ANTI-GIFT LAW HELD VAID Births Outnumber

Judge Cornish Decides Legislative Act is Invalid.

TEST CASE AGAINST HARMAN

Lineala Grocer Briage Habeas Corpu Sait to Get Out of Jail on Fine to rvinlating This Act.

(From a Statt Correspondent.) LINCOLN, July 6 -(Special.)-Two im portant decisions were handed down in the Lanesster county district court yes terday. One of these covers the antigift law and was rendered by Judge Cornish and the other covers and naturaligation law and was rendered by Judge

Judge Cornish holds that the placing of coupons in food packages is not unlawful. The point was decided in an application of Joseph DeKolts, a Lincoin groceryman, for a writ of habeas selling food packages containing one contrary to the pure food law. He was fined \$10 by County Judge Risser The case was brought as a test of

In short the decision of Judge Cornist the provision of the food consolidation bill of the last legislature is uncon-The provision of the food umission bill which expressly prohibits in the law directly in tenus although exactly the same principal is found in father were of different nationality. the gift enterprise law which the Sperry Hiftchinson company is attacking in the supreme court in the matter of

The other case on a decision of Judge esgrove shows that where a foreign citizen comes to this country and then goes back to the old country for a period he loss credit for the time he ins been here the first time if he wants to take out his second papers.

A. F. Spader came to this country from Sweden, stayed here five years and then went back to Sweden and stayed four and a half months. He made application to the court yesterday for his secon papers and was told he had forfeited his right to the five years of his former residence because of his leaving the Inited States. He will have to begin is residence here over again.

Another case was of a well known Lin coln woman, Miss Jennie Thornburn, in the millinery business here for many She made application to the court vesterday for her second papers, but unfortunately she left the state and was in New York several months on account of the filness and death of her mother However in her case the matter can be fixed up by a deposition showing that she did not leave the United States, and her case was carried over until next month that she may propare the papers

BARON MAX VON WERNER SEEN AT SPIRIT LAKE

TECUMSEEL Neb., July 5 -(Special.)enitentiary is quoted as saying that in sase Baron Max von Werner, the convict who escaped lately, is apprehende a trade when he leaves the hig pri-the next time. It will be remembe-the baran was given a leave of above of the penitantiary, the prisoner being a Miss, early Friday.

All union waiters at leading St. Louis

Cran-Roberts. COLUMBITE, Neb., July a.—(Special.)— Baymond Cran and Miss Elits Roberts of Hastings were married here Wednes-day. Mr. Gran is leftfielder of the

Threshing Begins at Harvard. HARVARD, Web., July 6.—(Special.)— Threshing has well summenced in that ection adjoining Harvard territory here the wheat was the most hurt by bet winds and lack of rates, the rield being from ten in fifteen bushese, while farther out where rains were more plantiful the yield will be much above this and is expected to go from fiftsen to swenty-five bushels.

Frantise County line No Belvis. HTOCKVILLE. Meh., July 4—(Special) A recent examination of the records of

Frontier county shows: No county beeds, no precises bonds, no registered; idge warrants and no registered road

for work and material. The roads are well graded and a large number of permanent bridges have been built.

Mes. Z. L. Fedeon.
GOTHENBURO, Neb., July 5, 18pccial.)—The funeral of Mrs. Z. L. Hudson,
sund E, was held Saturday at the farm
home east of o'Chenburg. Mr. and Mrs.
Holson settled baye in 1881 and have

Deaths in the State by Big Proportion

(From a Staff Correspondent.)
LINCOLN, July &-(Special.)-Accord ng to vital statistics compiled by Secretary Wilson of the State Board of Health there has been 5,610 deaths in Nebraska from December 1, 1912, to June 1, 1913. According to the reports sent in congenital debility, loterus, etc., have been esponsible for the greatest number of deaths, which are placed at 685. Pneunonia came next with 858, organic diseases of the heart carried off 40, while senility carried off 277.

