

A FLOOD IN CHICAGO

THREE PERSONS DEAD AND SEVERAL INJURED.

Large Water Main Bursts—Property Loss Said to be Very Great—Railway Tracks Undermined by the Water and Cars Topple Over.

Three lives were lost, property valued at \$150,000 was destroyed, scores of families were made homeless and freight traffic on the Nickel Plate Railroad was delayed for several hours, all because of the breaking of a water main at Eighteenth and Clark Streets, Chicago, Sunday. The fatalities resulted indirectly from the flood which followed the bursting of the water pipe and flooded the immediate neighborhood for several blocks, damaging a number of business houses in the vicinity.

Two of the persons who lost their lives were overcome by gas in the Illinois tunnel at Eighteenth street and Armour Avenue, while attempting to ascertain if the flood had damaged the property of the company. The other death was the result of a shock to an invalid who awoke and found her room flooded with water. Besides these casualties several persons were injured in the flood while attempting to recover the bodies of the two men suffocated in the tunnel.

So great was the force of the water that came from the broken main that it was several hours before the stream could be stopped. In the meantime all the business houses and residences on Clark Street from Seventh Street to Twentieth Street, and those on La Salle Street had been flooded with water. Many of these buildings were undermined by the flow of water, and in all basements where goods had been stored by the business firms stock was damaged. A great deal of damage was also done to the tracks of the Lake Shore and Michigan Southern Railway between Seventh and Eighteenth Streets. At Fifteenth Street the tracks were undermined and the foundation caved in. Several freight cars which were standing on the tracks were overturned and their contents damaged by the water. Before the flood had subsided fully a quarter of mile of track had been washed away and all freight traffic on the road was delayed until the workmen could relay the track after filling in the holes caused by the flood.

FIVE LIVES LOST

Mine Officials Enter Deadly Trap in a Pennsylvania Mine

Five minor officials of the Pittsburg and Westmoreland Coal Company gave up their lives at 12:30 o'clock Sunday morning when they entered the Hazel Kirk mine No. 1 of the company, at Hazel Kirk, Pa., eighteen miles east of Pittsburg, to ascertain if a portion of the mine was still burning as the result of an explosion two weeks ago.

All are married, with large families and were men of considerable means.

Two weeks ago an explosion in the mine caused the death of two men. The entry in which the explosion occurred was closed up and water turned on.

Instead of sending the foreign miners employed by the company to investigate and see of the fire in the entry had been extinguished, it was decided that if any risk was to be taken those holding responsible positions should take the chance instead of the miners.

SAD DEATH OF A STUDENT.

Kenyon College Freshman Killed While Awaiting Initiation.

Stewart L. Pierson, a freshman at Kenyon College, at Gambier, O., was killed by a Cleveland, Akron and Columbus train Saturday night while awaiting initiation into the Delta Kappa Epsilon fraternity. There was no eye-witness to the accident, so far as known.

According to the statement of members of the fraternity, Pierson had been told to station himself at the foot of an abutment of the railroad bridge and await the coming of a committee to take him to the fraternity house to initiate him. When they went to the spot an hour later Pierson was not there. A hurried investigation resulted in the finding of the student's mangled body on the railroad track on the bridge.

Almost Certainly Identified.

A Boston, Mass., special says: That the dismembered body found in a suit case at Winthrop on Sept. 21 is that of Susan Geary, of Cambridge, is the belief of the girl's family and friends and of the Boston police department.

Heavy Snow in Kansas.

A heavy snow storm prevailed Saturday throughout central and southern Kansas. It is believed that wheat will be benefited.

Sioux City Stock Market.

Saturday's quotations on the Sioux City stock market follow: Feeding cows and hogs, \$2.10@2.55. Top hogs, \$4.95.

No Mutiny on Battleship.

The report that mutiny had occurred on board the Russian battleship Catherine II. is incorrect. She has arrived at Odessa. The Black Sea fleet arrived off the coast of Asia Minor Friday and proceeded to Trebizonde.

Sale Indefinitely Postponed.

A Washington special says: Secretary Hitchcock has indefinitely postponed the sale of the Duchesne townsite on the Uintah reservation, Utah, which had been set for Nov. 18 next.

TWO TRAINS MEET.

Head End Collision on Rock Island Railroad.

Trains Nos. 11 and 12, two of the fastest trains on the Kansas City line of the Rock Island Railroad, met in a head-on collision at Fairfield, Ia., at 3:40 o'clock Thursday morning.

