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OMAHA, SATURDAY MORNING, JUNE 8, 1907-SIXTEEN PAGES.

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OFFER FROM FRANCE

Paris Government Tenders Aid to United States and Japan.

FIRST FRUIT OF NEW ENTENTE

French Hope to Prevent Possible

Future Complication. PROFFER CORDIALLY RECEIVED

It Cannot Be Accepted, as Incident is

Closed.

JAPS CAN RECOVER DAMAGES Way Pointed Out for Injured to Collect Damages from City

Under the California Code. PARIS, June 7 .- One of the immediate

results of the Franco-Japanese entente which is on the point of being signed has offices to the United States in case it can be of service in promoting a complete understanding between the United States and Japan covering their respective interests in the far east. France believes that the United States

should become a party to the series of intentes recently arrived at between the nwers guaranteeing the status quo in the far east as the best means of avoiding possible future complications and misunbretandings, and has formally communicated to the United States government its adiness, now or in the future, to further negotiations in that direction

The Washington government, while not availing itself of France's services, exappreciation of the friendly offer. Offer Not Accepted.

WASHINGTON, June 7.-While American government admits receiving the French tender of good offices to promote a stable understanding between the United dition of the roads. States and Japan, the practical use to which such tender can be put is not regarded as apparent at the present time The French representations, however, have een received in the same cordial spirit in which they were extended.

The French-Japanese treaty, a compact in the nature of an alliance, is regarded here as entirely out of the scope of American diplomacy, precluded by the firmly fixed policy of the United States against

The only negotiations between the United States and Germany which can be said to he pending relate to a possible immigration treaty. Nothing has arisen between the wo nations to preclude the most straightforward and direct dealing on this question and consequently the point at which the Fer of France could be availed of is not

San Francisco Incident Closed. From a dip'omatic viewpoint the San Francisco incident is closed. The way has were injured by the mob attack can recover damages from the city under the rate code of California. It is pointed out that the one regrettable reminder of this incident is the use which a portion of the the case has already been closed on an Trust company of Gorden and Bushville. press in both countries is making of it to create hostile sentiment.

With diplomatic relations between the United States Lad Japan not only uninterrupted, but with nothing on the horizon which leads to apprehension, the French offer is accepted as it was extended, as a most happy addition to the cordiality between the two nations.

Objects to Change in Treaty. TOKIO, June 7 .- A representative of the Japanese residents in America arrived here recently and called upon the foreign minister, Viscount Hayashi. He has re ported that the latter assured him that the proposal made by 'he American govern ent to enter into a mutual agr. ament for the restrictions of labor emigration would be rejected by Japan and that every effort would be made to expunge the last clause of article 2, of the present treaty, when it comes up for revision in 1909, bu that it was not expected that America would yield easily on this point.

A special commissioner probably will be spatched to America to investigate the actual conditions prevailing thers.

AMERICAN COUPLE DROWNED G. O. Elterich and Mrs. Arthur A McLean Meet Death in the

LONDON, June 7 .- G. Otto Elterich whose home is at Freeport, L. L. and businesss in New York City, and an un known woman, supposed to be an Amer can, were drowned yesterday while boating on the Thames, near Cliveden. The boat struck the roots of a tree and overturned and its occupants sank in three feet of water. The bodies were recovered man's identity was only discovered today. The woman was dressed in ean fashion and boatmen heard Mr. Elterich call her "Molly," but there was nothmg on her hody by which she could b tified. Mr. Elterich arrived at the Im perial hotel a week ago. Among his effects were papers relating to the America Railway Construction company, 277 Broadway, and sealed documents for delivery to Henry Guinard. The bodies are awaiting

The woman was identified today as Mrs H. McLean of New York, who has been stopping at the Russell hotel here with diss Memory, said to be her sister. NEW YORK, June 7.-F. J. Rezille, friend of Mrs. McLean, who was drowned Thames river with G. Otto Elterich of New York, received a cablegram today from Miss Memory, who was with Mrs. McLean in London, telling of the drowning Mr. Resille said that Mrs. McLeon was widow of Arthur A. McLean, a lumberman who lived in Denver and Cidcago. He said that Mrs. McLean and Miss Memin Egypt and Europe Mrs. McLean be-fore her marriage lived in Canada."

