

## DIVORCE GRANTED TO MRS. CUDAHY

Receives Alimony of \$1—Children Are Given in Custody of Grandparents.

Kansas City, Mo., Aug. 24.—As a sequel to John P. (Jack) Cudahy's attack upon Jere Lillis in the Cudahy residence shortly after midnight of March 5 last, Mrs. Cudahy Tuesday obtained a divorce from her husband here.

The decree was granted by Judge James H. Slover on the ground of incompatibility of temper ten minutes after Mrs. Cudahy had filed her petition. Mrs. Cudahy and her maid, Elizabeth Johnson, were the only witnesses called. No mention was made of the Lillis affair.

Cudahy was not in court. He is said to have been here yesterday, but he could not be located last night.

Attorneys represented him at the hearing, but they made no protest against the granting of the decree and offered no witnesses. It is understood that General John C. Cowan of Omaha, father of Mrs. Cudahy, and Michael Cudahy, the defendant's father, brought about an amicable settlement of the case between the parties outside of court.

By the terms of Judge Slover's decree Mrs. Cudahy receives alimony of \$1. Attorneys for both sides refused to discuss the report that a secret settlement had been effected. A friend of Mrs. Cudahy, however, said Michael Cudahy had agreed to pay his son's wife \$5,000 during the first year following her divorce and \$3,000 during each ensuing year of her life so long as she remained single.

Custody of the four Cudahy children was given Michael Cudahy and his wife, Catherine, during their lifetime. Upon their death Mary Cudahy, an aunt of the children, will have charge of them, and when she dies Clara Cudahy, another aunt, will become their custodian. Mrs. Cudahy was given the right to visit the children "at all reasonable times and places, and for such periods as may be reasonable and proper."

"To protect the children," was the reason given by attorneys that no charge other than incompatibility was made in the bill.

Immediately after the decree had been granted Mrs. Cudahy left for Chicago with her children. She will take the children to the home of her grandparents. It is understood she will return here to make her home. Friends say she received the furnishings of the fashionable residence out at Thirty-sixth and Walnut streets here.

With the granting of the divorce the rumor that Mrs. Cudahy would enter vaudeville was revived. She is known to have a standing offer of \$500 a week for a thirty weeks' engagement. All she has been asked to do on the stage is to sing two songs, playing her own accompaniment, at two daily performances. Mrs. Cudahy is generally regarded as a beautiful woman, accomplished in music, both vocal and instrumental, and to friends she has often expressed a desire to enter theatrical work.

Not half a dozen persons, other than court attaches and newspaper men, were in the court room when the case was called at 3:30 o'clock yesterday afternoon. Previously the seven judges of the circuit court had agreed that the case should have a hearing by a special order. Mrs. Cudahy had arranged with her attorneys so that there was no embarrassing delay in having her case heard.

Harry Mitchell went to Seneca today to attend the funeral of his uncle, B. E. Mitchell.

Mrs. J. M. Young and Misses Josephine and Perthia Young came down from Seneca today.

## CALLING IN STATE WARRANTS

By Associated Press.  
Guthrie, Okla., Aug. 24.—Today State Treasurer James Menefee began calling in outstanding state warrants amounting to several hundred thousand dollars.  
The treasurer's office has not even approximated the amount that will be paid out of the treasury at this time, but it may reach a half million. The call includes warrants up to No. 79,088.

## BOARD OF AGRICULTURE TO SUE NEGRO COLLEGE

Guthrie, Okla., Aug. 24.—Immediately following the receipt yesterday by the Agricultural and Mechanical college at Stillwater of \$40,500, representing the Morrill fund apportionment from the United States department of agriculture, the regents of the institution announced that they would file mandamus proceedings in the courts to compel the Negro Agricultural and Normal university at Langston to pay over to the Stillwater school \$4,500, the part of the Morrill fund allotted to the negro institution. The regents of the school at Stillwater are determined that they either will control that school or will not permit it to share in the funds apportioned by the government for the agricultural schools.

The board takes the position that under a recent decision of the state supreme court, holding that the state board of agriculture, as regents of the A. and M. college, also has control of all other agricultural schools in the state, if the Langston school is an agricultural college, the board of agriculture must govern it, and if it is not an agricultural school it has no right to share in the government funds.

## WANT MINDANAO TO BE ANNEXED

By Associated Press.  
Zamboanga, Mindanao, P. I., Aug. 24.—Four Moro chiefs, representing forty thousand Moros, today tendered their allegiance to the United States, to Secretary of War Dickinson, who is visiting here. They want Mindanao annexed. When Dickinson did not accept at once a wild demonstration followed. The Moros announced they would fight if the Americans withdrew.

