

# THE SEMI-WEEKLY TRIBUNE

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NORTH PLATTE, - NEBRASKA

## SUMMARY OF NEWS

CONDENSATION OF THE MOST IMPORTANT HAPPENINGS.

### BOTH AT HOME AND ABROAD

General, Political, Religious, Sporting, Foreign and Other Events Recorded Here and There.

#### Political.

President Roosevelt, in a letter to Senator Knox, makes an extended review of labor issues of the campaign and asks Mr. Bryan if the democratic party intends to legalize secondary boycotts.

Edgar Howard has been selected to be the editor of the democratic matter to be published in the Lincoln State Journal and other republican newspapers which have sold space to the democratic state committee.

President Roosevelt held a long conference with Senator Dixon of Montana, chairman of the republican speakers' bureau at Chicago. Senator Dixon gave the president some glowing optimistic reports for the campaign in the west and told him Judge Taft would carry that section, with the possible exceptions of Colorado and Nevada.

The democrats are planning to send their best speakers into Indiana and Ohio for the finish of the campaign.

Taft will spend three days in Indiana the last week in the campaign. Arrangements were made whereby Taft and Bryan will not clash in their dates at Port Chester, N. Y.

Candidate Sherman says the democratic committee misrepresented him.

What is announced at democratic headquarters as a "whirlwind finish" of the campaign in Indiana and Ohio will be made in the two states mentioned, Oct. 24. Four special trains will be used, two in each state.

#### General.

The injunction asked by fifty-six western railroads against the Interstate Commerce commission to prevent the enforcement of reduced rates on live stock was refused by the federal court in St. Louis.

Joe James was hanged at Springfield, Ill., for the murder that started the race riots.

A physician from Centerville, Ia., has been sent to Paris by Theodor Shonts to treat his daughter, the Duchess of Chaulnes.

Social functions in Japan in honor of the visiting American naval officers were concluded with a banquet on the battleship Fujii.

Emperor William has been very friendly to David Jayne Hill, the new American ambassador.

Two people were killed and seven others injured in a wreck on the Newton & Northwestern near Gowrie, Ia.

Omaha factories are furnishing incubators to poultry raisers in Palestine.

The supreme court of Nebraska upholds the constitutionality of the Sunday law, but does not decide whether selling cigars or newspapers is violation as was charged in the complaint against Omaha men.

Broughton Brandenburg, was arrested and locked up at Dayton, O., on a charge of forgery and grand larceny. The last farm in the Dallas lottery—No. 6,000 was drawn by a Nebraska man, Morris J. Morgan of Alnsworth.

The State bank at Virgil, S. D., was robbed of \$4,400 cash. The bank is protected by burglar insurance.

Trains in Montana on the 22nd were tied up because of snowdrifts.

Women suffragists will post bills in their interest at election booths over the United States.

Reports to Nebraska Odd Fellows' grand lodge show an increase in membership during the year of 1,400.

Land drawing at Dallas has ended and it is estimated that six million dollars have been spent by land seekers incident to the Tripp county opening.

Martin R. Lux, a Burlington engineer of Lincoln, got \$1,000 and a Carnegie medal for bravery.

Chairman Hitchcock, in an interview before leaving New York for Chicago, expressed himself as well pleased with the progress of the campaign.

Chairman Mack said a poll of three states—New York, Ohio and Indiana—convinced him Bryan will be elected.

Bennett Siegel, a merchant of Des Moines, Iowa, was denied a petition in bankruptcy by the United States circuit court of appeals at St. Louis after he had explained that he had lost \$100,000 at poker within a few months.

Sheep quarantine in Nebraska has been raised, the state veterinarian certifying that scabbies has been eradicated.

W. L. Culbertson, a leading banker at Carroll, Iowa, killed himself.

Three members of Cleveland's cabinet are making speeches for Bryan. John Mitchell, former president of the United Mine Workers of America, furnished the Associated Press with a statement in which he says his position has been misrepresented.

The late spell of warm weather greatly increased the death rate in Chicago.

