

WORLD'S DAILY NEWS

CAREFULLY COLLECTED AND CONCISELY STATED

OIL TRUST BARRED

MISSOURI SUPREME COURT REVEALS SWEEPING OPINION.

Waters-Pierce Co. May Continue in Business if by January 15 It Has Taken Steps to Operate as an Independent and Paid \$50,000 Fine.

Declaring that the Standard Oil Company of Indiana, the Republic Oil Company of Ohio and the Waters-Pierce Oil Company of Missouri, had conspired and combined to monopolize the oil business in that state, the supreme court of Missouri Wednesday issued a decree ousting all three from the commonwealth and fining them \$50,000 each.

The decree against the Waters-Pierce company is tempered by the proviso that it may continue in business if by January 15, 1909, it can show to the court that it has taken steps to operate as an independent concern and has satisfied the judgment against it.

The Republic Oil company, according to a statement filed with the secretary of state last June, has ceased to do business in Missouri, having sold its interests March 1, 1907. The decision, which was unanimous on the part of the seven judges, is so sweeping that Attorney General Hadley and Gov. Folk hail it as the end of the illegal commercial combinations in Missouri, and the former asserts that, in conjunction with the decision of the supreme court of the United States in the tobacco trust case, it will affect similar suits in other states.

Attorney General Hadley, who has prosecuted the Missouri case since its inception in March, 1905, will become governor in less than a month, and then will be charged with the enforcement of the decree issued Wednesday. The attorney general followed up the promulgation by the court with a statement in which he asserted that attempts had been made to compromise the suit.

MANY HURT IN A RIOT.

Factions in Church Have a Serious Clash Near Pittsburg. Warring factions of a Catholic congregation in Homestead, a suburb of Pittsburg, Tuesday night engaged in a riot in which four persons were seriously hurt and several hundred slaves were slightly injured. Twenty-five of the participants have been arrested and are in jail and warrants are being prepared for many other participants in the melee. After the Homestead riot had been quelled the rioters went to Municipal hall, where they destroyed the interior of St. Michael's Slavonic parochial school, home of the new priest, Rev. M. C. Flagnsky, whose life they vainly sought. The trouble was over the removal of furniture from St. Michael's Slavonic Roman Catholic church to the parochial school at Municipal hall, a nearby borough, by a new pastor.

LABOR CHIEFS FOUND GUILTY.

Gompers, Mitchell and Morrison Are Sentenced. The famous contempt cases of the Buck Stove and Range company against President Gompers, Vice President Mitchell and Secretary Morrison, of the American Federation of Labor, was decided Wednesday by Justice Wright, of the supreme court of the District of Columbia, adversely to the federation officials. Gompers was sentenced to twelve months' imprisonment, Mitchell to nine months and Morrison to six months. The case grew out of the alleged boycott of the company's products and the putting of that company on the unfair list, and the federation's alleged violation of Judge Gould's recent mandamus, which has attracted wide attention.

Consumption Death Rate High.

According to a bulletin by the state board of health, of the 31,443 deaths in Illinois during the first half of the present year, 3,786 were from tuberculosis. From only one other cause were there more deaths, 4,117 from pneumonia. The rate of death is 11.19 per cent of each 1,000 of population.

"Bathroom" Not Guilty.

Alderman "Bathroom" John Coughlin, accused of assaulting Lyman Atwell, a newspaper photographer the night of the first ward democratic ball, was found not guilty Wednesday at Chicago by a jury.

Sioux City Live Stock Market.

Wednesday's quotations on the Sioux City live stock market follow: Top hogs, \$5.55.

Baby Fell Five Stories.

After falling five stories down an elevator shaft and alighting on a cement floor, the 2-year-old baby of Cash Michum, a railroad agent, of St. Joseph, Wednesday, escaped with nothing more than a few scratches.

Five Injured in Wreck.

A local passenger train on the Chicago and Eastern Illinois railway collided with a freight train at Chaffee, Mo., Wednesday night. Five persons were injured.

GOMEZ NOW RULER.

Establishes a New Government in Venezuela.

Vice President J. Vicente Gomez, to whom Gen. G. Cipriano Castro handed over the presidency on his departure for Europe, has established a new government in Venezuela. He has replaced the old ministry with a new body of men who represent various factions in the state, and who have figured prominently in various ways in the country's political history. Not only has Jose de Jesus Paul been displaced from the councils of the nation, but Dr. Baldo, who is now traveling in Castro's suite, also has been removed from his official position as minister of education. Gen. Diego Ferrer, the minister of war, has been superseded by Gen. Redulo Olivares, who took a prominent part in crushing the revolutionists six years ago.

