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JUDGE SCORES JURY SYSTEM IN DENVER

DECLARES IT DISGRACE
TO CIVILIZED PEOPLE

Deplorable Lack of Law to Prevent Professional Venalmen Sitting on Judgment in Most Important Cases.

Denver, Colo., Nov. 26.—In overruling today a motion to dismise the entire jury panel summoned in a murder case, Judge Shattuck of the West Side criminal court, severely arraigned jury methods in Denver and expressed the hope that his action might be overruled by the supreme court.

The occasion was the trial of Genkyo Mitusunaga, a Japanese

charged with the murder of Mrs. Catherine Wilson. Minusunaga's attorney alleging the jury panel was made up of professional jurors.

Judge Shattuck said:

"There are certain things about professional jurors that are a

The crime was one of the most mysterious with which Denver police have had to deal and the crowd which attended the opening appeared to be drawn wholly out of curiosity rather than through any prejudices.

Details concerning the selection of a jury occupied all the time today. Judge Shattuck overruled the motion of Attorney Hilton for the defendant discharging the present panel of jurors on the ground that they were

"I think there are certain things about our judicial system here that

are a disgrace and are an insult to a free people, the situation is that such men are repeatedly brought in here to serve as jurors when they are not even bona fide residents of this city. They are in no way qualified to serve. I had a bill introduced into the legislature aimed at this injustice. The house passed it, but the senate turned it down. In overruling your motion I just want to say

that I hope you will take my decision up to the supreme court and that that court will hold me to be wrong and will force the legislature to take some steps to remedy this defect."

During today's proceedings, Mil-

Mitsunaga was an object of pity among many of the spectators. The accused Japanese, unable to comprehend a word of English, sat trembling through it all, his fright being at all times apparent.

Mitsunaga is accused of having slain Mrs. Wilson, who had engaged him to marry her, and of having

him to clean her nose and ears, and cut up her body and hidden it in a box in the basement of the dwelling.

his exile Dr. Cook has been in London.

"I have been called the greatest liar in the world, the most monumental

Imposter in history," says Dr. Cook. "I believe that in every undesirable way I stand unique, an object of such suspicion and vituperation as have assailed few men."

With this realization Dr. Cook wrote his history and says that to him the honor of discovering the north pole no longer means anything. He has been working on the story since last August and, according to the editor of Hampton's magazine, "his sole desire to make the people of the

United States realize just what he went through during his two and a half years in the arctic fastness and to make them see what processes of thinking or lack of thinking it was that led him to do a thing which confirmed to the average mind its worst

The publishers of the article issued a statement tonight that nowhere in his narrative does Dr. Cook cast any reflections on Peary or question Peary's claims.

TRIFLE OF \$126,046,659
NEEDED BY NAVY

Washington, Nov. 30.—The total estimates for the United States navy for the fiscal year 1911-1912 to be submitted to congress as a basis for the appropriation for that year, amounts to \$126,046,859, which is \$5,000,000 less than appropriated for the current fiscal year. The figures include the

The new ships proposed are:
Two battleships, one collier, one
gunboat, one river gunboat, two sea
going tugs, two submarines, and one

Originally the department submitted estimates amounting to \$127,616, 159.24, including \$13,209,926 for the new building program.

**BIDS FOR NEW SUBMARINES
TO BE OPENED IN FEBRUARY**
Washington, Nov. 30.—The initial step in adding to the navy the four

submarine torpedo boats authorized at the last session of congress will be taken on February 6, when proposals for constructing these vessels by contract will be publicly opened at the navy department. Bids will be received up to noon on that date.

♦

Edison General Electric Dissolves.
Albany, N. Y., Nov. 29.—The Edison General Electric company of

In the certificate of consent of stockholders to the dissolution, the General Electric company signed for 149,320 of the 150,000 shares of outstanding stock.

SPORTS

ONCE FAMOUS RING CHAMPION DIES IN POVERTY

"Jem" Mace, for Many Years Holder of Heavyweight Title, Succumbs to Infirmities Incident to Old Age.

(By Morning Journal Special Leased Wire) London, Nov. 30.—"Jem" Mace, hero of innumerable hard-fought battles in the prize ring, and at one time heavyweight champion of the world, died today at Harrow-on-Tyne. He was 75 years old. Death was the result of infirmities incident to old age. Mace at one time was worth nearly a million dollars, but his declining years were spent in poverty and for some time he has been entirely dependent on the charity of those who knew him in his prime. "Jem" Mace succeeded to the heavyweight title in 1860, on the retirement of the then champion, Tom Sayers. He defeated Tom King for the title in 1862 in a bare-knuckle contest which lasted for forty-two rounds.

