# THE OMAHA DAILY BEE.

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OMAHA, SATURDAY MORNING, DECEMBER 24, 1904-TWELVE PAGES.

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Fire Destroys Business Property Estimated to Be Worth Million Dollars.

NEARLY TWO BLOCKS ARE SWEPT CLEAN

Starts in Basement of Pelletier 9 - w While Crowded with Peop

FORTUNATELY ALL THE SHOPP TECAPE

Fay, Commercial and Massachus Entirely Destroyed.

ONE FIREMAN IS THE ONLY LI BEST

Ontside Towns Requested to Sex . Aid, but Flames Are Under Control Before Many Could Reach the Scene,

SIDUX CITY, In., Dec. 23.-A fire which 000 and the destruction of nearly two entire blocks, started in the basement of the Pelletier department store, located at The fire started in the basement of the store, but Its origin is in doubt.

it was with difficulty that all managed to lawyer went with her when he saw further accord as to an economical session and reescape from the burning building." The flames enveloped much of the building before the fire department arrived and was quite beyond control. For three hours and the railroad station here by a high police a half, until they had gotten beyond range of the large buildings, the flames carried everything in their path. Both telegraph companies were put out of business by reason of their wires all being burned out and the office of the Western Union was destroyed. Although a great number of telephone circuits were within the district, long distance circuits were later established with outside points.

The fire was gotten under control at 11:30, with the assistace of several outside partments.

Starts in Big Store. The fire started in the Pelletier depart-

six-story stone block, at the corner of the west, another large, fine six-story building. With the heat sufficiently intense planation. to keep the gathered holiday shoppers a rapidly spread to the westward, assisted officials here say that no det by a brisk wind

the west of the Toy block. Among these and reparation are not promptly given. were the following, which are entirely de-

The Massachusetts building, occupied by Hardware company, the Pullman hotel, Johnson & Aronsen, clothing and furnishings; Orkin Bros., women's furnishings; George Conway, wholesale tobacco and occupants escaped.

The next building destroyed was the Commercial block. In this structure were located the City National bank, J. J. Prugh, queensware; Warfield-Pratt-Howell company, wholesale grocers; Peavey & Nash, furniture; Dow Clothing company, Harsted & Halsuth, shoes; Theodore Becker Tailoring company, Weld Hardware company and Western Union Telegraph company.

Flames Jump Alley. Leaping across the alley the fire next spread to the smaller buildings facing Fourth street. These included the North

western National bank, Selzer Bros., wholesale liquors, and Magner & Walsh's saloon. The wires of both the Postal and Western Union Telegraph companies were in the path of the flames, and in addition to burning the Western Union office also destroyed nearly a block of cables connecting its system of wires with the main office. The Postal company's office was not in the burned district, but its wires were destroyed. The telephone company had great number of wires destroyed, but was able to furnish partial communication to outside cities.

Other buildings burned include the Leader hotel, at Third and Pierce sctreets: the hotel, a large, new structure, at Third and Nebraska streets; Higman & Skinner, wholesale boots and shoes, and a large number of small establishments.

When the flames had reached a point near the Tribune building, facing Pierce creet, the firemen concentrated their efforts and managed to prevent the destruction of that structure, although it was considerably damaged.

The outside departments did not arrive in time to offer material aid.

Bluffs Sends Aid.

In response to a call for assistance from Sloux City last night Fire Chief Nicholson of Council Bluffs and the company from No. 4 hose house, with its equipment, left for there at 9 o'clock on a special train Northwestern. The special consisted of a boxcar for the horses, a flat car for the hose carts and a caboose for the men. Mayor Macrae and City Clerk Zurmuchlen accompanied the firemen

Last night about 9:45 Fire Chief Salter received a telegram from Fire Chief Kellast reported leaving Boulogne Sur-Mer Delogg of Sloux City asking for apparatus. comber 18 for New York and is due at the Chief Salter at once put himself in communication with Mayor Moores, who at once ordered him to take such apparatus and men as could be spared.

Hose company No. 3 and engine company No. 5, from Eighteenth and Harney, with one steamer and two hose wagons, was taken to the Union Pacific freight depot, but before they could be loaded and start for Sloux City a telegram was received that the fire was under contro and their services would not be needed. All was in readiness for the start when this to tram was received.

COLORADO SPRINGS. Colo.. Dec. 23.—
The police are now searching for Mirs Minnie Swift. who left har home at Cripple
Creek on December s to visit at Colorado
Springs. This is an entirely different person from the Mrs. Namie Swift who was
reported missing and found again yesterday. Miss Minnie Swift is said to answer
the description of the Culler mountain
victim and to have been unbeard of by
her family since she left home.

Income May Be Taken Away from for Visit to Dresden.

