WEATHER—Snow, colder; Thursday fair.

NIGHT EDITION

The World.

EVENING EDITION

"Circulation Books Open to All."

"Circulation Books Open to All."

WEATHER—Snow, colder; Thursday fair.

EXTRA

PRICE ONE CENT. NEW YORK, WEDNESDAY, JANUARY 13, 1904. PRICE ONE CENT.

LINER NOORDLAND DISABLED AT SEA IN A FIERCE GALE

Sighted by the Steamer Cornishman on Jan. 3, Displaying Two Red Lights, Indicating That She was Unmanageable, Although She Appeared to be Weathering the Hurricane.

Under Weather Conditions Red Star Vessel Is Now Two Days Overdue, but It Is Believed that She Succeeded in Making Temporary Repairs at Sea.

PORTLAND, Me, Jan. 13.—The steamer Cornishman, which arrived here to-day from Liverpool, reports that on Jan. 3 she sighted the Red Star line steamer Noordland, Liverpool for Philadelphia, in a disabled condition. The Noordland was hove-to, during a gale, and displayed two red lights, signalling that she was unmanageable.

Owing to heavy seas the Cornishman lost sight of her shortly afterward.

The captain of the Cornishman said that the Noordland appeared to be weathering the gale safely, and he believes she must have made temporary repairs.

The Noordland sailed from Liverpool on Dec. 30 and the Cornishman left port the day following.

The Noordland ordinarily makes the run between Liverpool and Philadelphia in about eleven days in good weather. Steamers which have arrived during the past few days have experienced severe gales nearly all the way across the Atlantic, and under the circumstances the Noordland is now about two days behind her regular schedule.

ASCENSION WINS THE SECOND RACE

Sid Silver, at the Good Odds of 6 to 1, After a Hard Drive Home Captures First Event at New Orleans.

THE WINNERS.

FIRST RACE—Sid Silver (6 to 1) 1, Four Leaf C. (15 to 1) 2, Alpaca 3.

SECOND RACE—Ascension (2 to 1) 1, Presentation (30 to 1) 2, Sweet Nell 3.

THIRD RACE—Ethics (12 to 1) 1, Bon Mot (7 to 5) 2, Pettijohn 3.

RACE TRACK, NEW ORLEANS, La., Jan. 13.—The track was in good shape on the outside to-day. A cold spell blew in from the north this morning, and overcoats were in evidence at the track for the first time this year.

The second juvenile race of the meeting is carded for to-morrow. Garret, Wilson, Delavel and Friar Tuck are among the entries. The other entries are new ones. Viperine will not start again until she has become thoroughly schooled to the barrier. Bob Walden is determined to win with this filly the next time she starts. Scheafer and Meyer Kirby and Ward and several other tipsters or turf commission firms have had their mail stopped by Postal Inspector Joseph Johnston, of this district. Mr. Johnston is after all the tipsters who handle commissions. He has practically broken up this end of the tipping business as far as New Orleans is concerned.

FIRST RACE.

Six and a half furlongs.

Starters, whts., jocks.	St.	Hlf.	Fin.	Betting Str.	Betting Pl.
Sid Silver, 104, Minder, 6	1½	1½	1½	6	2
Four Leaf C., 98, L'v'gst'n 1	8½	2½	2¹	15	6
Alpaca, 103, McCafferty 5	2²	3½	3½	15	6
Cyra, 106, Fuller	7	4½	4²	5	2
Lady Mistake, 98, Pieratt 8	9½	5⁹	5⁹	60	20
Lovable, 96, W. Hennessy 3	5½	6½	6½	12	4
Docile, 92, Robbins	10	7½	7½	8	5
Bronx, 92½, McIntyre	9	6½	8¹	7	5-2
Uranium, 103, H. Phillips 4	3²	9¹	9¹	6	2
Lowcut, 95, W. Fisher	2¹⁰	10¹⁰	10¹⁰	10	4
Girl, 96, Jenkins	11	11¹⁰	11¹²	40	12
Wellesley, 104, Helgerson	12	12	12	15	4

Start fair. Won driving. Time—1.23.

SECOND RACE.

Five furlongs.

