

THE NORFOLK WEEKLY NEWS-JOURNAL.

NORFOLK, NEBRASKA, FRIDAY, MARCH 15, 1907.

NOVEL TRIAL IN SCHOOL

HIGH SCHOOL LADS AT GREGORY, S. D., ARRESTED.

TRIAL BY JURY OF CLASSMATES

Professor Hiatt of the Gregory High School has adopted a novel method of bringing to justice two boys who had a fight.

Gregory, S. D., March 14.—Special to The News: Professor Hiatt of the Gregory high school has introduced a novel plan of punishment to the higher class. Two of the large boys engaged in a fist encounter and to punish them he appointed George Casey as marshal and caused the arrest of Bart Felton, who seems to have been the aggressor, and has set a trial for Friday afternoon. Less G. Casey was appointed as the attorney for the defendant and Paul Hamm for the prosecution, both being of the defendant's class; a jury will be empanelled and the defendant will be tried and if convicted the professor, who acts as judge, will pass sentence.

This will probably have more moral effect than any plan that could be taken. Decon Booth is the prosecuting witness, he being the vanquished foe. The farmers are busy buying machinery and preparing for spring seeding.

A great many final proofs are now being made, the parties expecting that they will thereby get their rights restored and have a chance to get a homestead in Tripp county.

D. E. Cameron sold his billiard hall last week for \$3,250. Less than two months since he purchased it for \$1,600.

BIG ICE GORGE BREAKS

Two Men in Line of High Water at Vermilion Are Missing.

Vermilion, S. D., March 14.—The big ice gorge in the Missouri river broke in two and water has been crying off the ice at a tremendous rate. Reports from points eleven miles along the river say the channel is rapidly opening and soon every part of the gorge for fifteen miles will be moving down stream.

It is feared that Daniel Doan, an old soldier who lives near the banks of the Missouri river in Norway township, has been drowned. When last seen he was in the second story of his house. Since then nothing has been heard of him and the house has been washed away.

Gus Cayce, a wood chopper of Norway township, is also missing. His family here is frantic. Cayce refused to leave with his family last Sunday. It is impossible to reach either the Doan or Cayce homes.

The Vermilion river is still running full, and two bridges have gone out. The water is receding in the streets of Meckling.

TRIPLE TRAGEDY AT PORT ARTHUR

Barber Shoots Wife, Mother-in-Law and Himself.

Port Arthur, Tex., March 14.—E. G. McNair, a barber, shot and killed his wife, seriously wounded his mother-in-law and fatally wounded himself at his home here as the result of domestic troubles. After shooting his wife once McNair shot her mother, who sought refuge in the house of a neighbor. McNair then returned to his wife and, finding her trying to rise to her knees, he deliberately shot several more shots into her head. He then reloaded his pistol and fired alternately at the prostrate body of his wife and himself until he had fired three shots into his own breast. Throwing aside his pistol, he walked a few feet and suddenly fell. McNair was lodged in jail and physicians say he cannot live more than a few hours.

COURT-MARTIAL EXECUTIONS

Average of Nearly Five Persons a Day Recently Killed in Russia.

St. Petersburg, March 14.—Statistics as published regarding the drumhead court-martial show that up to March 5, when their activity was suspended by Premier Stolypin on account of the opening of parliament, 746 persons were executed, an average of almost five daily. The majority of the executions occurred in Poland and the Baltic provinces.

BOMB KILLS SIX PEOPLE

Officer of Gendarmerie, Three Policemen and Two Civilians Die.

Kharkovo, Russia, March 14.—While the police were searching the rooms occupied by a student a bomb exploded, killing an officer of the gendarmerie, three policemen and two civilians. Six others were injured.

Asks President to Save Her Son.

St. Louis, March 14.—Mrs. W. R. Hendrix sent an appeal to President Roosevelt to save her son by a former marriage, Frank P. Reilly, who, she has learned, is held a prisoner of war by Honduras. It is said that Reilly was serving in the Nicaraguan army when he was captured, and his mother has been informed that he is in danger of being executed.

