seller, for mui... al benefit.

VOL. XLII-NO. 293.

OMAHA, MONDAY MORNING, MAY 38.

Showers: Cooler

SINGLE COPY TWO CENTS.

THE WEATHER.

T. R. UPON HIS WAY TO TRY LIBEL CASE AGAINST AN EDITOR

Former President Enroute to Marquette to Fight Suit He Has Begun.

WHAT MAKES MAN DRUNK? This May Be One of Questions that

Will Arise.

LAWYERS DISCUSS

Legal Questions that Call for Some Fine Work.

COURTS VARY ON THE ISSUE

binn Has Been Defined in

None in Official.

and Various Tests Have neen Fixed, but

MARQUETTE, Mich., May M .- After held pending the inquest. the selection of a jury and the opening statement of counsel for the plaintiff in how much proof will fall on the plaintiff

and the defendant. The points upon which local lawyers are cogitating is whether Colonel Roosevelt must prove in detail that the drunkenness charge was libelious or the landing of the punch are blamed for whether his claims for damages can be his death. set forth in a simple denial of the editoral, leaving to the other side the burden of proving the truth of the edi- night. torials printed in the Iron Ore during the

campaign last year. What constitutes drunkenness is another point, it is expected, that will afford much argument for counsel, much succeeded for just one year in running oil lands and the question of whether quoting of authorities and considerable bouts at his arena located outside the thought on the part of jurors. It is said city limits. drunkenness has been defined in many Betting on yesterday's contest was sale prices may be determined in other legs, ability to distinguish colors, re- five to one favorite for the decision. It legs, ability to distinguish colors, re-

Varies with Individual. proved complete control of their fac- more steam into his blows. ulties after many drinks, others guilty of only two have behaved with great as soon as the responsibilities for Mceccentricity and hilarity.

serve accommodations for the following members of Colonel Roosevelt's party: Frank Harper, Jacob Riis, Gifford Pinchot, Frank H. Tyree, Robert Bacon, V. Bliam Loeb, jr., Edmund Heller, Walter Brown, J. C. O'Laughlin, O. K. Davis, J. S. Sloane, Judge A. Z. Blair, Emilin Roosevelt, Philip Roosevelt, Dr. Afexander Lumbert, James R. Garfield, Truman H. Newberry and others wlose names were not given. Most of them are witnesses.

r. R. Leaves for West. NEW YORK, May 25.-Theodore Roose velt left here at 5.30 yesterday afternon for Marquette, Mich., to prosecute his sibel suit against George A. Newett, September Morn publisher of the Iron Ore at Ishpeming. The suit resulted from the rublication during the last presidential campaign of an article in the Iron Ore. In which a statement was made that Colonel Roose ve.t was untruthful, was given to the use of profanity and used intoxicants to

Colonel Roosevelt will reach Marquette on Monday. He will be his own personal witness. A number of men of na-Colonel Roosevelt, were in Colonel Rooseveit's party leaving this evening. Depositions to be submitted have been

taken from former Surgeon General Rixey of the United States navy, Admiral Dewey, Albert Shaw, editor of the Review of Reviews, and many others. habits have been obtained from men residing at the principal cities visited by him during the last campaign.

Colonel Roosevelt has been informed active in gathering depositions in an attempt to prove justification for the publication of the articles.

CRAWFORD MAN SHOOTS HIMSELF WHILE ILL

CRAWFORD, Neb., May 25 .- (Specia Telegram.)-William Thurman committed suicide here this morning by shooting himself through the mouth with a revolver. He had been sick for several days and while his surse was absent from the room he committed the deed. He leaves a widow and child. Deceased had lived in Crawford for several years and was about 35 years of age.

The Weather

For lowa-Showers. For Nebraska-Fair, warmer Temperature at Omaha Yesterday.



