

SUMMARY OF NEWS

CONDENSATIONS OF THE MORE IMPORTANT HAPPENINGS.

BOTH AT HOME AND ABROAD

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

Foreign.

A score of miners were killed by an explosion in the Rhymney iron company's colliery in Glamorganshire, Wales. Manager Bowen and two companions who attempted a rescue were themselves overcome by the after-damp and perished.

Sir Edmund John Monson, formerly British ambassador to France, died a few days ago.

Hans Grade, the German aviator, won the Lense prize of \$10,000 by flying two and one-half kilometers (a little more than a mile and a half) in two minutes and forty-three seconds. The competition was restricted to aeroplanes constructed in Germany by German builders propelled by German-made motors.

The Korean patriotic league has issued a circular expressing satisfaction at the assassination of Prince Ito. It says: "Now is the time for our twenty millions of people to secure their independence. Ito is dead. He brought to our country the rule of the Japanese, and enslaved the people. His selfishness has received its reward. His crimes were unpardonable and what happened to him was a fitting reward for his trickery and just punishment from our country."

At Santiago, Chili, a great demonstration was held in memory of General Jose de San Martin, a celebrated Spanish-American general in the war for independence, whose brilliant victory at the Maipo April 5, 1818, virtually drove the Spaniards from Chili. Thousands of troops and school children formed in procession and marched past the statue erected in his honor.

A scene of great disorder was caused at St. Petersburg, Russia, by the socialist interpellation in the duma, declaring unconstitutional the imperial ukase, issued September 6, with reference to military legislation. Secretary Zamsylovski refused to read the interpellation on account of its disloyalty.

General.

A colored organization of Alabama is contributing its mite toward building the canal.

Prosperity has arrived, according to the figures furnished by the department of commerce and labor.

Buffalo, N. Y., suffered a \$250,000 fire loss a few days ago.

Porters, cabmen and waiters are not desirable for jurors, according to Jury Commissioner William A. Amberg, who testified in Chicago before the judges who are investigating alleged irregularities in the drawing of venire.

Deep water crusaders are to camp at Washington this winter to influence congress.

Elections held on Tuesday reflected little general political interest.

Both France and the United States are anxious to avoid anything in the way of tariff war.

Prince Ito, assassinated by Koreans, was regarded as the leading statesman of Japan.

Officials of the Pittsburg & Lake Erie railroad have issued circulars to their 3,000 laborers announcing that when they draw their pay November 1 for October work they will receive pay on a basis of \$1.55 a day instead of \$1.50.

The late Senator Patrick H. McCarren, in his will leaves all his property, real estate and personal, to his aged mother, Mrs. Mary McCarren. This estate is estimated at \$50,000.

A dinner attended by about 500 persons was tendered at Philadelphia by the Manufacturers' club, under whose auspices the visitors came to Philadelphia.

Resolutions eulogizing Professor Ferrer and condemning the officials responsible for his execution in Spain were adopted at a mass meeting in Detroit.

A rumor is in circulation at St. Petersburg to the effect that the powers have addressed a joint note to Russia with regard to Manchurian affairs.

The prices of vehicles, buggies, surreys and carriages are to be moved up by the 4,000 members of the Tri-State Vehicle and Implement Dealers' association. This is to be done in spite of the fact that automobiles are getting cheaper every year.

A decrease in the number of casualties on railroads for the year ending June 30, 1909, is shown by a report published by the Interstate Commerce commission.

Rear Admiral Sebree brought to Manila news of cannibalism on the Admiralty Islands.

Jack Johnson (colored) and Jim Jeffries have signed up for a big fight on or before July 5th.

There was an enormous comparative increase in exports during the month of September.

John Bigelow of New York, former United States minister to France, who within less than a month will celebrate his ninety-second birthday, has presented Mount Airy, his dairy farm of 400 acres, to the village of Highland Falls, New York.

King Edward has appointed a royal commission to inquire into the condition of the divorce laws, especially as they affect the poorer classes.