INJURED IN RUNAWAY.

Pilger Woman Has Severe Fall to Frozen Ground From Carriage.

Pilger, Neb., March 13.—Special to The News: Mrs. Frank Brockmeyer, aged fifty-five and weighing 225 pounds, was thrown from her buggy yesterday afternoon in a runaway and sustained painful and serious injuries by striking the frozen ground. She was driving with her son and the team became frightened at an extra freight. They whirled and threw Mrs. Brockmeyer out. She was taken to the home of August Grabencamp, where she is resting comfortably.

KIRKMAN LOSES APPEAL

FORMER NOTORIOUS FORT NIobrARA OFFICER.

SEVEN MONTHS YET TO SERVE

Captain Who Caused Suicide of Officer's Wife While He Was Stationed in Northern Nebraska, Can Not Secure Habeas Corpus Writ.

Leavenworth, Kan., March 14.—Judge Pollock of the United States district court denied the application for a writ of habeas corpus in the case of ex-Captain George W. Kirkman. Kirkman contended that his two sentences were concurrent, while the war department held they were cumulative. Kirkman still has seven months to serve in the federal prison at Fort Leavenworth.

As an officer at Fort Niobrara, Neb., Captain Kirkman was twice court-martialed on charges of conduct unbecoming an officer and a gentleman, found guilty and sentenced to two years' hard labor. The first trial was held Jan. 9, 1905, and the second March 13, 1905, with the same verdict. Attorneys for Kirkman on a February last filed habeas corpus proceedings at Topeka, setting up the declaration that both sentences ran concurrently and that therefore his time expired Jan. 27, 1907, allowing for good behavior. Kirkman appeared in court when the writ was filed. Judge West, who represented the government, backed up the opinion from Secretary of War Taft, contending that Kirkman's sentences were cumulative. Judge Pollock's decision, upholding the contention of the government, establishes a precedent in such cases.

PANICKY ON STOCK MARKET

Prices Melt Away from Four to Over Twelve Points.

New York, March 14.—The stock market was shaken into demoralization by a course of liquidation which for violence and precipitation had not been equaled in New York for several years past. The overwhelming outpouring of stocks came as a general surprise, as extensive progress was supposed to have been already effected in the necessary liquidation to meet the present situation.

Union Pacific especially broke violently at the last, an extreme 11 1/2. The fall in the Hill stocks was almost as violent, and in Reading reached over 12. St. Paul, Northwestern, Canadian Pacific, Amalgamated Copper and Colorado Fuel fell upwards of 7 points. The range of losses for practically all active stocks ran from 4 to over 6 points. The extent of the shock of such an enormous shrinkage in values is not to be estimated immediately. Even after the fall in prices was checked, important after effects of wide extent are to be looked for. The nervous action of the market at the last left opinion entirely at sea as to whether the worst had been seen there or not.

TELEGRAMS TERSELY TOLD

Harry M. Blake, a well known English actor, who had been leading man with Crane, Gillette and Nat Goodwin, died at Colorado Springs at a sanitarium of tuberculosis.

In a collision between two trains on the Gulf, Sabine and East Texas railroad near Fields, La., Thomas Hawley and William Muse were killed and seven other men were injured. James Hahnert, known as Brother Martin, the oldest member of the Xaverian Brotherhood in the United States, died at Louisville, Ky., of senility. He was born in Cologne, Germany, in 1824.

When R. H. Ingraham, general superintendent of the Southern Pacific, was dashing east on Fifth street, Los Angeles, in an automobile to catch a train, the motor struck Frank C. Beamer and fatally injured him.

The noted Mexican outlaw Gerardo Nunez, who recently robbed the Estancia Blanca ranch, in Durango, of \$7,000 and who, with his band, has long defied the civil and military authorities of Mexico, has been captured and his band exterminated.

