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ests are supreme, especially the first tioned. victed.

Hansbrough's Irrigation Bill.

Senator Hansbrough reintroduced his irrlgation bill of last session with various amendments. It provides for the setting aside of the money derived from the sale regions of the United States and the collection of these moneys in a fund to be used for the reclamation of the arid lands. The secretary of the interior is given charge of this fund and of all the details of its collection and expenditure. He is authorized to make surveys and construct reservoirs where necessary and to condemn the lands necessary to do so.

Water is to be distributed and persons whose lands are benefited are to pay for the same, the funds_thus collected to go into the reclamation fund. Senator Hansbrough has borrowed one section from the Newlands bill, providing that nothing in the proposed law shall be allowed to conflict with state laws bearing on the subject of Irrigation. The secretary of the interior is authorized to immediately designate what are arid and semi-arid lands.

Statchood for Oklahoma.

Senator Hale reintroduced the Pacific cable bill as it passed at the last session of congress. It provides for the construction by the government of a cable from the western coast of the United States to Hawaii.

Senator Fairbanks today introduced a bill for the admission of Oklahoma as a state and providing that the capital shall be located at a town to be called McKinley, in honor of the late president.

Revenue for Philippines.

Senator Lodge introduced a bill to provide revenues for the Philippine islands. It provides that the tariff passed by the Philippine commission September 1, 1901, and approved by the secretary of war shall remain in full force and effect. This covers goods going into the islands.

Section 2 of the bill provides for levy ing the same duty and tariff on goods coming into the United States from the Philippine islands that are now collected from foreign countries.

Section 3 provides that, until otherwise ordered, statutory laws of the United States shall not be in force in the Philippines, except as ordered by the Philippine commission. Section 4 provides that all duties col-

lected in the Philippine islands shall be paid into the Philippine treasury.

Enforce Geary Act.

Senator Lodge today introduced a bill providing for the removal of the ten years' thus leaving the provisions of the Geary act in force. That act, which was approved May 5, 1892, excluded the Chinese indefinitely, but the Scott act of November 3, 1893, limited the exclusion to ten years. In case there is no legislation in the meantime the ten years' limit would expire Senator Lodge's bill is brief next May. and is as follows:

That so much of section 1 of the act of congress approved November 3, 186. "To prevent the coming of Chinese persons into the United States." as limits the ex-clusion of said Chinese persons to fen years from the passage of said act of May 5, 182, is hereby repealed.

In addition to Senator Lodge's bill for the continued exclusion of Chinese, similar bills were presented by Senators Mitchell Fairbanks, Stewart, Quay and Penrose Senator Mitchell's bill also applies to the exclusion of Japanese and Filipinos and their descendants, as well as to the descendants of Chinese.

To Deport Anarchists.

Senator Burrows today introduced a bill

(Continued on Second Page.)

The peace commission, composed of representative of prominent liberals of Omaha franchise and who had purchased a Panama, a representative of the Colombian franchise in the American association, is government and General de la Rosa, a to be the center of the fire from the Amersecretary of General Dimingo, who started ican people. He served notice upon Mr for the interior to interview Generals Hickey today that he would not accept the of public lands in the arid and semi-arid Diaz and Lugo and induce them to give franchise, giving as his reasons that Mr. up the struggle and return to Panama, re- Hickey and Mr. Tebcau had already ensioners saw General Diaz, who agrees to other cities to accept the Omaha franchise lay down his arms and come to Panama later on, leaving Mr. Rourke entirely out under the same conditions which were in the cold.

> agreed upon at the time of the surrender of Colon. Thomas J. Hickey, late president of the General de la Rosa, who surrendered Western league, gave out the following Colon to the government forces, will, it is statement tonight: "We closed last year's reported, be appointed a commissioner to business and I tendered my resignation, as go to Tumaco for the purpose of arranging I had intended to do, and it was accepted. an exchange of prisoners.

