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# THE OMAHA DAILY BEE

THE WEATHER.  
Cloudy; Warmer

VOL. XLIII—NO. 165. OMAHA, SATURDAY MORNING, DECEMBER 27, 1913—FOURTEEN PAGES. On Trains and at Hotel News Stands, So. SINGLE COPY TWO CENTS.

## SUIT AGAINST THE FRISCO DIRECTORS ORDERED BY COURT

Circuit Judge Sanborn Directs Receiver Lusk to Prosecute Restitution Proceedings.

**VESTED WITH FULL AUTHORITY**  
Former Officials of the Road to Be Brought Into Court.

**TRIAL TO BE HAD ON CHARGES**  
Right of Niles, a Stockholder, to Sue is Denied by Judge.

**ACTION IS TAKEN IN ST. LOUIS**  
Proceedings Are to Run Against the Officers Who Formerly Had Charge of Operation of the Railroad.

ST. LOUIS, Mo., Dec. 26.—James W. Lusk, a receiver for the Frisco railroad, today was directed by Circuit Judge Sanborn to bring restitution suit against certain directors and former directors.

Judge Sanborn denied the petition of William W. Niles, a Frisco stockholder living in New York, that he be permitted to bring suit, but John D. Johnson and Loomis Johnson, who represented Mr. Niles in the arguments before the court last Monday, were appointed counsel for the receivers.

They were directed, in the name of the receivers, to bring and prosecute such suit or suits against such parties in relation to the matters set forth in the petition of Mr. Niles and in the petition of the receivers, "as in their opinion, can be successfully maintained."

James W. Lusk, chairman of the receivers, was invested with exclusive charge for the receivers of the conduct of the suits.

After reviewing the legal problems presented by the petition of Niles for permission to file and by the application of the receivers as to whether they should file suit, Judge Sanborn said that petitions disclose facts sufficient to entitle the proper complainants to institute a suit against some of the former officials of the Frisco and to have a trial of the charge.

"The receivers," continued the decision, "ought to bring the suit unless there is some persuasive objection to this course. It is conceded that none of the receivers or none of their counsel were in any way interested in the transactions challenged by these petitions, but it is contended that the receivers ought not to bring the suit because two of them were officers of the Frisco company though they are not so now and are friends of the former officials of the company who may be made defendants and because the counsel for the receivers have been acquaintances and friends of the proposed defendants. But this objection is not persuasive."

"The receivers have never refused to bring this or any suits that could probably be maintained or to discharge any duty imposed on them."

## JAMES BRYCE PRESIDES AT SCHOOLS CONFERENCE

LONDON, Dec. 26.—James Bryce, former ambassador at Washington, will preside at the opening of a conference of twenty-one educational associations which will meet Friday at the University of London. The conference promises to be one of the greatest gatherings of educators ever held. The associations participating have a membership of 20,000 and most of these members are expected to attend. Fifty meetings will be held during the week and the subjects to be discussed cover a wide range.

Mr. Bryce has chosen for his inauguration address "salient education issues"; Dr. J. Scott Kettle, secretary of the Royal Geographical society, will speak on "Thirty Years' Progress in Geographical Education," and Lieutenant General Sir Robert Baden Powell on "Character Building in Schools."

Prof. Gilbert Murray will take the chair at the meeting of the "simplified spelling society."

## The Weather

Forecast till 7 p. m. Saturday:  
For Omaha, cloudy and bluffs and vicinity—Fair; warmer.

Temperature at Omaha Yesterday:

Hours	Dec.
7 a. m.	32
8 a. m.	32
9 a. m.	32
10 a. m.	32
11 a. m.	32
12 m.	32
1 p. m.	32
2 p. m.	32
3 p. m.	32
4 p. m.	32
5 p. m.	32
6 p. m.	32
7 p. m.	32

Comparative Local Record.

