

tion that today exist in Beaumont, the head center seat of the oil industry flowing. The new arrival's only hope in Texas, so far as food and lodging are concerned. There are no hotel runners here, says a correspondent, writing from the scene of quick money making. If the newcomer, with tenderfoot innocence, forces his way through the crowds that eddy around the two hotels, and asks for a room, the overworked clerks will laugh at him, and advise him to hustle for the outskirts of the town if he expects to stop in Beaumont over night. There are no rooms to be had. A cot in the hallway of the hotel will bring its \$5 per day,

restaurants in the town, but guards are No political convention, not even a | prietors asked it. Nearly all the houses stationed at the doors of each one to world's fair, ever produced the condi- in the town have been turned into see that only those who can give the boarding houses, and they all are overcountersign shall pass inside. The places on which the tenderfoot must is in some one of the tents which are rely for food are those where sandspringing up in every vacant lot, and wiches and cups of coffee are handed where he may, if he is fortunate, nefrom the rear end of a covered wagon. gotiate a cot or a blanket spread on But when oil is in the nostrils and forthe ground. Every night crowded spetunes in the air, the lack of food and cial trains leave Beaumont for Sabine shelter is not felt so seriously as it Pass, Port Arthur, and Houston, carmight be under other conditions. rying the overflow population that cannot find even these accommodations. Houston is a three-hour run from ants is being supplied very rapidly, especially since the fact is evident that Beaumont, but one can find a bed at the oil boom is no temporary affairthe end of it, and hundreds make the that it is merely the beginning of nevtrip twice a day.

Not only is a bed a treasure of great | er ending prosperity for the regions afand would bring \$10 if the hotel pro- price in Beaumont, it is equally dif- fected.



"May" Does Not Mean "Must" The ambiguous wording of statutes is the delight and profit of lawyers. If every legislative act meant just what it appeared to say and said just what have very little to fight over and big about the word "may." But the lawfees would be as scarce as white blackbirds.

Somebody did the lawyers of Ohio a friendly turn in framing a law which declared that auditors "may" examine the officials of corporations if not satisfied with the returns of their property for purposes of taxation. Mayor Tom L. Johnson of Cleveland set up the contention that certain railroads were valued for taxation purposes at but 10 to 15 per cent of their value in money. He had the city law officials secure a mandamus ordering the auditors to stop proceedings until they had | bie of Milwaukee and a graduate of the called railroad officials as witnesses.

This was "nuts" for the lawyers, and

profundity. It all turned on the question of whether the word "may" in a statute is mandatory or discretionary. To the man who has no legal mind it seems perfectly clear that there is it obviously meant the lawyers would nothing mandatory or compulsory was sane had become diseased and deyers for Mayor Johnson and the city quoted all the authorities from Blackstone down to Justice Dooley to prove that the word "may" means "must." The court, however, was un- from which there was no possibility moved by the eloquence of the attor- of escaping the death penalty he did neys and decided that the word merely implies power or permission rather relieving the community of a criminal than obligation.

> The first woman to hold office of regent of the Wisconsin State University has just been appointed by Gov. La Follette. She is Dr. Alma J. Frisuniversity in the class of '78.

The demand for hotel and restaur-

Shall Suicide be Promoted. In a recent discussion before the Physico-Medical Association of Indiana Dr. J. M. Thurston of Richmond took the ground that "when a person who generated, both physically and mentally, beyond the possibility of a cure, if he desired to commit suicide he should not be prevented," and that "if a man had committed premeditated murder a good act by committing suicide in and the state of an expense.

A philosophical system which proposes to encourage suicide under any circumstances whatever cannot fail to encourage suicide under all conceivable circumstances. Dr. Thurston's proposition is therefore impracticable and unsound. The cases of self-destruction which he would approve of

MUST BE ACTUAL SETTLERS,

Jadge Harrington Renders Important Decision Relative to Homesteaders.

ALLIANCE, Neb., June 10 .- Judge Harrington handed down a decision which is far reaching and of great importance to the people of northwestern Nebraska. It was in the case of Charles Tierman against Miller and Leith.