Secret advisers from Caracas, where the strictest censorship is being observed, indicate that the whole of Venezuela has been in a ferment ever since President Castro sailed, and that the crisis was reached a few days ago when it became necessary for Acting President Gomez to take decisive steps.

The revolutionary factions played a prominent part in the demonstrations against the absent president. These were temporarily checked by a show of force, and later the revolutionary influence that threatened to sweep the country was overcome in a measure by promises that could not be held long in abeyance.

Aquiles Strube has been appointed governor of Caracas by Acting President Gomez.

AD FOR THE INAUGURATION.

About \$63,000 Already Subscribed for the Ceremonies.

The Washington, D. C., newspapers from day to day are printing the names of the patriotic contributors to the inauguration fund. Monday they reported \$63,000 pledged. By March 4 they hope the fund will exceed \$100,000, which will permit the city to break all records for inauguration gorgeousness.

Incidentally it may be added that all the gifts are not pure charity. It is believed that a modicum of the bread now cast upon the waters will return in the revenues of the first week in March.

DOCTOR PLAYS MARTYR.

Former Sioux Cityan Inoculates Himself.

Dr. Harlan Shoemaker, of the Methodist hospital at Philadelphia, has inoculated himself, an assistant physician and two women nurses with antityphoid serum as an experiment, the first of the kind to be made in this country. Dr. Shoemaker has just announced that the reactions in all four cases were satisfactory, the fever and pain lasting four days. The city authorities have great hopes of warding off by general vaccination, as is done in case of yellow fever.

Beat His Wife to Death.

Chas. Holmes, a railway clerk, was arrested Monday at Chicago charged with beating his wife to death. A young son of the couple says Holmes told his wife not to answer a telephone call. When she insisted on doing so his father beat her with his fists. She fell against a window sill, fractured her skull and died.

Mothers Awful Crime.

The American wife of George Ah-Wong, a Chinese restauranter, said to be the daughter of reputable Chicago parents, early Monday at Plano, Ill., gave her four children wood alcohol and stabbed one little girl to death. After drinking some of the poison the woman threw herself under a train.

Thaw Not to Get Outing.

Harry K. Thaw, now confined in the state hospital for the criminal insane at Matteawan, N. Y., cannot be taken to Pittsburg to testify in the bankruptcy proceedings, according to a decision handed down by the United States court of appeals.

Root Signs Another Treaty.

Secretary Root Monday signed a treaty with Minister Mejia, of Salvador, providing for the arbitration of disputed questions which may arise with that country. It follows the line of similar conventions negotiated with various countries.

Jury Unable to Agree.

The jury in the case of the state against James H. Parrish, of Owensboro, Ky., a banker, charged with receiving deposits when his bank, the Owensboro Savings Bank and Trust company, was insolvent, Monday disagreed and was discharged.

Big Christmas Mail.

More than 1,000,000 letters and parcels, aggregating in weight 250 tons, passed through the Chicago postoffice Monday.

Works of Art Are Costly.

Mrs. Emily Crane Chabourne Monday at Chicago, obtained possession of the art treasures seized last summer by the government by paying into court \$52,411, in addition to the \$70,409 previously paid by her for duties and penalties on the property. The goods, which were originally the property of Mrs. "Jack" Gardner, of Boston, were imported by Mrs. Chabourne as household goods under a valuation of \$8,000.

FIRE RUINS THEATER.

Herald Square Building is Damaged by Flames.

Fire broke out in the Herald Square theater at Thirty-fifth street and Broadway, New York, Tuesday night, ten minutes before the close of the performance of "The Three Twins," and before it was brought under control had done considerable damage to the building and had driven the actors and chorus into the streets in their scant costumes and had caused considerable commotion among the crowds on Broadway. There was no panic, and no one was injured, the audience remaining in ignorance of the fire until most of them had passed into the streets. The fire caught from an electric sign on the front of the theater building and spread to the executive offices, which are opposite the second gallery of the auditorium.

