

THE SIOUX COUNTY JOURNAL

L. J. Simmons, Editor and Prop.

F. E. & M. V. R. E. Time table. Going West. Going East.

J. E. PHINNEY, M. D.

Physician and Surgeon.

All calls given prompt attention.

Office in Drug Store.

HARRISON, NEBRASKA.

The thirtieth annual NEBRASKA STATE FAIR AND EXPOSITION.

Omaha, Nebraska. AUGUST 27 TO SEPTEMBER 5, 1896.

Nebraska Herself Again.

The plucky Nebraskans who have maintained confidence in their state are rewarded by

Bountiful Crops,

and all the people, by prudent care, are able to attend the

Greatest State Fair

ever planned west of the Missouri river. The Agricultural, Horticultural, Dairy, Textile, Fine Arts, Mechanical Art, Poultry, Bees, Honey and Apiary Goods, and Live Stock Exhibits are the best ever offered.

The speediest race list ever before booked. Facing, trotting, running horses from all parts of the country. Fast time in all classes.

The grounds of the WHITE CITY OF THE WEST

have lost all disagreeable features incident to their newness last year, and are in good shape.

RARE MUSICAL PROGRAM.

Besides the numerous bands engaged to entertain the crowds, the

NORTHWESTERN S' ANDINAVIAN SINGERS' ASSOCIATION

will give free entertainment on the Fair Grounds, Friday, September 4th. 1000 voices and 5 bands of music. All of rare merit.

KNIGHTS OF AK-SAR-BEN

will celebrate the FEAST OF OLYMPIA.

Tuesday night, Sept. 1st, Grand military and civic parade. Wednesday night, Sept. 2d, Parade of Nebraska counties.

Thursday night, Sept. 3d, Knights of Ak-Sar-Ben parade. Friday night, Sept. 4th, "Grand Ball" Knights of Ak-Sar-Ben.

Saturday night, Sept. 5th, N. W. Scandinavian Singers' Association, 1000 voices.

The Fremont, Elkhorn & Missouri Valley R. R. will run special trains from many points direct to the Fair Grounds. See hand bills for time of trains.

Rate one fare for round trip plus 50 cents admission.

For further particulars see E. F. Pontius, Agent Northwestern Line, Harrison, Nebraska.

J. R. BUCHANAN, General Passenger Agent, Omaha, Neb.

Pat Lacy put a homestead filing on a quarter section near the ridge north of the Kennedy place on Monday.

Joe Parsons informs us that he was damaged by the prairie fire of which mention was made in our last issue. It swept over land he had rented and was saving for winter pasture and besides burning the grass, it destroyed some hundreds of posts belonging to him.

County Attorney Guthrie received a letter from Geo. Olinger stating that he had purchased a farm near Greenfield, Mo., and disposed all his extra horses at an average of \$40 a head. George has had a sick spell but his family has been well all the time. They seem to like their new home.

Ben Moore, the big ranchman of the upper Niobrara valley in the eastern part of Sioux county, was in Alliance last Thursday. The object for which he came here was to meet a lady from York, Neb., to whom he was married by Judge Hewett in Hemingford that day. The Guide joins Mr. Moore's many friends in the northwest in extending congratulations and kind wishes.—Alliance Guide.

It is expected that when district court convenes and Stoneking is arraigned for trial that he will show to the court that L. J. Simmons is so very mean that he even wants the county superintendent to perform the duties of his office according to law, and this meanness of Simmons is good reason why the defendant should not be prosecuted on the charge of rousting his neighbor's family cows. There can be no doubt that the court would at once see the justness of the plea and order the county attorney to dismiss the case against the defendant and then the court would thank Stoneking for calling attention to the matter.

NOTICE TO SETTLERS.

The rules of the local land office have recently been amended so that settlers to make final proof shall settle with the publisher before sending in their application. All parties desiring to make final proof can have their papers made out at THE JOURNAL office, free of charge, and promptly transmitted to the land office so that no time will be lost.

—Now is the time to subscribe.

—Get something ready for the county fair.

