

ESTABLISHED JUNE 19, 1871.

OMAHA, FRIDAY MORNING, SEPTEMBER 22, 1905—TEN PAGES.

SINGLE COPY THREE CENTS.

EXTRA SESSION TALK

Governor Says He is Considering the Matter of Convening Legislature.

NUMEROUS DEMANDS FOR SUCH ACTION

Live Sentiment Exists for Laws to Regulate Freight Rates.

NO ASSEMBLY BEFORE JANUARY, ANYWAY

Mickey Thinks One Could Not Wisely Be Called Before Then.

DECLARES TARIFFS NOW ARE UNJUST

Chief Executive Asserts There is No Question as to Injustness of Present Schedules of Nebraska Railroads.

Whether or not I shall call a special session of the legislature to take up the railway rate matter is a question that remains to be solved," said Governor Mickey, who is in Omaha to testify in the railway case, wherein the corporations seek to evade payment of the full amounts levied against them, and also to speak at the unveiling of the soldiers' and sailors' monument. "At any rate, it is not likely that a special session could be held conveniently until January, when the state will be too busy this fall to take up the matter of making new laws, even though they pertain to the vitally important matter of railway rates.

WRECK ON SANTA FE ROAD

One Person May Die Out of Five Injured When Train Is Derailed.

NEWTON, Kan., Sept. 21.—The east-bound California flyer on the Atchison, Topeka & Santa Fe railway was wrecked at Walton, a small station eight miles east of here, last night. Five of the Chicago second coach on the dining car, was badly scalded. No one was killed.

Sample of Conditions. This is only a sample of the conditions that prevail. They are bad and injurious, and this state, which is now so well off and so prosperous in agricultural, industrial and other respects, cannot afford to be so burdened. Our crop this year will be phenomenal and the heavy rains we are now receiving mean a saturation of the subsoil and the assurance of a good yield next year.

Benefit from Agitation. Whether or not the grain trust suit is successful the farmers are getting a great deal of benefit from the agitation this year. They are getting from 1 to 2 1/2 cents more a bushel for all kinds of grain than they did when the trust had control of the market.

Independent Grain Dealers have complained to me that they do not believe they have been fairly treated by the grain inspectors in Omaha. They said that usually they were unable to get a No. 2 or a No. 4 grade, whereas the regular dealers could get the No. 3 grade. I looked into the matter to see whether I had any authority over the inspectors in Omaha. I found I had not. Therefore I could take no action and so replied to the independents.

The grain inspectors are appointed by the Board of Directors of the Omaha Grain exchange. There is a chief inspector who recommends his assistants.

NORWAY MAKES CONCESSIONS

Only Issue Between the Nations Yet Unsolved is the Demolition of the Fortresses.

KARLSTAD, Sweden, Sept. 21.—The Swedish and Norwegian governments are in joint conference today after holding several independent conferences. The joint conference was in session several hours and then adjourned.

WILL BUILD PLANTS ABROAD

Harvester Trust to Construct Factories in Europe Because of Possible Retaliatory Tariffs.

CHICAGO, Sept. 21.—Clarence S. Funk, general manager of the International Harvester company, said today that because of uncertain tariff conditions in America, with the possibility of retaliatory tariff against American manufacturers being generally adopted abroad, American industrial establishments are planning subsidiary factories in Europe. Mr. Funk said conditions in the United States are such that the International Harvester company has been forced to protect its interests in Europe and in planning the possible erection of a plant in Sweden. Mr. Funk added that the work being done in Sweden by the agents of the International company is being duplicated at other European capitals.

COLLISION OFF CAPE COD

Steamer Junataa Rammied by Schooner Herrwood Palmer—Six Passengers Badly Hurt.

BOSTON, Sept. 21.—The injury of six passengers and two of the ship's officers in a collision at sea was reported by the steamer Junataa of the Merchants and Transportation company, bound for Boston from Baltimore and Norfolk, Va. The schooner Herrwood Palmer, owned by the Junataa company, was rammed by the Junataa at Chatham by the schooner Herrwood Palmer, on Baltimore for Portland, Me., on the cargo of coal.

Mr. and Mrs. Friedell of Pittsburg, Pa., badly injured. The schooner Herrwood Palmer, owned by the Junataa company, was rammed by the Junataa at Chatham by the schooner Herrwood Palmer, on Baltimore for Portland, Me., on the cargo of coal.