Starters, whts., jocks.	St.	Hlf.	Fin.	Betting Str.	Betting Pl.
Ascension, 106, Fuller	1	2½	1¹	2	7-10
Presentation, 101, Cochran 2	1½	2½	2½	30	10
Sweet Nell, 101, Ahearn 8	6½	8¹	3¹	20	8
Miss Hume, 100, Higgins 5	3¹	4¹	4¹	2	3-5
Luralighter, 101, Stille	7	7¹	5¹	8	3
Josette, 99, Davison	9	9¹	6½	10	7-2
Neither One, 100, Callahan 10	10	7¹	8²	80	30
Cy Contrary, 105, Robbins 4	5¹	8²	9²	100	30
Harlem Lane, 105, Martin 6	8²	9²	10	40	15
Julia Junkin, 105, Phillips 3	4²	10	11	12	4

Start bad. Won easily. Time—1.01 2-5.

THIRD RACE.

One mile.

Starters, whts., jocks.	St.	Hlf.	Fin.	Betting Str.	Betting Pl.
Ethics, 105, Cochran	4	4¹	1½	12	2
Bonmot, 105, Salling	3	3½	2½	7-5	3-5
Pettijohn, 98, Higgins	2	1½	3¹	15	7-2
Little Scout, 103, Hicks 1	5	5¹	4½	3-2	9-20
Mr. Stephens, 105, Irvin 5	2²	5	5	10	5

Start good. Won driving. Time—1.42 1-5.

Father John's Medicine Cures Colds and All Throat and Lung Troubles. **

MRS. PELL NO. 1 NOW SUES FOR A DIVORCE

In Her Petition She Names Mrs. Pell No. 2 as Co-respondent and Declares Husband's Florida Decree Is Not Binding.

Among the "undefended" cases on Justice Bischoff's calendar in the bargain-day divorce court to-day, was "Pell against Pell," and it turned out to be a suit brought by Duncan C. Pell's first wife for an absolute divorce, naming his second wife as co-respondent.

Duncan C. Pell, the wealthy clubman, social favorite, automobilist and polo player, claims to have secured a divorce in Florida on the ground of desertion, prior to his second marriage, and that that divorce, legal in Florida, is binding in New York.

Irving M. Dittenhoefer, counsel for Mrs. Anna Ogden Pell, says if there was such a decree in Florida it is not binding here.

Anna Ogden Pendleton, a member of one of Staten Island's oldest and most honored families was married at New Brighton to Duncan C. Pell on Dec. 14, 1892.

They have two children—Duncan C. Pell, jr., eleven years old, and Dorothy Q. Pell, ten years old, who are living with their mother. Several years ago Mr. and Mrs. Pell separated, the mother retaining the children and receiving $150 a month from her husband under articles of separation.

Mr. Pell was married by Bernard E. Lynch, a Justice of the Peace, in the village of Orange, N. Y., Oct. 16, 1902, to Helene Louise Gardner, and the first Mrs. Pell names her successor as co-respondent, and gives the dates of their honeymoon at New Haven and later at the Parker House, Boston, where Mr. and Mrs. Duncan C. Pell, of Orlando, Fla., registered with a maid and six trunks and were guests for several days, according to the testimony of hotel clerks taken in Boston.

Duncan Clarkson Pell did not present himself to oppose his first wife's suit.

Mrs. Anna Ogden Pell, a refined and beautiful woman, in a simple tailor-made gown of black, over which was a simple close-fitting jacket of fawn color, and wearing a fur hat with a bunch of violets in the front, was the first witness.

She told of her marriage and separation from Duncan C. Pell; how he gave her $150 a month under an agreement in separation until he got the Florida divorce, when it stopped. She testified that she had no notice of the Florida divorce proceedings, and Justice Bischoff made no comment when Mr. Dittenhoefer characterized it as an illegal divorce on this ground.

Bernard E. Lynch, who came in with Mrs. Pell, testified that he was a Magistrate in New Haven, and that he married Pell to Miss Helen Gardner, Pell telling him he was a widower.

The deposition of the hotel clerk of the Parker House, Boston, was put in evidence, and Mrs. Pell's brother, Arthur B. Pendleton, with whom she lives at No. 315 West Fifty-first street, testified about a visit to Boston, where he saw Mr. Pell and his girl-bride at the Parker House. He said the couple remained there several days.

