

## TITLE MAY BE INVALID

Decision that Indian With White Father Cannot Have Allotment.

## CHARGES AGAINST SEVERAL PEOPLE

Complaints Accompanied by Application to Enter Homestead Claim—Papers Sent to General Commissioner at Washington—People of Lynch Excited.

O'NEILL, Neb., Aug. 10.—Much excitement is being caused here by reason of a recent decision of the secretary of the interior with reference to land allotted to quarter and half-breed Indians. The syllabus of the case referred to is as follows:

"Children born of a white man, a citizen of the United States, and an Indian woman, his wife, follow the status of the father in the matter of citizenship and are therefore not entitled to allotment under section 4, act of February 8, 1887, as amended by the act of February 28, 1891."

The decision seems to affect the title to several thousand acres of very choice land in Boyd and Knox counties. In October, 1890, there were allotted to the Ponca tribe of Indians in Nebraska several thousand acres of land in the above named counties, which then formed a part of the Ponca and Sioux Indian reservations. Many of the allottees were children born of a white man and an Indian woman and under the rule then in force it was thought they were entitled to an allotment. The ruling was reversed in the decision above referred to.

S. J. Weeks, register of the United States land office here, when seen today said: "Yes, it is true that charges have been preferred by individuals against a number of Indian allotments in Boyd county. The complaints are in the nature of an affidavit, alleging in each instance that the allottee in each instance is the child of a white man and a citizen of the United States. In most instances the complaint is accompanied by an application to enter the land as a homestead. The homestead application is not allowed, but all papers are transmitted to the commissioner of the general land office, and will, as I take it, if he deems the charges sufficient, make the matter a subject of inquiry by a special agent or order a hearing at the local land office. In case a hearing is ordered the persons presenting the charges against the allotments must assume and pay the expense of the hearing, but they acquire no preference right to make entry of the land if the allotment is canceled."

It is reported here today that the people of Lynch, the town nearest the land, are much excited over the matter and many are on the way here to make application for the land.

## AFTER REMAINDER OF LAND.

Settlers Think Cattlemen Can Easily Get Out of the Reserve.

LAWTON, Okl., Aug. 10.—A movement has been started here among the homeseekers who have lost to have the government open up the three reserves in the land lottery which it set aside in the Lawton district before the opening. At a meeting of 100 or more of them it was decided to petition the interior department at once to take such action. These reserves embrace 532,500 acres, or about 3,300 quarter sections. The land was held in reserve, it is believed, because the government anticipated that the cattlemen, who had all of the Kiowa-Comanche country leased for pastures, would not be able to find pastures in Texas or other cattle grazing sections readily. If the cattlemen can round up their cattle and get them to the government reservations this fall, the homeseekers argue, they can find pastures somewhere else by next spring. The homeseekers are willing to buy the land outright from the government.

Warrant for Mint Clerk.  
SAN FRANCISCO, Aug. 10.—United States Court Commissioner Hancock has, upon the request of Secret Service Agent George W. Hazen, issued a warrant for the arrest of Walter N. Dimmick, former chief clerk of the United States mint in this city, charging him with embezzling \$30,000 in gold coin, the loss of which was discovered early last month.

Omaha Line to Extend.  
CUMBERLAND, Wis., Aug. 10.—The Chicago, St. Paul, Minneapolis & Omaha railway will tap the Upper Michigan iron country.

Sheriff Kills Horse Thief.  
RED LODGE, Mont., Aug. 10.—Sheriff Potter shot and killed Tod Sloan, an alleged Wyoming horse thief. The sheriff had received a message from Big Horse county, Wyoming, to arrest Sloan and his partner, who were headed toward this city with a bunch of stolen horses. Sloan's partner was arrested in the city without resistance. Sheriff Potter and his deputy then found Sloan in the valley some miles from town.

## THE LAST FROM M'ARTHUR.

War Department Receives Report of Affairs in the Philippines.

