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Nebraska SAYS REFERENDUM BARRED

Helvey Thinks Constitution Prevents Vote on Armory Fund.

GUARD A STATE INSTITUTION

Lincoln Man Says Evidence Shows that Purpose of Petitions Was Misrepresented to Secure Signers.

(From a Staff Correspondent.) LINCOLN, July 16.—(Special.)—The referendum petitions for submitting to the people the proposition of accepting or rejecting the employers' liability bill passed by the last legislature and the Nebraska City armory appropriation, passed by the same body, are now with the secretary of state, and it is up to the opposition to find some method to prevent the proposition from being submitted.

Frank Helvey of Lincoln, formerly of Nebraska City, was at the secretary's office this morning looking up the proposition and has discovered what he thinks is sufficient grounds to prevent the proposition from being brought before the people.

"The constitution of the state says," said Mr. Helvey, "that the referendum may be ordered upon any act, except acts making appropriations for the expenses of the state government and state institutions existing at the time such act is passed." The national guard is a state institution. The Nebraska City company has been organized and in continuation since May, 1887. The state has recognized that organization and each year appropriates money for the maintenance of the guard and for the payment of armory rent. That makes the national guard and the Nebraska City company an existing state institution and its success comes under the excepting clause of the law.

Misrepresentation Charged. "In addition to that," said Mr. Helvey, "we have evidence to show that misrepresentation was made in an effort to secure names to the petition and that names were secured to the petition on a representation that it was a petition to assist the guard to secure armories. Of course the signing of a petition is just like signing a note. If the note appears in the hands of an innocent purchaser, it doesn't make much difference how much fraud was used to get the signature to the note, the law will protect the innocent purchaser. I don't know just how far this will apply in this case, but on the other proposition, while the innocent purchaser is protected, and the signer has to pay the money the least that can be said about the original owner of the note is that he cannot be classed in the good citizen class."

Representative Fisher of Boone was at the state house a few days ago and said that he had done a great deal of work to get a name to the petition in his county and in Madison county and he thought the people would vote the proposition.

Assessment Returns. An error in the compilation of the assessment returns from Fillmore county, as published yesterday, made that county show a loss of valuation of over \$300,000. When figured up by Secretary Seymour this morning it was shown that the valuation of the county had increased over last year \$38,000. The counties reporting this morning show the following figures:

Garden	\$1,006,711	\$ 972,498
Nemaha	5,771,738	5,782,153
Jefferson	8,982,290	8,943,724
Franklin	3,924,473	3,863,188
Rock	1,180,154	1,165,885
Johnston	4,754,118	4,794,795

...Sixty-eight counties have reported to date and show a good strong increase, all but six adding to the grand total of increase in valuation.

Sherman county reported with a decrease in value on land. When appealed to by Secretary Seymour as to why the valuation on land this year was less than last, the reply came from the county clerk that the commissioners had made a reduction.

Calls for Warrants. State Treasurer George has issued a call for all warrants up to No. 20321, to be presented July 17. This will take up about \$50,000 of the outstanding warrants, leaving but about \$75,000 yet to be called in.

Railway Commissioner Taylor will go to Alma tomorrow to investigate the proposition of the telephone company at that place, which has made an application for a raise of rates on switching charges from 25 cents to 45 cents.

New Bank Gets Charter. The Farmers State bank of Union is a new state bank which has been granted a charter by the State Banking board. This will make the second state bank in Union, which is a mighty lively little town on the main line of the Missouri Pacific in Cass county, where the Lincoln branch of that road joins the main line. The bank is incorporated for \$30,000, the officers being M. H. Shoemaker, president, Charles J. Jones, vice president, and John H. Pierson, cashier.

Nebraska

Lincoln Saturday to confer with Adjutant General Hall on future work of the guards and to take up matters pertaining to the maneuvers next month.

