

It is said that one reason why American foreign hardware manufacturers fail to hold their South American trade is that they do not pack properly for subsequent freighting.

But little paper has been recently made from rags; vegetable substances, such as wood, alfalfa and straw, are especially employed. But the use of furze, wild or cultivated, has not been thought of until recently.

The United States government has placed one of the largest contracts for torpedoes ever made with a Brooklyn firm. The contract calls for the delivery of \$2,000,000 worth of dirigible electric torpedoes of the kind which the company patented several years ago.

It is the opinion of Charles Denby, the new chief clerk of the state department, who recently completed a 20-year official residence in China, that the Chinese boycott on American goods can not be carried to the point of seriously affecting our commerce in the Orient.

According to the last religious census of the United States, there are in this country no less than 145 distinct denominations, or church bodies, coming under the general name of Protestant. The Presbyterians themselves are subdivided into 17 separate bodies, the Methodists into 12 and the Lutherans into 14.

Rev. Dr. Parkhurst is quoted as saying that he was put in possession of the evidence ten years ago showing all the lately exposed methods of the big insurance companies. His reason for not making use of the evidence is that it would have been too much like planting a dynamite bomb under the throne of Satan.

It has been the subject of frequent remark that suicides indicate how much the unfortunate people who commit them are influenced by the force of imitation. It thus happens that suicides that succeed each other in rapid succession are committed in much the same way, showing, apparently, that the later ones have imitated those that have gone before.

In France M. Santos Dumont has been continuing his experiments with various shaped airships. His latest patterns have assumed more of a fish shape. Experiments have been continued also with Lebaudy's airships. Ascents with them have recently been made at Moisson, in France, great attention being paid to the aeroplanes for securing canopy for the airship in the vertical plane.

The Prussian minister for railways has placed at every important railway center throughout the kingdom a magnificently built and appointed car for the transport of sick persons. These cars have been fitted up from plans supplied by sanitary authorities. Spring beds and every medical device for the alleviation of suffering during transit have been utilized. There are ice safes, gas stoves for cooking, rooms for attendants, and ingenious devices for muffling the sound caused by the motion of the train.

Maddened by jealousy because the affections of his young masters had been usurped by a pony, an English bulldog attacked the horse in the stable of Attorney F. C. Perkins, of Pittsburg, Pa., and in the battle which followed the pony was so badly injured it will probably have to be shot. For some time the bulldog had been a special pet of Mr. Perkins' children. Mr. Perkins a few days ago secured a beautiful pony for the children, and they at once forsok the dog, transferring their affections to the pony.

It is a remarkable fact, and one that should be of interest to our farmers; that while population, the area of land cultivated, the number of live stock and productive industries, have made a very large advance in the last three decades, the number of sheep to world over has greatly diminished. The principal reason for this dwindling of the flock is the fact that the world has been eating up its sheep. The figures taken together show a decrease of at least 93,000,000 sheep since 1873, an average of 3,000,000 a year.

A sadder occurrence can hardly be imagined than the recent death of a public man in Georgia at the hands of his own wife, who shot him in his home at night in mistake for a burglar. The house, it seems, had been disturbed by burglars, and a shotgun was kept on hand as a precautionary measure. This instance, which is only one of many such tragedies brought to public notice in recent years, compels the reflection whether vastly more harm than good does not come from keeping firearms in a home for protective purposes.

Since the foundation of our government we have admitted nearly 23,000,000 immigrants. The direct descendants of these and those living constitute fully one-half of our population. Without them we would have been a nation of but 40,000,000 people instead of over 80,000,000. We have absorbed and Americanized them easily, and to-day we find them in the United States senate, the house of representatives, as governors of states, in legislative halls, as mayors of cities, in aldermanic chambers, and in all avenues of business and social life.

During the last fiscal year 1,027,421 immigrants were admitted to this country. This number, which may or may not be exceeded during the calendar year, makes a new high record and is by many viewed with alarm. The number excluded and deported also reached a new high record, being 11,563. As our laws stand, then, those admitted were acceptable. This round million of new people means a million more consumers, a million more mouths to be fed, a million more clothes and sheltered. It also means at least 400,000 more producers.

JURY'S VERDICT AGAINST BURTON

DECIDES SENATOR ACCEPTED MONEY OF GRAIN COMPANY.

