THE BEE BULLETIN.

Dedication of the lows Building.

Weather Forecast for Nebraska-

1 lows Day at the Exposition

More Fighting at Santiago. Herdman Gang Turned Out.

2 Troops All Landed at Santiago.

Lancaster County Convention. Doings of the Women's Clubs.

Torrey's Rough Riders on the Lond

2 p. m..... 92

4 p. m

5 p. m..... 6 p. m.....

7 p. m..... 8 p. m.....

Fighting Due at Any Time.

Affairs at South Omaha.

4 Editorial and Comment. 5 lownes Flock to Omaha.

Correct Map of Santingo.

6 Council Bluffs Local Matter Iowa News and Comment. 7 Cornell Wins the Boat Ra Omaha Drops Another Ga &

S Homeopathists in Session Swedish Mission Covenant

Souvenir of the Late W Eclectic Doctors Adjour Road Building in Cube

12 "Karl Hoffer's Bluff."

Hour. Deg. 5 n. m..... 74

6 n. m..... 74

7 n. m..... 77 8 n. m..... 81

9 a. m..... 85

10 a. m..... 87

12 m..... 91

At the Grounds:

Swedish Day.

Down Town:

centh and Cass.

Fourth and Davenport.

11 a. m..... 89

Quaint Old Maps of A

9 The Field of Electricity

TODAY AT THE EXPOSITION.

S p. m., Swedish Day Exercises and

Danish Lutheran Conference, Twen-

ty-Second and Leavenworth. Swedish Epworth League, Twenty-

p. m., Reception to American In-

stitute of Homeopathy, Hon. George W. Lininger's Residence.

that General Rabi, with 2,000 Cubans lying

back at Matamoras, should attack the Span-

jards occupying the plateau adjoining San-

tiago. Fifteen coal transports had been

view to deceiving the Spaniards into the be-

moras or Cabanas, west of Santiago. The

Texas passed up to within half range of the

The Spaniards were finding the range.

shots went characteristically wild.

Spaniards. The Mauser bullets pattered

about the Texas like hallstones. About

forty volleys were fired in rapid succession.

The Texas then moved to a point within

less than 500 yards. As the big battleship

began hurling shells into the Spaniards the

land batteries returned the compliment with

uncomfortable results. It was then ap-

parent that the battleship was hit. Several

shells struck close to it. Just then the

Texas was lost in a cloud of smoke. A mo

ment later it opened up with its rapid-fire

guns. The fire had the desired effect. The

Spaniards galloped to a new position along

the protected road, just over the crest of

the hills. Through a gap in Cabanas bay

it could be seen that the Cubans, anticipat

ing the move of the Spaniards, had taken a position so as to engage the enemy at

closer quarters. A quarter of a mile from

the Texas a Spanish field battery opened fire

the second attack by the field battery. The

firing was from a point 500 yards west of

the first position. The Texas all the time

was keeping up an incessant attack with

shot appeared to go straight to the target and never did the American gunners do

better work. At 9:40 it became evident that

Socapa's fortifications had been completely

silenced. Not a shot had been fired from

its guns since & o'clock. The other batteries,

casional shot coming from them. The Texas

ably tremendous losses to the Spaniards.

At that hour the Sponish and Cuban forces

List of Casualties.

The single shell which struck the Texas

did great damage, killing one man and

F. R. BLAKELY, rating apprentice, first-

R. Russell, apprentice, Philadelphia

W. J. Simonson, seaman, New York.

H. A. Gee, apprentice, Philadelphia

G. F. Mullen, apprentice, New York.

J. E. Nelson, apprentice, New York.

Russell is very seriously wounded. The

thers will recover. The shot which struck

he Texas was about the last fired by the

Spaniards while abandoning their battery

under heavy and accurate fire. The shell

entered twenty feet abaft the stem on the

port side about three feet below the main

fick line and cut a jagged round hole, from

the measurement of which it is deduced

that the size of the projectile was six and a

the first obstruction the shell failed to ex-

plode, passing through the hawser and then

R. C. Engle, seaman, New York.

A. Soogvist, seaman, New York.

J. E. Lively, landsman, Norfolk,

wounding eight. The casualties were:

were still fighting.

