CITY NEWS

Rev. Dr. Hunter Here — Rev. Dr. Pleasant Hunter, now of Chicago, is visiting old friends in this city for a few days. Yesterday he attended service at the Westminster church.

New Law Firm—Richard Paul has associated himself with A. C. Paul in the law firm of Paul & Paul. The firm of Paul & Hawley has been dissolved, Mr. Hawley taking the Chicago offices.

Annie Curran Released—Annie Curran was released from the custody of the police by Judge Dickinson yesterday. She was arrested at the Milwaukee depot and charged by Detective King with vagrancy.

Bad for "Bossy"—A frolicsome East Side cow got in front of a street car on the Second street line at Thirteenth avenue NE this morning and was injured so badly that she had to be shot. The car was uninjured.

Whist Club to Meet—Secretary J. C. O'Gorman of the Commercial Club announces that there will be a meeting of the whist club at the club rooms Monday evening of next week to prepare for the winter tournament.

Will Save His Arm—W. J. Murphy, who was accidentally shot while duck hunting at Cass Lake last week is improving rapidly at St. Mary's hospital. His physician says there is no doubt but that his arm will be saved.

Spiritualists Elect—The State Spiritualists have elected officers for the ensuing year as follows: President, J. S. Maxwell; vice-president, C. D. Huden; secretary, Mrs. M. K. Calmus; treasurer, D. E. Griffith; trustees, L. W. Pierson, J. P. Whitwell, John F. Holm, W. P. McCormack and J. P. O'Brien.

Expensive Driving—C. B. Marshall who hired a horse and buggy from a local liveryman and then proceeded to give an exhibition of Wild West driving, was taken before Judge Dickinson yesterday, charged with cruelty to animals. He was sentenced to pay a fine of $25 or spend thirty days at the workhouse.

Extent of Rainfall—The rain which has fallen since Sunday evening was general in southern Minnesota and the adjoining parts of Wisconsin. In Minneapolis, the precipitation was .54 of an inch. In other cities of the district, the rainfall was as follows: Grand Meadow, 1.80; New Ulm, 1.06; Winnebago, 1.96; Worthington, 1.77. At La Crosse, Wis., the fall was 3.38 inches.

New Coal Company—The Des Lacs Coal and Brick company, just incorporated in this state, is a new concern to mine coal owned by Minneapolis men. The coal is on the Soo line in North Dakota, near the town of Bow Bells. B. C. Gibbons, former city assessor, is president and J. W. Ingeson manager. The company is capitalized at $20,000.

Asphalt Crews Here—The Ayers and Barber Asphalt companies' crews are in the city and, as soon as the weather clears, they will proceed to put the final repair touches on the streets for this year. The Ayers company will resurface about 11,000 square yards of asphalt paving before leaving, and the Barber company probably nearly as much more.

The Mayor Gets Busy — To-day was the mayor's busy day. He worked along police routine lines in the forenoon. At noon he attended a meeting of the board of tax levy. At 3 o'clock he met with the board of health, at 3:30 with the improvement committee of the park board, and at 4 o'clock he was in his seat at the park board meeting. To-night he attends a meeting of the board of corrections and charities.

Delinquent Tax Sale — About 200 pieces of property, out of a total of nearly 4,000 offered, were disposed of by County Auditor Scott yesterday, at the sale of property upon which the taxes of 1901 were delinquent. The property was exclusively outside real estate. There are between 40,000 and 50,000 parcels to be sold, and the sale will consume several days. The bidding is not expected to be very brisk.

Welsh Presbyterians—The synod of the Welsh Presbyterian church closed Sunday at the Welsh church. Rev. W. E. Evans of Mankato was elected chairman and H. J. Williams of Minneapolis secretary protem. The synod adopted the resolution passed by the general assembly to the effect that a special collection as a thank offering to the Lord for his goodness and care of the church should be taken, the proceeds to form a fund for the care of old and disabled ministers.

"Lift" Operators Out — About forty elevator operators in Minneapolis are out of jobs because of the law passed by the last legislature requiring an examination to test their competency to run elevators. Building Inspector Houghton, who conducted the examinations, has given everybody full opportunity to qualify, but there are fully forty operators, he says, who either refused to take the examination and quit their jobs, or who failed to qualify at the examination. Among the men who failed to pass the examination were the operators of half a dozen hotels. The employes of the big office buildings got through all right in nearly every instance.

N. F. WARNER DEAD

Passed Away at His Residence Yesterday—Funeral To-morrow.