SENTENCE NOT YET PASSED

Convicted Man Will Pray an Appeal—Shows No Emotion When Verdict Is Announced—Seat in Senate May Become Vacant.

St. Louis, Nov. 27.—Senator J. R. Burton, of Kansas, was on Saturday found guilty on all six counts in the indictment upon which he has been on trial for the past week in the United States circuit court charging him with having violated a federal statute by having agreed to accept and having accepted compensation from the Rialto Grain and Securities company of St. Louis to appear for the company in the capacity of an attorney before the post office department. The verdict was brought in at 12:50 o'clock, two hours and 25 minutes after the jury had received the case. Senator Burton was ordered to appear in court at ten o'clock this morning when, his counsel announced, a bill of exceptions would be presented and an appeal asked for. Court then adjourned.

Burton Shows No Emotion. From the time the jury went out Burton was pacing the courtroom with long, even strides. At 12:40 there was a summons from the inside of the room in which the jury had been confined considering its verdict. The marshal upon being informed that an agreement had been reached, notified Judge Van Devanter, Senator Burton took his accustomed seat at the table with his counsel. His features were set, but expressed no visible sign of emotion from the time the jury entered the room until the verdict had been read. His facial expression did not change during the reading of the verdict and the separate answers by the jury of "Guilty" to each count. Senator Burton, accompanied by his counsel, descended in the elevator to the ground floor and together they departed for his hotel. The senator was permitted by the marshal to have his freedom on the promise of his counsel to produce him in court at ten o'clock this morning.

Seat Will Become Vacant. Senator Burton was indicted on eight counts, two of which were quashed before the case went to trial. The penalty provided by the statute is not more than two years' imprisonment nor more than \$10,000 fine on each count and a forfeiture of the right to hold any position of trust or profit under the United States government. Unless the verdict is reversed in the supreme court Senator Burton's seat in the upper body of the national congress will at once become vacant. The term for which he was elected expires March 4, 1907.

COMPERS HEADS WORKMEN

Former Leader Is Again Chosen as President of American Federation of Labor—Other Elections.

Pittsburg, Pa., Nov. 27.—Samuel Gompers was reelected president of the American Federation of Labor by practically a unanimous vote. The other officers chosen were: James Duncan, Quincy, Mass., first vice president; John Mitchell, Indianapolis, Ind., second vice president; James O'Connell, Washington, D. C., third vice president; Max Morris, Denver, Col., fourth vice president; Dennis A. Hayes, Philadelphia, fifth vice president; Daniel J. Keefe, Detroit, Mich., sixth vice president; W. D. Huber, Indianapolis, Ind., seventh vice president; Joseph F. Valentine, Cincinnati, eighth vice president; Frank Morrison, Washington, D. C., secretary; John B. Lennon, Bloomington, Ill., treasurer. Frank K. Fester, of Boston, and James K. Wilson, of New York city, were elected to represent the federation at the British trades and labor congress to be held in London, England, next August.

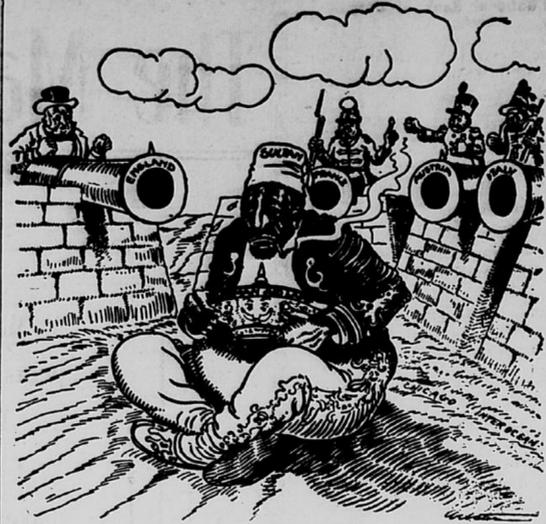


Popular Hymn Writer Dead. Boston, Nov. 27.—Mrs. Klidder, the hymn writer, died at Chelsea, aged 88 years. "Is My Name Written There?" "We Shall Sleep, but Not Forever," and "The Golden Side" were among some of her best known compositions. It is estimated that she wrote more than 1,000 hymns during her life. She was associated with Ira D. Sankey in writing the words for the music composed by his coworker, D. L. Moody.