DRESDEN, Dec. 21.-Countess Montigand divorced wife of King Frederick Augustus, by coming to Dresden and trying forfeited her allowance of \$7.500, one of the conditions of which that she should not

set foot on German soil.

This condition, however, may not be en forced, as popular sympathy with the counters is so strong already that the ourt will avoid anything giving the emcounters' misadventure commonly believed which is described as using unscrupulous countess leaving the court are so overlaid Saxons.

LEIPZIG, Saxony, Dec. 22.-Countess resulted in the death of one fireman. a is still here. Inquiries at the villa of Dr. Montignoso (former Crown Princess Louise) Sehme, her counsel, brought an answer from the attorney's wife that the counters was not yet in a condition to travel, the Fourth and Jackson streets, at 8 o'clock mental excitement of the last few days havtonight. The district burned over lies in ing told severely on her physical strength. the center of the business portion of the It seems that the countess was overcome and among the buildings were see by a sudden impulse to see her children and the president this morning and agreed eral of the most substantial structures in left Florence without informing her parents with the chief executive in hoping that the city. In these buildings were located at Salseburg or anybody in Saxony. Dr. many large stores and several wholesale Schme's first intimation of her arrival was to broaden the scope of the Interstate establishments and three national banks, when Countess Montignoso's visiting card Commerce commissi was handed in at the door of his villa. He tried vainly to dissuade her from going to A large number of Christmas shoppers Dresden, pointing out to the countess the with the president this morning. It is said crowded the Pelletier and other stores and impossibility of seeing her children, but the that he and the president are in thorough rived this morning at 2:52 o'clock from the arguing was useless. The countess was ac- duction of appropriations. It is believed He arose after the breakfast hour and came hysterical, and the efforts of her Chief of Police Dresdham, who was met at official of Leipzig. The counters made the impression on the crowds at the station that she was suffering from deep despondency.

### MORACCAN SITUATION IS GRAVE

France Takes Steps to Show Displeasure at Present Trend. PARIS, Dec. 23.-The Foreign office con siders the situation in Morocco extremely grave. The sultan's dismissal of his French and other military advisers has been followed by a number of other acts showing his intention to interrupt the execution of C. Duncan, carrier; Bennie Cutcomb, subment store, located in the Toy building, a the French policy. Accordingly the French stitute. Kellogg, route No. 3, Irving L. minister at Tangier has been instructed to Hinshaw, carrier; Z. L. Hinshaw, substi-Fourth and Jackson streets, occupied also secure the immediate withdrawal from the tute. by the First National bank. The entire Moroccoan capital of the French consul, building, together with its contents, was secure control of the flames they had military mission and all French citizens spread also to the Massachusetts block on unless the sultan vacates his previous offensive action and offers a suitable ex-

The French minister has been instructed near enough to do any material good in same time he notifies the consul, military stopping the ravages of the flames, which men and citizens to prepare to depart. The

### DISCUSS THE ESPIONAGE SYSTEM

seven large stores, including the Gillette French Opposition Accuses Officials of

Making Secret Reports.

PARIS, Dec. 23.—There was a violent discussion of the spying system in the Chamber of Deputies today. The opposition depcigars, and the American Express com- uties asserted that the secret official reports Several families lived in the rear of touched members of President Loubet's the building, but so far as known all the family. Minister of War Berteaux derided defend the president. He said an officer if it was proved that he had made a report referring to the presidential household. Many noisy demonstrations followed, requiring a suspension of the session

American Member of North Sea Com mission Visits Cabinet Officers. PARIS, Dec. 23.-Rear Admiral Davis, the and entertained Admiral Davis at the min-Minister Pelletan, who was attending a meeting of the council of ministers.

Fog is Dissipated. traffic. According to a telegram from Liv- pear at the Chicago hearing. erpool at 10 o'clock this morning the White still fogbound in the Mersey.

York December 14; the White Star line steamer Cedric, which sailed from Liverpool December 21 for New York, and the Cunard line steamer Saxonia, from Boston December 13, were still fogbound at 4 p. m. off the Mersey bar. It is considered that there is little prospect of the Oceanic or Saxonia landing their passengers at Liverpool tonight. This is the longest detention of ocean liners by a fog within recollection.

Dr. Chadwick Not Fogbound. LONDON, Dec. 23.-The vessel, said to be the Hamburg-American line steamer Pretoria, reported last night, with others, as being fogbound in the Mersey, was not the Pretoria, but was the Allan line steamer Pretorian, bound from Liverpool for St. John, N. B. The Pretorian, having on board Dr. Chadwick of Cleveland, O., and his daughter among its passengers, was

latter port December 28 or 29. French Soldiers Defeated, PARIS. Dec. 23.-Private reports received here say that the French military force of occupation in Central Africa has suffered a partment. serious reverse, accompanied by heavy losses, near Timbuctoo. There is no official confirmation of the report.

