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Report at St. Petersburg that the Russian Army is Defeated.

JAPANESE TAKE MANY SIEGE GUNS

Hope that Kouropatkin May Turn Tide of Battle Vanishing.

RUSSIANS GAIN AT MINOS POINTS General Belief at the Capital the Retreat Has Begun.

JAPANESE CARRY IMPORTANT P TIONS

Yesterday's Fighting Results in Number of Victories for Little Brown Men-Losses on Both Sides Henvy.

ST. PETERSBURG, March 7.-(7:10 p. m.) and that chirteen heavy siege guns have is true, it is pointed out here, the battle

Russians in Full Retrent. LONDON, March 8 .- The Daily Telegraph's correspondent at Tokio says: Reports are current here that the Russians are in retreat and preparing to destroy the rallway north of Mukden.

General Kouropatkin is said to have gone to Fushun after holding a council of war with 100 officers. His left rear guard, consisting of 20,000 picked troops, is retiring Chinese report that Mukden has been completely evacuated and that its great magatines were set on fire by Japanese artillery

Great Gloom at St. Petersburg.

ST. PETERSBURG, March 8.-2:15 a. m .-That the battle of Mukden will go down in history with Liao Yang in the long list of Russian defeats is the almost universal belief in pessimistic St. Petersburg, which has forgotten the meaning of the word victory. The War office does not admit that the issues of the great battle, which already exceeds in magnitude of operations and losses that of Shakhe, has been de cided, although it is positively said in high quarters that Kouropatkin has telegraphed to Emperor Nicholas that it will be impossible to hold Mukden and that the withdrawal of the army northward has already been begun.

Nothing from General Kouropatkin later than Monday has been given out, but advices to St. Petersburg newspapers and dispatches to the Associated Press at 8 treatment, gave up the struggle. o'clock last night indicate that the position of the Russian army after a day of furious and unprecedented fighting is des perate, but not absolutely hopeless, some Russian correspondents even predicting a Russian victory soon, and one affirming that the extreme Japanese left has already begun to retire southward.

All Depends Upon Reserve. Everything probably now depends on Gen-

eral Kouropatkin's reserves While the Japanese hurled themselves forward at every point yesterday, their main energies were behind the blow west and southwest in an attempt to envelope the Russian right and drive a wedge through the line at Madzyapu, but General Kouropatkin seems to have been able suc cessfully to change front on the line of his shattered right, aligning from northwest to southeast, to protect the railroad to Mukden; and at nightfall it was reported he was practically holding all his positions At the same time he was drawing in and shortening his line to the southeast.

According to reports all the concentrated attacks of the Japanese to the westward failed, and the effort of Generals Nogi and Oku to push the encircling movement north and eastward across General Kouropatkin's line of communications wa blocked. Reports, however, are conflicting. One correspondent telegraphs of hearing firing to the northward of Tie pass, which may be between Cossacks and a flying column of Japanese.

Minor Russian Successes.

While some Russian correspondents per haps attach undue importance to several minor Russian successes in the southern front, which evidently were simply counter attacks and in no sense real offensive movements, if Kouropatkin has a plan for striking a real blow upon which, in the opinion of experts his salvation de pends, there is no indication as yet of such a purpose. The commander-in-chief has been confining his strategy, as at Idao Yang, to meeting the attacks of the Japanese and accepting battle at places chosen by Field Marshal Oyama.

Both sides are terribly exhausted by ter days of continuous fighting and all the correspondents at the front intimate that the issue must be definitely decided today At the military clubs here General Kouropatkin is already regarded as beaten, the only question being his ability to execute a retreat. Those who believe there is still a chance of actual Russian victory are few and far between. The majority regard the fighting yesterday as in reality rear guard action, entertaining no doubt during the night. These officers, however, are dependent upon practically the same information as the public.

question of continued prosecution of the lieved, will surely bring Russia to terms, stubborn resolution of the Russian government. In its bearing on the interior situation the result of the battle is regarded as equally important.

Fighting Begins at Dawn. MUKDEN, March 7 .- 4:25 p. m.-Fighting of the flercest kind, which is likely to detoday and has continued uninterruptedly up to the present time on a front fourteen his court and fined him 2,500 pesos. miles long west of the railroad and on a line with the Shakhe river. The Japanese also have made a desperate attack on Bentsiaputze, and reports are arriving here Light Vote is Cast and Proposition that fighting was renewed this morning or the extreme left of the Russian army. Both sides are fighting with desperation to the westward, though the troops are well nigh exhausted. The issue of the battle may depend largely on the relative physical condition of the rank and file. In its main features the combat is very much like that be able to crush the flanking force, victory may be regarded as won. The losses in the ten days of battle on both sides are already far greater than were the casualties in the battle of Liao Yang, and are

Beginning at 2 o'clock a. m. the Japanese (Continued on Second Page.)

the issue is fully decided.

