

TELEPHONE 104

Wed. August 3, 1904

He who knows not how to confer a favor cannot justly ask for one.

Towels

To fully appreciate and get the full benefit of their intended use, you should use Rubdry Bath Towels. They are made of fine Egyptian cotton, therefore far more absorbent than any other.

They are made of fine Egyptian Cotton, therefore are more absorbent than any other. They are made of a nub yarn so woven as to give all the exhilaration of the best and most expensive of friction towels.

THOMPSON, BELDEN & Co. T. M. C. A. Building, Corner Sixteenth and Douglas Sts.

over, which advances of the enemy will push home and whether it is Kuraki's intention to go to the north, Kouropatkin north of south of Liao Yang.

The Russian Army: The decisive moment has arrived, but judging from the latest reports, the Russians have retained their positions and this time it will not be an order to retreat.

Feeling at the War office here was distinctly gloomy this morning. No official telegram had been received by the general staff from General Kouropatkin, who was communicating direct with the emperor, but from private sources at the front it already was apparent that Si Mou Cheng, fifteen miles south-southwest of Hai Cheng, at the junction of the Feng Wang Chong-Shu Yen road, had been driven back to Hai Cheng. No word was received concerning the attack to either confirm or deny the reported capture of the late General Sackler's outpost, having fallen back to Hai Cheng. No word was received concerning the attack to either confirm or deny the reported capture of the late General Sackler's outpost, having fallen back to Hai Cheng.

Keller's Force May Be Surrounded.

The progress of the enveloping movement may have forced the corps to retire on Lianhsan, which is in the position in the direction of Liao Yang. Official dispatches detailing the engagement are hardly expected until the evening.

The failure of the garrison of Si Mou Cheng to retreat along the northern road probably was due to the presence of the Japanese corps in the late General Keller's corps from the south. In view of the inability of the Russians to hold Si Mou Cheng it is considered unlikely that General Zoubavich and Sackler will attempt to offer stubborn resistance at Hai Cheng. It is possible, that they are already retiring on Lianhsan, as was written in Asah's dispatch, half way between Hai Cheng and Liao Yang, as indicated in these dispatches last night. There is reason to believe that two of General Oku's divisions are advancing from New Chang on Hai Cheng with the view of flanking and cutting off the Japanese rear.

It is not likely that this movement is not likely to succeed, as the Japanese are able to retreat northward on Anshuanhan.

An interesting detail regarding the capture of the artillery depot south of Hai Cheng, July 21, is the fact that the Russian batteries on the bank fired 450 shells in four hours.

It is officially announced that the Japanese have fallen back from Tangze since they were holding their positions on the Russian's road.

AGENT CREATES EXCITEMENT

(Continued from First Page.)

David does not say how much the affiant knows from his personal knowledge and how much of his information is derived from the statement of others.

Mr. Smith said: "An affidavit in a constructive contempt case must state the facts clearly and distinctly and must be made by one who knows the facts. Neither does the affidavit state specifically who the offenders are, but merely states that 170, less than 200, of the strikers have violated the injunction.

The injunction of July 20 specifies some 2,000 strikers by name, wherein the affidavit does not show clearly that a band of some 170 strikers committed the offense complained of on July 25, in breaking into a store and taking therefrom 200 pounds of meat.

The affidavit is an acknowledgment to the petition, to which we attach a copy of the injunction. This affidavit is made as usual in equity courts. We simply raise an issue and file a petition. This is wholly a civil procedure. We are simply asking a ruling to show cause why the defendants should not be committed for contempt. A petitioner is subject to an amendment, which may be made at any time. It is the officers of the strike organizations we are after."

Mr. Mahoney for the packers stated:

Heat Prostration Heart Failure

Relief, it says, occur where the system is kept healthy and vigorous by taking



Dr. Williams' Pink Pills for Pale People

"We hold that the petition is sufficiently specific. We have cited Stephen Vail and the other strikers, officers and agents of the strikers, to answer to the action and all are named in this bill of complaint. In this proceeding we are willing, for the sake of argument, to call it a proceeding under the criminal law."

