NEWS SECTION.
Pages 1 to 10.

THE OMAHA DAILY BEE

A Paper for the Home
THE OMAHA BEE
Best in the West

VOL. XXXVIII—NO. 128. OMAHA, SATURDAY MORNING, NOVEMBER 1908—TWENTY PAGES. SINGLE COPY TWO CENTS.

KWANG-HSU IS DYING

Ruler of Celestial Empire is Reported in Critical Condition.

ONE RUMOR SAYS HE IS DEAD

Two Imperial Edicts Issued in Quick Succession.

PRINCE CHUN APPOINTED REGENT

His Son, Pu Wei, is Named as Heir Presumptive.

TSI ANN IS ALSO DYING

Dowager Empress Attends Meeting of Grand Council and Faints While There—News Difficult to Secure.

BULLETIN.

WASHINGTON, Nov. 13.—A dispatch was received at the State department just before noon today from American Minister Rockhill at Peking, reporting that the emperor was dying. The message was sent about 2 o'clock this afternoon, Peking time.

PEKING, Nov. 13.—10:30 p. m.—It is reported that the dowager empress also is dying.

PEKING, Nov. 13.—The emperor of China was reported dead at 4 o'clock this afternoon. It had, however, been impossible to secure official confirmation of this announcement up to 6 o'clock this evening.

His majesty was transferred to the death chamber at 2 o'clock in the afternoon. At that hour he was still breathing.

Two imperial edicts were issued from the palace this afternoon in quick succession. The first makes Prince Chun regent of the empire, and the second appoints his son, Pu Wei, heir presumptive.

The rumor of the serious sickness of the dowager empress, if true, would explain the two edicts issued late this afternoon regarding a regency for the empire.

The foreign residents of Peking are confused by the sudden developments of today and the various reports and rumors emanating from the palace. It is absolutely impossible to obtain any confirmation officially of the reported death of the emperor and the condition of the dowager empress. There is a certain amount of suspicion in regard to what is actually transpiring. It is believed that the government will utilize the dying condition of the emperor, if he is not already dead, to screen the condition of the dowager empress. The edicts of today bear the name of Kuang-Hsu, which indicates that he was still alive at the hour the members of the grand council were in conference at the palace. This was at 2 o'clock this afternoon.

The second edict orders that Pu Wei, son of Prince Chun, a child of 5 years old, be trained in the palace for a succession to the throne. This makes him heir presumptive.

The hour of the day at which these edicts were issued shows that the imperial family, as well as the grand councillors, before deciding upon the appointment of Prince Chun to the regency, awaited the return of Prince Ching, president of the Board of Foreign Affairs, from the eastern tombs, whither he went to inspect the mausoleum of the dowager empress.

Simultaneously with the removal of the emperor from the Winter palace to the death chamber in the Forbidden City, the members of the grand council assembled in the palace. The dowager empress was present at this meeting and is reported to have swooned. At 4:30 this afternoon a palace official of high standing said the emperor was still alive.

All the government offices are deserted. The palace is crowded with officials.

Emperor's Brother Regent.

Prince Chun is a brother of the emperor. His name is Tsai Feng, and he succeeded to the title of his father, Prince Chun, in 1891. He is a lieutenant general of the Plain White Banner corps and visited Germany in 1901 as a special commissioner of the throne.

The last illness of the emperor assumed a serious aspect a fortnight ago. It was then declared that he was suffering from a grave intestinal complaint. He has persistently refused to accept western medical attendance, although medical men attached to the legations have stood ready to give their services.

His majesty has been suffering for ten years past from chronic nephritis, which recently became complicated with diabetes and sciatica. It was admitted yesterday that his brain was affected. The members of the grand council have been in close attendance at the palace for ten days. Statements officially gazetted that his majesty was in conference with the councillors were absolutely untrue and were made for the purpose of misleading the public.

Emperor Watch Expert.

WASHINGTON, Nov. 13.—According to members of the diplomatic corps in a position to know about the life of the emperor of China, his delicate health forbade free indulgence in outdoor sports. He found his greatest recreation in the study of mechanical contrivances. His envoys and intimates were able to please him immensely by sending him models and notes of inventions, and none of his subjects studied more carefully than he the reports on investigations abroad of mechanical devices, which he utilized for the improvement of conditions in the empire.