Japanese Make More Gains and De-

cisive Fighting is Expected Today.

For ten days the Japanese and Russian armies in Manchuria have been engaged in a mighty conflict, the issue of which has not been reached. Although most of the news from the scenes of battle comes through Russian sources and consequently may be supposed to present the facts in as favorable a light as possible for the Russian arms, it is evident that the Japanese made some gains yesterday. Petersburg has an unofficial report that General Kouropatkin's center has been broken and that thirteen siege guns have

fallen into the hands of the Japanese. These guns, which are of six and eightinch caliber, were given permanent emplacement on the line of the railroad north speed rounded the two curves which form Lewis of Crawford Another ballot was of Shakhe station, the fact evidencing the confidence of the Russians that the Japanese could not penetrate thither.

In St. Petersburg it is generally believed that General Kouropatkin was yesterday fighting a rear guard action to cover his retreat and that the night will have witnessed a large withdrawal of the troops toward Tie Pass. All of the commanderin-chief's ability, it is considered, will be -A very specific report is circulating in ex- required to extricate his army from its ceedingly well informed quarters that the present predicament. The issue, it is exday has gone badly with General Kouro-patkin, that the Russian center is broken deal unquestionably depends on the comparative ability of the two armies to resist been captured by the Japanese. If this the effects of hunger and fatigue, the limit of human endurance evidently having been nearly reached on both sides. Beyond the statement that the casualties exceeded little known as to the number of killed or wounded.

Refusal of Workmen to Participate Renders it Useless.

tain the causes of discontent among the guage and the action of a few hoodlums dissolved by order of the emperor. An trains tells this phase of the strike. official communication explains that this action is due to the impossibility of pro- creased by a wet snow, which began falling elect representatives to the commission. crippled badly. Trains were run on irreg-The minister of ways and communications ular schedules in the underground, begin has directed the employes in the work- ning with the early morning, but the eleshops of the state railways to elect repre- vated lines did not fare so well. On the sentatives to represent their needs to the east side practically no attempt was made managers of the shops.

rested a dozen prominent lawyers and doc- side, were run in a fashion inadequate. tors on the charge that they had been stirring up the Polish language agitation in

WARSAW, March 7 .- The strike of house ervants here suddenly collapsed today. This is attributed to the action of the police, who have severely whipped domestics, and the others, fearing similar

IRISH QUESTION AGAIN TAKEN UP

Delay of Reinstatement of Evicted Tenants Under Discussion. LONDON, March 7.-The evening sitting of the house of commons was occupied by Irish members complaining of undue delay in the reinstatement of evicted tenants under the land act of 1903. Mr. Atkinson, attorney general for Ireland, who defended the work of the estates commissioners, declared that evicted farms unlet throughout Ireland showed a reduction of 64 per cent since 1894. The commissioners now have 41,000 acres of untenanted land and reinstatement would in future be much ex-

pedited. T. W. Russell, ridiculed the smallness of he work accomplished, and said that it was Dublin castle that stood in the way. Finally Kendal O'Brien's motion, which had started the debate and which called for remedial measures, was rejected 220 to

The Ulster unionists met in the house of commons tonight and decided in view of Mr. Wyndham's resignation of the chief secretaryship for Ireland and of the pending appointment of his successor, to support the government in divisions on the Irish

Fishermen Are Released

MANILA, March 7 .- Japanese fishermen who were arrested in conection with the attempt alleged to have been made on the night of March 2 to sink the British steamer Carlisle in this harbor, have been released on account of lack of evidence taking every precaution to prevent any at-

tempts c" the kind.

ministry which resigned March L.

CHRISTIANIA, March 7.-The regent, Crown Prince Gustaf, has invited former Financial Minister Micholsen to form a new cabinet in succession to the Hagerup

JUDGE RESCUES THREE GIRLS Filipino Maidens Taken from American Vessel and Captain Fined for Kidnaping.

