

Girls' Rain Capes

Ages 2 to 10 years.

These are very much in demand these uncertain days; made of rubber tissue, in dark grey and red, with hair line stripes, natty hoods of Scotch plaids—fine values at.....\$2.25

Plain Umbrellas, Children's Parasols, pretty colors in both plain and fancy from.....75c up to.....50c up

BINSON & THORNE

1518-1520 Farnam Street

Progressives Claim Control

Judge Prouty Likely to Be Chosen Chairman of State Republican Committee in Iowa.

(From a Staff Correspondent.)

DES MOINES, Ia., June 13.—(Special Telegram.)—Final reports were received today by the committees having charge of the late political campaign with regard to the control of the next state convention, and Chairman Fleming, in charge of the republican committee, authorized the statement that the reports from all counties compiled show that the progressives have about 175 to 200 majority in the convention. The state committee which meets tomorrow will undoubtedly select as temporary chairman someone who will reflect the progressive views in Iowa, and Judge Prouty, newly nominated for congress, will probably be named for the place.

F. M. Joyce of Lake Mills, Winnebago county, one of the most prominent bankers and financiers of the state, is reported from northern Iowa to be mysteriously missing and his friends are alarmed over rumors of financial difficulties. An investigation which has been made is said to show that the bank with which he was connected had not been complicated with his private affairs, but that personally he is in financial straits.

Tries to Make Peoria Warship

C. W. Dalton Arrested for Flashing Revolver on Peaceful Craft—Judge Takes Gun.

THE CITY of Peoria is a pleasure boat on which the city is of opinion, but no Peoria pleasure is on sale. However, C. W. Dalton, of 399 South Seventh street, not verily in Peoria, mistook the boat for a man of war, and he boarded the craft and put to sea Sunday, so it is alleged, with a gun of large caliber on his person. Finding no port hole through which to fire his weapon, he simply carried it in his snipe pocket.

That is, he carried it in his pocket for a while. Had he kept it there this story might never have been written, but while the boat was scudding along over smooth water, but so very many knots off the coast of Douglas street, Dalton, in it said, became engaged in war with a party of young men. He carried on the war and fired several shots after landing. Just what the war was about does not appear of record, but Dalton was arrested. When he appeared before Judge Crawford this morning, the judge, who is a former punishment, will confiscate your arsenal.

MANY CONTENT FOR CHILD

Priest and Aunts of Little Anna Gallagher Ask Juvenile Court to Give Them Child.

LITTLE ANNA Gallagher, 8 years old, who appeared in juvenile court this morning, is the youngest principal in a juvenile case for some time. However, she did not come because of her own misdeeds, but as the bone of contention in a controversy regarding the person or persons into whose charge she shall be given.

The case involves a question of religion. The little girl's mother is dead and her father, according to testimony, cannot be located and does not properly care for her. Her mother was a Protestant while her father is a Catholic. Father Flanagan, who was present, requested that he be given permission to take the girl in charge as, he said, it was the father's desire that she be educated in the Catholic faith.

Two aunts of Anna appeared and stated that they were ready and willing to provide her a home. Father Flanagan, however, stated that it was against the wishes of the father that his daughter be given into a Protestant family. The case was held over until the father can be located and his wishes put before the court.

ARRESTED FOR STEALING NAP

Colored Lad Is Handled Roughly When Caught in Lodging House—Discharged in Court.

Under a charge of stealing 10 cents from the office of a Greek rooming house in South Omaha, Jim Harris, a colored boy, was placed in the South Omaha jail a few days ago, from which he was brought before juvenile court Monday morning. Harris had just got in from Chicago and was preparing to go to work in a South Omaha packing house. Looking about for a place to sleep he located what he thought was a likely looking establishment.

He went in. What he did during the few minutes immediately after his entrance is not told, but he had not been there long until the Greek proprietor discovered him, knocked him down, so the story goes, and then took him to jail. A theft of 10 cents was all the Greek could place against him, and there was little evidence to prove he was guilty.

Upon assurance by a boy that he would go to work he was allowed to go and was furnished car fare back to South Omaha. He is 17 years old.

Boys Call on Garner. NEW YORK, June 13.—Mayor Garner had as visitors today Louis and Temple Abernathy, sons of Marshal Jack Abernathy of Oklahoma, who accompanied the young men to the city hall.

