

# BANK WINS IN COURT APPEAL

Dakota County Case Decided Adversely to Man Who Bought Certificate

Lincoln, Neb.—(Special)—In the appeal of the Bank of Dakota County from the action of the district court in its suit to recover on a note executed by Louis Pedersen, the supreme court says that where the bank was under the control of the department of trade and commerce but was not then in the hands of a receiver the maker of the note is entitled to have the amount of his deposit allowed as a payment against the note, but that a defendant is not entitled to have a certificate of deposit set off against the amount of a promissory note where such certificate of deposit was purchased by the defendant after the institution of an action by the bank to recover on the note.

Pedersen had a \$500 note in the bank when it was taken over by the state department and nine days after the bank started suit to recover on the note, Pedersen purchased a \$2,000 certificate of deposit from his father-in-law which he sought to use as a setoff on the note.

The district court allowed both his claims and the receiver for the bank appealed on the ground that it was unfair to other creditors of the institution to allow a setoff in this case.

## DEPARTMENT STORE BOOSTS PAY OF EMPLOYEES

Omaha, Neb.—(AP)—A five per cent increase in the wages of all employees, described as a gesture of appreciation for co-operation of the workers and an indication of confidence in the future, is announced by officials of Ruedy's department store here. The store has 86 employees and the payroll is about \$2,600 weekly, it is stated.

## MULE-TAIL DEER IN NEBRASKA PRESERVE

Minatare, Neb.—(Special)—Six mule-tail deer have reached the state game preserve in the Wildcat hills south of Gering. They came from the Grand Canyon national game preserve at Kanab, Utah. One is especially attractive with a spotted coat. All are lighter in color than the southern deer placed in the park last year. There are three bucks and three does.

An antelope purchased by the state game commission from a farmer near Chappell has also been placed in the Wildcat preserve.

In the preserve are now eight deer, 10 elk, nine buffalo and one antelope. One of the buffalo was born on the preserve. An antelope raised at the Scottsbluff experiment station and placed in the preserve some time ago lost its life when it fell from a cliff.

## JUDGE SAYS DOPE ADDICTS NEED TREATMENT

Omaha, Neb.—District Judge Fred Wright of Omaha has announced he expects to appeal to federal authorities in regard to sentencing drug addicts to county jails. "I have no sympathy for dope peddlers, but punishing persons who are addicted to its use seems to me like sending a man to jail for having a broken arm," said Judge Wright.

There is a stringent law permitting the federal government to bring narcotic addicts into state courts for prosecution. The minimum penalty is six months in jail.

"The wickedest thing I do is send those poor fellows to jail. The law forces me to send those people to jail where there are no facilities for treatment. They should be taken care of by the federal government and sent to places where they can have adequate care."

## AFFIRMS JUDGMENT AGAINST OSTEOPATH

Lincoln, Neb.—(Special)—The supreme court has affirmed the action of the district court of Washington county in awarding Mrs. Eva E. Cook a \$3,000 judgment against Dr. Earl M. Moats, osteopath. Mrs. Cook, a clerk in the post-office at Blair, was being treated by Dr. Moats for arthritis of the hip joint, and she contended that he broke her thigh bone while manipulating her leg. The court finds that the evidence amply supports the judgment and says that in a malpractice suit against an osteopath testimony may be given by physicians of another school of practice where the diagnosis in question is recognized as the same in both schools or where a condition exists that should be recognized by any physician.

## CORN YIELDING BUT 15 OR 20 BUSHELS

Homer, Neb.—(Special)—With corn picking begun in this community farmers are reporting the crop averaging from 15 to 20 bushels per acre in the hills. The quality is fair to good in some fields but extremely poor in the adjoining fields, depending upon the soil and exposure.

## MEN TO CUT WOOD

Columbus, Neb.—(UP)—For every cord of wood a man can cut he will receive \$2 worth of groceries, under the plan put into operation by the county welfare association.

The county has contracted for timber on the John Adams farm north of Columbus, and will pay the farmer \$1 per tree for those cut. Cordwood will be sold at \$5 per cord, delivered.

The wood cutting bees were inaugurated as a means of taking care of the unemployed and administering poor relief at the same time.