DENIED RUMOR PROVES TRUE sion that Minneapolis would withdraw was erroneous. Minneapolis will stay in the Reported Duel Between Major Van American association. We will put a club Tots and Prince Henry Subin Omaha and the circuit will stand as stautiated. originally arranged. My headquarters will

be at Chicago, and all plans made two AMSTERDAM, Dec. 4 .-- In spite of offimonths ago will be carried into effect. cial denials investigations show there is will leave St. Joseph as soon as I can get substantial foundation for the story of a my business affairs cleared up." duel having been fought between Prince This indicates that Omaha will have two Henry of The Netherlands, husband of teams, Rourke's in the Western league, Queen Wilhelmina, and Major Van Tots, Hickey's in the American association. the queen's aide-de-camp. It appears that Protection of National Demanded. dinner at Het Loo her majesty was hurt The league officials at the night session by some inattention on the part of the prince and spoke to him sharply. Prince detail matters. It was decided to main-Henry retorted offensively, whereupon Major Van Tots made a remark regarding tain clubs at Minneapolis, St. Paul, Omaha and Kansas City, regardless of the actions the impropriety of the prince consort's of the American association. President P. conduct. A quarrel followed between the T. Powers of the National association was aide-de-camp and the prince, who had been notified by wire tonight that the Western drinking freely, and a duel with swords league claimed all the territory it held dur-

was fought after dinner. Van Tots was ing the last year and that the territory wounded. He has since been removed to would continue to be claimed under the Utrecht to be operated upon. The same five-year contract. incident gave rise to another duel between Prince Henry and a gentleman of the The latter was slightly wounded. court.

BASIS IS INEVITABLE GOLD Gradual Depression in Silver in W. T. Van Brunt, St. Joseph. Mexico and Rise of Yellow

Metal.

MEXICO CITY, Dec. 4 .-- The rapid rise in exchange, as shown by the gold premium, is the theme of discussion in financial and business circles. Some bankers regard the SCORES SENATOR HEITFELD Gigantic Corporation Formed in depression in silver as temporary and hope for a speedy reaction. Others less sanguine Idaho Populist Chairman Protests

point to the fact that for eighteen years there has been on the whole a constant downward tendency and the expression of limitation on the Chinese exclusion act. the belief that eventually Mexico will have to come to a gold basis is common.

New York exchange stands at 132 premium and this seriously affects importers. Several heavy orders about to be sent to the United States have been held back pending a more settled state of exchange. On very favorable to American capitalists buying property here.

MISS STONE IS SNOWBOUND he has taken. ADVANCE IN PRICE OF LUMBER

Investigation Proves that She Has Not Been in Ellidreth Valley.

CONSTANTINOPLE. Dec. 4 .- The recent silence of Miss Ellen M. Stone, the captive American missionary, is largely attributed to the unusually heavy snows. A minute investigation of the Ellidreth val-

ley, where the captives are reported to have been buried, has nearly been completed. but fails to show that Miss Stone and her companion, Mme. Tslika, were ever in that district.

seeting of the league for 8 o'clock tonight. | Mary C. Solon, a colored when the work for the coming season was cumbed to tuberculouis. entered upon. Mr. Rourke, owner of the

The men who died on Sheridan were Corporal E. E. Manning of Company L. Eighth infantry: Daniel M. Martin, Company M. Sixteenth infantry; J. E. Watkins, Company L. Fifth infantry. The deaths which occurred on Warren were those of Andrew N. Denton, marine corps; William C. Willis, Thirty-first coast artillery: William Good. turned to that city today. The commis- deavored to make a deal with at least two Twentleth infantry; James A. Wilbourne, Forty-fifth infantry, U. S. V., and Fred Jones, Sixth cavalry.

Lieutenant Freeman of the Twenty-first infantry returned on Hancock with the remains of his wife, who died from typhoid circuit in either Denver or Cheyenne. fever. The bodies of Lieutenant A. T. Crockett

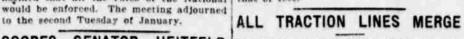
fantry were also brought home. Mr. Rourke of Omaha has withdrawn from the American association, but the impres

cates Periodical Changes by

LAKEWOOD, N. J., Dec. 4 .- National Democratic Committeeman Norman E. Mack of New York said today, with reference to the McClellan and Fitzgerald resolution, that the democratic national platform of 1900 would stand until a new one was made and nothing but harm and dis ruption to the party could come from any were at work until midnight, going over attempt to change it until it is done by the representatives of all states in the convention of 1904, for unless the democrats of the eastern states stand by the last declaration of the party, dominated by the southern and western states, there would be no good reason why the south and west

> inated by the eastern states in 1904, if they should succeed in controlling and dominating the convention.

