

Nebraska

M'KELVIE CASE BEING PUSHED

W. T. Thompson Files Brief in Case of Lieutenant Governor.

CONTENDS OFFICE LEGISLATIVE

Fred Brodegaard Secures Articles of Incorporation and Blue Sky Department Gives Enterprise Its Sanction.

(From a Staff Correspondent.) LINCOLN, Feb. 21.—(Special.)—Attorney W. T. Thompson, representing Lieutenant Governor Samuel R. McKelvie, who seeks to have removed the constitutional provision which prohibits him from seeking a nomination for governor, sets out many reasons why the constitution in his opinion does not bar the lieutenant governor of the state from becoming a candidate for governor.

He attacks that section of the constitution which says that "None of the officers of the executive department shall be eligible to any other state office during the period for which they shall have been elected" and claims that the word "eligible" means eligible for the office at the time they would have to take the office.

He defines the word as "legally qualified" or capable of holding office. "If the question of the meaning of the words 'eligible to office' were submitted to ten ordinary men," reads the brief, "it is fair to conclude that a majority of them would say that it meant qualified to hold the office rather than qualified to be elected to office."

Mr. Thompson also contends that the office of lieutenant governor is a legislative office rather than an executive office, as the bulk of the duties of the lieutenant governor are to preside over the legislature and his only relation to an executive office is when he acts as governor in the absence of the governor.

The case will come up at the session of the court beginning March 16.

Brodegaard Articles Adopted.

The amended articles of incorporation of the Brodegaard Jewelry company of Omaha arrived at the office of the railway commission this morning and have been approved by the blue sky department and Mr. Brodegaard can now go ahead with his incorporation of the company.

Changes were made in the articles suggested by the blue sky department and the misunderstanding between the company and the blue sky department was satisfactorily adjusted. The commissioners are of the opinion that Mr. Brodegaard was perfectly honest and fair in his efforts to come within the laws of the state, but in his efforts to make stockholders safe in their investments left out some points which it was necessary to observe in his first filing for incorporation.

Articles of Incorporation.

Articles of incorporation of the following corporations were filed with the secretary of state today:

The Goshen Land company of Omaha with a capital stock of \$100,000. William H. Reed, Walter R. Colcord and John F. Flack are the incorporators.

The Mary Jane Garmont company of Lincoln, formerly run as the Lincoln Overall and Shirt company, incorporates with a capital stock of \$200,000 with N. Z. Snell, L. O. Jones and Ralph W. Jones as incorporators.

Castle, Roper & Mathews, a Lincoln undertaking firm, incorporates with a capital stock of \$100,000 with Ray O. Castle, Charles H. Roper and V. A. Mathews as incorporators.

The Howard Street stables is the name of an Omaha company with a capital of \$250 with Jule Ahhaus and Frank Quitzky as incorporators.

WASHINGTON-LINCOLN CELEBRATION AT CRETE

CRETE, Neb., Feb. 21.—(Special.)—The annual Washington-Lincoln service under the direction of the Crete public schools and Doane college was held in the Congregational church Friday afternoon at 2 o'clock. All classes at both schools were dismissed and the students attended on mass.

Superintendent E. W. Marcellus presided and the address was given by Prof. Condra of the state university on "Conservation as Related to Nebraska Topics." The address was interesting throughout and well suited to the audience. The music was of a patriotic nature. The college choral club under the direction of Prof. R. L. Dick led the singing and gave a special number. The college orchestra also rendered some very appropriate music.

The movement for this service was inaugurated by the college in 1906 and until 1910 was purely a college affair. In 1910 it was taken up by the public schools and the citizens of Crete and now it has become a regular yearly event.

Nebraska

Martin Rules that State Banks May Buy Reserve Bank Stock

(From a Staff Correspondent.)

LINCOLN, Feb. 21.—(Special.)—In a telegram to Attorney General Martin, Secretary of the Treasury W. G. McAdoo desires to know if the law of Nebraska will permit banks desiring to enter the new system to subscribe to stock of federal reserve banks, and also desired information when the legislature will be in session. In answering the message the attorney general informs Mr. McAdoo that the law with reference to the subject is as follows:

"No corporation transacting a banking business shall make any loan or discount on the security of the shares of its own capital stock, nor be the purchaser or holder of any such shares, or the shares of any corporation, unless such security or purchase shall be necessary to prevent loss upon a debt previously contracted in good faith."

"Technically, this law precludes the banks of this state from being the owner or holder of shares of any other corporation. Of course, at the time of the passage of this law, the legislature could not have had in contemplation the stock of the federal reserve bank.

