

SIBLEY FILES HIS COMPLAINT

Railroad Commission May Now Consider Nebraska Grain Rates.

TESTING THE ANTI-PASS LAW

Union Pacific and Railway Commission to Engage in Friendly Suit to Decide Some Questions.

(From a Staff Correspondent.) LINCOLN, Jan. 28.—(Special Telegram.)—State Senator C. A. Sibley of Frontier county has complained formally that grain rates charged by the Burlington road in Nebraska are too high. He asks the railroad commission to reduce them 15 per cent.

Senator Sibley appeared before the commission this morning and took formal action. A day for hearing will be fixed and the board will consider evidence in the case.

An order of the board reducing rates was made several months ago, but was held up by legal proceedings instituted by the railroads.

Following this action the commission here decided it had proceeded wrongfully in acting on its own motion and decided that reductions of rates could be brought about only on formal complaint.

A short time later Senator Sibley declared he would complain and today he fulfilled his promise. He is represented by Senator C. H. Aldrich of David City and J. G. Beeler of North Platte.

The commission has notified the railroad of the filing and will later fix the time for hearing.

Test of Anti-Pass Law. Edson Rich, attorney for the Union Pacific, held a conference with members of the State Railway commission this morning and the result probably will be a friendly suit to test the anti-pass law.

The Union Pacific may also decide to fight in the courts the recent order of the commission propounding new oil rates, which provided a reduction of about 20 per cent of the rate charged for hauling oil.

Nothing definite, however, was decided, as all of the members of the commission were not present. Mr. Rich also desired to know the position of the commission on a proposition relating to the retail of telephones.

It is the desire of his company, he said, to furnish telephones to employees, the latter to pay 50 per cent and the railroad company to pay the remaining 50 per cent of the cost in transportation, equal to its share of the bill.

The Nebraska anti-pass law, it is said, does not cover this matter specifically, but no encouragement was given to Mr. Rich by the commission.

The attorney said his company desired to furnish telephones with transportation and he was anxious to start friendly suit to test this portion of the law.

The company is also anxious to furnish transportation to stock yards owned by a number of instances he said the railroad company furnished the stock yards, and the switch tracks and the manager of the yards had the privilege of selling feed to shippers.

This privilege, which permitted him to make a profit on his feed sold, together with transportation, compensated the manager for his care of the yards.

The commission is not adverse to having a friendly suit started over this matter. The conference was informal and Mr. Rich expressed a desire on the part of the railroad company to obey the law and any orders of the commission and matters disputed in a friendly and amicable manner.

It is both sides who know where they stand.

State and Delegates. Because he, more than any other presidential candidate, represents the policies of President Roosevelt and of the republican party, I am in favor of the nomination of Secretary Taft, said Senator Sackett of Clay county, who was in Lincoln today on business.

"The Nebraska delegation to the national convention should be instructed to work for the nomination of Secretary Taft, and the men who compose that delegation should be men who are capable of welding together in the Chicago convention today."

"What is best for the state and the republican party," said Senator Sackett, "should determine the personnel of the delegation. The one fact that some republican is to be honored is to be denied, some honor will not be won by the nomination of the delegate. Personally, I favor sending Governor Sheldon and Senator Norris Brown as two of the delegates at-large. Not to increase the delegation to go to the convention, and both should in my judgment receive the unanimous vote of the state convention. The fact that Senator Burkett does not wish to be a delegate or to be considered as a candidate for a place on the delegation, should not prevent the other senator and the governor from being on the delegation. These men occupy high positions to the state and nation and in my opinion they will add strength to the delegation, not only because of this, but because of the fact that they were successful in a strong fight waged by the republican party of the state against the evils which have dominated Nebraska political affairs for so many years. There is no question in my mind that Nebraska will be a strong factor in the national convention, by reason of its endorsement of the Roosevelt policies and the influence it will have on the delegations of other states will be limited only by the acquaintance and influence of the individual members of our delegation."