"The various unions, their officers and followers, are specified in the complaint and the acts complained of were done under and by direction of their officers. Proceedings in contempt must be had by virtue of an affidavit. There is no difference between an affidavit for contempt complained of therein than any other affidavit."

"The court here interposed the statement that 'the procedure must determine whether the action is civil or criminal.' Mr. Gaines said: 'I am not aware of any case where the court has interposed this statement. We appeal to the procedure of a private right, and not to punish. We want to show by this cause why these men should not show cause why they should not be proceeded against for contempt. We know the facts by name. Proof may under the law be by millions, but citation may be by the allegation of a single fact. This petition is simply an action in equity.'"

Mr. Smyth maintained that the citation in this case was that of a criminal character and that no state or federal court applicable in criminal cases were applicable in his case. "The bill of complaint was a blanket net," he continued, "to put these men on the spot and find out what they have been doing down there. The affidavit in this case was not sworn to, and could not stand from that cause."

General Cowin on behalf of the packers said: "This bill is a verification of the petition for an injunction. The men who witnessed the transaction complained of are afraid to make a specific affidavit for fear of bodily harm. If you require us to make a verification of cause the injunction is useless."

Mr. Kearney emphatically denied that there was any condition of intention at South Omaha. He wanted to know "Who are in court in this cause? Is it 170 specifically complained of, or the 2,000 or more strikers? We want to know this, in order that we may have some basis for our defense."

After some further discussion of technical points, the court took the matter under advisement and will dispose of the motion Thursday morning.

BOTH DENY BOOSTING THE PRICES

Packers and Butchers on Cost of Meat

"So much has been said about the exorbitant prices of meat sold to the packers to the retail butchers that I should like just to give you our list of figures and let you see for yourself what they are," said F. J. Beaton, local manager for Armour.

Mr. Beaton then read the printed list of the prices which he declared were the actual prices for the week ending August 1, 1904. From these sales these figures were compiled:

Table with 4 columns: Item, 1902, 1903, 1904. Rows include Beef, best top corn-fed, Pork, 10 lbs., Pork, 5 lbs., Bacon, Lard, etc.

"Prices of meat are not high when compared to those of the last two years," added Mr. Beaton. "At least if they are, if the consumer is paying the market prices for the meat he eats. It is not the fault of the packer, as you can see from the printed lists I have shown you."

The retail meat seller is equally as quick and emphatic in disclaiming responsibility for the increase in the price of meat. He says that the price of meat is not high, yet efforts were made in vain to get definite and concise statements as to their ruling prices. One butcher submitted a list of the prices on the same schedule given by Mr. Beaton, and the market of fact his figures showed the consumer is paying very little more and in many cases not as much for his meat today as he did two years ago.

An interesting colloquy transpired in a meat shop where the proprietor was being interviewed on the price of meat. The proprietor, for instance, had put down the ruling price of bacon at 15 cents a pound. One of his customers chanced to be taking a little more interest in the conversation and the proprietor had counted on.

"What's the matter at it is cent a pound? Well, here, if that's so, then take back the you sold me for 38 cents," exclaimed the customer, manifestly much worked up.

"Are you short-changing me or are these special prices?" asked the customer.

"No, sir," replied the proprietor. "I am not short-changing you. I am simply giving you the same price as I give to all my customers. I have not changed my price for 10 years."

The butcher then admitted some of his bacon sold for as high as 20 cents a pound. "Yes," interposed the customer, "and during the last two years I have paid you as high as 22 cents."

THIRTY NEW SPECIAL DEPUTIES

Sheriff Increases Force and Raises Pay Fifty Cents a Day.

Thirty more special deputies were sworn in yesterday by Deputy Sheriff Cunningham and sent to join the forces at South Omaha. Up to date 219 men have been sworn in, but only 170 are on duty, as the sheriff has discharged forty of them for various reasons.

Sheriff Power has guaranteed the special deputies \$2.50 per day, although the Board of County Commissioners has fixed their compensation at \$1 per day. The sheriff says the men should not be asked to "risk their lives for less than \$2.50 a day, and for that reason he has told them he will see to it that they get that sum.