It was just ten minutes before the time of the performance to end when two women came down from the second gallery and reported to the theater manager that there was smoke in the upper part of the building. Treasurer Lyon quickly went behind the curtain and explained the situation to the actors and told them to cut the play short. This was done and the curtain was lowered without any announcement to the audience. The big crowd shuffled slowly out, not knowing that a fire was being fought in the upper gallery. Most of them soon reached the streets, but some remained behind, waiting for their wraps to be taken from the coat rooms. As the flames began to gain headway the alarm spread among the actors and chorus, and many of the young women left the building by the stage entrance and went out into the storm without giving thought to their scant and unconventional attire. With the temperature hovering around the 20s and a fierce wind driving the falling snow into their faces the chorus girls beat a hasty retreat for cover at the Marlborough hotel, where they were made comfortable.

An alarm quickly brought the fire departments, and water was turned upon the flames. About \$60,000 damage had been done to the front part of the theater building and to the gallery of the auditorium. A saloon and cigar store next door were practically destroyed.

BIG SCANDALL IN PITTSBURG.

Grafting in High Places Has Been Uncovered.

Following the sensational arrests at Pittsburg, Pa., Monday night of seven councilmen and two bankers on charges of alleged corruption in conducting the public affairs of that city, it was intimated Tuesday that even more startling developments will transpire at an early date. Meantime the people of Pittsburg are surprised almost beyond description at the suddenness of the arrest of the nine men, who are all well known. According to the best information obtainable it is possible the municipal scandal of San Francisco will be insignificant when compared to the alleged grafting here.

The arrests made were at the instance of the Voters' league, a civic reform organization. Alleged facts in establishing depositories for the funds of the city were enumerated in the complaints, and it is said a number of persons occupying official positions in local banks will shortly be arrested.

RICCI IS ELECTROCUTED.

No Attempt Was Made to Resuscitate the Body by Dr. Scannell.

Giacinto Ricci was electrocuted at the New Jersey state prison Tuesday. The electrocution took place a few minutes before 11 o'clock. The much talked of test to resuscitate the electrocuted man was not attempted. County Physician Scannell, who had threatened to make the test, was not present and made no demand for the body. Dr. Scannell evidently abandoned the proposed test when Head Keeper Osborne of the state prison was advised by the attorney general that the county physician had no rights or duties in the premises. Ricci was convicted of assault and murder of a 3-year-old girl.

Stork Is to Visit Queen.

It was officially announced Tuesday in the chamber of deputies that Queen Wilhelmina, of Holland, was in an interesting condition. The statement was greeted with joyful "bravos" from practically the entire house. The event is expected early in the spring. Several times the hopes of the people that Wilhelmina would give birth to an heir have been dashed to pieces.

Dr. Taft Is Missing.

Dr. Frederick D. Taft, third cousin of President-elect Taft, is reported missing from his home in Berkeley, Cal., with his cousin, Walter J. Watson. The two men went to Bouldin island to hunt ducks Wednesday night with the intention of returning Sunday night.

Earth Shakes in Montana.

Six earthquake shocks within the course of twenty-four hours threw the people of Virginia City, Mont., into a panic Tuesday, causing them to rush into the street.

Panama Canal Opening.

The Panama canal will be opened January 1, 1915, according to an official communication received Monday by the California promotion committee from Joseph Buckline Bishop, secretary of the canal commission.

Elbert Hubbard Injured.

Elbert Hubbard, author and lecturer, was seriously injured by being hit by a falling tree in the woods near his colony at East Aurora.

Robber Promptly Captured.

The store of J. L. Hopper at Gibbon, was robbed of money and goods. The robber was caught at Minden by Walter Sammons, of Kearney. He acknowledged the theft and told where he had hidden the goods.

Vote Bonds for School.

A school bond election was held Saturday afternoon at Shelby to issue \$8,000 for a new school building. Four thousand dollars has been accumulated in four years by taxation, which will be added to this fund.

NEBRASKA STATE NEWS

BOGUS GAME LAWS.

Advertising Greater Tempting Country Merchants all in some of the small towns of the state are patronizing a traveling advertising man, instead of laws on the statute books, and consequently are liable to get innocent parties into trouble. The scheme being worked is to print on a card the game laws for 1909-09 and sell advertising space on the cards to the merchants. Copies of the card have been received by Game Warden Carter, who denounced the man who is doing the business as a mighty bad man. Here is what Mr. Carter said: "There are no game laws for 1909-09. The legislature which is shortly to meet may change all of the game laws on the statute books. The circulation of these cards might get innocent parties into trouble because they might think they are really the game laws of the state. The man who got up the advertising scheme did not even write to several parties who have sent me cards and told they are all wrong insofar as they relate to the game laws." Mr. Carter received some of the cards from Fairbury and they contained advertising matter from merchants of that town.

