

ATTACHMENT STANDARD

Government Feels to Have Oil Combine Declared Unlawful.

WHAT BEGINS IN ST. PAUL COURT

Bill Alleges Conspiracy on Part of Rockefeller, Eberz, et al.

COMPANY FILES BILL OF EXCEPTIONS

It Seeks to Eliminate All Alleged Acts Prior to 1899.

GREAT ARRAY OF LAWYERS ATTENDING

Kellogg, Purdy and Morrison Appear for the Government—Johnson, Milburn and Priest Represent Defense.

ST. PAUL, May 24.—Not since the last trial was made in the famous Northern securities case in the United States circuit court here about three years ago has there been so noted an array of lawyers as appeared in that court at 10 o'clock today in the case of the United States against the Standard Oil company of New Jersey and its allied corporation, Judges Sawyer, Vandewater, Hook and Adams presiding. The bench and the matter brought for consideration was a bill of exceptions filed by the Standard Oil company against the government's complaint, which seeks to have the Standard Oil company and its twenty other companies declared an unlawful combination in restraint of trade and to have the combination dissolved.

Frank B. Kellogg of this city represents the government and he made the principal argument. He was assisted by M. D. Purdy, assistant United States assistant attorney, and C. B. Morrison of Chicago. The Standard Oil company was represented by John T. Johnson of Pittsburgh, John G. Milburn of New York.

Goes Into History of Company.

The complaint which was filed a number of months ago in St. Louis, sets up well known allegations against the company and goes into extensive details concerning various offenses which it is alleged to have committed.

The Standard Oil company begins with the inception of the trust; shows the relations which John D. Rockefeller, H. H. Rogers and others of the Standard Oil group bore to each other prior to 1899, when the Standard Oil company was organized as a holding company; shows how these men prior to that date, by means of subsidiary and related companies as trustees and shows how in 1899 the Standard Oil company was formed as a holding company to take over the subsidiary and related companies for the express purpose of carrying on the methods of business which had been developed by Rockefeller, Rogers and the others as trustees.

The purpose of the bill of exceptions is to narrow the issue in the case to charges against the Standard Oil company, which date back not further than 1899, when the company was organized. The company files exceptions and objects to all charges against the company which are prior to 1899, which preceded the organization of the Standard Oil holding company.

Standard Files Objections.

The bill of exceptions makes something like fifty objections to the complaint, the purpose of all of which is to narrow the issue by eliminating all acts of the company which refer to the business methods of Rockefeller, Rogers and the others as trustees prior to 1899.

The ruling of the judges on the bill of exceptions will not determine the final outcome of the government's case, but the judges will determine whether or not the complaint shall be amended in any particular, as demanded by the Standard Oil attorney. If the decision of the judges is with the government, then the case will proceed along the lines heretofore outlined by Mr. Kellogg.

Mr. Morrison and Mr. Johnson were long in their testimony in substantiation of allegations set forth in the complaint.

Attorney John G. Johnson began his attack on the government's position by reading what he termed impertinent matter in the bill of complaint. He said the government charged the Standard Oil company with conspiracy and that it was long in the past, of which the court could have no recollection. Mr. Johnson asked that all citations and copies of contracts or other agreements entered into by the Standard Oil company be struck from the bill.

Attorney F. P. Kellogg for the complainant contended that the Standard Oil trust agreement was still kept alive by the present organization and in order to show that the Sherman anti-trust act was violated it was necessary to show up the history of the company from the beginning, as it was as old now as it was in the beginning.

Trust Dominated by One Head.

"The trust agreements entered into by one company to another," he said, "they show that the original Standard Oil trust, which was declared illegal, was dominated by the same president, the same directors, the same board of trustees and operated in restraint of trade, and is a monopoly and known as the Standard Holding corporation, which is but a subterfuge. Are we not going to be allowed to tell its whole history? Must we fix a date and chop off our allegations there and be allowed to go no further back than 1899? If that is to be our limit we might just as well stop and say the Standard Holding corporation exists and let it go at that."

"We allege it is all one conspiracy, that the defendant got control of the oil industry of this country, of the railroad terminals by contract, and that it gave rosters, crushed competition and is a monopoly. Are we not to be allowed to show how these contracts carry over from one company to another? It is more important to us to show the means by which it crushed out a competitor before 1899 than it is at the present time. It is said that the trust does not exist now. It does not need to exist now."

