

CURRENT NEWS OF COUNCIL BLUFFS

MINOR MENTION.

Davis, drugs.
Stocks sell carpets.
Ed Rogers, Tony Faust beer.
Lewis Cutler, funeral director. Phone 57.
Woodring, Undertaking company. Tel. 238.
For rent, unfurnished rooms. 231 Main St.
COME AND SEE OUR 1908 WALL PAPER. H. BORWICK, 21 S. MAIN.
You can get better coal for less money from William Welch, 18 North Main. The reason why is because he sells for cash. Both phones 125. Yard Phone Bell-87.
OFFICE SPACE FOR RENT. 25 PER MONTH. CENTRAL LOCATION. STEAM HEAT AND ELECTRIC LIGHT FURNISHED. OMAHA, IOWA. 15 SOUTH 12TH.
Where do you buy your coal? Have you given us a trial? Do so. We endeavor to please all our time. The Council Bluffs Coal and Ice company. Both phones 72.
Born, to Mr. and Mrs. V. P. Launstrup 13 East Broadway, a son, February 3, 1908.
Regular meeting of Star Chapter No. 47, Royal Arch Masons, Tuesday evening at Masonic temple.
Annual 3% discount sale on picture mouldings this week at Alexander's, 323 Broadway.
The Rebekah social, to have been held this evening at the home of Mrs. Renard, has been postponed to Thursday evening. Lumber shipped direct to consumer. We pay the freight. Write us for estimate. C. Hafer Lumber Company, Council Bluffs, Iowa.
A marriage license was issued yesterday to Augustus Johnson, aged 22, of Des Moines, Ia., and Eleanor Johnson, aged 25, of Red Oak, Ia.
The South Side Debating society will hold its regular weekly meeting this evening in the Bethany Presbyterian church. One of the topics to be debated is "Restriction of Immigration."
Elsie Hansen, living at 340 Hyde avenue, was quarantined yesterday for diphtheria.
A meeting of the Council Bluffs Improvement club has been called for this evening.
It is likely, it is said, that the regular monthly meeting of the Board of Education, scheduled for this evening, will be postponed on account of the fire at the new theater for the benefit of the Edmundson hospital.
The report of County Physician Rice for January shows there were forty-five deaths in Council Bluffs, of which eighteen were due to pneumonia. Eleven of the deaths occurred in the hospitals and other public institutions of the city.
The fire department was called to the premises of John Rhodes at Eighteenth street and Avenue F yesterday afternoon. The 4-year-old son of Rhodes, while playing with matches, set fire to the small barn, which, with about an hour and a half ton of hay, was consumed.
J. J. Hughes, chairman of the democratic city central committee, was notified yesterday that the democratic state committee, of which he is the member from the ninth district, will meet Friday afternoon at 2 o'clock at the Hotel Chicago, Des Moines. Mr. Hughes announced his intention of attending.
Israel Lovett is expected to visit the city in Chicago. He witnessed the big fire on Michigan avenue Tuesday last week, when property valued at \$1,000,000 was destroyed. Sixty engines were at work on the fire, which was a most imposing spectacle. Lovett, who is Mr. Lovett visited the electrical exhibit.

MORE WATER WORKS DELAY

Change Plans to Include Service in Second Precinct of Fifth Ward.
MAYOR CASTS DECIDING VOTE
Chief Executive Also Wants to Know What Rates Must Be Assessed to Meet Obligations of Proposed System.

Armed with a convincing array of figures showing that according to the plans as drawn by Engineer Etnyre for a new water works system, the territory south of Sixteenth avenue would be entirely without water service, Councilman Smith made a vigorous fight for including in the plans the right for extensions in that part of the city and won out, at least for the time being.
Councilman Smith's victory was achieved with the assistance of Mayor Macrae. After the usual lengthy and at times acrimonious discussion Councilman Hendrix moved that the city clerk be instructed to advertise for bids on the plans and specifications as prepared by the city engineer and that all bids must be in by March 15, the bids to be accompanied by a certified check in the amount of 2 per cent of the bid. Councilman Smith amended the motion to have the matter laid over for a week so as that the city engineer could include the extensions for the territory south of Sixteenth avenue. The vote on the amendment resulted in a tie, Councilmen Fleming, Smith, Hendrix, Knudsen and Olson voting against it, and Councilmen Maloney, Smith, Wallace and Younkerman voting for it. Mayor Macrae exercised his prerogative of tie-breaking in case of a tie and carried the amendment for Councilman Smith.