LINCOLN'S CITY CHARTER.

Mayor Thinks Commission Should Have Pay.

Mayor Brown, of Lincoln, who has just recently returned home from an absence of several weeks at Excelsior Springs, where he went to rest up after being elected to the city government by commission. Mayor Brown is opposed to the idea of having a commission to serve without pay. He believes such a commission will not attend to the duties of the city government and being elected, he would not be asked to give their time to the city for nothing. While the making of the charter has gone on in the absence of the mayor and with little advice or suggestion from him, the people here now realize that it is time his opinion was being considered. Therefore a number of leading citizens have dropped into his office during the last few days to get his advice.

ANOTHER BANK IS ROBBED.

Cracksmen Get Three Thousand Dollars from Safe in Cresco.

Three bank robbers at 1:30 a. m. Sunday blew the safe of the State Bank of Cresco and stole \$3,000. They made their escape in a stolen rig that they abandoned later in the morning a mile west of Ashland, where the horses were found nearly driven to death. James Boyle, a young man, was going home at the hour of the robbery. When he passed the bank the men confronted him and at the point of revolvers forced him to submit to their wishes. They tried open the door of the bank and taking him inside/blindfolded him and tied him to a chair. The robbery of the bank was not badly wrecked, but the vault and safe were shattered by the force of the explosion. When the robbers left they saw to it that Boyle was safely tied and gagged and the robbery therefore was not discovered until the officials reached the building, giving the men ample time to make their getaway.

CASHIER COMMITS SUICIDE.

Railroad Man Kills Himself at Home in Omaha.

William R. Kelley, cashier of the Union Pacific railroad at South Omaha, committed suicide some time Saturday afternoon by firing a bullet through his brain. The body was not discovered until after midnight, when J. R. Westover, a close friend of Kelley's, went to present him with an Elk's pin, the dead man having joined that order Friday night. Westover found Kelley's body lying across the bed with a bullet in his brain. A second bullet had been fired from the weapon and went through the bed clothing. It is believed to have been discharged by the twitching thumb of the dying man after he had shot himself.

HIT BY THE MILLETS.

Attack Secretary Wilson's Bleached Flour Order.

The South Platte National of the Nebraska Millers' association in an animated meeting at Lincoln Tuesday afternoon discussed plans for appealing to the federal court for relief from Secretary Wilson's order against bleached flour. The millers asserted the ukase would cause the Nebraska wheat industry loss and would ruin the industry in the state. They accused Wilson of gratifying a private grudge. It was tacitly agreed to seek relief in the courts. The millers also framed an emphatic protest against the increase in freight rates asked for the Nebraska railroads.

Old Settler Is Called.

Samuel Wymore, founder of the town of Wymore, died Monday morning at his home near that place from a stroke of paralysis which he suffered Saturday. Mr. Wymore had resided in Gage county for forty-five years and at one time owned the land on which Blue Springs and Wymore are situated. He was 73 years of age.

Good Showing by Bank.

The First National bank of Shelby will erect a two-story brick building in the spring. This bank has been in business twenty-three years, did not borrow or discount any of its notes during the three years of hard times from crop failure, and was on a full cash payment basis during the recent bank panic.

Convict Returns to Prison.

Charles Russell, who has been out on parole for some months, turned up at the penitentiary at Lincoln bright and smiling and asked to be taken back. He wanted to get in on that Christmas dinner. He has been paroled to a man out in Fronton county, but the cold weather drove him back home.

No Pardon for Clements.

Lieut. Gov. Hopewell has decided that Fred W. Clements, of Sarpy county should serve out the remainder of a sixteen-year term for murder. He was convicted of killing Luke Golden in the outskirts of South Omaha about two years ago.

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Death of Valentine Boy.

Toss Pettyrew, of Valentine, a boy 14 years of age, it is thought, was caused from a couple of falls he had about a week ago.

KING CORN ABSOLUTE.

National Exposition Comes to Close in Positive Triumph.

