

SUGAR MEN'S FATE RESTS WITH JURY

Charles R. Heike and Two Former Subordinates Await Decision in Fraud Case.

LAWYERS FINISH SUMMING UP

"Heike Never Drew Breath of Pesticidal Air," Says Defense.

BLAME TRACED TO CEMETERY

Guilt Put on Shoulders of H. O. Havemeyer, Deceased Officer.

STATES OBJECT OF PROSECUTION

Attorney Stanchfield Declares that Fight is Being Made on Principal Defendant as Man Higher Up.

NEW YORK, June 9.—Charles R. Heike, secretary of the American Sugar Refining company, and his two former subordinates on trial with him, charged with conspiracy to defraud the government by fraudulent weighing of sugar imports, will know soon whether the law holds them guilty or innocent.

Mr. Lexow today followed the general line of argument adopted by the defense and brought into prominence the name of the late H. O. Havemeyer, up to the time of his death, shortly after the discovery of the sugar fraud.

Defendants Accused Man.

"Heike never drew a breath of the pestiferous air of the sugar docks," said Attorney Stanchfield, who followed Mr. Lexow and summed up for the accused secretary.

"He was not contaminated by the frauds. Mr. Stimson wants to convict this man so that Mr. Wickersham can tell the public he has convicted the man higher up," continued the attorney, pointing to Heike. He added that Heike was only a salaried employe.

"Where did Spitzer get it?" cried Mr. Stanchfield, alluding to the \$100,000 he said the evidence showed Spitzer had pocketed in the banks within six years. "He didn't get it from the sugar company."

Mr. Stanchfield did not make it clear at the time where he thought Spitzer's thousands came from while he was drawing \$5 a week from the sugar company.

Mr. Stimson summed up the government's case, taking up the evidence bit by bit and welding it into what he contended was a complete chain of proof against the three defendants.

HARRY COOPER EXPIRES AS RESULT OF FALL

Man Injured from Shock Expires at St. Joseph's Hospital—Identity Not Fully Disclosed.

Harry Cooper died yesterday afternoon in St. Joseph's hospital having remained unconscious since the evening of May 24, when he was admitted to the institution following a fall from a machine in the employ of the street car company, who lives at 305 South Thirty-first street.

It is supposed he came to the city from Omaha, Neb. This was the address on an envelope found in a pocket but no further proof of identification has yet been obtained. The fall which culminated in the man's death followed a shower in which John Scheil, a machinist in the employ of the street car company, who lives at 305 South Thirty-first street.

According to Scheil's story, Cooper had been so persistent in begging that he shook him off while he was holding his arm. He fell on the pavement and was picked up unconscious. After the case had been investigated by County Attorney English, Scheil was released from the city jail. Coroner Crosby has taken charge of the body and will direct a post mortem to ascertain the cause of death which is believed to be a fracture of the base of the skull.

DOCTORS ELECT OFFICERS

John B. Murphy of Chicago is Chosen President of American Medical Association.

ST. LOUIS, Mo., June 9.—Officers were elected at the sixty-first annual session of the American Medical Association today and the standing committees, which were announced by President William H. Welch, were conducted by the house of delegates. Dr. John B. Murphy of Chicago was elected president and Dr. George H. Simmons of Chicago secretary.

In the section on dermatology a paper by Drs. Isadore Dyer and Ralph Hopkins of New Orleans contained the announcement that leprosy is spreading to nearly every state in the union and that no concerted method of caring for lepers is practiced. Officials were accused of neglecting the quarantine laws.

The importance of the prevention of infant mortality was impressed upon the delegates at the section on preventive medicine and public health by Drs. Gottfried Koehler and C. S. Clark Drake of Chicago reported that one-third of all deaths among children in Chicago are among children under 5 years of age and a large percentage of these are from preventable causes. Seven other sectional meetings were held.

This afternoon those attending the convention witnessed a double balloon ascension.

BREWERS END CONVENTION

Plan to Promote Adoption of National Labor Agreement is Approved.

WASHINGTON, June 9.—Endorsing a proposal that the organized brewing industry offer active assistance to government authorities in devising measures for the regulation of the retail liquor traffic and approving a plan to promote the adoption of a national labor agreement and a national arbitration agreement, the fifty-first annual convention of the United States Brewers' association adjourned here today.

