ESTABLISHED JUNE 19, 1871.

OMAHA, THURSDAY MORNING, DECEMBER 1, 1904-TEN PAGES.

SINGLE COPY THREE CENTS.

Burlington and Union Pacific File Petition in the Federal Court.

TEMPORARY ORDER IS GRANTED BY JUDGE

Date for Hearing on the Petition Not Definitely Settled.

COUNTIES WHERE ROADS RUN AFFECTED sage of the king in procession to and

Action Taken New to Porestall on December 1.

PETITIONS VOLUMINOUS DO E TITS

Roads Insist Valuation Mad the New Bevenue Law is E sive as Compared wi Other Property,

The Union Pacific Railway company, through its attorney, John N. Baldwin, the Chicago, Burlington & Quincy and B. & M. Railway companies through States circuit court Wednesday evening women waved their handkerchiefs, and secured a temperary restraining order through which their respective reads run, from attempting in any way or manner to baseador and Mrs. Myer. The whole ascollect the taxes levied against the com- sembly stood and applauded for several plainant roads or from enforcing any of minutes when the sovereigns entered. Prethe terms of any tax warrant which may mier Gliotti called the roll of the memnow or hereafter be placed in their hands, bers of the senate, who took the customary Judge Munger granted the temporary oath, and then the king, sitting on the order and the hearing is set for Monday or throne, read his speech.

Tuesday, December 26 or 27, 1904. tion made by the Union Pacific is of sev- then referred to the birth of the crown enty-four printed pages, prince as a "much desired event which has

The haste in seeking the restraining rejoiced my house, while the general manorder is owing to the fact that under ner in which the people joined in the good the new revenue law of Nebraska the wishes and felicitations showed that the taxes of railway corporations become due joy of my family is the joy of the nation, and delinquent on December 1, and the and demonstrates the indissoluble union tax collecting officials of the respective between the monarchy and the people counties are authorized under the law to levy upon any funds that may be in the hands of any agent of the respective companles to apply upon the delinquent taxes, or that may thereafter come into their hands so long as the taxes remain unsatisfied. Hence, as these corporation taxes become due on and after today, the rail- and be an augury that the crown prince roads had to burry and get the restraining order granted.

Baldwin States Case,

Mr. Bale vin of the Union Pacific said last evening: "We stand ready to tender the taxes unconditionally, but we want to be treated just as fairly as all other taxpayers. It is true that we have attacked the assessment made by the state board, There is a difference of about \$53,000 between the assessment returned by the state board and our claim of what the assessment should be. We have tendered the taxes on this basis to about one-half of the twenty-seven countles of the state of Nebraska through which our on the Afghan frontier is denied. Neverroad passes. Their acceptance of this theless, it is undoubtedly true that Russia proffer does not prevent them from bringing suit against us for the balance should it be decided by the courts that the as- crease of the Indian army as well as the sessment made by the state board is just and legal. We make this proffer absounconditional. The law requires that all property shall be assessed at the has not been so assessed, particularly the railroad property. The assessment upon frontier of Persia. us has been made upon the entire valuation of all our property, including real

We own thousands of acres of land in mit that any is in contemplation as a counthe state and these lands are always as- ter move in Persia. The deputation from sessed wherever found, and the taxes are the shah of Persia, headed by Riza Khan, time before replying and then said: paid on them, wholly independent of their former minister to Russia, which goes to relation to other railroad property. Under Constantinople in a similar capacity, is rethe present assessment made by the state celving considerable attention. The depuboard this real estate is again assessed tation is now on its way to St. Petersburg. in the railroad valuation."

The petition alleges that the increase in the assessment of railroad property was of an heir to the throne. While it is not brought about by improper, fliegal and ex- admitted here the idea prevails generally triusic influences and public clamor. The increase being from \$6,323,332 in 1906 to \$10,575,610 in 1904, making an increase of \$4,252,278, or 67.2 per cent. Real estate in give a state dinner to celebrate the visit. Nebraska is assessed at not more than 79 per cent and only 30 per cent on moneys and credits, live stock at 60 per cent and merchandise at 40 per cent. Hence, the pretended assessment of the state board on the railroads was illegal, excessive and improper and by assessing property outside jurisdiction of the board was the illegality of the proceeding accentuated.

Position of Burlington.

The conditions regarding the Burlington are somewhat different in detail, though similar in their general aspect. Anen this matter, Mr. Kelby said: "The Burlington has been assessed about 50 per cent of its entire valuation and we are given no credit for the \$75,000,000 of property outside the state of Nebraska, which includes our Chicago and other terminals. The Burlington tax this year will be \$135,-000 more than last year and \$175,000 more than in 1902. The Burlington paid a total of \$539,000 taxes in this state last year. It is our intention to bring the county treaswars into court to defend this last assessment. We have already made a tender of 20 per cent more of the tax valuation than last year. The apparent justice of the law is shown in the fact that the railroads are assessed at onewhile all other properties are assessed at but one-seventh to one-tenth.

