

MANGLED IN WRECK

FIVE PERSONS KILLED NEAR CEDAR FALLS, IA.

Train Running at High Speed Jumps Track as Engine Strikes a Switch, Which is Said to Have Been Defective.

At 10:30 o'clock Friday morning northbound passenger No. 7 on the Chicago and Rock Island road was wrecked three miles north of Cedar Falls, Ia. Nine men were instantly killed and nine were seriously injured, several of whom probably will die.

At the time of the wreck the train was going at the rate of forty-five miles an hour. A freight was sidetracked on the switch waiting for the passenger to go by. As the engine struck the switch it jumped the track, telescoping the baggage and smoking cars.

List of the dead: C. B. Cliver, Waterloo; John W. Watson, Waterloo; William Goodwin, Waterloo; J. D. Lanpher, Shell Rock; Roy Johnson, Dike, Ia.; B. M. Christie, Minneapolis; H. J. Barron, Beamler, Ia.; Tifoda Laza, Hammond, Ind.; J. A. Merrill, Charles City, Ia.; two unknown Italians; one unidentified boy, about 20 years of age, carrying school p'n with letters "H. H. S." and a ticket for Chicago; believed to be Ernest Lovejoy, of Fairbault, Minn.

Names of the injured: Dr. O. J. O'Keefe, Marble Rock, Ia., neck broken and internal injuries; W. H. Meyers, of Burlington, baggage man; arm and ribs broken; condition critical; J. A. Newell, Finchford, Ill.; Central conductor; arm cut off, both legs crushed; may die; John Show, Waterloo, cut on head; J. H. Douglas, Waterloo, collar bone and right arm fractured; J. L. Mason, Cedar Rapids, engineer; head bruised; L. McMahon, Cedar Rapids, fireman; A. L. Welliver, Cedar Rapids, legs gashed and bruised; B. H. Merdin, West Liberty, postal clerk; right arm torn and lacerated.

CASE IS A MYSTERY.

Death of Cleveland Banker Puzzles Officers.

The wife of John J. Phillips, the coal operator, banker, broker and club man, of Cleveland, who was shot and fatally injured in his home, is under guard in her home. The officers who caused her arrest after the funeral of her husband regard her as being in too nervous a condition to be taken from her residence and questioned.

Before Phillips died he told the physicians and officers that he had started down stairs to get a bottle of beer and that as he turned on the light a burglar shot him. This story was declared by other members of the family to be true. The police, however, discredit the explanation. An explanation that is given general credence is that Phillips committed suicide because of business reverses and that the family knows this to be the case.

Phillips was shot about 1 o'clock. The police were not called for three hours later. Mrs. Phillips said that the burglar remained in the house for two or three hours after the shooting. Chief Samberger, of the police department of East Cleveland, the suburb in which is the home of the Phillips family, discredits this story.

LOST IN THE FROZEN NORTH.

Three of Arctic Expeditions Are Believed to Have Perished.

News of loss of the schooner Duchess of Bedford, a ship belonging to the Anglo-American arctic expedition, which hoped to find a new continent north of the Mackenzie river, was brought to Attabasca, Can., by Alfred Harrison, who has been in the arctic circle two years and came on the steamer Midnight Sun.

Harrison said Ernest Stefanson, of Harvard university, after whom the expedition had been called, himself brought the news of the loss of their boat to Herschell Island. He also brought the news of the disappearance of three of the party and expressed the fear that they met death in the frozen north. The missing men are Capt. Mikkelsen, a Dane; Ernest Leffingwell, of Chicago, and J. M. Marks.

Harvester Combine Pays Fine.

The International Harvester company of Wisconsin Thursday pleaded guilty at Austin, Tex., to a violation of the Texas anti-trust laws, and paid a fine of \$35,000 assessed by the court.

Sioux City Live Stock Market.

Friday's quotations on the Sioux City live stock market follow: Top beefs, \$6.25. Top hogs, \$6.00.

Strike Stopped by Court.

Dispatches from Wellington, New Zealand, state that the court of appeals there has declared that the strike of slaughter house men and their sympathizers is illegal.

Milk Scarce in Gotham.

Milk dealers of New York predict that milk will go to 10 cents a quart in that city. They say the daily supply is now 8,000 quarts short of requirements and daily decreasing.

HINDUS DRIVEN OUT.

Mob Raids Mill Workers in Washington State.