That was all, and it was all over in less than ten minutes.

Piso's Cure will cure your cough and relieve soreness of the lungs. All druggists. 25c. **

CAUGHT BURGLAR, THEN PITIED HIM

Athletic Young Woman Found Thief in Her Apartments and Captured Him After a Street Chase of Three Blocks.

MOVED IN COURT BY HIS STORY OF HARD LUCK.

Begged Magistrate to Free Man, Who Refused to Tell Right Name, but Request Was Denied and Prisoner Held.

Mrs. Blanche Gilbert, a young and pretty woman, stood in the Gates Avenue Court, Brooklyn, to-day and told a story of assault by a burglar. The burglar, confessing his guilt, was before the woman. He said that he had given a fictitious name and address, and that he would die before he revealed his identity. He declared that he was forced to steal because his wife and little baby were starving.

"Then let him go," pleaded Mrs. Gilbert. "Let him go. He did not get away with my jewelry and silver, and the hurts he gave me did not amount to much. Let him go."

But Magistrate Furlong did not let the man go. He held him in $2,000 bail for the Grand Jury.

Mrs. Gilbert and her daughter Anna left their home, No. 80 New York avenue, Brooklyn, yesterday and spent the afternoon in New York. When they returned home they found the door leading to their apartments open. Standing in the parlor was a handsomely dressed man.

Greeted Her Politely.

"Good morning, Mrs. Gilbert," he said politely. "I found no one at home and so decided to wait for you."

Mrs. Gilbert noted the man's handsome appearance and for a minute she was thrown off her guard. Then, noticing that her dresser in a rear room had been disturbed, she accused the man of being a thief.

"How foolish," he said with a laugh, and then springing past dealt her a blow, felling her. She was quickly on her feet, and as the man ran down the steps she followed him. He made for the street and she still followed. For three blocks the race continued, and then Mrs. Gilbert gained on the man. She ran up to him and threw her arms about his neck, attempting to hurl him to the street. The man turned and was striking her when William Smith, a janitor, ran to her assistance. With Smith's help the man was overcome and held until the police came.

Wouldn't Tell His Name.

"What is your name?" the man was asked.

"You will never know," he replied. "Call me John Bell and put it down that I live at No. 167 Fourth avenue, Brooklyn."

In the man's pocket was more than $1,000 worth of jewelry which belonged to Mrs. Gilbert. He also had packed a travelling case with silver and valuable trinkets, and was about to carry it off when Mrs. Smith arrived.

When the burglar was arraigned in court he admited his guilt. It was evident that the man was no ordinary burglar. The police had never seen him before and were inclined to believe his story of a wife and child in distress.

"I have been married only one year," he sobbed, "and now it has come to this. I was doing it for her. I couldn't let her know that I was without work and without money for food. But you will never know my name. I shall hide my identity forever."

After Mrs. Gilbert had pleaded for the man and had failed to get him released, he was led away to a cell. It is not believed that he will attempt to get bail.

Mrs. Gilbert is thirty-five. Her daughter is sixteen. Both are athletic.

Later Mr. Gilbert saw the prisoner and recognized him as a young man who had been an agent in Texas for him some years ago.

"I can't recall his name," said Mr. Gilbert, "but I do recall the fact that he was a highly respectable young man."

The Gilberts came here from Texas four years ago. Mr. Gilbert is a promotor and is a man of large means.

STORM DUE HERE.

Washington Bureau Notifies Local Forecaster.

The following special weather message was received at the U. S. Weather Bureau to-day from Washington:

"Northeast storm warnings have been ordered for New York City and vicinity. Brisk to northeast winds, shifting to-night to westerly."

FATAL FALL INTO EXCAVATION.

John Cooper, fifty-six years old, of No. 56 Avenue C, fell into an excavation at Astor place and Lafayette place to-day and fractured his skull. He was removed to St. Vincent's Hospital in a precarious condition.

WEATHER FORECAST.

Forecast for the thirty-six hours ending at 8 P. M. Thursday for New York City and vicinity: Rain, probably turning to snow to-night; colder; Thursday generally fair and colder; brisk to high easterly winds shifting to-night to westerly.