That the accident did not result in a general loss of life on the steamer is considered remarkable by every one on board. The steamer had a great hole stove in its starboard side amidships. Its cabins from that point forward were ripped and torn into kindling wood and the foremast and smokestack were carried away. The Junataa returned to its dock here today and landed its passengers. Arrangements were made to transfer the cargo. The Palmer left its job boom, bowsprit and mast for the Junataa.

The accident occurred at 5:30 o'clock last night when the Junataa was steaming around Cape Cod.

Both vessels remained at the scene until daylight.

Transactions with Morgan & Co.

It was brought out that John R. Geegan, president of the Metropolitan Life Insurance Company, was carrying a running loan with the New York Life of \$30,000 at 4 1/2 per cent interest. Mr. Perkins did not know whether the loan was for the finance committee and would look it up. Witness could not explain why the New York Life had bought \$4,000,000 worth of Navigation syndicate bonds from J. P. Morgan & Co. \$2,000,000 should be sold back to the company for which a receiver within two months, and no minutes of the finance committee could be found to explain it. The transaction in Navigation syndicate bonds of December 31, 1904, when Mr. Perkins of the New York Life sold \$2,000,000 of Navigation syndicate bonds to J. P. Morgan & Co. \$2,000,000 in these bonds, came up again when the warrant for the check of \$300,200 was produced. These bonds were bought back by the New York Life two days later, and the \$200,000 of Navigation syndicate bonds were returned to the company. Mr. Perkins testified, was for the adjustment of interest. Mr. Perkins would not acknowledge the transaction was a loan.

The dealings of the company with the Morgan firm amounted to \$3,236,675, with a profit of \$1,000,000. The question of the company's income was for the present dropped and the way of spending of the money was probed. The agency system of the company was described and at this time Vice President Thomas A. Buckner, who has charge of the agency system, before the grand jury, was called. He stated that the total sales of the agency inspectors were \$125,000 annually. Agency directors get an average annual salary of \$3,000. The latter receive about \$30,000 annually in bonuses.

Mr. Buckner was unable to answer many questions without referring to records, and will be called again.

Perkins Reverses Previous Statement. Earlier in the day Mr. Perkins had been questioned on the "joint account" transactions of the New York Life, which he was unable to explain last Friday. He occupied almost the entire morning session and presented statements for the present. Mr. Perkins took occasion to correct the account of last Friday relative to the Navigation syndicate bonds, when he was asked if the object of the transaction between J. P. Morgan & Co. and the New York Life was to remove the \$2,000,000 of Navigation syndicate bonds from the company's books and to place them temporarily from \$4,000,000 to \$2,300,000. Mr. Perkins answered "Yes," but today said: "I did not mean that, I meant to say 'No.'"

Before Mr. Perkins took the stand John McCullough of Albany, a clerk for J. P. Morgan & Co., was called in an attempt to probe further into the \$300,000 check matter, but Mr. McCullough could give no information and was excused. The investigation will be resumed tomorrow.

Investigation Only Started. The probing of the methods of life insurance companies was resumed today by the legislative investigating committee. Before the day's proceedings were begun Charles E. Hughes, counsel to the committee, said he believed the facts of more importance and greater interest than any developed thus far still remained to be brought out. "We have only reached the meat of this inquiry," said Mr. Hughes. "In fact we have only started it."

The first witness today was John F. McCullough of Albany, who is employed by Andrew A. Hamilton. The checks for \$300,000 given by the New York Life insurance company to Mr. Hamilton's bank, McCullough's name as endorser, but the witness said he knew nothing about the checks except what he read in the newspapers. He did not know whether Mr. Hamilton appeared before legislative committees, nor did he know anything about his employer's account in the New York State bank of Albany. He did not know of any other account of Mr. Hamilton's in Albany, but he knew he was elected a director of the Albany Trust company about a year ago. The witness said he did not know where Mr. Hamilton's books were kept, nor would he know where to find any of his employer's cancelled checks. Mr. McCullough said further that he knew nothing whatever about the \$300,000 paid to Hamilton and concerning which Mr. McCullough, president of the New York Life insurance company, was examined yesterday. An account of the \$300,000 bonds was withdrawn by the insurance company, leaving \$1,300,000 bonds in the joint account.

