ESTABLISHED JUNE 19, 1871.

OMAHA, WEDNESDAY MORNING, JULY 27, 1904-TEN PAGES.

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Fifty Cavalrymen Bide Into the Important Port Heretofore Held by Russians.

CITY BUILDINGS FLY COLORS OF FRANCE

Flags Exposed f. Z mian Property to F inose Guns. Protect it fi AT 5 O'CLOCK INVADERS TAKE TI

g. Which Has harva Bussians Betire to 1 Seen Stron ified. JAP ARMIES

OKU AND NODZU CE

Battle at Ta Tohe Kino Continues Until Nearly Midnight, When Enemy Abandous Ite Entrenchments.

TIM THIN, July 18, 4:00 p. m .- Lloyd's estat at New Chwang wires that fifts' Aparese cavalrymen have entered New Ci-wang. The French flag is flying from all the Bussian buildings. The town is TIEN TSIN, July M.-The Japanese occu-

pied New Chwang at & e'clock yesterday

Losses Before New Chwang. is reported here that the Japanese lost 200 men in killed and wounded in the fight hig which has taken place outside How Chwang during the last two days. The Ramian losses during the engagements are not known. A small detachment of Japanese scouts entered New Chwang last night. About 200 troops arrived there this arning, and more are expected this eventhe Crawds of Russian refugees were this maring awaiting trains at Ylu Kow, close

to New Chwang, to take them away. The Chinese flag is flying over the custom house at New Chwang. It is reported that the Japanese took the Russian position at Ta Tche Elac last night at the point of the

Now Chivang Files Japanese Colors NEW CHWANG, July M-Japanese scouts have already passed through here. and the troops are expected momentarily. The Busslan inhabitants of New Chwang have left. Japanese flags are ...ying all over the city.

ST. PETERSBURG, July 16.—The port of Now Chwang has at last been abandoned by the Russians. The authorities here, however, have no advices covering the deproper is expected to follow shortly-

Bussians Metrent to Hat Cheng. retreated to Hai Chang.

Kino Suilday evening. General Zaroubaleff., commanding the Fourth army The future destination of the squadron sorpe, who is General Stableborg's sentor; is not known. reserved to take the etep, having the reports of scouts that the Japanese were urning the left flank, The Japanese forces are believed to in-

Olds and Nodro. More thus seven divisions I Japanese are engaged. The rear guard action between Datchapu and Tabeltekiao continued until if o'clock at night when Russian entrenchments. The Russians elthdraw in perfect order favored by the beautiful mooninglit.

General Kouropatkin reports that the Japaness column in the vicinity of Salvisions strong, is murching along the valley of the Taitze with the obvious aimof outting the railroad about Line Yang. The avacuation of Ta Tohe Kiac was pre- CONTRABAND MEACHES JAPAN was not too late for the assessment roll of pared for long ago by the Russians, as officery experts have repeatedly indicated. The retirement is not regarded as materially altering the situation. The Bussians had alsongly fortified Hat Cheng in view advices received in this city, the Eritish

Chinese for Heavy Pighting. CHE FOO, July 17.-5 at m.-A junk, Chimese refugees from Port Arthur, has just arrived here. The Chiness report that when they left Port Arthur, July 12, heavy fighting was going on, both on land and sea. They were unable to give any details. They report that the Japanese have heavily fortified San- purchases of nitrate, and a large quantity

MUKDEN, July 26-The lafest reports received here are to the effect that the Burgiana, with about 100 guns in action in the Ta Telia Klao engagement, inflicted serious losses on the Japaness and destroyed many of their guns. The Japanese attack on the center of the Russian position was repulsed, but the Russians were ordered to retire yesterday and occupy the heights five miles morth of Ta Tube Kian-This movement was carried out in good

## ARTHLERY BUEL AT TA TORK KIAD Wounded Buestan Soldiers Arrive at

Mukdyn from Seene of Battle. MUNDEN, July M .- (Delayed.)-The empress hospital traks passed through Mukien today bearing Els men who were wounded in yesterday's fight at Ta Tohe Rino. The fight, which was mutnly an artillery dual, according to the statements of the men on the train, commenced at ( o'clock in the nograbes and was still going on at 11 swood at might, when the train left. The Russians were then maintaining positions, about seven miles south of Ta Tobe Kiss. It is understood that the battle will be

thus for is not known here. Breall hodies of Japanese are reported to be moving in the direction of Benitsu, forty

miles east of Yantsi station and lowards Mussimum. If this is true it indicates the intention of the Japanese to try and turn a fit. Louis detective and George Pickes, of railroads at \$2,000,000,000, which they stition at Line Your from the the Russian portfor a direction of Muliforn.

