

NINETEENTH YEAR.

A BLOW AT THE WHISKY TRUST.

It is Struck by the Corporation of Nebraska City.

WEST POINT'S PROSPERITY.

Peculiar Methods of a Prosecuting Attorney—A Farmers' Goal Fortune—Gossip From Fort R. Binson.

War on the Trust.

NEBRASKA CITY, Dec. 29.—[Special to The Herald.]—The papers in the proposed suit against the Nebraska distilling company to be brought under the anti-trust law passed by the last legislature have been prepared by Hon. J. C. Watson and forwarded to Attorney General Leese to be filed in the supreme court, and a strong effort will be made to bring the case to an immediate trial.

The suit is brought ostensibly to test the new law, but practically it is initiated in the direct interest of Nebraska City by Mr. Watson upon the request of the citizens to see whether the large pile of useless brick in Nebraska City, owned by the distillery trust, can not be made of some use to the city.

The papers in the suit are of great length and cover every point in the case. It alleges that the Nebraska distilling company of Nebraska City is a corporation duly organized under the laws of the state for the purpose of carrying on the business of manufacturing and sale of alcohol spirits and other liquors; that for the purpose of establishing and maintaining a monopoly of the business, the defendant on or about the 1st day of July, 1888, combined, confederated and agreed with the defendant, S. J. Binson, to cause the company of Omaha, and with other companies in other states, and organized what is commonly called the whisky trust, under control of a board of trustees, who can regulate as will the production, sale, distribution, export and other spirits in Nebraska and in the United States, and has done arbitrarily limit and diminish said production and increase said price, and that by entering into said agreement the defendant violated the law and abused its powers, and so has forfeited the charter and become liable to be dissolved.

From the second to the ninth count in the cause of action the paper avers that by the aforesaid agreement the defendant committed an ultra vires and transcended its charter powers and usurped and exercised a privilege not conferred upon it by law; that the defendant has violated the law by uniting with other distillers suspended business, but is still sharing in the losses and profits, and is controlling the board of trustees contrary to the provisions of section 8 of the act under which it was created a corporation; that for past year defendant has failed to make a report to the board of trustees required by the laws of Nebraska, and since July, 1888, not manufactured or sold any alcohol, etc., and still fails to do any business; that the defendant has established and maintaining a monopoly of the manufacture and sale of alcohol, and of controlling the market and distilling the same, and enhancing the price of alcohol, etc., and said defendant has continued in such unlawful conduct since July, 1888, and more, plaintiff prays judgment, that the defendant be dissolved, its charter vacated and its corporate existence annulled, that the board of trustees be dissolved and that a receiver of its property be appointed and the property of said defendant be sold as under a mortgage foreclosure by the receiver, and that the proceeds of sale be brought into court by such receiver and paid into the common school fund of Nebraska City or into the treasury of the state of Nebraska, and for such other or different relief as equity may require.

The suit will be entered by the attorney general, who will be assisted in the prosecution by Watson & Scofield of this city in behalf of Nebraska City.

Working For a Jury.

Slow Work in the Holyoke White Cap Case.

HOLTONE, Col., Dec. 29.—[Special Telegram to The Herald.]—No progress was made yesterday in the evidence in the White Cap case. The court took additional evidence last night as to the corruption of Juror Peterson, and on the convening of court this morning ordered the juror against whom a writ of habeas corpus had been granted to be discharged from the case and ordered the eleven remaining jurors already sworn to try the case to remain as they were in the jury box, and said that the defendant should be entitled to exercise challenges upon them again, and further said that each side would be placed in the original position as to challenges, seven jurors being already in the box to be sworn to on trial. Defendant's attorney counsel filed a motion for dismissal upon the ground of the jeopardy of claiming that a jury had been sworn to try the case and evidence taken a whole day, and that there would be a retrial of the case if the jury were discharged, and that all the court could do after it had dismissed Juror Peterson was to dismiss the case. After extended argument by both sides the court held that the holding that the defendant had not been discharged from the case and that the case would be retried. Defendant's attorney then filed a motion for a change of venue based upon the grounds of prejudice of the inhabitants of the county of Phillips against them, and that they could not have a fair trial. This motion was overruled by the court because it was not filed in the appointed time and because the court had already ordered a writ of habeas corpus to enter a change of venue. The court then ordered an open view of thirteen jurors returnable Monday morning to examine the eleven jurors already in the box for cause. The jurors all stated that they could try the case and render a verdict the same as if they had not been sworn to try the case previous. The defendant's counsel moved to dismiss the eleven jurors and their names were not drawn one at a time by chance. The court held that this had been done when they were sworn to on Monday. The court adjourned to 9 a. m. Monday.

