UNIONS MAY

Judge Helds Members Are Bound by Laws of Society.

NEW YORK STEREOTYPERS WIN VICTORY

Members of Organization Vainly Appeal to Court to Force Union to Restore Them to Membership,

NEW YORK, Dec: 28.-Justice Leventritt, in the supreme court today denied the applications of Louis Quanchi and Charles Bailes, respectively foreman and assistant foreman of the stereotyping department of the New York Herald, for a permanent injunction restraining the New York Stereotypers' union No. I from interfering in any way with their employment on the Herald or from necuring their discharge or from preventing the members of the defendant organization from working for the Herald. The plaintiffs, who have been employes of the Herald for nearly thirty years, also asked the court to issue an order restoring them to membership in the defendant union.

A stereotyper named Freal was dis charged from the Herald and he made charges to the union against Bailes and Quanchi, the result being that both were dismissed from the union. The stereotypers' organization then notified the Herald, according to the plaintiffs, that unless Quanchi and Bailes were discharged the union would withdraw its men from the Herald. The Herald refused to discharge its foreman and assistant, but consented to suspend them under salary until after the courts had passed upon the merits of the case.

The court holds that the men's relation with the union make them amendable to the rules of that organization and that the court cannot interfere and suggests that the plaintiffs can appeal to the general body with which their local union is affiliated, which had been held to be a condition precedent to the right of maintaining an action to invoke the aid of the court of equity.

Refuses Mercy to Strikers.

NEW YORK, Dec. 28 .- Vice Chancellor Pitney, den'ed an appeal for mercy, in Jersey City, today, for the strikers of Frank and Dugan Blik mill in Patterson, including two men and six girls, who by him in the summer of 1901. The contempt lay in the disregards of the court's injunction forbidding the strikers from interfering with the employes of Frank and Dugan, or to make it "uncomfortable" for those who desired to work. The cases were carried to the court of appeals and to the United States supreme court which held it had no jurisdiction. An appeal was mad unsuccessfully to the court of par-

The defendants also were ordered by the chancery court to pay costs amounting to \$749. The court reiterated with emphasis that it is illegal to make it "uncomfortable" for anybody who wishes to work. "That is the law of the land," said the court, "It has always been the law of the land and it always will be."

Strike May Kill Mules. FLAT ROCK, Mo., Dec. 28.-Unless of strike involving 500 lead miners is settled by noon tomorrow twenty mules that live and work 400 feet beneath the surface will tomorrow lose their lives by drowning The mines are descried and the pumps are not running. The water is rising rapidly and will reach the stables on the 600-foot level tomorrow afternoon.

The strike resulted because of the disoutside work. They get wet at their regular work and decided to refuse to also do outside work for fear of catching cold. at Chicago, Omaha and Kansas City. A general walkout followed their dis

(Continued from First Page.)

Rivadavia, now building at Genoa, Italy, but up to this afternoon the Japanese legation had not heard of the completion of their purchase.

NEW YORK, Dec. 28-It is announced here, says a Herald dispatch from Buenos the Argentine men-of-war Moreno and Rivadavia, built at the Ansaldos yards, in Italy, have been retently sold by the mediation of the English firm of Antony Gibbs & Co., for \$7,500,000, but the government does not say which nation is the real purchaser.

The British government is noting with closest attention and keenest interest the quite common energy now being shown by the Chinese in making warlike Reparations, under the guidance of a large number of Japanese instructors, enbles the Herald's St. Petersburg cor-This has grown so serious as to come

into the first line of Russia's calculations. broadening out the situation on quite new

Such a complication would bring into play the Franco-Prussian and Anglo-Japanese treaties.

Japan Buys Flour.

ST. PAUL, Dec. 28 .- Within the past eight business days Minneapolis mills have booked almost 100,000 barrels of flour for export to Japan. There were further inquiries reported today and it is not unlikely more business will result.

For some time Japan has been a heavy buyer of American flour. The millers are reticent about discussing the Japan business, but admit that the orders are still coming, and one large company alone is known to have booked close to 50,000 barrels within a day or two. The Japanese government has bought no flour direct.

Optimistic at Rome.