"By reason of the federal law, a new system has been established for the country, and in view of that fact the banking board of this state has had this law of our state under consideration. The banking board, which has control of all the state banks of this state, is composed of the governor, the auditor of public accounts, and the attorney general. It is the ruling and decision of the banking board that state banks, which are otherwise eligible, should be permitted to subscribe to the stock of the federal reserve banks, and I am authorized to advise you of that decision.

"The legislature of our state will convene January 5, 1915, and it is the opinion of the banking board that the legislature would not hesitate to amend the law so as to prevent any possible question about the right of state to enter the new system and subscribe to stock of the federal reserve banks, in case any such question is ever raised."

WEIGHTS AND MEASURES CONDEMNED IN DODGE

(From a Staff Correspondent.)

LINCOLN, Feb. 21.—(Special.)—The inspection of weights and measures has been completed in Dodge county, the first county completed in the state. Commissioner Harman has compiled the following report which shows the total inspections, the kind of scales, those adjusted and those condemned. The total fees received for inspecting totaled \$23.25 and the time spent by one inspector was five weeks.

The number of scales, weights and measures that had to be adjusted was: One dormant scale, eight wagon scales, six platform scales, nineteen counter scales, twelve measuring pumps, twelve poles, two pivots, thirty weights. The following list the inspector was unable to adjust and he therefore condemned: four platform scales, two wagon scales, two measuring pumps, four counter scales, three stock scales, twenty-seven measures, sixteen weights.

SHELTON OIL COMPANY WILL PAY INDEBTEDNESS

(Special.)

SHELTON, Neb., Feb. 21.—(Special.)—Over 100 stockholders representing four-fifths of the stock of the Shelton Oil and Gas company held a meeting in Redding town hall Wednesday afternoon and steps will at once be taken to pay off all outstanding obligations against the company and which suit has now been filed for in the district court. The following named stockholders were elected to collect funds with which to pay outstanding obligations. O. H. Crumley, H. C. Hansen, L. D. Martin and M. A. Hostetler. This committee will take over the books and records of the company and endeavor to adjust the indebtedness without there being any court costs added.

Shelton Woodmen Insurgent.

SHELTON, Neb., Feb. 21.—(Special.)—An enthusiastic meeting of Buffalo camp, No. 1190, was held last night and three delegates and three alternates were elected to the county camp which meets at Elm Creek, April 1. The delegates elect are C. M. Wallace, A. H. Morris and John Mullen and they were instructed to oppose any raise in the present rates and also the re-election of the present head officers.

Nebraska

Live Stock Firms Must Pay License, So Martin Rules

(From a Staff Correspondent.)

LINCOLN, Feb. 21.—(Special.)—Live stock commission merchants in South Omaha will have to pay a license to do business the same as any commission merchant according to an opinion given Food Commissioner Harman by Attorney General Martin this afternoon.

Heretofore those dealing in what is generally termed farm produce have been held under the law as liable for the tax, but the attorney general holds that the term farm produce means all kinds of products of the farm and that live stock comes under that definition. In closing his opinion on the matter the attorney general says:

"While there is more or less doubt about this question, I think the law should be so construed as to include the selling of live stock on commission, the selling of grain on commission, and the selling by any person or corporation of products of the farm, dairy, orchard or garden, where the same are placed in the hands of a commission merchant to be sold on commission for his own company, or corporation, who has a place of business in this state, and undertakes to sell in this state the products designated above, should comply with the law by taking out a license and giving a bond. It is possible that if the product designated only dealt in products shipped from another state, he might escape a compliance with this law on the ground that he was engaged in interstate commerce, but it is improbable that a case of this kind will be found."

Sidney and Sutton Camps Endorse Talbot

(Special.)

SIDNEY, Neb., Feb. 21.—(Special Telegram.)—Sidney camp No. 1091, Modern Woodmen of America, at its regular meeting held last night, unanimously endorsed the administration of Head Council A. R. Talbot, passed strong resolutions condemning "insurgency" and elected the following delegates to the county camp meeting: Dr. L. G. Simon, Robert A. Barlow, Schuyler, C. Bixby and James L. McIntosh. They were instructed to vote for Judge Joseph Oberfelder to represent the county at the state convention to be held at Hastings. There were several addresses by the members on harmony and best of feeling prevailed.

AGED KEARNEY COUNTY LAWYER DIES AT MINDEN

(Special.)

MINDEN, Neb., Feb. 21.—(Special Telegram.)—Joel Hull, aged 84, a lawyer, died last night at his home in Minden. He came to Nebraska in 1872 from Meigs county, Ohio, settling in Lowell, Neb., then a frontier village. He came to Kearney county just ten days after Kearney county was organized and took an active part in the formation of all its civic and other organizations.

