Attorneys Argue McKelvie Case Before Judge Stewart,

STATE DEPARTEMNT HAS PART

Cases Cited by Deputy Edgerton is Support of Contention Against Official Filing Are Attucked.

(From a Staff Correspondent.) LINCOLN, Jan. 25.-(Special.)-Wha the word "eligible" as found in the con stitution of Nebraska means was the sub ject of a discussion before Judge Stewart of the Lancaster county district court esterday between Assistant Attorney General Edgerton, appearing for the state, and W. T. Thompson, representing Lieutenant Governor McKelvie in his application for a writ of mandamus to compel Secretary of State Wait to place his name on the primary ballot as a republican candidate for governor.

Mr. Edgerton cited three decisions, one of the supreme court and the others of Washington court in support of his claim that the constitution prohibits any executive officer of the state from being eligible to the office of governor during the term for which he was elected. One was the case of Governor Boyd, another of Mayor Moores of Omaha and the other McMillian as a county treasurer.

Mr. Thompson declared neither of the cases referred to had any bearing on this case, as the Boyd case was one of proper residence and the McMillian case was similar. The Moores case was simply one of moral turpitude alone and there fore had no bearing on this case. In the Washington case Mr. Thompson cites seven decisions from seven different states to offset the Washington decision The states were Indiana, Kentucky, Iowa. Missouri, Oklahoma, Kansas and Idaho, all of these covering the eligibility of a candidate and all being decided in favor

Judge Stewart announced at the close that he would take some time to look the

Suffragists Secure

LINCOLN, Jan. 25 .- (Special.)-Advo cates of weman suffrage were busy last week, taking advantage of the presence of so many from out in the state to cir- transferred to Sioux Falls, S. D., where culate petitions in the interest of the he will have charge of the shipping and movement to give women votes.

Wherever there was a meeting of kind there the women could be found with their petitions with the result that 1,490 new names were turned into suffrag ist headquarters yesterday to help the matter of getting the cause before the voters at the next election.

STATE REFORMATORY BIDS MUST BE FILED SOON

(From a Staff Correspondent.) NCOLN. Jan. 25.—(Special.)—Any town in Nebraska that wants the new reformatory must get in its bid to the Board of Control before February 10, or it will be too late, according to nbers of the board.

So far. Table Rock and Holdrege locup as the best bets for the location. though applications have been sent in by Piattsmouth. Red Cloud, and a small town in Burt county would like to have story of a divided and reunited Council the mother of eight children, took her the new institution. Nelson is also ex- Bluffs home was told in justice court own life this morning by cutting her pected to get in a hid in a few days.

Notes from North Platte.

NORTH PLATTE, Neb., Jan. 25.—(Special.)—The attendance of the public schools of North Platte is now at its schools of North Platte is now at its schools of North Platte.

Mr. and Mrs. Laurel Gibler of Council poor health for over a year. Her husband is farming.

This morning she telephoned to ascertain if he was coming to town and was wanted to help lift the mortgage from told that he was coming to town and was schools of North Platte is now at its greatest point in the history of the city, the total enrolled being 1,507 pupils. This is 11% per cent greater than the number enrolled just a year ago. A new school tor, a plasterer, came to the home to be in the home of a sister near by. One of the older daughters in passing full, but all the buildings are now so well fulled that the indications are that an open barn door saw the mother lying fulled that the indications are that an open barn door saw the mother lying fulled that the indications are that an open barn door saw the mother lying fulled. fall, but all the buildings are now so well foundings and a life of ease if she would filled that the indications are that another school building will have to be building will have to be husband and two little daughters, 6 and husband and two li built within another year.

with its harvest of ice. About 100 men are employed at the Union Pacific lake cast of this city and about 180 at the ice houses. The ice is of splendid quality and about fourteen inches this. and about fourteen inches thick. Members of the Chamber of Commerce

At the city election to be held next spring the question of voting a franchise to the North Platte Electric company will be presented. A few days ago the stock of this corporation was purchased Willis Todd and J. W. Parrish of and they have requested a gwenty-five-year franchise for an electric fight plant and also for a gas plant. They offer to furnish a bond conditioned that they will put in a gas plant.

Notes from Shelton. SHELTON, Neb., Jan. 35.—(Special.)— The Shelton volunteer fire department gave its annual ball in the Reddington hall Friday night. Eighty couples en-joyed the dancing and suppor was served at the Gumpreicht cafe.

noaring completion, the last two weeks of fine weather having enabled the masons to about complete the brick laying, and Contractor Teed will begin next week putting on the tile roof.