The contracts entered into, the rosters given, the control of the terminals, the control of the oil business, so that it is not necessary to maintain a trust investigation of the law. Because these acts ante-date '99, shall we not have the right to show that these contracts, these rosters, constitute a conspiracy in restraint of trade, and is it not our duty to allege it specifically?"

Mr. Kellogg then went into the matter of

SUMMARY OF THE BEE

Saturday, May 25, 1907.

1907	MAY	1907
SUN	MON	TUE
5	6	7
12	13	14
19	20	21
26	27	28
	31	

THE WEATHER.
FORECAST FOR NEBRASKA.—Showers Saturday and cooler in south portion; Sunday, fair and warmer.
FORECAST FOR IOWA.—Showers Saturday and cooler in southwest portion; Sunday, fair and warmer in west, showers in east portion.
Temperature at Omaha:
Hour. High. Low. High. Low.
6 a. m. 60 40 61 41
8 a. m. 60 40 61 41
10 a. m. 60 40 61 41
12 m. 60 40 61 41
2 p. m. 60 40 61 41
4 p. m. 60 40 61 41
6 p. m. 60 40 61 41
8 p. m. 60 40 61 41
10 p. m. 60 40 61 41
12 m. 60 40 61 41

DOMESTIC.

Commissioner Anthony, in his report of the investigation of the oil trade of Missouri, sustains Attorney General Hadley in every particular in his contentions against the Standard Oil company.

Condition of Mrs. McKinley continues to improve at Canton, and physicians hope for at least temporary improvement.

Trial of the suit of the United States against the Standard Oil company and its subsidiaries in the case of the Standard Oil company, which seeks to have the combination declared unlawful, is begun in St. Paul.

Mrs. William McKinley rallies slightly, but her condition is still serious. Her physicians, while encouraged by the improvement, say she may come at any time.

First half of special venire at Bolivar yields but one juror and one prospective juror. Seven peremptory challenges remain unused and another venire will probably be necessary.

Argument in the Eddy case ends and the court orders all affidavits and citations filed by Tuesday.

The general assembly of the Presbyterian church will meet next year at Kansas City. The assembly adjourned sine die after adopting the report of the standing committee on temperance without discussion.

San Francisco grand jury returns eighty-nine indictments in the traction case. Fifty-six of them are against President Calhoun and attorneys of the United railroad. Sixteen are against Mayor Schmitts and fourteen against Abraham Ruef.

Interstate commission asks Nebraska commission for its views of best method of appointing carriers of railroads.

Infux of settlers in Kimball county has been the means of taking up all government land and settlers are preparing to enforce the herd law against range cattle.

Statement of earnings of the Union Pacific shows an increase of over \$2,000,000 in six months.

Health Commissioner Connell has issued an ordinance regulating the sale of milk and providing severe penalties for the vendors of impure product.

Rev. W. S. Fulton, who comes to Omaha as pastor of the Westminster Presbyterian church, says Pittsburg is not the modern Sodom it is sometimes pictured.

Members of Grand Army of the Republic and school children will observe June 14 as flag day and programs will be rendered in the various schools.

Commandant Burnett of Bliss military academy denies statement as to trouble at the academy made by Arthur Storz.

Results of the ball games:
1.—Omaha vs. Des Moines—4.
2.—Omaha City vs. Pueblo—3.
3.—Boston vs. New York—2.
4.—Pittsburg vs. Philadelphia—2.
5.—Detroit vs. Washington—1.
6.—Indianapolis vs. Philadelphia—0.
7.—Toledo vs. Columbus—2.
8.—Indianapolis vs. Philadelphia—5.
9.—St. Paul vs. Kansas City—8.

FINANCIAL AND INDUSTRIAL.
Stocks and bonds. Page 11
Live stock markets. Page 11
Grain markets. Page 11

FIGHT MOVE OF PACKERS

St. Louis Live Stock Exchange Asks that Shipments of Cows Be Held Back.

EAST ST. LOUIS, Ill., May 24.—A meeting of the Live Stock exchange, composed of about twenty-eight commission firms, was held at the National Stock yards today for discussion of the new rules that apply to all packing house centers in regard to the post mortem examination of cows and heifers and the possible rejection of carcasses. A resolution was adopted that they refuse to sell cows and heifers under the restrictions imposed by the packers.

Letters to hundreds of shippers all over the south, west and west were sent out after the meeting advising that the class of stock be held back until the controversy is settled. It is stated the packers have issued a new rule to go into effect next Monday stipulating that they will decline to buy cows and heifers except with the right to reject after killing.