Orders Prayer for Peace. bishop of Warsaw has sent to all the Catholic priests of his diocese a special prayer imploring God to send peace, with instructions to read it during the cele-

Aged Chief of the Ogallalas Gives Up After a Long Contest.

oso, formerly the Crown Princess Louise THOMAS FAVORS RAILROAD LEGISLATION

see her children yesterday has probably Speaker Cannon Opposes Passing Any River and Harbor Bill and Favors Holding Down All Appropriations.

(From a Staff Correspondent.) WASHINGTON, Dec. 28.-(Special Telepress more punishment for her natural gram.) - Major John Brennan, the agent womanly feeling. The version of the at the Pine Ridge agency, has rethe ported to the Indian office in the kingdom of Saxony is that she is head of the Ogaliala Sioux, Red Cloud, has guiltiess of actual wrongdoing and is the after years of opposition taken his allotrictim of an intrigue of the center party, ment of land. Red Cloud has been bitterly opposed to allotment and has led a strong means to prevent a strong liberal from faction of the Sloux in opposition to the becoming onesn. The circumstance of the government's policy to make allotments whenever the same could be done without with fiction that the truth probably will friction. In the case of the Pine Ridge be unknown to the present generation of Indians allotments have been going on for some time, but Red Cloud could not be induced to take the land to which he was

> Thomas for Railroad Legislation. Representative Thomas of the Sigux City district thinks there should be legislation Commerce commission in the matter railroad rates and rebates. This he told something would be done at this congress

Cannon for Economy. Speaker Cannon spent a few minutes

this session.

Postal Matters. Postmaters appointed: Nebraska, Albany,

Sheridan county, Charles A. Bouck vice C. M. Rebbeck, resigned. South Dakots, Bend. Meade county, Peter Rosencranz, vice Ira L. Hazleton, resigned. Wyoming, Guernsey, Laramie county. Mason A. Crawford. vice Charles S. Mills, resigned.

Rural routes ordered established Februroute No. 4; population, 460; houses, 115. South Dakota, Howard, Miner county; route No. 4; population, 430; houses, 98. Rural carriers appointed for lowa: Coumbus Junction, Route No. 1, Nathaniel

### WICHITA ALLEGES DISCRIMINATION Complaint Filed on Freight Rates

Sugar from New Orleans. WASHINGTON, Dec. 23.-Acting immediately on a complaint from shippers of to keep the gathered holiday shoppers a block away, the firemen were unable to get to communicate this to the suitan at the large railroads threaten to advance the feet six inches in height, dark complexion stitute a serious discrimination against Wichita in favor of Kansas City, St. Jo-In the course of their flight the flames these await the sultan's response to the seph, Omaha and Sioux City, the Interstate registered as Mrs. Stephens. No letter or that the way the jury stood may influence registered as Mrs. Stephens. No letter or that the way the jury took but were communicated to a score of other minister's demand, but a demonstration in Commerce commission today set a hearing business places, located in the buildings to force will follow if a suitable explanation to be held at Chicago on December 29 to investigate the subject. The complaint was filed with the commission by the Lehman-Higginson Grocery company, the Wichita Wholesale Grocery company, the Ayles bury Mercantile company and W. S. Jett and Frank C. Wood against the Atchison, Topeka & Santa Fe, the Chicago, Rock Island & Pacific, the St. Louis and San Francisco, the Missouri Pacific, the Illinois Central and the Texas & Pacific railroads. It is set out that although the distance from New Orleans to Wichita is shorter than the the action of the opposition in appearing to St. Joseph, Omaha and Sloux City distances, and although shipments from New would be immediately relieved from duty Orleans to St. Joseph and Omaha pass through Wichita the published raffroad rate per hundred pounds for the transportation of sugar in carload lots from New Orleans 47 cents is threatened, whereas to Kansas ADMIRAL DAVIS MAKES CALLS City, St. Joseph, Omaha and Sloux City the rate in each case is 20 cents, and ar advance to 32 cents is threatened. The complainants allege that the rates charged and threatened to be charged are unjust American member of the international and discriminative in favor of the Missouri commission of inquiry into the North sea river points, and that the railroads violate incident, today continued making calls on the long and short haul clause of the incabinet officers. Admiral Campion received terstate commerce law as well as the orders of the commission. The complainants istry of marine, in the absence of Marine ask that the commission request the Attorney General to direct the United States attorney for the district of Kansas to institute necessary proceedings for the enforcement of the law against the defendant LONDON, Dec. 23.-The fog in London railroads. This step would not be taken practically disappeared this morning before by the commission except after a hearing a western breeze. Reports from the coasts of the case. Representatives of all the show a continuance of the dislocation of roads named have been summoned to ap-

### Star line steamers Oceanic and Cedric were PULAJANES ON THE WARPATH The White Star liner Oceanic, from New Lieutenant and Members of Philippine Scouts Are Killed on Samar.

