

THE NORFOLK WEEKLY NEWS-JOURNAL.

NORFOLK, NEBRASKA, FRIDAY, OCTOBER 29 1909.

ENGEL LOSES CHANCE TO FILE ON CLAIM NO. 1

BUTTE MAN EXHAUSTED RIGHT IN TRIPP COUNTY.

JUDGE WITTEN GIVES DECISION SUPERINTENDENT OF DRAWING SAYS CHANCE IS LOST.

NEGRO TO GET CLAIM NO. 1

When William Engel Went to Gregory Three Days Before He Drew Claim No. 1 in Aberdeen Land Lottery, He Exhausted Right to File.

William D. Engel of Butte, Neb., who drew No. 1 in the Cheyenne River and Standing Rock Indian reservation land lottery at Aberdeen Tuesday of this week, is to be cheated out of opportunity to take advantage of his good luck, by an unkind fate. A negro, Calvin Bowry of Bismarck, N. D., will get chance No. 1.

The fact that Engel filed on a quarter section of land in Tripp county, S. D., only three days prior to the Aberdeen drawing, has cost him the right to file on land in the reservations just being opened, where he drew chance No. 1 out of 81,000 registrations.

Judge Witten Wires The News. The news is authoritatively informed by Judge Witten, superintendent of the land lottery at Aberdeen—Judge Witten was also superintendent of the Tripp county opening last year—that Engel's homestead rights were exhausted when he filed on his Tripp county claim only five days ago, and that he can not file again.

This is the telegram received from Judge Witten, in reply to a query sent to him yesterday:

Aberdeen, S. D., Oct. 28.—Editor Norfolk Daily News: Engel's homestead rights were exhausted by Tripp county entry. He can not file again. J. W. Witten.

Negro Now Gets First Chance.

As a result of Engel's losing out in his chance to file on claim No. 1, that bit of good fortune will fall to the lot of a negro, Calvin Bowry of Bismarck, N. D., who drew No. 2.

The negro who gets first chance now is a porter. He is 25 years of age and is said by officials to be the first negro who ever drew a leading number in a land lottery.

Engel spent \$50 to go to Pierre to file for a chance in the lottery in which he drew No. 1, and yet when he returned home he had so little confidence in his chance to draw a farm, that he annulled the effect of his \$50 trip, and lost his chance to probably make a fortune by filing on claim No. 1, when he went to the Gregory land office and filed on a claim four miles from Rosedale in Tripp county. This was one of the quarter sections that had been left after the land rush in that county.

Among the northeast winners were: 261—Leon J. Keller, Dallas, S. D. 813—Leo L. McGovern, Dixon, Neb. 426—Beatrice Burgland, Oakland, Neb. 526—F. F. Dohse, Spencer, Neb.

759—Henry Afrank, West Point, Neb.

789—Paul Spiel, Emerson, Neb.

843—Cal Ritchey, Gregory, S. D.

877—Forest E. Ellis, Witten, S. D.

891—Julius Schrempf, Hartington, Neb.

940—Frank N. Drees, Witten, S. D.

993—Charles Pearson, Newcastle, Neb.

1041—Albert Van de Gegt, Cedar Rapids, Neb.

1134—Alfred Williams, Hay Springs, Neb.

1138—William Zulauf, Pierce, Neb.

1232—Henry R. Wendt, Meadow Grove, Neb.

1310—Reinold Hinz, Herrick, S. D.

1317—Matt Samson, Eden, S. D.

1359—J. P. Rice, Ponca, Neb.

1850—William B. Hall, Dixon, Neb.

What Winners Must Do.

The Cheyenne and Standing Rock lands will be subject to filing and entry on and after April 1, 1910, and persons who hold numbers from 1 to 50 must present their applications and filing for one quarter section or less when their names are called on that day; persons holding numbers 51 to 100 must similarly present their applications on April 2; persons holding numbers 101 to 200 must similarly present their applications on April 4, and so on at the rate of 100 days, Sundays and legal holidays excepted, until 1,000 persons have been given opportunity to make entry, and after that at the rate of 150 days.

These lands are situated in more than one land district and it will be necessary for all applicants, except soldiers and sailors, and their widows and orphans, to appear personally and make their filings at the land office for the district in which the lands they desire are located. The map which will be furnished each applicant will show the lines of the land districts and the locations of the land offices. Soldiers, sailors, or their widows, may either appear in person and make entry or file a declaratory statement, or they may file a declaratory statement by agent.

If any person fails to present his

THINK HE KILLED AT LEAST 3 WIVES

POLICE GIVING FREDERICK GEBHARDT "THIRD DEGREE."