Nathaniel F. Warner, one of the pioneer undertakers of the city, and a resident since the day when the city was still a small village, died Sunday afternoon at his residence, 2540 Bryant avenue S. He had been a sick man for eight years, and three years ago retired from active business and spent some time in New York, where he was treated for mental trouble. He improved for a time, but relapsed and his friends have known for some time that his end was near.

Mr. Warner was born in New York city, April 18, 1848, and came to Minneapolis when a small boy. He attended the Minneapolis public schools and finished his education at Northfield. He entered business with his father in 1873 in this city.

He leaves a wife and three daughters, Mary Helen Curtiss and Pearl and Frances Warner, and is survived by his aged father, G. F. Warner; two brothers, J. H. Warner of New York city, G. W. Warner of this city, and two married sisters, Mrs. D. F. Peck and Mrs. A. F. de Steiger of Minneapolis.

The funeral was held to-day at 2:30 from his late residence.

MRS. HARRIET M. PATTIN died at 6 o'clock Saturday evening at the home of her son, W. B. Pattin, 514 Bryant avenue N. Mrs. Pattin was 70 years old and was born in Fort Plain, N. Y. Three children survive her, W. B. Pattin and H. B. Pattin of Minneapolis and E. M. Pattin of Fargo, N. D. The funeral was held from the residence of her son, W. B. Pattin, at 4 o'clock to-day.

PHILLIP H. BAER, a former resident of Minneapolis, died at the age of 73 years, in Chicago, at the home of his son, Fred Baer, yesterday. He had been living for a year and a half in Chicago. The funeral was held in Chicago to-day. Mr. Baer leaves three daughters in Minneapolis, one in Milwaukee and one in Siloam Springs, Ark, and his son Fred in Chicago.

HENRY STOCKMAN died Sunday at the age of 82 years. The funeral was held at 10 o'clock to-day from the German Trinity Lutheran church, Ninth avenue S and Fourth street. The interment was at Lakewood.

MRS. MARGARET GIEBENHEIM, a pioneer resident of the city, died Saturday at her residence near Crystal lake, 69 years old. She came here from Germany in 1854. The funeral took place yesterday at 9 o'clock from the residence.

WILLIAM SMITH, a teamster, 46 years of age, died yesterday at the city hospital. The funeral will be held from the hall of Minneapolis lodge, No. 169, I. O. O. F., of which the dead man was a member. Smith was a Canadian and had no relatives here.

MISS ESSIE BROWN, 31 years old, died Sept. 8 at 126 Hennepin avenue. Funeral services were held from Amor & Co.'s undertaking parlors, to-day at 2 o'clock. Interment at Lakewood.

MRS. FRANK E. TUCKER—The funeral of Mrs. Frank E. Tucker, who died Saturday, was held at 2 o'clock yesterday afternoon from the residence, 527 Third avenue SE.

AT WORK ON HORSES.

The state board of equalization in session at St. Paul began work in earnest this afternoon. The first item taken up was horses. The board will go through the assessment rolls of each county, and pass on the valuation entered for horses. Banks, franchises and other important items will not be reached for several days.

VOICE OF PRAYER

It Ascended to Heaven Imploring the President's Safety.

NOTABLE CHURCH SERVICES

Local Pastors Believe Capital Punishment Should Be the Portion of Czolgosz.

Prayers for the recovery of President McKinley were offered Sunday in every church in Minneapolis. In the Catholic churches such a course was followed in accordance with the instructions issued by Archbishop Ireland. The prayer provided for such occasions was read in the Episcopal churches, and pastors of other denominations joined with their congregations in special prayers for the recovery of the nation's chief executive.

The anarchistic assault made upon the president was referred to by many pastors. Rev. William Wilkinson advocated the passage of a law making such an assault a capital offense. "It should," he said, "be considered as high treason, which is a greater crime than murder."

Rev. C. F. Swift, pastor of Park Avenue Congregational church, endorsed the oft repeated suggestion that anarchists be treated as lunatics, and be proceeded against as such. He laid the responsibility for the attack at the door of the anarchists, the yellow journals, the people who stand by and make no protest when outbreaks occur, and the lawless element, including those capitalists who are guilty of bribing legislatures and other civic and national officials.

At the Chicago Avenue Baptist church, Rev. G. L. Morrill also referred to the inadequate punishment provided by the law for such offense and advocated the establishment of the death penalty for such assaults, or, in failure of that, the making of an attempt upon the president's life punishable by life imprisonment. Said he: "Let us decide that anarchistic meetings and utterances which have been tolerated heretofore, now cease; and let us take this stand on the broad ground that members of the anarchist propoganda have mistagen license for personal liberty. By all means let us do what should have been done years ago—restrict immigration to the end that our boasted land of the free and home of the brave may no longer serve as the ash-heap of old-world vice and villaiy."

