16 NEW BILLS **UP IN NEBRASKA**

Wednesday's Quota Brings Total to 147 Before State Legislature

> BY JACK F. HIERTZ, United Press Correspondent.

(UP)-The Lincoln, Neb., introduction of 16 bills and advancement to committee of 15 others took about 30 minutes in the house today before adjournment until 10 o'clock Thursday. The total number of bills introduced in the house is 147. All but the 16 introduced today are in the hands of a committee. None was reported out of committee at today's session.

Karl Kehm, of Omaha, introduced a bill which requires all printed election literature to bear the name of the printer and the printer to keep a record of all orders that shall be opened for inspection of the county attorney or other peace of-

A bill raising from 16 to 18 years the limit of ages at which dependent children shall be admitted to the state home was introduced by Rep. George H. Moyer, of Madison.

bill providing that highways shall be established whenever 60 per cent of the property owners residing within five miles of the proposed road shall file a proper petition with the county clerk, was fostered by Stanley Wright, of Al-

Trenmore Cone, of Benson, would abolish the party circle on all official ballots cast in public elections in the state, in a bill introduced today.

J. D. Saunders, of Kearney, introduced H. R. 147, which forbids automobile finance companies from charging, directly or indirectly, more than 10 per cent whether the contract be in the hands of the original payee or purchaser.

Representative E. E. Jackman, of Grant, said he was having drafted a series of bills dealing exclusively with the future of the bank guaranty law, and not at all with the law's past. While he refused to make known the text of the proposed measures, he said they were along the line suggested by Senator Rodman for dealing with banks individually. The Rodman proposal calls for building up of an individual banking reserve until such reserve equals the capital stock of each bank.

Claims totaling \$106,687.46 against the state have been filed with State Auditor Johnson and turned over to the house committee on claims, George H. Moyer, chairman. They go before the legislature to tion as claims arising since the last meeting of the legislature.

The largest claims are for automobile accidents for which the claimants allege the state is responsible because of negligence in road construction or maintenance. The largest of these is one for \$30,-458, filed by Alfred R. and Katherine M. Wright of Iowa, based on an accident near North Platte.

COURT UPHOLDS AWARD OF \$40,000 FOR SNAKE BITE

Lincoln, Neb., decision awarding Rerbert Brannan \$40,000 damages because of a paralyzed condition that he charged resulted from being bitten by a snake while working, was affirmed today by the supreme court. The judgment does not become effective, however, until he remits \$12,000 of that amount.

Brannan claimed that in July. 1924, when he was working in a roundhouse pit at Chadron, a snake got into his glove, biting him on one finger, finally resulting in total disability. The company denied there was a snake there and insisted that his trouble arose from a disease of long standing.

The court held that the law does not make an employer the insurer against injury to employes nor require him to furnish an absolutely safe place in which to work. If he uses reasonable care he has done all that is necessary. But where a company allows a pit to remain in such a condition that snakes are invited to enter, the company will be liable for damages if reasonable care would have prevented its en-

WAKEFIELD TO HAVE

NEW NATIONAL BANK Wakefield, Neb., cial)-A new bank, to be known as the National Bank of Wakefield, is in the process of being organized and the date of opening for business has been tentatively set for February 2. Organizers of the new bank are: James F. Toy, of Sloux City: Carl Anderson, Rawlings, C. A. Sar, Fred Muller, Robert E. Anderson and T. M. Gustaison, all of this place.

The new institution will have a capital stock of \$25,000 and a surplus fund of \$25,000. A permit to organize has been granted by the treasury department and a permanent charter will be granted as soon as the details of organizing

are completed. This town has been without a bank since the closing of the Farm-

ers National bank, November 20. BUSINESS AND PROFESSIONAL

WOMEN SPONSORING PLAY Wayne, Neb., (Special)-The Business and Protessional Women's club is sponsoring "Aunt Lucia" one of the better known comedies played by amateur companies during the last two or three years. The play is being presented at the Community house tonight

and tomorrow night. In addition to the play proper, which consists of 14 characters, there will be a baby pageant of 100 children, aged 5 to 7 years, featuring a special dramatic reading.

