

Northwest News.

GEN. YOUNG'S CASE IS ARGUED

SUPREME COURT HEARS ARGUMENTS RELATIVE TO CONTEMPT CHARGE.

Washington, Dec. 4.—The case of Attorney General Edward T. Young of Minnesota, involving a fine of \$1,000 on the charge of contempt of court, was argued in the supreme court of the United States yesterday. The case dealt with the rights of states to prescribe railroad rates, and the importance of the matter was indicated by the effort to intervene which was made in behalf of the corporations doing business in other parts of the country, which involve the same questions. The case against Mr. Young grew out of an effort by the Northern Pacific Railway company to prevent Young as attorney general from enforcing the state law of 1907. The United States court for the district of Minnesota, Judge Lochren presiding, granted a temporary injunction, in accordance with the prayer of the railroad company, but notwithstanding this order Mr. Young instituted proceedings in the state district court for Ramsey county, asking for a writ of mandamus compelling the railroad company to comply with the law. He was promptly summoned before Judge Lochren, who imposed a fine for contempt. The attorney general sought relief by applying in an original action to the supreme court for a writ of habeas corpus, on the ground that the Minnesota federal court was without jurisdiction.

The case involves the constitutional question whether an action like this is not a suit against a state, which is prohibited by the eleventh amendment to the constitution.

The Young case was argued by Attorney Thomas D. O'Brien of Minnesota and Attorney General Hadley of Missouri for Mr. Young and Chief Counsel C. M. Bunn of the Northern Pacific against that official.

IOWAN IN FOREIGN JAIL.

Frank Polakovic is Punished for Display of Patriotism.

Des Moines, Dec. 4.—Friends of Frank Polakovic of Iowa Falls have organized themselves and will appeal to the state department at Washington for his release from a Hungarian prison, where he was placed last June for a display of American enthusiasm. Polakovic was sent by the United States Gymnasium association in June to compete at the tournament at Sokol. For displaying the Stars and Stripes the American party was ordered to disperse by the gendarmes. All complied but Polakovic, who is said to have uttered contempt for the treatment accorded him. For this and his American enthusiasm he was imprisoned and has remained in custody ever since.

WOMAN KILLS AGED FATHER.

Old Man's Throat Cut From Ear to Ear by Weak Minded Daughter.

Delano, Minn., Dec. 4.—John Muchnir, eighty-six years old, was murdered here last night by his daughter Frances, fifty years of age. The crime was most brutal. The woman struck the old man over the head with a heavy knife, knocking him senseless. She then procured a pall, laid her father's head across it and cut his throat, permitting the blood to flow into the pall.

The woman has been afflicted with a mild form of insanity since childhood, but was able to keep house for her father, which she had been doing since her mother died, several years ago. She had never shown any violent tendencies.

The coroner is investigating the cause which prompted the tragedy.

Poison in Candy Box.

Owatonna, Minn., Dec. 4.—As the result of eating from a box of candy sent to one of the members of the faculty of the Sacred Heart academy Saturday, several teachers and students of that school were made very ill, ptomaine poisoning probably having occurred.

How the candy could have become affected with ptomaine poisoning, sealed and prepared as carefully as it was, is a mystery.

Utes to Be Ousted.

Pierre, S. D., Dec. 4.—The latest reports from Cheyenne agents are to the effect that the Ute Indians' lease to two townships in the vicinity of Thunder Butte is declared to be ended on account of the refusal of the Utes to abide by the provisions of the lease and that all of the Utes will be transferred to the camp near Rapid City, where a number of them are already located and working on the Milwaukee road.

Market for Flax Straw.

Barnesville, Minn., Dec. 4.—Farmers in this vicinity have been receiving letters the past week from an Eastern firm telling them to save their flax straw and not burn it as they are paying big prices for this material.

Child Accidentally Killed.

Waterloo, Iowa, Dec. 4.—Paulina Ott was accidentally shot and killed by her eight-year-old brother on a farm near Fairbank. The girl was thirteen years old.

Farmer Commits Suicide.

Grand Rapids, Wis., Dec. 4.—Andrew Carlson, a young farmer living in the town of Sigel, about six miles west of this city, committed suicide at his home while he was supposed to be doing his morning chores.