Contractor Brothers, who brought charges against Colonel Goethals, was accused by the Panama canal engineer of offering him a commission of 10 per cent to use his influence to get a certain crane device accepted.

M. Gaston Thomson, marine minister of France, has resigned.

The death list in the forest fires may reach 100.

The governor of Michigan appeals for aid for the sufferers from forest fires in northern Michigan.

The forestry service announces a reduction in charges for grazing sheep on forest reserve.

A forecast by the New York Success Magazine gives Taft 56 votes to spare in the electoral college.

The increased supply of wheat has caused a drop in prices.

Through prompt action of the French government the Balkan war clouds are again dispersed.

An attempt to assassinate Rev. J. K. Fielding, pastor of the Corpus Christi Roman Catholic church of Chicago, was made. The would-be assassin escaped.

United States Senator Francis G. Newlands of Nevada has broken down after three weeks of severe campaigning for Bryan.

Senator Elkins says his family knows nothing of the engagement of their daughter to the Duke of Abruzzi, as reported in foreign dispatches.

Nathan Straus of the Democratic Business Men's association reiterates the statement that Wall street is aiding political campaigns, but this is again denied by Treasurer Sheldon for the republican national committee.

Property valued at almost \$1,000,000 was destroyed by a fire which consumed the International Salt Company's docks in Chicago.

The woman suffragists in session in Buffalo decided to make an effort the coming year to secure recognition from congress.

Rear Admiral Sperry presented to the emperor of Japan the message of friendship sent by President Roosevelt and was given a cordial greeting in return in a function that will be memorable in Tokio.

#### Washington.

In the extradition of proceedings of H. Clay Pierce of the Waters-Pierce Oil company of St. Louis vs. Chief of Police Creevy of that city, the supreme court of the United States denied a motion for a re-hearing. Pierce resisted an application for his removal to Texas in connection with the prosecution of his company on the charge of violating the Texas anti-trust laws.

To guard against indiscreet utterances of chiefs of bureaus at the navy department during the campaign, Secretary Metcalf directed that nothing contained in any regular annual report of those officers shall be made public until after the election in November.

Another step in the participation of organized labor in the political campaign was taken when more organizers were ordered to Ohio by the American Federation of Labor.

Giving as a controlling reason that his work in Boston is still unfinished, Rev. Dr. Alexander Mason, rector of Trinity Episcopal church of that city, has declined the position of bishop of Washington.

"Ship and machinery satisfactory," was the message received at the navy department from Captain Thomas McLean, president of the naval board of inspection and survey, regarding the final acceptance trial of the first class battleship North Carolina.

Clerk James McKenney of the supreme court of the United States celebrated the fiftieth anniversary of his entering the clerk's office, and the occasion was taken advantage of by friends of the bar in Washington and elsewhere to extend their congratulations.

#### Foreign.

The Spanish minister of war has received an official telegram from Mellilla, Morocco, announcing that all the Rif tribes had arisen and were uniting with hostile intent.

The demonstration in Tokio in honor of visiting Americans surpassed anything in the history of the city in enthusiasm and volume.

Recent floods in Luzon have caused the loss of many lives.

The fourth son of the emperor of Germany was married to the duchess of Schleswig-Holstein.

Officers of the American battleship fleet were guests of Premier Katsura at dinner and garden party in Tokio.

The Prussian parliament was opened by Kaiser Wilhelm.

The fact that the Duke of Abruzzi will shortly leave for the United States has been confirmed, but the members of his household are exercising reserve in connection with his trip.

It is reported the dowager queen of Italy has given consent to the marriage of the duke of the Abruzzi to the daughter of Senator Elkins.

#### Personal.

Judge Taft had to cancel some of his speaking engagements on account of throat trouble.

Richard Croker, Dublin, Ireland, sent \$1,000 to the national democratic fund.

Mr. Bryan is on an eastern tour that will last until the night before election.

Irish peasants are maintaining their reputation for longevity, according to the records available in the Emerald Isle.

