

## DIVORCE COURT GRANTS DECREES

**Jennie Cullinan Legally Separated from the Man Who Abused Her.**

**MRS. WANLESS ALSO DIVORCED**

**Wife of Defaulting Salt Lake Attorney Freed from the Obligations of Matrimony.**

Judge Armstrong today granted Jennie Cullinan a divorce from Patrick E. Cullinan on the ground of cruelty. They were married in this city on Nov. 27, 1892. Plaintiff testified that on Jan. 27, 1893, in this city, her husband slapped her face, disfiguring one of her eyes and rendering her unfit for household duties for two weeks.

On the night of October 1, 1901, while they resided in Chicago, she said she came home intoxicated and drove her car and her daughter out of the house and they were compelled to seek shelter at a neighbor's home. He repeated the act on the night of Nov. 10, 1901, and as she was far from friends she sat on the doorstep all night and was exposed to very severe cold which made her ill for six months.

In August, 1902, he used vile and abusive language towards her and again slapped her face. They moved to Los Angeles in October of that year and she said that his treatment of her became worse and in January, 1903, he threatened to kill her, whereupon she and her daughter fled from their home for safety and were compelled to stay away one week. In June, 1903, she testified that she left him for fear that he would kill her, and she and her daughter returned to Salt Lake to their relatives. For more than a year past she claims that he has failed to support her. She was granted a divorce and was allowed to resume her maiden name, Jennie Rowe.

**MRS. WANLESS DIVORCED.**

Corilla C. Wanless was today granted a divorce by Judge Armstrong from Will F. Wanless, the Salt Lake attorney who recently fled from the city on arrest upon the charge of misappropriating funds belonging to a client. The ground for divorce is failure to support. The plaintiff testified that during their entire married life defendant had failed to provide her with sufficient and proper food and clothing, and during the winter last passed she was dependent upon her friends for food and means to provide her with necessary clothing to protect her from the inclement weather. They were married at Phoenix, Ariz., on Feb. 3, 1903. Plaintiff is allowed to resume her maiden name, Corilla C. Fisher.

**FORECLOSURE SUIT.**

**Frank Gastin Seeks to Recover Payment of a \$500 Note.**

Frank G. Gastin has filed suit in the district court against E. G. Rogmon and wife and P. T. Elwell, Franklin Lawrence and Salt Lake county to foreclose a mortgage on several lots in East Side addition. The mortgage was given by Rogmon and wife on Feb. 8, 1897, to secure the payment of a note for \$500 in favor of A. E. Dent, which note has since been paid.

It is claimed that Elwell, Lawrence and Salt Lake county claim some interest in the property, hence they are made parties defendant. Judgment is asked for \$500 and interest from March 8, 1903.

**BOY ROBBER HELD.**

**Petition for Writ of Habeas Corpus Denied by Judge Armstrong.**

The petition of Harry Benson for a writ of habeas corpus was denied by Judge Armstrong today, and he was remanded to the custody of Sheriff Emery to await the action of the juvenile court. His case will be attended to by Judge Brown without delay should he decide that he will take jurisdiction in the case.

Benson is 17 years old and is charged with robbery. The petition for a writ of habeas corpus was made on the grounds that the complaint against him was not sworn to by a committing magistrate as provided by law, but was sworn to before a deputy clerk of the city court, and that the complaint was made merely on information and belief and not on positive knowledge.

Judge Armstrong held that the deputy clerk is authorized by law to administer an oath and that such authority is sufficient for him to take such an oath of a complainant in such a case as this. He also held that the papers in the case did not show that the complaint was sworn to merely on information and belief, and he accordingly denied the writ.

**Suit on a Note.**

Suit has been filed in the district court by Fred G. Lynberg against John H. and Mary E. Lynberg for \$300 and interest, alleged to be due on a promissory note executed by defendants on Oct. 10, 1901, and which they promised to pay out of an inheritance from the estate of Ryan's father.

**COURT NOTES.**

Judge Ritchie has rendered a judgment of dismissal in favor of defendants in the case of Richard Thompson against Isaac Scott, T. B. and Elizabeth Jeremy. The action was brought to recover a judgment for \$2,898.42 secured by plaintiff against defendants in October, 1895. Defendants pleaded the statute of limitations and the court sustained the plea and dismissed the case.

