

NEWSPAPER OF INTERESTS FROM COUNCIL BLUFFS

Office 15 Scott Street. Both 'Phones 43.

MINOR MENTION.

Davis, drugs. Stockert sells carpets. Ed Rogers' Tony Faust bear. See Schmidt's elegant new photos. BUY BOWWICK'S NEW PAINTS. Lewis Culler, general director. 'Phone 67. Woodruff Undertaking Company. Tel 333. Regular Masonic lodge will meet tonight for work in the third degree. Rev. S. Alexander of the Presbyterian Church will preach in the hall in Weston Sunday morning at 11 o'clock. RHEUMATISM BOTTLED BEER IS SWEETENED AT ALL FIRST-CLASS BARS AND CAFES. WE WILL DELIVER ALL SIZES OF HARD COAL DURING SEPTEMBER FOR \$15 A TON. WM. WELSH, 10 N. MAIN ST. PHONES 122.

HITCH IN SALE OF BONDS

Bidders of Opinion Descriptions of Land Are Faulty.

MAY BE CAUSE OF MUCH EXPENSE

Board May Be Compelled to Go All Over the Process of Notification and Assessments of Benefits and Damages.

The board of supervisors of Pottawattamie county is up against what may possibly prove a hitch in the sale of the Pigeon Creek bonds. The W. R. Compton Bond and Mortgage company of Macon, Mo., which was awarded the bonds on its bid, it is said, may refuse to accept them because of alleged defects in the description of the land assessed.

In case the firm does decline to accept the bonds the board will have to either begin proceedings to compel the acceptance of them or else take up the whole matter again, make a new assessment and issue new bonds. The question which has arisen relates to the sufficiency or insufficiency of the description of the parcels of land assessed for the construction of the ditch. In 1901, when the list of taxable property was made up, the descriptions were copied from the transfer books, as is the custom in such cases, without reference to the original deeds. In this way some of the descriptions are said to be indefinite, as, while naming the number of acres, they fail to specify what particular acres are meant. It is stated that the courts of Iowa have held that a tax deed secured upon such a description is void, and for this reason the Compton company is said to be somewhat wary about accepting the bonds.

Defects Not Fatal.

That the alleged defects are not of sufficient moment or number to invalidate the bonds or to give the company sufficient grounds for declining to accept them is the opinion of County Auditor Cheyne, as expressed at the meeting of the Board of Supervisors yesterday. "These so-called imperfect descriptions," said Mr. Cheyne, "are comparatively few and most of them are sufficient to locate the land accurately. For instance, when a man owns only fifteen acres of land in a given quarter, the reference to no other parcel of land, even though the description does not give any more definite information than the quarter in which these particular fifteen acres are located."

As the Compton Bond and Mortgage company has not formally notified the board that it will not accept the bonds, no action was taken yesterday.

The board, acting upon the report of Engineer Harley Mayne, which was to the effect that the work had been completed to his entire satisfaction and in accordance with the contract, formally accepted the Pigeon Creek ditch and ordered Contractor Wickham paid the final estimate on the work. The individual members of the board who visited the ditch Thursday expressed themselves as fully satisfied with the work done. The Illinois Central railroad, which has some temporary piling and other obstructions in the ditch, was ordered to remove them.

As a drainage board the supervisors adjourned last October 31. In session as a county board the supervisors decided to renew the insurance on the court house. The hearing in the matter of the application to reopen the petition for the Fenster ditch was postponed to November 5. The board will be in session today.

THERE IS NO LUMBER YARD IN OMAHA WITH SUCH A COMPLETE STOCK OF BUILDING MATERIALS AS C. HAFER, COUNCIL BLUFFS, IA.

George W. Klein, 19 South Main street. 'Phones: Ind. 710; Bell 58.

Matters in District Court.

Judge Macy adjourned district court yesterday morning until Monday and went last evening to Harlan to spend Sunday with his family. The quo warranto case involving the question of the legality of the dismissal of Robert Jones from the position of chief of the fire department and the appointment by the Fire and Police commission of Charles Nicholson to the office was not heard yesterday, as the attorneys interested had not understood that it had been assigned. No definite date has been set for the hearing and it is understood now that Judge Macy probably will not take it up until the jury cases are disposed of.

The suit of Marks & Dilliance against the Union Pacific Railway company was settled out of court yesterday and the money dropped from the assignment Monday. The plaintiffs sued for alleged damage to two carloads of western horses by delay, as well as defective cars. It is said the suit was settled for \$600.

