NO ROOM FOR ROBERTS

Mormon Representative-Elect Not Per? mitted to Take His Seat.

EXCLUDED BY VOTE OF 278 TO 50

Minority Report to Seat and Then Expel Lost by a Vote of 81 to 244-Party Lines Not Brawn on the Decision- right, resting on Spionkop. Overwhelming Sentiment Against Senting a Polygamist in Congress

WASHINGTON, Jan. 26.-The case of B. H. Roberts, the Mormon representative-elect from Utah, which has occupied so much of the attention of the house since the assembling of congress, was decided today by the vote river. of 278 to 50. The exact language of the resolution was as follows:

That under the facts and circumof Utah, ought not to have or hold a sent in the house of representatives and that the seat to which he was elected is hereby declared vacant."

The amendment to expel Roberts without seating him, offered by Lacey. was ruled out on a point of order and the house only voted on the resolutions of the majority and minority of the committee.

The latter to sent and then expel Roberts was defeated by 81 to 244. An analysis of the vote shows that 170 republicans, seventy-two democrats and two populists voted against it and seventy-one democrats, six republicans, two populists and two silver republicame for it.

The majority resolutions, to exclude Hoberts and declare the seat vacant, were adopted 268 to 50. The affirmative vote was divided as follows: Reminute, 1.

bam of Texas closed for the majority. minority.

When Lanham concluded, Lacey, republican of lows, offered an amendment to the majority resolutions providing for the expulsion of Roberts. To this Tayler made the point of

ed the speaker's ruling.

motion upon the table. While the shell fire. vote on the latter motion was being | The main Boer position is still intaken, it being apparent that it would | tact, but the troops have now gained carry by a large majority, Lacey with- vantage points from whence a decidrew the appeal.

The first vote was then taken on the adoption of the minority question to seat and then expel Roberts. At the conclusion of the roll call, Tawney, Remains of Gallant Volunteers Who Fell republican of Minnesota, the republican whip announced that on account of eratic absentees.

day and only left the hall after the re- the east. Among the dead fourteen sult of the last vote had been an- states are represented. Following are nounced. As he did so he gave out a the dead from Nebraska and South Dastatement justifying his retention of kota: his plural wives on the ground that his moral obligation was more binding upon his conscience than technical er, George F. Hansen, Elmer B. Wemobedience to statutory law and saying | pler. that there was lttle excuse for the extraordinary efforts to crush a system | Knouse, Earl W. Osterhouse. already abandoned and practically dead. He said he was a martyr to "a

spasm of prejudice. He would not, he said, attempt to run for congress again, although he Hague. would go back home with a light heart, confident of the future.

Funeral of Gen. Stanton.

WASHINGTON, Jan. 26.-Arrangeton, which will take place at Arlington | Charles O. Ballinger. cemetery Saturday, are being made by the war department in conjunction with General Hawley, chairman of the military affairs committee of the senate. A delegation from the military graveside. Senator Thurston, just be- Berg. H. Stanton, at \$200 per month.

German Court in Mourning. MERIAN, Jan. 26.-In consequence | Company K-Privates James M. of the death of the dowager duchess, | Clarke and John J. Maloney. Frederick of Schleswig-Holstein, mother of the empress of Germany, at | Smith. Dresden, today's court reception and all ceremonies in connection with the the emperor's birthday have been bandonded.

Were Not Murdered.

kon trail, are at latest reports among of Prince Tuano.

German Naval Bill Passed.

today adopted the naval bill ling of the present number of battle- in regard to additional cable service to ships and the construction of six large Cuba, presented by E. G. Preston of and seven small additional cruisers. Boston. He stated that the service The expenditures will be annually pro- was now exclusively in the hands of vided for in the estimates.

scheme will be completed by 1916, at an olution urging upon congress the pastaxation.

Lawton's Body at Indianapolis. WASHINGTON, Jan. 26.-The two Indiana senators and several of the representatives in the house from that state called upon Secretary Root to request that a change be made in the program arranged for the Lawton fuperal ceremonies, so as to admit of the remains of the general lying in state at Indianapolis one day. Secretary Root telegraphed General Shafter at San Francisco to se smend the itinerary arranged by him. The remains the democrats of Pennsylvania have right to give \$50 per month to the co on the transport Thomas today.

MAKE A NIGHT ATTACK.

