

KEARNEY PLANS FOR DORMITORY

State Normal Structure Would Cost \$100,000 and House 100 Girls

KEARNEY, NEB.—(UP)—Action for the construction of a new \$100,000 dormitory on the campus of the Kearney Normal school has been taken by the state normal board, according to an announcement made by President George E. Martin.

Funds to finance the new building will be secured from a Lincoln Bonding company, the announcement said.

Plans for the structure, which will house 100 girls, will be drawn up shortly and submitted to the board. Income from the dormitory will be used to pay off the bonds, and as soon as they are taken up the building will become the property of the state.

MOTOR TRUCKS MORE POPULAR

Minnesota Warehouse Commission Report Shows Vast Business Done

ST. PAUL, MINN.—That the motor truck has become an important factor in freight transportation in Minnesota, was shown in a report by the Minnesota railroad and warehouse commission revealing that trucks on regular routes operated a total of 6,071,531 miles in 1928.

The number of miles of routes over which licensed trucks are operated is 4,422, according to the report, with routes being added frequently as the commission acts on a large number of applicants before it. A total of 202 trucks and trailers were in operation at the close of 1928 and during the year they carried 119,221 tons of freight.

The investment in trucks and other equipment by the operators is \$630,879. Gross revenue of the trucks for the year was \$825,821 with operating expenses except taxes amounting to \$671,541. Total taxes were \$43,421 of which \$31,902 represented the vehicle registration tax and \$11,519 the gasoline tax of 2 cents a gallon effective on motor fuel used in 1928. This brought the total operating expenses to \$714,962. In all there are 63 operators. The commission reported.

FAMILY REUNION IS ATTENDED BY EVEN 100

WORTHINGTON—(Special)—Just an even 100 descendants of one family gathered in Chautauqua park for a reunion of the Appledorn family, led by the T. A. Appledorn, of Paulina, Ia. Twelve children of the Henry A. Appledorn and their children were all present for the event. Since the 50th wedding anniversary of Mr. and Mrs. H. A. Appledorn they have gathered the clan together each year for the last six years in charge of the mother and 12 children since Mr. Appledorn, Sr., died last March. As the picnic had been a pet idea of his, the mother and children decided to hold it in commemoration of his pleasure in getting the Appledorn descendants together.

MISSIONARY SOCIETY IN SESSION AT WAYNE

WAYNE—(Special)—The annual convention of the Norfolk district of the Woman's Home Missionary society convened here Tuesday and Wednesday, with about 65 registering.

At the annual election, held late Wednesday afternoon, the following officers were chosen: Mrs. I. H. Britell, of Wayne, president; Mrs. Olive Christensen, of Plainview, vice president; Mrs. J. H. Overacker, of Norfolk, corresponding secretary, and Mrs. George Rummer, of Albion, recording secretary.

RECOVERS WATCH HE LOST IN THE LAKE

HASTINGS—(Special)—James Kuklock of Alpha, dropped his watch into the lake while fishing at Twin Lakes one Sunday recently and was unable to find it. A week later he was fishing again at the same spot, and while standing in water about four feet deep and very clear, he glanced down, saw his watch and recovered it. The watch was absolutely unharmed.

FARMER ELEVATOR COMPANY ELECTS OLD OFFICERS

WILMONT—(Special)—The annual meeting of the Farmers' Elevator company was held Tuesday and officers were elected for the coming year. T. J. Enright, manager of the elevator for 15 years, was again elected to that position. The same directors were re-elected. An 8 per cent dividend was declared.

WOODMEN AND ROYAL NEIGHBORS HAVE PICNIC

LAKEFIELD—(Special)—The Woodmen and Royal Neighbors of Jackson county held a picnic here Wednesday.

GIRL'S BACK BROKEN IN AUTO ACCIDENT

ALLIANCE—(UP)—Wilma Cory, 16 years old, of Hemingford, Neb., was seriously injured near here last night when the automobile in which she was riding overturned. Her neck was broken and she sustained other injuries. Physicians say she can not live.

Bruce Keckler, 19 years old, also of Hemingford, was severely cut and bruised. Albert Shindler, 20 years old, and Miss Ella Ford who were in the front seat of the car escaped injury.