Enough Water for Crops. According to reports received by State Engineer Price from Assistant Engineer Mason, who was sent to Scott's Bluff to look into the situation regarding low water in the irrigation ditches, Mr. Price thinks that there will be no trouble over the matter when the proper conditions are understood by all. "It is pretty hard for a user of water who knows his crops are needing moisture to see the water passing down the canal," said Mr. Price, "and it becomes necessary sometimes to remind him that his neighbor below has rights to water which must be respected."

Reports sent into the engineer's office show that there are 55,630 acres of fee storage in the Pathfinder reservoir, which can be had upon payment of the proper water right to the government. The last report showed that the outflow of the reservoir was 2,700 cubic feet per minute to an inflow of 280 cubic feet. The government canal is using 100 cubic feet. At Whalin the flow is 1,450 at the station 1,201 and at Brown 200 cubic feet. There was no report from North Platte. This report came in on July 14.

Notes from Beatrice and Gage County

BEATRICE, Neb., July 16.—(Special.)—A restraining order was issued yesterday by Judge Pemberton on the petition of Howard P. Grealey against Julius Schellenberg and the First National bank of Wynora to prevent the first named defendant from completing a land deal which the plaintiff made with him, and the bank is restrained from delivering certain papers, notes and a contract which were left in its possession.

Albert D. Sage and Mrs. Hattie Mack, pioneers of this county, were married yesterday afternoon at the groom's home northwest of the city by Rev. U. G. Brown.

Joe Eickhorn, the young man who was badly injured yesterday morning by driving his motorcycle into the touring car driven by Clarence Martin, is recovering nicely. He is receiving treatment at the United Brethren hospital.

BODY OF PAWNEE BOY DROWNED IS RECOVERED

PAWNEE CITY, Neb., July 16.—(Special.)—The body of William Hearn, who was drowned in the Missouri river near Rulo Friday, was brought to this city and buried in the cemetery here yesterday evening. Hearn was the 18-year-old son of D. Hearn and wife, former residents of this city, both of whom are dead. In company with his sister he was visiting near Rulo when he went out alone swimming in the river. He went out beyond his depth and sank. The river was searched thoroughly, but the body was not recovered till Tuesday morning, when a government boat found it a mile and a half from the point where the young man had entered the water.

Pipe in Coal Docks

PAWNEE CITY, Neb., July 16.—(Special.)—At an early hour yesterday morning, fire was discovered on the coal docks in the Rock Island yards in this city. The alarm was spread and the fire company succeeded in extinguishing the flames with but a small loss to the railroad. The coal was not damaged much, but the wooden structure will have to be renewed. It is not known how the fire originated. This is the second time in the last six months that fire has destroyed the coal stations for this company. Last winter the coal chutes were burned to the ground, the fire presumably starting from the clinkers of an engine.

Callaway Sets Date for Fair. CALLAWAY, Neb., July 16.—(Special.)—The Callaway fair will this year be held on September 15, 17, 18 and 19. This association was organized six years ago and incorporated. Shares were sold at \$10 each, and by business men and farmers of the community taking a liberal amount of stock a sufficient amount was raised for the preparing of the grounds. The association has never received any financial support from the county or state, yet for the past six years it has held one of the best fairs in western Nebraska. There will be about \$2,000 hung up in purses for races.

Valentine Pioneer is Dead. VALENTINE, Neb., July 16.—(Special.)—Colonel Thompson, an old settler of this place, died Monday night. He was 88 years of age and has been failing for some time. He was an old soldier and for some time was caretaker at the old Fort Niobrara. He leaves a widow and a niece. The funeral services were held today from the Methodist Episcopal church and were under the auspices of the Masonic order and the Grand Army of the Republic.

OMAHA PIONEERS ARE BURIED AT FOREST LAWN

Prof. Felix Von Blankenfeldt and Cornelius H. Light, two Omaha pioneers who died on the same day at the House of Hope, were buried yesterday at Forest Lawn cemetery. Rev. C. W. Seviage conducted the services.

COMMITTEE WILL OFFER AUDITORIUM TO COUNCIL

At a meeting of the directors of the Auditorium a committee was appointed to wait upon the city council with an offer of the structure for \$225,000. The committee will likely meet with the commissioners Friday.