Equally emphatic utterances were made by the pastors of other churches throughout the city. The rectors of St. Mark's, Gethsemane, Holy Trinity and St. Paul's Episcopal churches all spoke briefly of the crime and its terrible effects upon the nation, preceding the regular sermon.

The State Spiritualists' association, which met at the First Unitarian church adopted a resolution of sympathy.

Keep Anarchists Out.

Dr. Wright, of St. Paul, rector of St. Paul's church, preached yesterday on the problems which confront the nation as brought out by the attempt on the life of President McKinley. He suggested two methods for the suppression of anarchy. Said he: "Anarchy may exist with some excuse in despotic Russia, but there should be no foothold for it in free America. Representatives of this class are here because of the laxity of our laws. We put down the bars too low. Let us have as soon as possible strict and drastic laws concerning immigration. Outlaw all criminals, imbeciles and paupers. Admit no one whose antecedents show him to be tainted with anarchy.

NOT AT ALL CONCERNED

HOW ONE SOCIALIST FEELS

Fate of Wm. McKinley, the President, a Matter of Indifference.

"We are not disturbing ourselves because an attempt has been made to assassinate William McKinley, the president of our so-called republican form of government.

"McKinley, as president, is the representative of the capitalistic class of this country, and his fate is a matter of supreme indifference to us. So long as our present form of government exists one class will grind the other under foot and the weaker, finding that the law will give them no relief, will resort to violence."

The above sentiments were voiced at a mass meeting of socialists, held on Washington avenue S Sunday afternoon. The speaker was W. B. Hammond, several times the candidate of the socialist-labor party for the governorship. His speech was heartily cheered and applauded.

Elsewhere in his remarks he explained that socialists have nothing in common with anarchists; that he and his followers have nothing but condemnation for Czolgosz, and sympathy for Mr. McKinley and his wife as individuals.

HOLE IN THE FOOD LAW

SO STATED IN THE ESSWEIN CASE

L. R. Thian Contends That Putting Borax in Sausage Isn't a Violation.

L. R. Thian says there is a serious flaw in the dairy and food law. He is engaged in defending H. E. Esswein, charged by the dairy and food commission with selling sausage treated with borax as a preservative. The law, or that section of it under which Mr. Esswein is prosecuted, is asserted to be too indefinite.

The title of the law reads as follows: "An act to prevent the use of chemical agents as preservatives in milk, cream, cheese and butter or other food products of any nature whatever." The law itself is not essentially different.

Mr. Thian contends that the law should state, in order to be effective, that the chemical was introduced for the purposes of deception or was itself deleterious or injurious to the human system. As the law is now worded, he says, it would be possible for the dairy and food commission to prohibit the use of salt, undoubtedly a chemical preservative agent, in sausage, which is a food product.

The question raised was taken under advisement by Judge Dickinson, the taking of evidence, however, being resumed without any further objection by the defendant.

"VALDRIS-STEVNE"

Over 2,000 Turned Out Despite the Weather.

With unfavorable weather to contend with, the "Valdris-stevne" or reunion of people born in Valders, Norway, at Como park Sunday, was attended by about 2,000 persons. A suggestion that the Valder folk join in an excursion to the place of their birth was enthusiastically adopted and work on the plans will probably begin at once. Addresses were made by Professor Veblen of the Iowa state university; Dr. J. S. Johnson of St. Paul, former Congressman Haldor Boen, and John Dahle of St. Paul. Music was furnished by the Fram Singing society of St. Paul and Oulie's orchestra.

EXTENSION NEARLY DONE

Soo Road's Line Into South Dakota Almost Ready.

Work upon the Soo extension in North and South Dakota has been almost completed to Herba, the grading being done and the line being open as far as Venturia. Two weeks more will see the line open for traffic over its entire length. Next year the work will be continued to the Missouri river, and probably beyond.

FINAL BRIEF FILED

Attorneys for Iron Ore Roads State Their Case.

NOT INTERSTATE COMMERCE

Sole Question Remaining Is—Is the Traffic in Evidence "Commerce Among the States?"

The final brief of the attorneys for the iron ore roads has been filed with the railroad and warehouse commission. It is in reply to the brief of the Penobscot Mining company, and is signed by the following attorneys: George Welwood Murray and Joseph B. Cotton, for the Duluth, Missabe & Northern; Frank B. Kellogg and Joseph H. Chandler, for the Duluth & Iron Range, and Marcus D. Grover, for the Eastern Railway Company of Minnesota, intervenor.

