

KEEPS FAITH WITH COURT

Railway Commission Decides it Will Not Enforce Penalty.

TREASURER BRIAN FOR SEDGWICK

Governor Neither Admits Nor Denies Report He Favors Reuse for Nomination for the Supreme Bench.

(From a Staff Correspondent.)

LINCOLN, Neb., Aug. 7.—(Special Telegram.)—The State Railway commission tonight adopted a resolution to continue its investigation of rates charged by express companies in Nebraska and to prosecute vigorously the suit filed by the attorney general to test the validity of the Sibley law and to keep faith with the federal court. This resolution was adopted as a substitute for the resolution of Commissioner Williams, which was that the commission give the express companies fifteen days in which to file rate schedules and if they failed to do so in that time to enforce the provisions of the Sibley act.

The resolution adopted tonight was introduced by Member Clark and it sets out that the attorney general by and with the consent of the railway commissioners file a suit in the state supreme court to test the validity of the Sibley act and that the express companies transferred the case to the federal court. The commission then agreed not to attempt to enforce the penalty clause until after the legality of the act had been decided. By reason of this agreement of affidavit on the part of the commissioner, the federal court refused to grant an injunction to the express companies, but said if the commission did attempt to enforce the penalty clause, application could again be made for an injunction. The Clark resolution sets out that the commission desires to keep faith with the federal court and therefore it will continue the investigation of express rates, which is well under way, and secure a decision on the legality of the Sibley law, which recognizes the commission's authority by providing its rates shall be in effect until changed by the commission. Winnett and Clark voted for the resolution and Williams against it.

Brian for Sedgwick.

A little interest was awakened in the contest for the republican nomination for supreme judge here this evening by the announcement of Treasurer Brian that he was in favor of giving Judge Sedgwick another term. He said:

"Unless the opponents of Judge Sedgwick can show that he has not been faithful to his trust and that his decisions have been wrong or have been influenced by other than the evidence presented, I am for his re-nomination. I believe when an officer has made a good official for one term he should be given another."

This was an offer to the interview given by Ross Hammond yesterday that Governor Sheldon told him he was for Judge Reese for supreme judge. The governor, however, has been too busy today with other matters to affirm or deny the Hammond interview.

State Chairman Rose has secured or is securing the names of all the employees of the state and it is presumed which will be published in the near future.

If It's Neuralgia

and those sharp, shooting, agonizing pains drive you almost crazy, take Dr. Miles' Anti-Pain Pills, and get relief. They drive out the pain by their soothing effect upon the nerves. When taken as directed they are harmless, and leave no bad after-effects. That's the reason they are so popular with all who use them. Your druggist can tell you what others in your locality think of them.

"I do positively think that Dr. Miles' Anti-Pain Pills are the best medicine ever put upon the market. I find them so restful and soothing, and without any bad after-effects, that I have suffered just such neuralgia so that my system would just ache and quiver and I cannot take opiates; but I can take these pills, for they always relieve me. No one that suffers with neuralgia need fear to take them, for I know they will not do me any harm, for I have used them in the morning when I feel bad and I can do my work all day."

MRS. W. H. BURKETT, Macon, Ga. Dr. Miles' Anti-Pain Pills are sold by your druggist, who will guarantee that the first package will benefit. If it fails, we will return your money. 25 cents, 50 cents, \$1.00. Never sold in bulk.

Miles Medical Co., Elkhart, Ind.

HAND SAPOLIO

FOR TOILET AND BATH. Delicate enough for the softest skin, and yet efficacious in removing any stain. Keeps the skin in perfect condition. In the bath gives all the desirable after-effects of a Turkish bath. It should be on every washstand.

ALL GROCERS AND DRUGGISTS

Write for My Free Book

Entitled Grain Speculation Not a Fine Art

Read my book and profit therefor for yourself. The national motto is 'E Pluribus Unum'. It will tell you how to operate conservatively and safely on the Chicago Board of Trade. Write for this free book on successful trading. Postmaster—Please pay the postage to me on my book. It will interest you.

