REPLY NOT FRAMED HE HAS DONE HIS DUTY TIRED OF HIS JOB

RUSSIA TAKING HER TIME IN ANSWERING JAPAN'S NOTE.

PRIDE IS SHOWING ITSELF

STRONG MEN OF NATION OB JECT TO HUMBLE ATTITUDE.

Papers Attack the United States-Policy of Japan Explained by Minister. Diplomats Differ as to Outcome.

Japan will be ready.

Some of the strongest men in the empire are working to secure a successful termination of the difficulty, of the neogtiations, but they are meeting with opposition on the are acceptable to Japan do not preserve Russian pride.

The Listok says it expects the crisis to end in an understanding in regarding Korea.

the United States, considerable ammunition being wasted on the al leged decision to send the American Asiatic squadron to Yongampho on the Yalu river. These papers, nowever, learned today through the Associated Press that the squadrou's destination is Olongap in Subig bay.

M. Kurino, Japanese minister, believes that the unfortunte tone of the foreign dispatches including some from New York to London, tend to create irritation. He deprecates the attempt of the Russian press to "fig the flag of yellow peril," and says:

"The whole history of Japan sing the restoration shows her aim and purpose to take her place on the plane of European civilization and become a world of power, politically and commercially."

Japan is not so narrow as to advacate "Asia for the Asiatre."

The war minister's order to conwert twenty-seven reserve battalions into regular troops is robbed of significance so far as the present situation is concerned, the order having issued last February.

minster Gazette voices official and general opinion on the far eastern crisis, saying:

. "We believe the chances of peace than they have been for some weeks past."

The associated press learns that even Lord Lansdowne, who has been consistently pessimistic, yesterday took a hopeful view of the situation. and expressed the belief that war would be averted. His opinion was based on the conditions outlined in these dispatches yesterday, namely that Russia is willing to concede practically all Japan's demands, but make a treaty with Japan recogniz ing in black and white China's sov ere gnty over Manchuria.

Discussing this, however, Baton Hayashi, the Japanese minister to Great Britain, maintains a pessi mistic view. He declared emphati cally that Japan would rather bight than forego, an actual treaty and the admission by Russia of China's sovereignty over Manchuria.

The diplomats here though differing in views as to the outcome, agree that the dispute is not likely to be settled without another depressing period, which is experted to occur when the war party in after the receipt of the pending Russian reply, against any settlement except by recourse to arms.

"The news received here from Japan

to come. " diminished The forth coming Rus, ammously passed. sian not will, it is believed, hold out considerable concessions, but it is scarcely expected that a complete settlement of the great issue between council took action that will, in all Russia and Japan will be at once reached, and much further correst for the remainder of the present his government would reject any pondence is looked for.

An Agent of the Crooks.

stolen property by night, is the senger train near Fowler last sum-Charles F. Stout, who has conducted was fatally injured. Devine was seua fashionable ticket office in the was a tramp and was found within Kaisernof botel. Stout has been are 150 yards of where the wreck occurred, rested on the confession of a burglar apparently asleep and declared that who declares that he s ld his stolen he had bee sleeping there for some

PEABODY COMMENDED BY FEDERAL COURT.

Refuses to Interfere, and Says State is to Be Congratulated on Having Executive Who Enforces the Law.

DENVER, Col., Jan. 21 -Judge Moses Hallett in the United States district court yesterday, after c nsideration of the Sperman Parker habeas corpus case against the military authorities of Colorado, an-ST. PETERSBURG, Jan. 21 .- The nounced that his court was without soreign office does not offer any indi- jurisdiction in the case. Parker is a cation of when the Russian reply to union miner of Cripple Creek who is held in the military prison without a warrant. In his opinion Judge Hal-

"In times of turbulence and when the main feature being a breakdown there is a probability of violence, discretion may be exercised on the part of the authorities in no ding ground that the propositions which prisoners without bail, and to hold them in custody until reasonable investigation has been made.

