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Two women are dead, one man is dying, two men are badly injured and two women are seriously hurt as the result of a "joy ride" in an automo-

bile at Seattle Thursday. treasurer of Vale university as treasurer of the United States, to succeed Charles H. Treat, of New York, whose resignation has been accepted by the president, to take effect November 1, was announced at the White house Thursday

A body which is thought to have been in the Detroit river since September 18, was picked up by a barge man. In the pockets were memoran- The other roads which have thus far dum books and letters indicating that the man was John C. Long, of Pitts- for a year include the Pennsylvania, burg or Scranton, Pa., a salesman for Burlington and Santa Fe. a porcelain house in Cincinnati.

Detroit was selected as the next meeting place of the annual session of the supreme council of the Scottish rite masons northern masonic jurisdicton, at the open session of that body in Boston.

Dr. Frederick A. Cook will receive \$20,000 for two lectures to be deliv- a conference which was participated ered at St. Louis, October 6 and 7. Louisiana and other southern states

were visited by the most severe storm official statement was made prior to known for years, and the loss of life will run into the hundreds, while millions of dollars of damage to property is reported.

A verdict finding Police Inspector Edward McCann guilty of accepting torney Crum said that the trial of the money from resort keepers for police "protection" was returned at Chicago by the jury which has been hearing dicted by the federal grand jury for the evidence in the case for three weks.

The citizens of Lincoln, Neb., are til the middle of October. conducting an active campaign to

C. L. Watrus of Des Moines, In. was elected chairman of the executive committee of the American Pomological society.

The condition of Governor Johnson of Minnesota, is very critical and small hopes are entertained for his recovery

A headon collision on the New Orleans & Northeastern railroad, four miles south of Hatteries, occurred late Wednesday. A southbound work train crashed into a northbound excursion train, killing Fireman Fitzgerald of the work train and injuring others. William K. Vanderbilt, Jr., donor of the Vandebilt cup for automobile races and his wife formerly Miss Virginia Fair of San Francisco, have signed a separation agreement, according an afternoon newspaper. Mrs. Vandebilt is now returning from Europe with her two children Mauriel and William K. Vanderbilt III. It is expected the separation will be announced formally as soon as Mrs. Van-

derbilt reaches New York. Chancellor James A. Day of Syracuse university announced that Mrs. The appointment of Lee McClung, Russell Sage had given \$50,000 to the

institution on her birthday. Dr. Cook arrived in New York harbor Tuesday morning on the Oscar II from Denmark.

The Chicago & Northwestern railroad carried 27,000,000 passengers dur ing the year ending June 30, 1909 without a single life being lost, according to a report issued by that road. announced a clear record of this kind

The First National bank of Burn side, Ky., closed its doors Friday, The bank has \$25,000 capital stock. Over loans and some unfortunate business deals are given as the cause of failure.

amendment for prohibition in Ala bama was launched at Birmingham at in by several hundred prohibitionists, anti-saloon league members and partisans from all over the state. An

the beginning of the meeting that the conference represented no political faction or set of politicians. Assistant United States District Atofficers and directors of the American Sugar Refining company who were inviolation of the Sherman anti-trust law, probably would not come up un-

HE WILL NOW HEAR ALL ABOUT IT

GREAT AUDIENCE LISTENS TO HIM IN THE TABERNACLE.

SUGGESTIVE TALK DELIVERED Text Taken from the Book of Prov-

erbs Relative to Soft Words and Grievous Utterances.

famous Mormon tabernacle in this solution came, recognizing that his end Roosevelt, then president, preached a duties of good citizenship, President Taft faced an audience which he said inspired him to try to follow in the footsteps of his predecessor and de- parting caress. liver a preachment

Mr. Taft did preach a sermon-text and all. The immense audience in the flag-draped edifice, the splendid musical program of operatic and patriotic selections, the enthusiastic cheering as President Taft appeared and the quick response of the audience to points which he endeavored to impress upon his hearers, inspired him, the president declared, with higher thoughts of country and patriotism.

The president's sermon was an appeal for amity between people, for at-Explorer's Friends Expect Bitter At- tributing the best rather the worst motives to the action of others when possible to do so and not to harbor haterd and animosity.

