

PINCHOT'S REPORT

Senator Nelson's Land Withdrawal Bill Commended.

OTHER MEASURES CRITICISED

Recently Chosen President of Conservation Commission Gives Views on Nine Proposed Resolutions for Protection of Natural Resources. Says Some Should Be Changed, While Others Must Be Recast.

Washington, Feb. 8.—The necessity for the passage at the present session of congress of good laws for the protection of the natural resources of the United States is the keynote of a report just made to the National Conservation association by Gifford Pinchot, the recently chosen president of the association. Mr. Pinchot takes up in what he calls "a spirit of constructive criticism" the nine bills relating to the conservation of natural resources introduced into congress on Jan. 18 on behalf of the secretary of the interior, one of which has been reported from the senate public lands committee, while the other eight are still in the hands of the committee.

Mr. Pinchot calls upon the members of the association to put forth strong efforts to have enacted into law the bill on the withdrawal of public lands, which has been reported from the committee by Senator Nelson, after it had been amended, as a result, in part at least, of conferences between the committee and officers of the conservation association.

Of the other eight bills, he believes that some merely require amendment, while others must be recast altogether. The coal bill and the phosphate, oil, asphaltum and natural gas bills, he reports, are fundamentally sound in principle, but need some amendment.

They wisely separate, he says, the surface of the land from the underlying minerals and provide for the disposal of the minerals by lease and not by sale.

But the coal bill, he objects, "contains no sufficient anti-monopoly clause. The clause which purports to regulate rates to be charged the public is so framed that it may be evaded with ease."

Another clause of the bill, he adds, "may reduce the standard of mining to the wasteful level of the prevailing commerce practice."

The fault found by Mr. Pinchot with the reclamation bill is that it opens reclaimed lands to absentee landlords and to speculators. The worst feature of the bill for the sale of timber and timber lands, he declares, is that it replaces the objectionable feature of the timber and stone act, which was the inducement to speculation in government timber, with provisions which promote speculation and retard the development of agricultural and mineral lands far beyond the act it repairs.

"The withdrawal bill as amended and reported by Senator Nelson makes easy," says Mr. Pinchot, "the protection of all natural resources on the public domain until good laws can be passed."

SCOTT ACQUITTED BY JURY

Other Cases Against Alleged Mbray "Steerer" Likely to Fail.

Council Bluffs, Ia., Feb. 7.—Frank Scott, charged with larceny in connection with the swindling of John Hermsbrecht of Bancroft, Neb., out of \$5,000 on a fake horse race in this city, April 24, 1908, was acquitted by a jury in the district court. Another state indictment, charging conspiracy, is on the docket for trial, but it is the general opinion that the verdict in the larceny case disposes of the conspiracy charge. Judge Thorwell will not rule on this point, however, until he has heard arguments later. Scott was taken in custody after the reading of the verdict by the federal officers, under indictments charging conspiracy returned by the federal grand juries in Council Bluffs and Omaha. Later he furnished bond in the sum of \$2,000 and was released.

HERMANN HAS NEW EVIDENCE

Counsel Declares Important Facts in Land Cases Have Been Found.

Portland, Ore., Feb. 8.—Gathering up the loose ends of evidence in the trial of former Congressman Ringer Hermann, charged with conspiring to defraud the government out of public lands, was a more extended process than counsel expected. Counsel for Hermann said new evidence had developed bearing on Hermann's efforts to have the lien law of 1897 amended or repealed.

Three Killed in Wreck at Crossing, Muncie, Ind., Feb. 8.—James and Leonard Hicks, brothers, were instantly killed and Rolla Jones, a liveryman's driver, was fatally hurt when the carriage in which they were riding, was struck by a passenger train on the Big Four railroad at Yorktown.

Kills Son-in-Law in Street Duel, Graham, Ala., Feb. 8.—In a pistol duel on the streets here, Doc Johnson killed his son-in-law, Henry Kemp, and was himself fatally wounded. Four shots took effect in each of the participants. Three weeks ago Kemp eloped with Johnson's daughter.

Two Missouri Towns Go Dry, Joplin, Mo., Feb. 5.—By majorities of 172 and 132 respectively, Carthage and Cartersville adopted prohibition.

WADE ELLIS RESIGNS

Accepts Chairmanship of Ohio Republican Executive Committee.

Washington, Feb. 8.—After several conferences at the White House Wade Ellis of Ohio resigned his position as assistant to the attorney general in the department of justice to accept the chairmanship of the Republican executive committee of Ohio and to assume charge of the Ohio campaign this fall.