**HAD A GREAT TIME.**

**Woodmen Return But Not With Expected Headquarters.**

Several of the Woodmen's delegation to Los Angeles have returned, with reports of a great time in southern California. The trip included a sail to Catalina Island, and excursions to various other points of interest. They remark that there is not much chance of the Woodmen's headquarters ever leaving Denver, and that attempts to bring before the convention the matter of any change of location only resulted in the tabling of the motion. It was also noted that the big states gobbled up all the office. Therefore, the smaller states like Utah and Idaho had been remembered with something of a representation; but this time they are left entirely short.

**STILL KICKING.**

**Grain Dealers Now Complaining of Auto Invasions.**

Local grain dealers are viewing with some apprehension the increase in this city of the number of automobiles. The

dealers call attention to the fact that automobiles do not eat hay or grain, they never need the attention of the blacksmith, as they never need shoeing, and they cut into the vehicle trade. Automobiles tend to reduce the number of horses, and in consequence there is also a reduction in the amount of hay trading, and the veterinarian is having so much less to do.

**SENT TO REFORM SCHOOL.**

**Edith Goodfellow Committed to That Institution by Judge Brown.**

Edith Goodfellow was sent to the reform school at Ogden today by Judge Brown of the juvenile court. The girl is only 15 years of age, and was committed to the school several days ago on the charge of incorrigibility, but sentence was suspended during her good behavior. She failed to be good, however, and was preparing to leave the state and go to Nevada and thus violate her parole, so she was gathered in by the sheriff and will now have to go to Ogden. The complaint against her was made by her father, who said that he could not control her.

**SCHETTLER INQUIRY.**

**Examination Resumed This Afternoon Before Referee Baldwin.**

From the line of examination of B. H. Schettler this afternoon in the courtroom of Referee in Bankruptcy Charles Baldwin it was evident that the depositors will make a searching investigation of the transactions of the ex-banker. This afternoon the questions directed against him insinuated that he had given to all his family their total deposits just before the receiver took possession, and that he had transferred property to one of his sons, which in turn was transferred to his wife, for a nominal consideration, shortly before the bank closed, and when the books showed the bank to be totally insolvent. Additional subpoenas have been issued in the case for Frederick L. R. Anderson, who it is planned to place upon the stand tomorrow at 10 o'clock and for the wives and all of the grown children of Mr. Schettler, who will be questioned in relation to their personal relationship with the bank.

The examination, which was continued from yesterday afternoon, was conducted by Attorney C. E. Stewart, who will call the witness for the firm of Rawlins & Ray, representing Mr. Schettler, Mr. Blakely, the trustee in bankruptcy, spent the morning in the office of Stewart & Stewart searching through the books for data on which to question Mr. Schettler this afternoon. Andrew Grunoff, David Hirsch, and other heavy creditors were present when the hearing opened. The first series of questions dealt with the difference in values on real estate between the sworn statement of Schettler's bank made on Sept. 17, 1904, and the values listed in the schedule in bankruptcy, for the same property. The latter statement appeared to be \$20,000 larger than the former. The examination yesterday queries were put to Mr. Schettler as to the nature of a payment of \$225 to W. B. Preston, and today another item of \$500 paid to Mr. Preston was found, and it was the intention to query Mr. Schettler concerning it. An item which Mr. Blakely did not favor, about which the attorneys have been in the locker since this afternoon was the payment to Lydia D. Alder of \$500 on the 15th of October, Mrs. Alder is the mother-in-law of Cornelius Schettler. Another payment to the family that was to be investigated was to Carl Schettler of \$183 in October. Following up a claim of Mr. Schettler made yesterday that the handwriting in the ledger makes a certain entry was not his, the day book was to be produced, showing the same entry in the same handwriting.

It is not thought that the examination will not be concluded for a week or 10 days.

**WEATHER REPORT**

Record at the local office of the weather bureau for the 24 hours ending at 6 a. m. today:

Barometer reading at 6 a. m., 25.80. Temperature at 6 a. m., 44 degrees; maximum, 67; minimum, 43; mean, 55, which is 2 deg. above normal. Excess of the daily mean temperature since the first of the month, 59 degrees.

Excess of daily mean temperature since Jan. 1, 233 deg.

Precipitation since the first of the month, 1.53 inch, which is .34 inch below the normal.

Deficiency in precipitation since Jan. 1, .40 inch.

**FORECASTS TILL 5 P. M. SATURDAY.**

Local forecast for Salt Lake City and vicinity:

Fair tonight and Saturday; warmer Sunday.

Utah—Forecast taken at Denver, Colo.

Fair tonight and Saturday; warmer northwest portion Saturday.

