Proved Physician Was Shot

PROVIDENCE, R. I., Jan. 11 .-

from Ambush.

### EDITORS OF MENACE IN FEDERAL COURT

Four Men Connected with Missouri Weekly Paper Charged with Misuse of Mails.

#### EIGHT COUNTS IN THE BILL

JOPLIN, Mo., Jan. 11 .- Charged with sending obscene literature through the mails, four men alleged to have been connected with the Menace Publishing company of Aurora, Mo., publishers of the Menace, a weekly newspaper, faced trial in federal court here today.

The defendants are Wilbur Phelps Bruce M. Phelps, Theodore C. Walker and Marvin Brown. Each was indicted under eight counts.

The indictments charge general violation of that section of the United States penal code prohibiting "the deposit, or causing to be deposited, for malling or delivery, any obscene, lewd or filthy book, letter, writing, print or other publication of indecent character."

Six Items in Menace.

Six counts in the indictments were levelled at items alleged to have been printed in The Menace, a weekly publication, alleged to have been distributed through the United States malls by the Menace Publishing company, and alleged to have come within the scope of the statute. The seventh count was leveled at certain passages in a book, of which the defend ants were charged with being the distributors. The other count charged the sending of information through the mails as to where the book might be obtained,

The trial of the case was continued at the June, 1915, term of court upon application of attorneys for the defense on the grounds of the illness of a relative of one of the defendants.

More recently attorneys for the defense filed a demurrer and a motion to quash HAUSER'S ILLNESS the indictments, together with a lengthy brief in support, contending that the charges contained in the indictments do not constitute an offense under the federal statutes. Judge A. S. Van Valkenburgh overroled the motion, leaving the question, which the jury in the case must stermine, largely one of fact. Choosing Jurymen Proceeds Slowly.

Selection of a jury promised to be a slow procedure. Judge Arba S. Van Val- to be really ill. kenburgh ruled that the mere fact that a prospective juror was a subscriber to the Menace would not disqualify him.

ace Publishing company, was referred to by the district attorney as being alleged to be unfriendly to the Catholic church. In examining the talesmen Mr. Wilson declared it was the purpose of the government to ask judgment upon certain articles solely upon the question as to of which the following men sat in the whether they violated the laws relating jury box: to the sending of obscene matter through

One count of the indictment against the defendants was dismissed at the request of the government prosecutor as he introduced the case. This count was leveiled at the alleged publication of an advertisement as to where might be procurred a book referred to in the seventh

#### Irish Party Won't Oppose Compulsion Bill Any Further

LONDON, Jan. 11.-John E. Redmond. parliamentary leader of the trish party, nounced in the House of Commons this afternoon that the nationalists would not further oppose the military service bill Redmond went direct to Parliament from a meeting of the Irish party. He quickly ranged himself and his followers once more on the side of the government.

Mr. Redmond said the Irish nationalists having made their protest against the military service bill and recognizing the measure had the support of an overwhelming majority of British representatives in the House would cast no further vote in any form against it. Even the ments of the bill, he said, admitted it was receiving the support of a large majority of the public of the United Kingdom. Mr. Redmond added the majority in

favor of the bill in the vote of first reading, excluding the Irish members, was 10 to 1. He said the bill would become law, and he hoped it would be passed quickly. Even before the debate opened, ques- left.

tions brought the topic of compulsory service into prominence. The commonen themselves, if sufficiently youthful and agile, according to a reply given by Premier Asquith cannot claim exemption from service. They will therefore be compulsorily enrolled in the military service unless they voluntarily attest. Augustine Birrell, chief secretary for ireland, revealed the fact that there were

Ireland who had not attested. Deductions for various reasons, he estimated, would leave 89,000 available men. The debate on the military service bill

was reopened by William Crawford Anderson, laborer member, who moved the rejection of the measure, but was sharply notified by Will Thorne, social democrat, that he was not speaking in the name of labor.

