## SAGASTA'S HARD JOB

New Spanish Premier Finds He Has Difficult Task to Perform.

NOT EASY TO PLEASE SPANISH PUBLIC

Sharply Criticised Already by Opposition

MUCH IS GOING ON BEHIND THE SCENES

Press and Politicians.

Settle Cuban Question.

SOME DOUBT ABOUT LIBERAL SUPPORT

nounces that He Will at Once Proceed to Carry Out Reform Mensures.

(Copyright, 1897, by Press Publishing Company.) MADRID, Spain, Oct. 4 .- (New York World Cableg av -Spec al Telegram )-Via Bayonne, France, Oct. 5 .- The cabient has certainly not rewarded the expectations of the public in Madrid or the provinces, and already the opposition press and politicions criticize it sharply. Everybody suposed that Sagasta, the new premier, would have been ready for the present critical times. But people question whether the solution of the crisis does not show that he could not control the old standing rivalries among the liberal front-rank politicians.

In this crisis much more is voing on behind the scenes than appears on the surface. One thing, however, must be said: That is the chamber. that both Sagasta and the queen regent show much sincerity of determination in approaching the Cuban question in all its aspects. It remains to be seen whether the liberal party promptly assist Sagasta, Moret, Maura party along with him.

veral Madrid papers state that the new minister of foreign affairs, Senor Quelon, on taking office, found in the State department two copies of the note United States Minister Woodford handed to the duke of Tetuan at San Sebastian on September 23, placing on record officially the verbal communication that he had made on September 18. In virtue of written instructions by President McKinley, according to this Span ish version. General Woodford intimated no ing the text of this note, as the American government would do so when it deemed it convenient. The papers say that all rumors attributing to the government an intention to send the powers a memorandum are all enclosed and partly plastered. About premature, as it intends first to study all the forty men were at work in and around the aspects of the Cuban question ARTHUR E. HOUGHTON.

### WILL APPLY REFORMS AT ONCE. Minister of the Colonies Will Imme-

MADRID. Oct. 5.—Senor Moret, the minister for the colonies, it is semi-officially announced, has decided to apply as soon as possible all the measures which are comprised in the program of the liberals regarding the Antilles, including all that is diately Grapple Cuban Question. Cuba in the form permited by the circum

It is reported here that the United States minister, General S. L. Woodford, left at the foreign office yesterday an official note

Premier Sagasta, in an Interview, is quoted as saying that the most important questions are before the cabinet ministers, who have a thorough knowledge of the financial posttion of Spain and possess accurate details of the war situation in Cuba and in the Philippine islands. The government, Senor Sagasta added, will now carry out its prelim lnary program with firmness and sagacity When the premier was questioned regarding the future of Captain General Weyler he said he supposed Weyler would resign, adding that if he did not do so he would be recalled. In conclusion Senor Sagasta said that the most prompt action would be taken in the Philippine islands, where the situation, he explained, admitted of no delay, Captain General Weyler has written an offi-

cial letter to General Azcarraga, forwarded before the resignation of the Azcarraga cabi-net, in the course of which he declares that the condition of Cuba "has improved to a remarkable degree" since the date when he assumed control in the island. The captain neral says the country has received a fresh Senor Sagasta was the first visitor at th

United States legation this morning. His Interview with General Woodford was condial but absolute reserve is maintained as to what

HAVANA, Oct. 5.-The friends of Captain General Weyler made a grand rally in his behalf today and did all they possibly could to prevent his recall to Spain. They held meeting at the Spanish casino, many of the wealthier class of Spaniards being present adopted with great enthusiasm and a cab message was sent to the government at Ma-drid, announcing that the representatives of the mercantile communities assembled the meeting were familiar with the state of the leland of Cuba and were consequently satisfied with the course followed by Wey-ler looking to an early and complete pacification of Cuba, and expressing fear that his

recall will delay the picification.

WASHINGTON, Oct. 5.—It can be stated positively that Minister Woodford has received no additional instructions from Secre-tary Sherman or any other government offi-cer since he sailed for Europe. His call to-day was either one of courtesy to introduce himself formally to the new Spanish administration or to lay before it some matters no in his talk with the duke of Tetuan. He bore no letter from Secretary Sherman, and it can be stated authorizatively that it is the policy of the administration to let the

Scanish cabinet become settled in office and not to press in to act hastily. The composition of the new cabinet is the subject of considerable gossio in administration and diplomatic circles. It is felt that the three powers of the new regime, so far as concerns Cuban affairs, are Sagasta, Gullom and Moret, three names often noted is State department records in connection wit previous negotiations concerning independence, autonomy, and other movements at the time of the last Cuban war. Sagasta wan minister of state at the time our secretary of state. Hamilton Fish, sent to the United States minister at Madrid, Caleb Cushing, the instructions which have since become famous as laying down the policy of the United States, and the name of Gullon appears signed

to one of the Spanish enswers, Mr. Gullon's office apparently being that of an assistant minister of state.

