

OMAHA MUST SHUT SALOONS

The Eight O'clock Closing Law Declared Constitutional.

COURT IS UNANIMOUS IN ITS DECISION

Opinion by Justice Rose and Concurred in by all Judges.

LINCOLN, Nov. 10.—The supreme court yesterday affirmed the decision of the Douglas county district court in its decision on the eight o'clock closing law.

The suit was brought in Omaha against Frank Dinuzzo by the police court and he was fined \$100 and costs. The same was appealed to the supreme court of the state and the above decision rendered by Justice Rose was concurred in by all members of the court.

Constitution Not Violated.

The syllabus is as follows:

"Chapter 82 of the session laws of 1909, an act declaring by its title a purpose to amend Section 14, Chapter 50, Compiled statutes of 1907, and making it unlawful to sell or give away intoxicating liquor after 8 o'clock p. m. and before 7 o'clock a. m., is germane to the amended statute which prohibits the sale of intoxicating liquors on days of election and on Sunday, and the amendment did not violate the constitutional provision that no bill shall contain more than one subject and the same shall be clearly expressed in its title."

In enacting chapter 82 of the session laws of 1909 an act amending section 14, chapter 50 of the compiled statutes of 1907 by inserting therein a provision making it unlawful to sell or give away intoxicating liquors on days of election and on Sundays, the legislature did not amend other laws delegating to municipalities the power to regulate the traffic of intoxicating liquor, within the meaning of the constitutional provision that no law shall be amended unless the new act contains the section or sections so amended shall be repealed.

"Section 14, chapter 50, compiled statutes making it unlawful for a licensed saloon keeper to sell or give away any intoxicating liquor after 8 o'clock p. m., and before 7 o'clock a. m., is not invalidated by reason of a provision therein which authorizes a fine of \$100 and a forfeiture of the license upon conviction of the licensee for violating the law."

GENERAL GRAND COUNCIL ELECTS ITS OFFICERS

Graff M. Acklin of Toledo is Chosen as Grand Master.

SAVANNAH, Ga., Nov. 10.—The General Grand Council of Royal and Select Masons selected the following officers at their session here yesterday: Grand Master, Graff M. Acklin of Toledo; General Grand Deputy Master, John Albert Blake, Boston; General Grand Principal Conductor, Edward W. Wellington of Kansas; General Grand Treasurer, Thomas E. Shears of Denver; General Grand Recorder, Henry W. Mordhurst, Fort Wayne; General Grand Captain, Gen. A. Newell of Medina, N. Y.; General Grand Marshal, Fay Hempstead, Little Rock; General Grand Steward, Joseph C. Greenfield, Atlanta.

HYPNOTIC SUBJECT FAILS TO RECOVER

While Under the Influence of Hypnotism Young Man Dies.

SOMMERVILLE, N. J., Nov. 10.—While Robert Simpson, a young man of this city, was under the influence of hypnotism administered by Prof. Everton, a well known hypnotist, he failed to come out of it when the professor attempted to revive him and was pronounced dead by physicians who were called from the audience.

The arrest of the hypnotist was ordered. The exhibition given was of the usual order. Simpson had been reduced to a state of rigidity and his body placed between two chairs. The professor then stood on the body. When he attempted to bring Simpson out of the condition he was in he fell from the chair dead.

FROM PENITENTIARY TO THE CEMETERY

Man Just out of Pen Attempts Burglary and is Killed.

OMAHA, Nov. 10.—Charles Story, who was recently released from the state penitentiary was killed last night by William Smith while trying to force the door of Smith's apartments at 1412 Chicago street in this city. Smith was awakened in the night by someone trying to force open his door. He secured a rifle and at once shot through the door. Story, who had probably heard Smith moving around turned to leave as the shot struck him in the back. Smith, however, is being held by the police as a suspicious character.

COLORED MAN KILLED AT DOOR OF HOME

Robbery Supposed to be the Motive for the Crime.