## BOYS DID KILL THEIR FATHER SAYS ATTORNEY

Preston Davis returned last night from a business trip to Grove. He had been to that place in connection with the preparation of the defense of Beaver Chuwalooky and Chick Vann, charged with the murder of their father, Chick-lee Vann. According to Mr. Davis, the two boys did not kill their father, but the old man really died from the effects of knife wounds inflicted by himself, in the attack on the two sons. Mr. Davis says that the wounds inflicted by the sons would not have killed a chicken. As attorney for the defense, Mr. Davis did not contest the preliminary hearing and permitted both the young Indians to be bound over to the district court for trial.

NOTICE.  
To those owing for street improvement, don't wait for a notice to be sent you, before paying your assessment for there will not be any notices sent out. Don't forget to bring your lot and block number as that is the only record I have.

A. J. GREEN,  
City Clerk.

## COMMITTEE VISITS CHILOCCO

Arkansas City, Kan., Aug. 24.—The special congressional committee investigating Indian land contracts went from here this morning for a visit to the Chilocco Indian school across the line in Oklahoma. From Chilocco they will go to Pawhuska and resume the investigation Thursday.

## FALLING SNOW DOES MUCH TO CONTROL FOREST FIRES

### Fighters Against Forest Fires in Northwest Get Aid From Rain and Snow That Fell Wednesday—Only Fifty-four Persons are Known to Have Perished in Flames Although Rumors Have Many More Lost—Storm Covered Couer D'Alene District—Many Reports Now Believed to be Exaggerated

By Associated Press.  
Missoula, Mont., Aug. 24.—Heavy fall of snow in the mountains and rain in the valleys has done much toward bringing the forest fire under control. The storm extended over one hundred square miles, covering the Couer d'Alene district.

Spokane, Wash., Aug. 24.—Fifty-four persons, and no more, are known to have perished in the forest fires in Idaho.

Helena, Mont., Aug. 24.—The first report to reach here with a suggestion of the terrible fate believed to have overtaken a crew of six hundred forest rangers who left Thompson Falls four days ago to combat the furious forest fires in the Cabinet reserve, was brought by Julius Barney, who arrived yesterday from Thompson, where he heard from Forester Superintendent Bushnell the first hand information of the condition.

"Six hundred men," said Barney "have been gone four days, during which time nothing has been heard from them, and Forest Supervisor Bushnell fears that all are dead. They could scarcely have obtained food, and as none have returned it is presumed they were cut off by fire."

"When I left Thompson the wind was blowing a gale and a wall of fire hundreds of feet in height was sweeping in from the west. The people of Thompson, numbering about 700, had packed all their effects and were prepared to flee to the plains 25 miles west."

"Thompson was crowded with refugees several days ago. From White Pine, Mont., from Buks, Idaho, and from many other points they came tramping in, men, women and children, blistered and heart-broken, having lost their every dollar in the world and escaping only with their lives. None of the parties saw the rangers who plunged into the woods."

"What is worse, the fire leaped around Plains and is burning east of Paradise and at several other places. All hope of fighting it has been abandoned, and Thompson seems hopelessly cut off. Plains is still open, and being the largest town in Sanders county, can accommodate the refugees, but nobody knows when Plains, which is surrounded by dense forests, will be set aflame."

"The flames jump five miles at once and spread with rapidity, and unless it rains tonight not only Thompson, but Plains, Paradise and many other

## EX-SECRETARY GARFIELD TO MAKE SPEAKING TOUR

Cleveland, O., Aug. 24.—James R. Garfield, secretary of the interior under Roosevelt, will leave his Mentor, Ohio, home tonight for a speaking tour of the west, during which he will ally himself with Roosevelt and Pinchot in the discussion of the progressive issues and conservation of national resources. Saturday he will join Roosevelt at Cheyenne, Wyo. At Osawatimie, Kan., August 31, from the platform on which Roosevelt will speak, he will talk on "The Influence of Corporations in Politics." Mr. Garfield expects to enter the fall campaign in many states, notably Indiana, where he will champion the cause of Senator Beveridge.

## FORMER SENATOR McCALL DEAD

By Associated Press.  
Washington, D. C., Aug. 24.—Former United States Senator Wilkinson McCall of Florida died here today of a cerebral hemorrhage. McCall was 76 years old and in the upper branch of congress from 1879 to 1897.

smaller towns may go. Meanwhile, nothing can be done for the six hundred men who are missing, nor can the slightest news of their whereabouts be learned."

Spokane, Wash., Aug. 24.—Light rain began to fall yesterday afternoon in Wallace and other Couer d'Alene mining towns that have been scorched and threatened by forest fires, and the weary fire fighters took new hope.