Particularly attractive to the emperor were clocks and watches. In the Winter palace at Peking, and in the royal summer residence, some miles distant, were hundreds of clocks from all parts of the world, nearly all of different makes and styles. Nothing is said to have pleased the emperor more than to tear a clock to pieces and then assemble its parts. He became quite expert in the adjustment of these timepieces. His collection of these contrivances is said to have been one of the most complete in the orient, not only representing modern work, but the development of time recorders through the centuries.

Expression from Minister Wu.

The Associated Press dispatches gave the first news of the death of the emperor. When they were shown to Minister Wu Ting-fang the minister commented:

"But reports of his death have been received before."

He added, however, that while he had not been notified, such notification was not to be expected immediately after the death on account of the commotion which would follow the death of the emperor. Confirmation of the demise, he continued, would probably be made by the American minister at Peking.

Through nearly all of the thirty-four

(Continued on Second Page.)

SUMMARY OF THE BEE

Saturday, November 14, 1908.

1908 —NOVEMBER— 1908

SUN.	MON.	TUE.	WED.	THU.	FRI.	SAT.
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

THE WEATHER.

FOR OMAHA, COUNCIL BLUFFS AND VICINITY—Fair Saturday, continued cool.

FOR NEBRASKA—Fair Saturday, rising temperature.

FOR IOWA—Probably snow flurries Saturday, continued cool.

Temperature at Omaha yesterday:

Hour.	Deg.
5 a. m.	26
6 a. m.	25
7 a. m.	24
8 a. m.	24
9 a. m.	28
10 a. m.	28
11 a. m.	28
12 m.	26
1 p. m.	27
2 p. m.	26
3 p. m.	26
4 p. m.	26
5 p. m.	26
6 p. m.	26
7 p. m.	25
8 p. m.	24
9 p. m.	24

DOMESTIC.

The superintendent of the Berkeley schools issues an edict against fraternities that is final. Page 1

A girl at Chicago plotted to secure the death of her own mother. Page 1

Orders for cars are given in the east by the Harriman lines. Page 1

The General Federation of Labor held no meetings yesterday in order to permit t he committees to work. Page 1

The court in the Lamphere trial made a ruling that the coroner's verdict and evidence might be admitted to evidence. Page 1

Judge Taft spent yesterday preparing the speech he will deliver at the unveiling of t he monument to the prison ship martyrs. Page 2

Bishops of the Methodist church appropriate $900,000 for mission work. Page 1

President Roosevelt yesterday appointed Colonel George H. Torney surgeon general of the army and George S. Terry assistant treasurer of the United States. Page 1

A discharged employe killed a prominent business man of Jersey City in full view of hundreds of persons at the Pennsylvania station. Page 1

Kings county republican committeemen have endorsed Chairman Timothy Woodruff to succeed Senator Platt. Page 1

Secretary Metcalf of the navy has resigned and has been succeeded by his assistant, Truman Newberry. Page 1

The presidential commission inquiring into agricultural conditions is investigating ram life in Tennessee. Page 1

FOREIGN.

Three hundred and sixty miners are believed to have lost their lives in the wrecking of the workings at Hamm, Westphalia. Page 1

Emperor of China is reported dead, and the dowager empress, Tsi Ann, is said to be dying in Peking. Great secrecy is maintained as to actual conditions because of t he hostility to the Manchu dynasty. Page 1

Chancellor von Buelow will interview Emperor William at Kiel next week to ascertain the attitude of the monarch to the criticism of his actions and the responsibility of the chancellor. Page 1

NEBRASKA.

Complete official returns from every county in the state of Nebraska show the republicans elect the state ticket with the exception of Shallenberger for governor and Cowgill for railroad commissioner. Page 6

LOCAL.

Democratic county central committee forgets publicity when it makes official report and does not disclose names of contributors to campaign fund. Page 9

Democratic charter tinkers have scheme to extend themselves in office by postponing city election until fall. Page 9

John Konvalin, driver of truck wagon, probably fatally hurt in a collision with a street car. Page 8

Mayor Dahlman will not enforce the blue laws now, but will wait for the legislature to change them. Page 8

Sixteenth street, between Farnam and Douglas, yet to be paved this fall, provided weather permits. Page 12

J. Ogden Armour visits South Omaha on inspection trip and is gratified at signs of prosperity. Page 6

SPORT.

York and Lincoln High schools tie at foot ball, the score being 17 to 17. Page 19

Hastings college defeats Doane at foot ball, 4 to 0. Page 19

COMMERCIAL AND INDUSTRIAL.