Corn Show Prizes. Warmwater was drawn at the office of the State Board of Agriculture this afternoon for the following winners of premiums at the Corn Improvers' association contest at the state farm, held last week, premiums to the amount of \$150 having been offered by the State Board of Agriculture:

Table with 2 columns: Name and Prize Amount. Includes Lewis Hungeker, DuBois, \$12.12; Paul Pusey, Fremont, \$11.50; Fred Mouton, Elk City, \$12.00; H. A. Nichols, Palmyra, \$10.44; J. P. Roberts, South Bend, \$10.00; A. M. Ford, Okla., \$9.50; Charles B. Lazure, Blair, \$11.00; J. E. Roberts, South Bend, \$10.00; William James, Dorchester, \$8.00; Alfred M. Anderson, Wahoo, \$10.00; C. N. Schmale, Emu, \$10.00; C. H. Gramlich, Murdock, \$10.00; Fred Engel, Fremont, \$10.00; J. A. Miller, Arlington, \$10.00; A. J. Wright, \$10.00; Aye Brothers, Blair, \$12.18; J. G. Helm, Dawson, \$10.00; John August, Dorchester, \$10.00; R. Hogus, Crete, \$10.00; J. M. Arnold, \$10.00.

Oil Inspector Reports. State Oil Inspector Allen has filed a report with Governor Sheldon covering the business done in his office during the year 1907. The report shows the inspection fees amounted to \$1,329.33; miscellaneous receipts in September, \$1.90; miscellaneous fees for 1907, \$6; balance on hand January, 1907, \$1,186.69; total collections for the year, \$2,518.92; barrels inspected, 262,656; approved, 261,735; barrels rejected, 920.

The Harris inspectors were sworn by the Union Pacific and Burlington railroads and the payment of the inspection fees is still in dispute, the report says. The disbursements for the year amounted to \$28,515.39; balance on hand January 1, 1908, \$1.00; increase in inspection fees over 1906, \$3 per cent; increase in office and traveling expenses, 10 per cent; increase in amount turned into state treasury, 50 per cent. The report sets out in detail the various expenses incurred as well as the work of the different deputies.

Prizes Appear High. Since holding up a number of articles for sale to him to be too high and to indicate that there had been no competition Deputy Auditor Cook has been having some investigations made. He found today from the report of his special examiner that the triple brand soap sold by the university had paid 22 cents a pound could have been bought for 18 1/2 cents a pound; that the form 25 K, W. transformers which the purchasing agent paid \$10 for could have been bought for \$7.50 each; and that the triple brand soap sold by the university had paid 22 cents a pound could have been bought for 18 1/2 cents a pound.

Clark informed Mr. Cook today that he could offer a satisfactory explanation for the prices paid as soon as he looked up his papers in the matter.

Governor Goes to Kansas. Governor Sheldon left tonight for Topeka, Kan., where tomorrow night he will speak before the Kansas Day club, at its annual banquet. While at Topeka Governor Sheldon will be the guest of Governor Hoch. The Kansas Day club is a republican organization, organized for the purpose of promoting republican principles. It is an annual banquet on the occasion of the anniversary of the admission of Kansas to the union.

Pension Case Coming Up. W. B. Ross went to Grand Island tonight, where tomorrow he will argue the case where a temporary injunction was secured against the State Board of Public Lands Buildings to prevent the board from taking a portion of the pensions of the members of the Soldiers' home for the benefit of the home. In the past it was customary for the members of the home to pay to the home all of their pension except \$15 a month. The present board changes this so that only 10 per cent of the pension over \$15 is now taken. The action of the board called attention to the practice and some of the friends of the Soldiers objected and had the suit filed.

More Clerk Hire Allowance. Postmaster of the third class of the Fourth congressional district of Nebraska at a meeting here this afternoon passed a resolution asking that they be allowed more pay for clerk hire. Nebraska senators and representatives were petitioned to work for a larger appropriation.