As minister of the colonies, it is believed Senor Moret will take a leading part in the coming Cuban negotiations. He is well known here, having been minister of state of the colonies and of finance. While Moret was in the cabinet during the previous rebellion his business associate, Senor Azcareffect a settlement with the Cubans by grant. ing them a measure of autonomy. The ensent a commissioner to treat with the insurpresident. The commissioner, Senor gent president. The commissioner, Sensi Zels, appears to have been indiscreet in his negotiations, for on his way back he was captured and shot by the Spanish authorities on the ground of having carried on unauthorized negotiations with the insurgents.

Subsequently, through the influence of Moret, the widow of Zela was paid an indemnity of \$38,000, which was regarded as showing that the mission for a compromise with the Cubans was not wholly without offi-cial sanction. This incident and Moret's recognition of the Mora claim have made him best known in this country. The other new cabinet officers are not known to officials here and are regarded as men prominent in the politics of the day and allies of Sagasta.

DIFFICULT TASK CONFRONTS HIM.

Gomez Says Weyler's Successor Will Find & Hard Road to Travel. NEW YORK, Oct. 5 .- Thomas Estrada Palma, chief of the Cuban junta, has just received a letter from General Gomez, com-

mander-in-chief of the Cuban army.

"Weyler's successor in Cuba." writes the general, "in order to cope with the rebellion Premier and Queen Regent Are Anxions to at its present standing will be obliged to demand 200,000 troops and \$100,000,000, and even then he will fail as ignominiously as Weyler has failed Our men were never im-The campaign in Las Villas has at present. avoided us at every possible opportunity. New Minister for the Colonies An- This served to encourage our men. I am glad to say that we are all confident of ultimate victory. If Weyler be recalled his sucessor here whoever he may be, will be surprised to see the spirit of victory which ani-mates the brave Cuban troops. We cannot be subdued and no one knows this better than Weyler.

Greek Cabinet Sustained. ATHENS, Oct. 5 .- The Boule met today, but its proceedings attracted little interest. M. Zaimis, the new premier, declared that the objects of his government would be to secure the evacuation of Thessaly and to fully and radically reorganize the country in order to secure evacuation. To carry out this program time was necessary, and he asked the chember to postpone further business for the present. M. Dalyann's, Mr. Karapanes and M. Deligeorgis announced that their respective parties would support the government. The chamber then adjourned amid cheering for General Smolen-ski. The cabinet regards the vote of con-fidence accorded to M. Zaimis as equivalent

Urges Officials to Remain Steadfast HAVANA, Oct. 5 .- The retiring minister for the colonies, Senor Castallanes, sent an official cable message yesterday to Captain came out again at noon, the deputies being and Gomezo are insincere in the execution of the home rule policy, but Sagasta seems to be quite confident that he will carry his of Senor Eugusta and bidding farewell to the Spanish authorities, clergy, army and loyal inhibitants of Cuba. He also requested the absolutely refused to work again. No arauthorities and all others depending upon the new ministry to continue at their posts have accomplished a decided victory for the and to do everything possible to be of service | cause of the strike. to the new government of Spain.

Hotel Blows Down, Killing Two Men and lujuring Ten Others. CHARLEVOIX, Mich., Oct. 5.-Two men are dead and ten injured as the result of the blowing down of a big new hotel at Lindsay park this afternoon. The structure had been

building when the crash came. It appeared as though all were buried in the ruins, but after all the rescues were completed it was found but two had lost their lives. Pierce Kendall of Charlevoix and an unknown who during the present campaign. is still in the ruins,

seriously injured are: Charles Heintzelman James Gillett, Cyrus Cain, C. W. McNeill Willis Silsby, John Curtis, all from outside A. Smith and A. M. Hall of Charlevoix. will be many thousand dollars.

FUNERAL OF THE LATE NEAL DOW

of the present and past city governments from Portland, delegations from the Grand Army, delegations from the Thirteentl Maine assembly. Among the pallbearers were Governor Powell, ex-Governor Perham ex-Governor Dingley, General Seldon Conex-Governor Dingley, General Seldon Con-yer, Judge William L. Putnam and General

Francis Fessenden.
The services lasted an hour and in accord ance with a wish expressed by General Dow two or three days before his death were very simple. There was no decoration of the church other than that afforded by the pro-fusion of flowers which covered the chance and altar. All flags in the city were at half must and many of the business houses were closed during the hours of the funeral.

MENRY GEORGE SAYS HE'LL RUN. Accepts Namination for Mayor

NEW YORK, Oct. 5 .- Henry George as the greatest outpouring of the people seen in this city during the present campaign. Jerome O'Neill, of the Central Labor union, presided. The chairman mentioned the Chi-George entered shordy after, and was peech accepted the nomination.

The platform adopted reaffirms adherence to he Chicago platform and the single tax by declaring for the "reassumption of diverted wealth through wise, equitable and scientific toxation." It demands the repeal of the Raines excise law, deplores the massacre of miners at Hazelton, and denounces "government by injunction.'

Virginia Nominations.

LYNCHBURG, Va., Oct. 5 .- The Lamb republican convention tonight nominated P.

