

THE ALLIANCE HERALD

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JOHN W. THOMAS, Editor HARVEY E. RHODES, City Editor

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A SQUARE DEAL TO ADVERTISERS

It is the policy of The Herald to give to all a square deal and the worth of their money. We do this to our subscribers thru the news columns by relating occurrences and giving information about matters in which they are interested; thru the editorial department by advocating, "in season and out of season," equal rights for all and special privileges for none; and thru the advertising columns by endeavoring to admit thereto the announcements of only reliable business and professional men.

We give our advertisers a square deal by furnishing the best advertising medium there is in its field; by endeavoring to turn to them the business to which they are entitled; by charging a fair and reasonable price, and treating all alike. It is too bad that it is true, but it is true, that there are some newspaper publishers who, while they may not have as many different prices as they have customers, they do have as many prices as there are demands for different prices. Apropos of this subject it will not be amiss here to give an extract from a personal letter, which was not written for publication but which is timely in print as well as in the correspondence. The editor of The Herald, writing from Omaha recently to the business manager, made the following statement in referring to some minor competition that had come up:

As a plain matter of fact, it is worse than useless to cut prices, and I will not do it. Some times it may be right and seem best to make some concessions in some way, owing to quantity taken, time to run, or something else; but I will not make a price to one man that I will not make to others under the same conditions and circumstances. To have a certain price, altho it may be a rather stiff one, and stick to it, begets confidence and respect from the class of business men whose patronage is worth anything. As a rule (and I think of no exceptions to it), the man who is so penurious that he will not order an ad in the paper that he wants it in, unless he can beat down the price, is a man whose patronage doesn't amount to a whiff to the printer. This applies the same whether the man sells merchandise in Alliance or live stock in South Omaha. If you will take the merchants of that class in Alliance—I am glad there are not many of them—and keep an account of the advertising received from them for any considerable time, six months or a year, and will also keep an accurate account of the time occupied in soliciting business from them, getting copy, showing proofs, listening to their complaints and making adjustment of matters complained of, in short keep an account of all the time taken in getting and handling their business, I am strongly of the opinion that you will find that all their advertising amounts to is eaten up with overhead expenses.

NEBRASKA BRAND LAW

Every Nebraska ranchman should be familiar with the laws of the state relating to the use of brands and the importance of having them recorded. In order to have the exclusive right to and use of their brands, stockmen must have them recorded in the office of the Secretary of State, except sheep brands, which are to be recorded in the office of the county clerk of the county in which the sheep are kept, as will be seen by the following, which is an extract from the laws of the state pertaining to brands:

Brands and Ear-Marks Recorded in Office of County Clerk

Every person or persons being the owner of any sheep shall cause such sheep, and all of them six months old and upwards, to be suitably branded and ear-marked, which brand and ear-mark shall be made of record in the office of the county clerk of the county in which such sheep are kept. Every person failing to comply with the provisions of this section shall, upon conviction thereof, be fined in any sum not less than five nor more than fifty dollars.

Branding Stock

Any person or persons having cattle, hogs, sheep, horses, mules or asses, shall have the right to adopt a brand or mark, for the use of which he shall have the exclusive right in this state, after recording such brand or mark as hereinafter provided.

Recording Fees

The Secretary of State shall procure a suitable book, or books, in which all brands and marks shall be recorded. Each person desiring a brand, or mark, recorded shall pay into the office of Secretary of State, a fee of \$1.50, for recording such brand or mark. And every five years thereafter, the owner of any recorded brand, or mark, shall pay to the Secretary of State the sum of 50 cents, for the re-recording of such brand or mark.

Brands Re-Recorded Every Five Years

The Secretary of State shall notify the owner of any recorded brand by letter on or before September 1, 1917, and on or before September 1, every five years thereafter of the time for recording his brand and any brand, or mark, the owner of which fails to have same re-recorded as above provided becomes cancelled and may be used by another.

Brands Must Not Be Duplicated

No person shall have or adopt a brand or mark previously recorded under this act to any other person if used on the same side; neither shall the secretary of state record the same brand or mark to more than one person, unless for opposite side.

Brands in Actual Use Filed with Secretary of State

Any person desiring to use any brand or mark shall make and sign a certificate setting forth a facsimile and description of the brand and mark which he desires to use or to which shall be attached a certified copy of the record of such brand and mark from any county in which the same shall have been recorded, if so recorded, and showing the date of such record, and shall file the same for record in the office of the Secretary of State; Provided, that no brand shall be filed or registered unless the same is in actual use.

