Great Western operators are out in sympathy with their brethren in the United States.

QUICK SAYS MESSAGE IS FAKE

Railway Telegraphers Not Ordered to Neglect Business.

ST. LOUIS, Aug. 13.—L. W. Quick, secretary and treasurer of the Order of Railway Telegraphers, took occasion late last night to stop the report that he had ordered railway telegraphers to disregard commercial business. The following message was sent on railway wires:

ST. LOUIS, Aug. 12.—Members Order of Railway Telegraphers: Am informed message purporting to have been sent by me is being sent over railroad wires instructing railroad telegraphers to refuse to handle Western Union business. That message is a fake. Pay no attention to messages of that character. You are requested to strictly observe your agreement with the railroad companies. You should perform the same duties now that you did before the commercial telegraphers' strike occurred—no more, no less. Telegraphers at junction points are requested to furnish copy of this message to other lines.
(Signed.) L. W. QUICK.

The following is the message referred to:

All Railway Telegraphers of America: Do not handle Western Union business. We are backing the Central Telegraphers' union of America financially and are giving them our support. This is a critical point in the history of both organizations. Spread this to every railroad station you possibly can.

The charter of the Union Pacific from the government requires that road to do a commercial telegraph business and if the operators along the line were to conform to the first Quick message—which was afterwards denied—it would interfere with government messages and would be a violation of the agreement between the railroads and the telegraphers by which they agree to handle commercial telegrams. In all of the small stations and in some of the larger ones, like Laramie, the railroad operator also does the commercial work and is thus supposed to handle all business. The Order of Railway Telegraphers is an entirely seperate organization from the commercial telegraphers and they have recently adjusted their differences. Two years ago the telegraphers of the Northern Pacific adjusted their difference with the railroad by means of a strike. The telegraphers of the Burlington system were granted a 10 per cent increase this spring and in consequence have an agreement which it is not thought they will break, even for a sympathetic strike.

Last Word From Stone.

NEW YORK, Aug. 13.—The following message was sent early this morning:

NEW YORK, Aug. 13.—To all operators: My message regarding extra compensation applies equally to operators who remained on duty, but who have not been assigned to wires. M. E. STONE.

Building Permits.

Mrs. C. Higgins, frame dwelling, Forty-first and Burt street, $2,500; T. J. O'Brien, brick flats, Twenty-sixth and Harney streets, $10,000; Eggers O'Flying company, brick veneered warehouse, Fifteenth and Leavenworth streets, $2,500.

VICTORY FOR UNION

(Continued from First Page.)

ceived a few messages from Washington since the strike began. There being no immediate need for any extensive telegraphy with army matters just now, we find the telephone a good substitute, and do not apprehend any great trouble."

Weather Forecaster Welsh said:

"Our telegraph service is better Tuesday morning than it was Monday morning, and Monday morning it was better than Saturday morning. We are bothered more on the messenger question than on the telegraph matter, and have to send for our messages, where hitherto they have been delivered to us. There has been some little delay here and there, but we have received practically all reports from all quarters of the country as usual, except where storm conditions may interfere."

PACKING HOUSE MEN ONLY STAY

All Rest in South Omaha Are in Strike Ranks.

The operators in the offices of South Omaha have all gone out and only the managers are on duty. Messages are still being taken subject to delivery, when such is possible. The private operators of the packing houses are still on duty and the situation is but little different than has been reported. Special Manager Murphy of the Cudahy Packing company said yesterday:

"We have experienced some difficulty in commercial messages where we have depended on the public service and there is no denying that it is quite a serious handicap. Between our own plants there is no trouble. Within the local radius we make no attempt to send telegrams, depending entirely on the long distance 'phone."

Following the wake of the Omaha messenger service, the South Omaha boys thus employed have refused to carry telegraphic messages.

The commission men have long been using the long distance 'phone in preference where possible and will not seriously feel the cutting off of the telegraphic communication. Market quotations come from Chicago regularly as yet, being sent and received by the managers of the various offices.

Must Answer for Murder.

KEMMERER, Wyo., Aug. 13.—(Special.)—Alfred Cavinese, a Mexican camp mover for the Wexelberger camps, will have to stand trial for murder. Elias Lobata, the herder shot by Cavinese, died in the State hospital at Rock Springs.

CROPS, CATTLE AND GAS GREAT

All Are Doing Fine in West, Says L. W. Wakeley.

NEBRASKA IN THE FRONT RANK

Reports from Southeastern Kansas Do Not Bring Such Good News of Crops Down There.

"The crop looks great, the cattle is fat, the ranges green, natural gas is discovered at Greybull, Wyo., and the sand hills are one green carpet of crops," said L. W. Wakeley, general passenger agent of the Burlington, who returned Tuesday from a 2,200-mile trip over the Burlington lines west of the Missouri river. "The cattle is truly on a thousand hills and looking more fat and sleek than I ever saw, but the lateness of the ranges in curing may hold cattle back a little later than usual.

