## REFORMATORY LAW IS VOID

Supreme Court Holds That the Nebraska Statute is Unconstitutional.

FIXES THE AGE AT TOO HIGH A LIMIT

Statute Sava Children Inder 18 can Be Committed for Incorrigibility While the Constitution Says 16 is the Limit.

LINCOLN, Nov. 8 .- (Special.) - The supreme court today handed down an important decision relating to the Nebraska reform school law which will open the way for the successful prosecution of habeas corpus proceedings for the discharge of many of the boys and girls now confined in the state's industrial schools. The decision declares unconstitutional the legislative act which provides for the commitment of boys and girls under the age of 18 years. The constitution of the state fixes the age limit at 16 years and the court holds that persons over that age cannot be committed to either of the industrial schools unless convicted of crime under the criminal code. This decision was in the case of Scott R.

against Flowers. county. In 1896 F. W. Scott filed a com- cers, commanding the issuance of a warrant plaint in the county court, charging that to Mr. Hayden covering the amount of his Sarah Jane Flowers, a girl of 16 years, was subscription, which was \$100,000. incorrigible and from lack of proper pa-The hearing was ex parte in character. an action in the district court of this county against Mr. Scott for damages, setting forth two grounds for action, one for false imprisonment and the other for malicious prosecution, the latter being taken from the jury by instructions of the court. The judgment was in her favor on the first cause of action, from which Scott appealed to the supreme court. The principal question involved was the proper construction to be given section 12, article vili of the constitution of the state

Syllabus of the Opinion.

Following is the syllabus of the opinion: Section 12, article vill, of the constitution, which declares "that the legislature may provide by law for the establishment of a school or schools for the safe keeping, eduschool or schools for the sufe keeping, education, employment and reformation of all
children under the age of its years, who, for
want of parental care or other cause, are
growing up in mendicancy or crime," is a
limitation on the power of the legislature
and section 5, article xil, chapter lxxv, of
the Compiled Statutes, to the extent that it
prescribes an age greater than that fixed
in the constitution for such commitment,
is unconstitutional and void.

A youth who is incorrigible is "growing
up in crime." within the meaning of that
term as employed in said section of the constitution and a statute prescribing for the
commitment of incorrigible youth to the reform school is not for that reason contrary
to the terms of said section.

A complaint filed in the county court under section 5, article 1, chapter lxxv, charging no crime, but in incorrigibility merely,
states no cause for commitment to the in-

states no cause for commitment to the in-dustrial or reform school and a person so arrested and committed has a cause of ac-tion against the person filing the same for false imprisonment.

Joint tort feasors are jointly and severally liable for their wrongful acts. A cause of action for false imprisonment may be joined in the same petition with a cause of action for malicious prosecution when both arose out of one and the same transaction. In an action for false imprisonment plainting prove newspaper publications contain-an account of his arrest and imprisonnent without comment thereon.

Error cannot be successfully predicated
pon the admission of testimony without

objection.

The withdrawal of evidence from the consideration of the jury by an instruction cures any error in the admission. Construction of the Court.

After discussing the various constructions of the constitutional provision, the court

The first three constructions not being that said section of the constitution was designed and intended as a restriction upon
the legislative authority. Then, if it was the
purpose of the makers of the constitution,
as we so concerd it to have been, that not
only those that are criminals and have been
convicted of crime and are deemed capable
of reformation, but also those so far "growing up in crime" as to have been incorrigible, may be committed to such institution,
it must be that ithe framers of that instrument meant that the limitation of age during which either of said classes could receive the benefit of such institutions is 18
years, and not a greater age. Whether the
framers of that section were wise or not
in so fixing the age limit, it is not our
province to discuss. It seems clear to the
court that the constitution inhibits the legislature from providing for the commitment to the industrial schools of children province to discuss. It seems clear to the court that the constitution inhibits the legislature from providing for the commitment to the industrial schools of children of any class, either of an incorrigible nature or criminals, in fact, if beyond the age of 18. For the reason that section 5, article 1, chapter ixxv, of the Compiled Statutes, prescribes that boys or girls under the age of 18 years may be committed to the industrial school, it is contrary to section 12, article vill, of the constitution, and is void. Therefore, if said complant was framed and filed under the provisions of said section 5 it did not state a cause for commitment and the arrest and commitment of said Flowers in the proceedings had under such complaint were a nullity and constituted false imprisonment, for which said Scott, who preferred the charges therein set forth, would be liable to her in damages. From the proceeding we must not be understood as holding that a person over the age of 16 years who has been convicted of violating the criminal code may not be committed to the reform or state industrial schools. The regularity of such commitments is not questioned in this proceeding.

