HOXSEY PERFORMS NEW FEAT IN AIR

American Record for Endurance Is Broken by California Aviator.

HE GOES UP 10,575 FEET

Bird Man Stays Aloft Three Hours 17 Minutes, but Fails to Equal Altitude Attained During Wonderful Flight Monday.

AVIATION FIELD, Los Augeles, Dec. 30 -Fearing that through some technical error or oversight, the height rec-erd of 11.474 feet, which he made last Monday, might not stand. Arch Hoxsey. the California aviator, soured into the air today and broke all the world's alti-

The two barographs he carried with him registered a height of 10,575 feet. This is nearly 1000 feet under the mark he established Monday but it is only 200 feet above the record of Le Ga-

Hoxsey May Lose.

A new record must, however, exceed the former mark by at least 200 feet. Therefore, if the International Federatlog of Aera Clubs refuses to recognize Housey's feat of Monday as official, Le Gagneaux will remain the recerd-holder and the Californian will lose, besides the glory, prizes which aggregate nearly \$5000. Navartheless, through today's perfor-

mance, he will have the satisfaction of knewing that he holds the American endurance record. He was in the alt today three hours and 17 minutes. eight minutes longer than A. L. Weich.

Trial Not Favored.

An effort was made after House; landed to induce him to ascend tomor-row and try to surpass the endurance record made by Tabuteau in France today, but be said:

"I'd have to be in the air more than 10 hours and travel at least 450 miles to beat the Frenchman, and I don't feel like trying," said Hoxsey. "I must be a poor hand at reading figures or I uld have gone higher, much higher today. I had an aneroid baromete strapped to my wrist, Bostdon, I had barograph tied up right beside me, and snother in my pocket, and I read both the barometer and barograph figures as 12,575 before I started down.

Weather Is Favorable.

Hexsey's flight today was acconplished under the most favorable weather conditions. The sky was at all times so clear that he was always with in view of the thousands who crowded He traveled a dis tance estimated at nearly \$5 miles and repeated his feat of yesterday by sailing over and above the summit of Mount Wilson.

While hovering over the peak, he darted and dipped and did the spiral gilde, filtring with and finally spurning the forbidding crags of the mountain as he sped away.

Dip Is Recorded.

His barograph, when unsealed, showed of Mount Wilson's peak, which is 5800 feet above the sea. Then the needle marked a steadily ascending line upon the chart as he climbed steadily upward while beating back against a 15mile breeze to the field.

Today was the first "ladies" day" of the aviation meet, and Philip Parmalee of the Wright team, paid a complimen to the feminine visitors by rising in his machine and scattering red carnations in the air to fail among them in the grandstand. There was a scramble for the flowers, and numerous expensive tailets were torn or disarranged in the effort to procure the favors sent down by the aviator.

DISTANCE RECORD IS BROKEN

Tabuteau Flies 326.66 Miles in 7 Hours 45 Minutes.

BUC, France, Dec. 30,-Maurice Tacentesting for the Michelin cup, broke the world's aviation record for a continuous flight of seven hours 45

minites.

Talenteau had before made the best mark for the prize for the Michelin cup, laving flown 285 miles on October 27 last. The cup is awarded annually along with a cash premium of \$1000 to the aviator making the longest sustained right within the 12 months. Henry Farman wen the trophy in 1200, making 150 miles in four bours and 17 minutes.

French Army Aviator Falls; Dies.

VERSAILLES, France, Dec. 26 .- Lieutenant Caumont, of the Army aviation corps, while testing a new menoplane teday fell from a height of 60 feet. Both teday fell from a height of 60 feet. Both arms and both legs were broken. The injured man was taken immediately to the military hospital, where he died tenight. As soon as he learned of the accident, General Brun. Minister of War, nominated Lieutenant Caument for the Legion of Honor, but death occurred before the cross could be taken to him.

COAL FRAUD IS CHARGED

Federal Attorney Would Compel Concern to Produce Books.