The plaintiff in his petition alleges that defendants procured twenty-nine colored people to file homesteads on government land in such a way as to completely surround his ranch and prevent his cattle from going to and from his watering place; that the entries were made in collusion and fraud; that the day the entries were filed the defendants procured the relincuishment of same and also leases to the land; that the defendants were about to fence in said land. The plaintiff therefore prayed that the court grant an injunction to prevent defendants from fencing said land until the matter could be investigated by the interior department.

To this petition defendants demurred. On the trial of the case several affidavits were read by plaintiff's counsel, R. C. Noleman, which bore cut the allegations contained in the retition and in fact one or more of the entrymen made affidavits that the defendants hired them to make the entries for \$5 each.

Judge Harrington granted the injunction and in passing on the matter stated that there was no question that the circumstances surrounding the filing of the homesteads would tend strongly to verify the allegations contained in the plaintiff's petition. and if the entries were not bona fide the defendants were certainly trespassers and being trespassers they had no more right on the land than the plaintiff.

The decision puts a quietus on large corporations gobbling up the public domain, thereby preventing the small ranchmen, who have been in the country for years, receiving the benefit of the same.

Omaba's Musical Festival.

OMAHA, June 10 .- The first week of the June festival has proven a great success, both in the matter of attendance and in rendition of vocal and instrumental selections. Since Prof. Fellstedt's former appearance at Omaha he has added talent to his organization and many choice selections to his repertoire. The concerts are drawing delighted audiences, and the musical festival, lasting all through June, promises to be a great success, financially and otherwise

THE LIVE STOCK MARKET.

Latest Quotations from South Omaha and Kansas City.

SOUTH OMAHA. Cattle-There was not a heavy run of cattle here and anything good met with ready sale at very satisfactory prices The market was fairly active on good stuff and the bulk of such kinds was out of first hands in good season. Receipts included about 75 cars of beef steers and the market could be quoted steady to strong. The cattle showing weight and quality were in the best demand, and while the prices paid did not show much of any change, still it was noticeable that packers wanted the cattle. The market on cows started out in good shape and the better grades brought good steady to strong prices. Along toward the last end the market was not as active and cases were noted where sellers had to sell for less money than the same kind brought earlier in the day. The feeling was weak, particularly on the lighter weight cows and helfers. Bulls sold in just about the same notches they have been for the last several days, and the same is true of veal calves and stags. Stockers and feeders continue in light supply, and all that can be said of the market is that it is holding just about steady.

Hogs-There was about the usual supply of hogs on sale and the market opened rather slow but steady to a shade stronger than yesterday's general mar ket. The bulk of the hogs sold at \$5.70 and 5.721/2. Some of the choicer loads brought \$5.75 or better, but it was noticeable that buyers did not take quality into consideration as much as they have been doing in the past, and for that reason it was difficult to get over \$5.72% unless the hogs were fancy. The hogs did not move toward the scales very rapidly. as buyers and sellers did not agree on prices.

Sheep-Receipts were light and there was not enough to test the market. Following are the quotations: Choice clipped wetthers, \$3.85@4.00; fair to good clipped wethers, \$3.85/44.00; fair to good clipped \$3.25@3.50 fair to good clipped ewes, \$3.00@ 1.25; choice wooled lambs, \$4.90@5.10; fair to good lambs, \$4.70/44.90; choice clipped lambs, \$4.50@4.75; fair to good clipped lambs, \$4.25/(4.50; spring lambs, \$5.00(05.50) feeder wethers, \$3.50@4.00; feeder lambs, \$4.00 @ 4.40.

KANSAS CITY.

Cattle-Native and Texas beef steers, steady; veal calves, 25c lower; other cattle, easy; choice export and dressed beef steers, \$5.50@5.65; fair to good, \$5.10@5.50; stockers and feeders, \$3.75@4.40; western fed steers, \$4.80/a5.60; Texans and Indians. \$4.50@5.40; Texas grass steers, \$3.80@4.50; cows, \$3.35/44.65; helfers, \$3.65/05.25; canners, \$2.50@3.25; bulls, \$3.25@6.70; calves, \$3 50 7 5.50.