Plea for Fifth Ward

The discussion on the new water works plan was started by Councilman Smith, who stated that he had carefully inspected the plans and had found that not a single hydrant or foot of pipe had been planned for the Second precinct of the Fifth ward. "These people having been paying water tax for twenty-five years without getting the benefit any now that a new plant is proposed they certainly expect to be given the water service for which they have been and expect to be taxed," declared Mr. Smith with considerable warmth. Mr. Smith then proceeded to give some figures. He said that 423 houses and approximately 2,000 people would be without water service in the south part of the city if Engineer Etnyre's plans were approved. To support his assertion Mr. Smith had prepared a list of the streets and the number of houses on each which were without water service and would be if the plans were approved. Mr. Smith also called attention to the fact that according to the plans it would require 1,200 feet of hose to reach the Twentieth avenue school, one of the largest, if not the largest in the city, from the nearest hydrant.

Compromise is Rejected.

At this point Councilman Hendrix in order to bring the matter to a focus moved that the city clerk advertise for bids on the plans as they stood. Councilman Knudsen offered a compromise that a four-inch main on Ninth street from Sixteenth avenue to Twenty-third avenue be included but Mr. Smith would not accept such a compromise. He insisted that such a proposition would not be sufficient to meet the needs of the people of that territory.
Councilman Maloney suggested that an engineer who is a specialist in water works construction be employed to revise Mr. Etnyre's plans. "The city council thought well of spending a large sum of money in employing a specialist to appraise the present plan, why should it hesitate now to employ an experienced water works engineer when it is proposed to expend over \$600,000 on a new system?" said Mr. Maloney, who further expressed his opinion that it was not right to deprive the people of the south part of the city of water service and fire protection.
Councilman Wallace followed Mr. Maloney with the declaration that in his opinion Mr. Smith was out of order; that he was too indignant; that he should have prepared something to show the size of mains and number of hydrants, etc., he desired in his territory.
"My dear Mr. Wallace," interposed Councilman Smith, with one of his well known smiles, "that is something for the city engineer and not for me to determine." The councilman from the Third ward handed in the matter to the Third ward.
At this point Mayor Macrae took a hand in the discussion. He wanted to know what revenue the city expected to get to pay the running expenses of the plant, if it was ever constructed. He said in his opinion they should know something about the rates to be charged consumers so as to be able to ascertain what income would be derived. "If we build a \$500,000 plant we need so much revenue to pay interest on the bonds and finally the bonds themselves, besides sufficient to run the plant. There will be hydrant rentals," he said.
The amendment of Mr. Smith was then put to the vote and the matter went over for another week.

Planes that are Offered, Sold at \$50 to \$75

Planes that are offered, sold at from \$50 to \$75 can be bought for \$25 on easy payments, at A. Hospe Co., 2 Pearl st., 35 Co. Main st., Council Bluffs, Ia.

Upsheltering.

George W. Klein, 19 South Main street. Phones: Ind., 70 Black; Bell 543.

Lectures for the Teachers.

Professor S. H. Clark of the department of English in the University of Chicago will lecture Friday evening on the subject of "Literature and Community," in the auditorium of the High school. This will be the third number in the lecture course arranged for by the teachers of the public schools of this city.
Professor Clark will also speak at 2:30 o'clock Friday afternoon to the teachers of the city schools at the High school auditorium. His afternoon subject will be "The Interpretation of the Printed Page," the lecture being designed to be of help to the teachers of reading and literature.
Other lecturers under the course will be Dr. George E. Vincent of the Chicago University, Dr. Nathaniel Butler of the same institution and Dr. F. E. Bolton,

professor of pedagogy in the state university of Iowa.
Frank Robinson, who lectured here recently, has been secured to deliver four more lectures in the High school auditorium on the same evenings of four consecutive weeks, beginning probably Wednesday, February 19. His subjects will be "Norway," "Canada," "The Land of the Inca," and "The West Coast of South America."

