

Fair today. Increasing cloudiness tomorrow. In afternoon, light to fresh westerly winds.

The Washington Times.

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Number 2766.

WASHINGTON, TUESDAY, DECEMBER 24, 1901.

ENGLISH WIN THREE FIGHTS.

Boers Renew Campaign With Great Vigor.

DRIVEN OFF WITH MUCH DIFFICULTY

Christian De Wet Leads Attacking Party at Landberg While M. Botha Engages Colonel Damant at Teskop-Park Encounters Two Commandos at Nyström.

LONDON, Dec. 23.—Lord Kitchener telegraphs to the War Office: "Christian De Wet was driven off by General Darnell after several hours' fighting near Landberg."

"Two hundred mounted infantry were overwhelmed near Begenderly. The Boers suffered severe casualties, including several officers dangerously wounded."

Botha Also Defeated. "Gen. M. Botha was driven off by Colonel Damant at Teskop. The Boers from which Botha attacked commanded the camp. The guns were captured and recaptured."

"Colonel Damant was dangerously wounded and had two officers and twenty men killed and three officers and seventeen men wounded. A Boer commandant, Keyter, was captured. Thirty-three Boers are known to have been killed."

"The action arose in Botha's men rushing Colonel Damant's advanced guard and capturing the Boer commandant, the main camp. The Boers took the guns, but retained possession of them only a short time. Colonel Damant himself driving them off before Colonel Rimington came to his assistance. The Boers were dressed in the uniform of British Yeomanry and were mistaken for Gen. Bruce Hamilton's men."

Colonel Park Attacked. "Moller and Trichardt were driven off by Colonel Park at Nyström. Commandant Kreuze was killed. Our loss included seven killed and six officers and eighteen men wounded."

In another dispatch, dated yesterday, Lord Kitchener says: "I am glad to say that Colonel Damant is progressing favorably, though still in four places, and he has dictated further details of the action of December 20. While he was halting forward to intercept the Boers who were crossing the river at Magersfontein, Kitchener noticed five lots of what he took for Hamilton's Yeomanry, formed in squadrons, the horses being held, and firing volleys apparently at a distance."

Thought They Were British. "Damant never doubted that they were Hamilton's men. Rimington had temporarily lost touch with Damant. Presently the supposed Yeomanry rode in column of troops past Captain Scott's squadron. Scott's men fired, dropping eight of the Boers. The remainder galloped to the guns."

"Damant himself advanced with one troop to intercept the Boers by gaining the crest commanding the kopjes. The Boers arrived first and opened a heavy fire. The troops, taking all available cover on a spot immediately below the Boers, fought until all were killed and wounded except one."

The Kopje Betaken. "Meanwhile Scott, realizing the situation, collected his men and charged and captured the kopje. All the officers and men on the kopje behaved with the greatest gallantry."

TO REMOVE REFUGEES.

Boers Who Desire It to Be Sent to the Coast.

BLOEMFONTEIN, Dec. 23.—A number of refugees from the Orange River Colony will shortly be removed to the coast.

Arrangements for their reception are being made at Port Alfred, Port Elizabeth, and East London. There will be covered 2,500 to 3,500 persons in each camp.

The refugees are allowed to volunteer for removal. In no case is their removal compulsory.

KILLED CHILDREN TO WED.

Father Convicted of Murdering His Five Little Ones.

PARIS, Dec. 23.—The trial of the peasant Briere, on the charge of having murdered his five children at Cornouer, near Chartres, some months ago, was ended today. Briere was found guilty, without extenuating circumstances, and was sentenced to death.

According to the story testified to by Briere's neighbors, the prisoner, who was a widower with five children, was anxious to marry again. The young woman he courted refused to marry him because of the five children. The children were all found murdered one night, and Briere himself was found wounded outside his house.

He said he had been attacked and stabbed by burglars while about to enter his home. The jury regarded the burglary story as an invention.

LADY LINDHURST DEAD.

She Was Wife of England's American Lord Chancellor.