On Second Thought. "So you have decided not to apply your millions to the establishment of libraries?" "Yes," answered Mr. Dustin Stax; "the chances are that if I did a lot of people would go to them and read books about the danger of concentrated wealth."—Washington Star.

Not a Stickler. Willie—In what month were you born, Miss Runnabute? Miss Runnabute—It makes no difference, dear boy—the appropriate name is a diamond.—Puck.

ALADDIN AND THE WONDERFUL LAMP.



POWDER FACTORY IS DEMOLISHED

TERRIFIC EXPLOSION OCCURS AT EMPORIUM, PA.

NINE MEN TORN TO PIECES

Parties Are Searching the Surrounding Country, Picking Up Fragments of Bodies of Victims—Several Badly Injured.

Emporium, Pa., Nov. 28.—An explosion in the mixing house and in one of the packing houses at the Keystone powder works on Monday destroyed the entire works, killed nine men and injured several others. The dead are: James Joyce, John Butler, James Campbell, John Hamilton, Thomas Welsh, James Murphy, Frank Harrington, John Bessie and William Sprung. The injured: Joseph Gainey, hip and leg broken, probably fatally hurt; Walter Palmer, face cut; Ed. Barker, cut in back by flying glass; John Van Wert, superintendent of the works, cut about face and hands. The body of Sprung was the only one of the dead recovered. The top of his head and one leg were blown off. Searchers are picking up the other bodies in small pieces.

Sentence Postponed. St. Louis, Nov. 28.—On motion by counsel for the defense, Judge van Devanter, in the United States circuit court, Monday morning postponed the passing of sentence upon United States Senator J. R. Burton, of Kansas, convicted of having acted as the paid attorney of the Rialto Grain and Securities company before the post office department, until ten o'clock Wednesday morning, when the defense will present its reasons for asking a new trial.

Americans "Shanghaied." Seattle, Wash., Nov. 28.—R. G. Phelps and Archie Carines jumped aboard from a launch while on their way from Tacoma to Seattle and swam ashore, a hundred yards away, to escape being taken on board the British bark Scottish Moors against their wills. Frank Geyer, a companion, attempted to follow but became frightened and was dragged back aboard the launch and is now aboard the British vessel.

American Near Death. St. Petersburg, Nov. 28.—Robert Woods Bliss, second secretary of the American embassy, who has just returned here after three months' vacation from Paris, was the victim of an outrage by rowdies in one of the most fashionable streets of the capital and only escaped being beaten to death through the timely arrival of the police.

Killed His Step-Father. St. Louis, Nov. 28.—While defending himself and his mother from an attack by his stepfather Sunday night, Fred Rogers, 17 years old, fired a bullet into his stepfather's heart, causing instant death. Rogers was running from the house at the time he fired the shot, and when arrested at a theater, he was not aware that he had inflicted a mortal wound.

Two Perished by Fire. Towanda, Pa., Nov. 28.—Mary Shaylor, aged 80 years, and Henry Whitmiller, a babe of eight months, were burned to death early on Sunday in a fire which destroyed the house of William Ackley in Towanda township. Two men were seriously burned and several others sustained severe injuries.

Robbers Make Rich Haul. Lincoln, Neb., Nov. 28.—Robbers broke into the State bank of Chapman, Neb., and blew the safe open with nitroglycerin. They escaped with an amount of paper money estimated at \$1,300.

Eyes Out, Sight Remains. A man in Berlin awoke recently in terrible pain and found his left eye on the pillow. With the assistance of his family he put it back, but has to hold his head erect while on the street for fear it will drop out again. The right eye fell out soon after the first acquired the falling trick, and now the poor fellow fears that sometime he will literally lose his eyes. His sight is as good as it ever was. The case has been brought before the Berlin Medical association.

Hard on the Horse. Civilization is said to have reduced the life of the horse, and at 26 the domestic animal is as old as though he had lived 30 years in a free state.

Mere Rumor. In order to protect her overworked editors, Indiana contemplates putting a stiff tax on home-grown poetry.—Richmond Times-Democrat.

Stammering is unknown among savage tribes.

WILL PREVENT OUTBREAKS

GOV. FOLK ADOPTS NEW PLAN AT PENITENTIARY.

Orders Supply of Gatling Guns to Be Used in Event of Attempted Escape of Convicts.

