

ROAD REFUSES

By M. & O.

The Minneapolis & Omaha railroad

served notice, Thursday, with the

state railway commission that it

would not build an underground pas-

farm near Wausa, until the supreme

court says it must. The appeal is

that when the commission, four years

ago, turned down a similar applica-

tion of Holmberg, that settled the

matter for all time, and that the

question cannot be again raised.

The commission found that condi-

tions had been changed since then

and that the necessity now exists

for relief in the interest of safety

and convenience. The order provided

that the road should pay \$1,150 of

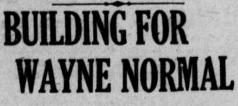
TEACHER FINDS

the \$1.600 cost.

WANT EPPLEY TO | GIRL'S CHARGES | NEEDLE TAKEN **BUILD A HOTEL** TO BE PROBED Lincoln, Neb., Business Men

Appeal To Him For A New Hostlery

Lincoln, Neb., June _, (Special)-E. C. Eppley, Sloux City hotel magnate, who is spending half a million in rebuilding the city's biggest and finest hotel, the Lincoln, has been petitioned by a group of business men owning properties on P street to proceed at once to the erection of a hotel on the old Capital hotel site at Eleventh and P streets, which he owns. This has precipitated a hotel location fight, as property owners in the neighborhood of Thirteenth and O and N streets are raising a \$100,000 fund to buy a site upon which an eastern hotel company has offered to build a \$1,000,000 hotel.



State Board Authorizes President Conn To Prepare **Plans For Structure**

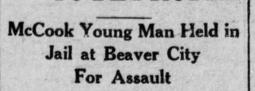
Lincoln, Neb., June . (Special)-The State Normal board, in session Monday, at the capitol, authorized President U. S. Conn, of the Wayne State Normal school, to proceed with the preparation of plans for a new training school to cost \$140.000.

Mr. Conn reported that Professor Huntemer, a member of the faculty, would prepare plans and specifications and serve as superintendent of construction if he could be relieved of teaching service during the construction period.

It is the plan of the board to start the work by day labor and later, if deemed necessary, the superstructure can be let to a contractor. The building is to be 56x 156 feet, three stories high with a basement, and fireproof.

BLOOMFIELD, NEB., SCHOOLS GRADUATE CLASS OF 25

Bloomfield, Neb., June (Special) -Graduation exercises were held at the opera house, Friday evening, for the class of 1925 of the Bloomfield high school. There were 25 graduates who received their diplomas, one from the local high school. The com-



Beaver City, Neb., June _ ((Special)-Charging that she was knocked from his automobile by a man who first forced her to register at a hotel with him. Ethel Ruby alias Ruth Adams, of McCook, 19 years old, was found lying unconscious by the roadside two miles east of Arapahoe at 5:30 a.m. John Fahrenbruch, Jr., of McCook was later arrested and brought to the jail here. He is charged with assault to do great bodily injury. He denies the girl's charges. She claims she left McCook with him to go to a dance near that place. Instead, she says they drove to Cambridge, where he forced her to register with him at a hotel. Later she says she escaped from him and ran to the street. He overtook her, she charges, and promised to return her to McCook, if she would keep still. She promised, but he again tried to force her into hotels at two different towns, she says.

WIDE INTEREST IN TWO SUITS Wheat Growers' Contract Is

Attacked By Attorneys As Friends Of Court

Lincoln, Neb., June _ (Special)-Two big lawsuits in which farmers generally are interested are set for argument in supreme court, Friday of this week. One of these is a test case to determine if the contracts now outstanding, which bind the signers to deliver all of their wheat for a period of five years to the Nebraska Wheat Growers' association. is binding and enforceable. The penalty for violation is liquidated damages at the rate of 25 cents a bushel for all wheat marketed through other agencies.