OMAHA, Nov. 10.—While standing at the door of his home at 1716 No. 28th street at 1 o'clock this morning, James Gaines, the proprietor of a colored club, was shot and instantly killed.

His wife and others who heard the shots rushed to the scene, but no trace of the murderer could be discovered. A revolver still full of cartridges showed that the unfortunate man had no chance to defend himself, and was probably killed before he had a chance to draw his weapon, as it was still in his pocket.

He left the club about one o'clock and had with him about \$400 in cash and a diamond stud. The money was missing but the diamond stud remained. A waiter by the name of Keen, who had been seen to leave the club with Gaines, is under suspicion while Mrs. Gaines and her daughter and another girl are also held pending an investigation.

In District Court.

Alvina Augusta Albin vs. William Albin. Decree of divorce granted to plaintiff. Decree to be entered on payment of costs, made by plaintiff. No alimony allowed. Guardian ad litem fees of \$35 to be paid by defendant. Also defendant's costs to be paid by defendant.

In the case of the City of Plattsmouth vs. Earl C. Westcott et al., the motion to make petition more definite and certain sustained. Plaintiff excepts.

In the case of George W. Harshman vs. Charles J. Royal, hearing on application for permanent injunction was commenced yesterday afternoon. On account of the plaintiff being in California case was adjourned to Nov. 18, 1909, to allow plaintiff to plead if he so desires.

An Appreciation.

We have just closed a most successful and profitable season of threshing and we take this means of than our patrons for their business. Our business relations with all customers have been of the most pleasant nature, and we are duly appreciative. Trusting that they have been alike satisfactory to you, and that we may have the pleasure of serving you again in the future, we remain,

Yours very truly,
R. L. Propst,
W. E. Popstr

McDaniels Dead.

James W. McDaniels, a grandson of Mrs. S. E. Carrigan of Havelock died at St. Elizabeth's hospital in Lincoln Tuesday, Nov. 9, 1909, aged 16 years, 1 month and 16 days. An operation was recently performed.

The body was brought to this city Wednesday and the funeral services will be held in the Christian church in this city Thursday afternoon at 2 o'clock, by Rev. Luther Moore. Interment will be in Oak Hill cemetery.

New Bridge Weakening.

NEW YORK, Nov. 10.—The new \$20,000,000 Williamsburg bridge is showing signs of weakness at its land spans caused by the extreme traffic which it has had to bare.

Acknowledge the Benefit

Plattsmouth Has to Bow to the Inevitable—Scores of Citizens Proves it.

After reading the public statement of this representative citizen of Plattsmouth, given below, you must come to this conclusion: A remedy which cured years ago, which has kept the kidneys in good health since, can be relied upon to perform the same work in other cases. Read this:

J. W. Hickson, Oak Street, Plattsmouth, Nebr., says: "I will never cease to praise Doan's Kidney Pills, as they were of such great benefit to me several years ago. My kidneys and back were a source of constant suffering and I was subject to attacks of lumbago that came on without the least warning. The simplest movement was painful and I was annoyed more or less by the irregular passages of the kidney secretions. I read so much about Doan's Kidney Pills, that I finally procured a box from Gering & Co.'s drug store. I was so gratified with the results of their use that I publicly endorsed them in 1906 and at this time, I heartily renew that statement. I hope that other kidney sufferers will profit by my experience." For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, New York, sole agents for the United States. Remember the name—Doan's—and take no other.

New Monotype For Daily News

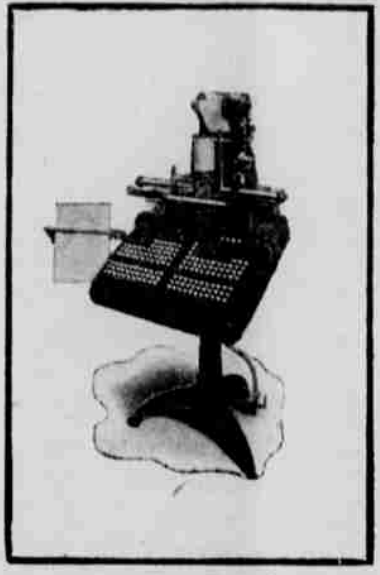
The First Machine of its Kind to be Installed In a Nebraska Newspaper Office.

