

PUT INTO A PARAGRAPH

Washington, Congressional, Political and Other Events Briefly Told

Foreign.

Senor Canalejas, a former minister and leader of the democratic group in the Spanish cortes, publishes a strongly worded protest against the government's refusal to restore constitutional liberties. He advocates a popular movement everywhere against "clerical reaction."

Wild scenes took place in the prison at Birmingham as a result of the forcible feeding with a stomach pump of suffragettes who are on a hunger strike. The women resisted the efforts of the keepers, smashed windows and assaulted the wardens and finally had to be handcuffed and placed in solitary confinement.

It is generally believed in Madrid that the complications which have arisen between Spain and Mulai Hafid, the sultan of Morocco, are likely to result in a Spanish-Moroccan war; that is a war between Spain and the forces of the sultan of Morocco in distinction from the fighting going on, which is limited to the Moorish tribesmen inhabiting the Rif of Morocco.

Senator Nelson W. Aldrich of Rhode Island and Prof. A. P. Andrew, members of the United States monetary commission, are in Paris conferring with M. Pailain, governor of the Bank of France, and other distinguished financiers and economists.

More than ten lives were lost and property worth over \$2,000,000 was destroyed in the cyclone which recently swept over the province of Pinar Del Rio, Cuba.

The thirty-sixth annual convention of the National Women's Christian Temperance Union meets in Omaha October 22 to 27.

Robert Hoe, aged seventy, head of R. Hoe & Co., printing press manufacturers of New York and London, died in London after a short illness.

Dr. Cook, the explorer, arrived in New York and says he brings along proof of his discovery of the north pole.

O. E. Eberhart becomes governor of Minnesota by the death of Gov. Johnson. He is quite a young man.

Governor Johnson of Minnesota died in the hospital at Rochester in that state from the effects of an operation performed some days previous. Lieutenant Governor Eberhart now becomes chief executive of the state.

In the street car strike at Omaha, now on, there has been some rioting, but no fatalities.

During the two weeks ending September 14 there was forty-seven cases of bubonic plague in Grayquill, fourteen of which resulted fatally.

Revenues for the year ending June 30 last are greater than the railroads earned in the preceding year.

Secretary of Agriculture Wilson concludes that government regulation of railroad capitalization would lead to large investments in securities by American farmers.

A religious sect in Massachusetts waited in vain for the world to come to an end.

A Stoddard-Dayton five passenger touring car, fully equipped, for sale at a bargain price. Edw. Estill, 1818 Farnam street, Omaha, Neb.

Forty newspaper reporters were given audience by Dr. Cook, the explorer, to whom he told his story.

Governor Johnson of Minnesota underwent operations at three different times. It was the third that proved fatal.

TALK ON IRRIGATION

THE MATTER DISCUSSED BY PRESIDENT TAFT.

Ten millions for the work

National Chief Executive Will Ask for This Sum to Complete the Project.

Spokane, Wash.—President Taft delivered here Tuesday his long-anticipated speech on the conservation of natural resources and outlined the policy of his administration on this subject of supreme importance to all the west.

He broadly took the stand that while the present administration is pledged to follow the policies of Mr. Roosevelt, such a pledge does not involve him in any obligation to carry out those policies without congressional authorization. The president added, however, that he would take every step and exert every influence upon congress to enact legislation which shall best subserve the purposes and requirements of the situation.

President Taft created much enthusiasm when he announced that he would urge upon congress the necessity of authorizing the secretary of the interior to issue \$10,000,000 bonds for the completion of irrigation projects in the west upon which work has been suspended because of lack of funds and the discovery that the projectors, in their enthusiasm, did not closely observe the limitations of the reclamation act. Hardships have been worked upon many settlers through the suspension of work and Senator Borah of Idaho and other western senators and representatives have urged upon the president that a bond issue was the only way by which justice could be done.

Mr. Taft declared congress should not intend that the government should undertake projects which could not be currently paid for out of the proceeds of the sales of public lands, but added that he has been impressed during his visit to the west of the necessity for immediate relief.

It was here in Spokane a little while ago that the National Irrigation congress met and the Ballinger-Pinchot controversy arose. This controversy was fostered by the friends and adherents of the two officials, but not by the officials themselves.

Secretary Ballinger was criticized by former Governor Pardee of California and others in the congress for having recommended and secured the reopening for entry of lands containing water power sites which have been withdrawn by Mr. Roosevelt. It was asserted that a "water power trust" had been formed to take up all of these lands and that the strong conservation policy begun by Mr. Pinchot, with the support of Mr. Roosevelt, had practically been abandoned.

