SINGLE COPY THREE CENTS.

New York Freight Broker and Clerk Found Guilty of Conspiracy.

JURY IS OUT BUT HALF AN HOUR Argument for Motion for New Trial Will Be

Heard Today. CROSBY IS RELEASED

Judge McPherson Sustains Demurrer to Evidence in Bebate Trial.

HOLDS GOVERNMENT FAILS TO MAKE CASE

In Opinion of Judge Sufficient Evidence Was Not Introduced to Convict Former Burlington Traffic Manager.

KANSAS CITY, May M.-George Thomas, a freight broker, and L. B. Taggart, a clerk working for Thomas, in the Inite'l States district court here late today were found guilty of the charge of conspiracy to illegally give rebates to shippers. The jury considered the case only thirty minutes before arriving at a verdict. Attorneys for the defendants will file a motion for a new trial and the motion will be argued tomorrow. The court will not pronounce sentence against Thomas and Taggart until the motion for a new t. At is disposed of.

Jomas and Taggart live in New York, and Taggart, who has been in court only n the person of his counsel, is said to be very ill in that city. He and Thomas have been under bonds of \$5,000 each, and the court allowed the bonds to continue the spontaneous enthusiasm of the people ir force until sentence is imposed.

The section of the revised statutes under which Thomas and Taggart are convicted provides that their punishment shall be a fine of not less than \$1,000 or more than \$10,000, or imprisonment in the penitentiary for not more than two years, or both fine and imprisonment at the diseretion of the court.

Crosby is Released. George H. Crosby, general freight traffic manager for the Burlington railway, was continuous ovation. discharged by Judge McPherson today in the United States district court. The court | King Alfonso and Princess Eng of Battensustained the demurrer of Crosby's counsel holding that no evidence had been with absolute privacy at Angouleme. The turned last December by the grand jury. of his presence in France, and the greatest most reasonable, that the stock growing innapired with George L. Thomas, a freight broker, and L. B. Taggart, his clerk, to ting in the salon smoking amidst the floral

pay rebates to certain persons. Then the two cases against Thomas and colors. The princess was not visible. Taggart were considered. In the first case, in which the defendants were charged with conspiring with Crosby to pay rebates, the demurrer of the defense was granted. In this case Judge McPherson said, in effect, that the evidence showed that if mitted in New York or Chicago, outside the jurisdiction of this court. The contracts made by shippers with Thomas could not be considered overt acts, the court said, because on their face they were legitimate contracts.

In the second case against Thomas and Taggart, in which they are charged with conspiring with shippers to obtain and pay rehates, Judge McPherson overruled the demurrer. In this case, the court said, the government contended there was an addends to the contracts, and that addends contemplated a crime by conspiracy. The court would not say that there was not sufficient evidence; that it was not done in Missouri and in this jurisdiction. The case, therefore, must go to the jury. The lefense offered no evidence and the arguments were immediately begun, continuing for three hours, the case going to the jury

late in the day. In the case against Crosby, Mr. Crosby's name has seldom been heard in the proseedings, which were begun here on Tuesday last. The first testimony offered by the government to show Crosby's alleged part in the conspiracy was that of Frank Barry of Washington, D. C., former agent of the Interstate Commerce commission. Barry said that Crosby told him in 1800 that the Burlington railway was paying George L. Thomas a "generous salary" because of the tonnage he controlled. Judge McPherson said:

Such evidence cannot be used to deprive my man, high or low, of his liberty. Not an such evidence be used to create a cloud upon any man's name by reason of a y man's name by reason of prosecution in any court, state

Rebates Paid by Dead Man. Na evidence to indicate that Crosby ever

ed the payment of "commissions" or to Thomas, or that he had any dge of the transactions, but that, contrary, it had been testified that mas Miller, now dead, had always Aued such orders to the claim departent. Mr. Miller died a year ago. In sustaining the demurrer as to Crosby,

Judge McPherson said, to Illustrate the conspiracy with which it was sought to connect the defendant: "Suppose \$500 a nonth, or I per cent on the business ob- to all nations. tained, is deemed a fair remuneration. If the parties are agreed, it is no concern to others. But suppose that, knowing that fair compensation, the company pretends give, or the agents pretend to receive \$400 a month, or 6 per cent commissions, with the secret understanding that the agent shall pay over to consignees of such freight he may contract the one-half of which is paid to him under the guise of compensation. What is and what can that be but the payment of rebates? And how can it be said that such merchants who eceive money in that way and the companies paying it in that way, are not all guilty of crime against the United States?

BAD WEATHER FOR REFUGEES

Low Temperature, Wind and Rain Affect People in California's Tent City.

