

CITY LIBRARY IN SIGHT

CITY COUNCIL STARTS BALL FOR TWO-MILL LEVY.

PHONE FRANCHISE IS PASSED

The City Council Will Carry Up the Case Which Arose Over Closing Philip Avenue, to United States Supreme Court.

The Norfolk city council was in session the greater part of last night. Here are some of the things that were done before the council at fifteen minutes to 1 this morning adjourned to meet again tonight:

An ordinance establishing a public library and providing for a levy of not more than two mills for its support was introduced and placed on first reading. It will come up for passage later.

City Attorney Hazen and Attorney Tyler were authorized to defend the city's interest in the appeal taken by the Philip Avenue remonstrators from the state supreme court.

An ordinance granting an independent telephone franchise was presented and placed on first reading. Final action will not be taken before July.

Sewer Contractor Herrick's claim for extra thousands fluttered into the waste basket.

Another \$5,000 claim for damages was added to the city's list.

W. M. Klug was awarded the year's contract for cement crossings and walks.

Five hours measured the length of the council meeting last night. It was 1 o'clock this morning before the smoke-clogged council chamber was given over to darkness. When the council adjourned this morning it was for another session tonight.

Attorney M. D. Tyler, who with the late W. M. Robertson had been retained to defend the city's interests in the injunction suit brought against the closing of Philip avenue to the North-western road, reported to the council that the attorney for the remonstrators had given notice that the case which the remonstrators had lost in the district and supreme courts would be appealed to the supreme court of the United States. Mr. Tyler was confident that the city's case would stand.

While the closing of the street was no longer a live factor, the attorney told the council that the attorneys' fees and costs made were at stake and that if the city could protect its case all costs would fall on the remonstrators. On motion of Councilman Haase, City Attorney Hazen and Attorney Tyler were instructed to follow up the Philip Avenue injunction case on behalf of the city.

Library in Sight.

Acting on behalf of the library committee in charge of the library organized by the Norfolk Woman's club, Rev. W. J. Turner presented to the council an ordinance providing that a public library should be established in Norfolk, that it should be under the control of nine trustees appointed by the mayor and that an annual appropriation of not more than two mills should be made for its support.

Superintendent E. J. Bodwell spoke in favor of the ordinance from the standpoint of the public schools.

The ordinance if adopted, it was stated, would bring a \$10,000 Carnegie library building to Norfolk. Mrs. Owens of the Woman's club explained that the library now has 650 volumes, that \$118 is in the treasury and that though the library was only open Saturday afternoon, it had gained 150 subscribers. The library ordinance was passed on first reading without opposition. Final action will come at a later meeting.

C. P. Parish requested the council to stand the expense of bringing the walk in front of his store to grade, the walk having been laid in accordance with the grade furnished by the city surveyor at the time. Matter referred to the street and alley committee with power to act.

S. H. Anderson of the Norfolk Creamery company told the council that unless the company could connect their factory with the new sewer at once they would have to close down. The company was granted permission to make the necessary connections with the Seventh street sewer main.

Pass Phone Franchise.

W. J. Stadelmann, giving his residence as Plattsmouth, the next man to address the council, presented to Norfolk the franchise for an independent telephone company which he desires from the city. The terms and provisions of proposed franchise are along the lines of the announcement published in the advertising columns of The News. No debate on the telephone issue occurred, the ordinance granting the franchise being passed on first reading with Councilmen Buchholz, Degner, Dolan, Haase and Kauffman voting "yes" and Councilmen Craven and Garvin "no." The franchise will probably come up for final decision in July.

In accordance with a protest signed by eighteen Norfolk residents against the laying of a brick sidewalk on the south side of the property on the northwest corner of Madison Avenue and Fourth street, a cement sidewalk was ordered laid within thirty days. Cement sidewalks were ordered on the west side of Fourth street opposite the federal building. Other sidewalk action was taken by the council.

A personal bond for \$25,000 furnished by City Treasurer Haase with George W. Schwenk, John Welsh, P. J. Stafford and James F. Toy as sureties, was accepted by the council.

A committee on appraisement reported that the frame building at 229

Norfolk avenue owned by Col. S. S. Cotton had not been damaged to exceed twenty-five percent in the recent fire. Consequently, although in the five district, the building can be repaired.

Contractor Herrick's claim that \$11,359.55 was properly owing to him on the new sewer system was read. No attention was paid to the claim, the councilmen having at an earlier meeting united on a figure about seven thousand dollars less than Herrick's present idea of the amount properly coming to him.

Asks \$5,000 Damages.

Chas. Denpre, through Barnhart & Koenigstein, attorneys, filed a claim for \$5,000 with the council as a result of a broken arm sustained by Cleora Denpre, daughter of the former Norfolk restaurant man, on May 11, 1907, on a sidewalk on Braasch avenue between Third and Fourth street. The claim was turned over to the city attorney.

Fifteen dollars represented the fines collected by Police Judge Elseley since assuming office last month.