Order of the Court.

Following is the order of injunction, as prepared by the Union Pacific Railroad company, and is directed to the various county treasurers, and is a part of the

On the 10th day of November, 1904, this cause coming on for hearing on the motion of John N. Baldwin, atterney for the complainant, for a writ of injunction and a restraining order, and the court having examined the bill of complaint and the papers therein set forth, and being advised in the premises, it is ordered and adjudged that the hearing on the application for a writ of injunction be fixed for the —— day of —— 190—, and pending the hearing and determination of said motion the said defendants, and their cierks, servants, agents, employes, and each and all of them, are hereby commanded and directed to refrain:

First—From attempting in any manner to collect the taxes levised against the complainant herein, Union Pacific Railroad company, or from enforcing the terms of any tax warrant which may now or hereafter be placed in their hands.

Second—From in any manner attempting to carry out the provisions of section 10-189 of Cobbey's Annotated Statutes of Nebraska for the year 193, or to take any steps or procedure under said section.

Third—From notifying any agent or officer of said complainant in the county where it is alleged said tax is delinquent and from holifying any officer or agent of the complainant, to pay over any moneys that may be in his hands or that may here-ifter come into his hands belonging to the complainant.

Fourth—And from in any way, form or

Fourth-And from in any way, form or (Continued on Second Page.)

King Victor Emmanuel Expresses

Principles.

ROME, Nov. 30,-King Victor Emman-

uel, who was accompanied by Queen

Helena, reopened Parliament today. From

his seat in the senate at the Palazzo

Madama the king read the speech from

the throne, expressing liberal, peaceful

principles, which were enthusiastically ap-

The weather was magnificent. The pas-

from the palace of the senate was a gor-

geous spectacle. The streets through which

the royal cortege passed were lined with

troops and behind them the people were

packed, while the windows, balconies and

Princesses Xenia of Montenegro and Elena

The speech began by greeting the rep-

which has formed so great a part in the

Alluding to the name (Prince Humbert

of Piedmont) given to the crown prince,

the king expressed the hope that it will

recall the virtues of the late King Humbert

will find felicity in the love of the people.

Keenly Alive to Situation, but Has

Made No Overt Move.

dispatch of a deputation to Persla. Coming

on the heels of the Thibetan expedition,

these moves naturally create the suspicion

that the mission is not devoid of political

significance. Riza Khan will be received

with befitting honors. The emperor will

Money Subscribed in Honor of Rus-

sian Heir Will Go to Schools.

France and the Litz schools in Germany

adopted the proposal of Prince Galitzin.

mayor of Moscow, to summon a confer-

ence of all the municipal councils of Rus-

sia. The resolution sets forth the desir-

ability of mutual co-operation and the ex-

change of ideas, points out the admirable

results of the joint action of the zemstvo

Perfect Commercial Treaty.

BERLIN, Nov. 30 .- The regotiations for

The semi-official newspapers are exasper-

Austria-Hungary that reciprocity is better

Secretary Taft Will Reply in Writing

Today.

PANAMA, Nov. 30.-Secretary of War

Taft, who is here for the purpose of ef-

fecting a settlement of the differences be-

tween Panama and the Canal commission

The negotiations between Secretary Taft

in secret, and no details as to their nature

will be made public until an agreement is

evening at the American legation

Secretary Taft was given a dinner this

This action is considered significant.

ment to authorize the meeting.

here today.

than a tariff war.

reply tomorrow.

PANAMA MAKES

success of the country."

Continuing, he said:

plauded.

in the sun.

Both Liberal and Peaceful Attorney for Herbert B. Newton Says Suit for \$190,000 Will Not Come to Trial.

DEFENDANT IS ILL AT HOTEL IN NEW YORK

Her Lawyers State that She Will Settle All Claims Against Her-Loan of the Oberlin Bank Secured.

NEW YORK, Nov. 20 .- "Mrs. Cassle L Chadwick will settle the claims against her by Herbert B. Newton of Brookline, in full." This was the statement made tosovereigns were accompanied by Prince and gott & Ryall, counsel in New York for Princess Francis Joseph of Battenberg, Mr. Newton.

"I have seen Mrs. Chadwick at he of Servia, the count of Turin, the duke of apartments at the Holland house today, Genoa and the duke of Urbino. The king said Mr. Ryall, and as a result of my and queen rode in beautiful gala silver- talk with her I am able to say the case mounted carriages, escorted by a guard of will be settled in full. The settlement deposes that he has been illegally de- irrigation project in the state of Wyoming honor of mounted cuirassiers, whose hel- will be made on a cash basis and our claim prived of his liberty by the supreme court. The situation will be canvassed thoroughly mets, breast plates and swords sparkled will be paid in full.

