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THE VIDETTE-REPORTER,
Iowa City, Iowa.

NIPHER TO THE RESCUE.

"The present condition of the University" is the title of a document which made its appearance in University circles during the first part of the week. This little publication is the work of genuine philanthropists; Frank Springer, attorney at law, Las Vegas, N. M., and Francis E. Nipher, professor of physics in Washington University. It was their "supreme desire for the prosperity and glory of their Alma Mater" that led to its publication and generous distribution. It was their unspeakable love that suggested this, as the most favorable time, to make fitting return to the "kind mother" that nurtured them years ago.

We feel that an apology is due to those acquainted with the subjects discussed by these two men for even a passing reference to such palpable misrepresentations, since their own knowledge refutes the silly charges preferred against the present administration and completely vindicates the Board of Regents in the decided stand they took last June in freeing the Collegiate Faculty from an element that had hampered its actions for several years. But to those who have not been carefully observing the condition of the University of late years a few words may not be out of place. The two compilers of this document present themselves before the alumni and insist on having a new hearing on the removal of Prof. Hinrichs from the Collegiate Faculty last June. The fact that the Board of Regents, consisting of twelve members, among whom are such men as John F. Duncombe, Richardson, and Ham, decided on his removal *unanimously* has no weight or consideration with these two men. The writers of this appeal presume to know of what they speak. For in attempting to show that every request for apparatus was complied

with by Prof. Hinrichs, the following language appears, "We, the writers, have some knowledge and experience in this department of physical science. For our own satisfaction we have personally examined into this question of the apparatus, with great care, having had ample opportunities during the summer, and what we have written has been in the light of personal knowledge." In the first place who are *we*? Frank Springer and Francis E. Nipher. At what place and how recently has Frank Springer, attorney at law, Las Vegas, New Mexico, been engaged in the study of physical science? And how much time did he devote to the examination of this subject? Bear in mind that this "examination" was made during the summer.

It is true, Prof. Nipher sacrificed a good part of his summer vacation, making investigations about the University. He had access to all the departments, and the privilege of prying into Faculty records and University archives, which extraordinary courtesy, you will observe, he has in no way acknowledged. This man Nipher claims that the apparatus was turned over to Prof. Leonard in proper condition and at the time it was asked for. He knows, for he made a personal examination during the summer. Bear in mind, please, that this apparatus was for the use of Prof. Leonard's class in physics during the spring term, from April 7th to June 23d, and that it was during the early part of this term that the difficulty occurred. Prof. Nipher began his mission of love after the term had closed. He says he found the apparatus all right and in fact it was all right, for Prof. Leonard had supplied the missing part during the term as best he could.

But this man Nipher is not the only man who can give testimony on this question of apparatus. Regents Duncombe and Richardson also made personal examinations before school closed and found that it had not been turned over in proper condition. This is a fair sample of the worth of that personal knowledge of these self-sacrificing investigators upon which they base a sweeping condemnation of the present administration including President, Faculty and Regents.

As for Frank Springer there is a disposition manifested to excuse him for his connection with this affair on the ground of ignorance. Nineteen years have passed since he graduated and, naturally enough, the common belief is that an attorney at law, located in New Mexico, has not the very best opportunities of becoming acquainted with the real condition of affairs in the State University of Iowa. The class in which Mr. Springer graduated, '67, numbered five members, one of whom, Milton Remley, no less devoted to his Alma Mater than the attorney of Las Vegas, has by his

continuous residence in Iowa City since graduation, been in a position to judge of University affairs. Mr. Remley, with a double attachment to the University, 1st as his Alma Mater, 2d as a financial advantage to his native city, is emphatic in his approval of Faculty and Regents. But for Francis E. Nipher there is no excuse. He appeals to the alumni out of his regard for Prof. Hinrichs as a friend. If this be so, his love is greater than his wisdom, for certainly the latter would command to him discreet silence on that subject.

He appeals, too, out of the fulness of his love for his Alma Mater. He has, indeed, a tender regard for the institution from which he graduated, in which he taught two years from '70-'72, when Prof. H. had two assistants, and from which he retired when but one assistant was needed in that department. This Missouri professor dotes over the glories of the sixties, when he attended what was then popularly termed, "The Johnson County High School," and in pathetic silence this good man lets fall hot tears of remorse as he thinks of the degeneracy of that which all now call the State University of Iowa. These years have been prosperous ones for the University, even though the assistance of this southern scientist was not employed.

For Nipher's insidious attack at this unfortunate time, there is no excuse, but that does not preclude the possibility of a cause. Some years ago Francis E. Nipher filed an application before the Faculty, asking for an honorary degree. The ground of this petition was (1) important scientific discoveries, (2) consequent fame at home and abroad. The petition was referred to a committee of three. The alleged discoveries were found to have been made by Prof. Hinrichs in part or wholly, and the petition was not granted. This may partially account for the *gall* that prompted his present malignant attack upon his much loved Alma Mater.

The visiting committee from the Legislature, Senator Sweeney and Representatives Holbrook and Cousins spent Tuesday and Wednesday examining into the affairs of the University visiting classes, and preparing themselves to report to the Legislature when it convenes.

It is gratifying to all real friends of the University to know that this official committee found the work being done in this state school perfectly satisfactory, and more that they were completely satisfied with the present administration. At the same time, with this committee from the Iowa Legislature came a committee of one from a Missouri school, Francis E. Nipher. What does he represent? Who commissioned him? Did the authorities of Washington University, Missouri, grant him a leave of absence from his duties in that school to

come up and *meddle* in the affairs of the State University of Iowa? We fear the latter committee did not find things to suit him, for he found among the students but the one opinion, i. e., that he would do well to attend to his own business.

