

amendments, is final, was overruled. In this connection the court said:

"I am of the opinion that the word 'legislature' as used in Article V of the constitution of the United States means the legislative body or power of the state, and in states where the people have reserved the power to order a referendum upon legislative action the people are a part of the legislative power of the state and are within the meaning of the term 'legislature'."

The decision, if upheld, means that the people of Nebraska have a chance to lead the nation's fight for or against prohibition. If the people of the state in a referendum declare themselves against prohibition, and enough other states are secured to bring the total number of states favoring prohibition down below 36, prohibition of the nation automatically would be nullified.

### Wouldn't Accept Them.

Hopkins first tried to file a petition against the state prohibitory amendment demanding a referendum by the people on prohibition. The secretary of state at that time refused to accept the petition, declaring then that the state could not have a referendum on the prohibition question because it was an act of the state legislature covering an amendment to the national constitution.

The secretary of state's decision is reversed by the ruling of Judge Morning, and liquor leaders declared today that the decision was an indication that other states would fall in line.

## Orders Back Pay for Des Moines Carmen

Des Moines, Ia., Aug. 18.—Federal Judge Martin Wade today ordered receivers' certificates issued by receivers for the Des Moines Street Railway company to pay the \$100,000 back pay the striking employes are demanding. This may end the strike which went into effect last Wednesday.

## Allied Consuls Protest Expulsion of Cummings

London, Aug. 18.—American and French consular representatives in Mexico City have protested against the expulsion by the Mexican government of William Cummings, in charge of the archives of the British legation there, it is intimated in official circles.

## Prince of Wales to Spend 10 Days in United States

London, Aug. 18.—The prince of Wales, it is understood here, will remain in the United States for 10 days on his visit.

3,000 delegates at the convention.

A constitution and platform will be formulated at the national convention, it was announced, and a decision as to what candidates will be entered in the 1920 campaign also will be made.

The basis of representation to the convention as decided Monday was one delegate to each central labor body, of which there are 760 in the United States, and one delegate for every 500 members of all labor party groups and all local unions.

"The new party will represent the 6,000,000 members of organized labor in the United States, and will have the co-operation of nonpartisan leagues and farmers' organizations in various states," said Robert M. Buck, editor of the official newspaper of the Illinois labor party.

## Nebraska Farmer Murders Justice; Nearly Lynched

Lincoln, Neb., Aug. 18.—After wounding and overpowering two armed deputy sheriffs during a fight in which he, too, was shot, O. W. Langley, a farmer of Cortland, staggered into a general store at that place late tonight and shot Justice of the Peace Chris Pfeiffer through the heart.

Langley was saved from lynching only through pleadings of conservative citizens. He was recently arrested by state agents with 105 gallons of homemade whisky in his possession.

Langley was taken to the Beatrice jail for safe keeping.

## Transcontinental Aerial Derby Being Planned

New York, Aug. 18.—Plans for a transcontinental aerial derby from New York to San Francisco, with more than \$100,000 in prizes, including a first prize of \$20,000, are announced by Capt. Charles J. Glidden, chairman of the Aerial Touring league committee of the Aero Club of America.

No date has been set for the contest, which will be international in character and sanctioned by the Aero Club of America under the rules of the International Aeronautical federation governing all aerial sporting events.

## Ukrainians Take Swerinka

Warsaw, Aug. 18.—General Simon Petlura, the Ukrainian anti-bolshevik leader, after having withdrawn his troops from the Polish front, has attacked the bolsheviks and conquered the important town of Swerinka.

clothing manufacturers and showed "that in most cases the retailer makes 50 per cent profit and in some places, 100 per cent."

### Manufacturer's Cost

The manufacturer's cost, he said, was due to the cost of labor. He presented figures to show that an overcoat costing the manufacturer \$10.85 in 1917, advanced to \$17.57 in 1918, and to \$22.66 by last week. He urged that dealers be required to mark the cost prices on all commodities.

The United Fruit company was attacked by Representative Fitzgerald, democrat, Massachusetts, who asserted it had made a 40 per cent profit, and paid off millions of dollars of bonded indebtedness not due for some time.

Investigation of freight charges to determine whether there was fraud in capitalization of railroads as charged before the interstate commerce committee was urged by Representative Huddleston, democrat, Alabama, who asserted the transportation charges affect retail prices "three or four times."

### Palmer Asks Aid.

New York, Aug. 18.—Attorney General Palmer, addressing the fair price committee here, appealed for aid in sending to jail "unconscionable profiteers" in the necessities of life. He said he had come from Washington to give instructions for conducting the campaign here for fair prices, because "New York is the natural leader in this movement and the eyes of the nation are fixed upon it."

"The prices set by fair price committees will be accepted as standard," said Mr. Palmer, "and charges in excess of those prices will be prima facie evidence of profiteering."

"I am trying to have congress pass a law which will make profiteering a crime. It is not now a crime unless two or more persons combine to do it."

## District Attorney Refuses to "Cough Up" for Party

Milwaukee, Aug. 18.—District Attorney Wmfred C. Zabel will resign from the socialist party Tuesday as a result of an attempt by the executive board of the party's county central committee to make him pay 20 per cent of his salary—\$1,200—into the party's campaign fund.

## Pacific Fleet Needs 50 Per Cent More Men

Los Angeles Harbor, Aug. 18.—Unless enlistments in the navy are speeded up the Pacific fleet, when finally formed, will have a complement of only 50 per cent, according to Admiral Hugh Rodman, who declared, Monday, the situation is "very grave."

superior to the league. "I mean does not for moral. During the treaty ratification there was late during republican news of suppressed news agency being whip before the

## Labor of Li Co

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## Pittsburg Sues En

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