MANILA, Dec. 28-The Pulajanes have ambushed and killed at Dolores, on the Island of Samar, a lieutenant and thirtyseven enlisted men of the Thirty-eighth company of native scouts. Two thousand Pulajanes threatened th town of Dolores and the situation is said to be critical. Lieutenant Abbott, in com-

mand of the scouts, has requested that aid be sent him. WASHINGTON, Dec. 22-First Lieu tenant George F. Abbott, who commands the Thirty-eighth company of Philippine scouts, which was ambushed by natives at Dolores, Samar, and one lieutenant and thirty-seven enlisted men killed, was a

corporal in the Ninth United States infan-

try in the fight at Tien Tsin, China, during the Boxer troubles. Officers in Washington familiar with his record say that he distinguished himself in that engagement by seizing the colors when the colorbearer fell, and holding them in the line. No advices regarding the ambuscade have yet reached the War de

## "TED" MURPHY IS IN CUSTODY

Man Charged with Taking Nelson's Money Under Arrest in California.

STOCKTON, Cal., Dec. 23.-"Ted" Murphy, who is accused by Battling Nelson of the larceny of \$10,000, has been arrested here on a Santa Fe train. Two hundred and fifty dollars was found on Murphy by the police.

Murphy was greatly surprised at his ar rest. He said that he did not have Nel- man. Black Horse was arrested this mornson's money and that Nelson had bid him ing. taken into court, given a preliminary

## SIOUX CITY HARD HIT PRINCESS RISK'S ALLOWANCE RED CLOUD TAKES HIS LAND M'GREEVY'S GENEROUS OFFER TWELVE MEN FAIL TO AGREE

Absconding Banker Tenders Eight Thousand Industs for His Liberty

PHOENIX, Artz., Dec. 23.-(Special Tele gram.)-Eight thousand dollars is the price DEFENDANT MAY BE RELEASED Bernard McGreevy, the absconding bank president of O'NeIll. Neb., offered for liberty. Captain Hi McDonald, the arresting officer, never told until today how Mo-Greevy raised the price upon his own head tenfold. That was the trick which gave McDonald possession of McGreevy's re ceipts for \$25,000 deposited in Arizona banks. McGreevy wriggled like a worm in Mc-Donald's clutches when first arrested. When he knew he was cinched for fair, he tonight is in the Tombs, ill and perhaps said: "You get \$500 for this. Call it off and on the verge of a breakdown, but with 1 will make it \$8,000,"

nsked.

McGreevy fell into the trap when the question was sprung. "Do these look good?" he asked, as he

presented deposit slips for \$25,000. keep these and you, too. I'm too old in had divided evenly over the question as to the business, McGreevy, for your game." Today McDonald had McGreevy taken ended Young's life. entitled, until the other day he came into from his comfortable quarters in the womthe agency and announced his willingness an's ward and saw him safely stowed in a

said. Nevertheless, McGreevy had a special deputy escort him to dinner at a swell none was for conviction for murder in the giving additional power to the Interstate restaurant. He had another guard of honor which he did not suspect, nor has he been in the second degree, two for manslaughter taken for a meal without this double

### BROKEN BOW MAN KILLS HIMSELF Meets Woman at York Hotel Shortly Before.

YORK, Neb., Dec. 23.-(Special Telegram) -W. H. Penn of Broken Bow, Neb., aceast and registered at the Blodgett house. companied from Dresden to Leipzig by to be the attitude of the speaker that no made inquiry if a certain woman had ar- father, the prison matron and attendants river and harbor bill shall go through at rived and where she was. The clerk told to quiet her were futile. him that the woman who registered as Stephens from Lincoln, Neb., had Stephens returned Penn is supposed to have had a conversation with her in the hotel parlors, as he was seen to go in the parlor. No loud words indicating a quarrel were heard. At noon Mrs. Stephens left the hotel and is supposed to have left York. Penn made some purchases just beary 1: Iowa, Dallas Center, Dallas county; fore dinner, carrying the packages to his room, and in ascending the stairs ran up three steps at a time. His manner and conversation did not indicate that he was despondent.

revolver shot. No investigation was made right temple and death was instantaneous. If this is W. H. Penn, he is a son of Charles Penn, at one time constable in York and now commandant of the Soldlers' home at Milford. He is a young man about Wichita, Kan., alleging that a number of 30 years old, of slender build, about five rates on sugar from New Orleans and that and nicely dressed. His and considerable these as well as the published tariff con-money on his person. In his grip was a cartridge box, with six cartridges gone,