Tippeco Tip's Treachery.

ZANESBORO, Dec. 29.—The consular court has heard the evidence of Stanley and Honey in the Emin relief committee action against Tippeco Tib. They testified that Tippeco Tib broke his contract with the view of obtaining all the stores and ammunition belonging to the expedition, and that Tippeco Tib's nephew ordered some natives who were trying to re-visitual the expedition, thus causing a high rate of mortality among Stanley's followers. They also accuse Tippeco Tib of the murder of a man named in January, 1888, with the ulterior object of deserting Stanley. The court ordered Tippeco Tib's agent to retain the \$10,000 damages claimed by the relief committee.

Found Frozen.

LAWRENCE, Mass., Dec. 29.—Today the body of Miss Sarah Nichols was found frozen in the ice of the Merrimack river. Miss Nichols disappeared from Lowell, Christmas eve. She resided in Heliwig street, and was recently awarded out of \$1,000 by Charles Metcalf, to whom she had a loan time been engaged. This caused despondency and led to her suicide.

Ready for Business.

NEW YORK, Dec. 29.—Two special senate committees arrived here tonight and will begin tomorrow. One has been appointed to look into our trade with Canada. The other will examine witnesses regarding the exportation and consumption of beef.

THE CLEARANCE RECORD.

Financial Transactions of the Country for the Past Week.

Boston, Dec. 28.—[Special Telegram to The Herald.]—The following table, compiled from special dispatches to the Boston Post from the managers of leading clearing houses of the United States and Canada, shows the gross exchanges for the week ending December 28, with the percentage of increase and decrease compared with the corresponding week in 1888.

Table with columns: CITIES, CLEARINGS, PERCENTAGE INCREASE/DECREASE. Lists cities like New York, Boston, Philadelphia, etc., with their respective clearing values and percentage changes.

MORE LONDON SCANDALS.

Society Circles About to Receive Another Big Shock.

London, Dec. 29.—[New York Herald Cable-Special to The Herald.]—Another scandal, another great scandal, will be public talk in London in a few days, perhaps tomorrow, because coming out after months of quiet gossip in the clubs. The subject of the scandal is a well known journalist and society man. He writes well, has made fame, attends big banquets, furnishes the principal society gossip for the London World, and is author of a column entitled "Celebrities at Home." He is also the right-hand man of Augustus Harris of the Drury Lane theater, and arranges his social functions and his artistic meetings, as he is known to the leading literary, artistic and dramatic people of London.

ON IN EARNEST.

The Great Northwestern Passenger Rate War.

ST. PAUL, Minn., Dec. 29.—[Special Telegram to The Herald.]—The great northwestern passenger rate war began yesterday by the Burlington & Northern. It is in earnest. The Chicago, St. Paul, Minneapolis & Omaha line announced today that it would begin selling first class tickets to Chicago for \$19 and second class for \$7. The Omaha line printed and posted its notices today in order to be ready to meet the cut on January 1. Leading railroad men predict that all the Chicago lines will be in the light in a week and that first class tickets can soon be bought for less than 50.

Into the Fray.