Named for Congress. HOLYOKE, Mass., Oct. 5.-George P. Lawrence of North Adams was today nominated ing's bondsmen, and that the money stoien for congressman by the republicans of the will in all probability be a dead loss. First district, in succession to A. B. Wright,

SPRINGFIELD, Ill., Oct. 5.-The consolida tion of the supreme court was made complete today in a fitting manner with an elequent speech at the court room in the state house.

eral Alfred Orendorff of Springfield said there was, and made a speech. He was followed by Adolph Moses of Chicago and General John M. Palmer of Springfield. The closing address was delivered by Judge Phillips. Cheap Beer for Chicago. CHICAGO, Oct. 5.—Chicago is destined to have cheap beer for a time and a beer fight thrown into the bargain. A war of exter-

DECIDED VICTORY FOR THE STRIKERS

Fewer Men Are Now at Work Than a Any Time Since the Struggle Begun and Both Sides Are Still Determined.

DES MOINES, Oct. 5 .- (Special Telegram.) The most sensational occurrence of the long coal strike took place today. The wives, daughters and sweethearts of the strikers at Carbondale, to the number of 150, marched on the mine there, armed with butcherbued with a more hopeful spirit than they are knives, scythes, axes and improvised utensils of war, and caused the worst disturbance of been an utter failure. The Spanish soldiers the strike. The sheriff was called and there was trouble right away. But the women accomplished their object and got the working miners out of the shafts.

The strikers have been devoting their attention to mines in other parts of the county for a few days and have not marched to Carbondale for nearly a week. A few miners had been induced to go back to work there. This morning the men formed and marched north of town to the Keystone mines. At the same time the women organized and started for Carbondale. They were a remarkable array as they marched along the roads. Nearly every one carried a club. knife or some other weapon. They reached the mine before the men came to work and when the men appeared there was disposed to take things so easily as the huabands had done. They announced that they were there to get the working miners out and that they were ready to make mincemeat of anybody that tried to get into the chaft. They were full of fight and the offiof deputies. These arrived in a short time. The women had dispersed into groups, but were still excited. The miners were allowed to go into the shafts, but the women remained on the scene and when the men gone it took a very short time to convince the men that it would be healthy for them not to try to work any more till the strike was settled. The men all went home and absolutely refused to work again. No ar-

The strike is now resolved into a deter-COLLAPSE OF A BIG STRUCTURE. mined struggle between the operators and the men, with the latter still seeming to be n the lead. The miners are receiving aid from the organized labor of the county and have had no suffering thus far. There is believed to be a smaller number of men at work now than at any previous time.

WILL MAKE NO MORE SPRECHES. Horace Boles Says He Will Take No.

Part in the Campaign. DES MOINES, Oct. 5 .- (Special Telegram.) private letter to this city in which he announces that he will make no more speeches

campaign, which the committee concluded it did not want made. The "joint debate" be-tween Mr. Bryan and the governor was not pleasing to the democratic committee. telling people that 16 to 1 was just as strong as ever and was the only solution of the country's difficulties. Mr. Boles, on the other hand, announced that he was convinced that 16 to 1 was dangerous and impracticable and that it was a dead issue. The committee couldn't allow this kind of a debate to continue between the national Worker Laid to Rest.

PORTLAND, Me., Oct. 5.—The funeral services of the late Neal Dow were held here the afternoon. The attendance was very large. Among those present were members ment to the committee. Mr. Boies was not slow deciding what to do. When Bryan came to Waterloo Boies, who had some time before consented to act as chairman of the meeting, remained quietly on his Grundy county farm and did not even send word that he could not attend. A few days after that he could not attend. A few days are he told a newspaper correspondent that he had been so busy thrashing that he could not go. It was a point blank snub to the state committee and to Bryan and was so

regarded by them.
Governor Boies writes that he will, in
the future, write a letter or series of letters
on "Bullion as a Basis of a National Currency," further detailing his new financial

SPAULDING'S ACQUITTAL UPHELD.

Supreme Court Affirms the Decision the County Court.
DES MOINES, Oct. 5.—(Special Telegram.)

-The supreme court opened the October session by handing down a decision of the epted the nomination for mayor of Greater famous case of S. J. Spaulding. Spaulding New York at Cooper Union tonight. It was was treasurer of the state commission of pharmacy. He stole \$13,000 of the fees colcago platform, whereupon the entire audience rose to its feet as one man, hats and hand kerchiefs were waved in the air and the cheering continued for several minutes. George's nomination was made by acclamation to kill himself if he should be discovered before his luck changed and he was able to recoup the trust fund and save himself.

ferred to Spaulding as a state officer, and the defense held that he was not a state offi-cer, as the statute did not provide for a treasurer of the commission; that he was merely an employe of the commission, responsible to it, and not to the state. The court promptly instructed a verdict of not guilty.

and it was returned. H. McCaull for governor, O. B. Rotter of Harrisonburg lieutenant governor and James of Richmond attorney general.

of punishing Spaulding for ms crime the way food an appeal on the law point. This was decided today. The supreme court holds that decided today. in acquitting Spaulding. The decision means that the state has no recourse against Spauld-

