THE BEE IS THE PREFERRED ADVER-TISING MEDIUM IN ITS TERRITORY

ESTABLISHED JUNE 19, 1871.

OMAHA, TUESDAY MORNING, DECEMBER 6, 1904-TEN PAGES.

SINGLE COPY THREE CENTS.

Both Houses Are Called to Order Promptly at Twelve O'cleck.

Adjournment Takenin Memory of Former Senstors Quay and Hoar.

HOUSE TRANSACTS LITTLE BUSINESS

Merchant Marine Commission 6 27til January 5 to Make Its Repo.

PRESIDENT'S MESSAGE COMES TO

Usual Committees Appointed to Walt Upon the Chief Executive to Notify Him of Opening of Session.

L'ASHINGTON, Dec. 5 .- With 'he senate in session thirteen minutes and the house fifty-three minutes, the last session of the Fifty-eighth congress was assembled today. The time of both bodies was devoted entirely to the usual formalities of opening There were the greetings between members, the great floral display and the hundreds of visitors, with beautifully gowned women predominating. Corridors, ommittee rooms and cloak rooms were thronged. The bustle extended even to the floors of the chambers.

The gavels of Senator Frye, pro tem of the senate, and Speaker Cannon of the house, fell exactly at 12 o'clock. The sian squadron arrives. opening prayers were made by the chap-Edward Everett Hale, D. D., in the senate, and Rev. H. N. Couden in

In both the senate and the house the committees were appointed to wait on the president and inform him that congress was ready to receive any communication he had to send. Resolutions of respect to the memory of the late Senators Hoar of Massachusetts and Quay of Pennttribute to their memory.

The only business outside of the usual first-day routine was the adoption of a respary 5, 1906, the time within which the Merchant Marine commission may make its

Business Begins at Noon.

The last session of the Fifty-eighth congress was called together at noon The opening was under the usual interesting conditions and amid the notable events of the country. Hundreds of sightseers today thronged the corridors and crowded into the galleries to witness the formal proceedings. From one end of the capitol building to the other the busy trend of statesmen and the flutter of feminity distinguished the occasion from any other in the official or social calendar

the city awakened to a new era and opens both the official and social seasons. The streets were crowded with people

intent upon witnessing the ceremonies. Carriages flocked about the hotels ready to carry guests to the capitol and two hours before noon a steady stream of vehicles bearing gay parties made its way to the east front of the building. Many newly elected members were

the capital, although they will not enter office until after March 4. A particularly sad feature of the reassembling was the absence of kindly faces grown old in the

service of the country Opening is Gala Occasion.

Rarely in the memory of the old guard has the opening day been made such a gala occasion. The galleries, rather than the floor, proved the center of attraction for rows upon rows of handsomely gowned women looked down upon the statesmen who grouped about the chambers strolled in and out of the cloak rooms exchange greetings with old friends and receive those of new ones.

Members of both bodies were flooded with remembrances in the form of floral pieces and the chambers presented an appearance which they never know on any other occasion. Baskets and clusters of bright roses, chrysanthemums and othe fall flowers covered the desks. Though rain and sleet fell during the entire morning, these discomforts were insufficient to mar the success of the event.

Those who attend the first day of a session of congress gain but a false idea of the functions of the greatest of all lawmaking institutions

In the senate after the usual formalities, the session will be adjourned out of Massachusetts and Quay of Pennsylvania. In the house, pending the annual message from the president, nothing but the merest routine will be accomplished. This will be the short session of the

Fifty-eighth congress and a notably in-President Roosevelt, the session will go out in a blaze of glory. Only once in four years does congress have an opportunity to wind up its affairs under the historic conditions which will prevail next

The house of representatives convened today at noon for the last session of the Pifty-eighth congress. The ever interest ing event attracted to the house side of the capitol the usual opening day throng who, although conscious that admission to the galleries was by card only, neverthebegan to assemble as early as 9 From that hour the crowd grew in size until the corridors became choked with constantly moving humanity, many of whom indulged the vain hope that by nome stroke of good fortune they might gain admittance, while others were content if they but only could peep in. The gallery doors were thrown open at 10:30 o'clock and in a short time every seat was taken diplomatic corps was well repre-Now and then as some of the favorites entered the chamber they were liberally applauded.

in his private room, for some time be fore the house met, Speaker Cannon held an informal reception to "the boys," as he is wont to call his associates in the Without distinction as to party. the members dropped in to pay their Paul Fuller and F. R. Coudert of New respects and for each he had a pleasant York was entered today in the Massachu-

The floral display was beautiful in the extreme and there was hardly a deak transactions. that was not banked with floral pieces of

Cannon Raps for Order.

rapped the house to order. After prayer (Continued on Second Page.)

OPEN JAPANESE Allege that Russian Fleet Has Been Granted Too Many

Favors.