President Considers Subject. OYSTER BAY, N. Y., Sept. 21.—Secretary of State Elihu Root, Senator Henry Cabot Lodge of Massachusetts and Joseph M. Choate, former American ambassador to Great Britain, who spent last night as guests of President Roosevelt, left for New York this afternoon. The conference between the president and his visitors was admittedly important. As contained in these dispatches last night the principal examination yesterday.

(Continued on Second Page.)

PERKINS IS CROSS-EXAMINED

Loss to New York Life of \$300,000 in One Syndicate Bought Out.

LARGE DEALINGS WITH MORGAN & CO. Man Who Represents Both Companies Unable to Answer Many Questions Without Consulting Books.

NEW YORK, Sept. 21.—George W. Perkins, vice president of the New York Life Insurance Company and member of the firm of J. P. Morgan & Co., was on the witness stand before the special legislative committee probing insurance companies' methods during the greater part of today's session. When an adjournment was taken he was still on the stand with a number of questions pending to reply to which he asked permission to consult his books and submit transcriptions. There was nothing of a sensational character in the testimony today, the only development of moment being the witness' disclosure in New Orleans traction syndicate, in which the company's loss of \$300,000, Edmond V. Randolph, treasurer of the company, had been questioned rather sharply regarding this transaction when he was on the stand last week. Today Mr. Perkins was brought up when Edward Hughes attempted to probe collateral loan account. The bonds of the New Orleans Traction Company had been bought from the New Security and Trust Company at \$5 and were subsequently sold to Mr. Perkins, he testified, they were sold on December 31, 1904, to Panhandle & Co. for \$207,500.

Mr. Hughes found under date of January 5, 1905, a loan of that amount to Panhandle & Co., and asked if the loan was made against these bonds. This Mr. Perkins said he would have to look up, and the question was dropped for the present.

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TALK OF PEACE CONFERENCE

President and Visitors Discuss the Action of the Emperor of Russia.

OYSTER BAY, Sept. 21.—It is learned that the most important international question discussed by the president and Secretary Root and Senator Lodge was that relating to the proposed peace conference to be held at The Hague.

The president explained to his visitors that on September 13 Ambassador Rosen had visited him at Sagamore Hill to inform him of the desire of Emperor Nicholas of Russia to call a peace conference at The Hague, which should be supplemental in its work to that held at The Hague three years ago on the emperor's initiative. The president last autumn took the initial step toward the calling of the second conference through Secretary of State John Hay, in a note to the emperor. The powers, including Japan, acquiesced to the proposition of the president, but Russia, while accepting it in principle, objected to holding the conference while it was waging war with one of the signatory powers. It is indicated that at a later time, perhaps on the conclusion of peace between herself and the Japanese, the holding of a second conference at The Hague would be agreeable to it.

The visit of Ambassador Rosen was made a view not only presenting to the president formally the desire of Emperor Nicholas, but also with a view of ascertaining whether President Roosevelt would be quite willing to waive any claim he might have on the calling of the conference because of the steps he took last year, so that Emperor Nicholas himself might issue the call. The president expressed himself as delighted to yield to the wish of the Russian emperor, and Ambassador Rosen had informed the emperor informally of the president's acquiescence. A formal reply to the emperor will be sent to him by the president through Secretary Root. The reply was discussed last night, but it has not been put into definite form. It probably will be forwarded soon after Secretary Root reaches Washington, about the first of October.

Resolution a Surprise. The resolution came as a complete surprise to the members of the committee, and it was some little time before some of the members spoke. Mr. Lindsey opposed it on the grounds that the convention had made its recommendation to the legislature, and that the committee should not anticipate the legislative action. W. P. Wood of Chicago, who was a member of the resolutions committee which framed the republican platform, was the next to object, because he said this was no time for the committee to take up such a matter, and he emphatically declared that the committee should not "stultify itself by adopting the resolution." Key of Antelope and Dickson of Holt objected to the resolution, and seemed to labor under the impression that it referred to the selection of county candidates. Kidd of Gage was in favor of the resolution, and while he advised against haste, urged the committee to get in line with the newspapers, which were almost unanimously in favor of the direct primary as recommended by the convention.