Myrtle Grand Circuit at St. Louis. ST. LOUIS, Aug. 2.—The first time in more than six years St. Louis has been included in the grand circuit which decides the national bicycle championship and to-day the grand circuit will be held in competition before one of the largest crowds that have ever gathered in the stadium to witness an athletic event.

The result of this meet will not decide the national championship, but it will determine which rider will be the champion in the regular circuit.

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RUSSIA A LAW UNTO ITSELF

Bease Right to Seize British Vessels on Regulations Issued by Oar.

RELEASE DOES NOT ABOLISH THE RIGHT Officially Stated at St. Petersburg that Commissions Issued to Volunteer Fleet Boats Have Now Expired.

ST. PETERSBURG, Aug. 2.—The text of the government's statement of the seizure of the British steamer Malacca, seized in the Red Sea by the Russian volunteer fleet, is as follows: Fleet steamer St. Petersburg, in the Red Sea.

From the beginning of the Russo-Japanese war the imperial government took measures to prevent the transport of contraband of war to Japan by means of neutral countries. In the regulations sanctioned by the emperor February 11, 1904, which Russia proposed to follow during the war, a list was given of articles regarded as contraband of war.

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nick deemed it wise to withdraw his vacation and return to his post. The ambassador was not instructed by the State department to return.

The State department has been informed that no decision as to the release of the Portland & Atlantic mail steamer Arctika can be rendered until after its trial before the prize court, as previously stated in these dispatches.

The Admiralty has not yet received official confirmation of the sinking of a German steamer by the Vladivostok squadron and its name has not been revealed.

PACKERS SEE THE END

(Continued from First Page.)

Workers of North America the live stock holders' union has adopted the following: Resolved, That the Live Stock Sharecroppers' union No. 100 take this opportunity to advise the public that our return to work will be on the basis of a fair and equitable settlement of our claims.

Resolved, That should the officers of the Amalgamated Meat Cutters and Butcher Workmen of America, who have been expelled from their union, be permitted to rejoin the union, they should be required to participate in the strike we hold ourselves in readiness to receive.

The allied trades announced this afternoon that mandamus proceedings will be instituted against City Building Commissioner Williams to compel him to take action against the packers for alleged violation of the city ordinance in housing strike breakers in the stock yards.

GOVERNMENT AGENT IS BUSY Man Who Got Evidence Against Packers Returns to Chicago.

CHICAGO, Aug. 2.—Inspector Carroll, the special representative of the United States Department of Commerce and Labor, who obtained the evidence against the packers, returned to Chicago today.

The federal district court, enjoining the packers from making the price either as buyers of live stock or sellers of meat, was issued two years ago by Judge Peter S. Grosscup of the federal district court.

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NEBRASKA CROP CONDITIONS

Fast Week Excellent for Haying and Harvesting Crop of Small Grain.

YIELD OF WHEAT DECIDEDLY UNEVEN

Corn is Progressing Well and Promises a Big Crop—Rye and Oats in Vigorous Condition.

Weekly bulletin of the Nebraska section of the climate and crop service of the Weather bureau for the week ending August 1, 1904.

The week has been cool, with an excess of sunshine. The daily mean temperature averaged 5 degrees below normal in the western counties and about normal in the eastern.

Light showers have occurred in nearly all parts of the state, but rainfall has generally been less than one-quarter of an inch, except in the central counties where it has been from a half to slightly more than one inch.

The generally has been an excellent one for haying and securing the crop of small grain. The harvest of oats and spring wheat has progressed nicely in northern counties. Spring wheat has been considerably damaged by rust and blight and the crop will be less than expected before the harvest begins. Threshing has progressed well in the western counties, but generally it is only light to fair, with occasional good fields. The quality is also mostly below average, wheat and oats are rather better, but in many instances are light weight. Rye and barley are generally good. Corn has grown poorly. It is now tasseling out fully and ears are forming. The crop is generally below average, although some damage has resulted from lack of moisture in southwestern counties. The crop in the southern counties may be better.

Report by counties:

Southeastern Section.

Butler—Good week for stacking and threshing; wheat and oats fair to good; corn growing well.

Chadron—Threshing done, yield small; most of poor grade; corn doing well; wheat and oats fair to good.

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