THE VERSATILE MACHINE THAT KEEPS BUSY AND BUSY ALL THE TIME

One of the Greatest Inventions in Printing is Now Being Used to Print The Plattsmouth Daily News.

With this issue of the Daily News we begin to set the paper with the exception of the advertisements, with a Monotype, and in a short time every piece of type used in the printing of the paper and also in the ads, will be produced by this same machine.

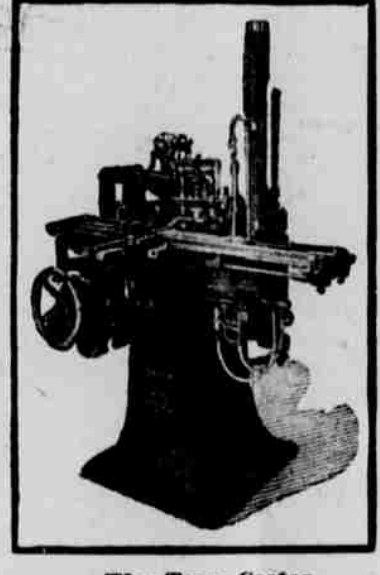
The Monotype is probably one of the greatest, if not the greatest machine ever invented for use by the printing trade. When we tell you that a person can set down to a typewriter, write the article he wishes printed and when written take it to the machine and the machine will return the article set up in type ready to be printed, you will probably wonder how it can be done.



The Key Board.

The above is a picture of the keyboard of the machine. This key board is operated the same as a typewriter, having the same system as to the arrangement of the letters. Without change it prepares four different kinds of letters ready for the Caster,—capitals, lower case or small letters, italic caps and lower case, black face or head letter, caps and lower case, and the figures which go with each.

Instead of making the letters as in the case of a typewriter it perforates a strip of paper from a roll, something like the perforated paper of a pianola. The operator of the key board has no cares of the compositor of the old style. Seated at the key board far away from the dust and noise of the Caster and other machinery of the printing office he runs his key board with no greater trouble than if he was sitting at his typewriter. All the work of justifying the line is done by simply touching a key. If he is correct in his work there is no corrections to be made by the proof reader. When he has finished the article upon which he is working he simply removes it from the machine and takes it to the Caster.



The Type Caster.

The above represents the Type Caster. The copy from the key board is inserted in the Caster, the button is touched and the machine begins its work. Each type is made separately and is placed where it belongs and when the line is completed is placed in the type galley automatically. No attention need be given the machine until the galley is full, when the machine is stopped and a new galley put in. Whenever there is anything wrong, the machine stops itself and the man in charge of the printing office looks up the difficulty, adjusts it and the machine goes on.

With this machine, the type is always new. After the paper is printed the type is remelted and set as before. Whenever a font of job type becomes worn it is melted up and this machine takes it and produces a bright new font of type of the same face or any other face needed. Hardly a printing office in the country but what has several pounds of old type, leads, etc., setting around in the way. By sending this old metal to us we can recast it to any size or face desired and return a new font of type.

In fact, the Monotype is typesetting, typecasting and all. It is a typesetting machine and a foundry in one. It solves the problem of busted type and worn out fonts.

Readers of this paper are cordially invited to call and see this wonderful machine work.

Policemen Must Go.

NEW YORK, Nov. 10.—The policemen of New York City are going to have hard work to hold their jobs under the new order of things brought about by the partial defeat of the Tammany forces, and also because of the fact that during the month of October 22 persons were killed and over 100 injured by automobiles. It is claimed that if the police would look after this kind of business and do their duty, the casualties would not be so many.

State Will Make Shirts.

