USE OF DIVER UPHELD

U. S. NOTE TO POWERS DENIES RIGHT TO ARM LINERS FOR DEFENSE.

GERMAN EDICT IS APPROVED

Americans May Be Warned Not to Travel on Belligerent Ships Which Carry Guns for Protection Against Submarine Attacks.

Washington, Feb. 14.-The declaration by the central powers of their purpose after March 1 next to regard armed merchant ships as warships and sink them on sight is in exact accordance with the new policy of the United States as laid down by the American note of January 18.

It is expected President Wilson now will give instructions to all port of ficials directing them to consider armed merchantmen as auxiliary cruisers and to apply to them the rules under which such vessels must depart within twenty-four hours after arrival or after necessary repairs are made or stores taken on board.

It is expected further that warnings will be issued directing Americans not to travel on belligerent armed merchant ships.

The note, by direction of the secretary of state to American ambassadors, was addressed to the European belligerents in connection with the recognition of submarines as commerce destroyers and the desirability of the disarmament of belligerent merchantmen. Its text in part is as follows:

"It is a matter of the deepest interest to my government to bring to an end, if possible, the dangers of life which attend the use of submarines as at present employed in destroying enemy commerce on the high seas, since on any merchant vessel of belligerent nationality there may be citizens of the United States who have taken passage or members of the crew in the exercise of their recognized rights as neutrals.

"While I am fully alive to the appalling loss of life among noncombatants, regardless of age or sex, which has resulted from the present method of destroying merchant vessels without removing the persons on board to places of safety and while I view that practice as contrary to those humane principles which should control beloperations, I do not feel that a belligerent should be deprived of the proper use of submarines in the invasion of commerce, since those ineffectiveness in this practical branch of warfare on the high seas.

Your government will understand to hostilities. that in seeking a formula or rule I approach it of necessity from the point of view of a neutral, but I believe that meeting the original demands of the it will be equally efficacious in pre- United States. These demands were serving the lives of noncombatants on merchant vessels of belligerent nation- immediately after the Lusitania was

"My comments on this subject are predicated on the following propositions:

"1. A noncombatant has a right to traverse the high seas in a merchant vessel entitled to fly a belligerent flag. to rely upon the observance of the rules of international law and principles of humanity, and if the vessel is approached by a naval vessel of another belligerent the merchant vessel of enemy nationality should not be attacked without being ordered to stop.

"2. An enemy merchant vessel when ordered to do so by a belligerent submarine should immediately stop.

"3. Such vessel should not be attacked after being ordered to stop unless it attempts to flee or resist. In case it ceases to flee or resist, the attack should be discontinued.

"4. In the event that it is impossible to place a prize crew on board of an enemy merchant vessel, or to convoy it into port, the vessel may be sunk, provided the crew and passengers have been removed to a place of safe

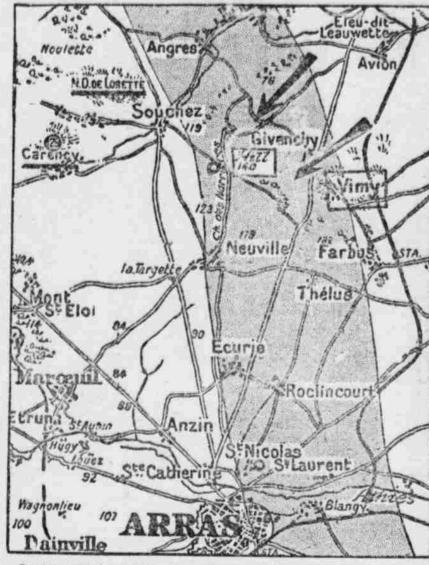
"It would therefore appear to be a reasonable and reciprocally just arrangement if it could be agreed by the opposing belligerents that submarines should be caused to adhere strictly to gation and an explanation of the atthe rules of international law in the matter of stopping and searching merchant vessels, determining their belligerent nationality and removing the crews and passengers to places of the crew of the Petrolite and to inforsafety before sinking the vessels as prizes of war, and that merchant ves. | that the ship was stopped in the Medsels of beligerent nationality should iterranean near Alexandria by an Ausbe prohibited from carrying any armament whatsoever.

"I should add that my government is impressed with the reasonableness of the argument that a merchant ves. Thompson of the Petrolite refused. A of not less than 20,000 tons annual casel carrying an armament of any sort should be held to be an auxiliary cruiser and so treated by a neutral as well ber of her crew removed. He was as by a belligerent government and is held as hostage while the Austrians seriously considering instructing its took the food they required from the officials accordingly."

