

CIVIL CODE LAW MUST GO TO VOTERS

SUPREME COURT SO DECIDES IN
OVERRULING DECISION OF
JUDGE MORNING.

M'KELVIE IS MUCH SURPRISED

Court Rules Attaching 461 Page Text
of Law to Petitions Unnecessary
and a Hindrance.

The supreme court Saturday reversed the decision of Judge Morning in which he held that because the circulators of the petitions for the referendum on the civil administrative code law had not complied with a provision requiring that a full and correct copy of the law upon which a vote was being asked be attached to the petition when presented to the voter. The supreme court ordered that a writ of mandamus issue upon Secretary of State Amsh-

ry requiring him to accept the petitions and place the proposition upon the ballot at the November election. In view of the fact that the law also provides that the filing of the referendum petition automatically suspends the operation of the law upon which a referendum is sought, it is possible that this will put the code departments of the government out of business and throw the whole machinery of government out of gear by putting the departments thus grouped back under the old domination of boards. Governor McKelvie said all he had to say was that he was utterly surprised. Deputy Attorney General Barnes thought that the code departments would continue as they now exist until after the referendum was taken on the law. They are now organized and doing business, and he believed that the disorganization and waste that would follow tearing them to pieces for possibly only a few months would limit the effect of the decision to the taking of a popular vote on the law. Dexter T. Barrett, former deputy attorney general, who was leading counsel in the fight for the referendum, said that if this was attempted he would enjoin the continuance of the departments under the code. It was also suggested that as the law carries \$5,000 salaries for six secretaries or heads of departments, more than anybody else

gets at the state house, the salary claims would find difficulty in getting past the auditor's office. It is agreed, however, that the decision will have no immediate effect, as under the practice the losing side has forty days in which to file a motion for a rehearing, and the court then takes a little time, even if it does deny the motion, before acting upon it. If it sustains the motion a re-argument is allowed and another decision follows later. The chances for a rehearing are slim. Five of the seven judges joined in the decision just made. Justice Cornish wrote the opinion, Justice Rose alone dissenting and Justice Letton not sitting, being absent on account of ill health when the case was submitted a few weeks ago. The case turned finally upon one point, and that was whether the provision in the initiative and referendum law, passed by the legislature to give force and effect to the constitutional amendment which apparently said that a full and correct copy of the law to be referred must be attached to each petition presented to voters for signature was in accord with the constitutional amendment. The latter restricts the legislature to doing those things which will facilitate the operation of the amendment. The court says that any such law is unreasonable, obstructive and violative of the constitution, which says that the constitutional amendment shall be self-executory and that the legislature may enact whatever is necessary to facilitate its operation. This, the court says, means that what it does must be such as frees the operation of the constitutional provision from obstacles or hindrances. The court says that any legislation that would unreasonably hamper or render ineffective the power reserved to the people is unconstitutional. To require that a 461 page law, such as this, be attached to each petition containing blanks for not more than twenty signatures, constitutes a hindrance and an unnecessary and unreasonable obstacle, and the court says that it is sufficient compliance to do as was done, attach a full and correct copy to all the petitions when assembled and offered for filing. Laws to facilitate operation must be reasonable and not unnecessarily obstruct or impede the operation of law. Reasonable legislation to prevent fraud or render intelligible the purpose of the proposed law is not objectionable as facilitating operation. Another point involved was the right of the secretary of state to refuse to file the petition. The court says that his duties are ministerial only, and with respect to refusing referendum petitions are defined by the statutes. He would have no power to exercise functions that are strictly judicial in their nature. He has refused to file the petitions, on advice of the attorney general although his own disposition was to receive them, on the ground that the petition sheets did not have a full and correct copy of the law attached. The court said that as the point raised by the state in its argument that the appeal had not been filed in ten days was not put in issue before that, the court had no jurisdiction. In the prohibition referendum

case, submitted weeks before the code referendum, this was one of the points urged from the beginning against the state which was the appellant in that case. The decision has no effect beyond the code law case. The last legislature sought to clear up the ambiguity by providing that the title and text of the law shall appear on each petition sheet, but the constitutional convention went still further and the new constitution, if adopted, provides only for the title.—State Journal.