ST. LOUIS, March 7.-Advices have just juries. been received from Manila, telling of the exploits of Judge Adolph Wislizenus, forin January last personally pursued and Meantime some of the cooler of the pasthat there will be a heavy withdrawal captured an American commercial vessel sengers in the train had lighted matches Politically, the result may determine the ship was the United States barkentine Che- were being passed through the broken winhalis, owned and commanded by P. M. war. An overwhelming disaster, it is be- Simpson of Oregon. When the ship cleared carried across the tracks to the downfrom Cebu the cry was raised that three but anything less might not break the Filipino girls had been carried away. A cutter overhauled the ship, but the girls could not be found aboard. Then it was giving their names to the police. that Judge Wislizenus, hearing the report, suddenly adjourned court, buckled on a revolver, summoned armed native officials and pursued the barkentine in a launch overhauling it and finding the three girls cide the fate of the battle which has been in a locker. Captain Simpson was brought in progress for ten days, began at dawn to land, charged with abduction by Judge Wislizenus, who immediately reconvened

ELECTION IN KANSAS CITY to this end. In his letter he said:

for New City Charter is Defeated.

KANSAS CITY, March 1 .- The proposi tion for a new charter was defeated at an election held here today, at which a light vote was cast. The adoption of the new at Liao Yang, and if the Russians should charter would have required a foursevenths vote, but the charter was not supported by even a majority of the vot

The new charter, which was drawn by thirteen representative freeholders, was likely to increase as the days pass before intended to enlarge the powers of the city government and in other ways suit the conditions brought about by the rapid growth of the city during the past ten

Traffic on New York Subway and Elevated Lines Partially Tied Up.

CREWS MAN TRAINS NONUNION

Twenty-Nine Persons Injured in Wreck on Underground Road-Mayor McClellan Offers to Mediate.

an "S" over 100 feet from the ground at ordered. One Hundred and Tenth street. The train

flight. At 11:30 125 men from the southern states arrived at South ferry, having come by the legislature who have been supporting Baitimore & Ohio railroad. The men were marched to Ninth avenue L station under

Wreck in the Subway.

on its rapid transit system. Beyond this accident and some minor casualties due to the abnormal conditions the sum total of CZAR ABANDONS THE COMMISSION the day was annoyance and vexation to a 1,000,000 or more people usually dependent upon the Interborough's lines for transportation to and from business. So far there ST. PETERSBURG, March 7.-The has been little disorder. Sporadic encoun-Shidlovski commission, appointed to ascer- ters between individuals, some had lanworking people of St. Petersburg, has been in throwing missiles at passing elevated

The annoyance of the multitude was in ceeding with the proposed plan in conse- this afternoon. Service on the elevated quence of the refusal of the workmen to roads and subway, while not tied up, was to institute service, while the Sixth and LODZ, March 7.-The police have ar- Ninth avenue lines, which serve the west

Service in the Subway. The elevated system of the Interborough's lines was pretty well paralyzed. The company's entire energy seemed to be directed to an effort to maintain service in the subway and in this it was partially successful. Strike Breaker Farley and his crew of 700 or 800 men were thrown into the tunnel; officials of the company gave this system their personal attention and an enormous day. Every available man was put on the each company are. No testimony a service was resumed on a headway

from five to seven minutes. The accident at Twenty-third street was is said, to the inexperience of men on trains. Two cars had their ends smashed severely hurt that they had to be sent to the hospitals. Traffic was delayed for over two hours, from 5 o'clock until after 7.

A five-car local train, bound uptown for conductor named Boyer, both new men. an impartial investigation can be made. The train was crowded when it reached Twenty-third street. The last car of the train, No. 3,027, was one of the new steel cars, and the car ahead of it. No. 3,473, was of the wooden type, with copper sheathing. Samuel T. Bradford, a strikebreaker, was the guard between the two cars. The front platform of No. 3,027 and the rear

platform of 3,473 were so crowded that Bradford had difficulty in operating the sliding doors.

Passengers Caught in Vise. The train had just drawn into the Twenty-third street station and some of the against them. The authorities here are passengers were about to alight when there came a crash as a train which had left the bridge only thirty seconds after the first train dashed into the first train standing at Twenty-third street. The steel car on the first train was forced into the rear of the car just ahead. All of the lights of the first train went out and a moment later were heard the cries of the injured and panic-stricken passengers. Those who were standing in the two rear cars of the first train and in the first car of the second train were thrown to the floor.

The passengers standing on the platforms caught as in a vise. It was here that all of those who were hurt received their in-

Policemen and firemen were summoned to chop the cars apart and rescue the immerly a police court judge of St. Louis, and prisoned. It was fifteen minutes before now a justice on the island of Cebu, who the first of the victims was released. that was leaving with three Filipino girls in the cars and were assisting the women forcibly detained on board, rescued the to the doors at unbroken ends of the two girls and fined the captaen 2,500 pesos. The cars, and in a few minutes men and women dows to the platform. Some of them were town station. Many persons, bleeding turies, left the train in this way without

The firemen worked for over an hour before they were able to cut the last of the injured passengers from the car. Mayor Offers to Mediate.