The Texas drew away.

class; home, Newport.

Wounded:

at 10 o'clock completed its work with prob-

too, were then badly damaged, only an oc

Real Battle Begins.

3 Nebraska News.

Page.

IOWA GIVES A HOME

Hawkeyes Dedicate a Beautiful Building to Exposition Purposes.

DAY MADE A GENUINE IOWA AFFAIR

Occasion is Marked by the Customary Enthusiasm of the People.

UNUSUAL CROWD IS IN ATTENDANCE

Geremonies Witnessed by a Great Throng from Over the River.

PROGRAM FOR SWEDISH-AMERICAN DAY

Arrangements Complete for Another Joyous Event at the Grounds This Afternoon and Evening.

lows did itself proud yesterday and a tremendous gathering of its people came home in the music allotted to him and much across the river to dedicate its handsome fullding and add a most interesting feature dering of the difficult aria, "Why Do the to the exposition. The yellow badges were Nations so Furiously Rage," was a master-everywhere and the exercises of the day were piece of vocalization. Mr. Tomlins began witnessed by a crowd of people that packed | the prelude at a tem, o that was startling by the spacious building to its capacity and its speed, but Mr. Clark was equal to the overflowed all over the adjacent grounds. They said there would have been more of them if it was later in the season, when the that did him great credit. farmers had their work out of the way, but Mr. Tomins learned the judging by the number of farmers who came he was yet a boy soprano in an English over to assist in the jubilation, there is a lot of harvesting that wasn't done vesterday. While the bulk of the people were from Council Bluffs, there were hundreds of visitors from the other Iowa cities. When they were all congregated together to participate in the exercises of the afternoon, they formed one of the biggest and most enthusiastic crowds that has yet been seen on

the grounds. The attendance was not so promising in the morning, as many of the visitors were unable to get here until late in the forenoon, but after dinner the crowd increased with exceptional rapidity. The motor trains were jammed and the people poured into the grounds in a constant stream. Before 2 o'clock, when the exercises of the day were to take place, Iowa badges, Iowa people and Iowa enthusiasm predominated and they kept coming all the afternoon in considerable numbers.

Pleasant Enough for Any.

During the middle of the day it was a little too hot for comfort in the main court. Skylark," composed with plane accompanibut there were any number of retreats in ment by Mr. Arthur Goring Thomas, an the buildings and in the shade of the colon- English composer who was born in 1851 nades, where the people congregated and and died only a year or two ago. The canwere decidedly more comfortable than they tata was scored for orchestra by Mr. C. could have been at home. The wind was Villars Stanford and was first produced after brisk at times and from the gates the its composer's death. The words were streets leading to the grounds were almost blotted out by clouds of dust. But none of it was apparent inside, where every bit of ude, omitted at the performance yesterday, ground is sodded or paved and kept as clean as a housewife's parlor.

It was generally regretted that the Apollo club was compelled to leave so early that it could not be one of the attractions of the tenor. With this number the performance evening. The fact that the last concert oc- began. It is seldom, indeed, that one hears curred simultaneously with the lowa day celebration prevented hundreds of people style, in others melodic, it presents the from hearing the music who would have singer with a canvas upon which to paint been at liberty in the evening. But even a variety of emotions and to display fidelity with two such attractions in progress at the of conception, skill in the use of tone color same time neither suffered perceptibly. The and vigor of declamation of the highest members of the Apollo ciub left immediately order. No one but an accomplished artist after the performance and a special train of need attempt this number with any hope six motor cars was secured by the management in order to enable them to catch their that Mr. Hamlin gave it an interpretation

During the day an arrangement was perfected by which the Atlantic City band. which came to assist in the Iowa day ceremonies, will remain for at least the remainder of the week and give daily concerts from the band stand.

Swedes Will Celebrate Today.