Bar to Benefits.

against the Chicago, Burlington & Quincy railroad the court held that an employee who had accepted damages for injuries sustained could not recover benefits for such injuries under an agreement releasing the relief department from liability in case of acceptance.

One decision that will be of interest to attorneys was rendered in the case of Douglas Cones against George A. Brooks, in which the court held:

An attorney has a general or retaining lien upon all papers, books, documents or money of his client coming into his hands in the course of his professional employment. Such lien depends upon possession and attaches only to papers, books, documents or money in the hands of the at-

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torney and it is effective without notice to anyone. An attorney cannot enforce, by action, his general or retaining lien upon a note, bond or other obligation to pay money. An attorney has a charging or specific lien upon money in the hands of the adverse party to the suit. Suit lien is not perfected until usual notice has been given to the party in possession of the fund. The notice of a charging or specific lien of any attorney need not be in writing or placed among the files of the case. Any notice of the claim and that it will be asserted is sufficient. Petition in suit to enforce an attorney's lien, examined and found to state facts, is sufficient to support the action.

The court reaffirmed the decision of the

The court reaffirmed the decision of the lower court in the case of Chase against Swift and Company. This was an action begun by a physician to collect fees alleged to be due for services rendered to employes In the trial it was asserted that the defendant company had agreed with the physician to pay for services rendered emp oyes for any injuries that might be reseived from strikers. The court held that the manager of a business corporation has no implied authority to furnish medical aid and assistance to a servant of a corporation who has been injured outside the line of his duties."

Exposition Case Remanded. The case was appealed from Lancaster Exposition company and several of its offi-

A decision in favor of J. Sterling Morrental care and control was growing up in | ton was rendered in the case of Morton lowed to stand, but it overruled the court's Nebraska. The costs assessed against Mr. Morton amount to over \$1,000.

Cornell Must Pay Salaries.

The supreme court has allowed a writ of mandamus commanding Auditor Cornell issue warrants for amounts aggregating \$4,937.31, to Mrs. A. M. Davis of Lincoin. The claims are for salary of officers and supplies furnished the Home of Friendless before the fusion appointees took charge Opinions were delivered in the follow-

ing cases: Chicago, Burlington & Quincy Railroad Company against Hitchcock County; affirmed. Clinton against Chicago, Burlington & Quincy Railroad Company; affirmed. Cowin against Brooke; reversed and remanded. Citizen's State Bank against Iddings; affirmed. Chase against Swift; affirmed. Scott against Flowers; affirmed Baker against State; reversed and remanded. Karner against McDonald; affirmed. Morton against Watson; reversed and remanded. McGrew, executor against State Bank of Humboldt; affirmed. Fisk against Thorp; affirmed. Peck against Sterns; affirmed. Beffine against Ewing; affirmed. Horten against State ex rel Hayden; reversed and remanded. State ex rel Davis against Cornell; writ allowed.

Bank Saved by Burglar Alarm. NORTH BEND, Neb., Nov. 8 .- (Special.) Burglars attempted to break into the Bank of North Bend this morning shortly after 12 o'clock, but were frightened away by an electric bell, which went off when they stepped on a mat in front of the vault. The bell was ringing yet this morning The burglars left a large monkey wrench sledge and a large piece of steel.

Just before they entered the bank and as Night Watchman Thompson arrived in front of Kastle's store he met two men. whom he accosted, when two men on the opposite side of the street in front of the te turned his head to answer, when he was knocked down by a billy, searched, handcuffed and locked in the city jail, until released at 7 o'clock this morning. There is no clue to the burglars. There were four men, one large and three small, and zation. It needs fidelity to its creed, all were masked.

