

ANGRY INDIANS DEFY SHERIFF TO CAPTURE OUTLAW TRIBESMAN

Fifty Utes Fortify Themselves in
Mountains to Protect Warrior,
Big Rabbit.

FOLLOWS DUEL WITH HERDER

Mexican Kills One Brave and is
Himself Wounded.

BAND STARTS UPON WARPATH

Indians Flee Into Hills When Posses
Starts Out.

OFFICER TO ASK FOR MILITIA

Rebellious Wards of Government,
Armed with Magazine Rifles,
Force Sheriff to Return
to Get Aid.

CORTIZ, Colo., Jan. 19.—Fifty Ute Indians, enraged by the killing of one of their tribe in a rifle duel with a Mexican sheep herder, are off reservation, fortified in the Ute mountains in southwestern Colorado and defying the sheriff of Montezuma county and Indian Agent Spear, to take from them Big Rabbit, an Indian who shot and seriously wounded the sheep herder.

The Utes are armed with magazine rifles and are making so determined a stand that the sheriff returned here today to gather a posse of fifty men to pursue the Utes into the mountains. Unless the Indians yield, he said tonight, he would call upon the state to reinforce him with militia.

The trouble with the Utes started a few days ago, when Joseph Vichel, a Mexican sheep herder, refused to allow two Indian hunters to camp near his herd.

Herder Wounded; Kills Indian.
A dispute arose and the herder, according to his story, was attacked by the Utes. He was shot and seriously wounded, after he had killed one of his assailants. The other Ute returned with the body of his companion to the Ute reservation, while Vichel was brought here.

The death of the Indian roused the Utes and a band was reported to have started for Cortez determined to demand the blood of the herder in reprisal for the death of their tribesman.

Meanwhile the sheriff gathered a posse and started for the reservation to arrest Big Rabbit, the survivor of the two, who attacked the Mexican. It is said the Utes fled with Big Rabbit for the mountains determined to defend him.

There has been considerable local friction between the ranchmen and the Indians over Ute Indian parties killing game out of season and other depredations.

Legislators Will Vote for Senator of State Tuesday

(From a Staff Correspondent.)
LINCOLN, Jan. 19.—(Special.)—The house and senate will vote separately at 11 o'clock Tuesday for United States senator and on the following day in joint session another vote will be taken on the senator formally chosen.

Inasmuch as Congressman George W. Norris received the popular vote of the state at the late election it is presumed his name will be the only one to come before the legislature.

Judge Norris is now in Washington and it is not known for sure whether he will be here to deliver an address upon the occasion of his election. Friends have heard from him that he will be here, if it is possible for him to get away from his duties in Washington.

Keeps Light Burning for Sweetheart Lost at Sea Years Ago

SALT LAKE CITY, Jan. 19.—John Miller lies dying in a local hospital as the result of the explosion early today of a lamp which he kept burning to guide a sweetheart to the home he had prepared for her.

The lamp was kept in a window as a beacon beckoning the way for the girl from Sweden, who though drowned at sea on her way to meet Miller forty years ago, has never ceased to exist for him. The lamp was surrounded by paper roses and in attempting to extinguish the flames he was terribly burned.

The Weather

For Nebraska—Cold.

Temperature at Omaha Yesterday	
5 a. m.	24
8 a. m.	24
11 a. m.	26
2 p. m.	26
5 p. m.	24
8 p. m.	24
11 p. m.	22
Lowest yesterday	17
Highest yesterday	30
Mean temperature	26
Precipitation	.00
Temperature and precipitation departures from the normal	
Normal temperature	30
Excess for the day	0
Total excess since March 1	202
Normal precipitation	.02
Deficiency for the day	0
Total deficiency since March 1	4.19
Deficiency for cor. period, 1911-12	13.56
Deficiency for cor. period, 1911-12, 97 inches	
Indicates below zero.	
L. A. WELSH, Local Forecaster.	

Many States Lay About Dispatch of Electoral Vote

WASHINGTON, Jan. 19.—In order to comply with the law it will be necessary for all the states to get their electoral returns to Washington by the beginning of next week. The requirement is that all the returns shall be in the hands of the president of the senate by Monday, January 27, and a warning was sent out today from the office of the president of the senate that if the reports were not received by that date the states falling would be in danger of losing their votes.