Four persons were killed and twenty-five to thirty injured.

The dead are Engineer Milkes, Muscatine; Mail Clerk Canfield, Murray, Ia.; Detective Griffith, Lucas, Ia., and an unknown man.

The injured were taken to Eldon, and the dead are at Fairfield.

The trains were going at a rapid rate when they met.

None of the injured is fatally hurt. Traffic was tied up for nearly twelve hours. Several of the injured were able to continue their journey, and these, with the other passengers, detoured over the Milwaukee tracks by way of Ottumwa and Eldon.

Both locomotives were demolished and four cars of No. 12 derailed and seven damaged.

TRAIN HURLED FROM BRIDGE

Twelve Persons Injured in Accident Near Lexington, Ky.

Passengers on the Louisville Southern train No. 10, due at Lexington, Ky., at 7 o'clock, had a narrow escape Friday night when the train was hurled from a bridge seven miles from Lexington into a creek forty feet below. Twelve persons were injured, but none was killed. Nearly all of the passengers were slightly injured. The tender, mail and baggage cars and smoker were splintered and thrown into the creek and the bridge destroyed entirely.

A more serious accident was probably averted by the presence of mind of the engineer, A. Phillips, who escaped injury. The tender of the engine jumped the track about 100 yards from the bridge, and realizing that if the engine plunged the whole train would be dragged after it, he threw the throttle wide open and barely succeeded in getting the engine across the bridge when the bridge was battered down by the cars.

BOY HELD FOR MURDER.

Aged Kansas Farmer is Killed Near Chanute.

Henry Tomlinson, a farmer, aged 70 years, was murdered at his home near Chanute, Kan., and Lem Rice, aged 16 years, an employee of Tomlinson, who was arrested at Humboldt, Kan., while trying to dispose of a horse and buggy which belonged to the dead man, is believed to have committed the crime.

Both charges of a double barrel shotgun had been fired into Tomlinson's body, blowing parts of the skull across the room in which the body was found, and the position of the body and the gun, which was left near the body, destroys the theory of suicide. Rice a short time ago was employed for a few days by Tomlinson.

Tomlinson was an old resident of the county and had been living alone.

PRESIDENT UNHURT.

Tug Carrying Roosevelt Collides with a Steamer.

A New Orleans special says: The lighthouse tender Magnolia, with President Roosevelt on board, was in a collision with the fruit steamer Esparta shortly after midnight Friday night sixty miles down the river.

The collision was due to a confusion of signals. No one was hurt.

The news came through a message from Capt. Rose, of the Esparta. Rose reported that both vessels were aground at the river bank.

The lighthouse tender Ivy took the president and his party off the Magnolia and conveyed them through the passes into the Gulf of Mexico, where the battleship West Virginia awaited their arrival.

PATRICK TO DIE.

New York Court of Appeals Denies a Rehearing.

The court of appeals at Albany, N. Y., Friday, denied the motion for a reargument of the appeal of Albert T. Patrick from the sentence of death for killing the aged millionaire, William Marsh Rice, in New York City in 1900 in order to secure his wealth.

Patrick was arrested Oct. 4, 1900, and convicted March 26, 1902, being placed in the death house at Sing Sing April 7 following.

This case has been one of the most extraordinary in the criminal history of New York state.

Will Aid New York Teamsters.

Support for the New York team owners in the threatened strike of the teamsters will be given by both the National Team Owners' Association and the Employers' Association. Henry C. Knight, president of the former organization, and Thomas O'Connell, secretary of the latter, made the announcement.

Bank Not to Reopen.

It is not probable that the Enterprise National Bank at Pittsburg, Pa., will ever reopen its doors. Such is the opinion of many of the directors of whom it is said that their main hope now is to save the depositors as much as possible. The books of the institution are said to be in a hopelessly muddled condition.

Roosevelt is 47.

A Washington dispatch says: Friday was the 47th anniversary of the birth of President Roosevelt.

Gov. Hoch Protects Negro.

Gov. Hoch, at Topeka, Kan., declined to honor the requisition from the governor of Texas for the return of Chas. Evans, a negro, to that state. Evans was indicted in Burleson County, Tex., for shooting a white man with intent to kill.

Steamer is Wrecked.

Advices from the island of Heligoland say that the Spanish steamer Azuria went ashore off South Rocks during a gale Friday and went to pieces. None of her crew was drowned.

HYSTERIA IN RUSSIA.

St. Petersburg Appears to be Terrorized.