ALBION MAN PRESIDENT

OF STATE FAIR BOARD Lincoln, Neb., - -- (Special)-A. W. Lamb, of Albion, is the new president of the Nebraska state fair association, officially known as the state board of agriculture, Senator Reed of Henderson and Irl R. Tolen of Ord vice president, while George Jackson remains as secretary and T. H. Wade of Seward

The members of the state board are elected by districts, and the Third district will be represented by Mr. Lamb, W. E. VonSeggran of Wayne and Charles Graff of Bancroft.

VOTE RECOUNT MYSTERY ENDS

Ballots Not Found in Box When Returned—Discovered in Open Sack

Lincoln, Neb., (UP)-The mystery surrounding the cessation of activities of the recount committee of the senate in the Meacham-Welch election contest was solved Thursday when it was learned that an empty ballot box from a rural precinct in Saline county had been discovered by the committee.

What should have been a box of ballots was an empty box.

The committee in executive session ordered an investigation, County Clerk Joseph Korbel of Saline was called from his home and appeared before the committee with a sack containing the missing ballots. The sack was not sealed as were the boxes of ballots.

It was explained that the precinct election board had placed all its ballots in a sack instead of in a box which comes in a sack. The sack was intended for the return of spoiled and unused ballots, and the box for the return of voted ballots.

The committss on privileges and elections tried to decide at noon Thursday in executive session whether the integrity of the sack of ballots had been preserved. A vote was taken, stated acting chairman of McCook, resulting in a tie. "We will wait for chairman Mc-Cowan, who will return Friday," wid Scott.

TO FACE TRIAL ON

AN ABDUCTION CHARGE Bloomfield, Neb., (Special)-Glenn Hall, facing charges of abduction of Ruth Rogers, daughter of Dave Rogers, will probably be put on trial at the next term of district court. Hall faces several other assusations, being liable to prosecution for robbery, abduction and violation of the Mann act. After trial in the state court for kidnaping he may be called on to stand trial in federal courts. He may also be forced to stand trial for robbery of Ernest Kolessa of Bloomfield. He is in county jail at Center, at present.

OMAHA GIRL WIFE OF U. S. NAVAL OFFICER

-The se-Omaha. cret marriage of Lieutenant Commander Benjamin F. Staud, who as gunnery officer aboard the American destroyer Noa, during the siege of Nanking by Chinese nationalists two years ago became known, as "Let 'Er Go Benny" of the navy, was revealed here today. Lieut. Commander Staud and his bride, the former Miss Janet Powell, daughter of the later Commissioner Clarke G. Powell, of the Omaha chamber of commerce, went to Council Bluffs late yesterday to get married.

WIFE'S WILL SAYS HUSBAND GETS "NO PART OF ESTATE"

Lincoln, Neb., (UP)—Although the law stipulates a husband is entitled to one-half of his deceased wife's estate when there are no children, Acquilla F. Huff was "not to have a cent," according to the terms of the will of his late

The document declared that under no circumstances was the husband to have any of the estate and named a sister as executor. The reason for the extraordinary decree was that the husband had borrowed from his wife, sums of money equal to one-half the estate.

WAKEFIELD, NEB., PIONEER'S BODY GIVEN TO GRAVE

Wakefield, Neb., -Ola Olson, 89 years old, a resident of northeast Nebraska since 1881, died at his home here Monday from complications attendant upon old age. Funeral services were held from the local Mission church this after-

Mr. Olson was born in Sweden, October 3, 1839. He was married in hat country, and came to America with his family in the spring of 1881, settling first at Lyons, Neb. He came to Wakefield in 1890, and farmed until 1910, when he moved to this city, where he has since

He leaves his widow, two sons, Swain, of Shenandoah, Ia.; and John of Rockford, Ia., and two daughters, Anna, of Albuquerque, N. M., and Bertha, of Wakefield.

NEBRASKA FLOUR MILLS

OUTPUT 6,600,000 BARRELS YEAR

Omaha. (UP)-E. A. Talheim, of Crete, was elected president of the Nebraska Millers' association here. Burdette Noyes, of Seward, was chosen vice president and J. N. Campbell, of Omaha, reelected secretary-treasurer. There are 100 active flour mills with output of 6,600,000 barrels annually in Nebraska, according to report of Guy L. Cooper, of Humboldt, retiring president.