These are the figures which show that the first National Corn exposition held in Omaha, which closed at 11 o'clock Saturday evening, is an unquestioned success when held at the logical point, and make Omaha, the "home of the corn show," an international attraction: Attendance, 165,661. Grain and grass exhibits, 7,773. Farm implement exhibits, 1,028. Ears of corn sold at auction, 43,000. Amount distributed in premiums, \$84,000. Special premiums and medals, 4,400. Agricultural colleges represented, 14. Regular attendance domestic science lectures, 251. Foreign countries which had visiting delegations: Mexico, Canada, Hungary, England, China, Cuba, Philippine islands and Germany. Knowledge of plant life which has been buried in the libraries; stern facts known only to science; lessons of the students and scholars of ages have been taken down from the dusty nooks, planted in the soil as it were of future generations. Silent nature; invisible forces which work constantly to help man, have been revealed to more than 100,000 people. School children and busy men; experts in the many lines far removed from the farm, the indifferent and the interested, have alike seen in graphic form, the progress which has been made in the handling of the earth given to mankind for an everlasting resource. Without any boasting the business men of Omaha have caused almost the whole civilized world to stop and see what nature has for the people of the earth, brought thousands to a realization of the resources which have been wasted and the opportunity which knocked at the door of every cultivator of the soil.

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BONAPARTE ASKS FOR MORE LEGAL POWER

Attorney-General Says It is Needed in Prosecution of Rich Defendants.

CITES THE STANDARD FINE.

That Case, He Thinks, Shows the Necessity of a Change in the Present Statutes.

That the United States should have the right of appeal to the Supreme Court of the United States as a matter of right, whenever a conviction is reversed on appeal by the defendant to a Circuit Court of Appeals, is the opinion expressed by Attorney General Bonaparte in his annual report for the fiscal year ending June 30, 1908, submitted to Congress. In this connection he cites the case of the reversal of the Standard Oil fine of more than \$20,000,000, in which an application for a writ of certiorari has been made to the Supreme Court. He holds that an amendment of the present laws would be appropriate in the case of all criminal proceedings, but suggests that it would be especially so in connection with prosecutions where the wealth of the defendant usually renders an appeal on his or its part from any adverse judgment a matter of course. The Attorney General's opinion is that in such cases there is no question of double jeopardy, as the appeal of the defendant from the original conviction is recognized by the undoubted weight of well-considered judicial authority as a waiver of his rights in this respect and as in the absence of some such provision of law as the Attorney General recommends guilty persons may escape from just punishment under the law as finally determined by the court of last resort. He declares that the consistent policy of the Department of Justice during the year in enforcing the statutes intended to protect the interstate and foreign commerce of the country from evils arising through combinations in restraint of trade and attempts to create monopoly, as well as discriminations and other illegal practices on such commerce, has been to investigate carefully all complaints submitted to it, whether by public authorities or by responsible private citizens, and to authorize proceedings, whether civil or criminal, only when such investigation has shown the complaints to be serious and well founded and that success might be reasonably expected. Mr. Bonaparte reports that this policy was attended during the year by a fair measure of success in the proceedings authorized and that as a consequence of decisions already obtained or expected soon the statutes dealing with such cases will soon be interpreted so authoritatively that those seeking to comply with the law will be relieved from all uncertainty as to what the law really is. He says that serious obstacles have been encountered in enforcing the statutes and that these may be with advantage readily removed by further legislation. "The United States has had occasion of late years, and will probably have occasion in future," he declared, "to prosecute criminally many corporations or other artificial persons. As such offenders cannot be physically arrested, it is obviously desired that a simple and convenient form of process shall be prescribed by law to have the legal effect of an actual arrest and removal to the trial district as in the case of a natural person."

COUPLE MURDERED IN SLEEP.

Assassin Hacks Faces of Man and Wife with Hatchet.

Witnesses Florzak and his wife were murdered by an assassin at their residence, 132 Bird street, Wilmington, Del. Their bodies were found by Alexander Florzak, brother of the murdered man, and a ledger at the house, which is detained at police headquarters. Alexander told the police that when he went home about 9 o'clock at night he was unable to gain admittance, and spent the night with an uncle. He went to the house about 9 o'clock in the morning and found the bodies. He said the two children, a girl 2 years old and a 2-month-old baby, had not been molested. The baby lay in a crib between the beds occupied by the parents. Both of the victims had been hacked in the face with a hatchet which was found on the man's bed. The murder is thought to have been committed for revenge. Florzak was 38, and his wife 24 years old. The prisoner is 18.

Former Member of City Board Sentenced to Penitentiary.

Fred Lied, formerly member of the Columbus board of control, was sentenced to four years in the Ohio penitentiary for accepting a bribe from Nelson Cannon, representative of the Trinital Paving Company of Cleveland, in connection with East Broad street paving. Fred Lied, another former member of the board of control, is serving a term in the penitentiary.