General Warren's Troops Succeed in Occupying Spionkop. SPEARMAN'S FARM, Jan. 23, 10 a. m .- (New York World Cablegram.)-Following is a general description of the recent operations of General

Buller: Having seized the heights commanding Potgietersdrift he occupied a virtual bridge head. Crossing the Tugela river he found the enemy in a strong horseshoe position closing the deboutures of the bridge head. He sent Warren to turn the Boer

On the 17th Warren's right, marching to Springfield, threw two bridges across the Tugela at Triegardsdrift, where the enemy was extended to the front. He renewed the attack on their position, running two lines along the edge and crest of a lofty plateau strongly fortified, but aprpoachable by long depressions in the ground and dongas sloping gradually from the

On January 18 Warren crawled forward two miles. Lord Dundonald's cavalry moved eastward, threatening stances of the case Brigham H. Rob- the Boer right. The Boers endeavorerts, representative-elect from the state | ed to prevent the turning movement, but were ambuscaded and roughly handled in a briliant action with squadrons of the Natal Carbineers. inperial Horse and South African Light Horse, losing forty-two, besides the wounded, who were removed to our camp. Consequently the enemy was alarmed. He greatly strengthened and extended his right, weakening the center

On Jan. 19 the British demonstrated at Potgietersdrift, bombarding heavily, and Warren crept forward, also shelling. The cavalry held the ground threatening the Boer right and compromising one line caused it to retreat to the Free tSate.

On the 20th Warren began a series of actions called the battle of Spionkop. He advanced, covered by guns firing 3,000 shells, his men fighting gloriously, and affected a dislodgment of the Boers at several points publicans, 168; democrats, 96; popu- along the edge of the plateau. Warlists, 4, and the negative vote: Dem- ren's men were entrenched at nightocrats 47; silver republicans, 2; pop- fall. Lord Dundonald's cavalry on the British left demonstrated against There were over a score of speakers the hills. Chid's squagron of South today and the closing speeches on African light horse actually seizing a *ach side were particularly able. Lan- conspicuous salient peak, hereinafter called Bastian hill. This gallant offiand De Armond of Missouri for the cer was killed by a shell while holding a captured position. In the evening the infantry reinforcements took charge of the day's advance by Dundonald, firing all night.

On the 21st Warren's left moved up to reentrant of the east Bastian hill. order that the amendment was not line. His object now was no longer Of the fifteen apostle of the church germane. The speaker sustained the to turn unduly the extended Boer | when the proclamation was issued, point of order on the ground that the right, but by introducing a wedge of he said, eleven were open violators of infantry into a cleft to split the right | the law and three had undoubtedly | ing to an inquiry from Senator Gal- | cific system in its entirety. majority vote, while if the amendment from the center. During the day the taken plural wives since it was prowere added it would require a two- gap was widened and Warren's right | mulgated. thirds vote. The republicans applaud- completed the capture of the whole of the edge of the plateau, occupying Lacey appealed from the decision of the first line of the Boer trenches and the chair. Tayler moved to lay that finding many dead, about 200 from

sive blow can be delivered.

ASHES OF THE HEROIC DEAD.

in Far Away Philippines.

SAN FRANCISCO, Jan. 26.-The the nonpartisan character of the vote transport Peking yesterday brought 159 he had made no effort to pair the ab- bodies of soldiers who have lost their sent republicans. Underwood, demo- lives in the Philippines. Tonight the crat of Alabama, made a similar an- ambulances are taking the caskets nouncement concerning the demo- from the wharf to the Presidio, where the bodies will remain until ordered Roberts was present throughout the to the burial grounds by relatives in

FIRST NEBRASKA. Company A-Privates Frank S. Glov-

Company C-Privates Frank K. Company E-Private Ira E. Griffin. Company F-Arthur S. Sims, Horace

S. Faulkner, William R. Philpot. Company G-Private Walter A. Company H-Private Albert Burd.

Company I-Privates Alfred J. Risner, Alfred Pigler. Company K-Lieutenant Lester E.

Company L-Privates Theorge H. ments for the funeral of General Stan- Sorsen. Fred Taylor, R. W. Kells,

FIRST SOUTH DAKOTA. First Lieutenant and Regimental Adjutant Jonas Lien, killed in action. Company D-Privates Askel, Erds-

nes and Fred Grenslip. affairs committees of the house and Company F-Second Lieutenant Sid- try. Valor was at war and virtue was sepate will attend and it may be ar- ney E. Morrison, killed in action; Mu- at prayer. The north and the south ranged to have an address or two at the sician Irvin J. Willett, Musician J.

fore adjournment today, introduced a Company G-Private John A. Smith. bill to pension Marietta Elizabeth | Company H-First Lieutenant Frank | this perjured cheat attempted to crawl Stanton, widow of the late General T. H. Adams, killed in action; Private Or- in. Sir, it came by itself, but it will ris J. McCracken, killed in action. Fred E. Green, William G. Lowes.

> Company M-Sergeant William B. China to Have a New Emperor. LONDON, Jan. 26.-According to a special dispatch from Shanghai it is reported there that Emperor Kwangsu has committed suicide. SHANGHAI, Jan. 26.-The 'North

VICTORIA, B. C., Jan. 26.-Fred China Daily News publishes an edict Clayson and Olsen, the two missing signed last night by Emperor miners who were reported to have Kwangsu, appointing as emperor in been murdered for robbery on the Yu- his place Pu Chun, the 9-year-old son | tainment last night in honor of Rear

unrone on January 31.