SNYDER STRUCK BY TORNADO

Oklahoma Towns Said to Have Been Swept Away Again by Storms.

SNYDER, Ok., May 24.—A tornado of small proportions here early today caused more or less damage to property and destroyed communications with the outside world for several hours, the wind tearing down many telegraph wires and poles. There were no casualties here and as far as is known there was no loss of life in the track of the tornado this side of Snyder.

NEXT YEAR AT KANSAS CITY

Presbyterian General Assembly Will Hold Next Session in West.

REPORT ON TEMPERATURE IS ADOPTED

No Attempt is Made to Reopen Conflict with Anti-Saloon League—Nearly Five Million Dollars Have Been Raised.

COLUMBIA, O., May 24.—The 119th general assembly of the Presbyterian church concluded its work today, crowding into the two last sessions a vast amount of routine business, much of which was of great importance to the church. There was no renewal, as had been expected, of the temperance controversy. On the contrary, the report of the committee on dissenting acts, was accepted without discussion.

Dr. E. R. Worrell, one of the secretaries of the committee on the work which the committee on the work and declared there was no purpose to antagonize the anti-saloon league, that both organizations had their own spheres of usefulness and that they would endeavor to co-operate. Last year the permanent temperance committee received and expended over \$10,000 in its work and the assembly today recommended that it be given \$25,000 during the coming year. On the general subject of temperance work, the assembly adopted a resolution expressing its "heartily approval of all temperance organizations, whatever their labor in opposition to the sale of intoxicating liquors."

The assembly decided to meet next year in Kansas City, Mo.

The afternoon session was occupied in clearing up the work of the assembly. The delegates to the council of the reformed churches in America holding the Presbyterian system were announced among them being the following:

Mt. Pleasant—To serve three years: Samuel J. Nichols, St. Louis; two years: John Nelson Shaw, Chicago, and William H. McKibbin, Cincinnati.

Chicago—Two years: Louis A. Bowman, Chicago; one year: T. H. Porter, Allen, Mo.

Colored Synod Established.

The assembly established the colored synod of the Canadian in Oklahoma. It being represented that the negro members of the church in that section desired a separate organization.

The committee on church polity ruled with regard to territory where differences of race or language make separation desirable that when a petition for a separate presbytery or synod was presented, it should be granted, if it shall not be necessary to secure the consent of other members of the church in the same territory.

The assembly adopted a reply to the members of the Cumberland Presbyterian church dissenting to union, who recently organized an assembly at Dickson, Tenn., regretting their refusal to comply with the decision of the Cumberland branch.

The charge against the Westminster assembly had abandoned the Westminster confession of faith, the reply stated the church had not heard of it, and that it was not true. On the question of transfer of property of the Cumberland church, the reply states that the Presbyterian general assembly has no desire to take over the churches of those congregations which dissented to the union.

Nearly Five Millions Expended.

The finance committee reported that during the last year \$4,928,832 had been received for the use of the various boards of the church. Rev. M. E. Eula, Joseph W. Cochran and E. Y. Hill and John H. Dinger, Esq., were elected members of the board of trustees. The committee on necrology reported that during the last year 34 ministers of the church had died.

The report of the committee on narrative deplored the increasing desecration of the Sabbath, a laxity in the observance of the week of prayer, the growing restlessness in the pulpit, the consequent shortening of the terms of pastorate, and an increasing concern over the use of untrained laymen in duties which properly belong to ministers, declaring that danger lurks in the practice of calling men direct from the pew to the pulpit. The report of the committee was adopted.

A message of greeting was received from the United Presbyterians in reason in Denmark, in which was expressed the desire that the bonds between the two churches be strengthened.

The assembly then adjourned sine die.

SUCCESSOR FOR DR. GILCHRIST

Rev. R. A. Hutchins Elected Minister, Secretary of U. P. Church.

DENVER, Colo., May 24.—Rev. R. A. Hutchins of Alton, Pa., was elected corresponding secretary of the Board of Home Missions by the general assembly of the United Presbyterian church this afternoon, to succeed the late Dr. Alexander Gilchrist. There were twenty nominations for the office and Dr. Hutchins was elected on the second ballot.

Right over this office was the most hotly contested of the assembly.

Rev. J. C. Schouler of Philadelphia, was elected secretary of the board of ministerial relief by a unanimous vote. A number of impressive addresses were made during the session today. In commenting on the report of evangelistic work, which was read today, President Russell of Westminster university, West Wilmington, Pa., declared that what the church of the present day needs is revival with a capital "R." He also declared that to be successful, the evangelical work must necessarily be taken up along the lines of the existence of "a heaven and a hell," and that a person who wished to escape one must accept the gospel. If he wishes to gain the other. Tonight the session was devoted to memorial services in remembrance of those ministers who have passed away during the last year.

