GOVERNMENT NOTICES

PROPOGALS FOR SIX BRICK BUILDings, Water, Sewer and Electric Lighting System. Department of the Interior,
Office of Indian Affairs, Washington, D. C.
June 2, 1936. Sealed proposals, endersed
Proposals for Buildings, etc., at WashingN. D., and addressed to the Commissioner
of Indian Affairs, Washington, D. C., will
be received at the Indian Office until 1
of clock p. m. of Tussiay, July 18, 1936, for
furnishing and delivering the necessary
materials and labor required to construct
and complete two dormitories, a school
house, a meas hall, a laundry and a warehouse, all of brick, with plumbing, steam
heat and electric light, also water, sewer
and electric lighting systems, at the site
of the new subool, near Wahpeton, N. D.,
in strict accordance with plans, specifications and instructions to bidders, which
may be examined at this office, the offices
of the "Gassette," Wahpeton, N. D., the
"Tribune," Bismarck, S. D., the "Improvement Builetin, Minnespolis, Minn, the
"Pioneer-Priss," St. Paul, Minn, "American Contractor," Chicago, Hi, "Glore-Democrat," St. Louis, Me.; "Bee," Omaha,
Neb.; the Engiders and Traders' Exchanges
at Omaha, Neb.; Milwarkee, Wis, St. Paul,
Minn, and Minnespolis, Minn, the Northwestern Manufacturers Association, St.
Paul, Minn; Commercial Club, Des Moines,
Ia.; the U. S. Indian Warchouses at 285
South Canal St., Chicago, Hi, Hi Wooster
St., New York, 60; South Seventh St., St.
Louis, Mo.; Sid Howard St., Omaha, Neb.,
and with the Postmaster at Wahpeton,
N. D. For further information apply to
C. F. Larrabee, Acting Commissioner.

J. 5-10-18-15-13-2-2-24 PROPORALS FOR HIX BRICK BUILD-

PROPOSALS FOR CLEANING MATE-ial, Lamps, etc. Office of the De-tot quartermaster, Omaha, Neb., June 17. Sealed proposals in triplicate, will be ved at this office until 10 o'clock a. m.. 37, 198, for sapollo, concentrated lye, supplies, etc. United States reserves June 27, 1965, for sapadio, contacts reserves impossible to reject any or all bids, or paris the right to reject any or all bids, or paris thereof. Information and specifications furnished on application. Envelopes containing bids to be marked "Proposals for sapolio, lamps, etc.," and addressed to Captain Thomas. Ewobe, guartermaster.

M—J 21,22,22,24,25

CHIEF QUARTERMASTER'S OFFICE. Omaha, Nebraska June 15, 1905—Scaled proposals, in triplicate, will be received here until 16 o'clock a.m., central standard time. July 15, 1965, for disintering, boxing and preparing for shipment approximately one hundred and seventy-five (1%) remains and a like number of headstones at (1%) Fort Hays cemetery, fellis county, Kansas Specifications and full information furnished on application here. Envelopes containing proposals to be marked "Proposals for distintering remains," and addressed to J. E. Sawver, Chief Constitutionalists. Army r distintering remains," and addressed to E. Sawyer, Chief Quartermaster, Army ullding, Omaha. Neb. J 17-24-Jy1-6-11-14

LEGAL NOTICES.

PUBLIC NOTICE.

By virtue of an order of the district court of Donglas County, Nebraska, in a suit therein pending, entitled Frank J. Dennison against Western Anchor Fenne Company, entered June 18, 1806, I will sell for cash, either privately or publicly, all the assets of the Western Anchor Fenne company of every kind and description, including material, machinery, 4008, fixtures. company of every kind and description, including material, machinery, tools, fixtures,
office furniture, patent rights and every
other species of property owned or enjoyed
by the Western Anchor Fence company.
Said property will be sold in separate
items or as a whole. Any part thereof not
previously sold privately will be offered for
saie of public auction on July B, thee, at
10 o'clock a m at 26 North 17th street,
Omaha, Nebraska. All bids for said assets,
or any part thereof must be accompanied
by the cash, and will be reported to the
court for confirmation.

Before the time fixed for the public sale
of said assets lids therefor will be received at my office in the McCague building, Omaha.

