

Sheriff's Sale.
By virtue of an order of sale issued by W. J. Showalter, clerk of the district court within and for Cass county, Nebraska, and to me assigned, I will on the 8th day of February, A. D. 1892, at 10 o'clock p. m. of said day, at the lot of the stailway leading up to Rockwood, Nebraska, that being the place where the last term of district court was held, a said county, sell at public auction the following real estate-to-wit: Lots two hundred and nine (209) and two hundred and ten (210) in the village of Rockwood, Cass county, Nebraska, together with the privileges and appurtenances thereunto belonging or in anywise appertaining. The same being levied upon and taken as the property of J. S. Foster and Ellen Foster, defendants, to satisfy a judgment of said court recovered by Two as Kirkpatrick, plaintiff, against said defendants. D. 1892. Plattsouth, Neb., January 6, A. D. 1892.
T. B. WILSON, Sheriff Cass Co., Neb., Atty. for Plaintiff.

Notice of Probate of Will.
THE STATE OF NEBRASKA, ss: Cass County Court for Cass County, ss: In the matter of the last will and testament of Mary N. Allison, deceased:
Notice is hereby given that on the first day of February, A. D. 1892, at the office of the county judge in Plattsouth, Cass county, Nebraska, at the hour of 10 o'clock in the forenoon the following matter will be heard and considered:
The petition of Wm. B. Allison and Edward B. Nealey to admit to probate a certified copy of the last will and testament of Mary N. Allison, deceased late of Debuque, Iowa in said county of Debuque, Iowa, and to appoint said county of Debuque, Iowa, as executor thereof. Dated this 8th day of January, A. D. 1892.
By order of the court,
JOHN A. DAVIES, Attorney for petitioners.

Legal Notice
W. B. Morledge first name unknown, will take notice that on the 30th day of December, 1891, M. Archer, a justice of the peace of Plattsouth city, Nebraska, attached to the county judge in Plattsouth, Cass county, Nebraska, at the hour of 10 o'clock in the forenoon the following matter will be heard and considered:
The petition of Wm. B. Allison and Edward B. Nealey to admit to probate a certified copy of the last will and testament of Mary N. Allison, deceased late of Debuque, Iowa in said county of Debuque, Iowa, and to appoint said county of Debuque, Iowa, as executor thereof. Dated this 8th day of January, A. D. 1892.
By order of the court,
JOHN A. DAVIES, Attorney for petitioners.