HISSES AT FORAKER'S NAME Mention of Senator by Mayor

Dayton, O., Rouses Protent from Travelers. DAYTON, O., June 7 .- Mayor Wright, i welcoming the convention of Ohio United refal Travelers today, took occasion say that Senator Foraker should be the next president of the United States There were storms of bissen and many

the greatest statesmen of the country

there were more hisses,

SUMMARY OF THE BEE JUDGE

Saturday, June 8, 1907. 1907 JUNE 1907

3 6 7 10 11 12 13 14 17 18 19 20 21 22 2360 24 25 26 27 28 29

THE WEATHER. FORECAST FOR NEBRASKA—Showers and cooler Saturday, Sunday fair and warmer.
FORECAST FOR IOWA—Showers Saturday, Sunday faft and warmer.
Temperature at Omaha:
Hour.
Deg. Hour.
Deg. 10 a. m. 60 11 a. m. 61 13 m. 62 6 p. m.....

DOMESTIC. War department is preparing plans for a balloon shed for Fort Omaha which is been the tender by France of its good to be equipped with a plant for generating gas. Page 1 Cabinet conference at White House con-

siders Harriman merger case and other anti-trust matters pending before the Interstate Commerce commission. After the in full concurrence with the conspiracy, take your case as a lawyer it will cost you announcement of government's program will be made. Page 2 W. J. Bryan has a conference with close political friends before starting for home,

Says he was misquoted on tariff by New of important issues. Page 1 Cross-examination of Harry Orchard was continued all day at Boise. The defense makes him admit that he had dealings with detectives in employ of the mine owners and that he was not mopressed in its reply its deep sensibility and lested by the Colorado militia at time

houses of the union miners were being searched. Page 1 Sheriff having trouble serving summons on special veniremen in Kaufmann case at Flandreau on account of muddy con-Page 1 Omaha trade boosters reach Seattle, where they are most cordially welcomed.

Generous receptions met with in other Washington towns. Page 1 Schmitz trial at San Francisco reveals the details of the mayor's methods of extorting money from the restaurant keepers in return for securing them protec-

Page 1 Passenger officials of Missouri and Ilitnois railroads decide to accept the 2cent passenger fare laws recently passed by the legislatures of the two states. Page 1

Government's complaint in the federal court at St. Paul is sustained and the Standard Otl company must now answer the charges set forth in this important Page 1 Senator Foraker's name hissed when mayor of Dayton, O., referred to him as the best man for president at a meeting

of United Commercial Travelers at that city. Page 1 POBETOW. France tenders its good offices to the sleeping car at Nortolk United States and Japan to smooth away any misunderstanding that may have arisen from the San Francisco mob incident. The offer cannot be accepted, as Hoyt, officers of the Maverick Loan and

amicable basis. NEBBASEA.

the year. Grain growers department of Society of and soldiers' widows. Equity closes session with resolutions de- The accused were part of a group of nouncing railroads for over-capitalization nine men indicted in one general indictand demanding discontinuance of monthly ment returned by the federal grand jury government crop reports. William H. Holmes, Omaha attorney, wanted on embezzlement charge, is ar- tions, which were to occur to the benefit

torn down. July 1, some of them to supplant mixed Thomas M. Huntington, Fred Hoyt and trains.

Huntington, Hoyt and Todd trial concluded and Judge T. C. Munger takes cater and old soldier. The indictment was matter under advisement.

SPORTS. Barbary Belle won the May stakes at Gravesend. Jockey Miller was suspended and fined \$500 for rough riding in last

Results of the ball games: 5—Des Moines vs. Omaha—1. 4-6—Lincoln vs. Pueblo—1-2. 5—Pittsburg vs. Boston—4. 6—Cleveland vs. New York—4, 5—Philadelphia vs. Chicago—4. 5—Detroit vs. Boston—3, 2—Washington vs. St. Louis—1.

1-1—Indianapolis vs. Kansas City—0-3 5—Toledo vs. Minneapolis—2. 5—Lbulsville vs. Milwaukee—4.

COMMUNICIAL AND INDUSTRIAL. Live stock markets. Page 13 Live stock markets. Stocks and bonds.

MINISTERS ARE ASSAULTED Temperance Crusaders at Frontenac, Kan., Brutally Beaten by Mob of Saloon Men.