Property holders on South Seventh street, to the number of twenty-two, asked for an extension of the city water main from Park to Pasewalk avenue. Public works committee will report.

Chairman Kauffman reported to the council that he had examined the books of Water Commissioner Brummond, that the books balanced to a cent and that the water commissioner was deserving of public compliment for the way he kept the public accounts in his department.

A committee agreement with G. Machmueller, whereby Mr. Machmueller agreed for \$200 to release the city from damages on account of the passage of the sewer over his property near the Elkhorn river and to permit the city to change the lower course of the sewer, was accepted by the council.

W. M. Klug wins the cement crossing contract for the coming year at 18 cents per square foot. The crossing bid carried a five year guarantee.

To be safe the proposed fire tower of the firemen must be built near the center of the south wall of the city hall according to the report offered by Architect J. C. Stitt after examining the south wall of the hall, that wall being expected to support one side of the fire bell and hose drying tower.

The city attorney was instructed to draw up an ordinance requiring parties passing over cement crossings with a steam engine to protect the crossing with planks.

Abram White, who has sought an injunction against Norfolk to protect what he claims is his lot line, was instructed to lay a sidewalk just outside his fence, the proposed walk falling without Mr. White's claimed lot line but requiring the chopping down of a row of trees.

When the council adjourned it was to 8 o'clock this evening, when the legislative bills of the city government will be set to grind out the business still in sight at 1 o'clock this morning.

COMMENCEMENT DRAWS CROWD

Many Attend Successful Musical Despite the Weather.

Despite the inclemency of the weather a satisfactory attendance greeted the second of the series of June commencement recitals given last evening at the Auditorium by the pupils of Mrs. Cora Beels. The audience was again pleased with a carefully selected program, the students both from Norfolk and away evincing musical talent. Most of the pupils who appeared on last evening's program, save in the double numbers, were from the intermediate grade.

Twenty-seven participated in the program:

Marvel Saterlee, Robinette Eble, Gladys Adams, Agnes Zutz, Gladys Pasewalk, Lucy Carberry, Lena Munsterman, Elsie Gildea, Lillian Degner, Vera Hayward and Emma Brueggeman of Norfolk, Elta Doty and Kate Mathewson of Pilger and Byrl Wilson of Wisner played single numbers.

Leota Rish sang a twilight lullaby. Agnes Zutz, Gladys Pasewalk, Lucile Hazen, Gladys Adams, Gladys Hartford and Elsie Nitz played a piano sextette.

Duos were played by Lloyd Pasewalk and Reuben Kiesau of Norfolk, Ethel Weatherholt and Dorothy Green of Hoskins, Grace Hill and Leota Leach of Norfolk and Helen Friday and Emma Lane of Norfolk.

Jessie Ohman, Zora Patterson and Elta Doty of Pilger were on the program for a piano trio.

A recital by the advanced pupils receiving instruction under Mrs. Beels will be given at the Auditorium on the evening of next Tuesday, June 11.

A Cure For Lame Back.

If you are ever troubled with pains or lameness in the muscles of your back use Chamberlain's Pain Balm and they will quickly disappear. Mr. Alexander Viollette of Vulcan, Mich., says it is the best liniment he ever used for lame back. For sale by Leonard the druggist.

Rural Route No. 3.

Mr. and Mrs. Frank Miller and family are visiting relatives and friends at Plainview.

Miss Hattie Heckman of Council Bluffs was visiting with her grandmother for a few days.

Miss Martha Huebner is visiting with her sister, Mrs. Asch this week. Enroute home she will stop off a few days at Stanton.

The game of ball which was played between Hadar and Pierce last Sunday at the picnic was won by Hadar, score 6 to 5.

Aug. Heckman and crew are rebuilding Judius Keich's house.

BOCHE MUST STAY IN JAIL

JUDGE WELCH DENIES MOTION FOR HIS BAIL.

DECISION GIVEN AT MADISON

Herman Boche Must Stay in Jail Until His Trial in District Court For Killing Frank Jarmer, According to Court's Ruling.

[From Saturday's Daily.]

Judge A. A. Welch Saturday afternoon denied the motion that Herman Boche, slayer of Frank Jarmer, be admitted to bail. The prisoner was committed to the Madison county jail to await his trial on the charge of first degree murder. The decision was rendered in the court room at Madison at 4 o'clock in the presence of Boche and his wife and his counsel, W. V. Allen.

Counsel for Boche immediately made another motion that the ruling of the court be set aside and another hearing in the matter be granted, but the motion was overruled.

Senator Allen, after the decision was announced denying the right of his client to bail, said that he might appeal to the supreme court.

Boche seemed unconcerned as to the decision and gave no evidence of feeling when he was told that he must wait in jail all summer, pending his trial for killing Frank Jarmer near Norfolk on the morning of May 1.

County Attorney Koenigstein was not present when the decision was announced, having gone to the western part of the state a few days before.

The decision of Judge Welch was rendered upon the application which was made in Norfolk some days ago when a plea was made that the prisoner be admitted to bail. Testimony was taken behind closed doors at that time by Judge Welch.