There were thirty-five deaths from typhoid fever, two from smallpox, measles, seventeen; scarlet fever, thirty-nine tuberculosis of the lungs, 203; while cancer of different kinds was responsible for the death of an even 300. Appendictils was fatal in eighty cases, while Bright's disease claimed 239, Suicide claimed DeKlotz had been arrested on twelve by hanging, thirty by potson, nineemplaint of Food Commissioner Harman Iteen by shooting and twelve by other means. There were an unlucky number of homicides, thirteen; there were 230 stillborn cases, while the tornado claimed

On the credit side of the statistical ledger is shown 12,078 births. Among those were 155 cases of twins, divided as is that the gift enterprise law of 1811 and 131 boys and 130 girls. The births show 6.855 males, 8.227 females. These are divided as follows: White, 12,999; colored, 79; Americans, 11,MC; German, 666; Scandinavian, 524; British, 142; Bohemian, 207. the putting of coupons in food packages. The nationality was not given in 437 cases, which indicates that the mother and

> Porty Bushels to the Acre. AUBURN, Neb., July 6 .- (Special.)-The first 1915 wheat marketed in this vicinity was delivered to Bonafield & Reed by Mr. Odell, who raised it on the Gilmore farm north of town. The wheat tested sixtytwo pounds and averaged thirty bushels to the acre. The Auburn Canning company's wheat averaged about forty bushels to the scre.

STATE TO COLLECT BIG COSTS FROM HILL ROADS

ST. PAUL, Minn., July 6.-The state will collect approximately \$15,000 in costs from the Northern Pacific and Great Northern rallways as a result of the United States supreme court decision in the Minnesota rate case. Attorney General Lyndon A. Smith today announced that special assistants had been chosen to look after this part of the rearrange ment of the rates. On the other hand, the state must pay the statutory cost of the Minnespolls & St. Louis case, but it is not expected that this will be heavy. The mandate in the rate case is expacted here from Washington some time

VICTIM OF HUSBAND'S BULLET DIES OF WOUND

MASON CITY, Is., July 6 .- (Special Telegram.)—Mrs. Core Prescott, who was shot June I by her former husband, Louis Prescott, died today. Prescott will be ar-raigned on a charge of murder in the first degree. He has admitted doing the shooting, but has assigned no reason.

Culls from the Wire

hotels and rostaurants here were locked out last night. Four hundred white walters were affected by the lockout,

commend he succeeded in leaving the Johnson home after middlight one night group to the Burlington train and making his getaway to dit Joseph. The conductor on the train states that you werner rode clear to St. Joseph with him, the belief here being for a time these the canvillation of the foreign for a time these the canvillation of the heat in the urain a few mistions away. At St. Joseph the officers found you werner's violin in a pawnshop.

A stery comme to this city that you werner has recently been seen by a Langolin, man at spirit Lake, is, and that the baron made a big play there that he was buying a garage, had rented a house and was going to have his wife come on from Ziallien, Nich., to Join him and make the form there. He was presumed to be headed for Minneapolis.

SHELBY CHILD SAVED

BY PRESENCE OF MIND

BUBLEY. Neb., July 4—(Special)—Jimmy Pogue, aged 6, fell into an old fire cistern during the Found of July allient and was reacued by Fred Ricelland and was dealer of the details of his past life. The buying a ricelland and presence of mind enough to hold to plee, he would have been drowned he hour to plee he would have been drowned he hour to plee he would have been drowned he hour to plee he would have been drowned he hour to plee he would have been drowned he hour to plee he would have been drowned he hour to plee he would have been drowned he hour to plee he wou

PERSONAL PARAGRAPHS.

Miss Helen Beisel loft Saturday morning for Kansas City, where she will pend her vacation at the home of Mrs. leisel's parents and with R. M. Heeks, a brother of Mrs. Beisel. Miss free Niesmann expects to join Miss from a few weeks later.