Nothing but a long heavy downpour will quench the flames that are eating up the big trees of Northern Idaho, Northwestern Montana and North-eastern Washington. The Idaho militia and government troops are on the way to battle with the dread invader, but the soldiers can accomplish little more than to protect the threatened towns. Forest supervisors in Idaho and Montana are unable to get into communication with nine hundred rangers. The most sensational rumors of loss of life continue, but it is impossible to verify from the loss among the national rangers, the number of dead in the three states will not exceed 100.

## HORSE KILLED BY HEAT.

To the excessive heat of yesterday afternoon is due the death of a valuable horse belonging to the Webb Brothers livery barn. The Commonwealth Land company ordered the team yesterday afternoon to drive to Big Cabin. They were informed that if the drive was to be any farther than Big Cabin that they could not get a team. On assurance that the team would only be driven to Big Cabin and return the team was sent out and shortly after its return last night one of the horses died from being overheated.

## SELECTS SITE FOR THE NEW CAPITAL

Company Guarantees Property Will Net State \$1,700,000—\$1,500,000 for Buildings.

Oklahoma City, Okla., Aug. 24.—Following close on the heels of the appointment of the capital commission by Governor Haskell last night, the capital site was selected. It represents a combination of the Linwood and Putnam company's offer. The tract begins immediately east of Putnam City and extends south to near West Tenth street, and consists of 1,600 acres of which Putnam gave 933 acres.

It will be known as the State Capital addition to Oklahoma City. In addition to the tract of land, the state is to receive \$100,000 in cash to defray the expenses of the capital commission in platting the site and in disposing of the lots, this amount to be paid over to the state by the vast capital development company which is capitalized at \$2,000,000.

The company guarantees that including the \$100,000, the property will net the state \$1,700,000. Of this amount \$1,500,000 is to be expended for capital buildings, \$150,000 for furnishings, and \$40,000 for the expenses of the commission. It is estimated that it will cost \$10,000 to remove the state offices from Guthrie to Oklahoma City. The site is 6 1/2 miles northwest from the business section of Oklahoma City. The street railway company agrees to give a 15-minute schedule at a 5-cent fare. The sale of lots will begin tomorrow.

Mr. and Mrs. Marshall Lane were here from Coffeyville, Kan., today.

## INJUNCTION AGAINST COCKRELL

By Associated Press.  
Guthrie, Okla., Aug. 24.—By means of an injunction issued last night Bank Commissioner E. B. Cockrell was prevented from loading the records of his office upon a Santa Fe passenger train preparatory to removing them to Oklahoma City.  
The bank commissioner was not included in the capital removal injunction heretofore obtained by Guthrie. He moved his office force to Oklahoma some days ago, but until last night no attempt was made to transfer the furniture and records.

## MANY NEW POSTOFFICES ESTABLISHED IN OKLAHOMA

Fifteen new postoffices have been established in Oklahoma within the past few weeks. They are: Achilla, Bryan county; Adel, Pushmataha county; Brinkman, Greer county; Criner, McLain county; Cruce, Stephens county; Diamond, Bryan county; Flavia, Sequoyah county; Gerty, Hughes county; Hatten, Beaver county; Jenness, Okmulgee county; Kenefic, Bryan county; Laura, Latimer county; Murphy, Mayes county; Rogers, Mayes county; Schuller, Okmulgee county. Of the foregoing Hatten was formerly called Hamilton, and Gerty was called Raydon. Mail in Bryan county has been changed to Kenefic.

Postoffices have been discontinued at Barber, Bartlett, Burrow, Chaffee, Cox, Bable, Hoxbar, Keltner, Melvin, Paucsunla, Sans Bois, Unchuka and Wechsary. It has been arranged that the mail directed to these places is to be forwarded to nearby postoffices.

## LEVY FOR COUNTY AND CITY IS MADE

Tax Rate for This Year is Two and a Half Mills Lower Than the Rate Paid Last Year.

Vinita property owners will have to pay a tax of about twenty-five mills on all property above the exemption limit, provided the state levy is the same as last year. This is about three and one-half mills less than the tax of last year.

The county excise board, which has been in session here since Monday, last night completed the levy for this city and for the county at large. The board is still working on the levy in some of the municipal townships.

The total levy made for the city is ten and one-half mills. Five mills is levied for the general fund and three and a half for the sinking fund. The following is the estimate of the amount to be raised for the various funds, together with the levy made for that fund:

Street and bridge fund, levy .0008 mills, amount \$2,654.34; street lighting, levy .0011 mills, amount \$3,649.72; fire and water fund, levy .0015 mills, amount \$5,308.69; parks fund, levy .00006 mills, amount \$199.97; contingent and supply fund, levy .0015 mills, amount \$5,308.69; salary fund, levy .00184, amount \$6,105. Total levy, seven mills. Total amount to be raised, \$23,225.55. In addition to this amount the three and a half mill levy for the sinking fund will yield an income of \$11,611.75.