Two hundred carloads of baled alfalfa and sifulfa meal have been shipped out Telegram.)—Fire of unknown origin from this station the last fall and winter caused \$1.000 damage to the residence and a large amount will yet be shipped occupied by Ole Nordlund. The fire had succeed and two children out, and many farmers have received gained good headway before the department arrived.

Kidney and Liver Troubles

MEANING OF WORD ELIGIBLE Maggi Returns

(From a Staff Correspondent.) LINCOLN, Jan. 25 .- (Special.)-E. G Maggi, a member of the Nebraska state oard of pardons returned from Iowa esterday where he had accepted an invitation to meet with the Iowa board at several hearings before them last wek. The Iowa board which issued the invitation to Mr. Maggi is composed of W. H Barry, an attorney, J. E. Howe, a physi-

cian, and D. .C Mott. The Iowa law, according to Mr. Magel is somewhat different than that of Nebrasks, in that all crimes are parolable and any person sentenced to the reformatory of that state may make application for parole the next day. The indeterminate law is also somewhat different from that of this state in that it fixes no minimum and all the judge can do is to sentence the prisoner to the

stated time fixed by statute. "The Iowa law seems to be giving satisfaction in that state," said Mr. Maggi, "the results being about the same as in Nebraska, about 75 per cent of the district courts, and also a decision of a men paroled making good. The location of the institution at Anamosa is ideal. The warden, Charles McClaughry, is a son of ex-Warden McLaughry of the federal penitentiary at Leavenworth and is a man well fitted for the place."

Notes from Beatrice and Gage County

BEATRICE, Neb., Jan. 25 .- (Special.)-County Attorney Cobbey Friday filed a complaint against Guy H. Bezler, a chiropractor of Wymere, charging him with practicing medicine without a state certificate. Five counts are cited in the

A mass meeting will be held at the Commercial club rooms Tuesday evening. at which D. R. MacGregor, secretary and auditor of the Midwest Hotel company, will present and discuss the total hotel situation with Beatrice citizens. Beatrice has been without a first-class botel since

Two wolves were killed in the big circle hunt near Holmesville Friday. They were auctioned off and were bid in Many New Names by the two young men who killed them, \$1.90 each. About 500 farmers partici-

pated in the hunt. William Neimann, who has had charge of the order department for the Dempster company here for some time, has been stock department.

Suffrage Sign Goes and Students Blamed

(From a Staff Corespondent.) LINCOLN, Jan. 25.-(Special.)-Guilty or not guilty, "frat" students are again under suspicion. The reason of it all is that the other night during the senior hop at one of the hotels, the sign over the door of the woman suffrage head-Davis, mayor of Madison; A. K. Donoquarters in the hotel disappeared for the second time and the "frat" boys are ac-cused of the "crime." van, editor of the Star-Mail; Wilfam Bates, ex-county judge; W. S. Tannery, police judge, and H. C. Haskins.

HUSBAND AND WIFE ARE REUNITED AFTER LAPSE

(From a Staff Correspondent.) LINCOLN, Jan. E .- (Special.) - The in Liucoln yesterday.

Mr. and Mrs. Laurel Gibler of Council The Umon Pacific is proceeding rapidly 8 years of age, and they came to Lincoln but life was extinct when he arrived.

Both were arrested and the wife broke of this city will meet next Thursday down and made affidavit as to her relations with Taylor and the means used to get her to leave home. In the court room Mrs. Gibler gave way to her grief and after this some of the public questions of interest here will be dislic questions of interest here will be dis-

> pneumonia. He was one of the earliest settlers here.

Four coyotes were killed at a wolf hunt in Logan precinct. About seventy-five men and boys took part in the roungup. There will be another hunt next Friday.

Edgar and Ohlowa Divide. EDGAR, Neb., Jan. 25 .- (Special.)-The Edgar High school boys' basket, ball team The new Carnegie public library is fast defeated the Ohiowa boys' team here Fri-

> Damage to Residence. COLUMBUS, Neb., Jan. 15.-(Special caused \$1.000 damage to the residence

Take a Glass of Salts to Flush the Kidneys if Your Back Hurts

Advises folks to overcome Kidney and Bladder trouble while it is only trouble.

Betting meat regularly eventually produces hidney trouble in some form or other, may a well-known authority, because the urte acid in meat acid is meat earlies the hidneys and stimulate them to normal activity; also to neutralise the acid in meat acid is meat acid in the urine so it no longer irritation at the harbors are gradually closing the hidneys, particularly backache and misery in the kidney region; rheumatic twings, asserted and the service headaches, acid stomach, conditions. The moment your back hurts or kidney disease. Advertisement.

