

United States Land Office, Alliance, Nebr.
T. J. O'KEEFE, Register.
J. C. MORROW, Receiver.

The Alliance Herald is an official newspaper for the publication of land office notices. Legal rates are charged for these notices, as follows:

Final proof notice, payable in advance \$7.00
 Isolated tract notice, payable in advance \$9.00

Land office application blanks for final proofs are kept at The Herald office and will be made out without extra charge. We are pleased to furnish information for Herald readers on land office matters, with the exception of legal advice. There are a number of able attorneys advertising in The Herald's columns who should be consulted on legal business pertaining to the land office. For information call at The Herald office or write,

Information Department,
 The Alliance Herald,
 Alliance, Nebraska

NOTICE TO CREDITORS
 In the Matter of the Estate of Ferdinand Basting, Deceased.
 In County Court for Box Butte County, Nebraska.

Notice to all persons interested in said estate is hereby given that Samuel B. Otto, executor of said estate, will meet the creditors of said estate at the County Court Room in the city of Alliance in said county on the 8th day of April, A. D. 1917, at 9 o'clock a. m. for the purpose of the hearing adjustment and allowance of claims against said estate. All persons having claims or demands against said estate must file the same in said court on or before the 11th day of February, A. D. 1917, or said claims will be forever barred.

Dated August 9, 1916.

L. A. BERRY,
 County Judge.
 37-41-761-7330

LEGAL NOTICE
 In the Matter of the Estate of Patrick Collins, deceased, in the County Court of Box Butte County, Nebraska.

The State of Nebraska, ss.
 Creditors of said estate will take notice that the time limited for presentation and filing of claims against said estate is March 30, 1917, and the payment of debts is August 4th, 1917; that I will sit at the County Court room in said County on September 21st, 1916, at 2 P. M. and on March 30, 1917, at 2 P. M. to receive, examine, hear, allow, or adjust all claims and objections duly filed.

Dated August 15, 1916.

L. A. BERRY,
 County Judge.
 Burton & Reddish, Attorneys.
 37-51-763-7553

NOTICE OF PETITION
 In the Matter of the Estate of Andrew J. Donaldson, deceased.
 In the County Court of Box Butte County, Nebraska.

The State of Nebraska, to all persons interested in said estate, creditors and heirs, take notice that John W. Donaldson has filed his petition alleging that Andrew J. Donaldson died intestate in the County of Wayne and State of Iowa on the 25th day of January, 1902, being a resident of said County, and seized in fee simple of the following described real-estate, to-wit: The SE 1/4 of Section 31, Township 24 N. of Range 52 W. of the 6th P. M., Box Butte County, Nebraska; leaving as his sole and only heirs the following named persons, to-wit: John W. Donaldson, a son and petitioner herein, Josh Donaldson, a son, George Donaldson, a son, Minnie F. Mortag, a daughter, and Sarah Bunnell, a daughter, and that said persons are the sole and only heirs of said deceased; that all debts of said deceased and his estate are fully paid and that no administration of his estate and no application for appointment of an administrator thereof has been had or made within Nebraska by any person whatsoever. Said petition prays for a decree to be entered here in finding that said decedent died intestate, fixing time of the death of the deceased; finding that no application for administration of said estate has been made and that the estate has not been administered in the State of Nebraska; that more than two years have elapsed since the death of said decedent, and that all debts against said estate have been paid, that the Court may determine who are the heirs at law of said deceased, their degree of kinship and the right of descent to the real property of which said decedent died seized, above described, and that the hearing upon said petition has been set for the 20th day of September, A. D. 1916, at 10 o'clock A. M.

Dated August 19th, 1916.

L. A. BERRY,
 County Judge.
 Burton & Reddish, Attorneys.
 38-41-767-7554

NOTICE OF SUIT AND ATTACHMENT
 Charles E. Maynard will take notice that on the 18th day of August, 1916, L. F. Hulen filed his petition in the County Court of Box Butte County, Nebraska, against said defendant, the obligation and prayer of which is to recover a judgment of \$265.11, interest and costs for money due on one promissory note delivered to W. W. Norton on May 20, 1916, and assigned to plaintiff, in sum of \$117.30, on promissory note delivered to W. J. Root on April 14, 1916, and assigned to plaintiff, in the sum of \$80.00 and on account contracted with The Herald Publishing Company of Alliance, Nebraska, and assigned to plaintiff, in the sum of \$62.18, and with said petition an affidavit to obtain an attachment against the money and property of said defendant. Said attachment

has been made upon a piano and household furniture and effects, and said suit is now pending. Said cause has been continued until October 2, 1916. Said defendant is required to answer said petition on or before October 2, 1916, and upon failure so to do judgment will be rendered against him and the property and money so attached will be used to apply on said judgment.

