

The Guster County Republican

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BROKEN BOW, NEBRASKA

SUMMARY OF NEWS

CONDENSATIONS OF THE MORE IMPORTANT HAPPENINGS.

BOTH AT HOME AND ABROAD

General, Political, Religious, Sporting, Foreign and Other Events Recorded Here and There.

Foreign.

A score of miners were killed by an explosion in the Rhymney iron company's colliery in Glamorganshire, Wales. Manager Bowen and two companions who attempted a rescue were themselves overcome by the after-damp and perished.

Sir Edmund John Monson, formerly British ambassador to France, died a few days ago.

Hans Grade, the German aviator, won the Laine prize of \$10,000 by flying two and one-half kilometers (a little more than a mile and a half) in two minutes and forty-three seconds. The competition was restricted to aeroplanes constructed in Germany by German builders propelled by German made motors.

The Korean patriotic league has issued a circular expressing satisfaction at the assassination of Prince Ito. It says: "Now is the time for our twenty millions of people to secure their independence. Ito is dead. He brought to our country the rule of the Japanese, and enslaved the people. His selfishness has received its reward. His crimes were unpardonable and what happened to him was a fitting reward for his trickery and just punishment from our country."

At Santiago, Chili, a great demonstration was held in memory of General Jose de San Martin, a celebrated Spanish-American general in the war for independence, whose brilliant victory at the Malpo April 5, 1818, virtually drove the Spaniards from Chili. Thousands of troops and school children formed in procession and marched past the statue erected in his honor.

A scene of great disorder was caused at St. Petersburg, Russia, by the socialist interpellation in the duma, declaring unconstitutional the imperial ukase, issued September 6, with reference to military legislation. Secretary Zamylovskiy refused to read the interpellation on account of its disloyalty.

General.

A colored organization of Alabama is contributing its mite toward building the canal.

Prosperity has arrived, according to the figures furnished by the department of commerce and labor.

Buffalo, N. Y., suffered a \$250,000 fire loss a few days ago.

Porters, cabmen and waiters are not desirable for jurors, according to Jury Commissioner William A. Amberg, who testified in Chicago before the judges who are investigating alleged irregularities in the drawing of venire.

Deep water crusaders are to camp at Washington this winter to influence congress.

Elections held on Tuesday reflected little general political interest.

Both France and the United States are anxious to avoid anything in the way of tariff war.

Prince Ito, assassinated by Koreans, was regarded as the leading statesman of Japan.

Officials of the Pittsburg & Lake Erie railroad have issued circulars to their 3,000 laborers announcing that when they draw their pay November 1 for October work they will receive pay on a basis of \$1.65 a day instead of \$1.50.

The late Senator Patrick H. McCarren, in his will leaves all his property, real estate and personal, to his aged mother, Mrs. Mary McCarren. The estate is estimated at \$50,000.

A dinner attended by about 500 persons was tendered at Philadelphia by the Manufacturers' club, under whose auspices the visitors came to Philadelphia.

Resolutions eulogizing Professor Ferrer and condemning the officials responsible for his execution in Spain were adopted at a mass meeting in Detroit.

A rumor is in circulation at St. Petersburg to the effect that the powers have addressed a joint note to Russia with regard to Manchurian affairs.

The prices of vehicles, buggies, surreys and carriages are to be moved up by the 4,000 members of the Tri-State Vehicle and Implement Dealers' association. This is to be done in spite of the fact that automobiles are getting cheaper every year.

A decrease in the number of casualties on railroads for the year ending June 30, 1909, is shown by a report published by the Interstate Commerce commission.

Rear Admiral Sebree brought to Manila news of cannibalism on the Admiralty islands.

Jack Johnson (colored) and Jim Jeffries have signed up for a big fight on or before July 5th.

There was an enormous comparative increase in exports during the month of September.

John Bigelow of New York, former United States minister to France, who within less than a month will celebrate his ninety-second birthday, has presented Mount Airy, his dairy farm of 400 acres, to the village of Highland Falls, New York.

King Edward has appointed a royal commission to inquire into the condition of the divorce laws, especially as they affect the poorer classes.

Half a million dollars in Indian funds is involved in a treasury department decision.