LONDON, Dec. 23.—Georgiana, Lady Lindhurst, who died yesterday, survived her husband, the first and last Lord Lindhurst, for thirty-eight years.

He was born John Singleton Goswold in Boston, Mass., in 1772, where his father was a famous optician.

Senator Depew in Vice.

NICE, Dec. 23.—United States Senator Depew has arrived here preparatory to his marriage to Miss Palmer on Saturday next.

Sculptor Ford Dead.

LONDON, Dec. 23.—Edward Goslow Ford, the sculptor.

\$35,000 For Clerkman, N. Y.

HERKIMER, N. Y., Dec. 23.—Fire early this morning destroyed the Monroe, Williams, Small & Guernsey blocks at the corner of Main and Mary Streets here. The total damage is \$35,000.

CHOICE FALLS ON O'GRADY.

He Will Contest Place on Ticket With Perry Belmont.

NEW YORK, Dec. 23.—The Tammany convention of the Seventh Congressional district regular or irregular, as the courts may decide, which adjourned on Saturday night with the aid of the police, met tonight on the second floor of Battery Place and nominated Congressman Joseph O'Grady, of Staten Island, who will contest with Perry Belmont, nominated on Saturday night at the "bolting convention" in "Battery Dan" Finn's club room, the right to get on the official ballot under the star.

As neither side will file a petition as an insurance policy, only one of the two candidates will get on the ballot. The nomination of O'Grady was a personal defeat for Col. Michael C. Murphy and Congressman Tom Foley, leader of the Second district.

Nothing Serious in the Condition of Alexandra.

LONDON, Dec. 24.—"The Standard" says it is authorized to say that the Queen is suffering from a chill and that there is nothing in her condition to occasion the least alarm.

She is not confined to her bed, but does not leave her room.

She was much better today.

GLENNON WITNESSES UNDER INDICTMENT.

GRAND JURY ACTS IMMEDIATELY.

Policemen Who Defended the Tenderloin Wardman Also to Face Trial—Two Had Been Promoted.

NEW YORK, Dec. 23.—Three of the police witnesses who testified for Wardman Glennon on his trial for neglect of duty were indicted today by the grand jury on the same charge and for failure to close the same house—that of Laura Mauret, in Thirty-third street. The policemen were Shoehn and Darcey, recently made detective sergeants, and Patrolman Cox.

Their indictment so soon after the Glennon trial is the direct result of their testimony at that trial. In the cases of Darcey and Shoehn, Mr. Philbin and Justice Jerome were even more anxious to secure immediate indictment than in Cox's case.

Had Been Promoted. Darcey and Shoehn, when they testified for Glennon, were plain clothes men attached to headquarters but detailed for the time being to do duty in the Tenderloin.

On the day after they testified for Glennon Police Commissioner Murphy made them detective sergeants and brought them back to duty at headquarters.

Both Shoehn and Darcey were among those sent to the Mauret woman's house to get evidence, as Glennon was. They had been in the house with the officer on post. He got inside the house and served a warrant on the Mauret woman.

On the same day he believed the house to be a respectable boarding house as seen by the persons who, in District Attorney Philbin personally notified Commissioner Murphy of it over the telephone, with the request that Cox be suspended without pay.

All Three Suspended. Commissioner Murphy suspended him and also suspended Shoehn and Darcey. The three indicted policemen were re-promoted late in the afternoon before Recorder Coff, who fixed the bail in each case at \$1,000.

Of the seventeen policemen who were sent to the house in Thirty-third street to get evidence, five are now under indictment and one, Glennon, has been acquitted. Rumor had it today that of the other eleven it is the intention of Justice Jerome to ask for the indictment of all but two.

It was said today on good authority that since Glennon's conviction the business of collecting evidence in the Tenderloin has stopped altogether. Those who have had the tendency to keep on with the old game, it is said, have simply been laughed at by the persons who, in District Attorney Philbin, found it to their interests to "give up."

APPRAISER BROWN IN CHARGE.

Enters Into Temporary Control of the New York Office.

NEW YORK, Dec. 23.—Appraiser Alfred W. Brown, of Boston, who has been ordered temporarily to take charge of the appraiser's office here, reported for duty this morning.