It may not be generally known, but it is nevertheless a fact that a new society has been organized in the University. The students of the Engineering course have long felt the need of some means of an interchange of ideas on topics pertaining to their branch of study, and at last have organized themselves into an Engineering society officered as follows: C. R. Rall, president; J. M. Fawcett, vice president; Frank Cotton, Secretary and treasurer. On last Tuesday evening their first regular meeting was held in Prof. Eggert's room. And we are pleased to note the fact that at their first meeting the faculty and Engineering students were well represented. Mr. Walter Bryant presented a paper on the subject, "Foundations by the Pneumatic Caisson" in which the subject was treated in a most thorough and scientific manner. J. M. Fawcett followed with a paper on "Stone Bridges" giving an accurate account of the principles employed; at the same time illustrating by numerous well prepared drawings. The society will meet again February 2d at 7 p. m. All Engineering students are invited to join. This is an excellent opportunity to increase your knowledge on subjects of vital importance to every Engineer. The general public will be gladly welcomed to their sessions. Possibly it is unnecessary to refer to the great advantages to be found in the special training, afforded in such organizations, but we venture to suggest to the students of all courses that it would be better to master some phase of their course completely, rather than gain but a dim impression of an innumerable number of topics. The Engineering Society, organized for the purpose of discussing engineering and scientific topics deserves not only the support of the students of that department, but also of the entire school.

The greatest of faults, I should say, is to be conscience of none.—*Carlyle*.

Scene (not the "Athens of Iowa"). Student, (to servant at the door) "Is Miss Brown in? Servant, "She's engaged." Student, "I know it, I'm what she's engaged to."

The sizes of famous heads. In *Nature* Mr. Tuckett gives the following as the sizes of hats worn by certain distinguished men: Charles Dickens, 7½; Lord Selborne, 7½; John Bright, 7½; Earl Russell, 7½; Lord Macaulay, 7½; Mr. Gladstone, 7½; Mr. Thackeray, 7½; Louis Philippe, 7½; M. Julien, 7½; Archbishop of York, 8 full.

tain article specifically described is ordered of a manufacturer and the fact made known to him that it is wanted for a particular purpose there is still no implied warranty that it will answer the desired purpose if he has furnished the article ordered and described. *Chanter v. Hopkins*, 4 M. & W. 399. But if a manufacturer agrees to supply an article which he manufactures, and which is ordered for a specific purpose, it has been held that the rule of the civil law "Caveat Venditor," applies, and the seller impliedly warrants it to be reasonably fit for the purpose for which it was ordered. The reason of this rule is very plain and cogent, the vendee does not have the privilege of inspecting the thing purchased, and even if he had, there could be a latent defect known to the vendor which the vendee could not discover. *Brown v. Edgington*, 2 M. & G. 279. Also when a dealer sells goods and the vendee can not inspect them, there is an implied warranty that they are merchantable, but there is no warranty as to their particular fineness or quality. Mere expression of opinion never amounts to a warranty. But neither does there have to be express words of warranty, any words on which the vendee has a right to rely are binding on the vendor. Therefore, as a rule, there is no implied warranty of the quality of personalty, but there is an implied warranty of title if the vendor is in possession, but otherwise if he is out of possession.

On Saturday night next will the musical event of the season when the Vesce-lius Opera Company will present the picturesque and amusing Opera "Galatea" at the Opera House. The leading artists are Louise, Frances, and Eva Vesce-lius, Vaillant de la Croix, W. I. Hall and Charles Reller.

SYNOPSIS:—The opera opens in the studio of Pygmalion, where his slave Mimos is discovered endeavoring to sleep. He is disturbed by Chrysos, who, having heard of the wonderful statue of Galatea, calls to inspect, with the intention of buying. He is shown the statue, and is so entranced with its beauty that he does not notice the entry of Pygmalion, who upbraids him for his intrusion and drives him out of the studio.

The sculptor, left to himself, in a bitter soliloquy, admits himself in love with his own work, and bursting into song, appeals to Venus, to bring the statue to life. His prayer is answered, and then follows the awakening and Galatea's first introduction to the world. Complications follow rapidly. Galatea, only a day old in worldly experience, soon begins to show herself of a fickle nature. She is attracted to Chrysos, who lavishes jewels and costly presents upon her, and afterwards falls desperately in love with the slave Mimos, whose youthful charms have more attraction for her than the impassioned love of the sculptor. Pygmalion discovers Galatea's infidelity, and with rage raises his hammer to dash her to pieces. Calling on the gods to save her, Galatea rushes to her pedestal. She returns to stone and the opera ends.

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MEDICAL DEPARTMENT.

E. BROOKS, Editor; J. W. HULL, Assistant.

The anxious seats are being rapidly taken by the candidates.

Prof. Robertson on Monday evening delivered the first of his lectures on physical diagnosis which are for the benefit of the candidates, and by his thoroughness and interest in the welfare of the students they are made as practicable as possible.

Prof. Peck, on last Friday at the surgical clinic performed the operation of trephining the skull of a gentleman who received an injury several years ago by a runaway team, and was seized with convulsions at the time, but without apparent injury to the cranium. About four years ago the convulsions re-appeared, and recurring since at frequent intervals, also affected with partial paralysis, confusion of thought, etc. The operation consisted in removing three disks of bone from the upper portion of the skull where the pain and alleged seat of difficulty was located. The opening was of triangular form and extending to the duramater or lining membrane of skull. At last reports, the patient was doing well.

Dr. Langenbeck stepped quietly from the sick chamber and followed the patient's wife into the tidy drawing room. The professional gravity of the doctor's face seemed to depart to a three ply veneer as he turned to await the expected query of the anxious little woman.

"Doctor," said she, in a voice whose utterance was as feeble as its tone of anguish was well marked, "Doctor! will you be good enough to tell me the exact condition of the sufferer this morning? I think I ought to know the worst, that I might be prepared for it." The doctor coughed away a few ounces of the ostentation that appeared to have coagulated in his bronchia, and as he planed the vapor from his eye-glasses, replied:

"To be sure, Madam, to be sure! It is your prerogative to be made cognizant of the veritable status of the patient, and I cannot object to fortifying you with such information as the diagnosis interprets."

"Oh thank you, Doctor! I shall be very glad to know the real condition and the chances of recovery."

"Well, then my good lady, you must know that my first impression was that the subclavian vein had penetrated the vena cava descendens, and by androgenous dissemination of the venous overflow had wrought a mephitic condition of the rufescent corpuscles, and rendered phlebotomy imperative."