ASK REHEARING INJURY ACTION

Boone County Resists Paying Compensation to Road Worker

LINCOLN, NEB.—(Special)—Attorneys for Boone county have asked the supreme court for a rehearing of the case in which Wylie C. Speas was awarded compensation under the employers' liability act. Speas was a farmer occasionally employed at dragging the roads, and the injury which he suffered was from the kick of a horse in his own barn while he was feeding the team one noon, after having taken the hour off from road work. The court said that this occurred in the course of his employment, and thus entitled him to \$15 a week during his disability.

The county's attorneys say that the law is that the accident must have occurred on or about the premises where his duties were being performed or where their services requires their presence as a part of such service at the time of the injury. It is argued that nobody would contend that if the kick had been administered before he went to work in the morning or after he quit at night he would be entitled to recovery. His employment at all times began when he reached the scene of the county work, and as it was his own horse that kicked him and as the county had no control over what horses he should use, they argue the county cannot possibly be held liable.

SHIPPER'S PLAN FOR DISTRIBUTION OF CAL

KEARNEY, NEB.—(UP)—J. W. Shortill, of Omaha, affiliated with the Farmers' Elevators Association of Nebraska, is slated to be elected general chairman, Thursday, of the central western shippers' advisory board meeting here to equitably distribute the freight cars to carry the crops of Nebraska, Utah, Wyoming, Colorado and Idaho to market.

Cheyenne, Wyo., was selected by the executive committee as the next meeting place and it was decided the sessions would be held in December.

George K. Klein, of Cheyenne, Wyo., was nominated as alternate secretary. The nominations of Shortill and Klein are tantamount to election and J. C. Rehbock, of Salt Lake City, is expected to be tendered the office of general secretary.

In an effort to glorify the potato and praise its virtues, a snag was struck when the attempt to organize the potato growers and shippers of Nebraska and Wyoming was blocked temporarily. Instead of perfecting a permanent organization a committee was appointed to consider plans for organization.

The organization of the potato growers of Wyoming and Nebraska would be affiliated with the National Potato Institute organized in Chicago last year to regain to the potato the prestige it was feared it had lost because women are alleged to have shunned the spud in an effort to keep their "boyish" figures.

SENTENCE COMMUTATION DENIED THURSTON MAN

LINCOLN—The pardon board turned thumbs down on the application of John W. Sanford, convicted eight years ago in Thurston county on a charge of murder and serving a life sentence, who desired a commutation and release. Sanford was accused of having lured Frank Jaycel, neighbor, from his house one night on the pretense that he desired his help in taking care of a sick horse. When he got his victim outside he killed him, and then entering the house sought to assault his victim's wife.

The application of William Gardner, sent up on a burglary charge and given 1 to 10 years, for a parole was denied, as was also that of John Drennen, sent up on the same charge for the same length of time both from Brown county.

HASTINGS MUSEUM HAS FINE COLLECTION OF FISH

HASTINGS—(UP)—A collection of fish that includes specimens of virtually every kind found in the United States has been presented to the Hastings museum by the United States National museum in Washington, D. C. The exhibit was obtained for the local museum by Congressman Fred Johnson, an ardent enthusiast of museum work.

Not only are the common species included in the collection, but there are also some rare specimens taken by the steamship Albatross which the government maintains for the purpose of investigating the fauna of the deep sea.

SWEDISH VICE CONSUL GOING TO SOUTH AMERICA

OMAHA—(UP)—Torsten Vinell Swedish vice consul for Nebraska, Iowa, Kansas, Wyoming and Colorado, will be transferred to Valparaiso, Chile, September 1 to open a new consulate there. He will be relieved here by Carl Axel Wollert, vice consul at Rotterdam, Holland.

PROMINENT WOMAN AT HASTINGS PASSES AWAY

HASTINGS—(UP)—Mrs. J. B. A. Black, Hastings civic and social leader and prominently known throughout the state, died at her home here Wednesday. Through the efforts of Mrs. Black, the women club home was obtained here. She recently presented a \$10,000 pipe organ to the Masonic lodge here as memorial to her husband.

Funeral services will probably be held Saturday.

NEBRASKA TREASURY IS FULL TO OVERFLOWING

LINCOLN—(UP)—Nebraska's treasury was fuller Tuesday than any other time in the history of the state. A total of \$7,055,000 was the cash on hand, State Treasurer W. M. Stebbins, announced. The nearest approach to this amount was last year. Tuesday's record was aided by the gasoline tax receipts amounting to \$725,912.