"The governor, as executive of the state, is authorized and required to the form of a treaty supplementary enforce the law, and if in doing so to the Russo-Japanese convention he finds it necessary to call out the militia and use the power of the The papers are still disposed to state he should do so. The matter seek pretexts to attack the action of of how the state should enforce the ability of his position and to be willto state. The supreme court of the United States has decided that when the authorities of the state are engaged in the execution of helaws agreeing to punish the leaders of of the state the courts of the United States have no authority to set them assassination of King Alexander and

Judge Hallett cited a number of cases in which this rule was set forth.

In coccluding Judge Hallett says: "The people of the state are to be congratulated on having a governor who will not interfere with him in the execution of his duties."

Refuses To Budge

LONDON, Jan. 21.—The Peking correspondent of the Times declares in a dispatch that Japan's latest Macedonian outbreak in the spring. note is stronger in tones than the The internal condition of Servia is preceeding one and that she will alarming. Outside the towns life neither yield her moderate stand- and property are insecure. The point nor accept the mediation of roads are infested with brigands. third power. Not only to the Japanese but to the American and British director of the colonial department ministers, the correspondent contin- of the foreign office in the reichsag ues, has China given satisfactory as- made a full exposure of the govern-LONDON, Jan. 21.-The West surances of her intention to maintain ment's information about the Herestrict neutrality in accordance with res rising. He said the rising of the Lord Landsdown's advice.

ing appear to be paving the way to and 10th of January, but at the same are at this moment more favorble explain the Russian tract in the time came the first news of the movenegotiations with Japan, and in all ment in central southwest Africa. A the capitals of Europe opinion now telegram arrived January 11 from inclines to a peaceful issue in the far | Windhoek saying that Okahan ija had

reports that a lengthy conference of The government immediately dislearned that Mr. Kurino, Japanese known how far it got. The relief of minister at St. Petersburg, has sent Otymbingue, a mission station south in a confidential report in which he of Windhoek, which was also occuthat she cannot see her way clear to says that at a recent secret meeting pied by natives, was attempted from of the Russian grand dukes and Karibib, and forces been sent to proministers War Minister Kuropatkin | tect the railroad station at Karibib, and some of his colleagues declared in favor of peace.

Russian batallions of infantry, 10gether with cavalry and artillery. have been dispatched to the Yalu river. He metions also an unconfimed report that Japan has landed troops in southern Korea.

To Meet on May 18.

LINCOLN, Neb,. Jan. 21 - Nebraska republicans will hold one state the United States with Columbia convention this year. The date was and Panama, covering the period Japan raises its inevitable objections fixed by the state central committee from December 23, 1903, to January May 18, at Lincoln. As additional 6, last. work for the convention, the committee authorized to nominate part of Colombia was presented to ST. PETERSBURG, Jan. 21 .- A candidate for United States senator the state department by General disptch from Vladivostock says: and recommended that in all county Reyes December 23 Reyes says that conventions held previously to the the course of the United States had has dispelled the fears of war. Peace, state convention the subject of the worked a deep injury to Col mbia apparently, is assured for a long time state senatorship be given fair consideration when selecting delegates WASHINGTON, Jan. 22 -Acting and that the nominees of such con-Secretary of State Loomis has receive ventions for legislative offices be ed cable advices from United States pledged to stand by the action of embassies at two of the foreign capi- the state convention. A resolution tals, both stating in substance that indersing President Roosevelt for re- lous phases of the questions at issue, the situation as to the far east is comination and at the same time more reassuring and the chances for declaring in favor of John L. Weoster war between Russia and Japan have of Omaha for vice president was un-

New Ordinance Fatal

CHICAGO, Jan. 21 -The city propability, result in the closing of nearly ail of the theaters in Chicago theatrical season.

Sent To Prison For Life.

CHICAGO, Jan. 22 -A prosperous LA JUNTA, Colo., Jan. 21 -John ticket broker in a fashionable botel Devine was convicted in the district by day, and a general receiver of court of wiecking the Santa Fe pischaracter given by the police to mer, when Engineer John Walker property to him. the broker was time, not being disturbed by the Senator Smooth property to him. The broker was time, not being disturbed by the senator smooth property to him. noise of the wreck.