Narrow Escape from Death. SYRACUSE, Neb., Nov. 8 .- (Special.) ing him a severe shaking up, besides demands our present defeat will be only breaking his nose. Both gentlemen were temporary. under the buggy, but fortunately for them

Osmond Republicans Celebrate. OSMOND, Neb., Nov. 8 .- (Special Telegram.)-The people of this town this evening held a jollification over the redemption of the state. Speeches were made by every Hurrah for Nebraska and McKinley In the case of William M. Clinton and United States Senator Rosewater.

Horse Thieves at Work. BEATRICE, Neb., Nov. 8 .- (Special Telegram.)-A fine driving horse belonging to O. B. Reeder of this city has been missing from Mr. Reeder's stables since yesterday and has undoubtedly been stolen. The disappearance of several horses in this neighborhood of late clearly points to an organ-

Election Night at Geneva. GENEVA. Neb., Nov. 8.—(Special.)—The election passed off very orderly. During the evening the streets were crowded with vehicles and people anxious for news. Returns were given at republican headquarters and in the Masonic banquet hall. where the Women's Relief corps was serving the usual election night meals.

Celebration at Calhoun. CALHOUN, Neb., Nov. 8 .- (Special.)-A monster ratification meeting was held last night by the people of this place. A large bonfire was built in a vacant block and by the light of it the Calhoun cornet band played patriotic airs, after which a fine display of fireworks was had.

Cold Weather in Nebraska. ST. EDWARD, Neb., Nov. 8 .- (Special.)-Last night was the coldest night this fall, the murcury dropping several degrees. Water froze to the depth of one-fourth of

Missionaries for Cuba.

RICHMOND, Ind., Nov. 8 .- (Special.) -lows has furnished most of the workers chosen by the American Friends Board of Foreign Missions to establish missions in Cuba. Zenas L. Martin of Hubbard. Ia., and Sylvester Jones and wife of Os- during the campaign. kaloosa, graduates of Penn college, have seen selected and recently left here for Cuba to take up the work. They will be located about 400 miles east of Havana. With them are Miss Emma Phelps of Indiana, who has worked in the Mexican field, and two native Mexicans, educated Farmam St. & 308 S. 17th St. at Matamorat, Mex. The Iowa yearly meet-Phone 1855. Open Eveninge, ing of Friends is aiding in the work.

BRYANISM MUST BE DROPPED shake. No cabinet meeting will be held before tomorrow, the regular day.

Democratic Nestors Project Themselves Into the Future.

AMPUTATION MUST PRECEDE VICTORY

Until All the Pet Heresies of the Nebraskan Populist Have Been Mercilessly Dropped Off Nothing but Ruin is Possible.

NEW ORLEANS, Nov. 8 .- The New Or reference to the future of the democratic party. The following are extracts from some of the replies:

Hoke Smith, Atlanta, Ga .- I doubt the advisability of a distinct movement by a few men with the purpose of reorganization. A party which can poll the enor-The decision in Richard S. Horton against mous vote that the democratic party has state ex rel William Hayden, appealed from recently polled is far from being a dead Douglas county, was reversed and remanded. party. More conservative councils will pre-This case brought before the court for re- vail in future democratic conventions and view a judgment rendered by Cunningham with a pronounced sound money platform Scott, allowing a peremtory writ of in 1904, with a man against whom no facmandamus against the Greater American tional fight can be made, there is every reason to believe the party will triumph. Horace Boies, Iowa-My belief is we should drop 16 to 1. Let the money ques tion rest while conditions remain as at present. Organize democratic clubs in every voting precinct to send delegates to idleness and vice. On this complaint she against John C. Watson. In this case the county, from county to state and from was, after an examination and evidence court held that the dismissal by the dis- state to national convention of delegates. was taken, by the county court committed trict court of Otoe county of disbarment to meet periodically and formulate a platto the industrial school for girls at Geneva. proceedings against Watson should be al- form for the party. This should be based on principles enunciated in our declara-Afterwards she was released and by her action in taxing the costs of the original tion of independence. Insist on a strict next friend, Lucretia Flowers, commenced hearing against Morton. This case has at- construction of the sole source of legislatracted much attention among lawyers of tive power in congress. No subjugation of unwilling peoples by force. Expansion in everything that pertains to peace, contraction in everything that pertains to unnecessary war. One form of government for all, one flag, one people with equal rights to all and special privileges to none William Vilas, Wisconsin-You cannot wisely operate on a patient in utter collapse. When natural revival ensues, if party consciousness comes back with returning vitality, the way to democratic victory is as plain as the path of honesty and fidelity. Let democracy turn from

its folly and live.

