

CITY NEWS

THE WEATHER

The Predictions. Minnesota—Fair and cooler tonight, with light frost in north and central portions; Saturday, fair; light northwest winds.

KELLY TO SHOCK CITIZENS OF CHISHOLM

HE WILL SAY CITY OFFICIALS BACKED IMMORAL SHOW.

Charged in an indictment with having violated the statutes by a recent Street Fair Exhibition, He Will Defend Himself by Flashing a Contract with City Authorities.

A surprise implicating William Grant, mayor, and Edward Freeman, city clerk of Chisholm, will be a feature of the trial of W. A. Kelly of Minneapolis in that place tomorrow.

Unknown to the prosecuting officials, Kelly has a document in his possession that tends to prove the mayor and city clerk, instead of himself, guilty of the crime charged in the indictment.

The defendant, owner of a local dime museum and engaged in promoting amusement enterprises, entered into a contract with the Chisholm committee to give a street show last August.

The last paragraph of the contract that Kelly holds so carefully read: "The party of the second part (Kelly) agrees to furnish a tent, front and rear, for the street show and give the committee 50 per cent of the same, and said committee agrees to furnish the girls for said show."

"That ought to be enough," said Kelly today when he was asked to run a coochoo show and I turned them down cold. I said I didn't want any of that in mine, and then they proposed to furnish me with a tent and girls and I said I didn't object to giving them a tent."

There is another indictment charging Kelly with running a gambling device during the carnival. This, the defendant says, is also ready to defend.

"I don't know," said the defendant, "whether they have simply been trying to make a scapegoat of me or whether someone else is doing it. I hold it out to show up the city officials."

The case against Kelly for conducting a gambling house in the Minneapolis dime museum during fair week is still pending in the municipal court. E. S. Carey, his attorney, asked for a dismissal today on the ground that a single act of gambling did not constitute a charge of maintaining a gambling house. The motion was denied, and the defense put in testimony this afternoon.

"Wilson Bros." New Fall Shirts, \$1.82. Hats, \$2, \$3. Hoffman's Toggery Shops.

APPEAL CERTAIN IN SLIVER CASE

ATTORNEY GENERAL WILL CARRY IT TO THE SUPREME COURT.

Judge Dibell at Duluth Found "Suspicious Circumstances," but Nothing to Prove Interest Held by Flynn and Patterson—Court Had Conflicting Stories of Pearl Smith Incident.

Appeal will be taken by the state of Minnesota from the adverse decision filed in Duluth in the so-called "Virginia sliver" case. So says Assistant Attorney General Royal A. Stone.

Although the court states in its decision that defendants Evans, Flynn and Patterson did not engage in a conspiracy to defraud the state of Minnesota, as alleged in the complaint herein, or otherwise, nor did any one of the defendants make any false or fraudulent representations, and "that neither Flynn nor Patterson has, or ever has had, any interest in the aforesaid lease issued to said defendant Mabel Evans," still in its memorandum of decision it says: "The evidence justifies a finding that either Flynn or Patterson was interested in the lease. There are some suspicious circumstances that is all."

As to the Pearl Smith incident, it says: "Smith says he applied to Flynn for a lease Dec. 12, 1902, and tendered the initial payment. Flynn says he did not. The witness Bradshaw is called, but he fails to give Smith very substantial corroboration. Smith's story is that Flynn told him he would have to see the state auditor; that a meeting was arranged to be had at the Ryan hotel; that Flynn then told him that he had not been able to see the state auditor; and that about the end of the month and after the Ryan hotel had been leased to Evans lease Flynn told him that the property was in litigation and that the auditor would not issue a lease."

"The court does not pretend to know what passed between Flynn and Smith. The application for a mining lease was a simple matter, but Smith went to the auditor's office with a letter of introduction to Flynn, asking a favor of him. Nothing like a mining lease was mentioned in it. Flynn and Smith met at the Ryan, went across the street, and there was a talk about something. Dec. 20, 1902, Flynn wrote a personal letter to Smith, in which he offered to get the land dropped from the state's swamp list so that a scrip entry would be effected and that a lease was not mentioned."

