

THE FAYORS EXPANSION

Nelson of Minnesota Covets More Earth.

DEFENDS THE RIGHT TO ACQUIRE

A Vigorous Speech Against the Resolution of Mr. Vest—Cases of Texas and Hawaii Pioneered to Arguments in Favor of Expansion.

WASHINGTON, Jan. 21.—The senate was in session for five hours and a half today, but the session was practically barren of results. Two notable speeches were delivered, one by Mr. Nelson, republican of Minnesota, in opposition to Mr. Vest's anti-expansion resolution, and the other by Mr. White, democrat of California, in support of the resolution. The latter was based on the instruction given the California senators by the legislature in that state as to the pending peace treaty.

Mr. Nelson's address was a constitutional argument in support of the United States' right to acquire and govern foreign territory. He maintained that it was no longer an unsettled question that this country had the power not only to acquire foreign territory by discovery, conquest or treaty, but also to govern territory so acquired. That question, he said, had been settled by decision of the supreme court, and was scarcely longer open to debate. He referred to the territory that had been acquired in the past by the United States government and declared that in no single case had the people of the territory acquired been consulted or their consent secured. In the two cases of Texas and Hawaii we had more nearly approached the point of consulting the inhabitants than in any other and even in those cases there was but a shadow of consultation. In that of Hawaii less than 5,000 of the inhabitants out of a total of 125,000 had been asked for their consent to annexation.

In the course of this debate, Senator Nelson said that the constitution was made that the people of the territory proposed to be acquired were not fit for citizenship in our republic. Admitting that to be true, he said that it was quite as true that the people of such territory hitherto acquired by this country were unfit for citizenship at the time the territory was taken into the United States. Had we applied the reasoning that was being advanced against acquisition of territory, the people of Florida and the Louisiana territory would have been excluded from the United States as it is well known that they were not fitted for citizenship.

Mr. Nelson then entered upon an elaborate constitutional argument, citing numerous authorities in support of his position. He contended that the arguments that taxation without representation was tyranny and that governments derive their just powers from the consent of the governed were true only in limited extent. A majority of our people, he said, were without direct representation. Women, minors and insane persons were without representation in our government and had to bear their share of taxation. They had, in other words, to undergo the burdens of government without the right of control.

In response to a question by Mr. Mason, Mr. Nelson said that no man could truthfully say that the rights of the colored people in the United States were in any sense impaired by Great Britain's great scheme of colonization. Further replying to Mr. Mason he said that the United States had no right to interfere with the colonization plans of England and demanded to know whether Mr. Mason would defend his right to the great west of England. What the people of England have done, said he, certainly the people of the United States could accomplish. Colonies have not been destroyed; how will they have destroyed us?

Mr. Tillman, interrupting Mr. Nelson, and referring to the contest between Sweden and Norway, inquired what severance of their relations, inquired whether the Norwegians at home wanted liberty while those of the United States did not. He said that the United States did not want the Philippines. This reference to Mr. Nelson's Norwegian birth aroused him. "I am a citizen of the United States," Mr. President, "I am not representing either the people or the government of Norway, whose rights and liberties I am satisfied are greater than those of the people of South Carolina." Laughter.

Mr. White of California made a personal explanation of his attitude in relation to the peace treaty with Spain. He said that he was in charge of the instructions of the California legislature to vote for the ratification of the instrument. He said he had not joined with Mr. Perkins in the measure, because he was in charge of the instructions and that he could not be governed by them, as he did not consider that a United States senator should subordinate his own conscience and convictions in national questions to the temporary operations of a state legislature.

UNCLE SAM TAKE A HAND.

Will Insist Upon Righteous Adjustment of Samoa Succession.

WASHINGTON, Jan. 21.—The state department is moving with due deliberation and with firmness, respecting the adjustment of conditions in Samoa and is directing all of its efforts to the use of lawful and regular means to settle the succession at Apia. In fact it was its insistence upon the compliance of all the parties to the partition treaty with the terms of that document so long as it stood unannounced and unamended that has made its position so strong legally at this juncture.

There is still a lack of official reports upon the details of the stirring events at Apia. A brief statement of the situation has reached the department through the United States dispatch agent at San Francisco, but so far as can be gathered it is not yet known just why the German consul, Herr von Matusch, the German candidate for the succession to the throne of Samoa, was ineligible. It is supposed here that the decision was based on the use of the improper influences by outside parties interested in the election of a king. That established would be sufficient to disqualify Matusch under the strict terms of the treaty which expressly provides for an untrammeled choice by the natives according to their own established customs.

