

THIRTY-NINTH YEAR

BISMARCK, NORTH DAKOTA, TUESDAY, FEBRUARY 3, 1920

PRICE FIVE CENTS

COURT ACTION IS STARTED ON LEAGUE PAPERS

Shields Enterprise, Carson Press and New Leipzig Sentinel Included

LEGALITY IS QUESTIONED

State Institution's Five Has Fine Basketball Talent in Lineup

Mandan, Feb. 3.—An action was started today in Carson, Grant county, by Attorney E. R. Landerman of Mandan, representing a resident of Grant county, to restrain the county commissioners from making publication of official proceedings and other matters and notices designated as county printing, in the Shields Enterprise, the Carson Press and the New Leipzig Sentinel.

The action also is purposed to restrain the commissioners from payment to the three publications of any bills for such printing.

From proceedings in the case, it appears that last year when the state printing laws went into effect the commissioners of Grant county continued to make publication regularly in those papers which had been created as official papers by the county board. Last August after the state printing laws went into effect, it is said, the state printing commission named the Grant County Leader, said to be a nonpartisan paper recently established at Carson, as the official newspaper. This paper has had eight editors in one year. It is said.

In January of this year, acting under the old law, the county commissioners named the three other publications as official newspapers, contesting the right under the law of the state printing commission specifying where the county should spend its money for printing or where publications which the county was required to make, should be made.

The case is expected to bring before the county the entire question of the state printing commission's jurisdiction. The Grant county commissioners contend they are entitled to select the official newspapers of the county and have declared they will continue publishing proceedings in such newspapers as they select until the court directs them otherwise.

Attorney John F. Sullivan of Mandan, who is also attorney for the North Dakota Press association, has been retained by the Grant county commissioners to defend them. It is expected the case will come before one of the judges of the sixth judicial district within a few days and will then go before the supreme court.

M'KENZIE TO HOLD MEETING TO START COMMUNITY CLUB

Progressive Citizens of That Section Hope to Erect Clubhouse

A meeting of progressive citizens of the McKenzie section will be held tonight for the purpose of taking steps toward the forming of a community club. The organization, after it has completed its preliminary details, will start a fund for the erection of a community house.

REPORT OF HERDS IN BREEDING RING FOR 1919 IS MADE

Milk, Butterfat and Profits of Holsteins of New Salem Are Outlined

New Salem, N. D., Feb. 3.—Carl O. Wolen, field superintendent of the Holstein breeding circuit of New Salem, makes the following report of the Holstein herds in this circuit for the year 1919. The best cow in the circuit, owned by John Christanson, makes the following record:

Milk, 13,065.3 pounds; butterfat, 453.3 pounds. Total profit, \$202.18, in one year.
Ed. Tolmann, second best cow. Milk, 11,954.8 pounds; butterfat, 396.8 pounds. Total profit, \$184.54, in one year.
Fred Kroeger, third best cow. Milk, 11,508.0 pounds; butterfat, 437.3 pounds. Total profit, \$175.41, in one year.

Best test in cow on the circuit belongs to Henry Kroeger. Average test for the year, 4.23 percent.
The best herd average for the year fell to Fred Michaels. Average milk, 9,909.8 pounds; butterfat, 313.1 pounds. Average profit per cow, \$127.55. These profits are figured out not counting the calf.

ANNUAL TOURNAMENT
Jamestown, N. D., Feb. 3.—The Sixth Annual tournament of the North Dakota Checker association is scheduled to be held here February 24 and 25. Entries are being received by Secretary A. P. Jones of Hankinson.

FEDERAL CONTROL OF WHEAT PRICES UNSATISFACTORY

Senator Gronna Tells Congress That Administration Works Hardship

Washington, Feb. 3.—Declaring that the wheat price guaranty act was being administered so as to keep down wheat prices, Senator Gronna, republican, North Dakota, gave notice in the senate today that he intended to introduce a bill providing for its immediate repeal. He said the original intent of congress in passing food control laws was to fix minimum prices, but that the food and wheat administration had made the minimum prices the maximum.

