

BUTTE NEWS.

HE MUST FACE A TRIAL

Joseph Smeizer Given a Preliminary Hearing.

THE CHARGE IS PERJURY

The Outgrowth of a Civil Suit in Which M. D. Leebey Sued Him for a Balance of \$25 Attorney's Fees.

Joseph Smeizer was bound over to the district court yesterday at the conclusion of his preliminary hearing before Justice Nichols on a charge of having committed the crime of perjury. The case was the outgrowth of a civil suit in which M. D. Leebey sued Smeizer for a balance of \$25 attorney's fees. The case was tried before Justice Bliss of South Butte and in the trial Smeizer swore he had never worked for the Boston & Montana company at the Silver Bow mine No. 1 under the name of Joseph Smith.

At the hearing the case was prosecuted by Attorney L. O. Evans as special prosecutor and Chief Deputy County Attorney Silvers. Attorney Lewis A. Smith appeared for the defendant. Justice Bliss, Constable Alex Rodgers and Attorney M. D. Leebey all testified that in the civil suit of Attorney Leebey against Smeizer, the defendant testified under oath that he had never been employed at the Silver Bow mine No. 1 under the alias of Joseph Smith.

Frank Shaw, vice president of the M. J. Connell company, was called and testified that the defendant had in a civil suit tried prior to the Leebey suit, sworn that he had worked at the Silver Bow mine No. 1 under the name of Joseph Smith.

Benjamin Sampson, a timekeeper for the Boston & Montana company, testified that the defendant had worked at the Silver Bow mine No. 1 during the months of November and December, 1898, and that his name was carried on the books as Joseph Smith. The books of the company were produced to corroborate the statement.

Alex Husband, bookkeeper for the Boston & Montana company, was called and exhibited copies of the garnishment papers in which Attorney Leebey attached the defendant's wages in the name of Joseph Smeizer, alias Joseph Smith.

This closed the case for the prosecution and Attorney Smith moved to dismiss, holding that the state had not made a case. The court, however, held that a complete case had been proven and that even if it had not, a showing had been made sufficient to put the defendant upon his defense, the motion being overruled.

Judge Nichols overruled the motion and Attorney Smith announced that the defense would offer no evidence. Judge Nichols made an order binding the defendant over and fixed his bail at \$25, which he was unable to furnish, and was committed to jail.

MADE GOOD TIME.

Fire Crackers on a Horse Is a Great Speed Developer.

Quang Con, Gow, the aged Chinese stranger who cultivated a patch of garden truck behind Rocker in the summer and carts slips from the city to his pigs in the winter, is evidently rickety as a Ruble by some of his countrymen who are fortunate enough to make a living in this great metropolis. If Quang is not the real thing in the eyes of his city cousins he is at least conscious of the duty imposed upon all aged heathens about this time of the year. Accordingly he came to town yesterday to buy himself a new pair of shoes. He came up in his willow cart drawn by an old skate of a cayuse. He brought up in front of the shoe store and left his horse standing unattended while he ascended the stairs and introduced himself to that stern and silent descendant of the Crucifixion carrier. He carried in his arms a huge bundle of cabbage stalks and onion roots, a basket filled with delicacies from the ranch and a paper bag filled with something about which even the owner knew nothing. All for his most worthy and highborn son, Joseph, Quang buried his face in the cushions at his feet and groaned and promised to be a better uncle this year than he had been in the year before.

While thus engaged, some young Celestial tied a string of firecrackers to Quang's horse's breeching, loaded it off and then ran around a corner to

watch the fun. The procession started westward at a reckless gait. Slop cans were thrown out into the street indiscriminately, and as the speed increased the din of the crackers grew more terrible. A water plug yielded to the force of the collision and a deluge ensued. Flooded but the horse continued on his mad flight towards the setting sun. Quang concluded his audience with Jess and retired. When he learned what had happened he forgot all about his tattered and broken English, exclaimed: "To devil with Jess."

RESIGNATION DEMANDED.

The Cry Raised of "No Guinea Pigs in the Government."

London, Feb. 15.—The liberal morning papers are making much capital of an amendment to the address to the throne now being considered in the house of commons by J. Swift MacNeil, nationalist member from Donegal, with reference to the fact that 25 ministers of the crown hold between them 41 directorships in public companies. In pressing his amendment MacNeil argued that such conduct was inconsistent with the dignity of public life and he urged the liberal party to go to the country upon the platform "No guinea pigs in the government."

Mr. Michael Hicks-Beach, chancellor of the exchequer, defended the ministers on the ground that there could be no harm in such a form of relaxation from public duties. The old-timer and Sir Henry Campbell-Bannerman, the liberal leader, rather severely reprimanded the attitude of the chancellor of the exchequer and strongly condemned the holding of such directorships by ministers. The debate was adjourned.

The Daily Chronicle says: "We hope Mr. Balfour may be able at to-night's session of the house to announce that some of his colleagues have resigned their directorships." The paper points out that the Earl of Selborne, under secretary of state for the colonies, is a director of the Peninsular & Oriental Steam Navigation Co., and that the Duke of Devonshire, lord president of the council of ministers, is chief of a great armaments company. "Yet," says the Chronicle, "they are one and all powerful chiefs of our imperial defenses."

