ESTABLISHED JUNE 19, 1871.

OMAHA, WEDNESDAY MORNING, AUGUST 16, 1905-TEN PAGES.

SINGLE COPY THREE CENTS.

SIX MORE ARE DEAD

Shrinkage of Fever Cases Causes Better Feeling at Orescent City,

ONLY NINETEEN NEW FOCI FOUND Many of Those Discovered Within Past Few Lays Disappear.

DR. CUITERAS ON TOUR OF INSPECTION

Cuban Expert Says the Situation is Being

Well Handled.

SUNDAY DISINFECTION DAY

Every Householder is Expected to Burn Sulphur on His Premises for Two Hours Beginning at Ten O'clock.

NEW ORLEANS, Aug. 15 .- Official report of the yellow fever situation to 6 p. m.;

New cases.
Total cases to date.
Deaths today
Total deaths.
New fool
Total foel to date.
Cases upder treatment. The day's record shows that there is

beginning to be an improvement in the situation. With only sixty-two new cases found by the new system, there is every reason to believe that the progress of the disease has been checked and its eradication is only a question of a few weeks Of the six deaths today only one was an Italian. Among the others was J. O. Daspit, a prominent young lawyer, and Pierre Aldal, a well known musician, at one time leader of the French opera orchestra. Aldai, however, was in destitute circumstances and was buried by the city. He was found in a dying condition. Only a third of the new cases today are Italians The State Board of Health announces that in the state outside of New Orleans there have been to date 129 cases and twenty-four

The state has contributed \$1,000 toward the Patterson emergency fund, which added to the subscriptions of residents of the town will enable them to continue the campaign they have inaugurated to eradi-

Thirty-five tone of sulphur, donated to the maritime hospital service today, will be distributed among the poorer class of the population for a general fumigation of

Dr. Guiteras Inspects City. The arrival of Dr. John Guiteras, the Cuban yellow fever expert, and his tour of the seat of worst infection was the most interesting feature of the yellow fever situation today. Dr. Guiteras left Havana to make an inspection of the gulf cities in connection with the Cuban quarantine and to offer his assistance in the campaign in progress here. He landed first in Florida, thence to Mobile, inquiring into conditions on the gulf coast of Mississippi, and finally came here today. His previous important visit to New Orleans was in 1897, when there was also an appearance of yellow fever and when the mesquito theory had

been demonstrated. On his arrival today Dr. Guiteras had an interview with Surgeon White of the marine hospital service. Dr. White went at length into the conditions prevailing. Later in the day Dr. Gulteras joined Drs. Corpul and Richardson of the marine hospital service staff for a tour of the old French market quarter, where the fever first appeared and where it has raged most flercely. He visited the emergency hospital and was favorably impressed with its equipment and management. In the infected quarter which the marine hospital service has conducted its fight to eliminate the mosquito Dr. Gufferas was pleased with the results universal acceptance of the mosquito theory at the end of the present campaign.

Situation Shows Improvement. The situation today again shows an im provement, both as to new cases and deaths, comparing the totals of last week, and while the marine hospital officials are unwilling to be quoted they are known to entertain most hopeful views.

Encouragement is especially found in the reduction of new foci. An analysis of the August 14 showed eight new foci. Many the new foci three days ago are considered to have disappeared, no new infection appearing in their neighborhood. A draft for \$25,000 was received today at the office of the collector of the port to be put at the disposal of the marine hospital service, which is bearing some proportion of the heavy expense which is involved in the effort to eliminate the fever. All the money needed is available to carry work, even at its present high pressure, for several weeks to come, but there is a determination to increase the fund to such an extent that work may not have to halt for want of money to carry

Next Sunday has been designated as a general disinfection day. Appeals have been made to every householder, every boarding or lodging house keeper, every hotel keeper, every merchant and manufacturer, every person having an enclosure of any nature to fumigate at 10 o'clock on that day, burning sulphur for at least

Wednesday and Friday have been appointed as outing days for the troops at the United States barracks. The men have been in confinement for three weeks and It is desired to give them an opportunity for some relaxation. Not a case has ap peared in the garrison.

A suspicious case of fever, which may develop into yellow fever, was reported today from Algiers, near which the naval reservation is located. It is a long distance from the case which occurred in Algiers about three weeks ago and the patient is a young girl, who was employed within the area of infection on this side of the

WOMAN ACCUSED OF MURDER Mrs. Harvey McPherson Null of Pratt, Kan, Charged with Potsoning Her Husband.