Hogs-Market 527%c higher; top, \$5.95; bulk of sales, \$5.70/05.87%; heavy, \$5.850 95; mixed packers, \$5.70@5.85; light, \$5.55 5.7552; pigs, \$4.90@5.59.

Sheep and Lambs-Market strong to 10c higher; western lambs, \$4.70/05.60; western wethers, \$4.00/2/4.60; western yearlings, \$4.50 (4.90; ewes, \$3.757(4.25; culls, \$2.507(3.50; Texas grass sheep, \$3.00/a4.15; Texas lambs, \$4.40@4.75; spring lambs, \$4.75@5.75.

GRANT BELITTLES CAPTURE.

Says Againaldo is Not So Much and Might Well Break Rock.

NEW YORK, June 8.-General Fi

BANK CASE IS ARGGED.

Siade's Suit Against the Omaha National Again Submitted.

LINCOLN, Neb., June 8 .- Yestarday was argued before Commissioners Day, Hastings and Kirkpatrick of the supreme court the case of the state against the Omaha National bank and J. H .Millard, then and now president of the bank, and now United States senator from Nebraska. The suit 19 for the sum of \$201,884. The legislature of 1895 appropriated from the general fund to the sinking fund the sum of \$180,101.75. A warrant for this amount was drawn on Treasurer Bartley and sold through Millard to the Chemical National bank of New York, in whose possession it remained until October, 1896. It was then sent to the Omaha National bank, where, on January 2, 1897, Bartley made and executed to Millard and the bank his check for \$201,884, payable to Millard, president, and in return received the warrant. The check was paid by charging that sum to the state treasurer's account and crediting the account of the Chemical National and an Atkinson bank with a like sum. The action is to recover from the defendants the amount of monsy eventually lost to the state as a result of the transaction.

The case has twice been tried in the lower court and the state beaten by direct instructions. The supreme court held, in the criminal case, that the diversion by Bartley of the state's funds to pay this identical warrant was conversion, and the state now insists that this ought to be final as determining the character of the action, the bank's attorneys insisting that it is one of trover, and therefore cannot lie except it be for the identical money taken.

State Capital Notes.

LINCOLN, Neb., June 8 .- Articles of incorporation of the Woolstenholm, Steele & Sterne Cattle company of Thedford, Thomas county, were recorded in the secretary of state's office.

Adjutant General Colby has issued orders approving the election of Lieutenant Henry Olson of Company I of the First regiment, and accepting the resignation of Assistant Adjutant General Charles M. Richards, who will become captain of Company L of the First regiment.

Thousands Hear Bellstedt.

The famous Cincinnati band now playing a month's engagement at the Omaha Musical Festival is drawing large audiences and patrons are delighted with the entertainments. During the Trans-Mississippi exposition the Bellstedt organization won a warm place in the hearts of music-loving people, and now on his return to the west they are giving a second enthusiastic welcome. The concerts continue all through June.

they proceeded to crack them in the It is expected that eight million will be numerous enough in any case. usual spectacular way with much dis- boxes of citrus fruit will be shipped There is no need of a promoter in that play of legal learning and philological from California this season.

melancholy field. LAVNCHING OF & & THE NEW MAINE Beside perpetuating a name which | 10 numbers for his gallant work in a speed of 18 knots for four consecu-

must ever have a prominent place in destroying the Spanish destroyers. the history of the world as written | Between the new Maine and the old in these later days, the launching in are few points of resemblance. The Philadelphia of the new battleship first was rated as a second-class battle-Maine is to American hearts a sad ship, with a displacement of only 6,682 reminder of one of the most terrible tons. Her namesake is nearly twice as tragedies of modern times.

It is now three years and more since draught. the enactment of that horror in Havana harbor, and since then the survivors have been scattered to all quarters of the globe.

manded the Maine at the time of her destruction, has applied for the command of the new Maine, and it is more than likely that the request will be granted, and that she will fly his pennant when commissioned for service. to the Maine at the time of her destruc-

Capt. Charles D. Sigsbee, who com-Of the 25 officers who were attached

tion, four are dead, Lieut. F. W. Jenkins and Engineer Darwin R. Merritt losing their lives in that tragedy, Lieut. John J. Blandin dying shortly afterward in his Baltimore home, and more recently Chief Engineer Charles P. Howell died in this city. Bill Anthony, who was the first to no-

tify Capt. Sigsbee of the explosion on that fatal night in Havana harbor, suicided in New York last year.