Keep Your Feet Dry.

Avoid colds and sickness by keeping your feet dry. Our low price on rubbers makes it easy on your pocketbook. Here are a few of our low prices.
Men's 4 buckle hood arctic—\$2.00.
Men's 1 buckle hood arctic—\$1.00.
Men's rubbers—6c.
Men's rolled edge rubbers—7c.
Men's sheepskin sox—7c.
Ladies' Jersey leggings—7c.
Mrs. Jersey leggings—6c.
Children's Jersey leggings—5c.
Duncan Shoe Co., 28 S. Main St.

Twenty Per Cent Discount.

Our annual 20% discount sale on frames made up from mouldings began Monday. Bring in your pictures and take advantage of this cut in price.

ALEXANDER'S ART STORE,

333 Broadway.

LITIGATION OVER VALUABLE LAND

George Collins Brings Suit to Obtain the Patten Estate.

A large quantity of land in Pottawattamie county, as well as in Harrison county, is involved in a suit brought by George Collins to secure possession of the entire estate of the late William Patten of Pottawattamie county, who died intestate November 34, 1907. Collins claims to be the adopted son of Patten, whose estate amounts to about \$150,000 and consists of 500 acres of land in Pottawattamie and Harrison counties and about 1,000 acres in Missouri.
The action has been brought in the district court of Harrison county by Collins' attorneys, but the heirs-at-law, brothers and sisters of Patten, are represented by Flickinger Brothers of this city.
Collins asserts in his petition that in the fall of 1872 Patten entered into an oral agreement with his father, Thomas Collins, to take him, George Collins, who was then seven years of age, care for him, educate him and make him his son and heir. Thomas Collins, father of the plaintiff, it is asserted, on his part agreed to release all claims as parent to the boy and to give absolute control of him to Patten. It is further contended by Collins that shortly after the oral agreement a written contract was drawn, signed and dated at Westport, Mo., which contract embodied the substance of the oral agreement. Collins, however, is not able to produce this contract, it not being in his possession or control.
Collins further claims that from the date of the execution of the contract he rendered the care, service and affection of a son to Patten and in all respects complied with the contract, but that Patten did not fulfill his part of it to the extent of making Collins his heir.
Patten who was divorced from his wife, died without issue. Ten heirs and two administrators of the estate are made defendants to the suit.
The district court jury in the case of John and George Hadfield, charged with assaulting S. V. Downs with intent to inflict great bodily injury, brought in a verdict at 9 o'clock last night acquitting George and Hadfield guilty of the murder of plain assault and battery. The trouble occurred during the progress of a public dance at Neola where all the parties reside. Both the Hadfields were tried before the mayor of Neola for the assault on Downs and were fined, one in the sum of \$100 and the other in the sum of \$200. Owing to the late arrival of the trains yesterday morning it was not until nearly noon that the trial of the Hadfields was resumed. While waiting for the arrival of the jurors who had gone home over Sunday a jury was impaneled to try the case of August Carlson, of this city, charged with passing forged check on a Broadway saloonkeeper.

Ditch Contract Awarded.

The county supervisors in session yesterday as a drainage board awarded the contract for the construction of the Avoca ditch to W. M. Lana. E. A. Wickham of this city was the only other bidder. Mr. Lana is contractor for the county bridge work.

As a drainage board the supervisors adjourned to March 11.

Picture Frame Sale.

20% discount this week on frames made up from mouldings. C. E. Alexander, 323 Broadway.

Drink Budweiser.

King of all bottled beers. L. Rosenfeld Co., distributors. Both phones 322.

FEW ARRESTS BY THE POLICE

January Furlishes Few Drunks Requiring Action.