"BELFAST CHICKEN" MOURNS PASSING OF COMPATRIOT

St. Louis, Nov. 30.—News of the death of "Jem" Mace was received here today with sorrow by "Bill" Clark, better known as the "Belfast Chicken," who was Mace's sparring partner more than sixty years ago. "We were the two oldest prize fighters in the world," said Clark. "I am 85 years old and he was 75. Twenty-five years ago we gave a benefit match in New York, and it was hard to tell which of us two old codgers got the worst of the battle. "When 'Jem' and I met we were the two little buns, but we both knew how to land a good blow and win a fight. I became a boxer because I had to support my mother and her six kids. 'Jem' was a natural born fighter. So we tied up for two years. "He knew more about boxing than any man on earth except me, because I learned all he ever knew before we were together a week. We had a rule for boxing. It was to land a left-hander at the right time and in the right place. That's how he gave me money. That was the last I saw of him until we had that bout in New York about twenty-five years ago."

RACING RESULTS

At Emeryville, Cal., Nov. 30.—Bubbling Water in winning the Sombroff handicap at Emeryville established a new world's record for a mile and 70 yards, running the distance in 1:42.5. The previous mark of 1:42.5 was held by King's Daughter, Granita, Ida May and Tony Brown. The first two over the Port Erie track and the latter two at Latonia. Bubbling Water carried 121 pounds and after suffering interference, beat Chester Krum a head.

First race, 5 furlongs: Dacia won; Maxine, second; Ayame, third. Time, 1:00.15. Second race, 5 furlongs: Dacia won; Maxine, second; Ayame, third. Time, 1:00.15. Third race, 5 furlongs: Dacia won; Maxine, second; Ayame, third. Time, 1:00.15. Fourth race, 5 furlongs: Dacia won; Maxine, second; Ayame, third. Time, 1:00.15. Fifth race, 5 furlongs: Dacia won; Maxine, second; Ayame, third. Time, 1:00.15. Sixth race, 5 furlongs: Dacia won; Maxine, second; Ayame, third. Time, 1:00.15.

At Juarez, Mex., Nov. 30.—In a very close and exciting finish Ocean Queen won the feature event, a handicap at 6 furlongs at Terrazas park. Her advantage in the early part of the running gave her the race as the Wolf came fast and was only beaten by a head.

Royal Captive, the favorite, performed very poorly. First race, maiden 3-year-olds and up, 6 furlongs: Florence A. won; Joe Woods, second; Phelan, third. Time, 1:15. Second race, selling, all ages 6 furlongs: Napa Nick won; Elder, second; Flying Pearl, third. Time, 1:14.15. Third race, selling, 3-year-olds and up, 5 furlongs: Roberta won; Sls Barry, second; Deerfoot, third. Time, 1:01.35. Fourth race, handicap, 6 furlongs: Ocean Queen won; The Wolf, second; Royal Captive, third. Time, 1:12.5. Fifth race, selling, 3-year-olds and up, 5 furlongs: Gilly won; Creston, second; Lady Elizabeth, third. Time, 1:02.55. Sixth race, selling, 4-year-olds and up, one mile: Barney Oldfield won; Mipselton, second; Bonnie Prince Charlie, third. Time, 1:41.25.

At Pensacola, Fla., Nov. 30.—First race, 5 furlongs: Nora Emma won; Lodestone, second; Bodkin, third. Time, 1:02.2. Second race, 6 furlongs: Eva Tanguay won; Inflection, second; Autumn Girl, third. Time, 1:19. Third race, 6 furlongs: Our Nugget won; Herion, second; St. Dunstan, third. Time, 1:15.25. Fourth race, 5 furlongs: Fundamental won; Star Venus, second; Stafford, third. Time, 1:05. Fifth race, mile and 1-16: Woodrow won; Brigham, second; Vane, third. Time, 1:54.45. Sixth race, mile and 1-16: John Carroll won; Dander, second; The Earl, third. Time, 1:54.

At Jacksonville, Jacksonville, Nov. 30.—First race, 5 furlongs: Imprint won; Dr. Doerner, second; Grover Hughes, third. Time, 1:08.45. Second race, 6 furlongs: Star Charles won; Aldrian, second; Antenor, third. Time, 1:12.25. Third race, 6 furlongs: T. M. Green won; Benon, second; Jack Parker, third. Time, 1:12.35. Fourth race, 6 furlongs: Pablo Beach selling stakes, mile and 1-16: Sylvester won; M. G. Gal, second; Compton, third. Time, 1:54.15. Fifth race, 7 furlongs: Descomets won; Ben Double, second; Buck, third. Time, 1:27.4. Sixth race, mile and 70 yards: Turcoman won; Our Hanna, second; Shapdale, third. Time, 1:46.35.

MUCH INTEREST IN BIG AUTO ROAD RACE FROM PHOENIX TO TUCSON

Phoenix, Ariz., Nov. 29.—Although it is still a month to New Year's day, interest is already growing in the proposed Phoenix to Tucson automobile road race and it begins to look as though there would be a large number of entries from this city when the race is finally run. No effort will be made to strip the cars as is done with those run in the Los Angeles race, but they will be run in the same condition as they are to be seen about the streets any day.