Mary A. Brown was granted a temporary injunction restraining G. E. Hamlin and Harry Carley from removing a stock of groceries from the building at 821 South Main street, which Hamlin had leased for a year from the plaintiff. Carley is alleged to have purchased the stock from Hamlin and had removed part of it when the plaintiff learned of it.

Girls—Don't lay around home depending for support on your parents. Your time is valuable. You are wanted in Woodward's candy factory. The people all over the county are crying for Woodward's Real Butter Soap, and we must have girls to wrap it. The money you earn now will come in handy at Christmas time. Talk this over with John G. Woodward & Co., "The Candy Men," Council Bluffs, Ia.

Cameras and photographic supplies. C. E. Alexander, 333 Broadway.

Creche in Need of Money. The new building on East Pierce street to be used by the Associated Charities for its creche is ready for occupancy. It is expected that the creche will be removed from its present location on Fourth street to the new quarters early next week. The total cost of the site and building has been about \$23,000. E. L. Shugart, a generous patron of the association, has contributed about \$6,000 in all to the cost of the site and the building. The association, however, is in need of \$5,000 to clear its indebtedness.

CITY BOATWENERS

Horses and cattle hauled free of charge. Garbage, ashes, manure and all rubbish taken free of charge. All work done is guaranteed. Calls promptly attended to. HERRICK & GIBSON. Ind. Phone 1223 Y. Bell 1707 Sed.

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LOAN MONEY ON HORSES, CATTLE AND HOUSEHOLD FURNITURE. And any Chattel Security at one-half the usual rates. Twenty years of successful business. Over 100,000 American Express. Corner Main and Broadway. Clark Mortgage Co. No connection with Both 'Phones 217. JEO. P. TRINLEY, Mgr.

THE PRUDENT MAN WILL ORDER HIS COAL NOW AND OF THE COUNCIL BLUFFS COAL AND ICE CO. EITHER 'PHONE 72.

Office for Rent. Eight feet wide, eighteen feet long, on ground floor, opposite Nebraska Telephone building, 15 Scott street, central location; only one-half block from Broadway. Everything new; electric light; for \$8 a month. Omaha Bee, 15 Scott street.

TRAINS COLLIDE AT AVOCA, IA.

Fireman Pfaffle Killed and Brakeman Koepeke Hurt. Word was received from Avoca yesterday morning that in a collision between freight trains switching in the yards there, Fred Pfaffle, a fireman, was instantly killed and Elmer Koepeke, a brakeman, received a broken leg.

The collision was between a westbound freight and a locomotive of the Carson branch which was switching a string of cars. Pfaffle was caught under overturning freight cars and his head was completely severed from the body. Pfaffle died at Carson and, leaving a widow and three children. He had been a fireman on the Carson branch for twenty-five years.

The westbound freight, which was said to be going about eighteen miles an hour, crashed into the locomotive of the Carson branch near the east end of the yards. The engine on the Carson branch, which was the lighter of the two, was completely demolished, while the big mogul drawing the freight train, and ten cars, were derailed. About 300 feet of track was torn up and the main line blocked.

122 and 124 Fifth avenue are two new cottages just completed, with modern conveniences; and for rent by C. T. Officer, 419 Broadway.

Meat Department Specials.

Beef, pork, veal, mutton, poultry, fish, lunch meats, salt meats, fancy smoked hams and bacon, etc. If you want an extra good cut send us your order. We cut only the best. J. Zoller Mer. Co., 100-102-104-106 Broadway. Three 'phones. Ring Bell or Ind. 330.

Keys Brothers at Work Again.

Keys Brothers, whose carriage factory burned Sunday morning, are again at work on business again at the old stand. The new three-story main building for the brickwork, of which Wickham Brothers have the contract, is nearing completion, while the blacksmith shop, which is considerably larger than the one destroyed in the fire, has been finished and is occupied.

To provide room for the increased size of the new buildings the city vacated part of the alley running from First to Second avenue between Twenty-eighth and Twenty-seventh streets. In exchange the firm gave a strip of land sixteen feet wide off its property.

Completed the new building are nearly completed, the permit for the erection of the same was only taken out yesterday by the contractors. The permit calls for an expenditure of \$25,000 for the main building and the blacksmith shop. Much of the interior work in the new building has been done by the employees of the firm, thus furnishing them employment until the regular business of the factory was started up again. Edwin Keys of the firm said yesterday: "We have resumed the manufacture of buggies and other vehicles and expect in a short time to have the same force as before the fire at work again. Considering that our plant was burned down not quite two months ago, we consider ourselves very fortunate in being able to start up again at such an early date. Our blacksmith shop is completed and running, you might say, in full blast, and our main building will shortly be finished. As it is, we are now occupying the lower portion of the main building. With our new increased facilities we expect a proportionately increased business."