John G. Carlisle, New York-In order to the country as an opposition party, the democracy must abandon all dead issues, free itself from all demoralizing alliance. and return to the true principles and policies of the party. The new questions precipitated upon the country by the conduct of the present administration and the declarations of its supporters must be met in a broad spirit of justice and sincere respect for the mandates of the constitution and the liberal principles upon which our institutions are founded. We have drifted into a situation which makes the correct solution of these questions exceedingly difficult and the party should give them the most careful consideration in all their aspects before committing itself to any specific plan of adjustment will be little difference of opinion, but the measures to be adopted in order to extricate the country from its present unfortunate position cannot be hastily formulated. What plan shall be proposed for that its real strength may be effectively exerted is a question which it seems to me oughit to be considered and decided by a conference composed of conservative democrats, representing both elements of the party as it has existed during the last four years. All are equally interested in the success of the only disturbance, thus far the restriction of the party of the opposing conditions.

Federals Stay Away from the Polls and Allow Their Opponents
to Run Things.

SAN JUAN, P. R., Nov. 8.—The official returns of Tuesday's election are nearly all at hand from the various parts of the Island. They show, as was anticipated and forecasted, the election by the republicans of the entire house of delegates and of Senor Frederico Degetau as commissioner of the way for a great national victory in 1904. The democratic party should at once organize on the democratic basis. A return to the conservative and particular to the conservative and part of the conservative and p should be consulted both as to the plan of Senator John W. Morgan, Alabama-The democratic party needs no reorganiwhich has stood for 100 years. At present it demands the payment of the national debt and a return to the 'specie basis' for - banking. It den:ands the restoration to the Yesterday morning J. S. Mapes and states of the exclusive right to determine Thomas Jones had a narrow escape while the qualification of voters. It demands driving three miles west of here. Their that all federal taxation shall be uniform horse became frightened on the bridge, in places within the limits of the United first east of the village, and backed off an States. It demands the suppression of embankment fifteen feet high, the car- trusts and especially the corporations, in riage falling on top of the occupants and respect to all articles of commerce that the horse on the carriage. Mr. Mapes are subjects of interstate and foreign was struck on the back of the head, giv- commerce. If democracy adheres to these

Henry Watterson, Louisville-As the the box caught on a projecting timber and democrats are cast down by the result held it up long enough for them to both of this election, so will the republicans crawl out, for the horse soon went through be elated and thrown off their guard. They and would have smoothered them both to will fancy they have the world in a sling. death in the soft mud of the creek bank. They are certain to proceed to excesses. The accident occurred at 6 o'clock in the They cannot restrain either their zealots morning. Mr. Jones was not much hurt, or their scamps. All the clever rogues of but had to assist his companion into town | the time, seeing where the pickings and stealings lie, have got into the republican The new territories are veritable gold mines of pillage. Acts of outrage cannot be repressed or escaped. The people at home will stand aghast before the riot of corruption and despotism, and with republican in town, and the ladies quar- the disappearance of the fancied dangers tette sang campaign songs. Bombs and incident to a change of parties, as it were, rockets galore added to the glorious jubi- in the face of the energy, or words to that effect, wherewithal the republicans have deluded the voters and forgetfulness of the passions aroused by the luckless misadventure attendant upon the revolutionary fusion movement undertaken by the democratic leaders of the last half decade, the opportunity of the chastened, enlightened and reorganized democratic party will come, and when it comes there shall arise a leader of the stature of Jefferson, of Jackson ized gang of horse thieves working the and of Tilden to give it expression and effect.