Comparative Local Record 1918. 1912. 1911. 74 55 94 50 50 69 67 72 82 .15 .00 .00 Highest yesterday Lowest yesterday Mean temperature Precipitation

Northwest Police Prefer This Charge at Calgary.

POST MORTEM NOT PUBLIC

Besult of Investigation Has Not Yet Been Given Out-Plan for Meeting with Gunbont Smith.

CALGARY, May 25.-Arthur Pelkey, from whose stiff right hook near the heart Luther McCarty fell dead in the ring at the Burns arena yesterday aftersoon, will face a charge of manslaughter in police court here Monday. The Royal rNothwest mounted police completed the necessary papers in the charge placed Ruling in Regard to Freight and

against him today. Just before the death of McCarty was announced, it developed today, Pelkey had slipped into his street clothes at the reeugst of his trainers and was driven to his hotel in an automobile. It was not until he had washed and dressed that he learned of McCarty's death. He started from the hotel when officers arrived and

took him into custody. An autopsy was held over the dead fighter's body late last night and an inquest will be held tomorrow afternoon. The result of the post-mortem is with-

Numerous doubts today were expressed as to the actual cause of death. It did the libel suit of Theodore Roosevelt not seem as if there was sufficient force against George A. Newitt, which begins behind the blow to the heart to cause here Monday, Judge Richard Flannagan, death, several have declared. Pelkey said will probably be called upon to rule just he did not believe that his punch actually landed near the heart.

It was currently rumored here today that McCarty had suffered from a slight weakness of the heart and this in con-Sunction with the extreme excliement and

McCarty's body will be shipped to his birthplace at Hastings, Neb., Monday

Will Put Lid On. The fatal ending will have the effect

ways by many courts, it is judged by lively at two to one with Pelkey holding decisions by the court. many tests, including the conduct of the out for ten rounds, while McCarty was thickness of speech and a hundred other assimilate science in three weeks to give him a chance with McCarty. Pelkey showed a great deal of improvement over The significance of these evidences his former appearance. In the bout he vary with the individual according to had exhibited better judgment of discourt decisions, for while some men have tance than his opponent and also pus It was stated unofficially today that

Carty's death have been placed, Pelkey Word was received here today to re- will go south to meet Gunboat Smith. Luther McCarty was born at Lincoln, Neb., March 17, 1892. His father was an Indian half-breed and his mother of Irish rapidly as leaders expected. extraction. Standing a trifle over six ter. His best blow was a right uppercut.

> Defeats Carl Morris. he defeated Carl Morris at Springfield, wood rates. Mo., on May 3, 1912. McCarty was almost (Continued on Page Two.)

May Be Hung at the Commercial Club

It is given out from a reliable source for a handsome reproduction of "September Morn," to be hung in the Commercial club. Kimball was recently delegated by tional reputation will go to Marquette the house committee of the club to secure to testify in Colonel Roosevelt's behalf. some paintings to adorn the walls of the Italians Plead Some of these men, with relatives of club rooms. He is an admirer of the "September Morn" painting, and, if there is no objection from club members, it is said he will secure the big reproduction. On the north wall of the club's dining room is a painting called "Winter." was loaned to the club by Kimball. If he can get a picture depicting summer Deciarations as to Colonel Roosevelt's and one o fspring he will have the seasons fully represented, "September Morn" being the kind of painting that could just as well be call "Autumn." Probably the selection, if any objection is raised, will that Mr. Newett's attorneys have been be put to a referendum vote of the club.

Wesleyan Orator_ Winner in Contest

(From a Staff Correspondent.) LINCOLN, Neb., May 25 .- (Special.) cople of the Wesleyan university at University Place are feeling jubilant over the victory won by a student of that college, Charles G. Goman, in the oratorical contest between colleges of the west held " Winfield, Kan., last Friday. Colleges representing the states of

onsin, Minnesota, South Dakota, Nebraska, Kansas, Iowa, Oklahoma Texas contested for the honors. first prize of \$75 in cash went to Mr. Goman. In winning the contest Mr. Goman will not only represent his college, but will also represent Nebraska and the middle west in the national prohibition con

Once before only has the honor of repesenting the middle west fallen to a Nebraska man. Last year it was won New Emancipation."