The United States government must adhere to the terms of the treaty so long as it stands, this being a duty imposed upon the government by the document itself, so it is to be presumed, in the absence of an official statement, that the instructions sent to the United States government and declared that it was to be governed by this understanding in any presentation of the case that it may be necessary to make.

The navy department's order to the Philadelphia did not go to Admiral Kautz until yesterday afternoon, and he was given instructions to take on a full supply of coal and make ready for a cruise to Samoa. There was not an explicit order to start but simply that he make ready. If the admiral, as reported in the press dispatches, finds that his ship's bottom is so foul through its cruise in the southern waters as to be unable to proceed to Samoa, he probably will be authorized to use divers to clean the hull, for the department has decided that the ship should not be sent to the Mar Island navy yard to be fitted out.

Consul at Samoa a Nebraskaan.

OMAHA, Neb., Jan. 21.—The revolution at Samoa and the threatening international complications have brought into prominence the United States consul at Apia, Luther W. Osborne of Nebraska. Osborne is a pioneer of this state and was born in 1852 at Omaha. He resided at Blair, Washington county, and was a prominent citizen there. He was born at Blair, N. Y., and entered the union army during the civil war. While in front of Richmond with Grant he cast his first vote—it was for Lincoln for president. Later he was in the army at Georgia. R. Bradley of the court of appeals of New York at present, and came to Blair in 1869. In 1873 Mr. Osborne represented Washington and Blair counties in the legislature. For a quarter of a century he was regarded as one of the leading lawyers of the state. In 1876 he was a delegate to the republican national convention.

Word from Consul Osborne.

WASHINGTON, Jan. 21.—Cable dispatches from Consul General Osborne at Apia in relation to the difficulties in Samoa, are being received at the state department, but only the meager information is given out. From a source here it is learned that the partition of the islands have since the making of the Berlin treaty and while up to this time the three United States powers to the treaty, the United States Great Britain and Germany, have gotten along without an open rupture between representatives of these powers in the island. It has not been because of any lack of friction. Osborne was advised today by Auckland that the Philadelphia had been ordered to Samoa and would arrive there about the second week of February and that he must stand firm on the question of upholding the terms of the treaty.

The Postoffice Bill Passed.

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Opposition to the Expedition.

WASHINGTON, Jan. 21.—Organized opposition to the joint resolution introduced by the House of Representatives to send an expedition to Samoa, was given today in the senate by Thurston and in the house by Mercer has developed within the last few days. The committee on the Pacific district leading and Strode of the first leading assistance. Maxwell is the only member of the Nebraska delegation outspoken in support of the expedition. The committee on the resolution now pending before the ways and means committee and Tuesday of next week has been named in which to hear the Lincoln member.

No Pay for Detaching Troops.

WASHINGTON, D. C., Jan. 21.—In accordance with an order just issued, enlisted men discharged in Cuba, Porto Rico, Hawaii and the Philippines, or other places outside the United States, will be provided free transportation to the United States on government transports, and will be assisted by the subsistence department to port of destination. They will not be entitled to pay for the cost of transportation to the United States, nor to commutation of rations for the time so subsisted on the transports.

American Meat for Manila.

SAN FRANCISCO, Jan. 21.—The transports Scandia and Morgan City, which are soon to sail for Manila, will carry a large supply of California meat to feed the soldiers in the Philippines. On the Morgan City 40,000 cases of canned meats have been placed while 60,000 pounds of frozen beef will be put on board the Scandia next Sunday morning.

The receiver's report of the Security

Notes and Trust company of Chicago shows assets, \$555,770; liabilities, \$225,325.

NEBRASKA LEGISLATURE

A Record of Proceedings in Both Branches.

DAILY DOINGS OF THE TWO HOUSES

Status of Some of the Bills Introduced and Disposition Made of Them—A Summary of the More Important Work of Nebraska's Legislature.

Senate.

When the senate met on the 13th, the committee on military affairs, through Senator Barton, its chairman, presented a report on the Stoenberg resolutions, and offered the following resolutions: That our senators and representatives in congress be requested to urge the honorable secretary of war to immediately hear and determine all charges now on file in the office of the adjutant general of the army against the Nebraska volunteers of the first regiment of Nebraska volunteers, for violation of army regulations toward the men in his command. That the Nebraska volunteers of the first regiment of Nebraska volunteers be offered and the greater part of the force now spent in considering them, the report of the committee being final.

