

BANKRUPTCY LAWS ABUSED

Brandenburg Reports That Men of All Classes Impose Upon It.

ILLINOIS FILES THE MOST PETITIONS

Nevada Files the Fewest - Much of Present Business is Believed by Mr. Brandenburg to Be Made Up of Old Insolvents.

WASHINGTON, Nov. 25.—E. C. Brandenburg, in charge of bankruptcy matters, has made a report to the attorney general on the operation of the bankruptcy act of July 1, 1898. The report says, with reference to voluntary cases, that advantage is being taken of the law by men of all classes and in all walks of life and in every section of the country.

The smallest number of voluntary petitions were filed in the following states: Nevada, 6; Delaware and Wyoming, 12 each; Idaho, 30; South Carolina, 37; Oklahoma, 39; Florida, 67, and Rhode Island, 69.

Total of Petitions Filed. The grand total of petitions filed in the United States for the period ending September 30, 1900, is 20,125, exclusive of those for the western districts of Louisiana, the district of Alaska and for half of the year for the southern district of Georgia, New Jersey, the eastern district of North Carolina, the western district of Tennessee and the eastern district of Virginia, from which semi-annual reports were not received.

From the clerk's reports it appears that of the voluntary petitions all were adjudicated bankrupt except 237, in which the petitions were dismissed, and that discharges were refused in seventy-one cases. Compositions were confirmed in 206 cases. The liabilities in 19,564 voluntary cases reported by the referees amounted to \$264,979,152, while the total amount of assets scheduled in these cases was \$33,998,771.

The summary also discloses the fact that of the petitions filed in fifty states the liabilities were less than \$100; in 1,873 cases, between \$100 and \$500; in 2,256 cases, between \$500 and \$1,000; in 7,861 cases, between \$1,000 and \$5,000; in 2,941 cases, between \$5,000 and \$10,000; in 1,872 cases, between \$10,000 and \$20,000; and in 2,191, more than \$20,000. These reports also show that in 11,107 cases assets were scheduled, while 7,917 petitioners had no assets.

Wage earners were most numerous. The nature of the business in which the petitioning bankrupts were engaged disclosed by the summary of the referee's reports is propounded as follows: Two thousand and fifty-seven were farmers, 7,516 were earners, 4,592 merchants, 351 manufacturers, 569 professional men and 4,435 contractors, hotel keepers and others of a miscellaneous character.

The liabilities involved in 1,342 cases which were reported as made were \$27,173,001, while the assets scheduled was \$13,423,209. Of 200 cases no assets were scheduled, and in a number they were classed as unknown or nominal. The petitions filed in those cases adjudicated involuntary bankrupts sixty-four were wage earners, 694 merchants, 102 manufacturers, nine professional men, 366 miscellaneous and seven farmers.

While under the law a farmer or wage earner cannot be adjudicated an involuntary bankrupt, it is quite probable that they were engaged in other callings at the time of the adjudication and the debts were incurred while employed in one of the excepted pursuits or otherwise.

During the past year there has been no material change in the business transactions. The magnitude of business under the voluntary feature of the law, the report says, seems large, yet Mr. Brandenburg is constrained to believe that a good part can be made up of old insolvents, and unless business conditions materially change, it is probable that the law should be amended.

Law Does Not Favor Debtor. There has been an increase of a little more than 300 petitions under the involuntary feature of the law, which, says the report, is quite significant in connection with the impression heretofore current that the law has favored the debtor rather than the creditor.

The necessity of perfection of the law by a mandatory legislation is declared to be a matter of common knowledge. The report says that while it doubtless would be well to urge any sweeping amendment, congress should give its attention to the provision covered by section 57 of the law, which has been variously interpreted by the courts, the weight of the authority included within which are two circuit courts of appeals—sustaining the position that payment on account made within four months must be first surrendered before the balance of the claim of the creditor to whom such payment has been made can be proved and allowed, which interpretation the report declares is meeting with almost universal disapproval on the part of the commercial community.

Speaker Henderson Arrives. WASHINGTON, Nov. 25.—Speaker Henderson arrived in Washington this morning from his Iowa home, preparatory to the opening of congress in December. He was delayed on the trip by a wreck.

It is not known that anything in particular is to say about the approaching session of congress, he said, in a hurried interview with a reporter. "We republicans are people who work, not talk. Both of the houses have fixed sittings. The house has the olomogarr bill as a special order for the third day of the session and the senate is to consider the Nicaragua canal bill, I believe, in December. But at any rate there will be no idling."

Lawson Lowers World's Record. LOS ANGELES, Cal., Nov. 25.—In a five-mile race on the Velodrome today Guy Lawson defeated John Nelson, the middle weight champion of the world, by a quarter of a mile and incidentally lowered the world record by 27 seconds, his time being 25:12.