The amount will only be kept a few days, however, temporary school aid funds of more than \$500,000 will be apportioned soon, and road contracts of around \$2,500,000 will be left.

LEGION SHOULD BE RECOGNIZED

Movement in Nebraska for Full Share of Honor on Memorial Day

OMAHA, NEB.—(UP)—The movement for the same recognition for the American Legion as is accorded the Grand Army of the Republic in the observance of Memorial day was begun at an executive committee meeting of the state Legionnaires at Lincoln, Monday.

A resolution introduced by Harry Trustin, commander of the Omaha post, was adopted asking that the state convention be instructed to pass on resolutions to the national convention asking that the day be set aside for world war veterans and that they be suitably honored.

The resolution was the outgrowth of a dispute which has raged here and which has in a way disrupted proper observance of the day, according to local Legionnaires. G. A. R. members, while admitting that they are becoming too old to properly observe the day, have refused to turn over its observance to Spanish war veterans or the Legion. It was charged, instead they asked sons of veterans to "carry on" in their stead.

The question is expected to be fully threshed out at the state Legion convention in Hastings August 26 to 28.

WILL IMPROVE THEIR SERVICE

Bus Lines Out of O'Neill Given Permission by Rail Commission

LINCOLN, NEB.—(Special)—Permission was given by the state railway commission to Elmer Warner of O'Neill, owner and operator of a bus line that has been running daily between O'Neill and Randolph that will permit him to extend his service of one round trip daily so as to serve beyond Randolph the towns of Belden, Laurel, Dixon and Allen. The commission finds that there is a spread of four hours in the schedules as between his line and that of a competitor, and approves them.

Mrs. Ida N. Bartunek, operator of the Pioneer Bus line, with headquarters at O'Neill, has been given authority to extend her service to western points by giving one round trip daily between Crawford and Hot Springs, S. D., with a stop at Chadron.

EXTREME HEAT FATAL TO CATHOLIC SISTERS

OMAHA—(UP)—Heart trouble, aggravated by extremely warm weather was believed responsible for death here Tuesday of Sister Mary Vincent, 41 years old, teacher in Ursuline convent at York, Neb. She collapsed as she was registering for the short summer teaching course at Creighton university and died within 10 minutes.

CROFTON GIRL INJURED BY FALL OFF HAMMOCK

CROFTON—(Special)—Mabel Rosendahl suffered a fractured shoulder blade and broken arm when a hammock in which she and a girl companion gave away, precipitating them to the floor.

HAND TERRIBLY CRUSHED WHEN DRAWN INTO WRINGER

CROFTON—(Special)—Mrs. Jacob Kleinschmidt had one hand badly crushed when it was drawn into a clothes wringer operated by an engine.

CHERRY CROP RIPPENS, STRAWBERRIES PLENTIFUL

CROFTON—(Special)—The cherry crop is ripening fast. The crop is not large. Strawberries are plentiful and of fine quality.

BANDIT UNSUCCESSFUL IN ATTEMPTED ROBBERY

FOSTER—(Special)—A young bandit entered the back window of the Farmers' and Merchants' bank shortly after noon Saturday and held up the cashier, B. M. Story when he returned from dinner. As the two walked towards the safe, two customers entered. The bandit fled through the same window, bandishing the gun. He escaped from town in a large touring car.

RESTRAINT OF TRADE CHARGE NOT SUSTAINED

LINCOLN—In a memorandum opinion handed down Tuesday afternoon by Federal Judge Munger, the Great Western Sugar company's demurrer to federal charges of restraint of trade is sustained and the case thereby dismissed. The Denver company was charged with having hindered construction of independent sugar refining plants in western Nebraska, in Colorado, and Wyoming and with other acts in violation of the Sherman Anti-Trust act.

RACE BETTING NOW ENJOINED

Nebraska Supreme Court Enters Injunction—Horses Leave Omaha

LINCOLN, NEB.—(UP)—The supreme court Monday entered a temporary injunction in the case of the state against the Ak-Sar-Ben Exposition company of Omaha, which injunction prevents, until further hearing, gambling at the Omaha tracks. Regular answer date will be sometime in July. The order Monday was in the nature of a default, attorneys for the defense failing to put in an appearance.