Lord Iveagh, the head of the great brewing firm of Guinness, who has made many generous gifts to his native city of Dublin, has just presented three well known and valuable pictures to the Dublin municipal gallery.

## INDICT NIGHT RIDERS

TENNESSEE TO UNRAVEL THE RANKIN MURDER.

## OFFICIALS POSSESS EVIDENCE

Expect to Convict Every Member of the Gang that Hanged Former Army Officer.

Memphis.—What may happen this week as a result of the investigation of the night rider depredations in the north-western section of this state is a matter of conjecture. Monday, with the convening of the circuit court for Obion county in special session at Union City formally to investigate the death of Quinten Rankin, who was killed by a night rider band in the vicinity of Reelfoot lake Monday night last, that section will be under complete military domination. Five companies of the Tennessee National Guard will be at the disposal of Col. Tatom. To aid the militia the adjoining counties have been drawn on for forces of picked men.

In the Reelfoot lake district the lake itself is the source of contention. It was asserted by those living in the vicinity that it was their right to ply their vocation as fishermen in its waters without molestation, while the owners of the land upon which the lake is located took an opposite view. In the courts the latter, the Western Tennessee Land company, of which Captain Rankin and Colonel R. Z. Taylor of Trenton as the organizers, are largely interested, were upheld.

Then followed night-rider warnings, threatening death to those who opposed the wishes of the band. It was upon the first visit in many months to the lake region that Captain Rankin was killed. Of a number of men arrested, ten are being held, and it is promised that when the grand jury is convened sufficient evidence will be furnished to secure the indictment of every member of the night-riders organization. The sessions of the court will be under military protection.

Governors of several states of the south have approved of a suggestion of Governor Patterson, that a conference of the executives be held and plans devised whereby they can act in concert in an effort to destroy the night-rider organizations.

Camp Nemo, Reelfoot Lake, Tenn.—Forty-four more prisoners, including two women, were brought in Sunday as the result of the murder at Walnut Log last week of Captain Rankin by masked night riders. In addition, seven others, including one woman, were arrested by the troops but paroled. Among those seized are William Pratt, hotel keeper at Sambar; J. D. F. Carpenter, Union City attorney, who, Colonel Taylor charged, wrote letters to Taylor and Rankin which were instrumental in carrying them on the fatal trip to Walnut Log; William Brewer, a 60-year-old farmer, his wife and son.

#### Highwaymen Kill Victim.

Pittsburg, Pa.—Hugh McGuire of Camp Hill, a suburb, was killed by highway robbers between that place and Carnegie Sunday night. He was rendered unconscious by a blow on the head and then thrown into the creek, where he drowned.

#### John W. Kern, Jr., is Better.

Indianapolis.—The marked improvement in the condition of John W. Kern, Jr., which was noted Sunday will enable his father, democratic nominee for vice president, to continue his speech making.

King Peter Orders 300 Maxim Guns and 400 Automobiles.

London.—A dispatch to the Daily Mail from Belgrade says that the Serbian government has called out all the first reserves and has ordered 300 Maxim guns and 400 military automobiles. According to this dispatch King Peter has informed the Turkish minister that an alliance probably has been concluded between Serbia and Montenegro, but that this is in no way interfered with the friendship of these countries for Turkey.

#### MORE CHOLERA IN MANILA.

Slight increase in New Cases is Reported.

Manila.—Seven new cases of cholera were reported in this city for the day ending Sunday night. The slight increase in the spread of the disease is ascribed by the authorities to the many gatherings of the people on Saturday night and Sunday and the feasts that accompanied these assemblies. The situation is not considered to be grave and the health department feels as though it has the epidemic well under control.

#### Garfield Answers Haskell.

Muskogee, Okla.—A statement was received at the office of the commissioner of the Five Civilized Tribes from the interior department at Washington, with instructions to publish the same for the information of the Osage Nation, directly concerned, and the Five Civilized Tribes, incidentally interested, and to take every necessary step to bring it to the notice of the individual Osage Indians. The statement is an answer to Governor Haskell's charges, for the information of the Indians.

## NEBRASKA NEWS AND NOTES.

Items of Greater or Lesser Importance Over the State.