E. W. Carmack, the next senator from Tennessee—The democratic party must stand fast by the principles of the republic against imperialism, militarism and the treasonable conspiracy to subvert our American institutions and sell our American birthright for the plunder of distant provinces. It must stand for democracy against plutocracy, for competition against monopoly, for the people against the trusts. It must be the great conservative force o the country. An uncompromising foe to socialism or anarchy on the one hand and a vulgar despotism of wealth on the other. T. C. Catching, Mississippi-Drop free silver, drop fusionism, drop the cry of government by injunction, drop the cry of imperialism and militarism, drop all dis- J. Bryan: cussion about the Philippines until peace has been restored, drop appeals to the passions and prejudices of the idle and discontented. Revive the federal question of taxation, teach the democratic doctrine that even if it were tendered me. I made my people cannot be made rich by taxing them, assail the favoritism and wrongs of a high protective tariff, stand for the control of rusts and combines by methods not oppressive, demand enlargement of the powers of the interstate commerce commission and the liberal improvements of harbors and insist on local self-government and let the next presidential candidate remain at home

President Receives Callers.

WASHINGTON, Nov. 8.—The president was kept busy today receiving callers. Secretaries Gage, Hay and Hitchcock and Attorney General Griggs called early to offer their congratulations. Senators Platt of dent greeted all callers with a hearty hand- of the state ticket in his home county.

QUAY CERTAIN OF ELECTION Ex-Senator Declares He Will Get His Old Pince Back by Over-

whelming Majority.

WASHINGTON, Nov. 8 .- Former Senator M. S. Quay, who will leave here tomorrow morning for Florida, tonight gave out the following statement for publication:

"The contest on Tuesday resulted in a sweeping victory for the stalwart repub-licans of the state. The senate will be organized by the regulars, no matter about the statements to the contrary made by bostile newspapers or insurgents. Senator leans Picayune sent telegraphic requests W. P. Snyder of Chester county will be gave out the following statement concerning Hughes said to leading democrats in various sections elected president pro tem, of the senate the election the country asking expressions with and Representative W. T. Marshall, a stalwart from Allegheny county, will be elected speaker of the house. I will be elected United States senator by above 150 out of a total vote of 254 on the first ballot in joint assembly

PHILADELPHIA, Nov. 8.-State Senators litical leaders in the opposition to the return of former United States Senator Quay to the senate, met in this city today and discussed plans for a continuation of the fight against Mr. Quay in the legislature which will meet in January. Senator Martin is a republican "holdover" from this city, as is Senator Flynn from Allegheny county. Senator Magee was elected by the republicans on Tuesday from his district in Allegheny county and Mr. Cochran, who is the democratic leader of the senate and who was active against Mr. Quay in the late legislature, is a "holdover" from the district comprising Lyoming, Montour, Sullivan and Columbia

MESSAGES FROM ABROAD McKinley Receives Telegrams of Congratulations from Emile

Loubet and Others. WASHINGTON, Nov. 8 .- Among the congratulatory telegrams received by the president are the following:

"PARIS, Nov. 7, 1900 .- His excellency, Monsieur McKinley, President United to achieve success or to become beneficial States of America: I beg you to accept my most sincere congratulations on your re-election to the supreme office that you have filled with such lustre, and during which the bonds of friendship between our two countries have, to my great delight. been drawn still closer. "EMILE LOUBET."

"MANILA, Nov. 8 .- The President: Sincere congratulations. The most important step in bringing peace and prosperity to these islands has been taken. "COMMISSION."

"GUATEMALA, Nov. 7, 1900 .- Mr. Mc-Kinley: I sincerely felicitate you. "M. ESTRADA, C., Presidente.

PORTO RICO IS REPUBLICAN Upon the general principles involved there Federals Stay Away from the Polls

Bank of North Bend ballooed over and four years. All are equally interested in the 508,000. The only disturbance, thus far asked him if there was any hotel in town. success of the party on a sound and patri- reported occurred last evening, when some otic platform of principles and therefore all twenty republicans of San Juan, who were reorganization and policies to be announced. a federal town. They were met on the night, in regard to proposed reorganization outskirts by the federals, with the mayor of the democracy: and police. Shots were exchanged and one person was killed and two wounded. There was some rioting in the town throughout the night. Police reinforcements were sent there this evening to prevent a renewal of

> PRESIDENT BACK IN CAPITAL Several Hundred People at the Depot

to Greet Him-Down to

Work Again.