Mayor George B. McClellan late this afternoon reached the conclusion that transportation conditions had assumed such a serious aspect that it would be necessary to bring the two factions to me speedy agreement. He accordingly addressed a letter to both the Interborough company and the Amalgamated association

As mayor of the city solicitous of the comfort of its people and the protection of its business interests. I beg to offer to you my services to act as mediator, arbitrator or in any capacity in which I may be instrumental in effecting an adjustment of the existing differences between the Interborough Rapid Transit company and its employes, so that the complete operation of their railroad may be resumed at once.

The suggestion which I have made—to

esumed at once.

The suggestion which I have made—to the suggestion which I have made—to complete the suggestion of the suggestion of the suggestion of disinterested citizens to undertake the ask and submit to them this delicate and submit work.

Rear End Collision. No meeting of the Amalgamated asso-ciation was held this afternoon and Vice (Continued on Second Page.)

SUMMARY OF WAR SITUATION STRIKE ON RAPID TRANSIT NINE LEAVE NIEDRINGHAUS cus Nominee in Missouri Legislature.

JEFFERSON CITY, Mo., March 7.-The expected break on the senatorial deadlock came today, when the joint sission took it thirty-ninth ballot, five members changing from Niedringhaus to Congressman Richard Bartholdt of St. Louis, two to Major William Warner of Kansas City and two voted for R. C. Kerens. The ballot resulted Cockrell, 78; Niedringhaus, 57; Kerens, 17, McKinley, 5; Bartholdt, 5; Warner, 2; Dyer, 1; L. H. Lewis, I. Representatives NEW YORK, March 8.-A five-car train | Hoeber, Kles, Smith, Detfeller and Ossenon the Ninth avenue elevated line ran fort voted for Bartholdt; Moss and Land away, going north soon after midnight voted for Warner; Senator Peck and Repsoon after leaving the Ninety-third street resentative Mooneyham voted for Kerens station, and with scarcely any lessening of and Representative Walmsiey voted for

There was no change on the fortieth balwas brought to a stop one block south of lot, except Walmsley voted for Representathe One Hundred and Sixteenth street sta- live J. H. Richardson of Kansas City. The tion. The motorman was so crazed that he total change from Niedringhaus is seven, attempted to jump to the street, but was since Mooneyham, who voted for Kerens and men shouted when the train was in Keys, who voted for Bartheldt, voted last week for Judge Moses Whybark. The defection of nine members of the

Thomas K. Niedringhaus, the republican caucus nominee for United States senthe guard of thirty policemen. They were ator, today, had a depressing effect upon housed in the Harlem car barns of the the Niedringhaus men and there was no caucus tonight as had been planned. Several floor leaders of the republicans

stated that in all probability the effort With one collision in which twenty-nine to break the senaturial deadlock would were injured and none killed. New York has be carried to the floors of the joint sesthose of the battle of Liao Yang there is passed the first day of the general strike sions and that all plans to agree upon a compromise candidate in caucus would be abandoned.

The acquisition of two votes today has caused the Kerens men to become more, confident and they declare that they will welcome a free-for-all method of settling the senatorial question. The democrats held a caucas tonight, but

the senatorship was not considered, it being understood the democrats will continue to present a solid minority for former Senator Cockrett.

SUIT AGAINST THE SANTA FE laking of Testimony in First of Kansas Oll Conspiracy Cases Begins.

TOPEKA, Kan., March 7 .- C. C. Coleian, the attorney general, and Frank B. Monett, the attorney for the state oil producers, began taking testimony here today in the case brought against the Atchison, Topeka & Santa Fe Railroad company in Chautauqua county. The action against the railroad company is based upon the charge that it is violating the state anti-trust Very little progress was made, Cyrus Anderson, secretary of the State

