

COURT ORDERS

PACKERS' TRIAL

Judge Campbell That  
Decides Case, Appeal  
Appears.

MOTION TO QUASH OVERTHROWN

Attempt to Have All Indictments  
Aside Fails.

HIGH COURT DECISION CALLED

Effort to Have Standard Ruling Apply  
to Present Case.

CASE WILL COME UP IN OCTOBER

Decision Comes as Surprise to Attorneys  
for Both Prosecution and Defense—Attorneys Not Being  
in Court in Time.

CHICAGO, June 19.—Judge George A. Carpenter in the United States district court today denied a motion of J. Ogden Armour and nine other Chicago packers for a rehearing of their motion to quash indictments charging violation of the Sherman anti-trust act. This means the packers must stand trial.

No written opinion had been prepared by Judge Carpenter and he gave no reason for his finding. It is now expected the trial will be reached about next October. The latest motion of the packers for a rehearing of their motion to quash the indictment was based upon recent decisions of the United States supreme court in the Standard Oil and American Tobacco cases that the word "unreasonable" had been held within the meaning of the statute.

The counsel for the packers held that there had been no "unreasonable" restraint of the packing industry and that a new hearing should be granted. They also pleaded that the provisions of the Sherman act were too indefinite to warrant the return of indictments, or prosecution for alleged violation of its prohibitions.

The decision today came as a surprise to attorneys for both the prosecution and the defense and neither representatives of the government or the packers were in court when it was made.

The packers under indictment and who were moved nearer to trial by the decision today are:

- J. Ogden Armour, president of Armour & Co.
- Louis F. Swift, president of Swift & Co.
- Edward F. Swift, vice president of Swift & Co.
- Charles H. Swift, director of Swift & Co.
- Edward Tilden, president of the National Packing company.
- Arthur Meeker, general manager of Armour & Co.
- Edward Morris, president of Morris & Co.
- Francis A. Fowler, director of Swift & Co.
- Thomas J. Connors, superintendent of Armour & Co.
- Louis H. Heyman, manager of Morris & Co.

Scientists to Come  
to Omaha to Inquire  
Into Storage of Eggs

ITRACA, N. Y., June 19.—An investigation of the cold storage egg for the government will be conducted this summer by Prof. W. A. Stocking of Cornell university, a bacteriologist of note. The investigation will be made at Omaha with several experts from the government offices in Washington assisting. The investigators propose to find out particularly what kind of eggs should be placed in storage to insure the best keeping quality.

COUNT GIZYCKI FILES REPLY

Titled Husband of Former Chicago Woman Denies All Charges in Bill for Divorce.

CHICAGO, June 19.—Count Josef Gyzicki today made a general denial to charges of desertion made by Countess Eleanor Gyzicki, formerly Miss Eleanor Patterson of Chicago, in a suit for divorce recently filed here by her. In Count Gyzicki's answer, filed in the circuit court, he charged that she deserted him, taking their child with her. He also denied his wife's charges that he had been guilty of indiscretions.

The marriage of the count to Miss Patterson took place at Washington, D. C., in 1909.

The count claims that he was granted a divorce from his wife in Vienna on September 8, 1909, and asked on that account that the bill be dismissed.

The Weather

For Nebraska—Fair.  
For Iowa—Fair.

5 a. m.	84
6 a. m.	85
7 a. m.	85
8 a. m.	85
9 a. m.	85
10 a. m.	85
11 a. m.	85
12 m.	85
1 p. m.	85
2 p. m.	85
3 p. m.	85
4 p. m.	85
5 p. m.	85
6 p. m.	85
7 p. m.	85
8 p. m.	85
9 p. m.	85
10 p. m.	85
11 p. m.	85
12 m.	85

Comparative Local Record.

Highest today	87	84	85	82
Lowest today	74	75	82	74
Mean temperature	80	78	82	78
Precipitation	.00	0.00	0.00	0.00
Temperature and precipitation departures from normal				
Normal temperature	80	80	80	80
Excess for the day	7	5	5	2
Total excess since 1911	100	95	95	80
Normal precipitation	18.40	18.40	18.40	18.40
Deficiency for the day	18.40	18.40	18.40	18.40
Total rainfall since March	5.66	5.66	5.66	5.66
Deficiency since March	12.74	12.74	12.74	12.74
Deficiency for year	12.74	12.74	12.74	12.74
Deficiency for period 1911-1910	7.08	7.08	7.08	7.08

Station and State Temp. Yea. Rain-fall.

