TEMPLE AMENDMENT VALID

Unlawful for Railway Employes to Sign Away Right to Damages.

SUPREME COURT DIVIDES ON CASE

Has Been Pending Since 1903 on Appeal from Appanoose County —Yoeman Sued for Damages.

(From a Staff Correspondent.)

DES MOINES, July 14.—(Special.)—The supreme court today sustained the constitutionality of the Temple amendment, which declares unlawful any act of a railroad employe in signing away his right to sue for a personal injury. The case was submitted to the court from Appanoose county in 1903 and from the opinion handed down two of the judges dissent. The Temple amendment has attracted wide attention. The opinion holding the law constitutional covers forty-seven typewritten pages and the dissenting opinion twenty-two. Every phase of the question is discussed by the judges, but the only point passed upon is the constitutionality. Judge Weaver wrote the opinion of the court and Judge Ladd wrote the dissenting opinion, Judge Bishop joining with him in the conclusions. The dissenting opinion is based chiefly on the claim that the law is class legislation.

Given to Osceola Grandmother.

Judge Hugh Brennan of the district court today turned over to Mrs. Lizzie Barnhill of Osceola, Ia., her grandson, Marvin Barnhill, who was arrested here for stealing some whisky from the Bob King saloon. Two other boys were arrested with him. The Barnhill boy is 12 years old. His grandmother explained to Judge Brennan that the boy has never known a mother's care and she promised to devote the rest of her life to the boy in trying to be a mother to him. If Judge Brennan would give him his liberty. The case was heard in juvenile court. The other two boys are held awaiting a further hearing in their case.

Towner is President.

Judge H. M. Towner of Corning is the new president of the state bar association. The other officers elected are: Vice president, D. D. Murphy, Elkader; secretary, C. M. Dutcher, Iowa City; treasurer, Chas. S. Wilcox, Des Moines; executive committee, Charles A. Carpenter, Columbus Junction; John Dewitt, Muscatine; E. M. Carr, Manchester; J. H. McConlogue, Mason City; J. L. Carney, Marshalltown; W. R. Lewis, Montezuma; C. G. Lee, Ames; W. E. Miller, Bedford; H. B. Holtzman, Guthrie Center; Wesley Martin, Webster City; M. M. White, Ida Grove; delegates to American Bar association meeting, W. H. Baily, Des Moines; A. E. Swisher, Iowa City; M. A. Walsh, Clinton.

Sues Yoemen for $150,000.

J. B. Gassage arrived from San Francisco today and says he will start suit against the Brotherhood of American Yeomen for $150,000 damages for violation of contract. While J. E. Paul was president of the order Gassage was given a fifteen years' contract as manager of the Pacific coast division. When the new regime got hold of things it annulled the contract on the claim that it was illegally made. Gassage sued in the California courts and got a judgment for $85,000 on default which has been set aside. Now that the earthquake has put the courts in a state of chaos he has decided to start the suit over again here.

Sets Date for Hanging.

Governor Cummins today set the date for the hanging of Louis Busse for December 14, instead of August 10, the reprieve being to give the attorneys for Busse further time in getting their habeas corpus case through the supreme court. December 14 is also the date on which McWilliams of Buchanan county is sentenced to hang for an atrocious murder in which he killed his wife and five children.

BISHOP SEEKS AID FROM LAW

Father Wrenn is Enjoined from Holding Church.

SIOUX CITY, Ia., July 14.—(Special Telegram.)—Rt. Rev. Bishop P. J. Garrigan this afternoon secured an injunction to restrain Rev. F. X. Wrenn, who has been pastor of the Catholic church at North Fonda, from interfering with Rev. T. B. Sullivan in taking charge of the church.

Rev. Father Wrenn, who at one time was at Armstrong, Ia., and who later was at Schaller, Ia., recently was tried before an ecclesiastical court in Sioux City and was found guilty of conduct unbecoming a priest. He was ordered to surrender his parish. But when Rev. Father Sullivan, formerly of Akron, Ia., called on him for the keys of the church he refused to turn them over. Rev. Father Sullivan will make a second effort to take possession of the church tomorrow and this time he will be accompanied by an officer to protect him in case of violent resistance on the part of Father Wrenn.

TWO IOWA YOUNG MEN DROWNED

Harry Sizer and George Haynen Meet Death in Mississippi.

CLINTON, Ia., July 14.—Harry Sizer, aged 19 years, and George Haynen, aged 23, both of Mills, Ia., were drowned in the Mississippi river opposite Port Byron, Ill., today. The two young men, who were employed as bridge painters for the Chicago, Milwaukee & St. Paul railroad, were in bathing and Sizer stepped into a deep hole. Haynen tried to rescue Sizer and both drowned, as neither of them could swim.

College President Resigns.

STORM LAKE, Ia., July 14.—(Special.)—President E. E. Reed of Buena Vista college here has resigned as head of that institution. He will remain with the college, however, until September 1, when Prof. G. N. Fracker will become acting president until a new executive is chosen. President Reed has been at the head of Buena Vista college for the last five years, coming here from Atlantic. The board of college trustees in accepting his resignation yesterday adopted a resolution highly commending his work.