ROME, Dec. 28 .- Following the reports from the far east rather an optimistic concerning the difficulties between Japan and Russia is entertained in official circles here. It is not believed that a conflict will take place in the near future, not only for climatic reasons but because Russia is unprepared for war. It is believed that Russia will first consolidate its warships in the east, with its volunteer fleet in the Mediterranean, which latter now numbers nine vessels. The vessels of the Mediterranean fleet have purposely



DISCIPLINE kept apart so that no idea might be given SCIENTISTS AT ST. LOUIS

in political circles the opinion prevail have an effect on whether France and Great Britain remains neutral.

CROWD ONLY LACKS LEADER

(Continued from First Page.) and admitted to the police that the two

men got off the car when the two white women did. Evidence of Other Crimes.

In a search of the cottage occupied by the prisoners at 1508 Third avenue yesterday the police discovered evidence which they expect will connect the two negroes with the many recent holdups and robberies. Among the plunder the police found eight pocketbooks, one of which has been identified by Miss Morris as having been taken from her last Tuesday night when she and her sister were held up and robbed on Thirteenth street near the Illinois Central tracks. The pocketbook contained beside money a resary and cross and these were found to be still in it, but of course the money had been taken out. The pocketbooks are now in the hands of Chief Tib bits awaiting identification by their owners. One of the pocketbooks is a handsome article covered with steel bead work. Another pocketbook has in it money to the amount of 81 cents and a lady's gold chain

with ring attached. The police have reason to believe that Zimmerman and Burk are the thugs who assaulted and robbed Miss Mamie Maher on Seventh avenue Tuesday night. Miss Maher was unable to get a look at the man who seized her from behind and badly sprained her back by forcing her back wards, but she did get a look at the fellow who struck her in the face and knocked her down, and Burk answers the description of this fellow. Miss Maher is still con fined to the house as a result of her injuries. Not only was her back badly wrenched, but one of her eyes is still black and greatly swollen

Much Other Plunder. The police also found a miscellaneous quantity of property believed to have been stolen, and in fact some of it has been proven to be such. Mrs. Fordisch of 21 South Fifteenth street, identified a quantity of clothing as being her property which had been stolen from her clothesline. A quantity of table and other linen which was stolen from Mrs. Moxley of Washington avenue has also been found were found guilty for contempt of court in the house. Chief Tibbits has at his office a gold band ring and a silver ring which were found hidden under a clock, also a pair of opera glasses. After searching the prisoners' house

> Chief Tibbits said: "I believe if we could only prove it these two men are responsible for every robbery and holdup reported within the last two months. That they are guilty of some

Their arrest is most fortunate." A Man Badly Injured

Or painfully hurt, burned, bruised or wounded gets quick comfort from Bucklen's sale by Kuhn & Co.

Live Stock Commission Houses Notify

Purchasing Agents of Retrenchment Plan.

chances with each other in the markets

MURDERERS MOCKING JUSTICE

Neidermeier, Van Dine and Marz Ask Continuance and Separate Trials.

CHICAGO, Dec. 28 .- Declaring that the newspaper accounts of the crimes of Nel- ful purposes as seem good to them," says dermeier, Van Dine and Mark, the attor- Mr. neys defending the three bandits asked for a continuance of two months when the desperadoes were arraigned today.

Separate trials were asked also. Judge Korsten took the matter under advisement. and said he would give his decision tomor-

Thousands will read your want ad, word for word, if run this week during the misspelled word contest.

ASSAULTS DENVER PHYSICIAN Official Found with Head Crushed by Boulder in His Office.

DENVER, Dec. 28 .- Dr. Seymour T. Jarecki, county physician of Denver, was found in his office at the court house this afternoon unconscious, his skull fractured by a blow on the head. There were evidences that he had been assaulted by two men and his head crushed with a boulder. Robbery was apparently the object. It is believed he will

Everybody reads the want ad page these days. Now is the time to put your ad

APPEAL FOR RUSSIAN JEWS Harmony Club of Seattle Sends Request to President and

Congressmen.

SEATTLE, Wash., Dec. 28.-The Harmony club of Seattle, composed of 314 of the most prominent Jaws in this city, has sent messages of appeal to President osevelt, the members of the Washington delegation in congress, and William R. Hearst of New York, asking aid and intercession in behalf of the Jews who are in danger of massacre in Kishineff.

Chamberlain's Cough Remedy

Pleasant to Take. The finest quality of granulated loaf sugar is used in the manufacture of Chamberiain's Cough Remedy, and the roots used in its preparation give it a flavor simflar to maple syrup, making it quite pleasant to take. Mr. W. L. Roderick of Poolesville, Md., in speaking of this remedy. "I have used Chamberlain's Cough Remedy with my children for several years and can truthfully say it is the best preparation of the kind I know of. The children like to take it and it has no injurious after effect."