The brief sums up the case as follows: The sole contention made by the answering brief of the Penobscot company is that the traffic in question is not interstate commerce. The Penobscot company thereby conceded the other claims made by the railway companies, that the power of the government to regulate charges upon interstate commerce is exclusive of any right of the state; that if the traffic is in fact interstate it is within the protection of the commerce clause of the federal constitution, and that this would be true even if perchance the traffic should not be within the provisions of the interstate commerce act now in existence. The sole question, therefore, remaining, is this: Is the traffic in evidence "commerce among the states"?

The brief then sums up the evidence introduced to prove the traffic interstate, and the citations in support of their claim.

The brief will be reviewed by Senator Clapp, special counsel for the commission, who will give his opinion in a few days. If he finds any prospect of enforcing the commission's authority over the traffic, the commission will have to institute mandamus proceedings to compel the roads to file their tariffs.

An opinion will also be requested from Attorney General Douglas.

The board will determine its course on this question before Sept. 24, the date set for the hearing upon the question of the reasonableness of the rate.

DIED AT HIS DESK

Thomas C. Metcalf Expired Suddenly at Noon To-day.

HAD BEEN IN EXCELLENT HEALTH

Was Well Known in Grain Circles as Superintendent of the St. Anthony Elevator Co.

With no premonition of the sudden summons, Thomas C. Metcalf, aged 59, superintendent of the St. Anthony Elevator company, droped dead in his office, 322 Flour Exchange building, at 12:30 p. m. yesterday.

Up to the very moment of his death, Mr. Metcalf had been apparently in his usual good health, and so far as known had not complained of being at all indisposed. He was about to leave for dinner at the Holmes Hotel, where he resided, when death came. He was in the act of arising from his chair when he fell back lifeless. His office associates made haste to summon a physician, but the heart had ceased to beat when medical help arrived.

Coroner Williams said that death was due to heart failure.

Mr. Metcalf came to Minneapolis from Philadelphia in 1881. He accepted a position with the Washburn-Crosby company immediately upon his arrival in the city and remained in that capacity for five years when he became superintendent of the St. Anthony Elevator company.

Before coming to Minneapolis, Mr. Metcalf had followed the sea for many years, his last position aboard ship being that of purser of the Plymouth, of the Guion line, running from Philadelphia to Liverpool.

Mr. Metcalf was a member of Zion Commandery, Knights Templars, and of St. John's chapter, Free Masons.

Mrs. Metcalf died a year ago in Philadelphia. Mr. Metcalf is survived by a stepson, Edwin Metcalf, of the Anderson-Nielsen opera company. Mr. Metcalf, Jr., was with the Alice Nielsen opera company when last seen here, being at that time understudy for Eugene Cowles.

The funeral arrangements will be announced later.

HE FIGHTS PROCEEDINGS

ROBERTS' BANKRUPTCY CASE

Mr. Roberts Files His Answer to the Petition of Certain Creditors.

The answer of T. M. Roberts in the involuntary bankruptcy proceedings begun last July in the federal district court was filed yesterday. Mr. Roberts denies that he was insolvent at the time of the filing of the petition in July, or that at any time within the preceding four months he committed any act of bankruptcy. He admits that he paid the Illinois Nail company the $212 mentioned in the petition about July 15, but denies that the payment was made with the idea of preferring any creditor, but in good faith, as was the case with all transfers of property or payments during said time. It is asked in the answer that the prayer of the petitioners be denied and that the temporary receivers, Frank M. Shaw and Charles Way, be discharged.

THE MAN NEXT IN LINE

CAUSES FEELING OF SECURITY

So Says C. B. Murray of the Price Current Regarding Financial Situation.

C. B. Murray, of Cincinnati, executive secretary of the Cincinnati Chamber of Commerce, editor of the Price Current and an authority on commercial and crop conditions, was a visitor on change yesterday. Speaking of the recent action of the New York Produce exchange in petitioning the agricultural department to have the regular departmental reports of crop conditions issued earlier in the day, Mr. Murray said he was opposed to the change. The change, he believes, would be a distinct step backward. It would be found very unsatisfactory as against the present conservative policy of holding the reports until late in the day. This present plan throws the effect into the market of the following day after the report has been digested, thereby softening the shock and minimizing the effect. Most important of all, it puts all grain men on an even basis whether located in immediate touch with a grain pit or at a distance. Mr. Murray believes the interior markets will be almost unanimous in their opposition to the change.