"Mrs. Chadwick has many powerful As the procession passed through the friends both in this city and in Cleveland, streets the cannon of the castle of St. who are interested in her case and our Angelo boomed, the historic bells of the case will be settled out of court amicably. capitol rang out welcome, the men Of course I am interested only in the setwithin the next twenty-four hours to have with the election contests. the terms of settlement arranged and to make a statement in the matter. Mrs. to bring suit against some people. She also The petition accompanying the applica- resentatives of the nation and the king denies the stories to the effect that several banks are involved in her case. Mr. Ryall declined to discuss the alleged Carnegie endorsement of Mrs. Chadwick's notes, saying:

"What is the use of talking of that now, as the case is to be settled?"

Mrs. Chadwick Reported III. Mrs. Chadwick is now seriously ill at the Holland house. Two maids and a physician is always within cail. While the greatest secrecy is maintained at the hotel and her presence there is not admitted, it is said that Mrs. Chadwick is on the verge of a nervous breakdown as a result of the publicity which has followed the suit to recover nearly \$200,0.0 which was brought by Herbert D. Newton of Brookline, Mass.

When for the first time I spoke before Parliament I affirmed my strong belief in liberty. My experiences since then has confirmed my belief and has persuaded me that only with liberty can the ponderous problems now standing before all the peoples of the world, raised by the new asprations and new attitudes of the social forces, be solved. Up to yesterday, while it was believed that Mrs. Chadwick was still at the Ho. land house where she registered last week, there was no certainty that she had not left the city. At the hotel it was said that she left there several days ago and that her whereabouts were not known. Last RUSSIA WATCHES THE BRITISH night, however, when a report reached the police that Mrs. Chadwick had committed suicide, a prompt investigation dis proved the suicide report, but established ST. PETERSBURG, Nov. 30 .- The statebeyond question that she was still at the

ment that Russia is concentrating troops hotel. Philip Carpenter, one of Mrs. Chadwick's is watching with some misgivings the Britment today: ish plans for the reorganization and in-

Mrs. Chadwick states that Mr. Carnegie never had any connection with her affairs. The statements that have appeared in the press to the contrary are untrue. She is too ill to make any general statement at

that Great Britain is taking advantage Edward W. Powers of counsel for Mrs. actual value. We claim that all property of Russia's preoccupation in the far east Chadwick said today that many of the to strengthen its position on the Indian claims against Mrs. Chadwick will never be recognized in a legal court. "Just how Russia seems keenly alive to the situamany claims there are I do not know,' tion, but no open move has yet been made, sald Mr. Powers. and the authorities are not disposed to ad-

"Will the claims aggregate \$1,000,000?" wa asked.

Mr. Powers paused for a considerable "Well, approximately, you can put it that sum. For all I know there may be claims for \$20,000,000 against her, but all legal claims will be met, as she is an honest and its ostensible purpose is to visit and woman."

congratulate Emperor Nicholas on the birth "Has she enough money to meet th claims of \$1,000,000?"

"Yes, more than enough," was the reply. "How about the intimation that some people are trying to blackmail Mrs. Chadwick?" was asked.

"As far as I know there is nothing in the blackmailing line, but there are some peo-NOBLES ARE TO AID VILLAGERS ple who are presenting claims against Mrs. Chadwick who have no legal right to do

Mr. Powers said he was not ready to give MOSCOW, Nov. 30 .- A conference here of out a list of the creditors or to reveal their the marshals of the nobility, discussing the names. He said that he was not in a posi- was absolutely no word from the inventor either of the Isthmian Canal commission or tion to state whether any one had en- who some years ago shot the whirlpool of the Interstate Commerce commission as most advisable use of the fund subscribed by the nobility in honor of the birth of the dorsed notes or collateral for Mrs. Chadheir to the throne, unanimously opposed wick. the proposal to devote the money to found

"It was the greatest kind of an outrage, and naval college for scholarships in the existing college, favoring the use of the was any connection between Mrs. Chadmoney in opening village schools on the wick and Madame Devere. Nobody now bemodels of the Des Mouline schools in lieves it."

Says Mrs. Chadwick Is Responsible. CLEVELAND, Nov. 30 .- Mrs. C. L. Chad-The town council has undaffmously wick wired the Evening News and Herald of this city as follows from New York

today: have no intention of committing any net.