Fire Loss is \$400,000.

Buffalo, N. Y., Dec. 4.—The Pullman company's big paint shop here burned to the ground in less than an hour last night. Twenty-one Pullman cars were destroyed. The total loss will be about \$400,000.

ENGLISH PIANIST AT ST. PAUL.

Katherine Goodson Secured for the Second Symphony Concert.

STEEN BANK ROBBED.

Safe is Blown Open and Nearly \$3,000 Taken.

Luverne, Minn., Dec. 3.—The bank at Steen, a small village in this county, twelve miles south of this city, was robbed Saturday night. Five men did the job and secured in the neighborhood of \$3,000. Both the vault doors and safe door were blown open and the people living near the bank were awakened by the first explosion and saw the robbers in the street, but kept to their homes for fear of being shot.

Two of the robbers made their escape on a railroad tricycle and the others in a carriage in which they came.

LOSES \$3,000 IN THEATER.

Charles Frank of Williston Says He Lost Money in Minneapolis.

Minneapolis, Dec. 3.—Charles Frank, a business man of Williston, N. D., reported to the police last evening that he had been robbed of a pocketbook containing \$3,000.

Frank attended the Metropolitan theater in the afternoon, and says that the robbery was committed in the corridor when he was coming out.

LANDMARK IS BURNED.

Sioux Falls District is Threatened by Fire.

Sioux Falls, S. D., Dec. 3.—In a fire Saturday morning which threatened the entire northern portion of the business district of Sioux Falls, the barn of E. B. Smith & Co., one of the oldest structures in Sioux Falls, was destroyed. It was built in the fall of 1871, a short distance from the site which is occupied when destroyed.

COAL ON THEIR CLAIMS.

Discovery Reported on Crow Reservation in Montana.

Billings, Mont., Dec. 3.—Three men who recently made filings on the ceded portion of Crow reservations were in the city yesterday and reported discoveries of coal on their claims. Fuel, they say, exists in large quantities and veins are so close to the surface that the work of taking it out was comparatively easy.

STABBED WITH KNIFE.

Wausaukee Tiesmaker Found Dying in Bed—Says He Was Attacked.

Martinetz, Wis., Dec. 3.—Herman Schultz, a tiesmaker of Wausaukee, was found in his bed at the Norway house, mortally wounded.

The theory is that Schultz committed suicide. He lived four hours and before he died he claimed that he had been stabbed by two men. The coroner is investigating.

SOLDIER KILLS WOMAN.

Shoots Because of Jealousy and Hits Sweetheart's Sister.

Des Moines, Dec. 3.—Crazed by jealousy, Ray Howard, a Fort Des Moines soldier, fired a bullet at his former sweetheart, Miss Mabel Adair, who had jilted him, but missed his aim and killed her sister, Mrs. Martha Pickering. Howard is under arrest.

TWO DROWNED IN SAUK LAKE.

Roydon Hoopes and Companion Lose Lives While Skating.

Sauk County, Minn., Dec. 3.—Roydon Hoopes of this city and a young boy companion were drowned in Sauk lake. They were skating and the ice gave way.

Found Hanging to a Tree.

Baraboo, Wis., Dec. 3.—While some boys were hunting near Kiliburn they found the lifeless body of O. M. Wharry hanging to a tree. He had been missing since Thursday.

Poison for Pain.

Iowa City, Iowa, Dec. 3.—While suffering intense pain, John Ziegler, a pioneer, aged fifty-eight, drank carbolic acid. He took the drug Saturday night and died after sixteen hours of torture.

Killed by an Explosion.

Adrian, Mich., Dec. 3.—Dr. Artemis G. Wetring, aged forty years, was instantly killed and several others were injured by the explosion of a gas plant at his home in Ogden Center last night.

Killed in Auto Accident.

Escanaba, Mich., Dec. 3.—Capt. Frank E. Bent of Company I, Twentieth Wisconsin national guard, was instantly killed in an automobile accident near here last night and four others were injured.

President is Initiated.

Washington, Dec. 3.—Without leaving his office, President Roosevelt was initiated as a member of the Army and Navy union and presented with a diamond-studded badge of that organization.

POINER PRESS IN NEW HANDS

HILL INFLUENCE IS ELIMINATED—RETURNS TO POLICY OF ITS FOUNDER.