The shooting of President McKinley should not have a serious effect on the general course of business, even should the president pass away, says Mr. Murray. The fact that the markets held so well Saturday and that the grain markets showed no appreciable declines is evidence of an underlying feeling of confidence everywhere. The personality of the man next in line, Mr. Murray believes to be one of the greatest sustaining factors in the present situation.

BIGELOW TO LECTURE

Distinguished Writer and Traveler to Speak Twice at the U.

SECOND WEEK IN JANUARY

University Opening To-day—Everything in Readiness—Additions to Faculty.

President Northrop of the university has engaged Poultney Bigelow, the distinguished writer and traveler, to give two lectures during the second week of January. The lecturer is a graduate of Yale, has traveled extensively in Germany and Russia and is a close friend of the Emperor of Germany. The subjects of the lectures to be given are, "Germany in Its Relation to Popular Government," and "Problems of Colonial Administration." The lectures will probably be given in the university chapel although the simple announcement of the engagement of the noted lecturer has already created such a demand that the Armory hall may be used in order to accommodate the crowd.

The university will open to-day for work in the colleges of science, literature and arts, law and engineering. The schools of agriculture and medicine will not open until the latter part of the month. The registration of students, which began last week, was continued to-day and Registrar Johnson's office was filled with a long line of students awaiting their turns. The entering class this year will be considerably larger than that of other years.

President Northrop states that the outlook for the college year is exceedingly bright, and that everything is in shape for the opening. The professors and faculty, generally, are on hand and regular work will begin in all departments when the classes meet to-morrow. Construction work on the physics building and on the addition to the engineering building is going forward rapidly and until the new quarters are completed, these departments will occupy their old rooms.

There are a few additions to the faculty this year. Dr. Shaper has the department of political science. He is a graduate of the University of Wisconsin, and since his appointment to the faculty of Minnesota university, has been studying in Germany. Dr. Smith, who formerly lectured on sociology, has been made a professor and will conduct regular work in that department. There are also a number of new instructors and assistants.

The faculties of the science, literature and arts and engineering colleges met on Saturday afternoon for the transaction of routine business.

TORRANCE LEADS

The Minnesotan's Chances for Head of the G. A. R. Better Than Sickles'

New Yorker Gives Out an Interview That Damages His Cause.

From a Staff Correspondent.

Cleveland, Ohio, Sept. 10.—The advance guard of the Minnesota G. A. R. delegation, Major and Mrs. H. A. Norton and Mr. and Mrs. Ira J. Covey, reached Cleveland at 3 o'clock yesterday morning, several hours late. The Minnesota headquarters special Pullmans arrived safely at 11 o'clock yesterday morning. Everybody is well and in spirits.

The state expects to make a good showing with the candidacy of Judge Torrance for commander-in-chief, and plans to that end are already being made. To-night Torrance's friends are to hold a formal caucus to determine a harmonious and effective campaign plan. Should his candidacy continue to look as bright as now it is likely that the ladies of the Woman's Relief Corps, notwithstanding their loyalty to Mrs. Lodusky J. Taylor of Le Sueur, their candidate for president of that organization, will not urge her claims strongly. There will be no contest between the friends of Judge Torrance and Mrs. Taylor, the latter conceding that Torrance has the right of way, and will do all they can to forward his cause should the developments of the next few days justify the high hopes now entertained of his success.

I learn to-day that when Judge Torrance was first brought forward as a candidate for commander-in-chief it was with little more than the hope that his presence in the field this year would put him in condition to make a winning race in 1902; but since that time events seem to have so shaped themselves as to make his present chances better than those of General Dan Sickles, until recently supposed to be the leading candidate, and equal to those of Adjutant General Stewart of Pennsylvania. The latter will be Torrance's principal antagonist.

Sickles arrived Sunday night and has opened sumptuous headquarters in the Hollenden hotel, the chief hotel in the city, where all the Minnesota department headquarters are situated. Stewart is confined to bed in Harrisburg with a broken leg, and has turned the management of his campaign over to friends from the New Jersey department, who arrived to-day and began active work without delay. His injuries may work to his advantage slightly in this contest, but all Minnesotans here now are confident that Torrance's chances are as good as his.

The chief objection to Sickles, and if he should be defeated it will be responsible for it, is his extreme attitude with reference to Pension Commissioner Evans. It had been figured by many that the condition of President McKinley would operate against any bitter attack upon Evans, who has McKinley's unqualified indorsement, but in the Cleveland morning papers Sickles announced in vehement language his uncompromising opposition to Evans and says it is to be the chief plank in his platform as candidate for commander-in-chief. This interview is not adding to Sickles' popularity.