Capt. Sigsbee, who was given command of the St. Paul when the war broke out and who did some excellent service while commanding that vessel, is now chief of the naval intelligence office in Washington. His most efficient | type, the new vessel is to be an imfirst lieutenant of the Maine, Lieutenant-Commander Richard Wainwright, he who commanded the Gloucester in that bloody reprisal off Santiago, is now superintendent of the Naval Academy at Annapolis, with the rank of commander, having been advanced she must on her official trial maintain half around Cape Horn.

large, displacing 12,300 tons at normal

battleship are: Length, between per-

pendiculars, 388 feet; length over all,

393 feet 10½ inches: extreme breadth.

72 feet; mean draught, 23 feet 6 inches;

displacement at normal draught, 12,-

300 tons; estimated displacement at

full load draught, 13,500 tons. As to

proved Alabama, two knots faster than

that fine battleship, equipped with a

more powerful armament and hedged

about with a greater area of armor

protection.

tive hours.

Krupp armor-the kind which has recently given such striking proofs of its resisting qualities-is to be used throughout. The armor belt, which is to be 11 inches thick at the top, tapering to 71/2 inches at the bottom, extends to within 60 feet of the stern, shielding the sides 31/2 feet above the water line and four feet below it. The casemate armor is to be six inches thick; the barbette armor 12 inches in front tapering to eight inches in the rear. The protective deck will be 21/2 inches thick, while aft, where there is no belt armor protection, it is thickened, being four inches on the slope and three on the flat.

> The forward conning tower will have 10-inch armor, and the signal tower 6-incharmor. Leading from the conning tower to the protective deck is a steel tube intended to protect the voice tubes and telegraphs extend-

The principal dimensions of the new | tube is 12 inches in diameter inside, and is protected by a steel covering seven inches thick.

The engines are of the twin screw, triple expansion inverted vertical type. The 24 Niclausse boilers, which are already well advanced, and which will be nearly completed when the ship strikes the water, are expected to give 16,000 horse-power. The vessel will have a bunker capacity of 2,000 tons. This, at an eight-knot speed, will give her a steaming radius of 8,350 knots-almost sufficient for two round trips from New In the contract it is stipulated that | York to Queenstown, Ireland, or a trip | ley. Aurora; delegate at large to the

Smallpox in a Car. GRAND ISLAND, Neb., June 10 .-

There was considerable excitement in the city over the rumor that the Union Pacific had put off a smallpox infected car, containing three or four cases of smallpox. The car contained thirty soldiers and civilians en route to New York. Most of the men were discharged volunteers. At Cheyenne a man got on the train who became sick. He was put off at Lexington for treatment.

Alliance Prepares to Celebrate.

ALLIANCE, Neb., June 10 .- At a meeting of the citizens it was decided to have a celebration July 4. A large amount of money was pledged 'and the outlook is for one of the bigegst celebrations ever held in western Nebraska. Captain Dorrington was chosen president of the day; Captain Akers, orator of the day,

Five Thousand for a Finger.

FALLS CITY, Neb., June 10 .-Lewis Russel, who brought suit against the B. & M. railroad for \$10 .-000 for the loss of a finger, was awarded \$5,000 by the jury in the district court here.

Beatrice Commercial Club.

BEATRICE, Neb., June 10 .- A meeting of business men was held as preliminary to the organization of the Beatrice Commercial club. The club is to be incorporated and will have a capital stock of \$1,000, divided into shares of \$10 each.

Three Horses Burn to Death.

COLUMBUS, Neb., June 10 .--Lightning struck the barn of Paul Gertsch, a farmer, twenty-five miles northwest of here, and the barn, together with three horses and considerable hay and grain, was destroyed.

Prisoner Escapes from Jail.

SYRACUSE, Neb., June 10 .- William Clifton escaped from the jail. where he was confined on a charge of assault.

Nebraska Sons of Veterans.