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WOMEN WERE IN MOOD TO PROTEST

W. G. T. U. DISTURBED BY REPAIRS AT FIRST BAPTIST CHURCH.

Approved of Keeping Liquor and Gambling Devices Off State Fair Grounds, but Did Not Like Awards to Exhibits of Breweries—255 Unions to Communicate with Fair Managers.

Protests couched in no uncertain terms characterized the morning session of the W. G. T. U. convention, the first being directed toward the board of trustees of the First Baptist church for permitting repairs to be made during the sessions of a state convention.

The delegates agreed that a "low, sweet voice is an excellent thing in woman," except under those "circumstances, and such had been the irritation of trying to hear said sweet voices with a din drowning every other syllable, that they were only slightly mollified by the announcement that the matter had passed out of the hands of the board of trustees with the giving of the contract.

Another resolution expressed appreciation to the state fair board for keeping the grounds so free of gambling devices. Superintendents of the department were ordered sent to Rev. Walter Crawford, a missionary in Shanghai, on the occasion of his approaching marriage.

Captain Kate Muir of the American Volunteers and Major Merriweather of Salvation Army, gave an interesting account of their work along the line of the W. G. T. U. movement. To Mrs. E. A. Russell was presented a Life membership certificate for her faithful services. Superintendents of the department were given five-minute reports, and during the noonday evangelistic hour Miss Helen Hitchcock of Redwood Falls conducted a testimonial service on "What God Hath Wrought."

At the afternoon session invitations were received for the state convention of 1906, St. Cloud and Northfield being among the petitioners. Duluth withdrew in favor of St. Cloud.

Miss A. B. Uphan of St. Paul had charge of the franchise hour, and Miss Addie A. Austin of Chicago spoke on her side. Nothing like a mining lease was mentioned in it. Flynn and Smith met at the Ryan, went across the street, and there was a talk about something. Dec. 20, 1902, Flynn wrote a personal letter to Smith, in which he offered to get the land dropped from the state's swamp list so that a scrip entry would be effected and that a lease was not mentioned."

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W. H. BAILY RETURNS; WAS LOST 18 HOURS

After wandering about the outlying sections of the city for eighteen hours, William H. Baily, whose unaccountable disappearance has caused his family and friends great anxiety, returned to his home about 3 p.m. yesterday.

He said that after leaving his two daughters at Franklin and Hennepin avenues Wednesday evening he had some way lost his bearings and had spent the entire night and the greater part of Thursday tramping about thru swamps and prairie ground. He was exhausted and his clothing bore evidence of his long wanderings. Aside from weariness he was none the worse for his experience.

Mr. Baily, who is 70 years of age, went with his daughters Wednesday evening to St. Paul's church, Bryant and Franklin avenues, to attend a wedding. After the ceremony his family proceeded to the home of the bride's parents, while Mr. Baily started to walk to his home at 140 Laurel avenue. When his daughters reached home at 11 p.m. they were alarmed to find their father had not arrived. The police were notified and all night the search was continued.

PIONEER BURIED

Funeral of Lambert Naegle Held This Afternoon. The funeral of Lambert Naegle, who died Sept. 22 at Seattle, was held at 2 p.m. today from the home of his eldest son, Otto E. Naegle, 1131 Lyndale avenue N. The burial was at Lakewood.

Services were held Sunday in Seattle, and when the train bearing the body arrived at Helena, it was met by a guard of honor from the Turners and from Humboldt lodge, No. 2, Sons of Herman. Fred Naegle and Lambert Naegle, Jr., two sons of Lambert Naegle, were on the train when it reached Minneapolis Thursday morning.

COMES TO CLAIM BODY OF UNFORTUNATE GIRL

Eric Cantola, father of Ella Cantola, alias Ella Kent, who drowned herself in the river yesterday, came to the city this morning to claim the remains of his daughter.