# THIS CURIOUS WORLD

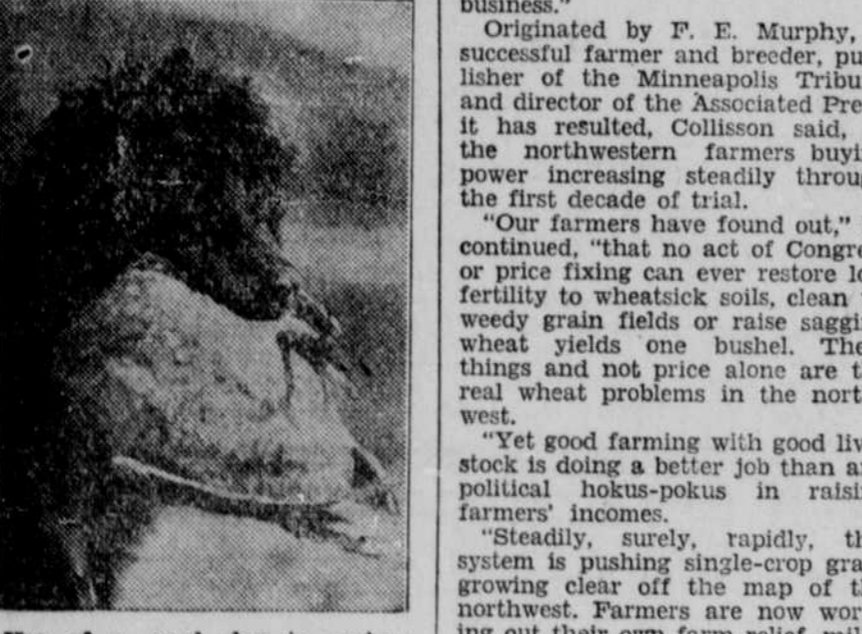


**Insects to Fight Insects**



Little Opius Humilis and Dischasma Tyroni aren't really as bad as the sound. These insects, contained in the tube which Anne Zadielovich is holding, are parasites of the Mediterranean fruit fly, and science has imported them from Africa to battle the fruit fly in California, where it is doing damage to walnut groves.

## Retrieve Ducks



Use of a good dog to retrieve ducks is a conservation measure, says the Isaac Walton League in urging sportsmen to get winged birds and not let a duck go to waste this fall. Above is Fort Qu' Appelle Queen, an Irish water spaniel, who has just retrieved a canvasback for her master.

## EDITOR TELLS OF 'MILK AND MONEY' PLAN

Minneapolis Man Describes Way to Bring Prosperity to Farmers

Chicago.—Charles F. Collisson, agricultural editor of the Minneapolis Tribune, outlined to the executives club Friday a relief plan by which, he said, the farmers of the northwest have established for themselves "a land of milk and money."

The system, he said, was put into operation in 1921 in Minnesota, the Dakotas and Montana and its progress has proven that it "can be made

## Geologist Uncovers Fish 380,000,000 Years Old

Red Lodge, Mont.—(UP)—A number of fish which swam in the waters of Montana 380,000,000 years ago were caught here recently—with a geologist's pick.

Prof. R. T. Chamberlin, leader of the Princeton geological expedition in the Beartooth mountains this summer found embedded in the red shale on the face of Beartooth Butte several fossilized specimens of ostracoderms—fish-like creatures

## MAIL MAN LOSES THUMB WHILE SAWING WOOD

Newcastle, Neb.—(Special)—Tom Bagley, local mail carrier, lost his footing while sawing wood on the bank of the Missouri river and fell onto the saw completely severing one thumb and badly mutilating several fingers. Several workmen standing nearby saw him fall and quickly pulled him from the saw, saving him from more severe injury.

## WOMAN DENIED CLEMENCY PLEA

Nebraska Pardon Board Defers Action in Case of Fred Williams

Lincoln, Neb.—(UP)—Only one of three persons convicted of murder received favorable action on application for commutation of sentence at the October hearing of the state pardon board.

That one was Frank Connell, life term prisoner from Cheyenne county, whose release became known when he became married and announced himself embarked upon a literary career a few hours following favorable action upon his request.