The Daily News, which comments in a similar strain, says that Lord Salisbury, when he succeeded Mr. Gladstone in the premiership, insisted upon all his colleagues resigning their directorships, and that Lord Salisbury ought to have made the same demand.

THE WOMEN'S COUNCIL.

Many of the Delegates Unable to Reach the City.

Washington, Feb. 14.—The women's council continued its session this afternoon and again to-night. The absence of many of the delegates because of their inability to reach the city has disrupted the program of the meetings considerably. The submission of reports of state and local councils began at the morning session and were continued in the afternoon, those contributing including Mrs. Susan B. Anthony for the country and Mrs. Mary N. Fisk for that at Minneapolis. Mrs. Mary Horne Tingle of Utah spoke of the "possibilities of women." There was a general discussion on the question as to how women could and municipal reform, the general opinion being that this could best be done by giving them suffrage.

To-night papers were submitted as follows: Florence Crittenden mission, by Kate C. Brown of this city; the National Woman's Relief society, by Mrs. Zina Young Card of Salt Lake; Wintonia, by A. G. Dickerson of Washington, and the Christian League for the Promotion of Social Purity, by Elizabeth Gramis of New York. "We're there was a figure in the bow, another in the stern and a third in the middle and still upright, but slightly crouched. Messages were sent for ocean-going ships which can break through the ice, but there is no hope that the three are alive."

SEVERAL MISSING.

Lives May Have Been Lost in a Chicago Fire.

Chicago, Feb. 14.—The Arlington apartment building, 422 West 32nd street, one of the most fashionable apartment buildings of Grand Boulevard, was destroyed by fire to-night. The structure burned quickly and it is feared that not all of the families who lived in the building escaped. More than a score of tenants occupying apartments in the building rushed through the smoke and flames and after the building had been destroyed it was found that some of the occupants could not be accounted for. The missing: Fred Martz, mail carrier, occupied an apartment on the third floor, Mrs. J. B. Martz and her one-year-old infant. Two persons sustained injuries during the fire. They are R. N. Hanson, who jumped from the fourth floor to an adjoining roof, 30 feet below, and by breaking a window escaped to the home of S. B. Collins at 410 Grand Boulevard; hands severely cut by glass. J. C. McCall jumped from a second story window and escaped with slight injuries.

Montana Men Back.

San Francisco, Feb. 14.—The United States transport Valencia has arrived here 33 days from Manila, with 55 soldiers on board, of whom 12 were sent home on sick leave and the remainder were on furlough or men who were entitled to furlough had expired. Surgeon W. O. Taylor, U. S. A., is in command of the soldiers, and the others with him are Major B. M. Allen, acting as paymaster; Lieutenant Yes, Navigator; Lieutenant Gray, Unitary; Lieutenant Storaack, Idaho; Captain Gardner, Lieutenant McDiath, Lieutenant Keppner and Lieutenant Sullivan, Montana.

Worthy of Contempt.

London, Feb. 14.—The Daily Chronicle publishes a letter this morning from Count Leo Tolstol, the celebrated Russian philosopher, condemning the conference proposed by Emperor Nicholas for the limitation of the armaments as "only worthy of contempt and derision." Count Tolstol says: "It will be impossible to induce arrangements which nations not only persist in acquiring new possessions, like the Philippines, Port Arthur and the rest, but also keep what they have acquired, like India, Poland, Alsace-Lorraine and the rest."

Great Northern Now Open.

Spokane, Wash., Feb. 14.—After being snowed in 24 hours near Durham, nine miles west of Blackfoot, Monday in the Rocky Mountains, the Great Northern mail "flyer" has arrived here, 35 hours late. The services of two trains and a large force of men were required to dig the train out of eight feet of snow. The flyer is now on its way and being kept so by constant snow plowing.

Many Smallpox Deaths.

St. Louis, Feb. 14.—A special to the Republic from Muskogee, I. T., says: A courier arrived here to-day from Morse, in the western part of the Crow nation, bringing news that smallpox is raging in that section, and that not less than 25 persons had died of it in the last few days. The victims were negroes

AND INDIANS. All of western Oklahoma has been quarantined against the infected district, and the Muskogee board of health and city council will take steps to-night to establish a quarantine in this section.

FRANK WALLER FORCED TO RETIRE FROM THE BICYCLE TOURNAMENT.

San Francisco, Feb. 14.—Dangerous speed is being made in the international bicycle race and steady pounding has riddled the field among the most dangerous factor, that is to say, Frank Waller. Waller's eyes went wrong on him and a physician said that he would be blind for life should he continue. Waller was broken hearted, but had to quit after going 324 1/2 miles without dismounting. The craze of Charles Turville did not leave him and he quit at about noon today. Chapman also quit, as in the case of Waller, with trouble of the eyes. The real quitting of this plucky Southern lad was at midnight to-night. From the field of a dozen in the contest he had been dismissed "up to the noon hour to-day there was a slow cutting down, one by one, until at the nineteenth hour, when Pierce and Ashinger came out alone into the true contest of endurance, the old-timer and the late-comer being prepared to fight it out to a bitter finish. 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