St. Petersburg advices state: Following a session by the council of ministers, an imperial edict was published Friday morning forbidding meetings in the universities to which the general public is admitted and ordering the universities to be closed if such meetings continue. This step is taken owing to the fact that the nightly meetings show a constantly increasing attendance, and that they are of a revolutionary character.

St. Petersburg was in a panic Thursday, but to a large extent apparently without reason. The most alarming rumors were in circulation, and the shopkeepers on all except a few of the principal streets closed their stores and boarded up the doors and windows, while peaceful-minded inhabitants kept within doors. Anxiety was evidenced in the whole atmosphere of the city, but so far nothing has occurred to justify these fears. There were no disorders.

Gen. Trepoff, who has been placed in command of the St. Petersburg garrison and given an additional division of reinforcements, declares that he is amply able to maintain order, and the police are allowing the strikers to vent their enthusiasm so as to avoid a conflict.

Gen. Trepoff instructed the police not to interfere with the parades so long as they were orderly, but he gave notice Thursday night that he was prepared to cope firmly with all disorder. He had printed in all the evening newspapers a notification that the troops would be ordered to use ball cartridges in case there should be any outbreak.

By the greatest exertions the government succeeded in moving trains named by military operatives on a few railroads. Traffic was resumed irregularly on the Moscow-St. Petersburg line, and on lines to Brest and Kazan. The main efforts were directed to the moving of cattle trains so as to meet the pinch of approaching famine in the two capitals, and one train load of cattle arrived at St. Petersburg and another at Moscow. A scanty supply of milk, butter and eggs is arriving in St. Petersburg over the Finland railroad, the employees of which refuse to strike.

The situation cannot be regarded as much improved.

FIRE IN IOWA TOWN.

Ten Thousand Dollars Damage Done at Palmer.

A Manson, Ia., special says: The town of Palmer was visited by a disastrous fire at an early hour Thursday morning. The fire originated in the Willies hardware store at 2 a. m. and destroyed the building and contents. His loss is estimated at \$100. The town being without fire protection, the fire spread rapidly to the adjoining buildings, destroying the residence of Rudolph Schroeder and an empty meat market, with a loss of \$1,000; thence to the Citizens Lumber Company's office and buildings, destroying the entire stock of lumber, with a loss estimated at \$8,000.

If the wind had not been in a favorable direction the whole town would have been destroyed.

PAY FOR BROKEN HEART.

Worthington, Minn., Girl Awarded \$400 by a Jury.

Miss Della Swift sued Henry Blume, a young man of Worthington, Minn., for breach of promise. She alleged that during the fall of 1901 they became engaged, he giving her a ring, gold watch and chain. After about fifteen months they stopped going together and last spring she sued him for \$5,000 damages.

The jury brought in a verdict for \$400 in favor of the plaintiff.

MUTINY ON SLAV WARSHIP.

Four Hundred of Crew of Catherine II. Arrested.

A dispatch from Odessa says it is reported a mutiny has occurred on the Russian battleship Catherine II., at Sebastopol, and that 400 of her crew have been arrested.

Another Odessa dispatch says it is reported from Sebastopol that the Russian battleship Pateleimon, formerly the Kniaz Potemkine, has been destroyed by incendiaries.

Want Smoot Unseated.

More than 2,000,000 women, representing the leading women's organizations of the United States, have adopted a memorial calling for the unseating of United States Senator Reed Smoot, of Utah. This memorial will be presented when congress convenes.

Irish Will Protest.

Arrangements have been made by the United Irish societies of New York to hold a mass meeting on Nov. 9 in Cooper Union to protest against the proposed series of entertainments to Prince Louis of Battenburg and the officers and men of his fleet during their visit to New York.

Lover Seeks Death.

Alfred DeCaro, who walked to New York from San Francisco to see a girl he hoped to marry, tried to kill himself by jumping from the Williamsburg bridge into the East River. A policeman rescued him in time to prevent a suicide.

To Pray While Men Vote.

Prayers and ballots are the weapons on which the reform workers of Philadelphia rely to overthrow the "machine" on election day. The women will do the praying, while the men vote.

Harvard May Bar Football.

A Cambridge, Mass., special says: At the Yale-Harvard game next month President Eliot, of Harvard, will sit near the side line as critic of the play. If there is any slugging he will recommend to the corporation that Harvard cease playing intercollegiate football.

Hotel is a Death Trap.

Six bodies have been taken from the ruins of a railroad hotel at Elm and Olive Streets at Hot Springs, Ark., which was destroyed by fire early Thursday.

