

WAR SPIRIT IS NOT SO STRONG

Japan Declares Against Reports of Imminent Hostilities and Says that Affairs with Russia Are Marking Time.

CZAR'S ENVOY LEAVES TOKIO WITH MESSAGE.

Two Nations Expected to Reach Agreement on Korea and China Blamed in St. Petersburg for Manchuria Situation.

TOKYO, Oct. 12.—All reports emanating from Shanghai of the opening of hostilities between Japan and Russia, etc., may be dismissed as absurd. Russo-Japanese affairs are marking time.

The Second Secretary of the Russian Legation left Tokio Oct. 12 with secret dispatches for the Russian Viceroy of the Far East, Admiral Alexieff.

An important conference of veteran Japanese statesmen, including the Marquis Ito, was held at the Premier's office to-day.

Russia Blames China.—The Foreign Office says it has no official confirmation of the reported disembarkation of Japanese troops at Ma-San-Pho.

News Less Alarming.—LONDON, Oct. 12.—The trend of today's information regarding the Far Eastern situation is less alarming.

The Koehler Zeitung also prints a reassuring telegram from St. Petersburg, repeating a telegram from Port Arthur, stating that Viceroy Alexieff has issued a contradiction of the reported movements of Japanese troops to Korea.

The telegram adds that the reports circulated on the subject are evidently only intended to serve the purposes of speculation and provoke disquiet.

Baron Haysabi, the Japanese Minister here, has received reassuring news from Japan with reference to the situation in the far East.

BERLIN, Oct. 12.—Count Inouye, the Japanese Minister, says everything in the dispute between Japan and Russia will be settled amicably.

The Foreign Office here now looks upon the situation in the Far East as being less grave.

Called an idiot, demands \$125,000. John Jesse Courtney sues Lewis Earle for writing to his wife letters containing some objectionable phrases.

John Jesse Courtney has sued Lewis Earle, of No. 537 Fifth avenue, for \$125,000 damages, charging that Earle wrote a letter to his wife, Mrs. Helen Courtney, and received her at her home, Southack Cottage, Larchmont, in which were some injurious and false statements calculated to prejudice him in his wife's good esteem.

Mr. Courtney's lawyer obtained an order from Justice Leventritt, in the Supreme Court, to-day, and deputy sheriff Waiving this afternoon arrested Earle. He was admitted to bail at \$500.

In his affidavit Mr. Courtney, who was born in merrie England, quoted two sections of the objectionable letter. In the first reference is made to certain statements of Mr. Courtney, which the writer says he "tried to recall to him because he thought probably Mr. Courtney did not recall as he was under the influence of liquor at the time."

John Jesse Courtney has a good many Englishmen and I have lived in London for about two years, but of all the idiots I have ever seen there English or other kind, your husband takes the prize.

DAVID LAMAR, HIS WIFE AND TWO OF THE ACCUSED THUGS ALLEGED TO HAVE BEEN HIRED BY HIM.



LAMAR WITNESS SPIRITED AWAY.

(Continued from First Page.)

He said that there were people in Wall street who wanted to get rid of Lamar. Lawyer Fay protested against the contention that he had entered into a conspiracy with McClusky and Wall street interests against Lamar.

Justice Hestley ruled that Lawyer Fay had no right to appear in the case. One Witness Missing.

Another important development to-day was the reported disappearance of Mike Donohue, one of the most important witnesses for the prosecution.

Donohue was in court yesterday morning. Stories were circulated to-day that he had been enticed away at the noon recess. When called to-day he did not answer.

William McGowan was the first important witness called by the State to-day. He is a hackman and testified that the night of the assault on McMahon he was called by Herbert Thompson, who was arrested a few days ago in Catskill, where he had fled, and that he had taken Thompson from the American Hotel, where Eastman and his gang were quartered, to the bank.

"At the bank," said the witness, "Thompson told me to drive him to a long-distance telephone. I did this and listened to his conversation over the wire. He called up David Lamar, and after being assured that he was talking to Lamar he said: 'The trick has been turned. Yes, he got it good and plenty. Guess it is the hospital for him for a long time.'"

