

F. M. HANS CASE GOES OVER

WILL COME UP FOR TRIAL ON DECEMBER 12, NEXT.

KYNER AND HEINEY ACQUITTED

Etta Freeman and Teresa Ferguson Each Granted a Divorce in District Court at Ainsworth, Judge J. J. Harrington on the Bench.

Ainsworth, Neb., Nov. 19.—Special to The News: District court adjourned here until December 12. Court lasted four days this week and disposed of several criminal and civil cases. The case of F. M. Hans, charged with the killing of D. O. Luse, was postponed till December 12.

Stephen H. Kyner, charged with perjury; and George M. Heiney, charged with child stealing, were acquitted.

Etta Freeman was granted a divorce from George Freeman and Teresa Ferguson was granted a divorce from John S. Ferguson.

Judge J. J. Harrington presided.

FRIDAY FACTS.

C. H. Frink was over from Wayne yesterday.

Albert Moser was over from Randolph yesterday.

C. S. Smith, mayor of Madison, is in the city on business.

Mrs. E. Tanner of Battle Creek was in the city yesterday.

Miss Mae Reeder of St. Edward was in Norfolk yesterday.

Geo. F. Boyd of Oakdale was a visitor to Norfolk yesterday.

John Thompson was a Norfolk visitor yesterday from Pierce.

Geo. A. Weigel was a Norfolk visitor yesterday from Creighton.

Ernest J. Balley came down from Bonestell on the early train.

Manager J. N. Bundeck returned yesterday from a business trip to Omaha.

Mr. and Mrs. Geo. D. Butterfield went to Omaha yesterday for a visit.

Mr. and Mrs. W. G. Broms of Bazile came to Norfolk on the early train this morning.

L. V. Bull, L. G. Smith, H. Buckley and L. Lanson were registered in the city yesterday from Grand Island.

Miss Belle Livinghouse and Miss Grace Bell of Wayne were here yesterday on their way to Meadow Grove where they will visit friends.

Mrs. Arthur L. Tucker of Carroll, Neb., and Miss Grace Losch of West Point, passed through Norfolk yesterday enroute to West Point from Carroll.

Frank Masters left Wednesday for Trinidad, Col., to resume his duties at that place. He has been at home during the past four weeks recovering from an attack of typhoid fever.

J. P. Eisenbraut of Sioux City, an architect, missed an outgoing train in Norfolk yesterday and was left in the city over night. During the evening he visited with J. C. Stitt, Norfolk's architect, at the Elk club rooms.

The Pacific dining room has again been opened to the public and Norfolk visitors will now find two first class hotels ready to receive and accommodate them to the choicest living the market affords.

A. J. Durland has commenced the erection of two new residences in The Heights, the foundations having been laid. Two new cement crossings are likewise among the improvements in that section of the city.

The funeral of Mrs. Ferdinand Leu was held this afternoon from Christ Lutheran church and was attended by a large number of friends and neighbors of the family. Interment was in the new cemetery on North Eleventh street.

W. N. Huse, who has been bedfast for almost a week with gall stone trouble, suffers not quite so acutely today, perhaps, as yesterday. It is probable that he will undergo an operation shortly to remove the cause.

The condition of Ferdinand Haase who has been sick at his home on South Tenth street for the past five weeks shows no improvement, but he seems to be gradually falling. His family and friends hope, however, that there may be soon a change for the better.

John W. Clark, arrested for disturbing the peace and using violent and obscene language yesterday on complaint of Mrs. A. F. Clark, and who pleaded not guilty early in the day, yesterday afternoon appeared in court and admitted that he had done all of the things charged, by reversing his plea. He was fined \$7.10 by Judge Hayes. Della Clark, his daughter and mother of the baby boy which has come before the public this week, returned home from Stanton.

Richard Francis Cross, captain of a company in the Third Nebraska volunteers, U. S. A., who served in the Spanish-American war under Col. William Jennings Bryan, lost in a race with death aboard a New York fast train as it was entering Rochester early Wednesday morning. Captain Cross has been at Saranac Lake, N. Y., for his health, and desponding of recovery started for his home at Atkinson, Neb., Tuesday night in company with his sister. He died in his sister's arms on a sleeper. Captain Cross was thirty-five years of age and was well known in the west, being a personal friend of Colonel Bryan. The remains were taken to Atkinson.

Dakota City Eagle: A new trial was granted by Judge Guy T. Graves

in the case of the state against Steve Whittecar Saturday. Whittecar was convicted of the crime of incest upon the person of his 13-year-old daughter, Georgia, at the recent term of court. It was charged by Sullivan and Griffin, Whittecar's attorneys, that two of the jurors, P. Farrell and Arthur Demitt, were drunk during the trial, and that L. E. Priest, another member of the jury, had expressed a decided opinion of Whittecar's guilt before the trial. The granting of the new trial was no surprise to the public. Whittecar is still in jail under \$1,000 bonds awaiting a new trial which will probably not be held before the next regular term of court in February.