C. L. CHADWICK such act While there were no sensational develop ments in connection with the Chadwick in Red Cross work and asks the govern- case here today the matter continued to

be the all-absorbing topic of discussion. As a result of the notice issued by the GERMANY AND AUSTRIA BREAK officials of the Wade Park Banking company, in which they declare their purpose No Further Attempts Will Be Made to to take advantage of the sixty-day law institution today as a result of the conneccommercial treaty between Germany and tion of the bank with the Chadwick affair. Austria-Hungary have been broken off Conservative bankers declare the Wade they had seen of Nissen's aquatic German government they will not be re- condition and fully able to take care of all

sumed unless the initiative comes from obligations. Austria-Hungary. Interior Secretary Count Iri Reynolds, secretary and treasurer of von Posadowsky-Wehner, who has been the Wade Park Banking company, declared shore that they were unable to determine conducting negotiations at the Austrian today that he had the utmost faith in the certainly whether or not it was Nissen's capital for the last four weeks, returns ability of Mrs. Chadwick to make good all her obligations. Mr. Reynolds declined to discuss the statement made today by Presiated over what is defined here as "Austro- dent King of Oberlin college, in reference hope of finding him alive. Hungarian obstinacy," and threats are to the loan made by the college to Mrs made to denounce the existing treaty and Chadwick or to the United States Steel open tariff hostilities as a means of showing stock held by the Wade Park bank as security. Mr. Reynolds intimated, however, Plan for Federal Council of Reformed that he had never assured the college pe ple that he held the amount of steel stock

> PROPOSITION named by President King. "But at any rate," concluded Mr. Reynolds, "that is all a matter of the past The debt to the college has been paid and that should end it."

Oberlin Bank is Secured. OBERLIN, O., Nov. 30,-All Oberlin is waiting tonight. There is a decided feelreceived the Panama proposition in writing in the air that something will take ing, late this afternoon and may make his place that will change the situation either for better or worse as far as the affairs of Citizens National bank are concerned. It and the government are being conducted is generally known that President Beckwith has received two messages from New York, during the day, one of which at

least bears the signature of Judge Albaugh. (Continued on Second Page.)

ITALIAN PARLIAMENT OPENED MRS. CHADWICK WILL SETTLE WELL PLEASED WITH RESULTS

November 29, 1904. BEE PUBLISHING CO.

Gentlemen-The results of advertising in your want columns for our special sale of Salesmen's Sample Razors were in every way satisfactory. In fact, we have been selling razors faster than we can sharpen them. I assure you that upon my return to this city I will be more than pleased to repeat the dosc. Yours respectfully,

LEW ROBERTS, "Razor King," Myers-Dillon Drug Co.

Mass., for \$130,000 upon a cash basis and PRESENT CASE AT ST. PAUL terraces were crowded with sightseers. The day by George Ryall of the firm of Bag- Attorney for Arrested Colorado Demoerats Appear in Federal

Court for Writ.

ST. PAUL, Nov. 30.-Through the medium of a petition of Michael Dowd, who must be considered in connection with the of Colerado, the election contest of Denver and the result of the conference forwarded was brought before the United States cir- to the secretary of the interior. Upon this cuit court of appeals today. Attorney F. T. conference, it is said, much will depend as Richardson of Denver presented the peti- to hastening preliminary work in the great tion of Mr. Dowd to Walter H. Sanborn, North Platte irrigation scheme. presiding judge of the court, sitting in James S. White of Omaha, who was a their attorney, J. E. Kelby, appeared be-capitol rang out welcome, the men Of course I am interested only in the set-fore Judge W. H. Munger in the United shouted, "Long live the king," and the tlement of Mr. Newton's claims and I chambers, and asked for a will be that know nothing about any other claims corpus for the plaintiff Dowd, claiming that The hall of the senate was crowded against her. The hearing against her set the supreme court of Celorado had exagainst the county treasurers of the dif- and there was an especially brilliant down for trial in Cleveland tomorrow will ceeded its authority in committing Dowd, dent today. The president remembered his explained. against the country treasurers of the direction of the state of Nebraska gathering in the diplomatic tribune, where be adjourned by request pending the negotian for the state of Nebraska gathering in the diplomatic tribune, where be adjourned by request pending the negotian for the state of Nebraska gathering in the diplomatic tribune, where be adjourned by request pending the negotian for the state of Nebraska gathering in the diplomatic tribune, where be adjourned by request pending the negotian for the state of Nebraska gathering in the diplomatic tribune, where be adjourned by request pending the negotian for the state of Nebraska gathering in the diplomatic tribune, where be adjourned by request pending the negotian for the state of Nebraska gathering in the diplomatic tribune, where be adjourned by request pending the negotian for the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of Nebraska gathering in the diplomatic tribune, where the state of the state of Nebraska gathering in the diplomatic tribune, where the state of t

The state of Colorado, through Attorney General Miller, wired Judge Sanborn that Chadwick is indignant at the published it desired to be heard in the matter, and stories connecting her with another wo- after Mr. Richardson had stated his side man," continued Mr. Ryall, "and when the of the case in presenting the petition Judge and enjoyed his chat with the president case has been settled she is very liable Sanborn made an order setting December 10 as the day for a hearing of the case on its merits before the court sitting en banc, unless for some good reason it might ap Sanborn wired the attorney general of tor J. R. Burton of Kansas, who Colorado to this effect, and unless good appealed from the judgment of the district then. Mr. Richardson said he believed the Senator Burton was tried on a charge of