Jefferson City, Mo., Nov. 28.—After a long conference between Gov. Folk and Warden Hall concerning the outbreak of convicts at the penitentiary Friday, an order was passed by wire for a supply of Gatling guns which will be placed so as to sweep all of the approaches to the prison, and in accordance with Gov. Folk's expressed determination they will be manned by officers who will use them. The idea is to have the Gatlings so disposed about the prison walls that any number of convicts can be swept away in the event the walls are destroyed by explosives. It is believed that the presence of the guns will have a deterring effect on future attempts at riot and escape.

BOSTON BANK CLOSES. American National, a Small Institution, Fails—Creditors Will Not Lose, It Is Said.

Washington, Nov. 28.—The comptroller of the currency Monday re-issued a telegram to the effect that by order of its directors the American national bank, of Boston, has closed its doors. It is said that the bank has not been in good condition for some time, and efforts have been made to liquidate the bank, but apparently without success. It is not expected that any of the creditors of the bank will lose anything by the failure. The American national bank is not one of the larger financial institutions of the city, its capital being \$200,000.

Charged with Pension Frauds. Schenectady, N. Y., Nov. 28.—Pension Attorney John W. Eighmy, of Amsterdam, N. Y., was arrested Monday by the United States authorities on a charge of forging pension papers, and arraigned before United States Commissioner W. D. Loucks in this city. He was committed to jail in default of \$10,000 bail. It is alleged that the signatures of individuals and notary publics in the states of South Dakota and Missouri were forged.

Postal Clerk Arrested. Harrisburg, Pa., Nov. 28.—John T. Waters, of Jersey City, a railway postal clerk between Jersey City and Pittsburg, was arrested at Pittsburg Monday, charged with robbing the mails, brought to Harrisburg and committed to jail in default of \$1,000 bail for trial at the next term of the federal court. It is alleged that marked money taken from decoy letters was found on Waters.

Illinois Man Is Receiver. Washington, Nov. 28.—The comptroller of the currency has appointed Thomas Rinaker, of Carlinville, Ill., receiver of the Enterprise national bank, of Allegheny, Pa. Mr. Rinaker is a lawyer and a former member of the Illinois state legislature.

Great Damage from Storm. London, Nov. 28.—Great aggregate damage was done to the coast towns of Great Britain by Sunday night's storm. Many small vessels were driven ashore, but thus far only a few lives are reported to have been lost.

Killed by Blast. Kansas City, Mo., Nov. 28.—One person was killed and 12 were injured, none seriously, as the result of blasting rock in the center of the business district, where an excavation is being made for an office building.

To Buy Big Library. Berkeley, Cal., Nov. 28.—A board of regents of the University of California has just concluded the purchase of the Bancroft library. The purchase price was \$250,000. Of this amount H. H. Bancroft donated \$100,000.

Guilty of Bribery. Milwaukee, Nov. 28.—Charles Mader, of Chicago, Monday pleaded guilty in the municipal court to giving a bribe of \$1,200 for a contract for roofing an addition to the county hospital in 1901, and was fined \$1,000.

Slays Son-in-Law. Niles, Mich., Nov. 28.—Albert Hinkley, aged 51 years, early Monday shot and killed his son-in-law, William Tuttle, aged 42 years, at the home of the former, six miles north of here. Hinkley claims Tuttle was trying to separate him and his wife.

Memories. "How is the new memory system you are studying?" "It's like all the rest," said the man who struggles to improve his mind. "It goes on the theory that it is easier to remember a whole lot of things you are not interested in than one that you are."—Washington Star.

Heard in the Asylum. "Is there anything you wouldn't eat for dinner?" "Uh-huh." "What?" "Breakfast."—Cleveland Leader.

FORCE LANDED AT MYTILENE

WARSHIPS OF COMBINED FLEET REACH THE PORT.

ULTIMATUM IS PRESENTED

Customs House and Telegraph Offices Seized—No Resistance Offered—Report That Sultan Has Yielded to Powers.