The old man is broken-hearted over his daughter's death and has wept almost continually since he was notified at his home in Okato. His sorrows were revived this morning when he visited the morgue and learned of the girl's recent death.

"If she had only told me that she was out of money," he said to the morgue keeper, "she would never have been in trouble. I would have helped herself and from her letters we thought she was well and happy."

Mr. Cantola will take the body to Okato today for burial.

LOST HIS MOUSTACHE SUES FOR \$10,000

William Ritter of St. Paul has begun suit against John Fitzgerald, superintendent of the workhouse, and Jay Ireland, an employee, in which he asks for \$10,000 damages because his moustache was shaved off while he was serving a term in that institution.

FLOODS ALONG MINNEHAHA

CITY ENGINEER'S TRIP CONVINCES HIM OF DANGER IN DIVERTING BASSETT'S CREEK.

Having in mind his instructions to prepare plans for the diversion of Bassett's creek into Cedar lake and from there into the park lakes and Minnehaha creek, City Engineer Andrew Rinker took another trip along the valley of Minnehaha creek Wednesday.

Although there are numerous lakes in the valley to serve as reservoirs, the creek was booming like a mill race and the water was higher than ever in the spring freshets. This was the verdict of those who had lived along the creek for many years. Many fine meadows were submerged and the damage to hay and pasture lands is considerable.

Present conditions are due entirely to natural causes, said Mr. Rinker, "and they may be repeated almost anytime. What would happen if the waters of such a large stream as Bassett's creek are diverted into Minnehaha creek by a dam on any one of them? Should the creek be raised a foot or more above its present high stage the damage would be increased many fold.

The problem of diverting Bassett's creek is not the easy one that the advocates of the plan seem to think. Rather, it is a difficult problem except at a much greater expense than anyone contemplated."

REDUCTION POSSIBLE ON "GOODS AND MDSE."

An executive meeting of the state board of equalization committee on "class 16" (goods and merchandise) was held at noon today at the capitol. Governor J. A. Johnson and S. G. Iverson, state auditor, were in attendance.

It was definitely decided to give the respective jobbers of the twin cities to appear before the board of next week. The respective jobbers of the twin cities to appear before the board of next week. The respective jobbers of the twin cities to appear before the board of next week.

Former Mayor George T. Lytle of South St. Paul charged the local board of equalization, appeared today with a demand that the assessments of the St. Paul Union Stockyards company be increased in personal property to \$1,000,000, and that the assessment of the Swift company be placed by the local assessor at \$120,000. On Lytle's demand for a \$1,000,000 assessment the local board raised it to \$187,000. The personal property of the stockyards company is only assessed at \$237,878.

The board also considered a matter of lumber duty. Lumber is valued in the aggregate at \$4,282,000. The local board of equalization in favor of accepting the committee's report to keep the assessment at this figure. Commissioner Melashe objected, and so it was decided to take the subject up by counties for adjustment.

INQUIRE HERE FOR OATS TO SELL JAPAN

At noon today inquiry was received on "change here from the Pacific coast for price on a round lot of 100,000 bushels of oats to go to Japan. It is likely that more business will result and that a considerable quantity of oats will shortly move from Minneapolis to the orient."

MINNESOTA EXAMINATION OF BIG COMPANY TO BEGIN AT ONCE

T. D. O'Brien, state insurance commissioner, today received a telegram from Actuary Wolfe of New York, stating that President McCall of the Mutual Life insurance company has consented to have work begun at once on the examination of his company's assets and mortgage departments. As a result, Mr. Wolfe, with two assistants, will begin work at once, this morning, on the examination of the company's mortgage holdings, something that has been untouched in past and present examinations of the company by other inspectors.