MAY TAKE AWAY TROUSERS FROM BANK PRESIDENT

Carried Liquor in Hip Pocket, Hence Leg Covering Is Termed Vehicle

Chicago, Feb. 3.—The United States district court will be asked to decide whether the trousers of Charles N. Thomas, Chicago bank president, are a "vehicle" and if they are whether they should be confiscated by the government and sold at auction.

Mr. Thomas was arrested Saturday night in a cabaret when he produced a bottle of liquor from a hip pocket and concocted highballs for himself and three companions.

Federal prohibition agents maintain the use of the hip pocket to carry liquor makes Mr. Thomas' trousers a vehicle within the meaning of the dry law.

Decision in the case will affect carriers of hip pocket flasks throughout the country.

Mr. Thomas is president of the Commonwealth Trust and Security Co.

WINTER FOR SIX WEEKS PROMISED BY GROUND HOG

Sees Shadow Yesterday and Gives The Tribune Exclusive Interview

Yesterday was ground hog day and reports from observers from the sector in which the prophetic animal makes his annual appearance say that there will be six weeks more of typical North Dakota winter.

Awaiting the time when the sun was shining its very best, Mr. Ground Hog calmly walked out of his winter quarters where he had dug himself in last fall, opened his sleepy eyes, took a peek at the sun, saw his shadow on the ground, flipped his tail and reentered his snug burrow.

In an exclusive interview with The Tribune's staff correspondent on the spot, Mr. Ground Hog said: "I tried to frame it up with my old friend, O. W. Roberts, the weather bureau director, to have Monday a cloudy day, but he refused to listen to my plea. Ever since he won that bet on the end of the world last month, Mr. Roberts has been pretty cocky."

When asked who would be the next president of the United States, he refused to make his own guess, but said it would be a general who was not the head of the American expeditionary forces.

State politics were too twisted, Mr. Ground Hog said to venture a guess who would be the next governor of North Dakota and what would be the fate of the Nonpartisan league. "If Governor Frazier finds the votes are going to be against him, he might declare martial law, suspend the ballot and have A. C. Towley take charge of the election," said Mr. Ground Hog.

Mr. Ground Hog refused to offer any remedy for the high cost of living exceeding starvation and grass clothing. In regards to the shortage of dwellings in Bismarck, Mr. Ground Hog said he was not the least bit interested in the housing problem, but if the people could not find a house to live in that they should dig a hole in the ground.

CANADIAN POLICE MAKE BIG HAUL
\$200,000 in Whiskey and Beer Seized
Calgary, Feb. 3.—Liquor and beer estimated to be worth \$200,000 was seized here last night by the provincial police. The whiskey was consigned to a local hotel and the beer to a bottling works. Seizure was made on the charge of violating the provincial prohibition law by keeping liquor for sale. It is alleged that the whiskey was shipped from Detroit, Mich.

GENERALSHIP OF LODGE SURPRISE TO WILSONITES

Republican Leader Counters the Democrats By Forcing Treaty Into Senate

PEACE PACT UP MONDAY

Opponents to Reservations Assailed at Manover of Majority Leader

Washington, Feb. 2.—Countering the democratic move to take up the peace treaty again in the senate, republican leaders today gave notice that they would formally ask to bring the treaty up for debate next Monday, one day earlier than the democrats had decided on.

The development was regarded as practically assuring another long period of discussion.

WITH RESERVATIONS
In giving the notice in the senate, Senator Lodge, the republican leader said he would first ask unanimous consent to proceed to "consideration of the treaty with the reservations."

"I trust," he added "that unanimous consent certainly will be given. In case it is not, I shall make the necessary motion to suspend the rules."

The announcement apparently took the democrats by surprise and the republican leader was asked to repeat it.