"Great heavens, doctor! Don't tell me—"

"Calm yourself madam, calm yourself. You forget my remark that that was my first impression. Further investigations proved that the vena cava descendens had not undergone a *lusus natura*, but was continuing, *en regle*, to perform its functions. The real disturbance appeared then to be a momentous opilation of the thoracic duct, and a collateral hebe-

tation of the arteria innominata."

"Oh! spare me, spare me doctor! Then he is lost indeed!"

"Please control yourself, madam, and follow the progress of my investigation more closely. I remarked, if you will recall, that such appeared to be the case; but progressing with my articulations I found, by the coadjuvancy of that anatomical sentience that our fraternity inherits that the denaturalization of the patient's status was due to no amorphous condition of the subcutaneous vesicles, but was merely an ustulation of some of the lesser penetralia of cutis vera—a form of urticaria—aggravated by co-existent evidences of mania a potu."

"Is that all, doctor?"
"Nothing more I assure you my good woman. A mere deflagration, so to speak, of the percalatory conducts of the tegumenta, rendered doubly morbid by concomitant excitation of dipsomania."

"Merely that doctor? Heaven bless you for that assurance. And you really think he is no worse than he is?"

"Not in the least, madam."
"And unless he breaks down again he will continue to improve?"

"All things favoring, yes, ma'm. To be sure, certain methods of edulcoration must be maintained, and care should be taken that the constituents of his menu should be non-calefactious and in part of gelatinous nature—pabulum—that will subimate, as it were the deterioration of the atomic functions. Watchful in these regards and enjoying all indulgence in frumentaceous liquefactions, I think we may predicate an expeditious restoration to a normal sanitary condition."

"Thank you, doctor! You don't know what a load of anguish you have relieved me of."

"I have but done my professional duty madam. I will look in on the patient again in the morning. Good-day!"

"Good-day, doctor."

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**AN ELOQUENT PLEA
TEXT BOOKS**

WASHINGTON, D. C.—Allow me to thank you for sending me your report on the progress of public instruction in Iowa. I have read them with great interest and have been a factor in our state progress school system. What a great and effective growth it has made! I have given in return your factory results. In content one of them every citizen in Iowa feel thankfully proud. The of illiteracy in Iowa is lower than in any other state in the Union. Our school system. Is not it a great thing to give thanks for? It is the jewel in the crown of Iowa.

But let not our enthusiasm progress. Let us not be ungrateful. There are heights beyond. Let our schools be free. But are they? True that no tuition charges are levied. But does this make them those who most need free schools? Those who have riches a tuition would be no bar. But all rich and so we have open school house doors and bid the rich and poor to enter and learn. This because the state has no interest in the education of the poor. This interest has a moral value, a public order money order value. No child can reach its best estate but through the care of these elements. Let us exercise by a people a develop and maintain the best of civil society. In this people of Iowa have done they have not done all. Open schools called free are not free. Many a child enters those doors to be repulsed and driven out. not even attempt to enter, a this?

The text-book tax gathered within each door. Where the school is not free.

I am glad you have taken feature of our case in your report. I have treated it admirably, and you of the state I give you credit for what you have done in this. Many children are excluded from called free schools because of text-books. No child should be excluded. Each one of them is precious in the regard of the state. One of them embodies possibility good or evil which may not be disregarded. The school room is proper place for every child in Iowa and the people should see to it that one shall be absent because of lack of instruction which the cost of text-books may present.

The facts which you have in your report make it clear to me that in every aspect of the case the text-book system is the right one. I can but hope for its enactment at the General Assembly. Even the economy is a conclusive argument in favor of the free text-book system. The cheapest to those who are unable to purchase text-books for their

tation of the arteria innominata."

"Oh! spare me, spare me doctor! Then he is lost indeed!"

"Please control yourself, madam, and follow the progress of my investigation more closely. I remarked, if you will recall, that such appeared to be the case; but progressing with my articulations I found, by the coadjuvancy of that anatomical sentence that our fraternity inherits that the denaturalization of the patient's status was due to no amorphous condition of the subcutaneous vesicles, but was merely an ustulation of some of the lesser penetrals of cutis vera—a form of urticaria—aggravated by co-existent evidences of mania a potu."

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AN ELOQUENT PLEA FOR FREE TEXT BOOKS.

WASHINGTON, D. C.—Allow me to give you my thanks for sending to me advance pages of your report as superintendent of public instruction of Iowa. I have read them with great interest. No factor in our state progress outranks our school system. What a grand, forceful and effective growth it has had! Our people guard it, nurture it, love it. It has given in return wondrously satisfactory results. In contemplating just one of them every citizen in Iowa must feel thankfully proud. The percentage of illiteracy in Iowa is lower than in any other state in the Union. This from our school system. Is not this a fact to give thanks for? It is the brightest jewel in the crown of Iowa.

But let not our enthusiasm hinder our progress. Let us not be unmindful that there are heights beyond. We call our schools free. But are they so? It is true that no tuition charge attends them. But does this make them free to those who most need free schools? To those who have riches a tuition charge would be no bar. But all have not riches and so we have opened wide the school house doors and bid the children of rich and poor to enter and be taught. This because the state has a direct interest in the education of each child. This interest has a moral value, a political value, a public order value, a money order value. No community can reach its best estate but through forceful care of these elements. Let this be exercised by a people and it will develop and maintain the best condition of civil society. In this regard the people of Iowa have done much, but they have not done all. Open doors to schools called free are not free enough. Many a child enters those doors but to be repulsed and driven out. Some do not even attempt to enter, and why is this?

The text-book tax gatherer stands within each door. Where he stands the school is not free.

I am glad you have taken up this feature of our case in your report. You have treated it admirably, and as a citizen of the state I give you my thanks for what you have done in this regard. Many children are excluded from our so-called free schools because of the cost of text-books. No child should be thus excluded. Each one of them should be precious in the regard of the state. Each one of them embodies possibilities for good or evil which may not safely be disregarded. The school room is the proper place for every child in the state, and the people should see to it that not one shall be absent because of the obstruction which the cost of text-books may present.