Board of Rallway Commissioners, the first witness called, was required to furnish copies of the annual reports made last year number of policemen were detailed to the by all of the Kansas railroads to the board trains and stations. The attempt to run of commissioners. Excerpts were taken express trains was abandoned early in the from these, showing who the directors of locals and a fairly good schedule was main- asked on the subject of rates. This will tained during the evening rush hours until be brought out when the officers of the the accident at Twenty-third street took company give their depositions later in the place. This upset things, but after stren-uous effort they were straightened out and the Santa Fe, is here from Chicago to rep-

resent his company. CHANUTE, Kan., March 7.-The oil pro ducers are not satisfied by the statement in the nature of a rear-end collision, due, it made by Commissioner Garfield of the bureau of corporations as to the method to be pursued in the Standard Oil investiin, and there was a panic among scores of gation. The producers have written Con passengers. Of the injured fifteen were so gressman Campbell and asked him to convey to the president that the investigation take the form of a court of inquiry, that the hearings be advertised papers and that both sides appear and tell Lenox avenue, was in charge of Motorman the story. The producers in their letter Charles Miner of Louisville, Ky., and a say that this is the only way in which

CAPTAIN KIRKMAN RESIGNS

Will Probably Not Be Allowed to Re tire from Army without

WASHINGTON, March 7. - Captain George W. Kirkman, Twenty-fifth infantry, who is being tried by court martial at Fort Niobrara, Neb., on charges of scandalous conduct to the prejudice of good order and military discipline, has ten dered his resignation as an officer of the army, and the question of its acceptance is under consideration by the president and

the secretary of war. The court engaged in the trial of Captain Kirkman has taken a recess until May 10 in order to await the receipt of certain evidence from the Philippines. In the meantime additional charges serious character have been preferred against Captain Kirkman, and it is said to be unlikely that he will be allowed to

REUNION OF THE ROUGH RIDERS

quit the service without punishment.

of the last two cars of the first train were | Meeting Postponed Until April 7 at Request of the President. WASHINGTON, March 7 .- It was

ounced today that the reunion of the Rough Riders, President Roosevelt's old regarding quarantine regulations, 31st instant, had been postponed until April 7 on the request of the president. To attend the reunion the president had intended to leave Washington on the 27th instant, but he said that he probably might not be able to get away at so early a date. In accordance with the arrangements tenngton on April 4 or 5.

The president's decision to defer the from slight cuts and other trifling in date of his departure was reached because of the doubt as to when the senate will adjourn the extraordinary session.

ANOTHER CUT IN GRAIN RATES Illinois Central Makes Reduction on Shipments from Sucker State

to Atlantic.

CHICAGO, March 7.-Rates on export corn shipments from points in Illinois have been reduced nearly 2 cents per 160 pounds by the Illinois Central on all grain bound for Atlantic ports from this state via Chicago. The new rates go into effect tomorrow.

At a meeting of traffic officials of western roads held here today the question of adjusting the grain rates from lowa points was discussed. Definite action will be announced as soon as an agreement is

ANTI-CIGARETTE BILL PASSES Wisconsin Legislature Probibits the

Manufacture or Sale of

MADISON, Wis., March 7.-The legisla ture today, by a vote of % to 1, passed a bill informed of the change contemplated and absolutely prohibiting the sale or manufacture of cigarettes or cigarette naners

District Attorney Baxter Receives Orders to Begin Action.

CATTLEMEN HAVE HAD NOTICE ENOUGH

Company of Signat Corps Expected to Be Quartered at Fort Omaha by the First of April, with More to Follow.

(From a Staff Correspondent.) WASHINGTON, March 7 .- (Special Tele gram. .- "The fences on the public domain n Nebraska have got to come down," said United States District Attorney Baxter after an interview with Attorney General Moody.

Judge Baxter arrived in the city last night and today showed himself a real, simon-pure westerner by calling upon the secretary of the interior, Secretary Taft, Governor Richards of the general land ofrestrained by a policeman. Women fainted today, had been voting for McKinley, and fice, Secretary Hay, the attorney general and rounding up his day's work by a call on the president with Senator Millard.

For two years the cattlemen in the west ern half of Nebraska have been permitted to retain fences which they had erected on the theory that to remove these fences would work a great hardship and would put their cattle into a declining market The government, not willing to take chances of forcing anyone to lose money has permitted the fences to remain, although it has accumulated evidence enough to provide the district court of Nebraska with cases to last a whole year, and by reason of the government's leniency the cattlemen have grown bolder until a showdown is demanded. Judge Baxter received his instructions today from the attorney general to proceed, both civilly and criminally, against the offenders who are violating the public land laws of the United States. Civil suits will be filed immediately after Judge Baxter's return to Nebraska asking for mandatory writs to compel the removal of fences. With these writs granted the defendants in the case will be given a certain time in which to carry out the directions of the court, failing in which the United States marshal will proceed to remove the fences, the cost of same being placed on defendants in suits. The time for dallying has gone by.

Four Hundred Cases.