Senator Currie of Custer presented the following list of additional employees, which was adopted: Committee Clerks—Finance, ways and means, Frank Horne; miscellaneous corporations, William A. Gard; military affairs, L. Taylor; highways and bridges, Theodore Belmont; state prisoners, John L. Dety; insurance and immigration, A. B. Carmon; and Mr. Higer, accounts and expenditures, George H. Hale.

Engrossing clerks, W. A. McKinney, Herbert J. Paul, J. A. Stanley, L. T. Miller, C. G. Gordon, Miss Emma Munneke, Clara Bowman, J. H. Hall; proof reader, W. T. Shuler; pump engineer, Charles Burns; typewriter, Maggie Krause; clerk, Harry Morrison; custodian and janitor of committee rooms, H. G. McMillin.

House.

The senate of the 16th was called to order by the lieutenant governor, Senator Howard was the only absentee. New employees were agreed to as follows: Engrossing clerk, Everett Mills; clerk of committee on public lands and buildings, Willard Weedon; copyholder, W. R. Stewart; clerk of committee on agriculture, J. H. Sherrill; clerk of committee on enrolled bills, E. M. Hayes; engrossing clerk, L. C. Hamley; clerk of committee on military affairs, L. C. Wright.

A large number of bills were introduced and read at large on first reading. Bills read on second reading were referred to the following committees: Senate file 48, to committee on constitution and the union army during the civil war. While in front of Richmond with Grant he cast his first vote—it was for Lincoln for president. Later he was in the army at Georgia. R. Bradley of the court of appeals of New York at present, and came to Blair in 1869. In 1873 Mr. Osborne represented Washington and Blair counties in the legislature. For a quarter of a century he was regarded as one of the leading lawyers of the state. In 1876 he was a delegate to the republican national convention.

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A bill for an act to amend section

16 of chapter 4 of article 1 of the compiled statutes of 1897, and to repeal section 16 of the same, making owners of dogs responsible for damage done by them to sheep and other domestic animals, was introduced by Senator Currie of Custer.

A bill for an act to amend section 17, chapter 2, article 1, of the compiled statutes of Nebraska, and to repeal the same, was introduced by Senator Currie of Custer.

Amending the law governing county agricultural societies.

Senate file No. 147, by Owens—A bill for an act concerning the compensation of receivers.

House.

A number of bills went to second reading in the senate on the 18th, and were properly referred.

Senate file No. 23 is entitled "A bill for an act to amend section 677 of the code of civil procedure of the state of Nebraska, to repeal the original section 677," introduced by Senator Talbot.

The section amended is as follows: "Third—When the judgment, decree or order directs the sale or delivery of real estate, the court or judge shall cause the same to be sold or delivered without delay, and will not during the pendency of such appeal commit or suffer to be committed any waste upon such estate (and if the judgment or decree be affirmed, he will pay the value of the use and occupation of the property from the date of the undertaking, until the delivery of the same, pursuant to the judgment and all costs)."

Quite a spirited discussion arose over the measure. The committee reported the bill back with the recommendation that it be amended. The committee then arose, and President Talbot took the chair.

A communication was read addressed by the governor to the president of the senate, signifying that should the senate decide he would like to be accorded a messenger during the session.

Senator Currie of Custer was opposed to allowing the governor's request on the ground that the constitutional limit of employees had already been reached.

Talbot to allow the messenger was amended by Senator Van Dusen so as to show that the messenger was not to be sent to the senate. The motion as amended was agreed to.

Quota of bills were introduced

in the senate on the 19th.

Bills on second reading were referred to the following committees: Senate file 161, stock and grazing; 162, education; 163, judiciary; 164, judiciary; 165, judiciary; 166, judiciary; 167, judiciary; 168, judiciary; 169, judiciary; 170, judiciary; 171, judiciary; 172, judiciary; 173, judiciary; 174, judiciary; 175, judiciary; 176, judiciary; 177, judiciary; 178, judiciary; 179, judiciary; 180, judiciary; 181, judiciary; 182, judiciary; 183, judiciary; 184, judiciary; 185, judiciary; 186, judiciary; 187, judiciary; 188, judiciary; 189, judiciary; 190, judiciary; 191, judiciary; 192, judiciary; 193, judiciary; 194, judiciary; 195, judiciary; 196, judiciary; 197, judiciary; 198, judiciary; 199, judiciary; 200, judiciary; 201, judiciary; 202, judiciary; 203, judiciary; 204, judiciary; 205, judiciary; 206, judiciary; 207, judiciary; 208, judiciary; 209, judiciary; 210, judiciary; 211, judiciary; 212, judiciary; 213, judiciary; 214, judiciary; 215, judiciary; 216, judiciary; 217, judiciary; 218, judiciary; 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