The comparatively few arrests made by the police during January for drunkenness are attributed to putting the lid on the saloons. During the month but fifty-one cases of drunkenness are listed on the report of the police department. The record for the month shows 173 arrests, of which twenty-two were for vagrancy. The following is the detailed report of arrests:
Drunk, 6; disorderly, 42; vagrancy, 21; violating city ordinances, 16; held for investigation, 3; disturbing the peace, 1; disturbing the peace, 4; lewdness, 2; obtaining money under false pretenses, 1; disorderly conduct, 2; begging on the street, 1; wife desertion, 1; assault, 1; assault and battery, 1; breaking and entering, 1; fraud by false pretense, 1; held on warrant, 1; state warrant, 1; malicious mischief, 1; total for month, 173.
The report of the general work of the department for the month follows:
Alarms responded to, 57; arrests made, 173; accidents reported and investigated, 6; buildings found open and owners called, 1; contagious disease signs posted, 2; dead bodies taken to morgue, 2; dead bodies found, 1; dead bodies removed, 1; disturbances suppressed without arrest, 27; defective sidewalks reported, 15; defective streets reported, 15; defective sewers reported, 5; fires attended, 1; fire alarms given, 1; insane persons cared for, 3; intoxicated persons cared for, 4; lost children found and returned, 3; lodgers accommodated, 10; miles traveled by patrol wagon, 27; miles traveled by ambulance, 48; meals furnished to prisoners and lodgers, 23; notices served, 15; articles of stolen property recovered, 16; runaway horses overtaken and stopped, 5; stray dogs cared for, 4; stray horses picked up, 4; sick and injured persons taken to hospital, 1; sick and injured persons cared for at station, 4; sudden deaths investigated, 1; street lights reported out, 20; detentions hospital, 5; juvenile court, 2; electric light outage, 257 hours and 25 minutes.

Simple Remedy for LaGrippe.

La grippe coughs are dangerous, as they frequently develop into pneumonia. Foley's Honey and Tar not only stops the cough, but breaks and strengthens the lungs so that no serious results need be feared. The genuine Foley's Honey and Tar contains no harmful drugs and is in a yellow package. Refuse substitutes. For sale by all druggists.

Reduce the heating bill

It is not the first cost but the low cost of running that decides shrewd investors our way. You cannot skimp one dollar on first cost without wasting five dollars in the fuel and repair costs. The bank may pay 3% interest on the cash difference between cost of putting in a hot-air furnace or stoves and the cost of



AMERICAN & IDEAL RADIATORS & BOILERS

But money invested in our outfits for Hot-Water and Low-Pressure Steam heating will yield many times the 3% by the great economy in fuel. Many users save as high as 40%. IDEAL Boilers consume but little more of cheap soft coal or screenings to heat the entire house than a stove consumes of expensive hard coal to heat one room.

They prevent drafts by keeping all rooms at an even temperature. The colds your family don't catch make these heating outfits a joy and a saving. Then, too, the outfit will outwear the building—never needs repair—becomes a permanent part of your home investment. They save all around—from dollars to dirt—as no ashes, soot, or coal-gases are spouted into the living-rooms to destroy carpets and furnishings.

After all, the comfort, convenience, and absolute control of inside temperature in any weather are most important. These benefits represent the real economy—the great big dividends on the heating investment which figures do not and cannot measure.

Should you later sell your property, you get your full money back (not so with stoves or hot-air furnaces, which last but few years!), or you get 10% to 15% increased rentals. The banker will also make quicker and larger loans on property thus modernized.

No tearing up necessary—put into OLD buildings, farm or city, in mid-Winter. Just the season to get the services of the most skillful fitters—the finest workmanship! Prices are now most favorable. Ask for free book, "Heating Investments Successful"—it will make you a far better judge of heating values.

AMERICAN RADIATOR COMPANY

Address Dept. N-14 Omaha Show-Room, 413-417 South Tenth Street

- New York
- Boston
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- Denver
- San Francisco
- Seattle
- Portland, Ore.
- London
- Paris
- Berlin

BLOW TO THE CO-OPERATIVES

Supreme Court Holds Shares Can Be Sold to Anyone Who Can Buy.

CONSTITUTION HELD INVALID

Insurance Companies Pay in Large Fees and Enable State to Cash Warrants When Presented—Judge Given Dead.

(From a Staff Correspondent.)
DES MOINES, Feb. 4.—(Special.)—Judge Lee of the district court of Webster county, sitting at Fort Dodge, held today that a clause in the articles of incorporation of a co-operative elevator company preventing the sale of stock except to the original stockholders is invalid.

