

WOULD PREVENT DOUBLE FILINGS

Lincoln Judge Restrains Secretary
Junkin from Certifying Candidates
Who Fail to Pay Fees.

VICTOR ROSEWATER STARTS SUIT

Republican National Committeeman
Seeks to Stop Primary Farce.

ONE MAN ON FOUR TICKETS

Records Do Not Show Fee Paid But
for One Filing.

PLAIN PROVISION OF THE LAW

Long List of Leading Aspirants for
Place in Nebraska Who Are Trying
to Gain Added Endorsement
by Evading Statutes.

(From a Staff Correspondent.)

LINCOLN, July 21.—(Special.)—Secretary of State Junkin was restrained this afternoon from certifying out to the county clerks the names of those candidates who have filed on more than one ticket and paid only one filing fee. The order was issued by Judge Lincoln Frost, of the district court, on application of Victor Rosewater, republican national committeeman, acting through John G. Yeiser, attorney. The effect of the order, if made permanent, will be to prevent democrats filing on both the democratic and populist tickets and populists filing on both tickets, as they have been doing. All of the democratic candidates for United States senator—Mr. Hitchcock, Mr. Ketchum, and Mr. Reed—have filed on both tickets, and so has Governor Shallenberger, candidate for reelection.

All of the democratic candidates for congress worked in a populist petition and got on two tickets, as did numerous candidates for the legislature. The prohibitionist candidate for United States senator, Thomas M. E. Birmingham, got on three tickets, while a candidate for congress in the Sixth district, Robert G. Ross, has his name filed on four tickets.

Order of Judge Frost.

The order signed by Judge Frost is as follows:

"It is therefore considered, ordered and decreed that the defendant be, and hereby is, temporarily restrained from making or publishing the names of any candidates upon any preliminary notice or upon any sample ballot, or from certifying the names of any candidates to county clerks, or from primaries of any political party for August 16, 1910, excepting only in cases where the filing fee, fixed in amount by statute, has been previously paid, as shown by the presentation of the receipt of the proper county treasurer at the time of such filing, separately and distinctly for each party upon which such nomination was requested."

It is further ordered that the hearing for temporary injunction is hereby set for the 27th day of July, 1910, at 1 o'clock p. m., or as soon thereafter as counsel can be heard; the said restraining order to continue in force until said hearing.

Text of Petition.

The petition is as follows:
"Victor Rosewater, for himself and on behalf of all others similarly situated, plaintiff, against George C. Junkin, secretary of state of the state of Nebraska, defendant.

"Comes now the plaintiff and alleges that he is a citizen, taxpayer and elector of the state of Nebraska, affiliating with the republican party.

"That George C. Junkin, the secretary of state of the state of Nebraska, is charged with the duty of preparing the ballots for the several primaries of the several political parties to be held on the 16th day of August, 1910.

"That the defendant is threatening to place upon the ballots of the several political parties of the state of Nebraska the names of pretended candidates who have not complied with the laws of Nebraska to be entitled to go upon the ticket of more than one of said parties and will do so unless restrained by the court.

"That the plaintiff is referred to above separately filed nomination statements or accepted positions for nominations for certain offices respectively shown hereinafter for and upon a separate and distinct ticket of one of the several political parties of said state for which the filing fee was duly paid and which first attempt to obtain a position on such ticket is not challenged. But attempts were made by said candidates and some of the voters of Nebraska to file the names of said candidates on said respective candidates already upon the ticket of one of said political parties so as to attempt to be also upon the ticket of one or more other political parties without the payment of the fees provided by law as a condition precedent to any attempt to file the same, which act beside being in violation of the mandatory provisions and conditions precedent of law, also prevented voters of the opportunity of examining the office of the county treasurer for evidence of said aspirants' attempts to become candidates to enable the filing of protests.

Primary for Each Party.

"That the said failure to pay the said fees and file or present a receipt to obtain any additional nominations at the primaries of other political parties prevented the defendant from obtaining jurisdiction to file or consider the use of said name upon the ballots of any political party for the reason that the supreme court has decided that said primary is in fact separate and distinct for each political party.

