

CITY CAN NOT VOTE BONDS

NORFOLK IS PROHIBITED FROM BOOSTING YANKTON LINE.

NEW LAW PASSED IN NEBRASKA

House Bill No. 31, Which Has Been Passed by Nebraska Legislature and Signed by Governor, Prohibits People in State From Voting R. R. Bonds

Norfolk and other cities in Nebraska will be unable to vote bonds for the construction of the Yankton & Southwestern railway even if the citizens should wish to, because of house bill No. 31 which was passed last week in the Nebraska legislature, prohibiting people from voting bonds to aid in the construction of new railroads in the state of Nebraska. Governor Sheldon has signed the bill.

By the same law, plans for the construction of the Omaha Newport and Northern railway, which had been planned from Newport to Omaha and for which E. L. Myers of Newport was working, have been killed.

Concerning the measure the Omaha News has this to say:

While E. L. Myers of Newport, the Nebraska capitalist, who, for the past year has been interesting English capitalists in the building of a \$10,000,000 railroad, known as the Omaha, Newport & Northern railway, from Omaha to Keya Paha county, lay sick in his bed at the Merchants hotel, the Nebraska legislature this week passed house bill No. 31—a bill prohibiting people from voting bonds to aid in the construction of new railroads in the state of Nebraska.

This ends the hope of bonding the proposed 260-mile railroad in Nebraska.

When, finally, Mr. Myers had partly recovered from a severe attack of quincy and read newspaper accounts of Governor Sheldon's signing the bill he left his bed, hastened to the state capital and had two bills introduced in the legislature—bills that were backed by the people living along the proposed route of the new railroad, in which it was asked that the law be replaced upon the statute books.

He was given no encouragement in Lincoln and said last night, at his hotel, that the English capitalists backing him with the new railroad project had withdrawn their interest in the scheme.

Mr. Myers regards the passage of house bill No. 31 to be the culmination of old line railroad efforts to forestall the building of other and new railroads in Nebraska.

MONDAY MENTION.

Henry Tregler of Fremont is in the city.

D. B. Huston went to Wakefield at noon.

A. M. Wright of Chadron is in Norfolk on business.

William Runge of Stuart was in Norfolk Saturday.

S. C. Bethel of New Helena was in Norfolk Saturday.

Frank Driscoll of Plainview was in the city Saturday.

Miss Edna Calmer of Madison was in the city Sunday.

E. C. Ludwig of Ainsworth spent Sunday in Norfolk.

G. Alexander of Plainview was in the city over Sunday.

E. P. Moore of Laurel was a Saturday visitor in Norfolk.

L. L. Edmisten of Johnson, Neb., was in Norfolk Sunday.

William Whittle of Anoka is a business visitor to Norfolk.

Peter Thomson of Wahoo was a visitor to this city Saturday.

C. M. Taylor of Columbus was a Norfolk visitor yesterday.

R. J. Rohrk of Meadow Grove was a Norfolk visitor Monday.

F. M. Jennings of West Point stopped in Norfolk Sunday.

B. E. Smith of Lynch was in Norfolk between trains Sunday.

Frank Shannon of Brown county was a Norfolk visitor Sunday.

Charles Schmidt and son of Avoca, Iowa, were in Norfolk Sunday.

Ferdinand Kolterman of Pierce was in Norfolk to transact business.

Banker Geo. D. Butterfield made a business trip to Omaha yesterday.

Dr. H. J. Kierstead of Tilden was in Norfolk on business during the day.

Mr. and Mrs. A. L. Pangburn of Creighton visited Norfolk yesterday.

Mr. and Mrs. Sylvester Lewis of Meadow Grove were in Norfolk over Saturday.

J. C. Morey, J. F. Kaiterman and H. Zahn of Pierce arrived in Norfolk this morning.

Members of the "Runaway Tramp" company spent Sunday in Norfolk. The troupe was enroute to Scribner.

S. D. McClain of McCook was in Norfolk Sunday, returning home with his niece, Ethel Wedding, who has been at the Norfolk hospital.

Mr. and Mrs. J. J. Leik and little daughter of Stanton drove to Norfolk Sunday afternoon. Mrs. Leik will spend the remainder of the week with her parents, Mr. and Mrs. A. D. Howe.