Fine Exhibit of Poultry. PAPILLION, Neb., Dec. 23 .- (Special.)-The Sarpy County Poultry association is holding its annual show at the opera house. The show opened Wednesday and continues the remainder of the week. The attendance has been large and the exhibits, numbering nearly 300, are very good. Twentyeight exhibitors are here from different parts of the state and some fine birds are being presented. Following are the kinds. with numbers of each kind of birds, on exhibition: Barred Plymouth Rocks, 49; White Plymouth Rocks, 26; White Wyan dottes, 23; Buff Wyandottes, 10; Buff Orpingtons, 35; White Orpingtons, 2; Silto Wichita is 25 cents, and an advance to ver Combed Brown Leghorns, 46; Silver Combed White Leghorns, 21; Rose Combed Combed White Leghorns, 2; Rose Combed White Leghorns, 11; Buff Cochins, 11; Light Brahmas, 11; Black Langshans, 5; Indian Games, 3; Silver Spangled Hamburgs, 4; Buff Cochin Bantams, 5; Booted White Bantams, 1; pigeons, 25, making a total of 28; birds, Judge Thompson of Amity, May Will server the hirds today. Mo., will score the birds today.

Farmers' and Stockmen's Institute. SIDNEY, Neb., Dec. 23.-(Special Telegram.)-An institute for stockmen and farmers was held here this afternoon and evening and 500 enthusiastic people listened to the best addresses ever delivered here upon the various subjects most vital to the interests this section of the country. H. W. Campbell, an authority on soil culture, was fact that there was no coroner's inquest one of the speakers and his address received careful consideration and much good | minutes of the grand jury which indicted will be the result. Among the other speak- Miss Patterson, Mr. Levy continued: ers were Dr. A. Bostrom of Minden, Dr. O. Hull of Alma, Claude H. Hinman of Lincoln, Prof. E. A. Burnett of Lincoln and W. P. Snyder of North Platte. A general discussion took place after each of the addresses. The presence of these gentlemen has been heartily appreciated and the large attendanc is an evidence of appreciation

Farmer Commits Suicide. STANTON, Neb., Dec. 23.-(Special.)-Frank Shumpa, a Bohemian living in the south part of Butterfly precinct, in this county, late yesterday afternoon mitted suicide by blowing the top of his head off with a gun. It seems that about 2 p. m. he went to a neighbor's and borrowed a shotgun, stating that he wanted it to kill skunks with. A short time after this a neighbor called at his place and found Shumpa lying on the ground with the gun across his body. He was a married man, about 55 years of age. His wife was away from home at the time. He has two daughters. One is married and lives in Colfax county and the other is attending the School for the Deaf and Dumb at

Omaha. Will Increase Beet Crop. SUTHERLAND, Neb., Dec. 23.-(Special.) -This week the shipment of this season's crop of sugar beets from Sutherland was completed. One hundred and fifty carloads Neither He Nor Congressman Herman were sent from here to the factories, and the nearby stations did their share also, The prospects are good for a large increase in the acreage next year, as the crop has been a paying one and many farmers have realized more per acre than their land was valued at.

Stabbed by Drunken Indian CHADRON, Neb., Dec. 21 .- (Special.) John Killeross, a young Indian from Pine

been drinking heavily and while under the influence of liquor is always a dangerous l court under 200 bonds.

## Patterson Jury Makes a Report to Judge

Davis and is Discharged.

Panel is Equally Divided on Question

of Guilt and Prospects of a Conviction on Third Trial

Are Remote.

NEW YORK, Dec. 33.-Following a day of intense nervous strain, Nan Patterson constant attendance. The former show "Where would you get \$5,000?" McDonald girl, expecting acquittal at the hands of the jury which has listened to the evidence in her trial for the murder of Caesar Young last June, went into the court this noon to learn that the twelve men chosen to decide as to her innocence or guilt had "They do," McDonald assented. "I will been unable to reach an agreement, in fact, whether or not she held the revolver which

The jury stood six to six, half for neno official announcement was made further "No more ladies' frills go," the officer than this, courthouse talk had it that of the six deciding against Miss Patterson first degree; that one held out for murder in the first degree and three for mansiaughter in the second degree.

Miss Patterson Collapses. Immediately the announcement of the verdict was made, Miss Patterson broke into a fit of weeping, which continued even to take up the note. after she was led from the court room to another chamber, where physicians were called. Then she was taken to the Tombs, but she again wept and moaned and be-

The demonstration in the court after the announcement of the decision was somegone to the convent school. When Mrs. what remarkable, many pressing forward to express sympathy for the young woman Abram Levy, chief counsel for Miss Patterson, called on his client in the Tombs late this afternoon and remained with her an hour. He was ill in bed when the court convened, but when he learned of the action of the jury he went to the jail to cheer his client.