Sugar beets are being delivered from the farms near Sutherland quite rapidly and the yield is about as good as that of last year.

The potato yield around Sutherland is very good and as there is a large acreage shipments will be made from that section.

A sample of Nebraska corn fields on exhibition in Falls City is a stalk of corn sixteen feet high, with the ear ten feet above the ground.

The school board of Elwood let the contract for the erection of a new, \$12,000 school building at Seward. The contract went to Peterson Bros. of Hastings.

Mrs. O'Laughlin sued Pawnee City for two thousand two hundred sixty dollars for a fall on a defective sidewalk. The jury gave her one thousand dollars.

Farmers should all have telephones. Write to us and learn how to get the best service for the least money. Nebraska Telephone Company, 18th and Douglas streets, Omaha. "Use the Bell."

The large barn on the farm of Mrs. W. G. Rogers of Humboldt was burned together with hog sheds and a number of barn yard buildings, which with the contents, belonged to the renter, Otto Powell.

While riding on the rear end of a buggy the nine-year-old daughter of Mr. and Mrs. S. Williams of Cleveland precinct, Dawson county, had her limb caught in the wheel and her thigh badly fractured.

An accident occurred at the Leona school near Adams while playing ball. Charlie Horton was batting and in throwing the bat, his brother, Fred, was struck knocking out two teeth and splitting his lip.

The contract for the erection of the new \$10,000 school building at Cook, Johnson county, was secured by W. I. Smoots of Avoca. Elmer Dovel of Auburn has the contract for the heating plant.

A. M. Allen of Cozad has invented an alfalfa meal mill which promises to revolutionize the manufacture of the raw material into the finished product. The Platte Valley Milling company at Gothenburg has put in a new 100-horse power gasoline engine.

At York Leslie Moss narrowly escaped being dragged to death by his foot catching in a stirrup as he was thrown from a horse which slipped and fell on a wet pavement. The horse started to run with the dragging boy but was fortunately intercepted by several men nearby.

While loading stock in the yards at Alliance, Switchman A. L. Wood was caught between a car and the chutes and crushed so badly that he died in less than thirty minutes. Mr. Wood was well and favorably known, having until recently conducted a small business in Alliance.

William Malchow, sr., oldest living settler of Cuming county, who suffered the amputation of his leg some weeks ago is now recovering and is able to walk on crutches. Mr. Malchow is now at home again and in spite of his age, nearly 80 years, is getting along nicely.

The board of insanity of Frontier went to Curtis to investigate the condition of Mrs. Walter Bomar, who, was alleged to be insane. The board found that her condition was such that she should be committed to the asylum and Sheriff Hickman took her to Hastings.

Thomas Hopkins, charged with criminally assaulting the 16-year-old daughter of James Mecum, near Beatrice, more than a year ago, was arraigned before Judge Spafford. He pleaded not guilty and his case was set for hearing later. In default of \$1,000 bond he was remanded to jail.

The new Christian church at Chester was dedicated last Sunday. During the afternoon services subscriptions were solicited to pay for the new structure and in one hour the entire cost of the church, \$17,000, was raised, six members alone giving \$1,000 each.

Nebraska City officers caught three men who were trying to work the "short change racket" on several merchants. When searched at the county jail there was found on them a number of knives and other things which they had stolen from the store which they visited.

A fire started among the grain stacks on the farm of Cornelius Oldson near Ponca, and before it could be extinguished about \$300 worth of grain was destroyed. The separator owned by Hough Bolton of Ponca was entirely consumed. The machine was insured for \$200, but there was no insurance on the grain.

The new barn of Will Rauths, living southwest of Manley, was totally destroyed by fire by children who were playing in the barn with matches. The barn was a large structure, just completed this summer, and well filled with hay; it also contained 400 bushels of oats, 150 bushels of corn and 200 bushels of apples.

Fifty farmers have contributed a dollar each toward the establishment of stock yards at Darr in Dawson county.

