

TO CANVASS VOTES

BOARD WILL MEET LATE IN THE MONTH

STATUTES ARE CONFLICTING

Items of General Interest Gathered From Reliable Sources Around the State House.

Western Newspaper Union News Service. Secretary of State Pool is still receiving official returns from counties and is preparing to have the returns tabulated for the information of all concerned and for the use of the state canvassing board.

The law provides that the canvassing board, consisting of the governor, secretary of state, auditor, treasurer and attorney general shall meet the third Monday after the election. The election is held the first Tuesday in November. It came this year November 7, so under the law the official meeting of the state canvassing board will not take place until November 27. This will not prevent the secretary of state from having all the returns tabulated long before the official days set for the canvass.

Two conflicting sections of the statute, neither of which appears to have ever been repealed, make it uncertain what the state canvassing board is to do. It is likely that it has nothing to do except canvass the vote on the prohibitory amendment and the Harman food amendment. One section relates to the duties of the state board at a time when annual general elections were held. Biennial elections are now held under an amendment to the constitution. One section of the statute says the state canvassing board shall canvass the vote cast for presidential electors, judges of the supreme and district courts, and regents of the university, and also for executive officers chosen in the odd numbered years. Another section of the statute says the votes cast for governor and other executive state officers, railway commissioners, choice for United States senator and for president and vice president shall be canvassed by the legislature. Both statutes are of the output of 1897.

Presidential electors meet at Lincoln at noon the Saturday preceding the second Monday in January and report to the governor. The electors hold a second meeting the second Monday in January and proceed to the election in conformity with the constitution of the United States and forward their vote to Washington.

Boosting Langhorst for Job
Friends of L. F. Langhorst, chairman of the democratic state central committee during the campaign just closed, are said to be grooming him for the position of deputy food commissioner, to succeed Charles E. Harman.

Mr. Langhorst in private life is a merchant at Elmwood, Cass county, and has distinguished himself somewhat in past years by the excellent organization he had had in his home county. He was selected as the most available man by the democrats of the state last summer. If Mr. Harman's amendment had carried it is quite likely he would have been reappointed, but the failure of the amendment leaves the position more open. During his incumbency in office Mr. Harman, who is from Holdrege, has been aggressive in the enforcement of the pure food laws of the state.

The office of the state printing commission is likely to be vacated soon by Eugene A. Walrath, who, it is understood, is to be a candidate again for secretary of the senate. Tom Palmer, former chief clerk in the office of the state veterinarian, has been mentioned for the place.

Hunters Anxious to Obey the Law
R. P. Holland, a federal game inspector, who is now up in the sand hills investigating reports of illegal slaughter of game birds in that region, says that he finds in this territory that hunters generally are anxious to obey the law, and he has found very few instances of shooting out of season or of kills in excess of the legal limit. Holland took a rap at state laws which prescribe certain kinds of blinds and decoys for bird shooting as being superfluous.

Commissioner H. G. Taylor, Secretary Thorne Browne and Rate Expert U. G. Howell made a trip over the Wynore division of the Burlington last week, checking up the car records at as many stations as possible. It has been suggested to the carriers that the distribution of empty merchandise set-offs be controlled by the chief dispatchers in order to equalize the number instead of leaving it to the discrimination of trainmen. The members of the commission indicate that this was not being done as it should be.

State Ranks High in Average Yield
According to the preliminary report of the United States department of agriculture, Nebraska ranks fourth in average of yields per acre of all crops combined and duly weighed. The state having the highest average yield is 21.8 per cent above its average, while Nebraska is 13.9 per cent above and for all states it is 4.9 per cent below the average. In total production, Nebraska ranks second in winter wheat, third in corn and fourth in oats.

Evidently Considers Building Safe

The fact that J. H. Craddock, a profession architect, one of the twelve democrats chosen to represent Douglas county in the legislature, and who was appointed by Governor Morehead and the state board of educational lands and buildings to cooperate with State Engineer Johnson in a report on the conditions of representative hall, has selected a seat in the danger zone, is considered prima facie evidence that the hall is safe, or at least that he deems it safe. It is noticed, however, that Mr. Craddock selected a seat on the north side of the hall, far from the sinking south walls, and close to an exit into the chief clerk's office. Eleven Douglas representatives will sit in a group. Jerry Howard, the twelfth Douglas representative, refuses to associate with the other "apostles" from Omaha whom he says were chosen by big business. He will sit by himself in the front row.