Favor Cable Line to Cuba. BERLIN, Jan. 26.-The Bundersrath | business which came before the National Board of Trade convention to-The measure provides for the doub- day was a report from the committee the Western Union and additional fa-The preamble anticipates that the cilities were needed and reported a resannual increase of the expenditure of sage of legislation which will allow 11,000,000 marks, which sum is to be the laying of a competing line between raised by loans without any fresh Cuba and the United States. The report was adopted.

Endorse Bryan's Candidacy.

HARRISBURG, Jan. 26.-The state lemocratic committee set the pace for democracy of the other states today by making W. J. Bryan its

choice for the presidency in 1900. This action was taken by the committee while Bryan was on his way she is unable to properly educate her to Harrisburg from New York to at- two small dauguters; that she has a tend the meeting and confer with the | widowed mother and sister in a measparty leaders. This is probably the ure dependent upon her and that, in first time in the party's history that | consequence, it would be no more than are expected to arrive at San Francis- indicated their choice for president in widow of so gallant an officer as Colidvance of the state convention.

LANDIS WINS LAURELS

Young Indiana Orator Distinguishes Himself in Speech Against Roberts.

EXCORIATION OF THE MORMONS

Makes a Sarcastic Speech on the Plurality of Wives-Record of Apostles of the Mormon Church Taken Up and Exposed to Public Gaze.

WASHINGTON, Jan. 25 .- The second day's debate in the house upon the Roberts case was less dramatic than that of Tuesday. The galleries were almost as crowded, but the women were less demonstrative. The president's pastor, Rev. Dr. Bristol, was in the executive gallery the greater portion of the afternoon, listening to the arguments. Roberts was not present during the day. Had he been he would have heard the most scathing excoriation of the Mormons ever delivered upon the floor of the house. Landis of Indiana, the young orator who distinguished himself during the last congress in an oratorical duel with Johnson of his state, won new laurels. He charged that Utah had been admitted to the union as a result of a Mormon conspiracy and reviewed the history of the apostles of the church, whom he charged with living in open and firagrant violation of the law against polygamy, to show that they had basely broken their solemn

pledge to the government. There had been, said Mr. Landis, universal rejoicing in the land in 1896, when Utah had been admitted into the Union. The people of the United States thought that the birth of the state worked the death of the system of polygamy. Yet they were startled to learn in 1898 that Utah had elected as its sole representative in the house a polygamist and that he was moving upon Washington with a plurality of wives and a multiplicity of children.

Dandis went over the record of the apostles of the Mormon church to show at the war office that the authorities that most of them were guilty of con- had nothing to communicate to the tinued polygamous practices. Some public, which at once suggested the of his statements were sensational. He scored the church for its alleged faith, arousing great enthusiasm by his scathing denunciation. At times he which opened clear into the enemy's | convulsed the house with his sarcasm.

Landis said he believed, and that Roberts had not denied, that Margaret | ing the number of pensioners borne on C. Shipp had become his plural wife the rolls of the office on account of each since Utah was admitted in 1896. He of the wars of the United States and paid a high tribute to the Christian | giving a brief review of the laws under missionaries who had worked among the people of Utah. Roberts, he said, | ment as to the number of pensioners had boasted that he had received the | is as follows: votes of the Gentiles of his district. That, Landis said, was because he ran as a democrat as well as a Mormon and because his opponent "had been a Danite who had killed his man."

Landis expressed his pity for the poor women who ministered to the rotten and lustful notions of the Mormon priesthood. He ridiculed the proposition to admit Roberts and then turn him out. The framers of the constitution in statuary hall would get down off their pedestals and laugh at such a procedure. It would be a burlesque on law and precedent and an outrage on common sense. Not only should Roberts be turned back, but also Utah, whose people, he said, had solemnly lied to the congress of the United States in 1896.

In his peroration Landis protested against Roberts' admission in the name of the motherhood of the land | Park Commissioner Metson. In the and of the pitiful innocents doomed to the shame of illegitimacy. He got a

dis said: and defeated him because the time was not then ripe for a polygamist to labor. It would be to your advantage come to the American congress. He to allow other Chinese free acess into became a candidate in 1898 and the the United States. Permit me also to man who placed himself before the say that a cay that can build a war convention stated that he ran by per- | snip like the Oregon is just the place mission of the church. In 1898 we for China to come to for its new war were engaged in a war with a foreign | vessels and trade steamers." foe. American manhood was away from home or all absorbed in the counwere under one flag. They hoped in this generous condition of magnanimity to come back, and it was then be nurled back boldly and in the open Company I-Privates James E. Lenk, day by the outraged indignation of the American people. (Applause.) And cross yonder threshold will be read in letters large enough to be read from the national capital to the Mormon temple: 'No polygamist shall ever enter as a member of the American congress.'" (Applause.)