Wounded Suspect Identified.

Wellington, Kan., March 14.—The man captured at Caldwell, suspected of having taken part in the robbery of the Hunnewell bank on Monday night and placed in jail here, was identified as Charles Allen, a gambler, recently from Wichita. Allen refuses to talk. He is totally blind, his face is raw and the ends of his fingers are missing. It is believed he was injured in the explosion at the bank.

BRIDGES ARE TO BE BUILT

BOYD COUNTY COMMISSIONERS ARRANGE FOR ONE.

STANTON COUNTY IS IN LINE

Lower Price Than Usual is Secured by Stanton County Commissioners. Many Towns in Boyd County Are Asking for New Structures.

Butte, Neb., March 14.—Special to The News: The board of county supervisors of Boyd county are in session and the talk has been bridge from start to finish. Prominent citizens from Spencer, Bristow and Monowi were here, each town asking for a bridge for their locality. There is to be but one built and that one at the same place the notorious Whiting bridge has been located.

Stanton, Neb., March 14.—Special to The News: The county commissioners of Stanton county met for the purpose of opening and considering bids for the building and repairing of bridges and also for the purpose of letting the contract to supply all lumber used by the county for bridge repairs during the ensuing year.

A number of bidders were present but the Standard Bridge company of Omaha proved to be the lowest bidder and was awarded all contracts. The contracts call for the erection of wooden bridges at \$2.99 for superstructure, \$34.00 for lumber in place, piling at 5 cents per foot and bridge lumber to be furnished at \$26.50 per thousand for the best grade of fir lumber. These prices are cheaper than the prices which have been heretofore secured.

HOME TALENT AT STANTON.

Local Company Presents Society Drama to Appreciative Audience.

Stanton, Neb., March 14.—Special to The News: The society comedy drama "The Soldier's Sweetheart" was presented by home talent at the new opera house at this city. The company was under the direction of Mrs. Evelyn Lambert and their efforts were well received. The proceeds were donated to the Stanton military band.

WOMAN JUMPS TO DEATH

Leaps Head First from Thirteenth Story of Cincinnati Building.

Cincinnati, March 14.—Leaping head first from a window ledge on the thirteenth floor of the Traction building, Gertrude Hanish, aged twenty years, a stenographer, committed suicide in the sight of hundreds of people. In falling she struck and broke an electric feed wire before landing on the curbstone near Walnut and Fifth streets, the busiest corner in the city. No cause is known for the deed.

FLOODS IN OHIO VALLEY

River is Over the Danger Line at Pittsburg.

Pittsburg, March 14.—The Monongahela, Ohio and Allegheny rivers are rising rapidly. A stage of twenty-six feet has been reached in this city and twenty-eight feet is anticipated. This stage is six feet over the danger mark and will inundate the lower portions of the city. Reports from up river points are alarming. A greater part of many towns in the Monongahela valley are submerged and many persons narrowly escaped with their lives. The property damage is heavy.

WRIGHT TO BE TRIED FOR MURDER

Suspected Man Said to Have Been Forced to Make Confession.

Denver, March 14.—District Attorney Stidger announced that he would prosecute Benjamin C. Wright on the charge of having murdered his wife and daughter, who were found dead in their home in this city on Feb. 25, and that he had secured such evidence in support of the allegation that the woman and child were poisoned by Wright. The alleged confession made by Wright to Chief of Police Delaney is said by attorneys for the defense to be worthless, having been obtained by physical force. Three physicians who examined Wright in jail after he made the confession, declared that he had recently been cruelly beaten, as the prisoner asserted.

HARVARD KEEPS FOOTBALL

Overseers Decide on Some Changes With Reference to Coaching.

Boston, March 14.—The Harvard overseers decided in favor of a continuance of the international collegiate athletics, including football, at the university, under certain restrictions, especially with reference to the professional coaching system and the manner of contests.

WRECK ON GREAT WESTERN

Car on Westbound Train Jumps Track While Passing Eastbound Train.