STATE OF NEBRASKA

NEWS OF THE WEEK IN A CONDENSED FORM.

Shoots His Brother-in-Law—Frank L. Busche Protects His Home at Plattsmouth from Murderous Assault—Shooting Was Justifiable.

A Plattsmouth special says: While attempting to break into the residence of his brother-in-law, Frank L. Busche, aged 34 years, at an early hour Sunday morning, George Stadler, aged 37 years, was shot and instantly killed by the former.

Coroner Henry Boeck held an inquest the same morning. The jurors found: "That the said George Stadler came to his death at about 2:30 o'clock Sunday morning, Oct. 22, by being shot with a shotgun in the hands of Frank L. Busche. We further find that the said Frank L. Busche was justified in taking the life of his own life and the lives of the members of his family."

George Stadler was a carpenter by trade and worked in the Plattsmouth Burlington shops for a time, but later with his family removed to Louisville, where he worked in the stone quarry for Newell & Atwood for some eight years, while his wife ran a boarding house. For some time their home life has not been very pleasant, and it is said, that his ill treatment of his wife caused her to pack up her effects and, with her five children, remove back to the home of her brother, where she and her children, aged from 17 years to 7 months, were when the tragedy occurred.

When her husband returned home Saturday evening and found the family gone he procured a livery team and drove to the home of his brother-in-law and demanded admittance, but being refused he said that he would break in and kill the whole family. He broke the screen door and smashed the panels out of the door, when the gun was fired and the fatal discharge crashed through the door and entered the left side of the neck and breast of George Stadler.

Fatally Injured by Horses.

John Manion, Jr., aged about 24 years, a laborer, is lying at the door of death at the St. Francis hospital in Grand Island, the victim of an accident at the McDonald sheep ranch. Manion went out to the barn and was later found under one of the heaviest teams of horses on the ranch. His skull had been crushed, the horses having recently been sharply shod, and when a physician had been summoned to the ranch it was plain that there was little hope for recovery. Whether he was kicked by the animals or fell under them and was later stepped upon is not known.

A Distressing Accident.

A Chadron special says: While Mrs. D. N. Jones was driving toward Crawford her team became frightened and, with a sudden curve, threw her to the ground, and running on with a year-old baby, went over a mile before the little one was thrown and instantly killed. The mother, though much hurt, started to follow as rapidly as she could, only to find her little child dead by the roadside. The team ran on some distance and was caught by a neighbor, who returned with it to find the mother had fainted with the dead baby in her arms.

Burglars at St. Paul.

Three different places of business in St. Paul were visited by burglars some time during Wednesday night. The thieves entered the general store of J. Kotik and also Joseph Slobodny's saloon and robbed the cash registers of the change left over, some \$3 or \$4 in each case. The grain office of Abe Conklin was likewise entered, but there they got nothing whatever for their pains, for the money drawer, which they broke open, was empty.

The Burlington Restrained.

Judge Munger in the United States district court at Omaha Thursday, granted an application of the Union Pacific Railroad Company for an injunction restraining the Chicago, Burlington and Quincy Railroad from interfering with the construction of a line being built by the Union Pacific up the North Platte valley. The application prays that the injunction be made perpetual.

Gas Explosion.

Acetylene gas is used in lighting the large store of Joseph Zulek at Humboldt, who went into a rear room carrying a lighted kerosene lamp, when he noticed a loosened lid on the top of a can used for storing carbide, from which the gas is made. He lifted the lid and went to look into the can when the gas exploded and Zulek received severe burns about the face and hands.

Boy Burglar.

Ernest Guthrie, aged 13 years, was up before Judge Bortone on the charge of robbing the home of James Hoy at Beatrice. He was sentenced to the reform school.

Soldiers Camp at Papillion.

Six hundred soldiers camped in Papillion Sunday night. They were on their trial march from Fort Crook to Columbus and return.

Stockman Killed at Ackley.

Burlington fast freight No. 76 was run into in the rear at Ackley, near McCook, Monday morning by a light engine, killing T. P. Mallory, a stockman.

Brakeman Hurt.

Brakeman John Merriam fell under a car at Wisner and was dragged a car length. He was badly bruised but will recover. He lives at Norfolk.

Young Girl Runs Away.

A young girl just entering her teens, the daughter of Mrs. Jackson, ran away from home in Broken Bow last week, leaving a note to the effect that she would cut her throat if pursued. When last seen she was in the neighborhood of Ansley.