Saturday Specials.

Hardware and Housefurnishings—5c elbows, 5c; good 6-in. stove pipe, 3c; flower pots, just up from 2 1/2c; 6-in. lamps, 10c; large japanned coal hod, 35c; heavy oilcloth, 75c; 100 lb. wood lined stove boards, 25c; good lanterns, 50c; good wheelbarrows, \$1.50; good freshwaters, 5c; boys' axes, 75c; hatchets, up from 30c; good buck saw, 60c. J. Zoller Mercantile Co., three 'phones. Bell-Ind. 200. 100-102-104-106 Broadway.

LAW HITS THE DRUGGISTS HARD

Proprietary Medicines Practically Barred Out of Dakota.

SIoux CITY, Ia., Sept. 28.—The new South Dakota pure food law, which will go into effect on October 1, will result in a trade loss for the hundreds of thousands of dollars to Sioux City wholesale drug houses unless a compromise now being considered by the food and dairy commission of that state is arranged or unless the law be declared unconstitutional by the federal courts. The portion of the drug business affected by the new statute is that governing the sale of proprietary medicines. The particular section of the new law to which the drug interests of the country object is as follows: "All prepared medicines of whatsoever description must be labeled, and the label must give the common name of each separate ingredient."

Horsehoes as Evidence.

DENISON, Ia., Sept. 27.—(Special.)—In the trial of the two Syrians charged with killing a fellow peddler interest centered today in the presentation as evidence of the horsehoes used by the horse of the accused men about the time of the murder. There were deep impressions in the mud under a tree of the shed feet of a horse. This was near where the dead man was found. The shoes were taken from the feet of the horse of the accused men and testimony offered that the shoes fitted exactly in the tracks. It was some ten days after the murder and the witnesses claim that such testimony is worthless. It was admitted to the jury.

Iowa News Notes.

WOODBINE—Last Sunday a congregational meeting was held in the Presbyterian church and a call was extended to Rev. Elmer Aukerman, who is now located at Garden Grove, Mo., for the coming winter. There will be five events—three musical numbers and two lectures. The lectures will be by Joseph G. Camp and Thomas will be by Joseph G. Camp. Musical numbers will be rendered by the Emily Waterman concert company, the Colonial Satephone quartet, and Elizabeth DeBarrie Gill, harpist.

Recommended.

It was a small and selected company of diners only. One of the pretty young women had just ordered broiled lobster. "Deer!" spoke up the only man in the group who hadn't said a word hitherto. "For the first time in my life I'm glad everybody calls me a lobster!" Uncertain what to do in this emergency, the woman hesitated a moment and then, applauded, while the pretty young woman hastily decided whether proper course of action would be to smile and blush become.

PARTNERSHIPS ARE CLAIMED

Express Companies Assert They Are Not Corporations in Iowa.

LEGAL DEPARTMENT TO TEST IT

Attorney General Will Sue to Enforce Penalty for Failure to File Articles of Incorporation.

(From a Staff Correspondent.)

DES MOINES, Sept. 28.—(Special.)—Since the campaign started by Attorney General Byers to force the corporations doing business in Iowa to regard the Iowa law that requires that they file certified copies of their articles of incorporation with the secretary of state, where they are organized in other states, it has been discovered that the Adams Express company, the American Express company and the United States Express company all claim to be partnerships and deny that they are corporations at all. They deny having any capital stock and claim that they have, however, several hundred thousands of dollars "interests."

Disregarding this claim Attorney General Byers will start proceedings to collect a fine of \$100 for each day that they have done business in the state without having filed certified copies of their articles of incorporation. It will be claimed that whether they are formally organized as corporations or not they are doing a corporation business through officers and directors and not through partners, that they claim the police protection of the state and must conform to the law.

In the prosecution of the corporations for disregarding the laws of the state it was learned today that Attorney General Byers will allow some few to file their articles now and pay the filing fee and not be prosecuted for the time. It is understood that he will make a distinction between corporations. It has been discovered that some corporations, not public service, have at various times done a little business in the state of Iowa. Occasionally one has secured a contract to erect a building or do some work of the kind and has been through the process of filing articles. The state and none of its citizens have suffered perceptibly. The attorney general will insist only that such now comply with the law.

But with the big public service corporations which have claimed the police protection of the state and have taken millions of dollars out of the state and have violated the law knowingly, prosecution will follow for the collection of the fine of \$100 a day.

Creamery Men Coming.