Shortage in Des Moines County.

BURLINGTON, Ia., July 14.—Expert accountants who have examined the books of officers of Des Moines county today reported to the Board of Supervisors that during the last six years the county has lost $41,000 through alleged carelessness in the management of the treasurer's office. A suit is pending to recover the funds.

Iowa News Notes.

DENISON—District No. 12, Knights of Pythias, will hold a convention at Denison, July 19. Lodges from six counties will be represented.

THURMAN—Dr. Cole and the hotel management are in consultation with an Omaha firm to put in a heating plant having connections with the plant now in use in the McCartney block.

THURMAN—Friday morning, as Mrs. Robert Sutter, residing in the Mount Zion neighborhood, six miles east of town, was passing from one room to another, caught one of her feet in a piece of carpet or rug and fell, breaking her left arm near the wrist.

WOODBINE—The Boyer Valley encampment of the Independent Order of Odd Fellows has recently installed the following: C. P., W. J. Beverness; H. P., M. F. Savage; S. W., C. M. Abrams; J. W., J. S. DeCon; scribe, O. J. Hooks; treasurer, W. H. Tuttle. L. W. White of Woodbine has been elected grand warden of the order and will be installed at Dubuque in October. There were eight candidates, and out of 3,680 votes cast Mr. White received 904.

MAGNOLIA—Harrison lodge No. 73, Independent Order of Odd Fellows, has installed the following officers: Noble grand, E. Knight; vice grand, R. P. Mills; secretary, C. E. Johnson; treasurer, W. C. Dewell; recording secretary, R. A. Johnson; C., C. W. Squires; W., A. Geith; O. G., E. Mahoney; I. G., L. D. Brown; R. S., W. W. Pett; L. S., William Girton.

FACKLER STARTS ROUGH HOUSE

Neighbors Interfere with His Efforts to Use Revolver on His Wife.

The approach of the first anniversary of their wedding was celebrated in a most disorderly manner by Mr. and Mrs. Charles Fackler at their home, 612 South Eighteenth street early Saturday evening, and instead of the usual peace, good will and exchange of well wishes the occasion was made one of bloodshed, riot and threatened murder. Incidentally the residents of the neighborhood, seated on their front porches enjoying the cool of the evening, found themselves the witnesses of an encounter between a man with a revolver and a woman, the latter later reinforced by two other men.

Mr. and Mrs. Fackler were married July 22, 1905, but all did not go well. Saturday evening Fackler went home about 7:30 o'clock in an intoxicated condition, and as related to the police by his wife, picked a quarrel with her. With the remark, "Well, I might as well put a stop to this right now," he turned to his coat, which he had removed and hung on the wall, and took a revolver from a pocket.

Mrs. Fackler saw the gun in her husband's hand and immediately set upon him to wrest it from his grasp. Being a woman of goodly proportions she succeeded and then ran out of the backdoor and around to the front of the house, the man after her. She threw the revolver to the ground and it was picked up by a neighbor, who pummeled Fackler severely on the head with it, inflicting a number of scalp wounds. During the fight between Fackler and the neighbor the gun was again thrown to the ground and Mrs. Fackler, picking it up, started to run back into the house. The husband pursued, letting his male antagonist go, when she slyly slipped the weapon to the ground and then called to the gathered crowd to get it. It was picked up and held for the police by H. S. Muntefering, 622½ South Nineteenth street.

Active hostilities came to an end at this juncture and the patrol wagon with policemen was soon on the scene. One of the witnesses of the exciting conflict was Mrs. Fackler's 11-year-old daughter, Edna, a bright and pretty child, who ran back and forth in terror at the threatened danger to her mother at the hands of the drunken husband. Fackler was taken to the police station and after having his wounds sewed up by the surgeons was locked up on the charge of being drunk and threatening to kill his wife.

BACK TO OLD HOME FOR BURIAL

Joseph R. O'Gorman Laid to Rest in Holy Sepulcher Cemetery Saturday.

Joseph R. O'Gorman was laid to rest at Holy Sepulcher cemetery on Friday. He was up till a few months ago in apparent robust health and his death was a great shock to his many friends in the community. Mr. O'Gorman was a devout Catholic and received all the rites of the church. His death was peaceful. He was a member of Mobile council of Knights of Columbus, of the Modern Woodmen, Woodmen of the World and Ancient Order of United Workmen, the Catholic Knights of America and Ancient Order of Hibernians, the Young Men's Institute and the St. Vincent De Paul society. Much of his time was given up to the work of these fraternities. He was a resident of Mobile for the last eleven years, having gone there from Omaha. In 1899 he took charge of the Mobile Catholic cemetery, which post he was filling when overtaken by his fatal illness last month. Previous to going to Mobile he had been for five years a member of the Omaha police force, and is well recalled by older members of the force and by the citizens as a faithful and zealous officer. He was at one time champion sprinter of the force. To mourn his death he left a wife, a sister who is in the Poor Claire convent in Omaha, and a sister and brother in Canada, where he was born in 1862.

