

## TROOPS ARE ANNIHILATED

### Mexican Regulars Ambushed by Yaquis Indians

### AT SAN MARCIAL

#### Five Soldiers in the Battle and Major-ity Killed.

Tucson, Ariz., Feb. 3.—Word has just reached here that the 12th battalion of Mexican regulars was almost annihilated in a battle with the Yaquis, whom they were pursuing after having defeated them in a fight at San Marcial.

#### Dutched Reported Horrible

There were 300 soldiers in the battalion, and if the report of survivors of the fight who reached San Marcial is true a great many of that number were killed. The reports, however, are believed to be exaggerated.

## CHANCE FOR REVOLUTION IN SPANISH HONDURAS

New Orleans, Feb. 3.—Passengers arriving on the steamer Breakwater report that Americans are fleeing from Spanish Honduras in expectancy of a revolution there on account of the refusal of President Sierra to surrender his seat to his successor.

## HE ESTABLISHES A RECORD

### But Fails to Win a Bet on How Many Pancakes He Could Get Away With.

Kalamazoo, Mich., Feb. 3.—A novel wager resulted in the pulling off of a remarkable pancake-eating contest in Hopkins Station, Allegan county. Ed Foot, who is the village genius, lost the wager, but established a record as the champion pancake eater of the United States, having devoured in thirty-six minutes thirty-six cakes, of an average thickness of a quarter of an inch and covered with a generous spreading of maple syrup. The feat was witnessed by a large crowd, who paid 10 cents apiece to see him.

It all came about because Foot went into Ed McIntyre's barber shop the other morning to get his hair cut. Barbers are talkative, and in the course of the trimming-up process McIntyre remarked that he had eaten a dozen buckwheat cakes for breakfast. "That's nothing," said Foot. "I eat more than that every morning." Before the talk ended Foot had let McIntyre that he could eat a gallon of batter made up into cakes and a quart of maple syrup poured over the cakes. He didn't do it, but he is yet alive, and getting about.

## Masked Mischants in Kentucky

Maysville, Ky., Feb. 3.—Masked men at Mount Gilead, Fleming county, entered the house of John B. Ferrow and demanded money. The aged couple gave them a purse containing \$5, but the robbers insisted on having more. They bound them both, and even shot Ferrow, but found no more money and made their escape. Ferrow's wound is said to be fatal.

## Professor James at Elgin

Elgin, Ill., Feb. 3.—Edmund J. James, president of Northwestern university at Evanston, arrived here yesterday and was driven to the home of David C. Cook, the millionaire publisher. Last night he delivered an address before the Methodist Men's Union of this city. It was decided to extend a general invitation to the public to attend. Professor James was given a rousing reception as he stepped from the train.

## Fireman Killed in a Wreck

Williamsport, Pa., Feb. 3.—In a wreck on the Philadelphia and Erie railway on St. Mary's hill fireman Elliott Walker, of Renovo, was killed and Engineer James Collinge was fatally scalded. The wreck was caused by a "pusher" engine colliding with the Erie express. The watch of the "pusher" fireman had stopped.

## Oil Field Prospects

Richmond, Ind., Feb. 3.—The present year promises to see unusual developments in the Indiana oil field, which has of late become one of the most prominent. It is believed that \$10,000,000 in new investments will be made during the year. It is said that an immense amount of English capital is coming into the field.

## Roberts' Nomination Confirmed

Washington, Feb. 3.—The senate yesterday confirmed the nomination of George E. Roberts, of Iowa, to be director of the mint.

## BARS STATE LAW

### Only National Statutes Have to Do with Crimes of National Bankers.

## STATE LAWS ARE NOT TO INTERFERE

### Hillmon Case To Be Tried Again—Attempt to Save the Seals—Sundry Civil Grants.

Washington, Feb. 3.—The case of Easton vs. the state of Iowa was decided by the United States supreme court yesterday in favor of Easton, thus reversing the supreme court of the state. The case involved the responsibility to national banks of state laws regulating state banks. In this instance Easton was president of the National bank at Decorah, and he was sentenced to five years in prison under the state law for accepting a deposit of \$100 when he knew his bank to be insolvent. The decision was delivered by Justice Shiras, who says that state laws for the regulation of state banks do not extend to banks incorporated under an act of congress.