BRILLIANT EVENT FOR SCHLEY.

American Residents in Buenos Avres Honor the Admiral.

Buenos Ayres, Jan. 25 .- The American residents gave a prilliant enter-Admiral Schiey at St. George hall | Colonel Stotsenberg met his death. the stampeders to a new strike on The new emperor will ascend the Many British and Argentine residents were present.

The American charge affaires has invited President Poca to dine with WASHINGTON, Jan. 26.-The first Rear Admiral Schley on board the cruiser Chicago tomorrow.

Makes It a Capital Offense.

DES MOINES, Ia., Jan. 25.-Senator McIntyre of Ottumwa today introduced in the upper house of the legislature a bill fixing penalties for the crime of holding up or robbing trains. It provides that any person who takes part in holding up or stopping a train to rob the passengers, express or mail cars shall be, on conviction, sentenced to either the death penalty or to imprisonment for life.

Pension for Mrs. Stoisenberg. Washington, Jan. 25.-Senator Allen reported favorably his bill granting a pension of \$50 per month to Mrs. Mary L. Stotsenberg, widow of the late Colonel J. M. Stotsenberg of the rirst Nebraska. The report states that Mrs. Stotsenberg is in poer nealth and that onel Stotsenberg.

ENGLAND IN GREAT SUSPENSE. IC

LONDON, Jan. 25.-Up to 2:30 this | No Money to Spend to Check Lavages of morning, a little more than twenty Small Pox. hours after the arrival of General Bul-

No News, or at Least None that is Sat-

isfactory.

ler's notification that he intended to

make a night attack, no news of the

result of that movement had reached

unofficial England. Whether the offi-

cials at the war office have received

any intelligence or not, and there are

reasons for beleving that they have,

There is a deep-seated impression

that General Buller has been at least

cnecked, but that the fighting con-

tinues, and the war office is waiting

and hopng to receve better news be-

fore taking the people into its confi-

dence. As is only natural, countless

rumors have been circulated in the

absence of trustworthy intelligence.

Tales of a British victory and a deci-

sive Boer defeat were coupled in the

same breath almost with stories of

Buller having been repulsed by the

Boers and the British being in retreat.

to their credit, took no notice of these

wild rumors, not one of them appear-

ing in print.

erish excitement.

tically sure of success.

The Lnodon newspapers, be it said

No day in London during the whole

progress of the war has been quite

like yesterday. The news contained

in Buller's message that he intended

assault upon Spion opje on Tuesday

minds on the rack of anxiety and fev-

tative statement and surmise is mis-

taken for a certainty. Among the

other things said were that the at-

tack itself had failed; that Buller's

statement was intended as a blind.

and that his real intention was wholly

different, and that he would never

nave said so much unless he was prac-

tne war office was thronged with vis-

is not a single item of official intelli-

REVOLUTIONARY WAR WIDOWS.

Statement by Commissioner Evans Shows

linger, Commissioner of rensions

four widows and seven daughters.

vivors, 3, 89 widows.

dents, 130,2_3.

Indian wars, 1832 to 1842, 1,656 sur-

Granted since 1861 under general

other dependents. Under law of 1890:

Invalids, 420,912; widows and depen-

WELCOMES THE UNITED STATES.

Chinese Official Pleased at Growing In-

fluence in the Orient.

Yow, the Chinese consul at this port,

was among the speakers at the ban-

quet given at the Palace hotel to ex-

course of his remarks he said: "I am

glad to realize that the United States

Nebraskans Cali on Dewey.

Washington, Jan. 25.—Congressmen

Burket and Stark called upon Admiral

Dewey today to extend to him an in-

vitation to be present at the Beatrice

Chautauqua, July 4, and incidentally to

visit Lincoln en route. They are en-

thusiastic over the reception accorded

them by the hero of Manila bay, al-

though their visit was not productive

of much satisfaction. Admiral Dewey

stated that he fully appreciated the

honor extended him and that there

was no state that he would rather

visit, but engagements in St. Louis and

Chicago about July 4 made it impos-

Incidentally Admiral Dewey paid a

glowing tribute to the First Nebraska.

stating that it was one of the first

regiments in the Philippines and he

pathetically recalled the fact that Mrs.

Stotsenberg, together with a number

of other women, were his guests on

board the Olympia on the day that

leading his regiment in action near

To Restore Capital Punishment.

In Aid of Southern Pensioners.