TOKIO, Dec. 5.-Popular sentiment regarding the question of the assistance SENATE IN SESSION THIRTEEN MINUTES which neutral powers are giving to the vessels of the Russian second Pacific squadron, which heretofore has been repressed is growing more acute and prominent newspapers are voicing the demand for determined action by the Japanese government. Apparently it will depend on the course of events when the Russian warships arrive in Oriental waters. If the squadron shall have been permitted to exceed a fair construction of neutrality it is probable that Japan will consider itself under no obligations to observe

peutrality and may send its fleet after the sh it believes the Russians are violating. Russians seize a base in neutral Japan probably will do likewise. 'sency demand such action, keenly anxious to avoid compli-

out it will forcefully insist upon what it considers its rights. Preparations for meeting the Russian warships are progressing on a most extensive scale, particularly in the case of the navy, which is confident of solving the problem under fair conditions. The preprataions of the army include the calculation that the Russians may attempt to cut the

Japanese communications to the Liao Tung

peninsula, but when the Russian vessels

arrive the Japanese armies in Manchuria

expect to be in a position to carry on the

campaign of many months without necessity of communicating with Japan. Commercial concerns anticipate a temporary disappointment in the matter of mail and maratime services when the Rus-

PROCLAIMS TWO NEW SAINTS

Consistory for Canonization of Gerardo Maiella and Alessandro Sauli. ROME, Dec. 5 .- The pope this morning held a consistory for the canonization of Blessed Gerardo Maiella and Blessed Alessandro Sauli, one of the chief functions of the celebration of the golden jubilee of the proclamation of the dogma of the Imsylvania were adopted by both houses and maculate Conception. The weather was the adjournments taken were in further springlike, adding to the general feeling of good will. The pontiff went in procession to the hall of the consistory, where there was a most imposing gathering of high olution in the house extending until Jan- prelates, said to be the largest since the fall of the temporal power of the pope, but the public was not admitted.

Pope Pius, wearing his full pontifical robes, seated himself on the throne immediately after entering the hall. He then ter. recited in a sonorous voice the prayers for the occasion and proceeded to expound the reasons which induced him to sanction the scenes that for years have canonization of the new saints, inviting the made the reassembling of congress among sacred college to give its views, which each of the cardinals read, in Latin. The cardinals were followed by patriarchs, archbishops and bishops, including those from the United States and Canada.

canonization were performed. Later the pope received in St. Peter's all the members of the International Congress From the lethergy which has character- of the Virgin Mary, which met today in

After this the pope proceeded to St.

Peter's, where the solemn rites of the

Rome Many foreigners, including the American heralded with apparent joy the day which ecclesiastics now in Rome, were also present. The pope blessed the crown, comvalued at \$30,000, which will be placed on the Madonna, whose image was crowned by Pope Pius IX when he proclaimed the dogma of the immaculate conception. Replying to the address of Cardinal Vannutelli, the pope said the jubilee of the immaculate conception was a new affirmation of Christian feeling, true religion and

sincere loyalty to the pontificate. All the prelates and others were permitted to kiss the hand of the pope, including a group of about 100 bishops of all

TURBINE SHIP IS DISAPPOINTING Action of the Victorian Raises Ques

tion of Its Value. GLASGOW, Dec. 5.-The trials of the Allen line steamer Victorian, the largest turbine vessel yet built, which was launched at Belfast August 25, have been so disappointing as to raise serious doubts among the Clyde shipbuilders as to the value of the turbines in the case of large ships. All the efforts made to get the Victorian near contract speed were futile and it is understood that the cons ruc ion of the turbine engines intended for the new Cunard line steamers has been susnended pending developments. A sister ship of the Victorian will be faunched next month. The two vessels were built on the

ARGUMENTS IN LAND CASES Counsel for the Defense Tells Jury the Government Has Failed

to Make Case.

understanding that the new contract for

the fast Canadian mail service would be

given to the Allen line.

PORTLAND, Ore., Dec. 5.-The argument of counsel for the defense in the land fraud case commenced today, Lawrence F. Puter of Eureka, Cal., brother of one of the defendants, being the first speck r to address the court and jury on pehalf of the persons accused of a conspiracy to defraud the government of public linds.

The speaker held that the government had failed to make out its case against the prisoners and attacked the testimony of the government's principal witnesses, Montague and Heldeke as being unwo by of bell f. Counsel asserted that the principal: in the defense were innecent purchasers of the land and not responsible for deceptions practiced upon them, and that the is at a private house on K street. Mr. and persons whom the government all ges are Mrs. Hinshaw are at 214 North Capitol fictitious are living, human beings, who street. Congressman McCarthy is stopping actually went upon the lands in question. Judge O'L'ay went before the jury today defend himself of certain aspersions thrown upon him by witnesses for the government. Judge O'Day iinished during the

ATTACH HOME OF LAWSON Massachusetts Supreme Court Will Henr Case Brought Against Boston Financier.

BOSTON, Dec. 5.-The suit against Thomas W. Lawson for \$350,000 brought by setts supreme court. The action is said to have been taken in connection with stock

Papers filed in the case indicate that Mr. Lawson's place at Scituate, Mass., has been attached for \$350,000. In the bill of complaint the plaintiffs declare that Mr. Lawson failed to respond to several calls for payment on stock for which he had sub-

Congressman Burkett Congratulated Ove His Prospect of Promotion.