The levy for county purposes is five mills for the general fund and nine-tenths mill for the aid of the common schools. The levy for the maintenance of common schools and known as the regular school tax is five mills and one and one-tenth mills for the common school sinking fund. This makes the total levy, exclusive of the state tax 22.6 mills. The state tax last year was two and one-half mills.

## NOTICE TO WARRANT HOLDERS.

The funds for the payment of the following warrants are now on hand and interest on same will stop after thirty days:

Fire and Water Fund.  
Present call, 332-338 inclusive and 340-345 inclusive.

Salary Fund.  
Present call warrants 444-5 and 447-456 inclusive.

Contingent and Supply Fund.  
Present call warrants 371-565 inclusive.

Street and Bridge Fund.  
Present warrant call 352-358 inclusive.

J. W. MAHONEY,  
City Treasurer.

## COMMITTEE WILL VISIT OSAGES

Preparations Made by Superintendent Pitzer for Congressional Investigating Committee to Hear Complaints.

Pawhuska, Okla., Aug. 24.—Capt. Hugh Pitzer, superintendent of the Osage Indian agency here, has made preparation for the investigation to be held here during the week by the congressional committee, which has been at Sulphur finishing up the probe of Senator Gore's bribery charges. The committee is now at Pawhuska and states any complaints that the Indians and other may have against the Kappler & Merillat contract will be considered. This firm of Washington attorneys has had a contract with the Osage Indian council since April, 1908, to represent the tribe in Washington, as general attorneys, for \$5,000 per annum. Charles L. Kappler visited the Osage with the consent of Secretary Garfield and sat in council with them, when the firm was first employed. From the agency comes the announcement that the congressional committee will probably be in Pawhuska but a short time.

United States Attorney John Embry of Guthrie has been notified from Washington to co-operate with the tribal attorneys and with those of the Indian Territory Illuminating Oil and Gas company of New Jersey, to protect the interests of the tribe. In litigation over the blanket lease, which the company holds in Osage oil and gas lands. This lease proposition will be presented to the Burke committee as will also undoubtedly the matter of leasing the Indians' grazing lands to southern cattlemen. White settlers in the Osage and many Indians are opposing further leasing to cattlemen. For several weeks, S. F. O'Fallon, a United States Indian inspector, has been here investigating leasing matters, both grazing and mineral. He will appear before the committee.

The committee will also investigate the sale of Osage land under the act of congress, approved March 3, 1909, which provides for the issuance of certificates of competency to qualified and competent members of the tribe and for the sale of the surplus lands of incompetent Osages through the interior department. During the intervening year, 338 certificates of competency have been issued to Indians, each of whom can dispose of 497 acres of land, a total of 167,986, a large per cent of which has been sold and in addition 12,000 acres belonging to incompetents have been sold through the interior department. Also numerous townships have been opened by sale of minors' lands through the county court here. The land has sold for \$3 to \$49 per acre.

The last approved citizenship roll for the Osages in 1907 contained the names of 2,230 members—925 full-bloods and 1,305 mixed-bloods. Since then 141 full-bloods and 94 mixed-bloods have died. Death among full-bloods have exceeded the births, and the contrary is true among the mixed-bloods, while among both the deaths total the births. At the annual tribal election last June, the mixed-bloods for the first time in Osage history, defeated the full-blood ticket for chief and members of the council. The present chief is Alfred Brown, who will be an important witness before the Burke committee.

At the time Kappler and Merillat were employed by the Osages, the council turned down a similar offer from Judge Thomas Ryan of Kansas, former commissioner of Indian affairs.

## COMMERCIAL CLUB WILL MEET THURSDAY NIGHT

The regular meeting of the Commercial club tomorrow night will be one of the most important the club has held this summer, and it is hoped that all of the members will find it convenient to attend. There are some matters before the club that must be settled at once, and even though the weather is warm, business men should devote a little of their time to the discussion of things for the up-building of the city.

Harry Lumpkin was called to his home at Jamesport, Mo., last night by telegram. The message merely asked him to come at once and made no mention of the cause.

## MILFORD-BERGER SHOE COMPANY.

Womens and Childrens Slippers Way Down Low in Price

The Season is Closing and We Don't want to put any Odds and Ends in the Shelves.

One-Third Off Price of Fifty Pair of Mens Low Cut Shoes