It will be to the interest of Torrance's friends, however, to keep Sickles in the field, as long as possible. His withdrawal before the taking of a ballot might help Stewart more than Torrance. The latter, however, has received many reassurances from New England and other eastern states and it is believed that on the first ballot he will be the first choice of some of those states, and divide the honors with Stewart as second choice. I have it from reliable sources that Sickles will not command the solid vote of his own state of New York. Himself a radical of radicals and running on a radical platform, he will hardly call to his support the controlling conservative elements of the encampment. That is the opinion to-day.

BAIL IS FORFEITED

Judge Harrison Makes Short Work of Several Cases.

SLOT MACHINE CASES SET

The Grand Jury Goes to Work—Little Work Ahead of It.

At the opening of the September term of the district court yesterday Judge Harrison, who had charge of the criminal calendar, was much annoyed by the failure of many out on bail or on their own recognizance to appear. Several who were bound over to the grand jury from the municipal court forfeited bail, and warrants will be issued for their arrest and apprehension. Among such are Joseph McNevin, Ernest W. Mau and Kate Stein. Hearings will be had Wednesday in the cases of Frank Miller, Louis Teljernal and L. L. Gibbons. Henry Nyberg, charged with abandonment, failed to appear, and loses his bail.

In fixing the cases for the criminal calendar the expected postponement was agreed upon in the twenty-six slot machine cases against Fred A. Briggs. The cases were all passed over upon motion of the county attorney with the consent of W. A. Kerr, counsel for Briggs. It is understood to be the intention to nolle all these cases, unless something unexpected turns up in the appeal from the two convictions which are soon to be passed upon by the supreme court. The county attorney entered a nolle in the four cases against Albert Scheffer, accused of violating the liquor laws and keeping a disorderly house. There was not sufficient evidence. The four indictments against F. E. Nimocks will come up Oct. 2.

John Arrowsmith, the Pipestone county man wanted to answer to two indictments for grand larceny in the first degree, was not present, but his attorney agreed to produce him to-morrow morning.

Captain Fred Coffin, accused of asking a bribe, was not in court when his case was called, but he was given until to-morrow morning to respond.

Other Gambling Cases.

John Dempsie, accused of keeping a gambling device, withdrew his plea of not guilty and obtained leave to file a demurrer to the indictment. The gambling cases against Lee Taylor and his partners were set for Oct. 1 and 15.

George Wold, who was indicted for abandonment and neglect of his w ife, was lucky. His wife appeared and stated that she was willing to withdraw her complain and he was allowed to go, the case being nolled.

Little Work for the G. J.

Only seventeen members of the new jury panel responded when the roll was called by Clerk Royce. The court urged dispatch in the execution of the jury's business and intimated that there was not a great deal to do. The court also cautioned the jury that it was improper to permit any inkling of its doings to reach the public, saying that in the past the ends of justice had often been hampered by premature reports of the jury's cases. They were told that when discussing any case, or when taking a vote, no outside person should be permitted in the room, not even the sheriff or the county attorney.

E. J. Phelps was appointed foreman and the jury instructed to report to the court each day shortly before 10 o'clock.

GAMBLING "LAY OUTS"

Can They Be Confiscated Unless Owners Are Convicted?

The right of public authorities to destroy gambling paraphernalia was argued before Judge Dickinson yesterday. There is no question but that all gambling appliances must be destroyed upon conviction, but the owners of the property seized in a recent raid argue that the furniture cannot be confiscated and destroyed unless there has been a conviction. As the prosecuting witness has left the country it is not an easy matter to convict. The state contends that gambling instruments are contraband at any time.

Leonard Day's Estate.

The estate of the late Leonard R. Day has at last been discharged from the probate court, his mother, Laura H. Day, receiving all the property, which included $8,938 cash assets and a large amount of timber and iron lands in St. Louis, Cass, Itasca, Crow Wing, Aitkin and other counties, as well as a number of houses and lots in Minneapolis. The exact value of the estate is not known, but it is estimated at more than $100,000.

D. Scatena Appeals.

Daniel Scatena has appealed to the supreme court from the order of the Hennepin county court, denying the motion of his attorney to quash the indictment against him for perjury.

Telephone Company Appeals.

The Northwestern Telephone company has appealed to the supreme court from the decision of the district court, that it pay taxes upon its real estate in addition to the gross earnings tax imposed by the state.

BLUE RIBBON BUTTER

Some of It Smelled Badly After Taking Fair Premiums.

All is not gold that glitters, neither is it always the best butter that walks off with the blue ribbon.