Millions of Frauds  
in Importation  
of Cutlery

Government Loses Large Sums on Undervaluation of Knives and Razors from Germany.

WASHINGTON, June 19.—Frauds amounting to several million dollars in duties on importations of cutlery during the last few years have been discovered by agents of the customs service who have been working in this country and in the Södingen district of Germany, whence most of the imports come to the United States.

Secretary of the Treasury MacVeagh began the investigation several months ago. It is not sufficiently completed to say what action may be taken to recover the duties of which it is alleged the government has been defrauded. Neither is it known if there would be criminal prosecutions.

Customs officials say the peculiar construction of the cutlery schedule of the tariff has given opportunity for immense frauds on comparatively small undervaluations. A seizure of cutlery made in New York on Saturday illustrates that fact. In forty-three cases of cutlery entered as having a value of \$10,341, an undervaluation of only \$868 was found, but on that one seizure the government has been defrauded of \$3,300 in duties. The duty on cutlery is high.

The customs service has been hampered in its work by the lack of expert evidence for the government. The special customs agents have collected from the Collington district complete samples of every kind of cutlery which comes to the United States.

An organized campaign of searchers and seizures will be prosecuted from now on in an effort to check up the fraud.

Root Will Defend  
His Amendment to  
Reciprocity Bill

Senator Will Make Address Wednesday, But Will Not Reply to Speech of President Taft in Chicago.

WASHINGTON, D. C., June 19.—President Taft's Chicago speech in support of Canadian reciprocity and against the Root amendment to the bill now before the senate came in for criticism in the senate today.

Senator Root in announcing that he would speak Wednesday in support of his amendment, said he would decline to discuss the president's published objections to it. He said he did not believe newspaper reports of the president's remarks should be the subject of debate in the senate.

"It will be a long time before I will admit that the president can traverse the country, discuss matters and still be exempt from replies on the floor of the senate," said Senator Bailey.

Senator Root expressed the belief that the bill without his amendment was so drawn that the question relating to paper and pulp wood would go into immediate effect when the president signs the bill, without awaiting Canadian ratification of the agreement.

Senator Lodge added that all nations which are accorded "favored nation" treatment by this country would be enabled to claim free markets for their pulp and paper in this country.

Senator Cummins and others expressed their doubt that any portion of the measure would become effective before Canada had ratified the agreement.

American Yachts  
Win Race at Kiel

Yankee Boats Make Clean sweep in Sonder Class, Taking First, Second and Third Places.

KIEL, Germany, June 19.—The American yachts made a clean sweep in the first of the international yacht races for sonder class here today. The Beaver, Cima and the Bith, all Americans, finishing in the order named.

The visiting racers were only seconds apart at the goal. The German competitors, Tilly XIV, the Sechund III and the Wannsee, in this order, were all behind. The Beaver, the winner, was owned and sailed by Mr. C. Eustace, George C. Dadney and George Nichols of the Eastern Yacht club.

The wind was brisk at the start, but later moderated and a smooth sea favored the Americans.

Founder of Absolute  
Life Outline Defense

Evelyn Arthur See Says He is Victim of Conspiracy of Press and Police—All Charges Denied.

CHICAGO, June 19.—Counsel for Evelyn Arthur See, founder of the "Absolute Life" cult and now charged with abduction of Mildred Bridges, outlined the plan of defense when his trial was resumed today. The attorneys declared See was being made the victim of a conspiracy by police and press.

"We will show the teaching of 'the absolute life' pure," said Attorney Robert E. Cantwell, "and that Mildred Bridges was not enticed away from her home, but was left at See's with the full consent of her parents."

Much of the opening statements of the defense was devoted to an attack on Stephens Bridges, father of Mildred Bridges.

Men Pay Fines for  
Wrong Use of Mails

Rev. Norman Plass and Charles H. Brooks Produce Five Thousand in Bills.

BOSTON, June 19.—A roll of \$5,000 in bills was thrown down in front of the counsel for Rev. Norman Plass, former president and Charles H. Brooks, general manager of the Redeemable Investment company in the United States district court today when fines of \$5,000 were imposed upon the two officers, who pleaded guilty last week to using the mails in a scheme to defraud.