THOMAS H. M'CAGUE.
Receiver for Western Anchor Fence Co.
Jis d20t m

RAILWAY TIME CARD

UNION STATION-T	ENTH AND	MARCY.
Union Pacific.		
	Year	a section of
Overland Limited	Leave.	Arrive.
California Express	- A PAGE THE	a 8:18 pm
California & Oregon I	a want pan	a 2:30 am
North Platte Local.	na a san pin	a 6:10 pm a 6:20 pm
Fust Mail	A TOO MIN	a. 6.20 pm
Colorado Special	1.30 MIII	a 3:20 pm
Beatrice Local	to State man	b 1:30 pm
Wabash.	b ette bin	P Tree DIE
St. Louis Express	Watter water	THE REAL PROPERTY.
St. Louis Local (from	e e en pin	8:20 am
Council Electric	D.15 cm	20.00
Council Bluffs) Shenandoah Local (fra	PART BANK	70:90 Dm
Council Bluffs)	E offi com-	9.90
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	ST.	M-Co
Chicago Limited	E-95 mm	
Chicago Limited	B BLID	a 7:10 am
Chicago Express Chicago Ex., Local	3173-40 mm	a 8:00 pm
Des Moines Express	o d 30 mm	a 4:30 pm bll:50 am
Des Moines Local.	a sun bitt	a 9:55 pm
Chicago Fast Expres	s a first new	a 1:16 pm
W1	DET.	DOCUMENTS.
Rocky Mountain Lin		
Colorado Express		
Oklahoma & Texas I	Ex. a 4:30 pm	all:40 am
Colorado Night Ex	a E:80 pm	& 7:25 am
Chicago & Northw		
Local Chicago	B.Ll :30 B.H	3:45 pm
Fast Mail Paul	a 8:23 pn	6:30 am
Daylight St. Paul	4 7:50 an	10:00 pm
Daylight Chicago	B B:00 AH	11:50 pm
Limited Chicago	# R:SP Tru	9:36 a.m
Locus Carroll Fast St. Paul	4:30 pn	ara 98:90 am
Fast St. Paul	а 6:28 рп	7:05 am
Local Sloux C. & St.		e 9:35 am
Fast Mail	**********	2:50 pm
Chicago Express	a 5.00 pm	a 7:30 am
Norfolk & Bonesteel	B 7:40 an	10:35 am
Lincoln & Long Pine	b 7:10 an	10:86 pm
Casper & Wyoming	е 2:40 рп	e sals pm
Deadwood & Lincoin	& 2:50 pm	a 5:15 pm
Hastings-Albion	D 2:50 pm	a bilt pm
Missouri Pacific.	2.00	
St. Louis Express	a 9:00 am	a 6:30 am

hiengo Great Western.

Burlington.

pe M & Okoboji Ex...a 7:55 am a 3:20 pm periodically overflowing at this point will

BURILL GTON STATION-10TH & MASON

Leta vo.	willing.	8.00
Denver & Oclifornia & 4:10 pm	a 2:20 pm	l N
Northwest Express all:10 pm	n. 6:08 pm	
Nebraska points 8:50 am	a 7:40 pm	1 5
Lincoln Fast Mail b 2:57 pm	mq 30:1Ls	3
Ft Crook & Plattem'th b 2:52 pm	\$110:25 ATB	1
Bellevue & Plattam'th a 7:50 pm	b 8:32 am	100
Believue & Pac. Junc a 3:20 am	*********	B
Believue & Pac. Junc. all'16 pm	*********	12/
Denver Limited	a 7:10 am	E
Chicago Special 7:25 am	*********	
Chicago Express 4:00 pm	a S:do pm	10
Chicago Flyer 8 8:06 pm	a 7:25 am	t
Town Local Bill am	#10:55 pm	12
St Louis Express 8 4:40 pm	all:30 am	1.
Engines City & St. Joe. alo:45 pm	a 6:45 am	
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Kansas City & St. Joe.a 4:45 pm	*******	
		l ×
WEBSTER DEPOT-15th & W	EBSTER	1
at annual a street or an arrival or a		14
		10
Missouri Pacific.	41110000	18

Nebraska Local, via Leave. Arrive. Weeping Water b 2:50 pm h12:30 pm Chicago, St. Paul, Minucapolis & Omaba.

Twin City Passenger...b 6:30 am b 8:10 pm Sioux City Passenger...a 2:00 pm all:20 am Cakland Local b 6:40 pm b 8:10 am A daily b daily except Sunday, d daily except Saturday e daily except Monday.

OCEAN STEAMERS. ANCHOR LINE U. S. MAIL STRAMERS. SEW TORK, LONDONDERRY AND GLASGOW.

NEW YORK, GIBRALTAR AND NAPLES Superior accommedation. Excellent Culsine. The miner of Passengers Carefully Considered. Single Round Trip Tickets issued between New York 6 Stotch. English, Irah and all principal con-ents; points at attractive rates, hend for Book Teurs. For tickets or general information apply ours. For Hokets or guneral information apply by local agent of the Ancher Line or to (DERBON BROS. General Agencia, Chicago, Ch.

COMPAGNIE GENERALE

TRANSATLANTIQUE such Line, New York to Paris, Six Days. Sailings Every Thursday at 10 s. m. Lorreine July E La Bretagne July 20. Gazogne July E La Lorraine July 27. Savoie July 13. Le Toutaine Aug -

ALLAN LINE ROTAL MAIL STRAMERS MONTREAL IS LIVERPOOL. Weekly Sallings
III. Lewrence Route.
Shortest smoothest and miss picturesque.
SPW FAST TURNING TRIPLES SCREW STEAMERS "Victorian" and "Virginian" -11.000 tons such TWIN SUREW STEAMERS
"Tunisian" and "Bavarian" -15.500 tons such "Tunislati" Stian & Cu. In Jackson Birth. CHICAGO.

