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# THE OMAHA DAILY BEE.

THE WEATHER.  
Unsettled

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OMAHA, TUESDAY MORNING, JANUARY 18, 1916—TWELVE PAGES.

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## ARRAIGN UPDIKES AND COMMIT THEM TO COUNTY PRISON

Police Officer of Chicago Suburb Takes Action Despite Father's Urging Insanity Charge.

WOULD SEND YOUNGER AWAY Latter Believed to Have Merely Pretended to Fall in with Brother's Plan.

DID IT TO DETECT THE PLOT

CHICAGO, Jan. 17.—Irving and Herbert Updike were arraigned before Justice Kendall this afternoon, charged with conspiracy to commit a felony, and were committed to the county jail in bonds of \$5,000 each after their arrest yesterday on a charge of conspiring to murder their parents. They will be examined January 26.

Before the court proceedings Furman D. Updike, the father, a retired millionaire Board of Trade man, asked Chief of Police Lee of Oak Park to make a charge of insanity against Irving, the elder of the young men, but the official, while practically certain that Irving is mentally defective, thought it better that the regular procedure be followed for the time being at least.

The father also suggested that he would send Herbert out of the country if prosecution were dropped, but this suggestion was not taken, as he was satisfied that Herbert merely pretended to fall in with the plans of his brother to murder their parents last night.

Due to Injury.

The latter said today that they were satisfied that an injury to his spine when he was a boy accounted for Irving's designs against them. They hoped a surgical operation might restore his mental balance. Their statement said that since the injury Irving has shown many signs of mental unbalance. The family has no doubt, the statement ran, that "this plot was the sole result of his mental condition."

"His brother, Herbert," the statement continues, "was not a guilty accomplice, but became an apparent accessory for the purpose of disclosing the plot."

John H. Updike, an older brother, who was summoned to the family by a letter from Herbert, said that his brother had written that Irving was planning to kill his parents.

"I hurried home and communicated with a detective agency, and we arranged to discover and reveal the plot."

Herbert said Irving Updike had for more than a year planned to kill his father. He was going to poison him and he bought the poison, but he had to go west and he gave up the idea, the younger son said.

When arrested last night, according to the police, Irving first tried to implicate his brother and then made a complete confession.

The police say that Mr. Updike, who is 65 years old and is suffering from cancer, planned to attack his wife this morning, which decided Irving to attempt to kill his father and mother last night.

## Greek Crew Sees Submarine Sunk by Entente Craft

PROVIDENCE, R. I., Jan. 15.—The destruction of an enemy submarine by a torpedo boat destroyer of entente allies shortly after the underwater craft had sunk a Greek vessel was described by members of the crew of the Fobite line steamer Roma, which arrived from Mediterranean ports today.

According to the Roma's sailors, they had just rescued the crew of the Greek vessel when the submarine, which apparently had caused its destruction, came to the surface some distance away. A destroyer, which had been hovering about the scene, sent a torpedo into the side of the submarine and sank it.

The captain of the Roma declined to give out the name of the Greek ship which was destroyed.

## The Weather

For Omaha, Council Bluffs and Vicinity—Snow Tuesday; rising temperature.

Temperature at Omaha Yesterday.

Hour	Temp.
5 A. M.	21
6 A. M.	20
7 A. M.	19
8 A. M.	18
9 A. M.	17
10 A. M.	16
11 A. M.	15
12 M.	14
1 P. M.	13
2 P. M.	12
3 P. M.	11
4 P. M.	10
5 P. M.	9
6 P. M.	8
7 P. M.	7
8 P. M.	6
9 P. M.	5
10 P. M.	4
11 P. M.	3
12 M.	2

Comparative Local Record.

Year	High	Low
1915	21	25
1914	20	24
1913	19	23
1912	18	22
1911	17	21
1910	16	20
1909	15	19
1908	14	18
1907	13	17
1906	12	16
1905	11	15
1904	10	14
1903	9	13
1902	8	12
1901	7	11
1900	6	10

Temperature and precipitation departures from the normal.

Normal precipitation, 1915, 1914, 1913, 1912, 1911, 1910, 1909, 1908, 1907, 1906, 1905, 1904, 1903, 1902, 1901, 1900.

