

FIRST POUND BUTTER FOR COLONEL LINDBERGH... In remembrance of the time when he was forced to attend a justice of the peace court and pay an irate farmer \$25 for damages which his plane did to an alfalfa field near here, Col. Charles A. Lindbergh will receive the first pound of butter produced by a new co-operative creamery here.

Lindbergh, at the time of his court appearances was a "gypsy" of the air, taking up passengers and doing stunts flying at a county fair in September, 1922. His landing in the alfalfa field was forced.

GUARANTY LAW DID GOOD, SAYS

That Is Opinion of Nebraska Expert Testifying in Assessment Case

Lincoln, Neb., (UP)—Testifying as an expert in the suit of the Abie State bank against Governor Weaver and the department of trade and commerce, George W. Woods, cashier of the Lincoln State National bank, declared the guaranty fund assessments of six tenths of 1 per cent from 1923 to 1928 had not been a material contributing factor to bank failures.

Woods was called to the stand late yesterday and questioned concerning the effect of the guaranty fund assessments upon Nebraska banks.

"The influence of the guaranty fund assessments had been a steady one from 1923 to 1928," Woods declared. "I believe that the guaranty law, from the time it went into operation until the present time, has added \$100,000,000 to the bank deposits in Nebraska."

Woods declared the surviving banks are in better condition today than in 1924, 1925 and 1926 as the banks have been pulling out of the hole. Failure of banks in Nebraska were due largely to the general economic conditions, Woods told the court.

CONTINUE SQUABBLE OVER SPECIAL BANK ASSESSMENT

Lincoln, Neb., (UP)—Secretary Clarence Bliss of the department of trade and commerce admitted on the witness stand today that he had told Dan V. Stephens, of Fremont, that if guarantee fund assessments were continued "300 banks would peter out." Bliss was on the stand in the suit of the Abie State bank against the governor and the department of trade and commerce.

He said he had not materially changed his opinion since that time, but payment of the present special assessment objected to by the plaintiffs would not inconvenience the state banks to any great extent.

Bliss' statement and the introduction of a part of Governor Geaver's inaugural speech, which was admitted after a considerable argument, were the high points of the trial today. Attorney General Sorenson contended that the statement should not get admitted and classed it with loose conversation and campaign talk and inaugural addresses in general.

WEDDING REHEARSAL RUDELY INTERRUPTED

Omaha, Neb., (UP)—Rehearsal of Glenn Head, 29 years old, for his second marriage was rudely interrupted when officers appeared with a warrant and took Head to jail on charge of nonpayment of alimony to Mrs. Head No. 1. The second marriage was to take place tomorrow.

BACK IN COUNTY JAIL ON WORTHLESS CHECK CHARGE

Norfolk, Neb., (UP)—Within 24 hours after he was released from the Madison county jail where he had served a sentence for writing worthless checks, Emil Grunke was in jail here on similar charges. Officers said it was his seventh time to be incarcerated.

WAYNE SCHOOL BAND TO BROADCAST PROGRAM

Wayne, Neb., (Special)—The state champion high school band of this city gave a benefit concert this evening. Following the concert the band played for the dance.

TWO MEN INJURED WHEN PRESSURE TANK EXPLODES

Alliance, Neb., (UP)—A pressure tank exploded here today, tearing off part of the roof of a local garage and shattering windows. George Minter, 35 years old, and Leo Anderson, 25, were stunned by the blast which was caused when a tank safety valve stuck.

BECAUSE GIRL WOULDN'T SEE HIM TAKES POISON

Stanton, Neb., (Special)—Following the refusal of a young woman to see him, Dean Compton, of Columbus, committed suicide in a hotel here last night by taking strychnine.

NOTED PLAINS PIONEER TAKEN BY DEATH IN NEBRASKA

Kearney, Neb., (UP)—A picturesque, pioneer character, George Carson, 78 years old, died here yesterday. He was a cowboy, ranger, Indian fighter and scout.

STILL BATTLE IN BANK CASE

Witness Testifies as to Value of Real Estate Held by Nebraska Institutions

Lincoln, Neb., (UP)—Defendants and intervenors in the suit of the Abie State bank against Governor Weaver and the department of trade and commerce renewed their fight in district court today to prevent certain reports from being incorporated in the records. Judge Frost over-ruled their objections a second time.