HINSHAW TALKS OF VISIT TO PRESIDENT

Major Lacey of Iowa Still a "Stand Patter" on the Tariff Question and Can See No Evidence of Demand for Revision.

(From a Staff Correspondent.) WASHINGTON, Dec. 5 .- (Special Telegram.)-Every member of congress from Nebraska, Iowa, South Dakota and Wyoming was present when the last session of the Fifty-eighth congress convened today. They were a cockey lot of cong essmen It was "Mr. Senator" here and "Mr. Senator" there, and the First district repre-

There were few flowers, however, for the men from the west. Allison and Hedge of the statement and making the fallure to Iowa received a few remembrances; so did | file a statement a felony punishable by im-Kittredge of South Dakota and Mondell of prisonment not to exceed three years. Wyoming, but Nebraska's representatives, so far as could be seen from the press gallery, are without flo al recogn tion, but they did not look di consolare because the florist had passed them by.

greeting accorded him.

They were a happy crowd of legislators who met today in annual session of congress, the happiness largely extending to the lower house, McCarthy of the Third ing June 30, 1906, were transmitted to con-Nebraska, Hedge of the First lowa Mondell of Wyoming and Martin of South Dakota being particularly jubilant. Judge as against \$614,518,937, the amount of the Kinkaid, suave and low voiced, was glad appropriations for the current fiscal year. his advent by introducing a bill providing that persons who prior to November 4, 1904, made entry of lands under the socalled Kinkeid bill, approved April 28, 1904, shall not be required to establish or maintain residence on the lands so entered by them prior to May, 1905. Having had such phenomenal success in getting through congress his bill amending the homestead laws of the United States and giving s section of land to settlers in defined limits of Nebraska, the statesman from O'Ne.ll now seeking to postpone the time when settlers must go upon the land to establish a residence. In the language of a Wyom'ng cattle

"It will be pretty cold we the: in the Sixth district if the cattle men are

because he remarked that Washington state would not agree to the proposition. proposed to look after them.

"Did he say anything about tariff re-"Well, I am sure the president does not want to be quoted," replied Mr. Hinshaw, but I believe he would like to have the tariff modified, particularly on steel, wood

pulp and paint" Your correspondent mentioned this talk of Mr. Hinshaw to Major Lacey of the Iowa delegation. Major Lacey replied: "If you can show me how you can revise the tariff schedule without a tariff bill then I am for revision. We tried it in the past and before we got through the whole tariff was under discussion."

And along these lines Lacey said: never saw the people so well satisfied with onditions as they are now. I do not see any heavy demand for bothering the tariff. suppose there are some people who want to look inside the doll to see if it is stuffed with sawdust, but in my state the number of inquisitive people are not so great." Representative Martin of South Dakota, representing a portion of the country that s freely spoken of as demanding tariff

revision, had this to say: "There is no clamor for revision in my state. I do not mean to say that there is no sentiment for revision, but the people are not falling over themselves for such action. They do not believe that an extra session will be necessary and feel that the regular session can take care of whatever revision is deemed necessary later on.'

Cut in Appropriations.

Mr. Burkett, after adjournment of the house, was caught in the committee on appropriations room, where he had gone to he enlisted under false pretanses. Putney nurse his good right hand, which had been is a young Virginian, who recently got into loing yeoman service early in the morning. trouble at St. Louis, resulting in the loss "There must be a cut in appropriations," e said. "We are appropriating entirely too much money for several departments some valuable family jewelry and that he in view of governmental receipts. The in- enlisted in the army while suffering from crease desired for the navy must be temporarily cut down. We have been extremely liberal with the navy. In the last three years we have ordered a number of battleships built. These with the new ships just going into commission will give us most formidable buttleship fleet, so that I think we can afford to cut down our appropriations for this particular fighting

force. My belief is we ought to stop a bit and take a look around before we go on adding to our navy and then lack men to Senator Dietrich will be at the Arlington this winter with his daughter. Senator Millard has taken his old rooms at the New Willard. Congressman and Mrs. Burkett are at the Dewey. Representative Kinkaid

at the National.

Postal Matters. George W. Vogel has been appointed postmaster at Norris, Frontier county, Neb., vice J. S. Leechitner, resigned. Rural carriers appointed: Nebraska Waverly, route, 1; Caleb E. Negus, carrier E. W. Negus, substitute. Iowa-Ciarinda, Harland, substitute. Graettinger, route, 1; John C. Molison, carrier; Andrew B. Peter

son, substitute; route, 3; Edwin B. Merri. man, carrier; Nettie Merriman, substitute. Guthrie Center, route, 2; Albert D. Mo raine, carrier; Elsa Moraine, substitute Luther, route, 1; John F. Radcliffe, carrier; Augustus, Moats, substitute. South Dakota -Deli Rapids, route, 1; Jens C. Jensen, carrier; N. C. Jensen, substitute Pattern After Kinkaid Bill. An important bill affecting about 4,000,000

icres of land lying west of the Missouri river in South Dakota was introduced in the house today by Representative Martin. The measure has the support of the entire

(Continued on Second Page.)