## Lays Down Some Basic Law

Announcing the conclusions of the court, which he said were based upon principles and authority, Justice Shiras said: "That congress, having power to create a system of national banks, is the judge as to the extent of the powers which should be conferred upon such banks, and has the sole power to regulate and control the exercise of their operations. \* \* \* that it is not competent for state legislatures to interfere, whether with hostile or friendly intentions, with national banks or their officers in the exercise of the powers bestowed on them by the general government."

## What the State May Do

"Undoubtedly a state has the legitimate power to define and punish crimes by general laws applicable to all persons within its jurisdiction. So, likewise, it may declare by special laws certain acts to be criminal offenses when committed by officers or agents of its own banks and institutions. But it is without lawful power to make such special laws applicable to banks organized and operating under the laws of the United States."

## That Hillmon Insurance Case

The celebrated Kansas insurance case which grew out of the alleged death of John W. Hillmon in that in 1879 was yesterday sent back to the trial court for the sixth trial. Hillmon's life was insured in the Connecticut Mutual Insurance company for \$25,000, and when his death was reported the payment of the policy was resisted on the ground that he entered into a conspiracy with other to disappear, etc. Hillmon disappeared while traveling on the plains with a man named Brown, who swore that he had been killed by the accidental discharge of a gun. The case has been in the courts ever since. The circuit court of appeals for the Eighth circuit, at the last hearing, decided the case in favor of the claim of the widow of the insured man, but the supreme court reversed the opinion on the ground of error in the trial.

## HE WOULD KILL THE SEALS

### Unless John Bull Will Agree to Some Means of Saving Them.

Washington, Feb. 3.—In the house yesterday McClellan of New York resisted unsuccessfully a motion of Lacey of Minnesota to suspend the rules and pass a bill to authorize a new negotiation with Great Britain for the preservation of the fur seals in Alaskan waters, and for a modus vivendi for a suspension of the killing of seals pending these negotiations; and failing to secure such a modus vivendi before opening of the pelagic sealing season this year, to authorize the secretary of the treasury to kill the seal herd on the Pribylov and adjoining islands, except 1,000 males and 10,000 females in order to preserve the species.

Tawney described how pelagic sealing was rapidly extinguishing the seal herds. In a single year, he said, 30,000 seals pups had died on the islands from starvation, due to the killing of their mothers at sea. Unless summary measures were adopted the seal herds would be extinguished. He said the alternative of ordering the extinction of the herd in the event of the failure to negotiate a modus vivendi was "a remote contingency."

## McClellan Called Attention to the Fact

That the minority report on the pending bill had been signed by the late Representative Russell, of Connecticut, Gilet of Massachusetts, and himself. There was no objection, he said, to the first four sections of the bill, which proposed to renew negotiations for the preservation of the seal herds in Alaskan waters. He quoted Professor David Starr Jordan, Senator Morgan and Secretary Shaw against the bill, but it was passed—73 to 25.

## ITEMS OF A COSTLY BILL

### Just a Few of the Appropriations in the Sundry Civil Bill.

Washington, Feb. 3.—The sundry civil bill carries \$10,429,412 for construction work on federal buildings authorized by law. Following are some of the appropriations made under this head: Chicago, \$570,000; Hastings,

## FAVORABLY REPORT ISTMIAN TREATY

### Senate Committee Agrees as to Great Canal Project.

Washington, Feb. 3.—The senate committee on foreign relations today agreed to report favorably the treaty with Colombia for building the isthmian canal.

## WHITEWASH IS APPLIED TO BRIBERY PROCEEDINGS

Washington, Feb. 3.—The committee on naval affairs of the house today agreed upon a report in the Lesser bribery charges. In the opinion of the committee Philip Doblin attempted on his own initiative and responsibility to make money for himself if he could find Lesser corruptible. Representative Quigg and the Holland Submarine Boat company are exonerated, and the attorney general is instructed to take such action as the law and facts warrant.

## SMOTHERED BY MUD

### Southern Illinois in a Terrible Condition Consequent Upon Freezes and Thaws.

Edwardsville, Ills., Feb. 3.—Alternate freezing and thawing, together with copious rains and heavy snows, have produced conditions in southern Illinois unprecedented in five years. The mud has caused one death and almost suspended the rural mail service. The body of William Brunner, 48 years old, was found Sunday morning in his wheat field, where it had lain since Wednesday night. Neighbors missed him and instituted a search. Brunner had started home from a neighbor's and decided to take a short cut across his wheat field.