Deficiency for the day, 1915, 1914, 1913, 1912, 1911, 1910, 1909, 1908, 1907, 1906, 1905, 1904, 1903, 1902, 1901, 1900.

Total deficiency since March 1, 1915, 1914, 1913, 1912, 1911, 1910, 1909, 1908, 1907, 1906, 1905, 1904, 1903, 1902, 1901, 1900.

Normal precipitation, 1915, 1914, 1913, 1912, 1911, 1910, 1909, 1908, 1907, 1906, 1905, 1904, 1903, 1902, 1901, 1900.

Deficiency for cor. period, 1915, 1914, 1913, 1912, 1911, 1910, 1909, 1908, 1907, 1906, 1905, 1904, 1903, 1902, 1901, 1900.

Deficiency for cor. period, 1915, 1914, 1913, 1912, 1911, 1910, 1909, 1908, 1907, 1906, 1905, 1904, 1903, 1902, 1901, 1900.

Reports from stations at 7 P. M.

Station and State Temp. High-Rain-Clouds.

Chicago, Ill., 21, 14, 100, 100.

Denver, Colo., 15, 10, 100, 100.

North Platte, Neb., 12, 8, 100, 100.

Omaha, Neb., 12, 8, 100, 100.

St. Louis, Mo., 12, 8, 100, 100.

Valentine, Neb., 12, 8, 100, 100.

## THIRTY-THREE ARE INJURED BY WRECK

Many of Theatrical Troup Hurt as Illinois Central Leaves the Rails.

VICTIMS TAKEN TO CHEROKEE

CHEROKEE, Ia., Jan. 17.—Thirty-three passengers and trainmen were injured today when an Illinois Central train, northbound, left the rails at a point between Gaza and Pringhar, about a mile north of Pringhar, and plunged down an embankment into a creek. Many of the principals and chorus of the De Koven Opera company, which is singing "Robin Hood," were among the injured.

A relief train with doctors aboard was sent out from Cherokee. The injured were brought back and placed in hospitals here.

Trains Is Heavy.

The derailment of the baggage car of the train is believed to have been responsible for the wreck. The train was heavy, containing six cars. The derailment occurred at a point where there is a twenty-foot embankment at the approach of a short bridge over a small creek. Every car left the track and all of them turned over with the exception of the Pullman, the last car of the train, which remained upright.

The first passenger coach followed the baggage car and plunged through the bridge. The coaches dropped about twenty feet, but remained upright in the bed of the stream. The baggage car also went off the bridge, but the baggage man was not seriously hurt.

Toppled Over Side.

The car in which the members of the opera company were traveling received the worst shaking up of any coach in the train. The car toppled over on its side after sliding down the embankment. The engineer with those passengers who were not injured organized a rescue party and began carrying the injured from the coaches. The cold weather caused much discomfort to the injured. Farmers came to the scene and the injured were taken to their homes to await the arrival of the doctors from Cherokee.

The most seriously injured were:

Charles Knapp, Pringhar, fractured arm.

Phil Branson of New York, leading singer with the "Robin Hood" company, fractured arm.

R. W. Farman, section foreman, leg fractured.

George Walker, Cherokee, internal injuries, from which he may not recover.

O. G. Sage, conductor of the train, internal injuries, from which he may not recover.

Others less seriously injured were:

Miss Leonora Beck, New York.

H. L. Lutz, Cherokee, Ia.

Prof. Baird of Ames, Ia.

William Schuster of New York.

Ella Grant of Cherokee.

Mrs. A. M. Henderson of Fort Dodge, Ia.

J. Barnes, flagman of the train.

O. N. Morris, a fireman.

Dr. C. W. Morrison, Grand Junction, Colo.

E. P. Jones, brakeman of Cherokee.

W. L. Newell of Brooklyn.

Miss Josephine Walker of Cincinnati, member of the DeKoven company.

Manuel Valls of Cincinnati, member of the DeKoven company.

Manuel Tirmauer of New York.

Mrs. H. E. Smith, Birmingham, N. Y., member of the DeKoven company.

H. E. Smith, member of the DeKoven company.

E. G. Wall, New York, member of the DeKoven company.

Miss Grace Will, member of the DeKoven company.

Leola E. DeFrancisco, New York, member of the DeKoven company.

William Carramon of Canova, S. D.

