

SENATE CONTROL

PRESIDENT HAS AN EYE ON VACANT CHAIRMANSHIPS.

OVER THIRTY ARE TO BE FILLED

Committees That Will Have a New Head—The Chief Executive Wants to Know Where His Friends Are in Upper House.

WASHINGTON—Chairmanships of at least thirty senate committees, regular and select, will be changed when the Fifty-ninth congress meets in December. Already many of the members of the upper branch of congress have been casting about to ascertain what other members desire in the way of committee chairmanships, so that they may take advantage of the knowledge thus gained for their own personal use. These inquiries, so far in advance of the meeting of congress, have had a tendency to focus the spotlight on the reorganization of the senate committee, for it is generally conceded that in the upper body will come the supreme fight for many of the principles for which the president irrevocably stands.

As to these inquiries regarding chairmanships, and chief committee places, the president, it is understood, has had full knowledge, and appreciating that there is a strong minority in the senate against many of the questions he will discuss in his forthcoming message, he has, as quietly as the senators, been looking after chairmanships with a view to helping his side when the battle royal is on. One thing seems certain when the curtain rolls up on the Fifty-ninth congress, that President Roosevelt will know where his friends are, and by the same reasoning will know where to put his finger on his opponents.

The fact that the president has already commenced to inquire from his senatorial visitors as to the makeup of committees in the upper body has directed the attention to the large number of chairmanships to be filled, larger than in any previous congress since the last Cleveland administration.

A NATIONAL ARMY OF 250,000 MEN

LONDON—The Daily Chronicle announces that Arnold Forster, secretary of state for war, is working out with an army council new scheme to organize a "national army" of a million of men to be composed of militia and supplemented by regulars and volunteers available for foreign service. The project, the paper says, includes the building of barracks throughout the country for the new force with special depots.

Buys Land for a Colony.

SAN ANTONIO, Tex.—S. B. Brundage of St. Louis, acting for eastern parties, closed a deal with ex-Senator A. H. Kerr of this city for 44,000 acres of land in McMullen county, on the Nueces river.

TO EXCHANGE WAR PRISONERS.

Japs Get 1,866 and Turn Over 64,000 Russians.

St. Petersburg—Russia on Saturday agreed to the Japanese proposition to exchange prisoners of war, whereby 1,866 Japanese prisoners in Russia will be delivered at some point on the western frontier of Russia, and 64,000 Russians will be delivered at the ports of Kobe, Nagasaki and Yokohama, whence they will be conveyed to Vladivostok in ten Russian transports now interned at Shanghai and Saigon and two or three other ships which are being sent from Odessa.

Kansas-Colorado Case.

WASHINGTON—In the supreme court of the United States tomorrow Attorney General Coleman of Kansas will enter a motion for the advancement of the Kansas-Colorado irrigation case on the docket so as to insure a hearing during the present term of court, and the motion will be antagonized by Colorado's representatives.

The case involves the right of the people in Colorado to control the entire water supply of the Arkansas river. The testimony taken in the case covers 8,559 typewritten pages, but under the order of the court it is being abstracted.

Present Portrait of Chase.

SPRINGFIELD, Ill.—An oil portrait of Salmon P. Chase of Ohio, for many years a member of the supreme court of the United States, was presented by a member of the bar of southern Illinois to the United States circuit and district court for the southern district of Illinois on Saturday, the ceremony taking place in the court room. Governor Deneen made the presentation speech, and was followed by Senator Foraker of Ohio, who delivered an address on "Salmon Portland Chase."

Japanese Loss in the War.

VICTORIA, B. C.—Official returns of the casualties of the Japanese army throughout the war show 46,180 killed, 10,970 died of wounds and 15,390 died of disease, a total of 72,450 dead.

Pension Agent for Iowa.

WASHINGTON—The president has appointed W. V. Wilcox of Iowa, to be pension agent at Des Moines, Ia., to succeed Dr. A. H. Thompson, was appointed to temporarily fill the vacancy caused by the recent death of R. P. Clarkson.

FIGHT OVER HEAD.