Mikado Reported Now Out of Danger

TOKIO, May 25.- Emperor Yoshihito is now considered practically out of danger, the treatment used by Dr. Duket a short according to the statement issued by time ago, so much so that he is backing Count Watanabe, the imperial master of him up with all the funds necessary to ceremonies, this morning. The emperor bring it before the public. It is expassed another favorable night, and as pected that the gentlemen will yielt the the crisis was reached on Friday night, tuberculor hospital at Kearney while they it is believed only careful attention is are here and will make demonstration necessary to restore his majesty to health. there of the new found discovery which in the house and the father and older Throughout the empress has shown the is more efficient in lung trouble than in

MANSLAUGHTER FOR PELKEY TODAY IS A BUSY DAY

More Decisi _s Expected Than Tribunal Has Handed Down for Several Months.

IN RECESS FOR TWO WEEKS Justices Have Been Preparing Opinions in 165 Cases.

RATE UESTIONS

Passenger Tariffs Awaited.

PORTER CHARLTON FACES FATE

Judicial Body May Announce Decision Whether He Shall Be Returned to Italy on Murder Churge.

WASHINGTON, May 25.-More decisions are expected on Monday from the supreme court than it has handed down for months. The court has been in recess two weeks, devoting itself exclusively to preparing opinions in 165 cases. Decisions most anxiously awaited are the state rate cases from Minnesots, Missourt, Kentucky, Oregon, Arkansas and West Virginia. These include the validity of maximum freight rates and 3-cent passenger rates in many instances. They have been pending morethanayear.

Several other questions of railroad law may be decided. Among those is the intermountain rate cases, which involve the question of transcontinental rates to Bocky mountain cities.

The court may hand down its decision as to whether Porter Charlton is to be returned to Italy for trial on the charge of murdering his wife at Lake Como. The validity of the newspaper publicity

of putting the lid down tight on boxing law, the legality of the title of the Southbouts in western Canada. Tommy Burns err. Pacific raliroad to certain California manufacturers of patented articles may

Progressing as Sponsors Hoped

WASHINGTON. May 35 .- Democratic leaders now have no hopes of getting the tariff bill into the senate for debate before June 10, or probably later. The real work of getting schedules of the Underwood bill in shape for presentation to the caucus has not progressed as

Some changes in the rates in the manufeet three inches, he was physically factures of wools may be recommended powerful, yet a comparatively weak hitsaid the changes would make changes in which he used almost continually in the Underwood rates. Some changes it became known are to be recommended for cotton manufactures. They are ex-He first sprang into prominence when pected to be increases over the Under-

> Wool and sugar continued subjects of considerable discussion, but the best information seemed to bear out declara tions of administration leaders that no

Louislana, resumed their fight against is boarding. free sugar before Senator Williams' submmittee. After a prolonged session, Senator Randsdell said they had received that Thomas R. Kimbail is negotiating very courteous treatment, but he did work with a butcher knife, slicing the not know whether they had accomplished anything.

Not Guilty When

AURORA, Neb., May 25 .- (Special.) Antonio Farrara, Giuseppe Firrara and quiet. Salvatore Macaluso were arraigned before County Judge Jeffers yesterday on the charge of murdering Joe and Sam Marretta at Marquette last Saturday night. They entered a plea of not guilty and were held for preliminary examinaion on Thursday, June 5.

No positive evidence connecting them with the crime has yet been found, but the authorities are working on a numher of clues which are expected to bring results within a few days. All parties oncerned are Italian section hands, the three accused men belonging to a gang which is employed in the Aurora yards The Marrettas worked with them for a few weeks last winter, but left on account of trouble, guns having been pulled at one time and threats exchanged, ac cording to witnesses. They went to Kanras in March, but returned to Marquette about May 1, occupying a bunk car or he right-of-way.