DENVER, Nov. 30,-The supreme court representing them before the Postoffice detoday heard argument on a motion which partment, alleged to be contrary to section has an important bearing upon the result 1782 of the revised statutes. The lower a nurse are in constant attendance and of the election of governor and members court sentenced him to pay a fine of \$2,000 of the legislature in this state. Attorneys and to imprisonment for six months. The representing the republican party have attorneys for Senator Burton entered a asked the supreme court, which has as- general denial of guilt and submitted an sumed original jurisdiction in the local extended brief in support of their contenelection cases, to order the Denver elections that the court below erred in not on commission to throw out the entire directing a verdict of not guilty. Senator vote of a precinct in which it is alleged the Burton was in court during the argument. ourt's order relating to watchers was Senator Long and Pension Commissioner mine the number of legal votes cast and during the argument. Judge John F. Dilwithout opening the ballot box. Should lon, senior counsel for Burton, opened the the court order the vote of this precinct argument. He stated that he would not thrown out the attorneys for the republicans will demand similar action in respect to about fifty precincts in which it is stitutional grounds. He declared that the charged that the court's orders were violated. All these precincts gave majorities for Alva Adams for governor and by throwing out the returns the republican managers hope to ovacome Adams' majority of about 11,000 in the state and continue Governor Peabody in office. The control of the state senate also appears to hinge upon the decision on this matter,

Two hours were given each side for ar gument. Attorneys John M. Waldron and H. J. Hersey made the arguments in favor of throwing out the votes and United States Senutor Thomas M. Patterson and Samuel Belford argued against such a proceeding.

Waldron charged that in the present case the thieves had been punished, but up to the present time they had been allowed to keep the stolen goods.

Peter Nissen Has Not Been Heard from

and is Probably Drowned in Lake Michigan.

CHICAGO, Nov. 30 .- Peter Nissen is be lieved to have either smothered or frozen to death in his rolling balloon, "Fool Killer No. 3." in which he started for a trip across the luke yesterday. The opinion that Nissen was lost be-

came general this afternoon when it was found that after twenty-four hours there rell that he would appoint him as a member rapids of Niagara Falls in a barrel. He has not been sighted by any vessel. Possibility of Nissen's smothering to

said Mr. Powers, "to intimate that there death was considered more definite when proffer and said to his friends after the it was learned that his only supply of air was that pumped into the "Fool Killer" before the craft was launched. It was said was not necessary that he should do so imby Nissen's brothers, however, that the navigator had computed his air supply carefully and figured that it would last him for a great number of hours.

At the weather bureau it was said that ven if Nissen reached shore he would suffer from cold, as there was a snowstorm blowing near the Michigan shore, and that, as his boat has no means of heating and permitted of no exercise, the navigator would suffer severely. The wind toward midnight increased from five miles an hour to a forty-mile rate. With the exception of a report received late tonight from Bufflington, Ind., a village located seventeen miles east of Michicovering deposits, there was no run on that gan City, that four men had noticed s dark object in the lake about three miles off shore, which resembled the pictures completely and in the present mood of the Park Banking company to be in first-class no trace of the missing navigator had been received up to midnight. According to the story told by the men the object was drifting slowly eastward, but was so far from

> Fool Killer No. 3." A relief expedition will be sent out to morrow, but friends of Nissen have little

PRESBYTERIANS TALK OF UNION Churches is Proposed at Meeting.

PITTSBURG, Nov. 30.-The commission representing the seven branches of the Presbyterian church in this country meeting here, decided today on a plan of federation for the various churches, the most important step yet taken toward the ultimate goal of organic union.

Roy. Dr. D. J. Steele, secretary of the ommission, says the plan provides for the establishment of a council, which will be called the "Federal Council of Reformed ; Churches in America, Holding the Presby- turne," Jessie Brandriff; "Before terian System.

This council will have no power over the they always have been,

CONFER OVER IRRIGATION

Conflicting Rights in Wyoming to Be Settled Before Big Ditch is Commenced.

OMAHA MAN DINES WITH THE PRESIDENT

"Big Jim" White, a Former Ranchman Seighbor, Gets a Cordial Reception by Occupant of the

White House,

(From a Staff Correspondent.)

WASHINGTON, Nov. 30,-(Special Tele-

today that there will be a conference be-

Engineer Field and Attorney M. Blen of

the survey at Chevenne December 6 to dis-

cuss various problems which have arisen

regarding the North Platte irrigation pro-

in water rights have certain equities which

neighboring rancher of President Roose-

velt in 1885 when the latter lived on his

Burton's Case is Argued.

make the defense upon any technical

grounds, but upon its merits and on con-

only charge made in the indictment was

not tried before the jury and the jury was

quently interrupted by questions from the

bench, nearly all the justices asking for

committed in Washington.

over old days.

tween the Wyoming State Land board and

gram.)-The geological survey announce

pear necessary to change the date. Judge arguments in reason is shown the case will be heard court for the eastern district of Missouri. receiving compensation from parties for

other side would be ready at that time.

