

Full data concerning the weather will be found today on Page Three

PREZYSL CAPITULATES RUSSIA LOOKS TO CRACOW

Ending of Long Siege of Powerful Austrian Fortress Regarded as Tremendous Gain for the Allies

GIVES CONTROL NEARLY ALL OF EAST GALICIA

Relieves For Service Elsewhere Russian Army Which Has Been Besieging City; Nothing Since Capture of Lemberg Has Aroused Such Enthusiasm in Petrograd. Crowds Stand in Pelting Snow Storms and Read Bulletins; Fate of Stronghold Was Inevitable

Petrograd, March 22.—(4:30 P. M. via London 6:15 P. M.)—The garrison of Przemyśl capitulated to the invading Russian army. The ending of the long siege is considered here of great importance. It gives Russia control of nearly all of eastern Galicia and relieves for service elsewhere the Russian army which has been besieging the city.

Nothing since the capture of Lemberg and the victorious sweep of the Russian army through Galicia to the beginning of the war has aroused an equal degree of enthusiasm. Newspaper offices and army headquarters were bombarded with crowds standing in a pelting snowstorm before the bulletin boards.

Fate Certain for Past Week. The fate of the fortress has been inevitable since the failure of last week when the drive southward was made. There has been daily evidence of a shortage of provisions and reports of the ravages of disease reached the besiegers from time to time. Gradually the lines about the city drew tighter and within the last fortnight Russian riflemen were within range of the outer works. Russian artillery pounded the fortress ceaselessly.

The Austrian sortie of last Saturday was preceded by such an extravagant use of ammunition by the artillery as to leave the impression that the besieged army was about to surrender.

Always Suspect of Danger. Although Przemyśl has been eliminated as a possible menace to the Russian troops operating in Galicia since it was isolated and surrounded early in October, it always had been a potential source of danger. Many stubborn battles have been fought by the besiegers with portions of the garrison which attempted to break through the invading lines to join relief columns in the Carpathians. Occasional pushes to within 25 miles of the city.

Move on Cracow Next. It is believed here that the next important development in Galicia will be a new Russian advance toward Cracow, the Austrians having been virtually driven out of the territory as far southward as the Carpathians. The Russian army now consists of 50,000 men, but sorties and shells must have cost a considerable number of thousands from that total.

The besieging army is understood to number about 120,000 officers and men.

Semi-Famine Conditions. Lemberg, Galicia, March 22.—(via London 8:15 P. M.)—Austrian prisoners from Przemyśl captured shortly before the garrison surrendered, say the fortress for a long time was in a condition of semi-famine, lacking bread and other foods.

Except for the horses of the Austrian officers and the few stragglers who were visible in the town, all having been killed to feed the soldiers, who recently had little to eat except convalescents which led to much typhoid and other sickness. Conditions were such, the prisoners add, that they almost led to a mutiny of the troops, who urged that the city be surrendered.

Siege Bitter and Relentless. The stage of Przemyśl, an Austrian stronghold in the province of Galicia, began in the early days of the war. It has been a bitter and relentless siege.

With the fall of Przemyśl the only important fortified towns in Galicia which still are in Austrian hands in Cracow, in northwestern Galicia, close to the German border.

Early in the war the Russian offensive campaign as outlined unofficially, contemplated invasion of Germany through east Prussia on the north, and Silesia, by way of Galicia, on the south. The Russians succeeded in penetrating Galicia, but the Austrians, by having Przemyśl and Cracow, blocked attempts to cross the Silesian border.

Defended With Vigor. The siege of Przemyśl had been one of the most picturesque phases of the war in the east. The Austrian garrison defended the city with determination and vigor, and during the earlier months inflicted considerable losses on the Russians by frequent sorties.

The only means of communication with outside world was by wireless telegraphy and aeroplanes. Although there have been several reports recently that the surrender of Przemyśl, news from the city itself described conditions there as almost normal, except for the regulations imposed by the military authorities. All supplies of food were taken over by the army officers, who issued rations to soldiers and civilians alike.