Long Service and Lack of Opportunity

CHE POO. July H.-d a. m.-A Frenchmen who has strived from Port Arthur reports that the Japanese was vessels before that port are in had condition on account of the long service and lack of opportunity for making repairs. Many of their larger gone are all but out of commission. The repairs to the stunnian flest have been completed and officers are expecting the Visit- least convention.

here, but they bring me news. Most of the Louis exposition. They will have here with Russians who have nivived been appear to the president Thursday and accompany him be of an extremely ignorant class, who as far as Philippelphia. There the party of leave the fortrary backies they have been five boys, bicliffing these of the greatdent's ordered to hear arms. They opparently some Emiso Reserved's son George and the Russian trucks or where figuring is train and proceed to Mt. Lawis. They will be there a week.

Two More British Ships Captured by the Russians and Country Grently Worked Up.

(Copyright by New York Herald Co., 1964) NEW YORK, July M.-(New York Her- OTHER DOUGLAS COUNTY MEN APPEAR ald Cablegram-Special Telegram to the Hec.)-Two more British steamships were reported captured by Russians today. One, the Formons, of the Parific & Oriental line, was selzed in the Red sea and put in at Suez flying the Russian naval flag and carrying a Russian prime crew. The other captive was the Falches, from Puget sound to Japan. It was taken by the Viadivostok squadron off Yoko-

In England the case of the sinking of the Knight Commander was officially disrussed, while in Washington the opinion expressed was that America will be very autious before causing any complications to arise out of the destruction of the ves-

The St. Petersburg war office announced the retreat of the Russian army to Hal Chang, while it was officially reported that Japanese cavalry had completed the occu-pation of New Chwang, the Bussian residents having fled.

REAR GUAND KEEPS UP FIGHT Russiana Retire Slowly Before Ad-

vance of Japanese Forces. ST. PETERSBURG, July 16 -7:25 p. m .-The Japanese advance jagainst General Kouropatkin's armies seems at last to have begun in cerdest. They are moving up strongly from the south and have captured Kan pass, on the road to Hal Cheng. A northern movement is amo reported, but the objective of the Japaness at present seems to be Hai Cheng-Official news received here shows the

fighting at Ta Tohe Kino and to the southward has been progressing for several days. However, according to the latest reports received this morning the Russians had not evacuated Ta Tche Klao, but were falling back on that place, fighting a con-Unuous rear-guard action. The Japanese advanced in atrong force Sunday morning against the Russian position at Datchapu, twelve miles north of Kai Chou, in view of the great superiority of the Sapanese, General Stackelberg, as forecasted in these dispatches, did not attempt resistance. The Russian losbes are not ascertainable, but it is admitted they amount to several hundred men.

Kouropatkin reports tinuation of the advance of a Japanese column along the Salmatsus road, already announced in the Associated Press Sintshitin dispatches.

VLADIVOSTOR PREET SEAR POMOSA Squadron Has Held Up Many Ships

During Its Cruise. VLADIVOSTOK, July M.-Private reports Depatches Just received by the War Vladivonick squedron has been even east at the extrest solicitation of the railroads differ announce that the Rissians have of the island of Formore (400 miles south | Bellioned Dodger Towns of Shanghal and about 1,300 miles south-They decided to withdeaw from Ta Tche | west of Tokohoma). It is understood that colliers are awaiting the cruisers there.

The squadron held up many ships dury ing its cruise.

The representative of a large business been returned to the county assessor, of Douglas county, but this year the buildings He reports that there is almost a regular line of junks running from Port Arthur to Chee Fos and that even women are fortress are excellent, he says, and everybody has envolled with the military. Prices are rising alightly. The residents Everything is quiet in Visdivestok.

British Ship St. Hubert Reaches Yokohama with littrate. SAN FRANCISCO, July 26,-According to

steamer St. Hubert secuped the Russian fleet and arrived at Yokohama today from Iquiqe by way of Honolulu. For a time emptured by the Russian warships. The St. Hubert had a cargo of nitrate from Iquique, Chile, intended for use in the broke out the Japanese have made many of it has been sent from this port on the regular liners, the cargoes being transshipped from vessels that brought it here from the Chilean coast.

Some Japanese Gunz Are Silenced. BT. PETERSBURG, July M .- The Official Messenger this morning prints a dispatch from Line Yarig, dated July 25, announcing that the Japanese maintained a terrific bombardment of Ta Tebe Klao throughout the day, but toward evening several of their batteries having been slienced by the Russian guns they relied. No estimate of the losses on sither side is furnished, but, ludging from the nature and extent of the fire, the engagement was a serious one.