"Not in the history of the development of the west, including Nebraska, Wyoming, Colorado and parts of Montana has this region presented such a splendid average crop condition as it did on my trip from Omaha to Denver and from Denver to Billings and thence to Omaha.

"Natural gas has been discovered in northern Wyoming and this is the most interesting of the recent developments. Some parties there boring for oil struck gas. The volume is so great it is uncontrollable and all efforts to cap the well have been in vain. It is a fine quality of illuminating gas and it is easy to see what an added resource for industrial purposes in the basin and at Billings this gas will prove itself to be. I received my information from Mr. Pierson, the northwest agent of the Lincoln Land company, who personally visited the well at Greybull. I can see nothing but accumulation and prosperity for the people through the west and northwest."

No Cause for Complaint.

There is no good reason for complaint concerning the soil condition on the Lincoln and Wymore divisions of the Burlington, according to the crop and soil report of the Nebraska division of the Burlington for last week. There is still some threshing of wheat to be done, but the greater part, however, of that left in the shock has been threshed and not much that was stacked has been reached. Where the ground is in condition threshing has given way to plowing. Plowing for the 1908 crop is now well under way, except where the ground is too dry to plow. Oats yielded from half to an average crop.

The report says:

Corn has done exceedingly well in greater part of territory in this district where raised since last report. The weather was very hot during the week and it is said the winds were hot in places between Kenesaw and Oxford; temperature was as high as 110 degrees. Ground is also getting dry between Orleans and Wilsonville on Orleans-St. Francis branch. In this dry territory badly cultivated, weedy fields were damaged by dry, hot weather of the week. I doubt if any well cultivated corn was damaged. Between Red Cloud and Oxford and from Oxford to McCook the ground is getting dry, and unless there is rain soon there will be damage to corn. On Wymore division there are some pretty dry places between Edgar and Holdrege, but no serious damage yet. On other parts of Wymore division corn made great headway during the week. There was plenty of rain and plenty of temperature, the two things needed in Nebraska to make corn. On the Lincoln division conditions are about the same as on Wymore division. In the vicinity of Kearney the ground is getting to the point where rain will be needed soon.

Potatoes are generally a good crop and sugar beets are doing well. The pastures and meadows are in fine condition on the Wymore and Lincoln divisions, but a little dry on the McCook division.

Fine in Greeley County.

Joseph H. Proctor has returned from an extended visit in Greeley county. "I never saw a finer prospect for crops than all along the Cedar Creek valley," said Mr. Proctor. "This cock and bull story about corn being damaged at the roots by some disease is all the sheerest nonsense. The corn has never looked healthier. The wheat and oats crop all through Greeley county is the best ever, and they are just now threshing. Wheat runs from twenty-five to thirty bushels to the acre. The hay crop is the best ever known in that section. I find that same rule will apply all through the Loup valley country. When anyone tells you that central Nebraska is going to be shy on anything in the crop line, put him down as a faker. All the farmers up there are too busy to talk or think of politics. Didn't hear the word politics mentioned once in that section."

Not So Bright in Kansas.

Joseph D. Raber of southeastern Kansas is in Omaha. He tells a rather discouraging story about crop conditions down in that part of Kansas.

"The green bug has literally destroyed the wheat all through Cherokee county and the corn will not make half a crop. Oats were also in bad shape, and hardly a third of a crop will be threshed out," said Mr. Raber. "There will be a little fruit, but the cold, frosty weather of April and May put a general quietus to all the small fruits. Garden products are in pretty fair shape, but the mainstay down there being wheat, the farmers are in bad shape for this season. However, that's a rich country and no particular suffering will follow the wheat failure, as there is plenty of corn over in Missouri and northeast of us. The same conditions regarding wheat prevail through most of the Indian Territory, which joins our section of the country on the south."

NEBRASKA CROP CONDITIONS

Plenty of Sunshine and Showers in Most Parts of the State.

LINCOLN, Aug. 13.—Section Director Loveland has issued the following crop summary:

The week was warm, with an excess of sunshine, light southerly wind, and, in the eastern counties, heavy thunderstorms.

The daily mean temperature averaged about four degrees avobe the normal. The daily maximum temperatures were very generally above 90 degrees for the first six days of the week, while temperatures above 100 degrees occurred at several stations. The highest temperatures occurred in some of the southwestern counties, where the rainfall has been very light for several weeks. In this region the average daily maximum was 100 degrees, while on the hottest days 106 degrees to 108 degrees were recorded.

Heavy thunderstorms occurred in most of the eastern counties Wednesday afternoon or night. The storms were accompanied generally by heavy rain, considerable wind and a brilliant electrical display. The weekly rainfall in most of the eastern counties ranged from one inch to three inches, while throughout the western half of the state little or no rain fell. The total rainfall from April 1 to date is above normal at a few scattered stations, but generally there is a small deficiency, and at a few southwestern stations it is only about two-thirds the normal.