The Persistent and Judicious Use of Newspaper Advertising is the Road to

SOUTH AFRICAN STRIKE ENDS, REMINISCENCES OF CROCKETT Settlement of Labor Trouble Follows

Bloody Strife.

ANARCHY IN JOHANNESBURG

Martial Law Declared and Durin Several Hours Troops Rake Streets of City with Rifle Fire.

the settlement, were opened this after- ahead. noon and brought to a successful con- Crockett, whose life was passed mostly

conflicts between the police and the troops

to kill. Within a comparatively short time and in a comparatively small area about maty rioters were killed or to considerably oversion.

Projected Attack on the Spanmodic Melody of the Rooster.

Many a poor rooster will become con inced that the sun has broken its life ong habit of rising every morning if an experiment now being made by the Department of Agriculture should prove succonstul. A correspondent of Dr. Gallo way, assistant secretary of agriculture, the vocal cords of the rooster puts the soft pedal on his morning bossannah, and the officials of the department feel that this suggestion can be developed to the point where the crowing of the bird can be made soft and musical.

If this reform can be accomplished, it will be a great been to summer boarders n the country who are awakened at what asems to them the middle of the night, simply because all the roosters in the neighborhood are announcing their program for the day.

The reform suggests, other longfelt wants. The crowless rooster is but a step from the mooless cow. A creakless frog would be another great improvement. The frog lives largely on mosquitoes and other insects, and if he only knew his pusiness he would realize that the noise se makes is worse than free trade so far as the killing of a legitimate industry is

Naturally enough, the thought suggests itself that a stingless and busiless mosquito wouldn't be a bad ides. either. All that would be necessary, probably, would be to take the mosquito to a throat spe-dalist and have several of its vocal cords liminated. Residents of New Jersey may arise with the suggestion that this would be like removing the guards at grade crossings, since it would leave the person signal, but if the sting were simultaneously extracted this objection would be

The barkless dog and the meowless cat might follow in due time, and, as some thing reserved for the millennium ess congress might be suggested. Thus, the crowless reaster, while not so important in itself, has a vast signifi-cance for the future, and may result in great benefit to the public. Philosophers agree that silence is solden. The Department of Agriculture is working in the right direction.—Washington Post.

The Short Answer. Miss Blank was receiving a call from a young man, whose reputation for duliness and egotism was only equaled by his reputation for "never knowing when to go home." his reputation for "never knowing when to go home."

The rest of the family had long since retired when the youth finally took his departure, and his hastess lost no line in seeking her own bed. When he reached the corner, it began to rain, and he remembered that he had left his umbreils behind. Returning to the house, he rang the bell several times before he was heard. Finally a wrathful voice from an upper window demanded:

"Who is it?"

"Air. Carr." he replied, with dignity.

"Then walk, blast rou, walk!" returned blies Blank's parent hastily dropping the sash with a loud bang.—Judge.

Pointed Passarapha

The woman with a poor complexion may be rich enough to afford a better When a contrary man agrees with you it's a safe bet that you are in the wrong Many vigorous men waste a lot of per-ectly good energy in making fools of hemselves. All men are born equal, but a mother believes that her first baby is more than equal.

Mad Dog at Police Station Killed With Butt of Gun

Stunday morning about 2 o'clock a matter. Fleming reached the top and stranger appeared at the police station through a slide of the stairway door's accompanied in tow by a good stard for upper portion discovered the terrier had broken lose and with foam dripping from Baughrean, foreman of the police serage, the mouth was runhing round the room and told him that he was desirous of ridding nime-if of the animal, but did not lects. Hastering to the main floor, he

Mes. 2. L. Peddon.

GOTHENBURO, Neb., July 5.—ispected.

GOTHENBURO, Neb., July 5.—ispected.

Some state of Mars 2. L. Hadson, and S. A. Hadson and S. A. Hadson and Mars.