Mr. Anderson said he did not wish to see strikes, but the government would meet with disaster if it attempted to apply the principle of compulsion.

#### HUERTA HAS SLIGHT RALLY, PULSE NORMAL

EL PASO, Jan. 11.-General Huerta rallied slightly at noon today, according to his physician, who said that his pulse and temperature were normal.

When a severe cold settles on the lungs it is called bronchitis. There is danger of its leading to broncho pneumonia, and for this reason it is always best to go to bed and take Chamberlain's Cough Remedy as directed until well along towards recovery. Mrs. Charles E. Woodard, Sandy Creek, N. Y., writes: "Chamberlain's Cough Remedy cured me of bronchitia met fall. When I beran using it I was so boarse at times that it was difficult for me to speak above a whisper. I resorted to the use of this valuable medicine and found it very soothing and healing. In everywhere.-Advertisement.

If You Could Only See the Dratted Things | CASE AGAINST MRS.



# DUE TO TONSILITIS

(Continued from Page One.)

lay not absolutely necessary and attora continuance, declared they were not who murdered Mr. Smith." seeking delay unless their client is shown

Doctor's Note to Judge. Dr. Connell's note to Judge English,

reads as follows: Francis M. Wilson, United States district ined Mr. Hauser. He has either ulcerated tonsilitis, or possibly is in the frist The newspaper, published by the Men- stage of scarlet fever. He should be in bed for twenty-four to forty-eight hours at least. Respectfuly, R. W. CONNELL, Health Commissioner.

Probable Jurors. Selection of a jury was almost finished during the morning session, at the close

Swanson, Florence, farmer,

Connie O. Downing, 3031 Souta Twentyfirst street, street raliway conductor, single. Willard B. Nimocks, 315 South Twenty-

seventh avenue, treasurer of Allen Filter company, married. E. C. Jones, 1813 Ohio street, expressman, married.

street, laborer, single. Frank Wirthsafter, 2577 Harney street, igar store proprietor, married.

street, railway clerk, married.

Earl E. Lloyd, 2552 Evans street, rallway clerk, married. Elmer E. Meck, 1414 North Twentyecond street, expressman, married.

Frank Lusk, 1210 Douglas street, la borer, single. Charles P. White, 5616 Florence boulevard, baker, married.

Few Challenges Left. These will be eleven of the twelve men

who will compose the jury which will of Massachusetts said; try Hauser on a charge of murdering W. H. Smith, Woodmen of the World cashier, according to yesterday's indications. When the hour of the noon recess ar-

far survived the challenges of defense and state, both peremptory and for cause, sat in the jury box. With them was Robert A. Finley, 1613 Burdette street, an accountant, who had been passed for cause by attorneys on both Attorneys for the defense had ex-

hausted all but one of their twelve peremptory challenges. The county athad exercised two emptories." had waived six and had two

Saw Hauser Near Murder.

A surprise which, it is believed, will be a serious blow to the defense, was sprung by the prosecution in the person of Mrs. Letticia Newlon, 2820 Davenport street. Mrs. Newlon, it was learned, will be a witness second only in importance to Miss Slater, in that she will testify she saw Hauser follow Mr. Smith and Miss Slater west on Dodge street the night of Octo-100,000 unmarried men of military age in ber 15 a few moments before the murder was committed.

Mrs. Newlon, she said, will testify that

Hauser Halls Them.

Hauser attempted to stop them, according to Mrs. Newion, and they took the middle of the street to escape him. Mr. walking west on Dodge street, on their way to the girl's home, and Hauser followed them, the witness will teatify. The murder was committed at Thirty

second and Dodge. Examination of jurors proceeded rapdly during the morning session of court. The gravity of the court acene was relieved at times by touches of humor Once a negro juror, when questioned whether he was opposed to capital punishment, answered:

Belleves in Commandment. Yes, sir. I don't believe in it. I believe in the sixth commandment, Thou shait

not kill." court official of the clerk.