# OWNER OF MONSTER ARRESTED | hands of the state board. Those who have

Prominent Race Track Man Wanted in St. Louis for Working Get-Rich-Quick Schume.

race horse owner, whose horses Reliable most an insult to the state for them to and Monster, wun at Brighton Beach to protest," he said. day, was this afternoon arrested at the with larceny by means of an alleged get- understanding that the aggregate valuacontinued today. The result of the fighting rich-quick scheme, of which it is said he tion of the state should be \$600,000,000 and Bt. Linuis.

### JAP WARRINGS IN BAD CONDITION IS READY FOR NOTIFICATION President Humanvelt Consistes Avrangements for Beeting Committee

from Convention Tomorrow,

OYSTER BAY, N. Y., July B .- President torowych passed a quiet day as Sagamero Hill. Preparations were concluded for the eremony tomurrow of nettlying him of his contration for the presidency by the Chi-Neveral Bussian refugees have arrived the trip of the Rosswell longs to the fit. Arrangements have been completed for

many nathing connecting the position of also fluxers, will have the president's the protects of the reads and met them. rouse and he then took up by paragraph

E. Rosewater Contends Lands Are Assessed Higher Than Railroads.

Assessor Reed Explains Why Dougla County Did Not Show So Large an Increase-Ballroads Dodge ... Assessment.

To the Henorable State Board of Equalization: Gentlemen On behalf of the taxpayers of Nebrasha, I would respectfully represent to your conorable body:

would respentfully represent to your hemorable body:

1. That the railroads in the state of Nebraska represent fully, if not more, than one-fifth of the taxable westlib of the state.

2. That the assessment of railroad property for taxation during the year life approximates take, we can be represented in the railroad property to taxation during the year life approximates take, we can their true value, haused either on their capitalization or upon their earnings.

2. That it would be a gross violation of the unformity clause of the constitution to assess real and personal property at a higher ratio than the property of railroads.

4. The assessment of railroads for law naving been fixed at from 25 to upon a property at a higher ratio than the property of railroads.

4. The assessment of railroads for law naving been fixed at from 35 to upon a property returned by the county assessment of all reel and personal property returned by the county assessors as near as possible to the ratio of assessment made by the board in the valuation of railroads.

(From a Staff Correspondent.)

(From a Staff Correspondent.) LINCOLN, July 26 .- (Special.)-This pullion was filed by Mr. Rosewater with the State Board of Equalization this afternoon at the conclusion of his speech in answer to the protests filed by the silied railroads 'almost an insult to the taxpayers of Ne-

braska," The meeting was well attended by rep against an increase of assessment, and it was noticeable for the absence of railroad pions of the smaller taxpayers before the to the executive committee state board, allowing their written protests to stand unchampioned.

Douglas county , was represented at the meeting by Mr. Rosewater, County Assessper Reed and W. G. Ure of the Real Estate exchange, and Attorney Pratt had previously filed a protest against the low as mearment of the large wholesale dealers in maha. This protest, however, apparently was satisfactorily answered by Mr. Rend. Douglas county ascured the most attention from the board and took up more of its time, for the reason that the impression ! shroud that this county had been singled received from Shanghal say that the out by the state board for a liberal increase

Railroad Dodges Taxes. One of the interesting and important facts brought out by Mr. Rosewater in showing why Douglas county had not been in creased a per cent as high as some of the other countles was the fraudulent manner in which the Union Pacific railroad had It is stated that Vicercy Alexian is made its return to the county assessor Heretofore the shops and grounds have Last year twenty-nine lots were valued by the county assessor of Douglas county at \$193,875, while this year there was returned taking the trip. The conditions in the to the county assessor six lots valued at \$10,005, a slump of \$182,000. That is one reason why Douglas county had not been returned at a larger valuation. What beof Port Arthur do not believe that the came of those lots upon which the shope fortress will ever fall. stand so one could explain, though they were supposed to have been returned to the state board. Mr. Rosewater armied that it Douglas county to be opened and this property locally assessed.

Mr. Weston agreed with Rosewater that it was not right that this land should be returned to the state board and the buildngs assessed locally as personal property. Mr. Rosewater argued further that Douglax county was not receiving all that was it was foured that the vessel had been due it from the ratiroads because of the fact that the Hillnois Central, Great Western. Milwaukee and other roads that were running over leased tracks to South Omamanufacture of powder. Since the war ha from Omaha were paying not a cent of taxes. The Milwaukes owned sleeping cars that should be taxed in the same manner as were the Pullman cars. He pointed out to the board that much proparty during the last year had been taker off the tax lists because it had been se cured by churches, parks, boulevards and the opening of streets.