Central Office Detective Kelly, of Manhattan, testified to having met Lamar, the company of "Monk" Eastman, John Brown and Herbert Thompson, on Pier 8, North River, the morning of July 3. Lamar had watched them until they boarded the tug, Brandy steamer and that he went aboard with them, being "summoned" as up.

Lamar said that he had engaged a private suite of staterooms, in which he was to sleep. Continuing, Kelly testified: "I met Lamar on the deck and said to him: 'You will have a fine story in the morning—David Lamar, promoter, Wall street broker and financier, associated with the toughest, braviest and thug in New York.' He asked me not to say anything about it to the newspaper, but that he just happened to be going down on the same boat with him and that he was doing the Bohemian by his means."

"I said to him: 'I know, but how can you be so sure?' He said: 'You are a cross to be seen in the company of crooks.'"

Detective Sergeant Kelly, on cross-examination, said that all he received as compensation for appearing as a witness was the usual fee and railroad fare.

Asks Who Pays Him.—"Did you consult Commissioner Geena or Chief McClusky about coming down here?" asked lawyer Wilson chief counsel for the defense.

"No," he replied, "I was called to the desk sergeant."

"Then you did not have to see the Commissioner?"

"No, it is not the custom," witness replied.



Mike Donohue.

in-law, and also a defendant, and two other men in his place at Long Branch on the morning of the assault. He identified Smith and Coachman Dunphy, who took McMahon's job, as two of the men.

William E. Hooper, a colored man, testified that he saw "Monk" Eastman on the day of the assault.

"How do you know this is the man you saw on July 3?" asked Lawyer Arrowsmith, of counsel for the defense.

"I saw his picture in 'The Evening World,' witness said, "and I recognized it at once. I recognize him now by his gold mine teeth and his face."

District Attorney Foster then called Patrick Dunphy, Lamar's new coachman, to the stand.

"Do you recall the date July 4?" the District Attorney asked.

"Yes," said the witness, "I was in the Brighton Hotel. Mr. Lamar said to me: 'Pat, you go down to James's home (the meeting, McMahon) and you tell him that some of my friends are indignant over this assault case, and that I'll not be accountable for anything that happens.'"

"I don't know. It was a gentleman with Mr. Lamar. We got in a carriage."

"I don't know."

At this point Justice Hestley stopped the testimony. "No one in this courtroom must try to influence the witness's testimony. I'll not have it," he said.

"Mrs. Lamar was sitting beside Smith. She colored up and turned her face from the witness."

"Tell us what you did," said the Prosecutor.

NEWARK, N. J., Oct. 12.—"He cast, threw and swung about said plaintiff again a door jam. He shook and pulled about the plaintiff and further bent him over and across the legs and knees of the defendant, and said defendant violently struck plaintiff many times causing much pain."

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The trial was begun before Judge Harris and a jury in the First District Court here to-day.

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Suddenly and unexpectedly he handed in his resignation as teacher to accept what he says was a better position financially. This action, he says, caused the trouble.

He declares that when he went to the college after resigning he was met by Prof. Wood, who took him across his knee and spanked him like he would a little child. He charges that the elder professor tried various other means of inflicting bodily harm.

The assault caused him to be confined to his bed for four weeks suffering from bruises.

Prof. Wood denies all the accusations and was on the stand when a recess was taken.

Asks His Own Witness.—In the questions that followed Mr. Foster attempted to show that Dunphy was a co-conspirator in the assault, although not indicted. "I hope to show your Honor before I am through," Mr. Foster said, "that this is a hostile witness."

"You were arrested, too, weren't you?"

"No, I was just told to come around with the detectives. I don't know who run me in and then got me out of jail again."

Dunphy kept the courtroom in uproars of laughter by the way he answered questions.

"Did you not say to McMahon, 'For God's sake, get out of the way; Lamar has men at the station to kill you?'"

"Well, it was going like the very devil."

"When did you see Monk Eastman?"