SPECIAL EXTRA.

POLICE FORCE IS CRIPPLED BY SICKNESS

Police Commissioner McAdoo announced this afternoon that 301 of the 6,000 policemen in New York are on the sick list. This has so crippled the force that he will not at present undertake to adopt the three platoon system.

LATE WINNERS AT NEW ORLEANS.

Fourth Race—Hands Across 1, Rainland 2, St. Tammany 3.
Fifth Race—The Messenger 1, Col. Tyler 2, Stonewall 3.
Sixth Race—Port Royal 1, Mynheer 2, Silver Mead 3.

SUBMARINE MOCCASIN ARRIVES AT NORFOLK.

NORFOLK, Va., Jan. 13.—The United States submarine torpedo-boat Moccasin, which has been aground some time, arrived at Norfolk Navy-Yard this afternoon in good condition.

MYSTERIOUS BURGLAR CAUGHT BY MRS. GILBERT IN BROOKLYN.

CROWDS JOIN IN HUNT OF ESCAPED TRICK BEAR

Thought They Had Him Surrounded, but He Escaped Into Another County and Policemen Quit.

Policemen, animal trainers and scores of men and boys have surrounded an escaped black bear in a swamp near the Greenville section of Jersey City, and unless bruin shows a disposition to slay a few of his pursuers he may be taken alive.

Only the animal trainers are in favor of taking the animal alive. The policemen and the men and boys are armed and itching for a shot at the big brute.

The bear escaped from Bartell's animal farm, on the north side of Communipaw avenue, in Glendale Wood, last night. No one knows how he got away. His cage was empty and that led to the pursuit. Wild animals belonging to small travelling circuses are stabled at this farm during the winter months. Trainers also live there and spend the winter teaching the animals tricks.

Crowd Joins in Chase.

When it was found that the big black bear was gone the alarm was spread and the Jersey City police notified. The neighborhood became excited at once and men and boys, carying large and small guns, blunderbusses and even air rifles, met at Bartell's farm to join in the chase.

Tracks in the snow were discovered by the sleuths who came with the reserves of the Communipaw avenue and Ocean avenue police stations, all of whom were ordered out to assist in the chase. These tracks led across Communipaw avenue and into the woods on the west side towards Greenville.

In that section is a large tract of wooded land and marshy meadows. The tracks were followed until old Bruin was found concealed in the underbrush in a swamp.

Animal Trainer Retreated.

An animal trainer walked right up as though he would lead the bear away by the ear, but he was brought to a sudden stop when the bear raised on his haunches, showed his teeth and lapped his chops with his great red tongue, as though the juicy meal he had anticipated was at hand. The trainer backed out of the swamp.

Then the police and the other men and boys scatteerd and formed a circle about the swamp while the animal trainers conferred on what would be the best way in which to save the life of the bear, a life worth about $600—because this was a trick bear.

Every once in a while some one who did not appreciate the intrinsic value of the bear would suggest that every one take a shot. This was vetoed by a corpulent policeman, who said that if everybody shot the bear would be so full of lead that his carcass could not be readily digested.

At noon it was decided that if the animal trainers had not captured the bear by 4 o'clock the police would close in and finish him.

"I'll Fool You," Said Mr. Bear.

Evidently the bear got wind of the ultimatum concerning his capture, for he scampered out of the thicket, and as the posse scattered in wild fright the bear shinned up a tall sycamore.

A half dozen cowboys from the stock yards had come down by this time, and while they were trying to lasso him in the tree Bruin hopped merrily to the branches of another tree, which were not strong enough to hold him and he fell to the ground. But he was up and away, and in half a minute was out on the ice covering the Hackensack River.

Here the police dropped out of the chase as that is out of Hudson County, but the crowd continued out on the ice, chasing the bear into Essex County. Then the bear loped over to the Passaic River, struck the Jersey Central tracks and was again corralled. The cowboys got their lariats ready and commenced throwing for the bear's head, but he was a trick bear, and dodged every time the noose came close to him.