SUPREME COURT DECISIONS

Decisions filed by the supreme court today, in addition to the Western Union tax case, terminate the following cases: Carey Emerson and Albert E. Hall, partners as Emerson & Hall, respondents, vs. Pacific Coast & Norway Packing company, appellant. Order affirmed.

THURS

Same old stand 73 S. Fifth St. Bet. Nicollet & Hennepin.

A. ZEKMAN, FURRIER.

Most Men's Clothing is made in lots of thousands—every suit is like every other suit, each size has to fit all men of the same chest measure. Now, for the first time, they differ in waist or body length or shoulder breadth or idea of style.

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Heaters at Half Price

PENINSULARS, GARLANDS, STEWARTS AND RADIANT HOMES MUST BE CLOSED THIS MONTH. CASH OR EASY PAYMENTS. THE EXCLUSIVE STOVE HOUSE. Great Western Stove & Repair Co. 312 Hennepin Av., Near Third St.

NICKEL PLATE

307 NICOLLET AVE. STAMP SPECIAL: Double Amount S. & H. Green Trading Stamps on all cash sales Sat day

School Shoes

"Quality Shoes" for Boys and Girls. Sturdy School Shoes carefully made on perfect fitting lasts.

Table listing shoe prices: Misses' heavy Vici Kid Lace Extension soles. New lasts. \$1.50. Boys' solid Box calf lace, extra quality. \$2.00. Misses' Box calf school shoes for fall wear. \$1.50. Boys' Box Calf Bluchers, new last, heavy sole. \$2.50. Misses' heavy Vici Kid Bluchers, double soles. New lasts. \$1.75. Little Girls' Box Calf School Shoes. \$1.50. Child's heavy Vici Kid Bluchers, patent tip. Extension soles. \$1.50. Little Girls' Box Calf Bluchers, neat and stylish. \$2.00.

E. E. Atkinson & Co. 716-718 Nicollet Av.

Boys' Suits 1/3 off Saturday

If you have never visited our Juvenile Department, which occupies one entire floor, make this Autumn Exhibit the occasion of your coming. We show the most complete line of Boys' and Girls' Apparel in the Twin Cities. Ages 6 months to 16 years.

Eton, Russian and Buster Brown Suits One-Third Off

For little men 2 1/2 to 10 years, dainty and perfectly made, finest all wool materials, serges, chevrots, homespuns and worsteds, a delight to the eyes of a proud mother.

\$4.00 Sailor Suits, Saturday. \$2.67. \$5.00 Sailor, Russian, Buster Brown and Eton Suits, ages 2 1/2 to 10 years. 3.34. \$7.50 Sailor, Russian, Buster Brown and Eton Suits. 5.00. \$10.00 Sailor, Russian, Buster Brown and Eton Suits. 6.67.

Autumn Headwear

Of the most dependable and stylish variety invites your interest. Exclusive styles moderately priced.

Girls' School Suits

In this department we show styles not to be found in other stores; all imported materials, blouse and long box coats, blue chevrots; gray worsteds and fancy plaids and mixtures. \$12.50 to \$35.00.

Girls' Long Coats

We have just opened a complete line of School and Fancy Coats, \$5.00 to \$25.00. We are also showing a complete line of fur-lined coats for girls, ages 12, 14 and 16 years, \$16.50 to \$35.00.

New Shades and Styles of Gamossi Gloves

The Gamossi Store is showing very beautiful shades in the New Fall Gloves. Shades of every line to match any gown. Some of the new colors are Plum, Purple, Violet, New Green, Burnt Orange, Trocadero, Cardinal, Copper, American Beauty, Brown, etc. Mousquetaire Gloves are now the stylish handwear, 8, 12 and 16-button length Suede and Grace, in Black, White and all colors. Special Sale of 12-button length Glove, in black and white, regular \$2.50. 20-button length, black and white, regular \$4.00 quality, per pair. Our Great Saturday \$1.00 Special Sale Men's and Women's Kid Overseam, light weight, very stylish, regular \$1.50. English Cape Out-Seam Walking Glove, English Tans and Havana Brown, regular \$1.50 value. Genuine Mocha, Pique and Overseam, very strong and durable, per pair. SPECIAL UMBRELLA SALE. Men's and Women's American Taffeta, handles of horn, pearl, gold, silver, natural wood, etc., worth \$2.50 and \$3.00. Children's School Umbrellas, 16, 18, 20, 22 and 24-inch, worth double, 50c and 75c. Umbrellas Repaired and Re-Covered at the Gamossi Umbrella Hospital. 610 Nicollet GLOVE CO. N.D.