The butter judges at the state fair came to this conclusion Saturday after a reinspection of the butter entries. They found that some of the butter which they had awarded premiums on Tuesday was already strong and almost rancid. On the other hand, some entries that did not get a top notch mark had improved in flavor and would have graded higher Saturday than when the awards were made.

Evidently something was wrong at the creameries which produced the prize butter. The judges concluded that the cream had not been properly ripened, causing an early development of the germs of decay.

The theory of scientific butter-making, as taught at the Minnesota school of agriculture is to produce an article that is at its best at about the time it reaches the consumer. For that reason care is taken in the preliminaries to produce butter that will improve rather than fall off in flavor under proper conditions for about a week. The prize butter-makers who so neglected the traditions of their craft will get a lecture from the dairy and food department.

BOARD OF TAX LEVY

It Organizes—Will Have a Stenographer This Year.

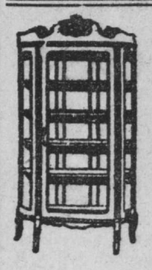
For the first time in history the board of tax levy of this county will have a stenographer who will report verbatim whatever is said or done during its sessions. Ernest Wheelock, private secretary to Mayor Ames, will do the work, because the mayor, who is a member of the board by virtue of his official position, volunteered the services of his secretary and gently persisted in the offer in a manner that made it impossible for the other members to refuse without giving offense.

The board met in the rooms of the county commissioners at the courthouse at noon and organized by electing Dr. W. W. Folwell president, and Auditor Scott secretary. Those present included Mayor Ames, Controller Rogers, Alderman Merrill, chairman of the council committee on ways and means; County Auditor Scott, Dr. W. W. Folwell, president of the park board, and E. P. Sweet, chairman of the board of county commissioners. Dr. Quinby, president of the board of education, was the only member not present.

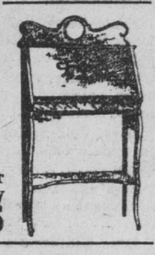
The next meeting will be held Monday, Sept. 23.

We Are Just As Anxious

To please you as you are to be pleased. We aim to make this store a model where high grade articles for the home can be had at as low or lower prices than doubtful quality articles can be obtained elsewhere.



Golden Oak China Closet, value $22. only **$17.50**



Ladies' Parlor Desk in mahogany finish, at..... **$5**

Wood seat golden oak finish High Chair, with table and well worth $1.50; ½ price, each **75c**

Limited quantity.

Parlor table, quartered golden oak, with flaked & polished top, 20x20; never sold for less than $3.50; at **$1.98**

Lamps—Monday we place on sale a sample line of 100 Lamps—no two alike. Price a trifle more than one-half regular rates. No need of sitting in darkness if you attend this sale.

Roman Seat—either golden oak or birdseye maple; just **$3**

The best Cook Stove ever offered for the money and sold under the Peterson guarantee, which you know is as good as a government bond. This week only..... **$9.75**

Ladies' Sewing Rocker, cane seat, golden oak finish; only **$1.23**

Five Drawer Chiffonier, Monday only..... **$5**

Peterson's Famous Steel Ranges..... None better, prices **$20.00** and up, according to size and style.

Carpet Department

In this department we show as varied an assortment as can be found in the city and at very attractive prices.

A large line of Brussels Rugs, 9x12 feet, at only **$17.50**

Choice Wilton Rugs, 9x12 feet... **$37.50**

Special for Monday—200 Velvet and Brussels made Rugs, value $1.50 to $2.00, each, an even..... **$1**

TERMS: We grant all reasonable requests for credit.

F. H. PETERSON & CO.,

73 and 75 South Sixth Street.

NO DELAY

Court of Inquiry Expected to Meet on Schedule Time.

Washington, Sept. 10.—Two members of the Schley court of inquiry were at the navy department this morning, namely, Admiral Dewey, the president of the court, and Admiral Benham. Admiral Howison has not yet come to Washington. Admiral Dewey was in conference with Judge Advocate Lemly for some time respecting the arrangements which Captain Lemly has made for the seating of the press and spectators in the court room and as to other details.

Unless the president's condition should change materially for the worse, the court will meet on Thursday next exactly as ordered in the precept and the inquiry will begin at once. It had been supposed that several days would be consumed in organizing the court and in dilatory adjournments pending the beginning of the real work of the inquiry. The determination of the court, however, is to settle down to work at once. If objection is made to any member of the court, that objection probably will be disposed of by the court itself in short order. It certainly will not be allowed to delay the beginning of the inquiry many hours, much less days, according to the present temper of the court.

PETZOLT WAS RATTLED

A Neighborhood Pump the Cause of Trouble.