It is likely that the race will be started from some central point in this city and the racers will be given their choice of any route which will lead them into Tucson. They may carry as many passengers as they wish, but the route will be chosen which is most convenient, there being no controls or time deductions between the starting and the finishing points.

W. D. Tremaine, who drove the Phoenix race in Tucson last week on business and took occasion to confer with the promoters of the race to Tucson while in that city. He states that he believed a large number of car owners from this city would enter the race to that city. The entries will not be confined to one car of each make. Tremaine stated he would probably drive a Pope-Hartford and that he expected to carry four passengers himself.

As planned last night the cars will be sent out five minutes apart on the morning of December 31. This will insure the arrival of the cars in Tucson in time to make such repairs or adjustments as may be necessary in order to be ready for the track events which are being planned for Tucson New Year's day. Besides having events for classes covering speed and distance, it is planned to have races in which stops must be made to take water, where obstacles are placed on the track and must be removed by the driver and where the motor must be filled and started again.

Other entries, including Globe, Elbee and Douglas are planning as is Phoenix to send out cars from the respective towns to finish at Tucson. In the event of these races being called off, as well as that proposed from this city, New Year's day will witness the largest gathering of automobiles and motorists in the history of Tucson.

LASKER WINS EIGHTH GAME

Berlin, Nov. 30.—After eighty-nine moves, Emanuel Lasker of New York won the eighth game of the championship chess match against Janowski, of Paris. The contest, which began on Sunday and was twice adjourned, ended on Sunday and was twice adjourned.

Present score: Lasker, 5; drawn, 3; Janowski, 0. Hoppe wins title of billiard champion.

HOPPE WINS TITLE OF BILLIARD CHAMPION

Philadelphia, Nov. 30.—Willie Hoppe won his match with Joseph Mayer, the amateur billiard champion, here tonight by 1800 to 1050, playing 18.1 to his opponent's 18.3. In the final game Hoppe ran out his four hundred with an unfinished run of 123 to his credit.

Mayer's score was 222 and his highest run was 65. Hoppe's average was 21.17 and Mayer's 12.14. In the afternoon game Hoppe scored 400 points to 204 for Mayer. Hoppe's high run was 62, while the best Mayer could do was 34 in one inning. Hoppe's average was 17.11 and Mayer's 12.14.

DE ORO BREAKS HIS OWN WORLD'S RECORD

New York, Nov. 30.—Alfred De Oro broke his own world's record of seventy-nine balls for a continuous run in pool here tonight in winning the world's championship from Jerome Keogh. He ran five straight frames and a part of the sixth, for a total tally of eighty-one successive balls.

Tonight's block of 200 points in the 600-point match for the championship, began with Keogh thirty points ahead—Keogh, 44; De Oro, 23. But De Oro quickly ran up 219 to Keogh's 59, making a total for the three nights play of 600 to 450. De Oro played in wonderful form. From the ninth to the sixteenth inning he played alone, making his world best running and rounding out his 219 points in the twentieth frame. This is the twentieth time the Cuban has won the pool championship. He is also the three-cushion billiard champion.

William Clearwater of Pittsburgh challenged De Oro tonight to a 500-point match for the title in January. The Cuban accepted and promised Clearwater the first championship match.

Master Tom Wins First Money. Waynesboro, Va., Nov. 30.—Master Tom, owned by E. R. Edwards and handled by G. T. Decker, was winner of first money in the all-age stake of the Continental Field Trials club today. His purse was \$250. Paul Verdante, owned by Frank Kelly, of Philadelphia, won second money, \$125. Seventeen coveys birds were made today.

QUARTER MILLION CONTRIBUTED BY TURF MEN

Snug Sum Spent in Ineffectual Attempt to Defeat Anti-Betting Bill in New York Legislature.

(By Morning Journal Special Leased Wire) New York, Nov. 30.—Eight racing associations seeking to defeat the anti-betting bill at Albany contributed \$264,000 to the jockey club for legal expenses, according to M. L. Bruce, counsel for the legislative graft investigating committee.

In the session of the committee today Mr. Bruce ran over the various contributions that have been admitted in testimony and used them as a basis for his statement.

Milk and Fire Insurance methods took up most of the committee's time. Victor A. Shumberg, secretary of the Coney Island Jockey club, the only "racing" witness testified as to the club's legal expenses in 1908 (the year the anti-betting bill was passed) and gave a partial list of the payments made, including, he swore, \$20,000 to F. K. Johnston on November 28, 1908.

Johnston was at the time an Independence League member of the assembly from New York. Asked what was the nature of Johnston's services, the witness replied that he did not know.

As the witness was able to throw little light upon the alleged payment, he was requested to ask F. K. Sturgis, treasurer of the Jockey club for a statement and it is understood the latter will be called as a witness tomorrow.