The board of directors was increased from three to five with the president as chair-"that the democratic party cannot afford to man. The members are: James H. Manchange their national platform every ning, Kansas City; W. A. Rourke, Omaha minute. If they do not stand by the pres-Thomas F. Burns, Colorado Springs, and ent one for four years what assurance will the people have that they will stand by the The president's salary was increased next one for four years? I don't mean by from \$1,800 to \$2,000 a year. President C. this that the 1904 campaign should not be B. Powers of the Western association was conducted on entirely different issues than notified that all the rules of the National that of 1900."



Pittsburg Becomes Effective First of Year.

PITTSBURG, Dec. 4 .- The stockholders of the Philadelphia company met here to

BOISE, Idaho, Dec. 4 .- Chairman D. H. day and concluded one of the largest deals Andrews of the populist state committee to-night gave to the press a copy of a very but one traction line in Allegheay county. sharp letter written to Senator Heitfeld in the West End company, will come under reply to the latter's suggestion that the the control of the Philadelphia company. state committee be summoned to meet and The stockholders voted to increase the the other hand, the low price for silver is take steps to disband the organization. The capital stock of the company from \$21,000. chairman flatly refuses to consider such a 000 to \$36,000,000 and the authorized bond RUFFIN proposal and declares he has the support issue from \$6,500,000 to \$22,000,000. The populists of the state in the stand | consolidation will be effected January 1.

IMPLEMENT MEN FIGHT TRUSTS

Enormous Demand Sends Scale of Meeting of the Association

Top Notch.

similar advance was made July 5. committee mays the immense demand is responsible for the action.

Building Material Up to

to the second Tuesday of January.

Against Proposition to Dis-

band Party.

Two Teams in Omaha.

Twenty-first infantry, and Lieutenant James C. Williams of the Twenty-first inordered established February 1 at Russell, thirty-three square miles, containing a pop-MUST STAND BY PLATFORM ulation of 530, John H. Willet was appointed carrier. The postoffice at Olmitz Norman E. Mack of New York Deprewill be supplied by rural carrier and Ola will be discontinued. Democrats. Nebraska-Eugene B. Austin, Stevens, Frontier county, vice S. Cole, resigned; C. W. Morrow, Wilcox, Kearney county, vice D. C. Shetler, removed.

Charles M. Corlew was today appointed assistant janitor in the public building at Sloux Falls, S. D. The postoffice at McCaffrey, Holt county Neb., will be discontinued after December 14 and mail sent to O'Neill. The First National bank of Lincoln, Neb. has been approved as a reserve agent for the Nebraska City National. ENFORCES DECISION AT ONCE Secretary of Treasury Issues Orders should ablde by the national platform dom-

to. Philippine Collector "The fact of the matter is," he said, WASHINGTON, Dec. 4 .- The secretary of the treasury today issued the following cir-

cular of instructions to collectors of customs regarding the refund of duties collected from imports from the Philippine islands:

February 16, 1863.

session, especially those to erect a monu-

Department Notes.

Lucas county, Ia. The route embraces

Postmasters appointed:

islands: Referring to the recent decision of the supreme court of the United States rela-tive to importations from the Philippine islands. I have to confirm department's telegram of the 3d inst. as follows: "Discontinue, require entry and collec-tion of duty or merchandise shown by manifest of vessel to be such as shipped from Philippines. Allow free delivery goods in bond. Detain clgars and clgar-ettes until international revenue atamps are affixed under circulars SI and S5 cur-rent year. Refunds will be made by cer-tified statement where protests are duly tified statement where protests are duly

of Customs.

filed." With regard to the matter of refunds, have to state that in addition to forward ing certified statements as above directed you will forward certified statements is cases where no protests have been filed when so requested by the parties in in-terest, with a view to submitting estimates appropriation to congress should it ad that no existing appropriation



Bonine's Clothes.