WASHINGTON, Aug. 9.—The annual report of Major General MacArthur, dated July 1, 1901, the day he relinquished command of the Philippines, has been received at the War department. The period covered by the report is from October 1, 1900, when the last report from General MacArthur was dated. He says: "With the disbandment of the insurgents' field armies the Filipinos organized desperate resistance by banding the people together in support of the guerrillas. This was carried out by means of secret committees which collected contributions, inflicted punishments and carried on a considerable opposition to the Americans." General MacArthur says he hopes the policy adopted will, in time, conciliate the natives and make them friendly to the United States. The education of the people in times past made them suspicious of any governmental beneficence and they evidently looked upon the lenient attitude of the United States as indicating weakness. General MacArthur says the proclamation issued on December 20 firmly declaring the intention of the United States to hold the islands and have the laws obeyed had a good effect and the secret resistance was much abated.

General MacArthur gives the following statistics from May 5, 1900, to June 30, 1901 (during which time there were 1,062 contacts between American troops and insurgents), which show the casualties on both sides:

Americans—Killed, 245; wounded, 490; captured, 118; missing, 20.  
Insurgents—Killed—284; wounded, 1,193; captured, 6,572; surrendered, 23,095.

During the same period the following material was captured or surrendered from the insurgents: Rifles, 15,633; ammunition, 296,365 rounds; revolvers, 868; bolos, 3,516; cannon, 122; cannon ammunition, 10,270 rounds.

## FACTS ABOUT CUMMINS.

Is One of the Representative Republicans of Iowa.

DES MOINES, Ia., Aug. 9.—A. B. Cummins of Des Moines, who was nominated at the republican state convention, is one of Iowa's representative men.

Born in Greene county, Pennsylvania, 51 years of age, of Scotch-Irish parentage, he worked his way through the common schools and the Waynesburg academy, and then, when his education was completed, followed the advice of Greeley and came west.

It was in 1869 that he located in Elektor, in Clayton county, Iowa, and there secured a clerkship in the recorder's office. Some time afterward he engaged in carpentering and still later he was express messenger.

In 1871 Cummins went to Indiana and was deputy surveyor of Allen county, a short time afterward becoming division engineer of the Cincinnati, Richmond & Fort Wayne railroad. At the age of 23 Cummins decided to study law, and two years later was admitted to the bar in Chicago.

## NO CHANCE FOR MEDIATION.

'Frisco Strikers Want All Demands Met, or Nothing.

SAN FRANCISCO, Ca., Aug. 9.—The strike situation is practically unchanged. Governor Gage has not been asked to act as mediator, though he is willing to do what he can to settle the trouble by arbitration. The City Federation has extended the strike so as to include the ports of Benefa and Redwood City. The San Francisco board of trade has undertaken the task of enlisting all the retail dealers' associations of the city in a united effort to bring about a compromise.

The labor leaders, however, state that the struggle is not likely to be ended for some time. A mass meeting to consider the situation has been called for tomorrow night.

## Col. Breathitt Dead.

MARSHALL, Mo., Aug. 9.—Colonel Cardwell Breathitt died suddenly at his home near Nelson yesterday, aged 82. He was a son of Governor John Breathitt of Kentucky and father of John B. Breathitt, former railroad commissioner.

## Iowa Firm Bankrupt.

DUBUQUE, Ia., Aug. 9.—J. F. Lindeman & Co. of Lime Springs have filed a petition in bankruptcy. The liabilities are \$40,000 and the assets \$6,000.

## Roosevelt is Overstaying.

COLORADO SPRINGS, Colo., Aug. 9.—Vice President Roosevelt and party who left Colorado Springs Monday afternoon for a horseback ride and coyote hunt through the southeastern part of El Paso county and were to have been back this afternoon has not been heard from. This is taken to mean that they are having an enjoyable and successful hunt. The proposed trip to the Cripple Creek district has been postponed until Friday.

## STRIKE SO FAR IS EVEN

Close of Wednesday Finds Each Side With Something Gained.

## THE NEWCASTLE PLANT IS CLOSED

Manufacturers Retaliate by Breaking Strike at the Clark Mills—Both Shaffer and Schwab Say that the Other Must First Suggest Peace.