DENVER, Dec. 26.—Charging fraud in entries on coal lands in Routt Coun-ty, Ethelipert Ward, Assistant United States District Attorney, appeared be-fore Federal Judge Lewis in chambers,

fore Federal Judge Lewis in chambers, today and made requests for subpenas duces tecum to compel officers of the American Fuel & Iron Co. to produce the company's books in court.

Mr. Ward said he believed the books would reveal fraudulent entries on coal lands worth more than \$1,000,000.

The American Fuel & Iron Co. was formed by F. W. and Arie Keltel and others of St. Leuis. Its principal offices are in Denver.

SUPERINTENDENT OF CHICAGO SCHOOLS SAYS MATRIMONY IS NOT FOR HER.



ELLA FLAGG YOUNG.

Ella Flagg Young Says Marriage Is Not for Her.

LAWYER'S PRAISE SPURNED

"Let Us Call This Matter Dead," Says Superintendent of Chicago Schools When Shown Attorney's Speech.

CHICAGO, Dec. 30 -(Special.)-"Don't

CHICAGO, Dec. M.—(Special.)—"Don't talk to me about matrimony, because there are sources of other women in Chloago who are better qualified."

Mra. Ella Plagy Young, superintendent of Chicago's public schools and president of the National Educational Association, made that statement today when asked to discuss the subject. Her name had been mentioned by ex-Mayor Thomas Gordon Hayes, while defending a client, School Commissioner Hooper, in court in Baltimore. Why the lawyer discussed the Chicago educator as a matrimonial prize was not revealed in court. rimonial prize was not revealed in court "I do not know any of the person mentioned in the dispatches from Baltimore," said Mrs. Young after reading a newspaper clipping. "I would much prefer to have such discussions cast into oblivion. I would be pleased to discuss any subject but matrimony."

Mrs. Young edjusted her glasses and read the newspaper article again. She smiled and, handing back the paper to the interviewer, said: "Let us call this matter dead."

OFFICER'S STAR STOLEN

PICKPOCKET RELIEVES POLICE-MAN OF COSTLY EMBLEM.

While on Way to Station San Francisco Sleuth Is Robbed of Decoration of Authority.

SAN FRANCISCO, Dec. 28-(Special)-Policeman John H. Firagerald, who wes a detective sergeant and night captain of detectives under Chief Cook, was a victim of the nimble-fiscered gentry this morning while on his way to the Mission police station to report for duty, and was relieved of his gold detective sergeant's star, decorated with four rubigs.

Fitzgerald was wearing his costly embles of authority on his public of his

Fitzgerald was wearing his costly em-biam of authority on the inside of his cost. He was standing on the rear plat-form of a Mission atrectear, on his way to work. Pickpockets, it is though, were among the crowd on the platform and defity unpluned the star from the pa-trolman's cost. The loss was not dis-covered until Fitzgerald reached the star-tice and a general lookout for the stolen tion and a general lookout for the stolen star has been ordered, for the police are not enxious to have a defective sergeant's star worn by a pickpocket. Desides the monetary value of the star, Fitzgerald values it highly, as it was a gift by his many friends on the appoint-ment to the detective burgar.

CAPITOL IS IN SUSPENSE

OKLAHOMA BUSINESS STANDS STILL PENDING DECISION.

Clerks in State Offices Sit Idle Until Supreme Court Settles Claims

of Rival Cities.

GUTHRIR Okla, Dec. 20.—While all state offices were nominally open here today, no official business was transacted and only routine matters were attended to by the clerks. The same condition existed in Oklahoma City, and as a result official business was at a standatil.

The Supreme Court has recognized Oklahoma City as the de facto capital by refusing to receive milts for filing in the office of the clerk of the Supreme Court here.

The most coety book in the world is a Helmew Rible, owned by the German government, which a few years ago refused the Pope's ofter of \$123,000 for it.

the State Capitol from Guthrie was re-filed today in the Supreme Court. The executive headquarters and most of the state departments have gone to Okla-homa City and established their offices

days ago attorneys representing Guthris filed a suit in the Supreme Guthris filed a suit in the Supreme Court, which by the Legislature was given original jurisdiction in the capital litigation. This suit tested the legality of the capital removal act of the spe-

cial session.