Mr. and Mrs. W. H. Bucholz arrived in the city from Omaha Saturday night for a visit at the home of Mrs. Bucholz's parents, Mr. and Mrs. N. A. Rainbolt. Mr. Bucholz returned to Omaha Sunday noon. Mrs. Kingsbury, mother of Mrs. Rainbolt, is slightly improved after a week's illness.

The new federal judge, Tom Munger, called on President Roosevelt Saturday and started back to Nebraska Saturday night.

Norfolk housewives living on Park avenue between Eighth and Tenth

streets are up and doing. They shovel snow from their own walks. Before 8 o'clock a. m. they had cleared two blocks of sidewalk from the heavy snow that fell during the morning.

John Weldenfeller very pleasantly entertained a number of friends last evening at his home, the occasion being his birthday. Cards and other features formed a pleasant evening.

Judge Boyd will probably be asked to appoint postmasters for Fullerton and Central City, nominations in those connections not having been confirmed by the senate.

Among matters which will come up for discussion at the city council meeting Thursday night will be the paving of Norfolk avenue between the bridge and Seventh street.

A number of friends were pleasantly entertained yesterday afternoon and evening by Mr. and Mrs. P. J. Fuesler, the occasion being the birthday of Mrs. Fuesler. The day was much enjoyed.

Mr. Greenwood, auditor for J. P. Toy of Sioux City, president of the Citizens National bank in Norfolk, arrived in the city Saturday night and is checking up the institution's books. He will be here for a day or so.

The state supreme court will meet in Lincoln this week. Supreme Judge J. B. Barnes of this city attending. It is possible that a decision on the Philip avenue street closing injunction will be rendered at this session.

Lincoln Trade Review: The Norfolk Commercial club is in the running for a Carnegie library. Secretary Mathewson is doing some good work along that line and Mr. Carnegie can not find a better town in the west for a library building donation than Norfolk.

The Norfolk postoffice receipts for the past month amounted to \$1,927.52 as against \$989.52 for February, 1906. There has been a steady increase in the cash receipts at the local postoffice during the past few years corresponding to the growth and greater business activity of Norfolk.

Melting snow yesterday afternoon caused gutters to fill with good sized streams. The new canal in the west part of the city which was recently dug to drain the hills, carried a large volume of water all afternoon. Packing that had been placed around the water main along the north side of the avenue, was carried out by the force of the water.

Helen, the seven-years-old daughter of Mr. and Mrs. H. L. Doughty, died at the family home on South Ninth street at 9 o'clock last night. The little girl had been sick about a week, first with measles which rapidly developed into pneumonia. The funeral will be held tomorrow if relatives who have been telegraphed arrive this evening.

Three miles and a half were shaved off the distance between Yankton and Norfolk by the new survey just completed, as compared with the old survey for the Norfolk & Yankton railroad. One of the surveyors, just before they left Norfolk for Clarks, stated that Fremont Hill had specified that six miles must be shaved down from the old survey.

Prompt action was taken by the Royal Highlanders in settling a claim for the death of the late William M. Robertson. The certificate of \$2,000 was paid to Mrs. Robertson Saturday, March 2. The board of finance in the order met February 27. The death occurred January 22. The prompt payment was made here by Mrs. J. G. Troutman, secretary of Norfolk lodge. Mr. Robertson was the first illustrious protector in the Norfolk lodge.

City Treasurer J. E. Haase has received word from Spitzer & Co., financial agents in Toledo, stating that they have a man in Omaha today who will arrive in Norfolk to investigate the matter of sewer bonds in this city and to confer with the city council in regard to the sale of the same. This is the firm which recently wrote, explaining why Norfolk can not sell bonds at four percent. It is expected that the matter will come up for discussion at the city council meeting Thursday night.

The advance seat sale for "The Inventor," the clever play with which the Woodward Stock company open their engagement in Norfolk, was an unusually large one. The reputation of the company and its members, the fame of the play and the popular prices all tend to indicate that the theater will be packed for every performance and it is not unexpected that the standing room only sign will be dug out and hung up before the week ends. It is suggested that people desiring a selection of seats have them reserved early. Seats for any performance during the week will be reserved in advance.