NEWS OF INTEREST FROM COUNCIL BLUFFS

MINOR MENTION.

Davis sells drugs. Stockert sells carpets.

Plumbing and heating. Blaby & Son. Drs. Woodbury, dentists, 30 Pearl street Morgan & Dickey, headquarters for fire

Laffert's improved toric lenses give satis-

The latest shades and patterns in wall paper at Borwick's, 21 South Main Woodring-Schmidt Undertaking Co., 226 B way, successors to Lunkley. Tel 339. Special attention given to pictures for wedding gifts. Alexander's 22 B way. Duncan, 2 Main St., guarantees to do the best shoe repair work. Dr Luella S. Dean, homeopath, diseases of women and children. Room 3, Brown Bldg. Tel. 809.

James McGuckin, a shorthand student of A marriage licence was issued yesterda to James Busk, aged 27, and Olsen, aged 27, both of this city. Disc records for Columbia Graphaphones always on hand at Bourcius Piano House, headquarters for Talking Machines, 35 Broadway.

Hon C A. Walsh of Citumwa, la., men ber of the democratic national committee was the guest yesterday of S. B. Wadu worth and other friends in Council Bluffs. Deputy City Marshai Crum was called upon to kill a large mastiff dog which had been shot and wounded by someone. The dog was lying on the sidewalk at Avenue B and Thirtleth street.

The hearing in the Manawa fence suits was continued yesterday in the superior court until Monday. The evidence, with the exception of the rebuttal for the defense, is all in and it is expected the case will be submitted to Judge Scott about Tuesday.

the Cherokee authorities.

A. M. Ellsworth, in his \$20,000 damage suit against Peter W. Cramer and other residents of McClelland for his arrest on a charge of attempting to set fire to his hotel building in that town, yesterday filed an amended petition in which he relates the history of his arrest and subsequent indictment and acquittal. He demands \$10,000 damages for his first arrest and \$10,000 for the subsequent indictment.

The following review of the executive council that the property of the Union Pacific, whose mileage is entirely within the city, should be assessed at its former valuation, in view of the contention that the property of the Union Pacific, whose mileage is entirely within the city, should be assessed at its former valuation, in view of the contention that the property of the Union Pacific, whose mileage is entirely within the city, should be assessed at its former valuation, in view of the contention that the property of the Union Pacific, whose mileage is entirely within the city, should be assessed at its former valuation, in view of the contention that the property of the Union Pacific, whose mileage is entirely within the city, should be assessed at its former valuation, in view of the contention that the property of the Union Pacific, whose mileage is entirely within the city, should be assessed at its former valuation, in view of the contention that the property of the Union Pacific, whose mileage is entirely within the city, should be assessed at its former valuation, in view of the contention that the property of the Union Pacific, whose mileage is entirely within the city, should be assessed at its former valuation, in view of the contention that the property of the Union Pacific, whose mileage is entirely within the city, should be assessed at its former valuation, in view of the contention that the property of the Union Pacific, whose mileage is entirely within the city, should be assessed at its former valuation, in view of the contention that the city should be assessed at t

NORTHWESTERN RAISES BRIDGES

raised about eighteen inches and this will

tle expense. The Northwestern railroad has four bridges across Indian creek, and it has consented, as the other railroads have, to con- special committee will probably be aptribute \$4,000, or \$1,000 a bridge, towards the pointed to take up the matter and secure expense of dredging the creek from Seventh street to Sixteenth avenue. In addition the showing before the executive council. It Northwestern has offered the use of its is likely that the assistance of the Complatform dredge to the city, the latter merely to pay for the actual cost of operating the machine by the company's own crew. With the raising of the Northwestern's bridges at Eleventh street, it is believed that the main cause of Indian creek

be removed There was a large attendance at the entertainment given last night by the girls of There will be old-fashioned contests and Rev. DeLong's industrial school at Mission races for young and old, of both sexes. Montgomery addressed the audience, exand his wife. The Misses Standeford, Chris- kinds of prizes to compete for. tensen and Johnson assisted on the program with recitations. The girls served a large list of entries will be the baby

N. Y. Plumbing Co. Tet. 23 Night, Post

White Rose Flour, 1.40
Chernes' High Patent 1.40
Sugar, 17 pounds 1.00
Or \$6.10 per 100 pounds.

6 pounds..... Best Country Butter, 18c Best Old Potatoes,

per bushel...... 40c New Potatoes, per bushel.....

Everything guaranteed.

C. O. D. GROCERY 132 W. Broadway. Tel. L-645.

S. CHERNES, Prop.

LEWIS CUTLER MORTICIAN 28 PEARL ST. PHONES. Ros.

