

POINT FOR DIETRICH

Secures Dismissal of Charge of Conspiracy on Demurrer by Counsel. SENATOR ON TRIAL IN FEDERAL COURT

Judges Munger and Van Deventer Preside Jointly Over the Case.

ONE MORE DEMURRER FILED BY DEFENSE

Dietrich Withdraws Plea to Charge of Renting Building for Postoffice. SUMMERS IS SCOLD FOR DELAYING COURT ROOM IS FILLED WHEN CASE IS CALLED. MANY ATTORNEYS BEING IN AUDIENCE—ACTUAL TRIAL IS TODAY.

Indictments charging conspiracy on the part of Senator Dietrich and Postmaster Summers were read in a peremptory manner to a demurrer filed by the defendants. The court is criticized by the press for failure to be prepared in the Dietrich bribery case.

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SPARRING FOR ADVANTAGE

Japan and Russia Try to Shift Responsibility for First Move.

ST. PETERSBURG, Jan. 4.—The Japanese minister here, who has authorized the Associated Press to say that he had a cordial conference with Foreign Minister Lamsdorff on the last day that he is convinced by the reply will not be merely "yes" or "no," but will be made up of reasoned propositions.

An official note published today announces that instructions have been sent to Vicerey Alexoff as to the reply to be given to the last Japanese note.

According to the Novoe Vremya, the Russian government is trying to avoid war because it is peacefully disposed and the Japanese government is doing the same because it is peacefully disposed.

TOKIO, Jan. 4.—War preparations continue, but the government seems determined to avoid the initiation of any conflict, and for this purpose the note sent the powers was intended to show that the responsibility rested upon Russia, should the negotiations now proceeding fail.

The government is proceeding very cautiously and unless Russia gives undue provocation it is possible that peace may continue for some time.

BEIJING, Jan. 4.—Several Japanese officers were attending the cavalry school at Hanover have received cables messages from their government instructing them to return to Japan immediately.

PEPE NOT BLIND TO BLOOD Intimates to Stead's New Paper that He is Working for Peace.

LONDON, Jan. 4.—In W. T. Stead's Daily Paper, first issued today, is printed an interview which George Lynch, the war correspondent, had with Pope Pius, in which he appealed to the pontiff to use his influence with the powers in behalf of the Macedonians.

HAMBURG, Jan. 4.—The German steamer Cordoba, from Santos, Brazil, November 25, has been released from quarantine. An inquiry into the mortality among the rats on the steamer Cordoba confirmed that they had died of bubonic plague.

SMITH'S SAVIOR IS GARROTED at San Carlos for the Crime of Murder.

MANILA, Jan. 4.—Perez, who saved the life of General Smith from ambush and was a former secret service man under General MacArthur, was garroted recently with two companions at San Carlos for murder.

OLNEY LAUDS CLEVELAND

Describes His Former Chief as the Personification of Democracy.

NEW YORK, Jan. 4.—Democracy of prominence from the city, state and nation assembled here tonight at the dinner at Sherrys in honor of George B. McClellan, the newly installed mayor of New York City, among those present being Richard Olney, David B. Hill, Charles A. Tamm, Governor Alton B. Parker, Senator Arthur P. Gorman of Maryland sent letters of regret.

The speakers included Mayor McClellan, Richard Olney, David B. Hill, Charles A. Tamm and Congressman DeArmond. Ex-Congressman W. Bourke Cockran, who acted as toastmaster at the dinner.

Mr. Olney was then introduced as a diplomat who had never followed the policy of wandering around the world, seeking quarrels with neighboring nations, and of "Frills of New England but enthroned in the hearts of all his countrymen."

In matters of foreign policy the democratic party will stand for international equality and decent international conduct for the maintenance of peace.

BLOOMINGTON CABS COMPETE Union Employs Them to Operate for Street Railway Company's Business.

BLOOMINGTON, Ill., Jan. 4.—The street railway company operated cars on every line today, regardless of the cooling of Sunday. There was little disorder today, one arrest being made.

SWEDISH RESCUE BOAT REACHES ANTARCTIC WATERS, BUT ITS SEARCH IS UNAVAILING.

NEW YORK, Jan. 4.—Telegrams from Punta Arenas, announce the arrival there of a Swedish dispatch boat from Buenos Ayres.

WHEAT CORNER NOW IN COURT St. Louis Commission Men Would Retain Collection of Profits by Others.

ST. LOUIS, Jan. 4.—In the circuit court today Judge Foster issued two restraining orders as a result of a decision by the wheat corner, Charles B. Orthwein's son, commission man, asked for an order to restrain the Merchants' exchange from expelling them for a refusal to pay \$30,000 claimed by other members as due on wheat contracts.

CHICAGO, Jan. 4.—Otto Roski, 25 years old, and Hermann Roski, 33 years of age, brothers of Emil Roski, under indictment for the car barn murders, were arrested here today.

DEPORTS MINERS' LEADERS

Former Attorney General Colorado Among Those Sent from Telluride.