John Budnek Shoots Sister, Brother and Brother-in-Law at Hastings. HASTINGS—Over the dead body of his mother, John Budnek shot his sister, his brother and his brother-in-law at an early hour Sunday morning. Miss Francis Budnek, aged 2 was shot in the right hand, Jacob Budnek, aged 52, shot above the right eye and may die. Peter Smeall was shot through the left lung, through the abdomen, in the left thigh and through the left shoulder. He is not expected to live throughout the night.

The tragedy occurred in the death chamber at the home of Mr. and Mrs. Peter Smeall, 1350 East Second street, where Mrs. Mary Budnek, aged 62, died at 10:20 last night. John Budnek has been placed under arrest and is now in the county jail.

The tragedy was the culmination of a family quarrel that had existed for several years. The Budnek family are Polish-French and they have resided in Hastings for twenty years. John Budnek, who committed the deed, is a stonemason by trade. He is 59 years old and a bachelor.

ARGENTINE REPUBLIC TAKES DUTY OFF FARM MACHINERY

WASHINGTON—The state department has been informed by Minister Beapure, at Buenos Ayres, that the bill regarding American importations, more particularly American agricultural implements, has been amended and sent to a committee, and its acceptance may be expected in the near future. The bill admits all American agricultural machines and parts of machinery free of duty in the Argentine Republic, but the duty will be collected from all accessories such as bolting wrenches, asbestos, oil cans, belt hooks, washers, metal pins, nuts, chains, pulleys, steam packing, eye-bolts, saws, carriage poles and filters.

DESIRES CONSUMPTION CURE.

American Will Give Professor Behring \$50,000 For It.

NEW YORK—Prof. Behring's announcement to the International Tuberculosis congress in Paris of a cure for consumption has aroused widespread interest in America, says today's Herald. The full reports and comments, which have been fully cabled from Paris, have interested one of New York's wealthiest and best known citizens, whose name is withheld for the present. He has authorized the Herald to announce that he will contribute \$50,000 to a fund to present Prof. Behring if he will at once announce to the world his treatment and not withhold it for a year.

The only qualification to this offer is that the treatment must be pronounced a success by a prominent committee of physicians, of which the donor's physician is to be a member.

LAST WEEK OF EXPOSITION.

About 2,250,000 Admissions to the Show at Portland.

PORTLAND, Ore.—This week will mark the close of the Lewis and Clark exposition after a successful career not anticipated by even the most enthusiastic supporters of the project.

Before the closing day is over the fair will have recorded practically 2,250,000 admissions, which, considering the fact that the combined population of the old Oregon territory is hardly equal to that number, is almost phenomenal.

HAD BARRELS OF WEALTH WITH HAPPINESS LACKING

CHARLESTON—Lee Loeb, 58 years old, one of the wealthiest men in Charleston, a retired merchant and owner of over two hundred pieces of real estate, dressed for breakfast this morning and then telling his wife that he would be "down in a minute," stepped into a bath room and sent a pistol bullet into his brain. He was the largest owner of real estate in Charleston. The jury of inquest gave "melancholia" as the excuse for the deed.

Appointed Assistant Engineer.

WASHINGTON—John G. Sullivan has been appointed assistant chief engineer of the isthmian canal commission, according to a notice received today from Chief Engineer Stevens at Panama.

Taft Going to Panama.

WASHINGTON—Secretary Taft will sail on a naval vessel from New Orleans for Panama about November 1. He goes to look after the canal situation as it now exists in the way of construction and preparation. At the conference with the president, when it was decided to leave the administration of the canal to the secretary of war, Secretary Taft made it plain that if he was to have the responsibility for the canal he would be supreme in its command and there would be no intermediary.

Decision Against A. O. U. W.

TOPEKA, KAN.—In the case of the grand lodge of the Ancient Order of United Workmen of Kansas against Jane Haddock, widow of John Haddock, the supreme court today held that a fraternal insurance order cannot be adopted by a bylaw declaring that no person shall be admitted or retained as a member who is engaged in the sale of intoxicating liquors make void the beneficiary certificate of such a member unless special action is taken in his case.

MUTINY ON BOARD

DECK OF A SCHOONER RUNS RED WITH BLOOD.