It was announced from the vatican yesterday that the health of the pope is bothers you, get about four ounces of particular the health of the pope is bothers you, get about four ounces of particular the health of the pope is bothers you, get about four ounces of particular the health of the pope is bothers you, get about four ounces of particular the health of the pope is bothers you, get about four ounces of particular the health of the pope is bothers you, get about four ounces of particular the health of the pope is bothers you, get about four ounces of particular the health of the pope is bothers actory saying that he was grow-ling weaker.

The powers of Europe have decided on an international demonstration in Al-nancy means and your kith the transport of particular to enforce their demands that the health of the pope is normal. A newspaper of Rome had printed a story saying that he was grow-ling weaker.

The powers of Europe have decided on an international demonstration in his defining weaker.

The cold is so intense, in northern Prance that the health of the pope is normal. A newspaper of Rome had particular the proper weaker.

The powers of Europe have decided on an international demonstration in his things, the throne of Albania. Each nation will be the throne of Albania. Each nation will be the things weaker.

The cold is so intense, in porthern Prance the table particular the part

STEPHENS ASKS FOR PRIMARY

From Iowa Trip Requests Ex-Senator Allen to Take Charge at Madison.

RULES SAME AS USED BEFORE

Requested to Form Committee Seven to Take Charge of Election to Choose Postmaster at Early Date.

MADISON, Neb., Jan. 25.-(Special.)-Congressman Dan. V. Stephens has requested former Senator W. V. Allen to form a committee to take charge of the postoffice situation here and to hold a primary election for the purpose of mmending a candidate for postmaster

at Madison. The rules prescribed are substantially the same as heretofore pro mulgated by him. Acting on his suggestion Mr. Allen ad dressed the known candidates a letter of which the following is a copy:

"Hon. Dan. V. Stephens, congressman of the Third Nebraska district, has requested me to form a committee of seven. of which I am designated as a member to take charge of the primary election to be fixed by the committee, for the market being glutted with the home prodpurpose of recommending to him a democratic candidate for postmaster at this

"In accordance with his suggestion, I am writing each known candidate to furnish me a list in writing, to be signed by him, of from three to five names of reliable and competent democrats from the mass of whom said committee will be chosen. After the committee shall have been chosen they will have full management of the affair. Notice will be given each candidate of the time and place, when and where he can file a written statement of his candidacy and the committee will fix the amount of the filing fee, which will collect for the purpose of paying the expenses of the elec-

"If any amount remains in the hands of the committee after the expenses of the election are paid, it will be prorated among the candidates and returned to them with an itemized statement of the costs and expenses of the election.

"After the candidates have filed the committee will give public notice of the time and place of holding the election and will be charged with conducting the same substantially along the lines required by the statutes for general elec-

guard the rights of the candidates and to give the people an opportunity freely and fully to express their choice. "Be kind enough to furnish me your list of names in writing and signed by

"Every effort will be made to safe

you not later than 6 o'clock p. m. on Wednesday, January 28, 1914. I have the honor to be, Very respectfully yours, "WILLIAM V. ALLEN." Out of the number of names to be thus furnished by the candidates, a committee of seven representative democrats will be organized and will have the full management and control of the election. The known candidates are Fred H.

WOMAN CUTS HER THROAT ON NEWS HUSBAND COMING

GRAND ISLAND, Neb., Jan. 25.-(Special Telegram.)-Mrs. A. Wilker, aged 50, throat with a razor. She had been in

NAMES OF POSTMASTERS WHO HAVE BEEN CHOSEN

(From & Staff Correspondent.) WASHINGTON, Jan. 25 .- (Special Telegram.) -- Postmasters have been ap-

room Mrs. Gibler gave way to her griet and after clasping her husband about the neck begged him to forgive her and take her back. He seemed to be glad to do so and with the woman and two daughters returned to Council Bluffs.

Taylor was committed to jail on failure to secure a bond.

Notes from Trenton,

TRENTON, Neb., Jan. E.—(Special.)—
Michael Sullivan, axed El years, died at his home in town at noon Saturday of pneumonia. He was one of the earliest

PEN TERM A "VACATION"

PUT IN COUNTY'S CUSTODY LOS ANGELES, Cal., Jan. M .- Declaring that when a man is sentenced to the penitentiary he gets a vacation, in many astances, while his wife and children suffer the punishment, Judge Charles Monroe, after a conference today with other superior court judges, turned L. A.