Mr. Hull won distinction in the battle of Bunker Hill, in Shenandoah valley and in several other battles, at the head of the Ninety-first Ohio infantry, which he himself was commissioned to recruit. For the service thus given his country, he was promoted to adjutant general of his brigade, then commanded by General Crook.

Funeral services will be held Monday or Tuesday.

To Bring Scott Back.

SHUYLER, Neb., Feb. 21.—(Special.)—Sheriff Kunkle left this morning for Kimball to bring back A. L. Scott, who is wanted on a fraternity charge. Officers wired that they had the man in custody. Scott is sued for \$25,000.

Count Who Shot Wife and Nephew Acquitted by Court

MESERITZ, Germany, Feb. 21.—Count Matthias Brodowski, the Polish aristocrat and member of the German Imperial Parliament, was acquitted today of the charge of manslaughter of his wife and her nephew, Count Alfred Mincinski.

The tragedy occurred on December 20, last, at Mokrsk, the country seat of the countess, near Graetz, and attracted wide attention on account of the social prominence of those concerned. The count shot both the countess and her nephew dead in finding them together at 4 o'clock in the morning in the countess' apartments. After the shooting the count voluntarily waived his parliamentary immunity in order to permit his trial to take place.

FIVE CHILDREN BURN TO DEATH IN MAINE

ASHLAND, Me., Feb. 21.—Five of the six children of Joseph Smart, a lumberman, were burned to death when their home at Eagle Lake was destroyed by fire early today.

THE SECRET OF SUCCESS

Genuine Merit Required to Win the People's Confidence

Have you ever stopped to reason why it is that so many products that are extensively advertised, all at once drop out of sight and are soon forgotten? The reason is plain—the article did not fulfil the promises of the manufacturer. This applies more particularly to a medicine. A medicine's preparation that has real curative value almost sells itself, as like an endless chain system the remedy is recommended by those who have been benefited, to those who are in need of it. A prominent druggist says "Take for example Dr. Kilmer's Swamp-Root, a preparation I have sold for many years and never hesitate to recommend, for in almost every case it shows excellent results, as many of my customers testify. No other kidney remedy that I know of has so large a sale."

According to sworn statements and verified testimony of thousands who have used the preparation, the success of Dr. Kilmer's Swamp-Root is due to the fact that it fulfills almost every wish in over-crowded kidney, liver and bladder diseases, corrects urinary troubles and neutralizes the uric acid which causes rheumatism. You may receive a sample bottle of Swamp-Root by Parcel Post. Address Dr. Kilmer & Co., Binghamton, N. Y., and enclose ten cents; also mention The Bee.—Advertisement.

Nebraska

HOWARD RAISES TAX ISSUE

State Auditor Objects to Accepting Report of Uncollected Taxes.

CITES THE STATE CONSTITUTION

State Official Takes Position Cannot Commute Taxes for Any Consideration on Receiving Madison List.

(From a Staff Correspondent.)

LINCOLN, Feb. 21.—(Special.)—It has been the custom for county treasurers in making their report to the auditor to make a showing of taxes not collected and cancelled for some reason or other. In the case of Madison county the report showed that \$1,046.61 was reported uncollected on real estate and \$2,664.37 on personal property.

In looking up the law Auditor Howard has discovered that section 605 of chapter 49, says: "No county, town board, city council or village trustees shall have power to release, discharge, remit or commute any portion of the taxes levied against any person or property."

"And any taxes so discharged may be recovered by civil action from members of such board."

The following section, however, seems to conflict with the one above and reads: "Whenever it shall appear that any person charged with taxes has removed from the county or has deceased and left no property or if from any cause it is impossible to collect such taxes the county board shall after the expiration of two years cause the same to be stricken from the tax list."

However, the constitution of the state says: "Section 4, article 9. The legislature shall have no power to release or discharge any county, city, township, district, town or the inhabitants thereof, or any corporation, or the property therein, from their or its proportionate share of taxes to be levied for state purposes, or due any municipal corporation, nor shall commutation for such taxes be authorized in any form whatever."

AGED KEARNEY COUNTY LAWYER DIES AT MINDEN

(Special.)

MINDEN, Neb., Feb. 21.—(Special Telegram.)—Joel Hull, aged 84, a lawyer, died last night at his home in Minden. He came to Nebraska in 1872 from Meigs county, Ohio, settling in Lowell, Neb., then a frontier village. He came to Kearney county just ten days after Kearney county was organized and took an active part in the formation of all its civic and other organizations.