Rescue Ally for Russians. Przemyśl was well stocked with ammunition and provisions when the siege began, but there have been indications recently that hunger was an effective ally of the Russians. It was reported aeroplanes were making

PALMER FOR N. C. COMMENCEMENT

Noted Pennsylvanian To Take Place of Secretary of Treasury

Important International Conference Holds Him in Washington On Date Set For His Speech; Palmer Exceptionally Handsome and a Fluent Speaker

Washington, D. C., Mar. 22.—Former Representative A. Mitchell Palmer, of Pennsylvania, today wired his acceptance of an invitation from the University of North Carolina to make the commencement address at that institution June 2. William G. McAdoo, Secretary of the Treasury, who was scheduled to make the address, was compelled to withdraw his acceptance some days ago because of the international finance conference which will be in session on that date. He accepted the invitation before the date for the financial conference had been set.

Mr. Palmer, who retired from Congress March 4, after making the race for the Senate against Boies Penrose, has been appointed a judge of the court of claims of the district of Columbia by the president and will be sworn in about the first of June.

Mr. Palmer's position, though brief, has been brilliant. He represented Wilson democracy in Pennsylvania and is a national political figure. He is chairman of the executive committee of the national democratic committee, and in the last congress was a leader of the Wilson forces in the House. Fluent Speaker.

Palmer is a striking figure in debate, exceptionally handsome and a fluent speaker. He is a Quaker by lineage and affiliation and so devoted to the faith that he declined one of the two fighting portfolios in the president's cabinet. He was asked to be secretary of war in the Wilson administration, but declined on the ground that the post would not be in keeping with his religious beliefs. In politics he has always been clean and straight forward. He went into the last senatorial campaign, with hardly a word of politics, and was elected by a margin of 10,000 votes. He is a member of the board of trustees of the University of North Carolina.

Mr. Palmer is a native of Ohio, but he was born in Pennsylvania. He is a member of the board of trustees of the University of North Carolina.

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TRIPS GIVE OUT STATEMENT AND ALSO A THREAT

Mention Name and Get Shot Is Warning to Associated Press Man

POSITION OF TURKISH ARMY DECLARED GOOD

Suez Canal Held To Be No Obstacle; Ammunition and Other War Supplies Plentiful, Is Claim; No Truth in Rumor Turks Are Dying in Droves

Statement 1 Says; Performance of Russians Called "Pitiful"; Claim The British Force Tied Up

(By the Associated Press.) Constantinople, March 18, (correspondence of the Associated Press)—"If you mention my name in connection with what I have told you, I will apply your military law and have you shot. Your promise not to do so may be all right, but we have had many other promises. They have led to much. And let me assure you that if you use my name the protection of your embassy will not help you. The Turkish army has nothing to conceal, but it does not want to be lied about."

This was the administrative conclusion of a statement obtained by a correspondent of the Associated Press from a man who would permit that as authority a "semi-official" source be given.

His statement is in part follows: "The position of the Turkish army in the Caucasus is excellent. We don't expect that the decision of the European war is to take place in the Caucasus. Our operations there have primarily been for the purpose of obliging the Russians to keep a large force there in order to ease our allies in Poland and Galicia. Some of the Russian companies in the Caucasus have dwindled down to twenty-five men instead of 250. We recently wiped out a Russian regiment so completely that funeral services had to be held for the entire organization. There was no man left."

"The crossing of the Suez Canal three months ago by a battalion of Turkish infantry demonstrated that the waterway is no obstacle to us. We don't intend forcing operations against Egypt just now. Supply conditions do not allow a general offensive. The railroad which will serve to connect the Mediterranean and the Red Sea will be completed soon. I cannot tell you where that railroad is being built. Our forces are advancing as far as is feasible in the Caucasus. The coast of the Mediterranean, along the Gulf of Suez is another, and a third in the center."

"We have no trouble feeding our men in the field. In the Caucasus we have not always been able to give them enough bread, but the meat supplies in that region are so plentiful that we have made up the deficit in that way. There has been no difficulty supplying our troops in the south with food, though the scarcity or water there has been somewhat of a problem, one which we are meeting, however."

"Talk of a scarcity of ammunition and other supplies of war is rank nonsense. We have an ammunition factory able to supply our needs. The factory is in operation in a plant in which we are able to turn out field artillery. You are at liberty to inspect both."