YOUNG MAN HANDY WITH RAZOR

Makes a Twelve-Inch Cut in the Back of Curran McDermott.

Curran McDermott, aged 22, known as "Pete" McDermott, and living at 1417 North Eighteenth street, was taken to the police station in the patrol wagon early Sunday morning with a slash more than twelve inches long down his back, which he received at the hands of a young man with a razor at Seventeenth and Davenport streets at 1:30 o'clock. Young McDermott asserted he did not know who his assailant was and that there was no provocation for the assault.

McDermott had been at a dance at the Creighton hall with several companions and was returning home when the party met two other young men, one of whom was intoxicated. No words were passed, it is asserted, but a fight began and one of the two newcomers drew a razor and, after making two preliminary cuts which only pierced the coat, gave a slash which cut the skin almost all the way down McDermott's back, penetrating the muscles for a short distance.

EGGS FOR AUTOMOBILISTS

Shower Strikes Them on Fortieth Street Between Burt and Cuming.

According to complaints made to the police Saturday evening, automobolists riding on Fortieth street, between Burt and Cuming, were made the victims of parties who annoyed them by throwing eggs as they passed. The throwing was always done after the automobiles had passed the spot where the parties lay hidden, so they were practically safe from detection.

Passengers on street cars have also made complaint of Omaha boys whose bringing up has been such that they consider it entirely proper as a means of amusement to throw missiles at passing cars. Dried mud and other articles were thrown at Leavenworth street cars, between Twenty-second and Twenty-third, Friday evening and in one instance a little girl was struck, while many had narrow escapes from serious injury.

PERSONAL PARAGRAPHS.

Miss Lillie Meltzer of New York City is in Omaha visiting with her relatives, Mr. and Mrs. Bralvicoff.

Miss Tobitt, librarian, and Miss O'Brien, assistant, have gone for a vacation and Miss Blanche Herman will have charge of the Public library in their absence.

T. P. Redmond of O'Donahue-Redmond Co. started on his purchasing trip last week accompanied by John W. Murray, who will manage the basements departments. J. P. Connolly and J. E. Himoe who will select the men's furnishings stock and Miss Margaret Buttin, who selects the laces and trimmings. Mr. Redmond and his assistants will visit the principal cities and manufacturing districts of the east returning to Omaha about August 1.

OUR LETTER BOX.

The Water Board Appraisal.

OMAHA, July 14.—To the Editor of The Bee: The reports recently published show that two of the Board of Appraisers have agreed upon $6,263,000 as the value of the entire plant.

This is said to be made up of the following items (round figures):

Omaha and that part of Florence water works necessary to the Omaha water supply system	$5,614,346
South Omaha	446,256
East Omaha	21,968
Dundee	19,398
Florence (pipe lines, etc.)	13,881
Total	$6,115,449

The difference between this amount and the total award is said to be material on hand.

It is for the court to say whether or not the city must purchase the pipe lines of the small cities now supplied by the Omaha system, and that question is one of the issues now pending in the United States court. It is not a material issue, however, as the income from those cities can be made to cover interest, repairs and betterments and possibly a profit.

The $6,263,000 includes an allowance of $562,712 for "going value"—an item which the court directed the appraisers to return separately, and which the court may or may not allow to stand. Of this "going value" $378,700 is in Omaha and the remainder attaches to other parts of the system. A little figuring, therefore, will show that eliminating the material on hand, which is certainly worth approximately what it is appraised for, and the "going value," the appraisement of the Omaha works with the Florence pump station, reservoirs, settling basins, river work, etc., is $5,235,646.

It is well to remember when comparisons are made that the city engineer and others who have claimed that the value of the works was, say, $3,500,000, did not include the plants in the outside cities, or any "going value," also that their figures were made a long time ago when prices were much lower than now, and that some additions to the plant have since been made.

Now, what does the representative of the city, Mr. Alvord, say the Omaha plant is worth?

It appears that he has made no report. The city has paid him liberally for making an expert study of these works, and he should be required to make a detailed report, or at least a careful analysis and criticism of the report filed by the other appraisers while the facts are fresh in his mind.

Such information would be of vast importance to the city, and of great interest to the tax payers. They would then know what the actual "bone of contention" is. To those who have not carefully considered the subject, it would appear that the amount involved is more than $2,500,000, which certainly is far in excess of the actual amount.

If Mr. Alvord's figures should show that the actual difference is between $500,000 and $1,000,000, which is altogether probable, the city should face the question now whether it is not better to compromise this difference, or even pay what appears to be an excessive award, than to continue the expensive legal battle now in progress, with no assurance of lower figures in the end, and let the people go on paying the present excessive water rates. J. H. DUMONT.

Dr. Conaway's Candidacy.