Mrs. Phil Branson of New York, member of the DeKoven company.

Sol Solomon of New York, member of the DeKoven company.

Gene Hendrick of New York, member of the DeKoven company.

Charles J. Medford, Ore., member of the DeKoven company.

H. L. Starnes of New York, member of the DeKoven company.

Amy Wall of New York, member of the DeKoven company.

P. H. ...

## MONTENEGRO HAS SURRENDERED TO THE CONQUERORS

Austria Announces that King Nicholas and His Government Have Accepted Terms Unconditionally.

THEY FIRST SUED FOR PEACE

This is the First of the State Leagues Against the Central Powers to Drop Out.

IT WILL LAY DOWN ITS ARMS

BERLIN, Jan. 17.—(By Wireless to Sayville.)—The king and the government of Montenegro on January 13 asked a cessation of hostilities and opening of peace negotiations, it was officially announced by Austro-Hungarian headquarters today.

The Austro-Hungarian government replied to Montenegro that peace negotiations were only possible if the Montenegrin army unconditionally laid down its arms, the headquarters statement, as received here from Vienna, says. The Montenegrin government, the statement, yesterday accepted the Austrian conditions.

The Overseas News agency announced today that Count Tisa, the Hungarian premier, had announced in the Hungarian Parliament that Montenegro had asked for peace.

Montenegro was asked unconditionally to lay down its arms and it accepted, the premier declared, according to the news agency report.

Army headquarters issued the following statement:

German Official Report.

"Western Front—There were no events of importance. In the town of Lens, sixteen inhabitants were killed or wounded by artillery fire of the enemy.

"Eastern Front—Military activity is hampered by inclement weather, a great part of the front. There were engagements between patrols at some points.

"Balkan Front—There were no events of importance."

Turks Repulse Russians.

CONSTANTINOPLE, Jan. 17.—(By Wireless to Berlin and London.)—An official statement given out tonight declares that the Turks have repulsed fresh attacks in the renewed Russian offensive on the Caucasus front. The statement says:

"The enemy on the Caucasus front repeated his fierce attack in the sector to the south of the Aras river as far as the Karadagh mountains. All attacks were successfully repulsed, the Russians suffering terrible losses."

Subjects Peace Terms.

ZURICH, Switzerland, Jan. 17.—(Via London.)—The League of Nations has rejected formal peace proposals by Emperor William, made through Prince von Buelow, the former imperial chancellor.

## Long, Heavy Rains Cause Big Flood in Southern California

LOS ANGELES, Cal., Jan. 17.—Nearly every stream and river in southern California was flooded tonight, the result of rain which has been falling almost continuously since Saturday night. Residents were marooned at many places, streets and railroad traffic demoralized and numerous accidents resulted.

The local government weather bureau predicted today that the rain would continue tonight and tomorrow.

At many points the streams had broken from their banks, washing away bridges and railroad tracks and damaging thousands of acres of cultivated land. Unless the rain stops soon much more serious damage is threatened.

Although numerous minor accidents were reported from nearly every town, no deaths or serious injuries from the storm were believed to have occurred today. All persons reported marooned by flood waters had been rescued tonight.

In Los Angeles water flooded many streets in the low sections from curbing to curbing. The street car companies were able to maintain only partial service on many lines and all railroad trains were hours late. Today 4.25 inches of rain had fallen.

HAKEFIELD, Cal., Jan. 17.—About 50 derricks in the San Joaquin valley fields were blown down and damage estimated at \$50,000 was done by high wind which swept what are known as the West Side oil fields for three hours today.

## U. S. SOLDIERS AID IN CAPTURE OF VILLISTAS

EL PASO, Tex., Jan. 17.—Soldiers of the Thirtieth United States cavalry aided Carranza men to capture Colonel Manuel Baca-Valles and Lieutenant Colonel Enrique Cisneros, Villa bandit leaders, according to reports reaching here tonight. Baca-Valles and Cisneros later were executed. The capture occurred fourteen miles west of Columbus, N. M., and at a point below the border, but it was denied that American soldiers had crossed into Mexico. They simply prevented the two men from crossing the international border.

The capture was effected last Friday and the men executed the following day.