The facts which you have embraced in your report make it clear to my mind that in every aspect of the case the free text-book system is the right one, and I can but hope for its enactment by the General Assembly. Even the factor of economy is a conclusive argument in favor of the free text-book system. It is the cheapest to those who are able to purchase text-books for their children

without feeling the weight of the burden imposed. It is a necessity to those who cannot spare from their scanty earnings the expense which text-books now impose. And why should not the public meet this difficulty as it does the one involved in the erection of school houses? Why not free text-books as well as free school houses? Why not free schools in fact as well as in name? Why not free educational implements, so to speak, as well as free houses in which to learn and practice the method of education? After careful consideration on the subject I can but regard any attempt on the part of the state to interfere with the autonomy of the school districts in the selection of text-books as unwise and impolitic. The people are best qualified to determine this question for themselves. We should go farther and permit the districts not only to select but to own the books. This is entirely consistent with the genius of our free school system.

I feel so great interest in this subject that I would be glad to write about it at greater length, but I have so much to do here in connection with my public duties that I cannot now spare the time, and I can only say in conclusion that I wish every citizen of Iowa could be put in possession of the interesting and to my mind irresistible facts embraced in your report. If this could but be, the result, in my judgement, would not long remain in doubt. We would soon have free schools in fact, and no child would be excluded therefrom by reason of the text-book burden.

Yours truly,
JAMES F. WILSON.

To JOHN W. AKERS,
Superintendent Public Instruction
Des Moines, Iowa.

An entertainment was given at Music Hall last evening by the Vescelius Opera Company, and the artists were given a warm reception by the audience. They appeared in a representation of "Galatea," in which the entire company took part. The piece gave the audience an opportunity of seeing that the company not only contained good vocalists, but also astonishingly good actors and actresses.—*Brooklyn (N. Y.) Daily Eagle*

The first number of the *Unitarian*, the new religious monthly edited by Brooke Herford and J. T. Sunderland, and published by Charles H. Kerr & Co., Chicago, more than redeems the promises made in its prospectus. It contains thirty-two pages of the *Harper's Monthly* size, filled with most interesting matter. A sermon by Robert Collyer, entitled "Four Stages in Church Life," is well described as "one of the most characteristic, eloquent and searching discourses" ever published by the great preacher. The subscription price of the new magazine is only 50 cents per year.

There are but three college dailies in existence: The *Yale News*, the *Harvard Crimson*, and the *Cornell Sun*, founded respectively in 1878, 1879, and 1880. The *Princetonian* is published every other day, but the project of issuing a daily at Princeton is now being agitated.

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Society Directory.

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IRVING INSTITUTE. F. M. FULTZ.....President F. B. ABY.....Secretary Sessions every Friday evening.

ZETAGATHIAN SOCIETY. WALTER BRYANT.....President D. A. LONG.....Secretary Sessions every Friday evening.

STUDENTS' CHRISTIAN ASSOCIATION. R. A. SMITH.....President G. W. WOODWARD.....Secretary Prayer meetings every Tuesday noon in President's recitation room. All are cordially invited.

LOCAL.

"The Black Flag." Going to the State contest? Lee, Welch & Co's. bookstore. The next dancing lesson will be Jan. 28. Remember "Galatea" next Saturday night. How many are going to the State oratorical contest? Visit the Curio Art Exhibit at the Baptist church Tuesday evening. Miss Nellie Porter left Tuesday for Washington, D. C., where she will spend the winter. Who is going to see about getting excursion rates to the State contest at Cedar Rapids? The Vesclius Opera Company in "Galatea" at the Opera House, Saturday, January 23d. Miss Aliene Holson, formerly a member of class '85, re-enters school this term to graduate with class '86. Colors in the coming beard contest—Sabin-black, but scanty; Dickey-red, and plenty; Johnson-white, and fuzzy. The Sophs held a meeting on Friday afternoon and transacted some important business. Now Freshies. It wont cost you a cent to visit the Curio Art Exhibit at the Baptist church Tuesday evening, from 6 to 10 p. m. A large audience was present at the oratorical contest Wednesday night, notwithstanding the severity of the weather. Miss Mella Tuttle, of Des Moines, attended the Far Niente dance last Thursday night, and stayed over Friday with friends. Let us appoint a committee, get every one to agree to go, secure a special train, go to Cedar Rapids, take in the contest, and have a good time. Miss Kittie Lewis, accompanied by her mother, started Tuesday for an extended trip through the South.

Both societies adjourned last night, as most of the members wished to attend the indignation meeting which was to have been held at the Opera House.

Miss Augusta Larrabee spent a day or two in Iowa City this week, arriving from Des Moines Thursday afternoon and attending the Far Niente dance the same evening.

The Irvings have elected C. E. Pickett to fill the vacancy on their exhibition debate caused by the resignation of J. H. Killmar, whose duties as county surveyor do not permit him to return to school this year.

Lieut. Knower returned from Baltimore Monday evening and began the winter work in Tactics Tuesday. The Senior lecture yesterday afternoon was postponed until next week on account of the bursted pipe.

D. D. Donnan came down from Des Moines Thursday and spent Friday with old friends among the students. He says the success of his canvass in the legislature is largely due to his society training in the S. U. I.

The ladies of the Baptist church will give a novel entertainment at their church, Tuesday evening, January 26, consisting of a Chinese Supper Bazaar and Art Exhibit, conducted by two Chinese students. Concert at 8:15. Admission 25 cts., children 10 cts.

W. L. Park and R. A. Green, both of '85, came down from Cedar Rapids last Saturday and spent Sunday with University friends, returning on Monday morning. These enterprising gentlemen, it is rumored, are planning the establishment, in the wilds of Wyoming, of a colony or something of that sort, which shall in time become the metropolis of the west.

We have it on good authority that two seniors and one brave sophomore have sworn a solemn vow to permit nature to work her own sweet will about their once fair countenances, unrestrained by razor or shears. The editors of the Vidette believe that this will be a cruel blow to some gentle creatures, and if any such will call at our office we think we can "here suit" the most fastidious.