PRATT, Kan., Aug. 15 .- Mrs. Harvey McPherson Null, charged with murder in the first degree in having it is alleged, poisoned her husband, a well-to-do farmer, and H. C. Kelley, a farm hand, charged with aiding and abetting her in the crime. have been arrested here. Mrs. Null was released on bond. Kelley, who is soveral years her junior, was unable to furnish he coroner's jury. Null died suddenly on

Ritual Will Be Revised and Home for Indigent May Be

Established. DENVER, Aug. 15.-The eighth annua neeting of the grand aeric of the Fraternal Order of Eagles began here today. The gathering pr mises to open a new epoch of this fraternity. The ritual is to be revised along Masonic lines. so as to he order on a firmer basis, and great

rictions will be piaced on embershi ough no occupations will be barred. r important matter under onsideratio & he establishment of a A public re was given to the officers and me of the grand aerie at the Tabor Gra era house this after-

resses were made by

ayor Speer and other

itizens. Responses were made by Grand Worth; President John F. Pelletier, Morris Eisenberg of New York and Colonel Edward P. Edson of Scentile. The report of President Pelletier shows a gain of over 5,000 in the membership during the year. New aeries to the number of 301 were organized. The total membership now is more than 195,000 and the total number of meries 1.031 Presidenct Polictier gave the valuation of the assets of subordinate series at \$1,706,-

Governor McDor

The report of Treasurer Head shows a balance of \$85,000 in the treasury of the grand serie. This eclipses all previous records in the finances of the grand organization. It is gathered from talk among the delegates tonight that the proposition for an Eagles' home will be abandoned. The expense of maintaining an institution of that kind will be too great a burden a young order to undertake, they BRY.

A recommendation in President Pelletier's report which is causing considerable discussion because of the absolute power it gives, is that the president or some one else designated by the grand aerie be empowered to decide all questions of law and that such decisions be final.

The contest for the presidency seems to have narrowed down to Pelletier, candidate for re-election, and Davis of Ohio, Milwaukee is supposed to have a firm hold on the 1906 convention

CATTLEMEN SEE WILSON

Live Stock Shippers Urge Modification of Recent Order Regulating Feeding Enroute.

CHICAGO, Aug. 15 .- Secretary of Agriculture Wilson held a conference today

today that the recent order limiting the number of cattle in cars that are so arhe saw evidences of the thoroughness with ranged that feeding is possible was a hardship, and I agreed to modify it." The railroads also contend that unloading once every thirty-aix hours is often enough of his inspection and expects to see here and a committee of operating and traffic men was appointed to join with cattle shippers in presenting that matter to Secretary Wilson. The government, at the instigation of the secretary, has filed 1,200 ults against railroads for violation of the statute and the railroads are anxious to have the whole matter settled on condition

report of the twenty-four hours ending STEAMER SINKS IN HARBOR

New Shoreham Goes Down at Block Island After Exciting Run for Dock.

that they live up to the law in the future

He will give an answer to the committee

BLOCK ISLAND, R. L. Aug. 15.-The steamer New Shoreham, while entering the action. harbor today on her trip from Providence with 100 passengers, struck a sunken wreck and after an exciting run for the dock sank to the main deck just as she ranged along the pier. The passengers were able to land over the usual gang plank.

The steamer was about half way across the harbor today when she struck the great satisfaction to the health officials wreck. The collision ripped open a hole several feet wide in her bottom, but notwithstanding the steady inrush of the water the fire-room men and the engineer, headed plant of twenty-nine beds will be put into and the following persons, who own one by Chief Engineer John Quinlan, stuck to operation, thus insuring a complete filtered share each: J. J. Cunningham, Enid, Okl.; their posts. When the steamer was within 100 yards of the dock the water put out dock Engineer Quinlan was standing in today. water waist deep. He was still at his post when the steamer's gangplank was pushed ashore.

WILL OF THE LATE ARCHBISHOP Mgr. Chappelle Leaves Property to - Many Priests and to His

Nicce. NEW ORLEANS, Aug. 15 .- The will of Archbishop Chappelle was probated today.

The bequests were as follows: All of the property, real and personal, I may possess at the time of my death, situate in the state of Louisiana, I will and bequeath to the Right Rev. Edward Fitzgerald, bishop of Little Rock Ark, Right Rev. Edward P. Allen, bishop of Mobile, and to Very Rev. J. M. Laval, my vicar general.

general.

My property, real and personal, situnted in the territory of New Mexico, I will and bequeath to the Very Rev. Anthony Fourchig, administer of the arch-diocese of Santa Fe during the vacancy of that see.