After the money had been turned over to the clerk of the court, the two defendants walked out of court. John Trapnauer, assistant treasurer, will be sentenced next week.

TAFTS OBSERVE  
SILVER WEDDING

Twenty-Five Years Ago Young  
Wedded Miss Helen Herron,  
School Teacher.

CINCINNATI PEOPLE COME FIRST

Celebration Begins With Arrival of  
Delegation of Thirty-Five.

PRESENTS CONTINUE TO POUR IN

Expressmen Are Kept Busy During  
Daddy Delivering Packages.

LUNCHEON AT CHEVY CHASE CLUB

White House Elaborately Decorated  
for Reception Tonight—Presents  
of Cabinet Members and  
Other Notables.

WASHINGTON, June 19.—President Taft and Mrs. Taft passed their silver wedding day today. Twenty-five years ago William H. Taft married Miss Helen Herron at her father's home in Cincinnati. Mr. Taft was a young lawyer, Miss Herron had been a school teacher. Today, in the White House, they celebrated the quarter century of married life, during which Mr. Taft became a United States judge, commissioner of the Philippines, secretary of war and president.

The celebration began this morning with the arrival of a delegation from the Commercial club of Cincinnati, thirty-five strong. Many of them called at the White House soon after arriving, but they greeted the president at a luncheon they had arranged in his honor at the Chevy Chase club.

The reception occurred tonight. It was held on the grounds in the rear of the White House.

Elaborate Electrical Effects.

Both inside and outside every preparation had been made today for the reception. Every angle and corner of the White House was festooned with electric lights and a searchlight, mounted nearby, played upon the fountain, near which the president and Mrs. Taft received. Six thousand lights were used in preparing for the day. Japanese lanterns added to the picturesque.

One spotlight was used to throw in relief the American flag that floats over the White House, when the president is at home. At the suggestion of Mrs. Taft, a series of silverware which marked the sport at its inauguration yesterday. News of the frightful accidents preceded the aviators here. Captain Prigot and M. Landron were burned to death in mid air following the explosion of their motors. M. Le Marzain was crushed to death when his machine became unruly and struck a tree near Chertilly thirty seconds after the start from Paris. M. Jordan, Oscar Morrison and M. Morin also dropped to the ground, but were less seriously hurt.

Gaubert Will Recover.

A report from Bolson, France, says Gaubert's condition today is satisfactory and unless there are further complications, his recovery seems assured.

Seven of the contestants arrived here yesterday and eight others this morning. The latter had met with temporary mishaps, causing delays. They arrived here as follows:

From the secretary of the treasury and Mrs. MacVeagh, the President and Mrs. Taft received a fruit platter of silver, designed by Mrs. MacVeagh, and intended for state dinners. It is oblong in shape, two feet wide and very deep, with an inner rim of gold. At either end is a spread eagle with the coat of arms of the United States.

The gifts of the Secretary of War and Mrs. Stimson is a tall silver vase and a silver tray. The Attorney General and Mrs. Wickham have sent a large repousse silver jewel case. It is rare piece of workmanship. From the postmaster general there is a handsome silver vase, inscribed with the initials of the President and Mrs. Taft and the date. Secretary of the Navy and Mrs. Meyer have sent a loving cup. There are gifts of silver from all the other members of the cabinet. Charles D. Norton, former secretary of the President, and Mrs. Norton sent a silver jewel case.

Former Speaker Cannon sent a large silver vase. Mrs. Cannon sent Mrs. F. W. Cram of Bangor, Me., old camping friends of the President and Mrs. Taft, sent one of the best salmon ever caught in the Penobscot river. Many other gifts, some of great beauty, and all of much interest have been received by the President and Mrs. Taft during the last few days.

Brice Pass Call.

British Ambassador Bryce made a call at the White House to express the congratulations of the king and queen of England. The emperor of Germany called.

"I beg you to accept my sincere congratulations on the occasion of your silver wedding."

President Fallieres of France called:

"At the time your excellency is celebrating your silver wedding I beg of you to kindly present my respectful congratulations to Mrs. Taft and to fight my most cordial wishes for your happiness."