LINCOLN, Nov. 10.—Gov. Shallenberger, State Treasurer Brian, Warden Smith, Attorney General Thompson and Secretary of State Junkin have decided that a shirt factory at the penitentiary will be about the proper thing in order to keep the convicts in that institution out of mischief. Consequently they signed a contract with Max Coen of Chicago to furnish 100 convicts and will receive \$2 1-2 cents per day for each man. The state will furnish power, heat and light.

Want Column

WANTED—Woman to do laundry work. Good wages, apply at once at Hotel Riley.

WANTED—Young men and women to fill positions paying \$900 to \$2000 per annum. Big demand for stenographers in the Government service, as well as in private business life. Our new method of teaching shorthand by mail insures a thorough and practical a training at your own home as is obtainable by personal attendance at any business college in the country. We guarantee success. Complete course for small cash payment; balance to be paid when you secure a position. Trial lesson free. Central Business Institute, Central Building, Washington, D. C.

FOR EXCHANGE, 640 acres in Kimbl county, fine. Will exchange for Cass county land pay difference. 80 acres Cultivate, in Eastern Kansas for Plattsmouth property. 8 room cottage to exchange for western land. Fifteen acres close in for Cash. Windham Investment Co. 56-4

FOR SALE CHEAP—At Smith's barn, Plattsmouth, Neb., a new carriage. Laddy owning same has quit keeping a horse. It must sell. sw-ft

Legal Notice.
Alvin Ferris, defendant, will take notice that on the fourth day of August, 1909, Ada Ferris, plaintiff filed her petition in the district court of Cass county, Nebraska, against the defendant, the object and prayer of which is to obtain a decree of divorce from the bonds of matrimony, and for the custody of her children, to-wit: Ethel, Clair and Kenneth, and for such other relief as equity may require. You are required to answer said petition on or before the 20th day of December, 1909. Ada Ferris. By her Attorney, M. Archer

Legal Notice.
State of Nebraska, ss. In County Court, County of Cass, ss. In the matter of the estate of Margaret M. Walling, deceased. To all persons interested: You are hereby notified that the executor of the above estate has filed in this court his report together with a petition, praying therein that said estate be settled and the executor be discharged, and that the estate be distributed and assigned according to the terms of the last will and testament of said deceased. That a hearing will be had upon said report and petition before this court, at Plattsmouth, in said county, on the 20th day of November, 1909, at 9 o'clock a. m., and that all objections, if any, must be filed on or before said day and hour of hearing. Witness my hand and the seal of the county court of said county this 4th day of November, 1909. ALLEN J. BEESON, County Judge.

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A. L. TIDD LAWYER
References: Bank of Eagle, Eagle. Nehawka Bank, Nehawka. Bank of Murdock, Murdock. First Nat'l Bank, Greenwood. State Bank of Murray, Murray. First Nat'l Bank, Plattsmouth.

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Ladies! Ask your Druggist for Chichester's Diamond Brand Pills in Red and Gold Seal. They are small, with Blue Ribbons. Take one or two. Buy of your Druggist. Beware of cheap Diamond Brand Pills. For 25 years known as Best, Safest, Always Reliable. SOLD BY DRUGGISTS EVERYWHERE

Notice.
State of Nebraska, ss. In County Court, County of Cass, ss. In the matter of the estate of Jacob F. S. Steiner, deceased. To all persons interested: You are hereby notified that a petition has been filed in this court for the administration of the estate of Jacob F. Steiner and that Mrs. Steiner has been nominated as such administrator, and that a hearing will be had upon said petition on the 15th day of November, 1909, at nine o'clock A. M. at my office in the City of Plattsmouth, Nebraska, before which hour all objections thereto must be filed. By the Court. ALLEN J. BEESON, County Judge.

Notice.
State of Nebraska, ss. In County Court, County of Cass, ss. In the matter of the estate of Mary Miller, deceased. To all persons interested: You are hereby notified that a petition has been filed in this court for the administration of the estate of Mary Miller, that David J. Parnas has been nominated as such administrator, and that a hearing will be had upon said petition on the 15th day of November A. D. 1909, at eight o'clock A. M. at my office in the City of Plattsmouth, Nebraska, before which hour all objections thereto must be filed. By the Court. ALLEN J. BEESON, County Judge. W. A. ROBERTSON, Attorney.