Fearful that the lawsuit was too friendly to insure a real debate over the law applicable, attorneys representing farmers who want to back out of the contracts have filed briefs as friends of the court. The principal weapon of attack is that a farmers' buying pool is just as much against the law as a pool formed by grain dealers. The other lawsuit is from Sheridan county, and involves the question of whether, in the event that an injunction suit is brought to prevent a county board giving financial aid to a regularly organized farm bureau. the latter must suspend operations and not run up bills in the expectation of making the county pay them if the bureau wins the legal battle. The Sheridan county board had its hands tied by an injunction suit that went to the supreme court, and meanwhile the bureau went on functioning on borrowed money. Now the county objects to paying this money to the bureau to clear off its borrowings.

Winside, Neb., Man Had Carried Trouble-Maker for **Twenty-Seven Years**

FROM HIS HIP

Winside, Neb., June - (Special)-Twenty-seven years ago Dr. J. G. Neely underwent a surgical operation on his hip. The surgeon broke his surgical needle and lost part of it. Dr. Neely has been troubled for years with that hip and limb, going part of the time on crutches. Last Friday by the aid of the X-ray and fluoroscope at Norfolk, the needle was located and removed.



Court Action Taken After 10 Years To Settle Estate

At Alliance, Neb.

Alliance, Neb., June _ (Special)-Bertha Megehe Wheeler has been declared legally dead in probate court here.

The action was necessary to close the estate of the late Sarah A. Smith. who died 10 years ago, leaving a legacy to Miss Wheeler of \$416. The other heirs petitioned Judge Tash to declare her dead and distribute the \$416 among them. Mrs. Wheeler was given until June 1 to appear in cour: or be pronounced legally dead.

A similar case is on record here and requires only legal action to close it The late George Olson died some time agc, leaving \$1,100 to one of his sons, who has not been heard from iv more than 12 years. When the estate was probated, Judge Tash ordered the money invested in Liberty bonds and the inheritance still stands At the time of the father's death, the young man had been missing but seven years.

BOY IS FINED FOR

KILLING SONG BIRDS Alliance, Neb., June (Special)-

A local lad caught with dead songbirds in his possession was brought into court and his father fined \$12.50 and costs. The statutes provide a fine of \$100, but Judge Tash decided to mitigate the first fine. Several boys have been seen killing birds with rifles recently. The tree claims near town are littered with dead



Madison, Neb., June . (Special)-Funeral services for Nebraska tornado victims will be held today. While these arrangements are going on the work of clearing way the debris and sageway for August Holmberg, on his the burning of dead live stock continues. Wednesday night the tornado scene was visited by a heavy rain bottomed largely on the proposition which held back some of the sightseers who have been congesting the neighborhood.

Ervin Bryant Scheer, 9 years old, who was seriously injured when the tornado struck is expected to recover. This is the information given out at the Norfolk hospital where the lad is under medical attention. Ervin was playing in the front yard of his home when the tornado made its visit. His mother, who was killed when the house was blown over, had called to the boy and her daughter, Opal, to come in the house.

The little girl, who miraculously escaped fatal injuries, is a cripple. She is forced to wear a brace on her right knee. This brace was twisted and torn from her knee by the force of the storm. She was carried about 200 feet by the wind and left on some plowed ground. A few scratches and bruises were only injuries sustained by this 12-year-old child.

IN FIGHT WITH **WHEAT GROWERS**

Nebraska Supreme Court **Hears Arguments For And Against Concern**

Lincoln, Neb., June . (Special)-Three groups of attorneys presented to the supreme court today their views as to the two major legal propositions included in the case brought by the Nebraska Wheat Growers association to establish the validity of its exclusive marketing contracts with several thousand Nebraska farmers. The action is to recover 25 cents a bushel penalty from Charles Norquest, a York county farmer, who old to another de

ceedings Started Lincoln, Neb., June (Special)-Nobody has complained formally against the sale in Nebraska of stock of the Chicago Grain Marketing company, says Chief Craig of the state bureau of securities which issued a permit some time ago. Until the matter is taken into court or a hearing held by the governor on a formal complaint, there will be no interference.

ARE REGISTERED

Grain Company May Sell

Stock If No Legal Pro-

H. L. Keefe, of Walthill, president of the company, says that the reports so far indicate that the chief opposition in the state comes from Nels P. Updike, owner of a number of line elevators in the state, and J. W. Shorthill, head of a group of co-operative elevators owned by local farmer groups.