J. H. Stoddard, an underwriter, was called when the committee took up fire insurance. He said that members of the New York Fire Insurance exchange must abide by the rulings of the exchange.

"They must agree to abide by the rates fixed by the exchange," he was asked.

"Yes."

"They act as a unit on rates?"

The witness hesitated.

"Well, he said, 'if any of them break the gentlemen's agreement, they enter into, no broker in the city would handle their business.'"

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ARCH PEOPLE TO PROSECUTE FIGHTERS

Nelson and Moran Must Answer in San Francisco Court for Thanksgiving Day Contest.

(By Morning Journal Special Leased Wire) San Francisco, Nov. 30.—J. E. White, attorney for the San Francisco Arch Federation, will swear to a complaint and the district attorney's office will prosecute "Battling" Nelson and Owen Moran, on a charge of having engaged in a prize fight here last Saturday. This was the substance of a communication sent to White today by District Attorney Fickert.

In the letter Fickert suggested that White confer with Assistant District Attorney Lane with regard to the prosecution of the two fighters and their second, who engaged the match which resulted in the defeat of Nelson in the eleventh round. Assistant District Attorney Lane declared that his office was anxious to establish a precedent and that he would willingly assist in the prosecution for the arch federation provided that it would consent to produce sufficient evidence on which to base the complaint.

The latest joke on the credulous young men deals with a laugh that turned and came about by two stars being employed in the same store, giving the lad the impression that the firm furnished a turkey to each employee for Thanksgiving. They did this by saying with earnest of the victim: "Well, have you put your order to the boss for your turkey yet?"

And then from the other: "Not yet, but I'm going to right away. I want a live one."

The young men, these words were meant to be heard them, all right, and on the scent of a new idea, came over.

"Does the house give away turkeys?" he asked, his eyes wide with interest.

"Sure thing," they glibly told him, "only you have to put in a written request for it."

"Well, what was that about a live turkey?" he asked, "I want something like that!" the glibly young man inquired.

"Yes," they told him, "You see, that's why you have to put in a written request. If you want a dressed turkey, it will cost you, and if you want a live one, you can get it. You take a chance though on those dressed turkeys—they're usually sold stored."

"I'll take a chance," happily replied the young man, and that day he carefully and neatly wrote out his request for a dressed turkey for Thanksgiving and sent it into the office.

The day before Thanksgiving the young man located notice to come into the office. He hurried there, heart beating fast.

"In this year letter," he was asked, "you have to put in a written request for it."

"Yes," he answered.

And they handed him, wrapped in heavy paper, as fine a twelve-pound turkey as could be bought anywhere.

Then the young man walked proudly down the length of the store where the others were waiting to give him what is commonly known as "the laugh."

It was a left-handed laugh.

A Poor Rule That Won't Work Both Ways.

On a street car yesterday it doesn't matter particularly which direction it was going, the Highland traction line—the conductor was collecting the fares. Nothing unusual in that; but when he came to one woman near the rear of the car she offered him five cents and he said, "No, please," if you choose so to call them.

The conductor informed her he could not take them, as the company had ruled against it. The two of them then began a heated argument, which the conductor was winning with ease, when another woman sitting next the woman with the pennies, offered him a dollar and he said, "No, please," if you choose so to call them.

She backed the statement by emphatically and importantly saying they were real money, coin of the realm, legal tender, and—well, he simply had no choice and could not refuse them. And while she talked she reached into her purse and with great dexterity drew out a dime with which to pay her own fare. Handing it to the conductor she sat back for her change.

He handed her the five pennies. And there were in that car those of the male persuasion who were ungentlemanly enough to laugh.

STORAGE OF SWEET POTATOES SUBJECT OF BULLETIN BY MUNDELL

"The Storage of Sweet Potatoes" is the subject of a most interesting bulletin No. 167 from the Agricultural College experiment station, by J. E. Mundell, as follows:

The keeping of sweet potatoes in storage is one of the most important problems the grower has to deal with. All the growers know that if the crop can be successfully kept until the holiday season or a little later, a much more remunerative price can be secured for the potatoes. It is the purpose of this bulletin to give some of the methods of storage in use today on the farm. There are a few things that should be kept in mind when handling the crop and when storing.

First. Dig the potatoes carefully and dry thoroughly in the sun.

Second. Sort out the sound ones and handle them carefully, for a bruised potato does not keep well.

Third. Keep the potatoes from getting chilled.

Fourth. Place the potatoes where they will be dry and warm. A temperature of from 50 to 55 degrees has been found to be about right for keeping sweet potatoes.

Storing in sacks. Make a circular bed about six feet in diameter, in some sheltered locality, by throwing up the dirt from the sides. Put on

the Barge Canal Terminal commission and formerly superintendent of the Maritime Exchange, said that while he knew foreign steamship companies had representatives in Washington he did not know of the existence of a lobby.