All my real and personal property situated in the department of Lozere, France I will and beginstal to my nices Josephia. will and bequeath to my niece, Josephin

Rain Enough at Pierre. PIERRE, S. D., Aug. 15 - (Special)-In a torm of three days' duration there was this city, and in the eastern part of this county a much heavier fall. All this secrainfall for the rest of this year is showers fish companies still doing an independent bond and has been remanded to jail. War- to lay the dust, in fact any further soakrants were issued following the report of ing rains will be considered a detriment rather than a benefit, as it is desired that August 6, after eating a supper cooked the grass cure on the ground before it by his wife. His stomach was analyzed is frosted, as it would be spoiled for winter and was found to contain twenty-four grazing if frost should catch it while yet

President Reopens to Entry 85,000 Acres Withdrawn by Proclamation.

NOT NECESSARY FOR IRRIGATION PURPOSE

Department After Further Report by Geological Survey.

WASHINGTON, Aug. 15.-The president as modified his proclamation of August 5 withdrawing from entry certain lands in the Uintah Indian reservation and has restored about \$5,000 acres. Following is the Interior department's official statement of he action taken:

the action taken:

The act of March 3, 1965, provides: "That before the opening of the Unitah Indian reservation the president may set apart and reserve any reservoir site or other lands necessary to conserve and protect the water supply for the Indians or for general agricultural development."

Accordingly the United States geological survey, after investigation, made report to the secretary of the interior recommending that certain described lands covering over 200,000 acres, including a large quantity of agricultural lands, he reserved under said provision of law. Upon this recommendation the acting secretary of the interior requested the president to issue his proclamation making such reservation and accordingly the president issued his proclamation of August 3, 1995.

Subsequently, complaints having reached the descriptor, that the said agricultural

tion of August 3, 1905.
Subsequently, complaints having reached the department that the said agricultural lands properly should not be included in said reservation. Mr. Ryan, the acting secretary, took the subject up for further consideration and directed the United States geological survey to make a supplemental report stating specifically whether the reservation of these agricultural lands is necessary for "the conservation and protection of a water supply."

reservation of the conservation and processary for "the conservation and precision of a water supply."

This supplemental report has been made and shows that the reservation of these lands is not necessary for that purpose, but that they were included in the survey's original report on the assumption that the act authorized their reservation for "agricultural development," which was specific cultural development, which was specific cultural development. act authorized their reservation for "agri-cultural development." which was specific-ally stated in it. The acting secretary de-clided that their reservation was made only "if necessary to conserve and protect the water supply," and requested the president to release them from reservation, which was done today by supplemental proclama-tion. These agricultural lands are now sub-tect to disposition in the manner provided by the law.

Walcott Replies to Charges. In response to published charges that York. officials of the United States geological

CHICAGO, Aug. 15.—Secretary of Agriculture Wilson held a conference today with about fifty cattlemen at the Stockyards exchange on the subject of live stock transportation. The cattlemen made it plain to the secretary that they were opposed to the law which requires subject to feed and rest cattle every twenty-four hours on the journey east. They wanted it extended to thirty-six hours.

The ranchmen argued that it distresses cattle more and does them more harm to take them from the cars every twenty-four hours, prodding them with poles and banging them against the sides of the doors and cattle pen chutes than it does to allow them to remain in a car for a day and a half.

Secretary Wilson told the stockmen, who were from Texas, Colorado, Idaho, Montana, Iowa and other cattle states, that he could not change the law, but he agreed to modify the order, which now limits the number of cattle in cars when they are fed enroute.

"As to feeding the cattle on the cars." said Secretary Wilson, "there are not enough of the right kind of cars to make to the first to the survey members, in the could not change the law, but he agreed to modify the order, which now limits the number of cattle in cars when they are fed enroute.

"As to feeding the cattle on the cars." said Secretary Wilson, "there are not enough of the right kind of cars to make to the survey members in the cars when they are fed enroute.

"As to feeding the cattle on the cars." said Secretary Wilson, "there are not enough of the right kind of cars to make to be intended to the survey members in the survey may be in advance of general publication to given in advance of general pu he is in camp. The explanation follows:

government or to the director, CHARLES D. WALCOTT.

Navy Encourages Boxing. Secretary Bonaparte, after a thorough examination of the records in the case of Raphael Cohen the coal passer on the converted cruiser Yankee, whose death resailor's life.

The court found that neither Cohen's adersary nor any other person was in any

Filtration Plant Opens Two beds of the new \$4,500,000 filteration plant, with a capacity each of 3,000,000 gallons of pure water, were opened today. The water from them, however, will not be available for public use until Saturday. The opening of the beds is a source of who attribute much of the prevailing typhoid fever to the consumption of un-

water supply for the national capital. Eleven new cases of typhoid and three Charges Against Taggart.

