Nebraska

ALDRICH SOON TO MAKE TRIP

Governor Plans Extended Inspection of Irrigated Projects.

AUDITOR FOR HOME COMPANIES

Rules They May Engage in Accident Business if Similar Foreign Corporations Are Given the Right.

(From a Staff Correspondent.)

LINCOLN, Feb. 5.—Special.)—Governor Aldrich is planning for the near future a trip through the section of the state where irrigation is practiced and will be accompanied by Engineer Price of the Board of Irrigation. The extreme dry weather of the last two years has greatly stimulated interest in irrigation in that portion of the state and especially in the southeastern portions.

While no large projects have as yet developed as the direct result of these conditions scarcely a day passes but some application for a water right comes in to the irrigation board. Practically al of them ask for the appropriation of the water of small streams and in many instances of spring runs which are mostly within the lands of the claimant. It is expected that in the aggregate these small projects will bring several thousand acres under ditch.

There are several important matters to be looked into in connection with the older and larger projects in that section, among them the protection of the interests of Nebraskans in the right to water from the North Platte river. Before his return the governor expects to visit practically all of the irrigated section.

Legislative Reunion.

The committee which has charge of arrangements for the legislative reunion in Lincoln, February 15 met today and went over the plans and looked after need arrangements. From present indications there will be a large attendance and the replies received from men who were members of the house and senate years ago are particularly gratifying.

Rural Life Commission.

The Rural Life commission has a meeting at Norfolk commencing tomorrow and continuing through Thursday. Henry Seymour of the tax commission is to make an address tomorrow on the taxation problem and Thursday Governor Aldrich is billed for an address on "The Farmer and the State." Chancellor Avery and a number of the faculty of the state university are also on the program.

Auditor for Home Companies.

Speaking of the opinion of the attorney general that foreign insurance companies, if their charters so provide, can transact both a life and casualty business, Auditor Barton said he would hold that if foreign insurance companies could do it, Nebraska companies had the same right if they chose to exercise it. He believes there is neither law nor equity in giving an outside corporation a privilege which a domestic corporation does not have.

New Maneuver Grounds.

The plan of the federal government to have the next maneuver camp at Fort D. A. Russell instead of at Fort Riley, as has been the custom, will cost the state considerable more money if Nebraska militia is sent to the camp. The railroad fare from Lincoln to Fort Riley is a few cents less than $6, while to Fort Russell it is $16.75, both figures being for the round trip. If 500 men were sent to camp it would mean an additional expense to the state of $5,000. Adjutant General Phelps has not yet figured out whther he will have funds available to participate in the maneuvers.

George Melcher, chief clerk of the Missour State Board of Education, is in Lincoln investigating the Nebraska system of certification of teachers. Missouri recently has adopted a system similar to the one in vogue in Nebraska, in fact patterned after it, and he desires to learn more of its workings.

Visits Rural Schols.

Miss Anna V. Day, assistant state superintendent of instruction, has gone to the central part of the state to investigate rural schools. Before returning she will visit Garfield, Howard and Valley counties. She will pay particular attention to encouraging agricultural education and also fo the betterment of the surroundings of rural schools.

Capital National Cases.

The supreme court resumed its sittings today, the entire time being taken up with the argument of four cases from Seward county, the last of the litigation growing out of the failure of the Capital National bank of Lincoln years ago. The cases are the Jones National bank, the Bank of Staplehurst, the Utica bank and Bailey against Yates, D. E. Thompson and other directors of the Capital National bank. When the bank failed these four creditors sued the directors individually, alleging they became creditors of the failed bank on account of the representations made to them of the condition of the bank that it was solvent. The case was won by the plaintiffs in the district court and went to the United States supreme cour, where it was reversed and remanded. It was tried again in the district court and the plaintiffs again obtained a verdict from which an appeal was taken to the state supreme court, which is being argued today. Chief Justice Reese did not sit with the court for the reason that he had been at one time an attorney in the case.

Fod Department Busy.

The state food department has received word that Whitehead Bros., butchers at Mason City, have been fined $10 and costs for keeping an unsanitary butcher shop.

The engineers of the Union Pacific arrived today and took up the work of comparing data with the state engineers, preparatory to the hearing on the Union Pacific physical valuation.

Auditor Barton addresses the Mutual Insurance department of the Hardware Men's association in Lincoln February 13 and the convention of Mutual Insurance companies at Norfolk on the 14th.

Union Pacific Right-of-Way.

W. A. Prince of Grand Island was in the city for a short time today enroute to Washington, where he will appear before the public lands committee of the house in behalf of settlers along the line of the Union Pacific regarding the claim of the company to a strip 400 feet wide as right-of-way. The brief prepared in behalf of the settlers sets out that the 400-foot grant was contained in the act of 1862 and that nothing was done by the company under this act, while the road was built under the act of 1864, which mentioned 200 feet instead of 400 as the right-of-way. The particular bill which Mr. Prince goes to Washington to advocate is one pending before the committee which is identical in terms with a measure passed in the case of the Northern Pacific where exactly the same conditions originally obtained.