Dissects Bailroad Protest. Mr. Rosewater began his talk by reading a portion of the protests filed by the ratiroads, which he then used as a subtect for dissection. He told the board that it was amazing that the allied railroads should ask for a reduction or an increams of the valuation of other property in the state. He reviewed the making of railroads in order that they might receive fair if not favorable treatment at the entered protests to this board he said named the members of the board as they mat as a board of assessment, had their hearings at the beginning, at the end and in the middle of the sessions and they took advantage of every opportunity to NEW YORK, July 28-John J. Ryun, a hammer the board members. 'It is al-

Mr. Resewater read from the protests Brighton track on a werrant charging him that the reliroads claimed to have a tactt was the head. The amount involved is then said it was not the fault of the said to be \$500,000. The warrant for Ryan's railroads that the valuation did not reach Building and Loan Associations Hold arrest was bested in St. Louis and the ar- that figure, as they had a "statistician of rest was made by a New York Central high degree" to prepare a table fixing office detective, who was accompanied by the taxable wealth of the state exclusive son, assistant to Circuit Attorney Folk of sprong just at the right time in an effort to show how the people were excaping maxition. He told the board that the railroads knew the table was padded. As for the threat of the rellroads to take the matter of their assessment into the court. Mr. Rosewater said no lawyers rould do it for the reason that all court decisions had upheld the taxing heard and he routed the Indiana case where a ratirond had been increased \$19,000,000 over the previous year, but which the courts held the taxing board had a right to do It was at this functure of the talk that Governor Mickey approunced that the railroad assessment was not under considerawould take the matter up later. But the rallroad assessment was under consideration, for the railroads had opened the ball themselves, and Mr. Rosewater told the board that it had no power to undo the work it had already done on the rail-

(Continued on Third Page.).

### SUMMARY OF THE WAR NEWS PROTESTS ACAINST RAISE THOMAS TAGGART IS CHAIRMAN POLICE CALL ON SHERIFF Ury Woodson of Kontucky is Chosen Scoretary of the Democratic

National Committee,

NEW YORK, July M.-Thomas Taggard of Indiana was ununlinously elected chairman of the demogratic national committee oday. The meeting had not been in see sion long before this action was taken. All efforts to Indute Senator Gormany to take the place falled.

Ury Woodson of Kentucky was elected secretary of the democratic national com-Edwin Sefton of the District of Columbia was elected assistant secretary, John I. Martin of Miscouri was elected sergeant-at-arms and Samuel Donelson of Tennesses was elected assist-

ant sergeant-at-arms. Both were placed in

tion of Senator Balley the two were elected to the positions pamed. A motion was made for the selection of two vice chairmen, one to have charge of the exetern headquarters and the other She western hendquarters. William F. Sheehan, who was present as a proxy, moved to leave the whale matter to the emoutive committee and to the chairman of the national committee with power to increase the number of the executive committee and to select special committees for different sections of the country in the judgment of the executive committee if such action was necessary. This prevailed and it will allow the formation of a special campaign committee or finance committee in New York or any other organization that the executive committee may consider

DECOMMENT. The committee decided to accept the invitation to go to Eseptis to visit Judge Parker tomorrow, leaving New York at 11:85 see order maintained, but he declared he

No conclusion was reached regarding the The meeting was well attended by representatives from Otoe, Webster, Nemaha.
Nance, Douglas, Fillmore and other counties, each of whom argued to the board with Judgo Parker. The executive committee may be members of the national committee or others in the discretion of tax agents who falled to show up and de-fend their protests or to mest the cham-urer for the national committee was left

The committee adjourned subject to the call of the chal man. Mr. Taggart was not present, but was represented by J. T. Fanning, who held his take. proxy. Of the membership of the commit-

ice twenty-seven are old members re-

elected and twenty-five are new memb elected at the Bt. Louis convention. ESOPUS, N. V., July 25.-Preparation for the arrival of members of the national democratic committee, work on the speech of acceptance to be delivered by Judge Parker and tils heavy mail occupied the democratic candidate for president today. Among the few who maw Judge Parker was J. Edward Simmons, president of the Feurth National bank of New York, who talked over the financial part of the

# ALL READY FOR THE DRAWING

Clerks Have Completed the Classifier tion of Those Who Registered at Rosebell.

six hour trip in a junk from Port ar. property, while the land upon which the stam.)—The work of classification that has for a time the entire number left the ear thing is done, however, it will not be today.