Ten of twelve New York orphans were provided with good homes in Johnson county near the town of Sterling in one day recently. J. W. Swan of University Place and Miss Elmira Hill of New York, with the children in charge, came to Sterling, where the prospective foster parents had the opportunity to come and "take their pick" as it were. Of the twelve waits the parties had in charge good homes were provided for ten.

## THE STATE CAPITAL

MATTERS OF INTEREST TO ALL CITIZENS.

## AS TO UNCOLLECTED FEES

Case Submitted to the Court of Much Interest to Judges and Former County Judges.

#### The Vinsonhale Case.

One case submitted to the full bench of the supreme court and Commissioners Duffie, Calkins and Epperson is of a character to make county judges and former county judges sit up and take notice. It is one brought by Douglas county against ex-County Judge Duncan M. Vinsonhale wherein it is sought to charge Mr. Vinsonhale with financial responsibility for about \$16,000 worth of uncollected fees. Included in this claim is an item for all marriages performed by the county judge, on the theory that it is his duty to perform such ceremony and that whether or not he collected any fee he is responsible for \$3 for each one in which he officiated.

The statute of limitations embraces ten years for county judges and upon the decision in this case rests the responsibility of all county judges who have held office within that period and who have made their settlements along the old lines of accounting for all fees collected but not for marriages performed or fees collected.

As to the marriage fees, it was contended by attorneys for the defendant that for thirty years or more it had been customary to regard this as a prerequisite of the office and that it rested with the judge whether or not he charged any fee. In fact many judges, from friendship or other reasons, have wedded couples free of charge. The contention was that the judge was not bound to marry a couple or to collect a fee if he did; that it was a long-continued construction of a statute by officers whose duty it was to construe that law, and that by reason of this long-continued construction that construction now has the force and effect of law.

Judge Vinsonhale accounted for all fees he received as an officer during his six years as judge, but in this case the effort is being made to make him the insurer of all fees on the theory that as the law provides that all fees should be collected in advance, it was his duty to have collected them, and not having done so he is liable.

STOCK YARDS SWITCH CHARGES.

State Railway Commissioner Decides to Reopen the Case.

The state railway commission issued an order re-opening the case in which the Union Stock Yards company of South Omaha petitions for the privilege of increasing its switching rates for further testimony. A hearing has been set for November 5.

As the members of the commission understand it, the Stock Yards company performs considerable service for the packing companies for which it receives no compensation. It is to get this matter straightened out that the further hearing has been ordered. The two questions upon which the commission wants more definite information are these:

"The extent and value of the property of the applicant devoted exclusively to the service of the various industries, especially packing companies and car companies.

"The extent and value of the service in switching cars between the storage tracks, icing tracks repair tracks and docks of the various companies furnished by the petitioner herein."

#### Delayed Blanks Arrive.

The railway commission has received the long delayed blanks on which railroad companies are to report their business for the year ending August 1, but the railway commission did not furnish blanks to the roads. The commission was waiting for a new form of report to be received from the state railway commission. From two weeks to one month will be required for the roads to fill out the blanks and return them to the commission.

Among the annual reports of corporations that have been filed with the railway commission is a report of the Nebraska telephone company, whose principal office is in Omaha. The company reports \$1,820,474.49 earnings from operation for the year ending June 30. The operating expenses were \$1,321,291.25. An explanation is filed in regard to \$77,928.31 paid to the American Bell telephone company for rental. It is explained that this is for the use of telephone instruments and for the keeping of the same in repair and replacing instruments and other services.

#### Personal Rights Ticket.

The executive committee of the Lincoln personal rights league met at the home of H. A. Fricke, president of the league, and endorsed for the legislature from this county the following ticket: For the house of representatives, Leonard C. Foss and Will A. Green, republicans; L. A. Simmons, democrat; and for the senate, S. W. Burnham, republican. Action on other candidates was deferred. This action of the personal rights league is expected again to stir to earnest action the county politicians.

## SUNDAY LAW HELD VALID.

Court Does Not Pass on Guilt of Off' Men.