FIVE OF THE CREW ARE KILLED

Conspirators Are Caught and Give the Details of the Commission of the Crime—Causes Leading Up to the Trouble.

WILMINGTON, N. C.—Her decks and cabins splashed with blood from the fearful butchery amidship early Tuesday morning off the North Carolina coast, the four-masted schooner Harry A. Berwind, of Philadelphia, was towed into Southport Thursday by Wilmington tugs. Aboard were the prize crew of the New York schooner Blanche H. King, who were wanted as witnesses against the three negroes shackled and brought to the Cape Fear quarantine station on Wednesday charged with mutiny and murder.

At the preliminary investigation before United States Commissioners Collier of Wilmington and Pinner of Southport, the men who boarded the vessel as they found them and the three prisoners were introduced at their own request. They gave their names as Robert Sawyer, Henry Scott and Arthur Adams, all negroes and under 40 years of age.

Sawyer and Adams employed counsel and both charged that Scott did the killing of the five men, with the exception of Captain Rumill, who disappeared before daybreak Tuesday morning in a manner of which they knew nothing. Each said he saw Scott shoot the mate on the lee side of the ship and throw his body overboard. Then he killed the engineer and went down the companionway. Very soon they heard shots below deck in the galley and a short while thereafter Scott came up again, bearing the body of the cook, a small white man, in his arms, depositing his burden over the rail. They afterward bound Scott and were steering the vessel as best they could until overhauled by the Blanche H. King.

Scott says all the seamen, four negroes formed a conspiracy soon after leaving Mobile September 23, feeling outraged because of short rations. He said that he killed no one except Cokerley, the seaman found on deck, and that he killed him in self-defense. Cokerley, he claimed struck him with a stick and shot at him while he was bound. He attempted no explanation of why he had been bound except that his companions wanted to get rid of him after the trouble. He said he saw Cokerley shoot the mate and saw Adams kill the engineer. He does not know how the cook was killed, as the shooting was done below the deck.

THE BOYCOTT IN CHINA WILL BE SUSPENDED

WASHINGTON—News that the merchants of China, who have been prosecuting the boycott against American goods have decided to temporarily suspend that movement to await possible action of the United States congress in softening the exclusion laws is contained in official dispatches received today from Peking. The information comes from the merchants' guild of that place, and is to the effect that this course has been decided upon by merchants throughout the empire. The action follows the advice of the Chinese government in the matter which was given as a consequence of the attitude of President Roosevelt.

NO PROMISE OF IMMUNITY.

Hyde Will Testify to Insurance Matters.

NEW YORK—Charles E. Hughes, counsel to the legislative insurance inquiry, and Samuel Untermyer, counsel to James H. Hyde, had a conference in Mr. Hughes' office today. While neither lawyer would discuss the matter it is said as a result of the meeting Hyde probably will appear voluntarily as a witness before the investigation committee, although it is likely he will not be summoned in the immediate future.

Hughes has gone on record as refusing to promise Hyde any special immunity or privileges as a witness and it is understood that when he appears to testify he will stand on the same footing as others.

Hill Buys Chicago Terminal.

CHICAGO—Burlington passenger trains soon will begin to arrive and depart from the Grand Central passenger station, according to the Record-Herald. Financial control of the Chicago Terminal Transfer Railroad company has been secured by James J. Hill and his allies for the benefit of the Burlington, which for a long time has found the Union station too greatly crowded to give it sufficient room for its trains. The change in stations will be made as soon as the affairs of the terminal company are adjusted.

Cattle Dealers Denounced.

PHILADELPHIA—The transportation of cattle was discussed at Wednesday's meeting of the American Humane society in annual session. The subject was brought before the convention in a paper read by James Brown, president of the Toledo Humane society. Mr. Brown declared that cattle dealers rarely consider the comfort of the stock during transportation to market and asserted that the animals suffered cruelly from neglect. Mrs. Mary P. Lamb of Los Angeles, Cal., was among the speakers.

MARKEL CONTRACT ANNULLED.

Present Arrangement for Feeding Employees is Found Sufficient.