Trouble in Church. Charging Mrs. Ida Curtis, one of the prominent members of his congregation, with "bellying, boisterous talking and quarreling" during the progress of his sermon last Sunday evening, the Rev. W. W. Cowan, pastor of the Newman Methodist Episcopal church, 723 J street, wrote out a complaint this morning and had Mrs. Curtis arrested for alleged disorderly conduct. All persons connected with the affair are colored and the trouble threatens to carry out the Sabbath school of the church. Besides being pastor of the church, Mr. Cowan is also a special policeman.

According to Mrs. Curtis, Cowan was accused in filing the complaint by motives of pure spite. She avers that on the night in question and while he was occupying the pulpit, the pastor leaned over and in the presence of the entire congregation called her a "low-down nigger."

The case was postponed until tomorrow afternoon at 2 o'clock, when it will be finally decided.

Cut in Telephone Rates. The Nebraska Telephone company of Beatrice has notified the railroad commission that the New Home Telephone company of Beatrice is discriminating against its patrons in that instruments are being furnished the state institute for feeble minded youth and the county offices at Beatrice with telephones at \$18 a month while other patrons are being charged \$30 for the same service.

Councilmen Granted Hearing. February 8 is the date set by the governor for the hearing desired by the three councilmen of Wayne who are accused of failure to carry out the Stoumch law in revoking the license of a saloon man in Wayne.

David City Chautauque. DAVID CITY, Neb., Jan. 28.—(Special.)—The board of directors of the David City Chautauque association have organized by electing E. G. Hall, president; C. M. Skiles, vice president; L. B. Fuller, secretary; W. B. McCoy, assistant secretary and treasurer. The following standing committee for this year were named: Program, E. G.

schools was started three years ago by Leslie J. Clay, teacher, and the most active man in the country today in urging the matter before congress and before educational conventions has been State Superintendent J. J. McBrien. A widespread sentiment desires the passage of this bill. Senator Burkett will arrange for conferences with congressional committees and committees of the department of superintendence.

AINSELY FARMER DISAPPEARS

Leslie R. Clay Kicked in Head and Leaves Suddenly to Hunt Gold.

ANSLEY, Neb., Jan. 28.—(Special.)—Leslie R. Clay, a young man 25 years old, a farmer two miles south of town and married about eighteen months, was kicked on the temple Saturday evening while doing his chores. Later he came to town and got a check cashed for \$4, making arrangements with T. Williams, a brother-in-law, to drive to Arcadia, Kansas, during the evening he complained about his head hurting him. Later he did not show up to go to Arcadia. His folks became uneasy and commenced to look for him and by Sunday evening searching parties were out looking for him.

Monday morning his wife received a four-page letter from him, mailed on Burlington train No. 44 between here and Alliance, in which he told his wife to kiss the baby and take good care of it; that he heard some noise talking on the depot platform about finding gold, and that he had gone to find it and would bring plenty home with him. He has a brother, Harry Clay, at Idaho Creek, Colo., some ten miles from Longmont. Every effort is being made to locate Clay. He was teaching the Algeron school.

Veterinary Law in Controversy. PLATTSBURGH, Neb., Jan. 28.—(Special.)—In chambers court in this city the entire day was spent in hearing the evidence, arguments and citations in the case of the State of Nebraska against Dr. A. P. Barnes of this city, in which he is charged with being engaged in the practice of veterinary surgery, veterinary medicine and veterinary dentistry without having first obtained a certificate or license from the State Board of Examiners of the State Board of Veterinary Medicine authorizing him to practice in this state and unlawfully assume and use the title "veterinary surgeon," which title so assumed and used by him is analogous to the title "pharmacist," contrary to the form of the statute.

In his answer, Dr. Barnes alleges that the act was unconstitutional, because it is class legislation, in that it created two classes of veterinarian practitioners, and that it deprived him of his property and refused him the right to practice his profession, and that it violated the constitution of the United States by forbidding him from assuming the title of veterinarian.

The court stated that he would hand down a decision within about ten days. Regarding the decision, it is stated, that the case will be taken to the supreme court for a final adjudication. Several other men throughout this state have been arrested on the same charge, one in Omaha, but this will be the first case to go to the supreme court to decide the constitutionality of the law.