The Iowa State Creamery and Dairy Men's association will hold its regular annual convention in this city Dec. 3 and 4. The convention will bring together a large number of prominent dairy men and creamery men from over the state and also prominent men from outside the state. Two or three professors from Ames will be in attendance and H. R. Wright, state food and dairy commissioner, will deliver an address.

When the state railroad commissioner returned from their trip of inspection over the lines of the Northwestern railway, they gave the road a clean bill of health. Most of the time was spent on the branch lines, as it was from those that the main complaints have come. All but two small branch lines were visited and all but a few miles of the main line traversed. This will be visited later. The commissioners found it to be an excellent manner of settling troubles. The general manager, and all of the officials of the road were present and being on the ground matters were quickly arranged. The physical condition of the Northwestern was found to be in fine shape.

NEBRASKA FROM DAY TO DAY

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

Scars cannot be removed from the heart by any device yet invented.—Annie Vio Gates in Auburn Granger.

His Report—H. F. Carpenter over a black patch over his near optic several days back, the result of coming in contact with the brush and oil in sapling, with which he was endeavoring to lambast a lazy horse. That's the story he tells, anyway. We won't vouch for its truth.—Kimball Observer.

Montana Items—Very dry and windy these days. Hal McRoberts out fodder for Mr. Savage Tuesday. Quite a number from the Rubens neighborhood attended the preliminary examination of Mr. Klinker, who is charged with the burning of the Rubens school house a short time ago. William Cederberg brought home a couple of fine Jersey cows last week from Superior. We understand that Mr. Beatty, the man who lives on the Newburn farm north of Rubens, was married today to a woman from Superior.—Superior Journal.

A Mother's Cure—I read a piece where a devout old mother in Israel believed in the laying on of hands. She says it will work, for she tried it on her boy for the cigarette habit and it worked to perfection. Mothers, you had better try it.—Pittsburg Valley News.

Nature Fake—Eliert Morse was a pleasant caller last Wednesday at our den. Last season Mr. Morse had some gold fish in a small aquarium in the house that did not thrive very well and he dumped them into his large stock tank and they have grown to be large-sized fish and without any feed or care.—Bloomington Advocate.

Curlew News Notes—Wiley Mitchell was over to spend Sunday in our valley. Rev. Damon and wife spent Sunday at the Hub ranch. The Misses Nellie and Ollie Phillips were visiting with friends in our valley Sunday. Floyd Pool went to Mullen Tuesday after fetching material. Glen Long spent Sunday night in our valley on his way to the threshing outfit. Wint Oble was home to spend Sunday from the threshing machine. Heart trouble seems to be of common prevalence in our valley these days. Some of Mrs. Thomas Carr's turkeys sent in their "checks" a few days ago and it is said their death was due to heart failure. We had quite a hailstorm here Monday afternoon. The hail stones were as large as hen's eggs and lots of them. After the storm a sufficient quantity was gathered up to make ice cream.—Hooker County Tribune.

A Wise Farmer—The Fairbury Gazette travels across the state line and pulls this philosophical item out of the Hill City New Era: "There is a young farmer living in Smith county who is wiser than many of his neighbors. Ten years ago he owned a quarter of land very poorly improved. During the prosperous years that followed he laid by \$2,000. He did not get land bought, but built a nice story-and-a-half house, a big barn, a good sized wash and smoke-house, a good cave with arch of cement.

THE HOUSE THAT SAVES YOU MONEY WE GUARANTEE THIS RANGE

With each Stewart Range we sell we give a written guarantee

Here is a Range That's Worth Buying

A good range is a satisfactory article for years and years. A poor one is trouble from the minute you buy it.

Special This Week

Small Payment \$1.00 Per Week Down, Balance \$1.00 Per Week

Are our special terms on Stewart stoves this week. We will deliver to your home a Stewart range or base burner on the above terms. We will let you use it for 30 days and if for any fault of the stove it don't give satisfaction we will refund you your money or exchange stove. This offer stands good but for a short time. Come in and let us show you the Stewart line.



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NEWS OF THE ARMY POSTS

General Court-Martial Ordered to Convene at Fort Leavenworth. A general court-martial has been ordered to convene at Fort Leavenworth, Kan., September 27, for the trial of such cases as may come properly before it. Details for the court: Major E. A. Miller, fifth field artillery; Captain J. W. McClintock, Thirteenth cavalry; Captain G. M. Apple, Fifth field artillery; First Lieutenant W. H. Clouston, Jr., Thirteenth cavalry; John B. W. Corey, Arthur H. Carter, Lawson Olmstead, Fifth field artillery; Second Lieutenant W. N. Henesley, Jr., Thirteenth infantry; M. G. Paris, Thirteenth infantry; and C. A. Daugherty, Thirteenth cavalry, judge advocate.