Waterloo, Ia., March 14.—Engineer Kellogg and his fireman were killed in a wreck on the Chicago Great Western railroad. A car on a westbound train jumped the track while passing an eastbound train. A number of cars and one locomotive were derailed.

PREPARES FOR ELECTION.

Influx of Strangers is Already Noted in Rosebud Country.

Gregory, S. D., March 14.—Special to The News: As there will be a new town board elected Tuesday, and that board will have the control of the running of the town during the opening, there is a great deal of interest taken in the event. This election will decide whether the town will be under the control of the town authorities during the rush or under the control of the element that makes it a practice of following up such occasions. The better element insists that we shall have a town board that want it run on the open plan.

The influx to Gregory is noticed to increase as the days come and go. Load after load of land seekers are almost daily seen on their way out to take a view of what they expect to make for themselves a home for the future. The prices of property have materially advanced during the past month and the prospects are that it will continue to advance in price as new people come in.

THAW CASE IS DELAYED

ADJOURNMENT TAKEN AT NOON RECESS FOR THE DAY.

LAW POINT UNDER DISCUSSION

Further Time to Frame Hypothetical Question—Jerome Tells Why Affidavit is Important—Bitter Denunciation of Defendant and Wife.

New York, March 14.—After a forenoon session, occupied almost entirely by District Attorney Jerome in a bitter denunciation of the defendant and his wife, the trial of Harry K. Thaw for the murder of Stanford White was adjourned for the day. The prosecuting attorney found his opportunity to attack Thaw and Evelyn Nesbit in arguing on the question of the admissibility of the testimony which Abraham Hummel, the lawyer, who is under indictment for subornation of perjury in the Dodge-Morse divorce case, has to offer. It was to enable Delphin M. Delmas, the leading counsel for the defense, to consult authorities and frame a reply to Jerome and also to allow the latter an opportunity of completing the hypothetical question which he is to put to his experts that the early adjournment was ordered.

During his argument the district attorney asserted that Hummel would swear that Evelyn Nesbit told him three days after her return from Europe in 1903 that Thaw had beaten her cruelly because she would not sign papers he had prepared, falsely accusing Stanford White of having drugged and betrayed her. Jerome contended that she had told much more, that Thaw seemed bent upon putting Stanford White in the penitentiary, that the statement that White had betrayed her was not true, that Stanford White had never harmed her, and that Thaw was consumed with rage when she refused to sign and swear to the papers containing "lies against Stanford White."

"These things were put in the form of an affidavit," declared Jerome, "and that affidavit was subscribed to by Evelyn Nesbit when she knew what she was doing and what the paper contained. We want to show that the girl who told this remarkable story here on the witness stand swore at another time under the solemnity of an oath that naked—stripped absolutely naked—she had endured the lashings and beatings of this defendant rather than swear to his false statements that Stanford White had drugged and ruined her."

Jerome argued that the material point of the case is whether or not Evelyn Nesbit told Thaw the story of her alleged ruin by Stanford White. Without that story in evidence, he declared, the reason for the defendant's alleged insanity disappears. The prosecutor plainly admitted the importance of young Mrs. Thaw's testimony and he said he wished, by Hummel's testimony, to show her own repudiation of the charges, which on the witness stand she renewed against White. "Thus," he concluded, "the jury may infer from her own statements after her return from Europe in 1903, whether or not she had within two months of that time told this defendant the things she said she did."

Jerome continues quite optimistic about bringing the taking of testimony to a close this week, but others who have followed the trial believe that the end is still two weeks away.

Cadets Expelled for Hazing.

Mexico, Mo., March 14.—Twenty-three cadets of the Missouri military academy, many of them members of prominent families, were expelled from the academy for hazing Cadet Czane of Peoria. Czane was seized by his fellow students and thrown into the icy water of the lake on the campus and he narrowly escaped drowning.

Bank President Kills Himself.