"That the non-payment of said fees in said attempts at multiplying nominations of various political parties upon the one fee paid for nominations on the ticket of the first party resulted from ignoring a plain and imperative jurisdictional provision of law sanctioned by the supreme court and is not a mere mistake in some detail of an apparent conformity.

That the persons referred to above are named hereinafter with the designation of the office for which they are candidates, with the date of the original filing and presentation of receipt for the purpose of the legal fee and also the date of other attempts to file without the payment of fees or filing or presenting or additional receipts to show that they are entitled to any more than one primary nomination.

(Here follows a list of all candidates who have filed for more than one party.)

Why Order is Asked.

"That the plaintiff is an elector, taxpayer and citizen of the state of Nebraska and will suffer irreparable injury and damage and has no adequate remedy at law if said order is not granted and said names be multiplied on said ballots in violation of law.

(Continued on Second Page.)

Railroad Agent Held for Selling Stale Eggs

Pennsylvania Officials Begin War on
Practice of Transportation Companies
Selling Spoiled Staff.

PHILADELPHIA, July 21.—On the charge of selling decomposed eggs that were shipped to Philadelphia from Nebraska, William J. Wilson, freight claim agent of the Philadelphia & Reading Railway company, is under bail here for a hearing on Friday. The arrest was the continuation of a case in which a commission firm here was fined \$500 for selling bad eggs. The commission firm made affidavit that it was acting for the railroad company in the matter and that it received only a commission in the transaction.

Upon the arrival of the eggs here from the west firm to which they were consigned refused to accept them. With the left on his hands, it is charged, Wilson in the commission firm to dispose of thirty dozen of them were purchased by agents of the state food department many were found to be unfit.

P. Cassidy, special agent of the state and food department, discussing the case, said: "The only one indication of the railroad of working off the foodstuffs on the public is the sale of eggs which have deteriorated in transit handed over to commission merchants to sell for what they can bring, but many other kinds of perishable freight are made up as far as possible for their losses in having goods damaged in transit. "It is our intention to break up this abominable traffic in damaged, unfit, unhealthy and dangerous foodstuffs which are distributed to be eaten by the public, merely to reimburse the railroads for losses for which they are entirely to blame and which they must inevitably expect in the railroad business."

Alliance Raps County Option

German Societies Pass Resolution
Condemning Move—Elect New
Officers.

Besides electing new officers, the German-American National Alliance passed a resolution yesterday declaring itself unalterably opposed to county option, on the ground that it was a step toward statewide prohibition. Senator Fred Volp of Scribner, chairman of the resolutions committee and a democrat, prepared the resolution and announced it to the press.

Val J. Peter of Omaha was elected president. Dr. Gehrdt of Lincoln vice-president, John Bockhoff of Omaha protocol secretary, John Maties of Nebraska city financial and corresponding secretary, and Fred Volpp of Scribner treasurer.

Priest Arrested at Sagamore Hill

Armenian Whose Appearance Aroused
Suspicion Taken in Charge by
Constable.

OYSTER BAY, N. Y., July 21.—In response to a telephone message from Sagamore Hill today, Charles Townsend, constable of Oyster Bay, hurried to Mr. Roosevelt's home and took in charge Reverend George Nathaniel, an Armenian priest, about 50 years old.

Mr. Nathaniel wanted Mr. Roosevelt to subscribe \$500 for a hospital in the Holy Land. Today he walked all the way to Sagamore Hill. His speech and appearance aroused the suspicion of the butler, who refused to let him see the colonel.

Big Moonshine Still Destroyed

Federal Officials Capture Contraband
Outfit in Home of Candidate
for Sheriff.

NASHVILLE, Tenn., July 21.—A dispatch from Anniston, Ala., says United States revenue officers have returned from Cleburne county after having destroyed one of the largest moonshine stills located in the state. The still was in the home of Charles Pessell, one of the most prominent candidates for sheriff and who lacked only twenty-two votes of receiving the nomination. No arrests were made.

JEWEL THEF CONFESSES

Joseph H. Lucas of St. Louis Admits
Stealing Gems and Implicates
Women.

ST. LOUIS, July 21.—That Joseph H. Lucas, an electrical contractor, confessed to the theft of jewels valued at \$5,000 from the residence of J. C. Jones and implicated Mrs. Anna R. Sholes of Los Angeles, who is being held in Detroit, was the declaration of Chief of Detectives Smith today. Jones has gone to Detroit to claim the diamonds which were recovered from Mrs. Sholes.