AROUND THE TOWN

Flour Shipments Heavy—Today's Minneapolis wheat shipments for any one day in more than a year. A free movement is likely to continue.

Woo's Status Attacked.—On the motion of Charles T. Thompson, the hearing of Woo On, the Chinaman arrested Monday by Federal Officer Charles Seaman, has been postponed to Sept. 25. Woo On is charged with unlawfully residing in the United States, and if the immigration officers succeed in establishing their charges, will be deported to China. Woo cannot speak a word of English, but claims to have resided in the United States for some time. His statements as to the length of his residence vary from eighteen to twenty-four years. He claims that he has worked in Minneapolis and St. Paul for the past six years.

NECROLOGIC

ANNE DEBORAH JOHNSON, infant daughter of Harold Johnson, died at the family residence, 2012 Hennepin avenue, at 11 a.m. yesterday, aged 4 days. Interment in vault, Lakewood cemetery, Saturday at 2 p.m.

UNEXPECTED DEATH

John Butler Attacked by Fatal Malady While Traveling.

John Butler of Minneapolis died last evening at Mankato from a sudden attack of heart failure. He arrived at Mankato from Wells, Minn., about 7 o'clock and was seen to be in a resting condition. He was hurried to a hospital, where he soon lapsed into unconsciousness and died an hour later. He was 58 years of age and is survived by his wife, six sons and two daughters. One of his sons is Dr. John Butler, assistant city physician, and another is Richard Butler, who has become wealthy thru mining operations in a resort where the other four sons are now located. The funeral arrangements have not yet been made.

KILLED IN ATLANTA

George McKee, Young Man Well Known Here, Dies in Runaway.

George McKee, 19 years old, a former resident of Minneapolis, was killed in a runaway accident Wednesday in Atlanta, Ga. News has just been received by Minneapolis friends of the family, and the body will be brought here for interment. The young man had a wide circle of friends in the city and was a member of the Beverly club, which has lost four of its members by death in the past three years. He had been attending law school in Atlanta for the past year. Arrangements for the funeral will be announced later.

AFTER A CONVENTION

Commercial Club Would Have Passenger Agents See Minneapolis.

Minneapolis, thru the Commercial Club, has issued an invitation to the American Association of General Passenger and Ticket agents to hold its next convention in this city. The association will meet this year in Mexico City, the sessions beginning Oct. 17. In addition to the formal invitation, forwarded to F. E. Booth of Portland, Me., the president of the association, an announcement and pamphlet descriptive of Minneapolis has been sent to every member of the association. This convention is considered one of the most important of the many annual conventions of railroad men and a strong effort will be made to land it here. By making friends with the members of the association, and thru their becoming acquainted with Minneapolis, the city will be in line for some desirable advertising and an attractive city. The summer resorts of the entire state will also be benefited. The average delegate attendance at the conventions is over 300.

\$10 Sends a Piano Home

You can select any piano in our magnificent stock and have it sent to your home by paying \$10.00 down and \$3, \$4, \$5, \$6, \$7 or \$10 a month. Hardman, Krakauer, McPhail, Behning, Sterling, "Crown," Huntington, Kohler & Campbell and other old time favorites to select from. We are the only house in the northwest that buys for spot cash in quantities and can save you

\$50 to \$150 ON A PIANO.

Foster & Waldo

36 Fifth Street S., Corner Nicollet Avenue.