E. W. WAGNER, 95 Bond Street, Chicago

LAWYER-CHERRYBERRY ANCHOR FIRE INSURANCE COMPANY 207 North 17th St., Omaha

STILL TALK CREAM RATES

Commission is Learning a Whole Lot About Creamery Business.

LITTLE ON THE POINT AT ISSUE

Contest a Three-Cornered One of Express Companies, Large, Centralized Creameries and the Small Local Ones.

(From a Staff Correspondent.)

LINCOLN, Neb., Aug. 7.—(Special.)—If Minnesota has 461,698 cows and South Dakota has 50,000 what should be the rate on cream in Nebraska? The above is a sample of the testimony the State Railway commission has to pass upon in the application of the Western Traffic association for an increase in cream rates. Insofar as the relation of the evidence to the rate question is concerned it was a case of skinned milk with very little butter fat sticking to the sides of the can. The dairy commissioner of Minnesota, Mr. Slater, told how many cows there were in his state and the dairy commissioner of South Dakota gave the cow numbers regarding his state. Through numerous lectures on the dairy business given by witnesses and lawyers, Representative Hanna of Nebraska, an independent creamery man, got in the information that to raise the rates on cream in accordance with the request of the Western Traffic association would be to increase the rates he has to pay about 50 per cent and he couldn't stand it financially. Practically all day the big creamery concerns were on the defense, and Attorney Gaines attempted to show the big creameries were eating up the little fellows, while Hainer & Smith for the big concerns kept trying to fight shy of anything in the line of what the big fellows and the co-operatives were paying the farmers for their milk. The farmers got some light on the methods of the big creameries by saying a representative of the Beatrice Creamery company had served notice on him to either sell his milk to that concern or it would put in a plant and run him out of business. Later he said a representative of the Fairmont Creamery company had told him the same thing, and he refused to surrender, he said, and the latter company put out a man to buying up cream. Hansen is still doing business at the old stand, Archer, Merrick county.

Hansen was asked if a farmer could not be cheated by the creamery giving him milk a false test, and he said he could. When asked if that had been done in his vicinity by any of the creameries, he replied: "Rather Not Answer." "I don't see that that has anything to do with the rates on cream, and unless the commission desires me to I will decline to answer." Winnett concluded the commission had heard enough about the creamery business and the witness was excused from answering. Hansen said the special cream rates did not apply except to the long haul, because he had requested the special rate from the Burlington between Central City and Archer, and had been refused. H. R. Wright, food commissioner of Iowa, testified that Iowa has 900,000 pounds of butter, of which 18,000,000 pounds were the products of the central creameries. During recent years the output of the centrals had increased, he said, 25 per cent and the output of the other creameries had increased 12 per cent. The central creameries had asked for a lower rate and he had fought their application. The witness admitted and authorized of a report he had published concerning the output of most any kind of testimony regarding the dairy business, and all the attorneys seemed content as long as the answers did not go into matters too close to home. Mr. Whedon firmly believes the low rate on cream and the establishment of centralized plants has resulted in the discontinuance of a number of creameries in South Dakota. He believes also that the centralized creameries received a better rate than the smaller creameries. Because of this he said in his state they were enabled to pay more for cream in a place where they had competition and make up the loss elsewhere thereby by paying less for cream in localities where they have no competition. Because of the present rate on cream he said it is impossible for the small creameries to manufacture butter and ship it and compete with the central creameries which ship in cream and then manufacture the butter. Mr. Whedon said the Agricultural college or the Dairy department began operations in 1891 and in about four years 126 creameries were started in South Dakota. In a few years the hand separation was introduced and central creameries sprang up, with the result that the small creameries quit business. It became possible then, he said, to ship cream to Minneapolis cheaper than to manufacture the butter at the home creameries and then ship it. The railroads, he said, discriminated in favor of the central creameries, which enabled them to pay a high price for cream and put the smaller establishments out of business. In answer to questions Mr. Whedon was able to tell where the central creameries were located, what creameries were put out of business and what the different creameries paid for cream during any month of the year called for.