The attorneys were then having their day in court, but will probably refile the suit as soon as the court is ready to transact business.

This action brings before the court

every phase of the capital removal con-troversy: raises the binding effect of the enabling act, which provided that the capitol should remain here until after 1915; raises the point that an ordinance of the constitutional convention accepting the enabling act can only be changed by a vote of the people; and brings into question the right of the Legislature to convene prior to the first Tuesday in January.

If the Supreme Court holds the en-

abling act and the convention's ordi-nance binding, state officers must re-turn to Guthrie until the capital location is determined by a vote of the pec-

REBEL ATTACK AWAITED

HONDURAS EXPECTS GUNBOAT HORNET AT PUERTO CORTEZ.

United States Cruiser Will Land Marines to Protect American Interests When Fighting Begins.

PUERTO CORTEZ, Honduras, Dec PUERTO CORTEZ. Honduras, Dec. 30.—An attack upon Puerto Cortez by the revolutionary gunboat Hornet, which was reported several miles off this coast late last night, is expected. Several hundred government troops arrived yesterday from Tegucigalpa and others came in this morning. Fighting has already begun at Lasquabrados, according to reports. Fellowing rumors that the United States cruiser Tacoma had sighted the Hornet last night, the American con-Hornet last night, the American con-sul, at the instance of Commander Davis, of the Tacoma, today warned all Americans to remain indoors if trouble started. Notice was given the commandant today that the Tacoma will land marines to protect American

will land marines to protect American interests here tomorrow.

The Honduran gunbe-t Tatumbla is in the harbor, but her two one-pounders are not expected to be of much use in defending the town against an attack by the Hornet, which is reported as having four six-inch modern rifles and three machine guns. The Tatumbla is not considered seaworthy.

Guatemalan troops arrived at Morales hast night. This move is taken here to mean that a land utlack by the Honduran revolutionists is expected along the border.

BURKE'S LETTER TOLD OF

NURSE AT SANITARIUM IS WIT-NESS AT TRIAL.

Employer Promised to Get Money for Lu Etta Smith in Note to Woman, She Says.

SANTA ROSA, Cal., Dec. 20.—Ada Clark, a nurse, testified that while at Lu Etta Smith's tenthouse the day Dr. Burke examined it, she saw a note in Burke examined it, she saw a note in the handwriting of the physician addressed to Miss Smith. According to the witness, this note was subsequently destroyed, but it read substantially as follows:

"Dear Lu: If the money does not

POISON, BUT LIVES

Accused Banker Takes Deadly Hyoscine, but Prompt Action Saves Life.

DRUG TAKEN FREQUENTLY

Means Which Crippen Used to Kill Wife Are Employed by Banker to Cheat Law-Recovery Likely. Former Attempt Made.

NEW YORK, Dec. 30,-With head erect, shoulders squared and eyes leveled at the battery of cameras trained on him, Joseph G. Robin, the indicted banker, stepped from his sister's home this morning to face arraignment, calm in the knowledge that he had swallowed a dose of hyoscine, the deadly alkaloid with which Dr. Crippen killed his wife, Belle Elmore. He collapsed before he could be taken into court, with the exclamation:

"I am a dead man; I've taken polson tablets."

The case was postponed in the greatest excitement, a stomach pump was est excitement, a stomach pump was hurriedly brought into play and the sick man was carried first to the prison hospital and later to Bellevue, where he lies tonight in the prison ward. No charge of attempted suicide is entered against him, and it is thought he will recover, although the action of hyo-scine is slow and much will depend upon his vitality.

Robin Took Drug Habitually.

The time at which Robin took the drug is approximately fixed by the testimony of Dr. Austin Flint, retained for Robin by William Travers Jerome, his counsel; Dr. Louise Robinovitch, his sister, and two detectives, who rode with him from his sister's house to the Criminal Court building.