The board flatly denied the application of Mrs. Lottie Smith, of Cherry county, convicted of complicity with Clinton C. Smith, hired man on the sandhills ranch, in the slaying of her husband, John Smith. It was claimed that the hired hand's tales of gay city life led Mrs. Smith to decide to rid herself of her husband and run away with Clinton. It was charged at the trial that the hired hand struck the husband down with a wagon spoke and that Mrs. Smith then led a heavily loaded wagon and team over his body. Mrs. Smith is under 30 years of age.

Action was deferred by the board on the application of Fred Williams, sentenced in 1926 to 20 years imprisonment for slaying his wife and attempting to slay one Lewis Weymiller. Williams was said to have had difficulties with his wife. A divorce was pending. He went to her home one night and found her with Weymiller, records of the case disclose. He shot Weymiller, who recovered, and then chased his wife to the garage where he ended her life with four revolver shots.

Favorable attention was given the application of Ray Ward, cashier of the Farmers State bank of Wabash, Cass county, who last year was sentenced to serve from one to five years for embezzlement.

Ward said he had been speculating on the stock market with the bank's money. Many bankers, business men and others who were acquainted with his case recommended that the board act favorably on his request for parole.

Commutations were granted Ed and Lee Herrick, sentenced to one year each from Adams county in January on charges of burglary. Reformatory parole was granted Clemens Chambers, of York county, sentenced last year to from one to three years for forgery.

In all the pardon board granted nine applications for commutation of sentence and 13 applications for paroles.

## RUSH WORK OF LAYING 420 MILES OF GAS MAINS

Omaha, Neb.—Construction crews of the Northern Natural Gas system, with headquarters in Omaha, are now at work on 420 miles of main and branch pipe lines in Kansas, Nebraska, Iowa, Minnesota and South Dakota.

The 16-inch line from Mason City, Ia., has crossed the Iowa-Minnesota line. Twenty-eight of the 65 miles of line to serve southern Minnesota has been built. Eighty six miles of 14-inch line is under construction to Sioux Falls, S. D. On the 183-mile, 26-inch line to Mullinville from Clifton, Kan., 52 miles remains to be completed.

Sixty six miles of branch line is being constructed in Nebraska to Wayne, Wakefield, Emerson, Adams, Wymore, Blue Springs, Elk-horn, Valley and Waterloo. Twenty miles of branch line is being built in Iowa to serve Glenwood, Exira, Audubon, Dayton, Pilot Mound and Boxholm.

## MAPLETON, IA., CONSTABLE OUTSIDE HIS TERRITORY

Omaha, Neb.—Rowley Williams, Mapleton, Ia., constable, was given a suspended 10-day jail sentence in police court here after he sought to arrest a man on a Mapleton charge without consulting Nebraska authorities. The man was wanted for leaving Mapleton without paying a board bill, Williams said.

## NEW INSURANCE COMPANY TO OPERATE AT NORFOLK

Lincoln, Neb.—Insurance Commissioner Lee Herdman has approved articles of incorporation of the United Farmers' Insurance company of Norfolk, an assessment, accident and health company. Upon securing 25 members the new company will be eligible to obtain a license from the insurance department.

The incorporators are M. Marshall, E. J. Hannigan, W. H. Jones, M. E. Jones, F. J. Hannigan, M. Jones, N. P. Hannigan, C. J. Kona-gel and F. R. Pryor.

## MAN PAYS FINE FOR HUNTING AFTER SUNSET

Lincoln, Neb.—Secretary O'Connell of the state game commission has reported the arrest and prosecution of 20 persons during the past season, among them Floyd Babcock of Schuyler who was fined \$10 for shooting after sunset; Lloyd Wamsley of Silver Creek, Frank Higgins of Schuyler and John Finner of Spencer who were fined for hunting without permits. The fines totaled \$110, being paid into the school fund of the counties where the arrests were made.

## Side Glances By George Clark



"Better leave something in the icebox for me, mamma. He may not take me any place after the theater."

## A Plain Opportunity

From the Omaha World-Herald.

States of the Mississippi and Missouri valleys will lose 17 members of Congress in 1933, we are reminded by Lachlan Macleay, secretary of the Mississippi Valley association. "These lost votes," he continues, "are transferred to Atlantic and Pacific coast states which have far outstripped valley states in population growth during the past 10 years. This represents a loss of votes and influence in the national government which will be severely felt by the middle west and south. Will this trend continue?"