Attorney General C. A. Sorenson grinned when asked whether or not there is any great haste in bringing the case to a close.

"The horses are gone," he commented.

EAGLES LODGES OF NEBRASKA IN CONVENTION

ALLIANCE—(UP)—With representatives from many cities in Nebraska in attendance, the state convention of the Eagles lodge opened here Monday afternoon.

Mayor E. D. Malley, of Alliance, welcomed the visitors and a response was made by State President P. J. McCaffrey, of Columbus, Neb.

A banquet was to be held Monday night and the business sessions will open Tuesday.

INTANGIBLE TAX LAW TO SUPREME COURT

LINCOLN—(UP)—An appeal will be carried to the state supreme court this week on the ruling of an Omaha judge that the intangible tax law, passed by the recent legislature, is unconstitutional, Attorney General C. A. Sorenson said Monday.

The appeal will be filed as soon as the formal decree of Judge Frank M. Dineen of Omaha is received. Sorenson and his assistants are preparing to defend.

The Omaha court Saturday made permanent a temporary injunction obtained by Peter C. Mehrens, of Omaha, to restrain the county assessor of Douglas county from levying a tax on his intangible property. The law provides a tax of two and one half mills on money and eight mills on other intangible property.

PIERCE COUNTY ESTATE CASE TO HIGH COURT

LINCOLN—Four sons of Mrs. Ida Wecker, widow of Nicholas Wecker, a wealthy farmer of Pierce county have transferred to the supreme court a dispute they have with the other six children over the interpretation of the will of their father, who died in 1915. He gave part of his estate to the four sons, and the residue, after the death of the widow, was to be divided among the other six children. In the estate was considerable bank stock and other securities, and these were given to the widow to consume if she found it necessary to do so in order to maintain her standard of living. She also occupied the home farm for a time, later removing to Pierce. Instead of consuming the personal estate, in the 11 years in which she handled it, she reinvested the income and also some of the total value, when she died the total value had risen from \$18,902 to \$30,821.

The lower court held that the four sons who were plaintiffs were entitled to share equally with the other six children in the increased value of the personal estate, but that the original sum should be divided exclusively between the six others. The quartet claim that the changed character of the residue of the estate makes them equal heirs with the others, but the latter say the four were amply taken care of in the original will, and have no share in the remainder.

TO PROBE CONDITIONS AT KEARNEY NORMAL

LINCOLN—(UP)—Charges that unfavorable conditions exist at the Kearney normal school will be investigated by the state normal board, it was decided Monday night at a meeting of the board.

The charges were made at the meeting by Rep. J. D. Saunders of Kearney. The investigation will be made by the board July 9 at Kearney.

Saunders said very unfavorable conditions exist at the school, declaring that he had received complaints of profiteering by professors at the expense of the students, of unsanitary conditions caused by the keeping of stock, and the custodian of grounds and buildings was renting rooms on the school grounds.

President Martin of the school denied that such complaints had been lodged with him. His stand was defended by Tom Masters, of Peru, and Fred Anderson, of Cozad.

UNIDENTIFIED MAN DIES IN OMAHA BARBERSHOP

OMAHA—(UP)—The only clew to identity of a man who dropped dead from brain hemorrhage in a barber shop here Monday night was a billfold issued by a bank at Hunter Okla. The man was about 45 years old, well dressed in a dark suit, 5 feet 10 inches tall, weight, 160 pounds and had brown hair and blue eyes. There were no papers in his possession but he had a small amount of money.

OMAHA LIVESTOCK SHOW SEEMS IN THE BALANCE

OMAHA—(UP)—Fate of the annual livestock and horse show sponsored by Ak-Sar-Ben is undecided following the regular meeting of the organization Monday. General opinion is that Attorney General Sorenson's action in stopping horse racing would kill the show. W. F. Baxter, Ak-Sar-Ben leader, offered to become one of the 50 persons to post \$1,000 each to guarantee the show. There were no other volunteers, however.

HER SON BELIEVED DEAD REPORTED STILL ALIVE

INMAN—After paying for all funeral expenses and burying one whom she supposed to be her son, Mrs. T. Dalton, discovered recently that she had identified the wrong man and that her son still is living.