Ball Player's Divorced Wife Weds Chum of Youth

Childhood romance came to its proper fruition in the life of John W. Deters and Mrs. Cora Freese, former wife of "Butch" Freese, ball player, when the two were divorced some time ago. Correspondence sprang up, and finally he and his early chum arranged to wed.

The couple will pass a short visit at the home of the bride in Iowa and then will go to Buffalo, Wyo., to make their home. Those present at the wedding were Mrs. John Taylor, Ottawa, Ia.; Mrs. Seth Fairchild, Ottawa; Mrs. J. M. Gibbs, Mrs. E. W. Reynolds, Mrs. Christy Jacobs, Miss Emma Jacobs, J. R. Neely and A. J. Anderson.

STRIKERS FEAR USE OF WEAPONS

Make Protest at Detroit Against
Reported Arming of Strike-
breakers on Grand Trunk.

MAYOR SAYS WILL ENFORCE LAW

Men Who Are Out Declare Perishable
Goods Are Spoiling.

OFFICIALS SAY OUTLOOK GOOD

Declaration Made Freight Is Beginning
to Move on System.

LACK OF ICE CAUSES TROUBLE

Inability to Secure it in Sufficient
Quantities Is Doing Heavy
Damage and Strikers Still
Confident of Winning.

DETROIT, Mich., July 21.—A committee of striking Grand Trunk trainmen and members of the Detroit Federation of Labor called on Mayor Brittingham today to protect against the alleged arming of strike-breakers by the railroad company. The mayor satisfied the men that the law would be enforced in this respect and referred the matter to the commissioner of police. The strikers assert that forty cars of meat spoiled in transit was buried near Sarnia, today.

Situation Improved.
MONTREAL, July 21.—"Freight" continued to be the slogan and the problem in the Grand Trunk railway strike today.

The 5,000 striking conductors and trainmen continued to be conspicuous by their absence not only from their posts which they left Monday night, but from public view anywhere. Their leaders, speaking for them, reaffirmed that all are quietly awaiting an expected time when the railroad will find resumption of its freight business impossible and will make such wage overtures to the strikers as will induce them to return.

At company headquarters, however, it was stated that the strikers had been eliminated from the situation. A bird's-eye view of the Grand Trunk's 4,000-mile system from Portland, Me., to Detroit and in New England, showed a distinct improvement in conditions, it was said. It was predicted that many important essentials toward resumption of shipping would be worked out during the day.

From the viewpoint of many cities and towns affected, the freight situation is increasingly serious. Ice companies are unable to get ice. The Canadian Pacific is avoiding possible trouble by refusing to run ice cars on Grand Trunk sidings, and much perishable freight seems doomed to destruction. At Stratford, Ont., 200 men have been thrown out of work by the closing down of packing and milling companies deprived of supplies. Owing to a shortage of coal the electric light company here has put out street lights.

The Wabash railroad affected as to its section over Grand Trunk from Niagara Falls, Ont., to Windsor, Ont., is giving nearly complete passenger service, but there is no freight moving.

Reports have been received at company headquarters here which indicate restlessness on the part of strike sympathizers. Statements that attempts were made during the night to intimidate Grand Trunk crews at the Bonaventure yards led the company to send out special police squads early today, and strong detachments have been sent to Richmond and Sherbrook. Statements current last night that the engineers would strike in sympathy, which for a time caused apprehension, were evidently based on telegrams from Chief Stone of the Brotherhood of Locomotive Engineers urging his men to remain neutral and giving specific instructions that no engineer act as pilot for green conductors.

Beef Train for Portland.

BOSTON, July 21.—With the passenger service restored on practically every line in New England the officials of the Grand Trunk and Central Vermont railroads today turned their attention to the moving of freight trains and the relieving of the congestion which the tieup has caused.

One freight train of twenty cars loaded with beef is on its way to Portland, where the stopping of freight traffic threatened a meat famine.