The Ohio political situation has been giving the president much concern and has been the subject of a



WADE H. ELLIS.

number of conferences at the White House during the past few weeks. With the expected nomination of Governor Harmon, the Republican party faces a hard fight this fall and the president has been anxious that factional troubles be eliminated as much as possible. He believes that Mr. Ellis will be able to do more along that line than any one else who could have been designated to take charge of the coming campaign.

SEVEN MEN BLOWN TO ATOMS

Motorman Attempts to Take Machine Past Burning Fuse.

Phoenix, Ariz., Feb. 8.—Heedless of the warning of a foreman in charge of excavating operations along the line of the private motor road from Kelvin to the Ray copper mines, the motorman of a gasoline car containing six passengers ran his car close to a sputtering fuse of a heavy charge of dynamite and the car and its seven occupants were blown to atoms.

The dead: J. B. Joyce, A. S. Bieber and J. C. Griffin, civil engineers; R. P. Coleman, W. H. Freeland and Walter O. Frenz, mining engineers; W. H. Lyalle, motorman of the car.

The foreman had discovered a missed shot in the excavation and before the motor came in sight he had reloaded the fuse. As the car approached he signaled the motorman and warned him of the impending explosion. Motorman Lyalle, evidently believing he could take his car past the charge in safety before the explosion, paid no heed to the warning and started again at full speed. Just as the car was passing the charge, the explosion came, and the car, with its load of human freight, was blown high in the air amid a great cloud of debris. The dead men were all prominent in mining affairs in Arizona.

To Testify at Beef Inquiry.

Chicago, Feb. 8.—Frederick Joseph, president of the New York Butchers' Dressed Beef association, arrived here to testify before the federal grand jury in its investigation as to the methods of the "beef trust."

WHEAT CLOSES HIGHER

Visible Supply Showed Decrease and Prices Advanced Sharply.

Chicago, Feb. 7.—Wheat made a good advance today, after a weak start, due to a decided decrease in the visible supply of grain. Corn and oats ruled lower throughout the session and provisions, stimulated by a better demand, advanced from 5c to 17 1/2c, pork leading the procession. Closing prices:

Wheat—May, \$1.09 1/2; July, \$1.00 1/2; Sept., 96 1/2c.
Corn—May, 65 1/2c; July, 65 1/2c; Sept., 65 1/2c.
Oats—May, 46c; July, 43 1/2c.
Lard—May, \$22.20; July, \$22.02 1/2.
Ribs—May, \$11.82 1/2; July, \$11.80.
Chicago Cash Prices—No. 2 hard wheat, \$1.11 1/2; No. 2 corn, 63 1/2c; No. 2 oats, 46 1/2c.

South Omaha Live Stock.

South Omaha, Feb. 7.—Cattle—Receipts, 2,800; 10@15c higher; native steers, \$4.00@7.10; cows and heifers, \$3.25@5.25; western steers, \$3.25@5.00; stockers and feeders, \$3.00@5.20; calves, \$4.00@8.00; bulls and stags, \$3.00@5.00. Hogs—Receipts, 3,700; 10c higher; heavy, \$8.50@8.60; mixed, \$8.45@8.50; light, \$8.35@8.55; pigs, \$7.00@7.75; bulk of sales, \$8.45@8.55. Sheep—Receipts, 10,000; 10@15c higher; yearlings, \$6.75@7.90; wethers, \$5.75@6.60; ewes, \$5.00@6.15; lambs, \$7.75@8.75.

Chicago Live Stock.

Chicago, Feb. 7.—Cattle—Receipts, 16,000; 10@15c higher; beefs, \$4.25@7.65; cows and heifers, \$2.20@5.75; stockers and feeders, \$3.10@5.45; westerns, \$4.00@6.00. Hogs—Receipts, 28,000; 5@10c higher; top, \$8.72 1/2; mixed and butchers, \$8.30@8.72 1/2; good to choice heavy, \$8.45@8.72 1/2; rough heavy, \$8.25@8.45; light, \$8.15@8.55; bulk, \$8.50@8.65; pigs, \$7.25@8.15. Sheep—Receipts, 12,000; 10@15c higher; sheep, \$4.40@6.60; lambs, \$11.25@8.75.

SNUBS FAIRBANKS

Vatican Incident Causes a Stir in Rome.

GETS REBUFF FROM PONTIFF.

Declines to Grant Audience to Former Vice President Because He Addressed Methodists in Eternal City. American Refused to Cancel Engagement at Request of Vatican—Case Is Widely Discussed.