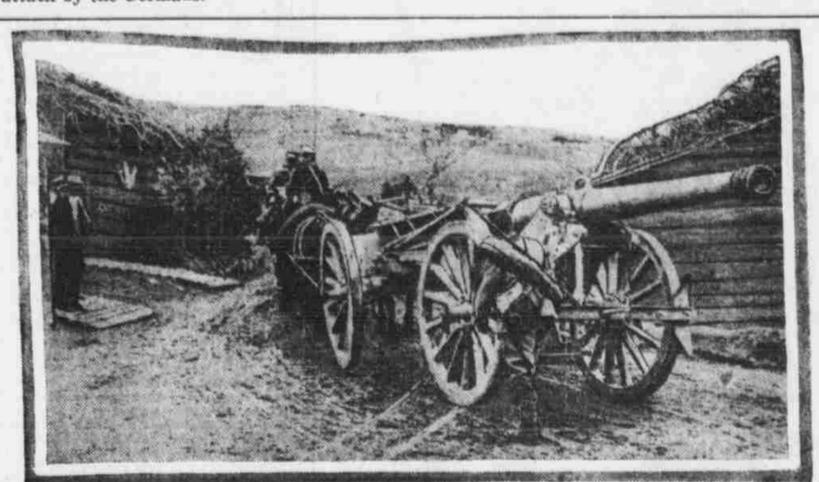
## WILSON PARDONS TWO WHO INTIMIDATED VOTERS

WASHINGTON, Jan. 17.—Frank Guinn and J. J. Beal, Oklahoma farmers, who as election officials were convicted in the federal courts of intimidating negroes and preventing their voting under the grandfather clause of the Oklahoma constitution, were pardoned today by President Wilson.

The supreme court held the grandfather clause unconstitutional.

The pardons were said to be based on the assumption that state officials envisioned held the grandfather law valid, and the two officials in enforcing it acted in good faith.

## SHIFTING BIG FRENCH GUN IN ALSACE—This picture taken a few weeks ago when the Germans and French were fighting desperately for the possession of the Hartmannswillerkopf, shows a French long range gun being hurriedly shifted to a new position to repel an attack by the Germans.



FRENCH GUN IN ALSACE

## KINKAID FAVORS BIG HOMESTEADS

Nebraska Congressman Speaks in Behalf of Oklahoma Man's Measure.

"STOCK RAISING" HOMESTEADS

WASHINGTON, Jan. 17.—(Special Telegram.)—Representative Scott Ferris' bill providing for "stock raising" homesteads of 640 acres, modeled after the "Kinkaid act" of Nebraska was debated at considerable length today in the house.

Throughout the debate allusion was made to Judge Kinkaid's bill which created a precedent in the land laws of the country, and so specific were these references at times that Representative Kinkaid took occasion in a short speech to support the measure, but to recite some history in connection with the act that will, as long as it is on the statute books, be associated with the name of Kinkaid.

Big Question in State.

"It was a burning question in western Nebraska when I was nominated for the house of representatives," said Judge Kinkaid, "what should be done with the public land. On the one hand it was to be a leasing bill, whereby the lands would remain in the hands and under the control of large ranchmen individually, or on the other hand whether it should be an enlarged homestead act whereby many would be afforded the opportunity to acquire homes. I did not hesitate to choose the latter alternative, and I introduced the bill for a 640-acre homestead."

"It was reported as rather a novelty here and precedents were demanded. My answer was that we had better take a precedent, and that this case would serve as an experiment."

Many Condemned.

The congressman told how the bill was finally passed notwithstanding opposition, but when it went on the statute books he was doubtful as to its successful operation. It was condemned generally outside the state and as he went about he learned how notoriously vicious it was looked upon. But when he got to his home in the Sixth Nebraska district the verdict of his neighbors was that the section act did possess a virtue notwithstanding the strong opposition to it and the act gained steadily in popularity and continued to demonstrate its merits.

"In the territory where the law is in operation it has become very popular," said Judge Kinkaid after paying a compliment to the Interior department for speaking of the act in most laudatory terms, "and for that reason I am in favor of the Ferris bill."

## Business Portion of Wirt, Okl., Burns; Thousand Homeless

OKLAHOMA CITY, Okl., Jan. 17.—Following a fire today which virtually destroyed the business section of Wirt, Okl., leaving 1,000 persons homeless, citizens of the town asked Governor Williams to send state militia to take charge of the situation.