FRONTENAC, Kan., June 7 .- Rev. J. Primrose and Rev. A. F. Berkstresser, mperance crusaders, who were released from jail here yesterday after they had been arrested on a charge of selling liquor, were attacked by twenty saloon sym pathizers as they were boarding an electric car here last night to leave town, and severely beaten. One man struck Rev. Primrose in the mouth with a heavy stick and both ministers were then knocked down and kicked in the face. When they finally escaped both were cut and bruised so badly that blood ran from wounds in ory had been traveling for several months their faces. Rev. Primrose and Rev. Berkstresser had been buying liquor in Frontenac saloons for evidence against he keepers and were arrested on charges trumped by the saloon keepers for re-

PRESIDENT WILL MAKE TRIP Will Embark at Keekuk on October I for Inspection of the

vengs.

Mississippi. WASHINGTON, June L-Representative Burton, chairman of the International Waterways committee, talked today with the president of the trip to be made down of the traveling men left the hall. When of the traveling men left the hall. When the Mississippi river in October. Mr. Burtha mayor decisred Forager was one of ion said that it had been definitely decided by the president that he will embark at Heckuk October &

RESERVES

New Trial in Land Cases Submitted to Court.

ARGUMENTS TAKE ENTIRE DAY

Points Raised by Attorneys for Defense Expected from Judge T. C. Munger Early Next Week.

would take the matter would look over would lo

The afternoon was taken up with the of Mr. Hoyt, which were admitted in evi- and how much would be your fee?" dence during the trial, showing him to be

Mr. Gurley followed Mr. Rush in the further behalf of the defendants and and told them. They said the price was too elaborated to considerable extent upon the much. Then Pierre Pret said: 'I know Mr. York papers and thinks it one of trinity fact that no evidence was forthcoming during the trial implicating Fred Hoyt in the alleged conspiracy. In the money transaction referred to by Mr. Rush, Mr. Gurley insisted that Mr. Hoyt simply acted as a friend for Mr. Huntington during the latter's absence in paying money to the entryman Davis that Mr. Huntington had left with him for that purpose.

Hearing Begins Tuesday Morning. Present at the hearing were all of the defendants and their attorneys, W. F. Gurley and J. W. Woodrough of Omaha and D. O. Dwyer of Plattemouth and Assistant Attorney General Rush and United States District Attorney Goss. Many interested spectators were also in the court room, including W. M. Comstock and his attorney, R. S. Hall of Omaha.

The argument was opened by Attorney Woodrough in behalf of the defendants. The basis of Mr. Woodrough's argument was first to show that the instructions of the court were insufficient as relating to Washington for a short time today, and the case of Fred Hoyt. He said the court also erred in compelling Fred Hoyt to go to trial in this case with two other men. In discussing Mr. Huntington's com-

plicity in the matter, Mr. Woodrough said: "The court erred in excluding certain testimony offered by Thomas M. Huntington, letters from old soldiers, and a special letter from one Uriah Clark of Woodbine, Ia: Mr. Woodrough undertook to show further that no conspiracy had existed and that the only basis for such alleged conspiracy was the conversations that Mr. Huntington had with Irving D. Hull in a

Conspiracy Main Charge. The case now being argued is wherein Thomas M. Huntington and Fred Page 1 and Ami B. Todd of Plattsmouth, were found guilty in April last of conspiracy, Seventy-three of the ninety counties in and conspiracy to suborn perjury to dethe state benefit by the increase in valua- fraud the United States out of title, use tion of railroad property. Material de- and possession to large tracts of land in crease in the state debt since the first of Sheridan and Cherry countles by means Page 3 of false, fictitous and fraudulent home-

stead entries, procured from old soldiers Page 7 in 1906 of conspiracy and conspiracy to suborn perjury in certain land transacrested in Ogden and requisition papers of the Nebraska Land and Feeding com-Page 4 pany. The indicted parties were Bartlett Old Cambridge hotel, well known land- Richards, William G. Comstock, Charles mark, has been condemned and will be C. Jameson, officials of the Nebraska Page 4 Land and Feeding company; Aquilla Trip-Union Pacific will place a dozen new lett, an alleged agent for the three former; notors in service on branch lines about F. M. Wolcott, an attorney of Valentine:

Page 7 James C. Reid of Gordon, officers of the Arguments on motion for new trial in Maverick Lean and Trust company, and Ami B. Todd of Plattsmouth, a land lo-Page 1 one of the largest ever brought in the west, and the case went to trial in November, 1906.

The case was of national interest and the Trial a Battle Royal.