The third of the Far Niente parties occurred last Thursday evening and was enjoyed by some forty couples. The excellent music of the Northwestern Band, to which some additions had been made, together with the well selected program and the perfect night, made this, perhaps, the pleasantest evening yet afforded by this always enjoyable series of dances.

Chinese nuts, ginger, pure tea, served by live Chinamen at Baptist church Tuesday evening. Lung Don and Lee Fuen, entertain in rich oriental costumes being magnificently dressed in silks and satins. They sing, use chopsticks and give much desirable information regarding their people's queer habits, customs and language. Doors open from 7 to 10 p. m. Don't forget the date, Tuesday January 26th.

Equine Paradox with Co. C Minstrels. See the exhibition drill of Co. C minstrels.

R. S. Galer, of '85, is to lecture at New London, Iowa, February 4th.

F. B. Robinson, of '85, came up from Kossuth this morning to spend Sunday at home.

See the musical make with Co. C Minstrels.

The students are justly indignant at the Nipher-Springer pamphlet, and the attack of the Iowa City Post.

Pratt's Banjo Quartette with Co. C Minstrels.

Miss Annie Ross, of '85, went Tuesday to Burlington, where she accepts a position in an architect's office.

Rogers Male Quartette with Co. C Minstrels.

"IOWA CITY calls itself the Athens of Iowa.—Hesperian. Beg your pardon, it is called the "Athens of Iowa."

Here is to the Dents and Medics. James the photographer downs them all on price and quality. Call and get prices before going elsewhere.

Co. C, 3d. Regiment Home Minstrels Opera House Tuesday and Wednesday January 26 and 27. Prices: Parquette and dress circle, 50 cents; Gallery 35 cents. Reserved seats at Fink's without extra charge Monday at 8 A. M.

The Zetegathian Exhibition program as arranged Monday is as follows: Salutatory, Higbee; middle oration, A. Kessler; valedictory, R. A. Smith; declamations, Lloyd and Van Dyke; debate, D. L. Love, V. R. Lovell, T. J. Stevenson and Daniel Swindler.

MARRIED—On Monday last, Mr. T. W. Gaynor to Miss Jessie Smith. The ceremony took place at the Episcopal Church, Rev. Gaynor, a brother of the bridegroom officiating. Both parties are well known in Iowa City and have the best wishes of the VIDETTE-REPORTER for future happiness.

One of the steam pipes of the heating apparatus burst yesterday afternoon about one o'clock, necessitating the withdrawal of the fire from the furnace until the pipe could be replaced. The library closed about two o'clock, and most of the afternoon recitations were postponed. Heating was resumed about four o'clock and all is in working order again.

Arrangements will be made to secure reduced rates for those desiring to attend the State Contest at Cedar Rapids one week from next Thursday night. The contest will be held in the Opera House and the price of seats will be as follows: dress circle and first three rows of balcony, 75 cts., rest of balcony and parquette 50 cts., gallery, admission 35. A part of the balcony will be reserved for the Iowa City visitors. It is expected that large delegations will attend from Iowa City and Mt. Vernon. Seats will be placed on sale at both of these places on Monday, February 1st.

The alumni of Iowa City had a meeting Tuesday to examine the statements made in the pamphlet of Messrs. Nipher and Springer, and to investigate the management of the University affairs, and report at a future meeting. A local alumni association will probably be formed.

THE CONTEST.

LAST Wednesday evening found a larger audience than usual at the Opera House to greet the participants in the home Oratorical Contest. After music by the University Band and the invocation by President Pickard, President E. R. Nichols, of the home association, announced the first speaker, A. Kessler, of Solon, Iowa, who had chosen as his subject, "Daniel Webster." Though the subject was an old one and the method of treatment not particularly original, the oration contained many good thoughts, and was a worthy encomium upon America's distinguished Demosthenes. Webster, Miltonian in his diction, was very appropriately followed by an oration on "Milton's Public Life," by T. J. Stevenson, of Iowa City. Mr. Stevenson presented a well connected treatment of his subject, and a number of very fine passages added materially to the oratorical effect. His delivery, however, detracted, somewhat, from a full appreciation of his effort, on the part of the audience. After music, N. C. Young, of Imogene, in a noble eulogy of "Plato," presented what in our opinion, was the most finished and eloquent production of the evening. The style of the oration was well suited for delivery, and Mr. Young did not fail his opportunities in this respect. "College Skepticism," was then discussed by V. R. Lovell, of Garner. His thought and argument were good, although his oration at two or three points verged a little too closely upon the didactic in style. The subject was not so common as some of the others, and was treated with skill, both in the arrangement of the matter, and especially in the ease of expression and choice-use of words. But it was in delivery that Mr. Lovell, particularly excelled, and in this he was not approached by any speaker of the evening. His low but distinct tone commanded the constant and closest attention of his audience and his gestures have not been equalled in grace by any speaker within our memory. After music, F. M. Fultz, of Wilton, in "Dualism in American Civilization," contrasted the Puritan and Cavalier elements in our national life, much to the advantage of the former, but not without due credit to the latter. His thought was good, though not particularly new, and his delivery, though expressive, was hardly forcible enough to secure the closest attention. The closing oration was then given by J. L. Teeters, of West Liberty. The character of "Iago" was well analyzed, and contrasted with that of Richard III and Macbeth. Mr. Teeters presented his subject in a thoughtful manner, and his effort was well appre-

ciated. His delivery did not ease of Mr. Young's or band then regaled the audience with music, until the delegates were announced as R. Lovell, first, J. L. Teeters, C. Young, third. Mr. Lovell fore represent the University State contest at Cedar Rapids, and Teeters and Young delegates. The decision, for the most part, satisfactory can not doubt that Mr. Lovell new honors for the University following are the markings

Table with columns for names (V. R. Lovell, J. L. Teeters, C. Young, R. Lovell, F. M. Fultz, N. C. Young, T. J. Stevenson) and categories (Thought, Style, Delivery, Rank) with corresponding scores.

ALL Students will get 10 per cent discount ON Holiday Goods at Allin, Wilson & Co 1885.