Highest yesterday	32	1912	32	1910	32
Lowest yesterday	26	27	24	48	26
Temperature	32	32	32	32	32
Mean temperature	32	32	32	32	32
Precipitation	0.0	0.0	0.0	0.0	0.0
Deficiency for period	0.0	0.0	0.0	0.0	0.0
Deficiency for year	0.0	0.0	0.0	0.0	0.0
Deficiency for period, 1911-12	0.0	0.0	0.0	0.0	0.0

## Ten Men Probably Drowned When Two Barges Sink at Sea

NEW YORK, Dec. 26.—New York and northern New Jersey suffered today from a combination of wind, rain and tide incident to a storm, which began last night and increased in fury now dawn. Two barges, broken from their tow, sank near the Fork River (N. J.) lifesaving station, with a possible loss of ten lives; Seabright, N. J., was partly inundated, many fishermen's shacks destroyed, hotels undermined and the Central Railroad of New Jersey put out of commission. Small craft here and there broke away from their moorings and were either damaged or lost. A car float ran amok in the Passaic river, sending eight motor boats, and the Erie station at Jersey City was flooded.

How many, if any, perished in the sinking of barges will be known only when the identity of the craft is established. Owners of the tug, Edgar P. Luckenbach, reported that it was slowly coming into the harbor minus two barges it had been towing. Each had a crew of five aboard. A driving rain in the storm belt gave way to snow for a time this afternoon.

## Storm Along Jersey Coast Undermines Many Buildings

SEABRIGHT, N. J., Dec. 26.—The storm which raged along the northern New Jersey coast today left a trail of wreckage on the beach for miles. Seabright was warned in time to seek safety, but the heavy surf washed away houses, undermined streets and furrowed bulkheads.

The fishermen of Seabright were the worst sufferers. Many who lived in huts near the beach were homeless today and found shelter in the town hall and in vacant buildings. Gangs of men were at work shoring up buildings which threatened to collapse on weakened foundations. Railroad tracks were blocked by sand. Two hotels were undermined and all but washed away.

The storm began Christmas night and at times the wind was a gale. The worst damage came this morning at high tide. No loss of life was reported.

## Balance of Foreign Trade Exceeds Half Billion Dollars

WASHINGTON, Dec. 26.—November's foreign trade brought the balance of trade in favor of the United States against foreign nations to \$63,100,493 for the eleven months of the calendar year, while for the twelve months ending with November, the excess of exports over imports was \$78,520,766. The exports for November totaled \$26,655,366, the second largest for that month in the last six years, being exceeded only by November, 1912, when they were \$28,294,774, also the largest for November in the last six years. November of last year exceeded it by \$4,500,000.

## High Waves Dash Into Grill Room of Fashionable Hotel

OCEAN PARK, Cal., Dec. 26.—Twenty-foot breakers, tumbling over bulkheads guarding the grill room, nearly drowned between thirty and forty men and women who were breakfasting in the basement grill of a fashionable hotel. The combers swept over all barriers, smashed in the windows and fell upon the guests at the tables. Waiters and guests got out before the second wave dashed in. For a few minutes there was several feet of water in the grill room. Seven blocks of the cement shore line bulkhead were washed out.

## Alling Aids Family of Man Who Shot Him

CHICAGO, Dec. 26.—Van Wagner Alling yesterday visited the family of Frank Kilmek, who shot Alling's brother, Charles, causing the loss of his right eye and then committed suicide. The visit was made at the request of Charles Alling, whose right eye was removed Christmas eve and who faces weeks of suffering in a hospital.

The wounded man instructed his brother to take Christmas comforts to the wife and children of Kilmek and see that they wanted for nothing and assure them of his forgiveness.

Alling, who was counsel for the State Board of Health, had obtained Kilmek's conviction for practicing medicine without a license. Kilmek attacked Alling in his office Wednesday, shooting him in the eye and then fatally shot himself.

## NEW YORK ORPHEUM SAFE IS ROBBED OF \$2,000

NEW YORK, Dec. 26.—Two thousand dollars, the receipts of Christmas day, was stolen from the box office of the Orpheum theater early today by four men who hid under the balcony seats after last night's performance and sniped the night watchman. While a policeman stood just outside the robbers knocked the watchman down and left him bound and gagged. Then they ripped the door off the office safe, took everything of value and escaped. The watchman, still helpless, was found when the theater opened today.

## ADMIRAL DEWEY IS SEVENTY-SIX YEARS OLD

WASHINGTON, Dec. 26.—George Dewey, the admiral of the navy and hero of Manila bay, began the celebration of his seventh-sixth birthday by appearing early at his office to discharge the duties entailed on him as president of the navy's general board. He received many birthday gifts and congratulatory telegrams from all parts of the country and spent part of the day visiting with his son, who came from Chicago for the occasion. There will be no formal celebration.