Notice of Election.
Before the Board of County Commissioners of the County of Cass, Nebraska. In the matter of the organization of Liberty Drainage District. To all whom it may concern: Pursuant to the order of the Board of County Commissioners of the county of Cass, Nebraska, made and entered on the 19th day of October, A. D. 1909, and by virtue of the authority vested in me by the Statutes of the State of Nebraska hereinafter described, I, W. E. Beeson, County Clerk of Cass County, Nebraska, do hereby give notice that on the 20th day of October, A. D. 1909, A. E. Taylor, M. G. Todd, J. E. McCaskey, G. W. Conrad, Louis Trachtenberg, B. Todd, Barbara A. Taylor, M. G. Quinn, L. J. Hall, George N. LaBue and F. H. McCarthy, filed in the office of the County Clerk of Cass County their petition in writing and also their bond with surety thereon, all in manner and form as by law required, and which bond and surety thereon were filed on the 20th day of October, A. D. 1909, approved by me. The object and prayer of said petition being for the organization of Liberty Drainage District; said petition being filed under the provisions of an act approved by the Legislature of the State of Nebraska and approved by the Governor thereof, March 27th, 1907, entitled:

"An Act to provide for drainage districts to drain wet land; and land subject to overflow; and any land which will be improved by drainage; to build dikes and levees; to construct, straighten, widen, deepen, or alter any ditch, drain, stream, or watercourse; to riprap or otherwise protect the bank of any stream or ditch; to construct, enlarge, extend, improve or repair any drainage system; to construct, enlarge, extend, improve or maintain any system of control of surface water or running water; and the rights, obligations and powers of such corporations, including the power of eminent domain, the creation of debts, issuing of negotiable bonds, and the levying of special assessments on such real estate and easements therein as may be benefited by such public work, and defining the duties and powers of public officials." And amendments thereto:

That the boundaries of said Liberty Drainage District as fixed and determined by said County Commissioners are as follows to-wit: Commencing at the center of the Missouri River where it intersects the east and west half section line of section twenty-eight (28), in township 19, range fourteen (14), in the County of Cass, Nebraska, thence continuing due west on said half section line through sections twenty-nine and thirty (29 & 30), of said township and range to range thirteen (13), thence due west through section twenty-five (25) to section twenty-six (26), thence north eighty (80) rods, thence due west one-half mile to the (100 rods) to the half section line, thence north on the half section line to the northern boundary of section twenty-three (23), thence due west on the northern boundary line of said section twenty-three (23) to the southwest corner of section twenty-one (21), thence due east on the section line to the northeast corner of section twenty-seven (27), thence one and one-half miles to the half section line between sections thirty-four and thirty-five (34 & 35), thence due east on the half section line through said section thirty-five (35) to the center of section thirty-six (36), thence south eighty (80) rods, thence east forty (40) rods to the center of said section six (6), thence south one hundred and sixty (160) rods to the section line, thence east on said section line to the center of the channel of the Missouri River, thence up the center of the Missouri River with its meanderings to the point of beginning. All of said lands in Otos County being in township nine, north of range fourteen.

All land owners within the boundaries of said proposed Liberty Drainage District and all others concerned, are hereby notified that an election will be held on Friday, November 19, A. D. 1909 between the hours of 10 o'clock A. M. and six o'clock P. M. at the office of the County Clerk of the County of Cass, Nebraska, at Plattsmouth, in said county, that at said election the question of the formation of said Liberty Drainage District shall be determined and a Board of seven directors shall be elected, and said Board shall meet on the 20th day of November, 1909, at my office in the court house in the city of Plattsmouth, in said county, this 20th day of October, A. D. 1909. BYRON CLARK and W. E. BEESON, County Clerk of Cass County, Nebraska. W. A. ROBERTSON, County Clerk of Cass County, Nebraska. Attorneys for Petitioners. County of Neb. (Seal)

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