WM. WEDDELL HAS AN IDEA.

From Tuesday's Daily: Wm. Weddell of Murdock, who is a profound thinker and a man who studies the economic situation, with a good deal of masterful consideration, has the following to offer as a solution of the tense times which are facing the people of America today. In his diagnosis of the conditions, Mr. Weddell says that his experience and observations are that conditions during that period immediately preceding the late war was as near the ideal, as any time during the American history. Wages and salaries were good and prices were very fair, with nothing of that excessive quality, and that the public had not at that time been exploited, with railway rates equitable, with the two-cent fare. That with the entering into the gigantic struggle of the world, prices and wages were both advanced. The wages he has figured have increased something like 25 per cent, some more, some less, but on the average, that he considers would be a fair conclusion. During the same time prices have advanced on an average twice as much or fifty per cent, and probably more than that, but for a certainty, that much. To prevent a crisis, or the occurrence of a panic, and still restore prices he thinks that if the government should take stock just now, and by appropriate legislation exact a law which would make it compulsory to have all prices registered, as well as wages and begin with wages by a reduction of two per cent per month, which should continue for eleven months and the last month or twelfth make it three per cent, which would make for the year 25 per cent and probably place things at the point before the war. At the same time, reduce the prices four per cent per month for the period of eleven months, and six per cent for the twelfth month, which would reduce them fifty per cent and also place the prices on the pre-war basis. Mr. Weddell is offering this for consideration and what do you think of it?

QUIET HOME WEDDING

From Monday's Daily: A quiet wedding occurred on Thursday of last week, March 4, 1920, when Miss Fern Grassman, daughter of Mrs. Clara Grassman was united in marriage to Charles Knutson at the home of her mother on North Hill at eight o'clock in the evening, in the presence of the immediate relatives and a few close friends of the family. The bride is one of Louisville's popular young ladies and is a graduate of the Louisville high school of the class of 1917. Since that time she has been engaged in teaching school. She is a grand-daughter of Mr. and Mrs. Frank Wheeler, pioneer citizens of Cass county. The groom is the second son of Mrs. Oscar Knutson of Louisville and is an industrious and splendid young man of high character. He is employed by the Lyman Sand company under Manager Elmer Sundstrom, who, with his wife, was in attendance at the wedding. Mr. Sundstrom presented the young couple with \$25 as a gift from himself and other workmen where the groom is employed. The wedding ceremony was performed by Rev. J. C. Dillon, pastor of the M. E. church. Mrs. Dillon also being present. After the ceremony and congratulations, the bride's mother served a splendid wedding supper. Among the guests were Mr. and Mrs. Andrew Allen of Phillips, Hamilton county, uncle and aunt of Mrs. Grassman. The happy couple received a large number of handsome and useful presents and a considerable sum of money. For the present, they will live with the bride's grandparents, but expect to go to housekeeping in the M. E. parsonage, when Rev. Dillon moves to another house more suited to his needs.—Louisville Courier.

FILES SUIT FOR DIVORCE

From Monday's Daily: Action has been filed in the district court entitled Agnes Jorgensen vs Harry Jorgensen and in which the plaintiff seeks a decree of divorce. The parties were married in this county in 1918. William A. Robertson appears as the attorney for the plaintiff.

EDWARD BARTLING SEED CO.