YORK, Neb., July 14.—To the Editor of The Bee: A state paper, the editor of which can boast of no great acquaintance with Old Man Honesty, and to whom Fairness is a total stranger, has been upon Senator J. B. Conaway's trail ever since the latter became a candidate for governor.

An interstate liar who has a headquarters in Lincoln started the mud-throwing about the time Senator Conaway became an active candidate. Note the sly, subtle insinuation in the first attack. It could not be said that this writer lied, because he charged nothing direct, only gave an undue and improper significance to a very simple fact. He did not say that Senator Conaway had been brought out by railroad interests; he would have been convicted as a common liar had he said that. So he just twisted it around into this shape:

"The candidacy of Dr. Conaway was known in Lincoln before it was announced at York."

Heavens, what a conspiracy! To think this man's candidacy should be known in Lincoln before it is announced in York. True, the fact that Senator Conaway had aspirations was "known" in Fillmore county, for instance, more than two weeks before the day when this astute politician, professional platform-maker and official candidate-inspector down at Lincoln received any hint of it, but does that alter the fact that there is something wrong with a candidate who feels the sentiment at home and abroad before announcing himself?

To come right to the point, I make the flat statement that the man who honestly believes that Senator Conaway represents corporate interests has been misled into serious error; the man who states that to be a fact true to his own knowledge, is nothing more or less than a common prevaricator of the most contemptible variety.

The truth is that there is a conspiracy back of Senator Conaway's candidacy, and as I chance to be in a position to know the details I shall lay the whole plot bare. The conspiracy dates back to the year 1861, when Senator Conaway left his boyhood home in Ohio, shouldered a musket and went to the front. He probably had his eye on the governorship in Nebraska at that time. However, he marched and fought and won promotion after promotion clear through the war, and at last moved out here into what then was little better than a wilderness. During succeeding decades, he plodded along here at York, attending to his duties as a successful physician, and incidentally serving the people faithfully and efficiently in the legislature —one term in the house and one in the senate.

On Memorial day of this year the plot thickened perceptibly. Senator Conaway was invited to deliver a memorial address to a little band of his feeble old comrades over in Fillmore county. He went, and he delivered the address to such effect that after the meeting had been brought to a close and the wavering and broken blue line had marched to and from the cemetery a self-constituted committee of these veterans asked Senator Conaway to become a candidate for governor.

He did so, and that is the whole hideous plot naked before the public. Three weeks later the man with his ear to the ground —or his head in the mud—up at Lincoln discovered that there was a "conspiracy" to run Senator Conaway for governor. There he is correct, and the conspiracy will be carried out triumphantly if men who love fairness will refuse to be misled by men who have nothing but silly slush to offer in opposition to a clean and able man like Senator Conaway.

Then another ghost began to walk. It was heralded abroad that Conaway wanted the York county delegation in order to trade it in favor of a senatorial candidate. At about the same time John Wall came to York to do some work for himself, and, finding that York was about to put forward a candidate of its own, immediately withdrew and left this field clear, just as any sensible man would do and just as any candidate for state office always does when he finds that he is encroaching upon the private preserves of another candidate. Great guns, how the candidate-maker did howl then. How the men who for six years have thumbed up and thumbed down as he beat out the time did join in the chorus, not pausing for one moment to reflect that York county was to have a primary election this year, for the particular purpose of settling the senatorial question and instructing the delegates to the state convention how to vote on senator—thus placing them beyond the power of Senator Conaway to "trade off" or even influence in the slightest degree.

The result was that the primary selected the man who will receive the support of our delegates for senator, and the county conventions most enthusiastically endorsed Senator Conaway for governor. That laid the ghost that killed the bogey man, so far as this county is concerned, but now papers like the Fremont Tribune have taken up the cry, doubtless honestly believing the hogwash printed by the candidate-maker down at Lincoln some weeks before.

Senator Conaway is now before the people with a clean record and upon a platform which is but an echo of the cry of the people for certain much-needed reforms. He stands flatly for an elective railway commission, an anti-pass law, the direct primary and the eradication of the state debt by suggested economies in the administration of the affairs of state institutions. While he does not find it necessary to slander and abuse the present state officials, trusting the opposition to do that job thoroughly, he does say that he is with the people, and he has something beyond empty ravings to offer as a reason why he should be made governor.

The paper which has reserved to itself alone the right to select issues and candidates in Nebraska this year has put forward a platform which contains a number of good things, but it has failed to propose one law which would be of inestimable benefit to the state—a law which would provide for the instant suspension of a newspaper which brazenly and deliberately slanders one candidate in order to strengthen another of its own choosing.

At present the paper in question is gleefully clipping editorials from the pens of editors whom it has slyly mislead, thus parading the lie twice before the people. In this year of all years, right at a time when the people of Nebraska are going in earnestly for higher political ideals and cleaner methods, it is a pity that there is no way in which such a character assassin can be made to either cease his yaping or bring forward some slight morsel of fact by way of excuse or justification.

A "put-up-or-shut-up" law is badly needed in Nebraska.