Telephone Company Takes Appeal

An appeal has been filed in the Nebraska supreme court by the Lincoln Telephone and Telegraph Co. from a ruling of the Johnson county district court in a demurrer filed covering the valuation of the company's property in that county as returned by the assessor.

The company offered a valuation of \$103,000, which the assessor refused to accept, and listed it at \$172,225. After this had been done the telephone company went before the county board and asked for the substitution of its own figures.

The board refused to accept the figures by a vote of two to three, and the company has carried its fight to district court, where, failing, it appealed.

To Work With State University

Frank Ringer, secretary of the Nebraska manufacturers' association, told members of the Lincoln Rotary club at a recent weekly luncheon, that steps are being taken to bring about more effective co-operation between Nebraska industries and the University of Nebraska. Mr. Ringer said that the influence of the university in promoting modern manufacturing methods should be as great as its influence in increasing agricultural efficiency.

Chancellor Samuel Avery of the university, Mr. Ringer said, will attend the convention of the state manufacturers' association in Omaha, and discussed the plans under way to have retail dealers of the state attend special lecture sessions at the university during their convention in Lincoln next spring.

Candidates for the Speakership

It is understood around the state house that George Jackson of Nelson, speaker last year, will be a candidate again. Against him, it is said, will run J. A. Ollis, of Ord, a state senator at the last session, who this year was elected to the house.

Mr. Ollis is president of the state board of agriculture, and was rumored at fair time to be aspiring to the position held by Secretary W. R. Mellor, which provides a comfortable salary. A third candidate is C. W. Trumble, of Sherman county. George W. Potts, chief clerk of the house at the last session, is understood to be a candidate again. Leo Metcalfe, of Omaha, is said to be another aspirant to that office, or to an assistant clerkship.

Grain Firm Files Complaint

The firm of Leynold & Wickstrum grain and hay shippers with headquarters at Hershey, Lincoln county, doing business at ten different stations on the Union Pacific road, including North Platte, has wearied of filing informal complaints asking for box cars and has filed a formal complaint with the state railway commission. The complaint differs from any yet filed in that it asks the state commission to issue an order requiring the railroad company to furnish sufficient equipment to care for its business and to order the railroad company to furnish the complainant at least twenty cars each day for the shipment of hay to Wyoming.

The question of sending hundreds of empty cars out of Nebraska on the Union Pacific lines to Oregon has been settled. The company has sent out all the cars necessary and informed the railway commission that it would abide by the order of the Nebraska railway commission to settle the car shortage in this state.

The Missouri Pacific railroad has given notice to the railway commission and attorney general that it will file a request Tuesday with Frank Gaines, master in chancery, to set a date for the taking of further testimony in the suit of the railroad company to set aside the two-cent fare law in Nebraska. Under an agreement entered into by Chairman Clarke, of the railway commission, the date for setting a date for the taking of testimony is put over until one week from Tuesday. A date in December will probably be set.

Oil Inspection Fees Highest Ever

Oil inspection fees for the month of October, collected by the state pure food department, amount to \$12,968.15, the largest of any previous month in the history of the department, according to the report of Food Commissioner Clarence E. Harman.

During the month Commissioner Harman, through his inspectors, continued the war he is waging against patent medicines and ordered off sale 3,231 packages, chiefly nostrums and remedies. This order affected from ninety to 100 firms in the state.

U-BOAT RAMS TUG

DEUTSCHLAND COLLIDES WITH CRAFT ACTING AS CONVOY WHILE LEAVING U. S.

ALL MEMBERS OF CREW DIE

Captain Hinsch of Interned Steamer Only One on Board Small Boat Saved—Diver is Damaged and Returns to New London, Conn.

New London, Conn., Nov. 20.—Five lives were lost when the German submarine Deutschland, which left port on Friday morning for Bremen rammed and sent to the bottom with its crew of five the tug T. A. Scott, Jr., one of its two convoying tugs. After the accident the Deutschland returned to this port.

The only person on the tug saved was Capt. Fred Hinsch of the German interned liner Neckar. The tug, which belonged to the T. A. Scott Wrecking company, went to the bottom.

The list of dead includes: Capt. John Gurney; William A. Caton, engineer; Edward Stone, fireman; Clarence B. Davison, cook; Eugene Duzart, deckhand.

The Deutschland returned to its dock here at 5:15 a. m.