KANSAS CITY, Mo., Dec. 29.—[Special Telegram to The Herald.]—The general agent of the Chicago, Milwaukee & St. Paul here received notice to make a reduction of \$2.50 in the first class rate to Chicago and \$2.00 in the second class rate to that city. This is done to offset the reported Burlington & Northern cut of \$3.00 on the Chicago route. Of course the announcement of this cut in the southwest will bring all other roads into the fray and a general reduction is imminent. The Milwaukee offers the best rates to the west, and a general demoralization broke up the Chicago rates and rendered a verdict new time for the retaliation. There is no telling what will come of the trouble as regards western and southwestern rates.

TO FURNISH INFORMATION.

The Great Work of the Civil Service Reform Commission.

BUFAPO, N. Y., Dec. 29.—Sherman S. Rogers, the local member of the committee of five appointed recently by the national civil service reform league to examine into the management of the federal civil service, today says: "It was hardly contemplated that any important action would be taken by the committee until the first part of the coming year. The general scheme of the movement, as continued, is for the purpose of furnishing information of every kind tending to show the people the character of the civil service reform. We will continue to find some things which need correction, and expect to find much to attest the fact that civil service reform is highly beneficial in its nature to the public at large. As soon as the people understand this, it is our expectation they will not allow the movement to be crippled for want of sustaining its status. They will provide for it the sinews of war."

Steamship Arrivals.

At New York—Arrived on the 28.—The Aller, from Bremen and Southampton; the Wisconsin, from Liverpool and Queenstown; the State of Alabama, from Glasgow; the Etruria, from Liverpool.

The Venaua, from Rotterdam, arrived without the Umbria, from New York, at Queenstown; the City of Berlin, from New York; the Persia, from New York.

Off the Lizard: The Pennsylvania, from New York, at Antwerp.

Sailed from Liverpool: The Normandie, from Havre, for New York; the Regina, from Havre, for New York.

THE TARIFF A LOCAL ISSUE.

Hancock's Maxim Imposing the Ways and Means Committee.

TELLING THE OLD STORIES.

Advocates of High Protection Bring no New Facts to Light—Fraudulent Entry Patent—Western Congressmen.

WASHINGTON BUROU THE OMAHA HERALD.

The committee on ways and means is hearing again the same old stories it has heard so often concerning the necessity of protection for the industries of this country, but in its hearings so far has not learned one new fact or revealed a single new idea. The result is only to demonstrate how decidedly right General Hancock was in defining the tariff to be a local issue. The same men have appeared and have made the same speeches they made two and four and eight and twelve years ago and the committee will report the same bill that it reported by the republican minority at the last session of congress, keeping to the old story of increasing the duties on sugar and reducing the revenue from \$40,000,000 to \$30,000,000 by taxing the duty off that and removing the internal revenue taxes from tobacco, fruit, berries and alcohol used in the arts. An attempt will be made to pass what is known as the "Howitt act," which provides for the establishment of a custom service, and the "Aldrich bill" to prevent undervaluations in the appraisement of merchandise, neither of them being political measures.

ANOTHER ANARCHIST PETITION.

I hear that a monster petition is coming into congress signed by people in all parts of the country asking for the passage of a law prohibiting the sale of arms for the purpose of carrying out the purposes of any military or political organization that are intended to be a menace to the peace and well-being of the country. This means anarchists and socialists, and the prohibition of the sale of arms by such organizations of firearms or ammunition. This means anarchists and socialists. The petition avers that there are in the city of New York not less than twenty-five thousand and in Chicago not less than three thousand new who are organized, equipped and in military training for the purpose of forcibly resisting the laws and destroying property, and that they are spreading pernicious and dangerous doctrines among the people, and that it is necessary to have no heed of any such petition from Chicago or the west being received.

Mrs. Harrison made her first appearance in public since her husband's death.