Premier Asquith announced in the house of commons that on November 5 he would move for the rejection entirely of the house of lords amendments to the Irish land bill.

Leroy Foster, a young rural mail carrier of Clay Center, Neb., shot and killed Inez Cox, a stenographer, and committed suicide.

The proudest man in Itaca, New York, is Charles A. Ryerson of 205 Third street, who became the father of his sixteenth child recently. Mr. Ryerson is 54 years old, his wife is 48, and they have been married about twenty-nine years. Since that time eight boys have been born.

There is likely to be a wholesale release of supposed lepers on an island of the Hawaiian group.

Congressman Fowler has sent a challenge to Senator Aldrich to debate the central bank question.

The vacancy left by the death of E. H. Harriman in the directorate of the Delaware & Hudson company was filled by the election of former Judge Robert S. Lovett.

Modern Greece is apparently in danger from the rapid emigration to the United States on the part of the young men.

The sale of the Christian stamps furnished by the Red Cross society will begin about the middle of November, and it is expected that several thousand dollars will be realized by the Nebraska Society for the Study and Prevention of Tuberculosis.

Wm. Engle won first chance at the Aberdeen land drawing. His chance was worth \$20,000. But Engle had thought so little of his luck that he fled on some land in Tripp county, thereby losing his right to the Aberdeen land.

Daniel Edwin Hurley, an actor and singer connected with the Dolly Varden company, New York, insane over religion, built a circle of fire on the street and stood in the center of it to burn to death.

Eight hundred speakers in New York were busy a few days before election.

Rev. Frederick H. Ward, pastor of the Baptist church at Freewater, Ore., pleaded guilty of bigamy and was sentenced to five years in the Washington penitentiary.

The Prince and Princess Kuni of Japan have communicated through Mr. Matsui, the Japanese charge d'affaires, their thanks to the American people for the generous hospitality which they received while in this country to attend the Hudson-Fulton celebration in New York.

By the terms of the will of the late Dr. Levy I. Shoemaker of Wilkes-Barre, Pa., which was filed for probate, Yale university is given more than \$500,000, to be used in the medical department of the institution.

Washington.

With the school of aeronautics at Omaha, Neb., closed for the winter, three of the officers who were in attendance have been ordered back to their commands in other branches of the army.

Frank Walley Perkins, acting superintendent of the United States coast and geodetic survey, was suspended without pay and John J. Gilbert, inspector of hydrography and topography, reduced from \$3,000 to \$2,000 a year as the result of charges of administrative irregularities.

Information has reached the state department that the celebrated Alsop claim against Chile, involving valuable guano deposits and silver mines, is in a fair way of settlement.

Orders were issued by the postoffice department to all postmasters, railway mail clerks and other postal employees to keep a sharp lookout for mail matter from or addressed to the Cuban national lottery. The lottery has undertaken to exploit the United States in violation of the postal laws of this country, it is alleged, and more than fifty communications to the concern, each containing money, have been held and the contents returned to the senders.

The Chinese government has sent forty-seven students to American colleges and universities in compliance with the understanding with the United States regarding the disposition of the indemnity remitted by this government.

The Brownsville court of inquiry decided to visit Brownsville, Texas, late in November to hear any new material facts bearing on the famous "shooting up" of that city on the night of August 13, 1906.

Ex-President Roosevelt has sent a story of his exploits in killing wild beasts of East Africa.

Personal.

Two hundred members of the Gompers family held a reunion in New York to do honor to Solomon Gompers.

Colonel J. E. Houston of the Nineteenth infantry at Fort Bliss did not finish the endurance ride of ninety miles required by the war department. He fell out at the half way station and will now probably go before the retiring board.

The Minnesota congressman who succeeded J. Adam Bede is accused of going over to the Cannon crowd.

At New Orleans Speaker Cannon uttered defiance to his enemies, the insurgents, and declared the recent attacks upon him to be "peanut politics" and "tommy rot."

Two brothers were arrested at Kansas City, charged with the murder of the Van Royen family. One of them has confessed that he alone did the deed.

Dr. Cook replied to detractors at Hamilton, Mont., and practically accused Peary of instigating them.