SAN FRANCISCO, May 15 .- A heavy rain and wind atorm, which began last night at o'clock, continued throughout the night. It caused much suffering among the thousands of refugees living in tents and improvised shelters in the public parks, presidio and vacant lots.

the night was very cold.

Prosbyterians Select Birmingham GREENVILLE, S. C., May B .- The outhern Presbyterian church today de-Birmingham, Ala., for next year's

Formal Reception Takes Place at Irun, with Previous Meet-Ing at Angouleme.

IRUN, Spain, May E.-King Alfonso berg, as she entered Spain in the early hours of the morning, amidst an enthusiastic popular welcome and the homage of Products Not Inspected and Bearthe Spanish ministry. The special train bearing the princess reached the frontier. shortly after sunrise. The morning mists still hung over the river Bidasson, separating France from Spain, as the train reached the center of the bridge, and the Spanish fortresses beiched a welcoming salute of twenty-one guns from the heights of Pena de Aya, commanding the frontier. At the same time regiments of carbineers and ancient Sicilian guards were massed on the footways of the pier and with trumpets and banners saluted the bride's entry into the kingdom, while the bands played ! alternately the British and Spanish ne

tional hymns. In the meantime King Alfonse, uniform of a field marshal and and our by the ministers of the crown, chamberlains and the military and wil authorities, awaited the princess at the rallroad station, which was sumptuously decorated with a floral arch, carpeted with red velvet and hung with the royal banners and other insignia. Scores of noble ladies of San Sebastian, with their little daughters, daintily costumed in white, bore boquets and garlands for the princesa. Premier Moret directed the governor general to admit the public to the platform and to give the people every facility to see their future queen. The meeting of the king and princess, although a ceremonious state function, was none the less marked by the unaffected joy and cordiality of the young monarch. The king presented his ministers, who officially welcomed the bride to Spanish soil, and she graciously acknowledged the official salutations. But seemed to give greater satisfaction to the king, who conducted the party to the royal train, where the princess was in-

red and white roses. At 5:15 a. m., amid continued salvoes from the fort and the cheers of the people, the train left Irun for Madrid. The pensantry lined the tracks and packed the stations along the line, giving the young couple a

stalled in a luxurious coach, which had

BORDEAUX, May M .- A meeting between berg, the future queen of Spain, occurred princess' train here, when he was seen sitdecorations and the Spanish and British The Spanish and British consuls greeted departed at 1:21 a. m. for Irun.

DEFIES OFFICIALS WOMAN

crime had been committed it was com- Mrs. Montefiore Defends Her Doctrine of No Taxation Without

> LONDON, May 25 .- Mrs. Dora Monteflore woman suffragist leader who, in proagainst taxation without representation, barricaded herself in her home at Hammersmith, May 24, against the tax collector and sheriffs' officers, tonight is still "holding the fort." During the day she appeared at an upper window and declaimed in favor of woman suffrage, to the crowd which had gathered to watch the slege.

MUTUAL'S LONDON OFFICE SHUT

American Concern Fails to Open Poors for Business in British Capital.

LONDON, May 25 .- The head office of the Mutual Reserve Life Insurance com- came from Nebraska, Kennedy, McCarthy pany in London and all the country agencles did not open for business today. NEW YORK, May 25.-Vice President Eldridge of the Mutual Reserve Life In- on certain amendments passed by the sensurance company explained today that the ate. All three members from Nebraska closing of their offices in England was be- voted in favor of including the express cause the new law of New York makes it unprofitable to secure new business.

Mrs. Baxter Presented at Court. LONDON, May 25.-King Edward and Queen Alexandra held the first court of the season at Buckingham palace today The prince and princess of Wales and all the members of the royal family now in London were present. Among the presentations were Mrs. and Miss Margaret Baxter, wife and daughter respectively of G. W Baxter, former governor of Wyoming.

Chinese in Europe. LONDON, May 25 .- The Imperial Chi nese commission, having concluded its investigation of governmental and economical conditions in England, departed

for Brussels to resume their study today. TOKIO, May 25 .- A pier and warehouse have been opened at Dainy for the use of Japanese subjects, which action is pre-

Crocker Takes a Prise. LONDON, May 25 .- H. J. Crocker 2000 a month, or 3 per cent commissions, is San Francisco today was awarded a gold cup for his exhibit of Hawtilan stamps of the country, in order that teachers may

at the International Philatelic exhibition. State Funeral for Ibsen. CHRISTIANIA, May 25 .- Parliament to day voted to give Henrik Ibsen a state