NEBRASKA CITY, NEBRASKA

<p>Quotations are per bushel unless otherwise specified and are subject to market changes and goods being unsold. F. O. B. Nebraska City. Bags extra. Ask for prices on items not quoted.</p> <p>TIMOTHY Choice, per bu. \$6.75 1871 Bartling's, per bu. 7.00</p> <p>RED CLOVER Poor grade, per bu. \$24.00 Fair, per bu. \$26.00-\$30.00 Choice, per bu. \$31.00-\$34.00 1871 Bartling's, per bu. \$35.00 B. B. B., per bu. \$36.00</p> <p>MAMMOTH CLOVER 50c per bushel higher than Red Clover.</p> <p>ALSIE CLOVER Choice, per bu. \$22.00-\$25.50 1871 Bartling's, per bu. 26.00</p> <p>WHITE CLOVER SWEET CLOVER Choice, hulled, bu. \$22.00-\$25.50 1871 Bartling's, hulled, \$23.50 Unhulled, per bu. \$20.00 Yellow Blossom, hulled, \$20.00</p> <p>WHITE CLOVER Fancy, per lb. 70c</p> <p>TIMOTHY ALSIE Per bushel (45 lbs.) Lot A. \$9.25</p> <p>TIMOTHY RED CLOVER Per bu. (45 lbs.) Lot A. \$9.25 Per bu. (45 lbs.) Lot WH. 7.50</p> <p>ALFALFA Fair, per bu. \$22.00 to \$24.00 Choice, per bu. \$25.00 to 26.00 B. B. B. 26.50 to 27.00</p> <p>KENTUCKY BLUE GRASS One Grade Only B. B. B., per bu. \$4.60</p> <p>MIXED LAWN GRASS B. B. B., per bu. \$4.50 Orchard Grass, per bu. 4.50</p> <p>RYE GRASSES English and Italian rye grasses for lawns, pastures and field uses. Per lb. 20c.</p> <p>RED TOP 1871 Bartling, per lb. 23c Meadow Fescue</p> <p>BROMUS INERMUS Per bushel \$5.00</p> <p>DWARF ESSEX RAPE Per lb. 15c Per 100 lbs. \$14.00</p> <p>SEED GRAIN Rye, Winter, per bu. \$1.90 Rye, Spring, per bu. 2.00 Barley, per bu. 2.00 Speltz, per bu. 2.00 Sweet corn, per bu. .05 Buckwheat, per lb. .13 Sunflower Seed, per lb. .13</p>	<p>SPRING WHEAT Home Grown, per bu. \$3.50 Marquis Variety, Northern.</p> <p>SEED OATS Home Grown, bu. \$1.10 to \$1.15</p> <p>SEED CORN Shelled and Graded or Ear Corn Nemaha Valley White, 110 days, per bu. \$4.00 Iowa Silvermine, white, 95-100 days, per bu. 4.00 B. B. B. Yellow, 100-110 days, per bu. 4.00 Reid's Yellow Dent, 110 days, per bu. 4.00 Ninety Day corn, per bu. 4.00</p> <p>MILLET German, per bu. \$3.25 Common, per bu. 3.25 Siberian, per bu. 3.25 Hungarian, per bu. 3.25 Japanese or Billian Dollar Grass, per bu. 3.25</p> <p>CANE Amber, per bu. \$2.00 Orange, per bu. 2.00 Sugar Cane, per bu. 2.00</p> <p>SUDAN GRASS Per lb. 18c</p> <p>KAFIR CORN Per 100 lbs. \$7.00</p> <p>FETERITA Milo Maize \$ Pop corn, ear, 100 lbs. 9.00 Pop corn, shelled, 100 lbs. 11.00 Soy Beans—Ask for prices Cow peas—Ask for prices Canadian field peas—Ask for prices</p> <p>SEED POTATOES Minnesota grown Red River Early Ohio, extra fancy, \$4.25</p> <p>FEEDS Bartling's tankage, 100 lbs. \$5.50 Bartling's Tgr., 1000 lbs. \$54.50 Bartling's tankage, ton. 108.00 Swift's tankage, 100 lbs. \$6.50 Oil cake meal, 100 lbs. 3.30 Mixed seeds, 100 lbs. feed. 3.30 Ear corn, for feed. 3.30 Shell corn, car load lots. 3.30 Oats, per bu. 3.30</p> <p>FERTILIZERS For corn, wheat, per ton. \$33.75 For potatoes, 100 lbs. 2.75 For lawns, 100 lbs. 2.00 Seed cleaners, freight paid. 34.00 Seeders, Cyclone 2.00</p> <p>GRAIN BAGS With an order. 65c</p>	<p>TALKS ABOUT THE TOWN Reprinted from Nebraska City Daily Press "Great oaks from little acorns grow," and while we are on the subject of acorns, which are merely seeds, let us turn our attention to the growth of a sturdy business oak of Nebraska City, the Bartling Seed Company. The Bartling Seed Company was organized by E. D. Bartling, a far-seeing young business man in 1911. The first year's turn-over was \$1,850, not a magnificent total, but in five years it had expanded to \$19,600; while the total sales for 1919 were in the neighborhood of \$52,000, a very creditable—a remarkably creditable—showing for a "young" business. While conducted conservatively, the business is also handled along broad lines. "Ed" Bartling believes in publicity and advertising is the keystone of the arch. More than forty newspapers in this trade territory know the name of "Bartling Seed Company" and it is an illiterate reader indeed who does not know that name and what it stands for. Up to the present time the firm has expended more than \$3,500 for newspaper publicity in its trade territory, and plans for an elaborate campaign for the next year are already under contemplation. E. D. Bartling is manager and owner of the business. He has had much experience in other lines of business and it is safe to predict that the concern into which he has put so much energy and time will continue to expand and prosper, serving the agricultural interests of a splendid section of the "Bread Basket of the World" in a manner befitting the firm and those it deals with. Will grow three crops in one season. First cutting on good soil will grow 7 feet high, the next cutting is shorter growth. Stools readily, grows rapidly and yields enormous crops of excellent hay or ensilage. Stands dry and hot weather.</p>
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	Weight to Seed an Acre	Weight per Bushel	Weight to Seed an Acre Bushel
Alsike Clover	8-10 Lbs.	60 Lbs.	50-60 Lbs. 50 Lbs.
Alfalfa or Lucerne	15-20 "	60 "	50-60 " 48 "
Blue Grass	20-40 "	14 "	30-40 " 20 "
Brome grass, bromus inermus	25-30 "	14 "	50-75 " 56 "
Beans in hills	25-35 "	60 "	50-70 " 14 "
Broom corn	8-12 "	46 "	30-38 " 14 "
Buckwheat	20-25 "	52 "	10-15 " 32 "
Barley	35-40 "	48 "	30-40 " 20 "
Crim. Scar. or Italian clover	10-15 "	60 "	40-42 " 20 "
Common millet	50-60 "	50 "	2-4 " 60 "
Canada field peas, broadcast	150-180 "	60 "	8-14 " 60 "
Canada field peas, with oats	90-100 "	60 "	10-12 " 14 "
Cow peas, broadcast	60- "	60 "	30-40 " 14 "
Cow peas, in drills	30- "	60 "	30-100 " 56 "
Cane, broadcast	50-75 "	50 "	20-25 " 50 "
Corn, in hills	7-12 "	56 "	20- "
Corn, in drill for fodder	75- "	"	20-25 " 60 "
Corn, broadcast	150- "	"	75- "
Dwarf Essex rape, in drills	2-3 "	60 "	150- "
Dwarf Essex rape, broadcast	4-6 "	60 "	12-20 " 45 "
Eng. blue grass, m'd'w fescue	30-40 "	24 "	6-8 " 60 "
Flax seed	50-70 "	56 "	75-120 " 60 "