TILDEN, NEB. CHILD

Tilden, Neb., (Special)—
The 4-year-old daughter of Fred Minkler, living three and one half miles south of Tilden, was burned, perhaps fatally, Saturday when her clothing caught on fire from a match struck by the child. She is in a local hospital.

FIREMEN OPEN FREMONT MEET

Annual Convention of Nebraska Volunteers Has Attendance of 1,200

Fremont, Neb., (Special)
-Fremont today welcomed the early delegations to the Nebraska Volunteer Firemen's association convention. More than 500 delegates have registered at Hotel Pathfinder and 700 more are expected. The cold weather, it was said, had curtailed the attendance somewhat.

Many delegates are again proposing to revise the constitution to have the annual convention in the fall instead of mid-winter. Headquarters are maintained at Hotel

SENATE IS BUSY FOR 30 MINUTES

Nebraska Legislature Faces One-Sixth as Many Bills as Last Session

BY JACK F. HIERTZ,

United Press Correspondent, (UP)—In a Lincoln, Neb., session that lasted less than 30 minutes, the senate Tuesday afternoon killed senate file No. 13, a bill repealing the present law relating to the determination of present population of civic sub-divisions, heard the reading of a group of bills in introduction and into committee, chalked off another legislative day on the calendar and adjourned until 2 o'clock Wednesday.

An important measure introduced in the upper house provides that a defendant in murder trials, upon a plea of guilty shall have punishment determined by the court and not a jury as the present law provides. Another senate measure would retire police officers after 20 years in service, regardless of whether they had reached the age of 50

The house devoted most of its session to a visitor, Charles Truax, director of the Ohio state department of agriculture, heard the introduction of a group of bills and adjourned until 10 o'clock Wednesday. House roll No. 3, a bill providing that the secretary of state shall act as attorney for service for any persons outside of Nebraska driving automobiles on Nebraska highways, was reported out of committee, and advanced to third reading.

Committees Speed Up Spurring committee work to enable bills to reach the floor was the order in both branches today as the house entered the 12th and the senate the 10th legislative day. Another Saturday session seemed in store for the house. If this is held it will enable the lower house to close its bill hopper about January 25. The senate vacationed longer last week than did the house. The hopper of the upper branch can't possibly close before January 28 if a Saturday session is held which is hardly

probable. The plea of Speaker Coulter to house members to be conservative in the introduction of bills, holding to the vital and necessary measures, apparently has fallen on fertile soil. A similar plea was worked out in the senate. As a result, less than 200 bills are on file in both houses. It was indicated today as the halfway mark of the hopper-feeding neared there would be far less legislation introduced this session than at the last, when 932 bills were considered

in both houses. Major problems facing the present session as yet have not been approached. Scores of proposals are under consideration for drafting of bills to deal with the gas tax, the code law and the bank guaranty

The almost unanimous sanction by both houses of Governor Weaver's three code secretary choices was indicative the legislature is well in accord with the new governor's plan to revise the code law.

HASTINGS TO VOTE ON

QUESTION SUNDAY MOVIES Hastings, Neb., The question of Sunday movies will be put to a vote at a special election in a few weeks, the city council decided last night. Discussing the matter at the meeting, several councilmen spoke of agitation that had been kept alive in the city for three years tending to deepen the prosentiment for Sunday shows. Business men, it was said, were in favor of the move.

FIRE DAMAGES HOSPITAL;

Valentine, Neb., cial)-Fire which caused \$2,000 damage broke out at noon in the basement of the Cherry county hospital, necessitating removing the five patients to neighboring homes, Mrs. Stanley Zarr had undergone an operation for appendicitis in the morning but seems to have contracted no complications.

The fire was found to have started up from the basement, burning between the walls on both sides of the bathroom. The loss is covered by insurance.

SHOW WORKING **GUARANTY LAW**

Nebraska Bankers Make Report Setting Out What Are Purported Facts

Omaha, Neb., -(UP)-Total obligations of the Nebraska state bank guaranty fund on October 1, 1928, was \$35,907,399.12, according to a statement issued today by the legislative committee of Nebraska Bankers' association.