Six badly beaten Hindus are in the hospital at Bellingham, Wash., 400 frightened and half naked sikhs are in jail and in the corridors of the city hall, guarded by policemen, and somewhere between Bellingham and the British Columbia line 750 natives of India, beaten, hungry and half clothed, are making their way along the Great Northern railroad bound for the Canadian territory and the protection of the British flag.

The long expected cry, "Drive out the Hindus," was heard throughout the city and along the water front Wednesday night. The police were helpless. Authority was paralyzed, and for five hours a mob of half a thousand white men raided the mills where the blacks were working, battered down the doors of lodging houses, and dragging the invaders from their beds, escorted them to the city limits with orders to keep on going.

The trouble started at C and Holly streets, a district with Indian lodging houses. The houses were cleaned out and the denizens started on trek for the Canadian line.

The mob then swept down to the water front, and mill after mill was visited, the white employes joining the mob, and every black man was hustled outside.

Here the police suggested that the undesirables be taken to jail. This was hailed with delight, and the blacks were hustled along. From this time on very few were beaten, the bloodthirstiness of the mob seemingly having been satisfied during the attack on the lodging houses.

The mob kept up its work along the water front until early Thursday morning, when Larson's mill at Whatcom lake was visited and 100 blacks brought in from there.

Four women were found Thursday morning among the crowd in the city building.

ROUGHLY USED BY A CROWD.

Artist Earle in Danger of Tar and Feathers.

Ferdinand Penney Earle, an artist, who sent his wife to France, her old home, to secure a divorce in order that he might marry another woman, received a sorry welcome when he returned to his old home at Monroe, N. Y. Wednesday night, after bidding his wife farewell at the steamer. Earle was met by a crowd of villagers as he stepped from the train, who insulted, then hooted him and finally dragged him from his carriage and into the muddy street of the village. Earle courageously faced his tormenters and exhorted the crowd in a vain attempt to vindicate himself, and then, goaded for an instant by the insults of the people, seized a carriage whip and slashed at the crowd. A man snatched the whip from the artist's hands and bystanders state he struck him a stinging blow. Further trouble was prevented by the arrival of officers who forced Earle to drive to his home, though he persisted in trying to explain his views to the angry crowd.

TRY TO DITCH EXPRESS.

Wreckers Fail to Throw Fast New York Train from Track.

Train wreckers were at work near Scott Haven and Sutterville, thirty miles east of Pittsburg, Pa., Wednesday night. Spikes were drawn from the rails for the purpose, it is believed, of wrecking the New York express. The wreckers evidently were deceived by a number of other freight and passenger trains during the evening and the New York express passed the point before the spikes were withdrawn. A fast freight which followed was not so fortunate, however. When the engine struck the rails they turned over and the engine and twelve cars were derailed. The tank of the engine is in the Youghiogheny river. The fireman and engineer escaped injury by jumping.

Col. Elijah Halford Retires.

Lieut. Col. Elijah W. Halford, pay department of the United States army, was retired Wednesday, having reached the statutory age of 64 years. Col. Halford is attached to headquarters of the department of California at San Francisco.

Will Send More Troops.

Premier Clemenceau announced at a meeting of the French cabinet that the government had determined to send strong forces of cavalry, infantry and artillery to Morocco as rapidly as possible, and that strong measures would be taken to put down the revolt in that country.

United States Leases Dry Dock.

A special dispatch from Shanghai says that the United States has taken a five years' lease of Norvik bay, south of Vladivostok, and has also leased for next winter the floating dry dock at Vladivostok.

Whisky Up 1 Cent a Gallon.

Giving as the reason the high price of corn, whisky dealers in Cincinnati have advanced the price from \$1.32 to \$1.32 per gallon.

Big Smugglers Caught.

W. T. Hardy and Burton Baldwin, dressmakers of New York, who arrived from Europe Wednesday, were arrested for smuggling several thousand dollars worth of lace.

Roosevelt Appoints Indian Chief.

President Roosevelt Thursday appointed Tety Tiger as chief of the five tribes of Creek Indians to succeed Chief Pleasant Porter, who died at Muskogee, I. T.

NEW LIGHT IN CHINA.

Empress Dowager Puts Liberals to the Fore.

The dowager empress of China has appointed Puan Shi Kai to be a member of the board of foreign affairs and a grand councillor of the fourth class. In the foreign office he will rank as third minister. Chang Chi Tung, viceroy of Shanghai, also has been appointed a grand councillor of the fourth class. The viceroy was summoned to Peking recently to consult with the dowager empress regarding the alarming growth of anti-Manchu sentiment in China, on which subject Yuan Shi Kai has been consulting with her majesty.