At the outset it was apparent the legal of the government were in charge of Special District Attorney S. R. Rush and District Attorney Charles A. Goss. After some dilatory tactics the case was called for trial before Judge W. H. Munger, and by agreement of counsel the defendants were divided into two groups. Richards, Comstock, Jameson. Triplett and Walcott composing the first group, and Huntington, Hoyt, Reid and Todd the second group, the

groups to be tried separately. The trial of the first group began in November, 1906, and continued thirty days, resulting in a conviction of all the defendants of this group but F. M. Walcott, who was acquitted. A new trial was applied for and denied by Judge W. H. Munger, and in February, 1907, Comstock, Richards and Triplett were sentenced to pay a fine of \$1,500 each and to be imprisoned in the Douglas county jail for one year. Jameson was fined \$500 and sentenced to eight months' imprisonment in the Douglas county tail. An appeal was at once made by all these defendants to the United States circuit court of appeals, where it is still

Hearing of Second Group. The trial of the second group of defendants, Huntington, Hoyt, Reid and Todd was begun in the United States district court before Judge Thomas C. Munger, in Omaha, April 8, 1907. By agreement of counsel it was decided to eliminate James C. Reid from the trial because of an insufficiency of evidence to warrant a probability of his connection of the charges

made in the indictment. A thousand or more pages of the testimony produced in the trial of the first group was admitted in evidence in case, as the allegations were identical. The trial lasted about two weeks and resulted in the cinviction of Huntington, Hoyt and Todd.

The attorneys at once given notice of an application for a new trial, and the hearing on this motion is now being argued.

Degree for Miss Mary Ross. CHICAGO, Ill., June f .- (Special Tele gram.)-Monmouth college gave the degree between St. Louis and Kansas City. It is of master of arts to Miss Mary Ross of believed this deal assures the permanent

THREATS BY RUEF DENIED

Restaurant Keepers Paid Because They Were Afraid Licenses Would Be Revoked.

SAN FRANCISCO, June 7 .- The proprietors before the fire of the five French restaurants alleged to have been victimzed by Mayor Eugene E. Schmitz and Abraham Ruef testified for the prosecution today in the trial of the mayor for extortion Without exception they claimed to have naid into the \$10,000 protection fund because they were satisfied that unless they employed Ruef they would lose their ficenses and as a result their business; second, with-

arguments of Assistant Attorney General Rush for the government and Mr. Gurley for the defendants. Mr. Rush denied the contention that there was any deficiency. "I called on Ruef and asked him contention that there was any deficiency why Delmonico's license was taken away of testimony connecting Fred Hoyt with I suppose my turn will come next. Can't the conspiracy. He quoted from letters you help us? Can't you be our attorney,

commission report is completed a definite and that on one occasion he had paid a \$7,000 a year on a contract for two years. sum of money to some of the soldier en- And the money must be in currency-no trymen as the agent of other conspirators, checks go." "I went to the other restaurant keepers

> "A day or two later we had another meeting at Marchand's of the proprietors of the New Poodle Dog, Delmonico's, Marchand's, the Pup and the Bay State. Priet reported that he had been to see Mr. Ruef and that Mr. Ruef would take our cases and protect our licenses for \$5,000 a year. We all five agreed to pay this and contributed our shares. Priet took charge of the money and delivered it to Mr. Ruef." The testimony of the other witnesses was

along similar lines. BRYAN READY TO START HOME

in Poor Form, but Hopes to Give it a Good Rest at Fairview.

(From a Staff Correspondent.) WASHINGTON, June 7 .- (Special Telegram.)-William Jennings Bryan was in after seeing one or two trusted friends, ex- by the Omahans. Senator J. K. Jones and Willis J. Abbott, manager of the Bryan free press bureau, and mother in this city.

tention, not only at the hands of the democratic national convention, but from the people as well. Mr. Bryan said he was not accurately quoted in New York in his speech made there recently when he was made to say that there were other questions more important than tariff. Bryan said today that what he had said on that occasion was "That three questions trusts, tariff and control of railroads, were of more importance than any others now before the American people.

Mr. Bryan expressed a hopeful view concerning the democratic outlook, basing t on the fact that the republicans are divided and democratic policies, according to his point of view, are becoming better un-

derstood. Mr. Bryan, while looking in excellent health, was in extremely bad voice when seen today, due to his recent speech-making. He expressed the hope, however, that a short rest at Fairview would give his vocal organs their usual health.

MYSTERIOUS STABBING AFFRAY Unidentified Man Runs Into Saloo and Dies with Knife in His Back.