Live stock markets. Page 17

Grain markets. Page 17

Stocks and bonds. Page 17

MOVEMENTS OF OCEAN STEAMSHIPS.

Port.	Arrived.	Sailed.
NEW YORK	Korea	K. A. Victoria.
NEW YORK		P. F. Wilhelm.
NEW YORK		La Touraine.
NEW YORK		Slavonia.
NEW YORK		United States.
BOSTON		
BOSTON	Iberian	
LEGHORN	Saxonia	
LIVERPOOL	Feruria	Tunisian.
QUEENSTOWN	Ivernia	Haverford.
QUEENSTOWN		Teutonic.
HAVRE	La Lorraine	
BOULOGNE	Ryndam	
SOUTHAMPTON	Adriatic	

IOWAN PRESIDES AT SESSION

President Roosevelt Commission Inquires Into Agricultural Conditions in Tennessee.

KNOXVILLE, Tenn., Nov. 13.—Agricultural educational conditions in Tennessee were outlined today to the commission on country life named by President Roosevelt, which is holding sessions here. The commission invited the public to be present and lawyers, physicians, business men and farmers were on hand. Dr. Walter H. Page of New York presided after Henry Wallace of Iowa presented the purpose of the meeting.

RULING AGAINST LAMPHERE

Court Permits Introduction of Coroner's Jury Verdict in Murder Trial.

LA PORTE, Ind., Nov. 13.—The defense in the Lamphere murder trial in its effort to prevent certain information going to the jury suffered its first defeat today, when Judge Richter ruled that the report of the coroner's verdict was admissible as primary evidence. The ruling followed exhaustive arguments and the citation of many authorities by the attorneys for the state and for Lamphere.

WILL WILHELM BE GOOD?

This Seems Question All Germany Wants Answered.

KAISER CONTINUES HIS HUNTS

Chancellor Von Buelow Will Overtake Him at Kiel Monday and Talk Over the Future Policies.

BERLIN, Nov. 13.—Chancellor von Buelow is to meet Emperor William at Kiel next Monday. If the chancellor and his sovereign are in agreement on the matter of future policies, and if the chancellor is to remain in office, the German people will at once be informed that his majesty accepts the spirit of the declarations made in the Reichstag by the chancellor last Tuesday. These statements were that neither Prince von Buelow nor any succeeding chancellor could remain in office unless his majesty is more reserved in his utterances.

The chancellor will take with him to Kiel evidence of the feeling of the country regarding the emperor's independent actions in matters of state. He will set forth, first, that the foreign affairs committee of the Bundesrath, or federal council, is firm in the opinion formulated at the meeting held yesterday that it would be wiser for the emperor not to express views affecting the relations of the empire with other countries except through his responsible ministers, which opinion derives weight from the fact that the governments of Bavaria, Wurtemberg and Saxony were represented on the committee; second, that the entire Reichstag assented to the declarations make by the speakers on Tuesday that the emperor had exceeded his constitutional prerogatives in private discussion with foreigners concerning Germany's attitude on controverted questions, and third, that the feeling of the people at large on this matter was accurately indicated by the press of the country.

Kaiser Pays Little Heed.

Practically all the leading journals of the empire have taken the position that the emperor must be more cautious in the future. The Cologne Gazette, the most influential paper in the country, semi-official in foreign politics, but independent respecting internal affairs, says:

"We have the right and the comprehensible desire to learn upon what the chancellor rests his conviction that the errors committed will not be repeated; whether or not he has spoken with the emperor and was empowered to give an explanation. The chancellor has not given us an answer to this question, and we can only regret that the point has not been cleared up. Reassurance on this matter was the least that could be expected even by those who do not desire strong measures of interference or changes of organization, but only seek proof of an enduring and practical change in habits heretofore ingulfed. Perhaps the chancellor is not in a position to give an explanation because, owing to absence of the emperor, he has not been able to discuss the matter with him.

"We must speak plainly. It is incomprehensible that the emperor apparently regards what is happening in Berlin as so unimportant that he does not interrupt his journeys, hunting parties and court festivities to return to the capital. A 'government on the tramp,' has for long been a bitter spectacle to the nation, and it was unnecessary that the present circumstances should again afford further proof that the coherence of the government suffers by the uninterrupted imperial journeyings."