More Time for Ziegler Papers. ALHANY, N. Y. Dec. 28.—The Missouri authorities, who demand the extradition of William Zlegher of New York on charges of bribery in connection with baking powder legislation, will have still another week in which to file briefs with Governor Ocell. Attorney General Crow wrote the governor that they understood they were to have officen days instead of one week additional. The governor consented and this extends the time till next week.

A Burn Never Burns After Porter's Antiseptic Healing Oil is ap-

that the attitude of the United States will Association for Advancement of Science Holds Twenty-Third Annual Session.

RECENT PHASES OF THE LABOR PROBLEM

Paper Presented at Meeting by Vice President of Organization Dealing with Organization of Workingmen.

ST. LOUIS, Dec. 28.-The twenty-third annual meeting of the American Association for the Advancement of Science began here today, with between 200 and 300 members present, comprising some of the most notable men of the country and twenty women. The convention will remain in session during the entire week. Today's session consisted almost entirely

of addresses of welcome and responses Dr. Ira Remsen, retiring president of the general association, called the meeting to order, and in a few remarks introduced his successor, Carroll D. Wright. David R. Francis, honorary president of the local committee on arrangements, followed the installation of the new president with an address of welcome. Cyrus P. Walbridge former mayor and president of the Bustness Men's league, also welcomed the delegates. President Wright responded in behalf of the association

After the announcement of the different secretaries, the nine different branches held separate meetings. The vice presidents of the different sections presided. Tonight Dr. Remsen will deliver an address on "Progress and Science

Discusses Labor Questions.

H. T. Newcomb of St. Louis, vice president and chairman of section 1 for 1903, presented an address on "Some Recent Phases of the Labor Problem," in which he reviewed at length several of the questions that have been presented for consideration by developments of recent origin in the industrial world. Mr. Newcomb holds that the problem is old, but the conditions are new. The everlasting question, he says, is "How shall the comfort of satisfied economic wants be divided between those who contemporaneously endure the physical discomforts of toil and those who control the other factors in production?" "The organized demand for a better answer to this persistent questioning than labor has ever yet received appeals strongly to the sympathies of those who love their fellowmen," he says, "and, as long as it is kept within reasonable bounds by a due sense of the responsibilities of strength and the rights of others, will have the aid and approval of the right-minded."

Mr. Newcomb holds that the limit of wages is fixed by exact conditions, the operation of which depends on the sentiment of capital. Wages constitute a fixed we will have little difficulty in proving. charge that must be met, while the profits to capital cannot be so determined. Efforts of organizations of workingmen "to secure higher wages deserve approval so long as they do not threaten industrial efficiency through a reduction of interest Arnica Salve. It conquers pain. 25c. For or profits below the minimum limits respectively fixed by marginal capitalists and entrepreneurs." HEADS TO FALL IN JANUARY to organize is upheld on sound grounds, for, "If labor had not organized, it would have been a sadly belated factor in the avoidable. industry of the opening years of the twentieth century." Capital should organize for the same reason that makes labor organizations necessary," says Mr. OGDEN, Utah. Dec. 28.—Purchasing Newcomb. 'Enlightened employers do not agents located here for eastern stock com- expect or desire to obtain profits by senission houses have received notice that curing the greatest aggregate of labor after the first of the year they will be measured in hours or effort, at the lowest released. The action is taken by the cost." This is merely the result of busiagreement among the firms, the managers ness experience, and the practice is based all purchasing agents and take equal men do better work. Good wages are the due of the good workman, but "In the economic philosophy of the American em-

ployers there is no place, and there should so none, for gratuities." Workingmen do not so readily grasp the conditions that govern the wage question. They have no fixed economic creed, and there is little uniformity in the practice of unienism. Conduct is the true test. "Workmen have the right to organize, and public mind is still inflamed as a result of to do so on such terms and for such law-Newcomb, "but employers have all equal right to refuse to deal with organi zations whose purposes or methods would lead to a loss in efficiency and to reject particular overtures whose acceptances would have that effect." Fair employers are entitled to fair treatment, yet this principle is often violated by the labor

unions. Status of Nonunion Man.