MORE TIME WANTED

TO COMPLETE NORTH PLATTE IRRIGATION PROJECT.

THE TROUBLE OF MRS. DALTON

She Asks That the Governor Intercede in Her Behalf—Various State Capital Matters.

Andrew Welts, project engineer, filed a petition with State Engineer Simmons, together with an application for an extension of time in which to complete the work on the North Platte irrigation project of the government. Five more years will be required to complete it and it may be ten years before all of the available water can be turned over to the farmers. The United States government is obliged to acquire water rights in a state exactly the same as an individual.

The application has been granted by State Engineer Simmons with two provisions: First, that water can be placed on the land as fast as possible, and second, that settlers who are now irrigating their land from adjacent streams shall retain their rights. Mr. Simmons declares that settlers who are trying to develop the country should have every possible advantage. About \$500,000 is available for the work on the Nebraska-Wyoming project during the next year.

More of Road Troubles.

Mrs. Siemer of Dalton, who some time ago wrote to the governor for assistance in getting roads opened between her farm and town, out in Morrill county, to save her the trouble of opening gates, wrote again a few days ago. The governor informed her how to proceed to get the county board to declare the roads opened and Mrs. Siemer has written that the county clerk had instructed her to send in a check for \$25 to guarantee the expense of viewing the proposed road and the commissioners would get busy. Should the road be finally opened then the check would be returned. The law provides that the party demanding the road shall guaranty the cost of inspection so in case the road is not opened the commissioners may get their pay and expenses. Mrs. Siemer said she had no \$25 to put up. The office of the governor doubts if it will cost \$25 to make the investigation and it is probable the clerk will be asked by the governor to explain just why the woman should be required to put up the stated amount of \$25.

Better Service at Norfolk.

It is up to the Pacific Express company and the American Express company to install a Norfolk long distance telephone in their joint office at Norfolk. Such is the order of the State Railway Commission issued following several hearings on the case. The findings and the order of the commission is based on the Bartos act passed by the late legislature which requires public service corporations to provide facilities for the benefit of the public in the transaction of their business. Present service is inadequate.

Improvement of Salt Creek.

Assisted by Congressman Maguire, farmers of the Salt Creek drainage district have outlined plans for the formation of a drainage district and operations will soon begin. The channel of Salt Creek will be straightened and the curves removed between Lincoln and Ashland.

Permission Granted.

Adjutant General John C. Hartington has received special permission from the war department at Washington to permit Lieutenant Colonel W. Edmond Baehr, First regiment, Nebraska National Guard, of Omaha, to attend the United States army garrison at Fort Crook. A limited number of national guardsmen from the different states is allowed by the government to attend military post schools and a money allowance is made them in accordance with their rank. Lieutenant Colonel Baehr will receive an allowance of about \$80 a month for a school term limited to six months.

Suggestion for Advertising.

General Manderson has written Labor Commissioner Maupin a letter regarding the publication of a bulletin, Nebraska Resources. Enclosed with his suggestions was a letter from Thomas Creigh, attorney for the Cudahy Packing company, commending General Manderson for his interest in securing for the labor bureau sufficient appropriations to more properly advertise the state and its resources. Mr. Creigh called the attention of General Manderson to articles being published in the various counties of the state. These articles, said Mr. Creigh, were good advertising for Nebraska and the next bulletin issued by the department of labor should contain the population of the counties, valuation of counties and per capita wealth of the people.

Sharp Drives Good Bargain.

The general opinion among those who seem to know about the inside of the deal whereby W. E. Sharp got possession of the traction company and will make himself president of it is that the new syndicate of business men drove a good bargain. A quantity of the stock was bought for \$55 a share. Of this amount \$25 was paid in cash and a note given for the \$30. This note, which covered all the money due on all the sales, runs for three years and is payable to a board of trustees.

COURT MUST DECIDE.

Constitutionality of Corporation Tax Law.

The brief of the appellants in the attack on the constitutionality of the corporation tax law has reached the supreme court. The case was filed in the Lancaster county court by the Mercantile Incorporating company of Omaha. The Erie Iron works entered the case as intervenor, Judge J. J. Sullivan, candidate for supreme judge, on the democratic ticket, being the attorney in the case. An effort is being made to render invalid this law of the recent legislature taxing corporations a flat amount governed by their capital stock, but not based directly on it.