Birthday Celebration Fatal.

HOT SPRINGS, S. D., Aug. 13.—(Special.)—While celebrating his 8th birthday with a burro ride, with a number of other boys near his home last night about 8 o'clock, the 8-year-old son of Lou Fleming slipped out of the saddle while cutting up "monkey-shines," and was dragged quite a distance, with the other boys in pursuit, trying to head-off and stop the burro. On the opposite side of a ravine the animal was at last stopped, but at the hospital it was found that the little fellow had a fractured skull and a broken neck. He never regained consciousness and passed away about 5 o'clock this morning. His parents and large family of brothers and sisters are broken hearted.

IOWA THRESHER IS KILLED

Charles Sherman of Humboldt Caught in Belting and Crushed to Death.

HUMBOLDT, Ia., Aug. 13.—(Special Telegram.)—While working near a threshing machine near this place this morning Charles Sherman, a farmer, was caught in the belting and carried round and round on the machine before it could be stopped. His lifeless body was beaten almost beyond recognition by the revolutions of the wheels.

PHILIPPINE VETERANS MEET

Annual Reunion of Society of the Army in Session at Kansas City.

KANSAS CITY, Aug. 13.—The annual reunion of the Society of the Army of the Philippines began here today with a large number of veterans present from all parts of the country. General Arthur McArthur, commander in chief, responded to the welcoming addresses.

ST. JOSEPH BOARD REFUSES

Declines to Adopt Text Books Selected for Schools by Book Committee.

ST. JOSEPH, Mo., Aug. 13.—(Special Telegram.)—The St. Joseph school board has refused to adopt the text books selected for use by the county text book committee. The board declares itself independent of the committee and refuses to take any dictation from it. The committee has not announced what it will do to settle the question of jurisdiction.

COUNTY SEAT PARTLY BURNS

Portion of Princess Anne, County Seat of Westmoreland, Va., in Flames.

NORFOLK, Va., Aug. 13.—A large portion of the business section at Princess Anne, the county seat of Westmoreland county, was burned today.

NEED NOT SHIP THE LIQUOR

Circuit Judge Refuses Mandatory Injunction Against Adams Express Company.

KANSAS CITY, Aug. 13.—Circuit Judge Seehorn here today refused a mandatory injunction compelling the Adams Express company to ship C. O. D. liquor packages into Iowa. The injunction was sued for by a local distilling company.

CHICAGO GAS TANK EXPLODES

Ten Laborers Injured, One Fatally, by Blowing Up of Receptacle.

CHICAGO, Aug. 13.—Ten laborers were injured, one fatally, by an explosion of a gas tank today located at Seventy-first street and Chicago avenue.

DEATH RECORD.

Herbert E. Parker.

SIOUX FALLS, S. D., Aug. 13—(Special)—Herbert E. Parker, a pioneer of Sioux Falls business man died at Rochester, Minn., where he had gone about a month ago in hope of being relieved of a stomach trouble. It was thought an operation would prove successful, but after being carefully examined by physicians in a Rochester hospital they declined to perform an operation.

HARLAN COUNTY WINS AT LAST

Comes Out Ahead in Ten Years of Litigation.

STORY OF EZRA WHITNEY'S FALL

Lawsuit of Decade Involving Imprisonment of Public Official Settled by Federal Supreme Court.

A law suit of ten years standing involving the downfall of a county treasurer for embezzlement has just been decided on a mandate from the supreme court of the United States, wherein Harlan county wins out in the prolonged litigation by which the judgment of the United States circuit court for the district of Nebraska is affirmed. Harlan county is ahead about $23,000 in consequence of the decision.

The title of the suit is James Coffey against the County of Harlan, Nebraska, the cause of action being to establish the title to certain real estate in Harlan county, formerly belonging to Ezra S. Whitney, the defaulting treasurer of the county.

Both parties claimed title through Ezra S. Whitney, the original owner of the property. Whitney was elected treasurer of Harlan county, and subsequently charged with embezzlement. He was tried and found guilty, the amount of embezzlement being $11,190. He was sentenced for a term of two years and to pay a fine of $22,380 and costs.

Whitney Takes Appeal.

An appeal was made by Whitney to the supreme court of the state and the supreme court affirmed the judgment of the lower court. Afterward execution was issued on the judgment and the sheriff of Harlan county levied upon the real estate of Whitney and it was sold to Harlan county, the sale being confirmed November 28, 1898. The sheriff's deed, however, was not issued until February 13, 1899. November 29, 1898, Whitney conveyed by quit claim deeds the premises to John Everson and William O. Woolman, who are his attorneys. It was through Everson and Woolman that James Coffey, the plaintiff in this action, obtained title to the property.