Before any complaint will be recognized as valid it must be made under oath and it must allege that fraud and misrepresentation was practiced in securing the permit before an order of revocation can be made, after hearing. The permit allows the company to sell \$500,000 of preferred stock at \$25 a share and 50,000 shares of voting or membership stock at \$1 each.



State Sheriff Says Gage County Man Harbored Rob-

bers After Doing Job

Lincoln, Neb., June . (Special)-State Sheriff Condit is making arcangements to cause the arrest of George Heyen, a Gage county farmer who admits having harbored Brown, Brennn and Erickson, the three bank robbers, two of whom recently pleaded guilty and got long terms in Kansas.

Brown and Brennan told the sheriff that they had stayed there eight days with Heyen, who was an old friend of Brennan, that they arrived there two days before the robbery, took refuge there after it and stayed in niding for five more days. They said they paid Heyen \$50 for saying nothing about it, after Brown had told him, two days after the robbery, that they had pulled it off. Heyen at first denied that the men were there, but later admitted it. He denied taking any money. Heyen said that he and his wife talked the matter over and decided that Brown might take vengeance on them if they told. He says that the men paid him \$60 for board while they were there. The sheriff also dug up the fact that Floyd King, another youth in the neighborhood, had been asked to join the gang, and was told that he could clean up a thousand dollars very easily.



was given in Nebraska, has discovered

that she is not an American citizen.

former pupils to her old home in Eng-

land for a year, beginning this sum-

mer, discovered that she is a British

subject when she wrote to Lancaster

county in February asking for a copy

of her father's naturalization papers.

It was found that he was never nat-

The matter has been taken up with

the district director of naturalization

in St. Louis, seeking to have her de-

clared a citizen at once, Miss Hearn

may have to take her gift trip to

Europe as a British subject, unless

the district court declares her a cit-

Aliens for several years past have

been prohibited by state law from

uralized.

izen now.

Miss Hearn, who is being sent by

SHE IS ALIEN

mencement address was given by Dr. John Harlan Andress, pastor of the First Congregational church, at Sioux City.

AMATEUR BANDIT MAKES A COMPLETE CONFESSION

Lincoln, Neb., June (Special)-Carl A. Erickson, Dodge county farmer boy, arrested Sunday at Uehling on a charge of participating with Wayne Breinan and John Brown in three bank robberies in Nebraska, was brought to Lincoln late Sunday night by State Sheriff Condit, and early Monday, in the presence of the state sheriff, a number of Lancaster officers and newspaper men made a complete confession of his part in the robberies, and indicated a willingness to plead guilty when his case comes up in court.

Erickson said he was an amateur in robberles. He got his start, he said, when, in company with Brennan he held up a filling station at Fremont. Brennan, after that exploit pronounced him of sufficient nerve to undertake bigger things. And, in company with Brennan and Brown, he soon launched into bank robbing.

Brennan and Brown are under long term sentences in the state penitentiary of Kansas for robbing the bank of Kanorado, Kan.

ANOTHER REPRIEVE SEEMS ASSURED TO SIMMONS

Lincoln, Neb., June (Special)-Another reprieve for Walter Ray Simmons is inevitable, even if the board of pardons and paroles denies the request of his attorney for a rehearing. The reprieve now in operation expires June 9, and it is regarded as impossible for the board to reach a decision in the matter before that time, at least not long enough ahead to insure that an executioner can be brought here from the east.

The board members are making a close study of the record in order to make their decision final in the matter. It is not expected that a finding will be made until the meeting of the board June 9.

Simmons has maintained his confidence in favorable action, and insists that while he was mixed up with a bootlegging gang that did not regard human life dearly, he did not kill Pahl.

CAPTOR OF TWO BANK BANDITS VISITS PARENTS

Bloomfield, Neb., June (Special) -H. D. Fisk, of Sharon Springs, Kan., is here for a visit with his parents, Mr. and Mrs. H. I. Fisk. Mr. Fisk was one of the two men who ran down and captured the two desperadoes who robbed the First National bank at Kanorado, Kan., May 12.