He became mired and his struggles only caused him to sink deeper. Finally, completely exhausted, and having been unable to summon help, he fell to the ground and his body sank into the mud. The coroner's jury found that he had been smothered to death in the manner described. Mail carriers had a terrible time the past week.

Nebr., \$80,000; Indianapolis, Ind., \$600,000; Lincoln, Neb., \$175,000; Norfolk, Neb., \$85,000; Ogden, Utah, \$50,000; Springfield, Ills., \$125,000; Superior, Wis., \$56,000.

The sum of \$20,233,150 is appropriated for river and harbor contracts authorized by law, being \$14,464,333 in excess of the current appropriation. Among the items are the following: Calumet, Ills., harbor, \$204,480; Mississippi river (between St. Paul and Minneapolis), \$223,729; Ludington, Mich., harbor, \$165,000; Marquette, Mich., harbor, \$80,000; harbor at Saugatuck and Kalamazoo river, Mich., \$100,000; Sturgeon bay and Lake Michigan ship canal, \$178,000; Mississippi river from mouth of the Ohio river to the mouth of the Missouri, \$650,000, and from the mouth of the Missouri river to St. Paul, \$400,000; below Pittsburgh, \$1,100,000; Detroit river, \$450,000; middle and west Nebraska channels, St. Mary's river, Mich., \$800,000.

## Ninety-Day Pension Bill

Washington, Feb. 3.—Hemenway of Indiana has introduced a bill in the house to pension all soldiers and sailors who served at least ninety days in the civil war at the rate of \$12 per month, and all widows of such soldiers and sailors who were married prior to June 27, 1890.

## Condition of the Public Debt

Washington, Feb. 3.—The monthly statement of the public debt shows that at the close of business Jan. 31, 1903, the total debt, less cash in the treasury, amounted to \$943,942,563, which is a decrease for the month of \$3,222,116.

## He Survives a Broken Neck

Morning Sun, Ia., Feb. 3.—Robert Burns, of this place, is probably the only man in Iowa who has survived after having his neck broken. The accident occurred several years ago, and is recalled by the celebration by Mr. and Mrs. Burns of their sixty-sixth wedding anniversary. Although they are nearing the century mark, both are still almost as hale and hearty as they were at 60.

## No Need of Investigation

Brazil, Ind., Feb. 3.—The grand jury is investigating the death of James Lannagan, who drank five half pints of whisky in fifteen minutes, in a saloon at Cardonia, and fell dead. The coroner rendered a verdict that the whisky so shocked his heart that the young man died. It is charged that the coroner was one who offered to pay for all the whisky Lannagan could drink.

## Charged with Stealing \$14,000

Chicago, Feb. 3.—It is stated at the office of the state's attorney, that Adolph Kuhn, whose arrest in New York is reported, was indicted in Chicago two years ago for the alleged embezzlement of about \$14,000. At the time of his indictment Kuhn conducted a mortgage brokerage business in LaSalle street.

Forest covers 26 per cent of Russia's total area, or in all 464,500,000 acres. In other words, there are four acres of forest to every inhabitant of Russia.

## SENDS ULTIMATUM

### Minister Bowen Turns the Tables on the Allies in a Measure.

## HE BARS THE PREFERENTIAL IDEA

### Does It on Moral Grounds—Castro to Appeal the Point to The Hague Tribunal.

## Washington, Feb. 3.—Herbert W. Bowen, Venezuela's representative in the negotiations at Washington for a settlement of the claims against that country, has sent through the British ambassador here what amounts practically to an ultimatum to the allied powers of Great Britain, Germany and Italy regarding their insistence for preferential treatment in the settlement of their claims against Venezuela.

This note, which the British ambassador received shortly before 9 p. m. yesterday, was cabled at once to London, copies of it being transmitted to the Italian and German embassies for transmission to Rome and Berlin.