President Taft gave credit both to Mr. Pinchot and Mr. Ballinger. He referred to the wonderful work of Mr. Pinchot, and said that while that work had brought denunciation at first, it was now generally realized that the reforms inaugurated by Mr. Pinchot were not only necessary, but should have been begun ten years ago.

NEW NATIONAL TREASURER.

Financial Head of Yale University to Serve as Such.

Washington.—Lee McClung, the treasurer of Yale university, has been selected as treasurer of the United States to succeed Charles H. Treat.

The following announcement in connection with the appointment was made: "Charles H. Treat, on account of business matters has tendered his resignation as treasurer to take effect the middle of October. The secretary of the treasury has asked him to remain until the first of November at which time his resignation will be accepted."

The president has elected Mr. Lee McClung, the treasurer of Yale university, to fill the vacancy. Mr. McClung's home is in Knoxville, Tenn., his present residence, New Haven, being temporarily incident to the useful work he has been doing for Yale university.

National Bank Notes Outstanding.

Washington.—The treasury department reports show that the total amount of national bank notes now outstanding is \$701,077,724. This is an increase of \$2,232,250 over the total on the first day of September and an increase of \$14,751,618 over the total national bank notes outstanding on September 1, a year ago.

Explosion in Film Exchange.

Pittsburg.—A terrific explosion occurred in the offices of the Columbian Film Exchange in the heart of the downtown district. From fifty to seventy-five employees were injured, many of them seriously.

Ten Killed, Sixteen Hurt.

Chicago.—Ten men were killed and sixteen probably fatally injured when a train southbound for Cincinnati on the Pennsylvania railroad crashed into the caboose of a Chicago, Milwaukee & St. Paul cattle train bound for the stock yards. Twenty-six men were in the caboose of the stock train when the passenger train crashed into it in the railroad yards a few blocks from the downtown section. The engine plowed through the caboose, literally tearing it to shreds and setting fire to the debris.

LAW IS HELD VALID

Decision in Sibley Case by the Supreme Court.

ACT REDUCES EXPRESS RATES

Defendant Companies May Apply to State Railway Commission if Still Dissatisfied.

The supreme court upheld the constitutionality of the Sibley law, which reduces rates on express business 25 per cent below the rates in force prior to January 1, 1907, the year the act was passed. The litigation was commenced by Attorney Thompson, who obtained a temporary restraining order to prevent the express companies from violating the law. This order is now made permanent by the opinion of the supreme court, written by Judge J. B. Barnes. Chief Justice Reese and Judge W. B. Rose did not sit in the case. By the order of the supreme court the defendant companies may apply to the state railway commission if they are still dissatisfied with the rates prescribed by the Sibley law.

The defendant express companies fought the case from the start and once transferred it to the federal court, but the judges of the federal court in Nebraska remanded it to the supreme court. Testimony was taken in New York city and at other places before a referee, Judge John J. Sullivan. The syllabus of the opinion is as follows:

"Statutes fixing maximum rates which corporations, joint stock companies or persons whose property is devoted to public use, may charge and receive as compensation for their services, are presumed to be constitutional; and the burden of proof is on him who challenges their validity to show by a preponderance of the evidence that the legislation complained of clearly contravenes some provision of the constitution."

"When an attempt is made to strike down a rate statute it is incumbent on the attacking party to make full, fair and complete disclosure of all of the revenue derived from the business and the disbursement of the same for all purposes, including salaries paid to all of its officers, agents and employees, so that it may be determined whether such salaries and expenditures are necessary as well as reasonable in amount."

"When the courts are called upon to adjudge an act for the legislature fixing rates for express companies unconstitutional on the ground that they are unreasonable and confiscatory, they should be fully advised as to what is done with the receipts and earnings of the company, for if so advised it might clearly appear that a prudent and honest management within the rates prescribed would secure to the company a reasonable compensation for the use of its property and for conducting its business."

"A court of equity ought not to interfere with and strike down an act of the legislature fixing maximum express rates before a fair trial has been made of continuing the business thereunder and in advances of any actual experience of the practical result of such rates."

"Where it reasonably appears from a consideration of all the evidence that the rates complained of are not confiscatory, but afford the express company at least some measure of profit for carrying on its business, the courts will not interfere with the operation of the statute, but will require the party complaining to apply for relief to the rate-making power, or the tribunal provided by the statute with power to increase such rates if they are alleged to be unreasonable."

"A rate statute will not be declared unconstitutional on the ground that it provides drastic penalties for its violation, unless it appears that the penalty clause was the inducement for its passage, and with that clause eliminated the remainder of the act is incapable of enforcement."