Dr. Flint told the court that as nearly as he could judge, the polson had been in Robin's system about three-quarters of an hour when he collapsed. The two detectives were positive their prisoner swallowed nothing on the way to court.

Dr. Robinovitch said her brother was

Dr. Robinovitch said her brother was in the habit of taking hyoscine in small doses to counteract the effects of morphine, which he used to deaden the stabbing pains by which gallstones make themselves known. She kept the drug in her house and she thought her brother swallowed 12 tablets. At Bellevue tonight, the examining surgeons estimated that Robin had taken about

Stomach Pump Saves Life.

Robin seemed in good health this morning—better than at any time since his troubles began—and he made no effort to screen his face from the cameras, as hitherto. The first sign of illness was when he staggered, stepping from his automobile to the Criminal Courts building. In the elevator he weakened so rapidly that the detectives had to lift him to a couch. There he sank into unconsciousness and was not revived until the stomach pump had been worked vigorously. Its prompt been worked vigorously. Its prompt use saved his life.

use saved his life.

Outside, the corridors of the Criminal Courts building fairly hummed with excitement, but in the Court of General Sessions itself, Judge Crain was transacting business as usual when At-torney Jerome stepped rapidly down the aisle.

Jerome Announces Poisoning.

"Your honor," he began hurriedly, "I am here in the Robin case. It appears that the defendant has taken a drug. He cannot be stimulated. An ambulance has been summoned and surgeons are now pumping his stomach. The delay is

Dr. Austin Flint, retained by Mr.

Jerome, was called. The Assistant Dis-trict Attorney asked him what Robin had said. "He said." answered Dr. Flint, 'I am a dead man; I've taken poison tablets."
I found his face flushed, the pupils of his eyes dilated, his pulse 160 and fee-ble. He told me he had swallowed the poison three-quarters of an hour pre-

viously. The case was postponed until receipt

dition.

Robin's frustrated attempt on his life Robir's frustrated attempt on on the today leaves the question of his sanity still open. Dr. William Mable, for the state, and Dr. Austin Flint, for his counsel, examined him last night and found him physically able to sppear in court today, but they did not pass on his mental condition.

Robin Tried Suicide Before.

In the affidavit submitted by his sister, when she applied for his commit-ment to an asylum, she swore he at-tempted suicide last Saturday and gave that as one evidence of insanity. There were no further developments

today in connection with either Northern Bank of New York or the Washington Savings Bank, both of whilch are in the hands of the State Banking Department, but the State De-Banking Department, but the State Department of Insurance took over the affairs of the Title & Guarantee Company, of Rochester, N. Y. A large force of accountants is at work on the ledgers of the many interwoven companies which Robin promoted.

Deputy Attorney-General Frederick C. Tanner, who made the descent on the Title Company, told the court today that it was practically defunct, because of Robin's operations in substitute.

cause of Robin's operations in subst! tuting questionable securities for good

SENATOR'S MOTHER DEAD

Chamberlain Is Called to Natchez by Sad News.

WASHINGTON, Dec. 50.—Senator Chamberlain, of Oregon, received a telegram today informing him of the death of his mother, Mrs. Parmelia T. Chamberlain, in her home in Natchez, Miss. Mrs. Chamberlain was about 90 Senator Chamberlain left tonight for Natchez to attend the funeral.

FLEET SAILS FOR AMERICA

American Battleships From French and English Ports Reunite. CHERBOURG, France, Dec. 30.—The ing order of the Scilly Islands, today, following good-byes in the English and French cholera.

ports, where the officers and men have been entertained splendidly by government and civic officials for six weeks.

Tomorrow the warships will turn their prows homeward, the immediate destination being Guantanamo, Cuba, where they are due on January 16.