PITTSBURG, Pa., Aug. 8.—In the big steel strike honors are even in this section tonight. The Amalgamated association succeeded in closing down the big steel plant at Newcastle and the manufacturers partially broke the strike at the Clark mill in this city. Neither side is exulting, nor is there any expression of discouragement.

Up to this hour not the slightest trouble has occurred at any point in this immediate territory and the Amalgamated men are correspondingly happy, because this condition would seem to be the carrying out of the association's departure in the handling of the peace. The quiet waiting of the strikers may be one of the surprises hinted at by the national officers. From one or two points the strikers are reported as restless and eager for action, but so far they have kept faith with their leaders and refrained from committing any breach of the peace.

The United States Steel corporation it was learned today from an official source, will at once proceed in a systematic manner to start its closed sheet mills, making the non-union plants of the Kiskiminetas valley the cradle where strike-breakers will be trained and then sent out to the mills that are closed.

So far as President Schwab is concerned no overtures will be made to the workers. In a talk with a Pittsburgh man in New York yesterday he said: "We have made our last proposition to the Amalgamated association and will now proceed to start our works."

President Shaffer makes this counter statement: "The next proposition must come from the United States Steel corporation officials."

Thus the two officials stand. It seems as if only outside efforts can bring them together. The trust officials have decided to go ahead slowly in the matter of starting mills and to do so with as little publicity as possible.

The strongholds of the sheet company are the mills at Vandergrift, the largest in the country, Leechburg, Apollo and Scottdale. It has been decided to take as many skilled men away from these places as possible without retarding operations there and start the mills where there is the least danger of an outbreak. The places left vacant at the mills mentioned will be filled with men deserving of promotion and they will be given better positions. This move will be undertaken slowly and with caution. The plan further contemplates that after a time many of the strikers will return when they see one after another of the closed mills resuming. This plan was tested and was found to be feasible so far as the mills at Hyde Park and Wellsville go, and it has been decided to adopt it so far as the sheet and hoop mills are concerned.

## CUMMINS ON FIRST BALLOT.

Republicans of Iowa Nominate Him on First Ballot.

CEDAR RAPIDS, Aug. 8.—For governor, A. B. Cummins, Polk.

For lieutenant governor, John Herriott, Guthrie.

For supreme court judge, S. M. Weaver, Hardin.

For railroad commissioner, Ed C. Brown, O'Brien.

For superintendent, R. C. Barrett, Mitchell.

This is the ticket given birth by the republican state convention here yesterday. The nomination of Cummins was a foregone conclusion since the break up of the Herriott forces, which culminated in a release by Herriott of his own Guthrie county delegation. The fight was none the less a pretty one and close enough to be interesting to the end.

The anti-Cummins combination managed to capture a majority of the district caucuses to the extent of controlling the credentials committee and securing from it a report seating anti-Cummins contestants in Carroll and Jackson counties.

## Will Enlarge Prison Posts.

WASHINGTON, Aug. 8.—Extensive improvements are contemplated at the important military posts at Fort Monroe, Va., Fort Leavenworth, Kan., Fort Sheridan, Ill., and San Francisco. Since the transfer of the military prison at Leavenworth to the general government the posts named have been used for the imprisonment of general military prisoners. Under general plans of the department prison facilities will be enlarged.

## REPORTS ON CROP CONDITIONS.

Superintendent Calvert of the Burlington Makes Encouraging Statement.

OMAHA, Aug. 7.—General Manager Holdrege of the Burlington road has received from General Superintendent T. E. Calvert a crop report covering all divisions of the line for the week ending August 3. It is in the main very favorable, corn being estimated at from two-thirds of a crop down to one-third in different sections. Hay and wheat reports are most favorable. Detailed summaries of the yield per acre and other facts are given for each division.

On the northern division, extending from Plattsmouth to Kearney, the chief trouble is that there are either too few ears to the stalk or that little corn has formed on the cobs. This is true of corn that tasseled during the heated spell. Later corn will yield from ten to twenty bushels to the acre. In some places the crop will make from one-half to two-thirds of an average one. The general average for the district will be, it is estimated, slightly less than one-third of a crop.