Lady Attendant if Desired.

STATE BOARD CALLS CITY

Asks for Facts to Substantiate Statements Regarding Railway Assessment.

UNION PACIFIC ONLY ONE WITHIN REACH

Mileage in State is All Within the City and Showing Will Be Made as to the Value of Company's Property.

It is now up to Council Bluffs to demonstrate to the state executive council by facts that the property of the Union Pacific railroad is not sufficiently assessed and that while the assessment has been materially lowered in the last five years the value of the property has not decreased. A. H. Davison, secretary of the executive council has written, acknowledging receipt of the copy of the resolution relative to the assessment of railroads in this city passed by the city council at its last regdar meeting. In his communication Secre-

tary Darison says as follows: Permit me to suggest that your people, who are willing to declare these matters in resolution form, prepare a statement of facts which would support the conclusion and present the same to the executive council. I have no doubt your people, at least many of them, have gotten the imeast many of them, have gotten the imwill be submitted to Judge Scott about Tuesday.

Have you money to burn? Most people have other use for it. You will not burn up so much by buying your mantles, burneys and globes, etc., of us at jobbers' prices. We do nickel and copper plaining. Lamp mowers sharpened. New Specialty Manustaturing company.

"Doc" Sheldon, charged with obtaining money under false prefenses, wis removed yesterday from the city jull to St. Bert that as soon as he recover; his relatives will come to his assistance and square up list financial troubles.

Complaint was made to the police yesterday that a dog belonging to Mrs. Hunt, who conducts a small strosery store at Avenue G and Fifteenth street, had bitten a small boy mamed John Gany's Mrs. Hunt told the police that if it is boy's parents insisted she would have the dog killed but that she needed the dog to mind the store at night.

The commissioners have not heard from the city officials realize that the case of Adolph Shumate, the maxi who was found wandering about the city against Peter W. Cramer and other work of hope from Mr. Davison's letter that it may be possible to show to the executive council that the property of the Union. Shumate was taken into custody claiming to have been at one time an immate of Cherokee asylum. Up to date the commissioners have not heard from the Cherokee authorities.

A M. Ellsworth, in his \$20,000 damage suit against Peter W. Cramer and other

The following reply was sent yesterday We are well aware that the executive council does not make, neither can it change the existing laws relative to the mode of railway assessment, which we know is unjust to terminals; for instance, the Mason City & Fort Dodge railway purches of its bridges, in commencing the work.

C. F. Wiley of the engineering department of the railroad arrived in the city Thursday night and yesterday had a large force of men and a steam derrick at work.

The two large steel bridges which span Indian creek just north of Broadway between Eleventh and Twelfth streets will be raised about eighteen inches and this will to Secretary Davison:

Inasmuch as the assessment of the rail-

raised about eighteen inches and this will necessitate the raising of the tracks for a considerable distance on each side. It is possible that the platform around the passenger depot will also have to be raised.

The raising of the railroad's tracks across Broadway will necessitate the city raising the grade of Broadway for a block at least each side of them. It is figured that by relaying the granite block paving from Ninth or Tenth street to the Illinois Central's tracks just west of Twelfth street this can be accomplished with but comparatively little expense.

Inasmuch as the assessment of the railroads is entirely taken from us locally it is difficult for us to furnished the work upon, such as is furnished the executive council by the different roads. However, we do know that five years ago the Union Pacific was assessed at \$150.000 per mile and now at only \$25,000, and we do not believe that there has been an actual decrease in value. If you will furnish us with a copy, at our expense if necessary of the last statement of the Union Pacific as required to be furnished by section 1334 tracks just west of Twelfth street this can be accomplished with but comparatively little expense.

Mayor Macrae announced last evening

Mayor Macrae announced last evening that he would call a special meeting of the city council to consider this matter and a the necessary data on which to make a mercial club in the matter will be asked.

SOMETHING DOING AT THE PARK

Program for Fourth Arranged to Furnish Fun for All. There will be all kinds of sport and fun at the Fourth of July celebration and

the program which was completed yesterday by the committee on arrangements. No. 2, on Avenue F. Mrs. Robert Mullis including catching a greased pig. the ssisted with two solos, and Dr. P. J. porker to become the property of the person securing it. The merchants have con colling the work done by Rev. Mr. DeLong tributed generously and there will be all One feature which is expected to attract

ice cream and cake and expect to be able show, a valuable prize being offered for the o furnish the hall with the proceeds of most beautiful infant. Attorney George H. Mayne, the Adonis of the local bar, has he has a reputation of being the greatest dated. connoisseur in this line in Council Bluffs. George S. Wright will be director of aports and will be assisted by Fire Chief Nicholson as starter, while Chairman Graham.

to keep the people cool. The celebration will commence at 2 p. m., by which time, it is expected, the pic- and he surrendered. nickers will have finished their lunches and will last until 11 o'clock. As soon as it becomes sufficiently dark \$500 worth of fireworks will be set off from the highest peak in the park.