WESTERN WATERWAYS CONVENTION

Ten States Represented by a Hundred and Fifty Delegates. DAVENPORT, Ia., Oct. 5 .- The convention of the Society for the Improvement of Western Waterways opened at the Grand opera Judge Jesse J. Phillips opened court and dis-posed of several cases. At the close he asked if there was any more business. Gen-gates from outside cities were present, rep-cral Affred Opendorff of Seringfield said there pringfield said there
He was followed loago and General states of Pennsylvania, Arganias, Misrissippi, Louisiana, Texas, Tennesse, Misrissippi, Louisiana, Texas, Tennesse, Illinois, Iowa, Minnesoto and Missouri. Captain Lon Bryson of Davenport who had been chosen temporary chairman, delivered an address A letter of regret from Governor F. M. Drake, who was unable to be present, reported to be present, reported to present tavenport, delivered an address of welcome, which was responded to by George H. Ander-son of Pittsburg. After a paper by Hon. mination was threatened by the beer trust today on the rebellious brewers who remain officially that an immediate cut in the price from \$1.50 to \$4\$ will be made and that the prices will be scaled down to \$2\$ even, if need be, before the fight is fifthed.

which was responded to by George H. Anderson of Pittsburg. After a paper by Hon. C. A. Ficke of Davenport on "Waterways. Natural and Artificial," committees were named, with chairmen as follows: Credentials, James O'Neal, East St. Louis; permanent organization, Norman Walker, Louis.

WOMEN MARCH TO THE MINES

ona; resolutions, J. W. Bostwick, New Orleans; rules of order, N. L. Franz. New Orleans. Permanent officers were selected as follows: Chairman, T. C. Catchings, Mississipit; secretary, Charles Francis, Iowa. It was decided that all resolutions be referred ing. A brief felleltons talk by Chairman Catchings was followed by adjournment. The delegates were banquated this evening.

OFFICIENT VICTORY FOR THE STRIKERS.

WILL DROP SCOTT FROM THE ROLLS. Charges Against Waterloo Parson Will Not Be Pashed,

DUBUQUE Ia., Oct. 5 .- (Special Telegram.)-The Methodist conference tomorrow will not try Rev. Mr. Scott of Waterloo, who eloped with 16-year-old Daley Dorlan, but will accept the judgment of the civil court that he is insane and drop him from the rolls. Rev. Mr. Ferguson may have to face a

charge of unministerial conduct owing to rouble with his church at Waukon. The conference will vote against giving laymen equal representation in the quadrienniel general conference and in favor of ad-

Thirteen Freight Cars Piled Up. MASON CITY, Ia., Oct. 5 .- (Special Telegram.)-Thirteen loaded freight cars were

Candidate Lloyd at Atlantic.

WHEN MEIKLEJOHN COMES WEST. He Will Visit a Number of Forts on

His Tour of Inspection. WASHINGTON, Oct. 5 .- (Special Telegram.)-Assistant Secretary Meiklejohn has been requested by the secretary of war to inspect certain military posts in the west. He will leave Washington about October 10 he will make an inspection of military af-fairs at Jefferson Barracks. From there he will go to Fort Leavenworth, Kan., thence to Fort Riley, where he will inspect the cav-alry and light artillery school. He will then proceed to Fort Crook, Neb., and bi-fore leaving that state will pay a visit to Forts Niebrara and Robinson. From there will go to Fort Custer, Mont. Fort Yelowstone will be visited, and, in all probability, a day will be spent in the park. Afterward Forts Harrison and Missoula, Mont.; Fort Sherman, Idaho; Fort Spokane Vancouver Barracks and Fort Canby, will be visited. A day or two will be em-ployed in a visit to the Presido at San Francisco, the arsenal at Benfela Barracks and other forts in that vicinity. It is planned to return from the coast by the Southern Pacific, in which, event be will probably visit San Diego Barracks, Cal.; Forts Hua-chucha and Grant, Ariz.; Fort Bayard, N. M.; Forts Bliss, Clark and Sam Houston,

navy general hospital will be made. This several hundred dollars, according to a state-will conclude the tour of inspection, and ment made to him by Geraldine.

Mr. Melklejohn will return to Nebraska for Mr. Kirkendall said this was true. will conclude the tour of inspection, and Mr. Melklejohn will return to Nebraska for a few days to attend to some personal business before resuming his duties at the War Governor Horace Boles has written a department. He has been in constant attendance on his duties since his qualification in April last, and since July 28 has

been acting secretary continuously.
Commissioner Evans of the pension bu-The letter seems to decidedly confirm the reau today approved of the establishment s still in the ruins.

The building was 440 feet long. When the reports that Governor Boles and the demonstrate have had a bad fall-county, and Wayne, Wayne county, Neb.

Owing to the difficulty in getting blue prints for specifications for the government building at the Omaha exposition, bids will Mr. Bryan was traevling about the state not be invited until the last of this week. Frank P. Pollak was appointed postmaster at Prague, Saunders county, Neb., today, vice A. Kaspar, removed. James Schroeder has been appointed postmaster at Guttenberg, Clayton county, Ia. Mrs. E. K. John-son has been appointed postmistress at the substation in South Omaha, vice Samuel

P. Brigham, removed. Postoffices established: Luray, Marshall county, Ia., Edward E. Parsons, postmaster Marandi, Faulk county, S. D., Joseph L. Byrne, postmaster.