Harrison Says He Was Rebuffed at White House

New York Representative Charges President Refused to See Him After Making Appointment.

WASHINGTON, June 9.—Representative Francis Burton Harrison of New York said today that he had received a rebuff at the White House from President Taft. In company with Representative Gold-fogle, his colleague and Killdeer of Massachusetts, Mr. Harrison escorted a delegation of Jews to the White House to talk with the president about using his good offices in settling the massacre of Jews in Russia.

After the party had waited some time, it was the secretary who privately informed Mr. Harrison that the president declined to see him. "I have none to give," he said, "I have none to give."

No explanation of the episode was had from the White House up to 3:30 p. m. There was a general disposition to connect the affair with Mr. Harrison's resolution introduced in the house several weeks ago and later withdrawn, calling on the attorney general for information in regard to his summary of the Glavis charges against Secretary Ballinger.

Secretary Norton said that a statement on the subject probably would be made later in the day.

Representative Harrison was very indignant when he returned to the capitol over the refusal of the president to see him, inasmuch, he said, as he had made the appointment with the president two days ago and had received no warning that he was to be publicly humiliated.

Mr. Harrison is a democrat and is serving his second term.

Train Strikes Funeral Coach

Minister and Three Other Persons Returning from Service Killed at Haverstraw, N. Y.

Haverstraw, N. Y., June 9.—Four persons were killed and one seriously injured here today when a locomotive struck a coach returning from a funeral. The victims were William Heber of Haverstraw, Rev. A. Romah, pastor of the Methodist church of New City, and Mr. and Mrs. E. V. Siefert of New City, killed, and Mrs. Perry Kessler, critically injured.

Stabs His Divorced Wife and Self

Paul Muehle Fatally Wounds Woman Who Was to Marry Another Man Saturday.

KANSAS CITY, June 9.—Jealous because his divorced wife was to marry another man next Saturday, Paul Muehle went to her home in St. Louis today and stabbed her several times. He then stabbed himself in an attempt to commit suicide. Both are now in the General hospital in a dying condition. Attending physicians stated that Muehle may live, but that the woman probably will die.

OSHKOSH FARMER FOUND UNCONSCIOUS IN HOTEL

J. W. Van Newkirk in Critical Condition from Gas Poisoning and May Die.

CHICAGO, June 9.—(Special Telegram.)—J. W. Van Newkirk, a wealthy farmer from Oshkosh, Neb., was found unconscious today from gas poisoning at Grace Hotel. A gas jet was partly open. Mr. Van Newkirk was rushed to the county hospital, where little hope was held for his recovery. The police were unable to ascertain from the circumstances whether the occurrence had been accidental or otherwise. Mr. Van Newkirk retired early and hotel employees noticed the light was extinguished before midnight. At an early hour the night watchman smelled escaping gas and forced open the door.

GSANTER SCHEME FOILED

Judge Day Says He Has No Claim by Reason of Adverse Possession.

Anton Gsanter had a little plan of campaign against the Northwestern railroad, which he knocked into a cocked hat. Judge Day in district court who denied the injunction Gsanter prayed for. Gsanter owned two lots at the corner of Thirtieth and Chicago streets, one facing Thirtieth and the other lot abutting on Chicago. He sold these two lots to the railroad "as surveyed, platted and recorded." Then he proceeded to fence in a strip on Thirtieth and a strip on Chicago outside the boundaries of these lots. He asserted title by adverse possession and when the road sought to build a line diagonally across the two lots from the Thirtieth street side, Gsanter filed a petition for an injunction. Thirtieth street is not open, but the attorneys for the road showed that a street is platted there. By the ruling of the court Gsanter will be unable to collect from the road for the use of the street.

This Cabby Likes Rain Better Than Sunshine

Omaha has a cabman who doesn't mind the rain—in fact, he rather enjoys it, and has a reputation about the Union station of never being driven from the seat of his omnibus by a rain storm. Other cabbies blanch at their horses and seek refuge within the waiting room of the station, but Bob Garrett prefers to sit upon his cab and get drenched. Wednesday morning while the moisture was pouring down in big drops—in sheets, in fact—the other cabbies left their horses in the rain, but sought for themselves the protection of the station. Not so with Bob Garrett. He sat perched upon the seat of the Omaha Transfer company's omnibus for two hours in the pouring rain. Directly below his seat was a small sign which read, "The Only Way," but his fellow cabbies took exception to this motto and derided that Garrett's method of holding fast was the only way for a man who didn't know enough to come in out of the rain.