The St. Paul Pioneer Press, the oldest, and for many years the most influential newspaper in the Northwest, recently passed under the control of a syndicate headed by Tams Bixby and Webster Wheelock, the latter a son of the late Joseph A. Wheelock, the founder of the paper. The Duluth News-Tribune comments editorially upon the change as follows:

BACK TO THE PEOPLE.

The Pioneer Press of Wednesday made a brief but significant announcement. It has been known for some weeks that all the stock of the corporation held by proxy for Mr. James J. Hill had been purchased by other interests, and that Mr. Hill was voluntarily down and out so far as the Pioneer Press was concerned.

Mr. Hill has not found newspaper ownership profitable as a side line to railroading and has wisely renounced it. The announcement of the Pioneer Press is the official notice by its present owners of the changed relations of that paper to the public.

Of the directors, John H. Barker and Jared How, familiar names to many, were not re-elected, and it is stated that all the stock held by Mr. Barker and others, for Mr. Hill, has been taken by a syndicate composed of Tams Bixby, Webster Wheelock and sixteen other residents of St. Paul, two residents of Minneapolis and two of Red Wing.

Fred G. Ingersoll of St. Paul now becomes president of the company, and Tams Bixby vice president and general manager, the other directors being E. N. Saunders, Homer P. Clark and Webster Wheelock, of St. Paul; L. S. Gillett of Minneapolis, and John H. Rich of Red Wing, whose personality and business connections are well known throughout the state.

This change in the ownership of the Pioneer Press is a matter of more than passing interest and importance to the people of Minnesota. It is its oldest daily newspaper in the state, and nothing has ever been able to break its hold upon the older residents and the more conservative business element. It has always had their confidence and support and has deserved it.

But the fact of Mr. Hill's large interest in the property which was known to many and suspected by more, created a prejudice against it in the minds of the masses.

To hold the confidence of the people a newspaper in the West must be independent not only in its opinions but in all connections and be wholly of the people and for the people. The Pioneer Press will be greatly strengthened by this change and will regain the power, which was won for it by its able and fearless founder, Joseph Wheelock.

BOYS RUN TOUGH JOINT.

Men House Depredations Lead to Raid by the Police.

Menomonie, Wis., Dec. 3.—The loss of many chickens in the south end of town prompted an investigation by Chief of Police Tillsen. He raided a hut built by boys for a rendezvous and found it packed with youngsters—some with guns and others playing cards. The place was promptly cleared and a check will be placed upon the future indulgence of Wild West tendencies on the part of the lads.

HOTEL BURNED.

Old Landmark at Elk River Is Destroyed by Fire.

Elk River, Minn., Dec. 3.—Riverside hotel was destroyed by fire early last evening. The structure was an old landmark, having been erected in 1851. It was valued at \$7,000, and with the contents the loss aggregates \$10,000. There was \$2,000 insurance on the building and furniture. Fire caught in the third story.

LOSES TEAM AND WAGON.

Farmer Escapes From Crossing Accident With Slight Hurts.

Barnesville, Minn., Dec. 3.—T. Horgerson, a farmer living near Stockwood, came near losing his life by being struck at a crossing by a Northern Pacific train. He was attempting to drive across the track near the cement tunnel. Both horses were killed and the wagon demolished. The man was also slightly injured.

Smallpox Among Indians.

Billings, Mont., Dec. 3.—Several cases of smallpox have broken out among the Indians on the Crow reservation and the city police force is keeping a sharp lookout to prevent any of the redskins on the reservation from visiting the city.

Grain Theft is Charged.

Barnesville, Minn., Dec. 3.—W. L. Nugent was arrested and brought before Justice Mundstock of Atherton township, charged with the theft of grain valued at \$100. He was held to the district court at Breckenridge.

Iowa Town Has \$25,000 Fire.

Marshalltown, Iowa, Dec. 3.—Six buildings occupied by as many retail firms, comprising the most of the business district of Zeoring, Story county, was completely destroyed by fire last night.

Stolen Furs Found in St. Paul.

Crookston, Minn., Dec. 3.—Three hundred dollars' worth of the furs stolen from the Minnesota Fur company here on Wednesday night have been found in trunks checked by the robbers to St. Paul. The authorities of the Twin Cities are making a search for the thieves.