PANAMA—The last action of the Panama canal commission before sailing from Colon for New York was the annulment of the contract awarded to J. E. Markel of Omaha for feeding and caring for the employees of the canal. The reason for this action is Chief Engineer Stevens, through the department of materials and supplies under Messrs. Jackson and Smith, is handling the commissaries successfully, rendering unnecessary the arrangement with Mr. Markel. Protests made by the employees against the arrangement, it is believed also influenced the decision.

The contract with Mr. Markel was to run five years, and it was estimated that it would involve \$50,000,000. Huggins & Dumas, one of the other firms bidding for the contract, protested against the award to Mr. Markel, alleging favoritism and charging that the latter was enabled through a leak in the office of Chairman Shonts to gain information about the other bidders which aided him in bidding successfully. The protest was forwarded to President Roosevelt, who referred it to Chairman Shonts for report, and later decided that the contract would stand.

MEAT FAMINE IN GERMANY IS LOOKING SERIOUS

BERLIN—There is much evidence to show that Germany's meat famine is growing worse. Reports from all parts of the country make mention of the measures that are being taken to abate the famine. At Eisenach a conference of the municipal authorities in that region decided to establish regular rabbit markets and in the Munich public markets also public rabbit stalls have been opened.

Since horse flesh has risen in price and dog flesh is no longer obtainable a number of municipalities began buying carloads of sea fish at the coast towns and selling them at cost to citizens. This expedient was first adopted at Solingen, but has now spread to various Westphalian cities, to Posen and even to Bavarian towns.

FOOTBALL BRUTALITY.

President Roosevelt Would Like to See It Eliminated.

WASHINGTON—President Roosevelt entertained at luncheon, Dr. D. H. Nichols and W. T. Reid of Harvard, Arthur T. Hildebrand and John B. Fife of Princeton and Walter Camp and Mr. Owsley of Yale. The six guests of the president constitute the athletic advisers of the respective colleges named.

The president desired to consider with them particularly the morale of the game of foot ball, with a view to eliminating much of its brutality if possible. A general discussion of college athletics was had, but the talk centered around the game of foot ball. It is hoped by the president that, with the co-operation of the college authorities and the athletic advisers, the rules of the game may be so amended as practically to do away with much of the brutality which makes the game objectionable to many people. It is understood that no definite conclusions were reached. Indeed, none was expected, the idea of the president being simply to start the ball rolling in the direction of a modification of the rules of the game.

LUMBER INTERESTS FAVOR RAILROAD LEGISLATION

Washington—President Roosevelt has received further indorsement of his attitude toward the enactment of railroad rate legislation from the big lumber interests of the country. Louis Dill, president, and Robert W. Higbie, a member of the National Wholesale Lumber Dealers' association, and George Gardner and Silas Gardner, representing the Central Yellow Pine association of Mississippi, told the president that their associations approved heartily of his course in the rate legislation question.

Hungarian Program Hangs Fire.

VIENNA—General Baron Fejervary, the Hungarian premier, had another interview with the king-emperor today, but it is reported that his majesty has not reached a decision concerning a ministerial program.

Americans Get a Franchise.

MEXICO CITY—Messrs. Scully, Perry and Newell, Americans, have acquired for the sum of \$2,500,000 a group of mining claims situated in the state of Durango. The first payment \$1,400,000 has been placed with the national bank at Mexico.

Superintendent of Three Roads.

MARSHALLAON, IA.—D. T. Noonan has been made general superintendent of the Minneapolis & St. Louis, Iowa Central and Des Moines & Fort Dodge railroads.

Says Cuba is Tranquil.

WASHINGTON—Senator Quesada, the Cuban minister, had a long talk with Secretary Root Saturday at the state department respecting Cuban affairs in general and especially the recent Cuban elections. Minister Quesada said that conditions were reported to be very promising at present.

"David Harum" Netted \$125,000.

SYRACUSE, N. Y.—"David Harum," the novel written by the late Edward Noyes Westcott of this city, netted the author's estate about \$125,000.