"A soft answer turneth away erick A. Cook, whose claim that he wrath, but grievous words stir up andiscovered the north pole has been ger," was the text Mr. Taft selected challenged by Commander R. E. from the book of Proverbs. The ser-New Orleans. - The list of Peary, anticipate a bitter attack on his mon was a homely utterance, largely record. The announcement several made up of a relation of stories to days ago that a lawyer representing give emphasis to the points.

the Peary Arctic club had been re-From the tabernacle the president tained at Seattle, Wash., to fully in- was driven to review about 20,000 vestigate all the details of Dr. Cook's school children. At one point along reported ascent of Mount McKinley, is the line 1,000 or more children had followed now by Dr. Cook's effort to been arranged in a living flag, red, have one of the guides who accom- white and blue caps and capes servpanied him on that expedition to come ing to outline the national emblem. to New York. He has sent a telegram | Thence the president proceeded to

to this guide, Edward Burrill, at Ham- the Young Men's Christian associailton, Mont., asking him to lose no tion, where he made a brief address to an audience composed entirely of Ever since Dr. Cook's claim to hav men.

ing reached the summit of Mount Mc Lastly, the president attended ser-Kinley was questioned, Burrill has re vices especially arranged for him at work. Five hundred sufferers from mained silent, although one dispatch the Unitarian church. After this unthe storm are being cared for at quoted him as saying he would be usually busy Sunday morning he left A collosion of bicycles killed Victor Houma, the parish seat of Terrebonne, ready to make a statement when Cook Salt Lake at noon for Ogden, where

GOV. JOHNSON DEAD. Minnesota's Beloved Chief Executive Passes Away. Rochester, Minn.-Governor John A Johnson, three times elected governor of Minnesota, a candidate for the democratic nomination for president of

the United States in 1908, and looked upon by many throughout the country as the probable national standard bearer in 1912, died at St. Mary's hospital here at 3:25 o'clock Tuesday morning, following an operation the

previous Wednesday. After battling against death for almost a week the governor's life had a peaceful ending. He had hovered between life and death for several Salt Lake City .-- In the pulpit of the days, and about an hour before dis-

city, where four years ago Theodore was near, took his wife's hand and weakly whispered to her, "Nora, I

Governor Johnson had been operprolonged cases and he was in a seriinstance and during the second operation the appendix was removed. After the second operation Governor but later developed into serious at-

tacks. Governor Johnson was born in Nicollet county at St. Peter in 1862. His father was a blacksmith who emi-



MAYBRAY AND PALS. **GRAND JURY MAKES RETURNS**

INDICTMENTS SECURED AGAINST

CATCH MANY IN

Maybray Had Victims in Eighteen States and Territories, Many of Them Very Prominent.

Council Bluffs, Ia .- James C. Maybray and eight four alleged associates were indicted by the United States grand jury for the southern district long sermon on right living and the made a good fight, but I guess I've got of Iowa, charged with conspiring to to go." Then as the last gleam of in- defraud by illegal use of the United telligence began to flicker he pressed States mails. With the exception of her hand gently to his cheek in a Maybray and three or four others, none of those indicted are in custody

and for that reason the names of the ated on twice before, first for removal other defendants are not made public. of an ulcer and afterwards for an ab- It is stated, however, that the list inscess of the bowels. Both were acute, cludes many persons known in criminal annals in all parts of the counous condition each time. There had try, and that nearly every name is been obstruction of the bowels in each followed by aliases, Each of these alleged confederates had a number, which is given as one of the aliases accredited to the defendant. Although Johnson enjoyed fairly good health, specific amounts are not mentioned in the indictments, it is authoritatively stated that the amounts lost by the alleged victims of Maybray and others

> named, will exceed half a million dollars. The sums lost run from \$1,500 to \$30,000, the latter sum having been placed on a fake horse race, according to the evidence at hand, by a Missouri banker.

The list of names of victims given in the indictments includes men of prominence in all parts of the country, and there is set forth in the specific charges a number of letters of an incriminating character which gives a touch of sensationalism to the locuments.

Victims in eighteen states, the territory of Alaska and the dominion of Canada, are named, indicating the wide range of territory over which Maybray and his associates are alleged to have plied their vocation. As a basis of operation they used, according to the indictment, the cities of Council Bluffs, Davenport and Burlington, Ia., St. Louis, Little Rock Seattle, Denver and New Orleans, to which places, it is alleged, victims were taken by the numerous "steers." In setting out the specific instances in which violation of the postal laws



COOK SENDS FOR BURRILI LIST OF DEAD IS GROWING

SOUTHERN HURRICANE VICTIMS NOW NUMBER 100.