The status of the nonunion man is con sidered by Mr. Newcomb on the basis of educated in the Sacred Heart convent and the report of the anthracite coal strike was also a graduate of the Detroit High down by that body is both wise and salutary. This rule is the basis for the open shop agitation now in progress. President | tributor to the New York Sun and was an Roosevelt's stand on this point is made the occasion of a complimentary refer- the days of Wilbur F. Storey. Up to the ence to the president, and to Edgar E. Clark of the Brotherhood of Railway Conductors, who is called "the ablest living labor leader in America." Other practices from which she recovered completely, but of unions, such as the restriction of output and the like, are severely condemned. He deplores the fact that strikes are ever necessary, but says "the condition of men whom the laws deprived of the use of this industrial weapon of last resort would be indeed pitiable." Strikes are brought about by incapacity somewhere, on one side or the other, and the side which forces it is usually the one to suffer. Other points connected with the problem are considered, and the conclusion is reached that "the principle of organization will not only survive the defeat and destruction of those organizations which obstinately adhere to vicious principles and practices. but the genuine progress of the labor movement will be substantially advanced every time such deserved defeat is administered." Arbitration is not the blensing it is often pronounced, and compulsory arbitration is strongly condemned. Mr. Newcomb concludes:

Men must learn to bargain together reasonably. The remedy ought to appeal to us more because it is a process, and not a nanaces, for all the ills of industrial conflict. That men can learn to settle their disputes over wages without outside aid, and that unions can make and keep collective bargains, has been abundantly proven during the recent industrial experience of the United States. All that is required is that there shall be more of this reasonableness and less, much less, of its opposite. That this will come with the growth and spread of intelligence there need be no doubt. When workingmen and employers scrutialse more thoroughly the employers scrutinise more thoroughly the conditions by which their relations are fixed, they will appreciate the wastefuiness of friction, and will know that reasonable dealing and the observance of the Golden Rule constitute the best of all policies.

MICHIGAN SENATOR IS HELD David E. Burns Must Answer to the Court on Charge of Taking

Bribe.

GRAND RAPIDS, Mich., Dec. 28.-When the examination of ex-Senator George E. Nichols of Connecticut and William F. Mc-Kuight of this city, on the charge of subefnation of perjury at the trial of Lant K. Salsbury on the charge of bribery growing out of the Lake Michigan water deal, was resumed today, the testimony of Arthur Stowe, who testified Saturday as to the plied. Relieves pain instantly and heals at alleged attempt to bribe F. H. Garman, build up your health the same time. For man or beast. Price, Ed. while he, Stowe, was watching him for the sale by Kuhn & Co.

prosecuting attorney, was read. The examination was then adjourned until Wednesday, when the prosecution will in-

troduce further testimony. Senator David E. Burns was held to the present term of the superior court this aftrnoon by Police Judge Haggerty on the charge of accepting a bribe in the water deal. He gave bond in the sum of \$2,000.

OLD BLOCKADE RUNNER DIES Sir William Allan, Once Prisoner, Expires at His Home in England.

LONDON, Dec. 28.-Sir William Allan, the well known marine engineer, ship engineer and member for Gateshead since 1893, Is dead. He was born November 29,

Sir William Allan was formerly a working engineer, an engineer in the British navy and later chief engineer of a blockrunner during the civil war in the United States. He was captured, lodged in the old capitol prison and was eventually paroled. Death was due to heart

SUB FOR SEVEN - ----

King is in No Danger. GMUNDEN, Austria, Dec. 28.-The condiion of King Christian of Denmark is officially said to give no cause for anxiety. The king has been obliged to postpone for several days his departure for home in consequence of a chill. King Christian, who is 85 years old, has been attending the silver wedding festivities of the Duke and given to shoot the man if he appeared with Duchess of Cumberland at Gmunden.

Fair Will Case Continues.

PARIS, Dec. 28 -Authority to extend the equiry into the Fair will case having been captured. received. Commissioner Eisler of New York continued today his examination of Dr. du Chateau, who testified that Charles L. Fair's head was crushed by the fall, as a result of the automobile accident in August,

Saves Shipwrecked Sailors. LONDON, Dec. 28.-The Norwegian barge Alphonse arrived at Falmouth from Laguana with the captain and thirteen men, comprising the crew, of the bark Glen

Grant, from Apalachiola, November 11, for Granton. The Glen Grant was abandoned in a sinking condition November 30. Pope on Church Music. ROME, Dec. 28.-The pope has issued of his own accord a note on the subject

of sacred music in churches, recommend-

ing the Gregorian chant. The note was

published in tonight's issue of the Osservatore Romano

DAWSON WRECK UNAVOIDABLE Superintendent of Pittsburg Division So Declares After Investigating

the Circumstances. PITTSBURG, Dec. 28 .- Superintendent Duer of the Pittsburg division of the Baltimore & Ohio railrond has made a complete investigation of the cause of the wreck of the Duquesne limited last Wednesday night near Dawson, Pa., and has found The right of labor that no employe of the Baltimore & Ohio railroad was responsible for the accident. The accident is declared to have been un-

A few unidentified dead still remain at Connelsville.