## PLAN OUTLINED FOR LAUNCHING THE NEW RESERVE BANK SYSTEM

Organization Committee to Send Data for Marking Out Reserve Districts.

**PUBLIC HEARINGS TO BE HELD**  
Fourteen of the Large Cities Are to Be Visited.

**BUSINESS MEN TO BE HEARD**  
Trip Through the Country to Commence Two Months.

**COMMITTEE ANNOUNCES PLAN**  
Needs of the Country Are to Be Considered and Political Considerations Are Not to Be Permitted.

WASHINGTON, Dec. 26.—The organization committee which is to launch the new federal reserve banking system for the nation announced tonight its plan of action for marking out boundaries of reserve districts and the selection of federal reserve cities.

Public hearings will be held in fourteen large cities of the country—New York City, Boston, Chicago, St. Louis, Denver, Seattle, Portland, San Francisco, Los Angeles, Houston, (Tex.), New Orleans, Atlanta, Cincinnati and Cleveland.

Although these cities are the only ones to be visited, it was announced the advantages of many others would be considered and that bankers and others interested in cities not named by this list would be heard. The two cabinet officers composing the committee will spend all of the next two months in this work and expect to conclude their labors within the time all national banks are given in which to announce their intention of becoming members of the system. It will not begin its hearings until next week.

Secretary McAdoo left his office today suffering with a slight fever and the other committee man, Secretary Houston, decided to abandon the task until Mr. McAdoo's recovery. It was said tonight that the hard fight Mr. McAdoo made to aid in perfecting the currency law had told upon him. He was a constant adviser of both the senate and house committees and shouldered much of the burden of representing President Wilson in executive consideration of the bill. His illness is not believed to be serious, but he is not expected to return to his desk for several days. The committee's announcement follows:

"A meeting of the majority of the members of the federal reserve organization committee, consisting of the secretary of the treasury and the secretary of agriculture, was held today.

"The committee got copies of law immediately to every national and state bank and trust company a copy of the federal reserve act, together with the form of application for membership in the federal reserve system.

"Under the provisions of the federal reserve act all national banks are required to signify their acceptance of its terms."

(Continued on Page Two.)

## EXPRESS BUSINESS IS OFF

Reduction of Forces is Expected After First of the Year.

**ONE COMPANY ORDERS IT**  
Others Say They Expect a Reduction in Rates After February 1 Will Increase Business and Head Off Disasters.

According to local agents of the express companies, the parcel post cut the express business this Christmas to one-third its usual volume. One company has received orders to lay off men the first of the year, but the others believe the reduced rate—a reduction of 16 per cent, which goes into effect February 1, will increase business to such an extent that the retention of all present employees will be justified.

The Adams Express company is the only company whose local employees have received notice of a reduction in the working force. How many of the fifty men employed will be thrown out of a job is not as yet known.

The Wells-Fargo company, which also employs fifty men, reports one-third of the usual business during the Christmas holidays, but to the knowledge of the local employees no lay-offs are contemplated.

The United States Express company reported "slow business" and "considerable decrease," but the employees said the volume had not decreased to one-third the usual volume.

The general agent of the American Express company said his books would show a slight increase, which, he said, had not been expected. He said express business ought to resume its normal size after February 1.

None of the companies employed extra help during the holidays, although this is customary.

## Mow Their Lawns on Christmas Day

NEW YORK, Dec. 26.—New York business men living in Yonkers took advantage of the Christmas holiday to mow their lawns. The grass has been thriving, owing to the mild weather. Players on the golf course at Yonkers had to keep moving to keep warm yesterday, but they played on greens which had been mowed only a few days ago and those who were fond of lawns stopped now and then to pick a dandelion.

## Offered to Sell Mona Lisa to Many Dealers

ROME, Dec. 26.—Vincenzo Perugia, in whose possession the police of Florence recently found the famous painting "Mona Lisa," was examined today by the magistrate who is investigating the case. The prisoner said he had tried to sell "Mona Lisa" to a representative of the late J. Pierpont Morgan and also had offered the portrait to various dealers in London, Paris and Naples. Perugia's statements amazed the magistrate who declared it was remarkable that none of the dealers had notified the police.