Up to the close of business last night only fifteen states had reported by messenger and thirty-five by mail. Those reporting by messenger are: Connecticut, Delaware, Illinois, Iowa, Kansas, Maryland, Nebraska, New Jersey, North Carolina, Pennsylvania, Rhode Island, South Dakota, Vermont and West Virginia. All others back only a week of being delinquent. Not only does this law provide that states failing to get in their votes on time may be deprived of their votes, but it operates so as to cause messengers to lose that mileage pay allowed them for bringing the vote to Washington. This is 25 cents per mile, one way, and is a considerable item in cases of men coming from far distant states. The imposition of penalties is optional with the presiding officer of the senate and never has been exercised, but ordinarily the returns have come in more promptly than this year.

More Zero Weather Headed This Way

The local weather bureau hoisted the cold wave flag yesterday and at the same time made the announcement that the thermometer would fall below zero by this morning.

The week will open with a cold wave over the northwest and central west, according to the bulletin issued by the weather bureau at Washington.

"It will extend into eastern Colorado, Kansas and the lower Missouri and upper Mississippi valleys," says the bulletin, "and temperatures also will be low west of the Rocky mountains. The cold wave will extend into the north Atlantic and east gulf states about the middle of the week and continuing for a day or two. There will be a reaction to nearly normal conditions over the northwest and extreme west after Tuesday and over the central west after the middle of the week.

"A disturbance now over the upper Mississippi valley and the central part of the states will move eastward attended by rains and snows that will reach the Atlantic states by Tuesday or Tuesday night and it will be followed by generally fair weather for a day or two. Another disturbance probably will appear over the extreme northwest about the middle of the week. It will be attended by local snows over the northwest and by snows and rains to the eastward and southeastward, reaching the eastern states by the end of the week."

BUILDING BOOM IS IN PROSPECT IN HASTINGS

HASTINGS, Neb., Jan. 19.—(Special.)—Construction projects now under way or planned for the early spring will make the present year most notable for building in Hastings in any in the history of the city. Exclusive of the sites, the new buildings now in view for beginning of completion this year will represent an investment of approximately \$25,000, and probably other projects now under consideration will bring the total up to more than \$40,000.

The buildings definitely settled upon for this year are:
The new Citizens hotel, now under course of construction, to cost \$25,000.
The Lanning Memorial hospital, to be started in the spring, cost between \$100,000 and \$125,000.
The reconstruction and enlargement of the Masonic temple, cost between \$40,000 and \$45,000, including equipment.
Hastings Northwestern railroad depot, cost between \$27,000 and \$30,000.
Roundhouse and other buildings for the Hastings Northwestern railroad, cost between \$15,000 and \$20,000.
Addition to the Cranger building on Denver avenue, cost \$10,000.

In addition to the foregoing, the Methodist Episcopal church is considering plans for the erection this year of a new church building at the corner of Seventh street and Hastings avenue, to cost upwards of \$50,000.

Several business buildings of minor importance are in contemplation, among them a two-story brick stable or garage building for Charles Winkler's greenhouse store on Third street, west of the postoffice. A ground floor opera house and a five or six-story fireproof office building are among the possibilities for this year or next.

There also promises to be greater activity in residence building than for several years past, one new home already being planned by A. H. Cramer, who will vacate his present property on St. Joe avenue early in the fall.

MAJOR SCRIVEN CERTAIN OF HIS CONFIRMATION

(From a Staff Correspondent.)
WASHINGTON, D. C., Jan. 19.—(Special Telegram.)—The nomination of Major George P. Scriven to take the place of General Allen as head of the signal service in the army has been favorably reported by the senate committee on military affairs. It is almost certain now of confirmation, as there is no deadlock in the senate over army appointments, such as exists with reference to postmaster nominations.

Woman Gets Damages

CLAY CENTER, Neb., Jan. 19.—(Special Telegram.)—District court has been in session here this week. The case of Martha J. Wilson against Harvard Electric company, a damage suit, was tried, resulting in a verdict for plaintiff for \$1,000. The damage sustained was from negligently blowing off steam from the electric light plant, while the plaintiff was on the depot platform, opposite. The steam scalded and otherwise injured her.