An eddy caused the accident, according to Capt. Harry Baker of the tug Cassie, the other convoy of the submarine. The Cassie was traveling about half a mile astern of the Deutschland, while the Scott and the submarine were moving almost abreast. The sea was calm, Captain Baker said, and conditions were normal. The Scott carried the usual lights, but the Deutschland had only its headlight and two side lights. The tide was running almost full and when about seven miles west of Race rock they struck an eddy, which twisted them about and out of control. Then they came together. He heard the crash.

Captain Baker said that when the collision occurred he at once headed for the spot. On arriving there he saw Captain Hinsch in the water and took him on board the Cassie. Earlier reports had it that Hinsch had been rescued by the Deutschland.

Henry G. Hilken of Baltimore, president of the Eastern Forwarding company, said that so far as he knew the only damage the Deutschland suffered was a twisted stem. It was learned later, however, that the undersea boat has in its bow at least one hole about twenty inches square. A portable forge was taken down to the pier and the hole is being patched.

Capt. W. A. Fones, shore superintendent of the Scott company, in charge of the repairs, said the Deutschland might be ready to leave within two or three days.

Captain Koenig of the Deutschland appeared pale and shaken as he stepped ashore from his vessel on its return. He refused to talk about the collision.

"The accident happened all in a minute," according to a member of the Deutschland's crew, who talked briefly about it. The tug, he said, got in front of the submarine and the Deutschland struck it in the stern, lifting it so far out of the water that the tug's nose went under.

The Deutschland drew out of its pocket at the pier of the Eastern Forwarding company at 1:30 o'clock in the morning, accompanied by the tugs T. A. Scott, Jr., and the Alert of the T. A. Scott Wrecking company, sub-agents of the Eastern Forwarding company. It carried a cargo valued at \$2,000,000, consisting of nickel, rubber and silver bars.

LABOR OPPOSES WILSON PLAN

Federation Unanimously Declares Against Any Law Making Rail Strike Illegal.

Baltimore, Md., Nov. 20.—The American Federation of Labor by a unanimous vote on Friday declared against that provision of President Wilson's legislative program "making illegal any railroad strike or lockout prior to the investigation of the merits of the case." A committee report, which was adopted, recommended that the convention "take an unequivocal position against compulsory institutions and in favor of maintenance of the institutions and opportunities for freedom."

ROOSEVELT TO VISIT FIJIS

Will Also Make Journey to the Samoan and Hawaiian Islands—Wife to Accompany Him.

New York, Nov. 20.—Theodore Roosevelt will make a trip to the Fiji, Samoan and Hawaiian islands in February, it was announced. It was said that Mrs. Roosevelt will accompany him.

American Schooner Is Lost

Washington, Nov. 20.—It was reported to the navy department that the American schooner Fred H. Davenport was wrecked in a storm off Cape Francis, Porto Rico, and three members of her crew are missing.

Reduces Size to Aid Britain.

London, Nov. 20.—To assist the government's efforts toward a maximum economy in the use of shipping the London Daily News announces that it will cut down the size of its issues to six pages.

THE END OF THE BENCH



WILL FIGHT RAIL LAW REPLY ON BLACKLIST

OFFICIAL SAYS RAILROADS WON'T SHIFT RESPONSIBILITY.

Kansas City Man to Aid U. S. in Battle Against Carriers on Adamson Law.

Chicago, Nov. 18.—Every railroad in the country will fight the Adamson eight-hour law and await an interpretation of its meaning, if it is found constitutional, according to a prominent Chicago railroad man. The official made this statement following the filing of new suits attacking the constitutionality of the law and asking injunctions to prevent its enforcement. The Chicago & Alton railroad filed a suit in Chicago on Wednesday, while the Pennsylvania railroad began similar action in the federal court at Philadelphia and the New York Central began action in New York.

Washington, Nov. 17.—Suits by railroads attacking the constitutionality of the eight-hour railroad law were begun in many parts of the country and the department of justice laid plans to defend them.

The department on Wednesday issued this statement:

"A large number of suits attacking the constitutionality of the Adamson law have been instituted in various parts of the United States. The department of justice will take direct charge of these cases, and Frank Hagerman of Kansas City, Mo., has been retained to assist in their preparation and trial."

Prompt and final decision by the Supreme court of constitutionality of the law is possible under federal court practice, it was stated by lawyers familiar with federal procedure.