**WEATHER CONDITIONS.**

The barometer is highest over the Pacific and Atlantic oceans, lowest over the Rocky mountain slope, Missouri and upper Mississippi valleys, extreme northeast and Manitoba.

Precipitation occurred over portions of Oregon, Arizona, Gulf and Atlantic states, Ohio, Mississippi and Missouri plains, Lake region, Rocky mountain slope, extreme northwest and Canadian provinces. It was raining this morning at Huron and Galveston. Thunderstorms were reported at Charleston, St. Louis, Kansas City and St. Paul.

Freezing temperature is reported from Wyoming and Idaho.

**LODOLZ.**

Observer Temporarily in Charge.

## SUBSCRIPTIONS TO U. OF C. "GYM"

**Citizens' Committee Issues Circular Letter Which Meets With Hearty Response.**

**OVER \$700 ALREADY RECEIVED**

**Idea to Advertise for Bids and Commence Construction at Once.**

**CONTRIBUTIONS FOR GYMNASIUM**

Author's Club ..... \$240  
Waldemar Van Cott ..... 100  
T. R. Cutler ..... 25  
H. S. Joseph ..... 25  
L. S. Hills ..... 100  
David Keith ..... 25  
Theodore Nystrom ..... 50  
W. H. Ellison ..... 10  
Chas. Read ..... 5  
Dr. W. L. Ellerbeck ..... 15  
J. T. Harris ..... 15  
J. P. Gardner ..... 25  
S. L. Terry ..... 25

This list of contributions, totalling \$770, represents the preliminary response of the people of Utah to the appeal of its university for enough money to complete a gymnasium. With the campaign which is now begun to raise the necessary funds comes the assurance from members of the board of regents, that bids for the building will be let at once, and the work will be completed this summer, the committee of citizens in charge of raising the money depending on the support of the people to see that the building is not stopped for lack of funds. Besides the list of contributions published above, most of which came in in response to a circular letter sent out Thursday evening last, assurances of assistance have been made, but their exact nature is withheld for the present. The students have each pledged themselves to pay in \$5 within a year, and the alumni are nearly all coming to the front with substantial aid. In order to make anything at all in the way of a building, the appropriation of the Legislature must be at least \$100,000, and then it would not approach the sum expended for gymnasium buildings by the larger universities of the east and west.

The letters sent out to prominent people are signed by the following citizens: Elmer I. Goshop, Heber M. Wells, Will L. Ellerbeck, Horace A. Whitney, T. R. Reedy, Fisher Harris, G. A. Eaton, Waldemar Van Cott, H. S. Joseph, M. H. Walker, George Sutherland, Frank B. Stephens, Frank Anderson, William H. King, D. A. Callahan, Charles G. Plummer, Richard W. Young, Richard F. Morris, H. B. Chandler, William L. Gienhart.

**TEXT OF REQUEST.**

You are cordially invited to assist in the promotion of athletics at the University of Utah. Systematic physical training is so essential to the mental and moral development of the youth that it is well worth the cost of the equipment of gymnasiums, swimming pools, shower baths, football, baseball and tennis grounds, and, in fact, for all features looking to proper physical development of college students.

Broad-minded educators fully realize that in order to produce the highest type of manhood the development must be three-sided—moral, intellectual, physical. The triangle is the strongest form of construction known to architecture, and it is this three-sided development, symmetrical, each side being appropriately developed, which the young man or young woman must have in order to be a well-rounded citizen.

Never before in the history of the world has there been such a demand for a higher type of physical manhood as now. The physical development of the youth has not only become a social necessity, but a quickened moral perception exists at the present day. The young man in any walk of life who is a slave to disease or is in a poor physical condition has not only lost the respect of his fellowmen or fellowwomen, but the time is fast approaching when men will be as much ashamed of physical as of intellectual inferiority.

For intellectual development we must have the library and the laboratory; and just as essential to physical development is the gymnasium and the athletic field. The University of Pennsylvania has recently expended more than half a million dollars in a gymnasium and in the improvement of her athletic field; Stanford, a like amount; Harvard, Yale, Harvard, Cornell, Michigan, and in all state universities there is an ever-growing interest in athletics in connection with the general education of the youth.

These institutions turn out men well equipped physically as well as intellectually. We enclose a circular giving an address by Dr. J. William White, professor of surgery at the University of Pennsylvania, upon the occasion of the formal opening of Pennsylvania's new gymnasium, which is a masterpiece of architecture and equipment.