It is now stated at the war department that charges were filed there last April against Major Taggart, who is suing his wife for divorce in Ohio, but no action has been taken on the charges, nor will anything be done until the termination of the present suit. The charges relate t matters out of which the divorce suit has Taggart also filed charges against grown. Colonel Miner some time ago, but they were considered trivial and were dismissed.

FISH TRUST FILES ANSWER State of Ohlo Informed Corporation is Organized Along Same Lines as Standard Oil Company.

COLUMBUS, O., Aug. 15 -A. Booth & to, of Chicago, a corporation popularly designated "The Fish Trust," against which a suit in ouster was recently filed by the attorney general on the grounds that it was in restraint of trade, today filed an amended answer in the circuit court. The answer admits that the defendant is incorporated under the laws of Illinois with arainfall of an inch and a quarter at a capital stock of \$5,500,000 and that it has purchased twenty-four fish companies The answer denies it is a trust in restraint tion of the state wants in the way of of business, and names several hundred fish business. It also names 230 corpora-Oil company, which are organized in the ports which would be satisfactory to all same way and doing business without being molested. It says the company is properly is entitled to all the benefits therefrom, tinued tomorrow.

Refrigerator Car Lines and Railroads

to Be Probed for Violations of Law. WASHINGTON, Aug. 15 .- The Interstate

Action Taken at Request of Interior

Commerce commission on its own initiative and as a result of complaints against private car lines today unexpectedly began an investigation of the relations between railroads and refrigerator lines, by which it is charged that the act to regulate the interstate commerce is violated in several specified places. The complaint set forth by the commis-

sion is directed against the Armour Car line, the American Refrigerator Transportation company, the Santa Fe Refrigerator Despatch and the following railroads: St. Louis & San Francisco, Atchison, Topeka & Santa Fe; St. Louis, Mron Mountain & Southern; Central of Georgia; Atlantic Coast line; Seaboard Air Line; Pennsylvania; Southern Pacific, and Kansas City Southern.

The railroads and refrigerator lines are nade respondents in proceedings and required that specific answer to all allegations be made to the Interstate Commerce

ommission by September 5. It is charged that by way of rebates or other devices the refrigerator lines are acting for the railroads as authorized agents, and the railroads, acting through the refrigerator lines are collecting and ecciving for the refrigeration of fruit and regetables lower rates from some shippers than they are contemporaneously receiving for similar service rendered to other snippers. This is held to be in violation of ections two and three of the act to regulate interstate commerce.

Another charge is that failure and neelect to publish at shipping stations and file with the Interstate Commerce comnission, the rates and charges imposed for the refrigerating of fruits and vegesix of the interstate commerce act.

The commission alleges further that the ton of fruits in certain specified terriories are unreasonable and unjust and n violation of section one. The territories described are Missouri, Arkansas, Indian Territory, Texas, California to eastern points, Louisiana and Kansas and Georgia, South Carolina and North Carolina to New

Complaints against the private car lines the government for the benefit of the act to regulate interstate commerce and members were said to hold stock, Director | been had in various sections of the country Acting Director H. C. Rizer for an ex- schedules been made for the announced planation from Drummond, Mont., where purpose of remedying alleged abuses. Combinations of railroads and private car lines have prevented any wholesale regulation said of these rates. Charges of discrimination against small shippers have poured in on the commission for a number of years. The matter has been made the subject of investigation by congressional committees and several laws have been passed giving increased powers to the commission in an effort to reach alleged combinations said to have been prohibitive of the small shipper entering into competition with shippers leasing by the year large numbers of

> The action taken by the Interstate Comupon as a test and it is declared they will prove of inestimable value in informing congress what new laws are needed for national control of private car lines where combinations are made with railroads which affect the freight and refrigerator schedules.

NEW LINE IS PROPOSED Topeka Hears Harriman is Behind North and South Route

Through Kansas. KANSAS CITY, Aug. 15 .- A special to suited from injuries received in a boxing the Star from Topeka, Kan., says that ap- received from the Philadelphia Mortgage contest held on an American warship in plication was made for a charter for a Dominican waters on July 9, said today railroad company, the purpose of which that from an investigation of the records is to connect the Harriman railroads in he saw nothing wrongful, although, of the northwestern part of the United States course, it was extremely deplorable that with the Harriman lines running to New Cohen should have lost his life. He added Orleans and through southern states. The that boxing and athletics generally are en- new railroad will run through the Kansas couraged in the service, because of their wheat belt and be chartered under the beneficial influence on the health of the name of the Denver, Kansas & Gulf. The

of which has been subscribed. finds nothing in the case that calls for Great Bend or Larned to Pratt and out deal. of the state at Klowa. At Cherokee, Okl., it will connect with the Denver, Enid & Guif, a few miles of which is in operation. It will run east from Oklahoma City to Texarkana, where it will connect with a branch of the Texas Pacific. The headquarters of the new company will be at