A short time ago a man was found dead in railroad yards in Omaha. After hearing the description given over the radio and reading a letter received from an aunt who resides in Omaha and viewed the remains, Mrs. Dalton went to Omaha. The body appeared to be that of her son, Tom, as to features color of hair, scar on leg and one on the head. She took charge of the body.

Then Frank Dalton received a letter from the supposed dead brother, postmarked Kansas City, Mo., stating that he was preparing to go to the wheat fields to work.

YOUTHS REPORT AT FORT CROOK

Annual Military Training School Opens for Seventh Army Corps Area

OMAHA, NEB.—(UP)—Two hundred youths are assembling at Fort Crook for the annual reserve officers' training corps summer training school. They come from points in the Seventh Army corps area. They are forerunners of citizens soldiers who will encamp at the fort until September. After the R. O. T. C. concludes training July 28, 600 members of the Citizens Military Training corps will come to encamp from August 1 to September 1.

Colonel C. A. Trott, commander of the Seventeenth infantry will have charge of both camps. He will be assisted by regular army officers and enlisted men. Regular drills and strict discipline will prevail.

Every effort is being made to preserve the moral of the citizens soldiers during their stay here. Chaplain H. H. Elarth is morale officer.

Entertainment of the rookies is in charge of Colonel C. E. Engler, chairman, and J. M. Gillen, secretary of the federal relations committee of Omaha Chamber of Commerce. Through their efforts dances will be held several night a week and the soldiers will have privilege of using the swimming pools and gymnasiums at the Y. M. C. A., Knights of Columbus and Jewish Community center.

The women's division of the chamber has arranged for 50 or 60 of the most popular debutantes in Omaha society to attend each dance and see that everyone has a partner.

NEBRASKA RANKS SECOND IN PORK PRODUCTION

LINCOLN—(UP)—As a contributor to America's pork supply, Nebraska ranks second to Iowa in the receipts of hogs marketed out of the state. Figures compiled by A. E. Anderson, state and federal agricultural statistician, show that Iowa's surplus hogs last year numbered approximately 11,654,000 and Nebraska's, 5,209,000.

The average number of porkers raised each year over the amount needed for consumption in the state is more than 5,200,000. Anderson said, and the total production averages more than 5,700,000.

The industry contributes 39 per cent of the income from livestock and its products and 27 per cent of the income from crops and livestock. Iowa leads all states and Illinois is third.

During the 10-year period, 1914-23 Nebraska ranked fourth. Since that time, however, the state has averaged second in number of hogs marketed. Anderson believes that plenty of corn and alfalfa, together with a skim milk supply that has increased 72 per cent since 1920, are partly responsible for Nebraska's marked advance in hog production.

Sales of hogs during the year ending June 30, 1928, brought Nebraska farmers \$107,507,000, which is 34 per cent of the gross income from the sales of all livestock and its products, and nearly 23 per cent of the total income from both crops and livestock and its products. During the last eight years, the gross income from hogs has varied from \$74,566,000 to \$135,419,000, the average being \$105,385,000.

NEBRASKA PREPARES TO CELEBRATE ANNIVERSARY

OMAHA—(UP)—Closing of Ak-Sar-Ben race track, with its resultant financial loss to Ak-Sar-Ben, is not going to interfere with the diamond jubilee celebration in honor of Nebraska's admission as a territory, John W. Shannahan, general chairman of the celebration, declared today.

Ak-Sar-Ben was to have played a prominent part in the celebration. In its altered status, however, its directors can contribute no money to the cause.

Chamber of Commerce and other civic, patriotic and fraternal organizations will "carry on" without aid of the famous booster order if necessary, it was announced. The celebration will commence September 25 and last a week.

PILOT HAS SPENT MORE THAN YEAR IN THE AIR

OMAHA—A year and 10 days in the air! That is the total piled up by E. Hamilton Lee as a barnstormer, civilian instructor in the army during the war, and as an all mail pilot.

Lee, who ranks first in hours among the air mail pilots of the country, passed his 9,000th hour of air time as a pilot on the Chicago-Omaha leg of the Boeing line from Chicago to San Francisco. He estimates he has flown more than 900,000 miles and expects to boost the mark to 1,000,000 miles.