The name of the postoffice at Wanari, Bonhomme county S. D., has been changed to Perkins and Joseph Leach commissioned postmaster. Other postmasters have been commissioned as follows: Presidential. Nebraska-Joseph S. Paradis, Alliance: George W. Jackson, Fairmont; Charles Callahan, Sidney; William H. McNeil, Wayne. Fourth class: Nebraska-Frank J. Rob. Able. Iowa-Hiram J. Murray, Beaman; Ralph A. Dunkle, Gilman; Lovett E. Sherwood, Shell Rock; John Draudt, Oyens. South Dakota— Herbert F. Burnham, Frederick; William A. Abbott, Waubay.

News for the Army. WASHINGTON, Oct. 5.—(Special Telegram.)-A board of officers, with Colonel Marcus P. Miller, Third artillery, as president, has been ordered to meet at San Franclsco to examine officers for promotion. The following officers have been ordered to report to the board for examination; Captals William E. Dougherty, First infantry; First Lieutenants Richard R. Steedman, Sixteenth infantry; William E. Birkhimer, Third ar-tillery; Benjamin H. Randolph, Third artillery; Charles P. Elliott, Fourth cavalry, and Second Lieutenant William S. McNair, Third

pharmacy. He stole \$13,000 of the fees collected by the commission and belonging to the state, and lost it in Board of Trade gambling. He confessed the crime in full, and told a harrowing tale of having for a year carried with him at all times a dose of a powerful poison, with which he had intended to kill himself if he should be discovered before his luck changed and he was able to recoup the trust fund and save himself.

He was indicted for embezziement, and tried in the court of this county. After the evidence for the prosecution had all been taken, the defense moved the court to instruct a verdict for the defense. The ground was that the indictment was defective. It referred to Spaulding as a state officer, and

days. Troops Have Desired Effect.

WASHINGTON, Oct. 5 .- The Indian atrent at Tuskhoma, I. T., wired the Indian bureau today that the presence of troops had averted trouble at the meeting of the Choctaw coun cil yesterday and that he thought all the danger was now over. He reported that the lower house of the council failed to effect took an appeal on the law point. This was decided today. The supreme court holds that the sendecided today. The supreme court holds that the being composed of holdovers, organized promptly. He says the couscil will be about acquitting Spaulding. The decision means that the state has no recourse against Spauld-of the Dawes treaty. He added that excitement there was somewhat allayed, owing to the prompt action of the Interior department and by the presence of United States troops

appointments by the President.

WASHINGTON, Oct. 5 .- The president to day made the following appointments: L. S Swenzon of Minnesota, envoy extraordinary L. Taylor, to be first assistant engineers in the revenue cutter service. Prof. Swonsor is a Norwegian and a great friend of Sen-utor Nelson. He was at one time a professor at the State university of Minnesota and ranked with the prominent educators of the state. Dr. Bediderwas United States consulat Amoy, Chirac He is well known throughout the United States.

WASHINGTON, Oct. 5 .- Consul Grimks at Santo Domingo informs the State depart-

G VES WORK TO FAVORED CONTRACTORS

One Firm Gets Information Withheld from Another and Secures a Job at Figures that Prove Very Profitable.

The investigation of the charges preferred The investigation of the charges preferred pleasant day to be out of doors. But it is against Dion Geraldine, the superintendent still dry. Rain is needed, but clear weather of construction of the exposition, was commenced last night at the exposition headquarters before a special committee of the directors appointed for that purpose. A part | ber and before the order had been given. only of the testimony was taken, occupying mitting women delegates thereto. Bishop the time until nearly midnight, when an ad-Warren of Denver was given a reception to- journment was taken until 3 o'clock this afjournment was taken until 3 o'clock this afternoon

was one of defiance and arrogance and he frequently interrupted Witness Shaw with lumbermen while he was figuring with them piled up in a wreck on the Milwaukee road charges that he was saying what was absothirty miles east of here at an early hour lutely false. When it came time for him to this morning. A drawbar gave way, causing meet the testimony produced by Mr. Rosewater in support of the charges he had made thousand. Mr. Rosewater asked Mr. Gerai-Geraldine produced a long type-written doc- | dine if he did not know that the open mar-ATLANTIC, Ia., Oct. 5.—(Special Telegram.) ument to which he frequently referred in Ret price at that time, as shown by Mr. Charles Lloyd, the middle-of-the-road population, which was verbose adding replied that he did not know it. Charles Lidyd, the interpolation of the charges and evasive. He failed to touch upon the here tonight. The attendance was fair.

and evasive. He failed to touch upon the here tonight. The attendance was fair.

and evasive. He failed to touch upon the here attempted to explain this by saying that this lumber was of a much higher grade vital points in the charges, but spoke in an affected manner of little technical details than could be bought in open market and and minor matters having no particular re- was one-fourth of an inch thicker than the points covered by the charges.

When the session commenced the special committee, comprising Directors Kountze, Wells and Bidwell, were seated together and Geralduck. Geraldine took a chair directly in front of the court and facing it. Manager Rosewater, He will leave Washington about October 10 who had preferred the charges, Manager and will proceed directly to St. Louis, where Kirkendall, head of the department with which Geraldine is connected, Managers Bruce and Reed and President Wattles occupied seats in the room. These constituted the entire party.