Strong Resolution Introduced at WASHINGTON, Dec. 4 .- The testimony introduced by the defense in the Bonine Held at Wichita.

trial today was for the purpose of combatting the statement of Dr. Shaeffer, the MINNEAPOLIS, Dec. 4.—The price list committee of the Mississippi Valley Lumbermen's association today agreed to advance the price of lumber from 50 cents bers of the association and other mercantile them. Dr. Sterling Ruffin described in device data and the state of the mercantile them. Dr. Sterling Ruffin described in device data and the state of the state of the association and other mercantile them. Dr. Sterling Ruffin described in device data and the state of the state of the state of the state of the association and other mercantile them. Dr. Sterling Ruffin described in device data and the state of the WICHITA, Kan., Dec. 4 .- At a meeting government expert who had examined the vance the price of lumber from 50 cents bers of the association and other mercantile them. Dr. Sterling Ruffin described in deto \$3 a thousand, according to grade. A concerns to organize non-partisan anti-trust tail the tests by which he had discovered The leagues and to turn down any congress. a number of blood stains on Mrs. Bonine's der man who will not pledge himself to anti- wrapper and alippers. Dr. James Carroli

trust legislation. Resolution was adopted. | and Dr. J. W. Boyee also testified.

ced hills today for the crection a a pubsnow proves as heavy as expected it will jurisdiction lic building at Deadwood, for the estabbe of great benefit, giving a much-needed lishment of a national soldiers' home at supply of moisture. KANSAS CITY, Dec. 4.-Light snow be-Hot Springs and for the restoration of an-

nuties of the Medawaukaton and Wahpagan falling early tonight and promises to koota Indians, who live in South Dakota, continue all night. The air is warm and declared forfeited by the act of congress of the snow is partly melting. Senator Warren of Wyoming introduced

SOUTH DAKOTA BOATS TIE UP many bills which failed to pass at the last River Full of Slush Ice and Ground

ment to mark the site of the Phil Kearney Covered with Sleet and massacre, providing for the erection of a public building at Laramie, for the renting of lands to aid normal schools and for

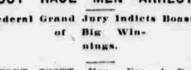
the holding of terms of court of the Eighth Additional rural free delivery has been

gram.)-It has been snowing hard since noon. A strong southeast wind is blowing.

It is the first real winter day. HURON, S. D., Dec. 4 .- (Special Telegram)-A snowstorm has prevailed here

Weber, who is a tailor, 37 years old, pleaded guilty. He said that he began housebreaking in Minneapolis thirteen years ago and since then had been both tailor and burglar. His intention was, he said, to get money enough to start in the tailor business for himself.





FORT SCOTT, Kan., Dec. 4 .- Deputy United States Marshal Platt of southwest Missouri today arrested Robert Boatright.

Bud Gillette and E. E. Ellis of the Webb

City Foot Racing club, which boasts of

having won \$200,000 during the last eighteen

months. They were arrested on indictments returned by the federal grand jury. All were taken to Carthage and put under bond. Boatright's bond is \$2,000, while

Movement of Ocean Vessels, Dec. 4.

At New York-Arrived-Oceanic, from Liverpool. Sailed-Cevic, for Liverpool; Philadelphia, for Southampton; Zeeland, for Antwerp, via Cherbourg; Majestic, for Liverpool Liverpool. At Yekohama—Arrived—Thira, from Port-land, for Hong Kong, Salled (Nov. 29)— Empress of India, from Hong Kong, for

Liverpool-Arrived-Dominion, from At

Portland; Lake Ontario, from Montreal. At Cherbourg-Arrived-Patricia, from New York, via Plymouth, for Hamburg. At Botterdam-Arrived-Statendam, from from

Tacoma. At Southampton-Salled-Kaiser WBheim der Grosse, from Bremen, for New York, via Cherbourg At Brow Head-Passed-Germanic, from New York, for Queenstown and Liverpool.

the defendants being at least de facto and the defendants being at least de facto members thereof, the decree of the district court should be reversed and the cause re-

The power to create a municipal corpora-ton is vested in the legislature, and im-elles the power to create it with such limi-ations as that body may see lit to impose, and to impose such limitations at any stage it its existence.

of its existence. The legislature may by statute confer upon the governor the power to appoint members of the board of fire and police commissioners of citles of the metropolitan class. The State against Moores, 15 Ne-braska, overruled.