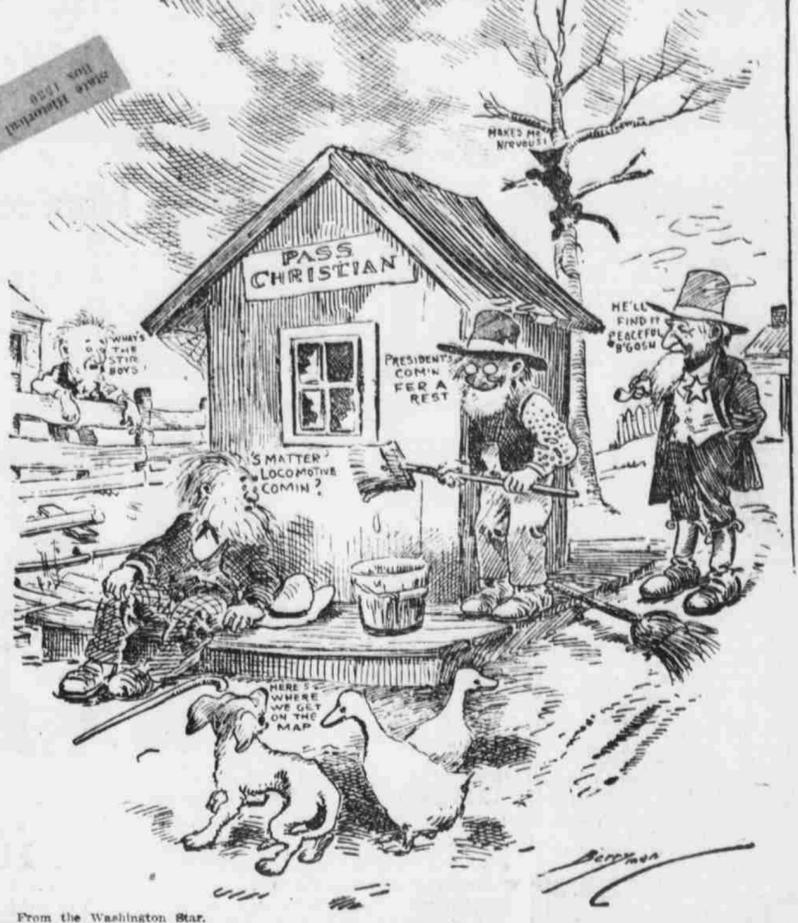
## NINETY-FIVE-YEAR-OLD TWINS CELEBRATE BIRTHDAY

BABYLON, N. Y., Dec. 26.—The Munoy twins, William and Samuel, 95 years old, and said to be the oldest twins in the United States, celebrated their birthday yesterday. About fifty of their immediate family, which consists of children, grandchildren, great grandchildren and great great grandchildren, were present.

For years it has been the custom of the twins to eat their Christmas dinner at the home of one and have their New Year's celebration at the other's home. Yesterday the family assembled at the home of William Munoy. On New Year's day the party will be at the home of Samuel, the other twin. The twins are farmers and both are widowers.

Tomorrow the Best Colored Comics —with— The Sunday Bee

## At the Winter Capital



From the Washington Star.

## Auto Driver Fatally Injures Girl; Sees No Reason for Stopping

SAN FRANCISCO, Dec. 26.—After plowing through a little group of three happy children, on their way home, Christmas night, from a moving picture party, J. C. Caselli, chief engineer for a manufacturing company, did not stop his motor car and did not see, when he was arrested today, why he should have stopped.

"I knew I hit one of the little girls," he said, "but when I looked back I saw that somebody had picked her up. I saw she was all right and kept on."

The little girl is dying today. Her skull was fractured and her body crushed. She is Carmela Sarra, 7 years old, and with her were two guests, who were only slightly bruised.

Caselli's arrest is the second in two days of a driver who ran persons down and did not stop.

## Hand-in-Hand Gun Duel Causes Death of Two Kentuckians

LEXINGTON, Ky., Dec. 26.—Word reached here today from Pineville, Ky., that Solomon Jackson and Tate Sanders of that city fought a peculiar duel there yesterday, in which both lost their lives. The men had trouble over a law suit and it was suggested that they clasp their left hand and with a pistol in the right hand of each "shoot it out." Standing hand-in-hand they killed each other.