The Flannagan bridge, seven miles southwest of Norfolk, is open for travel today, the necessary repairs in the bridge having been completed yesterday. J. R. Rouse, carrier of R. F. D. route No. 2, is accordingly able to cover the greater portion of his route today. For the past two weeks the closed bridge has forced him to divide his route in two, serving half of the route one day and reaching the other half the second day. Mr. Rouse now has a daily drive of thirty-one miles. Another closed bridge still deprives a few of the farmers on his territory from receiving their usual mail service. This is the Kost bridge, which will soon be repaired.

Anoka Herald: About half past 8 o'clock, after oiling the immense windmill attached to his feed grinding plant, Lew Engberg, descending from the upper story of the mill found the lower story a mass of flames. With difficulty he passed down to the roaring holocaust below to find the lantern he had left there had exploded and thrown oil everywhere. Opening

the outside door caused such a flash of the imprisoned gases that he was thrown outside by the force of the resulting explosion. Including a miscellaneous assortment of commodities stored in the upper story of the mill he loss approximates \$1,500.

O'Neill Frontier: James Kane, who is firing on the Northwestern and was recently injured in a wreck, is at the home of his parents here after undergoing treatment at a hospital in Omaha, where he was sent by the railroad company at the time he was hurt. He will remain home until fully recovered.

Albion News: On March 14 there will be brought to Albion a company of homeless children of both sexes, for the purpose of finding homes for them. They come under the auspices of the Children's Aid society of New York. Anyone desiring to take one of these children must be recommended by a local committee, and agree to treat them in every way as a member of the family. Distribution will take place at the opera house Friday, March 15, at 10 a. m. and 2 p. m.

J. B. and J. W. Dickover have just disposed of their general merchandise business at Third street and Norfolk avenue to C. W. Roland, who was formerly engaged in business at the Junction. Messrs. Dickover will retire from the management of the store on March 15, removing from Norfolk to the Pacific coast, where they will make their future home.

A total of 1,006 bills have been introduced in the Nebraska legislature. Representative Alderson of Madison has introduced two and Senator Randall of the Eleventh district nineteen. A bill appropriating \$100,000 for new buildings at the Norfolk insane hospital, was introduced Saturday.

Mrs. John William returned home from Missouri Valley Saturday night, where she has been visiting her parents.

Mrs. William Beck and two sons went to Neligh Saturday to visit with her parents.

The portable saw mill gang got home from Fremont Saturday. They had been sawing wood at that place most of the winter.

Jack McGrane is home from Chicago.

Howard Beymer, after a two month's layoff, has resumed his position in the depot as ticket agent.

Frank McGann is on the sick list.

Frank Paul and family came in from the east yesterday and will visit a few days with his brother-in-law, Albert Viergutz, before leaving for their home in Emerson.

Mrs. Ira Wheelock returned from Bonesteel, where she has been visiting with Mr. Wheelock.

Leo Williams has returned home from Inman to stay.

Morse Adams is home from Creighton where he has been attending school, to spend Sunday with his parents.

Conductor Ellenwood is now working out of Lincoln.

A report came from Billings, Mont., Saturday that Geo. W. Kurrock, who has been switching in the B. & M. railroad yards there, had lost a leg.

Engineer Al Burling went to Missouri Valley Saturday to take runs 43 and 44 between there and Lincoln.

Pierce Welsh, who is pulling the passenger on the Scribner branch, came home yesterday to visit his family.

Engineers J. A. Mullen and E. L. Barr have been assigned to runs 41 and 42 between Lincoln and Omaha.

Otto Rankin, who was scalded in the wreck at Ainsworth some time ago, was at the round house Saturday.

C. O. Hedrick went to Missouri Valley Saturday and will work out of there for a short time.

Mrs. Addie Platt went to Fremont Sunday, where she has secured a position in the laundry there.

John Clark resigned his position with Rome Miller and left for Omaha.

Harry Denton bid in the night switch engine at Missouri Valley, and has gone there to take charge of it.

Frank W. Taylor got back from South Dakota with his bride and has rented rooms with Mrs. Stansberry and will make their home in Norfolk.

Frank is one of the Northwestern brakemen that is all right.

A. Randklev left on a week's business trip at noon.

Mrs. August Deck of Hoskins was a Norfolk visitor.

Elmer Baily of Elgin spent Sunday with Albert Elliot.