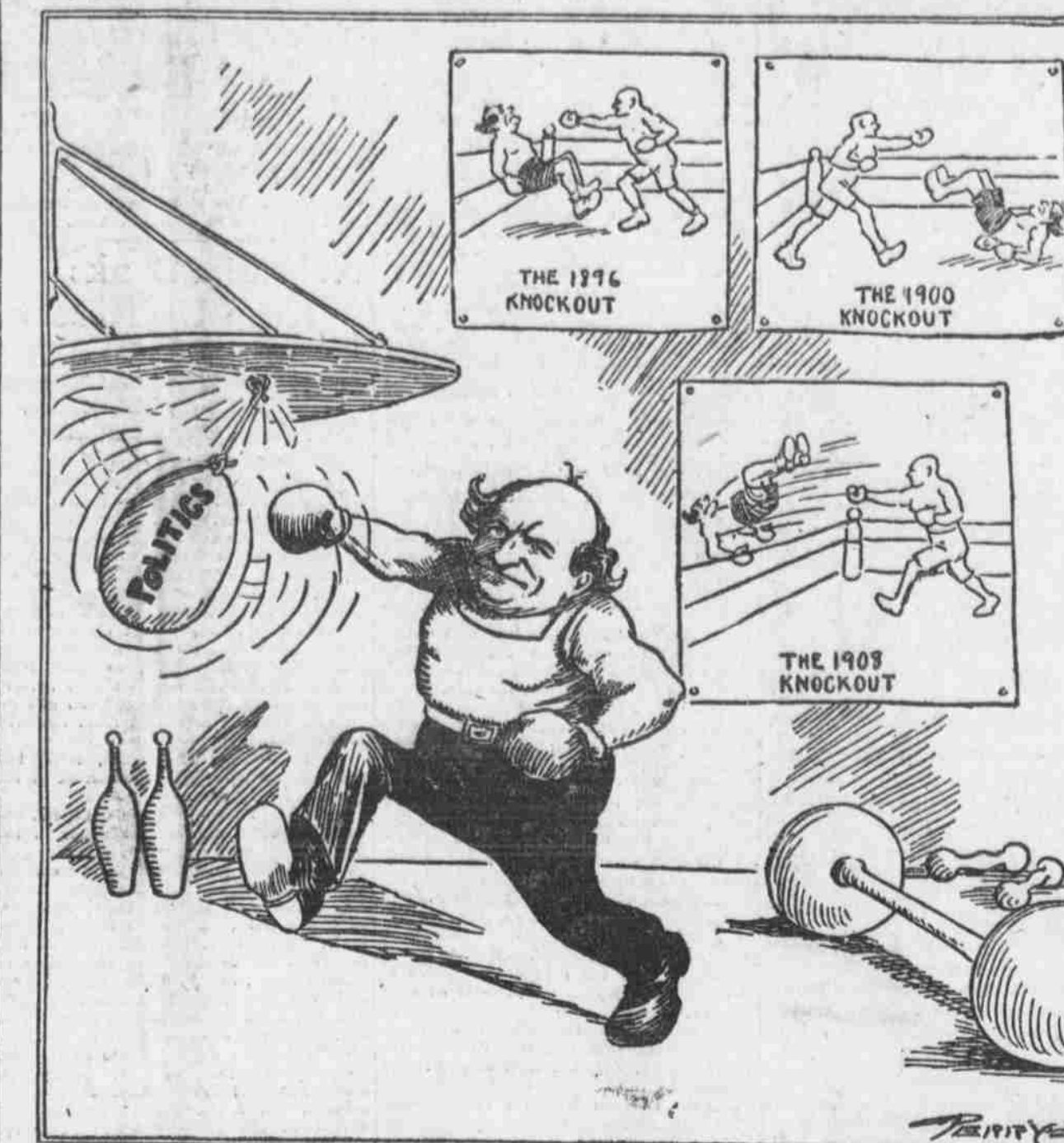
Because of the strike the German steamship Rheingard sailed from Mystic wharf today with only a portion of its cargo. Reports of desertion on the part of some of the imported strike breakers are being received from several points. The railroad officials claim, however, they have more applicants for positions than they can care for.

Panora Banker is Fatally Hurt

Party of Five Men Seriously Hurt
When Automobile Strikes
a Post.