Mrs. Harrison made her first appearance in public since her husband's death at a dinner given to the porcellaniers of Washington by the Christmas club on Saturday afternoon, and with her daughter remained at home to entertain the guests. Her husband and the "Punch and Judy" show that followed. Mrs. Harrison was not in mourning, but in a few days she will wear black silk. Her husband, who was in colors, Baby Maffee would have enjoyed the festival, for about two thousand people gathered in the city to see the show. The president returned at night from his voyage down the river. He saw where his ancestors used to live, heard the old stories, but did not kill any ducks.

WESTERN CONGRESSIONAL ASSOCIATION.

Within the last few days the glass panel in the front door of the old mansion of Adolphus Beckwith, on the corner of Broadway and the Shoreham hotel for several years and adjoins the Shoreham hotel on the north, has been ornamented with a second in gilt letters spelling out the word "Association." This appears to be the result of the enterprise of Congressman Carter of Montana, who has already gained here the reputation of being a reformer in the country of being a reformer. He conceived the idea of forming an organization of northwestern congressmen, and he has succeeded in a concerted action for the benefit of that section, and upon consultation it was decided to enlarge its scope and make it wide enough to include all the states and territories west of the Mississippi, regardless of age, politics or previous condition of servitude. So the committee has been organized, and reports of it in a three-story house with fourteen large rooms. The officers are: President, Senator Stewart of Nevada; vice president, Representative H. C. Smith of North Dakota; secretary, Representative Thomas H. Carter of Montana; treasurer, Delegate Carter of Wyoming.

Justice Miller of the supreme court, who is a member of the association, presided at that which took place at a place on the avenue here. Chamberlain, who is sitting opposite us, can, if he will, put on the apron himself. On the contrary, he has a guarantee to allow the imperial family the term of two years within which to dispose of its property. The Brazilian minister and Captain Maurity, delegate to the maritime congress, who was present when the Associate press reporter called to see the minister, declared that his firm belief that the republic was a sure thing was a question. Reports of trouble, they said, were all hatched up in Lisbon by enemies of the republic. With respect to the matter of the republic, other congressmen had petitioned their governments for protection against the decree of the provisional government, Valente and Santos said. They said that they had a full understanding of the intention of the government's decree issued, which declared all foreigners proclaimed within the country as enemies of the monarchy. This feeling apparently is due to a considerable extent to the supposed attempt at interference on the part of European governments with Brazil's national affairs. Even those Brazilians who were formerly devoted to the monarchy and for some time were not friendly to the new government are now strong advocates of the republic.

Cheers for the Queen.

Bombay, Dec. 29.—The native congress at the final meeting confirmed the resolutions previously adopted and appointed a committee to press its views on the English people. The Mohammedan delegates asked time to consult their co-religionists on certain questions. It was decided to hold the next congress in Bengal in 1890. The delegates separated with cheers for the queen. They are all in the Indian matter, parliament at the earliest possible moment.

A Firmness in Frilly Hured.

Huron, S. D., Dec. 29.—[Special Telegram to The Herald.]—Peter Ramussen, living near Troopia, in the eastern part of the county, while hunting yesterday was terribly injured by the accidental discharge of a gun. The lead entered his mouth, cutting away a portion of the tongue, breaking the jaw and chinking bone, and tearing out the eye, making a wound that may prove fatal.

Robert Garrett's Health.

Baltimore, Dec. 29.—Mr. Robert Garrett is in very poor health. At times he is very much depressed, and occasionally becomes very excited. He is still at his country home, "Uplands," near Catonsville. His friends have not been encouraged by the reports from physicians, and he has been unable to get on for two years.

THE FACE THAT KILLS.

A Promising Young Chicagoan Ruined by Wine and Women.

CHICAGO, Dec. 29.—A sensation was caused at the Palmer house last evening by the arrest of one of the guests, Frank Andrews, the proprietor of the C. H. Strong company, 135 Madison street. Andrews is now in the insane department of the detention hospital awaiting his examination tomorrow before the insane court. His sister sorrowed out the worst of which he was arrested.