PHONE CONCERNS WANT INCREASED SERVICE RATES

Three Companies Claim Present Charges Are Too Low to Meet Expenses

Increased rates are sought by three North Dakota telephone companies in hearings which have been set by the state railroad commission for February 19 and 20.

Application of the Red River Valley Telephone company and the Traill County Telephone company will be heard on February 19, at 10 a. m. and 2 p. m. respectively, according to the commission's calendar, while that of the Dakota Central Telephone company will be called at 10 a. m., February 20.

Arguing that operating expenses have been greatly increased, requiring additional revenue to protect investment, the Red River Valley firm has applied for the following changes in rates: Business use of main line from \$1.50 to \$2.00; two-party line from \$1.25 to \$1.75; residence use of main line from \$1.25 to \$1.50; two-party line from \$1 to \$1.25 with a discount of 10 per cent if paid in advance; rural service from \$15 a year to \$18 with 10 per cent discount for advance payment.

The Traill County company, on the grounds that it cannot operate without loss under the present rates, has proposed to raise business, residence and rural rentals at Clifford and Galesburg, N. D., 50 cents a month and business and residence rates at Hillsboro \$1, with rural telephones from 50 cents higher and extensions increased 25 cents.

Service stations at 11 points are named in the application of the Dakota Central Telephone company. It proposes to increase from 25 to 40 cents a month the service station switching rates at the following exchanges: Ellendale, Forbes, LaMoure, Hazelton, Linton, Oakes, Cogswell, Kulm, Strasburg, Hague and Ashley.

New Remedy Found to Cure Flu With Grape Fruit Juice

Patient May Drown Himself Before Remedy Becomes Effective, However

Many people have their own pet remedies to cure influenza including the use—and perhaps abuse—of private stocks in equally private cellars. The Tribune this morning is in receipt of a "dickless" influenza remedy from "A Friend" which it passes along to its readers for what it is worth. It is as follows:

Wash a grapefruit, slice it through, peel, seed and pulp and stew until tender in water to cover. Drink this liquid until the flu is broken.

The inventor of this concoction does not offer any remedy in case a flu sufferer drowns himself in grapefruit juice before cure is effected.

31 NEW CASES OF FLU AT JAMESTOWN
Total Now Reaches 146 Patients With One Death
Jamestown, N. D., Feb. 3.—With 31 new cases of influenza reported here since Saturday, the total since the epidemic first started is 146. Only one death has been reported, being of a woman from Eldridge, N. D., who died of influenza-pneumonia.

PROMISED KISSES AND BITS FROM BALZAC COST WOOLER \$3,627



New York, Feb. 3.—Non-delivery of 13,000,000 promised kisses may have caused Miss Lillian Phipps, wealthy daughter of George N. Phipps, one of the inventors of the typewriter, to sue William Russel Smith, millionaire Sunday school teacher, for \$50,000. She compromised the breach of promise suit for \$3,627 after the latter guaranteeing her 13,000,000 obligatory demonstrations had been entered as proof of her claims.

Swift, beautiful and passionate was the wooing of Smith, according to Miss Phipps. As sparkling gems, quotations from the less "snappy" passages of Balzac, gave luster to the 40 love letters Miss Phipps produced.

MADE HER LOVE HIM
"It was Easter Sunday on a motor trip to Asbury park that Mr. Smith proposed to me," says Miss Phipps. "I did not accept. He said he would make me love him. He did!"

Smith was a brick worker, it would appear from the fact that Miss Phipps admitted herself captured June 4, he says.

"Do the birds tell you I love you," Smith inquired in one of the letters Miss Phipps says he wrote. "Do the flowers, though their beauty, tell you I love you?" Assuming that the little dickie birds were discussing the matter and the springtime posies giving tongue to his devotion, Smith proceeded, the letters show, by these biological phenomena to prove that the world must indeed be a gladsome abode for Miss Phipps.