Hundreds Are Homeless-Property Loss Will Reach Millions-Heavy Crop Damage.

A campaign for a constitutional known dead who perished in Terrebonne parish during Monday's hurricane has been swelled to more than 40, and it is believed that a score or more will be added to this number Additional reports of death in other sections of Louisiaan are also being received and the toll of human life exacted by the hurricane will count perhaps a hundred people when the final count has been made.

Further details of property loss, reaching millions of dollars, come in time in getting here. with the gradual restoration of communication. Relief parties in Terrebonne parish are continuing their

tack on His Records-Calls Mountain Guide to His Aid. New York .- Friends of Dr. Fred-

raise \$100,000 for a new Y. M. C. A. Yasenar and seriously hurt John Dow- and in surrounding neighborhoods. has been secured.

A very small increase in the number of pensioners in the western states. by the pension commissioner's report for the year ended June 30 last.

A new world's record was established at the military tournament at the sole beneficiary and administrator Camp Corse when the machine gun of her husband's vast estate, which is platoon of the Sixteenth infantry de- estimated to be valued at from \$50. feated the Thirteenth infantry pla- 000,000 to \$200,000,000. toon, and clipped four seconds off the former record for practice with a mule battery. The piece was unlimbered West Side Athletic club in Mcand fired and then loaded onto the Donoughville, just across the river back of a mule in 51¼ seconds.

The memory of Ansel Briggs, first governer of Iowa, was honored in the made an order distributing to Mrs. bayous. unveiling of a monument in Andrew cemetery, where his remains were re- Spreckles, her share of the sugar cently buried after removal from their king's estate, which is estimated to be original resting place in Omaha. The worth more than \$3,000,000.

dedication exercises were attended by state officials and many other prominent persons. The shaft was unveiled by Mrs. Alexander D. Robertson of throughout a large part of southwest-Cherokee county, grand-daughter of Governor Briggs.

Dr. Cook is taking a few days' rest in New York since his arrival from destroyed the remaining crops. Denmark.

Tom Tiger, the owner of much Oklahoma oil land, whose trial on a hita observatory on Monte Rosa, more charge of murder was set for Tues- than 15,000 feet, has been placed in day, was shot by another Indian named Skeeter and mortally wounded. Skeeter escaped. The shooting was the outcome of an old quarrel.

Commander Robert E. Peary, after a successful quest for the north pole, returned to Sydney Tuesday on board the steamer Roosevelt. The explorer's wife was the first to greet him, and as the Roosevelt, after an absence of more than one year steamed into Sydney harbor under a brilliant sun, the explorer and his ship were given hearty welcome from the assembled shipping.

"Haley's" comet has been located by Herbert D. Curtis and photographed Havana and the storm area in the with the aid of reflecting telescope The following officers of the national association of stationary engineers were elected: President, W. T. Reynolds, Hoboken, N. Y.; vice-president, C. S. Pearse, Denver, Colo.; secretary, F. H. Raven, Chicago; treas- barns, several thousand acres of tourer, Samuel B. Forse, Pittsburg, Pa. bacco and many small vessels along : The largest banking deal transacted west of Chicago for many years was State National bank took over the McHugh as president.

One man was shot and several injured by a mob which attacked the strike-breakers on the Omaha street car strike.

The street car men of Omaha are out on general. strike, and strikebreakers are being imported to take their place.

District Judge Loyal E. Knappen presiding in the branch of the federal court at Marquette, Mich., has entered a decree in favor of the complaint in the case of Arctic Iron company vs. the Cleveland Cliff Iron company and William Mather, its president

building, and over half the amount ney, brother of Tom Downey, shortteam. Downey will recover.

Right Rev. William George McClosthe amount paid in pensions, is shown living Catholic prelate in the United States, is seriously ill at Louisville. Ky. He is eighty-six years old.

Mrs. E. H. Harriman has been made

Packy McFarland and Ray Bronson fought twenty rounds to a draw at the and wife and Norway Foray. Judge Corey, of the probate court, Anna Spreckels, widow of the late

Foreign.