HUNDREDS WILL LOSE LIVES

Rescuing Operations in Westphalian Mine Cease in Effort to Put Out Fire.

HAMM, Westphalia, Germany, Nov. 13.—Rescue operations to reach the men entombed in the Radbod mine, where an explosion of fire damp occurred yesterday morning with a resultant great loss of life, have not yet been renewed. The authorities estimate that there are still 360 miners below the ground, but no hope is entertained that they can be saved.

Twenty-seven of the miners who were taken out severely injured are in hospitals. The shafts, pit head and galleries of the mine are being walled in in an endeavor to choke the fire.

Thirty more dead bodies were brought up from the shaft this morning.

The police still keep the public away from the immediate vicinity of the shaft head. The scenes witnessed are pitiful. The wives of the imprisoned miners are demanding why the authorities keep their husbands shut below ground, and several of the women have become insane and been taken to an asylum.

There is danger of further explosions in the mine from extensive stores of dynamite ot the bottom of the pit.

BERLIN, Nov. 13.—Prince Eitel Frederick, representing his father, the emperor, has left here for Hamm. Subscriptions for the families of the men who have lost their lives in the disaster have been opened in Berlin, Cologne, Frankfort and other big cities.

LABOR COMMITTEES AT WORK

General Federation at Denver Adjourns to Let Them Get Through Work.

DENVER, Colo., Nov. 13.—The first order of business at the convention of the American Federation of Labor today was the report of the committee on rules on the following rule which had been submitted to the committee. "No negative motion or negative substitute shall be entertained." After a brief discussion the rule was voted down and a new rule adopted as follows:

"Committee reports shall be subject to amendments or to a substitute to which any motion is subject."

The object of this rule is to prevent conflicts over negative motions or motion to nonconcur on committee reports.

The report of the committee on rules was then adopted as a whole.

The secretary read invitations for the next federation convention from Detroit, Milwaukee, St. Louis, Lansing, Mich.; Toronto and Washington.

In order to give the committee time to consider the various matters referred to them, the convention adjourned until tomorrow morning.

KINGS STAND BY WOODRUFF

Republican Assemblymen Endorse New York Chairman to Succeed Platt.

NEW YORK, Nov. 13.—The nineteen republican assemblymen of Kings county have adopted a resolution endorsing the candidacy of Timothy L. Woodruff for the United States senate to succeed Thomas C. Platt.

My Turn Coming

From the New York World.

BURKETT AT THE CAPITAL

Senator Comes Fresh from a Talk With President-Elect.

TARIFF SURE TO BE REVISED

Gives His Unqualified Opinion the Revision Will Be Downward—Western Interests to Be Cared For.

(From a Staff Correspondent.)

WASHINGTON, Nov. 13.—(Special Telegram.)—Senator Burkett, looking "fit as a fighter," arrived in Washington today, having stopped off at Hot Springs, Va., yesterday to have a few words with President-elect Taft. What those words were Senator Burkett refused to make public, contenting himself with the broad statement that his talk with Mr. Taft was over legislation pending before congress, which convenes December 7.

Senator Burkett wrote the postal savings bill now before congress which bothered Mr. Bryan not a little in his championship of the guaranty of bank deposits, and naturally the senator wanted to talk to Mr. Taft as to procedure to bring about its passage.

"We talked about the tariff a bit," said Senator Burkett, "and I can say that the tariff will be revised downward instead of upward. Of course, there may be schedules that ought to be raised, but I presume that when a tariff bill comes out of the ways and means committee of the house it will reflect generally the republican thought that the tariff should be revised by its friends and not reduced by its enemies."

Mr. Burkett said that the president-elect was feeling in fine fettle when he saw him yetserday. Mr. Taft regretted, of course that he did not carry Nebraska, but was glad of the showing made in Bryan's home state. "My regret is," said Senator Burkett, "that we did not elect Governor Sheldon and the entire congressional delegation. Sheldon's defeat will be felt by our people in a little while and they will wish in the next two years for George Sheldon's presence at Lincoln. Two things beat us, state pride and local conditions and you can hardly get away from either on when an election is at hand. But Nebraska is republican and in this year ought to have lined up that way. One thing is certain, the democrats who hold office after January next cannot destroy the state because they will only last until 1910."

Looking After the West.

Senator Burkett said that he had come on a little early to get ready for the opening of congress and to take a hand in the preliminary work of tariff revision at the extra session.