In support of his resolution Mr. Rosewater said that if the recommendation of the state convention was good for the legislature it was good for the committee, and it was not necessary to wait for a legislature to force them to do it. He pressed his approval of the action of the state officers following the recommendation of the convention on the pass question, by returning their passes without waiting for the legislature to act and to those who opposed a direct primary, he said a time for their action was when the resolutions committee made its report to the state convention. Stanley of Hamilton favored the direct primary in theory, but desired to talk with his people about the matter before voting, and then Victor Rosewater asked that the resolution be laid over without action until another meeting.

Bud Lindsey wanted it referred to the executive committee to be killed off and the arguments were upon the disposal of a resolution which was finally settled by allowing it to remain on the table until the next meeting.

Committee Completes Organization. Previous to this the committee re-elected A. B. Allen secretary and A. H. Hennings treasurer. Chairman Warner was authorized to appoint an executive committee of one member from each congressional district. A motion was adopted giving the executive committee power to fix the pay of regular employees, who will be selected by the chairman, and provide for auditing of the headquarters and Chairman Warner empowered to arrange for location of headquarters.

Commissioner Letton, candidate for supreme judge, and Fred Abbott, candidate for regent of the university, both made short talks, after which reports from the various committees were received, following a general discussion of the work to be done. Chairman Warner presided and Harry Lindsey acted as temporary secretary. Twenty-four out of thirty members were present either in person or by proxy.

WESTERN INDEMNITY AFFAIRS

Condition of the Company to Be Investigated by the Attorney General of Illinois.

CHICAGO, Sept. 21.—An investigation of the business methods of the Western Indemnity Life, an assessment insurance association, for which the attorney general has been made by policyholders, is to be made by the state superintendent of insurance. Attorney General William H. Stead of Illinois has already begun an investigation of the affairs of the company and the attorney general will be asked to transfer the entire company to another corporation. This information was announced in open court this afternoon by Attorney Walter Hawk, counsel for the state, who is unpaid benefit of \$4,000, while an attempt was being made to secure an order from Judge Bethea of the United States district court for a reference to a matter in chancery of the matters in controversy.

The affairs of the Western Indemnity Life are said to be in a deplorable condition and according to Attorney Hawk the state superintendent of insurance will make a strict investigation so that the persons responsible for the trouble can be punished.

During the hearing before Judge Bethea various questions of law and fact were asked by a number of prominent lawyers citing why the whole matter should be referred to a master in chancery, but the judge declared he did not wish to enter into the case, inasmuch as Judge Colquhoun of the United States court is to take up the case next Tuesday when the question of whether a preliminary injunction shall issue preventing the transfer of the Western Indemnity Life to another company will be decided by the court.

FACTS FROM FRUIT DISTRICT

Orange Growers and Shippers Receive \$14,500,000 for Crop of Present Year.

SAN FRANCISCO, Sept. 21.—According to reports of fruit officials of the Atchison, Topeka & Santa Fe and the Southern Pacific, the number of cars of oranges sent east during the season just closed was 2,000. This includes the shipments from Butte county and the San Joaquin section, as well as from Southern California, the bulk, however, coming from the latter section. All shipments are included that went out of the state by rail for the 23,000 cars there were 16,438,000 boxes. The total value of the shipments was approximately \$22,500,000. Of this amount it is figured that the orange growers and shippers got \$14,500,000. The remainder, of \$7,950,000 went to the railroads and refrigerator car lines for freight and loading charges.

For the season that opens early in November the railroad people estimate there will be 25,000 cars for the eastern market. Up to the 15th of this month 6,000 carloads of California green fruit have been sent to New York, New York and Boston as the principal distributing centers. This is an increase of 500 cars over the same period of last year, when 4,300 cars had been shipped up to September 15, 1904. In other words 13,000,000 pounds of green fruit were sent east up to the 15th of this month, as compared with 11,800,000 pounds for the same period of last year, or an increase of 1,200,000 pounds.

The season which closes early in November and the railroad officials say that by that time 1,200 additional cars will have gone east, making a total for the season of 6,800 carloads.

CUBA MAKES AN APOLOGY

Minister Says Insult to United States Was Due to Government's Enemies.