The reports were those of Hugh Mooney, public accountant, and showed a statement of losses on capital stock of several state banks. The defendants charged that the records were incompetent and immaterial and contended that the figures on these banks were those prepared by the banks themselves and given to the department of trade and commerce and were self-serving.

Secretary Bliss of the state department of trade and commerce took the witness stand today and read the amounts of money collected from the banks over a long period of years.

He was asked by Attorney Flansburg for the plaintiffs why the banks had so much real estate in 1928—amounting to about one-half of the capital stock, and he said it was real estate taken over by banks. When asked if it reflected a good condition he said, "the banks prefer not to carry real estate."

When pressed for an answer as to whether the banks carried real estate at its required or actual value, he said it was the theory of the banks that it should be entered at the acquisition value. He denied that examiners reports showed that many banks carried real estate at excessive values and said that in some instances banks carried real estate that would show a profit. He claimed that even the examiners did not know the actual value of some of the real estate and that fixing such value was pretty much of a guess.

HEAD OF BIG CLOTHING CONCERN AT OMAHA EXPIRES

Omaha, Neb., (UP)—John A. Swanson, 64 years old, president of the Nebraska Clothing company died here today of hardening of the arteries and heart disease. Coming to this country as an immigrant from Sweden at the age of 15, Swanson worked up in the drygoods business to become principal owner of one of the city's largest department stores.

NEBRASKA BOARD OF PARDONS TO GET BUSY

Lincoln, Neb., (UP)—The case of a man sentenced to 10 years in prison on a charge of manslaughter for a slaying which he alleges he did accidentally while accompanying officers on a raiding trip, will be taken up by the board of pardon and paroles, along with 20 other cases, at its regular meeting February 12.

Harry Johnson, of North Platte was sentenced November 10, 1926 after being convicted of killing Harold Sollars. Johnson alleged he had been requested to accompany a group of officers when they went out to capture a car driven by Sollars, believed to contain liquor. Sollars was met on the highway and when he disregarded a command to halt, the officers began firing into the air. Johnson it was believed, became excited and shot at the car with his rifle, killing Sollars.

C. H. Runyon, officer in charge of the group, was tried on the same charge and sentenced to seven years in prison. He was given a new trial and his sentence cut to three years. Many letters have been received by the board from Lincoln county residents expressing the opinion that Runyon was to blame and that Johnson was a victim of circumstance.

William May, of Lincoln county, has requested a commutation on a 1 to 10 years sentence for manslaughter. He was sent up in March, 1926 for beating his wife, which act was alleged to have resulted in her death. He has been paroled twice and has broken his parole both times.

CITY OF OMAHA PLANS TO OPERATE UNIVERSITY

Omaha, Neb., (UP)—Following introduction in the legislature yesterday of a bill authorizing the city to levy a 1-mill tax for operation of Omaha university as a municipal school of higher learning, members of a committee appointed by the Greater Omaha association to carry out the plan began a campaign of education for Omaha voters who must vote on the proposed bond issue.

The university, a Presbyterian institution, has been operating at a loss, and university officials agreed to turn it over to the city if some means of financing it are found. It is planned to make it an exclusive arts school, dropping several higher branches now taught. It was estimated a 1-mill levy would yield a return of nearly \$400,000 annually. Assets of the university are placed at between \$450,000 and \$500,000.

WAKEFIELD PIONEERS WERE MARRIED 50 YEARS AGO

Wakefield, Neb., (Special)—Mr. and Mrs. Charles Killion, of Leslie precinct, were surprised yesterday when between 70 and 80 of their friends came to their home, bringing their dinner with them, and assisted them in celebrating their golden wedding anniversary.

The celebration was sponsored by the Ladies Aid society and the Farmers' Union local. A purse of gold was presented to them, and their children gave them a radio set.

GIRL KILLED AND ESCORT HURT IN AUTO SPILL

McCook, Neb., (UP)—Mildred McCoy, 20 years old, is dead and Nelson Blood, 24 years old, is in a hospital here and not expected to live, as a result of an accident on the highway near here last night. The couple were enroute from Culbertson to their homes here when their automobile turned over as it went around a curve.