KING PETER OF SERVIA WILL ING TO ABDICATE.

COUNTRY IN AN UPROAR

READY TO ADMIT POSITION HAS BECOME UNTENABLE.

Conspirators Making Threats Further Mischi-t-Rising in Southwest Africa Colonies Alarms Germany.

VIENNA, Jan. 19, .- King Peter of Servia according to a report from Cetinje Montenegro published by the Neues Weiner Journal, is prepared to voluntarily renounce the throne and allow the powers to nominate his successor.

The prince of Montenegro is said to have received a mandate from Russia to clear up the precarious situation in Servia and King Peter is alleged to have recognized the untenlaw is not for the federal government ing to abdicate. His successor, it is added, will only be permitted to ascend the throne conditionally, on his the conspiracy which resulted in the Queen Draga removing all those who were directly or indirectly concerned in the regicides.

> The statement published by the Neues Weiner Journal is not infirmed but all reports indicate, toat affairs in Servia are steadily growing worse and that they are causing the great-The Servia conspirators are said to be openly threatening to take revenge on Europe by joining in the expected

BERLIN, Jan. 19.-Dr. Steubel Bendezwarts tribesmen had unques-The German newspapers this morn- tionably been ended between the 6th been occupied by natives and that In a dispatch from Tokio the cor- telegraphic connections with Windrespondent there of the Daily Mail hoek and Swakopmund was cut off. the Japanese cabinet was held Tues- patched a relief column by railroad day. The correspondent says he has from Swakopmund, but it is not which has been placed in a defensive position. One German post in the The Port Arthur correspondent of northern portion of the Hereros territhe Daily Mail declares that eleven tory was also beseiged. The natives had secured tropical uniforms from a shop at Johann Albrechtshohe, which the had plundered.

Can Do No More.

WASHINGTON, Jan. 20 .- President Roosevelt transmitted to the senate yesterday additional correspondence touching the relations of

A statement of grievances on the and he cited the treaty of 1846 as showing that the independence and sovereignty of Colombia was to be mai tained intact between the two governments.

Reyes deals minutely with the vara d discussing the rejection of the Hay-Herran treaty by Colombia, be expressed the conviction that the treaty would have been approved "with amendments that would probably have been acceptable to the United States had not the American minister at Bogota repeatedly declared in the most positive manner that amendments that might be offered."

Smoot Files His Reply.

WASHINGTON, Jan. 20 -Senator Smoot has filed with the committees on privileges and elections his second reply to the presentation made by Attorney Tayler The reply follows the lines of argument made by the attorneys for Mr. Smoot in the hearing before the committee Saturday last and places on record detailed denials of assertions made by Mr. Tayler. Senator Smoot will without a doubt AMAZES THE JURY.

Facts Brought Out at Iroquois Inquest Are Astounding.

Chicago correspondence: From the instant when it was known missions before the coroner's jury. The that men, women and children were lack of knowledge on the part of Com-

dying inside the Iroquois Theater, which missioner Williams regarding the construction of the building and its equiphad been widely advertised as being ment was only equaled by his frank adabsolutely fireproof. people began to ask ulations of the building ordinance. He even asserted he had not been familiar who was to blame and the Mayor apwith the theater laws until he had made pointed an investirecords of the building commissioner's gating committee almost before the fire was extinguished. A of adequate notes. thorough examina tion of the building was made and criminal carelessness seemed apparent at almost every turn. The fire escape exits were hidden with hangings, there was

no means of opening

the doors, there THE FATAL LIGHT. were no ladders that could be used when the escapes were once reached, the persons responsible for the care of the scenery during the play were absent from their posts, the asbestos curtain was made of exceedingly flimsy material-so flimsy, in fact, that it would probably have been little protection had it been entirely lowered, there were no sprinklers, there was no due over the stage to create a draft away from the auditorium should a fire start, the skylights were nailed down, the

building ordinances had been repeatedly violated in placing chairs and in narrowing the aisles far under the limit, and there were many other things of like On the first floor, the exits to be used in case of emergency were not only shut but bolted, and evidence of neglect and son.