London, Nov. 28.—The Daily Mail publishes the following dispatch from Mytilene, dated November 27: "Eight warships of the combined fleet arrived here at eight o'clock this morning. Admiral Ritter von Jedina, accompanied by the Austrian consul, proceeded to government house at 10:30 o'clock and handed an ultimatum to the governor. At one o'clock this afternoon 500 sailors landed and seized the customs and telegraph offices. Everything is quiet." Instructions to Fleet. Constantinople, Via Sofia, Bulgaria, Nov. 28.—The instructions to the commanders of the international fleet were to land detachments and occupy Mytilene at one o'clock Sunday afternoon, unless contrary orders reached them in the interim. Presumably, therefore, the capital of the island is now in the hands of the allied forces. It was arranged in the interview between Tewfik Pasha, the minister of foreign affairs, and the British and Austrian ambassadors on Saturday that by eight o'clock Saturday night the ambassadors received a written notification from the foreign minister promising acceptance of the demands of the powers, the ambassadors would suspend further operations until Monday.

Says Sultan Has Yielded. Vienna, Nov. 28.—The Neue Freie Presse Monday published a dispatch from Constantinople saying that the sultan through Tewfik Pasha, the foreign minister, has announced to Baron Von Galice, the ambassador of Austria-Hungary, that Turkey accedes to the demands of the powers regarding the financial control of Macedonia.

Hard Problem for Fleet. Washington, Nov. 28.—The situation between Turkey and the European powers having become so serious during the last few days, great interest is felt in military and naval circles in the question of the Turkish defenses of the Dardanelles. It is well remembered that the English expedition in 1807 under Sir John Duckworth to the Dardanelles ended almost in a disaster for the attacking fleet. Since then conditions have changed greatly, but Turkey has spent a good deal of money on the defenses of the narrow strait, and it is expected that she can put up a successful fight against a modern fleet. The principal fortifications of the Dardanelles, which is a narrow strait of about three miles in length, are founded on the end nearest the sea of Marmora. At the entrance in the Aegean there are two old castles transformed into new fortifications, armed with Krupp guns of 15, 24 and 28 centimetres. The straits at that point are about three miles broad, then growing larger and afterwards grow again much smaller, and at that point the chief fortifications are built.

Island in the Straits. The Dardanelles at that point is divided into two straits by a small island. On the European side there are nine fortifications. The first one of these has 21 Krupp guns of 21 to 35 centimetres. On the Asiatic side there are three well-armed fortifications. One of these has 12 Krupp guns of 35 centimetres each. These fortifications are manned by two regiments. Their position is strong, and as they are situated on the high banks of the straits, they are able to hold up a much larger naval force without great danger to themselves. The only way to make them harmless would be by attacking them from the high hills on the land side. To prevent this a continual line of fortifications has been built closing the peninsula off from the European side. These fortifications have all been built under the supervision of European military authorities and are well armed with the newest guns. An attacking fleet will have the disadvantage of having to proceed one by one, and although it is very likely that the combined nations could take some of the Turkish islands, the opinion of many naval officers here is that they will not be likely to try to sail up to Constantinople.

An Army of Employees. Washington, Nov. 28.—A report received Monday says the number of employees on construction work for the Panama canal now aggregates 17,000, about 4,000 having been added to the force since the last report from the isthmus. Of the 17,000 about 1,500 are white Americans.

Boston Suit-Case Murder. Boston, Nov. 28.—Louis W. Crawford and William E. Howard, alias Hunt, pleaded guilty Monday to charges of being accessories after the fact to the death of Susanna Geary, the victim of the Winthrop suit-case tragedy.

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WRIT OF PROHIBITION.

Judge Fisk is Commanded to Refrain from Further Proceedings in Drainage Case.

Grand Forks.—The first alternative writ of prohibition ever issued by the supreme court, directed to a judge of the district court, has been granted in a Grand Forks county case, brought by Michael Spencer and others against the Grand Forks county drainage board.

By this writ, Judge Fisk is commanded to refrain from any further proceedings in the case and is cited to appear before the supreme court at Bismarck, Dec. 8 and show cause why he should not be absolutely restrained and prohibited from any further proceedings in such suit.

The controversy arose over the establishment of a county drain, extending from Merrifield to Red river, a distance of six miles. Property owners of Grand Forks and Walla townships would be assessed benefits for the construction of such a ditch, and Michael Spencer and others asked for an injunction in the district court.

Judge Fisk granted the petition and issued an injunction order enjoining the commission or drainage board from further proceedings in the matter.