Macy's advertisement with logo and text: R. H. Macy & Co.'s Attractions Are Their Low Prices. B'way, at 6th Ave. 34th to 35th St.

Continuation of the Dress Goods, Silk, White Goods and Ostrich Feather Sales.

Night Gowns at 39c. Muslin, high neck, trimmed with tucks, two rows of embroidery inserting and ruffle.

Night Gowns at 49c. Cambric, square neck, trimmed with tucks, five rows embroidery inserting and embroidery ruffle.

Night Gowns at 59c. Cambric, square neck, trimmed with tucks, four rows lace inserting and lace ruffle.

Night Gowns at 69c. Muslin, high neck, trimmed with tucks, six rows of embroidery inserting and embroidery ruffle.

Night Gowns at 79c. Cambric, square neck, trimmed with tucks and six rows of embroidery inserting and embroidery ruffle.

Night Gowns at 89c. Masonville muslin, high or V-shaped neck, trimmed with hemstitched tucks, four rows of fine embroidery inserting and embroidery ruffle.

Night Gowns at 99c. Nainsook, trimmed with two rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

Night Gowns at 1.09. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Night Gowns at 1.19. Nainsook, low neck, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

Night Gowns at 1.29. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Night Gowns at 1.39. Nainsook, low neck, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

Night Gowns at 1.49. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Night Gowns at 1.59. Nainsook, low neck, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

Night Gowns at 1.69. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Night Gowns at 1.79. Nainsook, low neck, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

Night Gowns at 1.89. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Night Gowns at 1.99. Nainsook, low neck, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

The Macy Autumn Muslin Underwear Sale.

Corset Covers at 16c. Cambric, V-shaped neck, trimmed with wide embroidery.

Corset Covers at 19c. Cambric, low neck, trimmed with lace ruffle at neck and armholes.

Corset Covers at 24c. Nainsook, high or square neck, trimmed with wide lace inserting, ribbon and lace edging.

Corset Covers at 29c. Cambric, low neck, trimmed with wide lace and ribbon.

Corset Covers at 39c. Nainsook, low neck, trimmed with two rows of embroidery inserting, heading, ribbon and lace ruffle.

Corset Covers at 49c. Nainsook, low neck, trimmed with two rows of lace and one of embroidery inserting, lace ruffle.

Corset Covers at 59c. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Corset Covers at 69c. Nainsook, low neck, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

Corset Covers at 79c. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Corset Covers at 89c. Nainsook, low neck, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

Corset Covers at 99c. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Corset Covers at 1.09. Nainsook, low neck, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

Corset Covers at 1.19. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Corset Covers at 1.29. Nainsook, low neck, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

Corset Covers at 1.39. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Corset Covers at 1.49. Nainsook, low neck, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace ruffle.

Corset Covers at 1.59. Nainsook, low neck, trimmed with two rows of wide Point de Paris lace inserting, heading, ribbon and lace ruffle.

Drawers at 19c. Muslin, cambric ruffle trimmed with lace edging.

Drawers at 29c. Cambric, lawn ruffle, trimmed with lace edging and five rows of tucks above ruffle.

Walking Skirts at 49c. Cambric, umbrella-shaped ruffle, trimmed with wide hem, lace inserting and finished with dust ruffle.

Walking Skirts at 79c. Cambric, umbrella-shaped flounce, trimmed with clusters of tucks and embroidery ruffle, finished with dust ruffle.

Walking Skirts at 89c. Cambric, lawn ruffle, trimmed with two rows of lace inserting, narrow ruffle and lace edging, finished with dust ruffle.

Walking Skirts at 99c. Cambric, white lawn ruffle, trimmed with varied tucks and blind embroidery flounce.

Walking Skirts at 1.09. Cambric, circular lawn ruffle trimmed with six rows of Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Walking Skirts at 1.19. Cambric, lawn ruffle, trimmed with hemstitched tucks, embroidery inserting and embroidery ruffle, finished with dust ruffle.