Emperor Mutsuhito of Japan called:

"On the auspicious occasion of your excellency's silver wedding I beg to express my sincere congratulations as well as my best wishes for your continued good health and well being."

From King Victor Emmanuel of Italy, King Alfonso of Spain, King Frederick of Denmark, King Gustaf of Sweden and President Arosemena of Panama also came congratulations.

Dynamite Stored in  
Safe of Suspect Mayor

BEHIND, Minn., June 19.—Unsuccessful efforts to capture the bank robber who was wounded when detectives, who had laid a trap for him and his comrades, early yesterday morning, and the discovery of dynamite in the safe of Dr. D. T. Dumas, mayor of Cass Lake, said by detectives to be at the head of an organized band of criminals, were the two leading features of the case today.

The Dumas safe was to have been opened by an expert from St. Paul, but at the last moment Dr. Dumas, who is at liberty on bail, consented to give the officers the combination. Six sticks of dynamite and four dynamite caps were found. An affidavit has been made by T. Dumas, a Cass Lake hardware merchant, that on Thursday last week he sold Dr. Dumas fifteen sticks of dynamite. Detectives allege that Dumas cooked the nitroglycerin from stick sticks for use at Popoksky.

Are We Come to This?



From the Boston Herald.

THREE AVIATORS ARE KILLED

Race from Paris to London and Return Has Tragic Start.

AIRMEN RESTING IN LIEGE

Fifteen of the Fifty Machines Reach Belgian City Early This Morning—Landron's Car Taken Fire in the Air.

LIEGE, Belgium, June 19.—The aviators who accomplished the perilous first stage of the European circuit race are resting here today. Tomorrow the second flight will be attempted. Rain fell heavy, the weather being in keeping with the spirits of the aviators, who are much depressed over the untimely fatalities which marred the sport at its inauguration yesterday.

News of the frightful accidents preceded the aviators here. Captain Prigot and M. Landron were burned to death in mid air following the explosion of their motors. M. Le Marzain was crushed to death when his machine became unruly and struck a tree near Chertilly thirty seconds after the start from Paris. M. Jordan, Oscar Morrison and M. Morin also dropped to the ground, but were less seriously hurt.

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Senator Lea Gives  
Quart of Blood to  
Save Wife's Life

Operation Performed in Washington  
Hospital is Successful and Woman  
is Recovering.

WASHINGTON, June 19.—Senator Luke Lea of Tennessee and his young wife are patients in Georgetown university hospital today, the latter in serious condition from an operation performed on Saturday while the senator is in a weakened condition due to the transfusion of blood from his veins to those of his wife in what is believed to have been a successful effort to save her life.

Following the operation, Mrs. Lea's strength rapidly declined, and it seemed for a time that she would be able to live but a few hours longer. There had been much loss of blood and it was believed that only by transfusion could strength be restored. Senator Lea at once submitted to the opening of an artery in his arm. Senator Lea was rapidly gaining in strength today.

It is said that nearly a quart of blood was transferred. Mrs. Lea is now thought to be on the road to recovery.

Insurrecto Troops  
Go to Casas Grandas

They Will Recapture Town Which  
Was Occupied by Band of Magonistas Sunday.

EL PASO, Tex., June 19.—Three hundred insurrecto troops left Juarez early this morning for Casas Grandas, 150 miles south, where the town was taken Sunday by a band of "Unreconstructed" Magonistas. The last of the insurrecto troops in that vicinity marched to Chihuahua Saturday when Pancho Villa and his command were absent.

There is to be no campaign against the Magonistas in Lower California, for the reason that the Magonistas and other socialist charges made to fight any men, Francisco I. Madero telegraphed General Villalon today to cease preparations for taking an army to Lower California.

MEXICO CITY, June 19.—General Francisco I. Madero today ordered Emilio Zapata, chief of the insurrectos in the state of Morelos, to come to Mexico City and answer charges made to fight any men, Morelos commission. If the charges are proved Zapata may be court-martialed.

General Ambrosio Figueroa today became chief of the Mexican rurales.

First Human Remains  
Taken from Maine

Workman Finds Coral Encrusted  
Forearm Bone on Spar Deck of  
Wreck of Battleship.