FIGHT FOR ILLINOIS CENTRAL

Stuyvesant Fish Says Harriman Claim to Majority of Proxies is Not True. NEW YORK, Sept. 28.—The attention of Stuyvesant Fish being called today to dispatch from Chicago containing an official announcement by J. T. Harahan and Alexander G. Hackstaff, to the effect that the friends of Mr. Harriman had already secured a majority of proxies representing more than the majority of the total stock of the Illinois Central railroad, with the inference that the friends of the Harriman element was assured in the election of October 15, Mr. Fish said: "Nobody knows better than Mr. E. H. Harriman and the gentlemen who have put out this latest proclamation for him that he does not control anywhere near a majority of the total stock of the Illinois Central railroad. The straits in which Mr. Harriman's party finds itself, in its effort to perpetuate his control of the Illinois Central, are shown by the fact that the official circular of the Harriman majority of the board, dated July 27, appealing for proxies, has been sent out at least three times, accompanied by a form of proxy running to Mr. James T. Harahan and Mr. Alexander G. Hackstaff, and with an envelope for the return of the same. This has been done in America and in Europe. On both continents officers and agents of the company, as well as brokers and others, have been constantly soliciting proxies. "If there has been any trace of sincerity in the statement given out by the company's present officers that they already hold a majority of the proxies for the forthcoming meeting to be held in Chicago on October 15 it means that they do not (as indeed, they cannot) take into account how far proxies previously given to them have been revoked by the stockholders who have sent to me proxies of later dates in my

favor and that of Mr. Charles H. Beach and Mr. J. Dewcutting."

Major Charles R. Noyes, adjutant general of the Department of the Missouri, is receiving congratulations over the arrival of a nine-pound baby daughter at his home early Friday morning. Brigadier General E. S. Godfrey, commanding the department, will arrive in Omaha Saturday to remain several days at army headquarters. Captains C. L. Beckurts and Joseph H. Gohn of the Sixteenth Infantry, Fort Crook, were visitors at army headquarters Friday.

LAND DRAWING IN OCTOBER

Fifty-Five Thousand Acres to Be Drawn for on the Fourteenth. (From a Staff Correspondent.)

WASHINGTON, Sept. 28.—(Special Telegram.)—The actual opening of about 55,000 acres of land, formerly in the lower Brule Indian reservation in South Dakota, will commence Monday morning, October 14. Commissioner Ballinger of the general land office today designated J. W. Witten, chief land clerk of his department, and Charles B. Strong of the chief clerk's office to represent the department at the drawing for these lands. The larger portion of these lands are located in a body five miles in width, beginning about ten miles southeast of Pierre and extending south about nineteen miles. The method of throwing these lands open to settlement will be the same as adopted when the Rosebud reservation lands were opened. The secretary of the treasury has awarded the contract for the erection of the public building at Muscatine, Ia., to W. J. McAlpine of Dixon, Ill., at \$55,800. On recommendation of Congressman Hull, Dr. F. H. Conner has been appointed pension examining surgeon at Nevada, Ia., vice Dr. E. A. Rosson, resigned. J. C. Pennington of Omaha has been appointed teacher at Colville Indian school, Washington state.

A valuable dog wouldn't sell for 10 cents to a man who doesn't want a dog. And that is true with most anything else. The only expeditious way to find a man who wants to buy a dog is to speak to everybody in Omaha through the want columns of The Bee. Those who are interested will respond. And it would be a very uninteresting dog, indeed, that wouldn't suit anybody. Most anything you don't want can be sold at some price if properly advertised, because in Omaha nearly everybody reads The Bee.

Leave of absence for one month has been granted First Lieutenant E. C. Wells of the Eighth cavalry. Payment of troops of the regular army stationed in the Department of the Missouri, for the month of September, has been ordered. Major G. T. Holloway will pay at Fort Des Moines. Major B. D. Slaughter will pay at Fort Robinson. Meade and Mackenzie; Captain W. F. Clark will pay at Fort Crook and Camp

How many of your customers are women?

Women do most of the buying for the household even for the buying of men's clothes their usually goes as to where and what

The women folks read the advertisements; they are as much interested in store prices as their husbands in market reports; they are constantly staying, where they can buy the best and the most for their money.

The Bee is the home paper; it is the housewife reads it first. There are lots of other papers is admitted, for good Advertisers can reach the

THE OMAHA EVENING BEE

A clean copy Delivered 1c per week Within everybody's reach—reaches everybody.