Houseman, a convicted burglar and forger, over to the county instead of sending him to prison. While in the custody of the county for

two years Houseman will work on publie roads and the county treasurer, under court order, will turn ever his pay,

quickly helped by Electric Bitters; sure and prompt relief; stimulate the kidney and liver to healthy action. 50c and \$1.00. For sale by all druggists .- Advertisement.

Foreign Notes

BANKS OF THREE STATES WOULD ENTER SYSTEM

(From a Staff Correspondent.) WASHINGTON, Jan. 25.-(Special Telegram.)-The following banks have filed applications to join the new banking sys-

demned and ordered destroyed or shipped genson and a number of others.

ARTHUR PELKY KNOCKED OUT BY "KID" KENNETH

BAKERSFIELD, Cal., Jan. 25,-"Kid" Kenneth knocked out Arthur Pelky in the sixth round of a scheduled twenty-round fight at Taft last night. They are heavy-

the head, following a right uppercut, count of six. Kenneth had every round except the first. He was not injured.

SEATTLE PASTORS WON'T CLOSE CHURCH FOR SUNDAY

SEATTLE, Wash., Jan. 25 .- The pastors of four big downtown churches, the First Presbyterian, First Methodist, First Bap tist and Plymouth Congregational, have refused to submit to the demand of Evangelist "Billy" Sunday that they close their churches during the period of his revival services here shoulld he come It is believed the services will be held without the ald of Mr. Sunday

POLICE RAID "ANATOMICAL MUSEUMS" OF ST. LOUIS

ST. LOUIS, Mo., Jan. 25.-Raids on so alled "anatomical museums" were made by the police today as a result of the protests against such institutions at a public meeting last night. The raids were part of a campaign be-

ing waged here against advertising doc

Socialists Against the Recall of the City Commissioners

recalled, at least not by the secondary second

SEATTLE, Wash., Jan. 25.-Government The leaders of the fight for the recall food inspectors seized yesterday 487 were E. D. Miller, E. I. Morrow and Peboxes of New Zealand butter which con- ter Mehrns. The principal leaders of the boxes of New Zealand butter which con-tained boraète acid. The butter was con-demned and ordered destroyed or shipped out of the country. The remainder of a shipment of 1,000 boxes was permitted to shipment of 1,000 boxes was permitted to evening it is planned to lasue a formal

on sale. Importers have cancelled statement, informing the public as to to be held in Madison at a time and place all orders for New Zealand butter, the just why the recall was considered and

WASHINGTON, Jan. 25 .- A shade of mprovement was noted late tonight by sixth round of a scheduled twenty-round physicians attending former Senator physicians attending former Senator Shelby M. Cullom of Hilbots. The patient railied very slowly from a severe attack last night, but if no new selzure the head, following a right uppercut, which sent Pelky to the floor for the count of six. Kenneth had every round the count of six, Kenneth had every round the sent process.

ARMOUR COUNSEL CANNOT CROSS-QUIZ WITNESSES

CHICAGO, Jan. M .- Attorneys for the Armour packing interests were today denied the right to cross-examine witperses at the Interstate Commerce com-

The War department has refused permission to the Roman Catholic church to construct a chapel on the military reservation on Governor's Island, N. Y. Judge Advocate General Crowder held that the law authorizing the construction of Young Men's Christian association build-

Revolt Gains in Haiti. PORT AU PRINCE, Halti, Jan. 24. Just why it was deemed not advisable to go ahead with it.

SHADE OF IMPROVEMENT
IN CULLOM'S CONDITION

WASHINGTON. Jan 25 A shade of the greeted.

PORT AU PRINCE, Halti, Jan. 24.—
The revolutionary movement is gaining headway in the southern section of Halti and the position of the government is considered critical. The authorities at Port Au Prince, however, hope to check the movement and prevent disorders, but the absence of foreign warships for the protection of foreign residents is regretted.

Nose and Head Stopped Up From Cold or Catarrh, Open At Once

My Cleansing, Healing Balm | drug store. This sweet, fragrant balm Instantly Clears Nose, Head and Throat - Stops Nasty Headache Goes.

Try "Ely's Cream Balm." Get a small bottle anyway, just to try it-Apply a little in the nostrils and instantly your clogged nose and stoppedup air passages of the head will open; you will breathe freely; duliness and headache disappear. By morning! the catarrh, cold-in-head or catarrhal sore throat will be gone.

End such misery new! Get the small bottle of "Bly's Cresm Balm" at any and McConnell Drug Co.—Advertisement.

ness and dyspepsia.

you get pure beer.