"P-o-l-4-v-k-a, shouted the juror, as c rose from his seat. Miss Slater and all the other witnesses subpoensed by the a week's time I was well." Obtainable appeared in the court room. Miss Slater was in a chesrful mgod, which con-

trasted greatly with her subdued and terrified manner of the days immediately following the murder.

"Do you dread it?" the girl was asked with reference to the prospect that she would take the witness stand soon. I dread it," abe said, "but it is the only thing to do. I am going to do what neys for Hauser, although they asked for I can to secure punishment for the man

# ROOSEVELT CLANKS

(Continued from Page One.)

est guarantee of any honorable peace. We must remember that there can not be such preparedness in things material unless there is also that preparedness of soul and spirit which alone ren ders a nation fit to perform its high and difficult duties in mational and international life.

"THEODORE ROOSEVELT." Governor Johnsons' Greeting. In his message to the committeemer lovernor Johnson of California said:

'Progressism has won a great victory t has gripped the minds of individual voters, has quickened the national conscience and has been indelibly impressed upon every forward looking stage. "The men and the party unafraid have

exercised a most wholesome influence on the nation's political life, All candidates T. J. Vorwald, 314 North Twenty-fourth and all parties now vehemently protest they are progressive and progressivism Thomas G. Fogicsong, 1411 Chicago thus far has partly done its work. "No reason for misgiving and every reason to be jubilant.

> "From California, where progressism has been writen into the laws of the state, we send you fondest greetings." Beverldge for Neutrality.

The telegram from Albert J. Beveridge said progessive principles, including a neutrality with equal friendship for all nations, constitute a program "for which Americans can fight with a clear con-

A telegram from Charles Sumner Bird

"I am for a third ticket rather than for reactionary or second rate candidate. Messages from Arthur N. Sager and Oscar S. Strauss of New York and John rived these eleven men, who had thus M. Parker of New Orleans, also were Every state in the Union save Arizona

Convention Date Discussed,

Discussion of the time and place for olding the national convention of the party developed practically unanimous pinion that it should be convened in Chicago. There was some difference of opinion, however, as to the date. William Allen White of Kansas favored June ? which would make the convention co-in cident with the republican national convention here, and several others supported this view. Others proposed June 14, or later. The question will be settled at an executive session of the national ommittee late today.

George W. Perkins presided this morning and John W. McGrath of New York acted as secretary.

#### Walter Latham.

CAMBRIDGE, Neb., Jan. 11 .- (Special she and her husband, Eruce Newlon, got Telegram.)-Walter Latham, aged 63, an off a westbound car, walked north to old settler and bachelor, was found dead Twenty-ninth and Dodge streets on their today noon at his home north of town. way home and met Hauser under an arc He had been sick for a few days and friends being unable to reach him over the telephone called andfound him dead His funeral will be Wednesday at 2 at the Congregational church, in charge of the Odd Fellows. He came here in 1878. Smith and Miss Slater then appeared, Will Latham, and one sister, Mrs. Mary He leaves two brothers. Warren and

Winter Coughs and Colds

Dangerous. Don't run the risk; get a 50c bottle of Dr. King's New Discovery now. The first dose helps you. All druggists.-Adver-

# The National Capital

Tuesday, January 11, 1916.

The Senate.

not kill."

He was excused.

John Polivka, 4397 South Thirteenth street, was seated in the rear of the lower court room when his name was called. "How do you spell it?" asked a court official of the clerk.

Senator Clarke introduced a resolution to withdraw the sovereignty of the United States from the Philippines and recognize an internal powering the Philippines and recognize an internal powering the court of the clerk.

Secretary McAdoo, in response to Senator Clarke introduced a resolution to withdraw the sovereignty of the United States from the Philippines and recognize an internal powering to withdraw the sovereignty of the United States from the Philippines and recognize an internal powering to withdraw the sovereignty of the United States from the Philippines and recognize an internal powering to withdraw the sovereignty of the United States from the Philippines and recognize an internal powering to withdraw the sovereignty of the United States from the Philippines and recognize an internal powering to withdraw the sovereignty of the United States from the Philippines and recognize an internal powering to withdraw the sovereignty of the United States from the Philippines and recognized and the powering that the sovereignty of the United States from the philippines and recognized and the proposed and powering the proposed and the proposed and powering the powering the proposed and powering the proposed and powering the proposed and powering the powering the proposed and powering the powering the proposed and powering the powering the powering t

The House. Met at noon.