Butcher Makes a Mistake.

C. Moran of Havelock at the state fair paid \$200 for a thoroughbred heifer. He turned the critter into the pasture with his bunch of cattle. Next morning the butcher man came along and stopped at the Moran house. He was told to go out in the pasture and capture a red heifer. There were two red heifers in the pasture and it was the thoroughbred that the butcher cut down.

Miss Caton Succeeds Mrs. Marks.

Miss Etta Caton of Lincoln has been appointed by the managing board as agent for the Home of the Friendless and succeeds Mrs. Marks, who was appointed by the governor and served to September 15. The salary of the new agent will be \$1,500 per year.

Delinquent Corporations.

The list of delinquent corporations which have failed to comply with the occupation tax act has been completed and the list of 5,993 delinquent concerns will be published in a few days. A special appropriation of \$1,000 was made for the purpose of advertising the delinquent corporations. The total expense of printing the names will be about \$900. Governor Shallenberger having decided that a part of the appropriation should be turned back into the general fund when the appropriation lapses.

THE NEBRASKA TEACHERS.

Preparation for the Meeting in November.

The State Teachers' Association meets in Lincoln on the 3rd, 4th and 5th of November 1909. Last year's splendid attendance demonstrated the wisdom of fixing an earlier date than the winter holidays and a date when all teachers, school officers, and patrons are most interested in education. The Association is not a holiday celebration—it is a meeting of earnest men and women for mutual help and inspiration in the work of making Nebraska's public schools the most effective in the world.

The executive committee, the local committee, and the Lincoln Commercial Club have given the most careful attention to every detail of program and local entertainment required for ten thousand people.

A splendid program cannot benefit those schools whose officers and teachers are not in attendance. Where school boards have not already granted their teachers the three days on regular pay, the superintendent of the town and city school, and the teacher of the country school, should place the matter before the board and give positive assurance that the time asked will be devoted to improving the work of the school.

If necessary dismiss school and make up the time later. You are engaged in a great work for a great state. Be patriotic. A. L. CAVINESS, For Executive Committee.

The Case of Thos. Majors.

The right of Thomas Majors to hold a position on the new state normal board was argued before the supreme court. C. S. Allen appeared for Majors and in defense of the act, while Attorney General Thompson attacked the new law.

The argument was not different than that previously presented in briefs. Mr. Allen defended the validity of the act as passed by the last legislature and upheld Majors' right to a position on the board on the grounds that he was not a beneficiary under the act directly, inasmuch as the appointment of the normal board was changed only, the governor being given the appointment and no other material change being made. The legal side of the matter was taken up especially in connection with the manner in which the attack on the law was made. It is alleged that the act was unconstitutional and that Majors was holding an office in violation of the law. It was argued that if the law was unconstitutional that there would be no second cause of the action.

The attorney general attacked Mr. Majors' appointment on the ground that he was a beneficiary of the legislature which passed the act. Otherwise he followed the line of attack previously laid down in his brief.

Landis Accepts Nomination.

H. D. Landis, who received thirty-four votes for the democratic nomination for regent of the state university and four votes as a populist candidate, which, being a majority of the votes cast in each party for second place on the ballot as a candidate for regent, has accepted the nomination. Mr. Landis filed his acceptance with the secretary of state, who will advise the legal department before placing the name on the official ballot. Mr. Landis got his votes in Saunders county.

Union Pacific Appeals.

The Union Pacific has again appealed to the federal court the damage suit of George Robinson for \$25,000. Robinson was motorman on a Lincoln Traction company car which was struck by a Union Pacific train. After finding his case carried away to the federal court the first time Robinson thought he could keep the matter in the state courts by including the engineer of the Union Pacific train as a co-defendant, but the Union Pacific carried the case into the same court again despite this attempt to forestall the act.

Women in Convention.

The National Woman's Christian Temperance Union convention is to be held in Omaha October 22 to 27. The executive committee and official board will hold meetings on the 20th and 21st. One evening will be given to the demonstrations of department work, and the closing night, October 27, will be devoted to a "jubilee" by the states that have now a place on the program of rejoicing over state gains in the temperance movement. Six hundred delegates are expected to be in attendance and their work is looked forward to with much interest.

Fewer Arrests Made.

The number of arrests registered at the police station during the first fifteen days of the month of September this year shows a marked decrease from the number of the corresponding days in previous years. There is a decrease of thirty-five from 1908; a decrease of 119 from 1907; and a decrease of eighty-two from 1906.

Echo of Mosher Crash.