Secretary Wakefield rend the lengthy charges for the information of all concerned. When the reading had been completed Mr. Kountze, who presided, said he supposed the next step would be for Manager Rosewater to produce the proof of his charges, after which Mr. Geraldine could answer the charges and make his defense if he had any. Manager Rosewater suggested that if Mr. Geraldine had any statement prepared it might be filed. Mr. Geraldine said he would prefer to hear

Mr. Rosewater first before he offered any defense. way being cleared, Mr. Rosewater asked Mr. Kirkendall if it was not a fact that the latter had asked the executive committee to authorize the purchase of a lot of

Mr. Rosewater then asked if it was not true that the lumber had been purchased

Mr. Rosewater then called attention to the fact, which he said he was prepared to prove, that J. P. Connolly, a bidder on the work, had offered to do all the work on the work, had offered to do all the work on the sheet piling for \$2,100, the exposition to furnish the material. He emphasized this point and called attention to the fact that if Connolly's bid had been accepted and the material purchased for \$3,000, as stated by material purchased for \$3,000, as stated by a man named Green. He knew nothing about Templeton's interest in the machine. It was used in driving the piling for the Mines building and other shown in the proofs the act is invalid.

"4. Our constitution provides that property material purchased for \$3,000, as stated by Mr. Kirkendall, the whole job would have cost but \$5,100; whereas Creedon & Maloney were paid \$5,936.50 for the work.

BOTH COSTLY AND DEFECTIVE. Following this Mr. Rosewater read a written statement of Thomas Shaw, a civil engineer, who had examined the work during its progress and who specified a number of serious defects in the construction of the piling on the lagoon, saving many thousand feet of lumber as compared with the specifications on which Connolly originally bid.

statement of the material used in the piling for the lagoon and the figures of its cost as made by an experienced contractor and by a local lumber dealer, showing that, taking Connolly's bid for labor at \$2100, the work would have cost, at the current market price for lumber, \$1,036.12 less than was paid Cree. don & Mahoney.

At this point Mr. Rosewater asked Mr.

Geraldine if Connolly had been given an op-portunity to bid on the work on the same onditions as Creedon & Mahoney. Mr. Geraldine asked the committee if he was obliged to answer the question. Mr. Kountze said be thought the question should be answered and all the facts brought

Mr. Geraldine said Connolly was not given the opportunity.

This closed the piling matter and regularity in the employment of H. W. Tamm, who has been on the pay roll since early in August at \$4 per day, although the executive committee refused to authorize his employment was next taken up. Mr. Rose-water explained the details of this transac-

Mr. Kountze asked if Mr. Geraldine had any authority to employ people on his own

The rules of the executive committee were produced and showed that no authority of this kind had been granted. Mr. Rosewater said it was manifestly impossible for the executive committee to pass upon every laborer employed by the department, but he called attention to the fact that the action of Mr. Geraldine in asking the authority for Tamm's employment showed that he recogized the authority of the committee in that instance.

Mr. Rosewater next took up the charge regarding the letting of a contract for sewer on the exposition grounds to John F. Daley at a time when Daley was on the pay roll of the Department of Buildings and Grounds. Daley's bid was \$1.48 lower than the next owest bidder, Mr. Rosewater said no specifications had been furnished the bidders and Daley had not signed any contract and no form of document had been signed unti-after the work had been completed and Daley paid for his work. In this connection Mr. Rosewater read two statements made by Contractor Sharpe, the bidder to whom the sewer contract was first awarded. The state-ments were to the effect that after the notice of the award to Sharpe had been printed in the papers Mr. Geraldine told Sharpe that no such action had been taken and that the contract had not been awarded to him. When Sharpe told Gerald no that he had seen the statement in The Bee, Mr. Geraldine said that "anything that you see in that paper

Regarding the planing mill erected against the exposition fence. Mr. Rosewater said that Geraldine should have known of it and notified the executive committee of what was

The charge regarding the change of the ground plan on the Bluff tract was dismissed by Mr. Rosewater, who said he did not care to put the committee to the trouble of study-ing over the details of the plans.

GERALDINE AT THE BAT. This completed Mr. Rosewater's direct

This completed Mr. Rosewater's direct presentation of his case and Mr. Geraldine was given the floor.

Taking up the charge regarding the contract with Creeden & Mshoney, Mr. Geraldine said the first bids were opened by himself and Mr. Kirkendall in the presence of one of the clerks of the department and rejected because too high. With reference to Kirkendall's admission that the lumber had been bought before authority was asked. Geraldine gave Kirkendall the lie by implication. He asid Kirkendall went to a meeting of the committee immediately after it ment that on August 9 a new teriff law was chacted which imposes a tax of 3 per cent cation. He said Kirkendall the lie by implication. He said Kirkendall went to a meeting of the committee immediately after it

# SMALL INSTALLMENT OF COOLNESS. HOLDS UP THE LAW

Hent. Honr. Deg. 5 n. m..... 61 9 n. m.... 61 1 p. m..... 77 2 p. m..... 78 3 p. m..... 78 4 p. m..... 76 7 n. m ..... 61 8 n. m..... 63 n. m..... 65 5 p. m. . . . . 76 10 H. M..... 68 11 H. M..... 71 12 m...... 75