The work of classification that has for a time the entire number left the ear thing is done, however, it will not be today.

The work of classification that has for a time the entire number left the ear thing is done, however, it will not be today. ernment clerks in Yankton and which strikers. The nonunion men were taken to ment in this vicinity, would care to talk must be done prior to the drawing for Labor temple and fed and then sent out I do not know." been ordered to Chamberlain will leave for to protect the strike breakers and the its new duties. The classification consists decided to hold a meeting for the purpose of an alaborate card index system and has of deciding what action to take. When Identification slips have all been placed company with a striker Chief Briggs de

be drawn from the wheel. Many requests from parties who registered at Yunkton have been sent to clerks asking for duplicates of certificate of ragistration. It is impossible for such duplicates to be furnished. If the certificate is not presented at the time of filing then Judge Munger. The marshal proposes to in face of opposition from many influential must accompany the filing or the oppertunity is lost.

CHAMBERLAIN, S. D., July 34.-(Special Telegram.)-Hon. W. A. Richards, oner of the general land office, arrived in the city from Washington this evening and will remain in the city-uptil the end of the Rosebud drawing, which begins Thursday morning. The drawing will be in the open air, but local conditions have necessitated a change of loca-

Enterprising local people had arranged to erect a large grandstand on leased ground immediately in the front of the platform upon which the drawing will be made with a view to gathering in considerable coin in providing sents for the weary. The plan, however, was not approved by the authorities, who desire a rge, free and unobstructed position so that thousands may see the drawing if desired. The location has therefore been transferred to the state school lands lying in the city and the platform is now the law which he said was done by the in readings for the drawing at the new location.

Trains are bringing in many to witness the drawing and an attendance of 10 900 is looked for on the opening day About forty of the grafters from Bonesteel have arrived and attempts have been made by them to subsidies the police authorities, but it will not work. No such condition as provailed at Bonesteel will be tolerated in Chamberlain. A large force of government clerks is at work early and late gotting the large registration lists in shape for the drawing.

# HOME BUILDERS ARE MEETING

Annual Conference at Sault Ste Marie.

SAULT STE MARIE, Mich., July 26.-The features at the annual meeting of the United States Building & Loan and clations were the annual address of the president and the report of the secretary. President James Clarency, of Philadel phia, in his annual address, made a plen for the preservation of the local building association system because the system is gradually gaining an international repu-Intion. He urged state department hank officials not to permit the working people to be deceived by bogus building associations. Aggressive warfare should be waged against such bogus associations until they are completely eliminated. Secretary H. E. Cellarius, of Cincinnati, said in his assuul report:

The business of the local building and han associations of the United States have been very satisfactory during the year said while the net increase in the nggregate assets is not as large as it might be not necount of an apparent decrease of marriy 12,000 in Onic, resulting from the recognizations at a member of building associations into trust companies, yet, a massets and membership.

Profess Inability to Control Strikers and Ask for Help.

MAYOR SAYS HE CAN HANDLE SITUATION

Visits Scenes and Declares More Officers Unnecessary-Sheriff Power Investigates Matters, but

After a protracted meeting Tuesday after- Injunction Against Strikers Not Modinoon the Fire and Police board admitted that it was unable to cope with the strike situation and decided to call upon Sheriff Power and request him to take charge of

the strike.

Takes No Action Yet.

nomination for the first place, but on mo-During the afternoon the sheriff visited South Omaha for the purpose of leaking over the situation. He called upon some of the members of the police board and the statement was again made that the police board was powerless to protect strike breakers entering the packing plants. Chief of Police Briggs also made a statement to the sheriff. The chief said he could not handle the crowds of strikers and confessed his inability to protect men bound for the packing plants. Pollowing his interview with the members of the board and the chief Sheriff Power called upon Mayor Koutsky. The sheriff wanted an order or a request from the major for deputies. Major Edutary declined to make a request or have anything to do with the matter He stated that the Fire and Police board had taken the government of the city, as far as maintenance of order was concerned out of his hands and he had nothing to say. Personally the mayor is anxious yesterday against their assessment, which a. m. The invitation of the democratic would not have anything to do with the was characterized by Mr. Rosswater as club of this city was also accepted by the sheriff, deputy sheriffs, the police or spewould not have anything to do with the

"If the Fire and Police board can not handle this strike," said the mayor, "It is not my fault."