BRIEFS IN BALLINGER CASE

Brandeis Contends Evidence Shows Secretary Unfit for Office.

ANSWER OF ATTORNEY VERTREES

Says Charges in Result of Conspiracy to Drive Secretary from Office Because of His Opposition to Garfield Policies.

WASHINGTON, June 13.—Briefs were filed by the attorneys for the "prosecution" and "defense" with the Ballinger-Pinchot investigating committee today. The committee did not meet today, but will assemble next Saturday to prepare for its deliberations.

Attorney Brandeis, counsel for former Special Agent Glavis, and Attorney Popper, attorney for former Forester Pinchot, in their briefs that the evidence adduced during the investigation has shown that Secretary Ballinger is unfit to administer the affairs of the public domain because of an obvious leaning toward a policy of distribution instead of conservation of the public lands. They condemn his attitude towards the champions of conservation and charge him with causing embarrassment to the president and loss to the people.

Equally insistent that Mr. Ballinger's record in and out of the interior department has not been open to criticism, Attorney Vertrees, counsel for the secretary, declares that none of the accusations made against him have been sustained by presentation of fact.

Mr. Vertrees attempts to show by the evidence that there has been a conspiracy to drive Mr. Ballinger from office because he did not approve of the so-called "Garfield policies."

Brief of Mr. Brandeis.

To substantiate his claim that Secretary of the Interior Richard A. Ballinger has shown "his hostility to the people's interests and his co-operation with the private special interests which are striving to take the people's properties in violation of law," Louis B. Brandeis, former chief of the field division of the office of the Department of Agriculture, today submitted to the Ballinger-Pinchot investigating committee a brief of the evidence in the case, which is reviewed at great length. The brief is prepared by Glavis' attorneys, Louis B. Brandeis, George Rublee and Joseph P. Cotton, and is a voluminous printed document of between 30,000 and 60,000 words, and is divided into seventeen chapters.

In the introductory chapter the brief discusses what the attorneys call "Mr. Ballinger's unfitness as trustee for the people," and asks the question, "Is Mr. Ballinger a man sincerely and courageously and resolutely in resisting the insidious aggressions of the special interests that to him may be entrusted the carrying forward of our national resources?"

In answer, Glavis' attorneys declare "That Mr. Ballinger does not meet these simple tests, has we submit, been conclusively established, and if only this is true, the Department of the Interior should be under no circumstances, the best defense that Mr. Ballinger has, is that he was ignorant of the situation in Alaska, and that all of the acts for which he was criticized were performed by subordinates for whom he is not responsible."

Alaska Coal Claims.

Regarding the investigation of Alaska coal claims, special agents H. K. Love and Horace T. Jones, the second chapter of the brief says: "The testimony shows Mr. Ballinger's sympathetic attitude toward the coal claimants. It shows that Mr. Ballinger minutely supervised the investigation, and while it was in progress discussed with Jones and Love the results they were obtaining. This is important in its bearing, first, upon Mr. Ballinger's assertion that when he directed the clear listing of the Cunningham claims he acted without any knowledge except Love's 'favorable' finding of the fact that as commissioner, Mr. Ballinger acquired no knowledge with respect to the claims except that of the most formal character."

Succeeding chapters of the brief describe "Glavis' intervention to save the Alaska coal claims," and review the clear listing of the Cunningham claims by Mr. Ballinger, who was then commissioner of the land office. In this connection the brief says: "We do not pretend to fathom Mr. Ballinger's mind and to discover the motives which prompted him to clear list the Cunningham claims. Whatever his motives were, his act was indefensible. The order clear listing the Cunningham claims show that Mr. Ballinger had no proper conception of his duty as a trustee and that he was willing to abet what he would describe as a technical violation of the statute by which the Cunningham coal lands would pass unlawfully into private ownership instead of being kept by the United States for subsequent disposal under laws which should adequately protect the public interests."

Attorney for Claimants.

Another chapter charges that after Mr. Ballinger retired from the land office and resumed the practice of law he acted as attorney for the Cunningham claimants. On this point the brief says: "After having represented the government against the claimants, he accepted a fee on the other side of the case, placed the knowledge he had acquired in the government service at their disposal, and personally took their affidavit to Secretary Garfield. This is the kind of thing for which attorneys in practice are and always have been disbarred."