Nebraska

Nemaha Sheriff is Looking Into Murder of Julian Bahaud

AUBURN, Neb., July 16.—(Special.)—Julian Bahaud, an old man who owned much land and was supposed to have large sums of money in or about his house, was murdered June 16, 1890, and his place ransacked and robbed. Bahaud's body was not found until several days after he was killed. When found he was lying on his bed with his clothing on and also a pair of rubber boots. It was evident from the blood stains that he had been struck at or near his kitchen door and the body carried to the bed. No clue to who committed the murder was obtainable.

Last week Sheriff W. H. Jones got word from Coffeyville, Kan., that a party in jail there claimed to know something about the murder, and that he admitted that he was connected with it. The party is Fuller Schellenburger, commonly known as Joe Schellenburger, who formerly lived at Nebraska City. The sheriff went to Kansas and had a talk with this party, and wired E. Ferneau, who was county attorney at the time of the murder, who went to Kansas.

To these parties it is reported he made a full confession. He claims to be one of three parties that did the act; that Bahaud was struck with a slug tied up in a handkerchief by one of the parties while he was talking with another one, with whom he was acquainted, just outside of his kitchen door about dusk; the body was carried to the bed and the house searched for money. Among other things taken were two time certificates of deposit amounting to \$10,000.

Hearing Delayed on Insurance Battle

(From a Staff Correspondent.) LINCOLN, Neb., July 16.—(Special.)—No hearing was had this morning in the suit brought by the Royal Highlanders and other fraternal organizations to enjoin the board from putting the new insurance code law into operation, a mutual agreement being made to carry the matter over for a few days until Attorney General Martin could be present.

While the matter is being held up it is understood that several other companies are preparing to take a hand in the fight and the controversy promises to be a hard-fought one.

Auditor Howard is taking no part in the matter and has kept his hands off of the fight or any attempt to appear as an interested party, other than as a member of the new board. While he will still have a say in the conduct of the department, should the law be found constitutional, as a member of the insurance board, which comprises the governor, the auditor and the attorney general, he will to a certain extent be forced to give way to the ideas of the other two members should they combine against him. The auditor is an old insurance man.

Dynamite Wrecks Buildings as Completely as Coughs and Colds Wreck Lungs. Cure them quick with Dr. King's New Discovery. 50c and \$1. For sale by Beaton Drug Co.—Advertisement.

SAYS CHARTER WILL CARRY

Dr. Holovtchiner Believes Two to One of Voters Favor It.

GREAT HELP TO WORKING MEN

Says that Some of the Big Interests Which Are Opposed Will Naturally Oppose It, but Rank and File is for It.

Dr. E. Holovtchiner, vice president of the late home rule charter convention and president of the Board of Education, believes the charter will carry by a two-to-one vote.

"I have talked with hundreds of people," said Holovtchiner, "and the consensus of opinion is that this is the best charter Omaha ever had an opportunity to adopt. It stands for the rights of the common people and they will vote for it, despite the attempt of certain organizations, working for their own interests, to defeat it."

"While the charter hits the brewers and the corporations a hard blow, they will not fight it, knowing that it would be uncertain as to whether they would not be even harder hit by another similar convention. They are willing to accept the terms of this charter because they will then know exactly what they have to do."

Greeks Willing to Sign an Armistice

LONDON, July 16.—Reports through Berlin and Vienna say the Bulgarian premier, Dr. Danef, has joined the Serbian and Greek premiers at Nish to discuss conditions of peace. This important news has not yet been officially confirmed.

Official dispatches from Athens confirm the announcement from Saloniki yesterday that Greece is prepared to sign an armistice on condition that the frontier questions, the payment of indemnity by Bulgaria and guarantee for the welfare of Greeks under Bulgarian rule shall be settled on the battlefield.

Fighting continues. The Greek forces have occupied the town of Drama and, according to Athens advices, the Bulgarians have abandoned the Kremna passes and are retreating towards Dubnitsa, pursued by Servians and Greeks. Unconfirmed reports have reached the Armenian parliament at Constantinople of a massacre of the Armenian population at Rodesto on the sea of Marmora. The Turkish forces under Enver Bey are supposed to have occupied Rodesto yesterday.