WASHINGTON, Nov. 8 .- President Mc-Kinley and his party arrived at 8:10 this morning. Several hundred people had assembled at the Pennsylvania depot to bid the president welcome, and a large number of police were on hand to prevent a crush. Secretary Hitchcock, General Corbin and other officials gathered about the platform of the president's private car and were the first to welcome and congratulate him. The crowd outside broke into hearty cheers when the president made his appearance with Mrs. McKinley.

After hasty greetings the party was driven o the White House, where the president maining there a few days he will proceed had breakfast and then returned to his to Washington to sit as a member of the duties. The trip beyond Pittsburg was at night

and uneventful, although knots of people gathered at the stations throughout the night to see the train go by.

SUCCESS IN BLACK HILLS Republicans Are Rejoicing Over Great

Victory and Deadwood Will

Hold Celebration.

DEADWOOD, S. D., Nov. 8 .- (Special Telegram.)—Estimates of 1,500 republican majority for the Black Hills still holds good. Meade county has a very small majority for Bryan, but it is believed that remaining precincts will give about twenty-five majority for McKinley. Peter Edwards, and Meade counties, will get election

through Butte county majorities. Republicans of Lawrence county have arranged shortage comes almost exclusively from for a grand ratification meeting in Deadwood Saturday night. It will eclipse anything ever held in the Black Hills. WOULD NOT BE A SENATOR Bryan Says Under No Circumstances Will He Accept Position

in Congress. NEW YORK, Nov. 8.-The Evening Journal prints the following telegram from W

"LINCOLN, Neb., Nov. 8 .- To the Editor of the Evening Journal: You may say officially that under no circumstances would I accept the office of United States senator. fight for the presidency and I lost. I am

from them. Roosevelt Congratulates Hanna. CLEVELAND, O., Nov. 8 .- Senator Hanna received many telegrams of congratulation today, among them the following from Governor Roosevelt:

not going to take other men's positions

"My most earnest congratulations for the very great share you have had in the vic-Senator Hanna left this evening at 6:30

o'clock for New York. McKinley Runs Ahead of Ticket. CANTON, O., Nov. 8.—Semi-official figures of Stark county show that President

McKinley gained nearly 2,000 over his plu-

rality of 800 in 1896 and runs 700 ahead

BRYAN IN ROLE OF CORONER

Defeated Candidate Says Result Was Complete Surprise to Him.

TRIES TO NAME THE BRICKS THAT HIT HIM

Seeing That the Legislature is Republienn the Colonel Sweetly Leaves the Field to Allen, Hitchcock and Thompson.

LINCOLN, Nov. 8 .- W. J. Bryan tonight

The result was a surprise to me and the

The result was a surprise to me and the magnitude of the republican victory was a surprise to our opponents as well as to those who voted our ticket. It is impossible to analyze the returns intil they are more complete, but speaking generally, we weem to have gained in the large cities and to have lost in the smaller-cities and in the country. David Martin, C. L. Magee, William L. Flynn and J. Henry Cochran, who have been among the most active of the political leaders in the opposition to the religious of former. United States of the political leaders in the opposition to the re-

one our duty as we saw it, we have nothming, Montour, Sullivan and Columbia
counties. Senator Martin in a statement
made by him said:

"Quay will not be elected United States
senator. We will without doubt bave a
majority of the legislature on joint ballot."

done our duty as we saw it, we have nothing to regret.

We were defeated but are not discouraged. The fight must go on. I am sure
that republican policies will be repudiated
by the people when the tendency of these
policies is fully understood. The contest
between plutocracy and democracy cannot
countries.