Hon. A. E. Hazelton will deliver the oration of the day and there will be a number of musical features, including playing by Bootch pipers in costume, singing by pickaninny jubilee singers and a male quartet as follows: D. E. Brainard, M. A. Reed. and music by the band. This is the program of sports and list of

prizes for the several events: Boys race, under 15 years: Pirst prize, sweater, Metcaif & Metcaif; second prize, hat Joe Smith & Co.; third prize, pocket knife, P. C. DeVol Hardware company. Girls race, under 16 years: Pirst prize, lady's pocketbook, Ø. H. Brown: second prize, bottle of perfume, Hansen & Wesner; third prize, bottle of violet water, U. P. працу.

Fig race, ten to enter: First prize, hox of Havana cigars, Peregoy & Moore; second orize, bex of domestic cigars, C. Zermuhlen; hird prize, hox of domestic cigars, Frank Levin. Levin
Tug of war, ten men to enter: First prize
box of Havana cigars, John G. Woodward:
second prize, box of domestic cigars. Frank
Peterson company: third prize, box of domestic cigars, Maloney & Healey.
Fat men's race, 36 pounds or over: First
prize, nickei-plated soap cup and bar of
sapolio, J. C. Bixby & Son; second prize,
pound of silver prunes, S. T. McAtee; third
prize, bottle of anti-fat, Harle-Haas Irug
company.

razor. Paddock-Handschy Hardware company; second prize, quart of wine, L. Rosenfeld; third prize, art picture, C. E. Alexander; fourth prize, white rabbit, Park

ander: fourth prize, white rabbit, Park board
Pole climbing contest: Prize, sugar-cured ham, C. H. Huber & Brother.
Catching greased pig: prize, the pig.
Throwing base ball, boys under if years: First prize, league base ball. D. W. Bushnell: second prize, sweater. Joe Smith & Co., third prize, pocket knife, D. W. Bushnell: fourth prize, white rabbit, Park board.
Bunning jump: First prize, suit case.
John Bene company, second prize, jointed fish pole and tackle. L. C. Brackett; third prize, quart of wine, L. Rosenfeld.
Back race: First prize, cap, Metcalf & Metcalf: second prize. "Illustrated Book of Adventures." D. W. Bushnell; third prize, pocket knife, Empkic-Shugart-Hill company.

Three-legged race: First prize two silk nackties Joe Smith & Co., second prize. two boxes of soap, Schaefer drug store; third prize, two base balls, Swaine & Mauer. Women's race, So years or over: First prize, & fan W. G. Woodbury company; second prize, red stein, Holland Girl. W. A. Maurer, third prize, two pounds of tea, U. E. Tor, company.

second prize, red stein, "Holland Girl, W.A. Maurer: third prize, two pounds of tea. U. P. Tea company.

Pie eating content: Pirst prize, leather beit, Brandon & Pleming, second prize, pocket knife, Peterson & Schoening; third prize, hair brush. Camp Bros.; fourth prize, white rabbit, Park board.

Largest family: Prize, one sack of John Alden Bour, S. T. McAtee.

Baby carriage race, carriage to contain baby pushed by father: First prize, lace baby cap. John Beno campany; second prize, coffee pot, Empkie-Shugart-Hill company; third prize, box of Meaner's talcum powder, Camp Bros.; fourth prize, pair of child's slippers, People's store.

Paper chase race open to all: Pirst prize, is in gold: second prize, Japanese goose, "Togo," value Sif. Park board, third prize, catcher's mit, The Cyclery.

Tue of war for women, ten to compete. Pirst prize, ten-pound box of candy, J. G. Woodward & Co., second prize, dozen silver teaspoons, P. C. DeVol Hardware company; third prize, ten soda water checks. Clark Drug company.

Drug company.
Women's race, old enough to marry: First prize, solid gold brooch, H. M. Lefferts; second prize, set of bread and butter plates. Grand Union Tea company, third prize, bottle of perfume, Harle-Haas Drug com-pany; fourth prize, box of perfume, Clark

bottle of perfume. Hard land pany; fourth prize, box of perfume. Chark Drug company. Most beautiful baby. George H. Mayne judge: Prize, pair of solid gold baby pins, C. B. Jacquemin.

BEARING DOWN ON SALOONMEN Provisions of Mulct Law Must Be

Better Observed. "The saloon men will have to make some concessions and conduct their places more appropriation of the legislature. in conformity with the mulct law," said County Attorney Hess yesterday in discussing the demands made by Revs. A. E. Buriff and W. B. Clemmer on behalf of league. Mr. Hess stated that he believed the saloon men would see the matter in the right light and not force the hands of the organization represented by the reverend gentlemen. Further, Mr. Hess said he would insist that all money slot machines be removed from the saloons, and this, he added, would apply to the entire county and not Council Bluffs alone. The Anti-Saloon league is insisting that the saloons be closed on Bundays, and if this has to be done in the city the resort at Lake Manawa will also have to fall in line, and the sale of liquor there on Sundays will be likewise prohibited.

