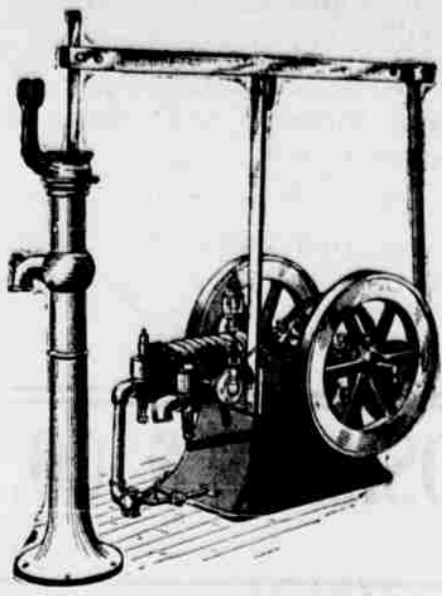


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FALLS CITY NEBRASKA

Educational Department

Conducted by County Supt. Crocker

Forty-six of the ninety county institutes are to be held in August.

According to the examination papers corrected so far, several of our teachers who were at home or away visiting and having a good time during the summer, should have been attending some good normal school.

The law says "It shall be the duty of the school district board to provide on every school house site, and keep in good repair and in clean and healthful condition at least two separate water closets or privies." School boards should see that it is done.

During the institute 53 teachers subscribed for the Nebraska Teacher and 49 for the Pathfinder. It is hoped that each teacher in the county will get to read the Nebraska Teacher. It is the official organ of the State Department of Education and of the State Teachers Association.

We have just received copies of the Eighteenth Biennial Report of the State Department of Education also copies of the 1904 Report of the State Bureau of Labor. We have copies for each high school in the county. Principals and Superintendents who can be requested to either call or send for copies and thus save postage.

Postmaster General Cortel you in a recent address says: "If my boy should leave school with his head full of history and grammar and the classics and modern language, and all the other studies of the curriculum and yet should not have it in his heart to yield obedience to law—the law of the school, the law of the community in which he lives, the law of the state and nation—I should feel that his time had been thrown away. We need in our schools insistence upon obedience to proper authority, for these boys of today are the citizens of tomorrow, and everywhere throughout the length and breadth of the land we must have more prompt and willing obedience to law."

The new law for the certification of teachers will go into effect Oct. 1. All teachers examination papers will be graded by the state examining board. "First and second grade county certificates may be renewed, without examination, at the discretion of the county superintendent, but under such requirement, as may be imposed by the state superintendent for the pursuance and completion of reading circle work, and attendance at teacher's association and county institute." During the past three and one-half years the rule in our county has been to renew all grades of 85 and above without examination when the teacher has been successful and has shown a professional spirit. This rule has already been approved by the State Superintendent.

Some Words of Wisdom.

The fool never knows a good thing when he sees it, and a lazy man doesn't seize a good thing when he knows it.—Philadelphia Record

Initiative is doing the right thing without being told.—Western Teacher.

Teachers are those who educate people to appreciate the thing they need.—Elbert Hubbard.

When you know a thing, hold that you know it, and when you do not know a thing, allow that you do not know it; this is knowledge.—Confucius.

Whoever you are, be noble, Whatever you do, do well; Whenever you speak, speak

kindly: Give joy wherever you dwell—Ruskin.

Defer no time, delays have dangerous ends.—Shakespeare. 'Tis not enough to help the feeble up, but to support him after.—Shakespeare.

Teacher's Contracts.

(FROM NEBRASKA TEACHER.)

Considerable agitation is now going on relative to teacher's contracts. We here call attention to the legal phase of the question.

Equally binding on both parties.—The contract between the school board and a teacher is a mutual obligation, equally binding upon both parties. Neither party can with impunity rescind such contract; and either party violating the provisions of such contract would be answerable in damages to the aggrieved party. It requires a majority of the board to legally accept a teacher's resignation.

Oral.—In order to be legal and binding upon the district, it is not necessary that a contract be in writing. If not in writing its existence must be fully proven. If it can be proven that teacher was elected by the board, that he was notified of such election and clearly indicated his acceptance of it, the contract is binding whether made out in writing and signed by all parties concerned or not. In the absence of a written contract the minutes of the director or secretary of the board would show the time for which a teacher was elected.

Teacher can not set contract aside of her own free will.—In case a teacher breaks a contract made between herself and a school district board, the board has a right of action on the original contract, and may maintain: (1) A suit to obtain damages for the loss sustained by the breach; (2) a suit to obtain specific performance of the contract by the other party. Or, if the court were to find it difficult to assess the damages, or should fail to enforce a specific performance because it can not supervise or insure its execution, they could, by injunction, enforce the promise not to teach elsewhere during the time covered by the injunction. See Clark on Contracts, 702.

Two supreme court decisions are here given, one from the standpoint of the board, one from the standpoint of the teacher:

Discharge of.—(1877) The district school board is specially invested by the statute with the general care and management of the school and the employment of the teachers; and, as and incident to these powers, has a right to discharge a teacher for incompetency or for any other sufficient cause, at the will and pleasure of a majority of its members. Maxwell, J. dissenting. (Bays v. State, 6 Neb., 167.)

(1897.) If a teacher duly employed in the public schools for a specified period is dismissed by the school board prior to the expiration of the term of employment, without being shown to be incompetent, or for other good reasons, the district is liable therefor. (Wallace v. School Dist., 50 Neb., 171, 69 N. W. 772.)