At 9 o'clock Friday night a man whose identity has not as yet been established rushed into Caldwell & Meadimber's saloon at Ninth and Capitol avenue with the to locate her up to the present hour. The handle of a hunting knife protruding from his back and the long blade of the knife only partly washed, showing that her embedded deeply between his shoulder battle was to be a royal one. The interests blades. He expired within thirty minutes

after entering the saloon. As soon as he ran into the saloon the bartendeer telephoned the police and the patrol wagon was hurried to the scene with the police surgeon. Before the wagon arrived the man had bled a cuspidor full

and died shortly after. He was apparetnly a Polander and could not talk English. Some of the demimondes on Capital avenue between Ninth and Tenth say they saw him running east down Capital avenue and enter the saloon. No clue to the perpetrator of the crime has yet been found. The police think he was stabbed in a fight inside some building, as he had cuts on the front of his body, and no great amount of blood could be found

GRAIN ELEVATION ALLOWANCE Chicago and St. Louis Will Ask for Concession Granted Missouri

CHICAGO, June 7 .- The traffic executive efficials of western roads, at a meeting ers today, decided to make an allowance of three-quarters of a cent a bushel for elevation of grain at all Missouri rive points. E. B. Boyd, traffic director of the Chicago Board of Trade, tonight declared he would make a demand for a like allowance at Chicago, and if it was not granted he would take steps to compel the railroads to cease discrimination against this market. St, Louis grain interests, it is said, will make a similar demand.

RESUME TRAFFIC ON RIVER Steamboats sold to Kansas City Trans portation Company Will Beaume Service.

ST. LOUIS, June 7 .- The river steamboats City of Chester and Tennessee were sold yesterday to the Kansas City Transportation company and will at once be put in ommission on the Missouri river to run resumption of Missouri river tramo,

BOOSTERS REACH SEATTLE

Two Stops Made in the Fruit Belt on the Way from Spokane.

GIVEN GLAD HAND EVERYWHERE

Visitors Take in Metropolis of the Sound in Afternoon and Attend a Banquet in Evening-Trips Plauned for Today.

(From a Staff Correspondent.) SEATTLE, Wash., June 7.-(Special Telegram.)-Only two cities in Washington were visited today by the Omaha trade boosters before Scattle was reached in the late after. noon, but those cities, North Yakima and Ellensburg, were of sufficient interest and importance to require the best attention of the Omaha merchants. Half of the 10,000 citizens of North Yakima were at the depot to greet the visitors and automobiles and carriages were provided to take the Omahans through pastures new, the irrigated fruit fields so famous for their luscious and bountiful products. Over the hills for fifteen miles a constant vista of peach, apple and prune orchards and straw berry fields was seen, where the crop of 3-year-old trees pays for the original cost of the land with perpetual water rights. The novelty of the country was thoroughly enjoyed by the boosters and its enjoyment "Mr. Ruef said: 'Well, if you want me to was enhanced by the privilege of picking ake your case as a lawyer it will cost you strawberries off the vines and cutting large roses from the bushes. Offerings of fruit were made by all the fruit growers and the train was loaded with strawberries and apples when it left for Ellensburg, where a brass band and pretty women galore greeted the excursionists and took them for Ruef-I will go and see him and fix this a drive to a high hill for a panoramic view of Kittitas valley, famed for its fine apples and hay.

More fine scenery through the Cascade countains was enjoyed during the trip to Seattle, which was reached in time for supper, and most of the excursionists took advantage of the night to sleep in a hotel after having spent so many nights in air tight berths.

Reception at Seattle.

On arriving at Scattle, touted as the coming metropolis of the Pacific coast, the boosteps were received by a large committee from the Seattle Commercial club and ome time was spent in becoming acquainted with the prosperous appearing and postmaster. enthusiastically cordial Scattle citizens, who were one of the most strenuous glad-hand committees yet encountered on the trip. The train arrived late at Seattle and no attempt was made at entertainment during the afternoon with the exception at the King Street station, and the rest of the afternoon was spent in individual sightseeing

In the evening at 8 o'clock an informa dinner and reception was given by the Seleft with Mrs. Bryan and Miss Grace attle citizens at the Commercial club rooms Bryan, who have been guests since yester- and a fine program was rendered, concludday of Mr. and Mrs. Cotter T. Bride, for ing at a late hour. The address of welcome their home in Lincoln. Miss Bryan has to Seattle was given by Governor Mead. been attending school at Hollins, Va., and who accompanied the Omahans as the guest with commencement over joined her father of Governor Sheldon and the entire party from Spokane. Addresses were also deliv-Mr. Bryan would not admit that tariff ered by John H. McGraw and I. A. Nareform was the most important subject be- deau, president of the Alaska-Yukon Ex-Governor Sheldon, A. W. Jefferis and others Extreme cordiality and good will were the time spent in Scattle is of great benefit oward a Greater Omaha.