WASHINGTON, Sept. 21.—Mr. Quezada, the Cuban minister, this morning personally handed to the secretary of state a copy of the following cable message received from Senor O'Farrell, secretary of state of Cuba:

This morning the coat of arms of the United States consulate in Santiago de Cuba appeared defaced. Express to the secretary of state how deeply the government deplors the number of cars of oranges sent east during the season just closed was 2,000. This includes the shipments from Butte county and the San Joaquin section, as well as from Southern California, the bulk, however, coming from the latter section. All shipments are included that went out of the state by rail for the 23,000 cars there were 16,438,000 boxes. The total value of the shipments was approximately \$22,500,000. Of this amount it is figured that the orange growers and shippers got \$14,500,000. The remainder, of \$7,950,000 went to the railroads and refrigerator car lines for freight and loading charges.

An immediate investigation has been ordered to punish the author of such a disgraceful act.

The Cuban government also has apologized to Charge d'Affaires Slesper at Havana.

GRAND JURY AFTER SHERRICK

Governor Hanley and Auditor Higier Testify in Investigation of Shortage of Indiana Official.

INDIANAPOLIS, Sept. 21.—Late this afternoon Attorney General Charles W. Miller of Indiana filed a petition in the Marion county court asking for the appointment of a temporary receiver to take charge of the securities surrendered to the state by David E. Sherrick. The petition will be heard by Judge Allen tomorrow morning.

The Marion county grand jury investigation of the Sherrick case was slow in getting under way this morning. Governor Hanley, who was expected to be the first witness, did not enter the jury room until 2:30 this afternoon. For an hour he remained within the jury room and emerging, walked alone to the elevator and departed. Warren Higier, now auditor of state, was before the grand jury preceding Governor Hanley. In the absence of the governor in the morning John R. Reed, settlement clerk in the auditor's office, was called, arriving at 11 o'clock. It was almost noon before he was excused. These were the only witnesses heard during the day.

Tomorrow's session will begin promptly at 9 o'clock and according to Prosecutor Benedict the first witness will be Attorney General Miller.

POMOLOGICAL SOCIETY ELECTS

L. A. Goodman of Kansas City Chosen President and L. R. Taft of Michigan Treasurer.

KANSAS CITY, Sept. 21.—L. A. Goodman of Kansas City was today elected president of the American Pomological society at the biennial convention now being held here. The other officials elected were: Ed Munson of Dennison, Tex., first vice president; John Craig of Ithaca, N. Y., secretary; L. R. Taft of Michigan, treasurer. Seventy members of the society left tonight for a trip through the orchards of the Ozarks in Missouri and Arkansas.

MOVE FOR DIRECT PRIMARY

Proposition Comes Up Before Meeting of Republican State Committee.

ACTION DEFERRED UNTIL NEXT MEETING

Committee Completes Organization by Electing A. B. Allen Secretary and A. H. Hennings Treasurer.

(From a Staff Correspondent.) LINCOLN, Sept. 21.—(Special Telegram.)—The feature of the meeting of the republican state committee tonight was a proposition to carry out the recommendation of the state convention for a direct primary by the introduction of the following resolution by Victor Rosewater, which, at his request, went over until the next committee meeting without action:

Whereas, The republican state platform contains the following plank: "Believing that the nearer the control of public affairs can be brought to the people the better the result will be, we declare ourselves in favor of a direct primary law covering the nominations of all public officials."

Whereas, Under the present law this control of foreign life he would get and the knowledge of economic conditions he expected to derive from his observations.

The Bryan will sail from San Francisco for Japan September 27. They plan to stop at Honolulu for a couple of days and expect to reach Tokyo about October 10. While in the mikado's domain they will be guided in their travels by Y. Yamashita, the young Japanese who made his home with the Bryan family while attending the University of Nebraska and who now is head of a private school in Tokyo. Mr. Bryan did not know how long he would stay in Japan.

Peking and Manila will be visited next after Japan and Mr. Bryan expects to spend some time in the Philippines. After that he will study economic conditions in Australia and New Zealand. India will be visited in the winter season. Greece, Italy and Palestine will then come in turn. The family will spend the summer in the capital and commercial centers of Europe.

Mr. Bryan expects to be gone not less than a year. Before leaving Lincoln he notified the Commercial club of the sixtieth anniversary of the founding of the paper would be celebrated at Fairview January 15, 1907.