Tomorrow there will be no session of the general assembly as the members will take a trip over the Moffat road.

TWO MOTORMEN LOSE LIVES

Head-On Collision of Cars on Michigan Interurban Line Has Fatal Result.

GRAND RAPIDS, Mich., May 24.—Two motormen met their lives in a head-on collision on the Grand Rapids, New Haven & Muskegon Interurban line, a few miles east of Muskegon, early today. The dead: G. D. BETTE, Grand Rapids. JAMES EDMONDS, Muskegon, Mich.

The interurban is a single track electric road, operated under a telephone dispatching system. The regular passenger car from Muskegon met a westbound baggage and express car head-on. Both cars were wrecked and the two motormen, indeed in their narrow vestibules, suffered the full force of the crash, being instantly killed. No one else was injured.

EDDY CASE ARGUMENT ENDS

Judge Chamberlain Orders All Affidavits and Citations Filed by Next Tuesday.

CONCORD, N. H., May 24.—Arguments were completed in the Merrimack county superior court today on the motion of the trustees of the estate of Mary Baker Eddy, head of the Christian Science church, to intervene and be substituted as plaintiffs in the suit brought by her son, George W. Glover, and others to compel an accounting of her property. Judge R. N. Chamberlain, the presiding justice, issued an order that all affidavits and citations in the case be filed by next Tuesday, and his decision on the motion will be given later.

All day an interested crowd was made up in large part of members of the Christian Science church, filled the court room.

Dewitt C. Howe summarized the affidavits of his clients, making from them the points that Mrs. Eddy's trustees have determined this case in advance; that Mrs. Eddy's son, in taking his action in her behalf, was moved by the true consideration and real affection, that trusts like the trust deed after the suit of Eddy against Frye (the original action of the next friends) has been begun was not only of no legal effect, but highly improper.

Mr. Howe said that Mr. Streeter had taken up all possible questions except the one directly at issue.

"The question of the benefit of this trust deed to Mrs. Eddy has not been touched by Mr. Streeter," said Mr. Howe.

"As a matter of fact, the giving of this trust deed after the suit of Eddy against Frye (the original action of the next friends) has been begun was not only of no legal effect, but highly improper."

Among the points which Mr. Howe sought to make were that a next friend can be removed for cause and in no other way; that the court can take jurisdiction for the benefit of persons not found by judicial inquiry to be non compos mentis.

"As a trustee," said Mr. Howe, "it is simply this: Have the trustees the legal right to be substituted for the plaintiffs in Eddy against Frye?"

"Mr. Streeter substituted for this real issue a false and fettered one, namely, do Baker and the others believe the cause of Eddy against Frye to be without merit?"

"They say in effect that they believe the plaintiff has no case and they swear to that belief in their affidavits. They say that Mrs. Eddy thinks as they do. She does. She thinks as Frye does and she and he stay at Pleasant View together."

Mr. Howe insisted there was no evidence to show that the trustees had a right to enter into the case in any capacity save as defendants.

ERIE MACHINISTS ARE OUT

President of the International Association Calls Men from Work—Trouble Over Piecework.

BINGHAMTON, N. Y., May 24.—James O'Connell, president of the International Association of Machinists, this afternoon called out the entire force of the union machinists on the Erie railroad, about 3,000 men.

At Susquehanna, Pa., about 180 obeyed the order.

The strike, which has been under consideration for several months, has been caused by the dissatisfaction of the men over the piece work.

SCRANTON, Pa., May 24.—The machinists at the Erie shops in Dunmore went out today. The strike was in compliance with a telegram from National President James O'Connell of the machinists in Washington. At Dunmore 198 machinists and helpers walked out. Four hundred are affected at the Susquehanna shops. The strike is a protest against piece work.

CLEVELAND, O., May 24.—The men employed in the machine shops of the Erie road at this city quit work and went on strike at 1 o'clock this afternoon. The Erie machinists at Youngstown also struck today.

NEW YORK, May 24.—At the office of the Erie railroad in this city it was stated today that nothing was known of a general strike of machinists.

'FRISCO TROLLEY WIRES CUT

Tracks Are Also Blocked at Some Points and Service is Delayed.