ALLIES TO DEMAND EX-KAISER'S LIFE

Will Not Be Satisfied With Holland's Refusal

Paris, Feb. 3.—The entente rejoinder to the refusal of Holland to accede to the allies' demand for the extradition of former emperor Wilhelm is imminent according to the Petite Presse. The newspaper says that while the note will be generally conciliatory towards Germany it will consider, in case of a new refusal by Holland, measures going as far as the breaking of diplomatic relations or a naval blockade of her ports.

MANY HEIRSHIP CASES OF SIOUX INDIANS ENDED

Half of Work Completed by Federal Examiner Who Sends Papers to Capital

Fort Yates, N. D., Feb. 3.—Approximately 150 Indian heirship cases have been heard by Inheritance Examiner Michael Lynch here the past few months. From 150 to 200 cases still are awaiting disposition of the examiner who has announced that no more hearings will be held until April 1.

As rapidly as the local work is completed the papers are forwarded to Washington with recommendations for the final action of the United States Indian office.

Among those making affidavits relative to inheritance, recently, were Mrs. Hain Chain and Mr. Takes the Shield, of Shields.

Today's Weather

For twenty-four hours ending at noon, February 3.
Temperature at 7 a. m. 4
Temperature at noon 10
Highest yesterday 16
Lowest yesterday 0
Lowest last night 0
Precipitation None
Highest wind velocity 10-NW
Forecast
For North Dakota: Fair and warmer tonight and Wednesday.
Lowest Temperatures
Fargo -10
Williston 14
St. Paul 12
Winnipeg -20
Helena 24
Chicago 34
Swift Current 32
Kansas City 34
ORRIS W. ROBERTS, Meteorologist.

SOCKS CLAIMED TO BE EXPLOSIVE BY VIENNA POLICEMEN

Drops Cigaret, Stamps on It With Stocking and Two Injured and House Damaged

Vienna, Feb. 2.—Police officials of this city are confronted with the question as to whether stockings may be explosive. A man was seriously injured, a boy bruised and a house badly damaged here recently and officers were told by the injured man that while about the house in his stocking feet he had dropped a lighted cigarette on the floor and when he tried to stamp the fire out one stocking exploded. The authorities have a theory that the man was keeping in his room a munition factory.

GAS WILL NEVER BE PROHIBITED IN FUTURE WARS

Just as Humane as Bullets, Says English General in Recent Address

BIG DEVELOPMENTS IN AIR

Tanks Will Not Be Used, But Artillery Will Be More Effective

London, Jan. 16.—There would be no more reason to forbid the use of gas than to prohibit the employment of rifles in the next war, says Major-General Sir Louis Jackson of the Royal Engineers, formerly in charge of offensive gas production. "There were, he declared gases which killed painlessly and it was easy to conceive cases in which it would be more humane to use gas than explosive shells. It might be possible to come to some arrangements whereby no gas should be used that caused unnecessary suffering."

In a recent address before some of the leading lights in the military world he stated that the world was on the eve of the most extensive modifications in the art of war known to history, and the change made in the recent war were only the beginning. It was necessary to develop new arms with the knowledge that the nation which best did so would have a great advantage in the next war.

TANKS SCRAPPED

The tanks were not likely to be used in future wars but they had shown that mechanical transport was not dependent on highways and that therefore the whole transport of an army could be carried by vehicles with caterpillar wheels independently of the roads.

Air fighting would be enormously developed. The short rifle would be replaced by a short carbine which would be accurate up to a range of 500 yards.

Artillery would be much more mobile and if they were to allow for an advance of 12 miles a day the guns must be capable of an effective range up to 18,000 yards. He thought that a short 4.2 gun with an accurate range of 12,000 yards and a long 4.2 gun with a range of 20,000 yards might meet the requirements of the future.

NEW TYPE OF SOLDIER

He said that the future soldier must be absolutely different from his predecessor. The days had gone by when initiative was considered not only unnecessary but dangerous. In addition to his rifle the soldier should be able to handle a Lewis or machine gun and to help the artillery. He should know something of explosives, have a knowledge of fuses, understand signalling and be able to handle a ground wireless set. He should receive intense training.