With malice toward none but the constitutionally malicious and with charity for all who understand the meaning of the word, I am truly yours,

G. W. BEMIS, JR.

THE DISCREDITED EYE WITNESS

Novel Tests of Reliability of People Who Are on the Spot When Things Happen.

A Swiss professor has been making some experiments to test the reliability of the reports of an event given by eye witnesses. In one instance he brought before his class of students a man whose body was covered with a white shroud and whose face was masked. The man stood before the class for ten seconds and then retired. After a few days the professor asked the members of the class to pick out the mask worn by the stranger from among several which lay upon the table. Only four out of two dozen students picked the right one, although it was different in size and color from the others. The rest either failed in the test or frankly confessed their inability to decide. From this and similar observations the professor reached the conclusion that there is a great deterioration in the powers of observation, and that this deterioration is the result of the high pressure of modern life.

While many would doubt the value of such tests for proving the thing desired by the teacher, the fact is accepted generally that the testimony of an eye witness is not specially valuable, despite the presumption that one who was present when anything strange or unusual happened ought to have seen what actually did occur. But eye witnesses often disagree so widely in their reports that such testimony is easily discredited in court. What the eye sees is largely a matter of training, and the eye memory is even more important in the case than the sight. The exceptional man is the "Sherlock Holmes," not the ordinary one. A farmer observes many things in the country which the city man fails to note, while conversely the city man sees many things in the farmer's own territory which the eye of the latter never revealed to him. "The cowslip by the river's brim" affords a suggestion far beyond the fields of beauty or botany.

The Swiss professor says that, in his opinion, not one person in nine can give a correct description of a man looked at for ten seconds, and this, too, even when such inspection is for the express purpose of furnishing material for a report. That would not be astonishing. Many people have defective eyesight. They fail to recognize features because they never see them clearly. Or, if eyesight be unimpaired, eye memory may be lacking, so that the impressions distinct at the time of observation are forgotten soon and cannot be recalled on demand. The chances are, therefore, that it is not the high pressure of modern life which makes the powers of observation less effective, although people live fast, move fast, read fast and skim things in every field of observation. Rather, the present conditions are just like those always operative. It is more likely the lack of definite training of the eye, the lack of cultivation of eye memory, or the extremely common faults of eyesight, recognized by the individual or not, which discredit the reports which eye witnesses bring of an event.—Chicago Tribune.

Unique Cane.

A Holland house patron is the possessor of a walking cane that is unique in one respect. Its hollow silver handle is shaped like a doorknob, the top opening and closing on a hinge. A silver tube fastened to the base of the knob extends about four inches inside the cane. This receptacle is for holding cigar ash.

"It is an invention of my own," said the owner. "I find it a mighty useful thing when traveling. Cigar ash, you know, can't be beaten as a tooth powder. It both preserves the teeth and keeps them white. As I smoke on an average six cigars a day, I thought it a pity to throw away so valuable a constituent as the ash. Every time I am smoking a cigar and have my cane handy I open the handle and drop the ash in."—New York Globe.

Reflections of a Bachelor.

A man can have a very peaceful home by not trying to run it.

A hammock is a very nice thing not to have room enough for two unless it's a girl.

A boy can inherit all his father's bad habits even when the old man hasn't got them.

The politician who is always praising the plain people is mighty mad if you class him with them.

There are two kinds of women that don't seem to think it necessary to wear any clothes at all—those lowest down in civilization and those highest up.—New York Press.

SECRET SERVICE OF THE JAPS

Story of a Lieutenant Who Became Dissipated to Fulfill a Delicate Mission.

"I require of you," said the chief of the staff, in polished Japanese, "that you should leave your present mode of living and become, on the contrary, dissipated. You must leave your studies and your books, and instead have for your haunts tea houses and your companions geisha."

The young lieutenant was sad, for he was healthy-minded and detested dissipation, but being a Japanese devoted to his country, he set his teeth and obeyed orders. He was to become dissipated in order to prosecute some secret service mission, the nature and object of which he could not surmise.

At first he found that it is not so easy for the good to fail. He neither liked the gay costumed girls nor the warm sake they naively served to the accompaniment of many sweet smiles.

At last the day of evil came; the lieutenant, after all, was human, not of adamant. He actually fell head over heels in love with a geisha.

From that day he ceased to be sombre and silent, and went boisterously to the devil. His superiors at headquarters dismissed him from the service and with ignominy. His father forbade him the house, his relatives politely declined to see him and his acquaintances, many of them themselves military men, knew him not. He was an outcast.

"Now," said the chief of staff, "you have reached the condition that I earnestly desired and you will receive your reward. I am about to send you on a mission of high importance to the state. Tonight, telling nobody—not even your father—you will proceed to Nagasaki. There you will open the box which I will give you. It is of lacquer and inside are complete instructions as to your future."