MADE MURDER HIS BUSINESS

Pressure by the Police on Gebhardt, Alias Otto Mueller, Who is Thought to Have Married and Killed Women for Money, is Applied.

New York, Oct. 28.—Pressure by the police, which has already forced from Frederick Gebhardt, alias Otto Mueller, intimations that he may have done away with other wives besides Anna Luther, for whose killing he is now imprisoned at Islip, L. I., was again applied today to the man who is believed by the authorities to have made a business of marrying women and killing them for their money.

The authorities today were working on the theory that at least three more crimes like that which Gebhardt committed at Islip could be traced to him. In this connection the police are investigating a story told them that Gebhardt under the name of Mueller had, in 1906, induced his boarding mistress in Jamaica, L. I., a Mrs. Mary Katz, to sell out her boarding house and turn the money over to him as well as make him the beneficiary of her life insurance policy. Three days later she was found dead in Jersey City and there were no signs of Mueller.

CAPTAIN AND 34 OF CREW LOST

THIRTY-FIVE MEN BELIEVED TO HAVE PERISHED IN SEA.

THE SECOND BOAT GOES OVER

After Capsizing and Then Righting Itself, It Was Seen That But One Man Was Left in the Boat—Now Searching for the Lost Bodies.

Yarmouth, N. S., Oct. 28.—Along the Nova Scotia coast of the bay of Fundy little groups of fishermen and others kept a vigilant watch today for bodies from the steamer Hestia, wrecked across the bay on the ledges off Grand Manan island. There was little hope, however, that any additional living survivors would be picked up.

The bodies of four victims had been cast ashore in two life boats by wind and tide when the search was resumed today. In a boat which was picked up at Pembroke near here yesterday there were three bodies, presumed to be those of First Engineer P. F. Munn, and two seamen. It had previously been reported that the boat contained but two.

The body in a boat found at Salmon river, on the shore, was apparently that of Theodore Reid, a Scotch lad who was a passenger on the Hestia. As far as can be learned only two life boats left the Hestia, one of which floated off with a single occupant and the other containing Captain Newman and twenty-seven other persons. Forty-one persons are known to have been on the Hestia when she struck on the ledges, and as six of these were rescued, the missing number is thirty-five.

Starvation in Mexican Flood Region.

Mexico City, Oct. 28.—A special dispatch from San Juan Bautista says that the Grifollia river at that point is still rising and the condition of the poor in the city and throughout the flooded country has reached the starvation stage, owing to the impossibility of sending out provisions. The total damage will exceed \$5,000,000.

Reports from Huimaguillo are that the Mescalapa is slowly receding, but the north section of the town is still inundated.

The towns of Tenosique, Usumacinta, Estapilla, Cerro and Carmen are all flooded and the inhabitants have been forced to abandon their homes and take to the highlands in the mountains. There is a total loss in this section.

High Prices to Carry Wheat.

Duluth, Minn., Oct. 28.—A record price for the carriage of wheat—3½ cents—was offered at Fort William yesterday with no takers. The situation at Fort William is unusual and is causing local grain speculators much anxiety. Wheat in almost unlimited quantities from the Saskatchewan district is pouring into this port, where the elevator tonnage is nearly exhausted.

At the highest mark of the season not a single boat could be chartered for grain. Vessel owners will not accept the high offer, equivalent to \$1.20 for ore shipments, or 65 per cent more than boats are getting for carrying ore.

The best rate of the season at the local port is 3 cents on two storage cargoes of flax from Duluth to Buffalo. Tonnage for more than a million bushels was chartered at a rate which is equal to nearly \$1.20 for ore.

HEARST AND OTHERS ACTIVE

Candidates for Mayor of New York Make Sixteen Speeches.

New York, Oct. 28.—A drizzling rain fell in New York last night but despite the weather, three mayoralty candidates delivered collectively sixteen speeches. Otto T. Hannard, the republican nominee, led with nine addresses in Harlem and the Bronx; William R. Hearst, who is running independently, spoke at Carnegie Hall, once in Harlem and once in the Bronx; and William J. Gaynor, running on the democratic ticket and backed by Tammany hall, spoke four times in the heart of Manhattan, including an address to Italian democrats at Cooper union.

Crowds greeted the speakers everywhere. The meeting which Hearst addressed at Carnegie hall was announced as a democratic mass meeting and although he made an attack on Tammany the principal part of his address emphasized that he was for all time a democrat but an exponent of independence in politics.

Incidentally Mr. Hearst disclosed some interesting facts concerning his acceptance of the democratic nomination against Governor Hughes in 1906. "Three years ago I ran for governor of the state of New York upon the independence party ticket," he said, "and the democratic party of the state of New York endorsed me. I hesitated six days before accepting the democratic endorsement, but finally and foolishly accepted it."