Naval committee continued hearings in any bill.

Representative Fees of Onto declared On havy bill.

Representative Fess of Ohio declared Great Britain's violation of neutral rights were greater than Germany's.

Eurger, his secretary, without giving them warning. jury was taken to the scene of the murder, also to Dr. Mohr's house and garage in this city and to Mrs. Mohr's home nearby.

# Brands England Arch-Oppressor of The Neutral World

WASHINGTON, Jan. 11. - Great Britain's guilt for violating American rights on the seas, Representative Fess, republican, of Ohio, declared in a speech in the house today, is greater than that of Germany and its allies. He did not condone the violations of either and supported the administration's submarine

"In our intense feeling against the centrai powers arising out of the use of the submarine," said he, "we have either overlooked the attitude of Great Britain in its sweeping violation of rights of

"Since it took command of the sea 100 years ago it has proceeded to make the rules for it. Coincident with making the rules it has erected a navy double in size of any other nation to enforce with special reference to its own future.

"In the Spanish-American war, the Boer war and in the Japanese-Russian war, England stoutly and successfully defended the rights of neutrals against undue interference. Upon the initiation of England the famous declaration of London was adopted. This is the latest and best expression of international law in existence.

"What is the attitude of the defender of neutral rights on the sea in the light of these agreements? It has violated every one of them, and in the most highnanded manner.

"It has not only repudiated all its professions, but it has shamefully ignored all the important rights the United States has stood for and has done so upon the ground that it is fighting our battles for us.' Mr. Fess stood against any embargo on

#### Hay Urges Militia Increase Instead of Continental Army

WASHINGTON, Jan. 11.-Plans t. strengthen the National Guard instead of establishing a continental army as contemplated by the War department were roposed to President Wilson today, by Chairman Hay of the house military committee, Mr. Hay would not reveal how his suggestion was received by the president. Under Mr. Hay's plan the National

Guard would get regular pay and a provision be included in the army bill for taking it into the regular army in time of war. He said that at first the plan would bring only about 130,000 men into the regular army, but that he felt sure that within two years there would be 400 000. The plan also proposes to increase the

present regular regiments of infantry to war strength instead of adding ten new regiments as planned by the War departand Mississippi was represented at the ment. Mr. Hay thinks that would give the same increase in the regular army without adding to overhead charges. A tentative army bill drawn up by Mr. Hay after conferences with War department officials now includes the continenal army feature.

President Wilson has endorsed the entire War department plan, including the continental army: Today's developmen was the first indication of a disagreement between the administration and the chairman of the military committee. It is understood that Mr. Hay's views were taken up at today's cabinet meeting. It will be about gix weeks before the house committee will be ready to put the army bill before the house.

To Prevent the Grip. Colds cause grip-Laxative Bromo Quitine removes the cause. There is only one "Brome Quinine." E. W. Grove's signa ture on box. 25c.-Advertisement.

#### Heavy Snow Falls About Sioux Falls

aSIOUX FALLS, S. D., Jan. 11.-(Sp. cial.)-One of the hardest snowstorms of the winter set in this morning. Snow has been falling steadily all day with prospects of continuing during the night.

### SUITS TO ORDER \$18.00

\$35.00 Suits, reduced \$25 to...... \$40 Suits, reduced \$30 We us good linings and guar-

tailors busy.

antee every garment perfect in fit and style. These are genuine cut prices to reduce our stock and keep our

> MacCarthy-Wilson Tailoring Co.