Legal Notice
IN DISTRICT COURT, CASS COUNTY NEBRASKA.
Maria L. Butler and Mary F. Butler, Plaintiffs.
vs.
John Grimes and wife, Maria A. Grimes; James F. Grimes and wife, Sarah A. Grimes; Nancy J. Burk and husband, David B. Burk; Elvira E. Grimes, Clara A. Grimes; Sarah F. Johnson and husband, Ired Johnson; Helen D. Whitacre and husband, George Whitmore; Lizzie C. Grimes; Francis Grimes and wife, Abbie D. Grimes; John H. Grimes; Lucinda E. Grimes; David W. Grimes; Betsy J. Brown; John G. Walker; William B. Allison, Addie E. Coolbaugh; B. Butler and wife, Ellen M. Butler; Francis A. Walker and wife, Martha Walker; John G. Walker and wife, Rebecca C. Walker; William B. Allison, Addie E. Coolbaugh; Mary E. Fuller and husband, Melville W. Fuller; Jane E. Marsh and husband, Ben. James P. Marsh; Addie E. Coolbaugh; the younger, William F. Coolbaugh, Illinois; Coolbaugh, Grace W. Brown and husband, Archibald L. Brown; Maud Fuller, Mary C. Fuller, Mildred Wallace and husband, Hugh G. Wallace; Paulina C. Aubrey and husband, James M. Aubrey; Catherine M. Fuller; Jane Brown Fuller a minor; Melville W. Fuller, Guardian of Jane Brown Fuller, a minor; Helen Gallagher, Lyman Cook and George C. Lamson, Trustees of the estate of James W. Grimes, deceased, and Melville W. Fuller, agent for heirs of Wm. B. Coolbaugh deceased; Frances Higbee, George True Nealley, Henrietta Greenwood, Susan Nealley, Edward B. Nealey, Edward M. Nealley, Wm. P. Nealley, Henry A. Nealey.
Defendants.
The above named defendants will take notice that on the 29th day of December 1891 Maria L. Butler and Mary F. Butler, plaintiffs herein filed their petition in the district court of Cass county, Nebraska, against said defendants, the object and prayer of which are to secure a partition of the following described property to-wit: The west half (1/2) of the southwest quarter (1/4) and southeast quarter (1/4) of the southwest quarter (1/4) and northeast quarter (1/4) of the southeast quarter (1/4) of section number thirty-two (32) township number eleven (11), range number twelve (12), and west half (1/2) of northwest quarter (1/4) and northwest quarter (1/4) of southwest quarter (1/4) of section number thirty-three (33), township number eleven (11), range number twelve (12), and northwest quarter (1/4) of northeast quarter (1/4) of section number thirty-three (33), township number eleven (11), and northeast quarter (1/4) of section number twenty (20), township number eleven (11), range number eleven (11) east of the 6th P. M. Cass county, Nebraska, together with an accounting for rents and profits realized therefrom, and for judgment confirming the shares according to the respective rights of the parties interested therein, or if the same cannot be equitably divided, that said premises may be sold and the proceeds thereof divided between the parties according to their respective rights.
You are required to answer said petition on or before Monday the 15th day of January 1892.
MARIA L. BUTLER
MARY F. BUTLER
John A. Davies, attorney for petitioners.
Dated December 29 1891.

Legal Notice
IN THE DISTRICT COURT OF CASS COUNTY NEBRASKA.
R. V. Johnson, executor of the estate of Jane Lee, deceased, Plaintiff.
vs.
Richard P. Cartwright, Amanda M. Cartwright, Alonzo B. Dort and Wm. S. Wise, Defendants.
The above named defendants will take notice that on the 27th day of January, 1892, R. V. Johnson, executor of the estate of Jane Lee, deceased, Plaintiff herein filed his petition in the district court of Cass county, Nebraska, against said defendants, the object and prayer of which are to foreclose a certain mortgage executed by the said Richard P. Cartwright, Amanda M. Cartwright and Alonzo B. Dort, which is now the property of the estate of Jane Lee deceased, and given upon the east three-fourths (3/4) of the southeast quarter (1/4) of the northwest quarter (1/4) of section twelve (12) township twelve (12), north of range thirteen (13), east, to secure the payment of one promissory note dated March 18th 1888 for the sum of \$200.00 and the same payable three years after date. There is now due on said note and mortgage the sum of \$700 with 10 per cent interest from the 15th day of March 1892.
Plaintiff prays that an alleged interest or interests of one Alonzo B. Dort and one Wm. S. Wise in said land be declared junior and inferior to that of plaintiffs and that defendants may be foreclosed of all equity of redemption or other interest in said mortgaged premises, and that the same may be sold according to law and out of the proceeds thereof the plaintiff may be paid the amount adjudged to be due him with interests and costs of suit and for such other relief as may be just and equitable.
You are required to answer said petition on or before the 7th day of March 1892.
Dated January 23rd, 1892.
R. B. WINDHAM, Attorney for Plaintiff.

Legal Notice
IN DISTRICT COURT OF CASS COUNTY NEBRASKA.
Helen M. Smith defendant, will take notice that on the 22nd day of January 1892, Nelson A. Smith, plaintiff, herein filed his petition in the district court of Cass County Nebraska, against said defendant, to obtain a decree of divorce from said defendant on the grounds of willful abandonment for two years last past.
You are required to answer said petition on or before the 20th day of February 1892.
NELSON A. SMITH,
By Chas. L. Graves his attorney.

MILK CRUST ON BABY

Kept Spreading Until His Face Was a Raw Sore. He Scratched Until Blood Ran.
Best Physicians Said No Cure While Teething. He Was Cured Promptly by Cuticura.