Canton, O., March 14.—Horace G. McDowell, president of the Farmers' bank of Canton, shot and killed himself at his country home, five miles north of this city. He was known throughout Ohio as a breeder of high class sheep.

DRUG MEN MAKING FIGHT

MORE THAN 100 OF THEM ARE IN LINCOLN.

THREE OUSTED AS LOBBYISTS

In an Exciting Free-for-All Over the Amendments, Senator Patrick Pointed Out Trio of Drug Men and Had Them Put Out.

Lincoln, Neb., March 13.—Special to The News: In an exciting free-for-all over the amendments to the pure food bill this morning three Omaha drug men were pointed out as lobbyists by Senator Patrick and asked to leave the senate. They withdrew. They were Sanford, Brown and Yates. Druggist Sherman was not lobbying and he was permitted to remain.

Supporters of the pure food bill tried to have a discussion of an amendment to allow patent medicine men immunity from printing formulae on bottles. McKesson tried to shut off debate by moving the previous question. After exciting explanations, during which Senator Epperson defied the chair to "throw him" (Epperson) out, the bill was made a special order for 2 this afternoon.

More than a hundred drug dealers are in the city.

REVIVES ANTI-LOBBY BILL

Governor Sheldon Sends Special Message to Nebraska Senate.

Lincoln, March 14.—Governor Sheldon sent a special message to the senate requesting that body to revive the house anti-lobby bill, which the senate last week indefinitely postponed. The senate indicated its intention to recall the bill.

The action of the governor followed an exciting incident in the senate, when four Omaha business men were requested by senators to leave the floor of the chamber, and did so. It was during consideration of amendments to the pure food bill, and the four men were charged with lobbying in the interest of patent medicine manufacturers and druggists.

H.L.L.'S HINT ON RATES

Says They Will Be Advanced in Northwest Instead of Reduced.

St. Paul, March 14.—"I want to go on record here that your rates will be advanced in the northwest instead of being reduced. They will be advanced simply because it is necessary to provide the service. This course will begin in the east. Now, I am not complaining about rates, but present conditions would bankrupt some of the roads in this state," thus declared James J. Hill, president of the Great Northern, before the Sundberg senate committee, which is investigating the value of railroad property in the state. Mr. Hill said the company had adopted the method of reducing rates as the revenue has justified, and an investigation of the records would show that its rates, especially on grain and farm products, are lower than in other sections of the country. Today Great Northern rates applied to Union Pacific rates, would mean a reduction in the Union Pacific income of over \$5,000,000.

Asked by Attorney James Manahan if it were not true that the lines in the east have not been making enormous profits recently, Mr. Hill replied that he did not think so. He said the whole question of operation will be on a different basis, the cost has increased so much that he knew of an eastern line which has advanced rates. "I think all the railroads of the country today have received a check they will not get over for many, many years," he asserted.

NO SUCH THING AS TAINTED MONEY

Dr. Needham Says He Will Accept Coin from Any Man Who Owns It.

Washington, March 14.—"There is no such thing as tainted money," declared Dr. Charles W. Needham, president of George Washington university, in an address.

"Human conduct in acquiring money," he said, "does not attach to or mix in the coin, nor lessen nor weaken the promise to pay upon the bank note. There is no such thing as tainted money. Good, moral money, that is, coin of full weight and live promises to pay—good coin is good anywhere, in any man's hand. Truth takes no passing shadow to itself and money cannot become impregnated by the deeds of passing users. Having this view of good money, I will accept it from any man who owns it."

Western Bowling Tourney.

Denver, March 14.—In the bowling tournament of the Western Bowling congress, the highest score was made by Seaman and Gratte of Omaha, 1,208. This probably will win second place. Keyst and Voss of Omaha scored 1,012.

Towboat Sinks; Two Drowned.

Pittsburg, March 14.—The towboat Cruiser struck the pier at lock No. 3 and sank. Two of the crew were drowned. Two others were rescued a mile below the scene of the accident, after they had been in the water an hour.