Des Moines, July 21.—H. Max Culbertson, cashier of the Panora State Bank, and four other prominent Panora, Ia., business men were badly injured when an automobile driven by one of the party, P. Hart, collided with a fence post while returning from the firemen's tournament at Perry last night. The men were found unconscious by another party of motorists a half-hour later. Culbertson cannot live, doctors said today.

Is Mr. Bryan Going to Try to "Come Back" Again?



From the Sioux City Journal.

RAW'S DEATH IS SUICIDE

Chicago Police Announce that Railroad
President Killed Self.

FAMILY'S STORY NOT CONVINCING

Dead Man Was Chief Witness in Illinois
Central Graft Inquiry and
the Matter Seemed to Weigh
on His Mind.

CHICAGO, July 21.—The Chicago police have dropped the investigation into the death of Ira G. Raw, president of the Chicago, Indianapolis & Louisville railroad (Monon route), and Herman Schuetzler, acting chief of police, said today that he was satisfied that Mr. Raw had committed suicide. Acting chief Schuetzler announced his decision after a long conference with the detectives intruder had investigated the Winnetka tragedy. They declared all the details pointed to suicide.

Despite the withdrawal of the Chicago police, the private detectives employed by the Raw family continued their investigation and steadily declared that Mr. Raw was killed by a burglar.

The suicide theory is believed to have been strengthened by the results of an investigation by coroner Hoffman.

The bullet hole in Mr. Raw's night garment had been carefully examined and its appearance leads to the suicide belief. The hole is surrounded by blood stains in which there are what are believed to be powder marks.

What the private detectives announced yesterday that they expected to make an arrest today, no one was taken into custody.

As a basis for their suicide theory the police advance the following reasons: They point to the fact that Mr. Raw was operating vice president of the Illinois Central railroad at the time fraudulent car repair contracts were found there, and that recently he has been drawn into the Illinois Central graft investigation as a chief witness. They say that the action of Mr. Raw's relatives in refusing to aid the Chicago detective department to search for the alleged murderer is suspicious.

They declare that there exists a lack of convincing evidence that an intruder had actually been in the Raw residence.

Mrs. Raw, wife of the dead man; R. G. Coburn, his son-in-law; Mrs. Coburn and two children and three maids were in the house when the tragedy occurred. Mrs.

(Continued on Second Page.)

Coronation of King George V is Proclaimed

Heralds Announce that the Ceremony
Will Take Place in June of
Next Year.

LONDON, July 21.—The picturesque ceremony attendant upon the accession of King George, was re-enacted today when the various officers of arms proclaimed his majesty's pleasure that the coronation of the king and queen take place in June, 1911, on a day to be later determined.

Sir Alfred Scott-Sкот-Gatty, garter king of arms, mounted the colonnade of the Friday night in St. James palace and read the royal proclamation. Grouped about him were the officers of arms, the high bailiff of Westminster and the life guards.

The proceedings were repeated at Charing Cross and at Temple Bar, where administration of the ancient city of London was solemnly demanded, and at the Royal Exchange.

Taft Plays Golf at Bar Harbor

This Afternoon the President Will
Hold a Reception for the
Summer Colony.

BAR HARBOR, Me., July 21.—Another day of ideal weather called President Taft ashore from the Mayflower and before 9 o'clock he was on his way to the golf links of the Kobo Valley club.

Mr. Taft will hold a reception for the summer colony at the club this afternoon. Some time before nightfall he expects to have a conference with Chairman H. C. Evers of the tariff commission.

The regular residents of the island here are keenly disappointed over the evident intention of the president to devote the entire time of his three days stay to the fashionable cottagers from New York.

WOMAN JUMPS FROM STEAMER

Mrs. Marion Mayo of New York
Commits Suicide While on Way
Home from Savannah.

NEW YORK, July 21.—Mrs. Marion Mayo of Augusta, Ga., reputed to be wealthy and of social position, who took passage on the steamer City of Columbus from Savannah, was missing when the steamer reached New York today.

Captain Johnson of the City of Columbus said he believed Mrs. Mayo had stolen out of her stateroom during the night and thrown herself into the water during the voyage. Captain Johnson said that yesterday Mrs. Mayo was an interested spectator of the burial at sea of a negro cook and that after that she went to her cabin and was not seen again.