Decide on Brands Offered for Record

The authority of deciding whether a brand or mark offered for record does or does not conflict with any previously recorded brand or mark shall be vested in the Secretary of State. All brands offered for record shall be submitted before acceptance to said Secretary of State; Provided, That no brand described as being on either side of the animal shall be accepted or recorded; Provided, further, That a brand described as being on both sides may be accepted. It shall be the duty of the Secretary of State to file all brands offered for record pending the examination, which he shall cause to be made as promptly as possible; and if the brand is accepted the ownership shall date from the date of filing.

If Two Brands Are Similar, Last One Recorded Illegal

The Secretary of State shall examine any evidence of brands or marks, or records thereof, which may heretofore have been made in the office of any register of deeds of this state, and any other evidence of such marks or brands which may be presented by the owner, and in any case, where a brand or mark is found which conflicts with one previously recorded, or which might in its use endanger the property of the party owning the brand or mark earliest of record, it shall be the duty of the Secretary of State to notify the party owning said brand last of record that the further use of same shall be illegal to the same extent as though it had never been recorded, unless previously agreed upon by owner of such brands or marks and a joint statement be presented to the Secretary of State by such brand owners. This said notice shall be given by letter. It is expressly provided that this enactment shall not in any way effect or invalidate the ownership of animals which were branded with said brand then registered previous to such examination and rejection, the object of this act being to make illegal and enjoined from the further use of said brand.

Brought in for Grazing, Bear Distinguishing Brand

It shall be the duty of any person who, after the passage of this act, brings into any county of this state and turns loose for grazing purposes any herd brand or individual animals already branded, to lay before the Secretary of State a statement of the brands of said animals, and if said brands conflict with any previously recorded it shall be the duty of this owner or manager of said animals to brand them with a brand that the Secretary of State shall consider a full and distinguished mark from all brands then recorded, but the owner shall be enjoined from further use of the conflicting brand. A failure to comply with the provisions of this section shall render the party so failing liable for all damages resulting from such failure, which damages may be recovered in a civil suit. It is further provided that this section shall apply to all animals now in any county in this state whose brands are considered by said Secretary of State to infringe on previously recorded ones.

Brands to Be Rejected

In deciding as to the conflict of brands, the Secretary of State shall reject any that, being the same as one previously recorded, has in addition, any of the following, whether placed across, above, below, at either side, or encircling the main brand, viz: A straight bar, a quarter, half or entire circle, a quarter, half or entire diamond, either upright or inverted, the same not constituting a true brand and rendering the owner of same brand liable to damages by its use, saving only when one or more of these shall be filed by the owner of the first record of the main brand in which case it may be accepted. The Secretary of State shall reject any brand formed by repetition of any letter, number or figure which shall have been previously recorded, if on the same side of the animals, the exclusive right of the first record to the letter, number or figure, and to repetition of it, being reaf-

Honesty

SOUTH OMAHA

Efficiency

CHICAGO

Byers Bros. & Co.'s

Live Stock Commission business was established on these four Corner Stones during pioneer times

THEY HAVE STOOD THE TEST

of all these years and are better equipped than ever to render

Satisfactory Service

Kansas City

Courtesy

SOUTH ST. JOSEPH

Stability

firmly. He shall also reject all brands, known as solid brands, and all ear marks which shall remove to exceed one-half of the ear. A variation in the size of a letter, number, or figure shall not constitute a new brand and shall be rejected. A combination of letters, numbers, or figures may be permitted though the same letters, numbers or figures may have been recorded, single or together, if in the judgment of the Secretary of State said combination is so different from any previous record as to constitute a new brand with no danger of infringement.

Brand Prima Facie Evidence of Ownership

In all suits at law or in equity, or in any criminal proceedings, where the ownership of any cattle, horses, mules or swine is involved the brand upon any animal, above named, shall be prima facie evidence of ownership of the person whose brand it may be. Provided, further, That any owner or owners of any brand or brands, mark or marks may sell and transfer the same by an instrument in writing which sale and transfer shall not become effective until said instrument shall be recorded in the manner required by law for the recording of marks and brands and for which recording a like fee shall be charged which fee shall be disposed of and accounted for in the same manner as fees for recording marks and brands.