THE CONDITION OF THE WEATHER

Temperature for Twenty-four Hours. Forecast for Nebraska.

Conditions of the weather as recorded for the twenty-four hours ending at 8 a. m. today:

Maximum	37
Minimum	15
Average	26
Barometer	29.73
Snowfall	2 inches

Chicago, March 14.—The bulletin issued by the Chicago station of the United States weather bureau gives the forecast for Nebraska as follows:

Fair tonight and Friday. Warmer.

RUEF TRIAL IS RESUMED

WORK OF IMPANELING A JURY IS BEGUN.

IS DENIED CHANGE OF VENUE

San Francisco "Boss" Remanded to Custody of Elisor—Supreme Court Withholds Decision on Habeas Corpus Application Until Monday.

San Francisco, March 14.—After the names of four talesmen had been drawn from the jury box the trial of Abraham Ruef on the grand jury charge of extorting money from French restaurant keepers was continued in Judge Dunne's court until Monday. Counsel for Ruef objected to the drawing of any further names during the absence from the jury of Jurymen Drumbrell, who has been temporarily excused, and Judge Dunne thought it well to take a recess until the state supreme court renders its decision on Ruef's application for release upon habeas corpus.

The feature of the session, aside from the fact that the actual trial of the indicted boss was begun by the calling of talesmen, was the determined and spirited attempt of Ruef's lawyers to induce Judge Dunne to confess himself biased and prejudiced against the defendant and to grant a change of trial judges. This attempt failed at every point. In contravention of affidavits of bias and prejudice filed by the defense, the prosecution filed affidavits of denial, among them one by Judge Dunne himself and another by Heney. After more than an hour had been spent in a debate that was lively throughout and at times decidedly acrimonious, Judge Dunne ruled against the motion for a change of venue, and ordered the case to proceed.

Just before court was adjourned Heney asked that the disqualification of the sheriff and coroner and the continuance of the elisor be ordered, and that Ruef be remanded to the custody of the elisor for so long as the trial shall last. This motion was bitterly attacked by Attorney Ach, who denounced it as "tyrannical and arbitrary," and a fresh battle was at once under way. During its course Judge Dunne reminded Ach that he had no confidence in either the sheriff or coroner as fit persons to have the custody of the prisoner, and he brought the discussion to a close by making the order that Heney had asked for.

This means that Ruef, unless freed by a higher court, must remain a closely watched and carefully guarded prisoner in the hands of Biggy, Detective Burns and their deputies for at least three weeks, Heney having intimated that it will take that long to try the case.

The case of Mayor Schmitz was set for April 12.

SCHOOL BOARD KEEPS WORD

Rescinds Obnoxious Jap Measure and Adopts Compromise Resolution.

San Francisco, March 14.—The San Francisco board of education, keeping its word with President Roosevelt, unanimously rescinded the resolution of last October, by which Japanese were segregated in the public schools, and adopted an alternative resolution, in accordance with the understanding reached at the Washington conference between the president, Secretary Root, the school board and Mayor Schmitz.

The president, having telegraphed Mayor Schmitz that he would direct Mr. Devlin to dismiss the suits against the board in the United States circuit court and the supreme court of California as soon as the action stated should be taken by the board, members of that body look upon the Japanese incident as now closed insofar as San Francisco is concerned. There is, however, it is stated, an unwritten reservation to the effect that should the president's reciprocal promises to the board regarding discretionary restriction of coolie immigration to California not be carried out the board may feel at liberty to re-adopt the October resolution and again segregate the Japanese.

Logan Flour Mills Burn.

Logan, Ia., March 14.—Fire broke out in the flour mill of A. Edgecomb & Sons, located over the town line. The loss was total and nothing can be saved, even the grain being utterly destroyed. The new iron-cased warehouse adjoining the mill was also totally destroyed. The loss will amount to about \$75,000, with a small amount of insurance.