In the Lancaster county district court where the case was first brought the law was held to be good, and an appeal was taken to the supreme court.

In arguing the unconstitutionality of the law the appellant corporations set forth that the tax must either be in the nature of a license or a tax on the franchise. It can not be in the nature of a license from the very terms of the law. License presupposes that the state will regulate. No such regulation is prescribed. License moneys go to the school fund. The tax under this law is turned into the general fund.

The law says that such tax is an occupation permit. But the contestants declare that the right of levying an occupation tax granted in section 1, article 9 of the constitution, does not include such a tax as this law calls for. It directs an occupation tax on ad valorem basis, and enumerates sixteen kinds of occupations that might fall under the tax. Hence the law can not properly be called an occupation tax.

The section of the constitution granting the right to levy an occupation tax reads: "The legislature shall provide such revenue as may be needed, by levying a tax by valuation, so that every person and corporation shall pay a tax in proportion to the value of his, her or its property and franchise, the value to be ascertained in such manner as the legislature shall direct, and it shall have power to tax peddlers, auctioneers, brokers, hawkers, commission merchants, showmen, jugglers, inn keepers, liquor dealers, toll bridge, ferries, insurance, telegraph and express interests or business, vendors of patent medicines in such manner as it shall direct, by general law, uniform as to the class upon which it operates."

When the list of delinquent corporations who had not paid the tax according to the corporation tax law was published no allowance was made for those corporations which have a capital stock and do not, under their very nature, intend to pay a dividend or in any way act as profit makers for the stockholders. It was assumed that if there was a capital stock there must be a profit-sharing intent. Many corporations have since protested that such was not the purpose of their formation and they should not be compelled to pay a tax. The secretary of state is sending out blanks asking for an affidavit from the officers of each such company that they were organized for social purposes or benevolent purposes only and are exempt from the operations of the law.

Must Make Affidavit.

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Attempt to Break Will.

A third attack has been made in the supreme court against Ida Wharton, the widow of the late George H. Boggs of Omaha. The complainants are the relatives of Boggs, who object to her using Boggs' property. Everything was willed to his wife by Boggs aside from a trusteeship, but she was also given the right to remove, with or without cause, the trustees. The brothers and sisters of the dead man declare that Mrs. Wharton has given much property willed her to her second husband, and that the property has yielded her an income of about \$12,000 per year.

A Complaint Filed.

The Kendall-Smith Milling company of Woodlawn has filed a formal complaint with the railway commission asking that the Burlington be compelled to reinstate its former switching charges between Lincoln and Woodlawn, which it changed January 1, 1907. The petition says that for thirty-three years the charge has been \$5 a car between the two towns and under the beneficent rate the complainant has built up a thriving milling and feed business in the city of Lincoln, the product coming from the mill at Woodlawn. The changed rate has changed all this.

At the Corn Exposition.

All summer the Nebraska experiment stations have been working to have growing plants at the National Corn Exposition that the visitors might see just how the grains look at various stages and compare them to the parent plants at each season. The exhibit is entirely in charge of the Nebraska Agricultural college at Lincoln and will be supplemented by a large collection of grains and grasses from the state.

Complaint on Switching Rate.

The Kendall-Smith company of Lincoln has filed a complaint against the Burlington railroad, with the state railway commission because it has seen fit to change its switching rate of \$5 a car from Woodlawn to 2 cents per 100 pounds. This company has a machinery manufactory at Woodlawn, and for thirty-five years it says in its complaint the Burlington gave it a switching rate of \$5 a car. But recently it changed this rate to 2 cents per 100 pounds, and this rate is regarded as too high.

RESULTS IN DOUBT

RETURNS ON THE STATE TOO MEAGER TO DETERMINE.

HAYWARD CLAIMS A VICTORY

First Returns Show Democratic Gains in Unexpected Places but With Other Changes More Pleasing to Republicans.

Returns at hand on the vote for supreme judge in Nebraska are far from conclusive.