CASE OF PACKERS

INTIMATION THAT COUNTS OF CONSPIRACY ARE GOOD

OPINION OF JUDGE HUMPHRIES

Says He Will Read Carefully the Authorized That Have Been Cited and Notify Attorneys When His Decision Is Ready.

CHICAGO—The hearing of arguments on the demurrers to the indictment returned by the federal grand jury against five of the big packing concerns and seventeen of their employees was closed late Wednesday afternoon and if Judge Humphrey, before whom the arguments were made, retains his present impression of the case one-half of the indictments charging the packers with conspiracy in restraint of trade will be sustained and the remaining counts overruled. When it was announced that the case had been closed Judge Humphrey said: "As it now looks to the court the odd numbered counts are sufficient. The argument has been so clear that this is my present impression.

"I will faithfully read the authorities cited by either side of the case. When I am ready to render my decision in the case I will notify the district attorney and attorney for the defendants."

The odd numbered indictments which may be considered sufficient by the court charge conspiracy among the defendants in restraint of trade. The even numbered counts charge a monopoly. The first count in the indictment is not to be considered in the decision of Judge Humphrey, as to this count the packers are to plead not guilty and go to trial immediately.

Edward Tilden, president of the Chicago Board of Education and head of the National Packing company and Libby, McNeill & Libby, has been served with a subpoena to appear as a witness in the trial of the packers, their agents and attorneys, who were indicted on charge of conspiracy to monopolize the meat business.

FORMER WEALTHY BANKER GOES TO THE POOR HOUSE

NEW YORK—Jefferson P. Raplee, a wealthy New York banker and business associate of Jay Gould, Commodore Vanderbilt and John P. Blair, went to the poor house here Tuesday.

Raplee was one of the best known men along Broadway in his day. His father who was Judge Raplee of Yates county, New York, left him a large fortune. In 1856 he opened a banking house at 137 Broadway which was capitalized at \$200,000, and did a yearly business of \$500,000, which was a large sum at that time. Since 1867, when this bank made an assignment after some uniform speculation, Mr. Raplee's fortune, although invested in a new banking venture, steadily diminished.

Tapestries Worth \$150,000.

LONDON—Nine magnificent tapestries presented to the British nation by Baron Delonger of Paris were opened to public view at Hampton Court palace Saturday. The tapestries represent the famous Raphael cartoons, which were originally hung in Hampton Court, but afterward were removed to the South Kensington museum. The tapestries are valued at \$150,000.

General Randall Retires.

ST. LOUIS—Having reached the age limit of 64 years Major General George Morton Randall, commander of the northern division of the United States army, with headquarters in St. Louis, has retired from command.

EX-SPEAKER HENDERSON CANNOT LAST LONG

DUBUQUE, IA.—There is very little change in the condition of ex-Speaker David B. Henderson, although his death may come at any time. Tuesday the ex-speaker had an unusually hard day, which left him in a greatly weakened condition. Dr. J. S. Hancock, who recently took charge of his case, is of the opinion that death may come at any time and the patient may yet live six months or more. A sudden rush of blood to the head might kill him instantly. Trained nurses are constantly with him, the ex-speaker being in such a weak condition that he is barely able to move.

The Hague Peace Conference.

ST. PETERSBURG—The Russian government has received a large number of replies to the peace conference invitations, all of which are favorable, but contain no suggestions regarding the subjects for discussion. The announcement of the program and the date for the meeting of the conference will be sent out as soon as all the replies are received. The time of the meeting will be fixed without greater delay than necessary to permit all the delegates to reach the Hague.

Will Reappoint Tinsley.

WASHINGTON—President Roosevelt indicated in conversation with representatives Edwards of the Eleventh district and Bennett of the Ninth district of Kentucky that he will reappoint James H. Tinsley as United States attorney for the eastern district of Kentucky. Mr. Edwards presented to the president Mr. Tinsley, and Mr. Bennett introduced Judge Deering, whom he desired should be appointed. The president said he could see no reason why Mr. Tinsley should not be reappointed.

CROWE IN OMAHA.

Returns to the Scenes of His Former Exploits.