Mr. Brown dropped in soon after service to Kears if he could be of any service to the acting appraiser.

NOTICE FOR CARTER HARRISON.

Must Not Use Charleston Trip to Further Political Ends.

CHICAGO, Dec. 23.—Notice was served upon Mayor Harrison at the meeting of the Cook County Democratic yesterday afternoon that he would not hope to use the organization to boom him for President on the tour to the Charleston Exposition next February.

"Unostentatious" Harkins, former North Towa supervisor, in a speech in which he dwelt on the advantages of the proposed tour, went out of his way to notify the mayor that the trip was to have no political significance, and that the Cook County Democratic would boom no man for President.

This remark, it was said, were made at the advice of Robert E. Burke. The mayor is expected to take part in the tour of the South, which will include a journey through eleven States. From remarks made by speakers, it is much more than likely that the club will honor Schley for President.

WILLIAM E. CHANNING DEAD.

Aged Poet and Writer Passes Away in Boston.

BOSTON, Dec. 23.—William Ellery Channing, poet and writer, died at the home of his friend of nearly a half century, Frank B. Sanborn, in this city this morning, aged eighty-three years. He was the last surviving member of Dr. W. E. Channing's family in one of the city's noblest mansions, and their ancestor, William Ellery, a signer of the Declaration of Independence.

Mr. Channing was born in Boston, 21 1/2 years before the Revolution. He was married to Miss Ellen Poirer and leaves five children, of whom those most publicly known are Walter Channing, M. D., of Brooklyn, and Prof. Edward Channing, of Harvard University.

COMPROMISE IN SUIT CASE.

Clara Kluge to Receive \$100,000 and Waive Claims.

SAN FRANCISCO, Dec. 23.—Mrs. Clara Kluge-Sutro, the young woman who asserts that she is the widow of Adolph Sutro the millionaire, is to receive \$100,000 in settlement of her demands for a share of the estate.

Her attorney said today this had been agreed upon, although the consent of some of the minor heirs was yet to be secured. In return for this payment, Mrs. Sutro will waive all claims to further share in the millionaire's property, and will dismiss the suit now pending.

Shortly after Mr. Sutro died, Clara Kluge, as she was then called, came forward with a claim for her share of his wealth, alleging that he had been married to Sutro for some years.

She began suit to secure payment, but this action never came to trial.

SIX KILLED IN RUNAWAY CAR.

Vehicle Dashed Down Lehigh Mountain.

HALF A SCORE SERIOUSLY INJURED.

Tracks Were Covered With Ice and Brakes Refused to Take Hold—Mortorman and Road Officer Bravely Tried to Save Passengers—Fatal Crash Occurred on Co. va.

ALLENTOWN, Pa., Dec. 23.—A trolley car on the recently opened Cooperburg branch of the Philadelphia and Lehigh Valley Traction Company line ran away on a steep grade on the south side of the Lehigh Mountain three miles below Allentown, early this morning, jumping the track at a sharp curve, and was wrecked. Six persons were killed and ten or twelve seriously injured.

The Dead. The REV. THOMAS KESSLER, of Lanesburg, aged 60; JAMES B. BENDER, of Allentown, aged 40; ALBERT YENGER, Cooperburg, aged 40; MRS. JACOB FEITZER, Cooperburg, aged 40; FRANK WISLEY, a traction employe, of this city, aged twenty-two years.

AMBROSE REINHARDT, of Coopersburg, aged 40; and one child.

The car was in charge of Mortorman Stocker and Conductor Leitch. Just after it started down the mountain it began to run away. The track was covered with snow and ice and the brakes refused to take hold of the rails.

Tried to Check Car. Road Officer Pfeiffer and Mortorman Stocker tried bravely to check the speed of the car, but every moment the latter went faster and faster. It sped at the rate of fifty miles an hour down the mountain side for more than half a mile and as it reached the curve was thrown to one side and struck a gully pole.

The dead and injured were removed to neighboring houses after much delay, and late tonight those who were hurt were brought to the hospital in this city.