The action of the throne in calling to the capital Chang Chi Tung, who is China's greatest scholar, and Yuan Shi Kai, the most liberal of the progressive Chinese statesmen, has caused an excellent impression. No official change since the passing of Prince Tuan, Yung Lu and Li Hung Chang are comparable in importance with the steps just taken by the dowager empress. It was expected that Tuan Fang will shortly be made viceroy of Chihli province, succeeding Yuan Shi Kai. The dowager empress in thus surrounding herself with the strongest and most eminent men of the empire has surprised even those who were aware of the throne's apprehensions and its determination to fortify the government to the utmost. The board of foreign affairs, with Yuan Shi Kai, Na Tung and Chang Chi Tung among its members, becomes the strongest in the history of China's foreign relations and is especially acceptable to Chinese unaggressive friends. It is reported that a place will be provided in the foreign office for Sir Chentung Liang Cheng, former Chinese minister at Washington, following his arrival here.

THOUSANDS PAY TRIBUTE.

Archbishop Williams Buried in Church He Built.

The body of Rev. John Joseph Williams, archbishop of Boston and dean of the Roman Catholic hierarchy in the United States, was Wednesday placed in a crypt beneath the high altar of the Cathedral of the Holy Cross, at Boston, which stands as a monument to his labors. The occasion was honored by the presence of Cardinal Gibbons, of Baltimore, hosts of priests and other prelates, and hundreds of prominent citizens of Massachusetts.

ROADS ASK FOR MORE TIME.

Attorneys Want Two Months for Hearing on Grain Rates.

Attorneys for the Burlington, Union Pacific and Northwestern railroads appeared before the state railway commission at Lincoln and demanded two months' time to prepare evidence for the hearing on grain rates where were promulgated by the commission two weeks ago. These rates cut the former schedules about 13 per cent. The attorneys asserted that each road will make an extended stay at the hearing, requiring the expenditure of thousands of dollars for experts. The roads will be revalued, the earnings and expenses will be compiled. Attorney Edroy Rich, of the Union Pacific, estimated that it will take three months for the commission to hear the testimony after it is gathered. As two of the commissioners are at their homes to attend primary election, no action will be taken on the railroad request for several days.

TO TEST SUNDAY LAW.

Lincoln Baseball Case Likely to Go to Highest Court.

Manager Holmes, of the Lincoln baseball club, and Secretary Hughes, of the Des Moines team, appeared in justice court and secured a continuance until Sept. 17 of the case against members of the two teams charged with playing ball on Sunday. It is generally agreed that if the ball players are convicted the case will be taken to the supreme court. The Western league, it is understood, is behind the movement.

Girl Thrown from Buggy.

The daughter of Richard Daniels, five miles southeast of Papillion, was badly hurt by being thrown from a buggy. The horse became frightened by meeting a traction engine. Mrs. Jonas and Kelly were called and think the child will live, although she is badly bruised.

Stock Yards Are Enjoined.

John Frazier secured a temporary injunction against the Union Pacific Railroad company at North Platte, restraining it from constructing or continuing to construct the new stock yards which the railroad has been building at the Points, about three miles east.

No Charge to Visit "Pen."

The state board of public lands and buildings entered an order that Warden Eeemer, of the state penitentiary, shall no longer charge a fee of 10 cents for visitors desiring to inspect the institution. The board holds that the public is entitled to inspect its property free of charge.

Unidentified man Killed.

An unidentified Syrian, who apparently was beating his way over the Union Pacific railroad, fell from a freight train at Lexington, going west about 6 o'clock, and had both legs crushed. He was taken charge of by Union Pacific Surgeon Rosenberg, but died.

Oats Yields 30 Bushels.

J. L. Smith, of Laurel, declares he has the best yield of oats in that section, going better than 30 bushels to the acre, and of fairly good weight. The oats crop is lighter than it has been for years.

Well Known Farmer Dead.

Hans Poggenwee, aged 55, a well known farmer of Randolph, is dead after a long illness. He was born in Holstein, Germany.

Druggist Drops Dead.

C. A. Jackson, head of the Jackson Drug company, of Beatrice, dropped dead. He had been in business in Beatrice since 1874 and was 67 years of age.

Severe Storm at Beatrice.

A severe rain and electrical storm visited Beatrice recently. Lightning fired the wheat stacks on the farm of S. Pheasant and a man's grain near Ellis, causing a heavy loss. Several barns were struck and badly damaged.