A second earthquake was felt ern France, Thursday. The quake it self caused little damage, but it was followed by a terific hailstorm that

The highest telephone line in the world, running to the Queen Margueroperation. The observatory and the telephone line which has been constructed at the expense of the queen, took six years to complete. The new line will be of great help to Alpinists in distress on Monte Rosa.

John M. Grice, an American mining contractor, and five Mexican miners were instantly killed by an explosion of dynamite in the Petgrina mine in the Guanajaunto district of Guanajuanto.

More than ten lives were lost and property worth over \$2,000,000 was destroyed in the cyclone of Pinar Del Rio, Cuba. Communication between western part of the province was cut off except at two or three points and reports of damages are just reaching Havana. More than 2,000 people are

without shelter or supplies, several hundred houses and huts and tobacce the coast were destroyed.

The steamer Mauretania has again made at Sioux City when the Iowa succeeded in reducing her easthound as National Guard Association of the record three-quarters of an hour. Her United States day. Gen. Charles Dick First National bank. The merged time from New York on the trip which of Columbus, O., is president of the banks, which have deposits amounting ended Monday was four days, thirteen association and Gen. James A. Drain to \$5,500,000, will be headed by John hours and forty-one minutes, and her of Washington is chairman of the exeaverage speed was 25.60 knots an hour. cutive committee.

The success of aviation week at Rheims has prompted the holding of another such meeting in Berlin, beginning September 26. Fifty thousand dollars in prizes will be given and among the entries are Farman. Bleriot, Latham, Le Blanc, Roughier, Besa, Edwards, Orville Wright and Dfour. The one hundredth anniversary of the Chilean declaration of independ ence was observed at Guayaquil with mach enthusiasm. The festivities began last night with a torchlight parade, in which all the local societies and clubs and a number of military bands took part.

reached America. A few fishermen, with the almost

Portland.

appointment is slight.

American Mining Congress.

large attendance. The meeting will

continue until October 4, and one of

silver and obtaining such an adjust-

John Hays Hammond have been in-

Treat's Successor Named.

Two Killed, Ten Wounded.

Melilla .-- A Spanish detachment re

connoitering in the environs of Soul

Boni-Sicar, demolished a large num

ber of houses. The Riffians opposed

the Spanish advance. The Spanish

had two killed and ten wounded ir

Wednesday's fighting. Gen. Marina

commander of the Spanish forces, at

taches great importance to the occu

pation of Souk-Beni-Sicar, which in

the meeting point of the various sec

tions of the tribe and the headquar

ment.

Washington. - Lee McClung, the

has

the

vited to address the congress.

and friends may be found or at least are believed to be his alleged proofs their dead bodies discovered, or that accompanied by a slight increase in ky, bishop of Louisville and the oldest they may resurrect some of their lost that Cook did not reach the north introduced by Senator Smoot. belongings, remain upon the scene of pole, and from Gen. Hubbard's statetheir desolated homes. The families of Thomas and Walter

Rhodes, numbering 14 people, are now reported as being almost certainly days, possibly next week. among the dead in Terrebonne. Oth ers who have not been located and who are believed to have perished are Dick Gray, wife and seven children; Inez Verret and family of four; C. Bolt

The carcasses of cows, horses, hogs and dogs strew the prairie for miles from New Orleans, Sunday afternoon. and thousands of dead birds and musk cats are floating on the waters of the

UNION WOMEN IN SESSION

Second National Biennial Convention of Their Trade League is Opened in Chicago.

Chicago .- The second biennial convention of the National Women's Trade Union league was called to or der at ten o'clock Monday morning in the Fine Arts building with about 80 delegates in attendance. Mrs. Mary the union. Morton Kehew of Boston, the first national president of the league, was in the chair. The delegates have come from all parts of this country and in addition friends of the movement are present from European lands. Among the latter are Miss Mary MacArthur of London, secretary of the British Women's Trade league; Mrs. Werner ness establishments. Hagemann of Munich, and Miss Agnes Herman of Berlin. The league. which aims to secure better working

conditions and wages for women who toil, will hold daily sessions in the Fine Arts building for four days.

National Guard Convention.

Los Angeles, Cal.-Officers of the citizen soldiery of the United States from all sections are in Los Angeles the chief topics on the program for for the convention of the National Guard association, which opened Monday. The California National Guard ment of its value as will decrease the and the people of this city have left rate of exchange between the United nothing undone that would assure a States and countries with a silver delightful time for the visitors. At standard. Sir Moreton Frewen, the the conclusion of the convention many English bimetallist; James J. Hill and of the members will go to Seattle where the authorities of the exposition have set aside a day to be known

treasurer of Yale university, been selected as treasurer of United States to succeed Charles H. Treat.