Medicine Lodge, Kan. The incorporators of the company are: Breckenridge Jones of St. Louis, who owns 5.000 shares of the stock; Ed L. Peckham filtered water. In sixty days the entire of Blackwell, Okl., who owns 5,000 shares. C. J. Rhoads, Medicine Lodge; W. C. Robison, Winfield; C. Q. Chandler, Medicine the application will permit the new com- document and petition on file. pany to run feeders through nearly every ounty of the wheat belt. The estimated ordered installed at Twenty-fifth and Pratt desiring to know if Miss Roosevelt will length of the main line is 300 miles.

HANLEY HELD TO GRAND JURY St. Paul Man Accused of Using Mails to Defraud Purchasers of Stock in Ranch Company,

ST. PAUL, Aug. 14.-John C. Hanley was oday held to the United States grand jury and Twentieth street from Dodge to Cass on the charge of using the United States mails to defraud. The charge arises from Hanley's connection with the Consolidated Farm and Ranch company, a corporation with an authorized capital of \$300,000. Hanley is alleged to have sold stock in the company by representing that it had purchased the Montana Co-operative Ranch company, but the receiver of the latter company testified that no such sale had taken place.

CONFERENCE ON GRAIN RATES Railway Officials Seeking to Prevent Another War for the Export

Traffic. CHICAGO, Aug. 15.-Traffic officials of eastern, western and gulf railroads held a conference here today with a view of adopting a basis of grain rates from Mistions in Ohio, among them the Standard souri river points to the gulf and Atlantic lines and prevent another grain rate war on export grain traffic. incorporated under the laws of lilinois and was reached and the meeting will be con-

EAGLES GATHER AT DENVER CHANGES UINTAHLAND ORDER COMMISSION STARTS SUITS CITY COUNCIL PROCEEDINGS NEBRASKA WEATHER FORECAST

League of Municipalities Will Ee Asked to Meet in Omaha.

RESISTANCE TO HYDRANT RENTAL BILL City Attorney Breen Recommends

Fight in Court in Preference to Payment at the Present Rate.

City officials intend to bring the 1906 convention of the League of American Municipalities to Omaha. Preliminary to carrying out this purpose action was taken by the council last night to appropriate \$300 from the general fund as expense to the Toledo convention, August 22-25, post-mortem examination by Dr. best endeavors to make the Gate City the meeting place next summer.

in a separate resolution City Engineer woman, B. Learing of Yankton, S. D., ar-Rosewater, who will read a paper on rived in the city and identified the body of asphalt pavements before the convention, his sister. was named as one of the representatives and City Attorney Breen was decided upon as another, leaving only one member for the relatives of the dead woman when President Zimman to appoint. Pending the the young brother appeared at the bier disposal of the gas fight councilmen are of his sister, and there was at least three chary about leaving town and it is possible men who were in the place at the time that the third delegate will not be of their whose handkerchiefs went to their eyes number. City Treasurer Hennings his been as he bent over the dead body and wept. suggested as a man suitable to the task. The young man is but 20 years of age and expected, out of regard for his energy is a carpenter by trade-

and talent at "mixing." Whoever the delegate is the sentiment forth of every effort to obtain it. The Commercial club and Real Estate exchange are to be asked to extend a hand tables, constitutes a violation of section and help to map out a program that will lure the members of the league to Omaha in 1906. Nearly all the councilmen made harges pursued jointly by the refrigerator speeches in favor of the enterprise, recnes and the railroads for the refrigera- ognizing, however, that other cities want the convention and to get it here will mean a struggle.

Hydrant Bills to Be Contested.

Information was given out by City Atorney Breen that the Water board and he propose to resist in court the settlement in full of fire hydrant rental bills of the Omaha Water company for the last half of 1904 and the first half of 1905. survey have used information belonging to extend over the entire life of the first Upon the city attorney's advice the council rescinded action taken in February con-Mining World, a magazine in which certain all acts amendatory thereto. Hearings have feasing judgment in the federal court to the bill of \$46,717 for the last six months ing that Mrs. Gibson received the last Charles D. Walcott today telegraphed to and not infrequently have changes in the of 1994. The Water company had refused to accept this confession, demanding the will take place in the Catholic cometery. up as well as the bill itself. Mr. Breen

"The action of the Water board in resisting the last bill will be based principally on the ground that for years and in fact always, the water company has failed to comply with its contract for fire hydrants to anything like the heighth required; also because the company has refused to put in hydrants when ordered to do so by the city and Water board from time to time.