D. Mathewson was in Wakefield during the day on business.

Mrs. John Ray went to Omaha Saturday for a week's visit.

Court Reporter William Powers has gone to Wayne, where court is in session.

Roadmaster P. J. Stafford went west at noon on Northwestern business.

Leon Lee, the Northwestern yardmaster, made a business trip to Fremont Monday.

"Kid" Hall returned last night from a week's visit with his mother in Coon Rapids, Iowa.

Miss Maude Tannehill returned last Saturday from Stanton, where she has been acting as a substitute school teacher.

Herman Krane of Pierce and Frank Krane of Aurora were in town over Sunday and leave today for a few days' business at Fullerton.

Mr. and Mrs. J. L. Baugh are visiting at the home of Mrs. Baugh's parents, Mr. and Mrs. S. Willey, for a few days before going west on a trip.

DEATH TO SEAL MYSTERY

FRANK BRINK, ALLEGED SLAYER OF SWEETHEART.

AS RESULT OF OWN WOUNDS

Man Charged With Murdering Bessie Newton at Ponca on Night Before Her Intended Wedding to Another Man, May Succumb and End Tragedy

Ponca, Neb., March 4.—Death, after all, will likely save Frank Brink from a trial on the charge of murdering Bessie Newton, his sweetheart, who was shot to death about twenty-four hours before the hour for her wedding to a rival of Brink's.

Lockjaw has developed as the result of the bullet wound in his head, a relapse having set in several days ago, since which time he has had several convulsions. In his rational moments, Brink preserves the same silence he has since the day he was picked up in a half conscious condition in the street after shooting himself in the head and body. All attempts to induce him to discuss the tragedy which resulted in the death of Miss Newton and his likely fatal wounds have been futile.

Won't Tell His Own Story.

His relatives have secured an attorney who has frequently consulted him, but it is stated that the wounded man refused absolutely to discuss the shooting. Even when told he might be tried for murder he has maintained a grim silence.

A strange circumstance in connection with the affair is that were he placed on trial there is no one who can swear positively that he killed Miss Newton. The man who shot her entered the home unobserved and was seen departing the back way by two young women, who ran to the assistance of Miss Newton as she staggered from the house and crossed the street. As the girls bent above Miss Newton the wounded girl gasped:

"I'm shot and I didn't do it myself."

Then death closed her lips forever.

He Did Not Respond.

One of the girls happened to look across the street in time to see a man walking out the back yard of the Newton home. She thought from the clothing that she recognized Brink and called:

"Frank! Come help us!"

The man did not turn nor pay any attention to the call but walked down the alley. Later when Brink was picked up in the street, his blood-soaked clothing was burned, so that while the girl's description of the clothing of the man who went out the back yard of the Newton home, tallies with the description of the clothing burned, there is no way to identify it positively.

And Brink has steadfastly refused to make any statement regarding the affair. If he recovers, as now seems unlikely, his attorneys apparently have an excellent opportunity to clear the client of the charge of murder. The killing may possibly remain always a mystery.

Brink has not yet been placed under arrest, Sheriff Maskell awaiting his recovery.

CHADRON CAPTAIN'S CLAIM.

State Legislature is Looking Into Captain Fisher's Bill.

Lincoln, Neb., March 4.—Special to The News: An inquiry on behalf of the state was conducted last night by Deputy Attorney General W. B. Rose in regard to the manner in which Captain Allen G. Fisher of Chadron has been proceeding to collect a claim from the state for the value of some escheated land in Sioux county. Captain Fisher has for two previous sessions of the legislature been trying to collect first \$8,000 and then \$12,500. His grounds of action are the same as those under which Herman M. Kaup of Monterey, Cuming county, is trying to collect \$1,500 in behalf of the heirs of Herman Goedde who live in Westphalia. An examination of the men who made the original appraisal is being made by the house committee.