U. S. Ensign Pleads Guilty. San Francisco, Feb. 14.-Ensign Robert D. Kirkpatrick, former executive officer of the destroyer Hull, pleaded guilty before a court-martial many rifles and pistols and a great on board the battleship Oregon to the quantity of explosives. Several arloss of the code book from the Hull.

Lamar Must Go tr Jail. New York, Feb. 14.-The United Lamar, "Wolf of Wail Street," and he with another vessel in the North sea

ACTIVITIES ON THE WEST FRONT



German attacks west and southwest of Vimy, in the Artois region, resulted in the capture of 800 yards of French first-line trenches. Paris says some of the positions were retaken later. The Artols region may be the scene of a new German offensive on a large scale. It is known that there have been many new German troops rushed to Flanders and northern France

LUSITANIA CASE ENDS HITS AT L. D. BRANDEIS

WITHOUT WORD "ILLEGAL."

Made at Conference Held by Wilson and Lansing.

Washington, Feb. 10.-The controversy between the United States and Germany over the destruction of the ligerents in the conduct of their naval | British liner Lusitania with the loss of 115 American lives is settled.

Thus is passing into history an incident which at the time of its occurrence threatened to embroil the United struments of war have proved their States in the great world war and which since has brought the country on several occasions perilously close

> President Wilson and his cabinet regarded the settlement effected as fully set forth in a note dated May 13 last. sent to the bottom of the sea. They were:

1. Disavowal of the act of the submarine commander.

2. Reparation in the form of an indemnity.

3. Immediate steps to prevent the recurrence of such incidents. Here in effect is what the kaiser's government is ready to say and what the United States has accepted in lieu

"The destruction of the Lusitania was a retaliatory act and Germany is prepared to pay an indemnity for the American lives lost."

of a disavowal:

The decision to accept the German declaration was made at a conference on Tuesday between the president and Secretary Lansing. Later the cabinet ratified the decision.

VIENNA IS ASKED TO EXPLAIN

American Tank Steamer Petrolite Was Fired Upon and Food Taken by Submarine.

Washington, Feb. 12.-Secretary Lansing announced on Thursday that he had sent to the Austro-Hungarian government through Ambassador Penfield a dispatch asking for an investitack by an Austrian submarine on the American tank steamer Petrolite.

The secretary's dispatch called attention to affidavits from members of mation from other sources to the effect trian submarine, which fired upon it and wounded one man who was in the engine room. The submarire commander asked for food, which Captain boarding party was then sent to the American ship and one American mem-Petrolite's stores.

Raid Bomb Factory. Lisbon, Feb. 12.-The police raided

an anarchist bomb factory, confiscating 40 loaded and 40 unloaded bombs, rests have been made

Steamer in Collision Sinks. Deal. England. Feb. 12.-The Nor-States circuit court of appeals re- wegian steamer Correct, 1,036 tons, fused to reinstate the appeal of David was sunk on Thursday in collision must go to Atlanta prison for two off North Moreland headland. The Philadelphia and Helene Guinotte, years for impersonating congressmen. crew was saved.

U. S. ACCEPTS GERMANY'S NOTE CLIFFORD THORNE OF IOWA MAKES GRAVE CHARGES.

Decision to Accept Berlin Declaration Declares President's Candidate for Supreme Court Justice Guilty of Infidelity.

> Washington, Feb. 11.—Grave charges against Louis D. Brandeis, nominated justice, were made on Wednesday in public hearing before a subcommitpresident's candidate guilty of:

1. Infidelity, breach of faith and rines on sight. unprofessional conduct in connection with one of the greatest cases of this generation.

2. Committing himself as counsel war with Germany. for the interstate commerce commisof 71/2 per cent on railroad capital is not adequate, although the commission itself had fixed that rate as an adequate profit.

The charges, delivered in a calm, deliberate tone, took away the breath of the solemn senate subcommittee and made the crowd in the committee conduct of himself and Mr. Brandeis commission. He sought to show that Mr. Brandels, after acting for the Shippers in 1910, had become attorney for the commission in 1913 and had not acted in good faith. The object of his testimony was to show that the conduct of Brandeis was unbecoming a that on railroad questions the Supreme court candidate was already committed and would not be able to act judicially if such questions came before him as a judge of the highest

THREATEN TO RAISE PRICE

Armor Plate Companies Fight Passage of Government Factory Program -Threat Not Heeded.