Profit in Small Creameries.

The tendency of the times, he said, is for the increase of the centralized creameries and the abolition of the small creamery throughout the United States. Most of the South Dakota creameries, he said, were run on the co-operative plan and some of them were able to run by manufacturing 28,000 pounds of butter a year. This statement apparently was doubted by Attorney Hainer, but Mr. Whedon named several creameries which did this. These small creameries, he said, employed a buttermaker at \$15 a month usually and an assistant at from \$40 to \$50 a month.

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more than 400,000 cows. A small creamery run on the co-operative plan could run with about 100 to 200 cows and would usually cover a radius of ten miles. Those interested in the business receive dividends in proportion to the amount of cream sold to the creamery, and usually more than 5 cents on the 100 pounds is set aside for a sinking fund. Out of this sinking fund is paid the expense of new machinery and repair and unlocked for expenses.

No comparison of cream notes in the various states has yet been introduced in evidence. The hearing on the complaint of poor service has been postponed until August 16.

Thompson to Attend Meeting.

Attorney General Thompson has received a letter from Attorney General Hadley of Missouri inviting him to be present at a conference of attorneys general of the states of the Mississippi Valley to be held in St. Louis next Monday for the purpose of fixing a time and place for a meeting to discuss legislation important to the country. As these states mentioned enacted laws regarding corporations along the same lines as Nebraska, the attorneys general of the Mississippi Valley to be held in St. Louis next Monday for the purpose of fixing a time and place for a meeting to discuss legislation important to the country. As these states mentioned enacted laws regarding corporations along the same lines as Nebraska, the attorneys general of the Mississippi Valley to be held in St. Louis next Monday for the purpose of fixing a time and place for a meeting to discuss legislation important to the country.

After a Sheriff's Snap.

Auditor Searle has asked the attorney general for a construction of the statutes providing for a sheriff's snap may keep a prisoner in his county when under sentence to the penitentiary. The law says the prisoner must be delivered to the prison within a reasonable time, not more than thirty days from the date of conviction. The vouchers of J. W. McDonald of Douglas county excited the interest of the auditor because they reflected an even number kept his prisoner the full thirty days. This enabled him to get 50 cents a day for boarding the prisoner at the expense of the state. The bills were always put in for 75 cents a day, but the auditor cut them down to 50.

State Seeks to Perfect Title.

Suit was started in the supreme court this afternoon by Attorney General Thompson to quiet title in the state to the land on which the Grand Island Soldiers' home is located. The last legislature appropriated \$5,000 for the erection of an addition to the hospital, the money to be available when a quit claim deed had been secured from Alexander H. Baker and wife, Isaac R. Alter and wife and Herbert H. Glover and wife to any interest they may have in the ground. Alter and wife and Baker and wife refused to give the deed unless they were paid a consideration of \$2,000, and this the Board of Public Lands and Building refused to even consider, holding these parties had no interest in the land. Hence the suit. The deed conveying the land to the state specifies that in consideration of \$1 and that the soldiers' home shall be located upon it, the state becomes the owner. The deed was made in 1887. It is understood the money to buy the land was made up in Grand Island and the owners received the full value for it.

York County Filings.