WASHINGTON, Jan. 25.-The house

committee on pensions today ordered

a favorable report on the bill making

service in the Spanish-American war

sufficient to remove the disabilities

against those who aided or abetted the

southern troops during the war of the

rebellion in the matter of drawing

pensions. At present the inhibition ap-

plies to widows, children, heirs and

others related to those serving or as-

sisting the confederacy and the re-

moval of this in bition is more par-

soldiers serving in the war with Spain.

sible for him to accept.

Quingua.

governor.

SAN FRANCISCO, Jan. 25.—Ho

Four Still Living.

From early morning until midnight

Toward evening vague rumors were

nothing has been made public.

A PATIENT IN PAWNEE COUNTY

Application Made to the Board of Health Without Favorable Results - James Hammons of Platte County Wants \$1,000 for Being Slandered-Miscellaneous Nebraska Notes Here and There.

PAWNEE CITY, Neb., Jan. 26 .-David Cope, a farm hand in the employ of George Vanier, two miles east of Dubois, this county, was taken sick last week with smallpox. Application was immediately made to the State Board of Health for aid, to which Dr. B. F. Crummer, chairman, replied that owing to the failure of the last legislature to make an appropriation the board was powerless to act. The case is located just over the line in Richardson county. They refused to give it attention, claiming Vanier had voted in Pawnee at the last election. An appeal was then made to the governor, who responded by sending Dr. Towne of Omaha to the scene. Dr. Towne night was enough of itself to keep all pronounced the disease smallpox of the most virulent form. The people of the vicinity are seriously alarmed. A rigid quarantine has been established and abroad, such as are usually the fruit every measure adopted to prevent an of a period of suspense, when a chance epidemic. Cope is in a critical condiutterance is magnified into an authori- tion.

Rumor Given no Credence.

Omaha, Jan. 25 .- But little credence is given by Union Pacific officials in Omaha to a rumor originating in New York to the effect that a movement is on foot looking to the arrangement of terms for the leasing of the Union Pacific system by the Chicago & Northwestern. It is reported that conferences between officials of the Northwestitors. To make matters worse, there ern and the Union Pacific have been gence from the front to appease the held in both Chicago and New York widespread and breathless anxiety. At | during the past six weeks relative to midnight the announcement was made | this matter.

From certain sources the information comes that the practical amalgamation, however, of the two systems idea that they had received something | will take place within a short time. intended only for private information. It is said that E. H. Harriman, representing the Union Pacific as the chairman of its board of directors, and President Marvin Hughitt of the Northwestern, have been the conferees in this matter and that the Northwest-WASHINGTON, Jan. 25 .- Respond- ern has offered to lease the Union Pa-

State Fair Buildings Sold.

Evans has sent to him a statement giv-Omaha, Jan. 25.-The buildings on the north eighty acres of the grounds owned by the Omaha Fair and Speed association were sold at public auction Wednesday. The sale was for the which they were granted. The statebenefit of the bondholders. Several hundred persons attend the auction and the buildings brought satisfactory On account of the revolutionary war, prices. The aggregate results of the sale amount to \$7,100. War of 1812, one survivor, 1,998

Those who registered bids were mostly contractors and others engaged in building pursuits. The land on Mexican war, 9,204 survivors, 8,17 which the buildings were situated was reserved and the structures will be wrecked and carted away. Some of the material is said to be valuable, and is in such shape that it can readily be used in the construction of new build-

Fremont Hemp Mill Opens. FREMONT, Neb., Jan. 26.-The hemp mill operated by the Nebraska Binder Twine company has reopened with a full force of men after a few months of enforced idleness following a disastrous fire. The day gang will for the present consist of thirty-five men and the night shift will have thirty. Both numbers are apt to be enlarged soon. The company's plant, since rewhirlwind of applause when he sat is becoming more and more of a fac- adjusting, is thought to be a very comdown. The speech created a sensa- tor in the Orient. The Chinese are plete one for the business. The main convinced that the Amer.cans are not | building is 50x100 feet, two stories with Toward the close of his speech Lan- | trying to seize part of their territory. | steel roof. During the past year a com-The open door policy is what this plete transformation has taken place "In 1896 Roberts was a candidate for country wants and should have. I in the company's plant, and its entire congress and the church disciplined do say that you should throw down processes from the harvesting of the your barriers and let in our cheap hemp to the working of it. It is an introduction of the regular standard methods of Kentucky.

Stock Thieves Getting Bold. GREELEY, Neb., Jan. 26.-Word has come in from Troy that a gang of stock thieves has been operating in that locality. One of the Keenan family has had thirty hogs disappear. It is thought that part of them have been traced to Cedar Rapids. Deputy Sheriff Gaffney has been detailed to look the matter up and it is hoped that some old offenders will be rounded up. Their depredations have been going on for years. Some of them have been in the penitentiary, some have been killed, but the outfit has never been entirely routed. Whether anything radical is accomplished remains to be seen. The forces are so strongly entrenched that it has been so far next to impossible

Locate Stolen Property. BROWNVILLE, Neb., Jan. 26.-Two

to clean them out.