BANK MEASURE IS PASSED BY HOUSE

Savings Bill, as Framed by Republican Caucus, Favored by Vote of 192 to 113.

HAS ALREADY PASSED SENATE

Democratic Substitute Turned Down by Heavy Vote Against It.

RAILROAD BILL IS DISCUSSED

Senate Leaders Hold Conference with President Taft on Stocks.

HAVE LITTLE HOPE FOR SECTION

Statement Made that Provision in House Measure Covering Issuance of Bonds Will Lose Out.

WASHINGTON, June 9.—The postal savings bank bill, as framed by the republican caucus of the house, was passed tonight, the vote being 192 to 113. The bill already has passed the senate.

The democratic substitute for the postal savings bank bill was defeated in the house by a vote of 196 to 112. Representative Sims of Tennessee, determined that a quorum of the house should listen to the debate on the postal savings bank bill, made the point of "no quorum" as soon as the journal had been read in that body today.

Mr. Sims also desired to provide an audience for Representative Moon of his state, who was prepared to speak against the bill of the majority and the substitute of the minority providing for postal savings banks. Mr. Moon being opposed to any plan for the establishment of postal banks.

RAILROAD BILL DISCUSSED

Senate leaders today told President Taft that there was little or no chance of passing through the senate the provision in the house railroad bill providing for supervision of the issuance of stocks and bonds by the Interstate Commerce commission.

The president had expressed the hope that this provision might be contained in the railroad bill as finally adopted. There seems little likelihood that the senate conferees will accept the provision.

The senate today sustained the action of the committee on appropriations, striking out the house provision in the sundry civil bill relieving labor organizations from prosecution under the anti-trust law, 34 to 16.

Millers Tell More of Bleached Flour

Men from Spring Wheat Belt Say that Bread from Bleached Product is Inferior.

KANSAS CITY, June 9.—Direct testimony and the cross-examining of witnesses still claim entire attention in the bleached flour case being tried in the United States circuit court here. Several revelations regarding the alleged bad effects of flour after its treatment to the bleaching process, characterized yesterday's session.

Merton F. Dennison of Red Wing, Minn., a miller, testified that dough made from bleached flour was less elastic than that made from unbleached flour.

William Graham, a miller of Groton, S. D., testified that he had used a bleaching process for two years in his mill. He had not used the Alop process, but on that treated the flour similarly in bleaching. He said that his experiments had proven that using a given amount of flour the unbleached product gave a better volume of bread than the bleached and that the bleached made from the unbleached flour retained the natural flavor of the wheat, but that the bread made from the bleached product was less palatable.

He said that new wheat was more yellow than old wheat and that bread made from new wheat was not so good as that made from old wheat. He said that flour made from new wheat when bleached was whiter than unbleached flour made from old wheat.

WESTERN SHIPPERS WILL NOT GO TO WASHINGTON

Committee Which Met in Chicago Decides to Abandon Visit to the President.

CHICAGO, June 9.—The joint committee of western shippers and Illinois Manufacturers' association, which had planned a trip to Washington to consult with President Taft over his attitude toward the recent attempt to advance rates, disbanded today and postponed the trip.

WASHINGTON, June 9.—Representatives of the railroads east of Chicago and north of the Ohio river at a conference held here today decided that the advanced freight rates should be filed an effective August 1, pending the enactment of the railroad bill now in conference. If for any reason the bill should not become a law by August 1 a further postponement of the date will be granted.

Looking for Sun Spots



From the Washington Herald.

WALLACE HEADS WORKERS

Omaha Man Chosen President at Beatrice Meeting.

TEN THOUSAND FUND IN SIGHT

Twenty-Five Hundred Raised and Six Thousand Appropiated to Various Counties—Parade Ends Session.