Half a million dollars in Indian funds is involved in a treasury department decision.

Premier Asquith announced in the house of commons that on November 5 he would move for the rejection entirely of the house of lords amendments to the Irish land bill.

Leroy Foster, a young rural mail carrier of Clay Center, Neb., shot and killed Inez Cox, a stenographer, and committed suicide.

The proudest man in Itaca, New York, is Charles A. Ryerson of 205 Third street, who became the father of his sixteenth child recently. Mr. Ryerson is 54 years old, his wife is 48, and they have been married about twenty-nine years. Since that time eight boys have been born.

There is likely to be a wholesale release of supposed lepers on an island of the Hawaiian group.

Congressman Fowler has sent a challenge to Senator Aldrich to debate the central bank question.

The vacancy left by the death of E. H. Harriman in the directorate of the Delaware & Hudson company was filled by the election of Former Judge Robert S. Lovett.

Modern Greece is apparently in danger from the rapid emigration to the United States on the part of the young men.

The sale of the Christian stamps furnished by the Red Cross society will begin about the middle of November, and it is expected that several thousand dollars will be realized by the Nebraska Society for the Study and Prevention of Tuberculosis.

Wm. Engle won first chance at the Aberdeen land drawing. His chance was worth \$20,000. But Engle had thought so little of his luck that he filed on some land in Tripp county, thereby losing his right to the Aberdeen land.

Daniel Edwin Hurley, an actor and singer connected with the Dolly Varden company, New York, insane over religion, built a circle of fire on the street and stood in the center of it to burn to death.

Eight hundred speakers in New York were busy a few days before election.

Rev. Frederick H. Ward, pastor of the Baptist church at Freeewater, Ore., pleaded guilty of bigamy and was sentenced to five years in the Washington penitentiary.

The Prince and Princess Kuni of Japan have communicated through Mr. Matsui, the Japanese charge d'affaires, their thanks to the American people for the generous hospitality which they received while in this country to attend the Hudson-Fulton celebration in New York.

By the terms of the will of the late Dr. Levy I. Shoemaker of Wilkes-Barre, Pa., which was filed for probate, Yale university is given more than \$500,000, to be used in the medical department of the institution.

Washington.

With the school of aeronautics at Omaha, Neb., closed for the winter, three of the officers who were in attendance have been ordered back to their commands in other branches of the army.

Frank Walley Perkins, acting superintendent of the United States coast and geodetic survey, was suspended without pay and John J. Gilbert, inspector of hydrography and topography, reduced from \$3,000 to \$2,500 a year as the result of charges of administrative irregularities.

Information has reached the state department that the celebrated Alsop claim against Chile, involving valuable guano deposits and silver mines, is in a fair way of settlement.

Orders were issued by the postoffice department to all postmasters, railway mail clerks and other postal employes to keep a sharp lookout for mail matter from or addressed to the Cuban national lottery. The lottery has undertaken to exploit the United States in violation of the postal laws of this country, it is alleged, and more than fifty communications to the concern, each containing money, have been held and the contents returned to the senders.

The Chinese government has sent forty-seven students to American colleges and universities in compliance with the understanding with the United States regarding the disposition of the indemnity remitted by this government.

The Brownsville court of inquiry decided to visit Brownsville, Texas, late in November to hear any new material facts bearing on the famous "shooting up" of that city on the night of August 13, 1906.

Ex-President Roosevelt has sent a story of his exploits in killing wild beasts of East Africa.

Personal.

Two hundred members of the Gompers family held a reunion in New York to do honor to Solomon Gompers.

Colonel J. E. Houston of the Nineteenth infantry at Fort Bliss did not finish the endurance ride of ninety miles required by the war department. He fell out at the half way station and will now probably go before the retiring board.

The Minnesota congressman who succeeded J. Adam Bede is accused of going over to the Cannon crowd.

At New Orleans Speaker Cannon uttered defiance to his enemies, the insurgents, and declared the recent attacks upon him to be "peanut politics" and "tommy rot."