INSISTS PERKINS DIG UP GOLD Odell Carter Sends Burlington - Official a Note Threatening His Life.

ST. JOSEPH, Dec. 28.-Superintendent having decided to withdraw from the field on business principles. Well paid work- Perkins of the Burlington road received a letter Saturday, malled at Watson, Mo. a station on that road eighty miles north of here, saying that unless he deposited \$5,000 in a spot designated Sunday night the writer, "Odell Carter," would kill him on sight. Mr. Perkins placed the letter in the hands of the postoffice authorities,

Everybody reads the want ad page these days. Now is the time to put your ad

DEATH RECORD.

Mrs. Alexander Sullivan CHICAGO, Dec. 28 .- Mrs. Alexander Sullivan, well known on both sides of the Atlantic as an author and editorial writer, died today after one week's illness, following a stroke of paralysis. Mrs. Sullivan, formerly Miss Margaret F. Buchanan, was 56 years of age. She was born in Ireland, but her family removed to Detroit, Mich. when she was an infant. Mrs. Sullivan was commission, he holding that the rule isid school. She was a proficient Greek, Latin and French scholar. During Charles A. Dana's lifetime she was a frequent coneditorial writer on the Chicago Times in time of her last illness Mrs. Sullivan was an editorial writer on the Chicago Chronicle. In 1896 she had a stroke of paralysis orders were not carried out as my place she was stricken again Saturday afternoon,

Funeral of a Veteran. OSCEOLA, Neb., Dec. 28.-(Special.)-Quite a number of Osceola Masons went to Stromsburg, yesterday morning to be present at the funeral of Charles G. Parker, who was a member of Stromsburg odge No. 126, Ancient, Free and Accepted Masons. The funeral was from the Methodist Episcopal church, with Rev. James Mailley officiating, and at the grave the beautiful Masonic ceremonies for the dead were performed. Mr. Parker was 66 years old and died very suddenly last Wednesday morning of apoplexy. He was a soldier of the civil war, having served in Company G of the Eighty-sixth Volunteer infantry. He was one of the faithful members of the Methodist Episcopal church of Stromsburg. He leaves to mourn his sud ien death his widow, and an adopted laughter and several brothers and sisters.

Laurence Weir, Nebraska Ploneer. Laurence Weir died the morning of De ember 15 at 1004 Florida street, Los Ange les, Cal., of old age. Deceased had been residing for two or three years in Los Angeles, where he had gone for his health. For about twelve years he had resided at 2223 Harney street in Omaha. Mr. Weir was one of the pioneer farmers of Douglas county and for many years owned a large farm just west of the B. H. Post dairy near Benson and also owned a 200 acre farm on Q street just west of South Omaha. He was a widower, but leaves these children, John, Terrence, James and Laurence, and daughters Elia Weir, Margaret J. McCaffrey, Lawy Glenn and Anna

NEBRASKA CITY, Neb., Dec. 28 .- (Special.)-David McWilliams died at his home near Dunbar yesterday, aged 75 years. Mr McWilliams was a pioneer settler of this county and had lived for thirty-eight years on his farm near Dunbar. He leaves a family of twelve grown children. Funeral arrangements have not yet been made.

Very Near a Crime

To allow constipation to poison your body, Dr. King's New Life Pills cure it and build up your health or no pay. 25c. For

FORMER CONGRESSMAN SHOT

Colorado Milit amen Arrest Lawyer for Not Surrendering His Arms.

LAWYER ORDERED TO LEAVE TELLURIDE

Former Attorney General of State. Representing Miners Union, Re-

ceives Notice to Go or Be

Arrested.