Row on Agency. Washington.—An interesting situation is presented in connection with the vacancy in the office of land receiver at Devils Lake, N. D. Senator Hansbrough has recommended the appointment of Frank Coburn to the vacancy, but Secretary Hitchcock of the interior department insists that the place shall be given to John Nelson, former receiver at Grand Forks, the land office at the latter place having been recently abolished.

So insist that Secretary Hitchcock has been in his refusal to appoint Mr. Coburn's appointment that it is understood that he had an inspector make an inquiry into the competency of Senator Hansbrough's candidate, with the result that an adverse report was received.

Senator Hansbrough will insist upon the appointment of Coburn and will undoubtedly take the matter up with President Roosevelt on his arrival here.

Not So Many. Grand Forks.—Some time ago the statement was published that there were in North Dakota somewhere about 8,000 rural delivery routes. This statement was widely copied, and it turns out to be a gross blunder. Congressman Marshall, who has been instrumental in securing many of the routes for this state, writes that there were on Nov. 1, 1905, 146 daily routes in the state and 38 tri-weekly routes, making in all 184. Service is ordered on 16 additional routes, which will make exactly 200 routes in the state on Jan. 1, 1906.

Congressman Marshall has taken great interest in the increase of rural service throughout the state, and during his terms the number of routes has increased from about five to the present number. The application of the every-other-day service in the state has been due to the initiative of Mr. Marshall.

Two Lives Lost. St. Thomas.—Fire destroyed the Great Northern section house here, and in the fire two girls, said to be daughters of the section man, were burned to death in their beds. One of the girls was 18 and the other 2 years.

The fire caught in the kitchen at the back of the house and in a moment the whole structure was ablaze. The greatest excitement prevailed and all efforts of the fire department and citizens to extinguish the flames were futile. The other occupants of the house, beside the two unfortunate, had narrow escapes and had to make rapid exits to save their lives. The cause of the fire has not been determined. The foreman's name is Jersey.

News Notes. Edgeley.—Several persons narrowly escaped being burned to death in the prairie fire near here. One farmer was severely burned in a fruitless effort to save his property.

Red Wing.—Paul Krogstad, a student at Red Wing seminary, whose home is at Grand Forks, disappeared mysteriously one morning and has not been seen or heard from since.

Linton.—The people turned out the other day to fight a fierce fire which was raging across the prairie. A good deal of hay was destroyed, but so far as learned no other damage was done.

Antler.—Christian Peterson, alias Oleson, the cowboy who escaped from Portage la Prairie, Man., three weeks ago and for whom a reward was offered by the government, was captured about eight miles southwest of here by two Manitoba detectives and Herman Ehler, deputy sheriff of Bottineau county.

Dickinson.—Myrril Adams, the 19-year-old son of David Adams, a laborer employed at the Dickinson brick yard, was arrested on the charge of burglary, the N. P. railway being the victim.

Grand Forks.—Thirty-three of the 38 teachers who took the quarterly examination at Grand Forks last week were by County Superintendent McLain, passed a successful examination, and certificates have been issued.

Milton.—Senator Plain is a deeply afflicted man. Recently his only daughter died and a week later his mother died in Illinois.

Kulm.—Simon Hille, a farmer living near here, was grinding feed in a small mill, and accidentally ground one finger off.

Cooperstown.—The fire department received two silver-mounted and engraved speaking trumpets, gifts from the city of Jamestown, for the two prizes won by the department at the tournament last June. The boys very naturally feel quite proud over the reward of their good work done at Jamestown.

Jamestown.—A man working on the Dr. DuRuy ranch at the foot of Jim lake, had a narrow escape from drowning. He started out on the ice after a crippled goose and when nearing the middle, the ice gave way. He managed to catch the edge with his arms and hold on for a quarter of an hour calling for help. In the meantime, a successful examination, and certificates have been issued.

Napoleon.—A prairie fire did much damage in Logan county and arrests are to be made of the men responsible for the flames getting away.

Bismarck.—It is rumored that Attorney Stevens is on the warpath against blind pigs.

Washington.—Senator McCumber has recommended to the secretary of the interior that three ranges in the Bismarck land district bordering on the Fargo district be embraced in the latter. The senator states that the land in the Fargo district at present available for homesteading has become practically exhausted, while at Bismarck the officials have more work than they can handle. By adding the three ranges in question to the Fargo district the officials of that place would have enough work to keep them busy for five or six years.