Those instructions were that he was to go to a certain country, where a first-class power was at war with the natives. Here he joined the staff of the native chief, and his bravery, no less than his military genius, soon acquired for him a fame not altogether unmingled with notoriety. As a matter of fact, his presence counted so much in the campaign that the first-class power opened diplomatic negotiations with Japan, contending seriously that a military officer was serving in a high position on the rebel chief's staff. Of course, the Japanese government knew nothing about the matter, nor was it likely to, seeing that no military officer had been officially dispatched on such a curious mission. He was nominally a rebel under the rebels' banner. In this way he secured the needed and valuable information about the topography of the country, the enemy's plan and scheme of operations, his tactics and his strategy, his fortifications and his defense works, all of which were of the utmost value to Japan.

Then the young officer, after many adventures, made his way back to Japan, only to find that the chief of the staff was dead and another occupied his place.

He was disowned by the army, but told privately that work like that he had just accomplished would be found for him in Manchuria. Possibly he thought he had done enough for his country, however. He has disappeared, and, strangely enough, the geisha with whom he fell in love has disappeared also. Together, far from the madding crowd, the young lieutenant and the beauty of the tea shop are living happy ever after.—London Telegraph.

HERO OF THE KEARSARGE

How Turret Captain Koester Died After the Explosion on the Battleship.

The story of the death of a hero, an enlisted man of the navy who, although mortally injured, wanted to go to the assistance of perishing comrades, and whose delirium during the period between the time he was injured and the time he died was confined solely to carrying out his duties, has just reached Washington through the naval officers who witnessed it. It was on the battleship Kearsarge, in Manzanillo bay, in April, when two or three hundred pounds of smokeless powder became ignited with the forward 13-inch gun turret, killing nine men. There were many heroes that day, both among the dead and living, but the case of Turret Captain Julius A. Koester stood out in bolder relief to those who saw.

Target practice for that day had been finished and the crew of the forward turret were cleaning things up. Koester was directing the extraction of unexploded powder of an undischarged shell from the breech of the gun. Three sections of powder were on the floor. A pair of iron shell tongs struck an exposed electric switch. There was a "short circuit" of a powerful current, a fusing of metal, and molten bits of fire dropped on the exposed powder.

Koester was badly burned. Somehow he managed to get out of the turret, but no sooner was he outside than he wanted to go back in to help those who were still there. An ensign ran forward. His first words to Koester, standing there sightless and dying, with clothes and flesh burned away, were: "Don't touch yourself." Koester was doing his best to keep on with his work.

"I'm hurt bad," said he, "but I'm not saying anything."

Butter and lard were brought up from below and applied to his awful wounds. Koester was taken to the sick bay and laid on a cot. He became delirious and it was evident that he was going to die. The attendants, busy with other wounded listened to him.

With voice just as clear and sharp as it had been a few minutes before when the Kearsarge went bounding through Manzanillo bay, with the big 13-inch gun blazing away at the target, Koester was putting his crew through target practice.

"Bull's eye—a beauty," he called as his delirious brain saw a shell hit the distant target. "Bull's eye," he sang out, again. "Bully work." One by one Koester counted many hits. He reached nineteen "bull's eyes," and added a word of encouragement.

"Twenty shots and twenty hits. Hurrah for the Kearsarge!" and Koester threw up his arms and died.—New York Sun.

Appointments by the President.

OYSTER BAY, L. I., July 14.—David Lukin of Stockton, Cal., was today appointed a member of the permanent committee of the International Institute of Agriculture with headquarters at Rome, Italy. Eugene G. Haskill of Detroit, Mich., was today appointed by President Roosevelt as a member of the international waterways committee to succeed George Wisner, deceased.

LOCAL BREVITIES.

The executive committee of the local assembly of the Brotherhood of St. Andrew has called a meeting of the assembly for Wednesday at 8 p. m., at Trinity Parish house.

Under the auspices of the Canadian club and ex-British subjects a basket picnic will be held at Lake Manawa Tuesday. Supper will be served at 6:30.

While alighting from a car at Twenty-third and Cuming streets, Mrs. Miner, 2216 Burdette street, fell to the street and suffered slight injuries. She was taken to Schmidt's drug store, Twenty-third and Cuming streets, and later to her home, Alexander, after which she was taken home. The accident occurred late Saturday evening.

NEWS FROM OMAHA SUBURBS

Dundee.

Mrs. Reed and children of Idaho are the guests of Mrs. R. C. Peters.

S. R. Rush is out of town on a short vacation and fishing excursion.

Mr. and Mrs. H. C. Baird left during the week for a trip to Sioux City.

Mr. and Mrs. A. M. Smith have left for a visit to the Massachusetts coast.

Mr. and Mrs. Speed of Vicksburg, Miss., are the guests of Mr. and Mrs. A. H. Palmer.

A. T. Klopp left during the week for Buffalo, to attend the annual meeting of the National Typothetae.

Mrs. H. B. Van Gieson of Bridgeport, Conn., was the guest during part of the week of Mrs. Henry C. Van Gieson.