Huston house.

A Swindler Abroad.

ASHLAND, Neb., Jan. 26.-A man TOPEKA, Kan., Jan. 25.-Governor giving the name of Curtis has been Stanley is quoted as declaring he will working this town for the past two recommend to the next legislature that days. He has been taking orders for the crimes act, fixing the punishment staple articles of household use at a for murder, be amended so that the small part of their value, to be paid jury shall decide that question, and in installments. He would take a dethe jury, having fixed the punishment. posit of \$1 from each customer and the judge's only duty shall be to exethus secured about \$50. He was finally cute its judgment. This would restore called upon to show his credentials, capital punishment for murder, which when he took the train for the west. the present law practically abolishes. The people he approaches are mostly The recent double lynching at Fort the poorer class, who can illy afford to Scott is believed to have influenced the

> Falls from Overland Flyer. KIMBALL, Neb., Jan. 26 .- A young

man named Arnold Kroutwick fell from the overland flyer, No. 6, while stealing a ride. He was picked up unconscious and is in a critical condition. His home is at Bloomfield.

Small Pox at Guide Rock. SUPERIOR, Neb., Jan. 26 .- Smallpox has appeared at Guide Rock. H. Oklahoma and one other case has retcularly designed to apply to parents of

and the town quarantined.

LIVE STOCK AND PRODUCE.

Omaha, Chicago and New York Market Quotations.

SOUTH OMAHA LIVE STOCK. SOUTH OMAHA, Jan. 29.-CATTLE-Good feeders of good weights were all right, being good sellers at steady prices. On the other hand, light and medium weight stuff, especially such as was lacking in quality, moved slowly and buyers seemed to have about all of that kind of cattle that they cared for. Beef steers, \$3.25@5.25; cows, \$2.00@4.10; helfers, \$2.50@ 4.65; bulls, \$2.00@4.05; calves, \$4.50@7.00; stockers and feeders, \$3.00@4.25. HOGS-A large percentage of all the hogs here sold at \$4.55, while yesterday \$4.474@4.50 bought the most of them. Choice heavy sold as high as \$4.65. SHEEP-The receipts were larger, but apparently none too large, as buyers were out early and the yards were soon cleared. Lambs were in active demand at prices that were 10@15c higher than

Sheep and yearlings were also in good demand and the market was strong. CHICAGO LIVE STOCK MARKET. CHICAGO, Jan. 29.-CATTLE-Native steers slow; Texans strong, active, 550 head; cow market active; canners and oulls steady; feeders quiet; good to choice \$5.25@6.25; poor to medium, \$4.00@5.00; mixed stockers, \$3.25@3.85; selected feeders. \$4.20@4.85; good to choice cows, \$3.40@ 4.50; heifers, \$3.25@5.00. HOGS-Averaged 10c higher; top. \$4.85; good clearance, mixed and butchers, \$4.50 @4.86; good to choice heavy, \$4.10@4.85; rough heavy, \$4.55@4.65. SHEEP-In strong demand; lambs, 10@ 15c higher; good clearance; native wethers, \$4.50@5.00; lambs, \$5.00@6.75.

same kind of lambs that were here Satur-

day and sold for \$6.12%, brought \$6.25.

Other western lambs sold at \$6.00@6.25.

KANSAS CITY LIVE STOCK. KANSAS CITY, Jan. 29.-CATTLE-Reeipts, 4,900; desirable native steers, \$5.00 lights, \$4.65@5.65; stockers and feeders, \$3.50@4.10; butchers' cows and heifers, \$3.10@5.00; canners, \$2.50@3.15; fed westerns, \$3.90@4.75; western feeders, \$3.50@ 4.50; Texans, \$3.6716@4.70. HOGS-Receipts. 11,800; 5@10c higher; heavy, \$4.60@4.70; mixed, \$4.55@4.60; lights,

\$4.35@4.57½; pigs, \$3.65@4.20. NEW YORK PRODUCE. NEW YORK, Jan. 29.-WHEAT-No. 3 red. 76%c f. o. b., afloat, prompt; No. 1 northern, Duluth, 79%c f. o. b., afloat, prompt;; No. 1 hard, Duluth, 81%c f. o. afloat; No. 2 red. 74%c elevator; options opened strong at 1/2c advance. CORN—Receipts 117,000, exports 51,142 u.; spot steady; No. 2, 40% c f. o. b. afloat, and 404c elevator; options opened steady with wheat; eased off later through favorable weather news and heavy Chicago selling, but rallied again with wheat in the last hour, closed firm at unchanged prices; May, 394c. OATS-Receipts, 39,200, exports 7,000 bu.; spot quiet: No. 2, 234c; No. 3, 234c; No. 2 white, 314c; No. 3 white, 31c; track mixed western, 29@304c; track white, 31@35c; track white state, 31@35c; options steady.