"The resources of this country in men for military service have been a surprise to me. We don't have to take men from Turkey in Europe for service in the Caucasus and against Egypt. Right now we are raising several corps in Anatolia. We have in Turkey in Europe six army corps to give a proper reception to any force which may undertake to land on these shores. The spirit of our troops is excellent."

"The stories alleged that the Turkish troops in the Caucasus are dying in droves are inventions. There has been some sickness and there have been some deaths in our ranks. A good many of our men have had their hands and feet frozen. The winter in the Caucasus has been severe."

"There is nothing to be said about the much advertised defeat of our troops in the Caucasus. The Russian simply magnified the affair out of all proportions as to what actually occurred. We have not gone to the trouble of issuing a detailed bulletin because we don't think it worth while."

"The performance of the Russians in the Caucasus has been pitiful. They have a railroad line into the very theatre of war. They have no trains. We must carry them for miles and miles on pack animals and camels."

"Whether or not we intend invading Egypt is a political question on which I have no need to speak. What I can say is that the Suez Canal will be crossed by the Ottoman troops just as it was crossed two weeks ago. We will soon have a railroad at our disposal and until that time nobody need count on a general crossing of the canal. The men who crossed the canal marched through the desert for over 200 kilometers. We are not foolish enough to imagine that a large organization could do it. We could do it however, if we had water. We are getting that. How I cannot say."

"Meanwhile we have tied up in Egypt a large British force. But that force will not be large enough when we are in a position to assume a general offensive. The fact is that some people are lying to keep up their morale. We don't have to do that. We know exactly what there is before us and are acting accordingly."

"I consider the general military situation of Turkey and her allies the best since the outbreak of the war. The German and Austro-Hungarian armies have done wonders."

JUDGE KICKS BOX AND KISSES WOMAN

Such Is Testimony Before Committee to Investigate Conduct of Judge Carter

MANY WITNESSES HEARD

Testimony Directed Toward Charges of Immoral Conduct and Abrupt and Dictatorial Manner While Exercising Authority As Judge of Superior Court Bench

Another step toward the solution of the Carter-Abernethy tangle was taken yesterday when the legislative committee heard the first batch of witnesses under authority vested in it by the General Assembly of 1915. That Judge Carter kissed a young married woman of Wilmington, that he had kicked a box against the shins of the sheriff of Sampson county when he had ordered the box removed, that he had otherwise conducted himself in a manner unbecoming a judge both on and off the bench, were facts toward the establishment of which testimony was directed. On the other hand there was not a word of testimony to prove the fact of any great act of immorality as charged in the complaint against the judge.

Both Judge Carter and Solicitor Abernethy were in the hall of the House of Representatives yesterday, and with each one was a full array of counsel. House and Land, Pace & Mitchell were taking care of the interests of Solicitor Abernethy, while Kitchin & Manning were championing the case of Judge Carter.

Judge Manning did all the cross-examination, and Chairman Doughton for the legislative committee, did most of the direct questioning. For the most part, the others of the seven members of the committee sat silent, and the hearing proceeded, putting in a question only occasionally.

Judge Carter appeared quite interested in the proceedings. He was calm and entirely collected. Twice again he offered a word of suggestion, or whispered comment to his attorneys. When the kissing episode was related, he sprang broadly.

Thus far the names of four women have been brought into the case. One was involved in the kissing episode. Beyond this there was no evidence of any other women. Two others were given bad characters by a number of witnesses. One was a gray-haired grandmother, of fifty-five or sixty years of age. The other was a young girl, of about twenty, with grown children. Both mother and daughter are in very feeble health. The last was a stenographer, against whom absolutely nothing has been proved, or even spoken, to indicate any misconduct.

At the opening of the hearing yesterday morning before the committee composed of Messrs. Doughton, Stacy and Vann, House and Land, the point was made by Chairman Doughton that the New Bern incident referred to in the charges against Judge Carter, was given in the complaint as a matter in North Carolina. In the meantime, the committee will hear all the witnesses testifying to other details given in the complaint, and then proceed to the main charges.

Chairman Doughton would give no estimate as to the time when the hearing will be completed, but members of the committee appeared to be optimistic that it will be concluded much more quickly than at first imagined. Thoroughness, however, has been adopted as the one standard by which the hearing will be judged, and this will be the first aim.