DARIO RESTA WINS RACE

Smashes All Records for Event and Also for Santa Monica Course—Cooper Finishes Second.

Santa Monica, Cal., Nov. 18.—Smashing to fragments all previous records for the Vanderbilt cup race and also for the Santa Monica course on Thursday, Dario Resta, in a Peugeot, won the eleventh annual event in 3:22:48 3-5, an average of 86.90 miles an hour. The previous time for the 204-mile contest was set on the same course in 1914 by Ralph DePalma, who negotiated the distance at an average of 75.49 miles an hour. Aiken and his Peugeot went out in the twentieth lap with a broken valve. Earl Cooper, in a Stutz, who stayed at second or third throughout the race, finished second. William Weightman, a millionaire Chicago sportsman, drove his Dusenbergs to third money.

ORDER TROOPS FROM BORDER

Indiana and Wisconsin Regiments Among Those Withdrawn From Service Along Rio Grande.

Washington, Nov. 18.—Five National Guard regiments were ordered home from the Mexican border on Thursday. They are the First regiment of South Carolina, Seventh New York, Third Indiana, Third Wisconsin and Third Minnesota.

In a statement announcing the order the war department said it was in continuation of the policy "announced some time ago gradually to withdraw National Guard regiments from the border as conditions permit, and, in accordance with the recommendations of General Funston, these regiments have been ordered home."

Fire Destroys Railway Station.

San Bernardino, Cal., Nov. 20.—Fire here destroyed the big Santa Fe station and several of the car shops, causing loss estimated at \$225,000. Twelve passenger coaches in course of construction were burned.

War to Last Another Year.

New York, Nov. 20.—The war in Europe will last at least another year, according to Frederick Palmer, war correspondent, who arrived here on the Holland-American liner Nieuwe Amsterdam.

GREAT BRITAIN RESENTS SUSPICION AS TO MOTIVE.

Denies That Rights of Neutrals Under International Law Have Been Ruthlessly Canceled.

Washington, Nov. 16.—The British reply to the latest American note protesting against the trade blacklist, made public on Wednesday by the state department, denies that rights of neutral traders under international law have been ruthlessly canceled, defines the blacklist measures as a municipal regulation plainly concerning only the British government and British citizens, contends that it is designed to shorten the war and scorns the suspicion that Britain is using the war as a measure to take away neutrals' trade.

The note fails to meet the American demand that the names of American firms be stricken from the blacklist, but attempts to convince the state department that the British position is just and founded on law. It leaves open the door for further negotiation, which is expected to follow.

A part which attracted much official notice dealt with the subject of peace, based on the theory that one American contention had been that there exists no military necessity for the blacklist; that nothing which happens in distant neutral countries can influence the result of the great conflict.

In its argument the note points out that German business houses throughout the world have furthered the cause of Germany in the war.

The note apparently admits Britain has altered the position previously held with the United States, that domicile and not nationality is the test of enemy character, and argues that in this war nationals or belligerents domiciled far from home may render great aid and comfort, admitting that these are sought to be reached by the blacklist measure.

Attention is called to instructions to British merchants, issued by Lord Russell in 1862 regarding trade with the Bahamas during the Civil war, advising that the "true remedy" was to refrain from this trade.

MEXICANS FREE U. S. SCOUT

Benjamin Brahan Declares He Was Threatened With Death for Aid in General Pershing.

El Paso, Tex., Nov. 17.—After being in the Juarez jail since November 7, during which time he expected to be shot as a Villa spy, Benjamin Brahan was released on Wednesday at the military headquarters in Juarez and came to the American side of the river.

Brahan said he knew of no reason why he was arrested other than that he was a scout for General Pershing in Mexico.

He said: "I was not told officially that I was to be shot, but I was given to understand I would be executed. After Andreas Garcia took an interest in my case I was treated much better."

Robbers Take \$6,700 From Bank.

Walsenburg, Colo., Nov. 18.—Gaining entrance through an abandoned chimney hole in the ceiling, covered over with lath and plaster for some time, robbers broke into the First National bank here, dynamited the safe and got away with \$6,700, mostly in silver.

33 Ships Sunk Without Notice.

London, Nov. 18.—Thirty-three vessels have been sunk without warning by submarines from May 15 to November 8, according to an admiralty announcement, which adds that as a result of this 140 lives were lost.

Electric Men Get Raise.