LUSHTON, Neb., June 10,-The Nebraska Sons of Veterans, in session here, elected officers for the ensuing year as follows: Commander, I. E. Young of Lushton; senior vice commander, James McBeth, Osceola; junior vice commander, A. S. Westbrook, Seward; division council, Charles C. Stull, Osceola; William Cookus, Lushton; George, C. Townsnational encampment, A. A. Stull.

erick Dent Grant was given a reception tonight by the U.S. Grant post, Grand Army of the Republic. In a brief address General Grant said:

Aguinaldo was not as much of a capture in the Philippines as he seems to have been here. To tell the truth, he had lost about all his influence. We do not treat him as if we considered him of some importance. We cannot kill him, of course, but we want to make him feel that he stands on the same footing with any Filipino. If we should fine him \$10 and send him to jail for thirty days and set him to breaking rock it would be better for him and for ourselves. If, when he comes over here, we treat him with contempt he will be treated with contempt by the natives when he goes home. But if over there they get the idea that we have a high idea of Aguinaldo's importance, when he gets back he will have a following which may make us trouble."

Founder of Elks Dead.

NEW YORK, June 7.-George K. Cumberland, known to the American stage as George W. Thompson, 'Father of the Elks," is dead in Brooklyn from blood poison, following an operation on his hand. Funeral services will be held today. He was born in New York city in 1836. He is said to have founded the Order of Elks thirty-five years ago, becoming first exalted ruler of New York lodge No. 1 in 1868. He afterwards became district deputy grand ruler of trustees and deputy exalted ruler of the United States.

Brazilians Are Pleased.

WASHINGTON, June 8 .- A number of officers of the Brazilian navy, ia full uniform, and accompanied by the Brazilian minister, called at the White House and had a pleasant exchange with the president. Later they called on Secretary Long at the Navy department and on the other cabinet officers. They also visited the navy yard and went to Mount Vernon, where they deposited a wreath of immortelles on the tomb of Washington.

Taft to Have Most to Say.

WASHINGTON, June 8 .- The program looking to the establishment of civil government in the Philippines is or more of the area planted to winter being formulated in the shape of an order which is to be promulgated shortly. It is said that there is no is left undisturbed is described as a definite conclusion as to whether the poor stand. The rye crop is in fairly powers of the civil administration will be exercised under the general war converted into corn ground. Hoppers powers of the president or the author- are plentiful, but thus far have done ity vested in him by the Spooner amendment.

Farmer Dragged by Team.

MADISON, Neb., June 8.-James Gibbs, twelve miles northwest of Madison, was killed Tuesday while seeding a field of millet. He had an attack of epilepsy and fell onto the whippletrees and caught in the trappings and was dragged across the field and through a wire fence. When extracted by his wife he was seriously injured. His head had turned black, he was cut on the forehead and his ears were torn.

Leaves Family Destitute.

WAHOO, Neb., June 8 .--- A man named Alquist, who lived on a farm near here, has left and his whereabouts are at present unknown by the members of his family, who were left in destitute circumstances. It is said that Allen, Dooley & Co., of South Omaha, had a mortgage against him for \$1,200, supposed to be secured by fifty head of cattle, which it was found Alquist did not have on his place.

Preacher and Son Killed.

LYONS, Neb., June 8 .- Word was received here that Rev. Jason Gallup and his son Ralph were instantly killed by lightning while at work upon their rice plantation near Roanoke, La. Mr. Gallup is a Methodist preacher, having held a pastorate at Clarinda and Logan, Ia.

Young Farmer Bound Over.

YORK, Neb., June 8 .- Newton Houch, a young farmer, had his hearing before County Judge Wildman, charged with statutory assault on Tillie H. Hutchison, and was bound over under \$1,000 bond.

The locomotive output of the United States in 1900 was 3,153, as compared with 694 during the year 1894.

Wheat Gives Way to Corn.

FARNAM, Neb., June 8 .- Investigation reveals the fact that three-fourths wheat last fall has been listed into corn within the last three weeks. What good shape and little of it has been no damage. Some complaint is heard of chinch bugs.

ing from the commanding officer's station to the stations below. This