Winter wheat on the northern division is threshing out well, with good quality. It is ranging from twenty to twenty-five bushels to the acre. Spring wheat and oats are scheduled as "poor" and potatoes are considerably damaged. The pastures are reviving somewhat since the rain and the cooler weather.

Corn conditions along the southern division are similar to those in the northern, although they are more favorable in places. This section extends from Blue Hill to Atchison, Kan. The yield will be from fifteen to twenty-five bushels per acre and in many places, constituting a considerable section of the whole territory, there will be from one-third to one-half a crop. In other spots nearly all the corn will be cut for fodder.

Wheat in the southern division is proving all that it promised. Pasture is not in very good condition and needs frequent heavy rains to make good fall feeding. Hay is a little short and the potato crop is poor, while apples and peaches are badly damaged by the dry weather.

## CONDITION OF IOWA CROPS.

Rains Have Helped Corn Except Where It Was Too Far Gone.

United States Department of Agriculture, Iowa Section, Climate and Crop Service, Weather Bureau, for Week Ending August 6, Des Moines, Ia.—The week averaged from 1 to 5 degrees daily above the normal, though as compared with the preceding week there was a fall of about 12 degrees in the daily mean temperature. The cooler weather, increased humidity and copious rains of July 27 and 28 broke the drought effectually except in quite limited areas, where the rainfall was very light.

The reports generally indicate fair improvement in the condition and prospects of the corn crop, though in a considerable portion of the early planted area it is damaged beyond recovery except for fodder. Much of the late planted corn is earing, with healthy show of tassels, and the yield of sound ears will depend upon favorable weather for the balance of the season without frosts to the end of September. With normal conditions it may yet bring forth more merchantable grain than has been estimated and if the fodder is all saved the value of the entire crop will fall but little, if any, below the amount realized from the grain alone in some recent seasons.

## FIRST CLAIM IS ELONGATED.

Wood of Weatherford Chooses Choicest Acres Along Townsite.

KANSAS CITY, Aug. 7.—A special to the Star from Fort Sill, Okla., says: John Wood of Weatherford, Texas, who drew No. 1 in the Lawton land district, created a sensation at the land office when, in filing his claim, he chose 160 acres running the entire length of the townsite on the south. According to the government plat the two most valuable sections in the whole reservation were made to adjoin the townsite on the south. Miss Mattie Beals, the Wichita, Kan., telephone girl, who had drawn No. 2 from the wheel, had counted on selecting one of these, but when Wood made the selection noted she had to content herself with a tract south of Wood's and two sections away from the townsite. Wood's claim is valued at about \$50,000.

Jeffries' representative states that the story that he and Sharkey have agreed to a match is untrue.

## Afraid of "Yankee Schemes."

VIENNA, Aug. 7.—At a largely attended meeting of shoemakers here it was decided, in spite of the announcement that an American firm would not open a branch in Vienna, that the shoemakers would continue the anti-American crusade, with the view of guarding against a re-credescence of "Yankee schemes." No definite decision was arrived at as to what form the next action of the shoemakers will take.

## THE NEBRASKA SCHOOLS

State Superintendent Fowler Will Labor for Better Conditions.

## CONFER WITH COUNTY TEACHERS

The Forthcoming Pamphlet that Will Treat of Educational Institutions—Major Moore Becomes Lieutenant of Regulars—Other Nebraska News.

LINCOLN, Neb., Aug. 7.—State Superintendent Fowler is preparing for a campaign of improvement in the condition and appearance of school buildings and grounds in rural districts. He does not intend to advocate an increase in the expenditure of funds for this particular purpose, but he will insist on having all school property under his supervision kept as neat as the appropriations will allow. In his tours over the state, Mr. Fowler has found considerable school property in a badly neglected state, due in nearly every instance to carelessness on the part of school officers rather than to lack of funds.