Something over two years ago, our boy, then less than one year old, was troubled with an eruption on his head, pronounced by our best physicians to be a case of milk crust or infantile eczema. They also said that it would be impossible to cure it until after he had finished teething. This remedy kept spreading until his face was a raw sore, and every few days he would draw his finger nails down on both cheeks, removing the scales, and the blood running down on his chin made him present a ghastly sight. We commenced using the CUTICURA REMEDY, and in two weeks we noticed a wonderful improvement, and in two months his face was fresh and fair, and has been perfectly well ever since. We unhesitatingly give all credit to CUTICURA.
C. B. WILLIAMS, Fort Dodge, Iowa.

Scaly Humors 17 years

I was afflicted for seventeen years with a scaly and blotchy humor over my entire breast. At times I would scratch till soreness compelled me to cease. After reading your advertisements at different times, I concluded to give CUTICURA a trial, and to my astonishment as well as satisfaction, I was cured with one set of CUTICURA REMEDIES, in about two and a half weeks. That has been nearly two years since, and no symptoms of return.
JACOB STOKCKLE,
3610 Palm Street, St. Louis, Mo.

Cuticura Resolvent

The new Blood and Skin Purifier, Internally, and CUTICURA, the great Skin Cure, and CUTICURA SOAP, the exquisite Skin Beautifier, externally, instantly relieve and speedily cure every disease and humor of the skin, scalp, and blood, with loss of hair, from infancy to age, from pimples to scrofula.
Sold everywhere. Price, CUTICURA, 50c.; SOAP, 25c.; RESOLVENT, \$1. Prepared by the POTTER DRUG AND CHEMICAL CORPORATION, Boston.
How to Cure Skin Diseases, 64 pages, 50 illustrations, and 100 testimonials, mailed free.

HOW MY BACK ACHES!

Back Ache, Kidney Pains, and Weakness, Soreness, Lameness, Strains, and Pain relieved in one minute by the CUTICURA Anti-Pain Plaster.

Legal Notice

To John W. Amick, non-resident defendant you are hereby notified that on the 29th day of January, 1892 the plaintiff herein, Frank E. Finch, filed his petition in the district court of Cass county Nebraska, against Martha A. Hurst, John W. Amick and H. C. Bittensberger (first and real name unknown), the object and prayer of which are to foreclose a certain mortgage executed by the defendant Martha A. Hurst to plaintiff upon the north half lots three (3) and four (4) block sixty (60) Weeping Water, Cass county, Nebraska, to secure the payment of an certain promissory note of the said Hurst for \$500 dated September 1st, 1887 and due at 10 per cent interest from date; also one certain coupon note for \$48 attached to said \$500 note due Sept. 1, 1890. Here is now due on said note and coupons the sum of \$560 at 10 per cent interest from September 1st, 1888 and \$48 with 10 per cent interest from Sept. 1 1890 for coupons with accrued interest, plaintiff prays for a decree that defendants be required to pay the same or that said premises may be sold to satisfy the amount found due.
You are required to answer said petition on or before the 14th day of March 1892.
FRANK E. FINCH,
By her Attorneys,
A. G. Welfarbarger and Re. son & Root.

Rev. J. Presson, who was pastor of the M. E. church here twenty years ago, filled the pulpit at the M. E. church here yesterday.

Engine No. 97 created quite a stir in the yards yesterday morning by the lower guides breaking and dragging along on the track.

The Missouri Pacific had a very bad wreck at Weeping Water last Friday night, in which two engines and two flat cars were completely demolished. The crews saved themselves by jumping.

The little nine-year-old daughter of H. C. Schmidt fell on the sidewalk yesterday and broke her leg above the knee. Dr. T. P. Livingston was called and set the fracture and she is getting along as well as could be expected.

Isaac Henry, a Missouri Pacific brakeman, met with a very painful accident while coupling cars at Weeping Water yesterday morning. He was run over and had his foot badly crushed, but there is hopes of saving it. He was removed to the hospital at Kansas City.