Bourke Cockran Introduces Two Bills Dealing with Campaign Contributions and Expenditures.

WASHINGTON, Dec. 5.-Representative Cockran (N. Y.) introduced today a bill providing for the appointment of a special amission to inquire into and ascertain the amounts of money expended by both parties in all elections for presidential elec-

tors from 1892 to 1964, inclusive, Representative Cockran (N. Y.) introduced a bill today providing that when any sums exceeding \$50 shall be contributed to the funds of any political party or any money shall be expended by or on behalf of any candidate for representative in congress or for presidential electors, before an election at which representatives or presidential electors are to be chosen, a statement shall be filed within three days fro msuch contributions or expending such moneys in the from Nebra ka, Eimer J. Burkett leading office of the clerk of the district court of all of his colleagues in the warmth of his the United States for the district in which reception at the hands of his asso lates, the person or firm or corporation making such contribution or expenditure shall reside, specifying the amount, the name and sentative visibly showed his pride at the residence of the donors and of the person

or officer receiving it. Provision is made further for publishing

ESTIMATES OF FEDERAL EXPENSES Five Million Dollars Sore Desired

Than Appropriated Last Year. WASHINGTON, Dec. 5 .- The estimates of appropriations required for the support of the government for the fiscal year endgress today by the secretary of the treasury. These estimates aggregate \$619,669,852. o be back in Washington and signalized | Following is the recapitulation of the es-

| П |   | CONTRACTOR SERVICE | Carlotte Louisian |
|---|---|--------------------|-------------------|
|   | Department of Justice.                          | 8,248,480          | 8,624,927         |
|   | Department of Com-<br>merce and Labor           | 13,795,989         | 10,989,683        |
| 3 | ture  | 6,419,810          | 5,912,870         |
|   | Postoffice department<br>Department of Agricul- | 15, 439, 900       | 2,211,127         |
| i | Interior department                             | 162,924,425        | 171,970,808       |
| d | Navy department                                 |                    | 106,272,662       |
| 3 | War department                                  |                    | 116,490,574       |
| 1 | Treasury department                             | 170,547,000        | 176,486,066       |
| d | State department                                | 3,628,842          | 3,107,979         |
| d | Executive                                       | 383,540            | 313,367           |
| d | Legislative                                     | 12,314,015         | \$ 12,168.487     |
| 3 | es auto a transition of the                     | 1906.              | for 1906.         |
| ١ |   | for                | tions             |
| j | E   | stimates .         | Appropria-        |
| 7 | timates by department                           | 91                 |                   |
| 3 | LOHORING IN the recei                           |                    | or erec co        |

The estimates for 1906, which are nearly include \$146,836,320 permanent annual appropriations, already provided for by law.

acts of 1900 and 1901. The opinion is in favor of the government. The claim pre-"The president, realizing the significance sented was that naval officers who go to His acquaintances with of the recent vote of confidence in his administration said that he believed with of their usual pay because the increased Herbert D. Newton, the rBookline Mass. Abrham Lincoln, that the plain, common allowance is made to army officers who are banker, have stated that their client people had elected him president and he assigned to duty at sea or at a foreign loaned Mrs. Chadwick money only after similation of the salaries of army and navy officers. Mr. Thomas is a captain in the navy and made claim for the extra pay because of service in the Philippines, in China and at sea. Most of his claims were allowed by the court of claims, but this decision was today reversed.

JAMES N. TYNER PASSES AWAY Former Postmaster General, Later

Tried for Fraud, Is Dead. WASHINGTON, Dec. 5 .- Former Post master General James N. Tyner died at 9-15 o'clock this morning.

Mr. Tyner was postmaster general for a short time during President Grant's administration. His last official duties were as assistant attorney general for the Postoffice department, from which office he was removed last year, which was followed by his indictment, together with his nephew. Harrison J. Barrett, in a charge of conspiracy in connection with the use of the mails by certain alleged "get-rich-quick" concerns. On this charge he was acquitted number of years. He was born in Indiana in 1826.

YOUNG PUTNEY IS OUT OF ARMY

War Department Orders Young Virginian Discharged Without Honor. WASHINGTON, Dec. 5 .- The War departnent has directed that Recruit Stephen Putney, jr., of the general service, Jefferson Barracks, Mo., be discharged without honor from the army on the ground that of all his money. One of the stories was that he had been kidnaped and robbed of the effects of a drug given him by the

Sugar Company Loses Case.

WASHINGTON, Dec. 5.-The supreme court of the United States today denied the applications for writs of certiorari in the cases of the American Sugar Refining company of New York, versus the United States, thus in effect affirming the decision of the circuit court of appeals for the recond district, which sustained the government. The suit was brought by the sugar refiners to test the validity of treasury regulations allowing for the temperature modifications of the polariscopic test of sugars brought into the United States.

