

FOUGHT IN THE 1862 OUTBREAK

DEATH OF OLIVER MARTELL, PIONEER AND INDIAN TRADER.

Operated a Ferry Across the Minnesota and Helped to Defend Fort Ridgely Until Sibley Came—A Homesteader in Canada at the Age of 80.

Special to The Journal. Big Stone, S. D., Dec. 24.—Oliver Martell, pioneer, Indian trader and early resident of Big Stone here yesterday of heart trouble, in his eighty-seventh year. He was born Nov. 6, 1818, in Three Rivers, Quebec, and went to Wisconsin in 1837.

In 1866, having accumulated a little capital, he came to Minnesota and, with a partner, one St. Germain, built a sawmill at Waterville, starting the settlement there.

The panic of 1857 ensued, they were unable to dispose of their lumber to advantage, and the investment proved disastrous. Mr. Martell moved to the Lower Agency in 1859 and began operating a ferry across the Minnesota.

On that day he bravely stayed by his ferry until women and children were rescued, on Aug. 21 and 22. After the fort was relieved by General Sibley, Mr. Martell went to Faribault, Minn., having lost everything. He remained there until 1871, when he came to Big Stone Lake and took a claim comprising part of the land on which Big Stone City now stands.

In 1873 he was appointed one of the first board of county commissioners of Grant county, Dakota, and later was county treasurer.

In 1898, when 80 years old, he went to Alberta, Canada, and took a homestead, and since that time has spent most of his time there. His funeral was held today under the rites of the Catholic church.

The Fashion Center. The Great Plymouth Clothing House.

TRUST PROBE TO ENTER WISCONSIN

Government Investigation of Tobacco Combine in the Badger State.

Milwaukee, Dec. 24.—The Daily News today says: Government investigations regarding the operations of the so-called "tobacco trust" are to be made in Milwaukee and other points in Wisconsin.

This announcement, coming direct from headquarters in Washington, will fall as the greatest sensation in the Wisconsin tobacco field in many years. A bona-fide investigation, if all the branches of the industry are probed, is bound to unearth facts that will constitute some of the greatest surprises that have been sprung upon the tobacco trade in this section in years.

While no further announcement is made than that Wisconsin is to become the seat of early operations, it can be safely said that the chief points in this state that will be covered will be Milwaukee and Eau Claire, where the field for manufacture, wholesaling and retailing Edgerton as the seat of the tobacco-growing industry.

FARMERS DEMAND THAT WAR CEASE

Moscow Agricultural Society Has Stormy Session Over Reform Resolution.

Moscow, Dec. 24.—Expressions of sympathy with the reform movement raised a storm at the session of the agricultural society here last evening. A statement signed by twenty-eight members endorsing the zemstvo resolutions was introduced. The president objected, but the communication was read. A representative of the Kostroma branch of the society was heartily cheered when he proposed that the Kostroma branch had passed a similar resolution and demanded the termination of the war. The president thereupon left the hall and the assembly elected a new president. Exciting speeches were made until late at night.

The members of the Moscow bar have also adopted a resolution to send an address to the emperor, asking for approval of his recent reform resolutions.

St. Petersburg, Dec. 24.—The zemstvo resolutions of the reform movement of the district of Novotroshak have had restored to them the right to elect their presidents from among their own members. The restoration is regarded as being a significant sign of the times.

ZEMSTVOISTS RESIGN Chernigov Members Dislike Czar's Comments on Their Telegram.

Chernigov, Russia, Dec. 24.—Forty members of the local zemstvo, including the president, who signed the recent telegram to Emperor Nicholas, have resigned. The Chernigov zemstvo Dec. 20 telegraphed resolutions begging Emperor Nicholas in the most loyal manner to convene legally elected members of the zemstvos to present a program of reforms or to resign, \$25,000 guaranteeing the dispatch, saying that he considered the action "presumptuous and tactless."

MRS. WINIER CLEARED OF HUSBAND'S MURDER

Special to The Journal. Little Falls, Minn., Dec. 24.—Mrs. Kate Winier, charged with murdering her husband at Lake Creek on June 23, was acquitted this morning after eleven hours' deliberation by the jury. The case was prosecuted by Assistant Attorney General Ewart and County Attorney Lindberg and defended by F. W. Lyon and Donald Trettel.