Rome, Feb. 8.—The unhappy incident which marred the visit here of former Vice President Charles W. Fairbanks has been the subject of animated discussion, particularly among members of the American colony. Mr. Fairbanks had expressed a wish to pay his respects to the pope and it had been announced that an audience would be granted the distinguished American. Subsequently, it was learned that he had promised to address the local society of the American Methodist Episcopal church, and following the receipt of this information at the Vatican it was announced that Mr. Fairbanks would not be received by the pontiff unless his purpose to address the church society was abandoned. Mr. Fairbanks elected to keep his engagement with the Methodists.

Protestants generally warmly congratulated the former vice president on what they termed his dignified attitude in the matter. The Catholics, on the other hand, express regret that what was intended to be in the nature of a homage to the pontiff should have given rise to a cause for friction.

Each party accuses the other of having assumed an irreconcilable attitude. The Catholics place the responsibility for the unpleasantness upon what they describe as the offensive Methodist propaganda being conducted in Rome.

At the court ball last night, as a special honor, former Vice President Fairbanks and Mrs. Fairbanks were admitted to the section reserved for the members of the diplomatic corps. Mrs. Fairbanks was invited to occupy a seat next to the queen, who engaged her in conversation for about an hour, a distinction which is seldom conferred except upon the wives of ambassadors. Meanwhile the king chatted with Mr. Fairbanks.

MRS. FORD TO BE TRIED AGAIN

Prosecutor Prepares for Second Action Against Cincinnati Woman.

Cincinnati, Feb. 8.—Henry T. Hunt, prosecuting attorney of Hamilton county, announced that the second trial of Mrs. Jeannette Stewart-Ford, on a charge of blackmailing Charles L. Warriner, would not be delayed.

"We will set the case for trial again within the next two or three weeks," he said. "It will come up again while Judge Swing is still presiding over the criminal branch of the common pleas court."

The prosecutor reiterated his opinion that the failure of the first jury to reach a verdict was the result of "sickly sentimentality that makes it almost impossible to convict women."

That even an acquittal would not have ended the woman's troubles was indicated by Dennis Cash, assistant prosecutor.

"There are indictments against Mrs. Ford for receiving stolen money and for a more recent attempt at blackmail than that brought forward in the first trial," said Mr. Cash. "We would have tried her on one of these should she have been freed on the first trial. We do not feel that we are hounding the woman. The defense has demanded that the affair be aired in all its ramifications and we agree thoroughly."

SAYS SWOPE USED STRYCHNINE

Woman Declares Millionaire Took Poisonous Medicine.

Kansas City, Feb. 8.—That Colonel Thomas H. Swope, the millionaire whose death on Oct. 3 has been the subject of a diligent inquiry for the last month to determine if he died from poisoning, took a patent medicine containing tonic of iron, quinine and strychnine up to within a few days of his death developed at the inquest over his body in Independence. This testimony was given by Pearl Keller, Colonel Swope's nurse. It was the most significant piece of evidence brought out in the inquest. She testified that the millionaire took the mixture daily in addition to the treatment given to him by Dr. B. C. Hyde.

Physicians say that the fact of Colonel Swope having taken much of the concoction would explain the presence of poison in his vital organs.

Roosevelt Starts for New Camp.

Nimule, Uganda, Feb. 8.—The ten days' march to Gondokoro was begun by the Smithsonian African scientific expedition. The first camp will be at the Assa river, twelve miles north of this place. The distance from Nimule to Gondokoro is 108 miles and this stage of the expedition will be as severe a test of physical endurance as the party has had.

Foreign Aid to Flood Sufferers.

Paris, Feb. 8.—The foreign subscriptions to the flood relief fund now exceed \$30,000. The river Seine has fallen sixteen feet from its crest. More cave-ins in the streets and falling houses are reported as the receding waters withdraw the supporting pressure.

LEGAL NOTICE.

In the District Court of Nebraska, in and for Box Butte county. In the matter of the application of J. F. Keane, Guardian of the person and estate of William J. Keane, a minor, for permission for license to sell the following described real estate, situated in the counties of Richardson and Box Butte, Nebraska, the land in Richardson county, being the south East Quarter of Section Three, or North East Quarter of North West Quarter of Section Three, and the South West Quarter of the South East Quarter, of the North West Quarter of said Section Three, in Township Three, Range Sixteen, Richardson county, Nebraska; The land lying in Box Butte county, being the south East Quarter of Section Eighteen, in township Twenty Eight, Range Fifty.

Said petition asks that said lands may be sold and the proceeds invested in other ways for the reason that the looking after the said lands and collection of the rents therefrom is attended with such expense as to make the land unprofitable for said minor, said lands being situated at so great a distance apart that some person must be employed to look after the same which makes the expense of attending to the collection of rents and looking after said lands very great.