TELLURIDE, Colo., Jan. 4.—Twenty men arrested here by the military authorities, including former Attorney General Eugene English, counsel for the Telluride miners' union; Guy E. Miller, president of the union; and J. C. Williams, vice president of the Western Federation of Miners, were placed on board a northbound train today and taken beyond the boundaries of San Miguel county under military guard.

CRIPPLE CREEK, Colo., Jan. 4.—Thomas Evans, a miner, and his wife and young daughter have been arrested and placed in the bull pen by the military authorities for feeling at soldiers and nonunion miners.

NEW BUILDING LAWS TO COME City Council of Chicago, Aided by Outside, Gives Matter Consideration Today.

CHICAGO, Jan. 4.—Building laws, especially where they apply to theaters, will be the subject of looking out the men today and explanation in the city council today.

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SPECIAL JURY FOR LAWYER State of Missouri Secures Verdict in Case Against Prosecuting Attorney.

FIRE DAMAGES THE CAPITOL

Loss is Estimated All the Way from \$300,000 to \$700,000.

HOUSE CHAMBER IS A MASS OF WRECKAGE

GOVERNOR ANNOUNCES SOME ARRANGEMENT WILL BE MADE TO PREVENT POSTPONEMENT OF THE LEGISLATURE.

DES MOINES, Jan. 4.—(Special.)—The beautiful Iowa state capitol, erected at a cost of \$3,000,000 and just now undergoing extensive and costly repairs, was greatly damaged by fire today. It roughly estimated that the loss is from \$300,000 to \$700,000.

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NEBRASKA WEATHER FORECAST

Table with columns: Snow Tuesday; Rising Temperature in East Portion; Wednesday Fair and Colder. Temperature at Omaha Yesterday: Hour, Deg., Hour, Deg.

PUT OFF THE MOISE CASE

POLICE COMMISSIONERS WILL TAKE UP HEARING WEDNESDAY MORNING—MANY LICENSES GRANTED.

The Fire and Police board met yesterday to continue the hearing of the Moise license case. Attorney Council failed to appear and after the board waited about thirty minutes Member Spratton moved that an adjournment be taken until 2 o'clock in the afternoon.

KEEP TOURIST CONDUCTORS Railroads Request Order and Personally Will Retain Service Men

The order abolishing the position of tourist car conductor, which was to have taken effect January 1, has been rescinded and the conductors will continue to hold their positions.

WOMAN CLAIMS THE MONEY Writer in Chicago Says She is Widow of John Walker, Miser of South Omaha.

When Charles Leslie of the county judge's office went to South Omaha the other day and picked up a paper money bag larger than the ordinary one generated by John Walker, a miser, who was found dead, the prediction was made that steps no known heirs to Walker existed, the claimants for his money would be numerous.

WIDOW DEMANDS HERITAGE Mrs. Sarah Withnell Objects to Probation of Husband's Will Until She is Recognized.

In the matter of the estate of Richard N. Withnell his widow, Sarah Withnell, files a petition asking for the probate of the husband's will.

FAVORS WOOD'S NOMINATION Majority Report of Senate Committee on Military Affairs is for Him.

WASHINGTON, Jan. 4.—The senate committee on military affairs today decided to report favorably the nomination of General Wood to be major general. The vote stood 7 to 2, the affirmative senators being Proctor, Warren, Foraker, Senators Alger, Cockrell and Pettus; the negatives, Scott and Blackburn.

MURDERERS PLEAD GUILTY Two Admit Firing Shot Which Killed Woman and Wounded Her Son.

DENVER, Colo., Jan. 4.—Frederick O. Arnold, Newton Andrews and Charles O. Peters, aged respectively 32, 24 and 24 years, pleaded guilty today to the murder of Mrs. Amanda Youngblood last Thursday night. Arnold and Andrews admitted that they fired the shot which killed Mrs. Youngblood and wounded her son Robert.

NEW CANAL TREATY

President Roosevelt Sends to Congress a Special Message.

TREATS TOPIC IN ITS EVERY ASPECT History of Isthmian Commerce Reelied to Supper Recent Action.

UNITED STATES MUST CONTROL CANAL

Obligation Rests on The Nation to Secure Unrestricted Use.

DETAILS DEALING WITH COLOMBIA Negotiations in Which the United States Was Just and Generous Rejected by South American Government.

WASHINGTON, Jan. 4.—President Roosevelt sent to the senate and house of representatives this morning the following special message in regard to the new Panama canal treaty: "To the Senate and House of Representatives: I have the honor to acknowledge the receipt of your communication in relation to the act entitled 'An act to provide for the construction of a canal connecting the waters of the Atlantic and Pacific oceans,' approved June 28, 1903.

While the rights of sovereignty of the United States over the Panama Canal are stated to be always respected, we shall nevertheless reserve the right to exercise in all respects the rights of sovereignty over the canal and the circumstances which have arisen. Several of the provisions of the act already mentioned are in conflict with the rights of the United States.

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