The attendance in the Hall of the House of Representatives was not large yesterday, considering the importance of the case. This is due largely to the fact that many people believe that the hearings are to be conducted in executive session. The committee is given full discretion in this regard, however.

It was 10:35 yesterday morning when Secretary C. M. Vann read the resolutions under which the committee was organized. When he had finished, Chairman Doughton offered a few words of explanation.

He did not meet here to try Judge Carter, but to prosecute him. We are assigned to investigate the conduct of Judge Carter and Solicitor Abernethy. Immediately witnesses were sworn and the taking of testimony was begun. Chairman Doughton doing most of the questioning.

Col. J. D. Carr, the first witness was Col. J. D. Carr, a practicing attorney of Clinton. It was in 1912, according to the witness, that court was being held in Wilmington with Judge Carter presiding. The arrival of Judge Carter for his first term, Judge Oliver Allen had ordered a box to be placed under the witness chair in order to elevate it above the level of the floor. When the witness was seated, the box was seen. Now Judge Carter ordered the sheriff to remove the box. When he returned for the next term, court had hardly started when Judge Carter noticed that the box was still there. In an angry manner he ordered that it be removed at once, and while Mr. Tom Crumpler was in the act of removing it, Judge Carter came down from the bench and gave the box a kick, which sent it crashing against the leg of Mr. Crumpler, causing painful shin wounds.

One of the witnesses, chief causes of complaint against Judge Carter, which he recited as tending to prove arbitrary and unbecoming conduct was in the case of State vs. James D. Basset, in which the defendant had been found guilty of fornication and adultery with Louie Tew. In the

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PRZEMYSL'S FALL DESIGNATED WAR'S BIGGEST CAPTURE

London Newspapers Do Not Even Except The Surrender of Antwerp

OPENS DOOR TO CRACOW AND HUNGARY'S PLAIN'S

Moral Effect Will Be Tremendous; Stimulate Feeling in Favor of Allies in Rumania and Bulgaria, London Believes; Italian Situation Receives Attention But News is Scarce; Several Interesting Rumors Are Unconfirmed

(Special to The News and Observer.) London, March 22.—The long investment of the mid-Galician fortress of Przemyśl has ended. Depleted by disease, subsisting on horse flesh, and surrounded by a superior force of Russians, the garrison has surrendered to the besieging army after a defense lasting many months, which, up to the present, is recorded as Austria's most noteworthy contribution to the war.

Petrograd, London, and Paris are celebrating the event tonight—Petrograd and Paris in the spontaneous manner characteristic of those cities—London with silent and grim satisfaction, which is the British way. The newspapers assert that the fall of the fortress marks the most important capture of the war, not excepting Antwerp, in that it not only releases considerable Russian forces who can be thrown into the fluctuating struggle in the Carpathians, but opens the door to Cracow and the plains of Hungary.

Moral Effect Tremendous. It is argued, too, that the moral effect of the surrender will be tremendous, the allies declaring it will stimulate feeling in their favor both in Rumania and Bulgaria, just as the operations in the Dardanelles, or causing an agitation in Greece and Italy.

The Italian situation is receiving attention, although rumors, rather than facts, seem to be the basis of most of the newspaper dispatches. The Italian embassy at London had no confirmation tonight of the report that freight traffic between Italy and Germany by way of Switzerland had been stopped, nor was there confirmation of the reported massing of Austrian and German troops along the Austrian frontier, or the assembling of artillery at Trieste.

Fell With Honor. Przemyśl fell with honor, the British press concedes, for it withstood the onslaught longer than any place during the war, the investment having begun Sep. 16, something more than six months ago. The duration of the siege compared with the length of time it took the Germans to capture such strongholds as Liege, Namur and Antwerp, was due to two causes—one being the desire of the Russians to keep the loss of life among the besieging army at a minimum the other to the lack of great guns, which the Germans had in Belgium.

The investment was not a close one, the Germans having had up until recently a radius of about 12 miles in which to move about, and some dispatches told of shooting expeditions indulged in by the officers of the garrison.