The brief sets up that the settlers have held adverse possession to all but 200 feet claimed as right-of-way for forty years, while the railroad company contends this rule of adverse possession does not hold as the grant for right-of-way and for no other purpose and is therefore inalienable. The bill which is pending validates all such transfers, and quiets title in the present owners of the land. The total amount involved in the claims of the railroad company is estimated at $10,000,000, including not only farm land, but lots and business property in towns along the entire line of the Union Pacific.

Checkin gTraction Boks.

Experts in the employ of the state railway commission are now going through the books of the Lincoln Traction company, checking up the receipts and expenses. The object of the investigation is to ascertain whether the commission wil continue its order compelling the company to sell six tickets for a quarter, or permit the straight 5-cent fare asked for by the company.

Grand Island Fight.

A legal battle over the St. Joseph & Grand Island railroad was commenced in the federal court this morning before Judges W. H. and T. C. Munger. The minority stockholders of the road are asking an injunction to restrain the Union Pacific, which owns a majority of the stock, from expending the funds of the Grand Island company for improvements which it is alleged are for the benefit o fthe Union Pacific and not of the Grand Island company. It is alleged the portion of the Grand Island trackage between Uuland, Kan., and Hastings, Neb., is being put in much better condition than the traffic of the line itself warrants and that plans are being made to double track that portion, which, it is charged, is unnecessary for the company's business. It is also alleged that it is contemplated to extend the line from Hastings, to Kearney, Neb., and that such extension is for the sole benefit of the Union Pacific, which uses the trackage from Upland to Hastings and will use the line from Hastings to Kearney solely as a part of its own line to connect the Kansas Pacific and Union Pacific main lines. It is charged that a surplus of $41,400,000 in the Grand Island treasury in 1909 has been expended in this manner and other portions of the road and its rolling stock have been neglected.

The complainants further allege that the control of the road by the Union Pacific is contrary to the Sherman anti-trust law and of the anti-trust laws of both Nebraska and Kansas.

Answer to Road.

The Union Pacific answers that the improvements are necessary for the traffic which is being diverted to the line and from which the Grand Island line profits and that if the plans are carried out it will be to the best interests of all the stockholders.

The minority stockholders are represented by Myron L. eLarned of Omaha, Samuel Untermeyer of New York, S. W. Moore of Kansas City, W. D. Guthrie of New York and R. A. Brown of St. Joseph. The Union Pacific is represented by N. L. Loomis and Edson Rich. The presentation of affidavits from engineers and the arguments of counsel occupied al. of today and probably will not be concluded until some time tomorrow.

Hirsch for Treaties.

Rabbi Hirsch of Chicago delivered an address before the Commercial clug this noon, in which he warmly commended the arbitration treaties and the efforts of President Taft to preserve the epace of the world. He told the busines men that no one in the world was more concerned in the preservation of peace than the business man and also plead that the vast sums now spent for war and preparations for war be diverted to preventing suffering and want in the world.

NINETEEN JURY TRIAL CASES IN DODGE COUNTY

FREMONT, Feb. 5.—(Special.)—Judge Hollenbeck called the docket of the district court for the purpose of setting cases for trial Saturday. There were nineteen cases put down for jury trials, a good many of which will probably go over. Of the civil cases that of Witt against the Bankers Life Insurance company of Lincoln on a premium note is one of the greatest interest. It has been tried once and the judgment reversed by the supreme court and since then by the attorneys in the local papers. There is one important criminal case, that of Al Pruyn who is charged with shooting Mike Gorey, a North Bend bartender in Pat Garrey's saloon on Christmas day. This case will be a hard fought one. Pruyn claims that he shot in self-defense. Court convenes February 12.

Nebraska

LA FOLLETTE MEN SURPRISED

Report Their Candidate Contemplates Leaving Race.

PHYSICAL COLLAPSE IS CAUSE

Numerous Candidates for Legislative Positions Submit Their Filings to Secretary of State Walt at Capital.

(From a Staff Correspondent.)

LINCOLN, Neb., Feb. 5.—(Special Telegram.)—Telegraphic reports that the intimate friends and managers of Senator La Follette contemplated withdrawing his name as a candidate for the presidency on account of the breakdown in the senator's health, came as such a surprise to the supporters of the senator here that they did not care to discuss the question of who would be the most probable legatee in case the report was true.

Frank Harrison, who is connected with the national headquarters of the La Follettee move, said in an interview today that the senator's general health was good and that he was suffering from overwork, from which he would rally after a short rest.

The La Follette men were all of them loath to believe that he would withdraw from the race and if such a contingency should arise they were not inclined to express any opinion as to who would take up the running.