JEALOUSY CAUSES SUICIDE New York Man Wounds Woman and

and Then Ends His Own

NEW YORK, May #5 .- Because she had threatened to leave him and had shown him a photograph of her new lover, John today shot and wounded Cecella McGarry, a handsome woman, in their apartment in West Forty fourth

When the police broke into his apartment Kindrovics killed himself by a shot in the brain. Kindrovics, who was a Hungarian walter in the Hotel Metropole, had a quarrel with Miss McGarry at their apartment early today, in which the woman showed the photograph to him. He The majority of these unfortunates are drew a revolver. Miss McGarry, in her provided with good tents, but hundreds are nightgown, ran into the hallway with poorly protected against the inclement Kindrovics in pursuit. At the head of reather. In addition to the rain and wind the stairs he shot her in the aboutler capital, by H. W. Hinrichs, John Parker, and she plunged down-stairs, narrowly missing another bullet. Hindrovics locked himself in his rooms and threatened to shoot the policemen who broke down the Franklin county; Frank P. Fowier, vice H. will be held Saturday, May 16, 1986, from door, but as they did so he shot and in- O. Horner, resigned. South Dakota; Englestantly Rilled himself. Miss hickorry will recover.

Important Rider to Agricultural Bill Tacked on by the Senate-

PACKERS AND PRODUCERS INTERESTED

ing Brand to Be Barred from Interstate Commerce.

(From a Staff Correspondent.) WASHINGTON, May 25 .- (Special Telegram.)-The senate today attached to the agricultural appropriation bill Senator Beveridge's measure providing for an inspectic amination and supervision of live sheep, swine and goats and and food products thereof which This bill is the result of a long

onference between the Department of Agriculture and the Department of Commerce and Labor and is vitally interesting to packers and stock growers. The unsanitary condition of some packing houses has not only been the subject of a novel recently issued, which has raised a storm of inquiry, but has been the subject of official investigation on the part of the president, who has appointed a commission to investigate conditions in the packing ouses throughout the country.

Senator Beyeridge introduced the bill on May 21 to provide for the inspection of live stock, with a view of having the same branded as sound, healthful and fit for human food, and those unfit condemned, but the present bill went further than that. It provided that slaughtering, canning and packing of cattle, sheep and swine should be performed in a sanitary manner and in a sanitary place, under rules prescribed by the secretary of agriculture, and it further provided that the inspectors provided for under the bill should report upon the sani-

tary conditions of every establishment. According to the reading of the bill, both the stock growing and packing interests will be affected by this measure, and it is been transformed into a veritable bower of safe to predict that the house of representatives will be face to face with a situation when the agricultural bill is sent to congress that it never anticipated when it passed the big money bill for the Depart-

ment of Agriculture.

Cattle Interests Awake.

port could be made. put it up to the house to accept or disagree with the bill it will be interesting to watch the gymnastics of the house in shown all along the journey of the past

the next few weeks. When it is realized that the Beveridge bill was attached to the agricultural appropriation bill when a point of order would have ruled it out it naturally suggests the question, what did the senate have in mind when it attached this important measure to a money bill as a rider?

Desired to Go on Record. Of twenty-five republicans who voted "no" on a rule brought in by the committee on rules in the house today, three and Norris. Their votes were not against sending the railroad rate bill to conference, but were in fayor of voting affimatively companies within the limits of the Hepburn rate bill, and as the senate passed such an amendment, they desired to express their individual opinions that the express companies should be included within the provisions of the bill. On three or four other amendments they desired to have an individual voice to concur in senate amendments, and fearful lest many of the senate amendments would be traded out in conference, their votes were cast in favor of instructing the conferees directly instead of being compelled to instruct them, as in all probability will be the case, by indirection.

Instruction in Agriculture. Congressman Pollard appeared before the ommittee on public lands today and made an argument in favor of his bill appropriating \$500,000 for instruction in agriculture in the state normal schools of the United ject of agriculture is one subject that is of liminary to the early openius of the port the greatest importance to the people of in every district school. In order to do it, it should be taught in the norral schools be qualified to teach this important subject. for carrying forward this important work.

Minor Matters at Capital.

Congressman Kennedy was notified today that Tmohas H. Platter, Omaba, had been granted a pension of \$6. Representative Kinkaid today advised

that the Postoffice department had signed a lease with the First National bank at Greeley for a portion of their bank building as a postoffice. Senator Burkett was today advised that

pension of \$24 had been granted D. H. erman of Wilber. Representative McCarty today secural the reappointment of James M. Beaver s. postnaster at Scribner, Dodge county. M. H. Horiskey of O'Neill, H. E. Greas of Octavis and A. L. Lockwood of Martins

ourg. Neb., have been appointed rallway mail clerks. Applications to organize national banks approved: First National bank of Thornton, Ia., with \$25,000 capital, by C. H. Mc Nider, W. H. Bagley, C. A. Parker, O. T. Denison and E. D. Allen; The First Nu-

Mathias Gilbert, August Bentner, John Goeres and others. Postmasters appointed--lows: Hansell, wood, Lawrence county; Ernest E. Wirth, vice William Fagan, removed.