WEST POINT STUDENTS WIN ESSAY PRIZES

West Point, Neb., June _ (Special)-West Point, and especially Guardian Angel school, is proud of its students, as word has been received that the essays submitted in the contest on "The Constitution and the Courts" were awarded district prizes. The following young people won prizes in the county contest: Misses Bernadine Hunker, Beata Schmitt, and Anne Wolken of Guardian Angel high school, and Miss Johanna Kolimorgen, of West Point high school.

THAT GRAVE AT NIOBRARA. NEB., WAS NOT FORGOTTEN

Niobrara, Neb., June ; (Special) -While a federal court in Minneapolis was trying to discover whether Arthur Frazier, Sioux Indian youth died on the battlefields of France or if, shell shocked he returned to this country to wander unknown until found by his parents in Oklahoma, a grave which bears his name in the Niobrara cemetery was not forgotten Memorial day. Relatives of Frazier here have always cared for the grave. Since it was disturbed last year for the exhumation of the body in the probe of the Lopez-Frazier identity, the mound has been replanted with flowers.

FORTY-TWO COYOTE

CUBS ARE KILLED Pierce, Neb., June . (Special)-Forty-two ccyotes have been capturned in the last few weeks, by Pierce county farmers who took the scalps to the county clerk's office for bounties. Several big wolf drives had been conducted without results and it was thought that the wolves were quite well wiped out.

COUNTY BOARD HAS

RIGHT TO FILL VACANCY Lincoln, Neb., June (Special)-Attorney General Spillman told a group of Cuming county officials who called on him for information that the county board has full power to fill the vacancy now existing in the office of county judge until such time as a general election is held. Louis Dewald, the county judge, died two weeks ago, and nobody could find any provision as to how vacancies could be filled. County judges serve four years, under the new constitution. The attorney general was of the opinion that in the absence of a special provision relating to county judges. the general law relating to the filling of vacancies could be invoked. G H. A. McDonald, of Wisner, and W.

H. Horstic and J. F. Kaup, of West Point are being pushed for the selection.

RANDOLPH, NEB., GIRL WINS FIRST IN ESSAY CONTEST

Miss Dorothy Abts, senior in St. Francis high school here, won tho first prize in the state essay contest on "The Constitution In Its Making," conducted in all high schools of the state by the Knights of Columbus. The prize was \$75 in gold. Professor Aylsworth, of the political science department of the state university; Professor Virtue, of the university department of economics, and Dean Seavey, of the law college of the state university, were judges. | taking.

songbirds, it is said. public or private. NORFOLK IS EXPERIENCING

BIG BUILDING BOOM

Norfolk, Neb., June (Special)-A building boom is on in Norfolk. The Bishop block, which was recently destroyed by fire, is being rebuilt and is being replaced by a two-story brick building which will have half a dozen store rooms on the main floor and office rooms on the second floor. A new brick building is going up on property opposite the federal building. The Glissman building, which was destroyed by fire some time ago, is being replaced by a new two-story modern building which will be occupied by the Norfolk Shoe company.

WOMAN CONVICTED IN TRIANGLE TRAGEDY APPEALS

Lincoln, Neb., June (Special)-Mrs. Arvest' Northey, 45 years old. widow, who was convicted in Custer county of having conspired with Frank Bruner, foreman for the Burlington road at Sargent, in getting his wife out of the way so that they might wed, has filed an appeal in supreme court. She says that the information was faulty, that the trial judge did not treat her fairly in his instructions, that the evidence did not justify the verdict and that the county attorney was guilty of misconduct in telling the jury that the people at Sargent were looking to it to see that she was convicted. She also asks that she be allowed to remain in the Custer county jail and not be sent to the state penitentiary until her appeal is heard.

Mrs. Bruner died after being fed bichloride of mercury tablets by her husband, who said Mrs. Northey gave them to him for that purpose. Bruner admitted his guilt and got a life sentence.