YORK, Neb., Aug. 7.—(Special.)—The following are list of candidates whose names will appear on the republican primary ballot: Judge—G. W. Franco, Arthur Wray, M. M. Wildman. Sheriff—H. H. Berbaugh, James Ilgenfrits. Clerk—W. A. Miller. Treasurer—R. R. Copey. Assessor—W. O. Downing, of Waco, J. H. Tilden of Bradshaw. Surveyor—A. B. Coddling. Coroner—H. H. Hirsch of Graham, Bernard King and J. E. Smith of York. Clerk District Court—J. A. Baker of York, W. C. Henderson, E. C. Knight and J. D. White of York. Supervisor—F. H. Runner, Second district, Morton township; E. W. Morrison, Third district, Bradshaw township; George W. Henry, Fourth district, McFadden township; N. Johnson, Sixth and Seventh districts, LeRoy township. Democratic and people's independent: Judge—J. E. Hoover of Benedict. Sheriff—A. Frohaska. Superintendent—J. H. Graham of Mc Cool Junction. Clerk—A. G. Pruitt of York. Assessor—W. B. Divine. Clerk of District Court—E. A. Gilbert, Jr. Republican for Superintendent of Schools—Alice Florer, LeRoy township; W. O. Owens, Waco township; H. B. Stewart, Lockridge township.

Young Woman Commits Suicide.

SCHUYLER, Neb., Aug. 7.—(Special.)—Miss Hulda Kluck, aged 29 years, living five miles west of Schuyler, committed suicide this morning at 8 o'clock by taking strychnine. In the happiest of mood early this morning, she did her work until about 3 o'clock, when she acted strangely. She denied to her mother taking the poison until the effects started to show on her, when she acknowledged taking it and asked for help. It had gone too far and all assistance was useless. She died within a few minutes after confessing to taking the poison. No cause is known for the act, except a letter which she received from Irvin Sampson, a friend with whom she had been keeping company until a month ago when she met James Paulson, an employe at her home, with whom she has kept company since and was to be married to September 1. The funeral will be held at the home tomorrow at 1 o'clock, after which she will be entered in the Richmond cemetery.

NEBRASKA FROM DAY TO DAY

Quaint and Curious Features of Life in a Rapidly Growing State.

No one who goes from Beaver City now is entitled to a personal item unless he goes or comes in an automobile—Beaver City Tribune.

"Phat" Take—The Shelton Clipper and O'Neil Frontier are both in great luck, each carrying a load of columns of good local notices. If collected at all, these publications will place the editors among the plutocrats of the state.—St. Paul Republican.

A Good Ad—Some time ago a Syracuse farmer advertised for a wife. A woman from Illinois applied and the farmer met her at the station and they were married. The woman turned out to be a highly satisfactory wife. She markets from thirty to forty dozen chickens a week, and has 1.02 nearly ready for market.—Johnson County Tribune.

Nature Fake—The Whitcomb bridge south of Humboldt presents a curious spectacle these days, a large swarm of bees having found lodgment on an over head arch and started making comb. The interior parts of the bridge have often been inhabited by the little workers, but they were eventually found the quarters crowded and compact, no hollow trees. Dr. J. L. Gandy, the local bee fancier, discovered the swarm and is having some photos made for bee Journal.—Humboldt Leader.

Efficiency of Advertising Managers Doubled

In every business which is advertised in any manner there must be an advertising manager. He may bear that title or he may be the president, vice-president, secretary or other officer. These words are directed to you—in charge of the advertising.

A MAN may be a great advertising manager without being a great copy writer, a great artist, or a great sales buyer. In fact, the less he has to do with the detail of copy, illustrations and space, the more surely will he develop into a real, directing manager.

The Lord & Thomas organization enables the advertising manager to be an executive instead of a detail man. It puts at his disposal a force of experts trained through years of experience to handle every detail of his advertising.

Tabulated results, data of every conceivable kind, bearing on hundreds of advertising propositions, are instantly accessible. He may consult with experts or command their services.

At any time, in any emergency, this entire working force may be brought to bear upon his advertising or merchandising problems.

This is one of the few advertising organizations which purports to accomplish things through co-operation with the advertiser. It is one of the few which can and do keep closely in touch with the advertiser, his sales department and the trade conditions which must affect the advertiser's business.

In the preparation of his cases the lawyer depends upon established precedent—upon the rulings of the courts. These records are at hand in his law books. He need not burden his mind with detail. That is readily accessible, as lawyers say, "in the books." The Lord & Thomas organization is to the advertising manager what the law library is to the lawyer.