Farm Residence Burned.

The large farm house of William Reimand, four miles west of Beatrice, was destroyed by fire with most of its contents. Loss, \$3,500; partially covered by insurance.

RACE ALONG NORTH PLATTE

Union Pacific Will Parallel Extension Announced by Burlington.

An Omaha dispatch says: The Union Pacific Railroad has filed amended articles with the secretary of state for the extension of its lines up the North Platte valley from the city of North Platte. This extension will be 115 miles long and will parallel the new line to be built by the Burlington, announcement of which was made recently. The Burlington will follow the valley on the south side of the river and the Union Pacific on the north side.

It is stated unofficially that the contract for the building of the Union Pacific extension has already been let to Stroud & Co., of Denver. The country about to be opened up has been regarded as a fruitful pasture for railroad extensions, and it is expected that there will be a race to reach the North Platte country by the Harriman and Hill systems. Right of way men have been in the field for some time and the announcement of extensions by both roads is the culmination of a strong competition to reach promising country which up to this time has been without railroad facilities.

WOMAN ASSAULTED.

Grand Island Young Lady Has Annoying Experience.

While Miss Lillian Johnson was on her way to her home in the northern limits of Grand Island Wednesday evening she was attacked by a man, whom she believes she could identify, but from whom she managed to escape. It was very dark and she could not well see the man until he was close to her, when he suddenly forced his hand over her mouth. She succeeded in wresting herself free from his hold, however, and gave an outcry.

A. D. Owens, residing in the vicinity, heard the cry and ran out to the place from which it seemed to come. The assailant, hearing his approaching footsteps, gave up the attempt and made his escape. Miss Johnson, beyond the scare, was uninjured. There is no clue to the assailant.

HOMER LINE GETS READY.

Trust Deed Conveying \$200,000 of Bonds Filed at Dakota City.

A trust deed of the Sioux City, Homer and Southern Railway Company, conveying to the National Bonding and Guaranty Company, of Topeka, Kan., \$200,000 of bonds, executed Oct. 2, 1905, was filed Monday at Dakota City.

The deed covers a ten-year bond issue of \$200,000, drawing 6 per cent interest, signed by John H. Baker, president of the railway company; C. D. Smiley, secretary, and the National Bonding and Guaranty Company by J. H. Fought, president, and J. E. Leader, secretary.

It was announced Monday that a \$15,000 gasoline propelled car would be in operation on the line between South Sioux City and Dakota City within ten days.

Buys a German Paper.

The Westliche Press, published at Omaha, has passed into the management of Otto Kinder. This is the German weekly newspaper of which L. O. Simons was owner and manager and Mr. Kinder editor. Mr. Simons sold the paper to the National Printing Company last winter and left Omaha for Los Angeles. Mr. Kinder continued as its editor. He began negotiations for the purchase of the paper some weeks ago and completed these negotiations and took possession of the paper Thursday.

Gas Company Defaults.

J. O. Moore, deputy United States marshal, was in Beatrice Monday and served summons upon Albert Maxwell, president of the City Gas Company, in an action brought by the Farmers' Loan and Trust Company, of New York, trustees for the mortgagees. The City Gas Company was sold last spring to eastern parties, subject to a mortgage of \$30,000. The plant has been a paying proposition and Mr. Maxwell does not understand why it is in default.

Court Convenes at Dakota City.

The regular fall term of district court for Dakota County was convened in Dakota City Monday by Judge Guy T. Graves, of Pender. The first criminal case to be tried was that of the state of Nebraska against William H. O'Keefe, who is charged with robbing the depot of the Great Northern Railway at Goodwin, on the night of July 25 last, and taking fishing tackle to the amount of \$65 and about \$18 in money.

State Bankers Meet.

The State Bankers' Association held its meetings in Lincoln this week. The program include addresses by Leslie M. Shaw, secretary of the treasury; Charles G. Dawes, ex-comptroller of the treasury, and Lieut. Gov. L. Y. Sherman, of Illinois, besides a number of prominent Nebraskans, including Chancellor Andrews and Gurdon W. Wattles, of Omaha.

Monument to Morton.

Preparations at Nebraska City for the unveiling of the memorial monument to the late J. Sterling Morton, secretary of agriculture in President Cleveland's second cabinet, have been completed. Mr. Cleveland and party, among others several of Mr. Morton's former associates in the cabinet, arrived by special train early Saturday morning.

Collision at Creapolis.