Germans in Big Parade.

Nearly 2,000 Germans paraded the streets of Omaha following the Labor day parade. They are veterans of the Franco-Prussian and Prusso-Austrian wars, who had gathered in Omaha for a grand conclave.

News of Nebraska

ESCAPES FROM OFFICER.

Nebraska Murderer Now Reported Surrounded in Corn Field.

R. M. Shumway, the alleged slayer of Mrs. Sarah Martin at Tecumseh, after a race across the county in an effort to avoid his pursuers, was arrested at Seneca, Kan., just across the line, only to make a dash for liberty as he was being taken from a St. Joseph and Grand Island train at that place by the town marshal.

Shumway caught the train at some point south of Beatrice and the conductor notified the authorities at Seneca. The marshal met the train and seized Shumway and started to take him off the smoking car. Just as the marshal reached the platform with his prisoner the latter jerked himself loose from the officer and started for the country.

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HARD LUCK STORY STICKS.

Tale of Misfortune Told by Al Kennedy Wins His Release.

When Al Kennedy, the man who was accused of stealing a \$2,000 Mitchell car from the Berger garage, was brought back to Omaha he told a story of misfortune and ill starred enterprise that he was released by request of Mr. Berger. Kennedy was supposed to have taken the car during the night from the locked garage by breaking into the front door or by dodging out with it during the evening when the place was open. No one knew just how he had got away. He was caught at Logan, Ia., and Detective McDonald went for him and made him drive the machine back.

LEAPS FROM HIGH WINDOW.

Woman Hospital Patient Ends Life in Nurse's Absence.

Mrs. Anna Gorman, a patient at St. Joseph's hospital, Omaha, committed suicide by jumping from a third-story window while her nurse was absent. Mrs. Gorman had been at the hospital three weeks suffering from a nervous disorder, but the nurse had seen no signs which indicated the woman should be closely watched. When the nurse returned to the woman's room after a brief absence she was surprised to find the patient missing. Search was begun and the body was found on the ground below. The woman lived an hour, but did not regain consciousness.

CITY OFFICIALS ARRESTED.

Fremont Men Accused of Violent Attack on U. P. Employees.

City Attorney C. E. Abbott, Chief of Police Peterson and Street Commissioner Fletcher, of Fremont, were arrested upon warrants sworn out by Union Pacific officials for using violence on laborers who were laying track at Union and C streets. While the chief of police kept back the laborers with his revolver the city attorney and street commissioner tore up the track just laid. Abbott is a prominent attorney and is candidate for the nomination of district judge. The city officials have six special officials guarding the contested streets.

SEVEN MILLION INCREASE.

Bank Clearings Show Gain in August.

Over Same Month of Year Ago. Bank clearings in Omaha for August increased \$5,944,632.80, or more than 17 per cent over August of last year. Clearings for the month this year were \$47,054,729.78, as compared with \$40,110,186.98 last year.

Railroad Pays High for Ranch.

Information has just been received to the effect that James Payne has sold his large ranch about twelve miles east of North Platte to the Burlington railroad for a consideration of \$125,000. This is taken to mean that the Burlington will at least establish a town site at this location.

Tecumseh Woman Will Contest.

Mrs. Eliza H. Leonard, of Tecumseh, gave notice she will contest the wills of her brothers, Robert and John Pearson, who died within a few weeks of each other and left property to their relatives, but cut her out. She alleges both were of unsound mind.

Manner of McGriff's Death.

Gov. Sheldon has received a letter from A. L. Steers, of Chapman, in which it is claimed that James L. McGriff, a Greek laborer, who was found dead near there July 16, came to his end at the hands of a mob who clubbed him to death.

Commercial Club to Take Trip.

The Commercial club of Grand Island has accepted an invitation from the Ord Commercial club and from the authorities of the Loup City fair to attend the fairs in those cities on the 12th and 26th, respectively.

City Out of Lighting Business.

At a meeting of the city council of Falls City it was decided to make the following change in the electric light system Oct. 1: The plant will be turned over to a private individual who will run the plant and furnish an all night system for \$210 per month.

Union Pacific Passenger Killed.

Philip Ferrant, a passenger on Union Pacific train No. 4, was killed at Rogers. He alighted from the train when it stopped and was crossing the track when a westbound passenger train came along and he was run down and instantly killed.

Parents Desert Child.