Mrs. W. S. Wedge of Benson, formerly of Dundee, fell on alighting from a West Farnam street car last week and sustained painful, but it is thought not dangerous, injuries.

In the severe electrical storm that passed over Dundee Thursday afternoon lightning struck the house of H. C. Baird at 5012 Cass street and tore off several yards of shingles.

Mrs. P. J. Barr has as her guests her mother, Mrs. C. W. Curtis of Dexter, Me., and also Miss Lucy Thurston of Taylorsville, N. C., and the Misses Sarah and Ada Viele of Salisbury, N. C.

Ward Palmer entertained his mother's guests, Mr. and Mrs. Speed of Vicksburg, Miss., at dinner at the Field club Wednesday evening. The other guests were Mr. and Mrs. A. H. Palmer, Mr. and Mrs. W. L. Selby and Mr. and Mrs. J. H. Parrotte.

Mrs. Willard of Galesburg, Ill., is stopping with Henry and Willard Lampe until the return of Dr. Lampe and William from the east, where they went to place the remains of the wife and mother, Mrs. Emma A. Lampe, in Greenwood cemetery, Brooklyn.

Mr. N. O. Buck was killed by lightning on Friday at Toledo, O., where he and Mrs. Buck were attending a family reunion. A tree under which the party were collected was struck and five other people injured. Mr. R. C. Peters, who is a cousin of Mrs. Buck, and her father, Mr. John Peters, left immediately for Toledo on receipt of the news.

The funeral of Mrs. Emma A. Lampe, who died Sunday morning, was held at the family residence, 4824 Davenport street, on Tuesday, Dr. Laurie of the Presbyterian Theological seminary officiating. Dr. Hunter of the Dundee Presbyterian church, of which the deceased was a devoted member, made some appropriate remarks, and a quartet, comprising Mrs. W. L. Selby and Mrs. Emerson Dodds and the Messrs. Dodds, sang some favorite selections. Dr. Lampe and son William accompanied the remains to Brooklyn, N. Y., for burial.

Florence.

The Christian church Sunday school will give an ice cream social at the city hall on the evening of July 19.

Miss Zella Kennarthy and Miss Emma King of South Omaha visited Miss King's parents Sunday afternoon.

Mrs. S. P. Wallace and children of Freeport, Ill., spent Sunday last the guests of Mr. and Mrs. F. M. King.

Mrs. Thomas Fulk and children, who have been here the past month visiting relatives, left Tuesday for their home at Luverne, Minn.

Misses Gertie and Lena Gielen were the guests of Miss Rositer at her home on Pinkney street, Omaha, one day the past week.

Mr. Arthur Estill has moved his family from Omaha to the residence which he has just finished near Bluff street and will make this place his home.

Miss Bertha Anderson is making a visit with relatives at Wausa, Neb., and will probably remain during the summer until the commencement of school.

Drs. B. M. Tiley, A. C. Condon, Fitzgerald, P. Ellis and R. Rix, all of Omaha, were in town this week calling on and in consultation with Dr. A. B. Adams.

Mr. and Mrs. Frank Wilson received word Thursday of the death by drowning of a little son of Josh Watkins, Mrs. Watkins being a daughter of Mr. and Mrs. Wilson.

Rose Rebekah lodge No. 139 installed officers Tuesday night, Miss Prudence Tracy, D. D. G. M., did the installing. Members from two Omaha lodges were present.

Rev. Henry Erck, sr., of Oshkosh, Wis., is spending a few days here attending the wedding of his son, Rev. Henry Erck, jr., who has charge of St. John's church at Ponca Hill.

E. E. Blackman, with the Historical society at Lincoln, was here on Tuesday looking after some relics pertaining to Nebraska. Several specimens have been found near Florence.

Miss May Oaks, who is attending the State Normal school at Peru, surprised her folks the Fourth of July by coming home. She remained home over Sunday, returning Monday morning.

James Barret had his lip badly cut Tuesday by being thrown from a platform on which he was working at the Deering Harvester company warehouse, Omaha. It took several stitches to close the split.

The pulpit of the Christian church will be occupied Sunday by one of the visiting delegates of the Baptist Young People's Union, who are holding a convention in Omaha. The services will be at 8 p. m.

About seventy Omaha people held a picnic at the beautiful country home of Mr. and Mrs. J. F. Drabek last Sunday. Spolek Lira, a singing society, entertained the crowd with their splendid singing and recitations by the members.

Henry McDonald of the sheriff's office carried off the honors at the shoot of the Florence Gun club recently, his score running 22 and 23 out of 25. George W. Craig, assistant engineer, of Omaha was a close second. James Craig and W. A. Morse, of Omaha, were close behind them.

Misses Blanche and Amy Taylor, daughters of Mr. and Mrs. L. A. Taylor, left Friday for a two weeks' vacation with friends at Hay Springs, Neb., and while in the west will visit the Black Hills. They are both employed by Omaha firms as stenographers and are on their annual vacations.