Several conferences have been held within he last few days between County Attorney Hess, the ministers and the city authorities but as vet nothing definite has been arrived at beyond the announcement made yesterday by Mr. Hess that all cash slot

These transfers were reported to The Bec June 28 by the Title Guaranty and Trust

. \$ 1.337

WOODBINE, In June M - (Special. The annual convention of the Christian Endeavor societies in the Seventh Iowa district adjourned last night, having been in session three days at Woodbine's First Methodist Episcopal church. Officers of the association were elected as follows President, Rev. W. H. Schimler, Anita; vice president, Hattie Pugsley, Woodbine secretary, Mary McTherm, Oakland; treasurer, L. L. Sample, Woodbine; junior superintendent. Sadie Pugsley, Woodbine; missionary superintendent. Olive Jackson. Avoca: superintendent of Bible study. Rev. J. George, Atlantic. The next con-

vention will be held at Panora. May and December in Reverse Order. MARSHALLTOWN, Ia., June 22 .- (Special)-Mrs. Hattie Sawyer, a widow and mother of nine children, and who has seen the suns of 41 years, was married Wednesday at Toledo to Carl W. Thorn, a minor of only 20 years of age. Both parties are residents of Marshalltown, but went to Toledo to have the marriage ceremony performed because Clerk Lounsberry refused to grant the necessary license, on account of the boy only having the consent basket picnic in Pairmount, judging from of one parent, his mother, who is a younger woman than her new daughter-

Attempt to Wreck Dam. MASON CITY, Ia., June El -(Special.)-An attempt was made last night to blow out the dam at the outlet at Clear lake with dynamite. The explosion was terrific and was felt in the town a mile away Rocks were thrown a quarter of a mile and a big one demolished Parmer Ingersam's benhouse. Only a small breach was made in the dam and no damage from overflow resulted. If the attempt had been successful a large area of farm lands and a porbeen selected as judge for this contest, as tion of Mason City would have been inun-

Posse Captures Murderer. KEOKUK, la., June 28.-(Special.)-Hiding in a field of high grass, Henry White, a Frank Peterson and Captain J. J. Brown negro, was captured by an armed posse of the Board of Park Commissioners will yesterday afternoon. He was taken to the act as judges. Mayor Macrae will be mas- county jail here. White shot down Charles ter of ceremonies and Alderman Gilbert Lewis, a negro, Wednesday, then concealed will be on hand with a wagonload of ice himself in the grass where the posse located him. When found he took to his heels. A shot or two caused him to change his mind

> Summer School at Woodbine. WOODBINE, Is., June 22.-(Special.)-The Harrison county teachers' summer school is now in full blast and will remain in session for six weeks. It began Monday and is held in the normal school building. The attendance is forty-four, but will be much larger. The instructors are

F. J. Howe, G. B. Rigg and Bertha Cad-

Wants Damages or Bushaud. MOUNT AYR, In., June 25 - (Special.)-Blockton people are highly excited over a suit for \$35,000 breach of promise, started by Miss Lena West against Druggist Charles M. Duff. She avers that he promised to wed her two years ago. She is the

eldest of ten children. Duff is very wealthy. Logan Boy Draws Prize. LOGAN, Is., June El-(Special.)-Angus M. Berry has been awarded the \$55 prize was declared an accident apoplexy would

it in the For Exchange column of The Bee Potato race, open to all: First prize, want ad page.

Writes Caustic Letter to Man Who Objects to Serving on a Jury.

ADVISES HIM TO GO TO RUSSIA OR TURKEY

Resolution to Repeal Exemption Laws Bothers Both State Federation of Labor and Retail Grocers' Association.

(From a Staff Correspondent.) DES MOINES, June 28 - (Special.)-In a letter to a juror drawn to serve in the federal court in Davenport, Judge Smith McPherson practically says: "If you have conscientious scruples against serving on the jury go to Russia or Turkey where they don't have juries." Frank Kelley was drawn to serve on the jury at Davenport and wrote to Judge McPherson, saying that he had scruples against such service. Judge McPherson refused to accept the excuse and says: "If you are opposed to our system of government, a part of which is the trial by jury in certain cases, then you should move to Turkey, Russia, or some country where jury trials are not allowed and where you will find your ideal government."

Will Condemn Land. Notification has been given the State Railroad commission by the Rock Island railroad that it desires to condemn per tain land in Washington county for the purpose of straightening its tracks. The commission has set June 30 at Brighton as the date for having the hearing.

