

STREET CARS MUST BE RUN

Obligations of the Companies to the Public Dilated Upon.

JUDGE GAYNOR WILL ISSUE A MANDAMUS

Legal Aspect of the Brooklyn Strike Shows the Companies in a Bad Light—Writes to Be Either Peremptory or Alternative.

BROOKLYN, Jan. 24.—Justice Gaynor of the supreme court handed down his decision on the application of Joseph Leader for a mandamus to compel the Brooklyn Heights railroad to operate its cars in sufficient numbers to accommodate the traveling public on the Fulton street, Putnam avenue, Greene and Gates, and the Tompkins avenue lines.

Leader, upon whose application the writ of mandamus is issued, is a merchant who alleges that his business suffers by reason of the failure of the company to operate its lines.

Justice Gaynor's decision is as follows: "It is my duty to declare the law of this case. This railroad corporation is not in the position of a mere private individual or company carrying on business for private gain which may suspend business temporarily or permanently at pleasure.

They have often been declared by the highest courts of this state and the supreme court of the United States.

FIRST DUTY IS TO THE PUBLIC. "The duty of the company now before the court is to carry passengers through certain streets of Brooklyn and to furnish, man and car, enough to fully and completely operate the public.

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MUST BACK DOWN OR FIGHT

Guatemala Refuses to Yield Her Claim to the Disputed Territory.

DECLARATION OF WAR EXPECTED TODAY

Reply of the Central American Republic Will Be Submitted to the Mexican Cabinet This Morning—Colonial Fate Tenders His Services.

CITY OF MEXICO, Jan. 24.—Guatemala's answer was received this evening. The minister of foreign affairs of Mexico says it will be presented formally to the cabinet and the president at 10 a. m. tomorrow. It is stated Guatemala's answer is to the effect the disputed territory belongs to her, and if any indemnity is to be paid Mexico owes it to Guatemala.

With the immense demonstration of students in this capital the war feeling throughout this republic has been wrought up to a high pitch.

Matters were comparatively quiet at the Third and Fifth streets today. The wires between Sixth and Sixth streets were cut off after midnight, and as the situation was quiet, the wires were not replaced.

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RECOGNIZED HER HUSBAND

Wife of Barrett Scott Views the Remains and Identifies the Body.

SADEST SCENE OF ALL IN THE TRAGEDY

Widowed Wife and Fatherless Child Convinced of the Fate of the Man They Loved—Plans for the Funeral This Afternoon.

O'NEILL, Neb., Jan. 24.—(Special Telegram)—One of the saddest scenes connected with the tragic history of the Barrett Scott case occurred today, when the body was taken from the morgue, where it had laid since it was taken from the river, and brought to the family residence and into the presence of the bereaved ones who had not gazed upon his face since New Year's eve.

At 1:45 o'clock the Journal reporter appeared at Judge Smith's chambers, where he was closed for a few minutes with Judge Smith and Assistant County Attorney Hall.

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SEVEN JURORS SECURED

Reporter in the Blue Murder Trial Threatened with Contempt Proceedings—MINNEAPOLIS, Jan. 24.—Seven of the jurors in the Hayward murder trial have been secured, two more men being sworn in this morning in the persons of Farmers John Kimball and Nell MacNeill.

JAPANESE AT SHANTUNG

Landing of the Marines at Yung Chang Near the Fortress of Wei-Hai-Wei—SHANGHAI, Jan. 24.—The Japanese transport Sabana-Maru, which returned to Yung Chang only yesterday, has left for the port of Tientsin on Saturday last.

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CHICORA A COMPLETE WRECK

No Question that She Went Down with All on Board.—CHICAGO, Jan. 24.—Late this afternoon a message was received from Captain Graham, one of the boat's owners, saying that the Chicora is lost with all on board.

MONEY TO PAY THE FREIGHT

Burlington Declines to Haul Any More Reef Trains Unless Paid—Immense Work of the State Commission in Distributing Supplies.

LINCOLN, Jan. 24.—(Special Telegram)—The senate late this afternoon, after a three hours' discussion, in which much feeling was engendered, passed the house relief bill for the benefit of the drought sufferers, but cut the appropriation from \$100,000 to \$50,000, adding a provision that the money could be expended in the payment of freight.

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FREE SHIPMENT IS DISCONTINUED

Money to Pay the Freight.

CHARGES OF CORRUPTION

Coming Thick and Fast in the California Legislature.

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ARRANGEMENTS FOR THE FUNERAL

The funeral will be held at the Methodist church at 2 o'clock tomorrow.

POLICE WERE CALLED IN

Disturbance at a Meeting Conducted by Timothy Healy.

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