OMAHA—Pat Crowe of kidnaping fame, shackled to Detective Heitfield of the Omaha detective department, and accompanied by Chief Detective Dunn arrived in Omaha from Butte, Mont., where he was arrested a week ago. A crowd of 2,000 persons had gathered to see the prisoner. A large cordon of police opened an aisle from the platform of the train to a patrol wagon in the rear of the station, and Crowe, between the two detectives with a patrolman walking ahead and another behind, was marched to the wagon, amid the cheers or some exclamations of others. The extraordinary precautions taken by the police for landing Crowe safely behind the bars seemed hardly necessary, for he gave little heed to them, and apparently had no wish to make his escape. In fact, he said he was glad to be under arrest and once more in Omaha.

In the patrol wagon five officers and three reporters furnished company for the prisoner to the police station. A large crowd followed the patrol wagon to the station, where another crowd had gathered to witness the return of the prisoner. Precautions were again taken to prevent friends from reaching the prisoner, and he was hurried into the captain's office, where he was registered. Opposite his name was placed the charge of shooting with intent to kill or wound. The prisoner shook hands with Chief of Police Donahue, Special Agent Vizard of the Union Pacific, and Benjamin Keegan, a life-long Omaha friend.

Crowe was not inclined to talk of his past, and refused absolutely to speak of his alleged connection with the kidnaping of Eddie Cudahy. He declared that much had been published of his alleged doings, confessions and other matters which was without foundation. Among these he mentioned a confession, said to have been signed by him at Butte, implicating young Cudahy in a conspiracy in connection with the kidnaping.

Crowe took particular notice of the crowd had gathered at the station and remarked that it was a flattering welcome that Omaha was giving to one of its former citizens.

ARMY OF THE PHILIPPINES

Des Moines Next Year, and Colonel Frost Commander-in-Chief.

CHICAGO—At today's session of the Army of the Philippines, Colonel S. A. Frost of Evanston, Ill., was elected commander-in-chief, Colonel J. W. Pope of the United States volunteer army was Colonel Frost's opponent for the position.

Other officers elected ere: Senior vice commander, Captain H. A. Crow, of Tenth Pennsylvania volunteers; first junior vice commander, Colonel J. C. Loper, Fifty-first Iowa volunteers; second junior vice commander, Lieutenant E. L. Hamilton, Thirtieth United States volunteers; third junior vice commander, Captain Charles E. Metz, First Minnesota volunteers; fourth junior vice commander, Sergeant George J. Weinheimer, United States volunteer infantry.

Des Moines was chosen as the place of the next annual meeting.

A WOMAN FOR FORTY YEARS MASQUERADED AS A MAN

TRINIDAD, Colo.—For forty years masquerading as a man, Charles V. Vanmaugh has been discovered to be a woman. In that time she has been a clerk, bank cashier and a score of similar things, but for the past twenty-one years has been a sheep herder in Las Animas county.

Finely educated, and reading and writing half a dozen different languages, she started out well equipped for life, but was unable to get anything to do as a woman, so, at the age of 43, she turned man. Her true sex was discovered yesterday by Dr. T. J. Forham, county physician, while examining her at the San Raphael hospital, where she had been sent for the infirmities of old age. She is now 84 years old.

North Dakota Bank Robbed.

ST. PAUL, Minn.—A special from Grand Forks, N. D., says: The safe of the Bank of Hensel at Hensel, N. D., was blown open by robbers early this morning and all the cash in it, \$3,500, taken.

Treaty Soon to be Signed.

WASHINGTON—The treaty of peace between Russia and Japan will become effective upon its approval without waiting the formal exchange of ratifications at Washington. This information was imparted at the Japanese legation on Wednesday. This course has been decided upon in order that the speediest possible termination of the war may be had. The treaty, it is understood, has passed through the necessary preliminary stages of approval in each country.

Zealous in Land-Grabbing.

WASHINGTON—A novel scheme of public land grabbing has come to light in the McCook land district of Nebraska. An enterprising father of a family, having himself acquired title to a piece of government land, conceived an original method of getting more of the land for the family. His scheme consisted in having his older children adopt his younger, thus making them heads of families and eligible to make homestead entries, three of which were thus acquired.