China Calls Attention to Treaty of Portsmouth

PEKING, July 21.—China's reply to the announcement of the recently concluded Russian-Japanese convention was delivered at the legation of these two countries today. As had been expected, the Peking government does not fail to point out its satisfaction at the expressed purposes upon the part of Russia and Japan to adhere to the terms of the Portsmouth treaty, and over the mutual pledge of the maintenance in Manchuria of the status quo and the principle of the open door for commercial development.

In this connection China lays special emphasis upon article 3 of the Portsmouth treaty, which reads as follows: "Japan and Russia mutually engaged: (1) To evacuate completely and simultaneously Manchuria, except the territory affected by the lease of the Liau-Tung peninsula in conformity with the provisions of additional article 1, annexed to this treaty; and (2) to restore entirely and completely to the exclusive administration of the Japanese or Russian troops, with the exception of the territory above mentioned. The government of Russia declares that it has not in Manchuria any territorial advantage or preferential or exclusive concessions in impairment of Chinese sovereignty, or inconsistent with the principle of equal opportunity."

GERMAN EDITORS MEETING

Are Planning the Formation of a National
Association.

MEN OF PROMINENCE HERE

Representatives of Several Western
States Present, the Meeting Being
Coincident with the
Saengerfest.

Thursday morning was the time set for the opening session of the tenth annual convention of the German American Press Association of the West, which is meeting in conjunction with the Saengerfest. The exceedingly long practice which the singers held at the Auditorium and the fact that at a late hour last night the place of meeting was changed from the home hall to the German Maennerchor hall at 1320 Farnham street and proper announcement had not been made, prevented the transaction of any business in the morning.

The association, which comprises most of the editors of German papers in the states of Nebraska, Iowa, South Dakota, Minnesota, Illinois, North Dakota and Missouri, and has about seventy-five members, has been in existence over ten years. At the last convention a start was made toward the formation of a national association of German newspaper men, and invitations have been sent all over the country to these men to meet with the western association. As a result, many of these men are in the city and before the convention adjourns there is every prospect that it will be resolved into a national organization.

Adolph Peterson of Davenport, Ia., the president; Valentine Peter of Omaha, the first vice president, and Henry Hein of Muscatine, Ia., the secretary, have been urging in their efforts to bring about this result.

The regular session of the change of meeting place was made at the Saengerfest sessions on Thursday and the German journalists hope to get their meeting in full swing on Friday morning when they meet at 10 o'clock at Maennerchor hall.

FIRE CAUSES PANIC IN NEW YORK TENEMENT DISTRICT

Three Hundred Persons Driven from
Their Homes by Blaze in

NEW YORK, July 21.—One person was killed, another is missing and 300 tenement dwellers were driven from their homes in a panic as the result of a fire which early today burned out the three upper floors of a seven-story factory building at Lewis and Rivington streets, near the Manhattan end of the Williamsburg bridge. The dead man was Harrieh Egede, a watchman, whose burned body was found on the sixth floor, where he had fallen while trying to escape. An unidentified boy, who was given permission to spend the night on the roof, is believed to have perished.

Although threatened by the flames and the panic-stricken tenants returned to their homes as soon as the fire had been extinguished. The monetary loss is comparatively small.

Of the many "Second Schumann-Heink" now before the American public, few have as justified a claim on that title as Mrs. Hesse Spritte. Here is a rich contralto voice of great power, brilliant in its higher register and forceful in its middle and low range. Her "Resistive," preceding the "Prison Aria" from "The Prophet," was a masterpiece of dramatic singing, while perfect legato pervaded the cantabile passages. The artist has command of a coloratura quite exceptional with a contralto voice, and broad, rich temperament. She added to the aria a beautiful song by Kaun, "Daheim."

Mr. Christian Lassen, hitherto unknown to fame, though announced as "principle tenor of the Boston Opera House," rendered "Walter's Prize Song," from "Meistersinger" with high tones evoked prolonged applause from the audience and brought about an encore which was cheerfully given.