"The girl is in a very bad mental condition," he sald after he left her. "She is almost constantly hysterical, but I don't About 1:30 p. m. many in the hotel heard think she will collapse. I hope I left her a report similar to a door stamming or a in a somewhat better frame of mind. I, of course, cannot tell what we will do for her at the time. About 6 o'clock this evening yet. The counsel for the defense will have the clerk found Penn dead, lying crossways a consultation and will then do the best on the bed with a revolver clasped in his we can for her. If the retrial is not right right hand. The buliet entered near the away I am going to make a desperate effort to get bail for her. I will plead with Mr. Jerome to reduce the ball to \$15,000, and I will be able, I think, to arrange for that amount, and thus let her have her freedom ing ordeals she will have to face."

Only One Ballot Taken. Interest tonight centered in District Attorney Jerome's future action. He has not and a large photograph of the woman who said what he will do, but it is intimated any written statement could be found. The him as to a new trial. The jury took but Penns left York many years ago and no one ballot, according to the foreman, and one here has identified him as W. H. Penn. devoted the remainder of the time to discussion. From first to last the division was even. For twenty-four hours they discussed the evidence and one juror is quoted tonight as saying five of those who stood for acquittal tried on the coat which Young wore at the time of his death and with a revolver attempted to demonstrate that suicide was possible. The interest is the case was so intense that the crowds which had stood outside the court building all the morning pursued Foreman Harmer of the jury when he left the court after the final adjournment. He boarded a trolley, but men chased the car to his business office and mounted police were called on to disperse the throng.

Abram Levy tonight issued a statement, in the course of which he said; From our understanding of the law apto it and a careful analysis in the case. Whether or not there is to be a third trial is a matter largely resting in the official judgment of the district at torney, whose conclusion on that subject necessarily will be affected by his lega judgment as to the probability of conviction, and his more purely official judgmen whether the county should be subjected to

Defendant Without Means. After expressing his appreciation of the work of Judge Davis and reviewing the and that the defense did not have the

The defendant is wholly without mean When counsel assumed the defense of case it was with the understanding in the expectation that the defendant we case it was with the understanding and in the expectation that the defendant would be sufficiently equipped with means, if not to properly compensate them, at least to meet the disbursements and actual expenses which were bound to arise. This she has never been able to do, so that during the progress of the trial we did not even have the stenographer's minutes of the testimony, but were obliged to depend upon our own notes as to proofs given through a trial spreading over three weeks. Probably the most important witness for the defense should have been Miss Blake, the telephone operator at the St. Paul hotel, who received the various messages which the deceased sent out that merning. But we were entirely without means to secure her attendance at the trial and only discovered her whereabouts in St. Louis while the trial was in progress.

There were many other embarrassments from which the defendant suffered with regard to the nonappearance of witnesses, which are well known to the public.

We feel confident now that in view of the wide publicity given to the case other witnesses will come forward, if necessary, to corroborate the defendant's story in all its substantial details.

We question, however, if the district attorney will move for a third trial of this case.

The prosecuting attorney, Mr. Rand, would not say what the further course of the prosecution would be. SENATOR MITCHELL IS HOME BANKER PERRY IS INDICTED

## Will Talk About Oregon Land Fraud Charges.

PORTLAND, Ore., Dec. 23.-Senator John Mitchell and Congressman Hermann ar-Roosevelt.

Neither Mitchell nor Hermann would

## NEBRASKA WEATHER FORECAST JAPS

Fair and Warmer in North Portion Sunday Fair and Warmer in East

Temperature at Omaha Yesterday: Hour. Deg. Hour. 5 a. m..... 27 1 p. 6 6 a. m..... 25 2 p. 1 1 p. m..... 19 2 p. m..... 19 7 a. m ..... 23 3 p. m ..... s a. m..... 21 5 p. m ..... 9 s. m .... 20 6 p. m...... 7 p. m..... 10 a. m ..... 19 11 a. m.,,,, 19

12 m..... 19

### EVIDENCE IN THE BLAIR CASE Thomas S. McPheeters Tells the Lawyer's Financial

8 p. m..... 16 9 p. m..... 15

Troubles. ST. LOUIS, Dec. 23.-The testimony of Thomas S. McPheeters, for many years an intimate friend of the late James L. Blair, was the feature today of the testimony in the suit brought by a New York life insurance company to annul at \$200,000

policy on the life of Blair. Mr. McPheeters told of the prominent part taken by Blair in all movements for the betterment of civic conditions and declared that he often aroused public senquittal the other for conviction. Although timent at the risk of personal criticism. The witness rehearsed the story told by front of General Oku's army during the Biair that a brother had involved him in night of December 26 made a determined atfinancial difficulties and said that he had tack on Lamuting, but were driven back called a meeting of Biair's friends to see with heavy loss. The Japanese sustained if something could not be done for his no casualties. relief. Later, according to Mr. Mo-Pheeters' testimony, a note given by Blair became due and when a local bank became insistent and Blair had told McPheeters that he could not raise the funds, Mr. Mc-Pheeters went to ten of Blair's friends and secured the money- \$35,000-with which