Under the direction of Water Commissioner Spaulding the standpipes is being cleaned out today and the hydrants are being flushed of their accumulations of sediment so that the waterworks system may enter the winter season in a clean condition.

The proposition of placing a screen over the top of the stand pipe is objected to by some because they argue that it will afford the birds a roosting place, if not a place on which to build their nests and hatch their broods. Some means should be found, however, that will protect the water supply from contamination of this character. Regardless of the health of water consumers it is not pleasant to think that the water used for drinking purposes has been polluted in any way that can be prevented easily as to close the top of the stand pipe. A student of ornithology gives as a cause for birds getting in the stand pipe that they go for water and getting their feathers slightly wet are unable to fly out. A water fowl will rise directly from the water, but a lark or other similar bird cannot do that. In a stream or pond they will swim to the bank and crawl out, but they cannot get up the steep sides of the tank and therefore drown.

TWO PRETTY PARTIES.

Norfolk Society Ladies Guests of Mrs. Tracy and Mrs. Koenigstein.

Mrs. E. H. Tracy and Mrs. Jack Koenigstein were hostesses on Wednesday and Thursday afternoons at two of the prettiest parties of the season. They entertained their guests at the spacious home of Mr. John Koenigstein who, with his family, is spending the winter in California.

Six-handed euchre was the entertainment for Wednesday, eight tables of players being engaged in the lively contests. Mrs. W. H. Butterfield won the first prize and the shouting prize was taken by Mrs. J. C. S. Wellis. Each was presented with a handsome piece of hand-painted china.

On Thursday thirty ladies enjoyed contests at lunch, Mrs. Jack Beekle receiving the first prize and Mrs. M. C. Hazen second honors. The prizes were the same as the day before.

A dainty three-course supper was served each afternoon and with beautiful weather, genial company and delightful entertainment the guests at the happy event considered themselves fortunate in their enjoyment.

Rural Route No. 3.

Mr. and Mrs. Dave Rohrer were transacting business in Norfolk Tuesday.

Lin Parsons will move his household goods to Pierce for corn picking. He thinks he will get five cents a bushel, but he will fool himself.

Edd Perhval was a Norfolk visitor Thursday.

Charley Lakey quit the H. F. Frolich job and thinks he will win the world at Fred Braasch's place at three cents a bushel.

Julius Kuhl, who lives east of Hadjar, is on the sick list with typhoid fever.

Special Excursion Rates to Chicago and to St. Louis via Chicago.

Via the Northwestern line. Excursion tickets will be sold daily until November 30, inclusive, with favorable return limits. Apply to agents Chicago and Northwestern R'y.

The Yeast That Raised the First Grand Prize.

It will be interesting to all who use yeast and to many others as well, to know that Yeast Foam has been awarded the first grand prize at the St. Louis exposition. This is a worthy recognition of the yeast that has practically revolutionized the bread-making art in this country. And it is true that the bread of today, as compared with that of ten or fifteen years ago is not only better made, but there is more nutriment in it on account of its greater modern digestibility.

This is due in a measure to modern methods of grinding wheat, but really to the general use of a strictly pure yeast. As the secret of good bread is in the yeast, every housewife who uses Yeast Foam has become a practical breadmaker.

A postal card sent to the Northwestern Yeast company, Chicago, will secure their little book "Good Bread: How to Make It," which should be in every home in the land. It tells how to use Yeast Foam and gives many valuable recipes never before printed. It is well worth asking for.

Very Low Rates to International Live Stock Exhibition at Chicago.

Via the Northwestern line. Excursion tickets will be sold Nov. 26, 27 and 28, limited to return until Dec. 5, inclusive. Apply to agents Chicago & Northwestern R'y.

NORFOLK MAY GET A BAND

HUGH COMPTON WOULD LIKE TO DIRECT AN ORGANIZATION.

TELLS OF HIS PROPOSITION

By Organizing a Stock Company on a Business Basis, the Band Could be Made a Permanent Affair—Has Been at Wisner For Four Years Past.

Prof. Hugh Compton, formerly of this city but for the past four years director of the Wisner regimental band that has become famous throughout Nebraska, was in Norfolk for a short time yesterday and stated, in an interview, that he would be glad to return to Norfolk and assume directorship of a band here if the matter could be established in a business-like manner that would insure permanence. Mr. Compton will shortly leave Wisner, the band there having decided to manage henceforth with an officer, having had four years of constant training.