The weather was some cooler yesterday than it had been for several days, the maximum being 78 degrees, ten degrees less than on Monday While it was cooler it was far from being uncomfortable. It was a very is predicted for today.

had been decided best to purchase the lum-The first direct answer to the charges was the statement by Geraldine that it was untrue that the lumber used was second quality yellow pine. He insisted that the material was first quality. He then pro-Geraldine's attitude before the committee duced the bids for piling the lagoon together was one of defiance and arrogance and he with a lot of bids he had received from previous to asking for bids for the whole

work. Referring to these, it was shown that the price quoted for yellow pine was \$14.50 per lation to the case in point. He admitted the usual run of lumber and was tongued and truthfulness of several of the most important gooved after a special design furnished by Geraldine. He said the lumber was bought for about \$3,000, and it was turned was argued by counsel, and the court being it. In reply to a question by Mr. Wells Mr. Geraldine said he had offered this op rtunity to only Creeden & Mahoney and

and do all the work for \$7,100, or do the work alone for \$2,100. He read what he said was Connolly's bid, in which it was stated that the material would be furnished and work done for \$7,800, or the work alone would be done for \$2,800, with an allowance of \$700 in each case if the piling was act in a trench without being driven and the dirt tamped about it. He then detailed his negotiations with Creedon & Mahoney and his recommendation that the work be awarded to them. With reference to the use of cement, Mr. Geraldine said that the tamping of the dirt about the bottom of the oiling cost the contractor more than it would have cost to have used cement and he said it was better.

DOESN'T LIKE TO ANSWER. Before leaving the question of the lagoon piling Mr. Rosewater asked two or three questions regarding the plans. Mr. Geral-

Mr. Rosewater insisted upon a respectful answer to a pertinent question and said he didn't propose to be insulted by an employe. He then asked Mr. Geraldine if it

exposition grounds.

Mr. Geraldine answered slowly that such and which lies over in the yards for rest was the case. He attempted to explain the by saying the machine had been hired from hoss if interstate, cannot be interfered with

he engineer who made the original plans for the sheet pilling, as foreman on the work, but learned that he was associated with Connolly, and had decided not to the ploy him. He denounced the statements of pensation. I am unable to see any unreceived shaw regarding the manner in which the between that case and where the legislature by its direct act reduces the earning capacity request of Mr. Rosewater to tell his side of the story. Mr. Shaw explained that he was not interested with Connolly at the time the bids for the piling were submitted, but had assisted him in making his bid and was familiar with the facts. He said after the bids were submitted Connolly called at Ger-aldine's office, but returned to say that Geraldine would give him no information about the matter except to tell him that he was "not in it, anyway." Connolly visited Director Hussie, who went to Manager Kirk-endall, and Geraldine then treated Connolly

with more consideration. FAVORED THE WINNING FIRM. Shaw denied most positively that either h or Connolly knew of any change in the plans until after Creedon & Mahoney had been given the contract. He said Connolly's bid was based on furnishing white pine at \$18 per thousand, as he could not make a con per thousand, as he could not make a con-tract with any dealer to furnish the material in time to complete the work at the time re-quired. Mr. Shaw then explained the man-ner in which the work was done, stating that some of the piles were driven so poorly that it was necessary to cut them more than three-quarters through in order to straighten up the sheet piling, making these cut piles absolutely worthless in case any strain is

out on them. Mr. Geraldine denounced this statement as a falsehood, and Mr. Shaw invited the committee to go with him and he would be pleased to show the piles which had been go

the saving in lumber made by the changes in the plans under which the work finally done as compared with the spections bid on by Connolly. He read detailed figures, showing that the change made difference of 49,639 fect, allowing a widmargin and giving Creedon & Mahoney the benefit of every doubt. He said Connolly was given no opportunity to take the lui er bought by the exposition and base a bic

imony was postponed until 3 p. m. today, FEVER SPREADS AT NEW ORLEANS.

Cases, Breaking Season's Record. NEW ORLEANS, Oct. 5.—Three deaths and hirty-one new cases is the fever record her today, breaking all records of the season. Dispatches received this evening announce that there are two cases of yellow fever o Dr. J. H. Saunders' plantation near Patter on, La., and one additional suspicious case All are traceable to Ocean Springs.

MOBILE, Als., Oct. 5.—New cases today— Eugene Eastburn, Mrs. W. P. White. Deaths ng under treatment, 27.

JACKSON, Miss., Oct. 5.—Dr. J. C. Hail, county health officer at Nitta Youma reported one case today, Mary Blum. EDWARDS Miss., Oct. 5.—Nine new cases

Disorders in Costa Rica. NEW YORK, Oct. 5.—The first details of

much improved.

Judge Munger Decides One Point in the Stock Yards Litigation.

TEMPORARY INJUNCTION IS GRANTED

Restraining the Company from Putting the New Rates Into Force.

S. VERAL POINTS YET TO BE SETTLED

Court Wants to Hear Proof of Claims Raised by Plaintiff.