Rudolph Petzolt and John Malli have been arrested at the instance of John Tweedie, who accuses them of having laid violent hands on his wife. They were arraigned this morning and pleaded not guilty. At least Malli did. Petzold mumbled something which sounded like "guilty," but looked about him in a bewildered sort of a way until Malli gave a sign of disapproval, when more bewildered than before he asked: "Is it the pump or the woman?"

After the court had taken him in hand, he entered a plea of not guilty to the charge of assault and battery on Mrs. Tweedie. It is understood that the row is over a neighborhood pump. The case will be heard next Wednesday morning.

HEAVY RAINS IN NORTHWEST

Nine Inches Reported Near Miller, S. D.—Some Hail.

Specials to The Journal.

New Richmond, Wis., Sept. 10.—A rain much needed has been falling for the past twelve hours and is general all over this section of the state. It will put a stop to forest fires that were beginning to cause alarm about Glenwood and other towns in the eastern and northern parts of St. Croix county, and will revive parched pastures.

Miller, S. D., Sept. 10.—Persons from southwest of here report nine inches of rain and much hail yesterday, but no serious damage.

Morris, Minn., Sept. 10.—After a heavy rain Saturday night it rained more or less all day yesterday. It can do no good except to fill empty cisterns and lay the dust, as all crops here are too far advanced toward maturity to need moisture.

Appleton, Minn., Sept. 10.—This portion of the state was given a thorough soaking Sunday and to-day. A rain having features of an equinoctial storm has been falling steadily since Saturday afternoon. The benefit will be great, even if the season is well advanced.

WEITZEL LOCK CLOSED

Government Will Spend a Day in Measuring Water.

Sault Ste. Marie, Mich., Sept. 10.—The Weitzel lock is out of commission to-day for the purpose of enabling the United States engineering department to obtain an accurate rating of the current meter used in measuring the current of St. Mary's falls. The work is in connection with the scientific investigation being made of the effect of the level upon Lake Superior in connection with the water power development work in progress at this point.

L. D. Harrington was to-day appointed postmaster at Grand Mound, Clinton county, Iowa.

Chapman's

Eighth and Nicollet.

SPECIALS FOR TUESDAY.

Italian Prunes	Per basket.....	22c
Peach Plums	Per basket.....	20c
Elberte Peaches	Per Basket....	30c
Delaware Grapes	Per basket....	18c
Bartlett Pears	New York, per peck.....	60c
Muscatel Grapes	Per basket...	35c
Sweet Potatoes	Genuine Jerseys, 6 lbs. for	25c

A caterpillar can eat 600 times its weight of food in a month.

TOO LATE TO CLASSIFY

ANY ROUGH, RED, WINDBURNED, smarting skin made fair and lovely, using Satin-Skin Cream and Powder. 25c.

WANTED—BY GENTLEMAN AND WIFE, three furnished or unfurnished rooms, with light, heat and bath for light housekeeping; kindly state price desired. 3731, Journal.

W.L.DOUGLAS $3.50 SHOE UNION MADE

FOR MORE THAN A QUARTER OF A CENTURY

The reputation of W. L. Douglas $3.50 shoes for style, comfort and wear has excelled all other makes sold for $3.50. This excellent reputation has been won by merit alone. W. L. Douglas shoes have to give better satisfaction than other $3.50 shoes because his reputation for the best $3.50 shoes must be maintained. The standard has always been placed so high that the wearer receives more value for his money in the W. L. Douglas $3.50 shoes than he can get elsewhere.

W. L. Douglas sells more $3.50 shoes than any other two manufacturers in the world.

W. L. Douglas $3.50 shoes are made of the same high grade leathers used in $5 and $6 shoes and are just as good in every way.

Boys all wear W. L. Douglas $2.00 Shoes; Youth's, $1.75. Box Calf, Kangaroo Kid, Lewis Patent Leather.

Sold by 63 Douglas stores in American cities selling direct from factory to wearer at one profit; and shoe dealers everywhere.

Insist upon having W. L. Douglas shoes with name and price stamped on bottom.

How to Order by Mail.—If W. L. Douglas shoes are not sold in your town, send order direct to factory. Shoes sent anywhere for $3.75. My custom department will make you a pair that will equal $5 and $6 custom made shoes in style, fit and wear. Take measurements of foot as shown in model; state style desired; size and width usually worn; plain or cap toe; heavy, medium or light sole. Illustrated catalog free. W. L. Douglas, Brockton, Mass.

Fast Color Eyelets and Rodite Always Black Hooks used.

MINNEAPOLIS: 405 NICOLLET AVE.

Defective Page