It is not expected that any more of the injured will die. Those who were killed were all prominent people.

DISCUSS LAND TRANSFERS.

Eckington Citizens Urging the Torrens System for Washington.

The approaching pleasure of the holidays depleted the attendance at the North Capitol and Eckington Citizens' Association last night, but what the meeting lacked in numbers it made up in enthusiasm. The faithful few were present, and business of interest and importance was transacted.

Property holders in the subdivision of Eckington and the surrounding territory are jealous of their rights, and that fact accounts for the interest which the members feel in the Citizens' Association and the projects which it advocates.

Improvements of streets, railroad matters, and the Torrens system of land transfer were the principal subjects discussed, upon each of which topics action was taken looking to the general advancement of the section. In some instances the questions discussed were referred to appropriate committees and in others the association pledged its support as a whole.

Mr. C. F. Kerns addressed the association, calling attention to the effort being made in Congress to introduce the Torrens system of land transfer into the District of Columbia. He said that a bill had been introduced in the House by a gentleman who was a resident of the Massachusetts law with such amendments as would meet the conditions in the District.

Mr. Kerns explained that the bill being made in Congress was framed on the Massachusetts law with such amendments as would meet the conditions in the District.

WEDDED THROUGH A DARE.

Jest on Saturday Ended in Marriage on Monday.

ST. LOUIS, Dec. 23.—Dr. E. C. Walden, son of Bishop E. C. Walden, of Cincinnati, dared a woman to marry him on Saturday, and today he is a benedict. Miss Bessie Simms would not take a dare.

It all arose from jesting remarks at the supper table over a young couple who had just been married. Suddenly Dr. Walden said:

"I'd get married if I could find some body to take me," at the same time looking intently at Miss Simms.

"How would I do?" asked Miss Simms.

"I'd dare you to accept," said the doctor's response.

"I never take a dare," said Miss Simms quickly. "Name the day; I'll give you the privilege."

"The sooner the better," replied Walden.

One of the guests at the table offered to bet \$20 that the match would never take place.

"Taken," said Miss Simms. Another guest stated that he would pay for the wedding supper at the best restaurant in the city.

With the joking continued, while Dr. Walden went quietly ahead and prepared for the ceremony. Today Dr. Walden and several friends went to the office of H. Brooks, where they were later joined by a clergyman, Miss Simms and a friend, and the knot was tied.

KILLED ON HUNTING TRIP.

UTICA, N. Y., Dec. 23.—John Berber, Jr., son of John Berber, twenty-two years old, was shot and instantly killed yesterday afternoon while hunting near his home in First Creek, Lewis County. Mr. Berber was hunting foxes and sat down to rest on a log. His gun in some way was discharged, and the whole charge of buckshot entered his abdomen, killing him instantly.

Launching of Battleship Missouri.

Saturday morning, December 22, at Newport News, Va. Norfolk and Washington steamer left Norfolk, 7:15 a. m. See 4th page.

Flynn's Business College, 8th and K.

Business, Bookkeeping, Typewriting—\$10 a year.

WENNEKER WITHDRAWS.

Kerns Expected to Name Internal Revenue Collector for St. Louis.

The fight for party supremacy in Missouri between the Kerns and Hitchcock factions was opened afresh yesterday when Charles F. Wenneker, the recently-nominated collector of internal revenue at St. Louis by the President, withdrew his candidacy. The step was prompted, it is said, by Mr. Wenneker's reluctance to face some charges which had been filed against him with the Senate Committee on Finance.

Since he was appointed collector of internal revenue as a compromise candidate, having no particular affiliation with either side, the situation has been somewhat altered, but it is now believed that R. C. Kerns, national committee man from Missouri, will name the man who will be appointed collector. Henry C. Payne, a warm friend of Kerns, is soon to be in the Cabinet, and it is thought hardly likely that the President will turn down Kerns while such is the case.