The 264 failed banks had total liabilities of \$75,650,838.16, according to the report. The period, June 30, 1927 to June 30, 1928, saw the largest number, 62, close their doors with liabilities of \$17,187,925.49. Total resources of the 739 remain-

ing state banks is \$298,557,431.78. In the 10-year period state bank ers have made total payments of \$18,324,618.42 to the fund. Deposits in state banks increased from \$223,-774,592 in 1918 to a peak of \$272,-584,233 in 1925 and \$268,735,731 in the year just closed. At the same time capital stock fell from \$22,-210,800 in 1918 to \$19,328,500 in 1928, all of the loss being expertenced in the last 12 months.

Surplus remained about the same at slightly more than \$8,000,000, but undivided profits fell from \$11,792,-638 in 1920 to \$3,105,537 in 1928. Total number of banks doing business under state charter has declined steadily since November 13, 1920, when a peak of 1,012 was reached, the report stated. The bigest falling off was between Decemper 30, 1927 and September 20, 1928, when the number was reduced from 372 to 739, 11 reductions being caused by consolidations.

One bank failed in 1914, one in 1916, three in 1920, 16 in 1921, 18 in 1922, 23 in 1923, 25 in 1924, 35 in 1925, 29 in 1926, 40 in 1927, 62 in the fiscal year 1928 and 16 since July 1, 1928.

FORT ROBINSON BECOMES

HOME OF ARTILLERYMEN Fort Robinson, Neb. cial)-Fort Robinson is against taking its place as a garrisoned army post. There are about 500 artillerymen here making residents feel like old times, when many soldiers were about. Col. Laurin L. Lawson has recent-

ly taken command of the post. He served in the army.

MADISON CONCERN TO

BREED WILD TURKEYS (Special) Madison, Neb., -The basis for a flock or wild turkeys has recently been received at the Nebraska fur farm. They were purchased from the state game department and were shipped here from the Woodmont Rod and Gun club of West Virginia.

STATE OWNS MUCH LAND

IT HAS NEVER CLAIMED Lincoln, Neb., -The state of Nebraska, according to a report filed by State Surveyor Simmons, owns a lot of land, part of it since 1869, and has not known of it. Mr. Simmons has not yet reported the acreage, but it will be covered in a bill to be introduced in the house providing for its classification and disposal. Part of the land is in Dakota county, and it is understood has been used for years by parties in possission. The state's claim to these lands is based on the fact that they represent land uncovered by recession of the Missouri river, a navigable stream.

Mr. Simmons says that the state may have to do battle for possession of the lands, as the present holders of it claim it through accretion. He has dug up an early federal court decision to the effect that the shores of navigable waters and the soils under them were not granted by the constitution, but were reserved to the states respectively, and the new states have the same rights of sovereignty and jurisdiction as the original 13 states.

WOMAN NAMED JUSTICE

IN MADISON COUNTY Madison, Neb., -Mrs. Margaret Gardels has been appointed justice of the peace for Battle Creek precinct. The county commissioners made the appoint-

At the same session they voted to pay a bounty of 10 cents a head on all crows killed in the county between January 1 and April 1.

PIERCE COUNTY CLAIMS LARGEST ELM TREE (Special)-Pierce Neb.. Pierce county lays claim to having the largest elm tree in northeast Nebraska. This tree is located three miles north of Tilden and is or the little creek that lies along the line of Pierce and Antelope counties. This tree is 16 feet around four feet above the ground and has a spread of about 110 feet.

PRESIDENT OF NORMAL TO SPEAK AT RAPID CITY Springfield, S. D., (Spe-

cial)-President C. G. Lawrence, of the Southern State Normal school and president of the South Dakota Education association, will give one of the addresses at the conference for a greater South Dakota which will be held at Rapid City, January

HE FINALLY AGREES TO

SUPPORT MINOR CHILD

Pipestone, Minn., cial)-Leslie Mizner was brought into municipal court where he pleaded guilty to a charge of failure to support his minor child. He was sentenced to serve 90 days in the county jail but sentence was suspended for a period of five years upon condition. Mizner file a bond for the support of the child. He filed the I bond and was released.