CHICAGO PRODUCE MARKET. CHICAGO, Jan. 29.-WHEAT-No. 3 spring, 63@64c; No. 2 red, 68½@68½c. CORN-No. 2, 31½c; No. 2 yeilow, 31¾c. OATS-No. 2, 23@231/sc: No. 2 white, 251/2 25%c; No. 3 white, 25@25%c. RYE-No. 2, 52@54c. BARLEY-No. 2, 38@43c.

FLAXSEED-No. 1, \$1.52; No. 1 north-TIMOTHY SEED-Prime, \$2.60.
PROVISIONS-Mess pork, per bbl., \$9.25 @10.65; lard, per 100 lbs.. \$5.75@5.921/2; short ribs, sides, loose, \$5.65@5.95; dry salted shoulders, boxed, 512@534c; short clear sides, boxed, \$5.90@6.00.

Roasts War Office.

LONDON, Jan. 29.-The afternoon papers describe the general's dispatches as unpleasant reading for the | pounds, and this principle of charge British people, intensely mortifying to and weight obtains as the just and the national pride and damaging to the | prope one. country's prestige, and scathingly denounce the gazetting at the present time of reports, which, the St. James Gazette says, "displays academic frivolity not uncommonly found in combination with considerable practical incapacity, lapsing into sneering when they ought to rebuke, and filled with the slang and humor of Kipling's subalterns."

The St. James Gazette sums up its opinion as follows: "These dispatches sweat the folly which has prevailed throughout the period the campaign has covered and which has exacted its usual tithe of lives and men."

There are signs of important movements developing in the north of Cape Colony. General French has succeeded in getting in touch with General Gatacre, possibly presaging a combination of the two columns and the commencement of a concentration of the forces, which is believed to be the groundwork of Lord Roberts' plan of campaign.

The War office announces that the casualties reported by General Buller yesterday occurred in the battalions of General Lyttleton's brigade, which, so far as known at the War office, was not engaged in the capture or defense of Spionkop. It appears, therefore, that they are additional to the considerable casualties which General Buller has reported as having occurred at Spion-

British Ambassador Absent. PARIS, Jan. 29.-The morning papers comment on the absence of the British ambassador, Sir Edmond Monson, from President Loubet's diplomatic dinner Thursday evening, at which Dr. Leyds was present. The

Echo de Paris says: "His absence was the cause of much remark, Moreover, the receptions at the British embassy have been suspended for some weeks past. Marquis de Gallifett, who was formerly a constant visitor, has not been seen at the embassy during the last fortnight. "We may add that the recall of Sir Edmund Monson, which was so much

Troops on Brazil's Frontier. RIO DE JANEIRO, Jan. 29.-Brazyears ago the house of Marion Baker | ilian gunboats Juruema, Jutahy, Timwas entered and a quantity of jewelry | bira and Tocantins, besides a force of taken. No clue to the burglars was troops, have been ordered to proceed discovered until the other day, when a to Acre to enforce the protocol agreed Mrs. Huston took a ring to the jeweler upon between Bolivia and Brazil and to be repaired. The ring was identified | to protect all citizens. General Leite as part of the stolen property. A Castro has been made commander of search warrant was issued, and the re- the National Guard in place of Gen- m.; Franklin county, Marcu a, 10 a. mainder of the property found at the eral Ferdinando Mendez, editor and m.; Harlan county, March 2, 3 p. m.; proprietor of the Journal de Brazil.

after the exposition."

Shell Fire Kills Horses. BOER CAMP, Modder Spruit, Upper Tugela River, Tuesday, Jan. 23.-The British are now endeavoring to force with 40,000 troops the Spionkop route to Ladysmith. The firing on General Botha's position yesterday was terrific. The grass was fired, rocks dislodged and trenches pierced, but the battle was practically one-sided, the federals only firing thirty shots.

A ball from a shell landed in General Botha's pocket. The only Boer casualties were some horses wounded. The firing ceased at dark, but was resumed this morning in the vicinity of Ladysmith and here, but up to noon it lacked vigor.

Spanish Prisoners Sent Home. WASHINGTON, Jan. 29 .- The progress of the movement begun about three months ago toward the return to Spain of the prisoners released from the Filipinos is reported by General Otis in the following cablegram receiv-

ed at the War department today: "MANILA, Jan. 29.-Released Spanish prisoners, seventy-four officers, 1,-N. Viers, a barber, brought it in from | 000 enlisted men, twenty-two civilian officials, twenty-one wives and thirtysulted. Schools have been dismissed five children, were furnished transportation to Spain yesterday."

RAILROAD RATE CASE

It Will Pe Heard by the State Board February 6th.