DODGE-MORSE CASE TO BE UNRAVELED

Dodge, One of the Husbands in the Ice King's Tangle, Confesses.

New York, Dec. 24.—There was an unexpected turn to the case of perjury against Charles W. Dodge, brought here from Texas yesterday, when he was released on his own recognizance after arraignment before Judge Sawyer.

Dodge was accused of perjury in testifying that service was not made upon him in the divorce suit of his former wife, Mrs. Morse, who was married to Charles W. Morse, the banker and promoter.

Dodge resisted an attempt to bring him from Texas, but on arrival is said to have made a confession to the local authorities.

Dodge was released upon the recommendation of District Attorney Jerome, who said the ends of justice would be served by such a course. It was reported that Dodge had turned over the evidence and would be a witness in proceedings against others for whom Dodge is supposed to have acted as agent.

The Divorce Tangle. Charles F. Dodge is charged with perjury in connection with the Dodge-Morse divorce tangle—a tangle in which Mrs. Morse began as Mrs. Dodge, then became Mrs. Charles W. Morse, then Mrs. Dodge again, and finally Mrs. Morse, who when the court of appeals had passed on the case it appeared there had been but two marriages in the divorce proceedings.

Dodge is accused of having committed perjury in swearing that he had never been served with summons in the suit by which his wife, now Mrs. Morse, obtained a divorce, and he was brought to New York as a result of a decision handed down by the United States supreme court, which refused to sustain his appeal from the decision of the Texas courts ordering him to this city.

Before the first Dodge divorce, Dodge was a dining-car conductor, then an Atlanta hotel man of small means. But in Texas, where he had married Mrs. Morse marriage, he was apparently a man of wealth, and thereby was mysteriously injected into the case. It was after the Morse marriage that Dodge swore he never had been served with summons, and it was because of this oath, it is said, that he fled to Texas.

Who but Charles W. Morse, the head of the ice trust, is furnishing Dodge with thousands in order that he elude officers of the law?

This officer was Dodge-Morse's divorce decree was annulled, making her Mrs. Dodge again, and the Morse separated. Finally the court of appeals reversed the supreme court decision, and she became Mrs. Morse.

Long Legal Battle. The arrival of Dodge in New York followed one of the longest and most bitterly fought legal battles in the city and was the real beginning of what, it is believed, will develop into one of the most sensational cases the metropolis has seen.

That the efforts to protect Dodge are by no means at an end are evidenced by the manner in which his arrival was received yesterday. Even before the hearing, his lawyers asked had reached the dock, a process server forced his way into the presence of District Attorney Jerome with a paper demanding the release of the prisoner. This officer was hustled unceremoniously from the office by Mr. Jerome, who, after refusing to accept the paper on the ground that Dodge was a federal prisoner and that he was not at that time in the city, ordered the process server into the officer's pocket and seizing him by the coat collar rushed him out thru the door. The process server tossed the paper back thru the open door.

The Third Degree. When the steamer arrived several attorneys were on hand to represent the prisoner, but they were hurriedly rebuffed where for many hours he was subjected to the "third degree."

Two attorneys claiming to represent the prisoner were denied admission even in the face of the most urgent pleas. It was the attempt of lawyers claiming to represent Dodge that brought about the most sensational incident of the night. Bartow S. Weeks and A. H. Hummel, two of New York's most prominent criminal lawyers, appeared at police headquarters soon after Dodge arrived there and demanded to see the prisoner on the ground that they had been retained to defend him. They were informed by a stenographer that it was not known that Dodge was their client and that if so he was at that time in custody of the United States authorities. They declined to accept this answer as final. Mr. Weeks made a formal demand in writing, addressed to an assistant district attorney known to be in the building demanding that he see his client.

Compliments of the Season. The note was returned with an indorsement stating that the assistant district attorney "extended the compliments of the season to Mr. Weeks." A. H. Hummel, on a police sergeant for service of a bench warrant for the arrest of Dodge was rejected with the excuse that he would "have to see Mr. McAdoo."

Another appeal to the assistant district attorney brought the reply that Dodge had no desire to see the attorneys, that he had not retained them and was satisfied to be without counsel. Before giving up the struggle early this morning, Mr. Weeks said the proceedings were of the "third degree." The attorneys declared that they believed counsel was being withheld from Dodge against his will in hope that a statement might be drawn from him before he was arraigned.