—Cured meats for sale at from 8 to 12 cents per pound by E. Rohrer.

—Call at THE JOURNAL office and have your final proof papers made out. It will cost you nothing.

—E. P. Maine moved to Crawford the first of the week where he will engage in the restaurant business. All wish him success in his new venture.

—The Elkhorn road will sell tickets to the state fair at Omaha for one fare and fifty cents for the round trip, including admission to the fair. Tickets on sale Aug. 27th to Sept. 5th, good returning until Sept. 7th.

—Just as we go to press notice is received that Hon. Norris Brown will address the people of Harrison and vicinity on the political issues of the day from a republican standpoint, on Wednesday, September 2d. Remember the date and prepare to attend. Particulars next week. Those who attend will bear a good speech.

—Another turn was taken in the O4 matter on Monday. James H. Cook obtained an order from the county court restraining the county treasurer from selling the cattle on which he had levied for taxes and ordering him to return the property to Cook, and the matter will now go to the district court. The replevin suit of Snyder against Cook was dismissed at the cost of plaintiff.

—Otto Tietze informs us that he has lost about fifteen head of cattle during the past few months by the ravages of a mountain lion. It seems useless to attempt to kill or capture him, and if Mr. Tietze should see the animal he would likely display a flag of truce and under its protection proceed to tell Tietze what a terrible mean fellow L. J. Simmons is because he wants the county superintendent to comply with the law in the conduct of his office, and the meanness of Simmons is ample excuse for the destruction of the cattle. Of course Mr. Tietze would shoulder his rifle and return home and allow the mountain lion to continue to feast on juicy beef from the Tietze herd.

—The arrangements for the county fair are progressing all right. Large, and attractive posters have been procured distributed to surrounding places for a long distance that all may learn of it. At the last meeting J. H. Bartell was elected permanent chairman, as Vice-President Weber is out of the state. D. H. Griswold was elected finance committee and M. J. Hewett base ball committee. A partial premium list was reported and it is the intention to award premiums on all farm and garden produce, fruits, jellies, bread, cake and other culinary articles, paintings, decorations and other art work; sewing, knitting, etc.; flowers, growing and artificial, and others articles of similar character. For want of funds no premium list will be printed this year. The committee on race program made a partial report. There will be two trotting purses of \$50 each, two running purses of \$50 each, one dash for purse of \$25, and bicycle and other races, details for which are not completed. There will be enough sport to fill up the time and if those who have products to dispose of make exhibits it will help them to find a market and prove beneficial. Let each one do a little and the result will be surprisingly successful.

PERSONAL.

Octave Harris was up from Bell on Saturday.

Henry Rose came in from the range yesterday.

Robert Neece was up from Running Water on Monday.

Mrs. Henry Warneke went to Crawford Monday evening.

E. W. Daily was up from Crawford on legal business Monday.

O. A. Garton made a trip to mill at Marsland the first of the week.

W. R. Smith has been very sick for some days, but is reported as slightly easier.

Herman Kroning orders THE JOURNAL sent to him at Edgemont, S. D. He has plenty of work there.

Emery E. Zimmerman orders THE JOURNAL sent to him at Bellevue where he is attending college.

J. Wilbur, of Chicago, is visiting James H. Cook at Agate Springs, and on Monday visited Harrison, in company with his host.

Mrs. D. J. Clark, Miss Phoebe Olinger and Miss Claudia Hester went to Crawford Monday evening as delegates to the rally of Epworth Leagues.

Don M. Weir was in town the first of the week and informed us that he was disposing of his stock with a view to going to Missouri to live.

Lewis Post informed us yesterday that he had disposed of most of his personal property and expected to start for Idaho soon, but he may change his mind and go to Missouri.

Cashier Griswold, of the Commercial Bank, returned yesterday from the east, refreshed by his vacation. Mrs. Griswold and the children, who had been in Iowa for some time, accompanied him home.

W. B. Wright did not go to Hot Springs until Friday, having been called to Whitney by the illness of his mother. He and Mrs. Wright are now at Hot Springs and at last reports was improving and is expected home the last of the week.