315 SOUTH 15th STREET.

The anow is being drifted badly before heavy northeast wind. The street railway aystem has to utilize its ewseper-Reep the tracks clear. If the snow MOHR IS OUTLINED ontinues falling throughout the night raffic on steam railroada will be de-

The temperature has hovered around Attorney for State Says it Will Be the zero mark all day, rising from below this morning to only 5 or 6 above, and may touch the zero point or below

#### JURY TAKEN TO SCENE OF CRIME MADISON COUNTY SEAT REMOVAL PETITION FILED

Assistant Attorney General Abbott Phillips in his outline of the state's egram )-With 2,351 names attached to it. case today in the trial of Mrs. Elizathe county seat removal petiton was filed | were damaged to such an extent it will beth Mobr and two negroes, Cecil with the Board of County Commissioners Brown and Henry Spellman, charged at Madison this afternoon. The petition asks the county commissioners to call an with connection with the murder of Dr. C. Franklin Mohr, declared that ing the county seat to the voters.

evidence would be presented to show The petition contains 97% per cent of that the physician's assassins lay in the number of voters at the last general bundred and fifty persons were thrown born at Dubuque, la., and was 39 years. election in Madison county. At that elecambush and when his automobile was tion 3.621 votes were cast. This petition stopped, deliberately stopped up and contains the largest number of names shot Dr. Mohr and Miss Emily ever attached to a county seat removal After hearing the statement the There are 1,339 names on the petition ten miles east of this city, was killed election. The law requires 2,172 names.

#### Half Million-Dollar Fire at Ottumwa, Ia.

OTTUMWA. In., Jan. 11 - (Special) Pelegram.)-Fire of unknown origin, disovered near the center of the N. Friedman Dry Goods store at 2 o'clock this morning completely destroyed the Friedman stock valued at \$200,000. The three-Goods store, valued at \$30,000; the building, occupied by store, valued at \$25,000, have not been recovered. and the stock of the Nelson Cloak conpany, Woolworth Five and Ten-Cent store and Stevens Company Shoe store mean almost a total loss.

insurance will cover three-fourths of the loss. The damage and loss will total

Pile Driver Worker Killed. PIERRE, S. D., Jan. II.-(Special Telepetition in Nebraska, and the largest per- gram.)-John Houghon, a young man beld Pebruary 5 for rural letter carriers centage of the number of voters at the from Volga, who was working with the at Dixon and on February 24 for carriers preceding election in the state's history, pile driver crew at the 'loop' work about at Answorth, Neb. more than required by law to call the by his head becoming caught in some manner in the machinery, crushing one

ride of the skull and breaking his jaw train, but died before reaching here.

#### FOUR AUSTRIAN MINERS KILLED BY SNOWSLIDE

TELLURIDE, Colo., Jan. 11.-Four Austrian miners were killed late yesterday in a snow allde in Carbenero guich, near the Ophic mine, according to word story building it occupied, valued at received here today. A fifth member \$75,000; the stock of the Swirls' Dry of the party escaped and brought the news to the Ophir mine. The bodies

#### C. A. FREDERICH SECRETARY OF WHITE SOX. IS DEAD

CHICAGO, Jan. H .- Charles A. Fredrick, secretary of the White Sox since Charles Comiskey brought them to Chl-The fire brought the destruction of one case, died today at the home of relatives of the principal business blocks. One here after four years illness. He was

Civil Service Examinations. WASHINGTON, Jan. 11 .- (Special Telegram.)-Civil service examination will be

Advertiser and customer profit by the "Classified Ad" habit

# THOMPSON-BELDEN & CO.

-- The Fashion Center of the Middle West --Established 1886.

# January Sale of Fine Linens

We urge every woman in Omaha to take advantage of this sale as it will be probably the last chance to replenish their stock at these special prices.

#### Huck Towels 45c Huck Towels, 25c. 75c Huck Towels, 50c.

\$1.00 Huck Towels, 75c. \$1.50 Huck Towels, \$1.00. Bleached Damask \$1.75 Bleached Table Da-

mask, \$1.25 a yard. \$2.00 Bleached Table Damask, \$1.50 a yard. \$2,25 Bleached Table Damask, \$1.75 a yard.