THE ANSWER OF THE BURLINGTON.

It is Alleged that No Official Record of the Order of 1887, Restoring Carload Rates, was Ever Served on any of the Railroad Companies-What Secretary

LINCOLN, Jan. 24.—Ine secretaries of the State Board of Transportation yesterday's market. One bunch of the have fixed the hearing of the live stock rate case for February 6 at 10 a. m. In their petitions the railroads allege that there is no official record that the order of 1897, restoring carload rates, was ever served on any one of the companies. Secretary Laws said that he did not understand why service of the order was not recorded on the books in his office. The contention is one which cannot be evaded and the state would probably lose any claim it might have against the companies if their allegations are proved. The various railroads which come under the order set up practically the same defense. The answer of the Burlington railroad is as follows:

1. The alleged order was not lawfully issued by the board and the matter in question never received its investigation and consideration. 2. The matter alleged to have been

considered was never complained of in the action instituted. 3. The matter is not one that can lawfully or properly be considered by

the board. 4. The board is without right or power to designate the process or manner by which rates or compensation to common carriers within the state

can be charged or collected. 5. There was no jurisdiction in the board to investigate the subject matter set forth in said alleged order and it was without jurisdiction in the premises

6. There are no findings of fact either by the board or its secretaries that under any consideration would warrant or justify the alleged order.

7. The alleged order that the board through its secretaries and by itself. as a matter of fact, found that live stock shipments should be charged at a rate per 100 pounds and that the method of charge and collection was more equitable than the carload rate. 8. The existing method of moving commodities in the United States is by carload, except live stock, and are charged for by rates per 100 pounds. Coal, lumber, iron, grain, etc., while carried by carload lots, are charged by cents per 100 pounds. In all parts of the United States, except Kansas, Nebraska, Colorado and Utah, cattle, sheep and hogs, while carried in carload lots, are charged in cents per 100

9. By the adjudication of the Interstate Commerce commission of the United States and by the findings and determination of every state poard of transportation in the United States that has considered the question the carriage of live stock and the charge therefor by weight is held to be just and equitable and appears the most economical for the shipper and the

10. Even in the territory where some years past live stock has been charged for by carload the tribunals that have considered the question have declared that the charge by weight is more just and equitable. The State Board of Transportation of Nebraska so declares, even in the order served on this company on the 11th day of Janary, 1900.

The Bartley Bondsmen.

LINCOLN, Jan. 24.-Attorney General Smyth filed in the supreme court a brief of about fifty pages in support of his motion for a new trial of the case of the Bartley bondsmen. That the court erred in reaching the conclusion that this case should be reversed is, the attorney general asserts. so clear that he can come as near demonstrating it as is possible to do with any question about which there is a dispute. It is contended that the whole matter hinges upon the admissibility of the transcript of the petition filed in Lancaster county. The attorney general holds that the question to be decided is whether Bartley received in his second term all that he charged him with receiving; not whether he had accounted at the colse of his first term for all the money with which he was chargeable, which it is held is immaterial.

Auction of School Lands.

Lincoln, Neb., Jan. 23 .- Land Commissioner Wolfe announces the following dates for auctions of school lands: Polk county, February 15, 9 a. m.; Merrick county, February 15, 4 p. m.; Howdiscussed before the Transvaal war, and county, February 16, 1 p. m.; Sheris only delayed. He will be replaced man county, February 16, 4 p. m.; Buffalo county, February 17, 3 p. m.; Dixon county. February 15, 11 a. m.; Dakota county, February 19, 2 p. m.; Stanton county, February 20, 10 a. m.; Anox county, February 21, 10 a. m.; Seward couny, February 20, - a. m.; Lancaster county, February 23, 2 p. m.; Home, February 24 and 25; Custer, county, February 20, 9 a. m.; Kearney county, February 28, 1 p. m.; Red Willow county, March 1, 1 p. Home, March 3.

The Matter Settled. LINCOLN, Neb., Jan. 24.-The dispute over the right to compile the copy for the senate and house journals was settled by the Printing board awarding a contract for the work to John Wal! of Columbus and Miss Maggie Kroese of this city, by which the former agrees to get up the house journal for \$200 and the latter the senate journal for \$297.75. J. H. Langford of North Platte offered to compile both for \$810, the senate journal for \$509 and the house journal for \$396. His previous bid for both was \$797.60. This action of the Printing board places the work in the hands of the orginal contractors and does away with the litigation that would result had the contract been awarded to any. one else.

Road Must Furnish Cars.

LINCOLN, Neb., Jan. 23 .- The secretary and members of the State Board of Transportation has issued an order compelling the Rock Island railroad to furnish P. F. Sandman of Harbine all the cars necessary for the transportation of grain or other farm products in which he deals. Sanman appeared before the sectaries of the board and demanded immediate relief,