COYNE WOULD LEAVE

FIELD OPEN TO MISS PYLE Fort Pierre, S. D., June - C. E. Coyne, secretary of state, announces through his weekly newspaper here, the Fort Pierre Times, that he will not be a candidate for secretary of state in next year's election if Miss Gladys Pyle, present assistant secretary of state, becomes a candidate for the office.

"Should Miss Pyle consent to become a candidate for secretary of state," says Mr. Coyne in an editorial, "we shall be glad to offer our support.' About Miss Pyle, the editorial states: "Her record is good, her personality pleasing and her friends legion. What more cculd be asked?"

CCOD RAINFALL HAD IN HURON TERRITORY

Huron, S. D., June (Special)-Beginning at 10 o'clock Tuesday morning a steady rain fell throughout the day. The wetting is just what farmers declare was needed.

HURON MAN MYSTEROUSLY MISSING FROM HOME

Huron, S. D., June . (Special)-Sheriff A. J. Larsen has instituted a search for Clarence A. Westover, 49 years old, who disappeared, Friday afternoon, after kissing his wife goodbye at noon as was his usual way. He operated a blacksmith shop here. Police believe a foul play may have entered into the man's disappearance. His wife declares he had hat, no trouble with her or other members of the family and she knows of no reason for his mysterious leave

teaching in the Nebraska schools

GOES ON HONEYMOON

WITH HANDCUFFS ON Falls City, Neb., May - -Manacled like a prisoner, Dr. R. W. Hixson, local national guard captain, left here on his honeymoon. He and his bride are on their way to Kansas City. If Dr. Hixson fails to reach a locksmith before he gets into Kansas City, he will in all probability have difficulty explaining the handcuffs on his wrists to Kansas City police. Dr. Hixson tried to keep his marriage to Miss Glenna Griffin of this city a secret. Soon after the ceremony, however, a band of his friends surrounded the couple, handcuffed Hixson and threw the key away.

ANNUAL BANQUET OF

HIGH SCHOOL HELD Winside, Neb., May - (Special)-The annual high school banquet was held in the dining room of the.M. E. church Thursday night. Covers were laid for 42. The following officers were elected: president, Will Wylle; vice president, Irene Iverson; secretary and treasurer, Dorothea Rew; historian, Marie Pryor; decorator, Mabel Lewis.

LIVESTOCK EXCHANGE

HAS MEMBERSHIP MUDDLE Lincoln, Neb., May - (Special)-The right of the Omaha Live Stock Exchange to cancel a membership by the person holding it, even though he be but the employe of the real purchaser of the membership, is defended in a voluminous brief filed with the state supreme court, where John Clay & Co. ask a mandamus to compel the transference of the membership to a member of the firm.

They had taken it out in the name of L. C. McAdams, but the latter was expelled for conduct in violation of the rules and his firm fined \$100. The board of directors ordered the membership, for which Clay & Co. had paid \$2,600, cancelled. Clay says this cannot be done legally, as the board knew the circumstances of ownership and that when it fined the firm \$100 it made a finding that the sum was merely nominal because none of its members knew what Mc-Adams had been doing.

The exchange bases its defense on two propositions: That membership in a live stock exchange, like membership in a club or society is acquired and held under the rules of the organization, and that the exchange has the right to enforce those rules cannot be defeated by any equitable interest that others may have in the membership. It contends that the board has the duty to preserve the membership as an honor roll of men not only willing to subscribe to, but in daily practice abide by the purposes of the exchange.

WOMEN FORESTERS MEET IN DUBUQUE

(Special)-Dubuque, Ia., May L Business sessions of the state convention of the women's Catholic Order of Foresters were opened Thursday after the delegates attended mass at the Cathedral, at which the sermon was delivered by Bishop Heelan, of Sioux City. Delegates to the national convention will be elected Friday. Among the officials attending is Miss Mary L. Downs of Chicago, high chief ranger.

The attorneys for the association charged that the group of intervenors, who claimed to represent a Furnas county farmer, were really attorneys for the old line elevator men who were charged with having tried to circumvent and cripple the activities of the association from the beginning.