Concerning Glavis' report the president the brief says that "while it was of necessary fragmentary because it dealt only with the matter of which Glavis had personal knowledge, it is notable for accuracy and moderation."

Letter Exonerating Ballinger.

Continuing, the brief says: "A deluge of typewritten matter came to the president from the interior department in answer to the Glavis report. These answers were supplemented by oral statements and arguments made by Mr. Garfield and Mr. Oscar Lawler, assistant attorney general of the interior department, in their interviews with the president on September 7; and finally by the draft of a letter exonerating Mr. Ballinger, prepared by his attorney, and in effect his subordinate, Mr. Pinchot, who in the draft of letter declared Glavis guilty of falsehood, of the suppression of the truth and of neglect of duty, thus condemning Glavis on evidence which he had never seen, and of course, had no opportunity to meet, on arguments that he had never heard, and what is even more, on charges of the preferring of which against him he had no knowledge."

Concerning Mr. Ballinger's defense the brief says that it "consisted chiefly in explaining away the natural meaning of documents, in pleas of ignorance, in placing responsibility upon subordinates. His word alone gives whatever force such testimony possesses."

In conclusion the brief says: "In this proceeding Mr. Wickersham appears no longer as an assistant judge filing his concurrence after decision, but as an over-zealous advocate. In this proceeding Mr. Lawler is not the judge, but stands in his stead, a prejudiced witness, bitter and vituperative."

"Such are the facts, such is Mr. Ballinger's record. Such his character. Can you say that the Department of the Interior, that the people's domain, is in safe hands?"

Brief for Mr. Ballinger.

Secretary Ballinger's final word of defense, attorney for former Forester Pinchot, prepared by the attorney John Vertrees, Mr. Vertrees insists that neither the official nor professional acts of his clients are open to criticism and declares that the accusations made against him have been sustained by presentation of fact. He says the accusations are the result of a conspiracy and quotes freely from the evidence before the committee in an attempt to prove the existence of a plot involving Secretary Charles Fairbank, former Forester Pinchot, to secure his removal from office.

Defending Mr. Ballinger's "clearing" of the Cunningham claims as commissioner of the interior, Mr. Vertrees says the action was upon recommendation of Chief Field Division Schwartz, the official upon whom he relied to the advice. "If that order was erroneous," continues Mr. Vertrees, "clearly the secretary would be exonerated, but it was not erroneous. It was proper and right as the record stood." He says that Mr. Ballinger immediately revoked the order when Glavis suggested that the claims should not have been cleared, and that the claims had remained in "chancery" to this day.

Mr. Vertrees points out that throughout the entire time Glavis had been kept in charge and was the one man relied upon to investigate the Alaska claims. He says that Mr. Ballinger, Glavis, and the secretary were upon recommendation of Chief Field Division Schwartz, the official upon whom he relied to the advice. "If that order was erroneous," continues Mr. Vertrees, "clearly the secretary would be exonerated, but it was not erroneous. It was proper and right as the record stood." He says that Mr. Ballinger immediately revoked the order when Glavis suggested that the claims should not have been cleared, and that the claims had remained in "chancery" to this day.

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evidence before the committee relative to the Cunningham claims in defense of Mr. Ballinger's connection with them as a government official. Then his conduct while out of office is discussed, particularly his preparation and presentation of the Cunningham affidavit to the interior department officials in September, 1908. In answer to criticisms of Mr. Ballinger's conduct in this matter, Mr. Vertrees says: "First of all, as has already been shown, there was no information of a secret character in the land office which Mr. Ballinger could have used. The reports on file are favorable to the claims. The affidavits on file were well known to the officials themselves. The only evidence that had been procured not contained in the reports or the affidavits of the officials, the original of which Cunningham himself had, this journal was not obtained or filed until after Mr. Ballinger had retired from the office of commissioner. Moreover, the services were performed six months after he had left the office were secondary, if it be assumed that Mr. Ballinger in a matter in which he had no interest contracted to retain in memory a recollection of the status of these claims and the records with respect thereto. The fact is that there was nothing for him to remember or recall. It was not possible for him, therefore, to have used information obtained by him as commissioner. The objection that the performance of a service of this character was forbidden by law is equally unfounded."