It is therefore ordered that the next of kin of the said minor, and all persons interested in said estate appear before me at chambers in the city of Rushville in Sheridan county, Nebraska, at the Court house therein, at 9 o'clock A. M. on the 28th day of February, 1910 to show cause if any one desires that a copy of this order be personally served on all persons interested in said estate at least fourteen days prior to the date of hearing and such person must be employed to look after said lands and all persons interested in said estate, are required to appear at the time and place so designated, and show cause, if such exist, why said account should not be allowed. It is further ordered that J. C. McCorkle, administrator, give notice to all persons interested in said estate by causing a copy of this order to be published in the Alliance Herald, a newspaper published and in general circulation in said county, three successive weeks prior to the day set for said hearing.

Dated Jan. 20, 1910. L. A. BERRY, County Judge. fp. Jan. 20-7-31

LEGAL NOTICE

In the County Court of Box Butte County Nebraska. In the Matter of the Estate of John M. Whitney, deceased.

Order for hearing on final account. Now, on the 20th day of January, 1910, came J. C. McCorkle, administrator of said estate, and prays for leave to render account as such administrator. It is therefore ordered that the 11th day of February, 1910, at 10 o'clock, a. m., at my office in Alliance in said County Nebraska, be fixed as the time and place for examining and allowing such account. And the heirs of said deceased, and all persons interested in said estate, are required to appear at the time and place so designated, and show cause, if such exist, why said account should not be allowed. It is further ordered that J. C. McCorkle, administrator, give notice to all persons interested in said estate by causing a copy of this order to be published in the Alliance Herald, a newspaper published and in general circulation in said county, three successive weeks prior to the day set for said hearing.

Dated Jan. 20, 1910. L. A. BERRY, County Judge. fp. Jan. 20-7-31

LEGAL NOTICE

In the County Court of Box Butte county Nebraska. In the Matter of the Estate of Robert Leishman, deceased.

Order for hearing on final account. Now, on the 20th day of January, 1910, came Norman G. Leishman, administrator of said estate and prays for leave to render account as such administrator. It is therefore ordered that the 11th day of February, 1910, at 10 o'clock, a. m., at my office in Alliance in said County Nebraska, be fixed as the time and place for examining and allowing such account. And the heirs of said deceased, and all persons interested in said estate, are required to appear at the time and place so designated, and show cause, if such exist, why said account should not be allowed. It is further ordered that Norman G. Leishman, administrator, give notice to all persons interested in said estate by causing a copy of this order to be published in the Alliance Herald, a newspaper published and in general circulation in said county, three successive weeks prior to the day set for said hearing.

Dated Jan. 20, 1910. L. A. BERRY, County Judge. fp. Jan. 20-7-31

State of Nebraska, Box Butte county, in District Court. In the matter of the petition of J. J. Buttery, Administrator, for license to sell real estate.

Now, on this 10th day of January, 1910, this cause came on for hearing upon the petition, under oath, of J. J. Buttery, Administrator of the estate of Addie E. Thompson, deceased, praying for license to sell the following described real estate of the said Addie E. Thompson, to-wit: Lot numbered Thirteen (13) in Block Numbered Twenty (20) in the First Addition to the city of Alliance, in Box Butte county, Nebraska, or a sufficient amount thereof to bring the amount of \$525.00 for the payment of the debts allowed against the said estate, a full costs of administration, for the reason that there is no personal property belonging to said estate which can be applied to the payment of said amounts. It is therefore ordered that all persons interested in said estate appear before me at chambers in the city of Rushville in Sheridan county, Nebraska, on the 28th day of February, 1910, at the hour of 10 o'clock a. m. to show cause, if any there be, why a license should not be granted to said J. J. Buttery, Administrator, to sell the said property, or so much thereof as shall be necessary to pay said costs and expenses.

It is further ordered that a copy of this order be served upon all persons interested in said estate by causing the same to be published once each week for four successive weeks in the Alliance Herald, a newspaper printed and published in said county of Box Butte, Nebraska, on the 28th day of February, 1910. W. H. WATSON, Judge of the District Court. fp. Jan. 20-7-41

County Commissioners' Estimate of Expenses

The Board of Box Butte County Commissioners being in session at their regular meeting in January, to-wit, January 11th, 1910, made the following estimate of expenses for the year 1910, on which to base their levy for the year 1910:

County officers.....	\$ 5000.00	
Precl and Dist. officers	4500.00	
Fuel.....	800.00	
Books and stationery.....	1000.00	General Fund
Elections.....	1300.00	
Incidentals.....	1700.00	
	\$14300.00	
Road and bridge fund.....	\$7000	
Pauper fund.....	1500	
Institute fund.....	200	\$8700.00
		\$23000.00

7-5t W. C. MOUNTS, Co. Clerk.



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