SIX DIE FROM GAS

Newark, N. J., Feb. 2.—Six men were found dead of gas poisoning in a small hotel here today. All of them had been sleeping in one room, three in one bed, two on another and the sixth on a cot.

STATE TO ACT AS INTERVENER NEXT WEEK AT OMAHA

North Dakota Interested in Rate Hearing Before Commerce Commission

North Dakota will act as intervener in a hearing before the Interstate Commerce Commission at Omaha on February 9 relative to rates on coal shipping from Montana. It was announced today at the offices of the state railroad commission.

The case concerned is that of the Roundup Coal Mining company vs. Walker D. Hines, director general of railroad, et al. The complaint seeks removal of "unjust discrimination" in rates on coal from Montana mines to all points in North Dakota, South Dakota and Minnesota.

DANIELS HANDS SIMS HOT SHOTS ON MEDAL FIGHT

Secretary of Navy Thinks Admiral Favors Shore Men to Men on Sea Duty

CONTROVERSY GETS WARM

Naval Man Spent Sixteen Years Out of Twenty-five on Land, Says Josephus

Washington, Feb. 3.—Taking up the contention of Rear Admiral William S. Sims in the matter of naval medal awards point by point, Secretary Daniels in his appearance today before the senate investigating subcommittee took direct and emphatic issue with the admiral.

The naval secretary outlined to the committee the two chief differences between his views and the view held by Admiral Sims in the awarding of medals. There were variance as to the importance of service at sea compared with service on shore and differences on the question of whether a distinguished service medal should be awarded under any circumstances to a commander of a ship sunk or seriously damaged by enemy submarines or mines.

Asserting that Admiral Sims while on shore duty both in the Spanish American and World War "demonstrated ability of a high order" Secretary Daniels said the "position of Rear Admiral Sims in placing shore duty above sea duty in the danger zone is no doubt influenced by his own record."

Figures were presented by Mr. Daniels showing that during the past 35 years Admiral Sims had served sixteen years on shore duty and nine years at sea.

SECOND DEATH DUE TO FLU IS RECORDED HERE

Twelve New Cases, Making a Total of Fifty, All of Mild Character

One death and 12 new cases of influenza were the toll made by the epidemic here during the past 24 hours according to reports filed with Dr. C. E. Stackhouse, city health officer. The death was Elmer Erickson, 32 years of age, of Huff, who died this morning. Erickson was unmarried and had no relatives in this country as far as is known here. He was brought to Bismarck for medical treatment a few days ago. This is the second death from influenza here, the other also being an out-of-town resident.

The total cases of influenza in this city, including those from out-of-town brought here for treatment, numbers 50 and as far as can be determined at this time none of the cases are serious. No development of an abnormal number of pneumonia cases is recorded and the health authorities are not contemplating any further restrictions other than the ban on dancing and sending home pupils who cough in classrooms.

UNIVERSITY HAS SIXTEEN CASES OF INFLUENZA THERE

Institution Will Not Be Closed, as All of Cases Are of Mild Character

Grand Forks, N. D., Feb. 3.—There are sixteen cases of influenza on the university campus. Dean H. F. French, chairman of the university health committee said last night. All of the cases are light in nature, and in some instances doubt is expressed as to whether the patients are suffering from influenza or merely bad colds.

Six girls in Davis hall, one Macnie hall girl, one girl in Larriome hall, one girl in the Alpha Phi house, two boys in the Alpha Lambda Bho house, and five Eugene hall boys are ill.

"We call the situation easy," said Dr. French, "because the cases are all light. There is no sign of an epidemic as yet because the increase in the number of cases is not appreciable day by day."

NOT CLOSE
"As a matter of precaution, it is possible that we may speed up the examinations scheduled to be held next week, so that if it becomes necessary for the university to close, the first semester's work will be completed, and students will have no loose ends to pick up when they return. However, I doubt if this will be necessary."