evasion were visible in all parts of the theater. And this in a playhouse which has been called the very best in the country. As soon as it seemed probable that the horror could have been averted but for a neglect of duty, twenty men were arrested on the charge of manslaughter. They included stage hands, stage manager, electrician, carpenters and several actors, the last named being connected of the progress of the work which the in a criminal way because of things they inspector wrote in a book and which did while the fire was in progress. Subsequently Will J. Davis and Harry J. Powers, resident managers of the Iroquois, were taken into custody on the same charge, and released under \$10,000 |

Members of the coroner's jury and the officials of the Iroquois inquest have been astounded by the evidence of utter incompetence, criminal neglect and proof of violation of existing laws for the protection of human life brought out during the examination of witnesses. Robert E. Murray, engineer of the theater building. in effect told the jury that the possibility of fire or panic in the new playhouse had never been considered by the management so far as the taking of precau- ed the floor to be laid on the changed

No arrangements had been made and no instructions given for the protection of patrons of the theater. The evidence showed that there were four standpipes in the building, but only a single fifty- its equipment. foot piece of hose; there were exits, but they were not marked; there was no fire alarm box on the premises and ventilators were in working order, but nobody operated them. Murray did not know whose business it was to operate safeguards of human life with which the theater was equipped. Knowledge of how to work the fastenings was necessary,

he swore, to open the exits. The witness told one long story of pitiful neglect. At a dozen points in his testimony those who heard it were struck with the fact that one man with a thorough understanding of his business in charge of the employes of the theater. including the engineer, would have made the playhouse a safe place for public attendance. His testimony was the first expert testimony concerning the inner workings of the theater force that had aisles. been submitted.

Gates of Death,

George Dusenberry, superintendent of the auditorium of the Iroquois Theater. admitted on the witness stand there was utter lack of discipline at the theater. and he divulged that at least one exit was locked, that two iron gates across stairways were closed and that there was uo way for people to distinguish exits.

A double set of iron gates at the turn in the great marble staircase, near where the dead were found piled a dozen deep. held back the fleeing audience and reduced by half the avenues of escape Heavy padlocks kept the gates in place. These gates are not provided for in the plans of the structure filed with the building department and were put up without a permit from the authorities. They do not appear in any of the re-

Superintendent Dusenberry was under acknowledged that he kept in his pos session the only keys to certain balcony doors and gates. Before he left the witness stand his information had tended greatly to clear away the situation that existed in the theater previous to the fire. On his testimony that city building inspectors regularly visited the theater, and that Inspector William Curran was in fire, a subpoena was issued for Curran. to open was issued.

Curran is the building inspector who | Chairman Mayor was asked why a the fire and pronounced everything in found for the building department to alorder. He told the coroner he had no low for enough inspectors to inspect the Omaha. real business there and had just dropped aters frequently, and prevent such vioin. In fact, the most rigid examination lations of the ordinances as made the 'ailed to discover exactly where the inspector did have business.

He showed ignorance of the most ordipary duties of his office. He was equally uncertain in regard to the responsibilied to having been on the pay roll sixteen | handling of the few men there. The story cut of the last eighteen years.

GOES TO ST. LOUIS.

Democratic National Convention Will Meet on July 6.

The next Democratic national convention will meet in St. Louis on Wednesday, July 6. The world's fair city won the prize, when the national committee. in session at Washington, on the second ballot, by a vote of 28 to 21, decided against Chicago. On this ballot all of and will drop. the New York votes but one went to St. avor of the latter city.

Humorous News Items.

made after the jury had heard Building

Commissioner Williams and two of his

subordinates give testimony that showed

Panama sleeps as soundly as a man with a big dog in his yard.

stop sliding down the map.

tragedy at the Iroquois possible.

amazed the jurors.

Eggs cannot be classed as mere luxnries now. They are tantalizing dreams.

drop curtains in Chicago will be fireproof | the man's life.

Whatever Weyler's reasons were for ouis, thus deciding the contest in not invading the United States, they were good one .