"I think there is very little doubt that the company has not been filling the contract. It is now a question of how much merce commission now differentes a belief it can recover, not under the contract that cestain cases set local ha the proceedings can be reached under present law. have actually rendered. I am persuaded from authorities which I have read during the last few days that this is the best the company can expect to obtain."

No Tracks on Jackson.

On the recommendation of the committee on railways, telegraphs and telephones the council refused to pass the ordinance giving the Burlington the right to lay tracks on Jackson street from Tenth to Sixteenth street. The committee said that it is not deemed advisable to grant any such extensive privileges to any one company under the conditions obtaining and specially in the particular part of the city designated. Protests on the ground that it would injure their abutting property were and Trust company, Mrs. C. Fenwick, Mrs. M. A. Nagi, the Cassell Realty company, Andrew Murphy and Rome Miller.

· Acoustics Now Required.

The council chamber will be equipped. or at least an attempt will be made, so that auditors sitting behind the railing may case now pending in the district court of the station "Manchuria," on the Amur via hear what is being said during the course Thurston county in which they are made Harbin to Viadivostok, are settled in the of business. Councilman Huntington had parties defendant in a suit growing out five articles already considered. men, as well as to relieve the tedium of a capital stock of the road is \$2,000,000, \$500,000 a resolution adopted directing the com- of the payment of "The Omaha Trust mittee on buildings to take action towards | Fund" through them as government special The new railroad will connect with the this end. He stated the acoustics of the agents. In this matter suit was brought Burlington lines on the north either at big room are unquestionably bad and that by Hiram Chase, attorney for the Omaha articles and the following resume can be wise culpable and recommended that no Oronoque, in Norton county, Kan, or Re- the audience on meeting nights is unable Indian council, attacking the constitution- accepted as absolutely accurate; further action be taken. Admiral Brad- publican Junction, in Harlan county, Neb. to follow what is said. Wires strung across ality of the act of congress of April 21, ford approved the findings of the court, It will run south from one of these places the chamber, in his opinion, will take up 1904, which provides for the payment of as at present informed, and the department to Hays City, Kan., and then through the reverberations and help matters a great this \$100,000 fund to the Omaha Indiana.

Friendly Lift to Dundee.

A resolution was adopted permitting Dundee to connect with the new Saddle creek sewer in exchange for a fee of \$5,000 and a contract to bear proportionate expense in any future enlargement of the sewer disposal plant.

The appointment of Albert C. Kugel as dumbing inspector to succeed John L. Lynch was approved. City Attorney Breen reported the petition

asking for paving on Thirty-fifth avenue from Howard to Jackson street is insuf- at night the party attended a banquet at ficient because the signers attempted to waive the thirty days required by law to purposes of the company as set forth in widening the street. The council put the

> streets. Permission was given the Ak-Sar-Ben to bin probably will accompany her. use the customary streets September 27 to October 7 for the annual "oriental carnival and industrial exposition."

Paving Ordinances. Ordinances were passed ordering the pay-

ing of Thirty-third street from Cuming Charles and Douglas from Twentieth to Twenty-fourth with Purington brick block and Howard from Thirty-fifth avenue to Thirty-sixth street with asphalt. Councilman Back, chairman of the paving committee, said he had seven more paving ordinances to report on and at his request recess was taken until Thursday night at o'clock, when they will be acted upon. An ordinance was introduced to order saving work on Thirtieth street from Dodge o Farnam with Purington brick block and nother to create an improvement district for Capitol avenue from Twenty-sixth to Twenty-seventh avenue. It was announced that the Purington brick block paving on Spaulding street from Twenty-fourth to

and estimates were ordered paid. British Ships Sail East.

LONDON, Aug. 15.-The British channel quadron, consisting of eleven battleships, ight cruisers and a flotilla of torpedo boats, under command of Sir Arthur Wilson, sailed from Spithead today bound for the Baltic sea. During the cruise the squadron will visit Youlden, Gras De Ep, Swinmunde and Neufahrwasser,

Showers Wednesday and Cooler. Thursday Fate Temperature at Omaha Yesterday:

Hour. Deg. 5 a. m..... 63 6 a. m..... 67 Hour. Hour. 11 a. m 77 6 a. m 1 p. m So a. m. 3 p. m 83

MRS. GIBSON IS IDENTIFIED Brother Who Lives in Yankton Arrives and Will Take Body

Home for Burial.