NO DOCTOR IN WHOLE COUNTY

Nebraska Community Appeals to State Board of Health for Relief

Lincoln, Neb., (UP)—That the entire area of Grant county is without a physician and needs relief for its sick and disabled is the substance of a resolution made public Tuesday by Secretary Pollard of the state department of public welfare. The document is signed by Albert Metcalf, chairman of the Grant county board of health and J. H. Thurston, chairman of the city health board of Hyannis.

Dr. W. L. Howell, the sandhill county's only physician, has been going day and night for a period of several months and was unable to withstand the strain of his labors. The nearest doctors are at Alliance, in Box Butte county, and Mullen in Hooker county. Both many miles away. The resolution states that there is much sickness in the county and pledges that an extreme effort will be made to procure the services of a physician.

Pollard said that the welfare department or the bureau of health has no doctors on call and that relief can be obtained only by canvassing all sources of medical service.

WHEAT GROWER TOLD OF POOL

Lincoln, Neb., (Special)—F. W. Ransom, secretary of the Manitoba wheat pool, began a series of addresses that will take him into all parts of the state, at the chamber of commerce today, when he discussed the methods by which the wheat growers of Canada have been able to materially increase returns.

Mr. Ransom said that the farmers there discovered that the surest way to effect a betterment of conditions was for them to help themselves, and that while legislation is helpful, it will not lead to positive adjustments. He said that the wheat pool is organized by local units, with provincial and federal units. There are three major units, all under one marketing agency.

Starting with a membership five years ago of 65,000, the pool now embraces 140,000 growers, and is constantly adding to its rolls. The volume of grain marketed was close to 300,000,000 bushels, which represents the larger part of the production. During the past three years control of the market and orderly disposition of products had kept the price between \$1.42 1/2 and \$1.45.

The selling costs have proved to be negligible, about a quarter of a cent per bushel, and the total overhead has never run beyond two and three fourths cents, including storage and interest. The saving in operation of the terminal elevators controlled by the pool more than offsets the cost of operation of local elevators.

RECEIVERS FOR CLOSED NEBRASKA BANKS CHANGED

Coleridge, Neb., (Special)—George Cronkleton, receiver of the Laurel National, Wymont National and Wausa National banks, as well as some others in northeast Nebraska, has been named receiver of the First National bank of Coleridge. He will be assisted here by Roy Flaherty.

A 15 per cent dividend amounting to \$75,000 will be paid to depositors of the Laurel National bank this week, according to Cronkleton. This is the third payment he is making at the Laurel bank.

Herbert Knox, who has been at the closed state bank in Dixon, has gone to Concord and George Boucher of South Sioux City, formerly receiver at the State bank at Laurel, has gone to Dixon, leaving Miss Fielda Frahm temporarily in charge of the Laurel State bank.

WALNUT LOGS SHIPPED FROM KNOX COUNTY

Bloomfield, Neb., (Special)—Four carloads of choice walnut logs have been shipped from the Weiland timber in Herrick township by a squad of men in the employ of Penrod, Jordan and Clark of Des Moines. They will be used in the manufacture of furniture.

The quality of the walnut trees in this tract, the former home of Leonard Weiland, one of Knox county's earliest pioneers, attracted the attention of the war department during the World war and a large shipment of these logs was used in the manufacture of gunstocks.

Only logs of a large size were shipped to Des Moines. The tops measuring less than a 10 inch diameter were sold to local farmers for fence posts and fuel.

HEART BALM CASE IS SETTLED OUT OF COURT

York, Neb., (Special)—Sophie Reeb, who was awarded a \$6,600 heart balm verdict in district court recently against Sim Stark, 63 years old, widower, and general landowner of Bradshaw, has settled the case out of court without appeal, attorneys announced. The settlement is understood to have for more than \$5,000.

Stark's children seriously objected to the marriage. Miss Reeb lives near Hordville.

GUARANTY LAW BATTLE IS ON

Nebraska Banks Resist Payment of Special Assessment of \$600,000

Lincoln, Neb., (Special)—Batteries of lawyers are fanged before the district court in the first skirmish of the battle between the 539 state banks that demand to be relieved of the payment of a special assessment of \$600,000 for the benefit of the deposit guaranty fund and the state banking department, which says that they must pay and should pay.