This was the beginning of the end, the speaker continued in effect as he outlined what purported to be his clashes with Charles F. Murphy, the director of Tammany hall, disagreements which, he said, resulted in his refusal to be dictated to by the leader and his ultimate defeat because Tammany scratched him. Leaving his own case, he first sought to draw a parallel from that of William J. Bryan, who, he said, was knifed by Tammany in New York after having been endorsed at the democratic national convention.

JOHN R. WALSH NOT YET TO JAIL

EFFORT OF GOVERNMENT TO JAIL HIM NOT SUCCESSFUL.

BUT CANNOT LEAVE CHICAGO

Chicago, Oct. 28.—John R. Walsh, who is convicted on a charge of misusing funds of the Chicago National bank was recently affirmed by the United States appellate court, may retain liberty under bonds pending an attempt to appeal his case to the supreme court of the United States. The decision making this possible is rendered in the appellate court today when Judge Grosscup denied the petition of the government to have the Walsh bond of \$50,000 cancelled. Mr. Walsh, hitherto, allowed to travel about the country must now, however, remain in Chicago.

The government's petition set forth that Walsh, with a sentence of five years' imprisonment confronting him, and with plenty of money at his command, could well afford to leave the country, repaying his bondsman. In answer counsel for the defendant among other things pledged Mr. Walsh's word that he would not attempt to leave the United States and should his petition for rehearing by the appellate court be denied and the supreme court go against him, he would at once surrender himself.

GUANS DID FIGHT DUEL

Quarreling Secretaries Found it Necessary to Exchange Shots.

Havana, Oct. 28.—The dispute between Secretary of State Jusio Garcia Velez and Secretary of Sanitation Mathias Duque whose resignations from the cabinet were accepted by President Gomez, culminated in a duel with pistols. The men exchanged four shots but neither was injured.

The action of the president in suddenly accepting the resignations of the secretaries is believed to have resulted from the decision of court of honor to which the matter was referred, that a duel was necessary for the vindication of honor of both, in consequence of insults passed during the discussion of matters connected with Secretary Duque's department. It was rumored that Senor Velez will be reinstated as secretary of treasury or appointed minister at Berlin.

It's Assassin An Editor.

Harbin, Manchuria, Oct. 28.—The assassin of Prince Ito was identified today as Inchan Antean, a former editor of a newspaper at Seoul.

He said that he was one of the twenty Koreans who had taken oath that they would kill the Japanese statesman.

German Miners Strike.

Eisleben, Germany, Oct. 28.—A strike has been declared here by 10,000 copper and lignite miners, because the mine owners dismissed forty-five men who had joined the socialists' organization. It is thought the strike will spread and that at least 20,000 miners will be involved. Troops have been guarding the mines for several days.

M'COUN GETS LIFE SENTENCE

FORMER NIOBRARA, NEB., MAN GOES TO PENITENTIARY.

FOR DUAL MURDER IN DAKOTA

M'Coun Monday Changed His Plea From "Not Guilty" to "Guilty" and Now He is Sentenced to the Dakota Penitentiary for Rest of His Life.

Pierre, S. D., Oct. 27.—Isaac McCoun, self confessed slayer of William Toney and Charles Simmons of Sioux City, was today given a life sentence.

McCoun is the former Niobrara man, once acquitted of murder in Knox county, who changed his plea from "not guilty" to "guilty" last Monday. He murdered the two men and threw the bodies in a well. In 1903 he was tried in Knox county for murdering Frank Merritt. H. F. Barnhart of Norfolk defended him in that case.

Western Union Appeals Case.

Lincoln, Oct. 28.—The Western Union Telegraph company appealed to the supreme court from a conviction in the lower court of having violated a state law by changing its rates of charges without first having secured permission of the state railway commission. The company contends it is not included in the terms "common carrier" and does not come under the regulation of the railway commission.

FIGHT A DUEL IN PARIS PARK

DRAMATIST AND DRAMATIC CRITIC IN PISTOL BATTLE.

BERNSTEIN FORGETS TO FIRE

Henri Bernstein and Francis Chevassu Fought the Duel, But Neither Was Injured—Quarrel Grew Out of Publication of an Article.

Paris, Oct. 27.—Henri Bernstein, the dramatist, and Francis Chevassu, a dramatic critic, fought a duel with pistols at Prince park today.

Neither was injured. M. Chevassu fired and missed, while Bernstein did not discharge his weapon. When he was asked later why he had not fired, the dramatist replied: "I forgot to."