Wisconsin Will Not Play. MADISON, Wis., Nov. 25.—At a meeting of the University of Wisconsin football team this morning it was decided to decline the invitation of the Brown team on Thanksgiving day. The team broke training tonight and the football season will not start until next week.

Brown Sentenced to Six Months. CHICAGO, Nov. 25.—General T. F. Brown was sentenced by Judge Kohlsaat to six months in the DuPage county jail for violation of the pension law. The defendant was convicted of making a false claim for a pension on the ground that Mrs. Florence I. Hall, a widow, General Brown's friend, resided in his household at Washington and later with the United States court. Brown is 64 years old and a member of the United States army.

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AMERICAN JOCKEYS CONQUER

London Papers Accord Them Much Space and Some Warm Praise.

LONDON, Nov. 25.—Most of the morning papers comment upon the success of the American jockeys in England. The Times devotes a column and a half to the subject, saying in part:

"Notwithstanding some criticism of his riding, there can be no doubt that Lester Reiff is a very fine judge of pace and handles his horses very well. But he does not always distinguish himself in the field and in this way he has lost more races by a head or a neck than he has won by those margins. His prospects for the next season are very good on the assumption that the stewards review his license as the American jockeys in England. The Times devotes a column and a half to the subject, saying in part:

"Sloan" had thirty-two wins is a most creditable performance. It is generally agreed that he never rode in better form. It is doubtful whether any other jockey would have won with Lucknow in the Portland plate, although on that occasion he somewhat exceeded the limits of fair play."

The article expresses great approval of the prince of Wales for retaining H. Jones as his first jockey in place of Sloan, but points out that Sloan was the only jockey whose case consistent booking would have realized a profit for the season.

The Daily Mail says that Reiff's triumph constitutes "an unanswerable argument against the English style of riding, if not against English methods."

The Daily Telegraph, commenting upon the fact that "some English jockeys have successfully adopted the American style," says there is no doubt that a majority of the owners prefer it.

The Sporting Life thinks that the results of the season "will furnish food for reflection to those English jockeys who have been slow to recognize the merits of the style of their rivals."

The Sportsman says: "It would be affected to deny that our robust faith in the invincibility of the English jockeys had become a little shaken. It is not to be said against the Americans, the inexorable logic of events has justified their employment."

M'GOVERN TO MEET JORDAN

Terrific Teddy Signs Agreement for Six-Round Fight with the Englishman at Tattersall's.

CHICAGO, Nov. 25.—Terry McGovern to meet Teddy Jordan in a six-round fight at Tattersall's some time in January or February. The fight is for the international featherweight championship and a purse of \$10,000. McGovern, after procuring McGovern's signature, forwarded the article to the National Sporting club of London, who is looking after Jordan's interest in the fight. McGovern is a native of Chicago and is 32 years old. He is 5 feet 10 inches tall and weighs 122 pounds. He is a native of Chicago and is 32 years old. He is 5 feet 10 inches tall and weighs 122 pounds.

South Dakota Foot Ball

MITCHELL, S. D., Nov. 25.—(Special.)—One of the greatest games of foot ball in the northwest was played at Mitchell yesterday at Tattersall's. The game was played in the city. The teams were Mitchell and Fargo. Mitchell won by a score of 6 to 3. The championship of the state will rest largely on the game played at Mitchell yesterday.

Stands for Clean Sport.

IOWA CITY, Nov. 25.—(Special.)—The Board of Control has unanimously voted to play no part in the promotion of any game to make no statement in regard to its "clean" or "unclean" character.

Harvard Chooses New Captain.

BOSTON, Mass., Nov. 25.—When the Harvard team returned to the Yale gymnasium after the game yesterday, the new captain, David C. Campbell, was elected. He played the first game yesterday. Campbell is a member of the Harvard team and is 27 years old. He is 5 feet 10 inches tall and weighs 170 pounds.

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McBride Case Coming Up.

MITCHELL, S. D., Nov. 25.—(Special.)—The McBride case against the citizens of Mitchell for the destruction of his printing office four years ago will be given its first public hearing in this city, commencing Monday afternoon. The case was postponed from the regular term by reason that McBride filed an affidavit or petition with the court that Judge Smith was prejudiced against him and asked for a new judge to hear the case.

Cattleman Killed.

CHEYENNE, Wyo., Nov. 25.—(Special Telegram.)—The Overland flyer ran down and killed Wagoner, a wealthy farmer, near Pine Bluffs, thirty miles east of here tonight. Nelson was returning to his ranch from a visit to Cheyenne and for some unknown reason was driving on the track.