Washington, Feb. 10.-The armor plate companies, through Senator Beies Penrose of Pennsylvania, served notice on the senate naval affairs committee on Tuesday that if congress passes the armor plate factory bill they will boost the price \$200 a ton on all armor plate needed to carry

out the present building program. The threat did not deter the naval affairs committee from voting nine to three in favor of recommending the passage of the Tillman bill appropriating \$11,000,000 for the purchase or construction of an armor plate plant

Czar Goes to Front. London, Feb. 12.-A Petrograd dispatch to Reuter's says Emperor Nicholas has left there for the front.

Canada Enlists 1,000 a Day. Ottava, Ont., Feb. 14.-Each day for the last month a thousand men have instructors, rifles and clothing for a larger daily number of recruits.

Whitlock Acts as Best Man. London, Feb. 14,-Brand Whitlock, American minister to Belgium, was

the daughter of a burgomaster.

GERMANY AND AUSTRIA TELL U. S. SHIPS WITH GUNS WILL BE DESTROYED.

ORDER EFFECTIVE MARCH 1

Allies Given Time to Signify Intention Towards the Note of United States Proposing Disarmament of Merchantmen.

Washington, Feb. 12.-Germany and Austria have notified the state department that after March I they will consider all armed merchantmen as warships and sink them without warn-

Count von Bernstorff, German ambassador, first delivered the notice to the state department two days ago, it was learned.

Baron Erich Zwiedinek, Austrian charge, has notified Secretary Lansing that Austria concurred in Germany's

March I was fixed for the date for the order to become effective to give the entente allies time to signify their intention toward the recent note of the United States proposing the disarmament of all merchantmen.

The United States recently proposed to all the belligerents that the development of submarine warfare had made it desirable for all to agree that merchant ships should be absolutely marmed, dismounting even the small caliber guns which they have heretofore been permitted to carry for de-

The memorandum went forward by mail about two weeks ago, and no replies were expected inside of six weeks. The proposal was based on the theory that no merchant ships of the Germanic powers and none of their commerce destroyers, except submarines, were at sea.

The Appam case, however, which disclosed a German merchant raider at large, changed the situation materially, and the status of the American pro-

posal is in doubt.

With the approval of the state department, Assistant Secretary Peters of the treasury notified Collector Malone at New York to permit the Italian steamer Stampalia to clear with guns for defense purposes only.

Berlin, Feb. 12.-The government contends the measure declaring armed y President Wilson as Supreme court | merchantmen warships is justified by explicit instructions, issued by the British admiralty to merchantmen, a ee. Clifford Thorne, chairman of the copy of which is said to have been oblowa railroad commission, caused a tained by the German authorities. sensation when he deliberately told These instructions, it is understood the committee that he believed the here, were that the merchantmen should carry guns and attack subma-

It is also stated these orders have a counterpart in instructions issued by the governments of other countries at

Opposed to Move in Connection With Nomination for President.

Washington, Feb. 11.-Representative Slemp made public on Wednesday a letter from Justice Hughes, deroom gasp. He reviewed in detail the claring: "I am totally opposed to the use of my name in connection with the in the railroad rate case of 1910 and nomination and to the selection or in-1913 before the interstate commerce struction of any delegates in my interest directly or remotely."

Justice Hughes' letter, made public with his consent, was in reply to a letter from Mr. Slemp which informed the justice that Frank H. Hitchcock. postmaster general under President Taft, had inaugurated a movement in lawyer of "judicial temperament." and the South favoring the justice for the Republican presidential nomination.

NAVAL BILLS WIN IN SENATE

Resolution to Help Navy Yards and Measure Adding 300 to Entrance Class at Annapolis Passed.

Washington, Feb. 11.-The senate passed on Wednesday the resolution making \$600,000 available for re-equipping the Mare island and New York navy yards and the bill increasing by 300 the entrance class at Annapolis naval academy. The measures passed. the house Monday and now go to President Wilson for his approval. The naval academy increase bili Was passed without debate.

06000050000000000000000 NEWS FROM FAR AND NEAR *************

The Hague, Feb. 10.-Dr. Anton Van Gijn has been appointed minister of finance for Holland.

Washington, Feb. 10.-The senate foreign relations committee voted unanimously to recommend ratification of the treaty establishing a protectorate over the republic of Haiti.