Pittsburgh, Pa., Nov. 18.—The salaries of between 3,000 and 4,000 office men and other salaried employees of the Westinghouse Electric and Manufacturing company, were advanced about 12 per cent here.

WIN KEY TO MONASTIR

TOWN OF KENALI TAKEN FROM BULGARIAN TROOPS BY EN-TENTE ARMIES.

EIGHT OTHER VILLAGES TAKEN

Franco-Russ-Serbian Forces Continue Drive Against Foes—Petrograd Says Von Mackensen is Retreating—Berlin Reports Successes for Teutons.

London, Nov. 18.—Kenali, the key to Monastir, has fallen. An official Serbian dispatch from Saloniki on Thursday declares that the town, eight miles to the southwest of the objective of the Franco-Russ-Serbian advance on the western Macedonia front, which was defended by 15 miles of German trenches, has been abandoned. The Serbian official communication says:

"We continue to pursue the enemy on the left bank of the Cerna river. Supported by fresh troops the enemy made a strong stand on the line of Iven-Yarashok, which had long since been fortified. After determined fighting we succeeded in breaking seriously into this line at several points. The villages of Chegel, Baldentsi, Negochani and Yarashok monastery have been wrested from the enemy.

"On the right bank of the Cerna the enemy has been compelled to abandon his principal line of organized defense and retire in the direction of Monastir. The Bulgarians have been driven from the villages of Bukri, Gorn-Jegri, Sredno-Jegri and Don-Jegri, as well as from the town of Kenali.

"Army group of Field Marshal von Mackensen—The activity north of Campulung increased. Along the roads leading southward through Rotherthurn and Szurdok passes the Roumanians tenaciously defended their own territory. We made progress and captured five officers and more than 1,200 soldiers."

Petrograd, Nov. 18.—The war office announces that Field Marshal von Mackensen's army is in retreat in Dobrudja, burning villages as it falls back. On the Transylvania front in the region of Campulung, Roumania, fierce fighting is in progress.

Sofia, Nov. 18.—The retreat of the German-Bulgarian forces in the Cerna bend, under the assaults of the Serbians, is admitted in the official statement issued by the war office.

3 GERMANS KILLED BY VILLA

Bandit Leader Enraged by Display of Ears That He Cut From Carranza Soldiers.

El Paso, Tex., Nov. 18.—Theodore Hoemuller, a merchant of Parral, Chihuahua, together with his wife and baby, were killed by Villa bandits when Villa occupied Parral, a report received here by a Parral mining company states. Hoemuller is said to be a German subject.

According to the report made to the mining company by a Chinese and Arab refugee from Parral, Hoemuller's execution was ordered because he had permitted a display of 18 pairs of ears cut from Carranza soldiers, together with an insulting letter against Villa, in the windows of his store in Parral.

The ears, the refugee said, had been cut from Carranza soldiers of the Parral garrison, captured by Villa's bandits three months before.

WISCONSIN OFFICIAL RESIGNS

Attorney General Walter C. Owen. Elected by Record Vote, Sends Resignation to Gov. Philipp.

Madison, Wis., Nov. 18.—Walter C. Owen, attorney general, re-elected to that office by the biggest vote cast for any candidate at the election on November 7, on Thursday sent his resignation to Governor Philipp, to take effect in January. The reason given is that Mr. Owen will join a large legal firm at the state capital. Mr. Owen was being groomed to the supreme court and was also considered a likely candidate for governor at the next election. His sudden resolve to give up an office to which he has just been elected has caused much speculation in the state. Mr. Owen was the avowed leader of the La Follette faction in Wisconsin.

BISHOP C. E. CHENEY IS DEAD

Noted Chicago Leader Succumbs After Fifty-Six Years of Service With One Church.

Chicago, Nov. 17.—Bishop Charles Edward Cheney of the Chicago synod of the Reformed Episcopal church, which he helped establish, and for 56 years rector of Christ church, died on Wednesday in his eighty-first year.

Shoots Down Twenty-One Airplanes.

Paris, Nov. 20.—Lieutenant Guyenmer of the French air corps, shot down his twenty-first airplane in a sky battle over the Somme front, the war office announced. Fifty-four air combats took place along the front.

Duma Re-Elects President.

Petrograd, Nov. 20.—Michael Vladimirovich Rodzianko has been re-elected president of the duma. M. Rodzianko has presided over the duma since 1911, being re-elected each year since that time.