The B. & M. has arranged to hereafter honor second class tickets in pullman cars. To through passengers and all who are accustomed to using pullman privileges the change effects a material reduction in cost of travel, and at the same time it puts the comfort of the pullman service within the reach of those who have not heretofore been able to enjoy them.

Meat Market Robbed.
The meat market of Oliver & Range was entered last night by burglars. They got in through the cellar and went through the money drawer, taking all the money there was in it, amounting to about \$2. They even took a number of coppers that were in the bottom under some books. They also made an attempt to get into the safe, but failed in that. Nothing else was missed from the shop.

PUBLIC SALE.
The undersigned will sell at public auction at his residence three miles southeast of Cedar Creek, on Monday, February 13, 1892, the following goods and chattels, to-wit: 16 head of cattle, consisting of 8 milch cows, 5 yearling steers, one heifer, 2 calves, 50 hogs, 1 self binder, 1 mower, 1 hay rake, 2 hay and grain stacks, 1 stock cutter, 3 plows 3 farm wagons, 1 two-hole corn sheller, 1 hog rack, 600 posts, 40 colonies of bees in movable frame hives, and household good and utensils too numerous to mention. TERMS—All sums under \$10 cash. Sums of \$10 and over 9 months' time at 8 per cent will be given, or 5 per cent off for cash on sums over \$10.
JOHN C. EISELE,
W. D. Jones, auctioneer.
Sale commences at ten o'clock.

THE AGONY OVER.

BOYD IS A SUBJECT OF UNCLE SAM.

DECISION OF THE SUPREME COURT.

Desides Boyd Eligible to the Office to Which he was Elected, but no Mandate Issued.

WASHINGTON, D. C., Feb. 1.—The United States supreme court, in an elaborate opinion by Chief Justice Fuller, to-day held that James E. Boyd is a citizen of the United States and was for two years preceding his election as governor of Nebraska, and that consequently he is entitled to the office, and that John M. Thayer, the hold-over governor, who denied the right of Boyd to succeed him, must give way. All the justices, except Field, unite in the conclusion that the United States supreme court had jurisdiction of the case.

All the justices except Field concurred in the conclusion of the court that Boyd was a citizen of the United States and entitled to the office of governor of Nebraska. Justice Harlan, Gray and Brown concurred in that part of the opinion which held that Boyd was a citizen, because from the records in the case it must be considered as established that Boyd's father, having exercised all the rights of a citizen, had in fact in 1854 taken out his final naturalization papers, notwithstanding he did not have a record of such final naturalization papers.

ONE POINT OF DIFFERENCE.
Those three jurists, although the fact was not stated in so many words by the court, did not assent to the conclusion reached by the other justices that Boyd was also a citizen on another ground; viz: That the enabling act of Nebraska constituted a collective naturalization of all the inhabitants thereof at the time of its admission into the union, except such as announced that they intended to retain their rights as citizens or subjects of foreign nations, and that the various officers held by Boyd and the exercises of the right of suffrage by him, with the oaths of allegiance to the United States he took at various times, show clearly that it was his intention to become a citizen of the United States, and that in fact he so considered himself.

The court reversed the decision of the supreme court of Nebraska and ordered that it take further proceedings in conformity with the decision that Boyd is a citizen. THE STATUS OF ALIENS.
Application of this doctrine is then made to the case of the state of Nebraska, and its various proceedings looking to admission are considered. One clause of the state constitution adopted provided that white persons of foreign birth who had declared their intention to become citizens should be considered electors, and this congress amended by declaring that it should not operate as a discrimination on account of color. These provisions in connection with section 14 of the state constitution, that "no distinction shall ever be made by the law between resident aliens and citizens in reference to prosperity," seems to the court a clear recognition of distinction between those who had and those who had not elected to become citizens. It follows from this that all who declared their intention to become citizens congress so required, and placed those whose naturalization was incomplete in the same category with persons already citizens.