Prof. White's comments are of special interest, because of his high standing in the medical world. If after years of careful observation and study, he declares that the institution which is an acknowledged medical center, will expend \$600,000 upon a gymnasium and athletic ground, no further argument need be needed to induce the citizens of Utah to follow the good example and to provide means for the proper physical and, therefore, as shown by the foregoing argument, the mental and moral well-being of the young men and women who should become leaders in contributing to the well-being of our state.

The University of Utah has not even sufficient funds for general educational features, and athletics are unavoidably neglected. While some provision is made, it is inadequate to meet the need. The gymnasium is poorly equipped and the incentive for systematic athletic training is generally lacking. It seems necessary to call upon the alumni, former students and the citizens generally to place the athletics of the University upon a stable basis, which, once established, can thereafter be maintained.

Will you not return the enclosed blank, stating the amount you are willing to subscribe for this purpose? This blank is numbered to correspond with the number opposite your name on our list. Careful record will be kept of those assisting. Public acknowledgment will be made through the commencement number of the University Chronicle, and later an effort will be made to supply subscribers with admission tickets to some of the University athletic contests or exhibitions.

Outside of the present student body

the subscriptions have ranged from \$10 to \$100. A very large number of the students have agreed to contribute \$5 each for their summer earnings. This means a good deal for one who is spending money almost the entire year and can only work for a few weeks.

Will you give us your co-operation both in money and words and good will? Prof. Byron Cummings is treasurer, and contributions should be addressed to him at the University.

**COUNTRY CLUB OPENING.**

**Preparations Made for Swell Time Tomorrow Afternoon.**

The Country club will hold opening day tomorrow, beginning at 2 p. m., and preparations have been made for the greatest event in the history of the club. The feature of the day will be the golf and tennis tournaments lasting until 6 p. m. There are not a few fine tennis and golf players in the Country club and their presence will be an assurance of extra good work. There is to be music during the afternoon, and in the evening there will be dancing. The Country clubmen have the reputation of being handsome entertainers, and it is expected that they will manage to hold the most noted function of the kind ever given in this city.

**THREE BOYS MISSING.**

Information is wanted concerning three boys who left their homes at Bingham Junction, namely, Sammie Jones, 16 years old, gray eyes, light hair, scar on right side of neck, large teeth in front badly decayed, one tooth broken. William Ackerly, 13 years old, blonde, with brown eyes; Wilford Hunt, aged 15, light complexion.

**BUSINESS NOTES.**

Today's local bank clearings amounted to \$445,098.14, an increase of \$19,592.31 for the same day last year.

A copy of the articles of incorporation of the Nevada Grande Mining and Investment company of Ogden was filed in the secretary of state's office today. Its capital stock is \$1,000,000, divided into shares of the par value of \$1 each. W. H. Chevers is president, T. P. Cramer, vice president; G. B. Roberts, secretary; Edna P. Nichols, treasurer. The company owns four claims in Nye county, Nevada.

The Cramer Electric company of this city has filed its articles of incorporation in the county clerk's office. It is capitalized at \$100,000, divided into shares of the par value of \$1 each. Lee Cramer is president, Hugh Cramer, vice president; John Cramer, secretary and treasurer. The company is engaged in the property of the Idaho Supply company which includes several valuable light and power franchises.

A copy of the articles of incorporation of the Thornley-Stewart Ranch company of Kayville has been filed in the secretary of state's office. The capital stock of the company is \$25,000, divided into shares of the par value of \$10 each. J. W. Thornley is president; Cynthia A. Stewart, vice president; Hyrum Stewart, secretary and treasurer.

Messrs. Haack & Bradshaw of Los Angeles filed for record yesterday afternoon with the county recorder, their purchase of the Stevens property, State street south of the Independent Telephone building, the price recorded being \$90,000, or \$363 per front foot. The purchasers say they expect to erect thereon a seven-story office building to be known as the Stevens block.

The Redman Van and Storage company absorbed the bankrupt B. & O. Transfer company, and the receiver has been discharged by Judge Armstrong. The purchasing price is \$10,000, which will be paid in 50 cents on the dollar, and the balance in cash.

Workers are putting in the concrete foundations for the piers of the new Herald building.

Word from Providence, R. I., says that E. E. Rich is steadily improving and will soon be able to return home. His address is 61 Joslyn street.

**LATE LOCALS.**

Strawberries are selling today at 15 cents a box.

The Bingham exchange of the Independent telephone company was completed today.

