

MAY GAMBLE ON HALL MACHINE

Court Concludes That Nickle- in-Slot Device Is An Elu- sive Outfit.

Judge Hally decided yesterday in municipal court after considering the subject of law that the slot machine owned by Baxter Hall is a gambling device. The owner was sentenced to pay a fine of \$50 but the fine has been suspended, if all similar machines now being used, are at once taken out. The defendant agrees not to appeal.

The decision is an important one, as there are a number of similar machines being used which have not been considered gambling devices. The machine is one in which the person playing it secures a cigar and a chance to draw either 10 cents or a dollar.

After Judge Hally had rendered his decision he stated that the question as to whether the machine was a gambling device was such a close one that he would be inclined to remit the usual fine of either \$50 or \$100 unless the prosecution insisted on the penalty.

Assistant City Attorney Wilson, who represented the city, stated that he was willing to allow the remission of the fine if the defendant would agree not to appeal, which was done.

William Kline and Frank Martin, two East End young men, were given 90 days each in the county jail yesterday by Judge Hally for assaulting R. Jaffe a Jewish rag picker. The boys were making fun of Jaffe and when he resisted they set on him and gave him a beating.

Kline was willing to plead guilty to the charge but his companion fought the case, with the result that he was found guilty.

N. L. Westen, charged with being implicated in the burglary of the city gun store, was brought into municipal court yesterday and expressed his desire to plead guilty and waive examination. He was bound over to the superior court.

George Henderson has sworn out a complaint, in which he alleges that Ira Conrad robbed him of \$80 in money and a Great Northern railroad check for \$34.40.