David R. Francis, president of the Louisiana Purchase exposition, was also a witness. Mr. Francis told of a meeting of the board of directors of the World's fair Emperor Nicholas, says he personally saw and the publication of alleged peculations a couple of Japanese prisoners who were of Blair, who was at that time general taken December 21. They were insufficiently counsel for the World's fair company, at which it was intimated that from personal knowledge he knew that Biair was guilty and that when Blair heard of the acc tion, he offered to resign, after demanding to know the name of the man who professed to know of his guilt. President Francis said he refused to tell the name the name of the director when requested to do so at today's hearing.

### INSANE MAN SHOOTS BROTHER New York Citizen Probably Killed by Relative Who Has Been in Asylum.

NEW YORK, Dec. 23.-Becoming suddenly nsane while at the breakfast table with his brother and their mother Abraham Chapkowsky today fired five shots at his rother Louis, wounding him probably fatally. The wounded man is a well-to-do cloth 4mporter of Lispenard street. Immediately after the shooting Abraham seemed to recover his senses and dropping to his while again awaking the long, nerve-wreck- knees beside his prostrate brother begged his forgiveness. The brothers were busi- the coming storm. ness partners until four years ago, when Abraham's wife died and he became insane. or three years he was kept in an asylum but a year ago the untiring efforts of Louis secured his release. The latter was warned that Abraham was possessed of homicidal tendencies, but scoffed at the idea.

Last night was the anniversary of Abraham's wife's death. He became moody and refused to sleep and the brothers sat up together all night. Soon after they joined their aged mother at the breakfast table Abraham became violent and furiously upbraided his brother, who finally tried to oothe him. Suddenly the insane man drew a big revolver and began to fire, at first wild'y about the room and then at Louis. Three shots took effect, one in the arm another in the cheek and a third in the skull. The mother wrested the revolver from the hand of the son as the last shot

### MURDER STILL A MYSTERY Colorado Authorities Are Unable to

Identify Woman Found Dead

on Cutler Mountain,

day today, their efforts were devoid of any Japanese. from Criple Creek to Rosemount about would have received short shrift. three weeks ago, and this may lead to a

Many stories are being sent out of the Reynolds, there is absolutely no truth in the reports, and the officers are as much in the dark as ever.

The contents of the bottle found near the spot where the body was discovered and which has been analyzed, contains carbolic acid. As the bottle is full, however, it is believed to be in no way connected with the crime.

### BAIL FOR DR. CHADWICK Requisition Papers Have Been Re-

ceived at Cleveland and Will Be

Forwarded to New York

CLEVELAND, Dec. 23.-Arrangements are being made, it is understood, to secure ball for Dr. Leroy S. Chadwick, who. with his wife, Mrs. Cassie L. Chadwick, was yesterday indicted by the county grand jury charged with forging and uttering a \$5,000,000 note signed by Andrew Carnegie, when he arrives here. Dr. Chadwick is now on his way to New York from Paris and extradition papers are to be equested. County Prosecutor Keeler said today that the bond probably would be \$10,000 or \$15,000. The requisition papers for Dr. Chadwick

were received from Columbus by Sheriff Barry tonight.

### Chicago Man is Charged with Arson by Cook County Grand Jury.

CHICAGO, Dec. 23.-The grand jury today returned two indictments against Isaac N rived in this city tonight from Washington Perry, former president of the National to deny by their presence and by their tes- | Bank of North America. The indictments timony, if permitted to do so, the charges charge him with arson in connection with made in certain quarters connecting them the burning of the plant of the Chicago Car with the land frauds in this state which and Locomotive works at Hegewisch. It: Ridge, was stabled and seriously, perhaps are being investigated by agents of the He was president of the locometive comfatally, wounded by Black Horse, who had government at the beheat of President pany, which was in financial difficulties. The works were heavily insured.

Mr. Perry was acquitted on a prelimimake a statement except to deay any nary examination before a justice of the will return to St. Louis. Here he will wrongdoing. Neither of the men seems to peace. An accusation against him, howgoodbye at the depot when he left San hearing and bound over to the district know the exact nature of the charges ever, was subsequently carried before the Fortland, where he will make his head grand jury.

Russian Attack Upon Lamuting Repulsed with Heavy Loss.

ADVANCE SEIZES GUNS

RUSSIAN Ozar's Men Succeed in Making a Forward

Movement Near Mukden.