"I want to see that the interests of the Missouri valley are cared for. I favor doing away with the tariff very largely on timber products and also on structural steel, and I propose to investigate further the farm implement manufacturers to see whether there is anything in the charge that our American farmers are getting the worst of it in the purchase of their implements against foreign purchasers.

"I believe in protecting every American industry to a point of making it profitable, but don't want anybody to be able to take advantage of his fellow citizens. Of course revision will be downward. In my opinion we will make the most scientifically drawn bill ever presented to the American people."

Rural Carriers Named.

Rural carriers appointed: Nebraska, Lincoln, route 4, H. L. Keech, carrier; C. F. Keech, substitute. Iowa, Bussey, route 1, Mornie Fall, carrier; Fred Jones, substitute. William C. Korff appointed postmaster at Killduff, Jasper county, Ia., vice F. A. Swearingen, resigned.

BRYANS GOING TO MEXICO

Nebraska Leader and Wife Will Take Trip South for Rest and Recreation.

LINCOLN, Nov. 13.—Mr. and Mrs. William J. Bryan will leave Sunday for a trip to Mexico. They will seek rest and recreation. The itinerary of the trip has not been announced.

Mr. Bryan will deliver a commencement address in Philadelphia December 23.

Referendum Carried.

JEFFERSON CITY, Mo., Nov. 13.—S. L. Moser of St. Louis, secretary of the publicity committee on constitutional amendments, who is here to witness the official count, said today there is no doubt but that the initiative and referendum amendment has been adopted.

ROUSING MISSION FERVOR

Eighteen of Twenty Methodist Bishops in United States at Topeka Meeting.

TOPEKA, Kas., Nov. 13.—Eighteen of the twenty bishops in the United States of the Methodist Episcopal church took part in today's sessions of the annual meeting here of the Home Missions society of that organization. Besides this array of church dignitaries there was present the entire office force from the Home Missions headquarters of the church at Philadelphia and many laymen. The principal matter up for consideration today was a proposed appropriation of $900,000 for mission work in America and the request for $1,500,000 for the church. The funds are to be used largely for work at the frontier posts and in the city slums.

At tonight's session the theme of discussion will be "the anniversary of the Board of Home Missions and Church Extension" with addresses by Bishop L. B. Wilson of Philadelphia and others. Saturday Bishop Robert F. McIntyre of St. Paul will give his views on "Church Extension."

Sunday afternoon a monster mass meeting is to be held in the city auditorium, and at this gathering church extension work will be discussed thoroughly, Bishop W. F. Anderson of Chattanooga, Bishop Edwin H. Hughes of San Francisco and other well known church officials delivering addresses.

CASE NOT EXTREMELY SLOW

United States Judge McPherson Says Two-Cent Fare Suit Makes Fair Progress.

KANSAS CITY, Mo., Nov. 13.—United States Judge Smith McPherson, before whom the Missouri rate cases are being heard, said this morning that the arguments probably would be begun some time in December and be concluded before the first of the year.

"This case is not progressing as slowly as it seems," he declared. "None of the expert testimony now being taken will have to be repeated and after it is all in only a few facts applying to certain individual roads will have to be brought out. I expect all of the arguments to be concluded before the holidays and the decree of the court will follow two or three weeks later."

The hearing opened this morning with C. R. Gray, second vice president of the St. Louis & San Francisco railroad, still on the witness stand. Mr. Gray took the stand last Wednesday afternoon and has been undergoing cross-examination by W. F. Lehmann, for the state, for more than a full day. The opening questions today had to do with the cost per mile for operating a railroad in Missouri, and the cost per ton for handling freight.

HITCHCOCK WILL GO FREE

New York Actor Likely to Escape Prosecution for Lack of Evidence.

NEW YORK, Nov. 13.—Raymond Hitchcock, the comedian, probably never will be tried on the two indictments now standing against him as a result of charges preferred against him by three young girls. District Attorney Jerome publicly announced in court today that he has abandoned hope of convicting Hitchcock, and upon his recommendation the bail of $7,500 under which Hitchcock has been held, was discharged. It is likely that his attorneys will within a few days move for a dismissal of the indictments.

The arrest of Hitchcock and his subsequent indictment and trials caused quite a sensation in theatrical circles about a year ago. He was acquitted of two of four indictments found against him after Flora Whiston, one of the complainants, confessed that she testified falsely against Hitchcock. She now is under $5,000 bail in connection with the perjury charges.