Lorimer to Come For Tubercular Cure

LINCOLN. May 26.-(Special.)-Ex-United States Senator William Lorimer is expected to appear before the State y Simeon E. Cozad, also from Wes- Board of Health when it holds its meetleyan. Mr. Goman's subject was, 'The ing in Lincoln this week. Just what day the "blond boss" will be here is not stated, but there is not much doubt according to Dr. E. A. . and that the senator will attend the meeting and with Dr. P. P. Duket give some demonstrations of the cure for tubercu

losis which the latter has discovered. Senator Lorimer became interested in

Hay Makes the Mule Go



From The Philadelphia Press

Miss Whitely, Omaha Girl at Wesleyan, Develops Some Nerve.

SCARES MAN OUT OF THE ROOM

Turns from the Joys of Fudge Making and, Knife in Hand, Drives the Party Off the Premises.

(From a Staff Correspondent.) LINCOLN, Neb., May M .- (Special)by the party unless in the democratic Place, was too much for a burglar last the death. night whom she found rummaging in Senators Randsdell and Thornton of one of the rooms at the place where she

Miss Whitely had been engaged in the popular pastime of the girls of Wesleyan, making fudge, and was busily at stuff into convenient pieces, when she heard a noise in one of the rooms below. Stepping cautiously down the stairs Miss Whitely glided into the room and discovered Mr. Burglar busily engaged trying to find something of value which he could take with him. He had turned on the electric light and had not taker Accused of Crime the precaution to mask his face. Seeing the young woman, he pulled a gun and told her to throw up her hands and be

Instead of obeying the command Miss Whitely dodged out of the door and up the stairs to her room. Grasping the butcher knife with its blade a foot lone. she dashed back down the stairs and rushed at the burglar with the knire upraised. This was too much for him and, with a yell, he sprang for the open window and disappeared.

Miss Whitely does not seem to be very received the congratulations of her acquaintances today as if it was an everyday occurrence.

SOUTH DAKOTA ODD FELLOWS ELECT OFFICERS

RAPID CITY, S. D., May 25 .- (Special.) Neath the bright skies of sunny South Dukota delegates of the grand lodge of Odd Fellows paraded 1,000 strong Thursday afternon, it being the largest number to participate in the annual feature of the meetings of the grand encampment grand lodge and Rebekahs.

The officers elected for the ensuing year were as follows: Grand master, S. E Wilson, Hot Springs; deputy grand master, Charles Barrette, Watertown; grand warden, S. W. Rowley, Mitchell; grand secretary, Harves J. Rice, Huron grand treasurer, George W. Snow, Springfield; grand representatives, A. E. Clough, Madison, and J. M. Patton, Sloux Falls, Watertown was selected for the meetng of the grand lodge next year

BOY AT BEAVER CITY IS CREMATED IN BARN

BEAVER CITY, Neb., May E .- (Special Telegram.)-Teddy Rummell, aged 4 years, was cremated in his father's barn twelve miles southeast of Beaver City this morning. The lad had secured some matches and had gone to the barn, where he evidently started the fire in the has loft. The boy's mother and sisters were brother in the field at work.

PUTS A BURGLAR TO FLIGHT Furnas County Boy | NO CONVENTION THIS YEAR with the highest protection from the tariff pay the lowest wages (wood and Found Dead on Farm Republican Executive Committee

HEAVER CITY, Neb., May 25. (Specia Telegram.) The lifeiess body of Floyd Wilburn, with the top of his head blown; off by a shot from a shotgun, was found this morning. The body was discovered by a younger brother. Floyd was 21 years old and had been missing from home since the middle of the afternoon Saturady. either an accident or a case of suicide. The young man's father, T. M. Wilburn. Miss Ethel Whitely, an Omaha student is a prominent Burlington railroad man changes on wool or sugar would be made at the Wesleyan university at University and was at Grand Island at the time of

AMERICANS' EXAMPLE BAD executive committee.