The mystery surrounding the death of Mrs. L. B. Gibson, who died at the Her Grand botel a week ago as the result of noney for three delegates from this city acute stomach trouble, according to the who will go instructed to employ their Waggener, house physician at the Her Grand, was definitely cleared up yesterday afternoon, when a brother of the dead

> It was an incident full of pathos which marked the culmination of the search for

He says that his sister left home for the first time about five years ago, but it was of China and the policy of the "open door" behind him at the city hall is persistently customary for her to pay a visit to the and loudly for the convention and putting home in Yankton at least once a year. She was at home the last time about four sian leases to the Liao Tung peninsula, months ago and remained for about six weeks, when she left for Chicago to accept a position as saleswoman for a manfacturing house in that city. About eight weeks ago, he says, their mother received othing of her life in Lincoln.

suicide. *A letter has been sent by Rev. Father Kearns of St. Philomena's church, who was | gle. at the bedside of Mrs. Gibson when she died, to the parish priest in Yankton, statsacrament of the church, and the burtal

vening. Mrs. Gibson's father is dead, but her

the immediate family living. Her malden name was Catherine Learing, and she worked for two years at the Garretson hotel in Sioux City as a waitress and later was employed in the same capacity at the Union hotel in Lemars, In.

Habens Corpus Application Granted for General Beck and John F. Mackey.

adier General W. H. Beck and John F. payment of certain funds to the Omaha the 100,000 Russian prisoners in Japan. ounty by virtue of an order of arrest

The arrest of General Beck and Agent Mackey grows out of their declining to furnish a bond in the sum of \$1,000 each | Eastern railroad and the main Siberian line for which service these men were appointed.

RECEPTION HELD AT ILOILO Empress of China Would Have Miss Alice Roosevelt Pay Visit

to Peking.

MANILA, Aug. 15.-Hollo tendered the Taft party a magnificent reception today. The civic and military forces paraded and which 300 persons were present. The trans-

port Logan will sail tomorrow at daylight select material, designated asphalt and for Bacolod, the capital of Occidental Nethe fires, and when the vessel reached the deaths from the disease were reported Lodge, and Milton Brown, Topeka. The cement curb and gutter and assented to gros, where an inspection of the sugar plantations will be made The dowager empress of China has in-Councilman Schroeder had an are lamp quired, through the Chinese consul here.

> visit Peking. If so, General and Mrs. Cor-The condition of Mrs. Dubots, wife of Senator Dubois of Idaho, who was injured in a runaway accident, is greatly improved.

STANDARD MEASURE ALL RIGHT Kansas City Official on Second Test Finds that Five-Gallon Can Seized Holds Proper Quantity.

KANSAS CITY, Mo., Aug. 15.-Recently ist's office. It developed the fact that the as minister. five-gallon measure used by the Standard Oil company held a frifle more than the is also here, and the fight upon this artiquantity of liquid it was supposed to hold.

Movements of Ocean Vessels Aug. 15. At New York-Arrived: Friedrich der Grosse from Bremen. Sailed: Kalser Wil-helm II. for Eremen; Georgie, for Laver-pool; Prinz Oskar, for Naples. At Naples-Arrived: Calabria, from New York. Sailed: Sicilia, for New York. At Antwerp-Arrived: Finland, from New York. Thirtieth has been completed and accepted

At Liverpool-Salled: Carthaginian, for Halifax: Ivernia, for Boston, At Havre-Sailed: Sardinian, for Montreal, At Glasgow-Arrived: Astoria, from New

York. At Bremen-Arrived: Kaiser Wilhelm der Grosse, from New York. At Hamburg-Bailed: Denderah, for San tional difficulty was experienced tonight by

Japanese and Russian Envoys Agree Upon . Two More Articles.

BOTH- PLEDGED TO OPEN DOOR POLICY

Mutual Pledges Made to Respect the Integrity of China.

MUSCOVITES SURRENDER ALL LEASES

Port Arthur, Dalny, Blonds and Elliot Islands Go to Japan.

REAL CRISIS WILL COME

Russians Stand Firm on Cession of Sakhalin Island and Question is Passed for the

Present.

PORTSMOUTH, N. H., Aug. 15 .- The risis in the peace negotiations, upon which he eyes of the world are fastened, is approaching rapidly and the end of this week or the first of next at the latest, should witness the deadlock and the end, if the conference is to go to pieces. Two more of the twelve articles, numbers 4 and 6, were disposed of today. Article 4 consists of mutual pledges to observe the integrity for the commerce of all nations, and article 6 covers the surrender of the Rus-Port Arthur, Dalny and the Blonde and

Elliott islands. Vital Point Passed Over.