The attack was along two general lines, that being a Kansas cornoration the association was without power to make a legal contract in Nebraska until it had filed a certificate of its incorporation with the secretary of state here, and that as it attempts to fix prices its contracts are void because of the law forbidding price fixing by any person or association.

The attorneys for the association said that the whole matter had been threshed out by the federal supreme court in the Minnesota Grain Growers association case, and that not only is an organization of producers operated without profit not inimical to the public welfare, but that any effort to place an industry like farming on a prosperous basis by insuring reasonable and profitable prices is commendable and helpful to business generally.

FUNERAL HELD FOR LIGHTNING BOLT VICTIM

Royal, Neb., June '--Funeral services were held here Thursday for Lloyd Hansen who was killed by a lightning bolt during the storm here on Tuesday.

BASSETT, NEB., DISTRICT ... IS VISITED BY SEVERE HAIL

Basset Neb., June ' (Special) -One of the most damaging hail storms that this community has ever felt struck here Wednesday night. For 15 minutes the roar of the storm could be heard in the southwest while there was a stiff breeze blowing from the east. The cloud that brought the hail swung around to the north and the hail came from that direction when it struck the town. Considerable damage was done. Practically all gardens were ruined. Window lights were broken, the court house windows suffered greatly as did also the school house and the Methodist church, car tops were ruined and several of the business houses suffered damage to their roofs.

TWO HARTINGTON COUPLES MARRIED AT YANKTON

Hartington, Neb., June (Special) -Four Hartington young people were parties to a double wedding at Yankton, S. D., last Monday, the ceremony being performed by Rev. Mr. Lindeman. The young people are Frank Jelnek and Lilly Wintersinger and Isaac Haltom and Mary Blackney. The young women have been teachers in Cedar county schools.

MASS MEETING TO SETTLE LIGHT QUESTION

Bloomfield, Neb., June (Spe cial)-At the last regular meeting of the city council, it was voted to hold an adjourned session on Tuesday evening, June 9, and that members of the Commercial club and citizens ia general be invited to this meeting, the purpose of which is to decide upon a definite plan of action in regard to the installation of a municipal light and power plant, the city having voted a \$50,000 bond issue for that purpose on May 26 by a vote of 486 to 66.

SHERIFF HAD WAY OF HIS OWN TO COLLECT

Sidney, Neb., June (Special)-A tale of how one sheriff collected his bill in the 80's was related here recently by J. W. Harper, one of the county commissioners at the time, and a pioneer of this part of the state.

Charles Trognitz, the officer, presented a bill to the board which they refused to allow. One day the board asked the sheriff to accompany them to the county jail to inspect it. There was no sewage system then and the place was somewhat neglected.

Opening the door, with a huge key, Trognitz stepped aside, and invited the board to enter. Instead of following them, he shut the door and locked the commissioners in. When they asked him for an explanation, he said, "Now, gentlemen, will you pay my bill?"

He then walked away and when he returned some time later, they declared they willing to do anything he wished.

Harper says Trognitz had no trouble in collecting bills, after that

STILL CONSIDERING THE SIMMONS APPEAL

Lincoln, Neb., June (Special) - Governor McMullen was busy, Wednesday, trying to dispose of several pressing questions. He stopped in the midst of a meeting of the board of pardons to announce that the board is still considering the request of Walter Simmons for a rehearing on an application for commutation of his death sentence. At-

torney General Spillman and Secre-

tary of State Pool, members of the board, were present. Judge E. P. Holmes, attorney for the prisoner, and County Attorney Matson, who assisted in the conviction of Simmons, were present for the first time to go over the voluminous record with the board. Simmons' reprieve expires June 9, but will probably be renewed for another 30 days, regardless of whether the board refuses to grant a rehearing.

HIGH WINDS PREVENT GOOD BASS CATCHES

Long Pine, Neb., June (Special) -Reports from anglers indicate that the winds of the past few days have made fishing for bass inconvenient and little luck is reported up to date. Pull heads, crappies and perch are biting freely, however, and some good catches are reported.

Winside, Neb., June ' (Special)-Milton Jones, of the Jones and Brune motion picture theater, has sold his interest to William Brune, who is Bow sole owner.