Porto Rico Missionary Says Their Conduct is Shocking.

LEAD THE NAUGHTIEST LIVES

Throw Their Christianity Overboard Somewhere Between New York and San Juan, Declares Evangelist.

DETROIT, Mich., May 25,-"Most the Americans in Porto Rico live ungodly lives, furnishing the worst of moral example to the natives," declared Miss Laura Dresser, a Baptist missionary of Porto Rico to the Baptist convention here today. Her address was characterized as

ensation of the convention. She asserted Baptist work on that island has been crippled through lack of financial aid from Americans, and said that the missionaries in different nuch wrought up over the etisode and parts of Porto Rico are forced to tolerate 'shocking conditions" in order to carry out their religious work. Referring to Americans who have made their homes on the falands, she said: "These Americans furnish no help to the missionaries. Active Christians here at home, many of these Americans coming to Porto Rice throw their Christianity overboard some-

where between New York and San Juan. Such grossly ungodly lives do they live after getting to Porto Rico that it is a question if they will ever take up with the religious life again." "Doctrinal unity is a hopeless task in Protestantism; the only doctrinal unity would stand for would have to be on the basis of the doctrinal views I personally hold and so it is with most Protestants, I believe," said Dr. Shailer Matthews, dean of the school of theology

of the University of Chicago and presi-

of Christ of America, in an address before the Northern Baptist convention to-Dr. Matthews was discussing the movement towards unification of all Protestant denominations. "If the federal council attempted to compile a creed that would embrace all denominations," he said, "It would be a creed so like the New testament that it would be a useless task to compile it."

SEVEN-YEAR-OLD GIRL IS RUN OVER BY AUTO

FREMONT, Neb., May 25 .- (Special Telegram.)-Betsy Backman, a 7-year-old daughter of Azel Backman, was run over

Defers Proposed Call.

NATIONAL COMMITTEE TO MEET After Extra Session of Congress Has

Adjourned General Body of the Republican Party Will Con-

fer on Situation

WASHINGTON, May 25 -(Special Telegram.)-A preliminary convention of the republican party will be held in all probability next year, but not this year, unless the full national committee overrules the

This was decided yesterday when the motion to suggest a call for a convention this year was overruled. But the executive committee was unanimous in declaring in favor of a resolution to ask that the full committee meet within sixty days after the adjournment of congress and suggest a convention before the fall elections of 1914. The general sentiment was favorable to the idea that the democrats should first be permitted to define the policy of the majority in congress so far as the tariff and currency probis made to shape the plans of the oppo-

Encouraging Reports Heard. executive committee to the effect that should be a remunerative investiment? there is everywhere manifested a disposition among republicans and former republicans to "get together" without any preliminary action on the part of the national committee. It was apparent executive committee that the sores of last year are rapidly healing, and that have fought the battles of the republicans for the last fifty years should yield now to-those who aided in the election of President Wilson by their support

of the third ticket. Early in the afternoon it was reported that Senator Cummins of Iowa was addressing the meeting of the executive mmittee in behalf of the organization. When this report gained currency in the lobby of the New Willard former Congressman "Pete" Hepburn of Iowa, who has no love for the present senator, heard it. His comment was characteristic.