REFORMS FOR LOCAL JUSTICES OF PEACE

Bills to Reduce Number, Limit Jurisdiction and Fix Salaries of the Justices of the Peace

NEW PROVISIONS PLAIN

Planned to Correct Conditions that Exist in Omaha.

AMEND THE EXISTING STATUTES

Simple Measures Taken to Effect Needed Changes.

FORMALLY FILED FOR ACTION

Number for Omaha Reduced to Two, Constables Fixed at Four and Salaries for Justices Set at \$2,000.

Three bills have finally been drawn and presented to the legislature to cover the proposed reforms in the system of justice courts for the cities of the metropolitan class in Nebraska. The bills simply take the form of amendments to the existing statutes governing justice court matters in the state. One bill is entitled "An act to amend Section 5655 of Cobbe's Annotated Statutes of the state of Nebraska for the year 1911 and to repeal said original section as it now exists." The proposed clause to be inserted in this statute is a brief one reading as follows: "Provided, however, that in all cities of the metropolitan class there shall be two justices of the peace and four constables for each of the said metropolitan cities, and no more."

Aside from this the statute would read the same as hitherto. This clause, if in effect, would remove four justices of the peace in Omaha, as there are at present six.

To Limit Jurisdiction.

Another of the proposed bills on justice court matters is entitled: "An act to amend Sections 594 and 595 of the code of civil procedure of the state of Nebraska by general Nos. 1832 and 1833 of Cobbe's Annotated Statutes of Nebraska for the year 1911 and to repeal said original sections as they now exist." This proposed bill contains the new clause: "The jurisdiction of justices of the peace in civil cases shall, unless otherwise directed by law, be limited to the territory within which they are elected and where they shall reside."

It contains the further new clause: "Provided, however, that justices of the peace within and coextensive with their counties shall have jurisdiction and authority to issue subpoenas for witnesses and coerce their attendance in cases or matters pending before them or other cause of matter wherein they may be required to take depositions."

These two clauses seek to limit the jurisdiction of the justices of the peace at the same time seek to grant him power to subpoena witnesses from any part of the county.

Salary Instead of Fees.
The third bill to be proposed is entitled, "An act to amend section 42 of chapter 25 of the compiled statutes of the state of Nebraska of 1911, entitled 'Fees,' and to repeal said original section as it now exists."

This contains the new feature, as follows: "Provided, further, that in cities of the metropolitan class each justice of the peace shall receive the sum of \$2,000 per annum, which shall be paid from the fees of his office, and shall further receive the sum of \$1,000 per annum, likewise payable from the fees of his office, which sum shall be expended by him for the purpose of employing one clerk to be appointed by him, and defraying such other expenses as may be incurred."

Summing up the amendments proposed by these three bills, they mean for Omaha the cutting down of the number of justices of the peace from six to two; the limiting of the territorial jurisdiction of the justices to the territory from which the justice is elected; the paying of a salary to the justice of the peace, not to exceed \$2,000 plus \$1,000 for clerk hire.

FARMERS' INSTITUTE PROVES TO BE SUCCESS AT WAUSA

WAUSA, Neb., Jan. 19.—(Special.)—The first farmers' institute ever held in Wausa came to a close Friday night. Every session was well attended and at the closing one fully 100 failed to gain admission to the opera house. Arnold Martin, L. W. Leonard and Miss Louise Sabin, representing the state agricultural college, addressed the institute on various topics and the addresses and discussions were highly interesting and instructive. C. O. Anderson carried off the sweepstakes on corn—an \$50 buggy—and his bushel of corn sold for \$1.50 at the close of the institute. The institute was a success throughout and will no doubt be a permanent institution. The following officers were elected for the ensuing year: President, A. O. Lindberg; vice president, A. H. Banks; secretary, C. A. Holmquist; executive committee, R. E. York, Mandus Swanson and A. H. Bigelow.

WASHINGTON COUNTY FARMER DIES OF BRIGHT'S DISEASE

BLAIR, Neb., Jan. 19.—(Special Telegram.)—Mike Barry, a prominent Washington county farmer, died at a hospital in Lincoln last night of Bright's disease and the body was brought to Blair this evening. The funeral will be held at the Catholic church in this city at 10:30 o'clock Monday morning. Rev. T. Driscoll officiating. Mr. Barry received a few miles southwest of town and was the owner of over 400 acres of land. Mr. Barry was born in Dundas, Canada, in 1854 and came to Washington county in 1874 with his parents who settled in the southeastern part of the county. In 1880 he was married to Miss Mary Maney and moved to Blair. He is survived by a widow and thirteen children, three of whom are married.