## O'Day Has Scheme to Stop Free Passes

CHICAGO, Dec. 26.—A plan to eliminate the intentional passing of heavy luggage will be proposed to the rules committee of the National Base Ball league at its next meeting, it was reported here today. The idea was born in the head of Hank O'Day, umpire and member of the committee who thinks that making the catcher's box narrower would accomplish the desired object.

## FOURTEEN KILLED BY EXPLOSION OF FIREWORKS

ROME, Dec. 26.—No additional bodies have been found in the ruins of the fireworks factory destroyed by an explosion at Torre Annunziata yesterday. The factory was a two-story building, located at the foot of Mount Vesuvius. Fourteen employees were killed and five seriously injured by the explosion, the cause of which is not known.

## EASTER ISLAND BELLES ADVERTISE FOR HUSBANDS

SAN FRANCISCO, Dec. 26.—Sturdy young men who would be content to spend a life of indolent ease are offered an opportunity to become the husbands of rich, dusky belles of the Easter Island group in the south seas, according to a story brought to this port yesterday by Captain Bourgeois of the schooner, Annie M. Campbell, from Papeete. Before the vessel sailed from Papeete an envoy from the young women arrived from the islands, who begged to the crew to return with him to become the husbands of the lonely ladies.

Six thousand head of cattle and 20,000 sheep, belonging to the women, roam about the islands.

Captain Bourgeois sailed immediately after the arrival of the envoy, his haste being prompted by the desire of his sailors to take advantage of the matrimonial advertisements.

Easter Island is the place where the crew of the wrecked schooner El Durado sought refuge several months ago. Most of these are reported to have qualified as husbands.

## STRIKE SETTLEMENT MAY BE OUTGROWTH OF CALUMET TRAGEDY

Peacemakers Are Making Supreme Effort to End Labor Strife in the Copper District.

**FOUR INQUIRIES IN PROGRESS**  
Dispute as to Who Shall Bury Dead is Dying Out.

**FACTIONS ARE UNITED IN GRIEF**  
Peace May Come Over Broken Bodies of Little Ones.

**NEW LIGHT ON ITS CAUSE**  
Stenographer for Grand Jury Says There Was Small Fire in Tree and Cry of Fire Was Raised Inside the Hall.

CALUMET, Dec. 26.—While four separate investigations of Calumet's Christmas tree disaster, in which seventy-two persons, most of them children, were killed, were being made today, and a dispute was being waged as to who should bury the dead, peacemakers were at work in a supreme effort to bring about an end to the copper mine strike in this region.

Over the bodies of the little ones, the leaders of the peace movement hoped to see an end to the labor strife, which has torn the Calumet copper district for several months.

United in their grief over the snuffing out of so many young lives, the warlike factions—mine operators, guards and strikers—were united in their sympathy and their friends gave no thought to the big labor battle that indirectly is to blame for the most gruesome horror in the history of Calumet. There was still a dispute over whether the offer of the Citizens' Alliance, an organization that has been considered hostile to the strikers to defray all the burial expenses, would be permitted. Officials of labor organizations said the offer would be cared for our own," was the reply.

Feeling of Hostility Dying.  
The feeling of hostility was not so marked today, when it was seen the citizens of Calumet and other cities in the mine district were earnest in their efforts to raise funds for the stricken families. Almost unlimited amounts of money were pledged by mine owners and merchants, who have been opposing the strikers. The committees representing the operators went from house to house today comforting the surviving members of families whose dear ones were taken from them in the unnecessary panic.

Following these committees went others and suggestions that peace be declared between the forces representing capital and labor were diplomatically expressed.

After the funeral of all the victims, which was to be arranged for later today, it was expected by many that the spirit of fight will have been interred with the bodies of the innocent children and wives of the strikers and that peace will prevail.

The Citizens' committee, which met all night, now has \$20,000 in its hands, all donated by residents of Calumet. In Houston a large sum has been raised and donations are coming in from all parts of the district. The Citizens' committee is inviting donations from outside the copper country. Among the donors are Quincy A. Shaw, R. L. Agassiz, G. R. Agassiz and Maximilian Agassiz. All heavy holders of Calumet and Hecla mining stock and the first two directors of that company who donated \$6,000.