Justice J. J. Thomas and M. D. Carey of Howard county, and A. L. Tidd of this city for Dr. Barnes.

Charged With Cashing Bad Drafts. BEATRICE, Neb., Jan. 28.—(Special Telegram.)—Charged with fraudulently obtaining \$115 on eight drafts at the Union State bank of this city, drawn on Rigby Bros. of Minnare, Neb., L. L. Tressler, agent for the North Platte Land company, was lodged in jail this afternoon. Tressler was formerly in the employ of Rigby Bros., but he may be being kept working for them for the last few weeks. It is alleged Tressler has fraudulently obtained about \$40 from banks in this section by drawing drafts on the firm. He was intoxicated when taken into custody by the officers at the Paddock hotel.

Suit Over Patent. BEATRICE, Neb., Jan. 28.—(Special Telegram.)—Mrs. M. C. Pelton has brought suit for the circuit court at Lincoln against Julia M. Todd and Eddie B. Moshart, alleging infringement by them of a patent on dress-cutting devices granted plaintiff last December. She asks for damages.

BEATRICE—The annual meeting of the Odd Fellows' Elevator company, recently submitted show the company to be in a prosperous condition. Last year over \$100,000 was paid out for grain. Six per cent dividend was declared on the capital stock. These officers were elected: Joseph Zoginger, president; E. Heller, vice president; W. S. Statulek, treasurer; A. O. Burkett, secretary and manager.

CLAY CENTER—William Brookley, James H. Gardner, Willie Gardner and M. P. Dawson, all druggists from Edgar, this county, were before the county court today, charged with the illegal selling of intoxicating liquors. They were charged with nine, seven and five dollars, respectively. The preliminary examinations were continued until February 4, 5 o'clock in the morning, at which time a license by a big majority.

YORK—The Eby Manufacturing company of York secured the large brick manufacturing building adjoining the right-of-way of the Burlington railroad and having the building under construction, using the De Jarnette spring rubber tired wheels. The wheel was invented by a Nebraska man and orders for the wheel have been received not only from many states, but from other countries. The company will also manufacture the York wheat scouter.

HARVARD—At her home in this city last night, Mrs. Sophia Turner passed away at the age of 31 years after several days of sickness, from complications incident to childbirth. Her husband died in this city all of a sudden, about a year ago, and she was left with two young children, Warren and William, both living in this city, all of this community. Several other aged residents have been afflicted from various causes incident to their years, while much other sickness is prevailing among our people of all ages from colds and grippe.

YORK—A leading successful York county farmer made the statement that in York county not many cattle were being fed shipped into market. All of this is due to high priced corn. Many farmers are indifferent as to whether they will raise more pigs this spring than necessary for their own consumption, owing to the low prices paid for hogs many farmers are butchering, putting up their meat and have been buying the dressed meat from neighbors and to citizens in the town.

BEATRICE CITY—A man who has been acting strangely and making his home in Lincoln, Neb., has been arrested by the sheriff and will be held until the sheriff can ascertain all about him. He appears to have been a heavy drinker and has been heard to say that he would give up all question about everything but himself, and he positively refuses to give his name or address, which is a violation of the law. He is believed to be a wanted man in Lincoln and other places for horse stealing. They have notified the officers at other places and will hold their prisoner until they hear from the Lincoln authorities.

NEBRASKA CITY—Some time since John Bridges was convicted and sent to the penitentiary on the charge of taking advantage of his daughter, who was 14 years of age. A number of children were left to be cared for by relatives and friends, as their mother was dead. Now the grand parents, Mr. and Mrs. Joseph Bridges, have been notified by the state to accept possession of all of the children. A 5-year-old boy was kept by Mrs. Secor and she had refused to give him up, so a writ of habeas corpus was issued for the boy. The writ was granted and will be heard in a short time by Judge Travis, by which the grand parents hope secure possession of this 5-year-old boy.

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THE GREAT TONIC

Kidneys and Liver.