The Inconsistency of Man



From the St. Louis Globe-Dispatch.

TURKISH FLEET DEFEATED Ottoman Warships Driven Back Into Dardanelles.

ANSWER TO POWERS DRAFTED

Pope Gives Four Reasons Why Turkey Must Insist Upon Retention of Adrianople—Allies to Reclaim War.

ATHENS, Greece, Jan. 19.—Another sea fight between the Greek and the Turkish fleets occurred today about thirty miles to the south of the entrance to the Dardanelles. The Greek war vessels attacked the Turkish squadron and forced the Ottoman warships to return to the Dardanelles straits in disorder. The Turkish flagship is said to have suffered considerably. The engagement lasted three hours. Only one Greek was wounded, while the Greek warships were not damaged, according to a long dispatch sent by Admiral Constantouris to the government.

The admiral had the battleship Khezer, Ed-Din-Barbarossa, Torgut Reis, Mesudieh and Assar-I-Towfik, the cruiser Hamidieh and thirteen destroyers and torpedo boats. The Greek fleet included the battleships Averoff, Hydra, Spetsai and Parra and eight gunboats and destroyers.

Governor Describes Battle.

The following description of the engagement was sent by the governor of Tenedos: "The naval fight began at 11:25 o'clock in the morning. Both sides fought desperately. The Turks at 12:50 began slowly to retreat. At 1:30 the Turkish battleships were fleeing in disorder towards the straits, firing at long intervals against the Averoff, which was pursuing at a distance of 5,000 meters and rapidly overhauling the enemy. The Hamidieh headed the flight. One of the Turkish battleships ceased firing and was apparently disabled by the deadly fire of the Averoff. The fight ended at 2:30 p. m., when the enemy retreated the Dardanelles."

Will Not Yield Adrianople.

CONSTANTINOPLE, Jan. 19.—The Turkish foreign minister, Noradunghian Effendi, tonight submitted to the council of ministers a draft of the reply to the note of the powers. It is understood that it insists upon the retention of Adrianople for the following reasons: Because the Bulgarian inhabitants are in the minority in Adrianople, not only in comparison with the Moslems, but as compared with other Christians; because of the splendid defense of the fortress; the loss of Adrianople, containing the temple of the Caliphs, would ruin the prestige of Islam; the loss of Adrianople, which is the gate of Constantinople, would endanger the existence of the empire.

"The Porte therefore prays," the reply continues, "that the powers take consideration of the vital necessities of the empire."

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SCOTT'S BLUFF CITIZENS ASK FOR MIDDAY MAIL

(From a Staff Correspondent.)
WASHINGTON, Jan. 19.—(Special Telegram.)—Scott's Bluff citizens have asked to have mid-day mail service from Bridgeport, complaining that the Burlington mail car is soled too early in the morning to enable them to mail important letters. They also want Sunday mail. Members of the delegation here, including Senator Hitchcock and Representative Kinkaid, have taken the request up with the department. The nomination of Ray Hicks as postmaster at Sargent was sent to the senate for confirmation yesterday.

Protest Against Omaha & Beatrice Line to Be Heard

A letter has been addressed by Harvey Musser, as president of the Omaha, Lincoln & Beatrice Railway company to Mayor Dahlman and to the mayors of all the cities along the proposed line, calling attention to the hearing before the State Railway Commission next Wednesday evening on the protest filed on behalf of the Burlington from Lincoln company through its receiver and attorneys. In this letter Mr. Musser says:

"This is the first opposition that has openly appeared, and these gentlemen say they want us either to buy their property or they will fight us and oppose the railway commission granting our application. They base their claim largely upon the theory that our line will come in competition with theirs at Papillion and thereby take part of their business which they now get from Papillion. If this same argument should be used by the steam railroads and its opposition to the building of our line should develop from that source, then we could not build the line at all, because we practically allied the Burlington from Lincoln to Ashland and will certainly, to a certain extent at least, be in competition with that road at Ashland touched by this line and the Burlington.