CRIPPLE CREEK, Colo., Dec. 28 .- Considerable excitement was occasioned here today by the action of Attorney John M. Glover, formerly a congressman from Missouri, in defying the military, barricading himself in his office and only surrendering after receiving a builet wound in the arm. Colonel Verdeckberg, commanding the militia ferces in the district, today received letter from Mr. G'over denying the legality of the recent order for the surrender of arms by the citizens. In his letter

Glover referred to Governor Peabody as

'a cheap anarchist." He declared that he

had two gurs in his office and defied the military to take them from him. Colonel Verdeckberg at once dispatched Major Naylor with a squad to capture the attorney and his weapons. The lawyer's office was found barricaded and Glover appeared with a revolver, declaring that he would shoot the first man who attempted to break down the door. The place was surrounded by troops and orders were ers. Flynn said he emembered an occasion given to shoot the man if he appeared with when four pickpockets came in and wanted

wounded in the arm, after which he was

Orders Attorney to Leave.

his gun again.

TELLURIDE, Colo., Dec. 28 .- Former Attorney General Eugene Engley of Cripple Creek, attorney for the striking union miners of this district, has, it is reported, been notified that unless he leaves the district at once he will be arrested. He is said to have stated that he will not go, and that if arrested he will make no effort to secure ball.

J. E. Williams, vice president of the Western Federation of Miners, was told by Deputy Sheriff Runnels last night that unless he left town he would be arrested. He did not leave, so far as known, but his whereabouts are not known at present. There are rumors of wholesale arrests of strikers impending, but nothing is given out

officially. The cases against the seventeen union men arrested last Tuesday on a charge of intimidating the employes at the Tom Boy mine were nolled in the justice court today and the bondsmen of those released on oond released from further responsibility. Eleven of the men ordered released, including Secretary Carpenter, were taken to the jail at Montrose last week for safe

keeping. They were released today. Still Working for Jury.

GEORGETOWN, Colo., Dec. 28.-The work of examining talesmen in the Idaho Springs dynamiting cases was resumed to-J. E. Chandler, secretary of the Idaho Springs Miners' union, who was arrested in Los Angeles and brought here charged with complicity in the dynamiting, has not yet secured bondsmen

Coal Miners Refuse Supplies. FLORENCE, Colo., Dec. 28.-Manager Hower of the Dorcas mill, who recently discharged all his employes who belonged to the Western Federation of Miners because of the threat of the Cripple Creek Mine Owners' association to shut off his ore supply if he did not, was notified today by the owner of the Morganstein coal mine that no more coal could be secured for the mill at that mine. The coal miners had threatened to strike if the Dorcas was given coal. The Morganstein is one of the mines that acceded to the demands of the men and

WHEN THE GRAFT WAS GOOD

has been supplying many plants with coal.

(Continued from First Page.) board at that time was a man named

Herdman. "The game that I was operating was supposed to be fair and square and the public was supposed to have an even chance to win, but as a matter of fact there was no chance for the public at all. When I talked with Moise I told him the game was a sure-thing proposition, and that the public had no chance and that it was operated by a spring. "That suits me to a TY was what Moise

said in reply. Paid Money Regularly. I went down and started the game as soon as arrangements could be made. Sometimes I handed the \$50 each week to Moise and sometimes to Norton, both in the woman's husband, who is a building the winercoms upstairs over the Moise place and in Moise' private office below. "As to the protection, it was my under-

standing that Moise gave his orders to Chief Gallagher, who in turn insturcted the officers on their beats. Apparently, these was raided at least twice. On one occasion Sergeant Whalen had charge of it and understood they had him on the carpet and he nearly lost his star through it. Moise said it wouldn't happen again but it did happen again.

Was Taken to Jail.

"Two plain clothes men pluched my place and took everything in sight and everybody there to the police station. I told the officers they were making a mistake and supposed they would be removed the next day, but they were not. We were not detained at the station very long. became discouraged after that and told Moise I wanted to run a house open and above board, but he did not seem to favor the idea. He said he was interested in two other houses and that the money as it came from me was more certain and easier to obtain. My place was closed up at last by the county officers, and stayed closed.

Kirschbaum was questioned closely as to the nature of his "sure-thing" game. "It was what is known as a baseball tivoli table," he said. "You can bet all the way from twenty-five cents to \$1,000,000 on H. The public stands up along outside and each man has a space at the bottom of the table into which it is possible for a little ball to drop through pins arranged on the table. The thirteenth space is supposed to represent the house, but the game is absolutely under the control of the operator as he handles the money. The public stands no show at all. When someone on the outside wins it is a confederate.