A man may acquire a great deal of advertising experience in a decade—his experience and judgment may secure for him a large salary—but rarely has he the opportunity to handle more than one line of work at one time. So, in a life time, his knowledge may become broad in scope but necessarily limited as to details. The Lord & Thomas organization supplies the advertising manager the accumulated advertising

LORD & THOMAS

NEWSPAPER - MAGAZINE - FARM PAPER AND OUTDOOR ADVERTISING CHICAGO



Help Yourself to a Vacation

These booklets answer the vacation problem. No matter what your tastes are for an ideal summer outing, they will settle the question of your heart's desire. For roughing it, fishing expeditions, boating, golfing, canoeing, driving, motoring or bathing, the vacation spots reached by The St. Paul Road will fulfill your fondest expectations. Help yourself to any or all of these booklets. They are free for the asking.

F. A. Nash, General Western Agent, 1524 FARNAM STREET, OMAHA.

SENATOR ALLEN PICKS BRYAN

Sure of His Nomination, but Not of His Election.

SAYS LANDIS FINE WILL BE CUT

Pronounces it Just, but Thinks After Five Years' Litigation it Will Drop to Three or Four Million.

"William J. Bryan, I believe, will be the nominee of the democratic party for president in 1908," said former Senator William V. Allen of Madison, who is in Omaha on legal business and is stopping at the Paxton hotel. "I do not see where the democrats can get any candidate who would stand the slightest chance of nomination against Mr. Bryan. As to the election of Mr. Bryan in event of his nomination, that is another matter about which I cannot speak with the same freedom, for I am not certain in my own mind. Mr. Bryan is a great character, one of the greatest characters and forces of the age. He occupies much the same position that James G. Blaine, the 'Empire State Knight,' once held and is not wholly unlike Clay or Webster in national politics—men too great to be president. Mr. Bryan may have to be content to go down on the pages of his-

BULK SALES LAW GETS BUSY

New Statute Lands First Victim in Person of a Cigar Dealer. Rasmus K. Jensen, until recently proprietor of a cigar store at 190 North Twenty-fourth street, is the first Omahian to fall a victim of the bulk sales law enacted by the last legislature. August 2 Jensen sold his places to J. H. Goulding and now two suits have been filed in county court to have the sale set aside because he failed to give advance notice of the sale to his creditors, as the new law provides. These suits are the first to be filed in this county under the law. The plaintiffs are the Peregrin & Moore company, creditor to the amount of \$75.88, and Isaac Kaufman, who claims Jensen owed him \$63.97. Besides asking the sale of the stock to be set aside they ask judgment for the amount of their claims. The bulk sales law, which caused a hard fight in the last legislature, provided the owner of a stock of merchandise must give advance notice to all of his creditors before selling the stock. The law was asked for by the larger wholesalers to prevent creditors selling out before adjusting their debts.

Non-alcoholic Sarsaparilla

If you think you need a tonic, ask your doctor. If you think you need something for your blood, ask your doctor. If you think you would like to try Ayer's non-alcoholic Sarsaparilla, ask your doctor. We publish the formulae of J. C. Ayer & Co., Lowell, Mass.

Hot Weather Lunch

A little fruit and some

Grape-Nuts

With Cream

"There's a Reason"

CHICAGO, Aug. 7.—A dispatch to the Inter Ocean from New York says that details were received yesterday of the cerebro spinal meningitis serum and anti-serum discovered by Dr. Simon Flexner of the Rockefeller Institute for medical research and used successfully in Cleveland in the treatment of several cases which killed many children in the epidemic in New York two years ago.

Missouri Woman Killed.

LOS ANGELES, Aug. 7.—Miss Beale Emerson, a resident of Kansas, was last night accidentally thrown from a street car at Main and Washington streets and sustained a fracture of the skull at the receiving hospital a few minutes later.