SISTERS ARE DECLARED

CHAMP DISH WASHERS Walthill, Neb., (Special) -Marie and Arline Bring, members of the Clever Cooks Cooking club, of Dawes precinct, have been awarded a club pennant for being the champion dish washers of their club.

The leader of this club, Mrs. Viggo Swanson, offered the pennant to the club members who during the summer months performed this rather irksome task most efficiently. Each member of the club kept a record of the times that they washed the family dishes and of the time required to do it.

By using the contest idea dish washing was changed from a chore to a game.

PLAN MEET OF FIRE FIGHTERS

Volunteers in Nebraska Towns to Hold Annual Session at Fremont

Fremont, Neb., Four nationally prominent speakers have been scheduled to address the Nebraska State Volunteer Firemen's association meeting here in the 37th annual convention, January 15, 16 and 17, it was made known today. The speakers and the subjects will

Outline, history and results of short courses in fire control in other states by Linden J. Murphy, engineer in charge of short course, Iowa Agricultural college, Ames,

Fire fighting methods, by Clarence Goldsmith of the national board of fire underwriters. New developments in fighting fire

by Frank McAuliffe, chief of the Chicago fire insurance patrol. The fireman's responsibility in fire prevention, by Harry K. Rogers, fire engineer representing the West-

ern Acturial bureau of Chicago. More than 2,000 delegates are expected to attend the three day program which will feature a short course in fire control and extinguishing. The instruction will be sponsored by the conservation and survey of the University of Nebras-ka with Dean G. E. Condra in

COURT TO HEAR APPEAL

OF SLAYER OF THREE Lincoln, Neb., (Special)-The state supreme court has set for hearing January 22 the appeal of Henry Sherman, under sentence of death in Dawes county for killing three members of Roger Pochon's family and criminally assaulting the 14-year-old daughter whom he had tried to court, as the family hired man, and had lost his job.

Other cases for hearing the week of January 21 include: Larson vs. Peposil, Knox county, suit on note; State ex rel Spillman vs. American Exchange bank of Bristow, Swanson, claimant, Boyd county, disputed liability of guaranty fund; Hensley vs. Minneapolis and Omaha railroad company, Dakota, person injuries; Williams vs. State, Nance, practicing medicine without a license, and Haase vs. Haase, Madison, divorce.

HE SAYS NEBRASKA LAW ENOUGH TO MAKE STATE DRY

Lincoln, Neb., Calling attention to Nebraska's own prohibition amendment and its group of enforcement officers, F. A. High, superintendent of the Anti-Saloon league, spoke in commemoration of the ninth anniversary of the passing of the Eighteenth amendment in a local church yesterday.

"Forget the Eighteenth amendment and the Volstead act," High said, 'especially as they relate to Nebraska, and remember that we have, within the state, sufficient forces to curb the flow of liquor." The dry head spoke of Nebraska's enforcement act as among the best

of any state in the union. "The time is coming when the state of Nebraska, out of sheer selfrespect, must enforce prohibition without the aid of the federal government," he said.

PLAN FORMAL OPENING

FOR NEW WEST POINT HOTEL West Point, Neb., cial)-G. Earl Myers who had operated a hotel at Sheldon, Ia., is manager of the new Hotel West Point which opened at West Point, Nob., last week. The new hotel, which satisfies a long felt want here, is three stories high and has 50 rooms. The furnishings throughout are the newest and best and the spacious lobby is especially inviting with overstuffed furniture, beautiful lamps, drapes and tapestries.: The private dining room is done in marble, designed by Mrs. Olive Bauman Rich of West Point.

The formal opening of the hotel will be, January 23 with a dinner

and dance. CLOSED LAUREL BANK TO PAX \$75,000 DIVIDEND

(Special)-Laurel Neb George Cronkelton, receiver for the failed Laurel bank, declares that about \$75,000 will be paid out to depositors in a 15 per cent, dividend, in the near future.

VALUABLE SKINS ARE LOST IN XMAS MAILS

(Special)-Laurel, Neb., Mink and muskrat skins valued at \$50 were lost in the mails at Christmas time, according to word reegived by Thomas Copeland, from the Chicago firm to which he shipped them. He mailed five mink and 37 muskrat skins, and the package contained but 2 mink and 23 muskrat skins when it reached its destination. Copeland had insured the package and has filed claim for it. The postal department has be-

gun an effort to trace them.