Andrews is one of the best known "about town" men in the city, and who Deputy Sheriff Glasgow and Detective Ryan walked him through the Palmer hotel—last evening the place was buzzing with excitement. The unfortunate owns the company which makes all kinds of tooth powders, tooth paste, fancy soaps, etc., at the corner of Madison street and Fifth avenue. The concern is an old and wealthy one, and it is said that from one tooth soap alone Andrews gets \$10,000 a year. He is comparatively a young man, has hosts of friends, enjoys all kinds of sport, is generous to a fault, but unfortunately has been handicapped by traveling at the pace which ultimately kills.

A story was told about him at the Palmer house which related how he was invited to a number of saloons in the city not long ago. He would enter the bar-room, call for a bottle of champagne and one glass. After uncorking the bottle he would take the cork and dip it into the small glass. Soon the little cap was filled to overflowing, but Andrews did not mind that. He kept pouring the sparkling fluid into his bottle until he had filled the counter and floor with the costly stuff. When the bottle was empty he drank the bit in the glass, put the cork back in the bottle for another saloon, where the same trick was repeated. Similar stories regarding him reached the ears of the manager of the Palmer house, and he began to act strangely a few days ago when a watch was put over him. Yesterday morning the sound of a violent debate was heard in his room, 314, and it was thought that Andrews had a visitor and was arguing with him. Presently he came from his room unaccompanied. His room was searched, but no one was found. Andrews had been shouting to himself. At noon he entered his room, and another apparently heated discussion was heard. This time Andrews' book-keeper, and told him that his employer acted as though he was demoted. By this time Andrews was so far gone that he began to act strangely a few days ago when a watch was put over him. Yesterday morning the sound of a violent debate was heard in his room, 314, and it was thought that Andrews had a visitor and was arguing with him.

It was impossible for the spectators who quickly gathered to see the inmates. They were compelled to stand by and hear their agonizing cries. In the course of three hours a searching party went over the rooms and discovered the charred remains of eleven bottles distinguishable only by the size of the boxes.

The men were gathered in a sleigh box and deposited in a public hall. The victims who were killed were: THEODORE GROSS, aged fifty-seven, CATHARINE, JOHN, MARY, LIZZIE, JOSEPH, MICHAEL, and LENIE, children of Mr. and Mrs. Gross, and LENA HERST of Lake Linden, a crush of the snow of the winter storm ran over two to twenty-two years. There is no reliable information as to how the fire started. Theodore Gross, Jr., says it might have originated from a lamp to which he was extinguished before it went to bed.

There are rumors that the dreadful accident occurred through the carelessness of the parents, who are alleged to have returned home intoxicated from the dance.

LAST BRAZIL, BRAZIL!

The Last Words of the Dead Emperor.

Orono, Dec. 29.—Dom Pedro has received many telegrams of condolence on the death of his wife. Among them was one from Queen Victoria. When it became evident that the emperor was rapidly approaching the end of his life, he was advised to summon her confessor. Although in great agony he replied: "Yes, but we must await the emperor. He will give instructions." Her last words were: "I regret that my children and grandchildren are not around to see me. I might bless them for the last time. Alas Brazil, Brazil, that beautiful country! I cannot return here!"

Dom Pedro rose early this morning and attended Mass. He was greatly dejected and so weak that his doctors were obliged to support him. Much anxiety is felt for his condition. "When Dom Pedro arrived beside his dead wife he knelt and kissed her forehead. He then turned to his children and said: "I have experienced the most bitter trial God could inflict upon me. Her faithful presence and her prayers have sustained me for forty-three years. God's will be done."

Then nothing his wife's eyes were still open he looked at her and said: "It is possible those dear, kind eyes will never again brighten when they see me."

Influenza's Victims.

An Illinois Doctor Has a Violent Attack.