Captain Fisher is at present out of the state, but was represented by Halleck F. Rose. Herman Kaup appeared before the committee, accompanied by his attorney, F. D. Hunker, former representative Oscar Thompson and County Clerk Pentus, County Attorney O'Connell, ex-Treasurer Serres and ex-County Clerk Raum, all of Sioux county. It was shown that Kaup is a second cousin by marriage of the German heirs, and that Captain Fisher was given power of attorney to receive what he secured over \$1,000. Mr. Kaup declares that when he learned that the first claim filed with the legislature was for \$8,000 and that later the appraisal, instead of reading \$1,500, appeared to read \$11,500, he determined to engage other counsel; that he had Captain Fisher's power of attorney revoked and began to try to do his own collecting of the original claim of \$1,500. Kaup claims that Fisher wrote him a threatening letter warning him to make no trouble over the matter.

The escheated land is now worth about \$3,000. The German heirs have received nothing, but are looking to Kaup, who holds their power of attorney, for a settlement. The committee has taken the matter under consideration.

Insurance has been thoroughly debated in the Nebraska senate. The rights of foreign and domestic companies have been ventilated and aired and interrogated. There seemed to be a well defined opinion that the for-

eign life insurance companies were dabbling in the matters of the home concerns. As a result a bill designed to wipe out the surplus funds was defeated while a bill directing that the policy holders be notified each year of the premiums earned, a bill forbidding campaign contributions by the companies, a bill forbidding waste of funds and several other corrective measures were recommended for passage.

Senator King has taken possession of the bill designed to wipe out the lumbermen's lien law and his committee has recommended it for passage. The bill does not lessen the protection for material men but gives the builders of the state a square deal. A builder must be notified of all material delivered and the bills the contractors owe. If this is not done he cannot be held responsible under the lien laws. Lumber dealers who came to the city to answer the suit of the state took a hand in the matter and attempted to kill the bill.

A well organized fight by patent medicine firms has been directed against the anti-alcohol clause of the pure food bill. The druggists declare that the bill will render many stocks valueless unless it conforms more to the national law. Grocers, also, have some objections. The grocers desire an exemption clause allowing the dealers a given time in which to dispose of certain wares.

The child labor law, the pure food bill, the anti pass question, the railway commission bill and the primary bill are yet to be considered. So far about one thousand measures are to be scanned by the legislators. The final limit for the introduction of bills drew out a number of emasures. The rush to feed bills into the hopper was headlong and in some cases, indiscriminate. Senator Randall has taken up the cause of the critics of the state university. In his own language he means to "muck rake" the institution. This muck raking took the form of a resolution to compel the regents to outline a report giving all the facts and figures about the institution. The regents have intimated that the figures shall be forthcoming. On the other hand they insist that the only requirement for success of the state university is more cash and more facilities to instruct the students. Since 1900 there has been an increase of 100 per cent. in every department, attendance and all. The regents insist that it is time to increase the appropriations to correspond with this rapid growth.

The railway commission bill has attracted considerable attention in the house. The bills have been introduced to reduce Pullman rates and tax that corporation in proportion to the benefits received. So far, it is claimed that the Pullman representatives have succeeded in eluding just taxation. The railway commission bill places all the corporations in the public service under the jurisdiction of the railway commission.

THE ROADS AND BRIDGES

EFFORT TO TAKE THEM OUT OF HANDS OF COMMISSIONERS.

TWO NEW COUNTY OFFICERS

Bills in the Senate to Create Highway Commissioner and Superintendent of Bridges, Making More Expense for the Same Result.

Senate file No. 42, and senate file No. 164, both introduced by Senator Patrick, are objected to by the legislative committee of the Nebraska Association of county commissioners and supervisors.

Senate file No. 42 seeks to repeal the entire road and highway law of the state; takes the control of the highways out of the board and puts it in the hands of a new office holder, elected a Highway commissioner, to be called for a term of four years and to be paid a salary of from \$600 to \$1,800 a year in different counties.

Senate file No. 164 seeks to repeal the entire existing bridge law and to provide for a new county superintendent to have charge of the building of county bridges. This proposed law will assess the cost of all bridges costing more than \$5,000 or that are over streams between counties, against a bridge district adjacent to the bridge, instead of being paid for by the county at large.

After a careful consideration of the bills, the committee of the commissioners' association is convinced that it is not for the best interests of the tax payers of the state that they become law. They provide for new officers and greater expenses for the tax payers; they deprive the boards of much of their present duties and powers; they tend to one-man power in the county and will substitute favoritism, partiality and fraud in the work to be done by the counties.