Washington.—The new courthouse is about ready for occupancy. It is much more roomy than the former building.

LAW OF 1905 IS HELD VOID

THE OPINION OF THE SUPREME COURT HAS ATTRACTED MUCH ATTENTION.

Decision Was Based Mainly on the Point that Legislature Has No Power to Dictate Purely Legislative Matters to a Commission.

The supreme court of North Dakota probably never has, in recent years at least, handed down a decision that has attracted more attention than that which holds the state capitol commission law invalid. The opinion was written by Chief Justice Morgan, and all concurred.

The relator seeks a permanent injunction restraining the defendants from further proceedings towards the remodeling and reconstruction of the capitol building of the state of North Dakota, and from taking the proceedings by said board provided for by Chapter 165, Laws of 1905. Said chapter provides for the appointment by the governor of a board of capitol commissioners, consisting of three persons. It provides that such commissioners shall have power to make a contract for the remodeling and reconstruction of the capitol of the state of North Dakota, and for the erection of a governor's residence on lots owned by the state in Bismarck. The details as to how funds shall be procured by issuing and selling certificates of indebtedness to be drawn solely against the funds derived from the sale of public lands granted by congress to the state under Sections 12 and 17 of the Enabling Act, are provided for by the act. The members of the board were duly appointed by the governor and confirmed by the senate. The members thereof are duly qualified under their appointment by taking the oath and giving the bonds, required by the act, and duly organized as a board by the election of a president and the appointment of a secretary. Afterwards the board advertised for plans and specifications for the remodeling and reconstructing the capitol building and for bids for doing the work and furnishing the materials under the plans and specifications furnished. While such advertisement was proceeding, a preliminary injunction was issued by this court upon a complaint verified by the relator. An order to show cause was incorporated in said preliminary injunction why the same should not be continued in force permanently. The defendants appeared, and the complaint being joined on the allegations of the complaint, the same were argued before the court on Oct. 3, the hearing of the order to show cause having been set on that day.

The plaintiff alleged in the complaint that Chapter 165, Laws of 1905, under which the defendants are proceeding, is unconstitutional and void, and that the defendant board is proceeding in direct violation of said chapter, which specifies what the board shall do and how they shall proceed. In general, the complaint alleges that the board is proceeding to carry out the provisions of said act before it is practicable, and is therefore contrary to the terms of the act; and that the board has violated Section 6, of said act which prescribes their duties as to selecting plans and specifications and receiving bids. The claim is made in support of this objection that competitive bids are not asked for either as to plans or as to doing the work.

It is also claimed that the board is contracting a debt against the state which is in excess of the limitation on debts fixed by the constitution. It is also contended and alleged in the complaint that the board is proceeding to dispose of the lands donated by congress by the Enabling Act in a manner contrary to the provisions thereof, and that the board is diverting the fund derived from the sale of said lands by providing for the payment of interest on certificates of indebtedness out of said funds.

It is also alleged that the said act is unconstitutional because (1) it contains more than one subject, to-wit: the reconstruction of a capitol building and the erection of a governor's residence; (2) it delegates to the board the power of determining what sum shall be expended in a governor's residence, and what sum shall be expended in reconstructing the capitol building; (3) that the law contravenes the provisions of the Enabling Act by making provisions for the erection of a governor's residence.

North Dakota Briefs. Washburn.—In a melee on one of the boats which was unloading at this point, a Russian named Joe Beines, had the end of his nose nearly cut off, and was cut on the shoulder, it is alleged, by a knife in the hands of John Wade, while under the influence of the bowi that cheers.

Minot.—The supreme court has decided the case of J. S. Murphy against Judge Goss and the district court of Ward county in favor of the defendants and denied the writ asked for restraining Judge Goss from sending the cases of North Dakota against J. S. Murphy to Cass county for trial.

Norwich.—Wheat thieves have been operating here and the chances are that they will be unusually active this fall, as an extraordinary quantity of wheat has been stored with little to protect it from raids. One of these days a man will be killed who will be suddenly filled with holes, and the business will stop as if struck by a sudden frost.

Mandan.—Deposits of \$1,500,000 in Morton county tend to show the condition and good times which the people here are enjoying, and but half the crop marketed. The deposits are divided among seven banks. One new bank has obtained a charter to operate in Glen Ullin, making the second bank in that enterprising town, with another charter still pending.

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