PROOF OF THE NATURALIZATION.
The court holds, on the authority of Justice Miller in Mitchell vs. Clark, that it has a right to determine for itself the sufficiency of this allegation, and that it is not concluded by the view taken by the Nebraska supreme court. It is true it says, that under the naturalization laws, naturalization can only be complete before a court, and that the usual proof of naturalization is the copy of courts of record. But, citing Blight vs. Rochester, and Hogan vs. Kurtz, the court says it is equally true that where no record of naturalization can be produced, the evidence that a person had the requisite qualification to become a citizen, did, in fact, and for a long time, vote and hold office and exercise the rights belonging to citizenship, is sufficient to warrant a jury in inferring that he had been duly naturalized.

NOT YET IN THE CHAIR.
The court's order reads as follows: "Judgment of the supreme court of Nebraska is reversed and the cause remanded, to be proceeded in according to law and in conformity with this opinion." Unless the Nebraska courts should of their own accord depart from the usual custom, Governor Boyd will not be reinstated in office before March at the earliest. Ex-Attorney-General Garland asked for a mandate this afternoon, but Justice Fuller said that the court could not depart from the usual custom and would not issue a mandate before the usual time, unless notice of intention be given the other side. The motion of Garland therefore was denied. As the court to-day adjourned until February 29, this action will have the effect of delaying the issuance of the court's order until after its re-assembling.

UNDER THE WHEELS.
Larry Doolan, an old Man, Horribly Mangled in the Yards Last Night.
Larry Doolan, an old man living in the house known as "old section house" up near the old brewery, was killed by the cars last night. The supposition is, (although nothing definite is known,) that he was struck by switch engine No. 14 at about 10 o'clock last night, but the body was not found until about 1 o'clock this morning.
The unfortunate man was struck by the train just above the switch shanty and dragged up opposite the brewery and was dropped there.
He was not found until the switch engine had pushed No. 66, a freight train, up the hill toward the bridge, and it is supposed that three engines and twenty-five cars passed over him.
His right leg was cut clear off, right close to the hip, and was found about forty feet from the body, lying on the east side of the track. The body was lying in the middle of the track. The right arm was hanging by a small piece of flesh, and a hole as large as a base ball was in the right side of his head. His breast was crushed out of shape; in fact, every bone in his body was broken.
He presented a ghastly appearance as he lay on the slab in Undertaker Unruh's rooms. With his right leg—completely severed from his body—lying beside him, and the cinders and ashes ground in his face and body, it was hard work for his friends to recognize him.
From the testimony, it seems that Doolan had been drinking last night and had started for home when he was killed.
Night Yardmaster Chas. S. Johnson and several of the other employees of the road testified that they had warned him several times to be careful or he would get hurt, and Jas. Archer, car inspector, testified that he had pushed him off the track once before just in time to keep an engine from hitting him.
The engineer and fireman of No. 14 both testified that they had not seen him and did not know that any body had been killed until Al Hall, a switchman, had called their attention to it after they had pushed No. 66 up the hill.
The old gentleman was hard of hearing and in all probabilities did not hear the train approaching. His daughter has been keeping house for him. He was employed by the B. & M. as a blacksmith until about a year ago. Part of the time since then he has been working on the section under Foreman Con McCarthy.
Coroner Unruh empanelled the following jury: E. R. Todd, Geo. Weidman, J. C. Petersen, L. D. Bennett, L. G. Larsen and P. E. Ruffner. The jury returned a verdict that he came to his death by his own carelessness, no blame being attached to the company or its employes.
In matter of State vs. Ed. Wiley, the defendant was dismissed by the state to-day in police court.

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A Free Lunch Will Be Served.
TEAMS WILL MEET TRAINS AT CEDAR CREEK.
TERMS.—All sums of \$10 and under cash. On all sums over \$10 one years time will be given, with approved security. Note to bear no interest if paid at maturity. If not paid at maturity, note to bear 8 per cent interest from date thereof. No property will be removed until settled for.
Will also sell to the highest bidder for cash about 500 bushels of Oats, 1,000 to 2,000 bushels of corn, and about 50 tons of hay.
J. B. THOMPSON
G. E. DOVKY.
H. B. ALLISON, of Des Moines, Auctioneer.