C. W. Mosher, of evergreen memory, was named as defendant in a suit instituted in district court. The plaintiff is Susie Broadwater, who alleges that she became owner of lot 233 in the village of Waverly. In 1883 this property belonged to Harrison C. Rose, who borrowed \$200 from Mosher and gave a mortgage on the lot. For some reason his wife did not join in the instrument and later she gave another mortgage to secure the same debt. The mortgage was paid, but Mosher neglected to release it.

NEBRASKA IN BRIEF

NEWS NOTES OF INTEREST FROM VARIOUS SECTIONS.

ALL SUBJECTS TOUCHED UPON

Religious, Social, Agricultural, Political and Other Matters Given Due Consideration.

THE MIDWEST LIFE.

It costs for life insurance just as it does for other things, for groceries or clothing. Because a man is not dead at the end of the first, third or tenth year does not signify that the company is ahead the premiums paid. Some have died during these years and it has taken a part of the premiums paid by those still living to pay the death claims. No one who dies in the first few years his policy is in force has paid the company anything like the amount it pays his beneficiaries. That will be apparent to all on reflection. Life insurance companies are great equalizers. They collect small sums from many and pay large sums to the beneficiaries of the dead, or to the policyholders themselves in case of endowment policies.

The Midwest Life issues all the standard forms of life and endowment policies at reasonable rates. The Midwest Life is an old line Nebraska company. Home Office 1007 "O" street, Lincoln. Write for an agency.

The 3-year-old son of Mr. and Mrs. Hodgins of Grand Island wandered out on the track and was run over. One foot was so badly mangled that it had to be amputated immediately; one arm is crushed. There is not much hope for the child surviving.

John McGraw, a farmer living about a mile southwest of Geneva, had four head of valuable horses killed by a Northwestern passenger train. The horses had been turned into a pasture field in the evening and broke out and were hit while crossing the track.

The normal school at Kearney opened for registration on September 15. The initial enrollment is stronger than a year ago and indications for a successful year are very flattering. The senior class promises to have 100 members.

A mass meeting of the water users under the Keith and Lincoln counties irrigation district ditch was held in Sutherland for the purpose of solving, if possible, some of the difficulties which have been encountered in getting water during the season just passed.

The Kearney military academy opened up its twelfth year and the prospects for the coming year are very flattering. At the close of the first week almost one hundred boys have been enrolled at the school and many more will be there later. All cadets have been assigned to their work.

As a result of the recent fires in Sutherland there is an inclination on the part of numerous property owners to fireproof their buildings as much as possible. The buildings now in course of construction in the business portion of town are to be fireproof, and others will likely be covered with iron.

Judge Hosteller of the district court at Lexington dismissed the action brought by Ira Wolive against the Lexington school board, the demurrer of the defendant being sustained. The action was brought to compel a recount of votes in the recent school board election, which carried by a small majority.

Miss Annie Griffin, who says her home is in Chicago and that she was on her way to Lincoln to "accept a position," jabbed Chief of Police Gtto Peterson of Fremont three times with a large hatpin in the union passenger station, where the chief had taken her to wait for the arrival of a hack to convey her to the county jail.

"Uncle Ed" Reynolds of Tecumseh has been entertaining his aunt, Mrs. L. A. E. Matthews, of Kansas City, Mo. In 1852 Mr. Reynolds accompanied the lady across the plains from Red Rock, Iowa, to Stockton, Cal. The trip was made by ox team and required five months' time, railroads not having crossed the continent at that time.

George C. Quade was found dead at his home in the north part of David City. The family were absent from home at the time. Mrs. Quade had gone to one of the neighbors for a few moments, leaving Mr. Quade sitting in the house. Upon her return she found him lying on the floor dead. He had committed suicide by shooting himself. He had been in bad health for some time.

Gov. Shallenberger paid this tribute to the late Gov. Johnson of Minnesota: "I have always considered Governor Johnson one of the strongest men of the nation. The country has looked to him as one of its future leaders. Democracy mourns the loss of one of its greatest chieftains. His death, in view of his potential character, is to be mourned not only by the state of which he was governor, but by the nation as well."

A movement is well under way for the erection of a large monument to the late Professor Jeffrey D. Hrabek, who was the first professor of Slavonic languages in the University of Nebraska. The monument is to be erected at Cedar Rapids, Iowa, which was the professor's former home and the place where his remains now rest.

Within the hearing of his bride of one week, George Bradshaw of Kenesaw, aged 37, shot himself, presumably with suicidal intent. The bullet passed through his head, leaving him unconscious. He has a small chance for recovery.

The Netherlands financial department has submitted to the state council a bill providing for an increase of 20 per cent on all import duties.