HARRIMAN LINES ORDER CARS

Detroit Plant of American Car and Foundry Company Will Reopen This Month.

DETROIT, Mich., Nov. 13.—Arrangements are being made for the opening this month of the local "peninsular" plant of the American Car and Foundry company. About 2,000 men will be put to work at first, and this number will be gradually increased to the full strength of 4,000. Orders for 850 structural steel cars have been received, principally from the Harriman lines. The local plant of the same company, known as the "Michigan" plant, has already started with 700 men working on contracts for repairing 5,000 cars for the Michigan Central and other railroads.

FIDDLER DEMANDS HIS PAY

Liquor Interests Make Their Wants Known to New Governor.

AFTER THE GAME WARDEN JOB

Henry Gerdes, a Veteran of Several Sessions of the Legislature, is Out After Speakership Plum.

(From a Staff Correspondent.)

LINCOLN, Nov. 13.—(Special.)—And now the fiddler must be paid. Governor-elect Shallenberger received the support of the people financially interested in the liquor business in Nebraska and now in the list of those who have applied for office there is a sprinkling of saloon keepers or ex-saloon keepers. These have fixed their eye on the office of game warden. G. A. Mann, formerly a saloon keeper of Hastings, but now of Grand Island, has asked for the job. He was prosecuted once by Game Warden Carter for hunting without a license and once for shooting ducks or something out of season. Then comes William Schultz, formerly a saloon keeper of Fremont. He is after the same job. Just how much each of these men did to further the interests of Mr. Shallenberger in the campaign cannot be learned in Lincoln, but the fact that three saloon keepers or former saloon keepers have asked for the same job would indicate that it will be a saloon keeper will get the job. Thus another step in the elimination of candidates has occurred if Mr. Shallenberger limits the applicants for this place to the booze sellers.

Another Candidate for Speaker.

If the Hon. Mr. Shoemaker of Omaha or the Hon. Mr. Pool of Johnson county or the Hon. Mr. Bowman of Nuckolls county or any of the other honorables who have come out for speaker imagines he is going to get the job by defeating only those who have been mentioned he is going to be badly mistaken. Another Richmond appeared in the arena this morning all armed for the fray. The new knight is Sir Henry Gerdes of Richardson county. Sir Henry has had experience before and lots of it. He has served in legislatures before this one was thought of and he knows the political game and he can play it. He wants to be speaker and he is going after the job. His friends say it will take a mighty big combination to beat him out of it.

It is understood that Jeremiah Howard is not to be considered a candidate for speaker. He has been sidetracked by being made the St. Patrick day orator. That is considered enough honor for one man.

Legislators Selecting Seats.

First come, first served, in the selection of seats in the next legislature, is the plan adopted by Secretary of State Junkin for parceling out the easy chairs. So far ten members of the senate and eight members of the house have made their selections. Seat No. 9 in the senate, located on the north side in the second row, will be occupied by T. R. Besse of Webster county. Adjoining him to the left will be E. L. Myers of Dawes in No. 10 and across the aisle to the left will be George Wiltse in No. 11. In the third section from the north and the second from the president's chair are seats Nos. 14, 15 and 16, to be occupied by T. J. Majors of Nemaha, J. R. Cain of Richardson and John C. Gamill of Frontier. In No. 17 across the aisle will be A. G. Warren of Phelps. In seats Nos. 31 and 32 in the third section on the north from the president will be Charles Randall of Madison and Oscar Thompson of Cuming, while Senator King of Polk will be across the aisle in No. 30.

In the house in seat No. 18 on the inside aisle, second row, north section, will be J. G. O'Connell of Johnson. In the second section, third row from the speaker, Nos. 47 and 46 will be occupied by E. C. Myers and D. Smith of Cass; in No. 63, the other end of the same row, will be Dan Nettleton, while across the aisle to the south will be John P. Thiessen of Jefferson, Representative Taylor and E. W. Baker of York in Nos. 42, 41 and 40. In No. 63 in row four in the same section will be Representative Broderock of Clay.

So far neither Douglas nor Lancaster county members have applied for seats, but from now on the rush is expected to be on, as choice seats are few and far between.

Ban on Insurance Company.

Insurance Deputy Pierce has received a

(Continued on Second Page.)

HENEY SHOT IN COURT

Attempt Made to Kill Graft Prosecutor in San Francisco.