The witness said: "Several companies had representatives in Washington when the ship subsidy came up during the last session of Congress."

Mr. Smith testified there were several men in Washington who furnished newspapers with letters containing favorable reports on ship subsidy legislation. He did not know of any men who wrote letters for the newspapers opposing ship subsidy legislation except one connected with the Merchants' association of New York.

Lawson Sanford, secretary of Trans-Atlantic conference, could give no details of the organization of the conference and was instructed to bring before the investigators minutes of the meeting at which the conference was organized and other information of interest.

The commission has subpoenaed E. S. Pondexter, who is interested in a score of more of trading steamers and freighters in the American coast line trade and J. B. Hayward of the firm of Hayward and White, which supplies coal for several foreign steamship lines.

Tales of the Town

He Who Laughs Last.

In a certain store in this city works a young man essentially glib. He is the sort who is usually sent during his apprenticeship for a "pie-strecher," just as one of our well known young men was once sent to another bank for "left-handed adding machine."

The latest joke on the credulous young men deals with a laugh that turned and came about by two stars being employed in the same store, giving the lad the impression that the firm furnished a turkey to each employee for Thanksgiving. They did this by saying with earnest of the victim: "Well, have you put your order to the boss for your turkey yet?"

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THE BENNETT INDIAN TRADING COMPANY

Navajo Blankets, Indian and Mexican Goods, Wholesale and Retail

GEO. E. ELLIS, Manager and Treas.

115 West Central Albuquerque, N. M.

Montezuma Trust Company

ALBUQUERQUE, NEW MEXICO

Capital and Surplus, \$100,000

INTEREST ALLOWED ON SAVINGS DEPOSITS

Bank of Commerce

Established 1890 Albuquerque, N. M.

CAPITAL AND SURPLUS, \$200,000.00

Officers and Directors: SOLOMON LUNA, President; W. S. STRICKLER, Vice-President and Cashier; J. C. BALDRIDGE, H. M. DOUGHERTY, H. W. KELLY, A. M. BLACKWELL.

William's Tolu Tar and Wild Cherry

Is the Best COUGH REMEDY You Can Use. Try a Bottle, Only 25 Cents.

The Williams Drug Company

117 West Central Blue Front

A DRUNKARD

Is Not a Criminal. Why Treat Him as Such? Only a Poor Unfortunate Who Needs Help, Why Not Help Him. SEND HIM TO A NEAL INSTITUTE

The Neal Institute treatment cures the periodical, occasional or moderate drunkenness, the habitual and excessive drinker and the nervous man who has to drink to keep from becoming more nervous. It takes away all inclination to drink, all desire and craving for drink by neutralizing the poison of alcohol in the system and ridding the blood of the poison by a rapid process of elimination, leaving the drinker in the same normal condition he was in before tasting liquor.

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GEO. W. HICKOX COMPANY

New Mexico's Pioneer Jewelers.
WATCH INSPECTORS FOR SANTA FE AND COAST LINES.
FINE WATCH REPAIRING AND ENGRAVING.
THE ARCH FRONT
115 SO. SECOND ST.
PHONE 218.

CRESCENT HARDWARE CO.

Stoves, Ranges, House Furnishing Goods, Cutlery and tools, Iron
Pipe Valves and Fittings, Plumbing, Heating, Tin and Copper Work.
819 WEST CENTRAL AVENUE. PHONE 218.

On and After

This first day of December, our regular price on **RALSTON BREAKFAST HEALTH FOOD** the "checker-board kind," will be only 15c per package. This is the store that saves you money all the time.

Ward's Store

Horner H. Ward, Mgr.
315 Marble Ave., Phone 206

THE WM. FARR COMPANY

Wholesale and retail dealers in Fresh and Salt Meats, Sausage & Specialty. For cattle and hogs the biggest market prices are paid.

OUR MILK AND CREAM

Is Produced and Handled Under the Strictest Sanitary Conditions of Modern Dairying.

The Matthew Dairy & Supply Co.
Phone 425. 1700 North Fourth Street.

CHARLES ILFELD CO.

Wholesalers of Everything

LAS VEGAS SANTA ROSA ALBUQUERQUE

"Buy Early, Avoid the Rush" Only a Few

Shopping days are left until Christmas. We wish to remind you that our line of holiday goods is more complete than ever. Necessities make the best presents. We mention our line of Smoking Jackets, in gray, blue and brown

\$5.00, \$6.50, \$7.50
up to \$13.50

Our window shows some of the most popular styles.

MAIL ORDERS PROMPTLY

FILLED

E. L. WASHBURN CO.

122 South Second Street
119 W. Gold Ave.

DR. C. H. CONNER
Physician and Surgeon
OSTEOPATH

All acute and chronic diseases treated.
Office: Stern Building, corner Fourth and Central Avenue.

DR. J. O. SCHWENKER
OSTEOPATH

Office: Suite 5, N. T. Armijo Bldg. Telephone 717.
Hours: 9-12 a. m.; 1-5, 7-8 p. m.