THOMAS IS GUILTY KING MEETS FUTURE QUEEN ALL MEAT TO BE INSPECTED BERNHARDT BLOCKS THE WAY GREENE OUT OF THE RACE

Omaha Commercial Club Train Stalled at Mankato by Accident to Actress' Car.

MANKATO, Kan., May 23 - (Special Telegram)-Excursionists are meeting with regular home-like treatment from all towns today. At Mankato they were met at the station by Mayor G. R. Kramer and the Mankato Commercial club, with carriages for the entire party. They were taken to the feast prepared by the Presbyterian Ladies' Co-operative society. The dinner was so elaborate that when the charge of 60 cents was made they each dropped in \$1 instead.

On leaving Mankate the party proceeded only about two miles when they evertook Sarah Bernhardt's special, which had met out from under her private car. No one was injured. They are all held here indefinitely.

Madame Bernhardt, being nervous over go further without changing engines. The track was torn up for half a mile and ties for several yards were cut enbacked into Mankato and arrangements are rapidly being made for the trains to proceed. Madame Bernhardt is scheduled for and answering a direct question said: St. Joe tonight and the excursionists are sadly delayed, but will probably reach home before morning. Madame Bernhardt refused to be seen by press reporters and sent very specific instructions to the Rock Island officials on the subject. Later she yleided to persuasion of the Omaha excursionists and bowed to the party from her private car and posed for a special photograph by the excursion photographer. Bernhardt's special left at 2:35 p. m. and he excursion followed two hours later. FAIRBURY, Neb., May 25 .- (Special Telegram.)-While the track was being repaired at Mankato the following note was sent to

Madame Sarah Bernhardt The Omaha Commercial club extends ain-orre congratulations on your safety from accident.

The following reply was received: I thank you very much for your congrat-ulations. I hope you will make a happy irip. I am taking my bath and I cannot

After leaving Mankato the next important point was Formoso, Kan. There the citi- ful study of corporate questions and dis- the mines it was blown to pieces by a zens and several close-by farmers had gathered at the station with their band to meet the excursionists. A hearty reception was accorded at Courtland and Scan-Today Senators Millard and Burkett and dia. At the latter place the gental banker, Congressman Kennedy saw the president H. S. Cooper, with his wife, sent to the in relation, not to this measure, because train a buttonhole bouquet of beautiful of the rights of the common people. they did not anticipate it would so hastily roses for each person in the party. At presented to connect Crosby with a con- king traveled incognito in an ordinary train pass one branch of congress, but on the Bellevue, Minden, Narka and Mahaska the spiracy as charged in the indictment re- from Irun to Angouleme, no one knowing general proposition which seemed to them citizens were alike enthusiastic in extending their welcome to the Omaha jobbers. This indictment charged that Crosby had surprise was caused on the arrival of the terests and packing interests were entitled When Fairbury was reached, though the to a hearing in the matter. The confer- day had really been the most enjoyed of ence had between the president and the any, the party was glad they were nearing representatives from Nebraska is neces- the end. Here they were met by a comsarily confidential. Sufficient, however, mittee of the local Commercial club, which was learned to show that the president, escorted them to the First eMthodist Episthe king on his arrival here and the train while believing that some such measure copal church, where the women had preas introduced by Senator Beveridge was pared a sumptuous meal. After suppor needful, was inclined to await a report they were taken to the large Odd Fellows' from the commission now investigating hall, where the meeting was called to order conditions in the Chicago packing houses by the president of the aFirbury Commerand they were led to believe that nothing clas club, Mr. Vine Peace, who introduced would be done until a comprehensive re- Mayor Uhley. Speeches were made by Charles M. Wilhelm, W. S. Wright and S. A. Searle of Omaha and Colonel George ing interests of Colorado saw the presi- Jenkins and Attorney Barnes of Fairbury, dent along similar lines. Now that the after which a smoker was indulged in and senate has adopted the Beveridge bill and punch was served. It was certainly a fitting event for the closing of such a succession of ovations given and good will

> few days. W. L. Yetter, chairman of the trade exhighly pleased with the trade boosters he had with him on this trip. He said "a better crowd could not be picked up in a lifetime." Mr. Yetter deserves credit as a never-tiring worker in anything he under-

takes and this trip was no exception. The only Omaha papers received during and Evening Bee and Hotel Reporter. These reached us regularly by express, which were opinion of all was that the enterprise shown by the publisher of The Omaha Bee. Mr. Edward Rosewater, was appreciated and surely added to his popularity. Mr. J. E. Utt. general agent: H. A. Perkins, E. F. Stran, division freight agent of Topeka, Kan., were the Rock Island officials who accompanied the excursion party.