The punster of the Cornellian last number, in referring to the company of University students went over some time ago to the hospitality of our genial neighborly to play foot-ball, has been saying: "As an escort and S. U. I. Freshmen brought a score of their most attractive who, with their "silk plug quite a sensation, especially less quartet of them found after tea, minus their above blenms of dignity. In "sizing quartet, we found one of the exceedingly Green, another wa-

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LITERARY DEPARTMENT.

"In the world there is nothing great but man:
In man there is nothing great but mind."

IAGO.

By J. L. Teeters, receiving second honors in Home Oratorical Contest.

Motives of action are concealed far beneath the surface. Why this man is benevolent and that one malignant, this one humane and that one a misanthrope, can be determined, if at all, only by searching deeply into the human soul.

Shakespeare, that critical observer of human thought and action, has painted characters of the most varied nature, from the brave, noble and generous, to the malevolent, crafty and fiendish. To each of these classes, and yet exclusively to none of them, belongs Iago, honest Iago, the prince of good fellows, the brave soldier, the favorite of Venice; the coarse and selfish ruffian, the egotistical and heartless fiend, the enigma, the contradiction, the paradox of literature.

He is naturally misunderstood. Was he a fiend, a being without a conscience, or does his character offer a redeeming trait, a chance for an apology?

Man is a compound of good and evil. Good predominates in one, in another evil. Accident of birth or station, may suppress the one and intensify the other. The most trivial incidents have driven men to the lowest depths of crime, who might otherwise have become models of honesty and virtue. What a man appears to be, does not tell us what lies beneath the surface, what would be revealed if the mask were torn away.

Iago was ambitious, but he was a good soldier, outspoken, generous and affable, and to all excepting One, honesty was his crowning virtue. His outward appearance was attractive, and he was generally considered, a capital good fellow. Is it strange that he was popular in Venice, stood high in the estimation of the Senate and was Othello's companion and trusted officer?

It was not until his ambition was thwarted, not until he saw Cassio promoted above him that he revealed his real nature and unchained the demon concealed within him. It was then that he strangled and cast away his conscience, that he changed from the honest Iago, to the devilish Iago, it was then that his majestic intellect scintillated with all the vividness of the lightning's flash, blackening and withering all it touched. He was no common villain. His plans bear the impress of intellect, of originality, of genius. Emilia, Roderigo, and Cassio are used as so many rounds to his ladder, while out of the innocence of Othello and Desdemona is woven the web which is to enmesh their happiness. In the difference of race was implanted the germ of the future rupture, the insidious force which gave movement to the awful tragedy.

Othello is "not easily jealous," his nature is open and free, he looks upon

all men as friends and suspects neither deceit nor malignity. He is made to discredit his own senses and use those of his deceiver. Cassio is the unwilling lever, innocent Desdemona the fulcrum, and Iago's almost superhuman intellect is the power which moves the Moor to jealousy. It requires Iago's subtlest art, his most ingenious cunning to awaken the latent germs of suspicion in his victim's breast, but once awakened, it clings to him like a Nemesis, devouring his happiness and goading him on to destruction.

Iago has no counterpart in fiction. There are those who would not hesitate to do the crimes he did, but there are none who could conceive them. Many assume the role of friend as perfectly as Iago, but in the character of malicious villainy he is unrivalled. He stands apart from all others in the unique methods he adopts, in the fiendish coldness of his reasons, for every act demands a reason, not to satisfy his conscience, for that is a cipher, but to satisfy the searching nature of his keen and restless intellect. Revenge was not the impelling principle of his actions. It was rather the natural outbreak of the innate wickedness within him. He combines absolute moral depravity with exceptional intellectual ability, "perfect understanding with perfect selfishness, logical life with moral death."

In Richard III and Macbeth, we have a strange and terrible combination of intellect, cunning and crime. It would seem that in these characters the limit of man's hellishness had been reached, one step further and we must confront the supernatural. In Macbeth there remains enough of virtue to make his life a burden, and he rushes to the final charge with the energy of despair. Richard's coward conscience reproaches him with a thousand tongues. At the banquet table and in the tented field, the spirits of their victims are ever present, haunting their calloused hearts and tormenting their burning brains. Iago excels Richard, not only in keenness of intellect, but in the maliciousness of his cunning. He outranks Macbeth in every attribute of a criminal. He exceeds both in all the essentials of moral depravity. Macbeth's distinguishing trait was physical courage. Richard's was an inflexible energy of will, Iago's was malignant intellectuality. The necessity of releasing the pent up forces within him, accounts for Richard's deeds; ambition and the "prophetic warning of witches" allured Macbeth to his crimes; the unnatural cravings of a "sleepless intellect" made it impossible for Iago to remain inactive. Macbeth overcame obstacles by personal bravery, Richard by brute force and treachery, Iago by intellectual cunning. Richard burns all around him by the fiery energy of his will, Iago chills all by his cynical coldness.

Milton and Dante have entered the realms of the unknown, have conceived supernatural beings, and with almost incomparable genius, have endowed them with attributes, seraphic and in-

fernal, and have led us from the pleasures of Paradise to the horrors of Hell, but Iago, although essentially human, is more of a fiend than Milton's Satan, more of a demon than Dante's Lucifer, for Satan had periods of conscience, and Lucifer had moments of despair. Goethe's Mephistopheles has been pronounced the "Spirit of Evil in modern society" and we can but admire the genius necessary to conceive such a master creation, but Iago is Mephistopheles intensified, for without any supernatural assistance, he excelled him in "motiveless malignity."

Shakespeare did not think it necessary to fathom the depths of space in search of superhuman beings in order to represent the Evil One, but emphatically asserted that he is to be found here on earth, all around us, in the form of man created in the likeness of God. Neither does he sound the infinite to find purity and virtue, for has he not created Antonio and Horatio, Cordelia and Desdemona!

For Othello we can have naught but pity. As he stands, contemplating the wreck before him, with the thought that he has been deceived and compelled to hate and finally destroy the one for whom he had infinite love, the feeling of remorse, sorrow and despair overcomes him, and with one stroke he releases his noble soul from its base prison of clay. Must virtue succumb to intrigue, honesty to dissimulation, confidence to cunning!