A small rear end collision occurred at Creapolis, at which time a flat car was smashed into kindling and a car loaded with meat from South Omaha derailed. There were several persons in the caboose at the time, but fortunately all escaped without injury.

Burned to Death.

Two children of Fred Peel were burned to death and their mother fatally burned in a fire which destroyed their home Saturday night at Bladen. The eldest daughter was pouring kerosene on a fire in the kitchen stove when the can exploded.

Band Reorganized.

The famous Nebraska Brigade band of McCook has been reorganized under the leadership of Col. H. P. Sutton, who already has about thirty promising musicians in training and hopes to have in due time again the premier band organization of the state of Nebraska.

Will Build at Norfolk.

The Northwestern Railroad Company has announced that a new headquarters will be built in Norfolk at once to accommodate the overflow of officials who have been located there.



Special attention has been given the matter of crop enumeration this year by the state bureau of statistics. The matter of acreage enumeration constitutes the basis upon which all crop calculation must be formed, and from the first of the year until the assessors completed their enumerations the bureau used every means to impress upon the assessors the necessity of thoroughness in the collection of acreage statistics. The result was very satisfactory to the officials and they consequently believe that the figures on acreage this year are as accurate and complete as it is possible to secure. Commissioner Bush and Chief Clerk Despain have organized a system of crop correspondents over the state, consisting of ten crop correspondents in each county. These are located in as many different localities in the county as possible, and instructed to estimate crops only within a radius of eight miles of their residence. The average of these ten estimates constitutes the bureau's estimate for the county. This corps of correspondents is composed entirely of representative producers.

Insurance Deputy Pierce is trying to figure out how to issue a license to the Bankers Union of the World in conformity with the supreme court's latest interpretation of its decision in the matter, which was given out Thursday night after the court had studied its opinion for one night and day. The license specifies that the law has been complied with, while the supreme court in telling what is meant in its opinion in the case said the auditor must issue the license if the insurance company promised and made assurances that it would pay into its mortality fund some \$4,000 which it is alleged by the insurance department had been illegally drawn out of it. Mr. Pierce and the attorney general are working on a special license to conform to that interpretation and avoid saying the law had been complied with.

Information has just reached the office of Superintendent McBrien that some county superintendents contemplated renewing certificates which expired under the old law, without paying any attention to the requirements under the new law enacted by the late legislature. As soon as definite information was received by Mr. McBrien to the county superintendents calling their attention to the provisions of the new law and warning them that to renew the old certificates would subject them to prosecution and probably a forfeiture of their portion of the state apportionment of school money.

The certification of candidates to the county clerks by Secretary of State Galusha, which accompanied the sample ballots sent out Saturday, discloses that the prohibition party went over into Kansas to secure a candidate for supreme judge. The records show that Fred B. Beall, the prohibition candidate for Judge Hobson's shoes, does his business out in Woodruff, Kan., and that place is designated as his place of business. The names of the candidates are on the ticket in the following order: Republican, Democrat, Peoples' Independent, Socialist, Prohibition.

Notwithstanding the impression that seems to prevail in Douglas County that the supreme court has knocked out the law extending the term of the office of county commissioner, such is not the case. The court did declare unconstitutional the county supervisor law enacted by the late legislature, but the law extending the term of the county commissioner has not yet reached the supreme court. The supervisor law and the commissioner law are entirely different and separate acts and the latter has not been brought to the supreme court.

Albert W. Crites, an attorney of Chadron, who was adjudged in contempt of court by the judge of the district court and fined \$10, has secured a reversal of the judgment. The supreme court holds that the record in this case is defective, and does not sustain the judgment complained of. Presumptions and intentions will not be indulged in, the court holds, in order to sustain convictions in contempt of court.

The inheritance tax law has been held valid by the supreme court and County Judge Vinsonholder, of Douglas County, has been directed to pass upon the estate of Frank Murphy, deceased. Judge Vinsonholder refused to appoint appraisers to pass upon the estate, holding that the law was unconstitutional. County Attorney Slabaugh filed a petition in the supreme court for a mandamus to compel him to appoint.

The Van Dorn Iron Works, of Cleveland, which put in the new steel cells at the state penitentiary, has asked the district court to compel Auditor Searle to issue them a warrant for the balance due on his contract, some \$2,300. Mr. Searle refused to issue the warrant because he held the work was not done according to the contract. The board of public lands and buildings allowed the claim.

The National Prison Association began its annual meeting at the St. Paul Methodist church at Lincoln Saturday night with over 100 out of town delegates in