The duel grew out of the publication of an article written by Bernstein in which he attacked the critic. M. Chevassu issued the challenge.

CATTLE CARE ARGUMENT ENDS

Railroads Say Commerce Commission Named Too Low a Rate.

St. Louis, Oct. 27.—Lengthy arguments in the suit of fifty-nine western and southwestern railroads to restrain the interstate commerce commission from enforcing its order prohibiting an advance in freight rates on cattle, ended here today. James A. Seddon of St. Louis, special master for the United States circuit court, is empowered to render a decision in the case from which an appeal will lie to the court.

The railroads have contended that the limit at which the commission has set the freight rate for cattle is too low, the attorneys for the commission arguing that the roads have failed to prove this. The case is the outgrowth of an advance of 35 a carload made in 1903. Arguments began here October 21.

NOT GUILTY OF FRAUD

Son of Man Who Confessed to Underweighing Cheese, Acquitted.

New York, Oct. 27.—Antonio Musca, who, with his son, Phillip, has been on trial in the United States circuit court here, was today found not guilty on the charge against them of attempted frauds, in obtaining underweights on cheese importations.

CONDITION OF THE WEATHER

Temperature for Twenty-four Hours Forecast for Nebraska Condition of the weather as recorded for the twenty-four hours ending at 8 a. m. today.

Maximum 58
Minimum 25
Average 41
Barometer 30.40

Chicago, Oct. 28.—The bulletin issued by the Chicago station of the United States weather bureau gives the forecast for Nebraska as follows: Generally fair tonight and Friday; rising temperature.

Ainsworth Business Changes.

Ainsworth, Neb., Oct. 28.—Special to The News: LeRoy P. Barnes has bought the Hammond Cement works from Ira Hammond. Possession will be given next week. Mr. Barnes has been manager of the Ainsworth telephone exchange.

The Baldwin Building company has been incorporated. Its purpose is indicated in its name. It is to put up building and residences for rent. The directors are F. A. Baldwin, J. J. Baldwin, F. E. Baldwin, R. S. Rising and A. W. Scattergood.

George Tisue has sold his pool hall, candy, clear and tobacco store to Lerue & McDonald. Possession will be given November 15.

Special Forecast.

Washington, Oct. 28.—A disturbance attended by general precipitation will reach the Pacific coast about Thursday, extend over the plateau and Rockies Friday, the central valleys and great lakes Saturday and Sunday, and reach the Atlantic seaboard about Monday, November 1. Following this disturbance, a cool wave for the season will overspread the Pacific states by the close of the week, extend over the plateau and Rock mountain districts Sunday, the central valleys and lake region about Monday, and reach the Atlantic states Tuesday or Wednesday.

Willis L. Moore, Chief U. S. Weather Bureau.

Excitement in Cotton.

New York, Oct. 27.—There was continued excitement in the cotton market, with prices again making the new high records and most of the active selling about 14½ on sensational bullish estimates of the crop and reports that planters were holding for higher prices. Both southern and western bulls were credited with being aggressive buyers at times. Two prominent southern authorities issued estimates for the crop, one placing it at 10,300,000 and the other at 10,520,000, comparing with last year's commercial crop of about 13,800,000 bales.

To Reject Irish Land Bill.

London, Oct. 28.—Premier Asquith announced in the house of commons that on November 5 he would move for the rejection entirely of the house of lords' amendments to the Irish land bill.

The premier also stated that the head house would adjourn on November 5, until November 23. This precludes the possibility of a general election before the new year.

During the adjournment of the lower house the budget will be in the hands of the lords.

Ruth Bryan to Europe.

Omaha, Oct. 28.—Mrs. Ruth Bryan Leavitt, oldest daughter of William J. Bryan, who was the matron of honor at the marriage of Miss Lorraine Comstock to Harold Everts, in Omaha, will go to Germany in December to place her two children, Ruth and Bryan, in a kindergarten school and to travel and study vocal music. Mrs. Leavitt has an excellent voice and she proposes to have it cultivated in Germany.

Deported Back to Russia.

Carlton, S. D., Oct. 28.—The first person from this part of the country to be deported out of the country is Christian Kahler, whose family reside on a homestead near this place. Kahler has been ordered back to Russia by the department of commerce and labor. His deportation is based on the ground that he was not mentally sound upon his arrival in the United States a few years ago, and is now pronounced incurably insane.

Pilger Man's Back Broken.

Pilger, Neb., Oct. 28.—G. H. Mahlpie, who runs a restaurant here, had his back broken.

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

Driven From Kentucky.