In reply to questions by Attorney S. R. Rush, representing Moise & Co., Kirschbaum said that he was living at the Dellone hotel, and had been in Omaha for some six weeks or a month. He dented running a game of any kind at the Dellone, but admitted that he sometimes sa in a "little game of poker there, like any

other man." He cheerfully admitted, also,

that he had systematically "skinned" the

public, but said he had been selling jewelry

Gives Further Information.

lately. He described other men, who, he said came to the Moise place and paid protection money during the exposition year. One of them, according to Kirschbaum, was a man named Jim McMorris, who had a "sure thing" game on Fourteenth street; Sherman & McConnell Drug Co., Omaha.

another was Jim Phillips, who worked a PNEUMONIA RAVAGES A CITY the other was a man who had a "bird"

"Did you know who was the mayor of In Seven Days Its Victims in Chicago Omaha at that time" asked Mayor Moores, who was the chief executive at the time. Kirschbaum said he didn't be-Heve he did, and that he gave the question COUNTY HOSPITAL IS OVERFLOWING to particular thought.

"How could a game like this be carried on without the sanction or connivance of the mayor?" his honor persisted. "You can search me; I don't know,"

the reply. He said he had no understanding that the mayor was interested in any way, shape or form. He was simply under the impression that he was being protected by Moise, and that Moise was the "It" at that particular time.

Story of the alletender.

R. J. better known as "Kid" Flynn, who has been conducting the Falstaff saloon at 210 South Fourteenth street, told how he worked for Moise & Co. as bartender during the exposition year; about some of the people that came there, and something about a few monetary transactions. He of the hospital in another way. Within the stated that he knew the gamblers, Phillips and Kirschbaum, saw them bring their money in the evenings and leave it with him for Norton or put it on Moise's desk. According to Flynn, the retail establishment was supplied with goods from the wholesale side of the house without formality, the bartender simply going in and taking out a jug of whatever liquor was needed. With regard to thieves and other graft-

it fixed so they could ply their Later Glover appeared and several shots among the exposition crowds. One named were exchanged, the attorney being Robert Roberts was an acquaintance of Flynn's. He asked F'ynn if the town was all right and Flynn said he didn't know, but would introduce him to a man that did and thereupon made him acquainted with Norton and Norton in turn introduced Roberts to Moise. Flynn said he saw Roberts give Norton \$75 on the following night and saw Norton go in and hand the money to Moise. Flynn stated that he knew Roberts' occupation was that of picking pockets and so far as he knew he was not indebted to Moise.

"I know people of all kinds all over the country," said Flynn, "Roberts came in and wanted protection and I introduced him to the man that could give it to him Roberts remained in town but a few days and the \$75 payment on the night I have described was the only payment I saw him

He admitted that he had had considerable trouble with Moise and had "locked horns" with him several times.

Other Evidence Offered. Collector of Internal Revenue Elmer Stevenson was placed on the stand in the effort to adduce evidence that Moise & Co. had violated the revenue laws, He declined to speak in an official capacity, however, until authorized to do so from Washington.

H. V. Hayward, of the Moise firm, testified as to his part ownership in three

In the afternoon the board began the taking of testimony in ten of the 115 protests which have been filed against as many applicants for liquor Hoenses for the ensuing year by Dunn. The first ten cases sighted in remonstrances, alleging various sorts of things, by Mr. Dunn and which were called at the afternoon session are these: Against the application of Julius Burster, 1409 Douglas; L. A. Goldsmith 901 Capitol avenue; Peter Nelson, 1101 Farnam: Henry Rohlff, 2569 Leavenworth Edgar Rothery, 223 South Eleventh; Schilt Brewing Co., 719 South Ninth; Joseph Wagner, 1313 Douglas; Minna Wirth, 221

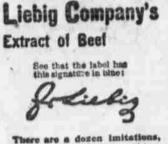
South Tenth. Attorneys Connell, DeFrance and Judge alone appeared to prosecute the case which opposing counsels alleged he had trumped up against the applicants through the aid of detectives employed by the Bee-

bout Detective agency. Julius Buster was the first applicant to come within the radius of Mr. Dunn's wrath. He was shown to be the agent of the Anheuser-Busch Brewing company. also that he conducted a saloon at 1401-3 South Thirteenth street and that he had made application for a license to conduct a saloon at 1409 Douglas street. Beyond these facts little was brought during the direct examination of witnesses conducted

IS SHOT BY ANGRY HUSBAND H. G. Edmundson of St. Joseph Found in Room by G. W. Grote with

by Dunn.