BULLET FIRED INTO HIS CHEEK

Lodges Below Ear and Wound Probably Not Fatal.

ASSAILANT IS SALOON KEEPER

Had Been Accepted as Juror in Previous Trial and Released.

SAYS HENEY RUINED BUSINESS

Discharge from Jury Due to Fact That He Had Been a Convict, and He Brooded Over Revelation.

SAN FRANCISCO, Nov. 13.—Francis J. Heney, a leading figure in the prosecution of municipal corruption in this city, was shot and seriously injured today by Morris Haas, a Jewish saloonkeeper, who had been accepted as a juror in a previous trial and afterwards removed, it having been shown by the prosecution that he was an ex-convict, a fact not brought out in his examination as a venireman.

The shooting occurred in Superior Judge Lawlor's court room during a recess in the trial of Abraham Ruef, on trial for the third time for bribery.

At 6 o'clock Mr. Heney was conscious. He said: "I will live to prosecute him."

The physicians in attendance on Mr Heney expressed the opinion that he would live. It has been ascertained that the bullet which had entered the right cheek lodged near the left ear and had not entered his brain as was at first feared. Mr. Heney has been taken to the Lake hospital, where he is receiving the care of skilled surgeons.

Shot Through Cheek.

The shooting occurred at 4:22 o'clock this afternoon. Judge Lawlor had a few moments before declared a ten-minute recess of court and the jury had left the room.

The attorneys for the prosecution and defense had returned to the room from a short conference with Judge Lawlor in his chambers. Mr. Heney and resumed his customary seat and was conversing with Chief Clerk McCabe of the district attorney's office when Haas came forward. He approached Heney and placing a revolver against his right cheek fired. Instantly the court room was the scene of the greatest excitement. Some bystanders seized Haas, others hastened to the relief of Heney, who was caught as he fell forward, the blood streaming from his wound. Medical aid was summoned and Mr. Heney was afterward taken to the Central Emergency hospital, where it was ascertained that his wound was not necessarily fatal, the bullet having passed under the brain and found lodgement under the left ear.

After Mr. Heney had been removed from the court room Judge Lawlor called court to order and had Mr. Ruef placed in custody.

When he was arrested Haas said he shot Heney because he had ruined him. He is a married man and has four children. In a statement made to Police Captain Duke he said:

"Heney denounced me in public, which ruined my life and branded me as an ex-convict. It was an outrage. I am the wronged man. I do not care what becomes of me now. I have sacrificed myself not for my own honor, but for those who are situated like myself. By God, I would not have brought my four children into the world to bear such a brand if I had known that the fact that I was an ex-convict would become known. Heney ruined me. That is why I shot him."

STATE TICKET IN DOUGLAS

Official Count Completed Shows Bryan Has Plurality of 1,517 in County.

The canvassing board has practically completed its work on the state ticket and totals show that Bryan carried the county by 1,517. Shallenberger has a plurality of 2,663 over Sheldon. The smallest majority received by any of the candidates for state office was 721, received by Mackey over Brian. The vote on local candidates will not be completed until late today.

The vote on state officers and majorities in the county are as follows:

President:	
Bryan	15,583
Taft	14,066
Plurality	1,517
Governor:	
Shallenberger	16,293
Sheldon	13,630
Plurality	2,663
Lieutenant governor:	
Garrett	15,355
Hopewell	14,328
Plurality	1,027
Secretary of state:	
Gatewood	15,309
Junkin	14,392
Plurality	918
Auditor:	
Price	15,193
Barton	13,621
Plurality	1,577
Treasurer:	
Mackey	15,265
Brian	14,544
Plurality	721
Superintendent:	
Abbott	15,289
Bishop	14,487
Plurality	802
Attorney general:	
Fleharty	15,339
Thompson	14,413
Plurality	918
Commissioner Public Lands and Bldgs.:	
Eastham	15,479
Cowles	14,477
Plurality	802
Railway commissioner:	
Cowgill	15,759
Williams	14,064
Plurality	1,695

NEWBERRY FOLLOWS METCALF

Secretary of Navy Resigns on Account of Ill Health—Assistant Succeeds Him.

WASHINGTON, Nov. 13.—Secretary of the Navy Victor H. Metcalf today tendered his resignation to the president to take effect December 1, on account of ill health. Assistant Secretary of the Navy Truman Newberry will be named as Mr. Metcalf's successor.