MINERS' FEDERATION MEETING President Moyer Says Cripple Creek Conditions Are Unchanged and Strike Continues.

DENVER, Dec. 5 .- The executive board of the Western Federation of Miners convened in this city today. One of the subjects to be considered is the Cripple Creek

"The issues involved in the Cripple Creek strike," said President Charles H. Moyer, 'remain unsettled and the situation is unchanged. Personally I see no reason why the strike should be called off until a satisfactory agreement with the mine own-

OURAY, Colo., Dec. 5.-Following the change. The adoption of the eight-hour day in the mills of this city was hastened | hold their criminal meetings. by the fact that the mill men were leaving here and going to Telluride to take ad- that at these meetings passenger rates are vantage of the shorter workday there.

# INDIGNANT MID-WEST MEN ALL PRESENT WOULD PROBE ELECTION FUNDS BECKWITH ENDORSED NOTES NEBRASKA WEATHER FORECAST RUSSIANS WIN FIGHT

President of Oberlin Bank Makes Sensa- Temperature at Omaha Yesterday: tional Confession in Chadwick Case.

THREE NOTES BEAR NAME OF CARNEGIE

They Aggregate \$1,250,000 and Are Endorsed by Oberlin Bonk-Mrs. Chadwick May Be Put Under Arrest.

CLEVELAND, O., Dec. 5 .- C. T. Beckwith, the president of the defunct bank at Oberlin, O., tonight confessed that he had indorsed three notes, aggregating \$1,250,000, bearing the name of Andrew Carnegie, for Mrs. Cassie S. Chadwick.

There were numerous new angles developed today in connection with the affairs of Mrs. Cassie L. Chadwick and the troubles of the closed Citizens' National bank of Oberlin, O. President C. T. Beckwith and Cashler Frank Spear of the latter institution were brought here from Oberlin by United States Marshal Chandler and a deputy shortly before noon. The bank officials were arraigned before United States Commissioner Starsk. Both pleaded not guilty to the charge of misappropriating the funds of the bank and waived a preliminary hearing. Commissioner Starsk fixed the ball at \$10,000 in each case and bound the two men over to the grand jury, which meets February next. The prisoners were released on bond this afternoon. Receiver Nathan Loeser filed his bond

today, thus making him the legal custodian of all property owned by Mrs. Chadwick. It is stated that the approval of Mr.

oesser's bond ties up absolutely all of Mrs. Chadwick's property and not a dollar of her debts can be paid out of the proceeds of her estate. All creditors, it is said, must share alike. This is supposed to apply to the Newton claims, if there is an attempt to pay it out of any money that may be due to the estate. Emil Chadwick, son of Mrs. Chadwick,

arrived here from New York today and at once went to his mother's home at the corner of Euclid and Genesee avenues. The young man was deeply depressed. He refused to talk for publication. Banker Beckwith's Confession. Seated in the office oif the United tSates

District Attorney in this city this after-Grand totals ........ \$619,663,852 \$614,548,937 noon, President C. R. Beckwith, president of the failed Citizens National bank of \$5,000.000 more than the estimates for 1906, Oberlin, made a confession regarding the bank's transaction with Mrs. Cassie L. Chadwick. Mr. Beckwith said:

compelled to live on the lands they have acquired under the Kinkaid bill this winter."

NAVAL OFFICER LOSES HIS CLAIM
Hinshaw's Visit to President.

Congressman Hinshaw, recounting his visit to the president, said that Mr. Roosevelt had called his attention to the claim made by Nebraska that in proportion to the number of votes cast it led all states in republican increase. The president would not admit this, said Mr. Hinshaw, because he remarked that Washington after the remarked that Washington after the resident proposed for by law.

NAVAL OFFICER LOSES HIS CLAIM

NAVAL OFFICER LOSES HIS CLAIM

Lam either an awful dupe of a terrible fool. I guess there is no doubt about my being a fool. I know I have done wrong, and although crushed to the earth myself. I do not propose to be made a scapegoat to shield the sins of others. Further concealment of the truth cannot help anyone. If I thought it could my lips would remain sealed as though I had been stricken dumb. The truth is that others also must be called to the bar to answer for their part in this terrible affair and one of those whose answer must be had it Mrs. Cassie L. Chadwick. Mr. Beckwith said:

I am either an awful dupe of a terrible fool. I guess there is no doubt about my being a fool. I know I have done wrong, and although crushed to the earth myself. I do not propose to be made a scapegoat to shield the sins of others. Further concealment of the truth cannot help anyone. If I thought it could my lips would remain sealed as though I had been stricken dumb. The truth is that others also must be called to the bar to answer for their part in this terrible affair and one of the contest.