NEBRASKA NOTES

Building Commissioner Williams, Dep-

uty Commissioner Stanhope and Inspec-

tor William Curran indicted the building

department for gross inefficiency, negli-

gence and ignorance in their frank ad-

study of them after the fire. The

office, by his admissions, consist not even

for the safety of the public.

inspectors reported to no one in particu-

No inspections of theaters as to over-

crowding and the handling of the crowds

according to the ordinances, or as to fire

the witnesses that any inspection of the

theaters was voluntary with the inspec-

tors, and the inference from the testi-

to see the show than for any other rea-

Here are some of the striking facts de-

veloped by the testimony of Commis-

The reports made by Inspector Laugh-

lin during the building of the Iroquois

Theater consisted in brief memoranda

Commissioner Williams never looked at

The final report on the building, made

Although Williams became head of the

building department when the foundation

piles of the building were being driven,

he never saw the plans of the building

and knew nothing of whether the build-

ing conformed to those plans, except in

In this instance Laughlin reported that

particular piece of work Williams allow-

When Assistant Stanhope asked Laugh-

aters were made by Williams and in a

made for the safeguarding of patrons.

til after the Iroquois fire.

quois disaster.

Williams had not read the building

The commissioner made a report to

Mayor Harrison that nearly every thea-

ter in Chicago was violating the ordi-

nances, but no action towards closing the

buildings was taken until after the Iro-

Cross-examined by Assistant State's

Attorney Barnes, Williams admitted that

he had failed to perform nearly every

Mayor Called as Witness.

Mayor Harrison and Alderman Wil-

iam Mayor, chairman of the Council

finance committee, were called as wit-

nesses at the Iroquois fire inquest. The

Mayor was asked why, after receiving

from Building Inspector George Wil-

liams a report that practically every the-

ater in Chicago was unsafe, he did not

revoke their amusement licenses and com-

pel them to make the changes required

by the ordinances. He was asked, fur-

ther, why, knowing that other theaters

enough money to employ assistants.

ordinances as they concern theaters un-

one assigned to that work.

the day before it opened, consisted in a

Curran:

allowed to do much as they pleased.

Charles Wilson, of Nebraska City, is dead at the age of 26 of typhoid fever. Jesse Lemon and Miss Hi da Halli rom have been matried at Nebraska missions of ignorance regarding the stip- City.

George D Arnelt and Miss Martha Hicks, of Fremont were married Thursday.

The funeral of Fred Patch, of Bassett, took pace yesterday. He was a son of County Treasurer C. H. Patch.

Mr. Williams acknowledged that he had never received an official detailed re-The citizens of Holdrege have voted port of the inspection of the Iroquois 19,000 bonds for the purpose of improv-Theater and never had made an inspecing their water system, and putting ion of the completed theater himself. Allown new wels. though the entire theater had been erect-

ed, with the exception of driving the Burlington officials are at Nebraska piles, since Mr. Williams' appointment City laying plans for protecting the by Mayor Harrison he admitted he had bridge against possible high water never examined the plans of the buildthis spring.

According to his own testimony, the Grace Barnes, the 15-year-old dauhead of the building department did not ghter of Henry Barnes, of Sterling, ask a single question in regard to the las been sent to the reform school for structure or its equipment or appliances giris at Geneva.

It was brought out that the eighteen Walter S. Crow, an Adams county pioneer farmer died of blood po.son, lar and that they were not instructed as esuiting rom a wound from a hay to their duties. They were assigned to certain territories, it seemed, and were kulle, age 6). Sheriff Hatcher, of Norton county,

kan, arrested Geo. Callaway of Wilsonville for the murder of J. W. Shewequipment or provisions for exits, were make on January 12. made in a regular way. It was said by

Mrs. J hn Terhune, of Beatrice, is lead, aged 26, after two week's of illness from blood poisoning She leaves a husband and five children.

mony was that the inspectors went more Justice Archer, of Plattsmouth, ined J. Forrest Marston \$50 for illegaly soliciting life insurance. Not havsioner Williams, Assistant Commissioner | ing the price he will board it out in Leon E. Stanhope and Inspector William | iail.