Attorney Waldron, referring to the pre-

inct in question, said: which Judge Dillon answered that the The ballots were mysteriously spirited away and papers were substituted which no human being had ever voted. What we ask now is that the so-called certificate, which is really no certificate at all, be set aside and the defendant elections commission by ordered to the court the settlement. United States was no more a party to such matters than to other governmental business, and it was clearly the intention of the law that the United States should be interested as in the case of a claim against it. Senators Culbertson and Mitchell were in court during part of the argument.

FOOL KILLER NO. 3 MISSING

tended conference with him. It was the first time the president and Senator Cockrell had met since the election. When it became evident that the result

of the election in Missouri would result in the retirement from the senate of Mr. Cockrell the president let it be understood that he would offer to him a federal an pointment commensurate with his ability knowledge of public affairs, wide experience and high character. At the conference today the president Informed Senator Cock-

Cockrell Sees President.

Senator Cockrell of Missouri called today

on President Roosevelt and had an ex-

the senator might elect. Senator Cockrell did not indicate to the president what he might do regarding the conference that he would not announce his decision, perhaps, for several weeks, as it mediately.

Postal Matters. Postmasters appointed today: Iowa-Prole, Warren county, Oren Alexander, vice Jonathan White, resigned. Wyoming-Ilo, Big Horn county, Alfred L. Wilson, vice

Edward Hillsberry, resigned. Rural carriers appointed: Nebraska-Pool Siding, route 1; Perry Bourn, carrier; Ear Bourn, substitute. Iowa-Spirit Lake, route 1; Cleveland A. Stillwell, carrier; Elme Kiphart, substitute. South Dakota-Howard, route 3; Christen Hauge, carrier; Henry K. Hauge, substitute.

General Wilson in Charge Chairman Cortelyou of the national re publican committee today announced the appointment of General John M. Wilson. U. S. A., retired, as chairman of the inaugural committee.

Equal Suffrage Convention GENEVA, Neb., Nov. 20.—(Special.)—At the first session of the Equal Suffrage convention last night but few delegates were present. Mrs. A. J. Marble, chairman, opened the program and made the announcements. Mrs. Young, state president, gave an address, referring to the unjust employment of young children and laws discriminating against girls and women. Mrs. Brayton, local president welcomed the visitors in a pleasant manner, and after the program all stayed for a social time and refreshments. A beautiful bouquet of yellow chrysanthemums was presented by Mrs. Youngers through Mrs. Brayton to President Mrs. Young.

Treble Clef Club Meets. MISSOURI VALLEY, Ia., Nov. 30 .- (Special.)-The regular monthly open session of the Treble Clif, Missourt Valley's well known woman's musical club, was held last night at the home of Mrs. B. A. Mc-Kay, on Third street. The program was as follows: "Biography of Charles Chadwick." Mrs. George A. Kellogg; "Noc Dawn," Mrs. R. C. Hills; "Biography of Mrs. H. H. A. Beach," Mrs. C. W. Mcworship, creed or government of the Govern; solo. Mrs. Guy Smith; solo, Mrs. churches, which will remain the same as Charles Deur; "Ecstacy," Mrs. R. C. Hills; Charles Deur; "Eestacy," Mrs. R. C. Hills; chorus, Treble Clas

NEBRASKA WEATHER FORECAST

Partly Cloudy Thursday; Rain or Snow and Colder at Night or Friday in West Portion; Fair in East.

Temperature at Omaha Yesterday: Hour. Deg. Hour. 5 a. m. 21 I p. 1 Hour. 1 p. m..... 40 2 p. m..... 42 3 p. m..... 43 6 a. m..... 21 7 n. m..... 22 a. m..... 22 5 p. m..... 9 a. m 24 10 n. m 28 7 p. m..... 40 8 p. m..... 30 9 p. m..... 38 11 a. m 32 12 m..... 37

WOMEN TELL OF PROGRESS

National Woman's Christian Temperance Union Hears Reports from Its Organizers.

PHILADELPHIA, Nov. 20.-Organizers rom all sections of the country occupied the attention of the delegates to the conject. It appears that many private interests vention of the National Women's Christian Temperance union at the early session today. Among those who made reports were; Miss Margaret Wintringer of Illi nols, Miss Lucia H. Aditon of Oregon and Miss Anna Sihhons of Illinois.