Suicide of Iowan.

Charles City, Iowa, Dec. 3.—John Martinick of Fort Atkinson, Iowa, committed suicide by taking two ounces of carbolic acid.

North Dakota News Notes

Ambrose has an eight-piece orchestra.

Lakota has a new telephone directory.

Fessenden is quite a stock shipping point.

Wahpeton is to have a vaudeville theater.

Dr. Curtis of Kensal has removed to Hamarford.

Rev. Mr. Onion of Inkster may move to Bathgate.

The Hettinger county bonds were sold in Fargo.

The winter king has passed up North Dakota.

Many farmers are retiring with big bank accounts.

County division talk is again rampant in McLean.

Palermo is in an unprotected condition from fires.

A Carrington man has a two-headed calf on exhibition.

A brickyard is to be started at Richardson in the spring.

The candy company at Wahpeton is doing a big business.

The Jamestown Capital is showing considerable improvement.

The residence of Dr. Tippe of Kenmare was robbed and burned.

Outside the valley the durum wheat gave the best yield this year.

Some North Dakota farmers are planning trips to Cuba this winter.

There are 308 cases on the calendar for the next term of court at Minot.

The postoffice at Island Lake, Rolette county, has been discontinued.

The most successful deer hunters were those who went to McKenzie county.

Rev. O. P. Champlin is to have charge of the Congregational work in Gravelle.

The youngsters of most sections of the state have enjoyed a lot of good ice skating.

A young lady shopper dropped \$20 on the floor in a Mayville store and can't be located.

A blind pigger named Mitchell was chased out of Sentinel Butte and arrested at Beech.

Eli Shaver was fined \$50 and costs at Hannah for assaulting Robert Wilson, a neighbor.

At Erdlerin A. A. Morse violated the smallpox quarantine regulations and was arrested.

The new gang has out-ganged the old gang in gang methods, according to some authorities.

The North Dakota farmers will yet win out on the terminal elevator proposition at Superior.

The land in Hettinger county—around Mott—is claimed to be as good as any in the state.

The McKenzie officials have succeeded in getting trace of the horses stolen there last fall.

Tom Curtis of Lisbon is said to have some idea of coming out as a congressional candidate.

Miss Margaret Mahan, a popular teacher at Palermo, resigned to become Mrs. John Nichols.

A man was arrested at Garrison who is thought to be one of the Stutsman county horse thieves.

Dr. Carpenter of Fargo lost a valuable hunting dog at Grandin as a result of a scrap with a bunch of canines.

Hotel Inspector Anderson went to Columbus but the hotels there didn't have enough rooms to come under his jurisdiction.

Jack Broderick and William Crocker of Fessenden were arrested on a charge of selling liquor without United States licenses.

R. H. Proutfoot will probably be the first president of the Mandan commission under the new system of municipal government.

The man arrested at New Rockford on the charge of stealing horses in Stutsman county was discharged because of lack of identification.

Some of the big officials of the Canadian Pacific recently spent a night in Kenmare. They included Sir William Van Horn and President Shaughnessy.

N. P. Rasmussen of Barnes county ordered a car of lumber last May and it arrived Nov. 17. It was not very badly decayed during its long shipment.

Knud Langness of Kenmare was mixed up in a runaway and had an ankle broken. He was an aged man and it will require months for the fracture to heal.

Mrs. Haight of Devils Lake, who was arrested some time ago, charged with piggery and who was released on a \$300 cash bond, was surrendered to the authorities who put up the cash.

The money sent to the mail order houses this fall didn't help local conditions during the financial stringency.

The Slope.

SENSATIONAL SUIT BEGUN.

Maney of Granville, Claims Mrs. Swayne is Trying to Kidnap His Son.

A \$30,000 damage suit against Mrs. Swayne of Waterloo, Iowa, for attempting to recover Roy Maney of Roy Mason of Granville, who, Mrs. Swayne says, was kidnapped from Iowa eight years ago, has been instituted as a chapter in the sensational kidnaping case.