SAN FRANCISCO, Cal., May 24.—Late today the trolley wires on the Chattanooga street hill were cut and some time elapsed before the wrecking crew could remedy the defect and restore the street car service. In several places the cars were blocked by barriers of cobblestones and bricks piled across the tracks. Two women were painfully hurt by bricks thrown through car windows.

Thornwall Mulally, assistant to President Thomson of the United Railroads, said today:

"We are running cars on practically our entire system now. The number of passengers carried is increasing daily. Adequate police protection would enable us to have all our lines running in a short time."

NO DECISION HAS BEEN MADE

Commissioner Knapp Denies Truth of Reported Interview Concerning Harriman Case.

WASHINGTON, May 24.—A report was published this morning to the effect that the chairman of the Interstate Commerce commission, who had an interview with President Roosevelt yesterday afternoon, informed the president that the investigation by the commission into the methods of the Harriman lines had practically ended.

The statement is absolutely without foundation or excuse. The commission has taken no action, reached no conclusion and even discussed the Harriman case of late. No report is likely to be made for some time.

GOOD RAINS IN SOUTHWEST

Missouri, Southern Kansas and Portions of Oklahoma and Arkansas Are Benefited.

KANSAS CITY, May 24.—Good rains fell last night in southwestern Missouri, generally in southern Kansas, around Eudora and Oklahoma and in western Arkansas, according to reports received here by the weather bureau this morning. Three quarters of an inch of water fell at Arkansas City, Kan., and 1 1/2 of an inch at Oklahoma City, and rain was still falling this morning at those points. Much good to crops still possible.

RAIN GENERAL OVER STATE

Million Dollar Shower is the Effort of Weather Forecaster.

PRECIPITATION HEAVIEST IN THE WEST

From Mountains to the Lake Regions and Southward to the Ohio Valley the Water Comes Down.

Colonel Welch of the weather bureau has become so fascinated with the character of weather he has been enabled to produce in Nebraska during the last several days that he can't let up on it. He is doing his level best to make good and turned upon another million dollar rain Thursday night with its trimmings of thunder and lightning. The rain was general all over the state of Nebraska as usual and was heavier in the western part of the state than through the eastern portion. At Grand Island and Hastings the precipitation was 1.86 inches and at Hartington, NE, 1.86 inches. In Omaha and at North Platte the rain was 1.54 inches. Down at Auburn no rain fell at all. Northward of the Nebraska line and in Iowa the rains were much heavier. A precipitation of 2.64 inches is reported from Rapid City, at Albia, Ia., 2.49 inches; Iowa Falls, 2.73; at Waterloo, Ia., 1.52 and at Sioux City, 1.54 inches.

The rains were general from the mountains to the lake regions and southward to the Ohio valley.

Snow is reported in Yellowstone park and west of Lead, Wyo.

The rain culminated in one of the hardest downpours of the month about 5 o'clock. The water fell in torrents, accompanied by sharp lightning and heavy peals of thunder. The storm lasted only a few moments, or the storm sewers on the business streets would have been flooded. Only minor damage was reported.

At Frankford was telephoning the street cars also had a hard jolt during the storm. The lightning hit a pole of lightning struck the telephone wires and knocked the receiver from his hands and nearly flooded him. An interesting part of the proceedings was that the telephone was not injured.

Report From Over State.

LINCOLN, May 24.—A severe electrical, wind and rain storm prevailed near the town of Davey, nine miles from Lincoln, this evening. Charles Schlitter, a farmer, was killed by lightning and his 7-year-old son was badly injured, probably fatally. The rainfall amounted to a cloudburst. The precipitation being placed at six inches. Cornfields and gardens were destroyed and the country bridges washed out. The district devastated is not large.

SUTHERLAND, Neb., May 24.—(Special Telegram)—Four inches of rain has fallen here with no prospect of an immediate let up. There is excellent prospect for all crops, including hay.

SHELTON, Neb., May 24.—(Special)—Yesterday evening a splendid shower of rain fell, amounting to almost an inch and during last night the heaviest rain of the season fell, amounting to almost two inches more today. A crop of alfalfa is almost ready to cut. All the corn has been planted and many fields are up in the shape of pastures which are late are doing well.

NORFOLK, Neb., May 24.—Dry fields in northern Nebraska and southern South Dakota were soaked with another welcome rain today. An inch and a half of water had fallen at an early hour, making 1.48 inches for two days.

ANBLEY, Neb., May 24.—(Special)—During the last twelve hours this vicinity has been visited with a general rain. One and a half inches fell here, and the weather looks favorable for more. Corn is coming up.