District Attorney Jerome said Mr. Weeks and Mr. Hummel had been denied admission because Dodge had retained former assistant district attorney James W. Osborne as his attorney. He said Mr. Osborne had been at police headquarters since the arrival of Dodge and had heard everything that had taken place.

NEW PATENTS. Washington, Dec. 24.—(Special).—The following patents were issued this week to Minnesota and Dakota inventors, as reported by Williamson & Merchants, patent attorneys, 225-233 Guaranty Loan building, Minneapolis, Minn.: Orre A. Armstrong, Minneapolis, hydrocarbon-burner; O. O. Bergh, Olga, S. D., elevator; William J. Collins, Frisco, Minn., brass-cleaning; Herman C. Dittbermer, Minneapolis, sawmill-hog; Charles B. Garrett, Minneapolis, automatic sprinkler hose; Ole M. Helin, Minneapolis, spring hinge; G. H. Kluge, Thielman, Minn., draft attachment; Alphonse LaReche, Jefferson, S. D., stock waterer; William A. Law, St. Paul, Minn., elevated track; Ferdinand H. Lisner, Minneapolis, box couch; Marshall B. Lloyd, Minneapolis, vehicle wheel; M. B. Lloyd and J. Knudson, Minneapolis, carriage; Adolph Pevlish, Chatfield, Minn., chair ratchet; Herman Siegert, Glencoe, Minn., hay loader.

THE WAR FOR THE WEEK

A great naval battle is one of the early possibilities. Rojestvensky's ships are nearing eastern waters, and reports say Admiral Kamimura has sailed south with a fleet of swift cruisers to meet him in the vicinity of the Singapore straits, where it would be almost impossible for him to escape discovery. The most authentic report says that Kamimura's fleet consists of two first-class battleships, two first-class armored cruisers, two second-class cruisers and a flotilla of twelve torpedo craft. Converted cruisers now doing scouting duty would join this fleet, once Rojestvensky were found, and Admiral Togo is ready to send additional ships as soon as he gets the word. Togo has announced the withdrawal of a majority of his vessels from Port Arthur, showing that no time is being wasted in the preparation for the struggle with the Baltic fleet.

The event of the week at Port Arthur was the capture of the north fort of East Kee-kwan by the Japanese. The fort is regarded by the Japanese as very important, and was taken only after the fiercest kind of fighting with hand grenade and sword, the Japanese being led by Samejima, who, by his bravery, has made himself a national hero. Strong positions on Pigeon bay were also captured by the Japanese, and today come advices that the Japanese have stormed and taken the heights east of Hoy-yang-shu-kou. Prisoners captured tell of the death of the Russian general, Kondratenko, and another general, and of the wounding of General Fock. The report from Chinese sources, sent out by General Kuropatkin, that 203-Meter Hill had been retaken by the Russians, has not been confirmed. General Nogi is said to have asked for 60,000 reinforcements.

Eight Russian torpedo craft are reported to have escaped from Port Arthur in a snowstorm, but this also is without confirmation. One Japanese torpedoboot was sunk by the Sevastopol in resisting Japanese attacks. The Sevastopol lies in a damaged condition outside of the harbor. The Japanese have seized two British ships laden with contraband. Russia is mobilizing 200,000 more men. It is said they are to take the place of troops sent to Manchuria. The growing disturbances in Russia in connection with the reform movement are doubtless responsible for this mobilization.

CHADWICK TRUNK AND FURS FOUND

Woman's House Searched and Rich Wearing Apparel Discovered in Profusion.

New York Sun Special Service. Cleveland, Dec. 24.—Receiver Nathan Losser was notified early this morning that an express company had received a trunk from New York addressed to Emil Hoover on which the name of Dr. C. S. Chadwick appeared. The trunk was taken to the residence of D. L. Pine, in Glenville, where Hoover is making his home. The receiver took steps to obtain possession of the trunk immediately. It is supposed to be the trunk which was spirited away from Mrs. Chadwick's apartments in the Holland house in New York. Concerning the matter, Mr. Losser would only say: "We are locating considerable property belonging to Mrs. Chadwick. We have traced and will secure possession immediately of the stuff which disappeared in New York. This baggage contains a very valuable mole skin suit and some jewelry in addition to other property. We have also traced other property which has been hidden in New York and will have possession of it in a short time. Mrs. Chadwick has many furs stored about Cleveland and these are being turned over to us. We made a bitter examination of the contents of the Chadwick house today and there seems to be any amount of furs there. We found a sealskin suit, beautiful sable coat, bon and muff of very great value, a suit of baby lamb, chinchilla and hats of fur. I should say that there were a hundred boxes of hats, many of them of fur to match suits, and all of them bearing the label of Mme. Louise, the New York milliner, who has a claim against her. This indicates in part how the woman spent her money."