Inquest Monday Morning.  
Coroner William Fisher will convene a jury in his office Monday morning at 9 o'clock. His quarters are small and adjournment will be immediately taken to a larger hall, where scores of witnesses and the public can be accommodated.

The plan of the Calumet local of the Western Federation of Miners provide for a funeral of victims to be held Sunday afternoon, each nationality holding separate services. This program, however, is subject to change. Federation officials report that contributions for funeral expenses and relief are still pouring in from organized labor bodies in all parts of the country. The federation insists it will bury its own dead and look after the families of the bereaved, paying all the expenses.

Burial will be in Lakeview cemetery, on the shore of Lake Superior. It was stated today that the morgues of Calumet contained seventy-five bodies, although only seventy-two are known to have been killed Wednesday night. None of the undertakers claimed to have bodies of others than those killed Christmas eve and the

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## MANY BALL TICKETS SOLD

Nearly Thousand Patrons of Big Dance Have Paid In.

**WILL CANVASS RESIDENCES**  
Many Young Women Will Make House to House Visits in Residence Districts Selling Admittances.

Almost 1,000 charity ball tickets have already been sold, according to reports made at a meeting of the ball committee at the University club at noon. The workers were surprised at the progress made for Christmas plans were expected to interfere with the work of the committee, who now are free to direct all their efforts toward making a brilliant success out of the big affair to be given New Year's night at the Auditorium for the benefit of the City mission.

As only 3,000 tickets are available for the ball and the work of pushing their sale has hardly been taken up yet, the committee is urging all who wish to attend to secure their tickets at once. The fact that seats may be reserved commencing Saturday at 9 o'clock is another reason why the committee recommends that tickets should be purchased at once.

Dancing and other social clubs of all sorts are planning to support the charity ball with generous attendance from their members. To start the campaign among the social clubs, President R. V. Cole of the Sixty-six club will have a committee on hand to sell ball tickets to the guests at the club's dance this evening at Chamber's academy.

Will Canvass Homes.  
A committee of young women who are helping to promote the ball will start soon to canvass every house in the residence district, offering tickets for sale. In this way the heads of the ball committee hope to impress upon the public the fact that the big charity affair will be democratic and open to all who wish to enjoy a good time and help a worthy charitable institution.

All but four of the extra tier of boxes built upon the Auditorium stage have been taken, and Chairman Lawrence Brinker expects that those remaining will be reserved by Saturday.

Chairman Frank W. Judson of the decorations committee has issued a call for help in the way of Christmas greens, which he offers to send after with a wagon upon receiving notice that anyone wishes to help the charity ball in that way.

Arrangements have been made so that taxis will handle the crowd at the ball in rapid succession. It will be unnecessary to wait for any particular machine.

It has been decided to serve coffee and sandwiches at the ball, in addition to the fruit punch, although no regular supper will be served.

Another meeting of all members of the main committee and all the sub-committees in charge of the ball will be held Saturday at 1 o'clock at the Commercial club.

## The Wonderful Tree of Light... Omaha's Christmas Tree Post Cards 6 for 10c

At Bee Office or from Newsboys and Carriers.

ORDERS BY MAIL 12 CENTS

## CHICAGO POLICE WOMAN ARRESTS MAN FOR FIGHTING

CHICAGO, Dec. 26.—Mrs. Mary Boyd, one of Chicago's ten policewomen, is not a large woman, but she is muscular. Yesterday she boarded a street car just as Toessel Wendt, a powerfully built man, began an argument with the conductor over a transfer. The men were soon engaged in a fight. Mrs. Boyd showed her star and separated them, telling Wendt he was under arrest. When he resisted the officer, she pulled him from the car, stood him up against a post and rang for the patrol wagon. Mrs. Boyd rode to the station with her prisoner and preferred a charge of disorderly conduct against him.

## A New Light Coming!

A year or so ago a new light was invented that importantly reduced bills for illuminating. Now hints leak out from the laboratories that soon another light will come on the market that will be even more revolutionary.

Probably the first news of this great discovery and many others of equal importance will come to you in the advertising columns of your favorite newspaper.

Progress naturally seeks the channels of progress; and business news likes to run along live wires.

Advertising is the channel through which new ideas seek their market.

If you expect to keep up with what the bright minds are doing you must read the advertising.