Concerning himself, Mr. Bryan said:

I have come out of the campaign with perfect health and a clear conscience. I did my utmost to bring success to the principles for which I stood. Mr. Stevenson did all that he could. Senator Jones and the members of the democratic, populist, silver republican and anti-imperialist committees did all they could. Mr. Heatst and his associates in the club organization put forth their best efforts. Our newspapers, our campaign speeches and our local organizations all did their part. I have no fault to find and an reproaches. I shall continue to take an active interest in polities as long as I live. I believe it to be the duty of the citizen to do so, and in addition to my interest as a citizen I feel that it will require a life-time of work to repay the political friends who have done so much for me. I shall not be a senatorial candidate before the legislature which has been elected. Senator Allen deserves the senatorship which goes to the populists. Mr. Hitchcock and Mr. W. H. Thompson are avowed candidates for the genatorship. They are both deserving of the party and I am too grateful to them for past support to oppose them. Concerning himself, Mr. Bryan said

AS JOHN G. CARLISLE SEES IT

Democracy's One Chance of Rehabilitation is in Complete Reorganization.

ATLANTA, Ga., Nov. 8 .- John G. Carlisle has wired the Atlanta Journal in response to a request from that paper his views as follows:

NEW YORK, Nov. 8 .- Ex-Governor Stone, celebrating the victory visited Rio Pedras, committee, said at the Hoffman house to-

This talk about reorganization is absurd. The democratic party is already organized. If by reorganization is meant a change in the national committee that will have to be done at the next national convention. If by reorganization is meant a radical change of platform with a candidate whose views accord with it, that will also have to wait the next national convention. views accord with it, that will also have to wait the next national convention.

If the next national convention wants a new national committee, I am willing to abide by the verdict of the convention. I have noted that those men who clamor for reorganization after defeat are the very ones that contributed to defeat. There are some people who go to a convention and demand a certain platform, insist upon the selection of certain candidates and at their selection of certain platform, fisist upon the selection of certain candidates and at their failure to get what they want immediately withdraw their support and become opponents of the party. If they want changes let them work in their state organizations for the selection of delegates to bring about those changes.

CULLOM AND TANNER AT IT Rival Candidates for Republican Nom-

ination as United States Seu-

ator in Dispute.

SPRINGFIELD, III., Nov. 8.-Senator Cullom left today for Chicago. After resenate committee to investigate the Cuban postal embezzlement. He feels assured of seventy votes in the caucus of the 112 republican members of the legislature elected. Governor Tanner, on the contrary, asserted today that Senator Cullom would not have over fifty votes in the

caucus.

Governor-Elect Yates on Result. SPRINGFIELD, Ill., Nov. 8 .- Governor elect Richard Yates arrived here today from Chicago, accompanied by his wife and family. After lunch with his brother, Henry Yates, deputy revenue collector, he called on Governor Tanner. Judge Yates left later for his home, Jacksonville, where a ratification meeting was held tonight. He talked freely of what he considered republican candidate for senator in Butte were the reasons for his having received a lighter vote than that given the republican presidential electors. He says the Chicago and thinks there were two reasons for that. He says the majority of gold democrats there voted for McKinley electors and for Alschuler, because they did not believe he was a free silver man In addition to this he charges that the democratic managers practically gave up any hope of carrying the state for Bryan several days before the election and then concentrated all their forces to increase the vote on the candidate for governor.

Hitchcock's Tribute to McKinley. WASHINGTON, Nov. 8 .- Secretary Hitchcock, who returned today from Missouri expressed his views on the election as fol-

"The American people have but in a few instances elected a president to succeed himself and President McKinley's overwhelming endorsement by the people of both parties is accordingly all the more gratifying. His election is a personal triumph: an expression of the people's absolute respect and admiration for and implicit confidence in his personal character and of the conviction that, judging by his past administration, the pation's honor and the people's interests could not be committed to safer or wiser direction in

Hear News from Nebraska. CHICAGO, Nov. 8 .- Vice Chairman Henry Payne of the republican national committee today received a telegram from the chairman of the state committee of Ne-

brasks stating that the republicans carried

it by a safe majority; also that they have

the state senate and in all probability will

be able to control the house. Leslie Combs, chairman of the republican state committee, telegraphed Mr. Payne that an official count will be necessary to determine the electoral vote of Kentucky.

The telegram states: "Three thousand legal republican votes remain uncounted in the ballot boxes. Other frauds will cost us 5,000 votes."