Walking Skirts at 1.29. Cambric, lawn ruffle, trimmed with wide hem, lace inserting, Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Walking Skirts at 1.39. Cambric, lawn ruffle, trimmed with wide hem, lace inserting, Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Walking Skirts at 1.49. Cambric, lawn ruffle, trimmed with wide hem, lace inserting, Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Walking Skirts at 1.59. Cambric, lawn ruffle, trimmed with wide hem, lace inserting, Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Walking Skirts at 1.69. Cambric, lawn ruffle, trimmed with wide hem, lace inserting, Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Walking Skirts at 1.79. Cambric, lawn ruffle, trimmed with wide hem, lace inserting, Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Walking Skirts at 1.89. Cambric, lawn ruffle, trimmed with wide hem, lace inserting, Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Walking Skirts at 1.99. Cambric, lawn ruffle, trimmed with wide hem, lace inserting, Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Walking Skirts at 2.09. Cambric, lawn ruffle, trimmed with wide hem, lace inserting, Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Walking Skirts at 2.19. Cambric, lawn ruffle, trimmed with wide hem, lace inserting, Valenciennes lace insertings, Valenciennes edging, finished with dust ruffle.

Drawers at 39c. Cambric, lawn ruffle, trimmed with varied tucks and fine embroidery ruffle.

Drawers at 49c. Cambric, trimmed with tucks and wide embroidery flounce.

Chemise at 24c. Muslin, trimmed with cambric ruffle. Muslin, trimmed with lace edging.

Chemise at 29c. Muslin, trimmed with corded band. Muslin, round neck, trimmed with embroidery ruffle.

Chemise at 49c. Muslin, round neck, trimmed with hemstitched tucks, five rows of embroidery inserting and hemstitched ruffle.

Chemise at 79c. French percale, sacque shape, trimmed with hand embroidery. Nainsook, skirt length, round neck, trimmed with lace inserting, heading, ribbon and lace edging.

Chemise at 99c. Nainsook, skirt length, Marguerite style, trimmed with three rows of Valenciennes lace inserting, heading, ribbon and lace edging.

Underskirts. Underskirts, muslin, trimmed with tucked cambric ruffle, 24c.

Underskirts, muslin, trimmed with hemstitched cambric ruffle, 29c.

Underskirts, muslin, trimmed with three rows of tucks and embroidery ruffle, 39c.

Underskirts, muslin, trimmed with ruffle, lace inserting and edging, 49c.

Underskirts, cambric, trimmed with varied tucks, and sheer embroidery ruffle, 69c.

Underskirts, cambric, lawn ruffle, trimmed with clusters of tucks and wide lace edging, 74c.

Underskirts, cambric, lawn ruffle, trimmed with two rows of lace inserting and lace ruffle, 79c.

Underskirts, cambric, lawn ruffle, trimmed with three rows of Valenciennes lace inserting and lace ruffle, 99c.

Underskirts, muslin, trimmed with tucked cambric ruffle, 24c.

Underskirts, muslin, trimmed with hemstitched cambric ruffle, 29c.

Underskirts, muslin, trimmed with three rows of tucks and embroidery ruffle, 39c.

YOUNG PROFESSOR GOT A SPANKING

Declares Teacher, Whose Pupil He Once Was, Placed Him Across His Knee When He Resigned—Now He Sues.

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Suddenly and unexpectedly he handed in his resignation as teacher to accept what he says was a better position financially. This action, he says, caused the trouble.

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"You were arrested, too, weren't you?"

"No, I was just told to come around with the detectives. I don't know who run me in and then got me out of jail again."

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"Did you not say to McMahon, 'For God's sake, get out of the way; Lamar has men at the station to kill you?'"

"Well, it was going like the very devil."

"When did you see Monk Eastman?"

"I don't know. It was a gentleman with Mr. Lamar. We got in a carriage."

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At this point Justice Hestley stopped the testimony.

"No one in this courtroom must try to influence the witness's testimony. I'll not have it," he said.

"Mrs. Lamar was sitting beside Smith. She colored up and turned her face from the witness."

"Tell us what you did," said the Prosecutor.

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