What the tax payers want and are interested in getting, is better highways and not more office holders and tax payers. The present laws allow competition and bidding in the building of roads and bridges and are adequate to meet existing conditions.

County commissioners are urged by the committee to write their senators and representatives at Lincoln to oppose the passage of these two bills.

BUY TICKETS FOR WHOLE WEEK

People Who Knew Woodward Stock Company in K. C. Will See All.

The largest complete series of theater tickets ever sold in Norfolk to one person was purchased bright and

When you ask for the
BEST COUGH CURE
and do not get
Kemp's Balsam
You are not getting the best and will be disappointed. **KEMP'S BALSAM** costs no more than any other cough remedy, and you are entitled to the best when you ask for it.
Kemp's Balsam will stop any cough that can be stopped by any medicine, and cure coughs that cannot be cured by any other medicine.
It is always the Best Cough Cure.
At all druggists, 25c., 50c. and \$1.
Don't accept anything else.

early Monday morning by R. C. Smith, of the Anthes & Smith firm, for the entire week of the Woodward Stock company's appearance in Norfolk. Mr. Smith bought three tickets for every performance—five nights and two matinees. He did it because he came from St. Jo, Mo., near Kansas City, and because he knew what the Woodward Stock company's arrival in town means theatrically.
"We know the Woodward Stock company too well to miss a single performance," said Mr. Smith, speaking for himself and Mr. and Mrs. Anthes. "We had season tickets for them in Kansas City and we are delighted to have an opportunity to see them again."

MR. BODWELL RE-ELECTED

SUPERINTENDENT OF SCHOOLS FOR THREE YEARS MORE.

HEATING PLANT A PROBLEM

Three Tons of Coal a Day are Used in Present System at High School Building in Colder Weather—Plans Burned in Depot—Teachers' Pay.

Superintendent E. J. Bodwell was re-elected to his position as the head of the Norfolk city schools for a three year term at the meeting of the board of education last night. Mr. Bodwell has been in charge of the Norfolk schools since December, 1905. The members of the board took the stand that good reasons existed for pushing aside the arguments sometimes raised against elections for extended periods. They held that, as Mr. Bodwell was giving satisfactory service to the city and was organizing the schools on a thorough basis, to place him under a three year contract would afford a special opportunity for him to plan his work ahead. The motion to re-engage Superintendent Bodwell on the three year basis was carried by acclamation. The salary for the superintendent was left at the old figure, \$1,500 for the school year of nine months.

The board met at 8 o'clock in the high school building with Dr. H. J. Cole, the president, presiding and the following members in attendance: Dr. Cole, A. H. Viele, C. J. Hibben, H. C. Matrau and M. C. Hazen. The board allowed a number of bills presented, including the monthly salary list of \$1,780.17.

Heating Plant Problem.

The greater part of the board's attention last evening was given over to a consideration of the heating plant situation at the high school building. The present Smead hot air system has long been considered unsatisfactory and unduly expensive. The members declared that under the present system it required three tons of coal a day to heat the high school building in the colder weather. This same question confronted the board last spring. At that time plans for a new heating system were secured.

Plans Burned in Depot.

These plans were destroyed in the Northwestern depot fire. Sentiment among the members at the meeting seemed to favor the placing of a hot water heating system in the school. It was argued that the initial expense would be offset by the more satisfactory service to be secured with less running expense. On motion of Mr. Hazen the heating question was referred to the building committee with instructions to investigate and to report at the next meeting of the board.

Janitors' Salaries.

The building committee of the board was also asked to investigate the janitors' salaries with a view of adjusting any inequalities that might be found to exist.

Teachers Want More Pay.

Although no action was taken in the matter at this meeting of the school board, it is understood that the board will soon be confronted with the salary question as it affects the city school teachers and especially those of the higher grades where the situation is said to call for an increase in wages.

DAN KOENIGSTEIN ILL.

Former Mayor Critically Ill Following Appendicitis Operation.

Daniel J. Koenigstein, formerly mayor of Norfolk and son of Mr. and Mrs. J. Koenigstein of this city, is seriously ill at Los Angeles, Cal., as the result of a surgical operation performed last week for appendicitis. A telegram was received by Jack Koenigstein yesterday from his father, who was visiting with his son, Arthur in Arizona, announcing that Mr. and Mrs. Koenigstein left immediately for California.