In a wittol breaking of a contract between a school board and a teacher, the teacher has the advantage, for the reason that the teacher will recover damages ninety-nine times out of 100, while the board will not be able to recover damages once out of 100 times. The teacher who wilfully breaks her contract, should have her certificate revoked by the proper

authority. The board which breaks its contract will have to answer in damages before the court. There is a difference, however, between wilfully breaking the contract and honorably resigning. The teachers should say to the board, "I will give you the best service within my power. I shall do my best to give you the best school ever taught in my department, I desire advancement. I shall do my best to advance. If a better position is offered me than you have given me, I would like to resign and to have my resignation accepted, but if you can not find a good teacher I shall not leave you." The board should say to the teacher "We want the best school you can give us. We are paying you all our funds will warrant, but we count it a compliment to our teacher when other boards of education hearing of their good work desire to secure their services. When we can not pay you as much as any other board of education can, we shall be willing to release you and bid you Godspeed in your advancement."

The teacher who does not aspire to a better position is mentally and professionally dead. The school board that hires its teachers early in May and gives them three days in which to accept or reject the election is hampering its teachers, and it will not be long under such a policy until that school and those teachers will pass into innocuous desuetude.

J. L. McBRIEN,
State Superintendent.

State Fair News.

There is no investment of a few dollars which will pay so large dividends of pleasure and profit and increased knowledge as a visit to the Nebraska state fair at Lincoln, Sept. 4th to 8th. The railroad fare is one fare for the round trip; there is the pleasure of the trip at the time of the year when the harvest is gathered or in sight; the opportunity to visit the capital city and the public institutions there located, among them the university, experiment station and state farm, capitol building, asylum, penitentiary, also Wesleyan University, Union College and Cotner University.

At the state fair will be gathered for inspection, comparison and competition the products and live stock from our farms; the handiwork of our homes in art and needle work; models and ideals in educational lines, and a great wealth of exhibits in farm implements, farm machinery, buggies, carriages and wagons.

At no place in the state at no time in the year is it possible to see so much that is useful on the farm or in the house; so much that adds to our pleasure and comfort as at the state fair. In addition to all these things, are the people themselves—representatives from every county and section of the state. The most interesting study of all is the study of mankind. In 1904 there were 80,343 admissions to the state fair. It is believed the 90,000 mark will be reached this year.

The great aim and object of the state fair management is that each and every visitor shall return home pleased and satisfied with the trip and that no feature of the fair shall be of a questionable or objectionable nature.

The State Fair date is September 4th to 8th.

Colic and Diarrhoea—A Remedy that is Prompt and Pleasant.
The prompt results produced by Chamberlain's Colic, Cholera and Diarrhoea Remedy together with its pleasant taste have won for it a place in many households. Mr. W. T. Taylor, a merchant of Whislow, Ala., writes: "I have used Chamberlain's Colic, Cholera and Diarrhoea Remedy myself and also with men on my place, for diarrhoea and colic and it always gives relief promptly and pleasantly." For sale at Kerr's drug store.

Dr. R. P. Roberts, dentist over King's Pharmacy.

WIRELESS MESSAGES.

Complaint is the mother of incompetency.

The man with a grudge to nurse, is a mighty good man to keep away from.

It is said that all the Falls City colored girls envy a certain colored girl's complexion.

If Aesop were alive today we wonder if he wouldn't be just a little ashamed of his fables.

A sour disposition is the worst of all earthly afflictions. There is no disease that is half so distressing.

Do you lose any sleep over the thought that next Saturday night your employer might pay you off in tainted money?

A chautauqua is supposed to be at least a semi-religious gathering. Did you take this fact into consideration when you were at Salem last week?

It is said that the Lord loveth a cheerful giver, therefore it depends upon whether Rockefeller, Carnegie, et al, propose to give cheerfully or not.

The fact that the political pot is not boiling, is not due to the fact that the pot is empty, so it must be due to the lack of a burning issue to raise the temperature.

We started to read a story in one of the current magazines last Sunday. At the end of the third line we learned that the heroine's name was Beatrix, and we cut it out.

A traveling show had a cigarette smoking monkey as a special attraction. When the show struck Indiana the management found it impossible to obtain cigarettes and the monkey died because deprived of them. Nebraska has an anti-cigarette law, but we have had occasion to write the obituary of no monkey, although the monkeys continue to monkey with the law.

Prof. Loeb's experiments in the artificial production of life, are attracting great attention in scientific circles. But the matter does not interest us much. We believe that when nature fails to build up the tissues torn down by the daily grind in a country print shop, we shall die and remain dead, ad infinitum. Then it would be but poor consolation could we know of a certainty that Prof. Loeb is producing sea archins and star fishes by abiogenesis.

The other day we saw an old man going down towards the bottoms south of town. He led an old, decrepit and broken down horse, and he also carried a gun and a spade. Two hours later we saw the old man coming back and he carried a gun and a spade and a halter. The horse had outlived his usefulness and is at rest; the old man has a few years to live, although the period of his usefulness is long past. Now what do you suppose that Dr. Osler could say about a case like this?

Notice.

To Teachers:—There will be a special teachers' examination held in the court room, Falls City, August 26, 1905.

GEO. CROCKER, Co Supt.

A Warning to Mothers.

Too much care cannot be used with small children during the hot weather of the summer months to guard against bowel troubles. As a rule it is only necessary to give the child a dose of castor oil to correct any disorder of the bowels. Do not use any substitute, but give the old-fashioned castor oil, and see that it is fresh, as rancid oil nauseates and has a tendency to gripe. If this does not check the bowels give Chamberlain's Colic, Cholera and Diarrhoea Remedy and then a dose of castor oil, and the disease may be checked in its incipency and all danger avoided. The castor oil and this remedy should be procured at once and kept ready for instant use as soon as the first indication of any bowel trouble appears. This is the most successful treatment known and may be relied upon with implicit confidence even in cases of cholera infantum. For sale at Kerr's drug store.

James Hnizda of Humboldt was here on business last Saturday.