One hundred and forty-seven precincts in the state, outside of Douglas and Lancaster, gave the following totals:

Dean 9,606
Good 9,637
Sullivan 9,807
Barnes 9,846
Fawcett 9,312
Sedgwick 9,342

These same precincts in 1907 gave Reese 11,660 and Loomis 9,506. In that year Reese, republican candidate, secured a majority of 24,008 in the state. These figures showed a net loss to the republicans of 2,613, or a little more than 17 to the precinct.

Thirty additional precincts raised these totals to Dean 12,208; Good 12,214; Sullivan, 12,338; Barnes, 13,187; Fawcett, 13,083; Sedgwick, 12,156. The 184 precincts computed above gave in 1907—Reese, 14,367; Loomis 11,586.

Twelve additional precincts from Cherry county gave the following vote: Dean, 621; Good, 251; Sullivan, 259; Barnes, 282; Fawcett, 280; Sedgwick, 280. These precincts in 1907 gave Reese, 365; Loomis, 255.

In contrast to these figures Douglas county came in with a strong vote, and Lancaster showed the republican candidates for supreme judge more than 1,000 votes ahead of the democrats in 39 out of the 53 precincts.

Because of the various methods used in making comparisons it was difficult to compare computations. The republican state headquarters used the vote of last year, the State Journal the vote on supreme judge in 1907, while in Omaha both comparisons were made.

The vote received on recent was incomplete and difficult to make an estimate from, but in Omaha it was claimed the republican regents had been elected by a strong majority.

Lorton May Be Appointed.

Washington.—A letter has been received in Washington from a Nashville, Tenn., politician who is a close friend of Justice Lorton, and of former Secretary Luke E. Wright, declaring that it may be set down as settled that Justice Lorton will be appointed to the supreme bench. The information is regarded as peculiarly reliable, so far as it has to do with the impression which Judge Lorton and Secretary Wright entertain.

Judge Lorton probably is closer to President Taft than anybody else now in public life. The story goes that Mr. Taft wanted President Roosevelt to name Judge Lorton to the supreme bench instead of Justice Moody; but Mr. Roosevelt would not do it. It was Judge Lorton who first introduced Secretary Taft and General Wright; and in the present juncture, according to the advices from Nashville, General Wright is looking after the interests of Judge Lorton in the judicial matter.

The information, therefore, may be said to come directly from both Judge Lorton and General Wright, that they are confident of the appointment. They think, moreover, that the appointment will be made immediately after President Taft's return from his trip, in order to prevent the possibility of a long and embarrassing consideration.

Prison Looming Up.

Washington.—The district court of appeals Tuesday affirmed the decree of the supreme court of the District of Columbia, adjudging President Samuel Gompers, Secretary Frank Morrison, of the American Federation of Labor, guilty of contempt of court in the Buck Stove and Range case.

Chief Justice Sheppard dissented from the opinion of the court on constitutional grounds.

The court held that the fundamental issue was whether the constitutional agencies of government should be obeyed or defied. The mere fact that the defendants were the officers of organized labor in America, said the court, lent importance to the cause and added to the gravity of the situation, but it should not be permitted to influence the result.

Hurt Riding the "Bumpers."

Central City, Neb.—While riding the "bumpers" on a through freight on the Union Pacific Tuesday morning, a young man giving his name as Chas. Allen had his foot crushed by being mashed between the bumpers. He was taken to the rooms above the Y. M. C. A. building. The young man claims Iowa as his home, and has every appearance of affluence, wearing two or three rings set with diamonds, and having other articles of jewelry in his possession.

Japan Keeps Its Promise.

Peking.—The Japanese-Korean residency was withdrawn Tuesday from Chientao in fulfillment of an agreement reached between Japan and China, September 4, last, and which recognizes Chientao as Chinese territory, from which the Japanese military forces then held there for the protection of Japanese and Korean interests should be withdrawn. Japan has established a consulate general and two branches in Chientao. China has opened offices of maritime customs in the district.

NEBRASKA NEWS AND NOTES.

Items of Interest Taken From Here and There Over the State.

Many farmers, on husking their corn, are finding the yield better than anticipated.

Butte's new opera house, erected at a cost of \$11,000, is now ready for business.

Humboldt had five diphtheria cases, but at this writing all are progressing satisfactorily.