L. F. HULEN, Plaintiff.
 Burton & Reddish, Attorneys.
 38-51-768-7553

NOTICE OF PUBLICATION
 Department of the Interior, U. S. Land Office at Alliance, Nebraska, August 21, 1916.

Notice is hereby given that John J. Keenen, of Alliance, Nebraska, who, on March 27, 1913, made Homestead Entry, No. 015824, for Lots 6, 7, 8 and 9, Section 7, Lot 3, Section 8, and N 1/2 Section 17, Township 23 North, Range 47 West, 6th Principal Meridian, has filed notice of intention to make Final Three-year Proof, to establish claim to the land above described, before the Register and Receiver, U. S. Land Office, at Alliance, Nebraska, on the 27th day of September, 1916.

Claimant names as witnesses:
 James Cobby, William Bignell, Joseph Bignell and Charles Soth, all of Alliance, Nebraska.

T. J. O'KEEFE, Register.
 37-61-762-7517

ORDER OF HEARING
 State of Nebraska, ss.
 Box Butte County, ss.
 IN THE COUNTY COURT

In the Matter of the Estate of Charles M. Lotsepch.

On reading and filing the petition of Isetta B. Lotsepch, praying a final settlement and allowance of her administratrix account, filed on the 26th day of August, 1916, and for distribution of the residue of the estate.

Ordered, That September 20, A. D. 1916, at 10 o'clock A. M., is assigned for hearing said petition, when all persons interested in said matter may appear at a County Court to be held in and for said County, and show cause why the prayer of petitioner should not be granted; and that notice of the pendency of said petition, and the hearing thereof, be given to all persons interested in said matter by publishing a copy of this order in the Alliance Herald, a weekly newspaper printed in said County, for three successive weeks, prior to said day of hearing.

Dated August 26, 1916.

L. A. BERRY,
 County Judge.
 39-41-768-7552

ORDINANCE NO. 225
 An Ordinance Creating Improvement District Number 10 within the City of Alliance, Box Butte County, Nebraska.

Be it ordained by the mayor and council of the City of Alliance, Box Butte County, Nebraska:

Section 1. That the following Street Improvement District be, and the same is, hereby created within the City of Alliance, Box Butte County, Nebraska:

Street Improvement District No. 10
 Lots 1 to 12 inclusive, Block 9, Lots 7 to 18 inclusive, Block 10, Lots 10 to 21 inclusive, Block 15, Lots 1 to 12, Block 16, Lots 1 to 12, inclusive, Block 21, Lots 7 to 18 inclusive, Block 22, Lots 7 to 17 inclusive, Block 27 and Lots 1 to 11 inclusive, Block 28, all within the original town of Alliance, Box Butte County, Nebraska.

Section 2. This ordinance shall be in effect from and after its passage, approval and publication according to law.

Passed and approved this 12th day of September, 1916.

Passed first reading September 12, 1916.
 Passed second reading September 12, 1916.
 Passed third reading September 12, 1916.

PENROSE E. ROMIG, Mayor.
 Attest: Carter Calder, City Clerk.
 (SEAL) 41-21-771-7518

NEBRASKA CAPITOL IS IN DANGEROUS STATE

Engineer Does not Believe it Will Fall Soon but Others are Skeptical

State Engineer George E. Johnson and Assistant Engineer Steckelberg made another examination of the defective east wing of the state house as a result of alarming rumors of the safety of the wing.

Measurements were made because of the report that a window glass in Adjutant General Hall's office on the third floor of the defective wing had been broken sometime between Saturday and Monday morning, presumably by the further settling of the foundation and walls.

Owen P. Stewart, assistant state superintendent, added to the alarm by saying he distinctly felt the building tremble at half past seven when he was at work in the state superintendent's office. He went outside and examined the cracked foundation near the window where he works and it was his opinion that fresh cracks were plainly apparent. He said the building shook as if disturbed by a shock from an earthquake.

Engineer Johnson first examined the broken window in the office of the adjutant general. It is about fifteen feet from where the wall cracked several years ago when the building settled. The window sash he found to be loose with no apparent strain upon it. No cracks in the wall either outside or inside were found near the window. The heavy glass in the upper sash was split from top to bottom in the form of a pyramid, with the apex at the top of the sash. This pyramid was pushed outward at the top about two inches from the remainder of the glass. The break by some is believed to be the result of a sharp blow rather than from a settling of the building.

Engineer Johnson used a transit in taking elevations and found no additional settlement of the east wing walls since measurements made by himself and Assistant Engineer Steckelberg a few weeks ago. He found no evidence that the broken window was caused by a recent sinking of the walls. He will make further measurements to ascertain whether the south wall of the defective wing leans outward more than it did when he made a recent examination.