Mississippi valley states losing representatives are: Missouri 3, Iowa 1, Kansas 1, Nebraska 1, South Dakota 1, North Dakota 1, Minnesota 1, Wisconsin 1, Indiana 1, Kentucky 2, Tennessee 1, Alabama 1, and Mississippi 1, for a total of 17. On the other hand the states of Connecticut, New York, New Jersey, North Carolina, Florida, California and Washington have gained a total of 17 representatives.

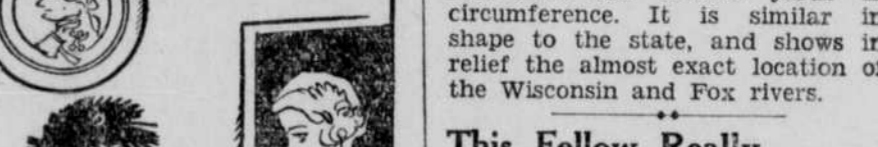
The hope of the middle section of the country, as the secretary says, lies in the possibilities of cheaper transportation by way of the inland waterways. The Panama canal, with its far reaching economy in rates, has built up the west coast and strengthened the east coast, while the interior has suffered from high transportation costs, adding a heavy burden to other problems of agriculture. What the middle section of the United States needs and what it insistently demands is at least an equality of opportunity for marketing the products upon which its life and progress depend.

Twenty five states between the Appalachian range and the Rockies, the Canadian border and the Gulf, produce 70 per cent of the agricultural products in this country, contain 98 per cent of the known deposits of iron ore, 70 per cent of the discovered petroleum supply. It is this great empire covered by the natural Mississippi and Missouri waterway system which is unfairly isolated by high transportation costs.

States in the Mississippi Valley association are united in their determination that waterways shall be developed and employed as an economic necessity for progress.

The middle west has here and today the chance of its life. The announced program for the development immediately of the channel of the Missouri is a vital part of that program. According to all reports the administration and Congress are both aware of the facts and propose to finish a task already well begun. As a policy that fits in with the present period, which is most favorable for constructive work, there should be no delay in the completion of the Missouri link in the waterways. At the present stage of unemployment nothing could so meet the situation for this middle west from an economic as well as social standpoint as immediate work for development of the Missouri river channel.

## Sez Hugh:



WHEN A WIFE DEMANDS THE TRUTH, HUSBY IS WISE TO GRIN AND BARE IT!

## This Fellow Really Was Waiting for Car

Buffalo, N. Y.—(UP)—"I'm not kidding you," 12 policemen were told when they doubted a young man's explanation that he was "waiting for a trolley car" at 3 a. m. The policemen, answering a burglar alarm, had found the young man crawling on his hands and knees over the cellar grating of a store.

"Honest, I'm not kidding you," the young man pleaded. "I dropped my car fare down the grating, and I haven't any more money. I'm only waiting for a trolley car." The policemen helped the young man find his car fare, and sent him home.

## Do It Myself.

Salvation Army Girl: "Won't you give a quarter to the Lord?" MacTavish: "Hoo old air ye, lassie?" Lassie: "Twenty-six." Mac: "Aye, I thought so. I'm 65, and I'll be seeing Him afore ye, see I'll just hand it to Him myself!"

## Limestone Rock Shaped Like State of Wisconsin

Berlin, Wis.—(UP)—A limestone rock, resembling closely a relief map of the state of Wisconsin, may be made into a monument, it was announced by Maj. Harry T. Trippe, district federal engineer. Trippe, on a recent inspection

## Negro Mammy Claims to Be Oldest Cotton Picker

Clarksdale, Miss.—(UP)—This is the 100th year that "Aunt" Patience Woodward, Negro "mammy," has picked cotton in the south. At the age of 107, Aunt Patience claims she is the oldest cotton-picker in the world. She began when she was a toddling child of seven and recently went out round her cabin near Tillotson to gather a basketful. When she "rests up" a while, she intends to pick another basketful, to maintain her quota

## STATE GAME MOVIES SHOWN

Harrisburg, Pa.—(UP)—Moving picture films of game subjects are being distributed by the Pennsylvania game commission to theaters within the state. One of the earliest releases presented phases of ring-neck pheasant propagation and hunting. Views were presented of bird dogs, pointing the birds, the approach of the hunter, the flush, the kill and the retrieve, and other pictures of breeding the dogs on the state farms were included.