The mayor said he had not witnessed any disorder and he did not see the necessity for deputy sheriffs at this time. From the mayor's office Sheriff Power called upon Stephen Vall, the strike leader. and the situation was talked over., Upon leaving for Omaha Sheriff Power said that he had not made up his mind what he was going to do. He declared he wanted to act legal rights."

secording to law and not make any miscan not get ready to send deputies down here tonight, even if I decide that it is

Cause of the Domand. What brought about the request for leputy sheriffs was the failure of the police to anfely convey staty strike breakers from the Burlington freight depot to the gates of the stock yards. When the train what we saked for. Of sourse if action un-pulled in and stopped at the west end of der the injunction should come up under the viaduct a crowd of several hundred another judge some difficulty might be strikers thronged about the cars and alternately cheered and hooted. Chief Briggs, ome kregular policemen and a number of by Judge Munger himself would have to pecials made an attempt to restors or sovern der by talking to the strikers. United States Marshal Mathews and a couple of leguties were on the ground and the marthe strikers refused to accept the order the union man, end: TANKTON, S. D., July 26.—(Special Tele-ground. After coaring the strike breakers all about this matter at this lime. It any. "I have no hope of an immediate as

Resebud lands, was completed today. To- of the city. Two members of the police morrow that portion of the force which has board witnessed the efforts of the police been handled by Expert Meyer at Yankton, the last strike breaker had disappeared in in envelopes and it is these which will clared he was ready to give up and admit he could not cope with the strikers

Federal Officer at Work. It was stated last evening that United names of about 100 strikers who are reported to have violated the injunction of of the meneas he can find before Judge Munger and give them an opportunity of

explaining their actions. There seems to be quite a difference of minion as to the number of men who walked out at noon Tuesday. The packers assert the total was between 900 and 1,000, while at labor headquarters the statement is given out that the number is fully 1,850. "There is not a union man working in any of the packing plants in South Omaha now," said Vice President Vall last night. The strike leaders appear to be greatly encouraged, and while they say this is to

be a fight to a finish, a long-drawn out affair is not looked for. At noon yesterday the strike was just wo weeks old. More men are out now than at any time since the strike began. As every union man is now out of the plants no more calls can be made, the limit | are said to aggregate about \$1,000,000. having been reached.

All of the plants except the Omaha are preparing to board and lodge a large force of men. Provisions and bedding were sent Bighty-One Cotton Mills Where Re- of and hour he was revived. The mob down from Omaha in boxcars yesterday afternoon and awliched ento the packing house tracks.

Mechanies Are Supplied. Work continued at the plants yesterday afternoon the same as if the mechanical workers had not walked out. Engineers and firemen were on hand to take the places of the strikers and not a wheel

At the stock yards General Manager Kenyon had copies of the city erdinance prohibiting trespansing on stock yards grounds posted. These signs were placed on buildings and fences about the property Under this ordinance any person trespassing on the property of the company is table to a fine or imprisonment or both. Mr. Renyon thinks such action is necesmry in order to protect the property of the company from fire for damage from any other cause.

In spite of the fact that Judge Munger refused to modify his injunction order the strikers maintained pickets along the railroad tracks. The different locals concerned in the strike are holding meetings almost every

night. At these meetings the situation is discussed and plans made for the carrying on of the strike. Mayor Pinds Men Peaceable. Last syening Mayor Routsky made a our of the packing district and found the

sen all orderly and ettending to their own usiness. The mayor said: "I went among the strikers on Q strest, where the largest number congregates. While erveral hundred men were on the street there was good order and I found very little drinking among the men. The strikers have a sort of police force of their own and when a man is found who is a

(Continued on Second Page.)

## NEBRASKA WEATHER FORECAST Pate and Warmer Wednesday and

Temperature at Omaha Yesterdays

| Hour     |         | Deg.  | Hour. |         | Men  |
|----------|---------|-------|-------|---------|------|
| 5 a. n   | Berry   | . 94  | J. D. | Misses  | · 8  |
| 6 4 3    | Beeren  | . 63  | 35 p. | White   | × 8  |
| 7 m. H   |         | : G4  | 3 p.  | 33      | 4:19 |
| 8 a. n   | Sec. 20 | . 416 |       | SHEERE  |      |
| D n. 11  |         | J 68  | 8 m-  | MARRIES | 3.8  |
| 30 a. a  | Severe  | . 78  | 6 p.  | Bharre  | . 8  |
| 13 n. n  | Becker  | . 57  |       | BRADAKA |      |
| 12 m     |         | . 18  |       | 70      |      |
| 5-11/199 |         |       | D p.  | Misses. | - 7  |

# ORDER STANDS AS ISSUED fied by Federal Judge

Manger. "Motion to modify the restraining order s overruled. Defendants except."