Two brothers were arrested at Kansas City, charged with the murder of the Van Royen family. One of them has confessed that he alone did the deed.

Dr. Cook replied to detractors at Hamilton, Mont., and practically accused Peary of instigating them.

THE MARGIN IS VERY NARROW

Republican Judges in Nebraska Seem to Have Been Elected However.

TAMMANY SAVES MAYOR IN NEW YORK

Results in Ohio, Illinois, Massachusetts, Kansas, Iowa, Kentucky and the Other States that Voted on Tuesday.

NEBRASKA.

The Omaha Bee says: The republican ticket in Nebraska has been elected probably in its entirety, the party succeeding in cutting down the democratic lead secured by the Bryan campaign of last year, though not getting the pluralities which Judge Reese secured in his campaign against Loomis. Early returns from the cities of the state indicated that the republican ticket was holding its own with the vote two years ago when Judge Reese's plurality was 24,400. Returns later when the country showed up cut down the apparent lead decisively and in 297 precincts of the 1,655 in Nebraska and including the strong republican plurality in Douglas, a net loss of 13.8 votes per precinct below the vote in 1907 was registered.

The Omaha World-Herald says: Returns received up to an early hour this morning indicate the probable election of at least one and the possible election of all three of the nominees for the supreme bench on the democratic ticket. While not by any means sufficient to assure an election, these returns indicate a net gain on the democratic ticket in the state sufficient to overcome the big majorities given the republican candidates in Lancaster and Douglas counties. Judge Sullivan leads on the democratic ticket, with Judge Good but little behind and Judge Dean a close third.

Lincoln—State Chairman Hayward of the republican committee in his last estimate last night estimated the republican majority between 7,000 and 10,000. The figures given include some of the strong democratic counties, while a number of the western counties where republicans have always rolled up strong majorities have not reported.

Douglas County—Complete returns from the election in Douglas county show that the republicans carried everything by majorities ranging from 1,200 to 2,000. On the state ticket the republican judges have carried pluralities for the high man of 2,100 and for the low man of 1,200. The high man on the republican ticket is Judge Fawcett and the low man Judge Sedgwick, while the high man on the democratic ticket is Judge Sullivan.

At midnight Chairman Byrnes, at the democratic headquarters in Columbus, said that the state was in doubt as to all three judges.

Chairman Hayward (rep.) said: "We claim the state by at least 10,000, basing estimate on Taft-Bryan vote of last year. Republican gains in Lancaster and Douglas alone are sufficient to wipe out Mr. Bryan's entire majority in the state."

NEW YORK.

New York—Tammany elected another mayor of greater New York Tuesday and lost its grip on city finances. William J. Gaynor of Brooklyn swept the five boroughs to victory as mayor by at least 70,000 plurality, defeating Otto T. Bannard, republican-fusion and William Randolph Hearst, independent.

He failed, however, to carry his ticket with him and the republican-fusion forces will control absolutely the Board of Estimate and Apportionment, which will disburse approximately \$1,000,000 during the administration.

The election throughout the state for members of the assembly resulted in the choice of a lower branch of the legislature having a republican majority of about thirty-eight as compared with a republican majority of forty-eight in the last assembly.

OHIO.

Cincinnati, O.—The defeat of Mayor Tom L. Johnson in his fifth campaign for mayor of Cleveland was the chief event in the municipal elections. In conceding his defeat Mayor Johnson announced that he would be again a candidate two years hence. At a late hour, Columbus and Hamilton were conceded to have been carried by the republicans. In Toledo, Brand Whitlock won, according to incomplete returns, by a reduced majority.

KANSAS.

Topeka—Topeka voted to adopt the commission form of government by 497 majority. The total vote was only 4,787. The vote for the proposition was 2,642 for and 2,145 against.

GOMPERS LOSES ON APPEAL.

Head of Labor Federation Again Held Guilty of Contempt.