The Farmers' Co-Operative Elevator company of Gowrie has such a clause, which prevents a stockholder selling stock except to the first offered to the persons holding stock at that time. The clause is in the articles of incorporation of practically every co-operative elevator company in the state. The purpose of the clause is to prevent the stock falling into the hands of the owners of rival elevator companies.

In the case of the Gowrie concern Richard Punick bought four shares of the stock and asked that the secretary transfer the shares on the books. The secretary refused and he brought suit to force the transfer. In his decision Judge Lee held that the matter will next go to the decisions of the courts, shares of stock are personal property and can be bought and sold without respect to the records on the books of the corporation.

The defense of the corporation was that he had no right to the shares under the clause of the articles of incorporation and that he had remedy in suit to recover the value of the stock from the person he had bought it of. In his decision Judge Lee stated that the clause has not been acted upon by the courts of Iowa, but in the light of other decisions respecting corporations he rules that the defendant has the right to have the shares transferred on the books of the corporation and to be considered a stockholder.

The case will be appealed to the supreme court by the co-operatives, as they claim that clause is their chief defense against the Grain trust acquiring an interest in their co-operatives and thus securing the secrets of the business.

Freemasonry Gets Some Money.

The Northwestern Insurance company of Milwaukee today gave the state auditor its check for \$30,277.71, which is the largest insurance company fee that is paid to the state by any company doing business here.

Besides this check several others were returned by the state auditor and were turned over at once to the state treasury. These checks and the fact that fully \$350,000 from such a source will have arrived at the state treasury inside the next month puts an end to all danger of a treasury deficit in the general fund for next month. Saturday the funds were the lowest they have been in years in the general fund. There was \$10,000 in the treasury and the payroll of state employes,

including the district court judges, amounting to \$30,000, came due that day, but insurance company checks were received during the day that prevented a deficit.

Judge Josiah Given Dead.

Judge Josiah Given, a veteran of the Mexican and also the civil war, at one time chief justice of the Iowa supreme court, and a man of life-long prominence in Iowa, died at the home of his daughter in this city. Judge Given was nearly 80 years of age and there are few men in Iowa better known than he. He was never rich in worldly goods, but none was more beloved or more highly respected.

He entered the civil war as captain of Company K of the Twenty-fourth Ohio. He was lieutenant colonel of the Eighteenth Ohio, colonel of the Seventy-fourth Ohio and brigadier general of the Fourteenth army corps. He came to Des Moines in 1868, was elected district attorney, was appointed supreme judge by Governor Larrabee and was afterward elected to the position and was afterward commander of the Iowa department, Grand Army of the Republic. In the Mexican war he was a private in Company I of the Fifteenth Ohio and a corporal in Company G of the Fourth Ohio.

Administrative Building at Fair.

Contracts for the erection of the new administration building at the state fair grounds will be let February 18. Plans for the building have been completed and the directors of the Board of Agriculture will meet February 15 to open the bids. The estimated cost of the building is \$50,000 and it will be 19x125 feet.

Still Negotiate Wages.

The proposition of the Des Moines Street railway to the employees that the present scale of wages be continued for two years has been refused by the men. It is possible that the matter will next go to an arbitration board, such as is provided by the contract between the men and the company.

Hunt for Lost Boy.

Every effort is being made by the police of this city to assist the mother of Arthur Hingle to find her boy. The mother lives by Detroit and the boy disappeared from his home there two years ago. He was traced to this city, where, it is said, he worked in a restaurant up to five months ago. Roland R. Wolfe, a player with the Three-I Base Ball league, saw the boy's picture in a newspaper and identified him as the cook who worked in the restaurant here. Where the boy went from here is not known.

Attacked by a Dog.

Vernon Beadle, the little son of Mr. and Mrs. Arthur Beadle of Virginia avenue in South Des Moines, was attacked by a savage dog and his arm nearly chewed off before he could be rescued. The dog attacked the boy as he passed the house and got the boy down. The youth struggled for fully half an hour before he attracted attention. Some soldiers returning to Fort Des Moines on the back platform of a street car noticed the boy and dog, but were in doubt, thinking they were playing. On going to the scene they found the boy nearly exhausted. His heavy overcoat and clothing had saved him from being killed. There are still doubts as to whether or not he will recover.