FUNERAL OF MRS. HANS TAMS

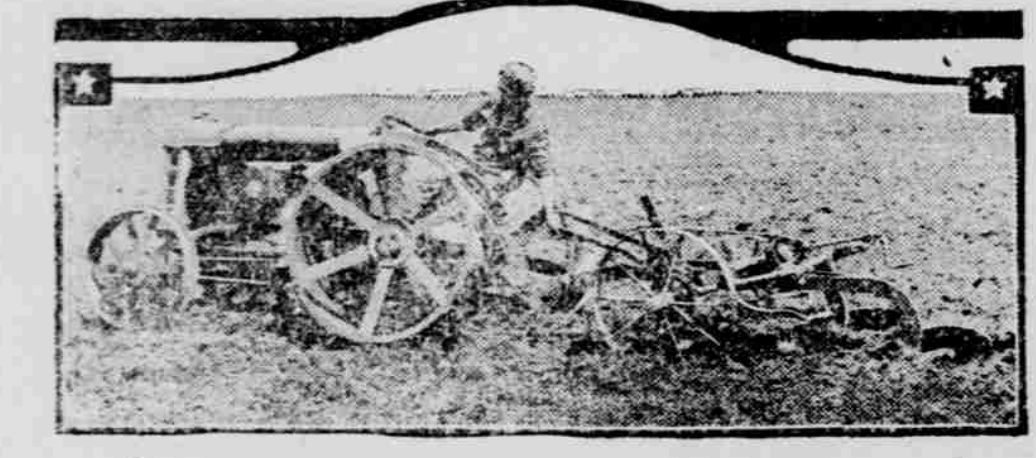
From Monday's Daily: The funeral of Mrs. Hans Tams was held yesterday afternoon at 2 o'clock from the St. Paul's Evangelical church where, for so many years the departed lady had been a devout member. The services in charge of Rev. Robert Kunsendorf, were quite largely attended by the old friends and neighbors who gathered to pay their tribute of respect to the memory of this loving wife, mother and friend, whose death has come as a severe blow not only to the family, but to the host of friends. The body was laid to rest at Oak Hill cemetery, where just two weeks ago the daughter, Mrs. Fred Stewart, was laid to her last long sleep.