"It is my intention to publish some time during the winter a pamphlet on the rural school, its architecture, material, grounds, furnishings, etc.," said Mr. Fowler. "The pamphlet will be well illustrated. It will contain illustrations of the best, the average and the poorest school buildings in the state that are made of stone, brick, wood or sod. I want photographs of representative school buildings in all sections of the state. I want also interior views, representing the two extremes of tasteful decoration and of criminal neglect. I want some views that will show the condition of the grounds and the outbuildings. The publication will be a graphic exhibit of the actual school conditions of the state, designed to inform the public and show them the advantages under which the schools and school people labor in different parts of the state. I have asked the various county superintendents to assist me in obtaining these photographs. I have asked them also for information relative in rural school matters, such as how many have patent desks, how many have home-made desks, how many have both, and as to the use of slate blackboards, plaster boards, wooden boards and other kinds of boards, and how many schools have none, besides several other questions."

## State Grand Army Reunion.

HASTINGS, Neb., Aug. 7.—Manager J. J. Buchanan and assistants of the local committee are getting along swimmingly in the arrangements for the coming state Grand Army of the Republic reunion to be held in this city. Letters are being received daily from prominent men who respond to invitations from the state committee to be present and deliver addresses.

Major Warner of Kansas City, Congressman Burkett, Governor Savage and Church Howe send word that they will attend and address the old veterans. Invitations have been extended W. J. Bryan, Senator Dolliver of Iowa, Senator Cullom of Illinois, Governor Shaw of Iowa, Vice President Roosevelt, Bourke Cockran, ex-Senator Manderson, Senator Thurston, Mark Hanna, Governor Yates of Illinois and other statesmen prominent in state and national affairs. Favorable answers are expected from a great many of them.

## Merely a Social Visit.

WASHINGTON, Aug. 7.—Admiral Robley D. Evans was at the navy department for a short time yesterday in consultation with Assistant Secretary Hackett. Both stated that the conference did not relate to the issue which ex-Senator Chandler has raised regarding Admiral Evans' criticism of him (Chandler) in his book, "A Sailor's Log." Admiral Evans, who goes to Fort Monroe, said he called simply to pay his respects.

## District Reunion at Weeping Water.

WEeping WATER, Neb., Aug. 7.—The district reunion of the Grand Army of the Republic will be held at Weeping Water, August 20, 21, 22 and 23. Big preparations are being made by the citizens of the city to entertain visitors.

## Choice Claim for West Point Man.

WEST POINT, Neb., Aug. 7.—Chas. E. Nearly, whose address is given in the dispatches as Lyons and who drew one of the choice claims in the Oklahoma drawing, is a resident of West Point.

## Wins a Farm and a Bride.

HUMBOLDT, Neb., Aug. 7.—Hugh McGinnis, the oldest son of J. G. McGinnis, one of the pioneer farmers of Richardson county, went down to Oklahama and not only registered for a claim, but was among the successful ones in the El Reno district. He also surprised his friends by bringing back with him a bride, Miss Myrtle Thompson, a former resident of this city, but who has of late been living at Enid, Okla.

## THE LIVE STOCK MARKET.

Latest Quotations From South Omaha and Kansas City.

## SOUTH OMAHA.

Cattle—There was a fair run of cattle and a good proportion of the receipts was made up of western cattle. The demand for the better grades of beef was in good shape and just about steady prices were paid.

Packers started in in good season and bid just about yesterday's prices for the more desirable grades of corn fed cattle. The common and light weight stuff, particularly that which has been fed only a short time, was slow sale and in a good many cases sales were made that looked a little lower than the same kinds brought yesterday. The western range beef cattle that were offered were of pretty fair quality and as high as \$4.40 was paid. There was a good demand for the better grades of cows and heifers and just about steady prices were paid. The common stuff, such as canners, also sold for practically the same prices they did yesterday, but the medium grades were neglected and in a good many cases sold about a dime lower. Sellers found that class of stock hard to dispose of, as buyers did not seem particularly anxious for it. Bulls, calves and stags all sold in about the same notches they did yesterday.