The Swedish-American celebration today promises to bring out another big crowd and quently accompanied by the chorus. It was the local committees, who have been hard at sung by Miss Campbell and in it she work for several weeks to perfect the ar- to be a most pleasing singer. It suits her rangements, announce that it will be one of voice better than the "Messiah" music and the big events of the month. It is expected is not so exacting in its interpretation. The that several thousand Swedish-Americans alto solo is followed by a chorns for women will gather to assist in making the day a to which, however, the male voices are soon success, and many of the Swedish societies added and this by a solo for soprano. from neighboring cities are already in the begins with a series of salutatory roulades, city. The musical features of the day will which are answered by the chorus and imbe especially notable. At the afternoon con- mediately enters upon a rapid and bright cert the Thomas orchestra will render a pro- melody which makes considerable technical gram which will be largely composed of demands upon the singer. The ever-present Swedish compositions, and in the evening there will be a grand concert in the Auditorium in which a chorus of 400 voices from the Swedish singing societies of lowa and Nebraska will participate in the following

Jubilee Cantata.

olo, duet, quartet, male, female and

APOLLO CLUBS CLOSING CONCERT.

Selections from "Messiah" and "Swan and Skylark" Given Vesterday. Chicago gave its farewell performance at of Wagner and has learned well his lesson. western borders to carry its vast productions the Eposition auditorium in the presence of The tonal effects which he has produced by a fair sized audience. It was not generally combinations of instruments are not less understood that the time of the concert had beautiful than the composition itself. The been changed from evening to afternoon and playing of the orchestra was artistic and as it closed a number of people from out-of- added greatly to the interpretation of the town arrived expecting to hear the perform- | whole work.

The first part of the program consisted of portant addition to the world's choral literarelections from the "Messiah," by Handel, ture, and its solo numbers will probably soon The soloists were Miss Helen Buckley, Miss find their way into concert rooms where Bessie Campbell and Messrs. Hamlin and circumstances prevent the production of the Clark. Miss Buckley sang a number of whole. Mr. Thomas was one of the most recitatives and displayed a beautiful voice, talented of the school of English composers pure and rich. Her declamation was clear who are at last doing for England just and distinct and showed a conception of the what needs to be done by Americans for meaning and weight of the words, which our own country, namely, teaching the peocould have been obtained only by careful ple a musical language which is their own study by a most intelligent mind. Her ren- because it is the cutgrowth of their own dering of the aria, "I Know That My Re- hearts and the natural expression of their deemer Liveth," was characterized by care- own hopes and aspirations. His early death ful phrasing and a religious dignity which was a great loss to England and also to the many sopranos seem obliged to sacrifice to whole musical world. technical difficulties.

In two of the alto solos Miss Campbell revealed a fair voice, none too well trained and a style which experience will develop. The music of Handel's great oratorio is & present rather beyond her power of inter-

Mr. George Hamlin added to the good ini- and revels are strained. The Americans re-



IOWA STATE BUILDING AT THE EXPOSITION.

alted" that left little to be desired except-

ing more of the same kind.

a rhythmical precision and clearness of tone

Mr. Tomlins learned the "Messiah" while

chorus. He knows all the traditions of its

interpretation and besides puts into it a

religious fervor that brings out to the full-

est extent its grandeur. The work of the

the Apollo club. Every year the "Messiah"

is sung at least twice. Every singer knows

his part so well that his only danger is an

accident because he does know it so well.

impulse which caused the king, George II,

The second part of the program consisted

of the cantata entitled "The Swan and the

skillfully selected from the works of Mrs.

Hemans and Keats and Shelley. The prei-

is of peculiar construction, having as a sort

of interlude a recitative for the baritone,

who, as usual, is a narrator. This is fol-

lowed by a chorus and this by a solo for

of success, and it is but the truth to say

that was a triumph of art. His perception

of the varying rhythms, his skill in the

accumulation of reserved force and his in-

telligent use of it when the proper time

came, all reflect upon him lasting credit,

During the last thirty-four bars the solo is

loudest climaxes Mr. Hamiln's voice never

lost its mastery of the situation.

accompanied by the chorus, and even in the

Next in order comes a solo for alto, fre-

by Miss Buckley its beauties were self-evi-

dent. Miss Buckley possesses a lyric voice

of beautiful natural quality and it is thor-

oughly trained. She has had experience in

As was said above, the cantata was scored

"The Swan and the Skylark" is an im-

Cablegram-Special Telegram.)-The Daily

Chronicle's Shanghai dispatch from Manila

says the relations between the Americans

middle west.