BEATRICE, Neb., June 9.—(Special Telegram.)—The business session of the State Sunday School convention closed this afternoon with the election of these officers: President—G. G. Wallace of Omaha. Vice President—E. J. Wightman of York. Recording Secretary—C. C. Westcott, Plattsmouth. Treasurer—E. C. Babcock, Lincoln. DEPARTMENT SUPERINTENDENTS: Teachers' Training—Rev. J. M. Kersey, D. D. of Omaha. Adult—B. G. Dawson, Fairbury. Intermediate—Mrs. W. E. McCloud, York. Home—Mrs. Frank Roof, Beaver City. Pastors—Rev. R. A. Schell, Hastings. Missionary—Rev. F. G. Kramer, Nelson. Temperance—Rev. J. D. M. Buckner, University Place. Visitation—Rev. Mr. Clark, Lexington. DIVISION DIRECTORS: Western District—S. K. Warrick, Scott's Bluff. North Central—O. O. Snyder, O'Neill. Central—H. Lomax, Broken Bow. East Central—J. F. Hannan, Greeley. Northeast—J. D. Haskell, Wakefield, and O. R. Merdith, Norfolk. East Division—J. F. Smith, Omaha; I. P. Gage, Fremont; E. C. Gilland, David City; Bert A. Wilcox, Omaha. Southeastern Division—L. C. Oberlies, Lincoln; E. D. Wright, Beatrice; G. L. Burdick, Nebraska. South Division—A. Hunt, Aurora; J. S. Dick, Crete; J. C. McLeese, Fairbury. Western Division—W. E. Nichol, Minden.

Resolutions were passed expressing appreciation at the entertainment afforded. The principal speakers today were Mrs. Mary Bryner of Chicago, Edward Dennison of Omaha and Prof. Elshorn. The matter of raising \$10,000 for Sunday school work in the state was discussed, and \$2,500 in pledges was secured, \$6,000 being appropiated to the various counties, leaving \$1,500 yet to be raised. The sum of \$1,000 was subscribed for a memorial to Mrs. Haynes, late superintendent of elementary work in the state.

This evening a monster parade, headed by the Beatrice Military band, was held, participated in by more than 1,000 men, carrying flags and banners. Excursion trains from Wymore, Fairbury and other points brought nearly 1,000 people to the city to witness the parade and attend the closing session.

The convention closed tonight with addresses by Rev. W. D. Stem of Kansas City and William Brown, general secretary. The crowd was so large that many could not get into the church.

Leavenworth Woman Murdered

Mrs. Elizabeth Schultz, Aged 74, is Killed by Robbers, Who Set Fire to House.

LEAVENWORTH, Kan., June 9.—Elizabeth Schultz, a wealthy widow, 74 years old, was found murdered in her home within a block of the police station here early today. It is believed robbery was the motive of the murder, who set fire to the house after killing the woman and ransacking the premises. The victim's body was badly burned. A policeman passing the house discovered that it was on fire. Knowing that the aged woman lived alone, he broke down the front door and found that a hole had been burned in the floor of a front room over the cellar. He rushed into the cellar and extinguished the fire and then discovered the nude body of the woman there. The woman's arms were partly burned off and the body badly charred. It is said that Mrs. Schultz was worth \$50,000 and that she kept a large sum in her house.

RIVERS BILL GOES THROUGH

Senate Adopts Conference Report on Measure by Forty-Five to Twelve.

WASHINGTON, June 9.—The conference report on the river and harbor bill was adopted in the senate by a vote of 45 to 12.

Mr. Wickersham Speaks of the Value of Thoroughness

NAZARETH, Pa., June 9.—Because of President Taft's desire to have Attorney General Wickersham in Washington during the conference on the railroad bill the program for the commencement exercises of Nazareth Hall Military academy, at which the attorney general delivered the principal address, was somewhat disarranged. Mr. Wickersham was to have been among the last speakers, but received a telegram from the president summoning him at once to the conference. The attorney general immediately prepared to leave for Washington, but a later message informed him that the meeting had been postponed until 4 o'clock. The attorney general, who was graduated from the academy in 1872, spoke in part: "The besetting sin of our people today is superficiality; we are too often content with doing a thing, as we say, 'well enough.' Let me impress on you the thought that nothing is 'well enough' that can be better done. A few weeks ago I attended a banquet given in New York to the great English general, Lord Kitchener. In replying to the toast in his honor, he spoke of a visit he had just made to the United States Military academy at West Point and he said that what struck him there was the thoroughness with which the work of the cadets was done. "That was the quality which had distinguished the illustrious general himself in his own work and by means of which he had been enabled to reconquer the Sudan and so end the ten years' reign of terror in Central Africa, and the application of that same quality enabled the English to finally subdue the Boers in South Africa."