The run from Fairbury to Lincoln-sixtywith one stop. Good time was continued on to Omaha, arriving at Union station at

DEATH RECORD.

William A. Campbell. TECUMSEH, Neb., May 25 .- (Special Telegram.)-William A. Campbell, prominent in the affairs of Johnson county for a great many years, died at his home in this city this afternoon after being in failing health for several months of a complication of stomach and liver troubles. Mr. Campbell States. Mr. Pollard contended that the sub- was born in Rushville, Ill., December 29. 1842. As a young man he went to Pittsburg, Pa., where he acted as purchasing the country and a subject most neglected in agent for the Union Stock Yards company the curriculum of our public schools. He for a number of years. He was married to urged that agriculture should be taught Miss Jennie M. Lillibridge at Upper Sandusky, O., on March 8, 1879, and to this union two sons were born-J. T. Campbel who is now agent for the Burlington route at Hebron, and C. C. Campbell, who is en It was his idea that the United States could ployed in the train service of the same comwell afford to furnish patt of the funds pany, with headquarters at Hastings. Mr. Campbell had been a resident of Johnson county since 1870, when he located on a farm near Smartville. The funeral will be held at the home Sunday afternoon at 3 o'clock conducted by Rev. T. D. Davis. Burial will be in the Tecumseh cemetery.

William N. Babcock. EXETER, Neb., Mr.y M .- (Special.)-William N. Babcock, one of Exeter's ploneer residents, passed away at his home here early Tuesday morping and was buried today. Mr. Babesck was born in Dalton, Mass., in 1841 He served in the navy during repellion and came to Nebraska in the early '70s, locating in this place when there was less than a half dozen in this vicinity. For the past twenty-five years he had been engaged in the insurance business. engaged in the insurance business. The funeral services were conducted by the Christian Science church, of which he was

J. M. Williams. VALLEY, Neb., May 25 .- J. M. Williams died at his home near Valley today at the tional bank of Whitelake, S. D., with \$25,000 age of 77 years. Mr. Williams, one of the oldest residents, was one of the most promlnent and wealthy farmers of western Douglas county. He leaves a wife and one daughter. Mrs. J. V. Lentell. The funeral the Methodist Episcopal church, of which torical address. When completed the audimember for many years.

Well Known Omaha Lawyer Will Not Fight for Senatorial Nomination.

CONDITIONS UNFAVORABLE TO CANDIDACY

Admits Edward Rosewater is Logical Candidate for Those with Rooseyeltian Ideas-Significance in Local Situation.

The senatorial situation has taken another step toward simplification by the statement of Charles J. Greene of this city, who had previously announced his 11 John I. Martin Visita Dahlman. intention to be an avowed candidate for with an accident, one truck having come the republican endorsement, that he will not ask for a delegation. In all the preliminary estimates Mr. Greene was figured as a factor and was urged as a possible candidate upon whom the oppothe accident having occurred, refused to sition to Edward Rosewater might center. Following closely upon the announcement by G. W. Wattles that he would 9 s. m..... 66 10 s. m..... 67 not enter the senatorial race, the withtirely in two. The trains have finally drawal of Mr. Greene has added significance. Mr. Greene was interviewed in his law offices in the New York Life building "I shall not undertake to put up a dele gation or go to any fight for the nomina tion. It is too expensive a luxury.

Mr. Rosewater the Logical Candidate. "In coming to this decision I do not ignore the fact that Edward Rosewater is the logical candidate for the senate. He has advocated for a generation the policies and principles that are now being invoked by President Roosevelt belonging to the Continental Coal company in the battle with corporate in was blown into fragments this afternoon fluences. In this respect he has been consistent in all these years, and while he track by property owners adjoining the has brought about and to him many per- railway tracks, who are opposed to its sonal animosities through his antagonisms, operation. The mines of the company are bill to conference, the fear of many mem-There is a conviction that he has been located about two miles from Tulsa and consistent. It must also be recognized that are connected with the town by a single there is a feeling of complacency in Doug- track of railway. Owners of property las county and Omaha and this being so here it may be assumed to be so out in building, and there has been much dis- sired to vote out the express company the state. I do not regard Mr. Rosewater satisfaction over it ever since. as belonging to the radical school of La Follette and Cummins, but from his carecussion of them in his busy lifetime he terrific explosion of dynamite, which had more nearly approaches the Rooseveltian been placed on the track and which was five republicans voting with the democrats, idea. He is a man of wider influence than exploded by the wheels of the engine. Althe state and ought to take his place in though the engine was blown to fragments the event of his nomination and election the crew was not injured. to the senate as a leader and advocate