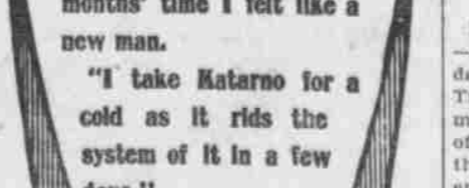
A gentleman, member of Fraternal Order of Eagles Denver, Col., writes:

"I have been troubled with my kidneys and liver for over two years and at times I had to give up my work, as I had intense pains in the back, with headaches and a worn-out feeling."

"I tried many things, hoping to find relief, but it was Katarno which finally effected a complete cure."

"I took it for only a month when I was able to go back to business and in four months' time I felt like a new man."

"I take Katarno for a cold as it rids the system of it in a few days."



Schaefer's Cut Price Drug Stores—Cor. 15th and Douglas Sts., Cor. 16th and Chicago Sts., Omaha, 5th Ave. and Main St., Council Bluffs, Iowa, Cor. 24th and N Sts., South Omaha.

Hall, L. B. Fuller, C. M. Skiles, Stock-C. M. Skiles, R. C. Roper, E. D. Taylor, Advertising—W. S. McCoy, A. V. Thomas, John Eberly, Grounds and concessions—W. C. Buchta, C. M. Skiles, L. J. Blowers, E. G. Hall, W. S. McCoy, Transportation—L. E. Doty, George Schaefer, C. M. Skiles, E. G. Hall, E. Williams. The eighth annual session will be held July 31 to August 9, 1908.

ANGUS BREEDERS ENTHUSIASTIC Meeting at Lincoln Results in Big Boost for "Doddies."

YORK, Neb., Jan. 28.—(Special.)—One of the most enthusiastic meetings held during the week of organized agricultural meetings at Lincoln was the first annual meeting held by the Nebraska Aberdeen-Angus Breeders' association. The lecture in agricultural building was comfortably filled by farmers, stockmen, students, young stockmen and ranchmen from the far west, who are ready at all times to take their hats off to what they think the best breed and greatest money-making breed of cattle, the Aberdeen-Angus. The Aberdeen-Angus are black and hornless, blocky, with wide backs, heavy thighs, full flanks and twists and a short leg under each corner, large heart girth and uniformly smooth, with great spread of meat. They are single horned, and mature and lead a like life weight and rich milkers.

Nebraskans have reason to feel proud of this breed if for no other reason than that it is due to this breed that several thousand dollars of awards and championships at the great stock shows were won on Angus shown by the State university farm.

The record made by the Angus for Nebraska at the international, Chicago, and the Kansas City royal shows, compelled the older states to set up and take notice of Nebraska.

Ninety per cent of attendance were stockmen, breeders and ranchmen, who had in years past raised the best known breeds, and these men were better able to explain why Angus, as compared with other breeds, were preferred.

C. S. Reese, a ranchman from northwestern Nebraska, for years handled a well known beef breed, and when the first "black" came in his neighborhood, he quickly discovered that they were the ideal range cattle, and his experience demonstrated to his entire satisfaction that the "black" were more regular breeders, better mothers, better humpers, more hardy, earlier breeders, earlier maturing and that a decent bunch always topped the market.

After general business of the meeting was transacted the following breeders were elected officers: Alfred B. Christian, York, Neb., president; S. W. Young, vice president, South Bend, Neb.; Lincoln, secretary-treasurer, Directors: C. S. Reese, C. H. Hummel, Fred Sims, R. H. Walcott, D. O. Berg. The association starts out with a nice membership and report of the treasurer showed a good gain and money in the treasury. The organization would be pleased to have every breeder become a member, and it is hoped those who were unable to attend will write to the secretary.

MAN KILLED BY CIRCULAR SAW Three Others Injured at Same Time Near Octavia.