CZAR'S WARSHIPS ARE GATHERING

Fleet Leaves Port Arthur and Part of Mediterranean Squadron Arrives at Port Said on Way to Far East.

JAPAN'S FINAL ANSWER HANDED TO RUSSIA.

Conflict Near and Tokio Thinks First Shot May Be Fired in a Few Days—Fighting Sentiment Now Prevails.

BERLIN, Jan. 13.—According to a report current in financial circles the Russian war fleet has left Port Arthur and developments are looked for. Paris brokers have received the same information and stocks which had ruled at a good level immediately dropped.

Official opinion regarding the probability of war between Russia and Japan has suddenly changed. Intelligence received at the Foreign Office has caused the Government, for the first time since the controversy began, to believe that the situation is extremely tense.

The very definite views hitherto held are reversed and war has become a proximate contingency, according to the view held in official circles here.

Japan's delay in answering Russia's last note is deemed here as being a symptom that a grave decision is under consideration.

PORT SAID, Jan. 13.—The Russian cruisers Dimitri Donskoi and Aurora, with seven torpedo-boat destroyers, arrived here to-day on the way to the Far East.

The Dimitri Donskoi entered the Suez Canal without delay.

The torpedo-boat destroyers will await the arival here of the remainder of the Russian Mediterranean squadron, which is expected shortly.

RUSSIA GETS JAPAN'S FINAL ANSWER TO-DAY.

TOKIO, Jan. 13.—Japan's reply to Russia was delivered to Baron de Rosen, the Russian Minister, to-day.

The nature of the reply was decided upon at a conference before the throne, which was attended by all the members of the Cabinet, five of the elder statesmen, Admirals Ito and Injuin and Gen. Kodama.

The conference was a long one and the result has not been made public. It is said that the response to Russia that had already been drafted was approved. Japan's answer is regarded as the final step in the negotiations and developments are anxiously awaited here.

It is believed in Tokio the first gun will be fired within a few days.

Japan has informed Great Britain and the United States that her apparent inaction is not due to a desire for foreign mediation, but to a policy deliberately adopted.

CZAR LEAVES ALL TO ADMIRAL ALEXIEFF.

ST. PETERSBURG, Jan. 13.—Communications of the highest importance are constantly passing between the Czar and Admiral Alexieff, the Russian Viceroy in the Far East.

The Czar is said to be in favor of peace, but is also determined to maintain the Russian prestige. Matters have reached such a crisis that he will rely upon the action of the Viceroy, Admiral Alexieff, backing the latter in whatever decision he may reach.

WASHINGTON RATIFIES TREATY WITH CHINA.

WASHINGTON, Jan. 13.—Ratifications of the American-Chinese commercial treaty were exchanged at the State Department to-day by Secretary Hay and Sir Chentung Liang Cheng, the Chinese Minister here. The treaty provides for the opening of the ports of Mukden and Antung, in Manchuria, to the world's commerce.

CHINESE BORROW A MILLION TAELS.

PEKING, Jan. 13.—Viceroy Tsen, at Shanghai, has concluded a loan with a German firm for a million taels. The money will be used to purchase Krupp mountain guns.

Information has reached the legations here that two divisions of Russian troops are coming by the Siberian Railroad.

A Russian force has seized the terminus of the new branch of the Hai-Kwan-Newchwang Railroad, recently completed by the Chinese. The terminus is one hundred miles northwest of Newchwang and will be an important strategic base in the event of war.

CZARINA HAS INFLUENZA.

Attack Is Slight and There Is No Anxiety About It.

ST. PETERSBURG, Jan. 13.—It was semi-officially announced to-day that the Czarina is suffering from a slight attack of influenza.

Her condition does not give rise to anxiety.

JUDGE ORDERS BECHTEL TRIAL TO BE DROPPED

Extraordinary Climax When the Court Openly Reprimands the Prosecuting Attorney for Attempting to Act in the Case While in a Condition that Was Plainly Incoherent.

ECKSTEIN, SECOND DEFENDANT, IS QUICKLY DECLARED NOT GUILTY.

Court Refuses to Permit the District-Attorney to Go On with the Trial of the Members of the Bechtel Family, Who Are Accused of the Murder.

(Special to The Evening World.)