Electron metical bare in 1883 and have been arready for pets and massets Baughman glady cannot be a likely lating place for the animal section were peasent at the same seens, all of where were peasent at the same seens, all of where were peasent at the same language were all Chvit.

The stranger departed to be a likely hading place for the madenal brute, and the two contents and in same language were all Chvit.

The stranger departed to be a likely hading place for the madenal brute, and the two castlowsly approached to accept it.

The stranger departed and have. He may an are strong for pets and massets Baughman glady consequent to be a likely hading place for the maidenal brute, and the two castlowsly approached the opening. Thuy had scarcely got within ten fest of the entry when with a liberal length of rope until it became second and accept it.

The incident was all but forgotten, when he will be a likely hading place for the maidenal with a liberal length of rope until it became second the control of the strange noises were heard lit to the floor. Several bullets emptied for mount the stairs and see what was the limit to the cloor. Several bullets emptied in the stairs and see what was the limit of control of the stairs and see what was the limit of the maintain place.

The incident was all but forgotten, when as he within ten feet of the entry when with a read with a limit of the control of the contro

Hero of the Alamo an Early Opponent of Correct Spelling

and Grammar. Our military surveillance this dong the Texan border line of Mexico may brought much of the record of not only the Mexican war of 1866-48 before American readers, but also of its prejude -the Texan war of independence; that is, the war in which Texas, as a Mexican province, won its own sovereignty, flew JOHANNESBURG, South Africa, July its own flag as a republic for eight years .- The strike which involved practically and was then admitted as a state to our all the gold mines on the Rand ended union. Inevitably, in these adversaria, tonight. During its brief existence an- there have been frequent references to archy reigned in the city; there was much the celebrated Texan war cry, "Rememodshed and the casualties are esti- ber the Alamo," and to the fate of Colomated at more than 160. The authorities nel David Crockett, better known as were finally compelled to declare martial Davy Crockett, and evidently now known law, and during several hours today the to many chiefly in a vague way pa a troops raked the streets with rifle fire. frontier hero who gave utterance to the The negotiations, which brought about maxim: "Be sure you're right, then go

clusion after several hours' discussion, in Tennessee, was a conspicuous example the strike leaders agreeing to the terms in the southwest of a class of hardy proposed. General Louis Botha, ex-pre- backwoodsmen, who were as expert with nier of the Union of South Africa; Sir their rifles as they were strong of arm George A. Farrar, chairman of the East and fleet of foot, and whose capacity for Rand proprietary mines, and General liquor would now be considered marvel-smith took part in the negotiations. ous. In politics, in which Davy was ex-Before a settlement was ranched there traordinarily successful for a time, this urred the flercest and most sanguinary was a prime qualification for any man who wanted to obtain influence among and the mobs that had yet taken place. his fellow citizens in that part of the Early in the afternoon crowds gathered country, and few men could equal Crock-In front of the Rand club began to stone ett in that respect. He had been a hunter They disregarded orders to disperse and lumbermen, and afterward a scout and the troops fired with deadly effect. In the war with the Creek Indians, when Near the Union club another mob was General Jackson was his commander, and scattered by the dragoons, who charged when still a Jackson man in politics had first president, and for this reason, and Some of the principal streets were the only education he had was the product, the leading sculptor of his time, is he cene of sharp engagements. Ambulances of his own rude acquirement in his conwere kept busy, for the soldlers almed tact with men who had some of the advantages of "schooling."

His shrewd sense and homely humor. together with admiration of his courage wounded. The fighting in other quarters as a bear hunter and with a popular faith swelled the cusualty list, it is believed, in his honesty, gave him considerable reputation in congress, and when he turned against Jackson after Jackson had BODY BLOW FOR CHANTICLEER | been elected to the presidency, he became a popular character in the sight of the oppohents of Jackson's administration. Coming from the same state as Jackson, it was supposed at one time that he might have also the same sort of peronal qualities that would be as useful to them as those of "Old Hickory" had een to the democrats in providing them with a national idol.