PRINCE GUSTAV OF SWEDEN, Whose Name is Linked with That of Alice Roosevelt.

CLADO TALKS OF JAP Duplicity

Star Witness in Dogger Bank Case Predicts Sensational Disclosures.

New York Sun Special Service. Paris, Dec. 24.—"Inasmuch as the Baltic fleet is almost within Japanese waters," says Captain Clado of the Russian navy, "and Russia is willing to pay indemnity to those who suffered through the Brighton British fishermen in the North sea, it is difficult to see the importance of the decision of the international commission which organized here Thursday."

The captain Clado was detached by Admiral Rojestvensky at Vigo, Spain, to carry the admiral's detailed report to his North sea adventure to the czar and to represent the commander-in-chief before the Paris commission.

While in St. Petersburg, Captain Clado went to prison for a fortnight for printing articles in the newspapers savagely attacking the Russian high admiral, Grand Duke Alexis, an uncle of the czar, and others of the Russian navy department because they would not order the Black sea fleet to reinforce Rojestvensky.

"I think the startling duplicity of the Japanese will be revealed in the inquiry," the captain continued, "and that Russia's position in the matter will be strengthened."

"We regard the sending of a third fleet to the far east as indispensable because by so doing we can rapidly wear down and master the Japanese navy. Even if Rojestvensky's fleet should be destroyed, it would leave the Japanese ships in such a worn condition that they would fall an easy prey to the third Russian fleet, thus enabling us to rule the eastern seas, retake Port Arthur and fall, cut off Japan's base in Korea and bring about an ultimate Russian victory—which I believe to be certain to come."

"The czar's failure to proclaim a constitutional government for Russia caused the greatest disappointment through Russia. But a constitution is bound to come, because Emperor Nicholas wants the people to have it."

SANTA STARTS A COSTLY FIRE

Continued from First Page. burned district, but its wires were destroyed.

List of Losses. The following is a partial list of the losses: Feller Dry Goods company, \$240,000; insurance, \$200,000. Orkin Bros., furnishings, loss \$15,000; insurance, \$8,000. J. K. Prugh & Co., queensware; loss \$60,000; insurance \$25,000. R. R. Ourstow, West hotel and other buildings; loss \$45,000; insurance \$30,000. Commercial block; loss \$40,000; insurance nominal. Northwestern National bank; loss \$5,000; covered. Begley & Co., clothing; loss \$15,000; covered. Paul Leaders, hotel; loss \$20,000; insurance \$10,000. George E. Conway, wholesale tobacco; loss \$45,000; insurance \$45,000. Toy building; loss \$176,000; insurance not known. Martin Bros., department store; loss \$36,000; covered. Davidson Bros., department store; loss \$10,000; covered. Magnier & Wells, saloon; loss \$13,000; insurance \$10,000.

CHICAGO GRAIN MAN DEAD.

Chicago, Dec. 24.—D. J. Gallery, one of the original members of the Board of Trade, fell dead in his son's office here today. Death is supposed to have been due to heart disease. Mr. Gallery would have been 66 years old on Christmas day.

MILLION FOR A MONTANA MINE

Famous Barnes-King Property at Kendall Under Option to Gotham Men.

Special to The Journal. Lewistown, Mont., Dec. 24.—The Barnes-King mine at Kendall will probably be sold in a few days to New York men for \$1,200,000. An option on the property has been given and it is considered almost certain that the deal will be closed.

E. W. King, who owns a half interest in the property, joined in the giving of the original option, but it is understood that he is not very anxious to close the deal. Other stockholders are desirous of selling and arrangements have been made that will probably result in the sale of a half interest for at least \$600,000, while Mr. King may retain his interest.