Washington—The district court of appeals affirmed the decree of the supreme court of the District of Columbia adjudging President Samuel Gompers, Secretary Frank Morrison and Vice President John Mitchell of the American Federation of Labor guilty of contempt of court in the Buck Stove and Range case. Chief Justice Sheppard dissented from the opinion.

ILLINOIS.

East St. Louis, Ill.—Local option election day in central and southern Illinois showed the drys in the majority. Morgan, Menard, Scott, Union and Pope counties are now dry throughout. In the thirty-three precincts reported but five towns or villages returned wet victories.

MASSACHUSETTS.

Boston—The republicans carried Massachusetts in a state election by the narrowest margin in nearly a quarter of a century. The party ticket was re-elected, but Governor Draper's plurality of 69,900 last year was cut to 8,900, while that of Lieutenant Governor Louis A. Frothingham, which was 96,000 in 1908, was reduced to 7,000 votes.

INDIANA.

Indianapolis—In the municipal elections held in Indiana the republicans scored several victories, the most vital of which was in Indianapolis. Samuel Lewis Shank, the republican candidate for mayor, and the entire republican ticket, were elected by majorities ranging from 1,900 to 1,500.

KENTUCKY.

Louisville—Reports from the legislative elections held in Kentucky show that the democrats with part harmony will be able to pass any measure they desire over the veto of A. E. Wilson, the republican governor.

CALIFORNIA.

San Francisco—With about one-sixth of the total vote counted, P. H. McCarthy, union labor candidate for mayor, had a lead over both his opponents, that, if maintained, would give him a plurality of about 10,000.

VIRGINIA.

Richmond—Judge William Hodges Mann of Nottoway (dem.) was elected governor of Virginia Tuesday over William P. Kent of Wootte (rep.). He carried the entire democratic ticket with him.

Man's plurality, with returns practically complete, is 23,500. Swanson's majority for governor four years ago was 37,749, and Bryan's plurality in Virginia at the last presidential election was 30,343. The next house of delegates will be overwhelmingly democratic, as usual.

SUMMARY.

New York City has elected the democratic candidate, Judge William J. Gaynor, mayor, while in Philadelphia the republican organization has failed.

In New Jersey the republicans held their own everywhere.

Tom L. Johnson, democrat, has been defeated as mayor of Cleveland.

The latest returns from San Francisco indicate that Francis J. Heney, democrat, has been defeated for district attorney.

New York state elected as assembly that will show a republican majority of about thirty-eight.

The republicans carried Massachusetts by the narrowest margin in the history of the Bay state for nearly a quarter of a century. The entire party ticket was re-elected, but Governor Eben Draper's plurality was cut down from 69,900 last year to 8,000.

NEW JERSEY.

Trenton—The returns thus far indicate that the republicans will retain control of both branches of the legislature.

MARYLAND.

Baltimore—After midnight Republican State Chairman Hanna estimated that the constitutional amendment designed to eliminate the negro vote is defeated in city and state by from 6,000 to 10,000, this estimate being based upon meager returns.

PENNSYLVANIA.

Philadelphia—Philadelphia Tuesday re-elected Samuel P. Rotan, district attorney on the republican ticket, by a large majority. His opponent was D. Clarence Gibbons, long a leader of the reform element and well known by his connection with the Law and Order society.

WASHINGTON.

Portland, Ore.—Meagre returns from five counties in the Second congressional district of Washington indicate that Judge W. W. McCredie, republican, to succeed the late Francis W. Cushman, has won over Ernest Lisera, democrat, by a safe margin.

New York's New Mayor.

New York—William J. Gaynor, who now becomes mayor of New York, was elected on the strength of his personal record as a jurist and his stand for personal liberty and a liberal Sunday. Although the Tammany candidate, he maintained throughout the campaign that no boss shall dictate to him and one of his favorite remarks was that if there was to be any swallowing between him and the tiger he would ultimately be found on the outside. He is 58 years old, the father of eight children.

COURT MUST DECIDE.

Constitutionality of Corporation Tax Law.

