak and other articles from the room. He identified the coat, which sleep in.

at that very moment Brack Toland was wearing, as the coat that was taken from hs house the moruing of the murder.

His gun had been returned to him saying that he was hungry. They by Mr. M. P. Fox. The gun was went up to Mrs. Ellisor's and she gave identified by witness and placed in them some bread. They then asked It is a single barreled evdence. to be allowed to warm but she told breech loader.

them not to come in. Iney went on skirts of the dastardly crime. The axe with which the crime was in awyway and he grabbed her and committed was identified and put in told her he would kill her. His evidence. He said that the axe was brother grabbed him and told him standing at the foot of the not to kill her. He pushed her tobed and there was blood on the table. ward the back room and picked up It had been used to break open the the axe and struck her in the head. trunk. He identified the razor, three Brack turned her loose just before hankerchiefs and three watch chains he struck her and walked out of the which were found on Brack Toland house by Sheriff Buford.

Ned said he put Mrs. Ellisor's body Two chains, hankerchiefs, etc., in the basket and covered it up and found on Ned Toland by Sheriff Buthen took a gun, a lot of shells, coat, ford were identified by Mr Ellisor etc., and locked the door of the house

Witness testified that he was the and left. He told Brack to get befirst to reach his wife and when he hind him and step in his (Ned's) discovered her body in the bashet life tracks, which Brack did. They crosswas extinct. There was a bad gash ed the road and went through the in the top of the head and another woods toward Brookland, passing ugly wound on the side of her face. three men who were hunting. They There was blood on her dress, especially around the throat. There was got something to eat in Brookland no sign of a struggle. As soon as after he had sold the gun to Mr. Fox. he could recover from the shock he Brack was worried about killing the informed his neighbors of the crime. 'oughtn't to have done it.'

## Sheriff Buford Made Arrest.

M. M. Buford, sheriff of Newberry county, testified that he made the arrest of Ned and Brack Toland on the depot. They caught the midday train night of Feb. 26 between Hilton and out but got off up the road, a few Little Mountain, on the Columbia, miles. They walked from Irmo to Newberry and Laurens railroad. The Hilton, where they caught train No. arrest was made on the train. He 21 for Newberry. He told of their was in Columbia on the day hat arrest on the train and said that he Mrs. Ellisor was murdered. Intended lied to sheriff Buford about their taking 7.25 train for Newberry, but names and where they were from, was called off by Mr. L. B. Aber- etc. nathy, who told him that Mr Adam D. Shull wanted to talk with him about this murder.

There were a series of objections dat 'owman. Mr brother is innocent else.

Cocaine Fiend.

With tears in his eyes Ned said,

dirt road and stopped at a lady's was the same as told byNed. house and got something to eat; saw

morning, he took some more cocaine. that the story told on the witness of meadow mice, and of cutworms

Pleaded for Mercy.

After the jury brought in the verdict of guilty the prisoners were told live exclusively, or almost so, on into stand and receive the sentence of the Court. Almost every man in the birds, orloles, and some hawks, de building rose to get a look at the ne- pend on them for a considerable part groes, but at the request of Sheriff of their livelihood. The little spar-Corley they quickly resumed their seats.

court to have mercy upon me and out my brother is innocent." Brack he said: "I ask for the mercy orother done it." Judge DeVore then read the sen-

'old woman" and told told him he They crossed the bridge into Columbia and stopped at the C. N. & L. Lexington county, there to be hang- all others, both in number of species ed by their necks until they are dead, and of individuals; but there are two between the hours of 10 a.m. and 2 p. m."

sleeve brigade.

The time you can depend on a wo-

and then they left and went up the were detailed and his story as to these birds that confine their attention to grass and weed seed, and welcomes their presence always and every He didn't seem to realize the gravi-Mr. Ellisor working in the field near ty of his situation and evidently was where. There are birds, however, his home. After getting something laboring under the impression that which eat such seeds as corn, wheat to eat at the lady's house they went the jury would be more lenient in and barley, and whose place in the into the woods and built up a fire, dealing with him than it would in farmer's esteem is by no means so staying there until late in the after- dealing with Ned. At appeared that well assured-the crow and the noon, when they returned to Capce he was after clearing himself regard- blackbirds for instance. There are and again used the waiting room to less of what the consequences were several kinds of blackbirds which at as to Ned. There was nothing in times attack crops as also does the Leaving the station Wednesday his manner to give the impression crow. The destruction by the crow

He had but one nickel left. He and stand was more truthful than that and other insect pests and the dehis brother started out, his brother which he had told Capt. Grifith and struction of many kinds of insects by Capt. Roberts, and few of the specta- the blackbirds, however, are considtosr believed that it was another ered in most localities to offset the "hatched up" story, concocked for the damage done in other ways and even sole purpose of clearing his own to leave a balance in favor of the birds.

## Birds That Eat Insects. Many firds, as flycatchers, warb-

lers, swallows and chimney-swifts. sects, and very many more, as black row-hawk lives very largely upon grasshoppers, crickets and beetles. Asked if they had anything to say and even one of the larger hawkswhy sentence of death should not be the Swainson hawk of the Western pronounced, Ned said: "I ask the plains-at certain seasons destroys enough of these injurious insects, toplease don't hang me. I am guilty, gether with small rodents, to save the Western farmer upwards of a When the question was put to hundred thousand dollars a yea.r If all insects preyed upon vegeta of the court, but I am innocent; my tion, our inquiry into the value of insect-eating birds need go no further, since all of them might be set tence of the court: "That the defend- down as beneficial; but by no means ants, Ned and Brack Toland, be tak- all insects are destructive of vege en from whence they last came (peni- tation, and their relations to each tentiary) and there be kept in safe other and to birds are very complex confinement until Friday May 1, and puzzling. The insects that feed 1908, when they are to be taken to on vegetation at some stage or other the regular place of execution for of their existence probably encounter

other classes of insects which deserve attention here, the predaceous and the parasitic. The predaceous in-

The "good old summer time" is sects, either in the adult or larval about here, as witness the shirt state, feed upon other insects and hence in the main are beneficial. It would seem, therefore, that in so far as birds destroy predaceous insects "I'm de one dat's guilty of killing man is when you can't on anybody do them harm. That birds do destroy a greater or less number can-

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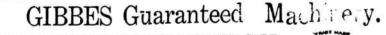
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