Crockett's pictures in a buckskin huntng suit were circulated all over the country; his sayings were quoted by the antiould be elected to the presidency, there was no reason why Davy should not be his successor. He was induced to write a book on his

life, and as a rare relic of the American politics of that day it is still entertaining, A recent reference to him by a Texan Magaine.

structions !

it from light.

against light.

representative who spoke of him as "A son of nature unspolled by the luxuries of civilization," has moved me to consult my copy of it, for it contains his account. now almost obsolets, of the visit which he made to the middle states and the east, in 1801, when he was in what proved to be his last term as a member of congress, and when his eyes were opened by the wonders of Philadelphia. "The whole book," he wrote of it, "is my own, and every sentiment and sentence in it. 1 would not be such a fool, or knave, either, as to deny that I have had it run over hantly by a friend or so, and that some little alterations have been made in the spelling and grammar; and I am not so sure that it is not the worse of even that, for I despise this way of speliing contrary to nature. And as for grammar, it's pretty much a thing of nothing at last, after all the fues that's made about it. In some places I wouldn't suffer either the spelling, or grammar, or anything else to be touched, and, therefore, it will be found in my own way."-Phila-

BEST STATUE OF WASHINGTON

Marble in Richmond State House Most Trustworthy Portraft of President.

Since the days of the cathedral builders France has never been without great musters of the chisel. Traditions and an ever-accumulating skill have been passed on as from father to son through generations immemorial. With all that "apostolic succession" of genius we of another race are strangely unfamiliar. One name however, we associate with that of our ocep elected to congress, although the not because Jean Antoine Houden was sometimes mentioned in the United

Last June at the Doucet sale in Paris Houden's little bust of his daughter Sabine was sold for the sum of \$90,000. Houdon is "looking up," and as a success may yet become worthy of our attention As the "first sculptor of his day" Houdon was invited in 1784 by Thomas Jefferson, representing the state of Virginia, to make a statute of Gen. Washington. On July 28, 1765, the sculptor, with three assistants, sailed in the company of Benjamin Franklin from Southhampton, bound for Philadelphia. The journey required nearly two months, and Houdon did not arrive at Mount Vernon until October 2. Two weeks were occupied in modeling the bust, making a life mask, and taking many measurements, with all of which the artist departed rejoiding. and, thanks to the rapid ocean service of ackson press, and some of his admirers the time, was home again on Chirstmas apressed the opinion that if Jackson day. The result of this trip was the notable marble which stands in the statehouse at Richmond, our most trustworthy portrait of the first president. Even Gilbert Stuart, we are told, acknowledged its superiority to his own familiar Athensum head.-Scribner's

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etin news or mere rumors. An example was the shifting effect of

The money market showed its exabroad with the turn of the half year. In Berlin especially, which was Crop prospects are allowed increasing is the occasion of some anxiety.

VAUDEVILLE ACTOR SHOOTS

KANSAS CITY, Mo., July 6 .- Jealousy rompted Frank Balley, a vaudeville ctor of Atlanta, Ga., to shoot and kill his wife and teammate. Mante Edwards, of Denver, Colo., and to commit suicide here today. The woman was asleep when Bailey fired the fatal shot. They are said to be well known on the vaudeville stage

DULLNESS MARKS THE WEEK

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Baturday, July 19, 10 A. M.
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Baturday, Aug. 30, 3 A. M.
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Leviling passingers to arrive in
LONDON and 1 ARIS un exist and
it HAMBURG on seventh day
lights new open for estable
LONDON PARIS, N. MEURG
it Prevents. July 12, 1 p. m.

Pretoria. July 18, 1 p. Pres. Grant, July 16, 9 a. Imperator . July 19, 10 a. Amerika. . . July 23, 9 a. Pres. Limedia, July 24, 12 o Fennsylvania July 31, 8 p.