Liner Appam May Remain,

Washington, Feb. 14.-Disposition of the British liner Appam, taken by enlisted in Canada for service over. a German prize crew, has been decidseas. It would be difficult to provide ed by the United States and will be announced later. The liner will re- calves. main in the United States

Ask New Mohr Case Trial.

Providence, R. I., Feb. 14.-William H. Lewis and John B. Edwards, counbest man at the wedding on Friday sel for Henry Spellman and Cecil in Brussels of Charles Carstairs of Brown, negroes convicted of the murder of Dr. Charles F. Mohr, filed petitions for new trials on Friday.

NEBRASKA STATE NEWS

Crawford will have a new postoffice building, finely equipped. It will be 30x40 feet in dimensions.

At a hog sale near Roca a few days ago fifty head of Poland-China sows and gilts brought an average price of \$46,65.

The citizens of Trenton are arranging to entertain the meeting of the Republican Valley Editorial associaion on March 6.

The Omaha municipal auditorium lost \$1,200 in the first six months of its operation, according to figures furnished by the city. The Kearney Country club has filed

district clerk. The club is incorporated to the sum of \$10,000. As the result of injuries sustained when his hand became caught in a cornsheller, Emil E. Musil, a farmer

residing near Clarkson, lost his left arm at the elbow. Ambrose C. Epperson of Clay Center has announced that he will be a candidate for delegate-at-large to the

republican national convention at Chicago at the April primary. Miss Anna A. Gordon, national death, president of the Woman's Christian Temperance union, will attend the

mid-continental conference of the union at Lincoln March 8 and 9. Seventh Day Adventists, at the mid-west conference at Lincoln, announced that plans are under way to

conduct an Adventist evangelistic campaign in Omaha next summer. At a special election held in Crofton just recently a proposition to extend the present water system car-

ried by a good majority. Work will be started as soon as weather per-Health Commissioner Connell of Omaha announces that there are now 215 houses under quarantine for scar-

let fever and seventy-four additional patients at the isolation hospitals, a total of 289. Omaha is the eighteenth city in the United States in postoffice money order business, leading such cities as

Postmaster Wharton. H. H. Pease, editor of the Beemer Times, has announced his candidacy for the nomination for representative of the Twenty-first district, subject to the will of the republican voters at

according to figures just issued by

the primaries, April 18th, 1916. The Nebraska Record, a monthly paper published by George E, Benschotter at Loup City, has suspended publication. Mr. Benschotter has moved his plant to Hay Springs, where he expects to publish a paper.

C. W. Chambers of Table Rock besion to the proposition that a return HUGHES BARS USE OF NAME with I. T. Brooking of Funk at Hast- where possible. ings, during the state checker tournament,

A movement has been started in corps. It is said there are over fifty that city. The streets as laid out are men in the city who understand wire- very wide, and the paving will be less telegraphy. The use of Fort heavy unless the streets are narrow-Omaha will be asked for to carry on ed down. operations.

E. H. Kyser of Atlanta was winner of the silver loving cup at the second turers, twenty-six commercial cara annual show of the Southwest Ne- from nineteen firms, and a balcony braska Poultry and Pet Stock association which was held at Holdrege chief display at the Omaha Autorecently. The cup awarded was for Show in the Municipal Auditorium, the largest and best display in one February 21 to 26.

Perhaps the most unusual funeral aged recluse whose body had gone unclaimants fought for his \$100,000

Secretary Manchester of the Omaha same month in 1915 were less than day on which they were sold. half that amount,

has prepared his petition for one of the nominations for district judge and cuit of organizing independent teams. will file the same in the near future. It is possible an independent league, There are at present three candidates for the non-partisan nomination. though it is expected there will be others.

Word has been received in North Platte that the Union Pacific railroad officials have accepted plans and specifications for the construction of a \$90,000 station to replace the depot is the top mark of the season and the burned some time ago.

Syver Backey, an old time resident of the year. of Brown county, but who died a month ago at North Bend, Ore., and who left no heirs in America, willed his estate, consisting of about \$60,000. to the Lutheran church at Drammen, Norway, his old boyhood church.

Wolves are getting so bold in Sarpy county that they have begun to chase children home from school. Many farmers of late have been losing chickens, lambs, pigs and even young

At the annual meeting of the Y. W. C. A. at Grand Island reports show that over 6,000 calls by young and tertainment committee was appointed. elderly women were made at the headquarters of the association during the past year, and that over 600 through the agencies of this associa-

Lincoln promoters are planning organization of an amateur baseball league this year.