Mr. Wenneker would have succeeded, had his nomination been confirmed, H. C. Grenner, of St. Louis, a Kerns supporter, and it is now expected that the fight will soon be raging merrily again, with the two factions trying as hard as ever to gain Presidential favor. Representative Jay of St. Louis notified the President that Wenneker desired to withdraw.

GENERAL ALGER IMPROVES.

Attending Physicians Now Consider His Condition Favorable.

DETROIT, Mich., Dec. 23.—General Alger's condition at 10 o'clock tonight, thirty-six hours after the operation, was considered favorable by the attending physicians.

He was sleeping at that hour, with temperature at 100 and pulse 78. This afternoon the newboys of the city "chipped in" and purchased a basket of roes which was sent to the sick room.

WILL NOT ENJOIN NORTHERN PACIFIC.

TEMPORARY STAY IS DISSOLVED.

Justice Scott Rules That Holders of Preferred Stock Must Abide by Conditions on Fall of Shares.

NEW YORK, Dec. 23.—The temporary injunction issued by Justice Beach, on December 16 last, restraining the Northern Pacific Railway Company from proceeding with its plan to retire the \$75,000,000 of preferred stock and issue extra common stock to the same amount, was dissolved by Justice Scott of the Supreme Court today.

The temporary injunction was obtained by George E. Hackett, holding 900 shares of preferred stock, Charles A. Chamberlain, 1,000 shares, and Wolf Brothers and Company, 1,000. The court says that the plaintiffs are bound by the following conditions annexed to each share of preferred stock issued:

"The company shall have the right at its option and in such manner as it shall determine to retire the preferred stock in whole or in part at par from time to time, upon any first day of January, prior to 1917."

Regarding the objection that only the common stockholders can acquire the new common stock, the court says:

"The plaintiff's complaint is that they will not be permitted to exchange their preferred stock for common. They do not point out why they are entitled to such an exchange. Their argument was that their stock might, at the company's option, be retired at par."

Entitled to Legal Procedure.

"All that the plaintiffs are entitled to insist upon is, first, that the option shall be exercised in a legal way, and, secondly, that they shall receive par for their stock. With what happens afterward they have no concern."

The court says even if the right of the defendant to carry out its plan was less clear, it would hesitate to grant the injunction, because of the uncertainty of the plaintiffs' holdings as compared with the entire capital stock and because they have an adequate remedy for any damages they may suffer in an action at law.

RATHEBUN FOUND GUILTY.

Verdict of Man-slaughter Returned by Disgraced Jury.

LOUISVILLE, Dec. 23.—The jury in the case of Newell O. Rathbun, charged with the murder of Charles Goodman, a tramp, in order to deprive the Metropolitan Life Insurance Company out of \$5,000, returned a verdict of man-slaughter at 10 o'clock tonight.

The penalty for this crime is from two to fourteen years in the penitentiary. The jury went out at 8 o'clock Saturday morning and was out for fifty hours. It asked to be discharged late afternoon, saying no to imposing punishment for delinquency or misconduct, penalties like in character with those imposed for like offenses, and action thereon shall be taken irrespective of the political or religious opinions or affiliations of the offender.

"No removal shall be made from the competitive classified service except for just cause and for reasons given in writing to the persons sought to be removed. They shall have notice and be furnished a copy of such reasons and be allowed a reasonable time for personally answering the same in writing. Copy of such reasons, notice, and answer, and of the order of removal, shall be made a part of the records of the proper department or office, and the reasons for any change in rank or compensation within the competitive classified service shall also be made a part of the records of the proper department or office."

Where a removal or reduction is made for reasons relating to the internal administration of the service and not competency, penalties like in character with those imposed for like offenses, and action thereon shall be taken irrespective of the political or religious opinions or affiliations of the offender.

SCHLEY NOT TALKING.

The Rear Admiral in New York for the Holidays.

NEW YORK, Dec. 23.—Admiral Schley and Mrs. Schley arrived in New York today to spend the holidays with their married daughter, Mrs. Worley, 65 West Eighty-fifth street.

The admiral said that his month was absolutely shut. He would say nothing connected with the navy, the Court of Enquiry, or the President.