The New York men who hold the option are keeping their identity a secret, but it is said that Charles W. Gates is in the deal. They are represented by S. J. H. Barnicot of New York. Ross S. Craddock, a mining expert, made a thorough inspection of the property and submitted a very favorable report.

JAPANESE STORM MORE RUSS FORTS

Continued from First Page. signed for Port Arthur. The ammunition was concealed in bales of wool.

PLAN KOREAN CAMPAIGN. Russians Expect to Work from Vladivostok as Base.

New York Sun Special Service. Wonsan, Dec. 18, via Chi-fu, Dec. 24.—A Korean, who has been employed for the last three years in Vladivostok, and left there a fortnight ago asserts that the heavy guns which were constantly arriving up to the middle of August, are now mounted on seventeen of the highest hills surrounding the city.

It is openly asserted in Vladivostok that winter and spring campaigns of large proportions will be carried on from there south along the eastern Korean coast. Confirming this report, extensive Russian lines have been revealed over fifteen miles between Vladivostok and the Tumen river, while the latter has been spanned by a permanent bridge at Kyang-lung.

It is rumored that a Korean officer, now holding a commission with the Russian army, is marching south from the Tumen with 3,000 fresh troops.

Contraband for Japan. San Francisco, Dec. 24.—When the steamer Mongol sails from this port next Tuesday she will carry 18,000 tons of cargo, 15,000 tons of which will be consigned to Japan. The cargo consists of materials designated as contraband by the Russian government. The boat will carry 1,000 tons of pigiron, together with a large quantity of drugs, steel, machinery, foodstuffs, leather and cotton.

The steamer Elerick will also carry 4,500 tons of overland freight for Yokohama.

\$748,308 IN YEAR'S FOREIGN MISSIONS

Boston, Dec. 24.—The annual report of the American board of foreign missions contains many interesting figures. The total amount of disbursements during the past year was \$748,308, an increase over the previous year of \$75,000 and the excess of expenditures above receipts was \$23,737. The tendency of expenditures is upward, even while the basis of appropriations for general work remains the same. This year the increase was due largely to the new efforts to enlarge the constituency thru the young people's department.

The addition to the constitutional gift fund were \$71,428. The fund, which six years ago was only \$124,000, now amounts to \$462,233.

NEW LINERS ON THE PACIFIC. Victoria, B. C., Dec. 24.—The Canadian Pacific Railway company has decided to place two new steamers, each 650 feet long, with a speed of nineteen knots, in the oriental trade, in conjunction with the three Empress liners operated by the company. The steamers are being built by the Fairfields on the Clyde.

KUHNE BEVERIDGE IS SUED BY PERFUMER

New York Sun Special Service. New York, Dec. 24.—Miss Kuhne Beveridge, the sculptress, is a defendant in a suit for \$525, brought against her in the city court by Lawyer Samuel L. Ferguson on behalf of a celebrated perfumer of Paris. The perfumes were furnished Miss Beveridge during her stay at the French capital last summer and at the cottage of her mother, the late Baroness von Wrede, at Trouville.

TO CURE A COLD IN ONE DAY. Take Laxative Bromo Quinine Tablets. All druggists refund the money if it fails to cure. W. G. Grove's signature is on each box. 25c.

BREAK THREATENS IN STANDARD OIL

Rogers and Rockefeller About to Sever Relations Because of Lawson Charges.

New York Sun Special Service. New York, Dec. 24.—Color was lent today by a statement made by M. P. Elliott, attorney for the Standard Oil company, to reports circulated in Wall street of an imminent breach between John D. Rockefeller and Henry H. Rogers on account of the notoriety achieved by the latter in connection with Thomas W. Lawson's disclosures.

According to the story, as intently annoyed by Mr. Rockefeller over the connection of the Standard Oil's name with Mr. Rogers' speculative ventures, that he has not only emphatically vetoed legal action, which Mr. Rogers desired to take, but has been implacably making a statement, pointing out the difference between what Mr. Rogers may do and what is done by the Standard Oil company. Mr. Rockefeller is now the only person standing in the way of legal action by Mr. Rogers against Thomas W. Lawson.

Lawson Drew the Line. "As attorney for the Standard Oil company," said Mr. Elliott today, "I know nothing whatever about Mr. Lawson's disclosures. It is not a matter in which this company is concerned."