Fire Protection Provided.

WOONSOCKET, R. I., Nov. 25.—(Special.)—The authorities of Woonsocket have contracted for the laying of a water main for a town now boasting of possessing the most effective fire protection of any place of its size in the state.

BAPTISTS IN SOUTH DAKOTA

Report on the Year's Work of the Church in the State.

Superintendent Shanafelt Shows a Very Encouraging Condition of Affairs to Exist at the Close of the Year.

MUCH MONEY RAISED FOR THE MISSIONS

Attention is called to the fact that with the additional \$1,200 for clerk hire, and \$400 for expenses granted the department by the last legislature, it has been able to purchase topographical records of the state lands a number of copies, and also to keep a man in the field looking after trespassers, securing by this lease funds from many tracts which have been used for years without any revenue to the state.

One of the unusually large number of churches that have been organized by use of less and dead branches by the exercise of scriptural discipline. The other is the withdrawal of the church of Akron from the Southern Dakota association for the purpose of uniting with an association in Iowa. This church, which had a membership was 134, has been identified with South Dakota since its organization on the South Dakota side of the Sioux river in 1871.

The present total valuation of Baptist church property in the state is \$1,000,000. There has been contributed for benevolence, \$10,824.38; for local improvement, \$11,155.79; for current expenses, \$25,891.47; total for benevolence and expenses, \$57,875.64.

Among the people of foreign birth the cause continues to make encouraging progress. The German Baptists are doing aggressive work. Under the energetic leadership of Rev. Andrew Swartz the Scandinavian Baptists are pushing forward along all lines of work. Nearly all the churches in the Black Hills are prospering.

Home Stake's New Water Supply.

LEAD S. D., Nov. 25.—(Special.)—The Homestake Mining company has completed its new water ditch, which is to furnish water to the plant and to the cities of Lead and Deadwood. The great steam pumps started to work for the first time this week, pumping the water over a hill, 400 feet high. The water has now reached the big reservoir tank of the plant in this city.

Union Veterans' Union Meets.

HURON, S. D., Nov. 25.—(Special.)—The third annual campmeeting of the Union Veterans' Union of South Dakota, Union Veterans' Union or Order of Battlemen, was held here Thursday and Friday, and was attended by a goodly number of "old vets" from various parts of the state. In the absence of Major General Edwin G. Pierce of Columbia, the acting commander, Major General A. Ludlow of Sioux Falls presided.

Burglar is Overaken.

YANKTON, S. D., Nov. 25.—(Special.)—The village of Irene was considerably stirred up by the capture of a burglar who was taken last Tuesday night Kirk's saloon was broken into and the bartender overpowered, after a sharp struggle, and after threats of killing. The burglar here secured about \$17, a watch and some whisky. On Thursday he was taken to the city jail.

Estimates for School Support.

RAPID CITY, S. D., Nov. 25.—(Special.)—At a meeting of the State Board of Regents, it was decided to ask for the following appropriations for the institutions of education in the state: For the state university \$2,000,000; for the normal school \$250,000; for the agricultural college \$400,000; for the medical college \$200,000; for the law school \$100,000; for the normal school \$100,000; for the agricultural college \$400,000; for the medical college \$200,000; for the law school \$100,000.

SOUTH DAKOTA SCHOOL LANDS

Magnificent Endorsement for Educational Institution and How It is Being Managed.

Within a few days Architect Davis of the Board of Education will commence work on the plans for a new high school building in compliance with the instructions of the board issued a week or more ago. It is not the intention of the board to make any attempt to construct the entire building next year, unless the people desire it and will issue bonds. The structure as proposed will consist of a main portion and two wings. Members of the board say that it will be necessary to have the plans for the entire building before the erection of one of the wings can be commenced, in order to judge how the construction of a portion of the building, the idea being to get to work as soon as possible in the spring. With an eight-room wing on the site at Twenty-third and K streets the renting of quite a number of outside rooms can be dispensed with.

In speaking of the opposition of some of the members of the board to the proposed plan a business man said yesterday: "A year ago the same members of the board who are now opposing the high school project appeared before the Commercial club with a proposition to vote bonds for the purchase of a site and the erection of a high school building. The proposition, however, endorsed by the Commercial club and for a time the matter was dropped as it was not deemed advisable to bond the district. The one wing which it is proposed to erect will cost in the neighborhood of \$100,000. While it is true that there is no great amount of money in the school treasury at the present time funds will come from various sources between now and the close of the fiscal year so that the school will be able to pay for any larger this year than it has been before."

Complain About Sidewalk.