RUN ON The banker spoke in broken sentence

and tears were streaming from his eyes sea should be allowed per cent in excess began three years ago. The attorneys for loaned Mrs. Chadwick money only after port, the purpose of the law being the as- a note signed "Andrew Carnegie" had been Bank of Buffalo was closed today by State endorsed by the president and cashier of Superintendent of Banking Kilburn bebank, Oberlin, O.

tions with Mrs. Chadwick as follows: Yes, we endorsed the note, in addition to one other note for \$500,000, but, O God never for the purpose for which they were

"Do you mean to say that there are two \$500,000 notes in addition to the note for \$250,000?" was asked Mr. Beckwith.

'Yes, notes aggregating \$1.250,000." "It has not been generally understood

was suggested. "I know it, I know it, but the notes ex ist just the same," said Mr. Beckwith. falo wealthy men. These two announce-"One of them is in the hands of the re- ments had a reassuring effect, and several ceiver and the other ought to be in the large deposits which had been withdrawn hands of Mrs. Chadwick. If she has dis- were again placed in the bank. Small deposed of it she has done something which positors, however, continued to withdraw she swore she would not do, so please make their money, and at 3 o'clock nearly 19 by a jury. He had been in ill health for a it plain that a solemn oath was taken that people were in line before the cashier's the notes which bear our endorsement window. All were paid before the bank were never to be used by Mrs. Chadwick closed for the day. for the purpose of raising money and she

> "Mr. Beckwith, to correct any wrong ing department. impression, would it not be wise for you to state how Mrs. Chadwick induced you to place your signature upon the notes?" "My God, I would like to If I thought It would make it clear. To tell the story would be to tell the tale of torture and transactions covering a period of over a year. To tell it would take a good half day and in my terrible condition I cannot attempt the task. I cannot tell the story before I go on the witness stand. I must seek advice."

Mrs. Chadwick's Statement. "Did you have the slightest suspicion that the notes carrying the name of Andrew

Carnegie were not genuine?" "In heaven's name, how could we have to both of us and one or more witnesses that she personally saw Mr. Carnegie sign his name to the notes she placed before us. But we said we must be sure. How are we to know? The answer came in less than two days when a New York attorney appeared in Oberlin, who said he was the attorney of Mr. Carnegie-his special agent. He vouched for the correctness of the claims made by Mrs. Chadwick. at least six conferences with this lawyer, two in Oberlin and four in Cleveland. Perhaps I am saying too much, but I must tell something more. In every other way we attempted to make certain that we were engaged in a legitimate business transaction, the kind of a transaction a business man would enter upon with credit to him-

TICKET SCALPERS FIGHT BACK Brokers Allege that the Passenge Association is an Unlawful Organisation.

CHICAGO, Dec. 5 .- Answers were filed today in the United States circuit court by twenty-five members of the American defendants to bills recently filed by the passenger association in connection the alleged "scalping" of tickets to the World's fair at St. Louis.

The bills filed, the answers charge, are the result of an illegal combination be lead of the Telluride operators, it is antween the railroads comprising the pas nounced all the milling plants in the Ourny senger association. The defendants charge district will adopt an eight-hour basis by that the complainants in order to escape January 1. The mine managers are now from the operation of the penalties and making arrangements preparatory to the punishment of the United States organ ized the organization and held and still

In this connection the answers allege fixed, doing away with competition.

Fair Tuesday and Wednesday

|   |     |      |     |     |   |    |   |   |     | Omn |     |     |     |      |   |   |   |    |
|---|-----|------|-----|-----|---|----|---|---|-----|-----|-----|-----|-----|------|---|---|---|----|
| l | Ho  | ur.  |     |     |   |    | Ü | b | eg. | Ho  | ur. |     |     |      |   |   | D | eg |
| J | - 5 | a.   | m   |     | ٠ | ×  | 6 |   | 24  | I   | p.  | m   |     | *    | è | ÷ |   | 2  |
| 1 | - 6 | n.   | m   |     |   |    |   |   | 24  | 2   | p.  | m   |     |      | ٠ |   | ÷ | 2  |
| 1 | 7   | n.   | m   | 44  | * | ě. |   |   | 25  | 3   | p.  | m   |     |      | × | ¥ | × | 3  |
| 1 | N   | n.   | m   | ٠.  | ٠ |    |   | 6 | 28  | 4   | p.  | m   | 8.9 | į.   |   | * | × | 3  |
| 1 | - 9 | n.   | m   |     | * | *  |   |   | 28  |     | p.  | m   |     |      | * | * | * | 2  |
|   | 10  | m.   | m   | *7* | ٠ |    |   |   | 20  | 6   | p.  | 935 |     | . 10 |   | * | ٠ | 2  |
| ı | 11  | n.   | TH1 |     | * |    |   | • | 28  | 7   | p.  | 233 |     |      | * | ж | ÷ | 2  |
|   | 12  | Tit. |     |     |   |    |   |   | 26  | 8   | p.  | m   |     |      |   | ٠ |   | 2  |
| 1 |     |      |     |     |   |    |   |   |     | - 0 | m.  | 799 |     |      |   | ú | 0 | 2  |

**ELECTION OFFICERS GO TO JAIL** Three Denver Men Are Adjudged Guilty of Contemtp of

Court.