HAVANA, June 19.—The first human parts to be recovered from the wreck of the American battleship Maine were discovered today when workmen removing coral and debris from the spar deck just forward from the after-superstructure discovered the blackened and coral encrusted bones of a left forearm and right foot.

The bones were taken in charge by an undertaker and placed in a receptacle aboard the collier Leonidas. Of course, there is nothing to suggest identification, but it is hoped that this may be established by the subsequent discovery of other objects in the immediate vicinity.

The water in the cofferdam enclosing the wreck had been lowered thirteen feet below normal this forenoon. A superficial examination of the most recently uncovered portions has tended somewhat to revive the hope that it will prove possible to float the after half or more of the hull.

Eight Persons Killed  
by Soldiers in Austria

Detachment of Troops Fires Volley  
into Mob of Election Rioters  
at Drohoboy.

VIENNA, June 19.—Eight persons were killed and two others fatally injured when a detachment of troops fired a volley into a mob of election rioters at Drohoboy today. Factional fights were in progress when the soldiers arrived and the mob stoned the troops. The latter replied with their rifles.

Senator Lea of Iowa City.

Senator Lea of Iowa City, Miss Emma Ricord, daughter of the late mayor, postmaster and member of the legislature, Jacob Ricord, was used here today by two girls, Marie and Nellie Costal, for \$2.00. They allege she circulated vile reports concerning them.

House Democrats  
Will Not Consider  
the Pension Bill

WASHINGTON, June 19.—The democrats of the house today refused to adjourn rather than take up legislation outside of that which the party had decided in caucus should be considered at this session. An effort was made when the house met to bring up a pension bill introduced by Representative Anderson of Ohio, which would add \$45,000,000 a year to the present pension bill. This bill had the right of way today under the discharge of committee rule. The democrats are unwilling to consider the measure and forced adjournment by a strict party vote.

TEN MILLIONS  
FOR HAVEMEYER

Promoter of Sugar Trust is Given  
This Amount in Stock for Services  
as Organizer.

HOW THE TRUST WAS TURNED

James H. Post Organized National Refining Co. at His Instance.

AMERICAN BUYERS PREFERRED

Ten Million Common Stock is There  
Turned Over to Havemeyer.

HIS FAMILY WILL HOLD IT

In the Meantime It Has Paid Two and  
Half Millions in Dividends—  
Spitzer Tells of Weight  
Frauds.

WASHINGTON, June 19.—With two separate committees of the house delving into the history and operations of the American Sugar Refining company and other sugar corporations, there were brought out today surprising tales of riches made over night and sordid stories of alleged frauds against the government.

The special "sugar trust" investigating committee continued its inquiry into the formation and workings of the big sugar corporations, having before it as a witness James H. Post, president of the National Sugar Refining company of New Jersey.

The committee on expenditures in the Treasury department began work on another angle of the investigation, that of the recent weighing frauds at the port of New York, which cost the government \$100,000, one of the American dock superintendents, who was convicted and later pardoned by the president.

Mr. Post told how H. O. Havemeyer had been rewarded for forming the National Sugar Refining company of New Jersey by the government, which had earned in dividends \$2,500,000 more. Mr. Post insisted that the \$10,000,000 stock did not represent only a promoter's profit. Pressed for some explanation of what it did represent he finally answered:

"Well, here were three refineries put together. Asked how Havemeyer got possession of the stock, the witness ironically replied: 'I sent it to him a few days after I received it.'"

Spitzer told the committee on expenditures in the Treasury department the entire history of the American Sugar Refining company, describing dishonest weighing schemes employed on the sugar docks as far back as 1855.

Denies Attempt to Fix Prices.

That the government has erred in its facts in the formal petition seeking the dissolution of the American Sugar Refining company, was the declaration of James H. Post, president of the National Sugar Refining company of New Jersey, when he appeared today before the house "sugar trust" investigating committee.

Mr. Post denied the allegation contained in the government's petition that he was the agency through which in 1904 an attempt was made by two trust-representing companies to control the sugar market.

Chairman Hardwick of the committee questioned Mr. Post as to the alleged manner in which he, as the head of the National Sugar Refining company in 1904, effected a deal by which his company and the American Sugar company agreed to limit the output of refined sugar and fix prices.

"There is no foundation for that," declared Mr. Post.

The organization of the New Jersey corporation was taken up. The capitalization of the new company, Mr. Post testified