Monsieur Brengt, who has the "Four Golden Graces" at the Majestic this week,

claims that Mile. Loraine, who appeared at the New Empire recently, has stolen his secret for making gold paint. Mile. Loraine was previously one of the "Four Golden Graces." He is conducting an investigation and if his fears are well founded he will start action in court to restrain her from such action.

Not for Conference.

The presence of Senator James A. Smith of Osage, president pro tem of the senate for several sessions of the legislature; Lieutenant Governor Garret; Senator Maytag of Newton, W. E. Hamilton of the Obedolt Chronicle, Editor D. W. Norris, Jr., of the Marshalltown Times Republican and other progressives in the Savery lobby today gave rise to the story that the progressives were to hold a conference. This was denied by Mr. Smith. All happened to be in town. There was no formal conference, but before they parted there was a great deal of politics talked.

Using Whisky Today.

Rev. J. H. Strick of the University Avenue Dutch Reformed church, yesterday preached a sermon in which he stated that during the present epidemic of the grip many church members were using

whisky today for a cure. He urged them not to do so and today, at a meeting of the Des Moines Ministerial association, he urged the other ministers to use their influence against such practice.

Iowa News Notes.

IOWA FALLS.—There will be a vacancy in the state auditor's corps of state bank examiners shortly. It is announced that M. A. Buchan, who has just returned from a trip to California, will give up the position of examiner which he has held for several years. It is stated that Mr. Buchan retires in order to accept the office of vice president of the Blackhawk National bank at Waterloo. Mr. Buchan's home has been at Grundy center, but it is announced he will remove to Waterloo.

IOWA CITY.—The University of Iowa hospital today opened the first absolutely free clinic in its history. Hereafter the will be continued every Monday, Wednesday and Friday and patients from far and near, if they are needy, will be given medical and surgical treatment, without charge for doctors' services or medicines.

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COURT DECIDED IN HIS FAVOR

Cooper Fought to Retain Formula Which Has Made a Fortune.

L. T. Cooper, the man who believes that 80 per cent of all ill health of this generation is caused by stomach trouble, is fast winning a national fame in his theory. His claim is now admitted by a surprising number of people throughout the country, and he is gaining new adherents every day.

While speaking of his success in a recent interview, Mr. Cooper said: "I believed ten years ago that any one who could produce a formula that would thoroughly regulate the stomach would have a fortune. When I got hold of this formula I knew within six months that I was right, and that my fortune was made. I called the medicine Cooper's New Discovery, although I did not get up the formula. I have owned it, however, for over three years. I have had one lawsuit over it, which I won in the courts. When it was settled the Cooper Medicine Company became the only firm in the world that can prepare the medicine. The preparation has sold like wildfire wherever introduced. As I have said before, it is successful simply because it puts the stomach in perfect shape, then nature does the rest. There are any number of complaints never before associated with stomach trouble that the medicine has alleviated in thousands of cases.

Among statements obtained recently from users of this medicine that is arousing such universal discussion is one from Mrs. Emma Stanley, living in Chicago, at 713 Washington Boulevard, who says: "Perhaps I had the most complicated case that Mr. Cooper had to deal with. I was troubled for years with my stomach. I consulted with doctors and took many patent medicines preparations without result. My stomach was in such a wretched shape that I could not enjoy a meal that I ate."

"I was very nervous, and could hardly sleep; I had a roaring in my ears and dancing spots before my eyes. I felt very bad and weak. Then there was a very sore spot at the pit of my stomach that nearly set me wild."

"I heard about the Cooper medicine and decided to try it. I used four bottles, and the improvement in my case has been really wonderful. My nerves have been quieted, and I am so much improved that I feel like a new woman."

"I cannot say too much for these wonderful remedies, for they have made me well."

"We sell the Cooper medicine and consider them well worth a trial by any one afflicted with chronic stomach trouble and its attendant diseases—Boston Drug Co."