Mr. Lawson has told nothing about the Standard Oil company, because he knows nothing. This company is engaged in the oil business and nothing else. It has been made plain that Mr. Rockefeller is not interested in any way in Amalgamated Copper."

Rogers and Rockefeller. "Is it true that there is any difference between Mr. Rogers and Mr. Rockefeller over the recent squabble over Amalgamated Copper?" "I know nothing about such matters. I am attending to legal business for the company and I know nothing about the personal side."

Mr. Elliott added that he did not know which companies Mr. Rockefeller had been interested in outside of Standard Oil. "It is not true that the close connection of Mr. Rogers with the Standard Oil company has created the impression in the popular mind that the company itself has been involved?" "That may be so, the Mr. Lawson made a clear distinction. It cannot be denied that Mr. Rogers is an officer of the Standard Oil company, but he has a very large business outside."

Trouble Over Magazine. Samuel Untermyer, counsel for Mr. Rogers, denied today that he knew anything of the subpoena issued in Boston today, citing a Boston news body to appear in court for selling Everybody's Magazine.

"I had no connection with it," he said. "In fact, not having heard of anybody being murdered, poisoned or mysteriously done away with, I have no news of a sufficiently frenzied character to meet the exigencies of the situation."

For the first time in two weeks Mr. Lawson failed to bombard Wall street with messages today. Not a line came from him.

Addicks Did Not Call. Boston, Dec. 24.—J. Edward Addicks of Delaware was in Boston all of yesterday and various rumors were given currency to the effect that his visit was in connection with Mr. Lawson's arraignment of him in the latter's magazine articles. But Addicks did not call on Mr. Lawson, according to statements of Mr. Lawson's office employees.

ARTIST CRANE HIS OWN SON-IN-LAW

At Least He Marries His Divorced Wife's Daughter—Won Gold Medal.

New York Sun Special Service. New York, Dec. 24.—The friends of Bruce Crane, the artist, today heard that he has married his divorced wife's daughter and returned with her to New York, and that the gold medal for paintings at the world's fair was awarded to him as a result of the marriage.

It is rumored that a Korean officer, now holding a commission with the Russian army, is marching south from the Tumen with 3,000 fresh troops. His marriage is the sequel to one of the most remarkable love romances ever enacted. On Nov. 13, 1904, the mother of his present wife obtained a decree of divorce in which the girl was named.

Now that the marriage is announced the mother of the girl is reported as saying: "I am glad of the marriage. The only reason I sought the divorce was to enable Bruce to wed my daughter. I shall now devote my life to the stage, my chosen profession."

When the beautiful widow, Annie Burchard Brainerd, married Bruce Crane in 1890, she had a 13-year-old daughter. Crane worked hard, and four years ago was awarded the Innes gold medal at the annual exhibition of the Society of American artists. Two years ago the world was shocked to hear that he had suddenly eloped with his stepdaughter and that his wife had begun proceedings for divorce, naming her daughter as the cause. It was long before Mrs. Crane discovered whether the elopers had flown. She finally located them in South Dakota. Supreme Court Justice Scott denied her a decree here on the ground of collusion. Mrs. Crane went to South Dakota and there renewed her proceedings for divorce, which resulted in a decree in her favor a month ago.

LOST SIX DAYS IN WOODS

George Lewis Will Lose Both Feet and One Hand. Special to The Journal. Ashland, Wis., Dec. 24.—After wandering six days and six nights thru trackless forests and half frozen swamps, George Lewis, a resident of Pratt, finally strayed into a lonely cabin where he fell exhausted. He was found in the shanty by a searching party and brought to the St. Joseph hospital at Ashland, where he is hovering between life and death. Both feet and one of his hands will have to be amputated as the result of freezing.

PRISON CHRISTMAS FOR WAIN PATTERSON

Showgirl Gives Up All Hope of Securing Release on Bail for Holiday.

New York, Dec. 24.—Nan Patterson passed a cheerless "day before Christmas" in her cell in the Tombs prison. The grips and suitcase packed so carefully two days ago, in anticipation of acquittal of the charge of murder of Cesar Young, were re-opened and the trinkets and knickknacks were returned to their former places. She had given up all hope of Christmas at home in Washington with her aged parents and brother and sisters. Even the possibility of obtaining bail brought no hope of the reunion on Christmas Day, as she believed much time would be necessary to complete the arrangements and bring about her release, even if it were ultimately successful.