Million Dollars for Princeton

Board of Trustees Announces that University Will Get Big Addition to Endowment.

PRINCETON, N. J., June 9.—As a result of a special meeting of the board of trustees of Princeton university today the institution will acquire about \$1,500,000 in gifts. The bulk of this comes as a renewal of the offer made by William Cooper Proctor of Cincinnati and later to an and the controversy over the site of the gradua college.

Mr. Proctor, in May, 1908, offered the university \$500,000 on condition that the alumni raise an equal amount. During the controversy over the site Mr. Proctor's gift was withdrawn. With the renewal of the gift the half million to be given by the alumni is said to be assured in pledges.

Mrs. Russell Sage, it was announced, has already \$100,000 to add to the dormitories already donated by her and to build a great memorial tower 100 feet high on the campus. The bequest by the late Isaac C. Wyman of Salem, Mass., variously estimated at from \$2,000,000 to \$3,000,000, it is said, was the direct cause of the closing of the breach over the graduate college site, which was the chief condition of the original proctor offer.

Woman Remembers Seeing Her Kneeling Saying Prayers Day She Disappeared

LOUISVILLE, Ky., June 9.—The one missing link of evidence necessary to establish the fact that Alma Kellner was alive when she disappeared in the Philippines, Mrs. Kellner's daughter, who was the only daughter of Mr. and Mrs. O'Connell and the parents prefer being with her to remaining in Washington.

Mr. O'Connell is one of the best-known men in Iowa. He practiced law in that state for twenty years and was frequently honored by federal appointments. He was United States Attorney in Iowa under President Arthur and was re-appointed to that position by President Harrison. As solicitor of treasury, Mr. O'Connell has served longer than any other solicitor in the history of the office, which was established eighty years ago. One solicitor held office eight years, but Mr. O'Connell will have served more than thirteen, by October.

Money for Nebraska Buildings

The public buildings bill which Chairman Barthold will report in a few days, will carry something like \$300,000 for Nebraska, the largest individual item being the post-office for McCook, the home of Representative North. Other items in the bill for Nebraska are wholly business propositions closing up matters carried in previous bills.

Death of Mrs. Knapp

After an illness of several weeks, Mrs. Maria H. Knapp, wife of Dr. Seaman A. Knapp of the bureau of plant industry, United States Department of Agriculture, died last night at 8:30 o'clock at the family residence, 1215 Crittenden street, north-west, of a complication of diseases. Mrs. Knapp was 76 years old. She is survived by her widower and five children, who are Bradford Knapp, son-in-law with the department of agriculture; Prof. Horace Knapp of the State Agricultural college, Ames, Iowa; Major F. A. Knapp, Lake Charles, La.; Mrs. A. M. Fay, Lake Charles, La.; and Mrs. O. J. Fay, Des Moines, Iowa. Dr. and Mrs. Knapp, with their son, Bradford, came to Iowa under two years ago from Ames. Mrs. Knapp was a member of the Foundry Methodist Episcopal church. The body will be taken to Ames today and burial services will be held at the old home-stead on Sunday.

BAILEY ROARS AT THE RIVERS BILL

Senator from Texas Insists that He and Others Were Treated Unfairly.

OVATION AWAITS JUDGE SMITH

Republicans Will Welcome Him Back from His Victory.

JOHN F. LACY ON THE OUTCOME

Former Congressman from Sixth Iowa Gives His Opinion.

MAURICE D. O'CONNELL RESIGNS

Iowa Man Who Has Been Solicitor of the Treasury for Thirteen Years Gives Over His Office.

(From a Staff Correspondent.) WASHINGTON, June 9.—(Special Telegram.)—Notwithstanding the combined efforts of Senators Bailey, Beveridge and Burton to send the river and harbor appropriation bill back to conference with instructions to the senate conferees to have restored in the bill certain provisions which were knocked out in joint conference, the senate refused, by a vote of 45 to 12, to follow the lead of the senators indicated and ratified the action of the conferees. Senator Bailey in his strictures on the bill was particularly severe against certain army engineers who, he said, knew nothing about a commercial proposition than a goat. He said that Senator Burton had been punished by the senate committee of commerce by discontinuing appropriations for waterways commission and that he was to be still further punished because he had the temerity to criticize the measure.