ALLENTOWN, Pa., Jan. 13.—The second of the extraordinary trials of persons alleged to have been implicated in the murder of Mabel Bechtel came to a sensational close this afternoon when Judge Trexler ordered the jury to acquit Alois Eckstein, the dead girl's fiance.

The District-Attorney, who had been acting queerly all through the case, examined Eckstein as though he were the attorney for the accused instead of being the prosecutor, and in spite of his insistence that the cases of Mrs. Bechtel, her sons and daughtr be called Judge Trexler adjourned court.

HIS QUESTIONS WERE INCOHERENT.

It had been supposed that the District-Attorney had a strong circumstantial case against Eckstein. Mr. Lichtenwalner confirned this impression before the case was called. When he appeared in court, however, his questions were so incoherent that the Judge ordered the Assistant District-Attorney to take charge.

District-Attorney Lichtenwalner persisted in asking questions until the Court told him that if he did not act in a more orederly manner an adjournment would be taken. Soon after this the District-Attorney arose and said:

"We have proved Eckstein's innocence, Your Honor. I move for his discharge."

Judge Wexler turned to the jury and said:

"Gentlemen of the jury, you have heard what the District-Attorney has said. He has done something very unusual, proved a complete alibi for the defendant. You cannot return a verdict of guilty against Eckstein. If you do I shall be compelled to grant a new trial. You will therefore acquit the defendant Eckstein."

The jury acquitted Eckstein without leaving the box.

REBULED BY THE COURT.

The District-Attorney grandiloquently moved that the trial of the Bechtels proceed.

"You will not try anybody in your present condition," replied the Judge, "and court is adjourned until morning. It is sad indeed if we have come to such a pass that the question of the guilt or innocence of people accused of murder depends on the drunkenness or sobriety of a prosecuting officer."

The udge does not feel that he can do much with the contumacious prosecutor. He wasnt insulting and didn't act in contempt of court, but his mind was in such condition that the commonwealth hadn't anybody to take the part of the State.

George A. Kocher was the first witness. He said that on Tuesday morning, Oct. 27, about 6.45, while he was with T. F. Merkle and George Leiby, two girls passed them, one of whom was Martha Bechtel.

The girls were excited. Merkle asked what was wrong. When one of the girls replied, "Mabel Bechtel got killed." The three men hurried to the house, when they discovered th body of Mabel Bechtel in the alleyway.

COVERED WITH CARPET.

Mr. Leiby stated that the entrance to the alleyway was covered by a piece of rag carpet. The carpet had been stretched across to screen the view into the alleyway from the street.

A peson passing along could not have been into the alley without stooping, and even then couldn't have seen far enough to catch a view of the body. Eckstein upon his arrival entered the house. He did not see anybody enter before Eckstein.

This testimony was drawn out to show that Martha Bechtel must have learned of the murder probably at hime.

ONE PARTNER MISSING.

Firm Which Organized Jan. 1 Is Dissolved.

Isaac Lehman has been appointed temporary receiver for the partnership property of B. Reis & Co., manufacturers and dealers in rubber goods at No. 23 Lispenard street, in an action brought by Alexander N. Jacob against Benedict Reis, his partner, for an accounting and dissolution of the partnership, which was formed on Jan. 1.

On Jan. 11 Mr. Jacob received a letter from Mr. Reis informing him of the writer's departure from the city, in which he said: "I am far away by this time. I leave everything that I worked hard for for over seven years and my good, clean reputation, that I kept up so jealously, a complete wreck, taking barely enough to keep my family from starving for the first six months."

ACTRESS SEEKS FREEDOM.

Queen of the London Gaiety Theatre Wants Marriage Annulled.

Norma Whalley, the famous queen of the Gaiety Theatre, London, wants to be freed from "Sherry" Matthews, and A. H. Hummel presented her case to Justice Bischoff in the Supreme Court late this afternoon.

In an application for an annulment of the marriage of Norma W. Matthews from James S. Matthews, Mr. Hummel stated that the application was for an annulment of the marriage on the ground that Matthews deceived Miss Whalley regarding his health; that he was afflicted with a chronic ailment. The case was not finished.

Sunday World Wants Work

Monday Morning Wonders.