Anyone who knows the Wisner band—and pretty nearly everybody in this section of the state does—knows that Compton is all right because the band and its music are all right. Furthermore, the organization's treasury is all right, never a nickel having been taken from it for the purpose of defraying expenses.

How He Would Organize.

"I would never organize a band on popular subscription," said Mr. Compton. "I don't want anyone to donate anything to this enterprise. In the first place it isn't permanent that way, and in the second place the band doesn't have the independence that it should. The only way to go about it is to organize a stock company and incorporate. Then place a certain percent of each engagement's earnings into the sinking fund in order to give it a foundation. If, then, the band is patronized by the local territory, instead of outside bands, it will win and grow better every day of its life. Norfolk can have a band in this way. It would be a credit, too, to the city."

Speaking further, Mr. Compton said, "Of course for the first few months the people couldn't expect us to give them all of the late classics. Take a bunch of individual musicians out of a place like Chicago who have never played together, and they won't make good music. They need training to get together. Rehearsals are what count. But in the course of a reasonable time, there is no reason on earth why the band should not be a first class organization."

"In order to end with a band of twenty-four pieces, it would be necessary to start with forty. There is always a sifting out and a dropping out. But if the band were to start this fall, we could furnish rattling good music by next summer."

Norfolk formerly had a good band. Frequently now it feels the need of one, and many times in the summer concert season the music is missed. There are two bands in the city today, one a young ladies' band which is making good music and the other a juvenile band under the leadership of W. C. Ahlman. Mr. Ahlman, however, has said that he would be glad to assist in the organization of the new band under a director.

INSPECT THE PROPOSED ROUTE

Manager Bidwell and Engineer Carter Spend Several Days in Wyoming.

Manager Bidwell of the Northwestern and Assistant Engineer Carter of the Northwestern have been spending several days in the wilds of Wyoming, traveling overland through the country to be opened by the new line which is to run west from Casper to Lander and from that place to reach the Thermopolis country. They are expected to return from the west in a few days.

A story is current in railroad circles now that the action of the Northwestern was hastened in this matter by the report from Pittsburg that the Burlington has purchased several million dollars' worth of rail and bridge steel. It is believed that some big building is in sight and that the Burlington and the Northwestern are about ready to renew their old time activity in the west.

Bridge work is constantly in progress on both roads and a great amount of steel is used for this purpose. New roads are constantly placing new steel on established lines and a great deal of the product of the mills is required when there is no new building in sight. However, these facts do not account for the size of the order said to have been placed by the Burlington with the Carnegie Steel company at Pittsburg, and railroad men are pricking their ears in expectation of hearing announced plans of great importance for the future.—State Journal.

No Poison in Chamberlain's Cough Remedy.

From Napier, New Zealand, Herald: Two years ago the pharmacy board of New South Wales, Australia, had an analysis made of all the cough medicines that were sold in that market. Out of the entire list they found only one that they declared was entirely free from all poisons. This exception was Chamberlain's Cough Remedy, made by the Chamberlain Medicine company, Des Moines, Iowa.

The absence of all narcotics makes this remedy the safest and best that can be had; and it is with a feeling of security that any mother can give it to her little ones. Chamberlain's Cough Remedy is especially recommended by its makers for coughs, colds, croup and whooping cough. When taken in time it prevents pneumonia. This remedy is for sale by Leonard the druggist.

William Waechter will take notice Oct on the 24th day of September 1904, S. W. Hayes, a Justice of the Peace of Norfolk precinct, Madison county, Nebraska, issued an order of attachment for the sum of \$5000 in an action pending before him, wherein James H. Conley is plaintiff, and William Waechter defendant, that property of defendant consisting of money has been attached under said order.

Said cause was continued to the 3rd day of December, 1904, at 9 o'clock a. m. James H. Conley.

VISITS THE TRAVELERS

GRAND COUNCILOR GETTON OF OMAHA WAS HERE.

HE PAID AN OFFICIAL CALL

After Which a Social Session Was Held, in Which Twenty-five Jolly Couples Participated—Mrs. Getton Won First Prize—He Won Booby.

Twenty-five jolly couples of Norfolk commercial travelers and their wives enjoyed an evening that will not soon be forgotten, in their lodge room, Odd Fellows' hall, Saturday night when E. W. Getton, grand councilor of the United Commercial Travelers of America, who is at the head of the Nebraska jurisdiction, paid an official visit to Norfolk council No. 129. The grand councilor was accompanied by Mrs. Getton, who made many friends among the ladies of the Norfolk council.

It is always fair weather when travelers get together, and especially so in this assertion when those travelers are Norfolk people and more especially when they are members of the United Commercial Travelers of America. And it was fair weather for fair when they got together in their club rooms.

Getton Makes a Speech.