Say Requiem Mass For Mrs. Creighton

Requiem solemn mass will be celebrated Thursday morning at St. John's church in commemoration of the death of Mrs. Mary Lucretia Creighton, the real founder of Creighton university. Rev. A. R. Wise will be the celebrant and will be assisted by Rev. P. A. Flanagan, pastor of the Holy Angels Parish, deacon, Rev. S. A. Dowd, pastor of Holy Family church, subdeacon, and Rev. James W. Stenson, master of ceremonies. Rev. Peter C. Gannon, editor of the True Voice, will deliver the sermon.

SPEAKER PRATT MUST SHOW HIS HAND TODAY

CHEYENNE, Wyo., Jan. 19.—(Special.)—The senate met yesterday and adjourned without transacting any business, the house by its adjournment, blocked the progress of all legislation. In the opinion of the leaders on both sides the situation will remain unchanged until Monday when Speaker Pratt announces the makeup of his committee. He will then be compelled to show his hand again. Should he favor the republicans in his selection of a committee on election contests, Senator Warren will undoubtedly be re-elected, as a pro-Warren contest committee would be able to delay reports until the representatives whose seats are being contested, had a chance to vote on January 28, the date of the joint session.

The activities of the progressives are worrying both the republicans and the democrats. The latter now admit that they do not control the house—that Speaker Pratt and Representative Manson really hold the balance of the power. Who has employed the Denver detectives who are so much in evidence around the Plains hotel, is the question which everyone is asking. It is generally believed that the sleuths are in the pay of the Carey faction and have been hired to watch the doings of both the republicans and the democrats. The cordiality which existed between the progressives and democrats three days ago has faded completely away and the Kendrick people have come to regard the Carey faction as positive enemies instead of potential helpers.

WILL BUILD HASTINGS LINE Union Pacific Will Construct Cut-Off, Despite Result of Suit.

DECISION IS EXPECTED SOON

If Minority Blocks Improvement of Road Another Route Will Be Used for Kansas City Line.

HASTINGS, Neb., Jan. 19.—(Special.)—The building of the Union Pacific railroad from Beatrice to Hastings is being predicted by the railroad men, even in the event of a decision in favor of the minority stockholders in the St. Joseph and Grand Island railway litigation. The Grand Island suit is being prosecuted by the minority stockholders to prevent the improvement of the line for the benefit of the Union Pacific. Unless the road can be improved south of Hastings it will be impossible for the Union Pacific to utilize it satisfactorily for heavy tonnage in connection with the Hastings and Northern now building between this city and Gibbon. This short line is being built solely to give the Union Pacific a more direct route between Kansas City and the northwest, but the plans contemplate using in connection with it the Grand Island road between Kansas City and Marysville, and the Marysville cut-off between this place and Topeka and the Union Pacific between Topeka and Kansas City.

Many Miles Saved.

Union Pacific freight and passenger trains between Kansas City and the northwest are now routed via Denver and about the Union Pacific line in Kansas. The Marysville and Hastings cut-off, in connection with the Grand Island road, shortening the mileage distance between Kansas City and Cheyenne 127 miles.

In keeping with the program formulated by the late E. H. Harriman, the directors of the Grand Island railroad are proposing to issue \$5,000,000 of bonds, the greater amount of which is to be used in improving the road for heavy traffic in connection with the Hastings & Northwestern and the Union Pacific. It is this improvement which the minority stockholders are seeking in the federal court to enjoin. The case was argued and presented in the federal court in Lincoln some months ago and a decision is expected soon.

Another Route Suggested.

The Union Pacific holds upwards of 75 per cent of the stock of the Grand Island road, but may be prevented by the court's decision from carrying on the contemplated improvements. In this event it will be up to the Union Pacific to find some other way of bridging over the gap between Hastings and the Kansas lines. This will be done, say persons conversant with the situation, by building a line between Beatrice and Hastings. With such a line the Union Pacific would have a ten-mile haul between Kansas City and Cheyenne than by the Grand Island road between Marysville and Hastings, but the distance would still be 117 miles shorter than by the present indirect route through Kansas via Denver to Cheyenne.