Such is the order entered by United States District Judge W. H. Munger yesterday upon the application of the attor name for the strikers to modify the restraining order issued last week at the instance of the Omaha packing houses against the strikers. "We shall at once proceed to serve the

summons issued out of the United States droult court pursuant to the injunction or der against the strikers," said United States Marshal Mathews. "There are approximately 4,000 of these notices to serve and we will serve them as rapidly as we can find the pyrsone named in the suramons. In his summary of the case Monday afteroon Judge Munger said: "Orders are often construed to different

urposes. But in law they must be construed as applying to the language of the bill of complaint. This order is not to prevent anyone from doing anything he has a legal right to do. I do not think there is enything in the order, which if properly construed contains anything objectionable. There is nothing in it which prohibits a lawful gathering or meeting ordered for the egitimate duties of peace. The court does not think picketing for observation is unlawful, unless for purposes of violence afterward. The court does not think the iw is any different today than it was at the time of the Union Pacific decision.

There is nothing in the order that will prevent the strikers from doing legal acts. Nor can it be construed as to probibit different unions from acting within their "I regard the order on its face as one

of the most sweeping ever issued in the "One thing is sure" said the aberiff, "I United States," asserted C. J. Smyth, at torney for the strikers, in commenting on Judge Munger's injunction decree. "But," he added, "so far as Judge Munger's ruling not to modify the injunction is concerned, I am just as well satisfied with his interpretation of the terms of the order. In suying what the order does mean he construes it so as to grant practically what we saked for. Of course if action un-

> Anked whether or not the report was true that the South Omeha strikers would bring suit against the packers for alleged

### CALLS OFF MILITARY SULE Governor Peabody Issues Procismation Turning Colorado Districts

Over to Civil Authorities. DENVER, July M. Governor Peabody today issued a proclamation calling off military rule in Teller county and placing

This action was taken by the governor satisfactory proof of its loss or destruction have warrants issued and bring as many citizens of Cripple Creek, who desire to suing his order, however, the governor received assurances from Sheriff Edward Bell that his forces were able to control the situation.

county on June 5, in consequence of disorderly acts, following the explosion at Independence of June 8, by which many nonunion miners were killed and injured. Pre- During another riot within 100 feet of the vious to that there had been a large force of soldiers on dury for many months in the Cripple Creek district, but before the expionion occurred these had all been withdrawn, No troops are now under arme anywhere in Colorado and good order prevalls in all the mining camps. The military expenses of the state during the past eighteen months, due to strikes,

# NOT A WHEEL MOVES AT MILLS

duction Was Announced Are

at a Standattil.

FALL RIVER, Mass. July 28.—The cot. any explanation. ton mill strike in this city has fied up the mills so completely that by norn today in wages was announced to take effect stantly killed. The sloter escaped before yesterday. The Hargraves No. 2 mill was the police arrived on the ecene, and it is the only one attempting to resume opera- not known who is responsible for the shoottions this morning, but the number of ing. operatives reporting was so small that the Chief of Police O'Neill, who has taken mill was shut down shortly before noon. personal charge of the Ms policemen deare being received by the sirike leaders, strike, declared lonight that the police has One offer of \$5,000 was received from a the strike situation well in hand and that local merchant. Another citizen placed at they would be able to control the cirikers the disposal of the strikers an order for and their friends. When Mayor Carter 1,000 loaves of bread. The atrikers are Harrison was saked tonight if he intended looking to mature to provide much of their food during the strike, and today large

picking berries. The prospect of an immediate actilement | the strike was purely an affair to be looked of the strike seems slight.

PACKING PLANT AT FORT SCOTT Co-operative Concern May Be Started by Stockmen and Others with

Capital of \$100,000. FORT SCOTT, Kan., July 28 .- A movement to organize a \$100,000 packing plant here was undertaken today by several men interested in the ment business. The plan is to interest the wealthy stock feeders in this and adjoining counties and to make them stockholders in the packing house. little the worse for drink he is taken in hand by union men and sent home. As organized along the free suggested re- of the buildings. Their revolvers were at regards to the large number of special

Striker and Strikebreaker Receive Mortal Wounds Daring Disturbances at Ohicago.

NEGRO FIRES INTO CROWD DURING RIOT Later Trouble Again Breaks Out and a Negro is Shot Dead.

MIDNIGHT PANIC OCCURS AT STOCK YARDS

Negroes Become Frightened at Shadows and Open a Funilade.

INDEPENDENT PLANTS ALLOWED TO KILL

Donnelly Withdraws Ultimatum Res garding Cattle Purchased at Stock Yards-Teamsters Expected to Go Out Today.