DENVER, Dec. 6 .- Frank J. Krattke, city license inspector, Joseph Ray, Edward O'Malla and Charles Kofsky were today adjudged guilty of contempt by the state supreme court and were sentenced to Jall. The sentences are as follows: Krattke, one year's imprisonment,, and \$1,000 fine and costs; Ray and O'Malia six months' imprisonment and \$500 fine and costs each; Kofsky, three months and \$250 fine and

costs. Precinct Eight Ward five at the late election and were accused of disregarding the court's injunction order. The principal charge against them was that they perguilty of contempt.

The court denied an application for release of the convicted men on ball pending an appeal to the federal court.

Arguments were heard this afternoon on the contempt charges made against six officials of precinct 8, ward 5, the ballot box of which was opened last week. Expert 'George H. King and M. M. Hanns submitted reports differing in detail but practically agreeing that sixty-one democratic ballots were written by fourteen persons and seventeen republican ballots by six persons. The additional charge was lied against the accused that they stuffed the ballot box. No evidence was offered in their defense, but their attorney, John G. Taylor, declared in his argument that the supreme court watchers were equally as guilty as his clients.

District Judge John I. Mullins impaneled grand jury in the criminal court today and will tomorrow deliver his instructions to its members in regard to investigating ection frauds.

Before United States Commissioner Capron today was begun the hearing of the second let of officials charged with conspiracy to intimidate voters. The defendants are Max and William Schradsky, Max Sissak, Sam Slatkin and Sadie Plessner, democratic workers and officials. Notice of a contest of election of many

embers of the legislature was practically

served on the State Canvassing board to-

day. No date was set for the beginning

BUFFALO BANKS German Bank Closes Its Doors and Probably Will Not Reopen-Ger-

man-American in Good Shape. BUFFALO, N. Y., Dec. 5,-The German a national bank. The men who endorsed cause of a run which began with the openthe note were President Beckwith and ing of the doors and continued to grow Cashier Spear of the Citizens National in volume as the day advanced. A large crowd of excited depositors gathered in Relating this matter, Banker Beckwith front of the German bank seeking informacontinued his story of the bank's transac- tion. Officials were placed at the door and no one was allowed to enter. All this excitement had the result of sending nervous depositors hurrying to the German-

Soon after the announcement was made that the German bank had closed the Buffalo Clearing House association issued a statement that it would stand by the German-American bank and meet all demands made on it. It was also announced that that there were two notes for \$500,000," it President Emory and two directors of the German-American had resigned and that their places had been taken by three Buf-

> The German bank was placed in charge of George S. Leonard of the State Bank-Superintendent Kilburn is of the opinion that the German bank will not resume business.

President Clement of the Marine Na ional bank, referring to last night's conference of bank officials, which adjourned until today before taking final action, said.

and.

The reason that the other banks did not decide to come to the assistance of the German last night was because they were unwilling to take action this afternoon, before they were satisfied of the reorganization of the German-American and the retirement of President Emory, who represented the new interests. This reorganization could not be effected until this morning.

had such suspicion? Mrs. Chadwick swore, SLEET AND SNOW IN THE WEST Oklahoma Has Bad Weather and Precipitation Continues in Kansas and Texas.

KANSAS CITY, Dec. 2 .- Snow was still failing lightly early today in southwesters Kansas to the Colorado and Oklahoma lines, in northern Oklahoma and the panhandle of Texas. The temperature was slightly rising, however, and the indications were that the snow would not last long The fall of snow in the portion of the ountry noted averaged two inches in depth. In Oklahoma there was a heavy fall of sleet. No damage was reported. There was only a trace of snow in Missouri. NORFOLK, Neb., Dec. 5.-Six inches of now has fallen between Valentine and

Deadwood. BEATRICE, Neb., Dec. 5 .- (Special.)-A ight snow, harely covering the ground, fell here yesterday. The ground is very dry and a heavy rain or snow would prove beneficial to winter wheat in this locality.

WANT ANSWERS FROM WITNESS Ticket Brokers' association, who were made Commerce Commission Asks Court to Order Car Line Manager to

> Testify. CHICAGO. Dec. 5 .- On behalf of the Inerstate Commerce commission a bill was filed in the United States circuit court to day against Frank J. Reichmann, formerly vice president and general manager of the Streets' Western Stable Car line. The bill asks that he be ordered to appear and answer questions concerning live stock car-

At a hearing of the commission last Ocober Reichmann refused to answer various inquiries regarding dileged rebates to ship-

Renneakampff Succeeds in Ambushing & Big Turning Movement.

MIKADO'S ARMY LOSES HEAVILY

Fifteen Hundred Reported Slain and a Large Number Wounded.

Japanese Attempt to Storm Trenches and Are Driven Back with Great Losses.

BATTLE AT LONE TREE

ON DOGGER BANK AFFAIR

Admiral Rojestvensky in an Official Report Tells How Russians Fired

on Their Own Ships-One Man Killed.