"In saying these things of Mr. Rose- der arrest under a charge of having parwater I should also say that I do not en- ticipated in the affair. He is one of the dorse his views on many questions, but owners of property which is crossed by am more in accord with the more conservative elements of the republican party. I think these problems in the future can excitement here and more trouble is exbe settled along conservative lines rather pected. The people are all arming themthan in the wholesale assault on business selves. institutions. I do not like the spirit that arraigns a man of his party because of his business affiliations."

REED SMOOT CASE GOES OVER Senators Pass Matter to Friday, but May Not Vote This

Session. WASHINGTON, May 25 .- No vote was had today in the senate committee on privfleges and elections on the right of Senator ate, chiefly because it developed that in the numerous changes of dates for the meeting Senators Hopkins and Dolliver failed to receive their notices that action was to be taken today. Both of these senators, as weight. Both sides made charges of sharp But a clap of thunder came from an uncursion, expressed himself as being very well as Senators Depew, Balley and Frazier, were absent. The three last named, however, had left proxies. The committee will adjourn until Friday next.

Objection to voting at the present session was voiced by three or four senators, who said that the railroad bill here had taken so much of their time that they had not the entire trip were The Omaha Morning had an opportunity to read the authorities quoted by the attorneys on both sides of the case in making their final arguments. thoroughly enjoyed by ali. The expressed On this account they complained that they were not in position to vote intelligently. Chairman Burrows and the democratic senators present objected to permitting the case to go over until next session, arguing that the senators could read the authorities commercial agent of Omaha; David Bur- in the next week. Notices of the meeting leigh, trainmaster of Fairbury, Neb., and to be held on Friday have been ordered mailed on Monday in order that there may be no misunderstanding concerning it.

It is known that Senator Depew cannot be present, and if all the others are in at tendance the vote may result in a tie. Senone miles—was made in sixty-six minutes, ator Depew has sent his proxy to the chairman, but the committee has not consented to accept it. If it is voted the decision will be against Smoot. It is concluded the result depends upon Senator Dolliver, who has not made his position known.

After the committee had discussed for some time the proposition to defer action on the Smoot case the Hale resolution, instructing the committee to inquire into the status of proceedings against Senator Burton, was referred to. Senator Dubois objected strenuously to having the Smoot case sidetracked, saying:

"If the members of the committee think the country is more interested in turning out poor Burton than in acting upon charges against an apostle of polygamy, they are greatly mistaken." He predicted that the committee would hear from the country before next Friday county court tomorrow under the election as the result of the delay.

CASSATT STARTS FOR HOME MRS. HARFORD IS RE-ELECTED President of Pennsylvania Bailroad Said to Have Left France for America.

PHILADELPHIA, May 15. - Announce ment was made at the Pennsylvania railroad office in this city today that President Cassatt sailed for home from Cherbough, France, this morning. Mr. Cassatt went abroad for a holiday trip on May 9. It is believed the revelations made by the interstate commerce commission are responsible for Mr. Cassatt's sudden change of plans. He is expected to reach this country Sat-

urday, June 9. F. A. Van Boynburgh, a coal mine operator, testified that his business had seen practically ruined because Pennsylvania would not furnish cars. He believed that President Cassatt controlled most of the railroads in the east and that a deliberate attempt to drive him from business was made. "Possibly," said the witness, "I did not give the roads enough stock in the coal company."

New University Auditorium. May 30, the cornerstone of the new auditorium building of the University of Illinois Moss of the university will give the hisbuildings of its kind in the country.

RATE RULE REPORTED THE BEE BULLETIN. Porecast for Nebraska-Rain Satur

day. Sunday Fair and Warmer.

Rate Bill is Sent to Conference.

News from All Parts of Nebraska.

5 Staple Value for Farm Products.

6 Union Pleases Local Presbyterians.

7 Colored Veterans on Land Deals.

8 Russian Anarchists Attack a Bank. Financial Review of the Week.

12 Sporting Events of the Day.

15 Council Bluffs and lows News.

Temperature at Omaha Yesterday:

LOCOMOTIVE BLOWN TO PIECES

Dynamite Charge Placed on Track

Leading to Coal Mine Near

Tulan, I. T.