REGARDLESS of "Cuts,"

"Reductions," and sundry inducements, you will find that we are not only making the cheapest, but best Photos in this town—of course you must consider quality. Our Christmas rush has started. Don't delay your sitting any longer and don't forget the right sittings for the busy people.

W. M. GRAY
"The Busy Photographer."

215 W. Central Ave.—Phone 522

Wallace Hesselden

General Contractors.

Figures and workmanship count. We guarantee more for your money than any other contracting firm in Albuquerque. Office at the Superior Planing Mill. Phone 377.

Standard Plumbing & Heating COMPANY

312 W. Central Avenue.
Prompt and careful attention to all orders.
TELEPHONE 41.

ALBUQUERQUE FOUNDRY and MACHINE WORKS

ALBUQUERQUE, NEW MEXICO.
Iron and Brass Castings.
Machinery Repairs.

HUBBS LAUNDRY WHITE WAGONS**E. Fournelle**

Contractor and Builder.
Job Work Promptly Attended to.
Phone 1065.

Try a Morning Journal Want Ad

CONDUCTOR TAKES SHOT AT FLEEING CAR ROBBER

Railroad Man Steps Raid on Car in His Train and Captures One of Two Men Suspected.

Charged with breaking into a Santa Fe box car and removing therefrom merchandise, Celso Lopez was brought to Albuquerque yesterday morning from Abo Pass on the Helon cut-off and arraigned before United States Commissioner Whiting under a federal statute prohibiting the breaking of a car seal. He pleaded not guilty and a hearing was set for December 6.

Lopez was captured about 6 o'clock Tuesday evening by Conductor Newell, who was in charge of a freight train on the cut-off. His train pulled into the siding at Abo Pass to wait for another train and while it was standing there it is alleged that Lopez and another man entered a car and removed from it a quantity of beans and other merchandise. Conductor Newell discovered that a car on his train was being robbed and made a quick flank movement, taking a gun with him. As he came upon the scene a man fled into the darkness and the conductor fired a hasty shot at the fleeing figure. The man yelled and dropped. Lopez was standing by the car, near which were several bags of beans and other goods taken from it. Conductor Newell took charge of Lopez and later turned him over to Special Officer Gahaba of the Santa Fe, who brought the prisoner to Albuquerque.

After he had Lopez safely in custody, Conductor Newell made a search for the man at whom he had fired, but could find no trace of him. Newell achieved considerable fame about a year ago by killing a bear at Abo Pass while his train waited there.

YOUTHS ARE FREED BY JUSTICE

Court Decides Diaz, Madrid and Atencia Did Not Assault Pablo Perea.

Pablo Diaz, Guillermo Atencia and Andres Madrid, three youths of old Albuquerque, were freed yesterday by the district court jury. They were charged with the assault on Pablo Perea, who died in St. Joseph's hospital several days after having been struck on the head during a fight in a house on West Central near Southeast street. Testimony in the case was heard Monday and the justice reserved his decision until yesterday. Eleven witnesses were examined and according to the justice none of the witnesses of the fight saw Diaz, Madrid or Atencia strike Perea.

McMULLEN IS GIVEN VERDICT FOR \$10

District Court Jury Settles Real Estate Controversy on Appeal From Justice of Peace.

Judgment for \$10 was given E. J. McMullen by a jury in the second district court yesterday in his suit against Lloyd Hunsaker. The case occupied the attention of the court most of the day and the jury's verdict was given late yesterday evening. McMullen sued to secure a \$10 payment made by a prospective purchaser of a tract of land owned by McMullen which had been placed in Hunsaker's hands for sale. It was claimed that the prospective purchaser backed out after making the \$10 payment and that Hunsaker returned him the money. When McMullen sued for the \$10, Hunsaker filed counter claim for \$100 commission, but in addition to giving McMullen judgment for \$10 the jury yesterday found against Hunsaker's claim for commission. The case was taken to the district court on appeal from a justice court, where McMullen was given judgment.

New Suits Filed.
Narciso Luna yesterday filed suit against Louis Alary for \$1,600, claiming that Alary broke a contract. Luna says he was hired by Alary to be foreman of the latter's ranch in Sandoval county at \$50 a month. At the time, he says, he was living with his family in California and Alary agreed to bear half the expenses of transporting him and his family to New Mexico. He asserts he came from California at considerable expense to act as foreman of the ranch, but that when he arrived Alary refused to keep to the contract and also refused to reimburse him for his expenses in moving.
Gentile Trullio has filed suit for divorce from Mattie A. de Trullio, alleging abandonment. They were married in 1905.
The First National bank has filed

GIFT BOOKS

Here is a line of goods that will help you to decide what you are to give that loved one or friend.