Without deciding whether or not the magistrate was right when he adjudged men guilty of engaging in common labor on Sunday when an attempt was made to put on the lid in Omaha last December, the supreme court affirms the judgment of the district court which refused to grant a writ of habeas corpus for the defendants who had been fined for working on Sunday.

Two test cases involved the question whether or not the selling of cigars and newspapers and operating a barber shop on Sunday constitutes "common labor." This is not decided in an opinion written by Commissioner Root of the supreme court, but the court holds that the defendants tried the wrong remedy and that the judgment of the magistrate cannot be attacked by such proceedings. It is indicated that an appeal ought to have been taken. The court sustains the validity of the statute known as the Sunday law.

The district court of Douglas county refused a writ of habeas corpus asked for by Jacob C. Caldwell, who was arrested for engaging in common labor on Sunday by operating a barber shop. William M. Rbyn, charged with selling cigars and newspapers, also fined and convicted, applied for a writ of habeas corpus. Caldwell was fined \$1 by a magistrate.

The court does not think it necessary to decide whether or not the magistrate erred when he decided that the defendants were guilty of engaging in "common labor," on Sunday, but it holds that his affirmative finding, that defendant was engaged in common labor would not be so absolutely erroneous as to render his judgment void. Some state courts have held that a barber is one who works at common labor.

#### Duty of Licensing Board.

The supreme court holds that it was the duty of the licensing board of the town of Ord to have refused a license for the year 1907 to Joseph Adamek on the ground that the applicant during the past year while employed as a bartender sold intoxicating liquors to habitual drunkards. The decision of the district court is reversed.

#### SHEEP QUARANTINE RAISED.

Veterinarian Certifies Scabies Has Been Eradicated.

The State Board of Transportation has issued the following notice to sheep owners and transportation companies:

Sheep, range or scab. Amendment to order of February 9, 1908, effective on and after November 1, 1908.

The fact having been determined by the secretary of agriculture, and notice is hereby given, that the contagious and communicable disease known as scabies is not now known to exist, or exists to a slight extent only, among sheep in the state of Nebraska, which has been under quarantine by the Bureau of Animal Industry and the state veterinarian of Nebraska, working in co-operation under of February 9, 1903.

Now, therefore I, Charles A. McKim, deputy state veterinarian of Nebraska, do hereby remove and revoke the quarantine placed by order of February 9, 1903, upon sheep, for scabies in Nebraska.

#### CHARLES A. MCKIM,

Deputy State Veterinarian.

In testimony of my approval I have hereunto subscribed my name and caused to be affixed the great seal of the state and do hereby proclaim that the above order of the deputy state veterinarian shall be in force and effect from and after November 1, 1908.

#### GEORGE LAWSON SHELTON,

Governor.

#### Drainage Litigation.

In the case of State ex rel Thomas Sullivan et al vs. W. L. Ross, county clerk, and members of the board of county commissioners of Dakota county, the supreme court has sustained a demurrer of the county board to a petition for a writ of mandamus to compel the board to proceed with the building of a drainage ditch. A former county board had started the work. When a change was made in the personnel of the board, that body reconsidered all former proceedings dismissing the petition for the construction of the proposed ditch. About \$1,000 of expense had been incurred prior to the reconsideration. It was contended that this had become a charge upon the lands and that the members of the county board refused to pay this and by reconsideration are attempting to charge the ratelors on their bonds.

#### To Eradicate Tuberculosis.

Congressman E. M. Pollard has received notification from the department of agriculture that veterinarians will be sent from Washington to Nebraska to aid in eradicating tuberculosis in cattle. Some time ago Dr. Peters of the state agricultural school wrote to Congressman Pollard, who took the matter up with the department.

#### Argue Lumber Rates.

Lumber dealers, railroad men and representatives of the Lincoln Commercial club gathered before the members of the state railway commission to argue why the rates on lumber from Omaha to Nebraska points or from Lincoln to Nebraska points should be lowered or raised or left just as they are, according to the particular points of view of the several speakers. It is alleged by Omaha lumber dealers that there is a discrimination in lumber rates favorable to Lincoln.