Lord God Omnipotent Reigneth."

Mr. Frank King Clark found himself at Iowa State Building Turned Over to the more at ease than in the "Elijah." His ren-Exposition.

OCCASION BRINGS TOGETHER MANY PEOPLE

Many Distinguished Visitors Attend the Exercises and Participate-Orators Pay Tribute to lown.

The sun beamed munificently upon the neighbor and as a memento of Iowa's interest in the exposition.

A wonderful climax was reached at the The building occupies one of the most close of the chorus "His Yoke is Easy," and sightly locations on the beautiful tract deagain in the "Hallelujah," during the singvoted to the state buildings, facing the Neing of which the audience followed the braska building and within plain view of the world-wide custom of standing and thus tall bluffs which mark the lowa shore of dress: doing honor to the subject, the music and the winding Missouri. The Iowa people were the composer. This custom originated at early on the grounds, many of them coming the first London performance, March 23, 1743, and was the result of a spontaneous people intent upon inspecting the structure and the audience to arise, thrilled by that which had been erected by the representawondrous phrase set to the words, "For the tives of the state. As the day advanced the crowd increased and by the time it was announced for the exercises of the day to commence the building was jammed and the crowd filled the porches until there was not an inch of standing room semaining.

The finishing touches were put upon the building just before the crowd commenced coming and the result was pleasing and efing, which were not allowed to go unnoticed.

At 2 o'clock Governor Shaw, escorted by the members of the Iowa Exposition commission, entered the grounds and were met more beautiful music. In part recitative in by the Atlantic City band and escorted to the building, the exercises commencing without delay.

The speakers and distinguished guests occupled seats on the wide veranda in front of the center of the building and back of them was grouped the Dubuque Choral club. Seated on the platform were the speakers of the day, Governor Holcomb, Adjutant General Barry, Former Governor Alvin Saunders, Colonel Brownlow of the Postoffice department, Captain W. W. Cox, secretary of the Government Board of Control. Manager Rosewater of the exposition executive committee and several members of the Iowa commission. Fully 3,000 people were assembled in honor of the occasion and the fluttering of the gay ribbons of the feminine portion of the audience, the many flags hung from cornice and pinnacle, together with the profusion of cut flowers, lent an air of gayety and festivity to the

scene which made a beautiful sight. The Atlantic City band opened the cereony with an overture and ex-Governor of St. Paul's church, Council Bluffs, to de-

liver the invocation. The Dubuque Choral club sang a selection, composed especially for the occasion by Rev. L. M. Waterman of Dubuque, with music by Prof. W. H. Pontius, entitled "The chorus soon joins in, thrilled with the same Land We Love." This was warmly received joyous spirit that inspires the solo. As sung

and applauded to the echo. Ex-Governor Packard, chairman of the executive committee, explained that Presi-

and choral excellence in all this part of the with colleges, academies, schools and churches; a population of over 2,000,000, and dedicate it to the purposes for which it has is bound together by 8,500 miles of steel, its been erected. for orchestra by Mr. Stanford, and well did railroads touching the capital of every he execute his labor of love, for nothing county in its domain but one and serving. Yesterday afternoon the Apollo club of else can it be called. He has been a student with the wide rivers on its eastern and

to the markets of the world. "lowa, with a soil producing all standard grains, grasses, vegetables and fruits in abundance, is an agricultural state, standing first in the union of states with its crop of corn and fourth in the production of all agricultural products. Yet, with her inexhaustiblie deposits of coal, her metallic ores, of lead, zinc and iron, she offers large opportunities and possibilities for prominence as a manufacturing state. Thus Iowa comes in company with her sister states, not with a spirit of envy, but of friendly emulation, with her quota of exhibits. Her people, by and through legislative enactment, appropriated the sum of \$35,000 to aid in furnishing an exhibit of her varied industries and rezources, worthy of the state at this Transmississippi Exposition, and this building erected under the supervision of the commisson appointed by the governor of the state in furtherance of the object sought by the people of the state, I as chairman of the commission now tender to you. Governor LONDON. June 23 .- (New York World Shaw, that you may dedicate it to the use