OCTAVIA, Neb., Jan. 28.—(Special Telegram.)—Frank Gotava was almost instantly killed and W. J. Jones, I. Keller and J. B. Howberger hurt by bursting of a circular saw near here today. The men were at work sawing up cottonwood logs when the saw became cramped. They were trying to get it started again when the saw burst, the pieces flying in every direction. Gotava was struck across the shoulder and chest, cutting a gash which opened up the entire chest cavity. He died almost instantly. Gotava was a young man about 21 and had been married only a few months. Jones had a severe gash cut in one leg, Keller's back was hurt severely and Howberger's injuries are slight.

Burkett's Bill Pleases Educators. PERU, Neb., Jan. 28.—(Special.)—Senator Burkett's bill, senate file 322, is receiving much favorable comment from educators. It is to be discussed at the Washington meeting of the National Association of Superintendents February 24 to 27. This bill provides for national and for state normal schools for the advancement of instruction in agriculture, manual training and home economics. This movement to secure assistance from the federal government in preparing teachers for teaching elementary agriculture is the common

and requests that the device be brought into court and destroyed. A temporary injunction was granted plaintiff restraining defendants from using said devices. The parties to the suit are residents of Beatrice.

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BLUE HILL—A big wolf hunt in Catherin township last week resulted in the roundup of five wolves, but owing to the few who were participating in the drive all of the animals escaped.

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HARVARD—Mr. Henry Carpen, who was so severely injured by being trod upon by a cow with the result of his jaw being broken in three places, was taken to Lincoln last Sunday, one week after the accident. Local treatment not seeming to do much good.

DAVID CITY—William Kandler, son of Mr. and Mrs. August Kandler of this city, died Sunday night in Bellwood of scarlet fever and was buried Tuesday. The boy was a young man about 21 years of age, and working at the barber trade at the time of his death.

DAVID CITY—J. B. Tremble of Kansas City, Mo., assisted by Daughy, Pulkerson, Alexander and the Rev. J. H. Hays of this district will hold a missionary institute in the Methodist church of David City, beginning Saturday evening, January 29, at 7:30 and closing Friday evening.

LEIGH—Mrs. S. G. Held came from Harroville last Friday morning on a Sunday morning at the A. G. Hahn home and underwent an operation for appendicitis at the home of P. A. Condon. The operation was successful and Mrs. Held is now under the care of Dr. G. Novack, living south of town while assisting in a baby school.

BEATRICE—Samuel Wilson has sued the Beatrice Oil and Gas company for \$2,500 alleged to be due him for work done under contract at the oil or gas well southeast of Beatrice. Prominent bankers of Lincoln, S. W. Burbanck, O. P. Wynn, H. M. Hays and Woods & Co. are defendants in the suit. They set up the defense that the oil and gas contract has no jurisdiction in the case.

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BEATRICE—Reports from Wymore and other points along the southern division of the Burlington railroad are to the effect that the company is putting some of the men on the line back to work. Business conditions are said to be much improved.

HARVARD—Mr. Henry Carpen, who was so severely injured by being trod upon by a cow with the result of his jaw being broken in three places, was taken to Lincoln last Sunday, one week after the accident. Local treatment not seeming to do much good.

DAVID CITY—William Kandler, son of Mr. and Mrs. August Kandler of this city, died Sunday night in Bellwood of scarlet fever and was buried Tuesday. The boy was a young man about 21 years of age, and working at the barber trade at the time of his death.

DAVID CITY—J. B. Tremble of Kansas City, Mo., assisted by Daughy, Pulkerson, Alexander and the Rev. J. H. Hays of this district will hold a missionary institute in the Methodist church of David City, beginning Saturday evening, January 29, at 7:30 and closing Friday evening.

LEIGH—Mrs. S. G. Held came from Harroville last Friday morning on a Sunday morning at the A. G. Hahn home and underwent an operation for appendicitis at the home of P. A. Condon. The operation was successful and Mrs. Held is now under the care of Dr. G. Novack, living south of town while assisting in a baby school.

BEATRICE—Samuel Wilson has sued the Beatrice Oil and Gas company for \$2,500 alleged to be due him for work done under contract at the oil or gas well southeast of Beatrice.