## Proposition That Was Rejected

It is in reply to a proposition submitted at a joint conference of the negotiators yesterday afternoon by the British ambassador, that the allied powers be allowed two-thirds of 30 per cent of the custom receipts of the ports of La Guayra and Porto Cabello, and that the United States and the other claimant nations—France, Belgium, Holland, Denmark, Spain and Norway and Sweden—content themselves with the remaining one-third of this percentage; that is, 10 per cent of the receipts of these two ports.

## Bowen Refused Point Blank

In the note received by the British ambassador from Bowen last night the latter refuses point blank the proposition for a 20 and 10 per cent division on the ground that to recognize the principle it embodies would be absolutely offensive to modern civilization. In view of the fact that the negotiators are agreed on all save the question of preferential treatment the ambassador is informed that Venezuela has decided to submit that question to The Hague arbitration tribunal.

## Point Venezuela Makes

The acceptance of this proposition, Venezuela contends, carries with it a raising of the blockade, the general understanding being that the blockade would end when the negotiators at Washington had reached an agreement.

## Declined on Moral Grounds

It is understood that in refusing this last proposition submitted by the British ambassador on behalf of the allies Bowen takes the ground that he cannot accept in principle the contention that blockades and bombardment of forts, and the consequent killing of helpless men, women and children, entitles any power or alliance of powers to preferential treatment at the hands of a civilized nation.

## MINISTER HART RESIGNS

### POST IN COLOMBIA

Washington, Feb. 3.—United States Minister Hart to Colombia has resigned. A. W. Beaupre, of Illinois, the present secretary of the legation at Bogota, is appointed minister to succeed him.

## WILLIAM REDMOND IS RELEASED FROM PRISON

Dublin, Feb. 3.—William Redmond, M. P., who was sentenced to six months' imprisonment for refusing to give bail for future good behavior as the result of the alleged incendiary speech, was released today.

## Lowden Buys Sioux City Property

Sioux City, Ia., Feb. 3.—A significant real estate transaction has been consummated here by which Frank O. Lowden, son-in-law of the late George M. Pullman, secures eighty acres in the Floyd Valley district in Sioux City. Lowden paid \$550 an acre for the land. It is located near the stock yards district, and Lowden will build cottages upon it.

## Engineer Ruled to Death

Paola, Kan., Feb. 3.—Edwin C. Ragsdale, of Kansas City, engineer of St. Louis and San Francisco south-bound freight train No. 155, was burned to death at Dana, six miles north of here, in the wreck of his train. Three cars of meat and six of flour were derailed and destroyed by fire.

## Bank Thugs Got \$1,500

Dexter, Kan., Feb. 3.—Three cracksmen wrecked the safe of the State Bank of Dexter and secured \$1,500, escaping on a handcar without having aroused the citizens. Officers from Arkansas City followed the robbers' trail for several miles, but without success.

## Co-Operative Plant a Success

Richmond, Ind., Feb. 3.—The success of the plant operated at Summitville, Ind., by the American Flint Glass Workers' union promises to go a long way toward influencing the erection of similar plants in Indiana. The report from the Summitville factory has been received by the association with much enthusiasm.

## TWO WOMEN HANG IN HALLOWAY JAIL

### Amelia Sach and Annie Walters Die for "Baby Farm" Crimes.

London, Feb. 3.—Amelia Sach and Annie Walters, "baby farmers," were hanged here in Holloway jail today. The women displayed remarkable fortitude on the scaffold.

## KING EDWARD INDISPOSED BUT NOT SERIOUSLY

London, Feb. 3.—King Edward, who is suffering from an attack of influenza, passed a good night and is making favorable progress toward recovery. His promised visit to the Duke and Duchess of Devonshire at Chatsworth has been indefinitely postponed.

## COMPANIES' CASE IS CLOSED

### Day of Statistics Before the Strike Commission—Some Rebuttal Testimony.

Philadelphia, Feb. 3.—The operators yesterday finished the presentation of evidence to the anthracite coal strike commission. Much statistical evidence was offered during the morning showing in figures the conditions existing in the mine regions and comparing the prosperity of the mine workers and their children with that of persons engaged in other occupations in various cities, much to the credit of the anthracite mine workers—more taxable property, more bank deposits, etc. Statistician Newcomb, of the interstate commerce commission, showed that the average annual earnings of men employed in manufactures was \$462.