Mrs. Swayne is the mother of Mrs. Kirkelle of Minot, at whose home Roy Mason, who worked as a messenger boy for the Western Union, told the story of his kidnaping by cattlemen eight years ago. When the boy told his story, Mrs. Swayne remembered the incident back in Iowa. She was a neighbor of the Masons, who had lost their small son and daughter, and she immediately communicated with them. Roy Mason's mother is in the insane asylum as a result of the kidnaping. His father is in Nebraska.

Some of his brothers and sisters live in Waterloo, and they have sent a ticket to Minot for the boy to return home.

Mr. Maney of Granville, says that the boy in question is his son, being the offspring of his first wife. He denies the story of the kidnaping in toto, and has brought suit against Mrs. Swayne for endeavoring to take his son away from him.

The peculiar thing about the case is that the boy first told the story of his kidnaping. While he was messenger boy for the Western Union he got acquainted with the son of Mrs. Swayne, who with his mother were visiting the Kirkelle home, and told how he and his sister were kidnapped from Iowa eight years ago. Mrs. Swayne began to inquire further into the matter and satisfied herself that Roy Maney was the Roy Mason who was kidnaped from Waterloo, Iowa.

MINOT SAFE ROBBED OF \$400.

Contractor D. A. Dinnie Visited by Crooks.

Burglars entered the office of D. A. Dinnie at Minot and robbed the safe of \$400 in currency.

The combination on the safe was turned, a steel door was unlocked and the cash box was opened. The safe was mutilated in no manner. Everything was left in perfect condition.

The burglars must have entered through the front door of the office and must have had a key to it, for this morning it was locked as usual. The only other entrance to the front office is through a door leading to the work rooms in the rear and this was securely bolted from the inside. This indicates that the burglar entered the front door, rifled the safe and departed through the front door, locking it as he went out.

The burglar must have been an adept at safe combinations and must have had a good supply of skeleton keys in order to get into the safe. The safe is a large Debold with an inner door of steel and steel cash boxes. Mr. Dinnie himself locked the cash boxes as well as the inner steel door, and also turned the combination.

When Mr. McLaughlin, the foreman, returned to the office, all the doors in the safe were opened and the cash drawer was unlocked. The money which had been placed in the safe with which to pay the men in Mr. Dinnie's employ, was gone.

ALLEGED PIGGERS' PLAN FAILS.

Judge Takes Hold and Seventeen Indictments Are Returned.

The grand jury at Mandan brought in indictments against seventeen alleged blind piggers, and they will be arraigned and tried at the present term of court. Originally there were but twelve such cases for the district court, and emulating the profitable example set in Burleigh county last spring under like conditions, the defendant circulated a petition for a grand jury, in the expectation that no indictments would be returned.

The grand jury started in on its part of the program, but Judge Burke of Valley City, who had been called by Judge Winchester to sit during this term of court, would not have it so, discharged the jury and had another summoned. This last jury seems to have been working overtime, and not only indicted the original dozen, but a few more, and is still hard at work on blind pigger cases, so that it is probable that more than thirty will fall beneath its juggernaut.

It is understood that attorneys will move to quash the indictments, and in case of failure will appeal to the supreme court for writs of habeas corpus and other processes.

BRAKEMAN KILLED.

Robert Marquart is Caught Between Cars in Making Coupling.

The community of Bismarck was shocked to learn of the death of Robert Marquart, who died at Dickinson. From what can be learned, Mr. Marquart was caught between some freight cars while making a coupling, at Richardson. He was taken to Dickinson for medical assistance, but it was impossible to save his life. He leaves a mother, three sisters and two brothers.

FATHER PLEADS FOR SON.

The state board of pardons has again denied the application of Seth L. Hartzell of Cavalier county, who is serving a five-year sentence for manslaughter.

Hartzell is a graduate of the state law school and was a homesteader in Cavalier county when he killed a neighbor for medical assistance, but it was impossible to save his life. He leaves a mother, three sisters and two brothers.

IMITATION BUTTER IN TRUE LIGHT

State Dairy Commissioner Flint Calls Attention to the Law on This Matter, and Says Violators Will Be Prosecuted.