KIWANIS HOLD DISTRICT MEET

Officers of Iowa and Nebraska Discuss Work for the Coming Year

Lincoln, Neb., (UP)-More than 100 officers and trustees of the 47 Kiwanis clubs in Nebraska and Iowa met here today for the opening of their annual conference. District Governor Ernest Folsom addressed the first session informally, and the different departments assembled for separate meetings.

The conference was being held, Folsom explained, for informal discussion of the coming year's work, and for preparations for the district convention to be held next fall

AIDED CAPTURE OF JEFF DAVIS

Pierce, Neb., S. W. Schwerin and D. F. Schwerin have returned from Milford, where they attended the funeral of their uncle, William Matzke, 83 years old, one of those who participated in the capture of Jefferson Davis, president of the confederacy.

Mr. Matzke was a pioneer settler of Milford, going to Seward county in 1878. He served throughout the Civil war, enlisting before he was

21 years old. Matzke, as a northern soldier, was one of the 25 men who captured Davis, who, dressed in women's clothes attempted to get through the Union lines.

Matzke received \$300 of the \$100,-000 reward offered for Davis' cap-

WIDOW SUES ESTATE

OF DEAD HUSBAND Aurora, Neb., -One of the important cases on the docket here for January 17 in county court before Judge Scott is the claim of Mrs. Charles A. Johnson. against the estate of her husband, for \$10,000. She alleged she made loans of money to her husband, for the purchase of land. He promised to protect her with a deed to the land or in his will, she says. She contends that she received no more in the will than she would have under the law, had she not made the

BOARD FILLS VACANCY

IN COUNTY CLERK'S OFFICE Hartington, Neb., cial)—One of the most important items to come before the meeting of the county board this week was the appointment of a clerk of the district court to fill the vacancy caused by the death of Clerk of the Court D. F. Crouch. The commissioners named G. O. Mengshol, deputy in the office, to fill the unexpired term. Mr. Mengshol is a retired business man of Hartington and has been a resident of the county for 40 years.

RAILROAD MAN WARNS

AGAINST FREIGHT CUTS Omaha, Neb., James E. Gorman, president of the Chicago, Rock Island and Pacific railroad, sounded a warning last night that should freight rates be reduced to give farm relief, all railroads in the middlewest would face bankruptcy. He was the guest of honor at a Greater Omaha associ-

ation dinner.

MAKER OF WILL HAS WIDE POWER, COURT SAYS Lincoln, Neb., (Special)-In sustaining the will of Dr. Hiram L. Smith, who left property valued at close to \$1,000,000 in Fillmore county, the supreme court lays down the principle that the testator has the right to make any condition in his will under which heirs shall take

property so long as none of these transgress public policy or morality. Dr. Smith wrote a codicil to his will when he was 84 years old. He declared therein that his observation over that long a period had convinced him of the evil effects of excessive use of liquor and drugs, and that he wished it made a condition of inheriting his property that no her who was possessed of such habits should have any part of his estate. He made his executors the judge of their conduct, and gave them the power to shut them out of

any participation in the estate. The will also provided that in order to make sure that those who got his property were not so possessed, their share was withheld until they were 25 years old each, and provided further that if during any five-year period previous to that they used either intemperately, the executors should cut him or her

out of the will. E. K. Sherrard, son of a granddaughter, when 21 years old, claimed to own a vested estate in his inheritance, and demanded the right to possess and use it. The court held that it was clear from the will that the executors had the right to withhold his share until he was 35 in order that the five year period

FORMER BANKER SENTENCED TO FEDERAL PRISON TERM

clause might be observed.

Omaha, Neb., na A. Stockwell, former president of First National bank of Bassett, Neb., who pleaded guilty some weeks ago to misappropriation of funds, was sentenced to two years in Jederal penitentlary by Judge Woodrough late Friday. Losses to depositors by Stockwell's operations were approximately \$30,000. Stockwell, who has been confined to the county jail here for the last week spent most of his time writing poetry