Jury Blames Road For Wreck Sunday

LOS ANGELES, Cal., July 16.—Blame for the Pacific Electric railroad wreck, when fourteen persons were killed and 160 injured in a collision of trains running from Los Angeles to the ocean, was declared by a coroner's jury today to be charged to the railroad company. The verdict charged that the trains were operated too closely together, that the cars were overcrowded and that the employees were unacquainted with the traffic rules.

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Buffalo Bill's Show Draws Big Crowds

Buffalo Bill's Wild West and Pawnee Bill's Far East observed St. Swithin's day by giving a parade and two performances in Omaha. The parade drew out many people, and agreeably surprised them by passing on time. It was a delightful display of the riders of the world, and was much appreciated. The afternoon performance drew a good crowd, and at night the arena was packed.

Old friends of Colonel Cody missed him from the "saddle," but were rewarded by his appearance in the arena, in a carriage, from which he made an appreciative address. Major Little, "Pawnee Bill," is now the active director of the arena, while Colonel Cody gives his attention to the business of the enterprises. The performance has been rearranged and many new features have been added, although the older and more familiar doings of the Wild West have been preserved. The principal novelty of the current year is "auto polo." Automobile polo will perhaps never become a national sport nor even a college diversion, but nevertheless it is exciting, hair raising, thrilling, and a lot more things more minutely described by the Buffalo Bill show press agent. It was the feature of both the afternoon and evening performance, and during the course of play thousands of persons became so excited that they forgot the heat and stood on the seats to yell any cheer.

Auto polo is just like any other game of polo, except that the contestants are in stripped autos. Each car contains a player and a driver, and between the two the work of the driver is far more spectacular. Two machines were wrecked yesterday.

BODY OF MAN LOST ON MOUNTAIN IS FOUND

PORTLAND, Ore., July 16.—The body of C. B. Smith of this city who, with his wife was lost in a blizzard on Mount St. Helena on July 4, was found today at the base of a precipice. Mrs. Smith's body has not been recovered.

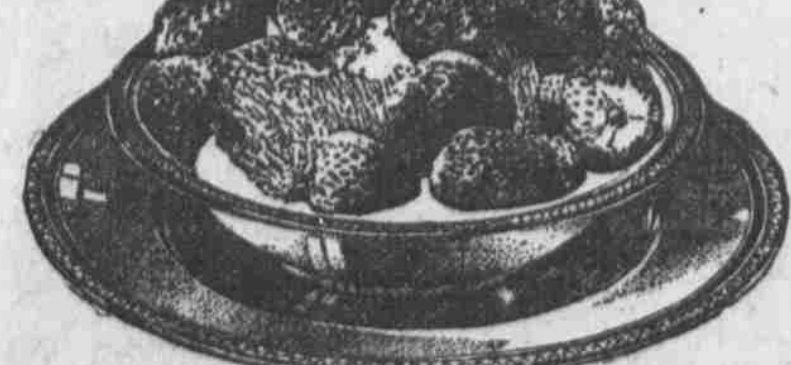
The Happy Health Habit

is not easy to acquire in Summer when the appetite is fickle and the digestive powers are weak. When the warm weather calls for a change in diet the surest way to get Summer comfort and palate joy is to drop heavy meats and starchy vegetables and eat

Shredded Wheat

with Strawberries or other Fruit

a dish that is appetizing, satisfying and easily digested. The crisp, well-baked, porous shreds combine naturally with fruit acids, supplying the maximum of nutriment and keeping the bowels healthy and active. Delicious for breakfast or for any meal.



Heat one or more Biscuits in the oven to restore crispness; then cover with berries or other fresh fruit; serve with milk or cream and sweeten to suit the taste. Requires no baking or cooking. More nourishing and more healthful than ordinary shortcake.

Make Your Meat Shredded Wheat

Made only by The Shredded Wheat Company, Niagara Falls, N.Y.