Mr. Hull won distinction in the battle of Bunker Hill, in Shenandoah valley and in several other battles, at the head of the Ninety-first Ohio infantry, which he himself was commissioned to recruit. For the service thus given his country, he was promoted to adjutant general of his brigade, then commanded by General Crook.

Funeral services will be held Monday or Tuesday.

To Bring Scott Back.

SHUYLER, Neb., Feb. 21.—(Special.)—Sheriff Kunkle left this morning for Kimball to bring back A. L. Scott, who is wanted on a fraternity charge. Officers wired that they had the man in custody. Scott is sued for \$25,000.

Count Who Shot Wife and Nephew Acquitted by Court

MESERITZ, Germany, Feb. 21.—Count Matthias Brodowski, the Polish aristocrat and member of the German Imperial Parliament, was acquitted today of the charge of manslaughter of his wife and her nephew, Count Alfred Mincinski.

The tragedy occurred on December 20, last, at Mokrsk, the country seat of the countess, near Graetz, and attracted wide attention on account of the social prominence of those concerned. The count shot both the countess and her nephew dead in finding them together at 4 o'clock in the morning in the countess' apartments. After the shooting the count voluntarily waived his parliamentary immunity in order to permit his trial to take place.

FIVE CHILDREN BURN TO DEATH IN MAINE

ASHLAND, Me., Feb. 21.—Five of the six children of Joseph Smart, a lumberman, were burned to death when their home at Eagle Lake was destroyed by fire early today.

THE SECRET OF SUCCESS

Genuine Merit Required to Win the People's Confidence

Have you ever stopped to reason why it is that so many products that are extensively advertised, all at once drop out of sight and are soon forgotten? The reason is plain—the article did not fulfil the promises of the manufacturer. This applies more particularly to a medicine. A medicine's preparation that has real curative value almost sells itself, as like an endless chain system the remedy is recommended by those who have been benefited, to those who are in need of it. A prominent druggist says "Take for example Dr. Kilmer's Swamp-Root, a preparation I have sold for many years and never hesitate to recommend, for in almost every case it shows excellent results, as many of my customers testify. No other kidney remedy that I know of has so large a sale."

According to sworn statements and verified testimony of thousands who have used the preparation, the success of Dr. Kilmer's Swamp-Root is due to the fact that it fulfills almost every wish in over-crowded kidney, liver and bladder diseases, corrects urinary troubles and neutralizes the uric acid which causes rheumatism. You may receive a sample bottle of Swamp-Root by Parcel Post. Address Dr. Kilmer & Co., Binghamton, N. Y., and enclose ten cents; also mention The Bee.—Advertisement.

JOHN A. SWANSON, Pres. The Nebraska WM. L. HOLZMAN, Treas.



A Most Fascinating Exhibit of SPRING SUITS, COATS, GOWNS and MILLINERY

MONDAY we present for your approval, charming reproductions from the original models of the foremost French couturieres—an assemblage of authoritative styles that sets this store apart as Omaha's premier house of fashion. The attractiveness of these fashions is further enhanced by the moderate prices.

Spring Suits As Fashion Decreases

The changes in style introduced are the most radical in years. A wealth of fashion is shown in the natty jackets with their plaits and frills and then, too, the stunning skirts with superb drapings make them fascinating indeed. Our suits denote individuality and positively will not be shown elsewhere in the city. Suits in Tango, Rust, Tan, Paprika, Copenhagen, Navy and Black.... \$10.50-\$75

Gowns, Afternoon and Evening Frocks

Our charming displays include all the very latest effects, Spiral skirts, bustles, aprons, coats, and puff models. Now all the rage among smartly dressed women. Made in the most fashionable materials, such as chiffon tulle, crepe de chine, brocade, cologne, silk poplin and charmeuse. And the new "Georgette crepe" over white net and silk tulle prettily draped. A host of alluring gowns and silk tulle prettily frocks at modest prices.... \$8.50 to \$57.50

Our new blouses made of imported laces, silks, voiles and cotton are noted for their smart style. Charming effects that will delight the feminine fancy.

Nebraska Clothing Co. JOHN A. SWANSON, Pres. WM. L. HOLZMAN, Treas. FARNAM AT FIFTEENTH ST. CORRECT APPAREL FOR MEN AND WOMEN.

THREE PASSENGERS SHOT Bandit Pulls Automatic Gun and Drops Them Dead in Coach.