Mr. Vertrees will take a prominent part of the leading soloists of the country will be here and will be a prominent part of the saengerfest. Prof. W. Gray Tisdale, of Sioux Falls, will be the piano accompanist at the concerts which are to be given during the time that the attendance at this year's meeting will be the largest in the history of the association, and that the occasion will be one to be long remembered by music lovers throughout the northwest. Local singers and other lovers of music are making elaborate preparations for the personal comfort of the several thousand singers during the time they are guests of the city.

Norwegian-Danish Saengerfest Meets

Northwestern Singers' Association Will Give Its Annual Concerts in Sioux Falls.

SIoux FALLS, S. D., June 13.—(Special.)—Final arrangements now are being made for the annual saengerfest of the Northwestern Norwegian-Danish Singers' association, which will be held in Sioux Falls on July 15 and 16. There will be a chorus of at least 600 voices from the thirty-five singing societies which will be represented.

Members of the association from Wisconsin, Illinois, Iowa, Minnesota and North and South Dakota will be present. Many of the leading soloists of the country will be here and will be a prominent part of the saengerfest. Prof. W. Gray Tisdale, of Sioux Falls, will be the piano accompanist at the concerts which are to be given during the time that the attendance at this year's meeting will be the largest in the history of the association, and that the occasion will be one to be long remembered by music lovers throughout the northwest. Local singers and other lovers of music are making elaborate preparations for the personal comfort of the several thousand singers during the time they are guests of the city.

DOLLIVER DEFENDS POSITION

(Continued from First Page.)

patents or controlled by an international trust.

"Defending the Tariff."

"Then the tariff bill could have been defended plausibly," said Mr. Dolliver, "just as it was in Montana, when the president presented a grotesque table of reductions prepared by a paymaster in the army." He referred to Major Lord, who assisted the senate committee on finance in drafting its tariff bill.

During his speech Mr. Dolliver referred to the "two great boaxes of the past year, the discovery of the North Pole by Dr. Cook and the revision of the tariff downward by Senator Aldrich."

Without mentioning him by name, Mr. Dolliver made reference to the activities of Representative McKinley of Illinois, chairman of the republican congressional campaign committee, defending the course of the republicans "who had not been able so to vote as to make the Payne-Aldrich bill unamiable," he said: "An organized defamation of our political character has been set on foot, proceeding from the highest officers of the government, legislative and executive, and from a so-called campaign committee, presided over by a multi-millionaire promoter of street car franchises, with a treasury filled with rotten money, out of which is flowing a steady stream of campaign literature, much of it bearing the marks of the bureau of printing and engraving, and a dull, muddy stream of parasitic eloquence."

Teacher Saves Life of Pupil. PIERRE, June 13.—(Special.)—A little daughter of Mr. and Mrs. C. A. Wood, living near Kimbro, Stanley county, was playing with a rattlesnake, the teacher and

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older pupils at once took the case in hand, and bound the arm tightly to prevent circulation, and applied other local remedies they could think of, until the child could be hurried to a physician. The prompt and efficient action of the teacher and pupils had so far neutralized the poison that the physician when called pronounced the child out of danger, and she suffered very little inconvenience. A case of fright and traction on the part of those with the child would have meant almost certain death with the time required to get her to a physician to treat the case.

Coal Lands Bill Agreed To. WASHINGTON, June 13.—The conference report upon the bill permitting agricultural entries on coal lands was agreed to today by the senate. The bill was amended in conference so as to allow entries on lands immediately after they are withdrawn and without awaiting their classification as required by the bill as it passed the senate.

The Weather.

For Nebraska—Cloudy. For Iowa—Fair. Temperatures at Omaha yesterday:

Hour	Temp.
6 A. M.	59
7 A. M.	60
8 A. M.	62
9 A. M.	64
10 A. M.	66
11 A. M.	68
12 M.	70
1 P. M.	72
2 P. M.	74
3 P. M.	76
4 P. M.	78
5 P. M.	80
6 P. M.	82
7 P. M.	84
8 P. M.	86
9 P. M.	88
10 P. M.	90
11 P. M.	92
12 M.	94

For Nebraska—Cloudy. For Iowa—Fair. Temperatures at Omaha yesterday:

For Nebraska—Cloudy. For Iowa—Fair. Temperatures at Omaha yesterday:

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