"Pete" Hepburn's Story. "In the early days of our state," he said, "a church was built in a small town in Iowa. But very soon a question arose among the members. wanted to change pastors, and others disputed as to the articles of faith. dent of the Federal Council of Churches Then a calamity occurred. The church building was consumed by fire. For many mouths efforts to raise enough money to erect a new building were ineffective, but at last all the necessary cash was secured. A general meeting of the congregation was held and Deacon Smith moved that the funds be turned over to Brother Jedediah Jones to enable him to build a new structure. This motion was opposed by Brother Zephenlah Robinson, who said: 'Brethren, I think we should consider this subject very carefully before passing this motion. I have a very strong auspicion, which to shared by a great many members of this congregation, that Brother Jededian Jones is the man who set fire to the

John T. Adams of Dubuque, the Iowa member of the executive committee, is a warrior of the old guard. It is enough to say, in describing his brand of republicanism, that he managed the last few campaigns of the late Senator Alli-(Continued on Page Two.)

REDFIELD AGAIN GIVES A WARNING TO MANUFACTURERS

Tells Them to Find Better Means of Economy Than Cutting Wages Due to Tariff Bill.

URGES GREATER EFFICIENCY Men's Pay, After All, Small Part of Cost of Production.

RARELY CONTROLLING ELEMENT Says Industries Least Producted Pay

Highest Wages. SECRETARY MAKES AN APPEAL

Asks that Income of the Poor Be

Not Touched Till it Can Be Seen that it is Neces-

NEW YORK, May 24.-The rate of wages is not the controlling factor in the cost of production and there are many manufacturers who should employ more efficient methods before attempting to reduce wages on account of the proposed reductions in the tariff, William C. Redfield, secretary of commerce, said tonight. He was speaking at a dinner given in honor of Secretary of War Garrison by the Hudson County Bar association.

"The cost of labor is in many industries, but a minor part of the total cost and rarely the controlling element therein," Mr. Redfield said, "the difference in wages between America and Europe often, therefore, affects but a small part of the total cost of manufacture, and is itself so medified by many other conditions affecting cost as to have to small value as a basis for argument. The chief controlling factor in production in the rate and quality of output. Differences in cost may have no relation to

Where Complaints Come From "The industries in our country which meet foreign competition best are those which pay the highest rate of wages, such as machinery, steel and shoe industries. The industries in America which profess the least ability to meet foreign competition are those whiche they pay the lowest wages among us, sucho as

cotton), while those with the smallest tariff protection (shoes), pay higher and some times the highest wages. The products of America actories are often as cheap or cheaper in the labor cost

per unit than are foreign ones. "While it is true that some of our industries and many individual manufacturers in our industries are highly officient, and being so and finding it profitable do not advertise it. is is unfortunately the fact that there are many more of whom the same cannot be said. "I believe and affairm that public opinion requires that manufacturers in whose plants the latter is true shall correct their methods before they undertake

to reduce the wages of operatives.

Powers Neglected.

full the productive powers we control. The men and women in four factories are endowed with 'reason, interest, judgment, energy, imagination attention and memory.' Has a deliberate effort been made to try what the responsive force of these powers is to patient and inspiring leadership? Has it not been rather true that men have considered a kind of producing merchandise to be hired at the lowest rate at which poverty would lems are concerned before any attempt force them to work, rather than at such a rate as would inspire their highest productiveness? Is not the whole outlook upon wages as an extense a dis-From all sections reports came to the tortion of the greater truth that they

mathematical value rather than at his human one? "The democratic party says: "Look into your own methods; search and see if from the reports of members of the they are right, and before you touch the income of the poor make doubly sure that nothing in management or methods or there exists no reason why the men who equipment or arrangement is left undue toward your best efficiency."

Has not the man been aken at his

Fine Opportunities In Bee Ads.

these May days, particularly in such lines as relate to wearing apparel, things for the home and for the table.

At this season, merchants emphasize the desirability of making special purchases at their stores, and their particular inducements present many bargains of exceptionally attractive character.

Lighter underwear, thinner outwear, hats, shoes, waists, shirts and neckwear have the call and wonderful offers in these lines blossom luxuriantly on almost every page.

Turn over the pages of today's paper after you have read this little reminder, and you will find many extremely attractive adver-

By that we mean really excellant merchandise at prices that have been lowered to create a greater demand, to attract a wider circle of possible