Memel Situation Interesting. Nothing of great importance has been recovered overnight in the west. In the east, aside from the fall of Przemyśl, the situation around the German port of Memel is the most interesting. From this town the Germans maintain they have driven the Russians, while a controversy is being waged by the press of the two countries as to the merits of the Russian contention that civilians fired on them in this latest incursion in east Prussia—an act which demanded retaliation.

There is no late news from the Dardanelles and the belief in England seems to be that the operations perhaps will be more protracted than at first expected.

'NORTH CAROLINA TOMMY' CAPTURED

Thomas Sater, Said To Be Yeggman of Note, Taken at Asheville

(Special to The News and Observer.) Asheville, Mar. 22.—Thomas Sater, known throughout the country as North Carolina Tommy, said to be a yeggman with a bad record today was taken by postal inspectors and deputies from the office of the United States marshal as he attempted to board a train for Knoxville.

Unable to furnish bond in the sum of \$1,000 he is held in the Buncombe county jail awaiting a trial before the United States commissioner.

Sater, who is reported to have several aliases is charged with robbing the safe of the Candler postoffice a few days ago and when taken had \$200 in his possession. He is 29 years of age and has been here for the past several weeks with his wife, a guest at a local boarding house.

He has been peddling jewelry and told the officers that the money found in his possession was derived from the sale of jewelry. He is said to have been discharged from the Atlanta penitentiary less than two years ago after completing a term of four years for robbing a postoffice at Russellville, Tenn.

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FEDERAL GRAND JURY TAKES HOLD IN OSBORNE-TANZER MIXUP CASE

Mysterious "Oliver Osborne," the Accuser of Miss Rae Tanzer Keeps Out of Sight and There Is Search for a Flirtatious Man Answering His Description—Breach of Promise Case Goes Over Till Wednesday Which Is Expected to Be a Day of Developments

SHOTS ACROSS BOW OF HAMBURG LINER

Odenwald Detained in San Juan Harbor By The Guns of Morro Castle

MAY PROSECUTE CAPTAIN

Attempted to Leave Without Clearance Tapers; Action Taken Under Resolution of Congress To Protect American Neutrality; Other Vessels Also Being Detained

(By the Associated Press.) Washington, March 22.—While the guns of Morro Castle detain the Hamburg-American liner Odenwald in the harbor of San Juan, Porto Rico, officials of the United States government are considering the question whether the steamer's captain shall be prosecuted for attempting to leave San Juan Saturday without clearance papers.

Leut. Burnham, commanding the Porto Rican regiment, cabled the War Department today that it had been necessary to fire shots across the Odenwald's bow to keep her from putting to sea Friday, although on Friday he had warned the captain that he would be fired on if he started out of the harbor without being cleared.

Clearance had been withheld on account of what the customs officials considered suspicious circumstances. The ship, it is said, has no other cargo than coal and supplies.

Congress Gave the Authority. Under a joint resolution passed by the last Congress the President is authorized to direct collectors of customs to withhold clearance from any vessel which he has reasonable cause to believe to be about to carry fuel, arms, ammunition, men or supplies to any war ship, tender or military ship of belligerent nation. The resolution further provides that if any such vessels depart or attempt to depart from the jurisdiction of the United States without clearance, for the purpose of seeing the Odenwald to the United States, and "the owner or master or person or persons having charge or command, shall be liable to fine or imprisonment."

It became known today that the Treasury department had had its attention called to the Hamburg-American liner Odenwald, now laid up at the pier at San Juan, by a cargo of grain loaded at Portland, Oregon, last July for Hamburg. Recent activities aboard the vessel have caused officials to take steps to assure that the vessel will not depart without inspection and clearance.

Two Stopped at New York. New York, Mar. 22.—Two steamers leaving for Europe today were stopped today by shots across their bows, fired by the dispatch boat Dolphin, stationed in the harbor to guard American neutrality. Both ships later were allowed to proceed.

The American ship Santa Clara was halted by a shot when she failed to stop at signals. The American steamer Newton was stopped because she failed to display signals despite whistle warnings by the Dolphin. Neutrality officers from the naval tug Naakeeta boarded the Newton and ordered Captain Abbot to hoist his signals.