Hogs—There was not a heavy run of hogs, but still there were a good many carried over from yesterday, which made the supply on sale of quite liberal proportions. Packers started bidding just about steady to strong prices as compared with yesterday's general market. It was noticeable, however, that they were picking out the better grades and leaving the common and light weight stuff. For the general run of mixed hogs they paid about \$5.65, while the heavier grades sold largely at \$5.75 and \$5.70, with some of the prime loads going as high as \$5.80.

Sheep—Following are quotations—Choice yearlings, \$3.25@3.50; fair to good yearlings, \$3.15@3.25; choice wethers, \$3.25@3.40; fair to good wethers, good ewes, \$2.80@2.90; choice spring lambs, \$4.50@5.00; fair to good spring lambs, \$4.25@4.50; feeder wethers, \$2.50@2.60; feeder lambs, \$3.00@3.50.

## KANSAS CITY.

Cattle—Native and Texas beef steers, steady; cows and heifers, 100 lb. lower; stockers and feeders, steady at Wednesday's decline; choice export and dressed beef steers, \$5.40@5.55; fair to good, \$4.60@5.35; stockers and feeders, \$2.60@4.00; western fed steers, \$4.00@5.50; western range steers, \$3.25@4.25; Texas grass steers, \$2.90@4.10; Texas cows, \$2.50@3.00; native cows, \$2.50@3.00; heifers, \$2.00@3.00; canners, \$1.50@2.40; bulls, \$2.50@4.50; calves, \$5.00@5.25.

Hogs—Market 5c higher; top, \$6.00; bulk of sales, \$5.60@5.90; heavy, \$5.50@5.90; mixed packers, \$5.00@5.50; light, \$3.25@5.75; pigs, \$3.00@5.20.

Sheep and Lambs—Lambs, 10c lower; steep steady; lambs, \$4.00@5.25; wethers, \$3.25@3.90; ewes, \$2.75@3.25; western range wethers, \$4.25@4.30; western range ewes, \$3.00@3.15; stock ewes, \$2.00@2.50.

## COLOMBIANS AGAIN ACTIVE.

Reports Say Their Forces Have Crossed Borders of Venezuela Again.

WILLMSTAD, Island of Curacao, Aug. 10.—The Venezuelan government announces that a new Colombian invasion occurred yesterday morning near Colon.

WASHINGTON, Aug. 10.—Neither the State or Navy departments were able to throw any light upon the press dispatch from Willmstad stating that the Venezuelan government announced that a new Colombia invasion occurred yesterday near Colon.

No further official reports have come regarding the situation on the isthmus and the officials appear content to rest with what has been done with preparing to protect American interests. They do not regard the situation as serious, but desire to be ready should it become serious. The battleship Wisconsin had not reported its departure to the Navy department during the early part of the day, but it is expected that it will be on its way south very soon.

As San Francisco is over 3,000 miles from Panama, the battleship probably will proceed further down the coast, probably to San Diego, Cal., and there await developments on the isthmus. The Navy department has not decided whether Commander Nathan Sargent will take the Machias all the way to the isthmus or be succeeded by some other officer.

## CHIEF OF BOURBONS DEAD.

Prince Henry of Orleans Passes Away in French Cochinchina.

SAIGON, French Cochinchina, Aug. 10.—Prince Henry of Orleans died at 6:30 p. m. today.

Prince Henry of Orleans is the oldest son of the duke of Chartres and a cousin of the duke of Orleans. He was born in 1867 and was not married. The prince had been dangerously ill for some time past. He was on his way to the United States by way of San Francisco and was to have passed some time at Newport this fall. His name has been mentioned as a suitor for the hand of a well known American heiress and at one time he figured for the hand of the eldest sister of the young king of Spain, the Infanta De La Mercedes, who was married in February of the present year to Prince Charles of Bourbon.

## Want a New Game Law.

YANKTON, S. D., Aug. 10.—Much dissatisfaction is felt among city sportsmen at the state game laws referring to prairie chickens. Under the present law the season opens September 1, and before that time city hunters claim farmers have shot or scattered them so there is no shooting left. The farmers take advantage of the law and while the city man is waiting for the expiration of it the chickens are cleaned out.