At that time the joist in the ceiling of representative hall projected over the top of the wall only four inches whereas they originally projected one foot over the top of the wall. Mr. Johnson said at that time there was no immediate danger of the wall leaning outward enough to cause it to fall, but said the danger was that the joist in the ceiling might slip off the top of the wall. This might carry the ceiling and floor of the hall to the floor of the first story. Mr. Johnson advised the state officers and a legislative committee there was no danger of the walls falling for several years, but he said he would make examinations from time to time prior to the meeting of the legislature next January so that the state board and committee of legislators appointed by Governor Morehead will be in a position to advise the legislature as to the exact condition of the building when the legislature convenes.

STOCKMEN ASK FOR U. S. PROBE PRICE

Growers Gather to Ask for Federal Investigation of Conditions in the Country

Denver, Sept. 15.—Better prices for the grower and lower prices to the consumer were the two chief matters under discussion at the session of the National Livestock association being held here. Attending executive and market committees of the National Livestock association, and Louis D. Hall, special representative of the United States department of agriculture.

Others who attended the hearing included Dwight B. Heard of Phoenix, president of the National association; Walter L. Fisher, former secretary of the interior, now general counsel for the market committee; E. L. Burke of Omaha, vice president of the market committee; I. T. Pryor of San Antonio, Gov. J. B. Kendrick of Wyoming, Edward Laster of Amarillo, M. K. Parsons of Utah and Edward Laster of Texas.

"We want to bring about a condition by which the cattle grower can afford to remain in the business and produce meat at a price at which the consumer can afford to buy," Mr. Heard said. "The cattle grower is not making money now, yet the packer is making enormous profits and the consumer is paying an unprecedented price for meat."

"We want an investigation by the federal trade commission of livestock marketing. It is not only the settled plan of the stockgrowers but the general public is determined to have remedies applied for violent price fluctuations. Only the stockyards packing house interests have ever questioned the propriety of such a movement."

The market committee consists of H. A. Jastro, Bakersfield, Calif.; E. L. Burke, Omaha; A. E. deRiegles, Denver; Gov. J. B. Kendrick, Wyo., and I. T. Pryor, San Antonio.

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LANDS OPEN TO ENTRY

Upon the recommendation of Secretaries Lane and Houston, the president has signed an executive order excluding about 140,564 acres from the Monterey National forest, California, and providing for the restoration to the public domain of the withdrawn public lands therein to settlement in advance of entry. About 109,640 acres in such areas are vacant and will be subject to settlement only under the homestead laws from 9 o'clock a. m. November 7, until including December 4, 1916, and thereafter to disposition under any public land law applicable thereto.

The excluded lands constitute that portion of the National Forest formerly known as the San Benito reserve, and are in San Benito, Monterey, and Fresno counties, and it is reported that they are chiefly valuable for grazing and portions thereof, in scattered tracts, have some agricultural value. For detailed information communications should be addressed to the registers and receivers of the United States land offices at Ysalia and San Francisco, Calif.

DOUGLAS CO. CORONER FIGHTS FOR OFFICE

Crosby goes into supreme court in effort to prove new law is invalid

Will the office of coroner be abolished and the duties of the office wished on the county attorneys throughout the state?

Is the amendment passed by the last Nebraska legislature in keeping with the law when it wipes out the coroners position?

These questions were threshed out before the supreme court at Lincoln Tuesday morning when the appealed mandamus case of Coroner Crosby of Douglas county against Election Commissioner Moorhead on mandamus proceedings demanding that Crosby's name be placed on the ballot, was argued. Deputy County Attorney Abbott of Omaha conducted the case for the state, while attorney R. M. Switzer appeared for the coroner.

Application for a writ of mandamus was refused when the case was tried before Judge Day in District court.

"The state constitution requires that when an act is amended the specific statutes and provisions to be amended must be specified. The amendment passed by the legislature in 1915 is faulty in this respect and when the case is argued before the supreme court we will claim the act not properly amended and therefore ineffective," said Attorney Switzer. Deputy County Attorney Abbott said:

"The contention of the county is that this law is not intended to amend the other laws now in force in regard to county attorneys and coroners, but is merely adding some duties already prescribed by statute to the county attorney; that the law is a new and complete piece of legislation. Coroner Crosby contends that the new law is amendatory and therefore unconstitutional, because it does not mention the sections of the statute which it intends to repeal. That, however, is not necessary where the act is complete in itself and the controversy is over the question as to whether or not the new statute is amendatory or a complete act."

"The county attorney also argues that the duties of the county attorney and county coroner are not incompatible, and therefore the law is not void for that reason. The county attorney has already won the case on these points in the district court."

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