The first division comprising the battleships Connecticut, Delaware, Michigan and North Dakota, under command of Rear-Admiral Schroeder, Commander-in-Chief of the Atlantic fleet, mand of Rear-Admiral Schroeder, Com-mander-in-Chief of the Atlantic fleet, sailed from this port at 2 o'clock today. As the vessels passed, Admiral Schroe-der, from his flagship, the Connecticut, signaled a cordial message of farewell to the Franch naval authorities. Sa-lutes were exchanged with the Franch squadron.

The third division, the Minnesota-idaho, Mississippi and Vermont, Rear-

squadron.

The third division, the Minnesota. Idaho, Mississippi and Vermont, Rear-Admiral Murdock commanding, salled from Brest at 2:30 o'clock this afternoon. Earlier in the day the second division, made up of the Louisiana, Kansas, New Hampshire and South Carolina, left Portland, England, while the fourth division, the Georgia Nebraska, Rhode Island and Virginia, set sail from Gravesend yesterday.

OPERAS ARE RETURNED

MISSING MUSIC SCORES GIVEN TO NEW YORK POLICE.

Dennis Higgins Tells Conflicting Stories of How He Secured Costly Bundle.

NEW YORK, Dec. 30.—The missing opera scores in the \$10,000 prize contest of the Metropolitan Opera-house for American composers, which disappeared from an express wagon last Saturday, were returned today un-harmed. Where they have been and how removed from the wagon remain mysteries, although Dennis Higgins,

mysteries, although Dennis Higgins, who took them back, has been charged with larceny and held in \$2600 bail.

When Higgins took the bundle to them, the police say, he gave his name as John Rea and explained that two men handed him the bundle with threafs that they would kill him if he allowed it out of his keeping. When he opened the bundle enough to see what it contained and later read in the newspapers of the missing scores, he said he decided to take it to the police. The detectives started out with "Rea" to find the two men. After tramping The detectives started out with Rea-to find the two men. After tramping the streets, they say, he admitted there were no two men, and explained that he found the bundle. Pressed further, he gave his name as Higgins. He was arrested and arraigned under that name.
The scores were shipped by Walter Damrosch, one of the judges of the contest, to George W. Chadwick, director of the New England Conservatory of Music, and were valued at between \$40,000 and \$50,000.

340,000 and \$50,000.

The Metropolitan directors gave out a statement tonight that the scores were unharmed and that the sealed envelopes containing the names of the composers had not been tampered with.

THROUGH RATES COMING

BUSINESS FOR ORIENT WILL BE BENEFITED.

Western Pacific Makes Agreement With Oriental Line for Transcontinental Freight.

SAN FRANCISCO, Dec. 20.—(Special.)— Complete restoration of the through transcontinental freight business between transcontinental freight business between the Orient and San Francisco is to be made shortly after January 1, when the agreement between the Western Facific Rallroad and the Toyo Kisen Kaisha (Oriental Steamship Company) becomes This is cheerful news to mer

operative. This is cheerful news to mer-cantile interests.

H. M. Adams, freight traffic manager of the Western Pacific, said today that his company would publish within the next few weeks through rates between next rew weeks through rates between Chicago and Missouri River points and the Orient. He also said the tariff would conform to the ruling of the Interstate Commerce Commission and show the pro-portion of the rate received by the rail-

At present the rates through San Fran At present the rates through San Francisco, outward bound, are the established domestic rates to this city plus the steamship company's rate from this city to destination. The railread receives just as much for the hard from Chicago, St. Louis and west to San Francisco as it formerly received to the Orient, when the steamship companies took what they could get out of it.

FRENCH MISTAKE AVOIDED

Italian Railroad Strikers Will Learn by Brethren's Errors.

ROME. Dec. 30 .- The committee of the railway workers has recommended to the men blind obedience to their leaders in regard to the threatened strike. It warns them, however, against precipitate action, declaring that the French Premier, M. Briand, that the French Premier, M. Briand, triumphed over the workmen in the last general strike in France because he succeeded in making the railway men prematurely start the agitation.