CHICAGO, Dec. 29.—[Special Telegram to The Herald.]—The Russian influenza seems to be settling down in several of the towns in the vicinity of Chicago. It is reported by very many, however, at points except Rockford, where a number of patients are seriously ill. Dr. Clinton Helm, a prominent physician, has the most pronounced case in that city and his condition is such that he is unable to attend to his patients. He has been under a constant attendance upon him. Last night a morphia injection had to be used to subdue the violent muscular spasms consequent upon the inflammation and the coughing from which he suffered.

Loss of Life Feared.

HOLTONE, Colo., Dec. 29.—[Special Telegram to The Herald.]—A terrific snow storm commenced here today at 8 p. m., and now, at 6 p. m., has turned into a blizzard of the most dangerous form. The wind is driving it from the northwest at a great rate of speed, while the air is filled with fine particles of snow that drift into buildings through the smallest of crevices. Much suffering of life is anticipated during the night, and the probable loss of human life, as many farmers have been in town today attending court and have attempted to go long distances to their homes.

Murdered in Their Sleep.

BOSCONIA, Wis., Dec. 29.—Between 3 and 4 o'clock this morning Jerry O'Neil and wife were shot in bed by an unknown assassin at St. Sterling. Two daughters in an adjoining room were awakened by the shot, but when they reached the bedside the parents were dead. There is no clue to the perpetrators. The great call is for O'Neils who were well-to-do farmers, are not known to have had an enemy.

Gladstone's Four Score Years.

LONDON, Dec. 29.—The eightieth anniversary of Gladstone's birth is celebrated so much attention as to make of this quiet Sabbath day of national remembrance. Telegrams and letters of congratulations and admiration poured into Glasgow from not only all quarters of England, but literally from all parts of the world. All the members of the Glasgow family branches were gathered at Glasgow to meet and greet their eminent kinsman.

Warlike Arabs.

ZANESBORO, Dec. 29.—Major Wassman with a force of men and several steamers has gone to meet the attack of 6,000 Arabs on Pangani. The Arabs, who are led by Hamacher, attacked a German detachment two days ago, wounding one officer and killing several men.

A WHOLE FAMILY CREMATED.

The Parents and Eight Children Burned Alive.

HORRIBLE MICHIGAN TRAGEDY.

Rumors That the Carelessness of Intoxicated Parents May Have Been the Cause—Only Two Escape.

Eleven Victims.

DETROIT, Mich., Dec. 29.—A calamity not surpassed in the annals of the country occurred at 3 o'clock this morning at Hurontown. A family named Gross, consisting of the parents and eight children, with a visitor were consumed in a burning dwelling. Theodore Gross and wife returned from a dance near by at 12 o'clock. At 2:30 a. m. a son, Theodore, Jr., returned from the Huron stamp mill, where he had been employed. He went into the house and went to bed. Shortly after he was awakened by his brother Nicholas, who heard screams coming from an adjoining room, occupied by three sisters and three little brothers. They ran to the door and found the room a mass of flames. Smoke and fire were ascending the stairway and the boys escaped by jumping through a window. They reached the ground safely, but by glass and but scantily clothed. One attempted to enter the house on the ground floor, where the father, mother and two children were, but was driven back by the flames that enveloped the building.

It was impossible for the spectators who quickly gathered to see the inmates. They were compelled to stand by and hear their agonizing cries. In the course of three hours a searching party went over the rooms and discovered the charred remains of eleven bottles distinguishable only by the size of the boxes.

The men were gathered in a sleigh box and deposited in a public hall. The victims who were killed were: THEODORE GROSS, aged fifty-seven, CATHARINE, JOHN, MARY, LIZZIE, JOSEPH, MICHAEL, and LENIE, children of Mr. and Mrs. Gross, and LENA HERST of Lake Linden, a crush of the snow of the winter storm ran over two to twenty-two years. There is no reliable information as to how the fire started. Theodore Gross, Jr., says it might have originated from a lamp to which he was extinguished before it went to bed.

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