The afternoon session was devoted entirely to rebuttal testimony. R. J. Beaufish, a newspaper man, was called to refute the statements that a reign of terror existed in the coal regions during the strike. A dozen men who had been hired in this city to serve as coal and iron policemen during the strike said the disturbances were few and of a minor character. Daniel McKelvey, a justice of the peace of Hazlet, testified that the striking miners had offered to assist him in maintaining order.

## GOES TO A SUB-COMMITTEE

### Issue Between the Soft Coal Miners and the Operators Is Referred.

Indianapolis, Feb. 3.—The joint committee of coal operators and miners was in session all yesterday without result. A sub-committee was appointed which will consider the demands of the miners and operators and report as soon as an agreement is reached. No disposition has been manifested by either side to yield as yet, but the appointment of the sub-committee is regarded as a sign that both sides are desirous of terminating the struggle at the earliest possible opportunity.

It is expected that some agreement will be reached this week or that no agreement will be reached at all. The miners are claiming that their work is extra hazardous and should be so classed. In answer W. S. Hoyle produced a statement of an insurance company that placed the mining of bituminous coal at the lowest of any class of mining, and much lower than the rate for different classes of shop manufacturing.

## Curiosities About Observatories

The first recorded observatory was on the top of the temple of Belus. The tomb of Osymadins in Egypt was astronomical circle 200 feet in diameter. Another at Benares, India, is believed to be almost as ancient as either of the other two. The first in Europe was erected at Cassel in 1561. That of Tycho Brahe at Uraniburg was completed in 1576. The Paris observatory dates from 1677, and that of Greenwich in 1675. The one at Nuremberg was erected in 1678 and that at Berlin in 1711. The famous Bologna tower was built in 1714. The Stockholm, Utrecht, Copenhagen and Lisbon observatories were built in 1749, 1650, 1656 and 1728 respectively.

## Kettle Bridges

Perhaps the most remarkable bridges in the world are the kettle bridges in Russia and Siberia, which Cossack builders are expert builders. They are built up of the soldiers' lances and cooking kettles. Seven or eight lances are placed under the handles of a number of kettles and fastened by means of ropes to form a raft. A sufficient number of these rafts, each of which will bear the weight of half a ton, are fastened together, and in the space of half an hour a bridge is formed on which an army may cross in confidence and safety.

## Mackay's Sarcastical Wit

Once when the press in the Carson City Appeal had just started to run, John Mackay rushed into the editorial sanctum and called to Sam Davis in an excited tone of voice: "Sam, stop the press! Stop the press!" "What's the matter, John?" Davis asked in alarm. "Why, old man Crooks" (famous for his stinginess—"old man Crooks" has just presented a peck of apples to the orphan's home, and he'll be broken hearted if you don't have a column and a half about it in the paper this afternoon."

## SCHLATTER ALIVE

### Man Whose Bones Were Found Way Down in the Southwest Is at Chicago.

## NOT DEAD BY A VERY GOOD MARGIN

### In Fact He Has Taken a Wife Since He Died—His Death Explained by Himself.

Chicago, Feb. 3.—Frank Schlatter, "divine" healer and self-constituted reincarnated Christ, who was notorious five years ago all over the country and who was supposed to have been murdered, in Mexico, is in Chicago and very much alive. Moreover, Schlatter is married, and with his wife, formerly Luverna Comer, a Chicago faith healer, is about to go back to Denver, the scene of his chief works, there to face the people who declared him an impostor, and to prove to them that he is in very truth all that he ever claimed to be.

## Supposed to Have Found His Bones

Denver people, it is said, will be dumfounded when they learn that Schlatter is in the flesh. An exploring party found his outfit in a Mexican valley four years ago, and with it what were supposed to be his bones whitening in the sun. The healer in his Denver days fell little short of making the claim that he could raise the dead. There are thousands of people who a few years ago accepted him as a true prophet and who will believe from the story of his reappearance that he has verily been raised from the dead.

## Been Alive All the Time

Frank Schlatter, "the holy one" has been living since last September at the residence of Henry Miller, 237 Circle avenue, Norwood Park, Chicago. There is no doubt as to the identity of Schlatter. He is not one of the "spurious Schlatters" of whom he himself made such complaint during the time of his open and active ministry. It is the same Frank Schlatter who had the state of Colorado fairly over the verge of a religious tumult for longer than a year and whose doings and "healings" filled the columns of the daily papers for months.