BROKEN BOW, Neb., May 24.—(Special)—Rain commenced falling at about 7 o'clock last evening and continued most of the night, with indications of more today. The outlook here for a crop was becoming serious, but now all is changed. Winter wheat, only four inches high, had commenced to stalk because of dry weather. H. L. Ornduff, local weather observer at Broken Bow station, reports a precipitation of 1 1/2 inches during the twelve hours preceding 7 o'clock this morning.

GREENEY, Neb., May 24.—(Special)—A nice rain fell here last night and it is still raining this morning. No more fears of drought for this section.

Farmers Are in Joyful Mood.

EUSTIS, Neb., May 24.—(Special Telegram)—A heavy rain fell here last night and the telephone poles were struck by lightning and the service temporarily crippled. Burlington trains were delayed from three to ten hours by washouts. About three inches of rain fell. It is the first good rain this spring and farmers are jubilant.

Meadow Grove, Neb., May 24.—(Special)—After a month of drought a fine rain fell last night, which insures a crop of small grain.

BLUE HILL, Neb., May 24.—(Special)—The long drought was broken by a two-inch rain last night. Most of the corn has just been planted. A little ice accompanied the rain, but of no damage.

BLAIR, Neb., May 24.—(Special Telegram)—A heavy rain, almost equaling a waterpout, fell here this evening, making 7 1/2 inches of water for today. The storm came from the southwest and at Kearney, seven miles from Blair, the Northwestern railway bridge across the Pappe is thrown away out of line and the track near it so badly damaged as to require some twenty cars of ballast to repair it. The Black Hills passenger, due here at 5 o'clock, is being held at Kearney. The rain was accompanied by a heavy electrical storm, but had very little wind.

KIMBALL, Neb., May 24.—(Special)—The heaviest rain of the season last night and farmers are feeling good in consequence. All kinds of small grain are doing fine and a crop to now assured. Old timers say it was the heaviest rain in years. Very little wind came with it.

Raining Since Wednesday.

EXETER, Neb., May 24.—(Special)—Heavy rains have been falling here since Wednesday night, including today's rainfall there is about 9 1/2 inches, and indications are that more will fall this afternoon or tonight. It is hot and sultry. Although the drought was unusually long and severe, no moisture having fallen in this vicinity up to Wednesday night, except one very light rain and three or four snowfalls in the past week.

Continued on Second Page.

SENSATION IN KANSAS CITY

Mayor Makes Serious Charges Against Police Officials Started for Promotion.

KANSAS CITY, May 24.—Mayor Henry M. Beardslee, chairman of the Board of Police Commissioners, created a sensation at the board's meeting today when he publicly announced that the records of two men, whose names were before the board at candidates for appointment to better positions on the police force, rendered them unfit for promotion.

Mayor Beardslee insisted that the police records be brought in and read to corroborate his statements, but Commissioner Roselle and Gallagher objected, and further consideration of the matter was postponed until the board's meeting next Friday.

At the last meeting of the board Commissioner Roselle introduced a resolution making the following appointments: For police surgeon, Dr. W. A. Sheldon; inspector and chief of detectives, Lieutenant Daniel Ahern; police detective, Patrolman Charles Ryan.

When the board met today Commissioners Roselle and Gallagher called up the resolution for immediate action. Mayor Beardslee thereupon announced that the records of the police department showed that Lieutenant Ahern had been convicted for drunkenness in 1902, and that Patrolman Ryan had been discharged from the police force twice, once for neglect of duty and once for sleeping on duty.

Mayor Beardslee also read the affidavit of a citizen filing charges against John Howe, Jr., son of Chief of Police John Howe, Captain W. E. Weber and John Brannen, a police detective. Witnesses will be called before the board next Friday to testify on these charges. The mayor announced that he had given the city council several other cases for investigation.

SIX JURORS FOR SCHMITZ

Man Who Got Municipal Contracts in Exchange for Campaign Contributions Excluded.

SAN FRANCISCO, Cal., May 24.—Six of the twelve jurors who will try Mayor Eugene E. Schmitts on the charge of extorting money from keepers of French restaurants have been finally selected and sworn, and the prospect is that the jury will be completed by the middle of next week.

The future of the proceedings was the examination of Tadesman Charles W. Welch, senior member of the Weber company, furniture dealers in San Francisco and Los Angeles. The inquiry into Welch's fitness to try the mayor resolved itself into a heated battle between Special Prosecutor