"The contract for the construction of this beautiful home of the people of Iowa and their neighbors and friends of sister states pression made in the "Elijah" and gave a gret that the Washington government armed was awarded to P. H. Wind of Council performance of the recitative and aria "Com- the rebels, contrary to the advice of Dewey. Bluffs for the sum of \$7.705 sixty-three

and purpose for which it was designed.

fort Ye" and "Every Valley Shall be Ex- PRIDE OF ALL THE HAWKEYES days ago. A few years since six months FIGHTING IS IN PROGRESS erect such a structure. Mr. Wind is entitled to great credit for the energy displayed in rushing the work to completion in spite of the elements. The plans for the building were prepared by the Josselyn and Taylor company of Cedar Rapids,

"The commission desires to express its many obligations to President Wattles for the many courtesies shown and assistance rendered in prosecution of the work. President Wattles and his able corps of assistants are entitled to great praise for the conception, planning and construction of this beautiful city and we predict it will be the most successful exposition yet held."

At the conclusion of the address of the president, Chairman Packard addressed the crowd assembled to celebrate the dedication gathering briefly on behalf of the executive chorus was just what one would expect from of the building erected on the Bluff tract of committee, expressing the sincere thanks the exposition grounds as a gathering place of the committee to those who had assisted for the people from Nebraska's eastern in the construction and decoration of the building and the installation of the lowa exhibits in the Agriculture and Horticulture buildings.

Governor Shaw accepted the building in the name of the state and turned it over to westward twelve miles and troops the exposition in the following brief ad-

"The state of Iowa, through its representative, accepts at the hands of the 900 Cubans have been reported to be ha-Iowa Transmississippi and International rassing the enemy. Two bodies of Spaniards building was thronged with hundreds of Exposition commission this building designed by its direction and erected under rection back upon Santiago. This was done its supervision. It may not be inappro- only after a desperate fight, in which priate to tarry in this presence to make twenty-five Spaniards are said to have been public acknowledgment of the faithful and twice that number wounded. The made to look like troop transports, with a less to take it away. behest they were performed. And now as appearance of the American troops. coming and the result was pleasing and effective. The main room and rotunda was especially attractive the walls being hung with oil paintings from the brushes of lowa.

Tansmississippi and International Exponents of the president and management of the castle. Unless the order has been countermanded hard fighting is surely going on all stitled in the hope that it may add some along the line. This morning Admiral battery answered with a single big gun, but the batteries on each side and back of Morro castle. Unless the order has been countermanded hard fighting is surely going on all stitled in the hope that it may add some along the line. This morning Admiral battery answered with a single big gun, but with oil paintings from the brushes of lowa sition in the hope that it may add some- along the line. This morning Admiral battery answered with a single big gun, but artists. Foliage plants and cut flowers were what to the interest and comfort of those Sampson also ordered Commander McCalla the shell went far above the Texas and on every side and the large number of wicker who may visit these spacious grounds and to keep the Marblehead busy in Guantanamo dropped into the sea a quarter of a mile bechairs and settees offered facilities for rest- enjoy the trophies of state and national bay. Cubans who came out of Santiago last youd. The Texas responded with its bow prosperity and greatness.

> In Behalf of the Exposition. follows:

official duty and pleasure to speak of the resources, progress and splendid achievements of a number of western states at the dedicatory exercises of the buildings they have erected on these grounds. I may be pression of these sentiments in the few the great enterprise, I have the honor to luckly ended. represent. During the early history of this exposition, when doubt still lingered in the fifteen miles of mountain road to Santingo, minds of many as to its advantages and possibilities, and while the dark clouds of financial embarrassment and the devastating effects of drouth still hung over the west, casting their gloom over all new enterprises, and for the time obscuring the sunlight of hope and prosperity, at this time broken country. The march to Santiago is when many of our own citizens, discouraged Packard introduced Rev. L. P. McDonald and disheartened, were ready to abandon Shafter has no mule batteries to take this enterprise, when our nation was borrowing gold from Europe to protect its! credit and when the evil influences of inflation and speculation had destroyed for the time the financial reputation of the west, then it was that the legislature of the great state of Iowa, the first of all the dry and the men in dog tents and comforttransmississippi states to act, by joint resolution asked the congress of the United the houses and smouldering beams of the States to recognize this exposition and make dent Mallory had been called home and was an appropriation for a government buildmable to be present, but had left an ad- ing and an exhibit here. To this act of the a bunch of chickens. dress prepared for the occasion, which general assembly of Iowa, supplemented by

the state of Iowa here has done its work hundred are entrenched there. North are the exposition that should be fruitful and first cabin was built by a white man in its design, the completeness of its appointments, help to raise the standard of musicianship borders, Iowa now has its whole area dotted the wisdom of its corception, and for the management of this exposition I accept and