CHARACTER OF THE COMPANY'S BUSINESS

Application of the Law Rests on the Nature of the Transactions Carried on at South Omnha.

LINCOLN, Oct. 5 .- (Special.)-In federal court today Judge Munge: announced his decieion granting a temporary injunction in the Union Stock yards case, to prevent the new stock yards law from being put in force. The order of the court is as follows:

"Greenleaf W. Simpson against The Union Stock Yards Company of Omaha (Limited): This cause came on to be heard upon the motion of the plaintiff for an injunction, and er to Creedon & Mahoney, they paying for fully advised in the p emises. It is therefore Wells, ordered, adjudged and decreed that an injunction issue as prayed in the bill, to remain in force until the hearing of the cause, upon Mr. Geraidine denied, point blank, that the plaintiff filing a bond conditional accord-contolly had offered to furnish the material ing to law, with sureties to be approved by the clerk of the court, in the penal sum of \$23,000. It is further ordered that before final hearing proof be taken upon the points indicated in a memorandum filed herewith." The memorandum referred to reads as fol-

"I. The bill charges, and is supported by affidavit, that the company does business with the railroads and not the public generally. If this is established by the proofs, present coinion is that the etcck yards is a private concern, and for that reason is not subject to regulation by the state. This may be illustrated by the case of an inn keeper, whose charges may be fixed by the legislature. But if the lnn keeper does not hold himself out as furnishing entertainment to the public, but does so only for a particular class, he is not a public inn keeper, with whose business the state can interfere. The chucha and Grant, Ariz.; Fort Bayard, N.

M.; Forts Bliss, Clark and Sam Houston,
Tex. A stop will be made at Hot Springs,
Ark., where an inspection of the army and
navy general hospital will be made. This

"2. The bill shows that there are several classes of business done at these yards. First: There is stock shipped from points in the state to the yards. This class of business. true that the lumber had been purchased before the committee had been asked to authorize its purchase.

Mr. Kirkendall admitted that this was true.

Mr. Kirkendall admitted that this was true.

Ploye. He then asked an Gradulle it is the state to the yards. This class of business is subject to state regulation. Second: There is stock shipped from outside the state to the yards. This class of business is subject to state regulation. Second: There is stock shipped from points either in or outside the

shall not be damaged as well as shall not be taken for public use without compensation. If a street in front of a lot is graded and

the consequence is that the rental of the property is decreased, it is a case for compensation. I am unable to see any difference Before rendering a final decree I wish proofs to be taken on these points. I wish to know whether the company holds itself out to the public as a public market, what part of its business originates in this state destined to the yards and what part orig-inates in or is destined out of the state, and what is the value of the physical property,

and what is the value of the stock of the company,
"An injunction will issue according to the prayer of the bill, to remain in force until the hearing, upon the plaintin giving a bond with sureties to be approved by the clerk,

MORGAN'S LAST CHANCE FOR LIFE.

Supreme Court Denies Him a Rehearing...Appeal to Governor. LINCOLN, Oct. 5 .- (Special Telegram.)-Phis afternoon the announcement came from the supreme court that the application for a new trial for George Morgan had been overruled. The only resort of the prisoner now is a final appeal to the governor for a reprieve, but the belief is general that the governor will decline to interfere and let the law take its course. W.R.Patrick and W. S. Summers, attorneys

for Morgan, went before the governor this evening and made the final appeal for their client. The principal argument advanced by them why a respite should be granted is that Morgan was convicted on circumstantial evidence. The governor has promised to give his final answer at 10 o'clock tomorrow, just previous to his departure for Nashville.

George W. Morgan, convicted of the murder of Ida Gaskill and who is sentenced to hang next Friday, is breaking down. The calmness and nonchalance which marked his demeanor up to a few days ago, when orders were given that no visitors should be allowed to see him are deserting him. He is becoming irritable and is broading over his fate. This is the report that is given by Owing to the lateness of the hour at this death watch. The near approach of the fatal point, 11:30 p. m., the further taking of tes-

his enforced solitude are proving to be more than the strong spirit that Morgan has shown is able to stand. 'No one is being allowed o see him except his spiritual adviser, Father The enclosure about the scaffold at the outhwest corner of the county jail is erected.

The scaffold will be fin shed today. This afternoon the machine will be tested to ascertain if it will work properly. SWITZLER HEADS THE TICKET.

Given the Nomination Declined by Woodworth, LINCOLN. Oct. 5.—(Special Telegram.)— The formal declination of James M. Wool-Total cases to worth to stand as a candidate for the au-G. F. Steiner, F. S. Kling. Total cases to worth to stand as a candidate for the audate, 95; deaths, 15; discharged, 52; remain-preme judgeship was filed with the secretary of state this afternoon, having been handed in by Frank Heller. The document

is signed and a knowledged before a no-tary public in the same form as a deed or EDWARDS Miss., Oct. 5.—Nine new cases of yellow fever and one death have been officially reported today. Deaths to date, 15; cases to date, 344; total number under treatment, 134; convalescent and discharged, 195.

All of the seriously ill are doing extremely stituting Warren Switzler as the candidate for success. other conveyance.

well, and the situation here on the whole is for supreme judge. Philadelphia-Arrived-Pennsylvania,