Wirt is in the Healdton oil field. The fire started in the oil exchange cafe, said a telegram received this afternoon by Governor Williams from Art Walker, state conservation officer.

## Wilson Will Order The Admission of Mrs. Pankhurst

WASHINGTON, Jan. 17.—Mrs. Emmeline Pankhurst, the suffrage leader now on parole in New York under the immigration authorities will be formally admitted to the United States as soon as the papers in her case reach Washington. President Wilson is opposed to her exclusion. Mrs. Pankhurst is working in behalf of the Serbian relief movement.

## NEBRASKANS BOOSTING FOR JUDGE SULLIVAN

(From a Staff Correspondent.)  
WASHINGTON, Jan. 17.—(Special Telegram.)—Congressman Lobeck's recommendation of Judge J. J. Sullivan for the Lamar succession on the supreme bench gathers momentum as the days go by. Today Representatives Reavis and Shallenberger, acting independently, called at the Department of Justice and put in a good word for Judge Sullivan.

Colonel and Mrs. John G. Maber and Mr. Patterson of Lincoln were presented to the president today and later called on the Nebraska delegation.

Clyde A. Rossett, ex-sheriff of Cherry county, was today nominated for register of the land office at Alliance. Mr. Rossett being recommended by Senator Hitchcock.

## The National Capital

Monday, January 17, 1916.

The Senate.

Met at noon.

## Sure Submarine Can Run Blockade With Cargo of Milk for Babies

NEW YORK, Jan. 17.—That it would be entirely feasible to have a submarine merchantman carry milk to the babies in the central empire was the opinion given today by Lieutenant Commander Craft of the New York navy yard to the citizen's committee for food shipments.

"If the submarine were constructed for the purpose," said Lieutenant Commander Craft, "there is no scientific reason why it could not make a voyage across the Atlantic with a cargo. The idea of a commercial submarine for blockade running is new, but practicable."

Dr. Edmund von Mach, executive chairman, declared the committee was determined to get milk into Germany, Austria-Hungary and Russian Poland, even if a submarine had to be built for the purpose.

## WATSON'S PARTY ASSURED SAFETY

Carranza Governor Issued Passports to Slain Americans and Told Them Region Safe.

MADE BASIS FOR PROTEST

WASHINGTON, Jan. 17.—Evidence collected at El Paso by State department agents indicates that Carranza authorities at Chihuahua assured C. R. Watson, head of the party of Americans killed near Santa Ysabel, that no escort was necessary. In that opinion, however, many of the Americans agreed, although they had suggested to the authorities the advisability of sending troops with the party.

The advice further stated that the Carranza governor of Chihuahua gave Watson a personal passport and that the Carranza immigration authorities in Juarez gave a general passport for the whole Watson party. These developments are taken to point to responsibility of the Carranza government for not adequately protecting the Americans.

Gore Proposes Neutral Zone.

Establishment of a neutral zone in northern Mexico to be jointly policed by the forces of Mexico and the United States, unless disorders are speedily controlled, is proposed in a resolution introduced today by Senator Gore, democrat of Oklahoma.

The resolution which was referred to the foreign relations committee would authorize the president to enter into an agreement with General Carranza to use troops to restore order and make life secure in that portion of Mexico adjacent to the United States. There was no discussion on the proposal.

Mormon Colonists Reach El Paso.

EL PASO, Tex., Jan. 17.—Twenty-five Mormon colonists from the state of Chihuahua, Mexico, arrived here late last night aboard a train that came through to Juarez from Casas Grandes. A number of others, it was stated, were coming on the special train from Parral today.

General Gabriel Gavira, commandant at Juarez, said that the body of Jose Rodriguez, which was to be brought to the border to prove to Americans that he had been executed as one of the leaders of the bandits who massacred eighteen mining men, would not arrive until tonight. The train bearing it was delayed by a wreck, according to Gavira.

## Wilson Will Order Wreck of Subsea is Found Not Due to Outside Causes

NEW YORK, Jan. 17.—Officials conducting the two inquiries, civil and naval, into the cause of the explosion Saturday on the submarine E-2, which caused the death of four men and serious injuries to ten others, were convinced today that the accident was due entirely to natural causes.