County Clerk Blewett received word on Monday that his mother was expected to live but a short time and he started that evening for the family home in Wisconsin. He will be absent about ten days. A. R. Dew is attending to the clerk's office.

Sets Himself Above the Law.

In regard to what THE JOURNAL had to say last week in relation to the peculiar and illegal work of the county superintendent in the matter of examination of teachers and issuing certificates, W. H. Davis, in his own paper has the following to say:

"Certificates are valid."

"To such teachers and school officers—and I trust they are few—as may be inclined to give heed to the charge made by L. J. Simmons in his paper this week in reference to the certificates issued by me during the month of July as being void, I simply wish to say that those certificates are valid and will remain so until declared void by a higher authority than he."

Very truly, W. H. DAVIS, Co. Supt."

The above is the greatest piece of presumption exhibited in Sioux county since George Walker attempted to persuade the district court that because the people had enjoyed certain privileges under a former statute the legislature was estopped from changing the law so as to take those privileges away.

His proclamation is an insult to the intelligence of every teacher interested in the matter under discussion, for it tells them to pay no attention to the law but to take his word for the validity of their certificates.

If Mr. Davis was so cocksure that the examinations held on July 2 and 3, 1896, were according to law, why did he "doctor" the heading on the page in his official certificate register? An officer does not do such things unless he has a purpose, and when County Superintendent Davis fixed the register of certificates so that it will not show the date on which the examinations were held, as it was made to do and as it does do on the other pages, he must have had an object, and no other object is apparent than to mislead as to the real facts. Whether he "queered" the certificates to correspond with his record we cannot say.

County Superintendent Davis informs the teachers that the certificates will be held valid until held otherwise by a higher authority than the writer. In other words if he has done wrong he has not the moral courage and manhood to do anything to square himself but will attempt to bluff it through. A teacher who is working under a contract made on the strength of one of the certificates in question may not be pleasing to some in the district and when the time comes her pay is hung up because her certificate is not valid. Who then passes on its validity? Not the county superintendent but the court. The only thing the former could do would be to testify in the case, and he would not dare to swear that the examination was held and certificate issued as provided for by law.

As Mr. Davis sets his opinion above the law and demands a decision from a higher authority than the editor of THE JOURNAL, we will call his attention to a ruling by the highest authority, the Hon. W. H. Davis, superintendent of public instruction, Sioux county, Nebraska. In 1894 an institute was held at Harrison under his direction and the closing days were devoted to examinations. Notice of such examination was given as required by law, and in ordering the notice published he was very positive in his position and informed the writer that the superintendent could not even endorse a certificate at a time other than the third Saturday in each month without giving the same notice, and the law has not been changed in any way since that time. Does Mr. Davis want any higher authority than that?

Mr. Davis' plea to teachers and others to condemn the editor of THE JOURNAL because the county superintendent failed to do as the law directs him might be pathetic was it not so ridiculously childish.

If the county superintendent can hold examinations contrary to law and by dating the certificates two weeks thereafter make them legal, there no reason why he cannot hold examinations at any time and place, date them two months or two years thereafter and have them held to be good by the courts. Does any school teacher or officer believe that such action would be upheld in court?

Teachers and school officers will simply be protecting themselves by looking up the law and getting competent advice in the matter, and an official whose acts are questioned and who has much at stake in their being upheld can hardly be considered as a competent authority, especially when the law and his former rulings on the question are against him.

The rot about the editor of THE JOURNAL is good argument, and has been used many times during the past seven years, whenever this paper has sought to protect the people of the county from illegal acts of officials or the attempts of rings or cliques to run the affairs of the county in the interest of a few. Because this Simmons is such a terrible fellow certainly is ample excuse for the county superintendent to fail to comply with the law in the performance of the duties of his office, and on same theory if one of the county officials should commit forgery, or a citizen should murder another, all the defense that it would be necessary for him to make to insure his acquittal would be to tell the court what a terrible fellow Simmons is, and the court would have to release him.