As the guests of Seattle the boosters will be taken at 8 o'clock Saturday morning to the Puget Sound Navy yards, along the water front and to Bremerton, where the battleships Nebraska and Oregon will be seen. The party will leave at 1 o'clock Saturday for Tacoma and Portland.

MOTHER OF BOY DISAPPEARS New Element Added to the Mystery Which Disturbs People Near Fort Bridger.

EVANSTON, Wyo., June 7 .- (Special Telegram.)-Regarding the Fort Bridger mystery, the disappearance of young James disappeared.

others, had been riding the range hunting county on the 18th instant, as originally for the boy. Sheriff Jones saw and talked intended. with her at the Carter ranch on Tuesday evening, just before Jones returned to Evanston, and she appeared greatly distressed over the affair. It now develops that when neighbors went to the ranch on Wednesday morning they found woman missing, and no one has been able supper dishes of the previous night were work was left unfinished. Sheriff Jones left here again today for the Carter ranch to investigate this new feature of the case, and further news is expected at any time. The body of James Carter has not yet been discovered, though a hundred or more ranchers are searching.

YOUNG WOMAN KILLS HERSELF Miss Lillia Davis of Princeton, Mo. Commits Suicide at Hotel in

Kanaas City.

KANSAS CITY, Mo., June 7.-Miss Lillia Davis, aged 21 years, believed to be a member of a prominent family at Princeton, Mo., committed suicide at the Wellington hotel in this city today by taking chloroform and carbolic acid. Many letters were found in her room and some of them were from persons in Lincoln, Neb. The writer of one letter described a reception at the executive mansion in Lincoln which she had attended. Another letter cited Miss Davis to appear as a witness in the United States circuit court here. Miss Davis registered at the Wellington hotel a few days ago and shortly afterward notified the management that she had no money and applied for work to pay her bill. She was employed, but she was not capable, it being evident that she had never worked before It is not known why she committed suicide Her father's name is John W. Davis.

MISSING DENTIST LOCATED Dr. Burgee of Coffeyville, Kan., for Whose Murder a Cabman is Held,

COFFEYVILLE, Kan., June 7 .- Dr. Valle Burgee, the dentist who disappeared on the night of March 3 and was believed to have been murdered, is on the way to the Philippines as a member of Company F. Twentysixth regiment. He enlisted at Oklahome City March 5, was sent to Fort Sam Houston, Texas, and departed thence with his egiment. The recruiting officer at Oklaoma City, who identified the recruit as Dr. Burgee, will probably receive the re- United States against the Standard Oil ward offered for his discovery. The cab company and the defendant is granted Dr. Burgee, will be released tomorrow,

BALLOON SHED FOR FT. OMAHA

Will Contain Plant for Generating Gas in Addition to Housing Balloons.

(From a Staff Correspondent.)

WASHINGTON, June 7 .- (Special Tele

gram.)-The quartermaster's department of

balloon house which is to be erected for the signal corps at Fort Omaha. These drawings are extremely interesting and instructive. They are the first made in the United States for a house to be given wholly over, not only to the manufacture of balloons and their equipment, but their 'charging" as well. It is the purpose of the signal corps to build its own gas plant at Omaha, because the gas furnished by the Omaha Gas company is extremely poor in quality and low in hydrogen, a necessary lifting quality needed in all gas used for ballooning purposes. The balloon house will be hemispherical in shape, with a door seventy-five feet in height, and in the clear from floor to the apex of the roof will measure ninety feet. Not only experts in the drafting division of the quartermaster's department, which is under the charge of General C. F. Humphrey, but experts in the office of the chief of the signal corps, General James Allen, have been working for months on these plans and they are believed to be well nigh perfect Instead, however, of costing \$10,000, as originally contemplated, it is thought that the balloon house for the signal corps at Omaha will cost \$30,000 unless there should be a decided stump in the cost of building ma-

terial. First Assistant Postmaster General Hitchock today designated E. T. Bushnell, assistant superintendent of the division of malaries and allowances, to attend the convention of the Nebraska State Association of Postmasters, at Omaha, June 15 and 16. Postmasters appointed: Iowa-Everest, Marion county, William H. Thomas, vice C. M. Butterfield, resigned. Wyoming-Wolton, Natrona county, Joseph F. Hampton, vice J. A. Warlaumont, resigned. Jacob B. Smith has been appointed regu-

lar and A. L. Smith, substitute, rural free delivery carriers for Route 2 at Unionville, Iowa. Rural routes ordered established August I in Davis county, Iowa: Bunch. Route 1,

4, population, 400; families, 96. West Grove, Route 2, population, 375; families, 78. The name of the postoffice at Warneck,

Number for Special Jury Panel

Into Court.