Suggestions of Roosevelt, Cummins, Bristow, Pinchot, Garfied and others simply brought a reply, "I do not know." Out of it all the only clear thing is that La Follette is out of it there is not much in common to hold what organization they have together.

Indications around the state house today were that a convention of candidates for the republican nomination for commissioner of public lands and buildings was about to be convened. There were three of them in the building at one tim and one more reported in the city. If there was anything doing, however, it was "not for publication."

Waldo Winterstein of Dodge county sent in his filing as a democratic candidate for elector-at-large.

Frank Iams sent in the papers necessary to get his name on the ticket as a populist candidate for the state senate from the Eighteenth district. His hims is in Howard county.

William H. Smith, who was secretary of the senate during the last session, has sent in his filing as a democratic candidate for the senate from the twelfth district, in which Seward, his home county, is located.

Secretary of State Walt has prepared a series of three postal cards, containing information concerning the primary law, which he is sending out in answer to questions. The first one, which is now being sent out, contains the general provision of the primary law, the second will contain the officers to be chosen, and the third the synopsis of the amendments to be voted on at the election this fall.

Democrats Expect Fun.

Lincoln democrats are looking for a lively time when the democratic state committee meets at Columbus Thursday. The state campaign is not expected to figure in the difficulties of the committeemen, but according to the talk, both Harmon and the Wilson men are going to be on the lookout for an opening to push through a resolution endorsing their respective favorites. If either faction thinks it can push such a resolution through it will make the move, but if after feeling out the ground neither is sure of its ground the whole matter is likely to go over without even a mention.

A hurry call has been sent out to themembers of the committee whom each faction thinks it can depend on to be sure and attend, while no one appears anxious to have the uncertain quantities show up at the meeting. The state campaign is so badly mixed that the friends of none of the candidates deem it advisable to make a move.

Omaha Girl Weds in Washington

MRS. HARRY A. WILLIAMS, FORMERLY MISS MARTHENA HARRISON.

An Omaha young woman of distinguished lineage was married Monday in Washington, D. C.—Miss Marthena Harrison, whose marriage to Mr. Harry A. Williams of Norfolk, Va., was a quiet affair at the home of her mother, Mrs. Russell Harrison.

On her father's side, Miss Harrison is the descendant of two presidents of the United States—Benjamin Harrison, her grandfather, and William Henry Harrison, her great grandfather—and a signer of the Declaration of Independence—her great great grandfather, Benjamin Harrison, who was a member of the continental congress from Virginia.

On her mother's side Miss Harrison is granddaughter of the late Alvin Saunders, who was governor of Nebraska and a senator from this state.

Her grandmother, Mrs. Saunders, and uncle, Mr. Charles L. Saunders, are in Washington for the wedding.

Miss Harrison made her debut in Washington, D. C., two years ago. She will be attended by Miss Anna Porter, maid of honor, and by her cousins, Miss Brooks and Miss Lewis, bridesmaids. The young couple will take a trip to Florida after the wedding.

Woman and Child Killed by Train Near Lincoln

LINCOLN, Neb., Feb. 5.—A vain attempt to snatch her 5-year-old daughter, Phoebe, from in front of a rapidly moving freight train resulted in the death near here this afternoon of Mrs. U. S. Milliken and her child. The pair were walking along the right-of-way near their home when the train swung out of a cut close upon them. The woman jumped across the tracks out of sight of the train crew, but it is thought that she hesitated a moment to grasp her child and hurl it across the rails to safety. The hesitation cost her life, the engine striking the two. Mrs. Milliken's skull was crushed and the child was badly mangled. Both died instantly.

Mother and Daughter Killed Upon Track

(From a Staff Correspondent.)

LINCOLN, Feb. 5.—(Special.)—Mrs. U. S. Millikan and her 5-year-old daughter were killed by a Rock Island train a few minutes after noon today while attempting to cross the tracks a half-mile east of the penitentiary. The train which killed the woman and girl was an extra westbound freight, Roy Bedell, engineer.

Mrs. Millikan and her daughter were picking up coal along the railroad and the child's foot caught in the planks of the crossing just as the train approached and the mother lost her life trying to save her child.

The crossing is just around a curve and the engineer did not see the two until close to them and even did not notice anything to indicate they were unable to get out of the way until it was too late to stop the train. He whistled to warn them, but this of course was futile.

Mrs. Millikan was the wife of a laborer and lived at University Place. In addition to the girl who was killed she has five other children.

Mrs. Palmer Granted Divorce.

HASTINGS, Neb., Feb. 5.—(Special.)—Mrs. Salina Palmer has been granted a divorce from O. R. Palmer, a wealthy suburban farmer, and has been awarded $6,000 alimony. Following the conviction of their son, Harry, for murder last year Mrs. Palmer was committed to the hospital for insane, but was soon released. Cruelty was the ground on which the divorce was granted.

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