Penalty for Violation

Any person or persons who shall violate or fail to obey the provisions of this act, or shall continue the use of a brand or mark after the same has been rejected by said Secretary of State or shall continue to use any brand or mark after the said Secretary of State shall have decided that the same conflicts with a previously recorded brand or mark, shall be deemed guilty of a misdemeanor, and upon conviction thereof in any court of competent jurisdiction shall be punished by a fine of not exceeding one thousand (\$1,000) dollars or by imprisonment in the county jail for a term not exceeding one year, or by both such fine and imprisonment, in the discretion of the court.

Does Not Impair Rights of Owners

Nothing in this act contained shall be construed to in any manner impair the property rights of owners of live stock in the state under the laws heretofore in force.

Butcher to Record Marks and Brands

Any person now engaged or who may hereafter engage in the business of a butcher in the state of Nebraska shall keep a record of all branded beef animals he may slaughter, give age, sex, marks, and brands, of whom purchased and date of said purchase, which record shall at all times be open for public inspection at his place of business.

Exhibit Hides

It shall be unlawful for any person or persons who occasionally slaughter cattle or beef to offer for sale said beef without exhibiting the hide or hides of such beef at the time and place said beef is offered for sale. And it is provided, further, that the brands on the hide so exhibited must not be changed, mutilated or destroyed.

Keep Hides for at Least Three Days

All persons other than butchers, who occasionally slaughter cattle or beef, for home consumption, shall keep the hide or hides of such animals so slaughtered for a period of not less than three days, subject to inspection by any person or persons.

Keep Record of Branded Hides Bought

All purchasers of hides shall keep a record of all hides of neat cattle purchased by them, which record shall state the name or names of the person or persons from whom purchased, their place of residence, the date of purchase and all marks and brands on said hides, which shall at all times be open for the inspection of stock growers, their agents, and employees. Provided, That the provision of this section shall only apply to branded hides.

Penalty

Any person who shall willfully violate the provisions of this act or willfully neglect or refuse to do any act herein required shall be guilty of a misdemeanor and on conviction shall be punished by imprisonment in the county jail for a period not exceeding three months or pay a fine not exceeding one hundred dollars.

Altering Ear Mark, or Brand

If any person shall willfully and maliciously alter or deface any artificial ear mark or brand, upon any horse, mare, foal, filly, mule or ass, sheep, goat, or swine, cow, ox, steer, bull, or heifer the property of another, every person so offending shall be fined in any sum not exceeding fifty dollars, and be liable in treble damages to the party injured.

Encampment Elects Officers

Encampment No. \$1. I. O. O. F. elected officers at the regular meeting held Friday night. Officers elected were: R. E. Lester, C. P.; C. W. Jeffers, S. W.; E. B. Krombaugh, H. P.; F. O. Rowe, J. W.

Told That There Was

No Cure for Him

"After suffering for over twenty years with indigestion and having some of the best doctors here tell me there was no cure for me, I think it only right to tell you for the sake of other sufferers as well as your own satisfaction that a 25 cent bottle of Chamberlain's Tablets not only relieved me but cured me within two months although I am a man of 65

years," writes Jul. Groblen, Houston, Texas. Obtainable everywhere.

Perhaps it is the too evident rage of his enemies that keeps Mr. Bryan cheerful and convinced that he is on the right track.

ORDINANCE NO. 209

An ordinance fixing and establishing the salary of the Police Judge of the City of Alliance, Box Butte County, Nebraska, and repealing all former ordinances, or parts thereof, in conflict herewith. Be it ordained by the Mayor and Council of Alliance, Nebraska, that: Section 1. The Police Judge of the City of Alliance, Nebraska, shall be entitled to receive a salary of Six

Hundred Dollars per year, payable monthly in warrants at par.

Section 2. In lieu of said salary the Police Judge shall not be entitled to the Court Costs in any suit brought in the Police Court of the City of Alliance, Nebraska, but shall turn over to the City of Alliance all Costs so collected in said Court.

Section 3. This ordinance shall repeal any part of any ordinance in conflict herewith, and shall be in effect from and after its passage, approval and publication according to law.

Passed and approved this 25th day of May, 1915.

Passed 1st reading May 25, 1915.

Passed 2nd reading May 25, 1915.

Passed 3rd reading May 25, 1915.

PENROSE E. ROMIG, Mayor.

Attest: CARTER CALDER, Clerk. (SEAL) 25-21-611-5598

ORDINANCE NO. 208

An ordinance to annex certain adjacent territory to the corporate limits of the City of Alliance, Nebraska.