Nebraska Daughters of the American Revolution had a two days' meeting in Beatrice, elected officers and transacted other business.

Eastern parties are inquiring of Tecumseh if the city would like to have a canning factory. Sure, says Tecumseh, if conditions are all right.

Daniel M. Behringer of Johnson county has sold his 240 acre farm, southeast of Tecumseh to T. C. Boylan of Riverton, Ia., for \$125 per acre, or \$30,000.

Ross Hofeldt, a farmer, 39 years old, committed suicide at his home about two miles south of Elkhorn by shooting himself. The act is supposed to have been due to despondency.

Governor Shallenberger has approved the re-election of Captain Iver S. Johnson and Second Lieutenant William N. Norris of company B, First regiment, Nebraska, national guard, of Stanton.

William Wiese, a boy of 13 years, living three miles southeast of West Point, has raised one acre of corn under the direction of the State Board of Agriculture, the yield of which is a little more than 113 bushels.

Attorney John Patterson, jr., of Central City has just returned from a tour of the south and Old Mexico where he went to look up several big land propositions. During his stay in the south he purchased 16,000 acres.

Indiana will exhibit at the National Corn show. The exhibit includes the many features of crop and soil work presented at the Indiana state fair, together with a large display showing results of experimental work.

A large barn on the Martin Fritzen farm in AGge county was destroyed by fire. A valuable team, several hundred bushels of grain and farm implements were consumed. The loss is placed at \$2,000, with no insurance.

Nine years ago J. W. Bennett moved to Fullerton from York county and purchased a farm of 240 acres one mile east of that city paying \$40 per acre. He sold the farm last week to R. G. Clark for \$100 per acre.

According to the report of the state treasurer, the balance in the state banks and in the state treasury October 31st amounted to \$573,304. This is an increase of \$21,000 over the balance last month.

C. R. Johnson, the colored barber who admitted he wrote suggestive letters to Little Lizzie Miller, a fifteen-year-old girl, was driven out of Fremont by the county officials, who believed it unsafe for Johnson to remain.

Gov. Shallenberger arrived home from his Southern trip in time to vote. Near Creston Mr. Bockman's youngest son was accidentally shot by another while out hunting. His injuries were quite serious and grave doubts are held for his recovery.

Caught between the bumpers of two freight cars, Charles Allen, a tramp, who was stealing a ride, had his foot badly crushed, and was taken off a Union Pacific freight train at Central City.

The annual boys' and girls' industrial contest and corn show under the auspices of the county schools, will be held in Tecumseh on Saturday, November 27. Prizes are offered for corn and work of all kinds the girls of the school engage in.

Leander Wilson, a farmer residing ten miles northeast of Beatrice started a fire in his potato patch to burn off the trash and before the flames were subdued they burned forty-five acres of corn averaging twenty-five bushels to the acre.

Postmaster S. D. Cole of Wymore has been informed that punch mail service will be installed by the government on the new trains, Nos. 81 and 86, to be installed by the Burlington between Wymore and Lincoln October 31.

Mrs. Foster of Oklahoma, coming up on the Missouri Pacific railroad, lost her pocketbook on the car window near the Nemaha river. Leaving the train at Falls City she returned to the place where it was dropped and was fortunate in finding it where it fell.

Two young women who arrived in Lincoln to solicit money for an orphan's home in Kansas City were refused a letter by Mayor Love. He said he considered the young women too far away from home for that work, and besides Lincoln had all it could do to take of its own orphanages.

The Chicago & Northwestern railroad has received permission of the State Railway commission to issue bonds to the amount of \$20,162,000. Some time ago this road received permission from the state of Wisconsin to issue bonds to the amount of some \$30,000,000 and about one-third of this amount has been issued. Now the road intends to issue the other two-thirds, giving a mortgage on its property in this state.

Religious services in a saloon, with singing by handsomely gowned women to accompaniments played at a portable organ, were a new feature in the spectacular revival meetings in Hastings.

A collection of swine bones will form a part of the Nebraska exhibit at the National corn show. This is a queer display but it shows something of the most practical sort for the farmer—the effect of the various rations when fed to hogs, what corn and alfalfa will produce in the way of bones as compared to the bones produced by feeding other rations.