Hais's Aug-Vic. Aug. S. Fa.m. Emperator, August 9, 11 a.m. (Fatricia. August 9, 13 noon Amerika. Aug. 21, 11 a.m. Lind cabin only. "Will call at Boulogue. INew. Hamburg

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RES. E. Pennsylvanie and E. E. Pretoria sail from New Pier foot 144 R.,
Bouth Brooklyn. All other sailings in
this service from our Habokan Piers.

MEDITERMANUSAN
Gibrattar, Napies and Genoa.
ggral) steamers in this service leave
from NEW PIER, 356 N. Sestà
Brecklyn, Take Sish St. Ferry,
E. S. Moitke (12,500 tons)
July 15, 8 p. m.
S. S. Mamburg (11,000 tons)

8. Mamburg (11,000 tons) Aug. 8, 10 a.m. S. Moltke, Aug. 26, 11 a.m. S. Mamburg Sept. 17, 10 a.m.

CRUISES
ABOUND THE WORLD
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EASING TENDENCY IN MONEY

Crop Prospects Allowed Increasing Importance and Government's Cotton Estimate Regarded

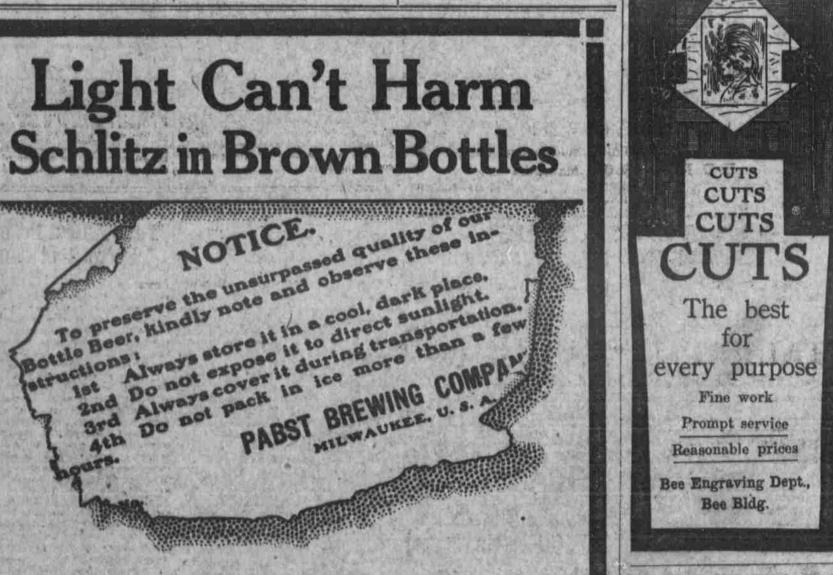
NEW YORK, July 6.-Duliness was the chief characteristic of the week in the stock market with the impending triple oliday and the oppressive heat as extra factors. Dealing were almost exclusively in the hands of professional traders and the market displayed the tendencies resulting from such operations, based as they were on fixing impressions of bul-

the national stages of the Union Pacific dissolution negotiations, news of which, while reflecting no vital change from day to day, caused wide fluctuations in stocks affected. Another evidence of the narrow professionalism of the market was seen in its thinness, which was so pronounced that at orders to sell "at the market" a usually active stock might necessitate a wide concession from the preceding sale. An equally wide advance might result when the room traders turned buyers, owing to the scarcity or offerings. It was evident that while free from material selling pressure there was no substantial buying demand.

pected easing tendency both here and point of admittedly greatest strain, the private discount rate yielded a substantial fraction, and it was made manifest that anxious preparation for the stress of the auttlement period had been overdone. portance, and the government estimate on cotton was regarded as highly satisfactory. Reports of rain for corn and spring wheat relieved apprehensions, although the amount of deterioration caused by dry weather in the northwest

TEAMMATE FROM JEALOUSY

A Life Sentence of sufferings with throat and lung trouble



THE BEE'S Daily Sport Extra BEST OF ALL

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