The citizens of Niebrara will soon vote on issuing bonds for a new school building.

Evangelistic meetings will be held in Wymore for the next six weeks. A abernacle has been built.

The Boy Scouts at Kearney are agitating the question of providing a club room for the company.

The Leaver City Flouring mills burned to the ground a few days ago with a loss of \$15,000.

Crawford has an organization of Seventh Day Adventists, with a membership of thirty-eight.

The annual meeting of group one of the Nebraska Bankers' association will be held in Beatrice May 10. Over 400 Eagles, members of aerie

No. 147, attended the dedication of articles of incorporation with the their new \$75,000 home at Lincoln. The postoffice grounds at Beatrice and Holdrege are to be improv-

> ed at the expense of the federal government. W. J. Herbes, formerly publisher of the Cedar Rapids Outlook, has pur-

chased the Lindsay Post from John M. Heffey. John E. Bartholomew of Columbus was found dead on the Union Pacific

right-of-way near Schoeders mill. It is believed heart failure caused his Directors of the new Fremont Hotel company have elected Frank Fow-

ler president. The new hotel is to be built in the spring at a cost of \$175,000 The date of the banquet for lawmakers and former lawmakers of Nebraska scheduled for February 25th

at Lincoln has been changed to Februarv 24th. The petition for a saloon at Crooks, ton, which had a remonstrance filed against it, was withdrawn at the hearing, which permits Crookston to be

dry this year. Lincoln, after a lively contest, succeeded in landing the 1917 convention of the Nebraska Retail Dealers assoclation, at their meeting last week in the capital city.

While carrying home a box of live ducks, John Schipmann, a resident of Fremont, slipped and fell on the icy walk and broke his neck. He died New Orleans, Baltimore and Denver, almost instantly.

A large number of converts are reported in the revival meetings which are being held in the Methodist church at Oakdale under the leadership of Mrs. Mabel Quam Stevens.

While soldering a barrel brought to the shop where he is employed for repairs, Elmer Bush of Morse Bluff was quite badly burned when the receptacle exploded. He saved himself from a severe burning by rolling in a snowbank.

The Nebraska Telephone company has purchased controlling interest in the Edgar Home Telephone company. came champion checker player of They have just completed the con-Nebraska when he won two games, struction of a complete outside syslost one and drew three in the finals tem, moving all poles to the alleys

Along with paving construction going on in Kenrney there is a discussion as to the narrowing of the Omaha to organize a wireless signal streets in the residence section of

One hundred and fifty-three pleasure cars, shown by sixty-one manufacfull of motorcycles will constitute the

Omaha's new Grain Exchange building, when finished, will have one of in Nebraska's history was conducted the most elaborate systems of wiring in Hastings when nearly 500 people in any building in the country. Presattended the funeral of J. O'Connor, ent wiring plans call for about seventy-three miles of telephone, electric buried for thirty months, while light and telegraph wires, none of which will be visible

Leonard Nims, who lives near Ta-More than seven and a half million ble Rock, topped the St. Joseph. Mo., bushels of grain were received on hog market recently with a carload the Omaha market in January, accord- of porkers of his own raising and ing to the monthly report made by feeding. This is the second year in succession in which Mr. Nims' win-Grain exchange. The receipts for the ter shipment has sold at the top for

Now that the Nebraska State Payard H. Paine, of Grand Island, league has disbanded, there is talk in a number of towns of the defunct cirwith two or three games weekly, may he formed with Hastings, Beatrice, Fairbury, Kearney and one or twoother towns in the league.

A load of lambs from the Leaders Bros.' lots at Richfield, sold for \$11 per hundredweight on the South Omaha market a few days ago. This highest price ever paid this season

The building fever seems to have seized the population of Crete. The new Congregational parsonage was completed a few days ago; the new Methodist church is nearly ready, and several fine new residences are being built.

Justice Archer of Plattsmouth sentenced George Hobson twenty days in jail for killing quall out of season.

Citizens of Beaver Crossing at a meeting at that place recently perfected the organization of a community club. A legislation, civic improvement, transportation, publicity and en-

The beet sugar company at Scottsbluff paid \$2,148,300 to farmers for sugar beets last year and \$60,000 to girls have been directed to work its employees. 246,000 tons of beets: were made into 700,000 bags of sugar, each bag weighing 100 pounds.