To article 4 both parties gave ready assent and the official statement of the letter from her saying that she was sick adoption of that article took care to state n Chicago and asked for \$25, which was that it was agreed to unanimously. Article promptly sent. They later received an- 5, the consideration of which was postother letter saying that she was well, but poned until later, provides for the cession that is the last heard of her. He knew of the Island of Sakhalin. Discussion appearing useless at this stage on account of Mr. Learing states that he knew nothing the firm negative given in the Russian of her marriage to Gibson, but is positive reply, it was decided upon a motion of his sister would not think of committing the Japanese to defer its discussion, thus revealing the Japanese intention of postponing to the end the life and death strug-

Both Spar for Position.

This is the usual procedure followed in diplomatic negotiations, enabling the negotiations to come to an accord upon all possible points before tackling the crucial payment of interest on the money tied The body will be sent to Yankton this issues, and the fact that the Russians acquiesced in the proposition shows that they too are as careful and as anxious other and brother live by themselves in as are the Japanese that the world should Yankton. There is no other member of not accuse them of being responsible for precipitating the break, if break there is to be, and wrecking the conference. This in itself is a hopeful sign. Besides, by postponing the burning question to the end the psychological moment for bargain and compromise arrives. Then hurriedly the last trump cards are played and the game is done. And there is growing hope WRIT FOR TWO OFFICIALS of compromise

One Possible Solution.

To the closest observers, the final solution begins to crystalize quite naturally, the Russians yielding the cession of Sakhalin, Japan foregoing the "cost of the war," A writ of habeas corpus was granted by taking compensation in the money to be Judge Munger in the United States circuit refunded to Japan by China on account of court Tuesday afternoon in behalf of Brig- the transfer to it of the Chinese Bastern railroad, which Kuszia contends belongs to Mackey, who were held in custody by the a private corporation and is therefore unsheriff of Thurston county on the charge of | confiscable by Japan; the Russian governgnoring the injunction of the district court | ment property in Port Arthur and Dainy of Thurston county in the matter of the and remuneration for the maintenance of

ribs of Indians. The case will be heard | According to the Russian view, Japan Wednesday morning before Judge Munger, has already secured all and more than it The application for the writ of habeas dreamed of claiming before the war. To orpus states that the petitioners have insist upon a foe who has still 500,000 men seen unlawfully arrested and detained in confronting it in the field footing the bill the custody of the sheriff of Thurston for the cost of the war as the price of peace would, the Russians say, change the of the district court of said county, said character of the military struggle henceorder being issued by Judge Howard Ken- forth from one for certain principles to

one for the exaction of "blood money." All questions relating to Corea and Manchuria, except the cession of the Chinese for their appearance in the injunction running through northern Manchuria, from

Questions Settled. Some confusion has arisen about these

1. Recognition of Japan's "preponderating influence in Corea, etc.

2. Mutual obligation to evacuate Manchuria, Russia to retrocede to China all special privileges, etc.

3. Japanese obligation to restore sovereignty and administration of China in Manchuria.

4. Mutual obligations to respect the territorial and administrative integrity of China and the principle of the "open door."

5. The surrender of the Russian leases to the Liao Tung peninsula, including Port Arthur, Dainy and the Blonde and Elliott islands.

Questions Yet Open.

The remaining seven articles (not given in numerical order) are: The cession of Sakhalin; reimbursement for the cost of war; the cession to China of the Chinese Eastern railroad; the article relating to that portion of the main ine of the Siberian railroad running through northeastern Manchuria, which interests the read by through northenstern schedules, which includes provision for policing the road by China and not by Russia; fishing rights on the Siberian coast north of Viadivoctok to the Behring sea; the article affecting Russia's naval power in the far east and that providing for the surrender of the Russian warships interned in far eastern seaters.

vaters. To all of these Russia has more or less objection. Besides indemnity and Sakhalin, M. Witte will strenuously oppose the surrender of the interned warships, the limitation of Russia's naval power and the ces sion of the Chinese Eastern railroad to

Program for Today.

The article relating to the Chinese Eastern railroad is No. 7, and comes up at the session temorrow morning. The Russians are prepared with documentary evidence if the article is not passed over to show that city official seized an oil measure used the railroad is a private corporation owned n a Standard Oil delivery wagon in this by the Russo-Chinese bank. M. Pokotiloff, ity, making a claim that it was short, and one of the Russian delegates, was manager prosecution was threatened. A test of the of the bank in St. Petersburg until a few measure was made today in the city chem- months ago, when he was sent to Peking

Mr. Herger, the attorney of the bank, cle is sure to prove extrenely interest-The presecution probably will be dropped. ing and possibly prolonged, as Russis will contest the Japanese contention that the Russian government is the real owner of the ratiroad and that it was built fo. purely strategic purposes.

The only jar in the sessions of the conference today occurred at the morning seesion, when a rather spirited controversy occurred over the question of the publicity of the proceedings. Each side manifested a disposition to charge the other with being responsible for the "leaks" and it was