State Dairy Commissioner Flint wants imitations of butter sold in the state to travel under proper colors and not masquerade as real butter, and to that end has issued a circular letter calling attention to the sections of the law covering the matter. The letter is as follows:

"I wish to call attention of the persons dealing in oleomargarine and butter substitutes in North Dakota to the following sections of our dairy law:

"Oleomargarine, butterine, etc., how marked. No person by himself or his agents or servants shall sell or expose for sale oleomargarine, butterine or any substitute made in imitation or semblance of pure butter, in tubs, firkins or other original packages not distinctly, legibly and durably branded or marked in a conspicuous place with the word 'oleomargarine' or 'butterine' or 'imitation butter', as the case may be.

"Renovated butter, how marked. No person by himself or his agents or servants, shall manufacture, sell, offer for sale or expose for sale, butter that is produced by taking original packing stock or other butter, or both, and melting the same so that the butter fat can be drawn off, then mixing the said butter fat with skim milk or milk or cream, or other milk product, and reurning the said mixture; or that is produced by any similar process, and is commonly known as 'boiled' or 'process' butter, unless the tub, firkin or other original package in which the same may be put up, be distinctly, legibly and durably branded, stamped or marked in a conspicuous place with the words 'renovated butter' in printed letters, not less than one inch in length and one-half inch in width; or be in prints, boxes or rolls not plainly and conspicuously labeled with the word 'renovated butter', in printed letters not less than one-half inch in length and one-quarter inch in width."

The following section applies to those serving meals who are using imitation butter:

"Guests apprised of the use of oleomargarine, butterine, etc. Whoever furnishes or causes to be furnished in any hotel, restaurant, boarding house or at any lunch counter, oleomargarine or butterine to any guest or patron of such hotel, restaurant, boarding house or lunch counter in the place or stead of butter shall notify said guest or patron that the substance so furnished is not butter, and any party so furnishing without such notice shall be punished by a fine of not less than five dollars nor more than ten dollars for each and every offense. "Violators of these sections will be dealt with according to law. In requiring an observance of these measures it does not necessarily follow that oleomargarine and other substitutes are considered unwholesome, but I find that dealers are misrepresenting their goods by passing them off as genuine butter.

"If, after knowing the real character of substitutes for butter as customers will when it is properly labeled, and notices placed in dining rooms, and the people wish to use anything but genuine butter they are at liberty to do so.

"My opinion is, however, that our people prefer good, pure butter of North Dakota production to substitutes sent in from packing houses of other states."

SPENDS OVER A MILLION.

Great Northern Improvements at Devils Lake Exceed Expectations.

There has been considerable speculation as to the value of the improvements which the Great Northern railway has made at Devils Lake during the past eighteen months. A few days ago a reporter obtained from an official in position to know that the road had made permanent improvements here to the value of over \$1,200,000.

When the company started work here it was estimated that the contemplated improvements would amount to nearly \$1,000,000. The original estimate has been exceeded by over \$100,000.

The plant at Devils Lake is the finest on the entire system between St. Paul and Seattle. The improvements for the present are about completed, although considerable work has been planned for next year.

The roundhouse now has forty-three stalls, and it has every modern equipment and convenience. Few people realize the magnitude of the repair shops, which are now in full operation. There are several large buildings, which are equipped with massive machinery, and almost any kind of work can be handled here.

GAVE THIEF STOLEN ROBE.

Municipal Judge Teaches Lesson to Non-Prosecuting Complainant.

Judge Ryan of Fargo intends to stop the practice some people have of having people arrested on theft charges, recovering the property and then failing to prosecute. John Burns was arrested on complaint of a man who charged Burns with stealing a lap robe. The complaining witness thought the police would hold the robe and failed to appear. The court discharged the prisoner for lack of prosecution and gave him the robe as being in possession.

CONDITIONS ABOUT NORMAL.

North Dakota Banks Report to Secretary That Stringency is Relieved.

"We have been in close touch with the banks over North Dakota and find that conditions are practically normal again," said Secretary W. C. Macfadden of the State Bankers' association. "Deposits have increased in most of the banks, and the association hasn't heard of a single bank which has been embarrassed by the financial stringency is relieved now and without North Dakota being affected adversely. Prosperous conditions are reported from all sections of the state."

Discussing the grain inspection situation at Superior as a result of the recent agreement, Mr. Macfadden said:

"There will be inspection under the Wisconsin rules something we have been fighting for and there