Miss Mary Muenchhoff has been engaged as star soloist for the festival, returning to us after renewed success abroad. Her re-entrance was greeted with enthusiastic applause by her Omaha followers, who proudly regard her as their own. She quite captured her audience by her pleasant personality, her technical skill ripened by long years of experience on the concert platform and by her bell-like voice, which was, as ever, warm and beautiful, vibrant with color and feeling, though, perhaps, somewhat narrowed in its top register by a slight indispension. The artist sang an encore a delicate song by Carl Godmark.

Mr. A. F. Stieckel made an excellent impression on his performance of the difficult Bach "Clavichord." His exhibit of very respectable technique and finesse from his violin a sonorous, singing tone and accents

GRAND CHORUS RENDERS SONGS

Saengerfest Comes Into Own with
Burst of Melody from Two
Thousand Voices.

VOLUME OF TONE OVERCOME

Huge Auditorium is Packed for Great
Attraction.

WHOLE DAY PASSES IN MUSIC

Privileged Few Hear Rehearsal of
Chorus in Morning.

ARTISTS' MATINEE FOLLOWS

St. Paul and Minneapolis Delegations
Give Spectacles and Wit Votes
for Next Year Meeting—One
Sergeant in Bee Building.

The great Saengerfest came into its own last evening when the grand massed male chorus was heard for the first time. Two thousand trained voices poured out a glorious tonal mass which with its sweep auditors off their feet, figuratively speaking.

Yesterday was, throughout, such a musical day as Omaha has hardly ever known before. In the morning a privileged few heard the grand chorus rehearsing; in the afternoon came the artists' matinee and in the evening the first association concert.

At both concerts the seating capacity of the great building was taxed. At night the Auditorium must have contained 10,000 people. Two thousand alone were missed in certain places on the great stands built at the east and where the stage usually lies. From the floor to the very roof was tier after tier of men singers, in a comparatively small space at their feet sat the orchestra of sixty. The rest of the big building was filled with auditors of the most enthusiastic kind. Row after row on the main floor, and more well-filled rows in the balcony.

The two programs gave exhibits of all the possibilities of the vocal art, both as to solo singing and choral, and in the latter some splendid scenic effects for soloists and chorus. Of the former, some men and women of international renown were heard. Foremost in local interest was the singing of Miss Mary Muenchhoff by reason of her Omaha residence, but singing in almost equal measure were Miss Myrtle Moore, Mrs. Hesse-Spritte, Christian Hansen, Marna Kellerman and A. F. Stieckel, the last named a violinist.

Serenading is Feature.

The serenading by the St. Paul and Minneapolis songsters, Minneapolis is working feature of the Saengerfest yesterday, and the local societies are making many votes this way for St. Paul, 1912. Besides visiting may delegation headquarters, the songsters yesterday after 8 o'clock gave a concert in the rotunda of the Bee building. Denver men joined in with the St. Paul and Minneapolis songsters. Minneapolis is working hard to get St. Paul, just as the two cities pulled together in an earlier gathering of the week.

The Bee building concert was listened to with delight by several hundred men and women, who swarmed out of offices on every floor to the corridors and perched on railings and stairways to hear the sweet voiced songsters.

SOLOISTS STILL DELIGHT THROUGH

Artists from Around City
Matinee—Evening Program.

The second concert of the Saengerfest, styled as "Artists' Matinee," was the means of introduction for the out-of-town soloists engaged in the festival. The program was with a rendition of Richard Wagner's "Vorrede" from "Lohengrin." The results achieved by the orchestra with this number were little short of remarkable. They entered into the spirit of the immortal music with almost reverential sympathy. There was in evidence perfect balance in the different instrumental sections, very intelligent phrasing, and true beauty of tone. The playing manifested the grandeur of the Wagnerian music and equal facility as the more naive and dainty harmonies of the Mozart C Minor Phantasia, or the fiery and fervent rhythms of a Hungarian Dance by Brahms, performed later in the afternoon. The work of the orchestra reflects great credit upon their conductor, Mr. Reed, who has literally done wonders with his material.

Miss Myrtle Moore, the first soloist to appear on the program, at once gave proof that she has grown in many ways since she left Omaha to study in the east. Her range is larger in volume and well as in voice, she interprets artistically and has a clear and careful enunciation of the German text. She sang a group of three songs and as encore Mrs. Hesse's "Lied der Welt," which is a gem of its kind. Her success with the audience was manifested in numerous recalls.

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