> "We naturally expect from such a state cloquence like that of Cousins and Dolliver, statesmanship like that of Allison and Gear. philanthropy like that of Drake, leadership like that of the Clarksons, and executive ability like that of Kirkwood, Boies and Shaw; and while in the history of the state of Iowa there are no Lincolns, Grants or Shermans, its history is replete with the names of many whose wisdom and statesmanship in times of peace, and courage and leadership in times of war, have rendered the nation services invaluable. During the late rebellion her soldiers were distinguished for their bravery and endurance. These men were gathered from the farms of this then ploneer state, and they were endowed with the splendid physique and the intelligence and morality which pioneer life on the broad prairies of the west inspires. Their bravery in battle, their endurance and hundred and thirty-five six-inch and twelve the ability of their leaders was second to inch shells were fired. The Spanish forces that of no other northern state. And so were driven from the Matamoras field bat we are not surprised when we read that teries and Socapa's battery was destroyed among the gallant crew that went down with the battleship, 'The Maine,' the names of several men from lowa are found; nor are we surprised that when from 4,000 brave which was to sail into the harbor of Saniago, to face the fire of Spanish guns and ons was chosen.

(Continued on Fifth Page.)

"It might be said that a state with such The Texas left the fleet at 8:15 a. m., its object being to shell the blockhouse a quar-

American Troops Meet the Spaniards on All Sides of Santiago.

TWO BODIES OF THE ENEMY DRIVEN BACK

Spaniards Lose Twenty-Five Killed and Twice that Many Wounded -Much Suffering in City of Santiago.

(Copyright, 1898, by Press Publishing Co.) PORT ANTONIO, Jamaica, June 23 .- (New York World Cablegram-Special Telegram.) -Hard, though desultory, fighting has been going on in the mountains on all sides of Santiago today. All last night General Shafter continued landing his troops at the Sigua Iron company's docks. While this was going on a number of transports proceeded landed to co-operate directly with the Cuban forces marching upon the doomed city. In that direction from the hills back of Santiago priate to tarry in this presence to make twenty-five Spaniards are said to have been expeditious services thus far rendered by Spaniards have plenty of ammunition, but the members of this commission; services they show the effects of the terrible strain lief that a landing was to be made at Matasure to be appreciated by those at whose that they must have been under since the

the representative of the people of the state of Iowa, I hereby dedicate this edifice to the Texas, Massachusetts and Oregon should half broadside, opposite the narrow entrance purposes for which it was designed, and commit the same to the care, custody and the batteries on each side and back of Morro smoke came from its side and puffs of fire night report that the city is suffering ter- gun. It was a splendid shot, landing just self-government ribly. Hunger is encroaching upon citizens in front of the battery. The next shot from President Wattles responded on behalf of and soldiers alike. The citizens already are the battery struck a quarter of a mile short overruled, the exposition management. He spoke as petitioning that a surrender be made without further fighting.

With the Troops

BIAQUIRI, Cuba, June 22 .- (Via Port Antonio, Jamaica, June 23.)-(New York World Cablegram - Special Telegram.) - At 10 o'clock Wednesday night the engineers finished repairing the dilapidated pier. Huge pardoned for the sentiments of pride and barges of supplies have been rolled over its gratification I feel today and for the ex- iron track and piled symmetrically about a villainous-looking dynamite gun. Working words I shall say regarding the state in parties with lanterns are picking their way which twenty-five years of my life were toward bivouacs where 1,000 fires are flickerspent, and in the acknowledgment I desire ing and the first day of the first debarkation on the advancing Cubans. The Spanish to make of the assistance of this state to of American troops in force in Cuba is most

The blockhouse is empty, but there are meaning almost inevitable heavy bushwhacking over each spur and each hill. The coast path it is possible to protect from the sea, but it is almost impracticable. only other fair road is the Sevilla road, running inland and winding about a most a serious affair and especially as General through the bush and shell bushwhacking bodies. This lack is most seriously felt and cannot soon be remedied.