FLANDREAU, S. D., June 7.—(Special search his house. relegram.)-When court reconvened at 4 o'clock it was announced Sheriff George Hoskins had not yet made his returns on will not be completed until four teen more jurymen are served and put in the bombs thrown into the Vindicator coal shown by all the speakers and individual an appearance. It is believed the sheriff members present, and it is believed that will be able to have them all in court tomorrow morning, but this is by no means

> certain. It has rained steadily for the last two days and the roads through the country are in a horrible condition, and the sheriff and his deputies are having a hard task making their way through the country to the homes of the special jurymen who are yet to be served.

> tional witnesses be entered on the information. This was consented to by the defense and Judge Smith granted the application. Judge Smith today issued an order con-

tinuing the regular term of state circuit court in Gregory county from June 18 to June 25. The continuance was made neces-Carter, the plot thickens; the mother of sary by the delay in securing a jury in the missing youth, Mrs. Carter, has now the Kaufmann case and the likelihood that the trial of the case will not be concluded During Tuesday of this week she, with in time for Judge Smith to reach Gregory

LEAVE IN SEARCH FOR POLE Party Starts from Port Townsend to Explore Regions of the North.

SEATTLE, Wash., June 7 .- Backed by San Francisco capitalists and under general instructions from the geological society of London, Captain William Mogg and party sailed from Port Townsend on board the ship Drummond today on a cruise that carries every detail of a search for the north pole. The ultimate destination of the party is point Cape Prince Alfred, in the northern most extremity of Banks land and 800 miles northeast of the mouth of the MacKenzie river.

ROADS WILL NOT CONTEST

Missouri and Illinois Lines Agree to Accept Two-Cent Passenger

ST. LOUIS, June 7.-Announcement was nade today following the closed meeting here yesterday of railroad officials representing all the Missouri and Illinois railroads and several eastern lines, that the passenger officials of Missouri and Illinois onds have decided not to enjoin the enforcement of the new laws reducing fares from 3 to 2 cents per mile. The laws become effective in Missouri June 14 and in

HOLDS NEW LAW TO BE VALID Attorney General Hadley

Opinion on Act Limiting Salary of Insurance Men. JEFFERSON CITY, Mo., June 7 .- Attorney General Hadley today gave an opinion to the state insurance department, holding that the law prohibiting an insurance company paying any officer a greater salary than \$50,000 from doing business in Missouri is constitutional. The attorney general holds, however, that the law passed by the legislature this year does not affect licenses issued by the insurance depart-

ment for the present year. GOVERNMENT IS SUSTAINED Exceptions of Standard Oil Company to Complaint in St. Paul

Overruled. ST. PAUL, June 7.—The United States circuit court today overruled the exceptions to the bill of complaint of the driver in fall here, charged with murdering leave to answer as to portions of the bill to which it has filed exceptions.

ORCHARD ON

Counsel for Defense Continues Attack on His Testimony.

he army has completed drawings for the ADMITS SERVING OTHER SIDE

Tipped Off Wreck Because He Was Not Paid.

LEFT HIM ALONE MILITIA

Defense Developing Its Contention of Mine Owners' Plot.

WITNESS DOES NOT HESITATE

Maintains Calm Front to Repeated Attacks of Lawyers-Court Insists on Fair Treatment for Him.

BOISE, Idaho, June 7.5-Counsel for Wilham D. Haywood continued their attack on the testimony of Harry Ochard at both sessions of the trial today and centered their strongest assault on the events beginning with the explosion in the Vindicator mine and ending with the earlier neetings between the witness and the leaders of the Western Federation of Miners in Denver. To the extent that traffic with "the other side" in the war of labor and capital in Colorado was discreditable, they succeeded in discrediting the witness.