The drama grapples with the problems of life, considers man a free moral agent accountable for his deeds before God and man. The inexorable moral law demands that good shall triumph in the end. Richard's star set on bloody Bosworth, Macbeth was stricken down in the fullness of his crime, and it seems that Othello and Desdemona should have lived, if only to make sure that the punishment of their traducer "torment him much and hold him long." But Shakespeare holds a mirror to Nature and portrays characters as he sees them. Iago is no imaginary being, created as an embodiment of evil, but is true to life. He is a product whose factors are accidental circumstances and total moral depravity. His character places in stronger contrast the fidelity of Cassio, nobility of Othello, and purity of Desdemona. He may ensnare and destroy innocence and virtue, may trample under foot the laws of God and institutions of man, but he must end in failure, must answer for his crimes before the bar of eternal justice.

The fate of Iago is left in obscurity, and he disappears from view in sullen silence, the same cold, egotistical, heartless, cynical, dissimulating fiend that could murder his best friends and wreck happy households without a feeling of remorse or a pang of conscience. He enters the everlasting night of despair, without one glimmer of hope to light the way, burdened with his unnatural crimes, a failure, a grand mistake, an enigma till the last.

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"Aunt Eliza" will furnish a series of her sensible and valuable articles on Home Treatment of the Sick, especially the care of children.

Mrs. Dr. A. B. Stockham, the famous author of "Tokology," will conduct a regular Medical Department, answering questions proper to be answered through *The Housekeeper*, and in other ways giving our readers the benefit of her thorough medical training.

The accomplished Mrs. E. M. Niles, author of "Fancy Work Recreations" will continue to give our readers the best and latest in Fancy Work.

Our Architect will continue his practical articles on Housebuilding and Furnishing.

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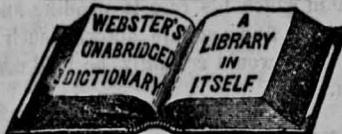
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LAW DEPARTMENT.

H. K. EVANS, Editor.

Law Literary to-night at 7:30. Everybody invited to attend.

The last man legally hanged in Iowa was at Ottumwa, February 17th, 1864.

Marmon writes that his health is improving, and he would be glad to hear from all the boys.

Butler made a flying visit to Boone on Friday, the 15th, returning on Tuesday morning in time for recitation.

E. H. Heard was in attendance, as a delegate from this place, at the Y. M. C. A. convention held at Grinnell the latter part of last week. He reports a full attendance and an interesting meeting.

One of the Juniors asked, "would a minor who is married be entitled to vote?" We suppose, if he had been answered in the affirmative, he contemplated taking unto himself a wife immediately.

Judge Shiras, of the U. S. District Court, has remanded the injunction cases to the Stats courts, holding that the petitions did not raise a Federal question. Defendants appealed to U. S. Supreme Court.

The Dillon Law Literary Society met on January 19th, 1886, and elected J. H. Wetzel, President; H. C. Liggett, Vice-President; F. A. Bennett, Secretary. The above named persons are also to act as programme committee.

We omitted to mention last week that, at the close of last term, the Seniors perfected a class organization with the following officers: J. B. Ogle, President; J. H. Wetzel, Vice-President; W. M. Chamberlain, Secretary.

G. H. Terwilliger has severed his connection with the Junior class, and it is talked among his friends that he is married, but as we have this as "hearsay evidence" only, it is not sufficient to warrant us in saying it is true.

On Thursday Judge Adams gave his last lecture on the subject of "Domestic Relations." These lectures have been very interesting and instructive. He has now taken up "Insurance" for a short time, after which he will lecture on the subject of "Damages."

J. R. Swain, a member of the Senior class, has not yet returned. So far as we know he has not been heard from, but we suppose the severe snow storms have blockaded the roads in his section of the country so badly that the trains are not running. His home is near Sioux City.

CARD OF THANKS.

We express our sincerest thanks to President Pickard, Chancellor Ross, and students of the law class and all friends who have so kindly sympathized with us in our late affliction and loss.

MRS. C. STEINIGER,
E. V. STEINIGER,
F. CONRAD.

Oscar Steiniger, who died of malignant diphtheria at Iowa City, was a resident of Bryant, Iowa. He was the president of the Clinton County Teachers' Association, and was a young man of exemplary habits, and beloved by all who knew his worth. He formerly lived in Bellevue, this county. A mother and sister mourn his early demise. Oscar Steiniger and Peter Turnblade, both Bellevue boys, were boon companions in their youth and were endowed with brilliant minds. How sad to think that in early manhood the angel of death lays one in his grave, and the other languishes in the Independence insane asylum.—*Jackson Sentinel*.

Can a person accused of a crime waive a jury trial?

This question cannot be answered in either the affirmative or negative. The condition of the common law together with the various provisions in the Constitution and statutes of the different states, causes it to assume a peculiar phase. Under the common law it was the right of a person charged with having committed crime to be tried by a jury of his peers. And this is still the right of every individual put on trial, unless, under some statutory provision, he waives that right. Many of the courts hold that the presence of a jury is necessary to give them jurisdiction, and that they have not power to try a criminal case without the aid of a jury. *State v. Carman*, 63 Ia. 130. In the above case the court based its decision on the provision of the statute of Iowa, section 4350. That section provides, "an issue of fact must be tried by a jury of the county, etc." It is thought by many of the courts that it would be dangerous to allow a waiver of so important a right, because an innocent person, having the greatest confidence in his evidence, might thus defeat his best interests. But it seems to us that the prisoner and his attorney ought to know what is for his best interest and not be compelled to accept the opinion of the court on that question.