Eight Persons Hurt in Collision. Boone, Ia .- Tight persons were hurt, one fatally, when two interurban cars on the Fort Dodge, Des Moines & Southern crashed together head-on near here. Among the injured were: H. J. Brockman of St. Louis and Rob ert Felton of Gregory, S. D.

Hudson-Fulton Stamps Issued. Washington .- Fifty million postage stamps, issued by the post-office de-

partment in commemoration of the Hudson-Fulton celebration, were placed ters of the anti-foreign move on sale throughout the country.

he enjoyed an eighteen-mile ride Among the papers and documents through Ogden canyon and made his stop of the Cincinnati National league forlorn hope that missing relatives which Commander Peary turned over third address of the day at Lester to Gen. Thomas H. Hubbard in Maine park there.

In his address at Salt Lake he was

ment at Bar Harbor it is presumed CROWDS VIEW THE SHIPS. that the full context of the Peary charges will be made public in a few

Riverside Drive, Overlooking the River, Crowded All Day. Portland, Me .- A continuous ovation New York .--- The sailors of eight na-

greeted Commander Robert E. Peary tions-England, Germany, France, Itafrom the moment he entered the ly, Holland, Mexico, Argentina and the state at Vanceboro, the eastern terminal of the Maine Central railroad of New York Sunday, mingling with a democrat. He established the Se.

west. Beginning at noon, Riverside drive, CENSUS AGENTS TO BE NAMED which affords a magnificent view of

About 1,700 Will Receive Their Appointment Around January First comfortably crowded. -Must Pass Practical Test.

Washington.-Between sixteen and parade of Friday, October 1, when he died. enghteen hundred persons will both little pioneers, escorted by the be appointed as special agents of the census bureau about January 1

next, and a practical test of the qualifications of applicants for such positions will be given on November 3 next before the local board of civil division of the celebration. service examiners in every state in

The Omaha Indian Problem.

Washington. - Declaring that the The duties of such agents will be to Omaha Indian problem in Nebraska collect statistics for the next census has reached its critical period, when of manufactures, mines and quarries. As far as possible, it is desired to obthe Indian has to be transferred from a dependent ward of the government tain persons who have had college or to an independent citizen of the state, university courses in statistics or eco officials of the Bureau of Indian affairs nomics, or persons who have had ex announced that steps would be taken perience in the accounting departimmediately to place all the comments of manufacturing or other busipetent Omahas in complete possession of their lands and moneys to Applications will be accepted from which they are entitled. women, but the opportunity for their

To place all the non-competent Omahas in such condition, it is declared. would leave Nebraska with an Indian Goldfield, Nev .- The twelfth annual pauper problem on its hands and would simply transfer the whole Indisession of the American Mining conan problem from the nation to the gress opened here Monday with a state.

Omaha Street Car Strike.

discussion is the increasing use of Omaha.-The street railway company has offered terms upon which casket was lowered into the grave. it is willing to settle the strike, the same being recommended for acceptance by a committee of mayors from five cities and towns and that of the

city council of Omaha. It is probable the differences will soon be adjusted.

Many Refused Citizenship.

Washington. - Naturalization was refused to 2,067 aliens during the last by wireless telegraph state that the fiscal year, a material increase over the rejection of would-be United ive. Lava is rising fast and is now States citizens during the preceding only 100 feet from the rim of the year.

Plenty of Money, but Starved. Cincinnati, O .- When the body of Christopher Kuhn, aged 68, a cabinet maker, was discovered on Saturday evening in his squalid room, investigation showed that the man had been room were many thousands of dollars

The late Gov. Johnson.

grated from Sweden in 1853. He was United States-thronged the streets early a republican, but later became until he reached his home, the city of visitors from north, south, east and Peter Herald in 1885. He was elected to the state senate in 1898 in a re-

publican district. In 1902 Johnson was renominated the anchored armada, began to fill up for the senate, but was beaten by two rapidly and at 3 o'clock was again un- votes. Two years later he was nom-

inated by the democrats for governor The Half Moon and the Clermont and was elected after a bitter fight. lay quietly at their anchorages, where He was re-elected twice and was serthey will remain until the naval ving his third consecutive term when

The governor's body was removed light draft ships and followed by the to the State Capitol building at St. merchant fleet, again will sail up Paul and lay in state until the day of stream to Newburgh, where they will burial, which took place at St. Peter. be turned over to the Albany up-state | Before removal thousands of the people who had learned to love him almost as a brother, looked for the last time upon his friendly face.