—It has been suggested that an effort be made to get the Luak base ball team to come down and play a game during the fair. That would make a combination of fair and circus worth traveling miles to see.

Final Proof Notices.

All persons having final proof notices in this paper will receive a marked copy of the paper and are requested to examine their notice and if any errors exist report the same to this office at once.

Timber Culture, Final Proof—Notice for Publication.

United States Land Office, Alliance Neb., July 25, 1896.

Notice is hereby given that John F. Cook of Royville, Neb., has filed notice of intention to make final proof before M. J. Hewett, clerk dist. court, at his office in Harrison, Neb., on the 5 day of September, 1896, on timber culture application No. 105, for the n. w. 1/4, s. 1/2, n. w. 1/4, quarter of section No. 2, in township No. 28 n., range No. 55 w.

He names as witnesses: Mary E. Graham, of Royville, Neb., S. C. D. Bassett, of Royville, Neb., Lewis Gerlach, of Harrison, Neb., L. J. Simmons, of Harrison, Neb., also

Notice is hereby given that Edward A. Weir, of Chadron, Neb., has filed notice of intention to make final proof at same time and place on timber culture application No. 96, for the s. w. quarter of section No. 1, in township No. 31, range No. 56.

He names as witnesses: Lewis Gerlach, of Harrison, Neb., John H. Bartell, of Harrison, Neb., S. C. D. Bassett, of Royville, Neb., D. H. Griswold, of Royville, Neb., also

Mary E. Graham, of Royville, Neb., who made H. E. No. 307 for the s. 1/4, sec. 1, tp. 28 n., r. 56 w.

He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz:

S. C. D. Bassett, of Royville, Neb., John F. Cook, of Harrison, Neb., Lewis Gerlach, of Harrison, Neb., L. J. Simmons, of Harrison, Neb., J. W. Weir, J. K., Register.

Notice to Non-Resident Defendants.

To George W. Cobb, Ida A. Cobb, his wife, and W. J. Bowden, non-resident defendants.

You and each of you are hereby notified that on the 22nd day of July, 1896, William H. Male, Benjamin Graham, William Halls, Jr., and Harris H. Hayden, plaintiffs herein, filed their petition in the above entitled cause, in the District Court of Sioux County, Nebraska, against you as defendants, the object and prayer of which is to foreclose a certain mortgage Trust deed executed on the 2nd day of December, 1893, by George W. Cobb, and Ida A. Cobb, upon the property described as follows: Lot three 2, and the Northeast quarter of the Southwest Quarter, and the West half of the Southeast quarter, of section Nineteen (19), Township Thirty-four (34) North, Range Fifty-six (56) West of the 6th P. M., in Sioux county, Nebraska, given to secure the payment of a certain first mortgage bond made, executed and delivered by George W. Cobb, and Ida A. Cobb, to W. L. Telford for the sum of Two Hundred, Twenty-Five (\$225.00) dollars, due and payable on the first day of December, 1895, which said mortgage bond has been sold, assigned and delivered to plaintiffs herein who are now the owners thereof; that there is now due and payable on said bond the sum of \$232.57, with interest thereon at the rate of 10 per cent per annum from December 1st, 1894, that there is due the further sum of \$10.25, for taxes paid by said plaintiffs, with interest thereon at the rate of 10 per cent per annum from the 30th day of September, 1895, for which sum, with interest plaintiffs pray for a decree that the defendants pay the same, and that in default of such payment said premises may be sold to satisfy the amount found due; that defendants be foreclosed out of all right, title, lien or equity in redemption in and to said premises, and for general relief.

You are required to answer said petition on or before the 7th day of September, 1896.

Dated at Harrison, Nebraska, July 25, 1896.

J. A. HARBEGGER, Attorney for Plaintiffs.

Notice to Non-Resident Defendants.

To Elmer McFarling, W. J. Bowden and L. Alice Watson, non-resident defendants.