Anti-Colonial League. NEW YORK, Nov. 8 .- The executive committee of the National Association of Anti-Imperialist clubs, of which C. C. Hughes ts chairman, held a meeting today and appointed a committee to work out a plan of reorganization. The committee is: C. Hughes, J. F. Harder and F. W. Janssen. On the subject of reorganization Mr.

"It has been decided to reorganize the national association and to change its scope to anti-colonialism. There has always been a majority of the leading men in the National Association of Anti-Imperialist clubs who believed that the association should be devoted to opposing the system of establishing colonies. The object of the reorganized Anti-Colonial league will be to limit its work to nominating and electing candidates who are in favor of opposing the policy of the republican party in the Philippines as at present outlined by that party.

Bryan Wires McKinter.

LINCOLN, Neb., Nov. 8 .- William J Bryan sent the following telegram today to President McKinley "Hon. William McKinley, President of the

United States: At the close of another presidential campaign it is my lot to congratulate you upon a second victory. "W. J. BRYAN." Mississippi River Commission.

ST. LOUIS, Nov. 8.—The members of the Mississippi River commission will leave on their semi-annual tour of inspection to-morrow morning. The steamer Mississippi, belonging to the commission, will carry them to New Orleans. They will inspect the work that has been done during the summer. The principal work accomplished has been the protection of the banks, the narrowing of the channel by means of piling, the extension and repair of levees and a little dredging. But little dredging was required this season on account of the good stage of the water.

FORECAST OF THE WEATHER Priday is Likely to Be Fair and Warmer with South to West

Winds. WASHINGTON, Nov. 8.-Forecast for Friday and Saturday For Nebraska, North Dakota and South Dakota-Fair and warmer Friday; Satur-

day, fair; probably colder in western portion; south to west winds. For Indiana and Illinois-Fair, continued cold Friday: Saturday, fair; not so cold; fresh, northerly winds. For Arkansas-Fair Friday and Satur-

day; not so cold Saturday; northerly winds. For Oklahoma and Indian Territory-Partly cloudy Friday; probably rain to western and central portions; Saturday, fair; north to east winds. For New Mexico-Fair in southern, probably rain in northern portion Friday; Sat-

urday, fair; variable winds.

For Western Texas-Fair Friday, except probably rain in the Panhandie; colder in western portion; Saturday, fair; variable winds. For Eastern Texas-Fair Friday; colder near the coast; Saturday, partly cloudy;

probably showers; variable winds. For Iowa-Fair and warmer Friday: Saturday, fair; winds becoming variable. For Missouri-Fair Friday and Saturday; warmer Saturday; north to east winds. For Kansas-Fair and warmer Friday except probably rain in southwest portion; Saturday, fair; variable winds.

For Colorado and Wyoming-Fair Friday and Saturday; variable winds. For Montana-Increasing cloudiness Friday, with rain or snow and colder, except in the extreme eastern portion; Saturday fair: colder in eastern portion; westerly winds.

OFFICE OF THE WEATHER BUREAU, OMAHA, Nov. 8.-Official record of tem-perature and precipitation, compared with the corresponding day of the last three

Maximum temperature Minimum temperature ... Precipitation ..... 

1900;
Normal temperature
Deficiency for the day
Total excess since March 1. 874
Normal precipitation 04 inch
Deficiency for the day 04 inch
Total rainfall since March 1. 29.65 inches
Excess since March 1. 1.59 inches
Deficiency for cor. period. 1899. 5.21 inches
Deficiency for cor. period. 1898. 63.84 inches
Reports from Stations at S.P. M.

STATIONS AND STATE OF WEATHER.



Omaha, clear ...... North Platte, clear Cheyenne, part cloudy Salt Lake, clear Rapid City clear Huron, part cloudy Williston, clear Galveston, clear

T indicates trace of precipitation. L. A. WELSH, Local Forecast Official.

Thousands Have Kidney Trouble and Don't Know it.

How To Find Out. Fill a bottle or common glass with your water and let it stand twenty-four hours; a sediment or set tling indicates an unhealthy condition of the kidneys; if it stains your linen it is evidence of kidtling indicates an

evidence of kidney trouble; too frequent desire to pass it or pain in the back is also convincing proof that the kidneys and blad-

der are out of order. What to Do.

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