Miss Patterson seemed in much better condition today, both physically and mentally. It was only with the greatest efforts that the hysteria following her last appearance in court was controlled, but she fell asleep about midnight and rested.

When she arose this morning there was a sheaf of letters and telegrams awaiting her. One telegram read: "Your friends know you are innocent and we wish you the happiest Christmas. You may have behind prison walls."

Counsel's Statement. Abraham Levy of counsel for Nan Patterson, the showgirl accused of killing Cesar Young, the bookmaker, has issued a statement in the course of which he said: "From our understanding of the law applicable to it and a careful analysis of the material before us, which could be regarded as having any legal or logical relation to the case, we felt confident today that the girl was not guilty of the crime and we are disappointed at the outcome."

"We are more convinced than ever that the verdict of guilty never will be reached in this case if the girl is to be benefited in a matter largely resting in the official judgment of the district attorney whose conclusion on this point is necessary. We are not affected by his legal judgment as to the probability of conviction and his position of official judge whether a county would be called upon to stand the enormous expense which another trial would entail."

Showgirl Penitent. After expressing his appreciation of the work of Judge Davis, and reviewing the fact that there was no coroner's inquest and no jury trial, Mr. Levy said: "The defendant is wholly without means. When counsel assumed the defense of her case it was with the understanding and in the expectation that the defendant would be sufficiently equipped with means to properly compensate them, to meet the disbursements for the expenses which were bound to arise. This she has never been able to do, so that during the progress of the trial we did not even have the stenographer's minutes of the trial, but were obliged to depend upon our own notes as to testimony given and cross-examination during the three weeks."

Much-Needed Witness. "Probably the most important witness for the defense should have been Miss Blake, the telephone operator at the St. Paul hotel, who is now in prison on charges which the deceased sent on that morning. But we are entirely without means to secure her attendance at the trial, and only discovered her name in the afternoon of the trial was in progress. "There were many other embarrassments from which the defendant suffered with regard to the non-appearance of witnesses which are well known to the public. "We feel confident now that, in view of the wide publicity given to the case, other witnesses will be forthcoming necessary to corroborate the defendant's story in all its substantial details. "We question whether the district attorney will move for a third trial of this case."

PUFFBOX LID TO BE GRAFTED ON SKULL

New York Sun Special Service. Cincinnati, Ohio, Dec. 24.—Within a few days an operation unique as well as dangerous, will be performed at the city hospital, which will add to William Reardon's anatomy a powder-puff box lid. The puffbox lid, which is commonly used by the fair sex, will be inserted in the top of Reardon's skull after a section of bone about the size of the lid has been removed. The surgeons have decided to try the experiment of using celluloid in place of a silver plate. Reardon is an ironworker. About a year ago he was hurt by a fall and his skull was fractured.

A GUARANTEED CURE FOR PILES. Itching, Blind, Bleeding or Protruding Piles. Your druggist will refund you if PAINOZINEMENT fails to cure you in 6 to 14 days. 50c.

FLESH STRIPPED FROM ARM

Interurban Railway Employee Injured at Wildwood Station. Special to The Journal. Stillwater, Minn., Dec. 24.—Frank Lacey, in charge of the transformer of the Interurban railway at Wildwood, fell into the machinery today and had the flesh torn from part of his left arm. He was brought here in a very weak condition from loss of blood.

Christmas exercises will be held in the prison chapel for the convicts tomorrow forenoon. Readings and vocal selections will be presented by St. Paul entertainers. An extra dinner will be served and the usual holiday privileges extended in the afternoon.

One hundred persons appeared in the cast and chorus of a cantata presented at the Methodist church last night. There was a large audience. The President will have Christmas exercises this evening.

The funeral of Miss Betsy Evenson, who died in South Stillwater, will be held Monday afternoon.

Children will taste Pilo's Cough without objection, because its taste is pleasant.

Catarrh

Whether it is of the nose, throat, stomach, bowels, or more delicate organs, catarrh is always debilitating and should never fail of attention. It is a discharge from the mucous membranes when kept in a state of inflammation by an impure, commonly scrofulous, condition of the blood.

Hood's Sarsaparilla

Cures all forms of catarrh, radically and permanently—it removes the cause and overcomes all the effects. Get Hood's.