Latter's Wife. ST. JOSEPH, Dec. 28.-H. G. Edmundson real estate dealer, was found in a room with Mrs. G. W. Grote in a south St. Jo seph hotel today and was fatally shot by contractor. Grote used a shotgun and fired dissolve the dirt-Hand Sapolio through the panel of the door. Grote's wife accompanied the injured man to the hospital. The Grotes and Edmundsons can here recently from Bedford, Is.



some adulterated and worthless and all inferior. Some even bear the name "Liebig." Avoid disappointment by asking for the

Liebig Company's For forty years the first.

A skin of beauty is a joy forever. R. T. FELIX GOURAUD'S ORIENTAL CREAM, OR MAGICAL BEAUTIFIER



FERD. T. HOPKINS, Prop'r.



Number 139.

Variable Weather Brings About Such a Condition that the Health Department Finds Its Facili. . ties inndequate.

CHICAGO, Dec. 28 .- With pneumonia ea tablishing a new death record in Chicage and the county hospital so crowded the patients are sleeping on mattresses or --floor, and tess serious cases being turner away, a serious problem confronts the Chi cago health authorities. The many varieties of weather from

which the city has suffered during the last week is blamed not only for the many pneumonia deaths, but for the crowding last few days an unusual number of persons, injured by falls on tey sidewalks, have been taken to the county institution and though a new emergency ward has beer opened, all cannot be cared for properly. Last week's alarming increase in deaths from pneumonia is made the subject of the latest health bulletin. During the sever days ending Saturday pneumonia claimed

KENTUCKIAN KILLS THREE

139 victims in Chicago, or 27 per cent of the

total mortality

Shoots His Wife and Child and a Mar at Home of Father-In-Law.

SERGEANT, Ky., Dec. 28 .- On Big Cowar creek, in Letcher county, William Sheperd entered the home of Obediah Fields his father-in-law, and shot and killed Riley Webb, aged 28. Then turning the revolver on his wife, Mary Shepherd, he fatally wounded the woman. His wife was carry ing her ten-months'-old bally and the infant also was fatally wounded. Shepherd was arrested and lynching is threatened

To Cure a Cold to une Day Take Laxative Bromo Quinine Tablets, A druggists refund the money if it falls to cure. E. W. Grove's signature is on each



Par Excellence Is No. 6-a solid train mudup in Omeha daily ON TIME at 5:50 p. m., arriving Chickgo 7:30 next mornng. Library, Buffet Car, Barber, new Standard Steep ers, ChairCars-Everything.

City Offices 1401-1403 FARNAM ST. AHAMO TEL. 524-561

THOSE WHO USE Hand Sapolio need no cosmetics—na. ture, relieved, does its own perfect work. Other soaps chemically removes it. Other soaps either gloss over the pores or by excess of alkali absorb the healthful secretions which they contain.

AMUSEMENTS.

BOYD'S Woodward & Burgess, SPECIAL MATINEE TODAY. LAST TIME TONIGHT.

"PEGGY FROM PARIS." Everybody's talking about it today, pecial Matines Prices—25c, 50c, 75c, 11.00, NO FREE LIST. Wednesday Matinee and Night, "MR. JOLLY OF JOLIET."

Charles B. Hanford in "Richard Illa" Friday, Saturday Matinee and Night, SPECIAL MATINEE NEW YEAR'S DAT 'QUINCY ADAMS SAWYER."

Svery Night, Matinees Thursday, Saturday Modern Vaudeville

Valerie Begere, Sanley & Wilson, Three Zolars, Serra & Bella Rosa, Holden & Florence, Duny, Sawtelle & Duny, The Two Roses, and the Kinodrome.

PRICES-10c. 35c, 50c.

G Theater TONIGHT AT 8:15

NOT GUILTY Thursday Night-"The Wizard of the Nile."

HOT SPRINGS. ARKANSAS.

Health. Recreation and Fleature—Get Rockist.

THE PARK HOTEL. High Class
American and European Plan.

Finest Cafes and Griff Rooms west et N. Y.

Marble Bath House. Complete Gymnashums
Open Dec. 1st to May 15th.

J. R. HAYES, Lessee and Manager.

J. C. WALKER, Associate Manager.

RESORTS.