TULSA, I. T. May 35 - The locomotive

by dynamite, presumably placed on the

which is crossed by the track opposed its

This afternoon as the locomotive belong-

F. W. Kassner, cashier of the First Na-

tional bank of Tulsa, has been placed un-

the line of the track. Other arrests are

expected to follow shortly. There is great

NELSON-HERRERA FIGHT OFF

Counter Charges of Sharp Practice

Follow Dispute Over Weigh-

ing In.

LOS ANGELES, Cal., May 25 .- There was

eight champion, and Aurelie Herrera to-

no fight between Battling Nelson, the light-

night, as scheduled. After an almost in-

argument Jacobs sent Herrera to dinner.

Suit Brought to Test Grants Based

on Result of Recent

Election.

pany and the Denver Gas and Electric com

pany to test the validity of the franchises

granted these companies at the city elec-

tion on May 15 on the face of the returns.

in the cases. It is alleged in the complaint

Four other suits, two quo warrante and

two injunctions, are being prepared by the

Municipal Ownership league against the

same two companies and will be entered

trict Attorney Stidger, who holds that such

proceedings can be instituted only through

him. A contest will also be filed in the

Omaha Woman Again Chosen Presi-

dent of Woman's Missionary

hold the next convention in Harrisburg,

President, Mrs. L. R. Harford, Omaha,

Nebraska and lowa Young Women

Finish Course at Emerson

College.

were defeated by at least 800 votes.

law.

were elected:

Tonganoxie, Kan.

the regular course.

baths to weigh in, but Jacobs declined.

weigh in.

1 p. m..... 75

2 p. m..... 70

3 p. m..... 79 4 p. m..... 89

5 p. m 79

7 p. m..... 79

8 p. m..... 77

9 p. m 76

6 p. m 80

is Commercial and Financial.

Hour, Deg. Hour. 5 a. m..... 63 1 p. r 6 a. m..... 62 2 p. r

8 s. m 65

19 m.... 78

2 Oil Inquiry is Bearing Pruit.

4 Johnson Names Committees.

Page.

10 Editorial.

Hour.

House Disagrees to All Senate Amendments and Sends Measure to Conference. 1 Find Thomas Guilty of Conspiracy

All Ment Products to Be Inspected Greene Out of Senatorial Race. SCENE BETWEEN HEPBURN AND COOPER

Presbyterians Ask Smoot's Removal Wisconsin Member Says Iowa Member is Against Express Section.

EMPHATIC DENIAL BY CLARINDA STATESMAN

Mr. Cooper Refuses to Give the Name of His Informant.

BOTH BECOME EXCEEDINGLY ANGRY

Mr. Hepburn Declares Statement is a Falsehood and Accuses Opponent of Drawing on His Imagination.

WASHINGTON, May 25.- In the house of

representatives today the question of ve-

racity was raised between Mr. Cooper of Wisconsin and Mr. Hepburn of Iowa over a conversation in which the latter is alleged to have participated in with a member of the senate and in which Mr. Cooper asserted the member of the house and the senator referred to agreed that the socalled "express company amendment" to the railroad rate bill should not remain in the bill. Both Mr. Hepburn and Mr. Cooper were exceedingly angry and they glared at one another during the colloquy. The house was turbulent during the consideration of the rule sending the rate bers being that the rule which disagreed to the senate amendments en bloc might have an influence on the conferces and give them an opportunity if they so deamendment, the amendment relating to pipe lines and the sleeping car amendment ing to the coal company was going out to With the assurance that the wishes of the house would be considered on all the amendments, the rule was adopted, twentyto vote directly in facor of concurring in the senate amendments relating to the subjects named. After the rate bill was disposed of the remainder of the day was de-

voted to pension legislation. Rate Rule Reported. When the house met today the committee on rules reported the Hepburn rate bill resolution favorably. It provides for nonconcurrence in all the amendments of the senate and sends the bill to conference. After the previous question had been orfered on the rule-yeas 162, nays 83, present 16-Mr. Dalzell (Pa.) explained that the resolution was simply for the purpose of

sending the rate bill to conference. Mr. Norris (Neb.) wanted to know if the house would have a chance to vote on separute amendments, as some of the amendments adopted by the senate ought to be

discussed in the house. Mr. Dalsell replied that the rule was only there would be acople opportunity to dis terminable wait of two and a half hours cuss the conference report. So far as he the crowd was dismissed at ten minutes was concerned there were some amend-Smoot of Utah to retain his seat in the sen- to, it o'clock because Herrera refused to ments that he was not in favor of and wanted a chance to consider them.