Colonel Mosby reported upon the offend ers against the public land laws two years ago and his report is being used by the general land office by two inspectors who are now in western Nebraska going over Mosby's findings section by section and verifying what the famous rebel cavalryman reported. The special agent who has been actively at work in Nebraska for some time past has already reported over 400 cases of illegal fencing, enough to keep Judge Munger's court at work for some months to come, unless the fences are taken down in the meantime,

"I fully appreciate the gravity of the sit nation," said Judge Baxter, after his interview with law officers of the government, pertaining to cattle interests of the state and would readily do all things that will ease the situation. I feel, however, that ample opportunity has been given the cattlemen to comply with the order of the Interior department and to adapt themselves to the situation. In some instances it has been reported to me that men wishing to enter upon the public domain for homesteads have been assaulted and driven away by threats. My purpose is to see to it that all persons who desire to enter upon public lands may do so without fear of molestation and acting under my instructions I desire to serve notice that I shall proceed vigorously against every man who has inclosed the public lands of the United States illegally."

Rush Work at Fort Omaha. Senator Millard had an interview with General Greeley today regarding work now in progress on old Fort Omaha preparing it for the occupancy of two companies of the signal corps of the army. General Greeley stated to the senator that the work was under way, but had been delayed on account of the extreme weather prevailing during the last month. He said it was the intention of the War department to push the work of rehabilitation of Fort Omaha

as rapidly as possible and that Major Za-

linski, who has been especially detailed to

look after the work, would undoubtedly do

everything possible to hasten its habilita-General Greeley hopes to have quarters ready for one company of the signal corps by April 1, and quarters for a second company ready by May 15 or June 1. assured Senator Millard that nothing would be spared to make the buildings_habitable

within the earliest possible time.

Waiting on Legislators. Judge Kinkald, armed with a new batch of letters from cattle men in the Sixth district asking for a modification of the recent order of the Department of Agriculture regarding inspection of cattle for feeding purposes, had an interview with Dr. Saimon of the bureau of animal industry today. Dr. Salmon admitted that there were good grounds for protests of the cattle men, but said that, in view of the changes being made by western states regiment, which had been scheduled to thought it wise the department should not take place at San Antonio, Texas, on the move until after the legislatures now in session adjourn, so the department could

be fuly advised as to the existing conditions in the several states. "My judgment is that concessions will said Judge Kinkaid. "I am convinced that the greatest good with the least inconvenience to the cattle interests tatively made now, he will leave Wash- of the country will actuate the department in handling what I recognize to be an exceedingly intricate question. I propose during the next term of congress to join hands with the committee on agriculture to bring about an increase of the number of inspectors, because the lack of proper inspection, when needed, is creating sentiment against the government which I do not think it deserves. I feel sure the department will make every reasonable concession to the cattle men when individual cases are brought before them.

Nebraska Loses Two Places. Max J. Bachr of St. Paul, Neb., one of the very best consuls in the diplomatic service, has been removed, and Robert J. Thompson of Illinois appointed to his place not recognize that the Nebraskan was to hour. be removed by this new appointment. This Burkett realized that two consular positions had been swept away from Nebraska in the twinkling of an eye. In the case of Joseph J. Langer at Solingen, Germany, signed, but in the case of Bachr they were at their wits' end to understand the condition at Clenfuegos, for it was but a short New time ago that Mr. Bachr had requested ; his family. Neither of the senators were York.

(Continued on Sixth Page.)

FENCES ARE TO COME DOWN NEBRASKA WEATHER FORECAST

Pair Wednesday and Thursday.

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FIGHT ON FOR THE OIL LANDS

Belgo-American Company and the Standard Off Company Lock Horns.

CHEYENNE, Wyo., March 7 .- (Special Telegram.)-Lobell & Lobell, American rep- | HOLDREGE SENDS LETTER TO MEMBERS resentatives of the American De Petrole Wyoming, in which Count Esterhany and other leading foreigners are stockholders, which last year purchased Popo Agie and Salt Creek off wells and lands n central Wyoming, paying \$1,500,000 cash, and which surveyed a line of railway from Orin Junction to Lander, have arrived here to demand the survey maps and right-of-way privileges and start work on

the railroad. Since the surveys were made powerfu capitalists, said to be of the Standard Oil company, through the Northwestern railroad, have acquired these survey privleges and are preparing to build through the oil fields to the Wind River Indian reservation and head off the Belgo-American company, which has already secured a market for its oil by an eastern and outhern outlet over the Burlington railroad and Colorado Southern at Orin Junction, Wyo. It is alleged the surveys and right-of-way privileges have been stolen by the Standard Oil crowd and the Belgo it seems to me that the prime objection company is preparing to battle in the courts. Agents of the Standard company are buying up oil lands in the vicinity of for city purposes will deprive country disthe proposed extension of the Northwest- tricts of part of their taxes, has been sucern west of Casper and it is now a fight to a finish for possession of the rich Wyoming oil fields. The Rothschilds are said to be back of the Belgo company and greatly encouraged, as he is one of the will down the Standard Oil trust if pos-