The defense of the state is very largely massed behind the proposition that the banks having long operated under this law and having secured all the benefits that came from the fact that ostensibly ever dollar put in them was guaranteed against loss from any source, they cannot plead that it is now illegal.

The main plea of the banks is that the law levies this assessment against the capital stock of the banks and not against the banks themselves. Hence the banks cannot be required to pay nor can the stockholder because his property can no more be taken for the purpose of paying losses in another bank that has failed than can the property of any citizen not interested in either.

In opening the case for the bankers sharp criticism was made of the system of supervision under which so many failures have occurred. It was averred that the chief responsibility lay in a system that kept changing the head of the banking department as soon as he became familiar with the work and not paying enough to get competent examiners. It was claimed that many banks were kept open as long as 10 years after they had become insolvent, as a result of lack of information by the banking department of their real condition.

PART OF O'CONNOR WEALTH TURNED OVER TO STATE

Hastings, Neb., (UP)—Property of James O'Connor, Hastings cobbler who died in 1913 was turned over to the state of Nebraska and the journal entries filed last Saturday in county court. The property amounted to more than \$100,000 and for 15 years, nine different sets of heirs have battled for possession of it.

Journal entries on board for mandates by the supreme court, was approved by Judge Lewis H. Blackledge and J. W. James of district court.

Approximately \$45,000 is the sum turned over to the state. One case is pending in the United States district court, in which a set of claimants are seeking right to the estate.

FARM LEADERS MEET TO PLAN CLUB PROGRAM

Walthill, Neb., (Special)—Twenty nine leaders in Farm Bureau work met in the Farm Bureau office last Thursday and outlined plans for the development and the extension of boys' and girls' club work in Thurston county.

The conference was conducted under the leadership of Mr. R. E. Holland and Miss Helen Noyes of the college of agriculture and Mr. E. T. Winter, county extension agent. The conference asked the chairman of the Farm Bureau board to appoint a committee to act as a county wide committee to promote the club work. The committee has not yet been named.

Two hundred youngsters in club work was the goal set for 1929 and plans were made for periodical leaders conference throughout the year.

DAKOTA COUNTY GETS SLICE OF SCHOOL FUND

Lincoln, Neb., (UP)—A total of \$504,431.58 in the temporary school fund was appropriated among counties in a statement issued today the state superintendent.

The apportionment, in part, follows: Adams county, \$7,615.63; Buffalo county, \$8,469.20; Dakota county, \$4,579.87; Douglas county, \$44,833.95; Dodge county, \$7,490.99; Red Willow county, \$5,416.85.

Douglas county received the largest appropriation and Lancaster second with more than \$24,000.

WAYNE COUNTY BANKER SUFFERS SUDDEN DEATH

Wayne, Neb., (Special)—August Howaldt, 75 years old, vice president of the Carroll National bank, a director of the Security National bank, of Randolph, and one of Cedar county's first homesteaders, died suddenly in Norfolk, where he had lived since 1925.

Funeral services will be held in Randolph Wednesday.

Howaldt, who came here when a boy, lived for many years in a sod house. He became the owner of much land, and nearly all of his 10 living children are now on his farms. His wife also survives him.

Two pioneers of Wayne county also are dead here. They were George E. Smothers, 92 years old, and Jacob S. Welsh, 82 years old, the latter of Sterling.

PILGER WOMAN ADMITTED TO NEBRASKA BAR PRACTICE

Lincoln, Neb., (Special)—Mrs. Iva G. Baker Chase of Pilger was admitted to practice by the supreme court Monday. Mrs. Chase applied in person and presented a certificate showing that she had been a practitioner for several years in Iowa, her former home. She told the clerk that she did not intend to practice, but merely desired to be enrolled among the attorneys entitled to that privilege. Her husband is a farmer and banker in Stanton county.

MAD DOG SCARE IS ON AT HUBBELL, NEB.