Launching of Battleship Missouri. Saturday morning, December 22, at Newport News, Va. Norfolk and Washington steamer left Norfolk, 7:15 a. m. See 4th page.

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SCHLEY GETS PRIZE MONEY.

Receives \$3,334; Sampson's Share About \$25,000.

HOLIDAYS STOP THE HOSTILITIES.

General Miles Expected to Do Something on Account of the Remarkably Severe Reprimand Given Him by the Administration—The Case of McLeay.

"Pay to the order of Winfield Scott Schley \$3,334."

This is the way a Treasury warrant issued yesterday read.

The sum mentioned is what is due Rear Admiral Schley as his portion of the prize money for the destruction of the Spanish fleet at Santiago on the morning of July 3, 1898.

The sum which Rear Admiral Sampson received was in the neighborhood of \$25,000 and was sent to him several weeks ago.

The difference between Sampson's allowance and Schley's is, therefore, not far from \$22,000, Sampson receiving about seven times as much as Schley.

Schley's warrant goes to him directly after the Secretary of the Navy has approved the findings of the Court of Enquiry and after Admiral Dewey, taking issue with the court as well as with the Secretary of the Navy and Rear Admirals Benham and Ramsay, declared that Schley was in supreme command at Santiago and entitled to the credit for the "glorious victory."

Plans for the Future.

Admiral Schley, accompanied by Mrs. Schley, went to New York yesterday. They will spend Christmas with their daughter, and thereafter Admiral Schley will take up with his counsel and advisers the matter of further action, either by appeal to the President or by bill of Congress, or both.

Expect Miles to Act.

There were no developments yesterday in the case so far as the Senate of General Miles is concerned. He is in New York and will return to Washington today. Secretary Root was also in New York yesterday, and is expected home today.

Friends of the commanding general are inclined to believe that he will not quietly take the reprimand which he received from the Secretary of War, but that he will either demand a court of enquiry or make reply to Secretary Root's letter.

"They are not likely to allow the matter to rest. The centre was a severe one, and is without precedent in the case of an officer of so high rank in the service."

As to Belknap and Brown.

The Navy Department has not taken any steps to ask an explanation from Rear Admirals Belknap and Brown, who have been reported as giving expressions upon the Schley verdict in such the same manner as did General Miles.

The Department may not take any recognition of the matter, inasmuch as it is the desire of the President and of Secretary Long that the controversy should cease.

McLeay Holding On.

The Navy Department has not been officially informed that "Historian" McLeay refuses to resign his position as laborer in the New York Navy Yard, although the President has requested his resignation. Unofficially, it is said, he will refuse to resign gracefully, and the matter will be up to the civil service commission.

At the Civil Service Commission yesterday it was said that no official information had been received from the Navy Yard that McLeay had been asked to resign or had been removed.

What Commission May Do.

It was asserted that if McLeay was removed in violation of the civil service rule promulgated by President McKinley the commission would investigate the facts in the case, and if it should appear that the employe of the Brooklyn Navy Yard had been dismissed in violation of the rule the commission would use its influence to have him reinstated. The commission, it was further stated, has no power or authority to force the reinstatement of anyone who has been discharged, the service in violation of the rule.

Rule in the Case.

The rule issued by President McKinley governing dismissals or change of rank is as follows:

"No person in the executive civil service shall dismiss, or cause to be dismissed, or make any attempt to procure the dismissal of, or in any manner change the official rank or compensation of any other person therein because of his political or religious opinions or affiliations."

"In making removals or reductions, or in imposing punishments for delinquency or misconduct, penalties like in character with those imposed for like offenses, and action thereon shall be taken irrespective of the political or religious opinions or affiliations of the offender."

"No removal shall be made from the competitive classified service except for just cause and for reasons given in writing to the persons sought to be removed. They shall have notice and be furnished a copy of such reasons and be allowed a reasonable time for personally answering the same in writing. Copy of such reasons, notice, and answer, and of the order of removal, shall be made a part of the records of the proper department or office, and the reasons for any change in rank or compensation within the competitive classified service shall also be made a part of the records of the proper department or office."

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