Turkish Towels 100 dozen 45c Turkish

Towels, 25c. 100 dozen 45c Ribbed Turkish Towels, 25c. 50 dozen 50c Turkish

Towels, 39c. 50 dozen 75c Turkish Towels, 50c. 1 dozen \$1.50 Bath Sheets

Thousands of Fine

SUITS and

at Half Price

Berg Clothing &

**METAL DELIVERY BODIES** 

Made in various longthe to suit any car. Prices \$12.00 and up delivered. Ready to helt to chain. Highly finished in examel laked ver. Lettering slightly extra. Carried in stock—quick shipment. Wire specifications at our expense. Also Metal Garagos 80.25 and up. Write today.

COLUMBIAN STEEL TANK COMPANY,

Quality

is the Foundation of

Bond & Lillard

at \$1.00.

# Wednesday, a Clearing Sale of All Tailored Suits

At the present time, after a very successful suit season, we have 118 suits remaining. To clear these quickly, we offer them Wednesday at two prices:

# 76 SUITS

Priced Formerly

\$45 to \$105,

Wednesday \$1950 42 SUITS

Priced Formerly \$25 to \$42.50

Wednesday \$1250

These suits include velvets, broadcloth, gabardine, serge and duvetine, in plain, tailored and dress styles. Every suit from regular stock. Every suit in stock

> No Alterations, No Approvals All Sales Are Final.

No C. O. D's.

# AMUSEMENTS.

# OVERCOATS

CONTINUOUS 1 P. M. to 11 BOYD Tomorrow, Friday, Saturday HENRY W. SAVAGE'S Best Comedy,

"Excuse Me" A PATHE FEATURE Prices, 10c and 20c.

DD Paramount Photoplays, 15th and Harney. D. 8069. Concert Orchestra LAST TIMES TODAY At 11:00, 12:20, 1:40, 3:00, 4:20, 5:46 7:00, 8:20 and 9:40. THE WORLD'S FOREMOST FILM PAVORITE.

POWERUL DRAMA OF SMILE AND TEARS. Tomorrow CONSTANCE COLLIER and Balance in "TONGUES OF MEN."

MARY PICKFORD in

"THE FOUNDLING"

# **EMPRESS**

GET THE HABIT. D. 999 for Reserved Seats. Continuous 11 to 11.

Call Tyler 1000 If You Want to Talk to The Bee or to Anyone Conn with The Boo.

# HENSHAW CAFE **Concert Dansant**

Every evening from 10:30 p. m. Beginning Wednesday Evening, January 12th.

Augmented Orchestra Entertainers

AMUSEMENTS.

BRANDEIS

TODAY Mat., 2:30 Last 2 Times
The Wonder Show THURSTON
of the Universe
ALL NEW TRIS BEASON
Matinee, 25c, 50c, 75c, Evening, 25c,
50c, 75c, \$1.00. Jau. 13, 14, 15, Matines Saturday.
MR. CYRIL MAUDE, in His International Triumph, "GRUMPY."
Mat., 50c to \$1.50—Even's, 50c to \$2

"OMAHA'S PUN CENTER" Gayety Daily Mats., 15-25-500 Evengs., 15-25-500 "BLUTCH" Globe Trotters Musical Burlesque

Ladies' Dime Matinee Week Days. KRU G North Brothers Stock Co. "THE SPENDTHRIFT" 10 Cents RESERVED 25 Cents Sext Week; "NIOBE," The Girl in White

Orbheum Bour.

Prices: Matinee, gallery, 10c; best souts resched faturday and Sunday), 25c. Nights, 10c, 25c, 50c and Tec.

BOYD MATINEE TODAY The Musical Comedy of Pashion "THE ONLY GIRL"

By Henry Blossom and Victor Herbert Wites, 25c-\$2.00—Mat., 25c-\$1.50



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