The brief of the appellants in the attack on the constitutionality of the corporation tax law has reached the supreme court. The case was filed in the Lancaster county court by the Mercantile Incorporating company of Omaha. The Erie iron works entered the case as intervenor, Judge J. J. Sullivan, candidate for supreme judge on the democratic ticket, being the attorney in the case. An effort is being made to render invalid this law of the recent legislature taxing corporations a flat amount governed by their capital stock, but not based directly on it.

In the Lancaster county district court where the case was first brought the law was held to be good, and an appeal was taken to the supreme court.

In arguing the unconstitutionality of the law the appellant corporations set forth that the tax must either be in the nature of a license or a tax on the franchise. It can not be in the nature of a license from the very terms of the law. License presupposes that the state will regulate. No such regulation is prescribed. License moneys go to the school fund. The tax under this law is turned into the general fund.

The law says that such tax is an occupation permit. But the contestants declare that the right of levying an occupation tax granted in section 1, article 9 of the constitution, does not include such a tax as this law calls for. It directs an occupation tax on ad valorem basis, and enumerates sixteen kinds of occupations that might fall under the tax. Hence the law can not properly be called an occupation tax.

The section of the constitution granting the right to levy an occupation tax reads: "The legislature shall provide such revenue as may be needed, by levying a tax by valuation, so that every person and corporation shall pay a tax in proportion to the value of his, her or its property and franchise, the value to be ascertained in such manner as the legislature shall direct, and it shall have power to tax peddlers, auctioneers, brokers, hawkers, commission merchants, showmen, jugglers, inn keepers, liquor dealers, toll bridge, ferries, insurance, telegraph and express interests or business, vendors of patent medicines in such manner as it shall direct, by general law, uniform as to the class upon which it operates."

Must Make Affidavit.

When the list of delinquent corporations who had not paid the tax according to the corporation tax law was published no allowance was made for those corporations which have a capital stock and do not, under their very nature, intend to pay a dividend or in any way act as profit makers for the stockholders. It was assumed that if there was a capital stock there must be a profit-sharing intent. Many corporations have since protested that such was not the purpose of their formation and they should not be compelled to pay a tax. The secretary of state is sending out blanks asking for an affidavit from the officers of each such company that they were organized for social purposes or benevolent purposes only and are exempt from the operations of the law.

Attempt to Break Will.

A third attack has been made in the supreme court against Ida Wharton, the widow of the late George H. Boggs of Omaha. The complainants are the relatives of Boggs, who object to her using Boggs' property. Everything was willed to his wife by Boggs aside from a trusteeship, but she was also given the right to remove, with or without cause, the trustees. The brothers and sisters of the dead man declare that Mrs. Wharton has given much property willed her to her second husband, and that the property has yielded her an income of about \$12,000 per year.

A Complaint Filed.

The Kendall-Smith Milling company of Woodlawn has filed a formal complaint with the railway commission asking that the Burlington be compelled to reinstate its former switching charges between Lincoln and Woodlawn, which it changed January 1, 1907. The petition says that for thirty-three years the charge has been \$5 a car between the two towns and under the beneficiary rate the complainant has built up a thriving milling and feed business in the city of Lincoln, the product coming from the mill at Woodlawn. The changed rate has changed all this.

At the Corn Exposition.

All summer the Nebraska experiment stations have been working to have growing plants at the National Corn Exposition that the visitors might see just how the grains look at various stages and compare them to the parent plants at each season. The exhibit is entirely in charge of the Nebraska Agricultural college at Lincoln and will be supplemented by a large collection of grains and grasses from the state.

Complaint on Switching Rate.

The Kendall-Smith company of Lincoln has filed a complaint against the Burlington railroad, with the state railway commission because it has seen fit to change its switching rate of \$5 a car from Woodlawn to 2 cents per 100 pounds. This company has a machinery manufactory at Woodlawn, and for thirty-five years it says in its complaint the Burlington gave it a switching rate of \$5 a car. But recently it changed this rate to 2 cents per 100 pounds, and this rate is regarded as too high.