Census Appropriation Short. There are fears now that the appropria tion of the legislature to take the state census will not be sufficient for that purpose. The appropriation was \$15,000 and the clerks have weeks and weeks of work ahead yet in the tabulation of the figures and the appropriation is very materially reduced. The cost of taking the census is borne by the counties and taken by the assessors. The tabulation is done by the

Chloreformed and Robbed. Mr. and Mrs. Henry Kunkle of 407 Southeast Sixth street were chloroformed and robbed of \$25 and their house all but the Pottawattamie County Anti-Saloon burned down last night. The fire depart ment was called to put out a fire and on entering the house Mr. and Mrs. Kunkle were discovered to be unconscious from chloroform. They are elderly people, Mr Kunkle being a veteran of the civil war.

> Motor Plant Coming. It was announced today that arrange ments are all but completed for the removal of the St. Louis Motor company to this city. Negotiations have been on for some time.

Strife on Both Sides Both the State Federation of Labor and the State Grocers' association are having trouble ever the agreement at the Council Bluffs convention to repeal the exemption laws. The laborers' wages are exempt for ninety days and the professional man's always exempt. It was agreed that all exemption laws should be repealed. The laborers think the legislature will never do this and so think they gained in get-

property at 1330 East Ninth street. He will move to the residence at once.

Valley Chautauqua, July 12. The people of Missouri Valley were very anxious to secure him and enlisted the assistance of the governor with success. From Missouri Valley Lawson goes to Minnesota. He will speak in Nebraska, Kansas and Mis-

souri before coming to lows.

Musicians Have a Grouch. The state music teachers today elected Charles Grade of Muscatine as president. Mrs. Grace Clarke DeGraff of Des Moines vice president and Rev. Charles Bohn of Mason City secretary and treasurer. A resolution thanking the Plymouth church for the use of the church and organ for the organ recital last night was voted down because it was claimed the organ was not in good condition, a resolution to thank the Young Mon's Christian association for the use of the auditorium was refused because the auditorium was dirty, anothor to thank the Savery botel was refused because the hotel was paid, and finally the convention refused to come to Des Moines next year, though this was the only city that asked for the convention, and voted

to go to Grinnell Christian Jubilee Convention. Addresses by Governor Albert Cummins Mayor George W. Mattern and Rev. T. J. Dow, pastor of the East Des Moines Church of Christ, formally opened the Iowa Christian jubilee convention at the University Piace Church of Christ tonight. Responses to the addresses of welcome were made by Rev. H. J. Palister of Delta, Ia. The sessions of the Women's Christian Board of Missions concluded this afternoon. The board subscribed \$2,500 toward a hospital in Mahoba, India, to be known

as the lows hospital. Reopen Cracker Plant. SIOUX CITY, Ia., June 21 - (Special Telegram.)-The National Biscuit company which closed its plant here about two years ago, has secured an option on two pieces of property and it is understood it will build a new plant and reopen business

SUNSTROKE NOT ACCIDENTAL Insurance Commissioner of Ohio Rules it Out of Accident

Policies.

Insurance Commissioner Vorys of Ohio has issued a letter to all accident insurance companies fioling business in Ohio, setting forth his ruling that death by sunstroke, freezing, septicaemia and hydrophobia, inasmuch as they may or may not result from accidental causes, cannot be legally included in an accident policy.

The letter is the result of the commis sioner being asked to pass on the legality of a clause in the policy written by a company doing business in Ohio, in which death by sunstroke was called an accident Other companies desired to incorporate the clause. He made a searching study of the causes of sunstroke. Sunstroke comes from the overstimulation

of the heat center in the brain, and is caused by the body heat being maintained at a high point during a number of hours. The affliction gets its name from the fact that the victim falls suddenly. If sunstroke be in the same class. Mr. Vorys says. The investigation revealed the fact that sunstroke, contrary to popular belief, comes often in the night, when the sun's ray is hid by the earth.-Chicago Inter Ocean

A Boom in Japanese. A teacher of languages says that the war in the far east has given a great boom to

the Japanese tengue. "Before this Russo- Tee allowed by the statute is for the act Jap contest began," he said. "I didn't have of certifying to the paper and affixing his Jap contest began," he said. "I didn't have single pupil receiving instruction in the Japanese language, now I have forty-two of them, and they are under the care of two Japanese instructors. As for Russian, the war does not seem to have aroused any ambition in our people to learn the language. I have just seven pupils in my Russian class at present."

SUPREME COURT SYLLABI

2. The clerk of the district court cannot be required to sented the records and the limits and the sentent of the sestract of title, and make and enter upon the abstract of title, and make and enter upon the abstract of such search. If he performs such service he is entitled to a reasonable compensation for making such statement and entering it apon the abstract. He is not entitled to a fee for making a search of his records necessary to the performance of another service to which a fee is attached. any ambition in our people to learn the

The following opinions were filed June 8.

607 New Omaha Thomson-Houston ctric Light Company against Dont Er-from Douglas county. Un reheating, mer Judgment adhered to. Holcomb.