What is nicer than a good book as a Christmas present? Bartholdi says, "Without books God is silent, nature dormant, natural science at a stand and all things enshrouded in emerald darkness." Then encourage the love of books by giving them. Our stock is complete with all kinds of books this year. In fact the biggest assortment ever brought to Albuquerque. You will find books here for every age from baby to grandfather, and just any kind of book you want.

Strong's Book Store
306 West Central Avenue.

suit against E. C. Allen to collect a judgment of \$121.28.

SCHOOL BOY SHOT BY PLAYMATE

Eleven-Year-Old Ernest Acord Uses Loaded Pistol in Playing Robbery; Victim Not Seriously Hurt.

There was a juvenile shooting fray at the First Ward school yesterday afternoon at recess which resulted in the injury of one child and might have meant loss of life. Ernest Acord, aged 11, got possession in some unknown manner of a toy pistol which he thought unloaded. He kept the pistol carefully concealed during school hours and at recess suggested the children play "robbers."

Concerning Christmas Shopping

Our all-the-year prices are on everything. No one pays here a higher rate, because "you know it CHRISTMAS." A higher culture in goods gathering and LOWER PRICES where ever possible—the key to our endeavor.

Permit us to suggest the advisability of shopping early in the morning. We like to take more than just enough time for each visitor. The morning hour is the test of the day's success.

We are open every evening now. Won't you come in?

ESTD. 1883
Everitt
THE DIAMOND PALACE
WATCHMAKERS & JEWELERS
107 W. CENTRAL AVE.
ALBUQUERQUE, N. M.

Consolidated Keg Beer Co
Phone 138.

Wm. J. LEMP'S St. Louis Draught Beer
A Specialty. Outside Orders Solicited

HARDWOOD LUMBERS FOR FINISH AND CABINET WORK—CLEAR AND SEASONED
SUPERIOR LUMBER AND MILL CO.

BROTHERS HONOR THE DEPARTED ON SUNDAY

Impressive Program Prepared for Annual Elks' Memorial Service to Be Held in Opera House.

In accordance with the annual custom, Albuquerque Lodge No. 461, Benevolent and Protective Order of Elks, will hold memorial services and pay tribute to the memory of their departed brothers next Sunday at the Elks' theater at 2:30 in the afternoon. The program is an unusually excellent one as follows:

Program.
Voluntary—Petter
Fuhrmeyer-Cavanaugh Orchestra.
Funeral March (Elks entering)—Chopin
Fuhrmeyer-Cavanaugh Orchestra.
Solo, "Beyond"—Edward Quintin
Mrs. Collins.
Violin Obligato—Miss Lorna Lester
Salutation by Exalted Ruler.
Calling Roll of Deceased Brothers: the Eleven Strokes followed by singing "Rock of Ages"—Entire Lodge
Solo, "Ave Maria"—Eugene Goudon
Mrs. Winchester.
Responses by Officers.
Charge by Exalted Ruler. Lodge rises to give Sign of Grief.
Opening line, "Auld Lang Syne"—Entire Lodge and Audience.
Music by Orchestra.
"Great Ruler of the Universe"—All-seeing and benign.
Look down upon and bless our work. Oh! hear our prayers for the honored dead.
While bearing in our minds, The memories of each heart, For "Auld Lang Syne," Invocation by Chaplain.
Trombone solo—Nevin
(a) "The Rosary"—Nevin
(b) "Nearer My God to Thee" (With Male Quartette)—Fred K. Ellis
Address—Hon. O. N. Marron
Quartette, "Remember Now The Creator"—Rhodes
Memor. Andrews, Winchester, Lyons, Ballard.
Closing of Ritual by Exalted Ruler.
Devotional. Entire Lodge and Audience.
Benediction.
"Pilgrims Chorus" (from Tannhauser)—Wagner
Fuhrmeyer-Cavanaugh Orchestra.
Audience will please remain seated until Elks have retired.

We say, with a clear conscience, we have the best 35c and 40c Coffee in town. Have a little confidence and try it. C. & A. Coffee Co.

Paul A. Larsh
Mining Engineer, Chemist, Metallurgist.
Offices and Laboratories: 313½ West Central Ave., Albuquerque, N. M.

Wise Talks by the Office Boy

I have been studying up on the different kinds of "Economy." Economy means different things to different folks. A man will drop a nickel in the slot machine, expecting to win a handful of cigars and economize on his cigar bill—he generally drops in 50 cents or more, and maybe he gets a couple of cigars and maybe he doesn't. The lady of the house sends away for some "special bargain" to some catalogue house. After she receives it, she often discovers the same article in town at the same price less the freight or express charges. That's hardly economy, is it? If you want to practice REAL economy, step into our store, pick out a pair of W. L. Douglas shoes and you can readily figure where you've saved real money and practiced real economy, because a pair of our W. L. Douglas shoes will wear as long as most shoes selling at five and six dollars.

WILLIE, with
SIMON STERN
The Central Avenue Clothier.
Home of Hart, Schaffner & Marx Clothing.