COLORADO ARGUMENT IS ENDED | the most effective debaters that any recent Members of Legislature Can Tell What They Think of Elec-

tion Contest. DENVER, March 7 .- Argument by attorneys in the gubernatorial contest was concluded today. Beginning tomorrow the were looking upon the serious side of the members of the general assembly will discuss the contest under a rule limiting speeches to ten minutes to each of the

ninety-seven members. The assembly will not take a vote on the ontest until the report of the committee appointed to investigate Senator Morgan's

bribery charges has been made. The committee appointed by the joint assembly to investigate charges of bribery made by Senator Richard W. Morgan against Vice President and General Manager Herbert of the Colorado Southern and Postmaster Daniel Sullivan of Cripple Creek, whom he accused at yesterday's meeting of the joint assembly of offering him \$1,500 to vote in favor of Governor Adams in the gubernatorial contest, half of which our began hearing testimony tonight in secret see or talk with them except the officer who had them in charge.

FIND MAN WANTED IN OMAHA

Morris Bass, Accused of Using Mails to Defraud, is Arrested at

Cincinnati. CINCINNATI, March 7 .- Morris Bass, who is wanted at Omaha, Neb., charged the mails, was arrested by Postmaster In-Clothing store, represented to be owned by Hyman Goldstein, a business man of Omaha, store the goods in a vacant building and later dispose of it. It is alleged that Bass secured several hundred dollars in this manner. Bass will have a hearing before United States Commissioner Adler

Hyman Goldstein is the proprietor of a pawnshop at 1215 Douglas street.

tomorrow.

BANQUET FOR THE PRESIDENT Friendly Sons of St. Patrick of Nev York Will Entertain the

Chief Executive.

NEW YORK, March 7.-Arrangements for the entertainment of President Roosevelt at their annual dinner by the Friendly urging them to believe that rate regulation Sons of St. Patrick, March 17, have been does not lie within the province of legisla

president will be escorted to Delmonico's relative to state legislation affecting railfrom the home of his brother-in-law by roads," which, he says, "offers safer adthe Sixty-ninth regiment, under command vice than that frequently volunteered by of Colonel Edward Duffy. There will be those who are in no way legitimately in-600 covers laid and over 2,000 requests have

been refused. President Roosevelt will make an adtice James Fitzgerald of the society, Congressman William Bourke Cockran, Justice Martin J. Keogh and Corporation Coun-

COMERFORD GETS HEARING

Member of Illinois Legislature Presents His Evidence of Corruption to Grand Jury.

SPRINGFIELD, Ill., March 7.-The grand jury of Sangamon county today commenced an investigation of the charges of bribery and corruption made against at Clenfuegos, Cuba. When the appoint- members of the legislature by former Repment of Mr. Thompson came to the senate resentative Frank D. Comerford of Chiyesterday the senatore from Nebraska did cago. Comerford was before the jury an

morning, however, Senators Millard and Movements of Ocean Vessels March 7. At New York-Sailed: Princess Victoria Louise, for Havana; Kaiser Wilhelm der Grosse, for Brenien; Carpathia, for Naples; Victorian, for Liverpool. At Moville-Arrived: Furnessia, from

At Ponta Del Gada-Salled: Cretic, for lew York. Bremen-Arrived: Barbarossa, from York.

Eyes of Legislators Being Opened on

Terminal Taxation Question. WINDHAM IS INCLINED TOWARD BILL

Objections to Former Measures Overcome in the Present One.

NO INJURY TO REMAINDER OF STATE

Other Members Talking in the Same Strain on the Subject.

Makes Specious Argument Why Rates Should Not Be Reduced on

Local Freight in Nes

branka.

(From a Stan Correspondent.)