(a.) A reviewing court will not only liberally construe a polition thus assailed, in order to uphold it if possible, but will view it in the light of the entire record, and where, from the nature of the answer and the testimony adduced, it appears that both parties have piaced the same construction on such petition, this court will not ignore such construction in ruling on the sufficiency of the petition, even though the petition standing alone might not admit of such construction. (b.) A defective or ambiguous petition may be aided and its infirmities cured by averments in the answer. Bebee v. Lati-mer, 59 Neb., 205.

iff's favor.
2 The master is liable for the acts of his do this and so think they gained in getting the return promise of the grocers to
support child labor legislation.

Auditor Purchases Home.

Auditor B. F. Carroll today concluded
the purchase of the Captain Twombly
property at 1250 East Ninth street. He

will move to the residence at once. He states that the purchase is much in the nature of an investment. Auditor Carroll's home is at Bioomfield.

Lawson at Missouri Valley.

Governor A. B. Cummins has received a telegram from Thomas Lawson of Boston stating that he will speak at the Missouri performs such service he will be entitled to reasonable compensation therefor. The

to reasonable compensation therefor.

12687

Whether plaintiff's intestate, an experi-1. Whether plaintiff's intestate, an experienced lineman with relephone and telegraph wires, had such knowledge and experience respecting the handling of wires charged with heavy currents of electricity and used for lighting and power purposes and of the character and plainting of the insulation thereon as to its being brittle and liable to break when twisted in fastening, because of age and wear, and whether he acted without due care and caution under the circumstances and was chargeable with contributory negligence, held not to be so conclusively proved as that there is an reamonable chance of different minds reaching different conclusions, and to have been properly submitted to the jury for its determination.

different conclusions, and to have been properly submitted to the jury for its determination.

(a) An employe assumes only the ricks arising from the appliances and materials to be used by him or from the manner in which the business in which he is to take part is conducted, when such rinks are known to him or are apparent and obvious to persons of his experience and understanding Union S. Y. Co against Goodman, 57 Neb., 138.

2. Whether or not the employe exercised due care and caution in looking for breaks in the insulation on the wire he was working with and fastening, and whether he was guilty of contributory negligence in respect thereto, beld under the evidence, to have been properly submitted to the jury for its determination.

(a) A break occurring in the insulation on the wire which was being handled and fastened around a glass insulator by the plaintiff's intestate, is not an open and obvious defect notice of which will be imputed to him where, under the evidence, there exists reasonable ground for difference of opinion as to his being able to observe such break in the ordinary way and without making an extra effort specially for the humber, where the break occurred after the wire was fastened.

3. The rule announced in New Omaha Thomson-Houston Electric Light Company against Rombold, Neb., S. N. W. 1020, on the evidence in that case us to the duty of a lineman of an electric light company against Rombold, Neb., S. N. W. 1020, on the evidence in that case as to the duty of a lineman of an electric light company to inspect wires with which he was working to discover defects, held, not applicable to the case at bar and the case cited is therefore distinguished.

(a) The judgment of affirmance heretofore entered, New Omaha Thomson-Houston Electric Light Company against Dent. Neb., St. N. W. Els, adhered to.

1. Where a petition is for the first time assailed in this court because of its alleged failure to state a cause of the first time assailed. In the petition. he petition.
(ii.) A reviewing court will not only 19b-

(c) The petition in the case at bar examined and when construed in the light of the entire record and under the rules above mentioned held to state cause of action and sufficient to support a judgment.

within the general scope of his employ-ment and authority, and in furtherance of

seal thereto.

2. The clerk of the district court cannot at his

A Sec. 9000, Cobbey's Annotated Statutes, a Sec. 2000. Cobbey's Annotated Statutes, 1802. prescribing a peralty for taking filegal foes by a public officer is highly penal. In an action to receiver such penalty if it appears that the fee received was exacted by the officer for services that he was not required to render as such officer, and for which he was entitled to reasonable compensation, together with other services for which it would have been filegal to exact a fee, it will not be presumed (in the absence of proof upon that point) that the fee exacted was more than the service, for which he was entitled to compensation, was reasonably worth.

1890. Knight against Lancaster County, Error from Lancaster. Affirmed. Ames. C. Invision No. 1.

Error from Lancaster, Affirmed. Ames, C. Division No. 1

The act of April 1, 1901, entitled "An act to amend section is of chapter z. Compiled Statutes, 180e, and to repeal said section as now existing." Session Laws, chapter zi, page 62, is void, because the matter sought to be added by amendment is not germane to the subject of the section as enacted.

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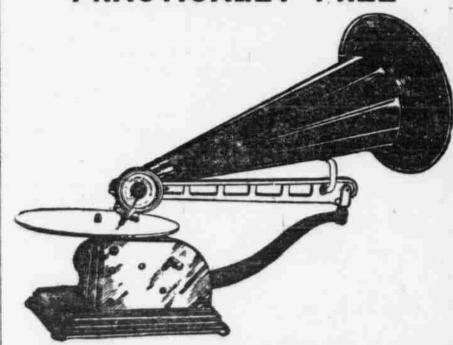
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