RANDOLPH CASE TO HIGH COURT

Insurance Company Denies Liability on Dr. Q. A. Kerley Policy

LINCOLN, NEB.—(Special)—The Equitable Life company has appealed to the supreme court from a finding of a Cedar county jury that it owes the beneficiary of a policy issue on the life of Dr. Q. A. Kerley, of Randolph, the sum of \$4,825. The premium fee due, May 20, 1927, and was not paid. Under the provisions of the policy he had 30 days grace in which to pay, and in that period he executed and sent a note to the agent at Sioux City, who was C. I. Hart. He died on June 26.

The company denied liability on the ground that the agents were not authorized to accept notes for premiums, and that this note never actually had been accepted. Judge Ryan told the jury that tried the case that where the agency had been in the habit, in the past, of accepting notes or other forms of credit so that an ordinarily prudent person would be led to believe that it would be all right at any time to send in his note, the custom was binding on the company.

The company, in its appeal, stresses particularly its objection to a finding of the district judge that it is not the date a policy bears on the date that the premium notice or receipt carries that determines when the policy expires, but the date the company issued the policy. This, on examination, proves to have been May 26, so that as the doctor was alive on June 26, the period of grace payment had not fully expired. As the company was not bound until it had issued the policy, the court said, that was the date to figure from.

STANTON COUNTY ESTATE CASE BEING APPEALED

LINCOLN—(Special)—From the action of the district court of Stanton county in ordering Gottlieb Sprick, executor of the will of Fred Sprick, to carry out the provision that gave to his niece, Minnie Koplin, now Miller, \$3,500 as a legacy under certain conditions, an appeal has been lodged in the supreme court. Sprick was a heavy holder of land, and his will contains a number of bequests to churches and charities. The special bequest to the niece was on the condition that if she remained with Mrs. Sprick until the latter's death she should have the \$3,500, and that if she got married before that demise, the legacy should be cut to \$300.

The executor refused to pay it, and in an action set up that she had not fulfilled the conditions of the will. Mrs. Miller admitted that she has not remained with Mrs. Sprick until her death, but alleged that it was through no fault of hers. She said that her uncle, Fred Sprick, took her in as a member of his family when she was three years old, but that always his wife had resented her presence there and followed a course of treatment that frequently forced her to appeal to her uncle for redress. After his death, says Mrs. Miller, Mrs. Sprick often abused her, and would not provide proper or sufficient food for her, so that she was forced to leave. The lower court found that the treatment accorded her had been responsible for her leaving the Sprick home, and that as she had always stood ready to perform her part, she could not be deprived in this way of the share in the estate the uncle destined for her.

ALLEN AND BLOOMFIELD BANKS MAY REOPEN

LINCOLN—(Special)—If plans of the state banking department mature the Allen State bank at Allen, Dixon county, and the Farmers and Merchants State bank at Bloomfield will shortly be reopened. It is up to the ex-depositors, and if 85 per cent of them agree, these banks, which have been operated by the guaranty fund commission will be re-established in a solvent state. This is made possible under a new law which permits 85 per cent of the depositors to agree on a plan, the general outline of which is that they take part of the assets for a portion of their claims, and new capital is put in. The Allen bank, closed in December, 1928, had capital and surplus of \$75,000, and deposits of \$280,000. The other bank had \$50,000 capital and \$342,000 of deposits.

PLAN NEW COURTHOUSE FOR DAWES COUNTY

CHADRON—All bids submitted on a new Dawes county jail were rejected by county commissioners this week in order that consideration might be given the request of taxpayers to float bonds to construct a new courthouse and jail.

The original plan called for the erection of a \$50,000 jail and sheriff's quarters. However, if taxpayers so desire, a special election will be called to float bonds for the building of a courthouse which will cost between \$175,000 and \$200,000. The present courthouse is 40 years old.

NEBRASKA ELKS TO YORK NEXT YEAR

FREMONT—(UP)—With York chosen as the 1930 convention city, the annual meet of Nebraska Elks ended here Friday night. C. A. Laughlin of Grand Island was elected president for the coming year. Other officers are: Howard Loomis of Fremont, first vice president; Walter C. Nelson of Omaha, second vice president; Dr. A. E. Wood of Lincoln, third vice president; L. L. Turpin of Patismouth, secretary; Frank Real of McCook, treasurer.