Before the crowd of 4,500 was finally dis-Up to this time it seemed as if the rule missed there was a squabble between the was to be agreed upon without any great fighters and their managers over the amount of debate.

practices on the part of the other. As expected quarter, Mr. Cooper (Wis.) near as can be learned tonight the situation | wanted to know what objection there was which led up to the calling off of the fight to letting the house pass on the amendwas as follows: The articles of agreement ments now. He said: "Let us vote on the called for the weighing in at 6 o'clock this express company amendment." (Applause afternoon, both men to scale 131 pounds, on both sides).

Mr. Daizell replied that the house could The men were on hand at the stipulated hour. There were scales there, but Hereastly nonconcur in the conference report rers claimed they were out of order and and instruct the conferees as to the wishes could not be adjusted. After half an hour's of the house. Then Mr. Cooper, in a very impressive manner, said that he had been After that he refused to allow the Mexican informed by a gentleman in whose integto weigh in. Nelson offered to go to the rity he had the fullest confidence that some gentlemen, he would not say whether they were members of the house or senate, but they were entitled to be conferees on the FRANCHISE FIGHT IN DENVER bill, had agreed that the express company amendment should go out of the bill.

Hepburn Demands Names. Mr. Hepburn (Ia.) jumped to his feet, exclaiming that he did not take any stock in what one member said to another on DENVER, May %-District Attorney matters of this kind. "Will you state the George A. Stidger today brought quo warnames of the persons who have thus deranto proceedings in the district court clared themselves?" called out Mr. Hepagainst the Denver City Tramway com-

Mr. Cooper-''Oh, I don't want to offend, especially the gentleman from lows." Mr. Hepburn-"You can't offend me by answering that question.

John T. Holbrook, secretary of the Colonial Mr. Cooper-"I will say this, that they Securities company, is plaintiff of record were two gentlemen in whose word I have confidence." that hundreds of fraudulent votes were Mr. Hepburn (loudly)-"Name them; counted for the franchises and that they name them."

Mr. Cooper-"I am not going to name men who come to me and tell me matters in confidence. The gentleman from Iowa places me in an embarrassing position, but since he asks me, I will say that he is next week regardless of the action of Dis- said to have remarked in conversation 'Oh, the express company amendment will

Mr. Hepburn, greatly wrought up and exceedingly nervous, replied: "Any man who told the gentleman that (shaking his fist at Mr. Cooper) told a faleshood and until the gentleman from Wisconsin names the individual who made this statement to him I shall hold that the gentleman is drawing upon his imagination.

Mr. Williams: 'I call the gentleman from Iowa to order for his language." Hephurn Apologises to Williams. CANTON, O., May 25.-The Woman's Mr. Hepburn: "I withdraw the language Missionary association of United Brethren which is offensive to the gentleman from in Christ, in session here today, decided to

Mississippt." Mr. Williams: "It was not offensive to Pa., in May, 1997. The following officers me. It was offensive to the house and contrary to the rules." Intense excitement prevailed during this exchange of words, members crowding the

Nebs corresponding secretary and treasurer, Mrs. B. F. Witt, Dayton, O. Trustees aisies and filling the space in front of the include Mrs. L. R. Harford of Omaha. speaker's desk. The speaker pounded for Trustees at large include Mesdames D. L. order, but to no purpose. Rike, Redlands, Cal.; A. L. Ballheimer, When he could be heard above the uproar Mr. Cooper said that he was not the only gentleman to whom similar statements WESTERN MUSICAL GRADUATES

were made. "There are other members of the house to whom they have been made and there is no purpose, no object, on my part to deliberately misrepresent that state-

Mr. Hepburn: "Why don't you say w it was that told you that?"

BOSTON, May 25 .- (Special Telegram.)-Mr. Cooper responded by saying that he Among the students who will graduate with could not understand why the gentleman honors next week at the commencement of asked the question unless he had heard the will be laid with appropriate exercises. Emerson college, affiliated with the New rumor going round, "You placed me in an Judge George A. Dupuy of Chicago will be England Conservatory of Music, are Miss embarrassing position and I had to tell you the orator of the day. Prof. Charles M. Leno Ellen Cooper of Holdrege, Neb., who what was told me. And I told the truth will receive a post graduate diploma; Miss and that is the first time that any man Evadell Currier of Boone, Ia., and Olive on earth has accused me of telling a falsehe had been an active and much beloved torium will be one of the most perfect J. Orton of Carson, Is., both completing hood. The statement was made to me in confidence and concerning the gentleman