Senator Bailey's assertion was indignantly denied by Senator Martin of Virginia, who is minority member of the conference committee. It is expected that the house will take up the conference report on the bill tomorrow, now that the senate by an overwhelming vote has ratified the action of its conferees. Both Senators Burkett and Brown voted for the conference report, as did Senators Dolliver of Iowa and Gamble and Crawford of South Dakota.

Ovation for Smith. The regular republicans of the house are preparing to give Judge Walter I. Smith of Council Bluffs a grand ovation when he appears on the floor tomorrow. His friends made a special effort to be present today when the house assembled, rather expecting Representative Smith would put in an appearance. So enthusiastic are they over the victory of the Council Bluffs statesman that it would not be surprising if he should be carried by a mob of his more athletic admirers to the speaker's rostrum and a speech demanded. A rather healthy boom for Smith for the speakership has already developed in the regulars' camp, as few expect Cannon to be a candidate for reelection, and the general popularity of Mr. Smith leads his friends to think he will be the strongest candidate they can muster. The progressive members from Iowa are uncertain as to what their attitude on Smith's candidacy will be, but it is thought they will ultimately fall in line for him.

Ex-Representative John F. Lacy of Iowa, one of many callers at the White House today, was pleased with the outcome of the republican primaries in Iowa. He has been one of the leaders of "Stand-patters" in that state and for years was the bulls-eye for Cummins' marksmen.

"We have won a great victory in Iowa," he said, "and it will be a fair way to rid ourselves of the domination of United States senators who undertake to dictate to the people of the state from afar. Advice are that we will control six of the eleven congressional districts and the full control of the coming state convention and state organization. That ought to be sufficient to enable Iowa republicans do not care to be told from Washington how they must do or what they must say."

Maurice O'Connell Resigns. Maurice D. O'Connell of Iowa, who has been solicitor of treasury for the last three years, has resigned. President Taft today, in a brief official letter, accepted Mr. O'Connell's resignation which bore date of June 1. Mr. O'Connell's resignation is wholly voluntary and when his term is up in October he will leave with his wife for a trip to the far east, with object of joining his daughter, wife of Major Gordon of the coast artillery, in the Philippines. Mrs. Gordon is the only daughter of Mr. and Mrs. O'Connell and the parents prefer being with her to remaining in Washington.

Mr. O'Connell is one of the best-known men in Iowa. He practiced law in that state for twenty years and was frequently honored by federal appointments. He was United States Attorney in Iowa under President Arthur and was re-appointed to that position by President Harrison. As solicitor of treasury, Mr. O'Connell has served longer than any other solicitor in the history of the office, which was established eighty years ago. One solicitor held office eight years, but Mr. O'Connell will have served more than thirteen, by October.

Money for Nebraska Buildings. The public buildings bill which Chairman Barthold will report in a few days, will carry something like \$300,000 for Nebraska, the largest individual item being the post-office for McCook, the home of Representative North. Other items in the bill for Nebraska are wholly business propositions closing up matters carried in previous bills.

Death of Mrs. Knapp. After an illness of several weeks, Mrs. Maria H. Knapp, wife of Dr. Seaman A. Knapp of the bureau of plant industry, United States Department of Agriculture, died last night at 8:30 o'clock at the family residence, 1215 Crittenden street, north-west, of a complication of diseases. Mrs. Knapp was 76 years old. She is survived by her widower and five children, who are Bradford Knapp, son-in-law with the department of agriculture; Prof. Horace Knapp of the State Agricultural college, Ames, Iowa; Major F. A. Knapp, Lake Charles, La.; Mrs. A. M. Fay, Lake Charles, La.; and Mrs. O. J. Fay, Des Moines, Iowa. Dr. and Mrs. Knapp, with their son, Bradford, came to Iowa under two years ago from Ames. Mrs. Knapp was a member of the Foundry Methodist Episcopal church. The body will be taken to Ames today and burial services will be held at the old home-stead on Sunday.