The Federal court held in a Kansas case that a trial of a prisoner having waived his right, could afterwards take advantage of the error. *U. S. v. Taylor*, 3 McCrary 500. In case of *State v. J. C. Maine*, 27 Conn. 281, this same doctrine was supported; but it was because there was no statute which provided for the waiver of the jury, even if the prisoner so elected. The reasoning in these cases is founded on the ground that at common law there could not possibly be a trial of a criminal case without a jury, and that in these particular cases there appears no statute in derogation of this common law rule. But several of the states have made statutory provisions that a person charged with a crime may waive the right to a jury and be tried by the court. And where he does so he cannot afterwards object to the judgment of the court on the ground that he did not have a jury trial. At least the states indicated by the following decisions have recognized such laws as constitutional. *State v. Woden*, 46 Conn. 349; *Ward v. People*, 30 Mich. 116; *Dillingham v. State*, 5 Ohio St. 280; *John*

Dailey v. State, 4 Ohio St. 57; *State v. Mansfield*, 41 Mo. 470; *Brown v. State*, 16 Ind. 495. These laws of course to be constitutional must not take the right to trial by jury away, but simply give the prisoner his option. In *Re Staff*, 20 Rep. 254 it was argued that it would be contrary to public policy to allow an accused to waive a jury trial, but this cannot be, for by pleading guilty he waives a trial altogether, and a statutory provision granting such a right is one of the means by which the policy of the public is declared.

But the law, as we think, is well settled on the following points: 1. Unless there is a special statute providing that the accused may waive a jury trial, a trial in any other manner would be irregular and void. 2. It is not within the power of the legislature to take away the right of trial by jury; not giving the accused the benefit of that right if he desires it. 3. The legislature may give the accused the privilege of waiving a jury and if he accepts it he is bound by the proceeding. Therefore, if a person is charged with committing a crime under the laws of the U. S., he cannot legally waive a jury trial, for congress has not enacted a statute which so provides, and as to the states, the investigator must look to the statutes of the particular state in which his case is pending and should he find a statute allowing such a waiver, it would certainly be held constitutional.

Mr. H. F. Brown and wife, of the Lewis & Gibson Gallery, Ann Arbor, Mich., which is one of the leading art galleries of that State, and where they have been engaged for three years, arrived in Iowa City last Saturday, and commence work at C. E. Clench's Gallery on Monday. Mrs. B. is a skillful retoucher and Mr. B. is equally at home in the printing department. Both are "A No. 1" in these branches, and will add to the excellence of the work for which Clench is already celebrated.

Boys, patronize Ward. He prepares oysters to suit the taste of the most fastidious—is always ready to wait on customers in his new quarters opposite Shrader's Drug Store.

Gardiner, the Opera House barber has the finest shop in the city. Give him a call.

Do not buy drawing instruments until you have examined ours; we have the largest and finest assortment in the city. Fink's store, next door to post office.

Buy your Cigars of Shrader.

STEAM LAUNDRY.—Mr. Thomas Warren, late of New York, has opened a first class Laundry one door north of Bock's Bakery opposite University on Clinton street, where students can get there washing done in short notice and at prices much lower than they have been paying. No need of sending fine washing to Chicago for we can meet all wants and guarantee all our work, please give us a call and a trial.

ACADEMY COLUMN.

W. S. KENYON, J. C. MONNET, Editors.

A class is beginning German.

The class in Geometry can spell parallelogram, on a wager.

Julia Long is teaching in Jasper county, but will return to graduate with '87.

The Shakespeare Class, under the direction of Mrs. Partridge, is reading "Macbeth."

Herbert Owen is unable to return to school this term on account of sickness. We hope for his speedy recovery and return.

We are always glad to see our alumni take a stand with others in their undertakings. V. R. Lovell, of '81, N. C. Young and A. Kessler, of '82, and Thos. J. Stevenson, of '83, were successful in getting positions on the S. U. I. oratorical contest. To the two first named gentlemen were rewarded the first and third honors, respectively.

We are glad to note the organization of a band in the Academy. It will, indeed, fill a "long felt want," and we wish the boys success. The members are Chas. Turecheck, C. T. Croddy, violins; Chas. Cope, piccolo; Walter Vandyke, guitar; Elba Vandyke, piano. It is expected that the band will soon increase in numbers, as it no doubt will in usefulness.

There are three boys in our school,
Who were so wonderful bold;
They thought they'd speculate in girls,
One "got there;" two were "sold."
And when they found that they were left,
With all their might and main,
They swore to all the deities
They'd ne'er do it again.

This is the last lay; the minstrel herewith hangs up his harp; he, too, will ne'er do it again—i. e., lay it on—and if he should just lay for him. "A reciprocal lay is no murdery." Then, too, "tis ne'er too lay't to mend." rate

The editor sat in his sanctum drear,
Chewing his pen with an air severe,
Collar turned up to warm his ear,
Items scarce and the darkness near.

Papers there were all covered with dust,
Gone was the look of heavenly trust,
His face revealed nothing but sour disgust.

This is the secret, a steam pipe "had bust."

The Freshman class at Oxford, England, numbers 610, and that of Cambridge 865.

In searching for a good tonsorial artist remember Gardiner, the Opera House barber.

Base ball game, Salon vs. Riverside at Co. C Minstrels.

A new invoice of elegant box stationery just received at Lee, Welch & Co.

Patronize Dubuque St. Laundry.

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Iowa

THE STATE UNIVERSITY.

Lately there has appeared the alumni of the State University the signatures of F. E. M. Frank Springer, and as it has great currency, it no doubt sort of an answer in the minds of several graduates of the University whom it has, with zealous interest, addressed through the mails.

In the first place, the writers of the circular are personal friends of the writer, and it is conceded that among the brightest of the men that have been polished by the University. Mr. Niphfessor in the Washington University, St. Louis, and Mr. Springer is now in New Mexico.

It is far from our purpose to discuss the motives of these gentlemen on the obvious occasion of the circulation, last June, of the Register of the University, in relieving Professor from his duties as a professor in the collegiate department, and length with that question, in convince the Alumni that a has been done Dr. Hinrichs.

It would be easy for the writer to that opinion, as he has known Dr. Hinrichs, and has an acquaintance with him, approximately and esteems him as one of the most successful and capable professors in the institution. Very reasons the writer sustains his opinion on the merits of the case, only to say, in regard thereto, at least questionable, whether it appeal to the alumni will strengthen the position of Dr. It appears certain, at any whether it will or not, the Professor too much independence, both in action, and of resource, to resort

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