CHICAGO, July BL-Little if any advantage was gained by either side in the stock yards strike today, and there is no hope tonight of any immediate settlement of the difficulty. Realising that they have one of the hardest propositions to content with in the history of the packing industry, the packers are leaving nothing unions to gain the upper hand in the struggle with their \$0,000 union employes who are on

strike. All day long workmen from outside points were rushed to Chicago and taken to the stock yards under police protection to fill the places of the strikers. Tenight it was announced by the packers that 1,000 new men were now installed in the different houses at the stock yards. With these men and with the new arrivals that are expected each day, the packers hope to get their affairs in such shape that the strikers will be compelled to seek a truce In the hostilities and seek a peaceable settlement at the dictation of the em-

Although the receipts of live stock to-day were small compared with receipts on corresponding days under normal conditions, still many cattle, hous and sheep were left in the pens tonight unsold.

Teamsters Gotting Uneasy. With all the union workmen out on strike, with the exception of the packing house teamsters, the only additions today to the ranks of the strikers were about 100 teamsters who quit work as individuals, preferring to do this rather than wait for an official order to walk out, and the waltreases in the registrants at the stock pards controlled by the packing companies. The teamsters have become restless and the general belief is that few, if any, of the 700 employed in the packing industry will encountered in sustaining our position, but wait for the sanction of international ofof course the interpretation of the writficers of the union to go on strike,

Rumors of renewed efforts to settle the difficulty by arbitration were thick today, but upon investigation they were found to be without foundation. When questioned tonight regarding the situation, shal passed around a number of oppins of violations of the anti-trust law, C. J. Questioned tonight regarding his situation, Judge Munger's restraining order. Most of Smath, one of the attorneys retained by Michael J. Donnelly, president of the December of the Students only. The organization with the organization of the anti-trust law, C. J. Michael J. Donnelly, president of the structure of the organization with the organization with the organization of the structure of the organization with the organization of the structure of the organization with the organization of the organization "I bays no hope of an immediate set

ment. The fight is on and the only thing we can do now is to stick to the end." The union organizations recalled their ultimatum issued yesterday prohibiting their members employed in the independent packing plants from killing live stock purchased in the stook yards, where the animais are being handled by nonunion emplayes. The labor leaders took this stap arter the independent packers had pointed out to them that if such an order was carried out it would be a banefit to the big

Two Fatal Biots. Lines of vigilant policemen guarded the States Marshal Matthews had secured the the Crippis Creek district in charge of the entrances to the stock yards all day and tonight, but despite this precaution disturbances were numerous and two of them ended with tatal results. While an attack was being made on some octored strike prevent deported men of the union miners breakers as they were leaving the stock from returning to the district. Before is yards tonight, John Stokes, one of the strikers, was shot and fatally wounded by

packing companies.

one of the negroes. Stokes, with fully 100 companions, it is said, rushed on the negroes, and and of the Military rule was proclaimed in Teller latter drew a revolver and fired into the crowd, hitting Stokes. The police were close at hand and succeeded in scattering the rioters after considerable difficulty.

Some Rinting Occurs. The union men and their friends have become so embittered against the strike breakers that the appearance of a negro in the viginity of the stock yards is almost certain to be followed by violence. A negro burber about to climb upon a street car at the empance to the stock yards tonight was dragged to the street by mob and beaten unconscious. When the police arrived they announced

that the man was dead, but in the course

was under the impression that the burber was employed in some of the packing plants and without waiting to sak questions attacked him before he could offer During another riot within 100 feet of the the mills so completely that by norn today arms place, and less than an hour after not a wheel was moving in the sighty-one the one in which Stokes was injured, a milia where a reduction of 12% per cent negro atrike breaker was abou and in-

Offers of ansistance by the general public tailed to stock yards duty during the to take any action th an attempt to stop the strike he said that for the present at parties were engaged digging clams and least the strike would be under the central

> after by the police. Shopting to the Dark, Shooting wildly in the darkness, a score of panic-stricken strike breakers most by Bwift and Company oprend constantion through the yards sarly today. Pun calls were sent to the police and the gracel garrison of Puckingtown turned out in full force, believing that the atribors hist made

of the police department, and that sa yet

an organized attack under over of furk-Tiens. Pailing to discover one stelling the police arrested the strike breakers, all of them colored. The prisopers numbered a fluxen, This is to make them independent of the for an attacking pacty and attracted the When the posice turned from esarthing combilesion need and scouk pards com- strike breakers, there was a litterns of pumper as well as the packers in the larger protests. All the primary told of meting cities. The proposed company is to be simpleious persons fathing in the shadows cently by the mitimal convention of stock bure calibre and the pollue tread to bear where the negroos had obtained a huraber