Forsaken by a man and woman unknown to the authorities, a child 3 months old was left at the home of Mr. and Mrs. Barbee, twelve miles west of Beatrice. Upon leaving the infant, the couple stated they would return, but they disappeared and have never been seen since.

Rock Springs Coal Gets Boost.

Rock Springs coal has been advanced at Sidney from \$8 to \$9 a ton. The local dealer claims it has gone up \$1 a ton at the mines.

TWO WOMEN'S DEVOTION

May Yet Bring Freedom to Caleb Powers of Kentucky.

While nothing definite is yet known as to the time of Caleb Powers' next trial, recently deferred, on the charge of murdering Gov. William Goebel of Kentucky, the preparations are being made and when the case is again called his defense will be complete. Incarcerated for seven years for a murder which changed the political history of a State, outlawed its Governor and wrecked many homes, Powers, who at the age of 30 years was Secretary of State for Kentucky, is still fighting desperately for his life and liberty. Three times already Caleb Powers has been condemned for participation in the Goebel assassination; three times he has been granted new trials. To his mother and his old school teacher he is indebted for at least two of these.

Almost immediately after the murder Powers was arrested while trying to escape in disguise. On Aug. 19 following, a jury pronounced him guilty of complicity in the assassination and fixed his punishment at life imprisonment. He was a man of some little means and his political friends, partly considering his trial as one arraighing his party before the world, came to his aid and a new trial was granted.

"It was a coward's shot which slew Goebel, and Caleb is not a coward."

This is what Mrs. Rebecca Powers, the mother of the prisoner, said at the first trial. This is what she said after the appeal was successful, and this is what she made many others believe by consistent reiteration.

"I know Caleb is not a coward, and I also know he had no connection with the deep damnation of Goebel's taking off."

This was the downright answer to every charge made against the prisoner returned by Mrs. Lullie Clay Brock, who



CALEB POWERS.

taught the young man when he was a youngster and who remembered the slight blue-eyed boy who called her his "second mother."

But the convictions of these women had no weight with the second jury which passed upon the guilt or innocence of the man. So on Oct. 25, 1901, these twelve men brought in a verdict of guilty, and again was the prisoner sentenced to the penitentiary for his natural life.

In the meantime, however, and before Gov. Taylor left the State as a fugitive from justice to prevent arrest and arraignment for complicity in the same assassination, the executive granted a pardon to the prisoner. The Supreme Court of the State declared this pardon void, holding that Taylor had ceased to be Governor at the time it was issued.

But the feeble old mother never ceased praying for her son's freedom. Nor did she waver in her faith as to his innocence. She had impoverished herself, having sold her little farm and moved to the home of a daughter, to add in raising finances for the son to continue his battle against what seemed to be overpowering odds. Then came the third trial. She was living in an humble cottage in Barbersville, and every evening she could be found standing at the gate, her very soul crying out for a verdict of "innocent."

Finally the verdict was carried to her, but it was as far from that expected and hoped for as day is from night. It was on the evening of Aug. 29, 1903, that she learned that a third jury had condemned her boy to death.

Holding herself steadily erect, the aged woman made but one comment:

"My son is innocent; my sole prayer now is to the God of the fatherless and the widow that he will open the eyes and soften the hearts of these enemies of Caleb who seem determined to have his life. But both he and I will live to prove to the world that he had no connection with the crime."

Prior to this trial Powers had used up about all the funds he could secure. Now he was pretty well discouraged. Again did a woman come to his rescue. In the mountain school at Flemingsburg, Caleb Powers had inspired that affection in Mrs. Brock which was to bring forth a harvest that made a fourth trial possible. Notwithstanding her 54 years she gave up all her time to raising a fund for Powers' defense. She resigned from the little school and traveled the length and breadth of the State in behalf of her former pupil. She was particularly successful among the women of the State, and it was her spirit, which she imparted to others, that made the fourth trial a certainty.

One of the attendants will be the prisoner's mother. She says she cannot bear the suspense which was hers while awaiting the verdict in the third trial, and she is confident that the prejudices of former juries will not be a part of the make-up of the next which will try her boy. Whatever the outcome of the trial, the prisoner is bearing up with remarkable fortitude.

Fritchard Sure He Is Right.

United States Circuit Judge Fritchard, in an opinion recently announced at Asherville, N. C., strongly affirms the jurisdiction of his court in the issuance of the recent injunctions against officials during the railroad rate controversy. He declares that a State Legislature cannot so frame an act as to deprive a citizen of a right vouchsafed him by the federal constitution or to deprive the Federal Court of its jurisdiction.