MUKDEN, Dec. 5 .- There is a persistent rumor that the force of Japanese sent to turn General Rennenkampff's flank has been repulsed with great loss. The story is not yet officially confirmed, but details mitted repeating. Carl Wilson, election are given with great circumstantiality. It clerk in the same precinct, was found not is stated that General Rennenkampff, who knew the movement was maturing, awaited the Japanese at the mouth of one of the captured passes, and that the Japanese turning force threw themselves unsuspectingly into the ambuscade, where, after the fight, the Russians collected 500 Japanese corpses. It is added that there are 1,000 more Japanese corpses which it has been impossible to collect on account of the fire of the Japanese. This does not include the Japanese loss in wounded. The Russian losses, according to this account,

> was only thirty or forty men Fight at Lone Tree Hill.

The night of December 2, the Japanese began a heavy artillery fire on Poutlloff (Lone Tree) hill, paving the way for an infantry attack. The Russian artillery answered vigorously for several hours and then slackened. The Japanese, Imagining the Russian fire had been stienced, flung themselves in masses against the trenches, where they were allowed to come within close range and then were met with withering volleys and a counter charge with the bayonet. The Japanese fled, having sus-

tained enormous losses. A Cossack expedition, which was sent the night of December 2 to capture a Japanese battery on the Russian right flank was only partly successful. The Cossacks wiped out the Japanese sentries, killed the gunners and got possession of the battery. but were unable to remove the guns owing to the rapid arrival of Japanese reinforce-

On December 3 Captain Gichkoon and Corporal Companetz crawled up close to the Japanese position, where they remained under a heavy fire all day making sketches of the whole position and returned in

safety. An attack by Japanese on Pouttloff hill on December 3 was probably due in part to a wish to distract attention from sapper village of Shakhe; but these operations were discovered and repulsed and the Japa-

nese fled. Several Miaor Skirmishes. Skirmishes continue. The night of November 30 Captain Alexandroff, with thirty men, routed a force of fifty Japanese by a surprise attack on the trenches. The same night volunteers under Lieutenant Vedetska surrounded and wiped out a picket of twenty-five Japanese near Toungou. This led to a hand to hand fight in the Japanese underground trenches, where twenty more Japanese were bayoneted. The Russians lost severely in this fight, a number being caught in wire entanglements. Altogether ten Russians were killed and fourteen wounded. The night of December 2 there was another Russian attack on Japanese trenches in which a

Manoffski, one of the most daring of the Russian scouts, who was killed in hand to hand fighting. Light on Dogger Bank Affair. ST. PETERSBURG, Dec. 5 .- An official statement issued from naval headquarters

number of trophies and rifles were secured

but at the cost of the life of Staff Captain

account of the Dogger bank affair and ex-

plains how the Baltic fleet fired on their own ships. The statement is as follows: According to supplementary information from Vice Admiral Rojestvensky concerning the North sea incident two searchlights, of the Dmitri Donskol and Aurora, suddenly appeared on the left of the ironciad division. The Dmitri Donskol showed night signals, whereupon, fearing projectiles from the hindmost ships of our division should hit our own vessels, either direct or by ricochet, a general signal to cease fire was made by the Souvaroff. The order was at once obeyed. The whole firing lasted less than ten minutes. Comcease fire was made by the Souvaroff, order was at once obeyed. The firing lested less than ten minutes, munications by wireless telegraph that five projectiles struck the Asome ricocheting and others hitting of Three were seventy-five millimeter an forty-seven millimeter shots. The on of the Aurora was seriously injured petty officer was slightly wounded, chaplain subsequently succumbed at gier.

The foregoing statement is the first official confirmation of the fact, previously published in these dispatches, that during the North sea affair five shells came aboard the cruiser Aurora, injuring a priest, who

subsequently died at Algiers. Japa Capture a Village,

TOKIO, Dec. 5.-The following announcement was made at imperial headquarters this evening: The situation at the front with the Man-

churian army is as follows: At about 2 in the morning on Saturday our infantry occupied Kuckiatzu, driving the enemy northward. The village had been firmly held by the enemy's infantry with machine guns. Our casualties were twelve men wounded and not one killed. The enemy lost over thirty men.

During the evening of December 3 the enemy's artillery shelled Waltao mountain. Two or three companies of his infantry advancing toward the mountain were repulsed.

Russian Ship in Danger.

BREST, France, Dec. 5.-The Russian torpedo boat destroyer Prouziteini, which sailed yesterday for Tangler and put into Camaret bay yesterday evening through stress of weather, is in a dangerous position, owing to the continuance of the gale. The vessel this morning attempted to change her berth, but was unable to raise her anchor. Her commander has tele-

graphed to Brest for assistance.

GENOA, Dec. 5 .- The German collier Irm. gard Horn, which was chartered by the Russians and accompanied Admiral Voelkersum's division of the Bussian second Pacific squadron through the Sues canal and was going to the island of Perim, straits of Bab-el-Mandeb, suddenly received counter orders and has arrived here. The cause of its return is not know