Taking up the admission that Orchard made in direct examination that he had been treacherous to his comrades in Cripple Creek by tipping off a train wrecking plot, they developed the fact that Orchard entered the employ of D. C. Scott, who had charge of the rallway detectives. Orchard said that with Scott he had met K. C. Sterling, a detective in the employ of the Mine Owners' association, and that Scott population, 350; families, 72. Floris, Route had paid his expenses and accompanied him to Denver on the trip when first he had met Moyer and Haywood. He said that he had agreed to report to Scott, but Sully county, S. D., has been changed to that he was lying to him, never intending Clinton, with Frank M. Chamberiain as to make reports to him and never did make reports. The defense also tried to show that because he stood in with the KAUFMANN TRIAL DELAYED other side Orchard was never molested by the militia in Crippic Creek during the Sheriff Unable to Get the Required strike. Orchard admitted that Scott had told him that if the militia interfered with him he was to send for him, and that the militia never did interfere with him or

Reason for Double Dealing. Orchard said that he went to Scott first because he had not been paid for his work the remainder of the special panel of forty at the Vindicator mine and he was jealous jurymen in the case of Mrs. Kaufmann, because he was given hard work like the and accordingly Judge Smith could not Vindicator job while other men got the do otherwise than adjourn court until 9 simple task of train wrecking by displacing o'clock Saturday morning. Prior to an ad- a rail. More crimes, great and small, journment being taken the names of those were added to Orchard's record today. The on the special venire were called, and five Cripple Creek woman with whom he com-In addition to the twenty-one who were mitted bigamy had three sons; Orchard fore the people at this time, but thought position company. Responses on behalf of present when court convened this morning stole high grade ore from a messmate; he the trinity of issues, trust, tariff and rail- the Omaha trade invaders were made by responded to their names. Thus the panel stole two cases of powder from the Vindi-

plie, and told a lie. The defense endeavored in various ways to throw the shadow of doubt and improbability around the whole Vindicator story and the alleged connection of W. F Davis and William Easterly with the affair and the circumstances under which Orchard testified he met Moyer and Haywood and was paid for the commission of the crime, and to discredit Orchard's story that he was sent back to Cripple Creek with un-During the brief afternoon session the limited credit and orders to commit any state asked that the names of three addi- act of violence that he cared to. They confronted Orchard with Easterly and Owney Barnes and paved the way for the contradiction by them of the story told by Orchard, and several times during the day paved the way for the controvertion of his testimony on material points. Orchard stood the strain and test very well and tensclously stuck to the story he related yester-

day and the day before. Acts as Guard for Moyer. Suddenly toward the close of the day the defense took up the trip Orchard made to southern Colerado with Moyer in the early part of 1994, and showed that Moyer feared to go south unguarded because "mine owners' official thugs" had beaten up innocent union men, and had sent for Orchard to

aid in protecting him. It was agreed that they should carry cutoff guns and sit in the center of the railway car, so that if they were attacked they could defend themselves. Attorney Richardson, in questioning the witness, made it very clear that this had been a perfectly straight proposition "free from any fake." Counsel flared up several times during the day, and in the last passage at arms Prosecutor Hawley said that Richardson told a falsehood when he intimated that Orchard

was a fixed witness. The trial goes on at 9:30 tomorrow, when cross-examination of Orchard, who has been on the stand for three days, will be con-

When Orchard resumed the stand today Attorney Richardson began at once to ply him with a rapid-fire of questions. Before answering, Orchard asked permission to correct two statements of yesterday. He sald he had neglected to give the name of his sixth sister-Minnie Horsley, who married a man named Rogers, and who lives in New York state somewhere. Orchard also said that he stated yesterday he had no partners in the wood business in Burke, Idaho. He remembered today that there were two men to whom he owed money and to whom he had promised an interest in the business. While Orchard was making the latter statement. Richardson inter-

rupted him with a question. The attorneys for the state at once objected to counsel cutting the witness off. Orchard also protested to the court saying he would like to have the opportunity to state his answers before being inter-

"We both can't talk at the same time." he said to Mr. Richardson, "and yesterday you asked me new questions before I could

Counsel again joined in the protest and Mr. Richardson became somewhat excited, declaring that if it was the purpose of counsel to start a row between him and the witness he thought they might just as well have it out at once.

Court Stops Lawyers. "The witness will be allowed to answer the questions without interruption," said Judge Wood sternly and the examination Orchard admitted that while he was in

the Idaho mining country he became quite a gambler, playing poker most of the time. He was asked how he voted the day the unions decided to go down to Wardner, blow the Bunker Hill and Sullivan mine