Ferguson & Collister
Albuquerque's Dry Goods Shop

With the recurring holidays each year is heard the plea, "Do your Christmas Shopping early," but like the seed of the proverbial sower, sometimes it bears fruit, sometimes it does not. We like to take more than just enough time for each visitor. The morning hour is the test of the day's success.

Incidentally, we might remind you that we have added many new lines to those we carried last season.

HANDKERCHIEFS

We show an unusually large and choice selection of hand embroidered linen handkerchiefs. These deserve special attention, on account of their exquisite workmanship and diversity of design. The same care, however, which has characterized the selection of the higher priced qualities has been displayed in the less expensive grades, making an assortment from which holiday gifts may be chosen with advantage.

We wish to direct your attention to our hemstitched plain lined handkerchiefs for men and women, in 1-8, 1-4 and 1-2 inch hem in both sheer and the heavier qualities.

LEATHER GOODS

We are showing beautiful effects of the latest ideas in HALL BAGS. Our collection comprises bags priced from 75c to \$25 each. They are made in a variety of leathers and colors, beautifully lined throughout, the cheaper numbers with silk; the higher priced ones in leather. One number we wish especially to call to your attention is a plaid, leather lined throughout, beautifully fitted with coin purse, card case, powder box, salts bottle and mirror, very specially priced at \$5.00.

GLOVES

The recognized superiority of the make of gloves we carry is assurance enough that we must lead in this. We have endeavored to make our selections to meet every possible demand for men, women and children. We can supply your wants for evening dress, street wear, motoring or school gloves.

In long, white kid gloves we have a splendid assortment, this item should appeal to women, because the present demand for long white kid gloves is greater than usual, and the social season is just beginning.

Strong Brothers

Underliners and Embalmers
Prompt service day or night.
Telephone, No. 75, Res., 506.
Strong Bk., Copper and Second

In the event that you should not receive your morning paper, the POSTAL TELEGRAPH and the paper will be delivered by a Special Messenger. The telephone is No. 12.
\$5.00—REWARD—\$5.00
The above reward will be paid for the arrest and conviction of the person or persons who have stolen the JOURNAL PUBLISHING CO. from the JOURNAL PUBLISHING CO.

LOCAL NEWS OF INTEREST

Gloria Bear: you'll relish its class as you sip from the glass. Phone 67 and 68.
Walton, the photographer, offers reduced rates on Christmas photographs.
Solomon Lina, of Los Lunas, is in the city.
E. B. Paul, of Santa Fe, is spending several days in the city.
John W. Sullivan, of Hagan, N. M., was among the arrivals yesterday.
H. C. Chitt, the local sheep dealer, returned yesterday from a trip north.
E. A. Hirsch, prominent cattleman of Ben Mates, N. M., arrived yesterday for a short stay.
Mr. and Mrs. George Hirsch, of Modesto, Illinois, arrived yesterday for a visit with his uncle, Mr. A. Hirsch, and family.
E. R. McKee and Joe McCaffrey, both of the Haves' force, spent yesterday in Bernalillo, making the trip overnight.
Mr. J. Maxwell, wife and children, of New York, who have spent some weeks in this city, left yesterday for Los Angeles.
Division Superintendent E. H. Shummers and wife came up from San Madrid, controlling on Mr. Shummers' friends are for a brief stay.
James Brady and wife, of Fairmount, Washington, are in the city for the day. Mrs. Brady is to receive a visit from her mother and Mrs. Brady during the winter months.

SUB-STATION PUT IN COMMISSION

Will Take Care of "the Load" While New Machinery Is Being Installed at Main Electric Light Plant.

Superintendent E. C. Butler announces that the electric sub station across the railroad tracks from the Alvarado will be put in commission today to take care of the city business, while the heavy new machinery is being finally installed at the plant north of the city. This machinery includes big boilers and generators and other equipment and the superintendent asks the indulgence of the public for any possible deficiency in the service for a day or two until the new apparatus is ready to take up its work.

When you want Allen's honey, order it of your grocery man. In ten-pound jugs.

J. T. Horton has purchased the Elmer Home Cooking and Confectionery store at Fourth and Central, and will continue to conduct it with that standard of quality that will please old as well as new customers.

Flaming Cafe—Regular dinner from 11:15 to 1:15, 25 cents. Short orders and lunch served from 6 a. m. to 2 a. m. Also furnished rooms. 311 South First street.

WATER TAX DUE AND PAYABLE AT OFFICE OF WATER CO., 219 W. GOLD.

If you need a carpenter, telephone Hesselden; phone 277.

Stylish horses and bugles furnished on short notice by W. L. Trumble & Co., 113 North Second street; phone 2.

ROY L. CROUCH
JEWELER

CHRISTMAS SHOPPERS
You will make money and be better satisfied if you see our line before buying elsewhere. All new and snappy goods.
205 West Central - Phone 525.