You and each of you are hereby notified that on the 17th day of July, 1896, Wm. H. Male, Benjamin Graham, William Halls, Jr., and Harris H. Hayden, as plaintiffs, filed their petition in the District Court of Sioux County, Nebraska, against you as defendants, implicated with James T. Mason and Mrs. Mason, his wife, Christian name unknown, the object and prayer of which is to foreclose a certain mortgage made by Elmer McFarling upon the following real estate, to wit: Lots three (3) and four (4) and the South half of the North West Quarter of section Four (4), Township Thirty (30) North, Range Fifty-three (53), in Sioux County, Nebraska, given to secure the payment of a certain coupon bond in writing, dated November 15th, 1888, made, executed and delivered by Elmer McFarling to W. L. Telford, for \$100.00, with interest thereon at the rate of seven per cent per annum, payable semi-annually, according to the tenor of ten coupons thereto attached, which said bond and mortgage have been duly sold, assigned and delivered to these plaintiffs before maturity, to have an accounting of the amount of principal, interest and taxes which may be due the plaintiffs, that defendants be ordered and decreed to pay the same, that in default of such payment the said mortgaged premises may be sold to satisfy the amount found due, and for general relief.

You are required to answer said petition on or before the 21st day of September, 1896.

J. A. HARBEGGER, Attorney for Plaintiffs.

Dated at Harrison, Nebraska, this 14th day of August, 1896.

LOOK HERE!

DO YOU WANT TO RAISE WATER?

I will put you a machine which will elevate from 300 gallons to 22,000 gallons per minute with the least possible power. It can be operated by windmill, steam, water or horse power.

It has been tried and its merits are known.

It is just the thing to use in streams where a portion of the water can be used to elevate the other portion.

They are cheap. They are durable. They are simple. They are up-to-date.

Prices on larger machines or on iron work alone, furnished on application.

Write for further information to,

L. T. POOLE, Agent, Marsland, Neb.

CALL AND SEE. NO TROUBLE TO SHOW 600. S.

J. E. PHINNEY, PROPRIETOR.

HARRISON, NEBRASKA.

READ THIS

CAMPAIGN OFFER.

We will send THE SIOUX COUNTY JOURNAL until January 1, 1898 and the Toledo Blade for 3 months for

75 CTS.

Or the above papers and the Chicago Inter Ocean a year for \$1.25.

This offer is to all new subscribers and to those who are subscribers, provided they pay all arrearages on subscription to date of settlement at the regular price.

Cash in all cases will be required from those who wish to take advantage of our campaign offer.

THE JOURNAL is the only paper in Sioux county that is authorized to publish the official notice of the proposed amendments to the constitution, it is the official county paper, and is the only paper in Sioux county that is qualified according to the Statute for the publication of legal notices and other notices required by the laws of Nebraska to be published.

NOW IS THE TIME TO SUBSCRIBE.



More Goods FOR YOUR Money, Than EVER. MARSTELLER BROS. "The Old Reliable."



Isador Richstein, DEALER IN Fine Wines, Liquors and Cigars. AGENT FOR Pabst's Celebrated BEER. HARRISON, NEBRASKA.

PIONEER PHARMACY Drugs, Medicines, Paints & Oils. JEWELRY, CLOCKS AND FANCY GOODS. CALL AND SEE. NO TROUBLE TO SHOW 600. S.

J. E. PHINNEY, PROPRIETOR. HARRISON, NEBRASKA.

READ THIS CAMPAIGN OFFER.

We will send THE SIOUX COUNTY JOURNAL until January 1, 1898 and the Toledo Blade for 3 months for 75 CTS. Or the above papers and the Chicago Inter Ocean a year for \$1.25.

This offer is to all new subscribers and to those who are subscribers, provided they pay all arrearages on subscription to date of settlement at the regular price. Cash in all cases will be required from those who wish to take advantage of our campaign offer. THE JOURNAL is the only paper in Sioux county that is authorized to publish the official notice of the proposed amendments to the constitution, it is the official county paper, and is the only paper in Sioux county that is qualified according to the Statute for the publication of legal notices and other notices required by the laws of Nebraska to be published. NOW IS THE TIME TO SUBSCRIBE.