Thierichsen Visits Collector. Newport News, Va., Mar. 22.—Captain Max Thierichsen, of the German cargo ship Fritz Eitel, today paid official visits to Collector of Customs Hamilton here and Colonel Hayes, commandant of Fort Monroe. The visit is rather in the nature of a social call, said the collector. At the fort the German captain was the guest of the commandant at luncheon and later witnessed a special dress parade. Sunday the officers of the German warship accompanied by an officer of the United States Army and the members of the crew, accompanied by a non-commissioned officer from Fort Monroe, were allowed to come ashore and visit Newport News and other points of interest on the Virginia peninsula.

NASHVILLE MADE RESERVE CITY FOR NATIONAL BANKS. (By the Associated Press.) Washington, Mar. 22.—Nashville, Tennessee, was designated today by the Federal Reserve Board as a reserve city for national banks. The board announced that cities must have 50,000 population, combined capital and surplus in national banks of \$3,000,000, and deposits of \$10,000,000 to be so designated in the future.

Days Into Mobile Item. (By the Associated Press.) Mobile, Ala., March 22.—W. M. Clements, former managing editor of the Birmingham News and secretary of the Southern Newspaper Publishers' Association, has purchased an interest in the Mobile Item Company and has assumed charge of the editorial department of that paper. Mr. Clements is one of the best known newspaper men in the Southern States. He was born in Louisville, Ky.

Is Lost To Sight. More than ever before the whereabouts of "Oliver Osborne," the witness who voluntarily projected himself into the legal entanglements growing out of Miss Rae Tanzer's \$50,000 breach of promise action against James W. Osborne, prominent lawyer and one time Assistant District Attorney, were hidden in mystery yesterday.

Apparently this mysterious witness, whose disappearance was as wholly unexpected as the great query in New York in the suit for \$50,000 brought by Miss Rae Tanzer against Mr. James W. Osborne, following the disappearance of the man said to be "Oliver Osborne" who declared to James W. Osborne that he is the man who was courting Rae Tanzer. The New York Herald of yesterday had the following on the matter:

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The Young New York Woman Who Is Suing James W. Osborne for Breach of Promise and Who Is Charged With Attempt to Black-mail and Use of Mails to Defraud.

Miss Tanzer recently sued J. W. Osborne for \$50,000, alleging breach of promise. Soon after a man appeared who said he was Oliver Osborne and that he was the man who had cultivated the girl's acquaintance. He was charged with attempt to black-mail and use of mails to defraud.

Miss Tanzer today was served with papers directing him to produce before the federal grand jury a letter delivered to him last Friday and said to have been written to a young woman named Helen Kaiser by Oliver Osborne.

The case also came up in the Supreme Court today where J. W. Osborne had applied for a bill of particulars in the breach of promise case. On motion of Miss Tanzer's counsel, this motion went over until Wednesday.

Slade Presented for Contempt. Maxwell Slade, law partner of David H. Slade, appeared for him before the grand jury, but declined to be sworn or to surrender the letter. He then was presented for contempt to Judge Cushman of the Federal court.

Slade explained to the court that the Helen Kaiser letter was evidence held by him in the interest of his client and for that reason, he contended, he should not be required to furnish the government evidence which he considered to be of vital importance under the circumstances. Judge Cushman directed Slade to return to the grand jury room, produce the letter and be sworn so as to tell the circumstances under which it was received by his firm. On Slade's plea that he be allowed time to confer with counsel, he was given until tomorrow.

As to the bill of particulars asked for the New York World of yesterday said that in an affidavit in support of his motion Mr. Osborne sets forth that he is badly in need of certain information. Slade is asked to incorporate in the complaint the facts which Miss Tanzer asks.

He first asks that the house address of the plaintiff be given. He also wants to know just what he said when he is alleged to have promised to marry Miss Tanzer, and when and where the acts complained of were committed.

Mr. Slade said yesterday that he would oppose the motion in so far as giving information was concerned, but that he had no objection to an affidavit trial, asked for by Mr. Osborne.

Where Is "Oliver Osborne?" "Where is Oliver Osborne?" This question has been asked in New York in the suit for \$50,000 brought by Miss Rae Tanzer against Mr. James W. Osborne, following the disappearance of the man said to be "Oliver Osborne" who declared to James W. Osborne that he is the man who was courting Rae Tanzer. The New York Herald of yesterday had the following on the matter:

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