Residents in the vicinity of Twenty-fifth and J streets, as well as the members of the First Presbyterian church, are complaining about the condition of the sidewalk between Twenty-fourth and Twenty-fifth streets on J street. This sidewalk is in a very bad state of repair and one property owner will not sign a petition for the grading. A temporary sidewalk has been located on the north side of the street, but it is so steep that it is almost impassable except in dry weather. Efforts are being made to have the block graded, but until this is done the residents and members of the church think that the street commissioner should be instructed to nail some cleats on the walk to assist pedestrians. It is thought that if this is done the attention of the council will be promptly attracted.

Death Record.

John Hendrie, Philanthropist. SOUTH BEACH, Cal., Nov. 25.—John W. Hendrie, one of the most prominent and wealthy men of this state and distinguished by his philanthropy and gifts to educational institutions in various parts of the country, died this morning at his residence here after an illness of several weeks from general debility. He was born November 18, 1821, in South Beach and remained here until 22 years of age, when he secured a position as a teacher in another town and afterward entered Yale college, graduating in 1841. In 1851 he went west to seek his fortune and with a capital of small size entered into business in San Francisco, having as a partner H. M. Lockwood of New York, with whom he continued to be associated in various enterprises for half a century. At his retirement from business in California he was worth a considerable fortune and he returned to the east to settle again in the town of his birth. His gifts to California institutions were lavish and numerous. His principal benefaction in San Francisco was \$150,000 to the Mercantile library, made in 1887. The same year a gift of \$50,000 to Yale law school was announced and late contributions to the university brought his gifts to double that amount. He also made liberal gifts to the local churches and benevolent institutions.

Charter Revision Committee.

On Tuesday evening the charter revision committee of the Commercial club will meet at the office of P. A. Wells for the purpose of taking steps toward the formation of a new city charter. Each member of the committee will be expected to well known business men, will be expected to make suggestions as to the needs of the city. These ideas will be worked out by subcommittees and an effort will be made to have the draft of a revised charter prepared prior to the meeting of the legislature in January.

Rice Arrested Again.

A. G. Rice, the oil merchant, has been arrested again on the charge of peddling without a license. A few days ago he was brought before Judge King on the same charge and fined \$10 and costs. Notice of an appeal was given. Upon looking into the matter Judge King held that the ordinance under which Rice had been arrested was worthless and so Prosecutor Murphy caused a second arrest under the provisions of the new huckster and solicitor ordinance passed at the last meeting of the council.

Still Holding Crooks.

Chief Mitchell is still holding the three crooks he captured at the Delmonico hotel and proposes to hang onto them until he satisfies the city fathers that the crooks are well known business men, will be expected to make suggestions as to the needs of the city. These ideas will be worked out by subcommittees and an effort will be made to have the draft of a revised charter prepared prior to the meeting of the legislature in January.

Chicago Dry Goods Merchant.

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Professor in the Navy.

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Pushing Hospital Proposition.

Mrs. D. L. Holmes, president of the hospital association, is working hard to raise funds for the proposed hospital building. As the sale of the building has progressed so nicely it is the intention to incorporate the association and to this end a meeting will be held on Tuesday. After the articles of incorporation have been filed committees will be appointed to canvass the city for funds and to see that the building is promptly at the first signs of approaching grip, pneumonia or other lung or throat trouble. It will save doctors' bills and may save your life.

Modern Woodmen Move.

There was no noticeable change in the saloon regulations yesterday. Rear or side doors were open as usual and liquids were dispensed as on former Sundays. It was thought that when Mayor Kelly returned some of the saloons would order all saloons closed, but nothing of the sort was done. This morning the mayor will appear at the sheriff's office to have the warrants read to him.

Magic City Gospel.

Dr. James Kelly is able to be about again after a short illness. Mrs. M. T. Turner, Twenty-fourth and D streets, is on the sick list. Mrs. Gus Mattison of Alhambra is suffering from a severe cold. John E. Schultz has come to Moline, Ill., to attend the funeral of Fred Kemble. The yearly meeting of the Presbyterian church will be held on Tuesday evening. On Wednesday afternoon the Woman's Sewing circle will hold a meeting at the church.

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THESE THREE DREADED DISEASES can be avoided by DUFFY'S PURE MALT WHISKY is taken, according to directions, at the first symptoms of a cold. A chill or cold, if neglected, may develop into a fatal illness. Don't trifle with your health. Keep DUFFY'S PURE MALT WHISKY in your medicine chest and use it promptly at the first signs of approaching grip, pneumonia or other lung or throat trouble. It will save doctors' bills and may save your life.

DR. McCREW

Office open continuously from 8 a. m. to 9 p. m. Sundays from 8 a. m. to 9 p. m.

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