FILED FOR DELEGATES

From Tuesday's Daily: Yesterday afternoon filings for delegates to the democratic county convention from Stove Creek precinct were received in the office of the county clerk and in the list appears the names of L. F. Lashorst, C. G. Bailey, H. O. Miller, Earl Elliott, Delmar Saxton, Ed Gustin, John Gonzales, Aiden Turk and John Brown. J. A. Capwell has filed for committeeman from that precinct. On the republican side of the fence there has been additional filings from several different precincts. W. A. Hollenberger of Avoca precinct has filed for committeeman and delegate, while L. J. Marquardt, Ray E. Nor-

ris, Caroline Marquardt and B. Wolph have been named as delegates. The delegates filing from Tip-ton precinct are H. K. Frantz, Fred Spahnle, George Oberle, J. A. Gardner, Jonathan Adams, Fred Schwegen and Will Hudson.

A household remedy in America for 25 years—Dr. Thomas' Electric Oil. For cuts, sprains, burns, scalds, bruises, 30c and 60c. At all drug stores. We do all kinds of job printing.



A tractor that will fit your farm—the Fordson

YOU can make your farm produce more—at less cost—and with less effort on your part—by using the Fordson tractor. Not only will it help you prepare your land and cultivate the crops, but it furnishes power for many other farm jobs. The Fordson tractor is the result of long study of farming conditions and it has proved a success. Burns kerosene—easy to operate and care for—practically trouble-proof.

There's an Oliver No. 7 Plow for your Fordson

Just as the Fordson tractor gives ideal power, the Oliver plow means ideal plowing. It is scientifically designed for tractor service—and is backed by a half century of experience in making plows. It buries all trash and weeds at the bottom of the furrow—maintains an even depth of furrow—and is controlled from the tractor seat. Come in and let us show you this remarkable farm team.

T. H. Pollock Garage,
Telephone No. 1 Plattsouth, Neb

THE UNIVERSAL CAR

The Ford Sedan is the favorite family car, seats five comfortably. While an enclosed car with permanent top, it has large windows, and may in a minute be changed to a most delightful open car with always a top protecting against the sun. In inclement weather it is a closed car, dust-proof, water-proof, cold-proof. Finely upholstered. Equipped with electric starting and lighting system and demountable rims with 3 1/2-inch tires all around. A real family car. Anybody can safely drive it. It has all the conveniences of an electric car with the economy which goes with Ford cars, low cost of purchase price, small cost of operation and maintenance. Won't you come in and look at it?

T. H. Pollock Garage
Phone No. 1 Plattsouth, Neb.

For Sale!

I have to offer for sale a FORD ROADSTER that is in the best of condition. This car has a good coat of paint, a new top, extra truck body for light hauling, a pair of extra fenders, a spot light and is equipped with lots of extras, such as antirattlers, a radiator hood and cover, etc. I will sell this car for \$375.00 and will accept Liberty Bonds as payment of any issue at 100 cents on the dollar. This car is just the thing for a farmer who has light hauling to do, such as hauling chickens, calves, hogs, milk, etc. It will make you money and save you lots of time in many ways. Remember the new cars are getting higher and it will pay you to see me at once, as this is a bargain and will not last long at this price, as some one is going to pick up this snap.

Leonard Meisinger,
Plattsouth, Nebraska