The soldiers are in fine form. The very easy landing is joked about at every little bivounc fire. The ground is sandy, the night able. Groups and squads are still searching Iron company's machine shops for relics. I saw even foragers, two privates, each with

The Cubans are extremely happy, despite the loss of a man's arm. General Castillo's and senators in congress, must be given the party was taken for Spaniards and twenty shells were fired before the Cuban flag was recognized. The nearest and largest Spanish force is at Seboney, six miles west. Five 200 Cuban scouts. No news has yet been tiago.

TEXAS DESTROYS BATTERIES

Captain Phillips' Big Battleship Works Havoc Among the De-

(Copyright, 1898, by Press Publishing Co. OFF SANTIAGO, Cuba, June 22 (via Port Antonio, Jamaica, June 23.)-(New York Cablegram-Special Telegram.)-World While General Shafter's army of invasion was landing at Biaquiri the battleship Texas made a demonstration at Matamoras, west of Santiago, aided by a Cuban land force o 2,000 men commanded by Jesus Rabi. While it falled of General Shafter's purpose to attract the mass of Spanish soldiers west of Santiago, it brought about the finest naval incident of the war. The Texas silenced and apparently destroyed a battery which Schley's whole division had twice fiercely, but unavailingly, bombared.

In accomplishing this deed the Texas did not go unscathed. A Spanish shell perforated the battleship and F. R. Blakely, a first class apprentice, was killed by a shell which over his head during burst battle. The great battleship went so close to land that it almost touched the shore, taking the Socapa battery on the flank, The aim of the Texas gunners was splendidly accurate. The Vesuvius' officers were stationed opposite the Texas target. say it was the finest marksmanship of the

soldiers a crew was selected to man a ship war. The admiral was delighted with Captain Phillips. The Texas is the first American vessel perforated in Cuban waters meet almost certain death, one of Iowa's by Spanish shells. The naval expert Rea half inches. Oddiy crough, after striking

(Continued on Second Page.)

HERDMAN GANG OUT

Fair; Cooler; Westerly Winds. Supreme Court Recognizes the Police Board

Named by City Council.

OMAHA'S RIGHT TO HOME RULE SUSTAINED

Commissioners Appointed by Governor Holcomb Are Ousted.

RULED OUT OF OFFICE BY THE COURT

Can No Longer Run Police Affairs in the

Gate City.

OPINION IS BY COMMISSIONER RAGAN

Judges Harrison and Norval Concur-While Commissioners Irvine and Judge Sullivan Voice a Dissenting Opinion.

LINCOLN, June 23 .- (Special.)-The supreme court today handed down an opinion in the Omaha Fire and Police commission case, sustaining the board appointed by the city council and ousting the commissioners appointed by the governor. The opinion is by Commissioner Ragan and is concurred in by Judges Harrison and Norval. A dissenting opinion entering into a long argument on constitutional questions is written by Commissioner Ryan and concurred in by 3 p. m., Thomas' Orchestra at Au-torium.

Judge Sullivan and Commissioner Irvine.

The syllabus of the opinion is:

S p. m., Swedish Day Exercises and
Chorus at Auditorium.

1. To justify the courts in declaring a statute invalid it is not essential that it should contravene some express provision of the constitution. If the act is inhibited by the general scope and purpose of the fundamental law it is invalid as though forbidden by the letter of that instruments and Cass. ment. 2. The bill of rights of our constitution

is not an enumeration of all the powers reserved to the people of this state. A statute is unconstitutional and void which is repugnant to the rights, expressed or implied, retained by the people.