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.

In the year 1908 the old line life insurance companies of Nebraska collected premiums from the people of this state amounting to \$342,725, while the outside old line life companies collected \$2,695,954. For every dollar paid to a Nebraska company the outside companies received more than three dollars. This proposition should at least be turned around for the best interests of the people of the state, and The Midwest Life and the other state companies are doing their best to persuade and educate their fellow Nebraskans to do so. What gain or advantage is there to any Nebraskan, individually or collectively, to the people of the state, to have these premiums, or the larger part of them, sent out of Nebraska? One sane and emphatic way to "Stand up for Nebraska" is to buy from Nebraska insurance companies what they have to sell, especially when it is a good article, whether it is life insurance, fire insurance or accident insurance.

The premium rates of The Midwest Life of Lincoln are reasonable. Its policies are as good as any on the market today and none are better. The premiums paid it stay in Nebraska.

The twenty-five states have reserved space at the National corn show and will show what has been done with corn, the results of successive years of experiment.

Fire on the Nicholas Schreiner hay land north of Fremont destroyed four large stacks containing fifty tons of hay. The fire was said to have started from an engine on the railroad.

Charles Boales, a young man living north of Cozad, committed suicide by drinking carbolic acid. He was 21 years old and had been living alone on his farm. He was to have been married on the day following his death. Friends can give no reason for the deed.

Presbyterian people of Ponca laid the cornerstone of their new edifice. It will be dedicated about Christmas. As Miss Margaret Lewis was riding a horse in Hamilton county, a dog ran out and bit the horse. The animal jumped violently and threw Miss Lewis to the ground, fracturing her skull. She is in a critical condition.

Winters & Short of Atwood, Kan., who have the contract for building Morrill county's new \$25,000 court house, began breaking ground for the foundation last week. The building is to be of pressed brick and stone, with basement and two stories high.

The Hastings Commercial club has started a movement to complete the raising of a fund of \$25,000 to pay off the deficit of Hastings college, conditional on the designation of the institution as the Nebraska synodical college.

G. H. Mahlple of Pilger had his back broken. In company with Louis Koplin, he had gone after a load of hay and was returning when the wagon upset. Mr. Mahlple struck the ground in such a way as to break his back and otherwise injure himself.

Marvin Hatch, aged 8 years, son of Edward Hatch, was dragged to death by a cow at Seward. The boy who was leading the animal from the pasture had wrapped the rope about his waist. He was dragged two blocks before the animal could be stopped.

Former Senator Dietrich of Hastings and Miss Margaret Shaw Stewart of Philadelphia were married at the bride's home, 1725 Pine street, Philadelphia. The ceremony was simple and witnessed only by relatives and a few intimate friends of the bride and groom.

A prairie fire southwest of Sutherland burned over a considerable territory and destroyed much good range. Several stacks of hay were burned and one or two farmhouses narrowly escaped. Fire from a passing engine also resulted in a loss of several hundred dollars worth of hay in the north valley.

Nebraska is about to get another railroad, running from Beloit, Kan., to Kearney. C. Hildreth, a banker of Franking county, has written to the secretary of state that the road has come to the Nebraska line and that the surveyors will shortly be at work in this state. Mr. Hildreth asked that copies of the corporation laws be sent to him.

One of the most successful farmers' institutes held in that part of Nebraska, attracting hundreds of farmers and normal school students to its sessions and exhibits, was held at Peru. The exhibits were many and varied, prizes being awarded on common small grains, chickens, fruit, cookery and dairy products.

Charles Steele, who shot Henry Martin with a 22-caliber revolver at the home of Jens Rasmussen near Avoca, gave himself up to the Avoca authorities and was placed in the jail at Plattsmouth.

County Superintendent L. R. Willis of Adams county has inaugurated a series of reading contests which are somewhat after the plan of the old spelling matches. Each school will first have a local reading contest; then the local winners will contest in a township match. The township champions will then participate in the county contest for the championship.