The question then arose as to the validity of the sale under execution to convey the title to Harlan county. It was claimed on the part of Coffey that the county title was void for the reason that the judgment of the district court imposing, as expressed in the judgment, a fine of $22,380, is void under the fourteenth amendment to the constitution of the United States. Coffey's counsel agreed to the proposition, that if the sum named was strictly a fine that it was properly rendered and an execution as such might issue on it.

Court Decides Not a Fine.

The supreme court, however, decided that it was not a fine, but a judgment, and taking this view of the case, Judge W. H. Munger, November 29, 1905, in the United States circuit court, to which the case had been brought, held that it was not in violation of the fourteenth amendment nor of the statutes of Nebraska, nor of the constitution of the United States. Judge Munger's order given on this date, November 29, 1905, was:

It is ordered, considered and adjudged that the plaintiff take nothing by his writ and that the defendant (Harlan county), go hence and without day recover of the plaintiff (James Coffey), his costs herein and that the supersedas bond in this case is fixed at $300.

Coffey's counsel at once carried the case to the United States supreme court, which has just issued a mandate affirming the decision of Judge W. H. Munger.

Thus ends one of the most vigorously fought cases ever instituted in Harlan county and in which the county sought to recover somthing from the defalcation of an unfaithful official.

TRIBESMEN ARE MOWED DOWN

Charge Almost to Mouths of Guns of French Troops at Tangier.

TANGIER, Aug. 13.—Tribesmen charged repeatedly almost to the French guns, but a hail of schrapnel finally repulsed them with heavy losses. The fire of the warships was terribly effective. French losses were inconsiderable.

Siboubeker, governor of Casablanca, has been dismissed for abetting the massacre of the Europeans. Siboubeker is on board the French cruiser Gloire.

PARIS, Aug. 13.—Foreign Minister Pichon says the government will send no more troops into Morocco. "On no account do we intend to embark upon a work of conquest."

The Matin publishes a dispatch from Casablanca saying fighting between natives, and General Drudes' command lasted all Saturday, but quieted down Saturday night and Sunday morning. Renewal of the attack is feared. The warships continue to shell Arab positions. Saffit, Morocco, a seaport, is surrounded by natives. European residents are preparing to defend themselves.

WASHINGTON, Aug. 13.—The American minister to Morocco cables: "Casablanca virtually destroyed and naturalized American citizens lost everything. He says foreigners left Alcazar for Larache for security. Situation considered very threatening."

KAISER MEETS KING EDWARD

Today Two Rulers Will Confer Over Matters that Have Been Complicated.

LONDON, Aug. 13.—King Edward left this afternoon on his annual visit to the Marienbad cure. The king will meet Emperor William at Wilhelmshoe tomorrow and the following day have a lengthy conference with Emperor Francis Joseph at Ischl. Sir Charles Harding, under-secretary for the foreign office, will be present. Chancellor Von Buelow will attend the German emperor. These conferences are expected to dissipate many misunderstandings which long have clouded Anglo-German relations.

New Army Workers for Lincoln.

SIOUX FALLS, S. D., Aug. 13.—(Special)—Captain and Mrs. Plumb, who for over a year have had charge of the work of the Salvation Army in Sioux Falls, have been transferred to Lincoln, Neb., and on Wednesday of this week will depart for their new field of labor. They have made a fine record during the time they have been in Sioux Falls, and their departure is regretted by those interested in the work of the army, who, however, are pleased at their substantial promotion. In a letter from T. H. Storey, of Omaha, divisional officer of the army, the work of Captain and Mrs. Plumb while in Sioux Falls is highly praised.

CONTRACT ON THE SCHLITZ

Work of Remodeling Building Involves Cost of Forty Thousand Dollars.

The contract for remodeling the Schlitz hotel, involving an expenditure of $40,000, has been let and work has been begun. William F. Rice has the general contract.

Not only is the damage caused by the recent fire to be repaired, but the building is to be entirely remodeled. In about sixty days it will be finished and will be entirely changed in appearance. The old front windows with wooden frames will be taken out and a handsome expanse of fine glass placed in their stead. The floor of the Heidelberg is to be tiled. The office will be moved back, making room for a lobby. The bar room will be remodeled and finished in mahogany, with costly decorations on walls and ceiling.

HOPING FOR ARBITRATION

Board of Trade at London Uses Influence in Belfast Troubles.

LONDON, Aug. 13.—The Board of Trade is taking steps to secure arbitration on Belfast labor disputes.

The Irish trades unionists announced a willingness to arbitrate.

BELFAST, Aug. 13.—The authorities decided to keep both the police and the troops in the disturbed area of the city tonight. Priests say they can maintain quiet if the hated "peelers and lobsters," as the police and soldiers are called, are kept out of sight.