## HIS IDENTITY IS CERTAIN

### Had a Reason for Dropping Out of Sight, Which He Gives.

The family of Henry Miller, with whom Schlatter has been living, vouch for his identity. The word of the Millers, as a matter of fact, would not be necessary to prove to any one who has ever seen Schlatter that he is on earth. It is the same figure, with the shoulders stooped a little, the same Jewish cast of countenance that made the faithful declare that he was in truth the Christ; there is the same habit of slightly moving forward the shoulders and of involuntarily holding the hands as if in blessing. The only changes are that he has had a haircut and a shave and has taken unto himself a wife.

Just how Schlatter, when he again faces the faithful of his old-time western flock, will be able to reconcile his claims to divinity with the fact that he has thrown off bachelorhood it is hard to guess. Mrs. Schlatter, however, is a pretty woman and perhaps her husband expects she will prove the best excuse for his marriage.

## CONDUCTOR EDWARDS

### ABLE TO BE SENT HOME

W. A. Edwards, the Rock Island road conductor who had such a narrow escape last week in a fall from his train through the Rock river bridge at Carbon Cliff, this morning was taken from St. Anthony's hospital, where he has been confined, to the train and was sent to his home in Blue Island. He is on the road to recovery, but is still unable to walk.

## HONORABLE DISCHARGES FOR COMPANY A MEMBERS

One of the first steps that has been taken by the new officers of Company A in effecting the reorganization of that body now in progress has been granting discharges to the members who have been on the books but whose terms of enlistment have lapsed, or through nonattendance at drills have virtually ceased to belong.

## CONTRACTS ARE AWARDED FOR TWO NEW CRUISERS

Washington, Feb. 3.—At a cabinet meeting today it was decided to award the contracts for the construction of two new cruisers to the Cramp Shipbuilding company and the New York Shipbuilding company at the minimum price of \$4,045,000.

## Crimes Act Proclamation Revoked

Dublin, Feb. 3.—The Official Gazette announces that the proclamation issued last year placing thirteen districts in Ireland under the crimes act and maintaining summary jurisdiction by the magistrates is revoked.

## Ex-Senator Doves Ill

Springfield, Mass., Feb. 3.—A special to The Union from Pittsfield, Mass., says that ex-Senator Henry L. Doves is critically ill as the result of a cold which has developed into grip.

## LOVE CAUSES TWO GRIMES

### New York Waiter Murders His Old Sweet-heart

### AND THEN SUICIDES

#### Calls Her From House Where She Worked, Commits Tragedy.

New York, Feb. 3.—A man named Bidlich, a waiter, went to the residence of Bernhard Beimecke, president of the Illinois Cattle Feeding company today and asked for the "housekeeper," a woman named Garland.

## Commits Double Tragedy

When the woman came to the door Bidlich shot her three times, and she fell dying. Bidlich then drank carbolic acid and then fired two shots into his head.

## ARTICLES ARE SIGNED FOR TWO BIG PUGILISTIC GOES

New York, Feb. 3.—James J. Corbett signed articles today for a 20-round contest with James J. Jeffries for the heavyweight championship of the world. The fight to take place at Fort Erie, Canada, June 29. The contest is for a purse of \$25,000.

## New York, Feb. 3.—Jack Monroe and Tom Sharkey signed articles today for a 20-round contest to take place some time after four months.

## MILWAUKEE ROAD IS LAYING RAILS ON CUT-OFF

A force of 225 men has commenced to lay rails on the Milwaukee's new cut-off between Thompson and Ashdale. This line is some fifteen miles in length and connects the main line at Ashdale with the division of the Milwaukee running into the tri-cities via the Illinois side, and it is installed in furtherance of the Milwaukee's intention to establish fast service between Chicago and Kansas City through the tri-cities.

It is hoped to complete from a mile to a mile and a half of track a day, but in this season considerable delay is anticipated from unfavorable weather. But the fact that work is being pushed so early indicates the intention of the road to complete the line as early as possible and to carry out the plan of opening service some time in June.

There are also a number of bridges to be constructed in connection with this Ashdale-Thompson line. The delay in laying rails was due to the failure to secure the material.

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