Lexington, Ky., Oct. 28.—G. A. Simpson, a Grant county tobacco grower whom soldiers aided in shipping his 75,000 pounds of 1909 crop a few days ago, declared today that he would remove to New Mexico for fear of violence at the hands of the night riders near his present home.

Blaine's Son-in-Law Dying.

Washington, Oct. 28.—Brigadier General John Coppinger, U. S. A., retired, son-in-law of the late James G. Blaine, is seriously ill with pneumonia at his residence in this city and owing to his advanced age his friends are alarmed.

Brokerage Firm is Broke.

Liverpool, Oct. 28.—Notice was posted on the cotton exchange today that the brokerage firm of Johnson & Thornburn much regretted that they were unable to keep their engagements at today's clearings.

TAFT'S PLANS KNOCKED OUT

PRESIDENT'S RIVER SCHEDULE GOES ALL TO PIECES.

OTHER BOATS CAN'T KEEP UP

Owing to the Inability of the Other Boats to Keep Up With the Oleaner, the President's Schedule for Balance of Trip is Spoiled.

Helena, Ark., Oct. 28.—President Taft's river schedule went all to pieces owing to the inability of the vessels following his flagship, the Oleaner, to maintain the designated speed. The president tried to remain with the fleet as far as possible and delayed his arrival in Memphis three hours in order that the boats carrying the twenty-six governors and the 117 congressmen as well as other vessels carrying delegates to the waterways convention might arrive at the same time.

Leaving Memphis an hour and a half late the Oleaner had to press through at top speed and get here at 8 p. m., two hours behind the scheduled time. In making the run, the Oleaner left all of the other vessels of the fleet far astern.

The delays have wrought havoc with the schedule for the remainder of the trip. Leaving here nearly three hours late the president could not reach Vicksburg until 6 o'clock or later today, that being his next stop. Even to make that city by 6 p. m. the president will have to leave the other vessels behind. It had been Mr. Taft's intention to ride over the battlefields at Vicksburg and he may be unable to do so because of the delay.

Shallenberg On Wrecked Boat.

St. Louis, Mo., Oct. 28.—A special from Helena, Ark., says the steamer Grey Eagle of the presidential fleet was beached near Helena because of an accident to her boilers. Although the great bars fell, there was no fire panic. The vessel carried the Kansas delegation, which had as guests the governor of Arkansas and Governor Shallenberg of Nebraska. Those aboard the Grey Eagle were transferred to the Illinois.

ONLY 50 TO SHAKE HAND

Baton Rouge Puzzled How as to How to Make Up the Number.

Baton Rouge, La., Oct. 28.—One of the results of a conference between United States secret service officials and the committee in charge of the Taft reception at Baton Rouge is the announcement that the number of persons to shake hands with the president will be limited to fifty. This leads to the question today as to who will make up the fifty.

Mr. Taft will, according to the schedule, spend one hour in this city Friday evening. Much will be crowded into this short time and the program of entertainment will be comparatively elaborate.

PRaise Ito's Assassin

Korean Patriotic League in Honolulu Issues Bold Statement.

Honolulu, Oct. 27.—The Korean Patriotic league has issued a circular expressing satisfaction at the assassination of Prince Ito. It says: "Now is the time for our twenty millions of people to secure their independence. Ito is dead. He brought to our country the rule of the Japanese and enslaved the people. His selfishness has received its reward. His crimes were unpardonable, and what happened to him was a fitting reward for his trickery and a just punishment from our country."

"It is now known what patriot it was who shot Ito and he did it for the sake of his country and his name will be written with honor in our history forever as an example of self-sacrificing patriotism before twenty millions of slumbering people."

SAID HE BOUGHT IMMUNITY.

Sensational Statement Made in Court Against Federal Authorities.

Pittsburg, Oct. 27.—United States District Attorney Jourdan today forwarded a complete report to the department of justice concerning the sensational statement made in the federal court here yesterday by counsel for Barney Grossman, on trial for national bank irregularity, who declared his client had been granted immunity from prosecution on payment of \$60,000, by representatives of the comptroller of the currency.

Grossman, who was a former merchant of Waynesburg, Pa., was being tried on a charge of aiding and abetting former Cashier J. B. F. Rheinhart of the Farmers and Drivers National bank of Waynesburg, to defraud the institution. The alleged claim against Grossman is for \$230,000.

Orville Wright Sails for Home.

Southampton, Oct. 27.—Orville Wright, the American aviator, who has been giving a series of flights at various points in Europe since August last, sailed for home today on the steamer Adriatic.

Investigate Insolvent Bank.

Oklahoma City, Oct. 28.—Attorney General West began a grand jury investigation of the case of the Columbia Bank and Trust company, insolvent.