WHEREAS, The Box Butte Fair Association is the owner and inhabitant of the territory hereinafter described, and has filed their petition with the City Clerk of Alliance, Box Butte County, Nebraska, praying that said territory be annexed to the corporate limits of Alliance, Nebraska, to-wit:

Block One to Twelve, inclusive, Block One;

Block Two;

Block Three to Twelve, inclusive, Block Three;

Block Four;

Block Five, and

Block Six, Fairview Addition to Alliance, Box Butte County, Nebraska, and the streets and alleys adjacent thereto according to the recorded plat thereof, said land above described being adjacent and contiguous to the corporate limits of said City;

THEREFORE, Be it ordained by the Mayor and Council of Alliance, Nebraska, that: Section 1. That the above territory be and the same hereby is annexed to and made a part of the corporate limits of the City of Alliance, Nebraska.

Section 2. This ordinance shall take effect and be in force from and after its passage, approval and publication.

Passed 1st reading May 25, 1915.

Passed 2nd reading May 25, 1915.

Passed 3rd reading May 25, 1915.

Passed and approved this 25th day of May, 1915.

PENROSE E. ROMIG, Mayor.

Attest: CARTER CALDER, Clerk. (SEAL) 25-21-610-5597

IN THE DISTRICT COURT

Of the United States for the District of Nebraska, Chadron Division

In the Matter of Daniel J. Foley, Bankrupt.

Case No. 32, In Bankruptcy, Voluntary Petition.

PUBLICATION NOTICE TO CREDITORS OF BANKRUPT'S APPLICATION FOR DISCHARGE.

At Chadron, Dawes County, Nebraska, in said District, before Frederick A. Crites, Referee in Bankruptcy, May 25th, 1915.

Notice is hereby given to the creditors of the above named bankruptcy estate that on the 6th day of January, A. D., 1915, the said John F. Foley was duly adjudicated a Bankrupt, and on the 29th day of April, 1915, said bankrupt filed his petition for discharge. It is hereby ordered that the 29th day of June, 1915, be, and the same is, hereby fixed as the date on or before which all creditors of and all other persons interested in said estate, and in the discharge in bankruptcy of said bankrupt, shall, if they desire to oppose the same, file in my office at Chadron, Dawes County, Nebraska, in said District, their appearance in writing in opposition to the granting of said discharge, and also within ten days thereafter file in my said office specifications of the grounds for said opposition.

WITNESS my hand this 25th day of May, A. D., 1915.

FREDERICK A. CRITES, Referee in Bankruptcy.

25-11-608-5592

Serial No. 014243.

Notice for Publication

Department of the Interior, U. S. Land Office at Alliance, Nebraska, May 20, 1915.

Notice is hereby given that Earl Austin Albright, of Lulu, Nebraska, who, on December 14, 1911, made Homestead Entry, Serial No. 014243, for Lots 2, 3, 4; E 1/2 NW 1/4; E 1/2 SW 1/4 and the E 1/2 of Section 19, Township 27 North of Range 44 West of the Sixth Principal Meridian, has filed notice of intention to make Final Three Year Proof, to establish claim to the land above described, before Register and Receiver, United States Land Office, at Alliance, Nebraska, on the 23rd day of July, 1915.

Claimant names as witnesses: I. S. Perkins, of Schill, Nebraska; Frank Johnson, of Lakeside, Nebraska; C. L. Baggs, of Lakeside, Nebraska; William Albright, of Lulu, Nebraska.

T. J. O'KEEFE, Register.

25-71-607-5591

estate that on the 5th day of January, A. D., 1915, the said Daniel J. Foley was duly adjudicated a Bankrupt, and on the 29th day of April, 1915, said bankrupt filed his petition for discharge. It is hereby ordered that the 29th day of June, 1915, be, and the same is, hereby fixed as the date on or before which all creditors of and all other persons interested in said estate, and in the discharge in bankruptcy of said bankrupt, shall, if they desire to oppose the same, file in my office at Chadron, Dawes County, Nebraska, in said District, their appearance in writing in opposition to the granting of said discharge, and also within ten days thereafter file in my said office specifications of the grounds for said opposition.

WITNESS my hand this 25th day of May, A. D., 1915.

FREDERICK A. CRITES, Referee in Bankruptcy.

25-11-608-5593

IN THE DISTRICT COURT

Of the United States for the District of Nebraska, Chadron Division

In the Matter of John F. Foley, Bankrupt.

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WITNESS my hand this 25th day of May, A. D., 1915.

FREDERICK A. CRITES, Referee in Bankruptcy.

25-11-608-5593