Hubbell, Neb., (Special)—A mad dog scare is causing excitement here. One dog chased the whole family into the house and they had to phone for a neighbor to come and kill it. In a rural school, the teacher let in a little dog from the cold and it began to froth at the mouth and act mad. The children stood on their seats until the teacher took a broom and got the dog out.

Another dog became mad, running into the house and pulling off the tablecloth from the family dining table.

Some livestock has been bitten by the affected dogs, but as yet no human beings have been bitten.

POWER CONCERN CASE UP AGAIN

Nebraska Supreme Court to Further Study Hartington Tangle

Lincoln, Neb., (Special)—The supreme court has set for reargument, February 7, the appeal of the Interstate Power company in the Hartington case.

This was an injunction suit brought by Attorney General Spillman to restrain the company from cutting rates below those established by a plan that outside contractors had built for the city and which was to be owned by it as soon as the net earnings repaid the investment.

The district court held that electricity is a commodity and hence comes under the law which forbids a greater price being charged in one town by a company than is charged in other towns it serves under like conditions, but that there was not any evidence before it as to the other towns. It also held that the 6 cent rate that the Interstate Power company made was below cost and not a fairly competitive rate, and that it could not cut rates more than a cent below the city price of 9 cents a kilowatt hour.

The supreme court, on its own motion, has asked for the reargument. It desires enlightenment on two principal matters. It appears that the Interstate company now is getting its current from a private development on the Niobrara river near Spencer, built under a lease or permit from the state. The constitution says that the waters of every natural stream are forever dedicated to the use of the people, but that their use for water power purposes may be leased.

The court desires to know if these two clauses, taken together, do or do not create a public trust which imposes the duty of seeing that the people enjoy such use on a basis of substantial equality. The lawyers say this equates at a possible finding of equal rates for all towns served by current from this plant.

The other point to be argued is whether the court should allow the 6 cent rate to be tried out before declaring it lower than necessary to meet competition.

Among other cases down for argument the week of February 4 are: Johnson vs. Johnson, Cuming; Osberg vs. Mark, Cedar; Miller vs. Baker, Holt; Randall vs. Nelson, Madison, and Anderson vs. Anderson, Antelope.

NAME ADMINISTRATOR FOR ESTATE OF DEAD SOLDIER

Lynch, Neb., (Special)—Hearing on the appointment of Mabel G. Connor as administrator of the estate of Lynn J. Stockwell, deceased, will be held on February 8. Stockwell was a soldier in the World war and was killed November 10, 1918. He had a \$10,000 government insurance policy payable to his mother and payments were made to her until May 30, 1928, when she died.

There now is \$5,957 remaining unpaid on the policy which will descend to her heirs, Vera Michaels and Mabel Stockwell, her daughters. Some time ago proceedings were started in county court to probate the estate of the mother and it now is necessary to probate the estate of the son, too.

KEEPS UP COMMUNICATION WITH SOUTH POLE EXPEDITION

Omaha, Neb., (UP)—Ten thousand miles or so cause little difficulty in the exchange of social courtesies between Miss Mary Roach and William VanderVeer, news reel photographer with Commander Byrd's Antarctic expedition.

When Miss Roach heard that John O'Rourke, operator of a radio station here had been successfully communicating with Norwegian whaling vessels plying the Antarctic she persuaded him to accept a message for VanderVeer.

Saturday night she wrote her letter just as she would for postal delivery and gave it to O'Rourke. It took him 40 minutes to get the range of steamship Eleanor Holling, Byrd's supply ship which was returning to the Bay of Whales from New Zealand with supplies. The message was transmitted and acknowledged. The operator aboard told O'Rourke that that vessel would reach Byrd within 24 hours.

NEBRASKA PAIR WEDDED FIFTY FOUR YEARS AGO

Shubert, Neb., (UP)—T. R. Edwards and his wife, Shubert pioneers, observed their 54th wedding anniversary here Saturday. The couple was married January 23, 1875, at Brownville, Neb. Edwards was born July 16, 1850 in Youngstown, Ohio, and came to this section at the age of 21 years while his wife was born in Wisconsin, October 29, 1854, and moved to Richardson county with her parents at the age of 5 years. Both are in good health.