Mrs. Sussana M. D. Frye, corresponding secretary, read a letter from Miss Cora Smart, the Women's Christian Temperance union missionary in Japan. The letter bore tidings of the good being worked there. A sample of a comfort bag, thousands of which have been distributed among the soldiers in Manchuria, was exhibited and

At the suggestion of Mrs. Stevens a message of loye and appreciation was ordered sent to Miss Smart. his sobriquet when he lived near the presi-

Miss H. E. Dunbill, organizer for India. dent and knew him well. They exchanged addressed the convention. She stated that memories of bygone days and the president invited his caller to take luncheon with as yet the organization hat but one rescue mission among 300,000,000 people, but conhim. "Big Jim" accepted in a cordial way siderable attention is being devoted to the proper education of children and eradicating the belief that Christianity brings in temperance. supreme court today heard

A greeting from the girls in the International Institute for Girls in Madrid, Spain, was brought by Miss Elizabeth P. Gordon of Massachusetts. She said the temperance work was growing in Spain and the teachings were a great help in dispelling the wrong impressions of the United States and the harsh feelings that existed in some sections against our country.

The convention approved a pledge with eating liquors.

to abstain from the use of tobacco was lost. defeated, but another amendment making from there they encountered a Japanese all vice presidents at large and first vice artillery fire. By midday the Russian arviolated, without an investigation to deter- Ware, both of Kansas, also were present presidents members of the executive board thilery opened and under cover of its fire prevailed. The night session was conducted by the

presidents of states having made a net gain known as "State Jubilee night." states which participated were New York. Mikado Addresses Lawmakers, Telling Indiana, Illinois, Ohio, Nebraska, Pennsylvania, California, Kansas and Maine not allowed to pass upon it. He also These states show a net increase of nearly 6,000 members. stated that the Missouri court had no

jurisdiction, as the alleged offense was the national union, which netted between and accompanied by the crown prince, his \$1.000 and \$2,000. Judge Dillon occupied the time of the court until adjournment. He was fre-An invitation was received from Los

information on one point or another. Judge WORLD'S FAIR ENDS TONIGHT Dillon maintained that the United States was not a party in interest in the cases in which Senator Burton appeared in the Elaborate Program Planned for Last Postoffice department. Justice Harlan Day of the Exposition-Francis asked if the United States was not inter the Guest of Honor. ested in protecting its mails from fraud, to

ST. LOUIS, Nov. 30 - The final day of the Louisiana Purchase exposition will be fittingly observed tomorrow and it is said that St. Louis will attend almost en masse. The day has been set aside as a holiday a great number of the business houses will closed and the concluding day of the exposition will be made memorable in the history of the great World's fair. It will be known as Francis day and President David R. Francis will be the guest of

All children under 16 years of age will be admitted free, no matter whether they are accompanied by adults or come alone. It is to be a day of festivity and everybody is expected to be there

The exercises of the day will commence at 11 o'clock on the Plaza of St. Louis, the broad parade ground immediately north of the main lagoon known as Cascade basin Mayor Wells will present President Francis, who will deliver his farewell address. Following this there will be an international parade and special entertainments will be eld in each of the large exhibit palaces. At 5 o'clock in the evening, President

Francis will be accorded a reception of a general nature in the house of the board of lady managers. After this is concluded he will be escorted through the pike by the executive committee and then sere naded at the administration building. At 10:15 o'clock minute guns will begin firing and continue until midnight, the general display of fireworks also adding to the closing features. Promptly at midnight the Illumination that has amazed millions of

SENATOR PLATT ON THE STAND Testimony of New York Statesman Taken in Case Against John

Mitchell.

NEW YORK, Nov. 30 .- Senator Thomas C. Platt gave evidence today in the suit for \$200,000 brought by A. D. Wales against John Mitchell, president of the miners Mr. Wales declared that he furnished the plan by which the anthracite strike of two years ago was settled. The hearing was in secret and nothing

of the proceedings was given out. Wales claimed that Senator Platt had knowledge of the plan furnished by him to the coal

FATAL FIRE IN A LAUNDRY Two Girls Are Burned as Result of

Explosion in New Orlenns. NEW ORLEANS, Nov. 30 .- Two deaths gave resulted from the explosion and fire at

terribly burned. The dead; GEORGIANA REEHER MARY NELSON. Thirty persons in all were treated at the hospital. Of these it is thought six will

girls, who were removed to the hospital

Wisconsin Man Gets Pince. MADISON, Wis., Nov. 30,-Graham I Rice, former railroad commissioner of

Wisconsin, received word today of his ap-

pointment as commissioner of immigration

to Porto Rico.

Another Outer Defense of the City of Port Arthur Falls.

SAYS MIKADO'S MEN ARE DEPRESSED

Chinese Arriving at Che Foo Report Heavy Losses to Besieging Army.

QUIET ALONG FRONT AT MUKDEN Correspondents with General Oku's Army

Say Conditions Are Unchanged.

KOUROPATKIN BEGINS AN ADVANCE Japanese Abandon Da Pass on Thursday Morning and the Russians at

Once Occupy the Position

Vacated.