Workmen are putting in the concrete foundations for the piers of the new Herald building.

Word from Providence, R. I., says that E. E. Rich is steadily improving and will soon be able to return home. His address is 61 Joslyn street.

Much of the soil taken from building excavations in this city is being hauled to the south side of the city for filling in low grounds.

Mark Forester of Macon, Miss., writes to Postmaster Thomas making inquiries as to the possible whereabouts of W. J. Cox, who is supposed to be in this city.

Local implement dealers report a steady business in plows, harrows, cultivators, etc., and that agricultural operations are opening up on a fairly good scale.

Local lumbermen report that business promises to be very good this year, and that a great deal of lumber is being sold at present for a wide variety of purposes.

State Chemist Harms has a 100 or over samples of vinegar taken from various grocery stores which he is testing to find the per centage of acetic acid in them.

Clerk Judd of the board of education will pay the salaries of the officers of the schools for the month of April tomorrow. The total amount of the payrolls is \$2,520.

There is promise of pleasant weather for the next two days, and the skies are fair and bright. The warm sun is very gratifying, and at the same time there is a bracing breeze blowing that is just cool enough to be invigorating.

Adjutant General Bowman and Captain Ely of the Twenty-ninth Infantry returned this morning from inspecting companies B of Ogden and E of Bountiful, and will inspect A company tomorrow night.

The Knights of Columbus will have a red letter day in Ogden next Sunday. There are 45 candidates there who will take the third degree and 20 members of the order will go up from Salt Lake to attend the festivities. Members are also expected from Pocatello and Boise.

J. T. Raleigh has the contract for excavating for both the Orpheum theater and the new B. Y. Trust company building to go up on the Elk saloon corner at First South and State streets, at 40 cents per cubic yard. It is figured that there will be 5,000 yards in the two excavations.

**SUMMER COLD.**

Lavadoe Brown Quintana, the world-wide Cold Cure promoter, has left Salt Lake the full name and look for signature of B. W. Grove, etc.

## HOME RAIL ROADER BOOMS SALT LAKE

**Declares it Has the Beautiful City of Los Angeles "Skipped A Mile."**

**GOOD EXAMPLE TO FOLLOW.**

**A Hint That the Knockers Organ Might Take Note of With Profit To All Concerned.**

Regarding the mission of every patriotic Salt Lake to boost for Salt Lake morning, noon and night, a member of the local railroad fraternity tells a story about District Freight and Passenger Moore of the Salt Lake Route on the occasion of his recent visit to Los Angeles, a city that boasts it has best of everything going and whose citizens will fight at the drop of the hat if anyone hurls the temerity to assert that any place on the globe can hold a candle to it.

It happened in one of the big elevators in the Huntington building as a load of 30 people were coming down from the top. One of the passengers started joshing Moore about being isolated among the "Mormons" away off in Salt Lake and then he turned loose on him.

"Salt Lake has got Los Angeles skinned a mile," said the railroad man, while the assembled Californians gasped in righteous horror. "We have better streets, more amusements and a climate that knocks Los Angeles silly. Just as soon as people know just what we have in Salt Lake, we will not have cars enough to haul them there to get in on the ground floor of the coming boom."

People tried to reason with Moore but he was obstinate and carried on the argument down the street. The gentleman in relating the story stated that Moore carried out this policy during his stay in Los Angeles and got into a number of warm arguments regarding the relative merits of the two cities.

"If," said he, "everybody who went away from Salt Lake would take a leaf out of Moore's book and boost first, last and all the time there would be something doing in Salt Lake. Conditions here are very similar to those existing in Los Angeles before the boom. It is time to form a Boosters' club and elect a president to represent the life of me see the good of this flight that is being waged by a lot of soreheads one would think that they would want to get all the outsiders here possible instead of trying to keep them away. If they want to outvote the 'Mormons' one would think that the greater the number of strangers that was induced to come to Salt Lake the greater would be their chances of gaining their object. This knocking that is going on is senseless. There never was a time when Salt Lake could be so benefited by boosting as right now. Why not all pull together and quit this criminal defamation of a city that has every natural advantage of being ultimately the biggest in the inter-mountain region?"

**ARMORY BOARD MEETS.**

The state armory board, which was created by an act passed by the last Legislature, held an informal meeting in the governor's office today and talked over matters pertaining to the armory. The board is composed of Gov. Cutler, Secy. of State Treney, Adj.-Gen. Bowman and Brig.-Gen. Park. It will meet again on Monday and organize permanently.