TRAINED NURSE HOLDS CLASSES

Miss Graskamp to Conduct Work in O'Neill Schools 3 Months

O'Neill, Neb., (Special)—Miss Mary E. Graskamp, a trained nurse, secured by the O'Neill branch of the Holt county Red Cross, is conducting classes in the public school and St. Mary's academy during January, February and March.

Outside of school hours, she conducts classes in home hygiene and care of the sick, for adults. The service is paid for from the war funds of the Red Cross here and is one of the ways designated by the National Red Cross for the use of such funds.

Miss Graskamp is a graduate of a LaCrosse, Wis., hospital and had a post graduate course at the Chicago Lying-In hospital. She has been engaged in public health nursing, has served as Red Cross public health nurse in Fillmore county, Minn., for three and a half years and Red Cross home hygiene instructor at Helena, Mont., for a year and a half. She has just completed an itinerant service in Beltrami county, Bemidji, Minn.

\$10,000 CLAIM IS DISALLOWED

Pierce, Neb., (Special)—Two cases in which more than an ordinary interest is being taken, have recently come before the county court at this place. In the one tried January 24, Mrs. Cora Quimby, a divorcee with four children, filed a claim of \$10,000 against the estate of W. O. Trotter for breach of promise. Her claim was disallowed, upon which a notice of appeal was given and bond fixed for appeal in the sum of \$2,000.

In the other case which has been set for January 29, the claim of L. W. Logan for \$11,000 against the estate of Michael Hitchens will be heard. Mike Hitchens was a bachelor who for many years owned and operated the Hitchens ranch located on the Willow Creek, west of Pierce. He was an early settler and in the course of time accumulated a large amount of both real estate and personal property which was appraised at \$177,000.

For many years he had made his home at intervals with L. W. Logan who had married his niece. For a great number of years he had been afflicted with a cancer which, last March, caused his death. At the time of his death he left 16 nieces and nephews to share equally in the distribution of his estate.

Mr. Logan's claim is for care of Mr. Hitchens while he was afflicted with the illness which proved fatal and also for work in buying stock, weighing grain and looking after his affairs generally. The estate is represented by Fred H. Free, of Sioux City, and J. W. Blezek, of Plainville, while M. H. Leamy of Pierce and W. A. Meserve of Creighton are looking after Mr. Logan's interests.

Three daughters of Mrs. Priscilla M. Hitchens who lives in Sioux City will share in this estate.

CLOTHING CATCHES IN ENGINE, FARMER INJURED

Emerson, Neb., (Special)—Clarence Schinke received severe injuries about his head and shoulders here recently while shelling corn, when his clothes caught in the fly wheel. Schinke was carried around several times before being thrown from the engine.

LYONS SUPT. OF SCHOOLS NOT TO RETURN NEXT YEAR

Lyons, Neb., (Special)—Superintendent Cragow, of the Lyons public schools, was re-elected by the board at a recent meeting, but declined to accept the position for another term. His plans for the future have not been announced. He has served here for three years.

NORFOLK MAN AGAIN HEADS MOTOR TRANSPORT GROUP

Omaha, Neb., (UP)—Nebraska motor transport association approved a legislative program and re-elected officers at a one day convention here yesterday. Although warned that their legislative program is monopolistic by John E. Curtiss, member of the state railway commission, delegates approved it anyway after listening to J. A. Little, of Lincoln, general counsel for the association.

The association's resolutions asked supervision of motor carriers in Nebraska by the railway commission. The resolution, as drawn, Curtiss said would form shipping monopolies on specified routes. Little explained that the proposed bill was drawn along lines of the federal transportation act of 1920. He said it would result in better service and uniform rates by eliminating competition.

W. H. Blakeman, of Norfolk, was re-elected president, J. E. Pottar, Nebraska City first vice president and Frank H. Beales, of Lincoln, secretary-treasurer.

SIoux CITY MAN EMPLOYED TO DIRECT WAKEFIELD BAND

Wakefield, Neb., (O. B. Jarr, of Sioux City, has been employed to direct the Wakefield band for the coming season.

The band is now under the auspices and management of the local post of the American Legion. Wakefield has been without a band for two years, and the Legion offered to sponsor the organization if the city wished, and they were given the opportunity. Mr. Carr also has charge of two bands in Iowa.