W. S. Mayne of Council Bluffs, R. H. Olmsted, Frank L. McCoy and W. R. Wall made a trip across the river Tuesday in the new ferry boat for the purpose of laying out two roads on the Iowa side to and from the ferry. Mr. Mayne, who owns all the land directly on the Iowa side from Florence, gave the ground across his land for the two roads. This will give the people across the river a direct route to the ferry, and as Mr. Mayne allowed the committee the best ground for the roads, they can be made high and dry and can be used at all times of the year except in the time of the extreme high water.

West Ambler.

Frank Potter had a telephone put into his home the last of the week.

Mr. Carlson had a large crop of oats which he cut for hay the last of the week.

Mark Morton of Colorado has been a guest of old neighbors and friends here the last week.

Clarence Darling has been assisting F. Potter in paper hanging for Mr. Johnson in East Omaha.

Mr. and Mrs. William Zarp entertained their mother and brother from Canton street the first of the week.

Albert Faverty was on the sick list Thursday and had to quit work on the new Chicago & Northwestern hotel.

Mr. Shearer of East Ambler is breaking in the horse which he recently purchased and will soon have a fine roadster.

The Electric Light company has installed arc lights across Forty-eighth street to Lawrence from Center street.

Marion Faverty, jr., has completed his work out on Mr. Anthony's farm and is tackling the corn and potato crop at home.

Congratulations are in order over the wedding of John McIlvaine to Miss Isabel Nichols, which occurred Thursday, July 12.

Mr. and Mrs. Frank Wallace and son Merrill were guests of Mrs. Wallace's parents, Mr. and Mrs. I. Syas, Monday and attended the social.

Edward Parrotte of Park avenue attended the ice cream social Monday evening and lent harmony to the singing by his rich tenor voice.

The city bridge gang has lumber on the ground to build a new bridge on Forty-sixth and Francis street, where the big washout was caused by the heavy rain a few weeks ago.

Mrs. J. E. Aughe entertained her old West Point friends, Mr. and Mrs. Eugene Krause, Wednesday. They are en route to spend their summer vacation at their old home in Philadelphia, Pa.

Mr. and Mrs. Aughe attended the ice cream lawn social at Commander Renwick's in South Omaha Tuesday evening, which was given by the Relief Corps for the benefit of Phil Kearney Grand Army of the Republic Post.

The Ladies' Aid society will meet at the home of Mrs. Ormsby, Fifty-fifth and Center streets, on Thursday, July 19, to quilt all day. The hostess will be assisted by her committee, Mrs. Henderson, Mrs. Shandy and Mrs. F. Bonewitz.

Mrs. M. Emory and daughter, Miss Ethel, arrived from New Jersey on Wednesday to spend the summer with her parents, Rev. and Mrs. R. M. Henderson, and sister, Mrs. Nelson Pratt. Mrs. Emory will be remembered here by many friends, as she visited here four years ago.

The ice cream social given by the Ladies' Aid society at Woodman hall Monday evening was a decided success, socially as well as financially. Over 100 friends were gathered and a short patriotic program was rendered. Little Florence Cavender of Vinton street gave "The Gallant Grand Army of the Republic" in a pleasing manner; Rev. Mr. Stambaugh of South Omaha gave "The Ladies' Aid" and Mrs. Stambaugh "The Soldier Asleep at Picket" in her pleasing manner. The proceeds for ice cream and cake were about $61.

Benson.

The new Gravert elevator is finished.

Mr. and Mrs. Ed. Fuller of Ashland are visiting with relatives in Benson.

Helen Garsky of Blair is a guest of Miss Mary Schaefer for a few days.

Swedish Lutheran services at Town hall today at 3 o'clock by Rev. Mr. Lindburg.

Mr. and Mrs. H. O. Wulff are entertaining Mrs. McKay and daughter of Blair.

Joseph McGuire and son, Tom, attended the racing meet held at Auburn last week.

Lena Washburn left last Friday for a two weeks' visit with relatives in Schuyler.

Miss Ella Gravert entertained a few friends at luncheon at her home last Sunday.

Rudolf Swanson is recovering from the injuries he received last week from a fall.

Ella and Harry Gravert returned last week from a weeks' visit in Missouri Valley, Ia.

Mrs. H. G. Armstrong is entertaining her sister, Mrs. Leisman, and children of Des Moines.

The Baptists will hold no church services today. Sunday school at the tent at 10 o'clock.

Mrs. H. R. Parker and daughters left last week for Kennard, where they will spend a week.

Mr. Christianson, who was a visiter in Benson during the week, has gone to Dakota.

Miss Lizzie Soll and Will Clabaunke were married at the bride's home on Wednesday evening.

The Ladies' Aid society will meet at the church next Saturday afternon for business.

Miss Cleo Pruner of Kennard visited with Mrs. Vehls of this place during the past week.

Mr. Meisinger was called to Cedar Creek last Wednesday by the serious illness of his father.

J. N. Horton has commenced the erection of his new residence in the south part of town.

Charles B. Bennet of Benson and Martha Nelson of Florence were married during the past week.