3. The right of local self-government in

cities and towns, i. e., the power of citizens thereof to govern themselves as to ter of a mile inland at Matamoras. It had been arranged at Monday's council of war that General Rabi, with 2,000 Cubans lying this state at the time the present constitution was framed, and was no surrendered upon the adoption of that instrument, but it vested in the people of the respective

4. The right to maintain a fire department in a city or town is one of the rights vested in the people of municipalities, and is to be exercised by them, without legislative interference except to the extent the lawmaking body may prescribe rules to aid the people of the municipalities in the exercise of such right.

point fire and police commissioners in cities of the metropolitan class, is void, as point fire and police commissioners being an unlawful attempt to deprive the people of such cities of the right of local 6. State against Seavey, 22 Neb., 455,

Opinion Very Voluminous.

from the Texas' bow gun struck the battery The opinion is a voluminous one, with and the responding shell from the Spaniards fully fifty typewritten pages of dropped within fifty yards of the battleship. from the decisions of other courts. After a full history of the case up to the present time the opinion says;

At that moment, 8:30, the men on the The validity of the law is assailed on the Texas could discern the advancing front of ground that it is violative of the inherent Cubans, firing as they advanced. It was right of local self-government by depriving then that the real battle was begun. From the people of the cities of the metropolitan class from choosing their own officers. There the deck of the dispatch boat it was a sight is no express provision in the constitution never to be forgotten. The guns of the of this state which gives municipal corporasecondary battery of Cervera's ships opened. tions the power to select their officers or to manage their own affairs; nor is there any clause to be found in that instrument which in express terms inhibits the legislature The cannonading was incessant, the air was filled with smoke that hung over the from conferring upon the governor the water like a white veil, with scarcely a power to appoint municipal manage and control purely local affairs breath of air to dissipate it. With the boom this act is invalid on the ground that the of each of the Texas' big guns, spouts of appointing power was placed in the hands water, evidently from inland springs, would of the governor, it is because the law is shoot high into the air with huge quantities repugnant to some rights retained by the of earth. Suddenly from the plateau to the people at the time of the adoption of the left a volley of rifle shots was fired by the

It is true the state constitution is not a grant of legislative power and the lawmak-ing body may legislate upon any subject not inhibited by the fundamental law, and it has been held in Magneau against City of Premont, 30 Neb. 843, and numerous other decisions of this court, but it by no means follows from this that the legislature is free to pass laws upon any subject unless in express terms prohibited by the constitution. The inhibition on the power of the legislature may be by implication as well as by declared invalid although not repugnant to any express restriction contained in fundamental law.

Important Question Involved. Here follows a number of citations, and

the court continues: The important question, therefore, is

whether the right of the people of municipal corporations to choose their own local officers is one of the powers retained by the on the Cubans from the bushes. This was people which the legislature cannot take away. All examination of the various provisions of our constitution fails to show that the right is not conferred upon the legislature or any other department of state its big guns and rapid-fire battery. Every ernment in direct, explicit and plain language, or implication to deprive municipal corporations of the power to govern themselves by officers of their own tion. On the contrary, it is very evident that the constitution was framed upon the theory of local self-government and the right of the people to determine for themselves who shall be their officers. It has provided that state and county officers shall be chosen by the people, and the legislation in this state to the adoption of the constituion has nvariably recognized the principle of local self-government.

The several chapters of cities and towns existing when the present constitution was adopted provided for the election of municipal officers by the citizens of the munici-palities, and it was in 1887 when the legislature of this state first attempted to deprive municipal corporations of the choose their local officers. The right of ocal self-government is not forbidden by the constitution, while the principle is fully recognized in that instrument, and its fram-ers must have contemplated that the right then existing of municipal corporations to choose their local officers to administer their local affairs should continue as in the past. This right still exists and the legisature is powerless to abridge the same or take it away.

Overrules the Senvey Case. The opinion, in closing, says;

State against Seavey, 22 Neb. 455, sustained a section of "An act incorporating metropolitan cities and defining, regulating and prescribing the duties, powers and gov-ernment. Approved March 30, 1887," which provided for a board of fire and police commissioners for cities governed by that act and for appointment by the governor. It was held that the mode designated for these elections of the members of the board did not contravene the constitution. cision is diametrically opposed to the conclusion reached by the writer, and is the only one of its kind. It has been asserted, and probably not without foundation, that the section of the law there under considera-