Commissioner Albert's Opinion.

Covered with Sleet and Snow. PIERRE, S. D., Dec. 4.-(Special Tele-gram.)-A heavy snowfall prevails here to-day, following a sleetstorm this morning. The river is full of slush ice and boats have all been compelled to tie up. TYNDALL, S. D., Dec. 4.-(Special Tele-try, Covered with Sleet and sheet) TYNDALL, S. D., Dec. 4.-(Special Tele-try, Covered with Sleet and boats have all been compelled to the up. TYNDALL, S. D., Dec. 4.-(Special Tele-TYNDALL, S. D., Dec. 4.-(Special Tele-Tele-TYNDALL, S. D., Dec. 4.-(Special Tele-Tele In the opinion Commissioner Albert says:

defendants bring the case to the supreme airt on appeal. The sole question presented by the ap-ral is, whether the Board of Fire and Po

ice Commissioners have authority to hear and determine the charges filed against the blaintiff and to remove or suppord him from office in case its findings on said hearnes abouid be adverse to him.

HURON, S. D., Dec. 4.—(Special Telegram.)—A snowstorm has prevailed here and over the greater part of the state since noon. A stiff wind from the south drifts the snow. The temperature is mild.
BURGLAR THIRTEEN YEARS
F. H. Weber Makes Confession and Gets Fifteen Years in Missouri Prison.
KANSAS CITY, Dec. 4.—F. H. Weber, a burglar, who operated extensively in St. Paul, Minneapolis and Kansas City, and was arrested in Denver and sent here for trial, was today sentenced to fifteen years in the penitentiary.
Weber, who is a tatlor, 37 years old,

Question of Invalidity.

After citing several Nebraska cases Judge libert continues:

In view of the doctrine announced in the cases just cited we are not called upon to determine the effect of a decision in the case of the State against Moores on the en-tire act, because it follows irresistibly that the section held invalid drags down with it

When arrested in Denver Weber said he

the section held invalid drags down with it only such other parts as are inseparably connected with, dependent upon, or incom-plete without it, or for the passage of which it served as an inducement. The attempt to confer upon the governor the power to appoint members of the Board of Fire and Police Commissioners and the reasons urged in support of such measure are a part of the legislative history of the state. No other feature of the act under consideration, nor of those it was intended to supersede, attracted so much attention of the places the power of appointment in the hands of the governor, removing, as it was claimed at the time, the Board of Fire and Police Commissioners from the in-fluence of local politics. It is a matter of common knowledge that this feature of the act, so far as the Board of Fire and Police Commissioners is concerned, was the chier board of the governer, was the chier to the the time, the scatter of the act, so far as the Board of Fire and Police commissioners is concerned, was the chier Commissioners is concerned, was the chier inducement to its passage. Without that feature its promoters would have regarded reature fits promoters would have regarded it much as they would have regarded the play of "Hamlet" with Hamlet left out. Nothing to our minds shows more clearly that the invalid portion was an inducement to the passage of the other parts of sec-tions quoted than the fact that with such invalid portion omitted resort must be had to section 72 to carry out the remainder. Section 72 shows clearly an intention on the part of the logislature to limit the ap-pointing power of the mayor to such offi-cors whose appointment has not been

corrs whose appointment has not been otherwise provided for by the act; members of the Board of Fire and Police Commis-sioners are otherwise provided for by the act, because it provides for their appoint-

sioners are otherwise provided for by the act, because it provides for their appoint-ment by the governor. To hold, under the circumstances, that it would be carrying out the intention of the legislature to per-mit the mayor to appoint the members of such board would do violence to common-sense, which, after all is the final arbiter in matters of doctrinal construction.

Power to Try Redell.

luding paragraph:

The opinion closes with the following con-

It would follow, then, that the Board of fire and Police Commissioners, having een created by valid statistory enactments and thereby clothed with full authority to

the others were put under \$3,000 each.