> Harms Huls, a German farmer lear Beatrice, was thrown from his buggy in a runaway yesterday and severe yout about the head. His condition is ser ous.

There were fifty-two accessions to Christian church during he revival verbal statement made by Laughlin to meetings under the direction of Le Williams that "the Iroquois is O. K." | Forrest Austin at Humboldt, The meetings have clos d.

George L. Farley and M ss May Baird were married at Plattsmouth luesday evening. The groom is the proprietor and publisher of the Plattsmouth Evening News.

In the presence of only relatives, the plans of the stage floor were being changed, and after inspection of that of the contracting parties Werner Schupbach and Miss Hattle Eaker. were married at the home of the bride at Columbus Tuesday evening.

Williams accepted Laughlin's verbal report or "O. K." without questioning A large attendance is anticipated at the inspector about fire appliances, exits the meeting of the co-oporative Grain or any other portion of the building or and Live Stock association at Lincoln After the building was opened there Thursday. H. H. Carr, of Chicago, was no further inspection of it by any will be the orator of the occasion.

Several car loads of iron and steel An examination of the building after the fire showed that one aisle on the have been received at Ord for the main floor had been filled with seats. new bridge across the North Loup. An eastern contractor has the conlin about it the inspector said that the tract and work wal begin about Febaisle was there when the theater opened. There is no systematic inspection of ruary 1.

the downtown theaters. Certain of the A movement has been started by inspectors and other attaches of the office former Chef McAvoy of t e Lindell visited the theaters on their own time, Lotel at Lincoln, which contemplates but never made any reports of what they found as regards crowding except in rare the leasing of that host enry and conducting it upon the co-operative plan Spasmodic attempts to inspect the thefor students.

few instances managers were compelled The tuneral of the late Frank Dickto find seats for crowds standing in the son was held at Plattsmouth yesterday conducted by the Rev. J. T. saire of Williams did not know until after the the First Presbyter an church. It fire that the Iroquois Theater was violatwas largely attended. He haves a ing nearly every one of the ordinances wife and four sons.

> Deputy assessors in Sarpy county have been appointed as iollows: Papullion, Emil Grotne; Springtie d, John Rishing; Richland, John Munster; Bellevue, Edward Gow; Fairview, A. . Reis; Forrest City, James Fox; La Platte, E. N. Upjohn.

The A. H. Gilmore & Sons department store at Auburn has been moved duty required of him by the ordinance. into the new Gi more-Armstrong He pleaded too much work and not building and will be consolidated with the Armstrong stock and a corporation organized to be known as the Gilmore-Armstrong company.

> The Commercial club of Auburn has taken up the matter of a nev depot with the officers of the Mi-souri Pacific, and has received as urance that a building commensurate with the business done and the progress of the city will in all probability soon be erected.

Dr. Hugo E. Nelson and Celia M. had evaded the building ordinances, he Schofiel were married at the home the auditorium, supposedly in his offi- did not require a report of conditions at of the bride in Tilden. The groom cial capacity, a few minutes before the the Iroquois before the permit allowing it served as captain in the Third Nebraska during the Spanish-American war visited the Iroquois Theater just before sufficient amount of money had not been and afterwards completed a course at he Creighton medical college in

County Superintendent Dill has an nounced that the Johnson county in-The request for these witnesses was stitute wil be held at Tecumseh, beginning June 6. Among the instructors will be Dr. G. E. Conda of the ties of other employes of the department. the inadequacy of the inspection depart- State university, Professor C. N. Anin the face of his testimony he confess | ment of that office, and the inefficient | derson of Tecumseh and Miss Lizzie Haas a prominent educator in Iowa.

> Franz Krueger, a farm hand of some what unsound mentality committed suicide at Hooper, by taking strychnine. While at the Northwestern Russia should take off its skates and | railroad sta ion he fell to the floor in c nvuisions and expired in a few moments, notwithstanding the attendance of a physician who made an Hereafter, it is believed, the fireproof injection with the object of saving

The Fireman's Convention was given to Columbus by a vote of 177 to 116 over Grand Island.