YELLOW FEVER CONDITIONS

Marked Improvement Reported in the Situation at New Orleans During the Day.

NEW ORLEANS, Sept. 21.—Report of yellow fever to 6:15 m. Thursday. New cases: Total to date 1,775. Total deaths 252. New feet under treatment 69. Cases discharged 1,061.

There was a marked improvement in the situation today. An arrangement was concluded today by which the Texas Pacific and the Southern Pacific will use the Avondale camp, whose capacity will be increased to handle the large number of laborers wanted in the sugar districts. Agents of the Louisiana Immigration association will be in charge of the laborers. St. Louis and Kansas City will hurry their men south. Where it becomes necessary for them to pass through New Orleans they will be handled in screened cars.

PENSACOLA, Fla., Sept. 21.—Six new cases of yellow fever developed today, showing a gradual increase in the number of cases to develop each day. The total number of cases to date is 56; deaths, 2; discharged, 22; under treatment, 14.

SNOW SHEDS ARE BURNED

Traffic on Southern Pacific Delayed by Fire at Crystal Lake, California.

SAN FRANCISCO, Sept. 21.—According to reports received at Southern Pacific headquarters in this city a long section of that company's snow sheds at Crystal Lake, Cal., with a number of cars and one or two station structures, were destroyed by fire last night.

When brakeman C. H. Brown opened a car door preparatory to unloading some freight for Crystal Lake station an explosion occurred in a car laden with ammolite. The car caught fire and the flames soon spread to a snow shed. Six empty boxcars with carpenter tools, ten empty boxcars and snow sheds about 1,500 feet long were burned.

Brown was burned about the head and face. Eastern trains have been delayed.

CUNNINGHAM WINS CONTEST

South Omaha Man Will Remain President of Rural Carriers for One Year.

INDIANAPOLIS, Sept. 21.—At this morning's session of the National Rural Letter Carriers' association a motion to have President Cunningham retain his office for one year longer was carried by a large majority. As a result it is possible that another state that is unfranchised in so strong a project will drop out of the association and start a rival organization. It is related that a committee already has been appointed by those who are opposed to Cunningham to draw up a constitution for the proposed new body.

The anti-Cunningham faction speaks guardedly of this matter at present, however, and the delegates that are backing Cunningham say that they do not expect such action to be taken.

DEMURS TO PACKERS' PLEA

United States District Attorney Maintains that the Allegations Are Not Sufficient.

CHICAGO, Sept. 21.—United States District Attorney Morrison today filed a demurrer to the plea of abatement made yesterday by the packers' defendant in the Brier trust case. The demurrer alleges insufficiency of allegations in the plea of the packers.

Movements of Ocean Vessels Sept. 21. At New York—Arrived: Citta di Palermo from Genoa, Graf Waldersee from Hamburg. Sailed: La Touraine, for Havre; Deutschland, for Plymouth.

At Liverpool—Arrived: Saxonia, from Boston; Westerland, from Philadelphia. Sailed: Bavarian and Kensington, for Montreal.

At St. Petersburg—Sailed: Friedland, for Philadelphia; Oceanic, for New York.

At Gibraltar—Arrived: Koestgen Luis, from New York.

At Genoa—Sailed: Citta di Napoli and Prinz Oskar, for New York.

At Seattle—Sailed: Merga, for Seattle. Arrived: Hungarian, from Montreal.

At San Francisco—Sailed: Empress of Japan, for Vancouver.

At Antwerp—Sailed: Marquette, for Boston.

NEBRASKA WEATHER FORECAST

Fair Friday and Saturday.

Temperature at Omaha Yesterday: High 68, Low 48. Today: High 68, Low 48. Tomorrow: High 68, Low 48.

BRYANS START ON WORLD TOUR

Expect to Spend Over a Year in Their Travels in Foreign Lands.

William J. Bryan, Mrs. Bryan, William Bryan, Jr. and Max Grace Bryan started on their trip around the globe yesterday. They came to Omaha over the Burlington in the afternoon and were in the city for a short time before leaving on the Union Pacific for San Francisco.

Mr. Bryan had little to say of anything else beside his trip. He said he looked forward with a great deal of pleasure to the knowledge of foreign life he would get and the knowledge of economic conditions he expected to derive from his observations.

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