Get Schlitz in

Brown Bottles

The nations that drink the most of it suffer the least from nervous-

But the slightest taint of impurity

ruins its healthfulness. Be sure

We make Schlitz pure—employing

every innovation approved by

science-the Brown Bottle keeps it

pure from the brewery to your glass.

It will not cause biliousness-it

gives you the good without the harm.

Phones: Doug. 1597; Ind. A 2622 Schlitz Bottled Beer Depot 723 S. 9th Street, Omaha, Nebr.

Drink more

pure beer

dissolves by the heat of the nostrils; penetrates and heals the inflamed, awol-

with its running nose, foul mucous dropping into the throat, and raw dryness is distressing but truly needless. Put your faith-just once-in "Ely's Cream Balm" and your cold or catarrh

len membrane which lines the nose, head Catarrhal Discharges. Dull and throat; clears the air passages; stops nasty discharges and a feeling of cleansing, soothing relief comes immediately. Don't lay awake tonight struggling for breath, with head stuffed; nostrils closed, hawking and blowing. Catarrh or a cold,

will surely disappear. Agents-Sherman

The cure first, then the pay. That's my policy. It's fair and square. I also give a written guaragiee that the cure will last a life time. Write for Free Book, which gives full particulars.

OR. E. R. YARRY, 240 See Bidg., Omake

"Syrup of Figs" For

Constipated Child

Delicious 'Fruit Laxative' can't harm tender little stomach,

liver and bowels,

Every mother realizes, after giving her

children "California Syrup of Figs," that

this is their ideal laxative, because they

love its pleasant taste and it thoroughly

leannes the tender little stomach. liver

When cross, irritable, feverish or

breath is bad, stomach sour, look at the

tongue, mother! If coated, give a tea-spoonful of this harmless "fruit laxa-

tive," and in a few hours all the foul

constipated waste, sour bile and undi-

gested food passes out of the bowels, and

rou have a well, playful child again

When its little system is full of cold

throat sore, has stomach-ache, diarrhoes,

indigestion, colic-remember, a good "in-

side cleansing" should always be the

Millions of mothers keep "California

Syrup of Figs" handy; they know a tea-

spoonful today saves a sick child to-

morrow. Ask your druggist for a 50-

cent bottle of "California Syrup of Figs."

which has directions for bables, children

of all ages and grown-ups printed on the

bottle. Beware of counterfeits sold here.

so don't be fooled. Get the genuine, made

by "California Fig Syrup Company."-

and bowels without griping.

first treatment given.

Advertisement.

Cherry Pectoral





AMUSEMENTS.



TWICE DAILY WEEK Mat. Today COMES NOW THE "DADDY" OF ALL THE WATSONS...

BIGSHOW

MARGARET FLAVIN Pirst time at this theater of the attraction that is positively breaking records in house after house all along the Columbia circuit.

Two Screamingly Punny Parces,

"KROUSEMEYER'S ALLEY"

"THE BASHFUL VENUS" "BIG" BEAUTY CHORUS

DEAR READER:
We sure did stack 'em in last night;
looks as though the whole town had
been waiting to see the famous Watson
show in its now unsullied form. I knew
Elil could do it. Yes, the chorus contains some 'heavies."
E. L. JOHNSON, Mgr. Gayety.

Evenings, Sunday & Holiday Mate, 160, 280, 500 and 780 Weel MATS, 150 and 250 A Pew Day Care gum if you like, but no smoking. LADIES 10C AT ANY WEEK TICKETS 10C DAY MATINEE Carriage Garage In the Lo

Wohem FEGE. Mat. every day, 2:15; every, night 8:15.

Viennese Prima Donna PRITEI

Popular Song Writers "BEAUX-ARTS" CROUCH & WELCH Whitfield & Ireland ELINA GARDNER Special Orpheum Motion Picture. "Explosive D" Prices-Mat.: Gallery 10: best sents (except aturday and Sunday) Ele, Nights, 10c, 25c, 50c, 75c

HIPP Omaha's Cosy Picture Theater, 15th and Harney Where Everybody Goes. Open from 11 A. M. to 11 P. M. So-TODAY'S PROGRAM-50 "PATHE WEELLY NO. 7.
"HIS PIREMAN'S CONSCIENCE"
(Drama)
"THE WINDPALL."
(Drama)

January 29—Evening FIRST BAPTIST CHURCH PIANOFORTE RECITAL

MAX LANDOW

Phone 424 Hy. Gerber, 101 S. Main St. Council Bluffs The Beer That Made Milwaukee Famous.

· See that crown or cork

is branded "Schlitz,"