LEE, the first man shot, and examination disclosed that bullet after bullet had been sent into his body after he fell. A bullet splintered the other men. The bandits boarded the train at Burlington, a few miles south of here, and passed from the smoking car into the day coach, tying white handkerchiefs across their faces. One stood on the platform of the day coach, a second stepped just inside, and a third walked the length of the car. As he started to lock the door, the three men sprang at him. While he shot them down, the robber at the other end of the car began shooting out the lights. His companion emptied an automatic pistol into Lee's body and then ran the length of the car, snatching, as he ran, purses offered by frightened passengers. The train slowed down in response to a pull at the bell cord and the three disappeared.

WOMEN HAND SLAYER PURSES As He Passes Along They Hold Valuables in Aisle and He Collects Handful—He and Pals Escape.

BELLINGHAM, Wash., Feb. 21.—A trail leading along the water front to a boat landing was the clue followed today by possees from two counties seeking bandit murderers, who shot three passengers to death in a northbound Northern Pacific train near here late last night. The bodies of the dead were taken to their homes.

THOMAS H. WADSWORTH, Vancouver, B. C., Canadian Pacific railroad conductor. R. LEE, Bremerton, Wash., time clerk, Puget Sound navy yard. His parents live in Astoria, Kan. H. L. ADKINSON, Vancouver, B. C., traveling salesman. Versions of the robbery secured today

SEVENTEENTH DREADNOUGHT IS LAUNCHED AT KIEL

KIEL, Germany, Feb. 21.—The seventeenth dreadnaught for the German navy was launched here today and christened "Kronprinz" by the Crown Princess Cecilia. The crown prince, who was to have delivered an address, was prevented from attending the ceremony by illness. He has not completely recovered from his recent attack of tonsillitis.

Prince Henry of Prussia therefore acted as his substitute. The Kronprinz is to be the last German dreadnaught to carry twelve-inch guns. Future ships will be equipped with heavier armament.

Persistent Advertising is the road to Business Success.

"38" Packard "48" The Endorsement

In the year 1913 the Packard Motor Car Company established new high records for one month's shipments of Packard motor carriages, one month's shipments of Packard enclosed bodies, one month's shipments of Packard motor trucks.

The total Packard shipments for 1913 were the largest for any one year since the company started in business.

Orders for Packard motor carriages received in January, 1914, set a new high record for January sales.

Orr Motor Sales Company 2416 Farnam Street, Omaha, Nebraska

LINCOLN HIGHWAY CONTRIBUTOR Ask the man who owns one

Quality Furniture Specially Priced Means Both Economy and Satisfaction

Our method of carload buying makes possible hundreds of such money saving opportunities. Note these examples:

- \$96 Buffet, fumed oak, Sibley Bros. make, solid quarter sawed white oak... \$72
\$86 Davenport, fumed oak, 84-in. long, leather seat and back cushions... \$59
\$31 Arm Rocker or Chair, fumed oak, leather seat and back cushions... \$23
\$17 Library Table, fumed oak... \$13
\$64 China Cabinet, fumed oak mirror back... \$46
\$26 Dining Table, fumed oak, 48-inch top, at... \$19
\$97 Leather Sofa, loose cushions... \$69
\$48 Davenport, mahogany frame, denim cover... \$35
\$40 Rocker, mahogany, brown denim cover, at... \$32

Clearance Prices on Many Fine Rugs—Unusual Room Sizes Predominate

- This partial list only suggests the savings possible.
\$45 11-3x15 Sanford Axminster Rug \$32.50
\$74 11-3x15 Hartford Wilton Rug \$50.00
\$110 11-3x15 French Wilton Rug \$75.00
\$28 8-3x8-3 Body Brussels Rug... \$20.00
\$54.50 8x14-3 Bigelow Lowell Wilton Rug for... \$44.50
\$25.00 6x9 Whittall Wilton... \$20.00
\$10.50 and \$9.75 24x72 2-tone Rugs \$7.75
\$9.00 36x63 Hartford Saxony Rugs \$7.25
We repair Oriental Rugs.



Visitors during automobile week will be greatly interested in our extensive showing of modern reproductions of Period Furniture.

In these pieces and suites the foremost American makers have correctly portrayed the distinctive features of the important decorative periods from the Elizabethan to the later Sheraton and Chippendale, and have skillfully and successfully adapted these beautiful designs to modern uses.

Our invitation to visit this store is always extended to you whether or not you care to buy. You will find our salespeople courteous and glad to show you about the various floors.

Orchard & Wilhelm Co. 414-416-418 South 13th Street

In the Basement Special Sale of Trunks and Bags \$17 Trunks, \$13 \$15 Bags... \$11 In the Basement B & B room Fixtures, best grades—Some as low as half price.