LINCOLN, March L-(Special Telegrams) "I am incined to favor the bill." This is what ricpresentative windham of ass said when asked about his attitude loward terminal taxation for raticeaus as ontemplated in H. R. 20 by Clarke of Douglas and as contended for by Omaha

people for years. Mr. Windham added; "I have not arrived at unal conclusions in this matter, but am convinced that the time has come for us to address ourselves seriously to this proposition, and for my part I am going into the matter theroughly and from an impartial standpoint. heretofore urged against this proposition, namely, that a terminal tax on railroads

cessfully met." Omaha members who have learned of Mr. Windham's friendliness to this bill are mos influential members of the legislature and possessing a hold upon the convictions and confidence of colleagues, being among legislature has seen, his attitude for the bill, they feel, is bound to facilitate its progress and aid in carrying conviction to

the minds of other members. But there are other leading members of the house and senate who have yielded to the same conviction as Mr. Windhamthat it is time the legislators of Nebraska matter of terminal taxation. The fact, which has been so impressively pointed out, that this proposition involves the welfare of every incorporated city and village in the state of Nebraska and not only Omaha, is having great weight, and with fair minded men is displacing that fallacy upon which the railroads have so largely depended, that Omaha and Omaha alone will reap the benefit and the other parts of the state will suffer from the passage of

"I think this objection has been overcome and this argument fairly and ably met," says Mr. Windham in his interview. And he admitted that this was the chief objection to this whole proposition.

Others Not So William to See But the railroads have not ceased their session. Senator Morgan was called to efforts to inflame the passions and prejuthe stand, and every one except the com- | dices of the country members with the old mittee and the witness, including the de- hum-drum argument that they will be fendants, were excluded from the room, the sufferers if such a law is enacted. The Not only were the defendants kept out of fact that Omaha gets only \$26,067.59 from the committee room, but they were de- the whole amount of taxes paid in the entained in an adjoining room set apart for tire state by the railroads and telegraph witnesses and no one was permitted to companies for city purposes, while the other incorporated cities and villages are deriving \$58,759.17 has been fully exploited and held up before the very noses of the legislators and yet the railroads proceed to confuse those willing to be confused by this argument of theirs. The desperate fight being made by the railroads and the gradual tendency of country members to face this proposition as Representative Windham says he is facing it lend much encouragement and hope to the Douglas county members who are making a fight with operating a fraudulent scheme through for terminal taxation. The Douglas county men are encountering the same disappointspector Holmes here tonight. The method ment which the private citizens of Omaha employed by Bass, according to Inspector who two years ago fought for this propo-Holmes, was to order extensive quantities sition encountered and that is the opposiof goods in the name of the National tion or at least spathy of the Lincoln members. Naturally, since Lincoln is as vitally affected as Omaha it had been hoped that the members from this city would lend their aid in the promotion of the bill, but instead they are either pulling back or

> simply tying down. Holdrege Sends Letter,

The railroads have fairly come under the limelight in the legislature, not only on terminal taxation matters, but on freight rates and other less important subjects. While no rate bill has yet been passed or even recommended for passage, the higher authorities of the roads are not allowing grass to grow under their feet, nor taking anything for granted. George W. Holdrege, general manager of the B. & M. road, has indicted a letter to members of the legislature, appealing to them at length and in forcible terms, not to enact any rate laws; tive authority. To substantiate this asser-The dinner will begin at 7 o'clock. The that he points to the history of "past years terested on either side of these problems." Referring to the meeting of the railroad committee of the house the night of Feb dress and there will be speeches by Jus- ruary 18, which he and other high officials of his and other companies attended. Mr. Holdrege points out that these propositions

were explained:

First—That prices paid in Nebraska for grain and live stock averaged substantially as high as in central and western Iowa. Comparative figures that may be relied upon have been given to the railroad committees by Mr. D. O. Ives, the general freight agent of this company, illustrating this fact.

Second—That rates upon other important heavy commodities are lower per ton per mile in most instances from sources of production to Nebraska points than upon the shorter hauls to points in other states.

Third—That all Nebraska local rates are not, in accordance with the quite general impression, upon a higher basis than in lowa, but that in many instances upon commodities of importance to our citizens the rates are as low and sometimes lower than in Iowa.

Fourth—That the articles for state consumption, upon which higher rates are paid, are generally of such a nature that the prices are not affected by the rates and would be no lower if the rates should be reduced by this state legislature. were explained:

Cites Court Decision. Fifth—That the supreme court of the United States, in its decision upon the Nabraska maximum rate cases, requires that, in considering the messure of the reasonableness of a local freight schedule, all interstate truffic must be eliminated, and that rates within state boundaries cannot be reduced by law below a compensatory basis.

New York.

At Beyrouth—Arrived: Moltke, from New York.

At Dover—Arrived: Vaderland, from New York.

At Gibraltar—Arrived: Republic, from New York.

New York.

At Gibraltar—Arrived: Republic, from New York.