**AFTERNOON ON EXCHANGE.**

This afternoon's sales on the mining exchange were:

Carla, 100 at 23; 100 at 22; 2,000 at 21. May Day Con. 100 at 24; 200 at 23. Uncle Sam Con. 100 at 27; 100 at 27. Ingot, 2,500 at 2. Joe Bowers, 1,000 at 2. New York, 100 at 90.

**THE SENEGAMBIAN BUFFALO**

The interesting specimen of the bison family depicted in the cut has recently been acquired by the British Zoological society and is now on exhibition at the London zoo. He is a male of the peculiar buffalo found only in Senegambia and is the only animal of his kind ever exhibited in Great Britain.

He is somewhat smaller and has lighter horns than the well known Cape buffalo of South Africa, and is quite as domestic in his habits as and quite as useful animal. The directors of the London zoo has made an effort to make their collection of bison embrace every species of that interesting animal now in existence. There is a fine herd of the American variety at the zoo.

**GAYNOR AND GREENE.**

Have Been Put on Their Defense In Extradition Proceedings.

Montreal, April 28.—Messrs. Gaynor and Greene have been put upon their defense. Magistrate La Fontaine, the extradition commissioner, announced today that he considered a prima facie case of conspiracy had been made because Gaynor and Greene and Capt. Carter and others for the purpose of defrauding the United States government. He therefore announced that he was prepared to hear their defense.

**SIXTEEN MEN KILLED**

**IN COAL MINE EXPLOSION**

Dubois, Pa., April 28.—Sixteen men were killed and one was injured as a result of an explosion at the Eleanor shaft, near Big Run. The shaft is located one and a half miles from Big Run on the Buffalo Rochester & Pittsburgh railway, 12 miles south of here. It is an isolated part of the country and the explosion which occurred last night, was not known in this city until today. The mine is owned and operated by the Rochester and Pittsburgh Coal and Iron company, and is controlled by the

paratively a new shaft, having been opened two years ago. The mine was thought to be free from dangerous gases. The night shift was small or there would have been more fatalities. Every man who was in the mine at the time of the explosion except one is reported killed. Three bodies thus far have been recovered.

**Lost Soldier Found.**

Helena, Mont., April 28.—A dispatch to the Record from Kalispell says Teddy Reynolds, the discharged soldier, who was lost in the mountains north of Columbia Falls, was found last night at a ranch four miles from the camp where he left. He left camp to find a spring and being unacquainted with the country, became lost and wandered about 48 hours until he came to the ranch where he arrived in an exhausted condition.

**Smith is Still a Fugitive.**

San Francisco, April 28.—Former Tax Collector L. J. Smith, indicted on two charges of felonious embezzlement, is still a fugitive from justice, though the police are confident that he soon will be located and placed under arrest. It will be several days before the exact amount of the city's funds he appropriated during the last 12 months will be known, but present indications are that about \$100,000 will be found to be missing. Smith's wife, who has been ill for some time, is reported today to be in a critical condition, owing to the shock caused by learning of his crime and desertion.

The count of the funds in the city treasury is progressing as quickly as possible and the business methods of the department in the room of the city government are being closely investigated.

**Senator Dollivers Father Dead.**

Washington, April 28.—James P. Dolliver of Morgantown, W. Va., father of Senator John P. Dolliver of Iowa, died at the residence of his son today.

Mr. Dolliver was 99 years old and was in Washington on a visit.

**EX-PENSION COM'R WARE**

**ANSWERS COM'R WARNER**

Topoka, Kas., April 28.—Ex-United States Pension Commissioner E. F. Ware, replying to charges made by the present commissioner, W. Warner, of violating "order No. 78" making \$750,000 extra expense, today said:

"I do not know to what particular cases the commissioner refers. A soldier has a right to a pension, and thousands of them had, both under the old law and under the order 78 known as the old age order, and hence it would make no difference under which it was issued."

"It is not a question of whether technically order No. 78 was violated, but whether some old soldier got a pension on an increase to which he was not entitled. I know nothing about what the commissioner has found, but in justice to the reputation of the honest and capable men who are his subordinates in the bureau, I ought to be making the charges, to examine and see whether any old soldier has got a pension or increase, who was not entitled to it, and to publish the names of such pensioners giving the individual names and instances. I think he owes it now to the public to print names and the company, regiment and state, and give facts, not generalities."

**NELSON AND HERRERA.**

**Will Meet in Butte on Miners' Day, June**