The committee says that in Italy the opportune moment for a strike would be the opening of the festivities in 1911 commemorating the 55th anniversary of the proclamation of Rome as the capital of the Kingdom of Italy.

The orders for a strike will not be given by telegraph or through men in motor cars, as was the case in France, but by a system that is being kept

by a system that is being kept The hope of the authorities that the strike will not materialize rests chief-ly on dissensions among the men. The atter are divided into two camps,

of which advocates violence, while the other, wishing to secure the promised facrease of \$4,090,000 in the total annual wages, is concerned only with the manner in which the increase shall be distributed.

Fancuil Hall Has No Room. BOSTON, Dec. 30.—The reasons for the failure of the Municipal Art Commission to approve of a plan to place a memorial painting of Mrs. Julia Ward Howe in historic Faneull Hall, for which the public has subscribed nearly \$3000, are given in an open letter from Chairman Thomas Alien of the Commission. They are that the hall is already overcrowded, that the only space remaining is along the gallery halustrade, which would obstruct the view and be in bad light; and that the atmosphere damages paintings.

Cholera Precautions Cause Riot. LISBON, Dec. 30,-The reserves of the

LISBON, Dec. 20.—The reserves of the 27th infantry stationed on the leiand of Madeira, the Portuguese possession off the Moroccan coast, were called to the colors today with the object of assuring order on the island. Serious rioting has occurred there recently as a result of the stringent measures taken by the authorities to prevent the spread of

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FRAUDS GO ON 15 YEARS

GOVERNMENT LONG VICTIMIZED AT NEW ORLEANS.

Alleged "Drawback" Sugar Scandal in San Francisco Will Be Investigated Soon.

WASHINGTON, Dec. 30 .- When the grand jury now investigating the sam-pling of sugar at New Orleans finishes its work it will be found that the frauds against the Government there have been

against the Government there have been going on for at least 15 years.

This statement was made today by an official of the customs service, who said that all the suspected frauds would be found in the sampling of sugar and in the polariscopic tests which determine the saccharine contents upon which the importers pay duty.

An investigation of alleged "drawback" frauds at San Francisco is also imminent. A preliminary investigation has furnished evidence which leads Treasury officials to believe the frauds there would eclipee those of New York, which the American Sugar Refining Company recently offered to settle for \$700,000.

Evidence collected by the customs service is said to, show that the Government has for years been paying "drawbacks" on Philippine sugar which came into the United States duty free, was used in the preservation of California fruit and later reported as sugar imported from Java on which duty had been paid.

PORTLAND GIRLS GUESTS Misses Morgan and Hostess in Chicago Are Entertained.

CHICAGO, Dec. 30.—(Special.)—Robert F. Delaware, of 6242 Woodlawn avenue, gave a dinner tonight at the Vendome Hotel in honor of Miss Dorothy Bour and the Misses Morgan, of Portland, Or., who are visiting Miss Bour.

Beside Mr. Delaware and the honored guests, those present were Mrs. John C. Farwell, who chaperoned the party.

Walter Roach and Joseph Thompson, of Ypsilanti, Mich. They afterward at-tended the cotillion at the Woodlawn Park Club.

Smallpox Is Suspected. VANCOUVER BARRACKS, Wash, Dec. 26.—(Special.)—A case of what may be smallpox has been discovered in Battery D. The soldier was taken to the post hospital, where he will be closely watched. No alarm is felt. Nearly all soldiers in the post have been vaccinated.

When your feet are wet and cold, and your body chilled through and through from exposure, take a big dose of Chamberlain's Cough Remedy, bathe your feet in hot water before going to bed, and you are almost certain to ward off a severe cold. For sale by all dealers.

Rheumatism

be cured only by ridding the blood of extraneous matter. Hood's Sarsaparilla cures it, as it does other blood diseases. "The necessity for a good blood purifier," writes W. G. Skinner, Wakefield, Mass., "was first impressed on me when I took Hood's Sarsaparilla for a severe attack of rheumatism. As soon as I began to take this medicine, I felt better and in a short time was cured, and have been

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