Thursday the hands of loving friends carried the body to its last resting place and sorrowing hundreds followed the casket to the boyhood home.

At St. Peter the burial took place in the family lot in Green Hills cemetery in a grave adjoining that of his mother. The funeral cortege, escorted by state militia and representatives of state and civic organizations proceeded to the Presbyterian church where the body lay in state and was

viewed by hundreds of citizens of St. Peter for an hour and a half before the religious services were held. The funeral was attended by hundreds of distinguished men from Minnesota and other states.

Brief services were held at the cemetery and the local company of National guard fired a salute as the

Warning to Strikers.

Omaha-Sheriff Brailey of Douglas

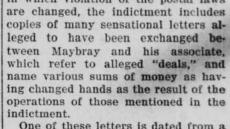
county, in a proclamation, has celled the attention of street car and other disturbers to the "Riot Act."

Hawaiian Volcano Active.

Honolulu. - Reports received here volcano Kialues is extraordinarily actcrater.

EX-NEBRASKAN ENDS LIFE. Edwin Fulton, Formerly of Nebraska City, Commits Suicide.

Kansas City .- Edwin Fulton, a well known insurance man, committed dead since September 6, when, ac- suicide at his home here Friday by cording to neighbors, he apparently shooting. He was overcome by heat died of starvation. Secreted in the while playing golf last July and his mind became affected. Mr. Fulton worth of securities and deeds to prop- was for many years state agent in erty. There were keys to a safety Missouri for a Massachusetts insurdeposit box in the City Hall bank and ance company. He was 15 years of a bank book showing he had on de- are and came here from Nebraska is preposterous and is due to a case posic over a thousand dollars. City, Neb.



One of these letters is dated from a New York hotel, and invites "Friend John," who it is alleged, is Maybray himself, to go to New York City, de-

claring. "I have a town across the river from New York in Jersey, a swell track and absolute protection. The sheriff and prosecutor and police they will be absolutely right."

Another letter cited is from Polk City, Ia., and signed F. R. Marts, enclosing \$1,000, "to apply as forfeit money on our deal pending."

Relief For Stranded Men.

Washington .- Stranded at Nome, Alaska, 100 American citizens will be brought back to Seattle, Wash., on a revenue cutter, Telegraphic orders went forward from Assistant Secretary of the Treasury Hill directing the deputy collector to customs at Seward, Alaska to have a revenue cutter proceed at once from Seward to Nome. there to take on board the 100 men and women who are in destitute condition.

Officials in Conflict.

Atlanta, Ga.-The clash between the state and federal authorities growing out of the trouble over the collection of internal revenue taxes in Dade county, came to a climax Friday in the arrest of H. A. Rucker, collector of internal revenue at Atlanta, Rucker was served with a warrant of arrest for contempt of the superior court of Georgia, but was later liberated on a bond of \$1,000.

Trouble for Spain.

Madrid .- It is generally believed here that the complications which have arisen between Spain and Mulai Hafid, the sultan of Morocco, are likely to result in a Spanish-Moroccan war.

Epidemic of Paralysis.

La Crosse, Wis .-- Country schools in three districts were closed and it is expected other district schools in La Crosse county will take the same action on account of an epidemic of infantile paralysis.

Sanatorium for Odd Fellows.

Seattle, Wash .- The sovereign grand lodge of Odd Fellows met to consider the subject of providing a sanatorium for victims of the order afflicted with tuberculosis.

Sued for \$200,000.

New York .- Theodore P. Shonts. former chairman of the Isthmian canal commission and now president of the Interborough-Metropolitan company of this city, has been sued for \$200,000 damages, according to the World, by Frederick F. Hipsch, New York manager for a Kentucky distillery. Mr. Shonts is charged with

having alienated Mrs. Hipsch's affec-

tions. Through Delancy Niccoll, his

attorney. Shonts declares that the suit

of mistaken identity.