In opening the meeting, which at the beginning had a formal tinge to it, Grand Councilor Getton made a very eloquent address. He made a ten-minute talk at that address, with the Norfolk people. He told of the objects of the order, outlining the benefits of its membership and of the good that has been done by the association of the travelers together, for a common interest.

Following the opening session, a social session held away for several hours. Progressive high five was the feature of amusement and it served well its purpose. At the end of the playing, a novel method of selecting partners for lunch was selected. The lady with whom a gentleman played last, was his partner for the refreshments. And each lady brought the refreshments for herself and partner.

At the prizes, Mrs. Getton won first for ladies and Mr. W. E. Vigors, first for gentlemen; Mr. Getton won the booby for the men and Mrs. Culbertson the booby for ladies.

There are sixty-two members of the Norfolk council and there are eight councils in the state. Another one will be installed at Hastings soon.

SINKS WITH FIFTEEN

Spanish Vessel Founders During Recent Southern Storm.

Philadelphia, Nov. 22.—The British steamer Aros Castle, Captain Day, arrived at this port and reported the foundering, on Nov. 15, of the Spanish bark Tafalla, with her crew of fifteen men, during the recent southern storm. The steamer stood by the sinking bark for two days and on the second night the Spanish vessel disappeared. The condition of the Tafalla when the crew of the Aros Castle last saw the vessel was such as to lead them to believe that the bark went down during the night.

Rockets and flare lights had been kept going so that they would not become separated. At 4 a. m. the crew of the Aros Castle saw no more rockets and all was darkness. When daylight came not a sign of the Spanish bark could be seen on the ocean and it is the belief of the British crew that the vessel was ripped open by the tremendous waves and went down with all hands on board. The fury of the storm was so great, Captain Day reports, that no small boat could have safely rode the waves. The Aros Castle for half a day steamed in all directions in the hope of finding some trace of the vessel, but saw nothing.

Two Barges Arid Off Cape Cod.

Highland Light, Mass., Nov. 22.—Two Lehigh Valley railroad barges, the Buffalo and Burden, are adrift somewhere outside of Cape Cod. They broke away from the tug Lehigh in Massachusetts bay Sunday night and have not been seen since, although tugs searched diligently for them, both inside and outside of the cape. The barges are loaded with coal and have a crew of three men each, while a woman is on board one vessel. The tugs continue their search.

CAPTAIN CROSS BURIED

FUNERAL OF DEAD SOLDIER WAS HELD AT ATKINSON.

COLONEL C. E. HALL PRESENT

Captain of Company M in the Third Nebraska During the Spanish-American War, Who Lost in His Race Against Death Last Week.

O'Neill, Neb., Nov. 21.—Special to The News: The funeral of Richard P. Cross took place at the Catholic church in Atkinson Saturday, under the auspices of the lodge of Knights of Columbus of this place, of which he was a member. Mr. Cross served as a captain of company M, Third Nebraska Volunteer Infantry during the Spanish-American war and it was during this time that he contracted symptoms of pulmonary weakness which he was never able to throw off. On October 1 he went to the Adirondack mountains hoping to be benefited by the change in climate, but without avail. He started on his return Wednesday but died on the train before it had reached Rochester, N. Y.

The local lodge of the Knights of Columbus attended the funeral, besides his comrades in arms including Sheriff C. E. Hall, who was colonel with company M, among others, in charge. The deceased was a member of the Highlanders and Woodmen. He leaves one sister and one brother.

Roosevelt's Speech Pleases Germany.

Berlin, Nov. 22.—President Roosevelt's speech at Washington Saturday on the occasion of the unveiling of the bronze statue of Frederick the Great and the attendant ceremonies have pleased Germany. Reports of extraordinary length for the German press were cable, including the speeches of the president and of Ambassador Sternberg. Leading articles expressing appreciation of Mr. Roosevelt's utterances appear in most of the newspapers.

Phi Delta Theta Convention.

Indianapolis, Ind., Nov. 22.—The Phi Delta Theta fraternity, one of the oldest and most prominent of the Greek letter societies of America, is holding its twenty-eighth biennial convention in Indianapolis. A week of elaborate entertainment has been planned for the visitors who represent a majority of the leading colleges and universities of the country.

Plan for McKinley Memorial.

New York, Nov. 22.—The trustees of the National McKinley Memorial association met in this city today in pursuance of the call issued by Justice Day. Before adjourning it is expected that the trustees will ratify the decision of the committee on design and give to the public the plans for the national memorial to be constructed at Canton.

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It's made of a good all wool cloth, lined with heavy Italian lining, velvet collar, overcoat is single breasted, 44 inches long and will make you one of the best overcoats you ever had for the price. Order one and if you don't say it is worth \$7.50 or \$8.00 you can return it and we will cheerfully refund your money. Samples of the cloth sent free on request.

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