COUNTERFEITERS ARE ARRESTED IN CALIFORNIA

SAN FRANCISCO, Jan. 19.—A dishonest attorney, a pickpocket, a dive keeper, a messenger boy and two women of the town, victims of the opium habit, made up part of the counterfeiting gang in the hands of the police today, as the result of evidence seized last night in a raid. Fred, alias "Hokey" Johnson, is alleged to be the leader. A complete outfit for raising \$1 to \$10 bills was found in his rooms. Spurious \$10 bills have been frequently reported of late to the police.

DEMOCRATS FIND SELVES EMBROILED IN FIGHT FOR JOBS

Old General Harmony Driven to
Rout by General Discord and
His Cohorts.

BRYAN MEN STIR RUMORS

Opposition to Smith Forces Party
Into Caterwauling Mix.

SHALLENBERGER IS NICELY OUT

Drops Little Place Tendered Him
Like Hot Potato.

REPUBLICANS HAVE LAST SAY

Senate Must Confirm Governor's
Appointments to Board of Control
at Last and May Hold Key
to Situation.

(From a Staff Correspondent.)
LINCOLN, Neb., Jan. 19.—(Special.)—Events early in the game, before this democratic administration has fairly got started, old General Harmony has folded up his campaign outfit and hustled back to the timber. And General Discord is in full control of the home guards and he is pushing his fight into every part of the domain of democracy and the promise is out no what before the battles are fought, many valiant soldiers who have sought protection—and meal tickets—as defenders of the faith, will find themselves outside the breastworks unarmed and naked to their enemies.

This talk is not only as a promise, but as a threat from one high up in the councils of the party and who knows whereof he speaks. He is willing, a little later, if the fight continues, that fight names and places be called. And there is no doubt the war will be kept on. For it is another case of the Turks—the governor intends to name those who are to draw pay under his administration regardless of the allied democracy lined up under Bryan leadership, and which probably from this time on, will include Tom Smith, who is liable to be all inspector for a few days in name only, and without commission or title later, if the fight continues, that little names and places be called.

So the governor must sweat for this. As lined up now the Bryan's got the Smith front and lost their honor. Being in this instance, their reputation as general managers of the administration. Smith got the Bryan bacon, but when he opens his mouth to bite off a few thoughts, he dropped his meat and it is an even break he will not get his teeth into it again. This may cause an insurgent army unit to help the Bryan's annoy and further disrupt the Morehead administration. Others named the board and the governor just as emphatically said Smith did not name the board. As proof of his statement the governor says he had considered intended to appoint him. Which was published in The Bee to days ago.

Say Opposite Things.

On the other hand Smith made his talk before his final conference with the governor, saying he intended to name the board and who it would be, and it was as he said. So with men like Governor Morehead and Tom Smith saying exactly the opposite there can be no compromise, but it must be a fight until one or the other yields "stuffed." And the first blood is likely to be drawn by the governor, should he decide to withhold that inspector commission, others insist, is quoted as saying he named the board and the governor just as emphatically said Smith did not name the board. As proof of his statement the governor says he had considered intended to appoint him. Which was published in The Bee to days ago.

More Farmers in House Than Any Other One Class.

(From a Staff Correspondent.)
LINCOLN, Neb., Jan. 19.—(Special.)—The agricultural interests of the state should be well looked after in this legislature, at least insofar as the house is concerned, for there are more farmers in that body than any other class of business or profession. And there must be considerable wealth represented in the house, for in addition to the thirty-five farmers there are eleven members who gave their business as "retired." Evidently they, too, must have been farmers, for it is this class that is able to retire and live on its accumulations.

There are eleven real estate dealers and nine lawyers. There is one physician, on drugist and one publisher. And the one physician was elected speaker because, probably, the members felt there would be lots of acres to cure up in the house and many ills to look after.

REFORM WITH A LITTLE "R"

Dem. Legislature Appears Same as
Any Other Has Been.

(From a Staff Correspondent.)
LINCOLN, Neb., Jan. 19.—(Special.)—This grand, big, beautiful democratic house majority, which started out with its standing committee on committees and its open caucus and its open committee meetings has already begun to act like a well organized machine in the matter of looking after members of the democratic party. Its committee on committees treated the republican minority like step-children in the matter of committee assignments, and now the

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