ESCAPE OF TORPEDO BOAT DESTROYERS St. Petersburg Officials Profess Ignorance

of Reported Sortie.

GENERAL KOUROPATKIN MAKES REPORT

Russian Commander Says that Japanese Are Not Properly Clothed and that the Front

Crippies Them.

GENERAL OKUS HEADQUARTERS, Via Fusan, Thursday, Dec. 22 .- (Delayed in Transmission.)-The Russians along the

Dismounted Russian cavalry attacked the cavalry on the extreme left of the Japanese line on the night of December 20-21, but

were repulsed with heavy loss. Small detachments of Russians nightly attack the Japanese outposts and patrols, but with no success.

Frost Bites Japanese. ST. PETERSBURG, Dec. 28.-General Kouropatkin, reporting a small skirmish to clad, their boots especially being bad. The general also witnessed the amputation of the frost-bitten leg of a Japanese

Russians Profess Ignorance. The Admiralty professes ignorance of the report printed by the London Daily Telegraph today in a dispatch from Che Foo to Blair and he also refused to disclose that eight Russian torpedo boat desiroyers had escaped from Port Arthur during a severe snowstorm. If knowledge of their contempiated escape reached here naturally it would be carefully guarded for strategio reasons until certain that they were clear. There is no attempt, however, to diaguise the fact that confirmation of the report would be welcome intelligence. It is possible that arrangements were made for the destroyers with the aid of a collier to flee southward and join the second Pacific squadron, to which they would constitute a powerful reinforcement

Japanese Agitate Chinese. The Novoe Vremya continues to recount instances of Japanese agitation in China, pointing out that Russia will suffer the least of the big powers from an uprising, and warning the latter to prepare to meet

Russians Advance Guns. MUKDEN, Dec. 23.-The Russians sucseded today in advancing the post their siege guns four miles south along the wagon road. This was accomplished in the face of a heavy artillery fire from the Japanese, who fired upwards of 100 shells,

two men being wounded. On account of the difficulties in getting supplies here many Chinese and other refugees have been sent north by the Chinese

which, however, did little execution, only

Russian Journalist Visits Japan. MOSCOW, Dec. 23 .- V. E. Crasuesky, correspondent of the Russky Slava, has just arrived at San Francisco, after a long and hazardous trip through Japan, where he traveled as an American journalist under the name of Percy Palmer. He undertook the journey to ascertain the real situation of affairs in the enemy's country, taking the risk of discovery and execution as a

spy. He had a complete American outfit and managed to have letters forwarded from various cities in the United States. He has reported to his paper that he visited Yokobama, Tokio, Sasebo, Osaka, Kioto, Ehimonseki, Nagasaki and Mat-COLORADO SPRINGS, Dec. 23.-Although suma; photographed the Russian prison the officers working on the Mount Cutler camp, examined the hospitals, fortresses murder mystery were on the ground all and troops, and met and entertained high Crazuesky is bringing home a new developments. Chief Reynolds has mass of interesting material, which will been working upon a report made by Con- make many interesting disclosures. He ductor Allen of the Cripple Creek Short says his most dangerous moment was Line to the effect that he carried a girl when he faced 3,000 Russian prisoners. If answering the description of the victim he had been recognized by one of them he

### SECOND STAGE IS REACHED finding of clothing, but, according to Chief Movement Started Toward Formulating Program for the Second Hague Conference.

WASHINGTON, Dec. 23 .- That the further interchange of views preparatory to the formulating of a program for another peace conference at The Hague be effected through the international bureau under the control of the permanent administrative council of The Hague" is the suggestion offered by Secretary Hay in a second circular note to the powers made public at the State department today. was dispatched a week ago, but its publication was held until it had reached the various American embassies and legations abroad. The secretary summarizes the replies of all the powers to his note of Oc tober 21 and expresses the gratification of the president at the cordial reception of his invitation. Having taken this initial step, however, the secretary says, the president feels that he has gone as far as he appropriately can, and that with the general acceptance of his invitation in principle, the future conduct of the affair may

fitly follow its normal channels. Regarding the conditional acceptance of Russia, Secretary Hay says that, while the postponement which this reply necessitates is to be regretted, this government recognizes the weight of the motive

### NAME JAPAN'S COMMISSIONER Yumeto Kushibiki Will Be Employed at Lewis and Clark Ex-

position. ST. LOUIS, Dec. 23.-Yumeto Kushibiki, whose residence has been in St. Louis for the last few years, has been appointed

the Lewis and Clark exposition cor

sioner for the Japanese section of the foreign exhibits building at Portland. Mr. Kushtbiki left St. Louis last night for a visit to his home in Buffalo, where he will spend the holidays, after which he close up his business and then proceed to