TOKIO, Nov. 30 -- it is reported that the Inpanese today assaulted, carried and retain the southeastern portion of 203-metre

Japanese Are Depressed. CHE FOO, Nov. 30.-Chinese who left Port Dalny November 28 arrived here today. They say the fighting before Port Arthur continues. They heard firing November 29 while at sea. The Chinese assisted in carrying the Japanese wounded from the trains to the hospitals and personally counted 1,000. The Japanese, they

add, seemed depressed. No Fighting with Oku. GENERAL OKU'S HEADQUARTERS, via. Fusan, Nov. 29.—(Delayed in Transmasion. -The position of the two armies is practically unchanged. There has been no fighting save outpost scouting, skirm.saes and occasional Russian bombardments, which are usually unanswered. Neither side shows any indications of moving. The Japanese are not affected by the increasing

old weather. Says Russians Advance. ST. PETERSBURG, Nov. 30.-General Kouropatkin, under date of November 29, reports that the Japanese force, which evacuted Tsinkhetchen (near Da pass), drawing the patronage of the members of took up a fresh position near the village the union from any store that sells intoxi- of Suidun, about seven and a half miles southeast of that place. They carried off An amendment to the resolution requiring many wounded. The Russians, on the honorary male members of the association morning of November 29, resumed the offensive, advancing in the direction of An amendment raising the dues was also Suidiuan. Within one and a quarter miles

Elsewhere all is quiet. in membership of 500 or more and was JAPANESE DIET FORMALLY OPENS

the Russian infantry resumed the advance.

Them of Present Conditions. TOKIO, Nev. 30.-The emperor formally opened the second war Diet today. He rode through the crowded streets in a A collection was taken for the benefit of state coach, escorted by troops of lancers staff and some members of the imperial household, to the House of Parliament where both houses were assembled in the chamber of representatives. The diplomatic corps and many prominent government officials were present.

The emperor ascended the dais, from which he read the following address: We hereby perform the ceremony of opening the Imperial Diet, and announce to the members of the House of Feers and House of Representatives that to our profound delight our relations with all the neutral powers are continually growing more amicable. We have directed our ministers of state to We have directed our ministers of state to submit to you a scheme for meeting the extraordinary expenditures necessitated by the war, together with the budget for the thirty-eighth year of Melji, besides other projects of law. That our expeditionary forces have been victorious in every battle, have repeatedly shown fresh proofs of their loyalty and bravery, so that the progress of the war has been so constantly to our advantage; that we expect by the loyal devotion of our subjects to attain our ultimate object, and we call upon you to discharge your duties by harmonious cooperation, thereby promoting our wishes and ends.

We hereby perform the ceremony of opening the imperial diet.

We announce to the members of the house of peers and of the house of representatives

resentatives:

That to our profound delight our relations with all neutral treaty powers are increasingly amicable.

That we have directed our ministers of state to submit to you a scheme for meeting the extraordinary expenditure necessitated by the war, together with the budget for the thirty-eighth fiscal year of Meijl, besides other projects of law.

That our expeditionary forces have been victorious in every battle and have repeatedly shown fresh proofs of their loyalty and bravery, so that the progress of the war is increasingly to our advantage.

That we call upon you to discharge your duties by harmonious co-operation, thereby promoting our wishes and ends.

AMERICAN TO BE IMPARTIAL Russian Press Expresses Confidence Appointee of President.

ST. PETERSBURG, Nov. 30 .- The newspapers, commenting on the Russo-Anglo North sea convention, while declaring that, rightly or wrongly, the sympathies visitors with its granduer will be turned of the United States are supposed to be off and the World's fair will have formally with Japan, express the greatest confidence in the impartiality of whoever President Roosevelt may select to sit on the international commission.

CHEAPER GAS FOR 'FRISCO Reported that Jacob Schiff Will Organize Company to Compete · for Business.

SAN FRANCISCO, Nov. 30 .- The Examiner says today: Jacob Schiff, the Nev York financier, a one of the men behind the proposition to establish an opposition gas and electric light company in San Francisco. A \$50,000,000 syndicate was organized some time ago in New York to take hold of certain large industrial propositions in big western cities and one of these schemes

is an opposition lighting plant in San Fran-Mr. Schiff has already a considerable interest in the stock of the San Francisco Coke and Gas company, which is the foundation on which the new lighting enterprise is to be constructed. The San Francisco Coke and Gas company has an issue of 39,000 shares of stock, of which 36,000 shares are held in New York by eight men, it cluding Mr. Schiff. Three men in this ef the Swiss laundry. The victims are young

hold the remaining 3,000 shares. The new company is already making c tracts for 75-cent gas for five years onsumers. Just as soon as the ear manufacturers can deliver the pipe the company will put down a lot of mains.

Another thing that Mr. Schiff did while here was to approve of E. H. Harriman's plan for a 33,000-foot tunnel through the illerra mountains. By this means over 1,500 feet of the present mountain grade of the Central Pacific will be got rid of, many curves abolished and most of the thirty-sty miles of costly snow sheds done away with