CLEANING UP
SALE
OF - DDS - AND - ENDS.
IN OUR VARIOUS DEPARSMENT.
Chips from our last years business that must be swept away Sweewing reductions on all old goods. Very low prices-on the new goods that we are receiving every day.
NEW SPRING
GINGHAMS, OUTING CLOTH, SPRING DRESS FLANNEL, BEDFORD CORDS, CHEVERON SERGES, HENRIEETAS, CASHMERE, MUSLIN UNDERWEAR, HAMBERG EDGING, ETC.
Having just finished taking stock we find that we have hundreds of REMNANTS
Of dress goods, dress gingham, calico, and all pieces containing less than eight yards, we have put on our remnant counter to be closed or a reduction in prices.
Remnant of 10, 15 and 20 cent Gingham, outing cloth, etc., to close at 8 cents.
Remnants of 7 and 8 cent prints to close at 5 cents. Standard print and fast colors, our 5 cent grade for 3 1/2 cents.
Remnants of dress flannels, cashimere Henriettas broadcloth, serges, etc., at a reduction of from 25 to 50 per cent from regular price. Just the right length for childrens' wear.

BOOTS AND SHOES,
AT HALF PRICE.
Every pair of shop worn boots and shoes, together with all surplus styles that we do not wish to carry another season. The size of these lots will be somewhat broken, but those who can be fitted can secure some of the greatest bargains ever offered.
WM. HEROLD & SON.
507 Main Street
Plattsouth, Neb.

Buy the CHARTER OAK,
With the Wire Gauge Oven Doors.
IT IS NOT AN EXPERIMENT,
—BUT A—
PROVED SUCCESS.
TAKE NO OTHER.



IMPOSSIBILITIES
A WHALE CANNOT LIVE ON
THE SHORE
A COOK CANNOT COOK QUITE NEW
BEST
IF THE RANGING DOGS
WIRE GAUGE DOORS
IF YOU WANT THE BEST

ST. JACOBS OIL,
FOR HORSE AND CATTLE DISEASES.
CURES
Cuts, Swellings, Bruises, Sprains, Galls, Strains, Lameness, Sickness, Cracks, Heels, Scratches, Contractions, Flesh Wounds, Strangles, Sore Throat, Diarrhoea, Colic, Whitlow, Puff Evil, Fistula, Tumors, Splints, Ringbones, and Spavin in their early Stages. Directions with each bottle.
DISEASES OF HOGS.
GENERAL DIRECTIONS.—Use freely in the hogswill. If they will not eat, drench with milk into which a small quantity of the Oil is put.
DISEASES OF POULTRY.
GENERAL DIRECTIONS.—Saturate a pill of dough, or bread, with St. Jacobs Oil, and force it down the fowl's throat.

PUBLIC SALE!
The undersigned will offer at public sale at the Dovey section, three miles of Cedar Creek, sale to commence at ten o'clock a. m. on **THURSDAY, FEBRUARY 18, 92.**
THE FOLLOWING PROPERTY:
55 head of Durham cows and heifers, (none of them over 5 years old) 12 milch cows, 17 Durham 2-year old steers, 40 head of Durham Calves coming yearlings, 125 head of Poland China hogs, brood sows and stock hogs; 1 registered China boar, 4 good work teams, 16 head horses and mules from 1 to four years old; also all the farming implements on said farm, consisting in part of 1 Deering binder in good order, 2 double row stalk cutter, 1 good hay sweep, 1 Buckeye mowing machine, used one season, 4 good farm wagons, hay racks, corn planter, listers and drills, cultivators, stirring plows, etc.

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TERMS.—All sums of \$10 and under cash. On all sums over \$10 one years time will be given, with approved security. Note to bear no interest if paid at maturity. If not paid at maturity, note to bear 8 per cent interest from date thereof. No property will be removed until settled for.
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