Judge A. A. Welch of Wayne was in Norfolk Saturday, leaving during the afternoon for Madison. Judge Welch left Wayne for the purpose of announcing in the district court room at Madison Saturday afternoon his decision on Herman Boche's application for permission to give bail. Judge Welch had expected to find County Attorney Jack Koenigstein in Norfolk and learning of the county attorney's absence in the western part of the state was not ready to say in Norfolk whether or not the expected decision would be announced on his arrival at Madison later in the afternoon.

FRIDAY FACTS.

Mrs. Fred Klents, sr., left at noon on a visit to Elgin.

D. Mathewson is in Gettysburg, S. D., on a business trip.

Miss Bertha White is home from Milwaukee for a short visit with her parents.

Mrs. C. C. Ball of Long Pine is in Norfolk on a visit with her mother in South Norfolk.

J. W. Turner of Genoa is in the city today.

J. Rice of St. Paul was in Norfolk yesterday.

Mrs. C. E. Gable of Aurora is in Norfolk today.

C. E. Hartford went to Wayne today on business.

W. R. Locke of Stanton was in the city last evening.

R. H. Cheatham of Bloomington is in the city today.

W. J. Houston was a Plainview visitor in the city yesterday.

Dr. O. R. Meredith was in Battle Creek Thursday afternoon.

G. R. Olson of Plattsmouth was in Norfolk on business yesterday.

Mr. and Mrs. W. W. McClintock of Verdun were in the city yesterday.

R. A. Reimons and J. M. Alden of Pierce spent yesterday in Norfolk.

C. D. Case of Wood Lake was in Norfolk yesterday between trains.

Miss Bess and Myrtle Mitchell of Croighton are Norfolk visitors today.

Miss Bertha Hansen of Tilden is visiting with Miss Otella Pilger today.

Cyrus Ward and Roy Montgomery of Tilden were in Norfolk yesterday.

R. A. Brashear left yesterday for a short visit with relatives in Sioux City.

Miss Alice Sypfers of Valentine is visiting in Norfolk, the guest of Mrs. J. F. Pfunder.

which made them man and wife and sent them on their way home rejoicing.

Mrs. Charles Rice is very much enjoying her visit in Germany, according to letters received here by Mr. Rice. She says that the weather in that section of Europe is perfect and cherries are just beginning to turn ripe.

Father Thomas Walsh has let the contract for the erection of the new Catholic parsonage at Battle Creek. The contract goes to Herman Werner of Battle Creek and provides for the completion of the building by September 15.

W. P. Logan returned last night from Ponca where he had been to attend the wedding of his brother, Arthur Logan. Mr. and Mrs. Willis McBride of Elgin also attended the wedding. Mrs. McBride is a sister of Mr. Logan.

The treasury of the Norfolk school district is \$15,000 richer this week than last week. The insurance money from the high school fire, \$15,000 in all, was paid over to Treasurer Julius Haase this week and deposited to the credit of the school district.

Henry H. Nelson, who travels on the Northwestern line for May Brothers of Fremont, and Miss Georgia Johnson of Des Moines were married Wednesday evening at the home of the bride's parents in Des Moines. Mr. and Mrs. Nelson will be "at home" in Fremont after August 4.

The funeral of William Bluecher took place at Christ Lutheran church Friday afternoon at 2 o'clock. The services were in both German and English. The following pallbearers were chosen from the confirmation class of which the deceased was a member: Carl Hulac, Emil Wilde, Fritz Droscher, Theodore Miller, Gerhard Pasewalk and Johannes Boche.

Invitations have been received in Norfolk for the marriage next Wednesday, June 12, of Miss Amelia Pohlman, formerly of this city, to Mr. DeLute Greener at La Grande, Oregon. Miss Pohlman will be remembered by a wide circle of friends as one of Norfolk's popular young ladies before her removal to Oregon two years ago. Mr. Greener is not known here but is said to be a highly respected young business man in La Grande.

Beemer Times: There was a good game of ball Sunday afternoon on the Beemer grounds between the home team and one from Rock Creek. The Rock Creek boys put up a good article of ball that kept the home boys busy all the time, and with more practice they can have a team that will keep their opponents guessing. They are a gentlemanly set of fellows and Beemer will gladly welcome another game with them whenever they wish to come. The scores: Beemer, 8; Rock Creek, 4. Batteries: Beemer—Dusow and Rathke.

Delegates from Norfolk will be in attendance at the fortieth annual convention of the Nebraska state Sunday school association meeting in Hastings June 18, 19 and 20. Sunday schools are entitled to delegates for every one hundred of membership. Among the men on the program will be Marshall A. Hudson, founder of the "Baraca" movement, Syracuse, N. Y.; Dr. D. E. Jenkins of the Omaha Presbyterian theological seminary; Dr. W. B. Forbush of Detroit, Mich.; and Prof. W. R. Jackson of Wesleyan university. John D. Haskell of Wakefield will send a report from the world's Sunday school convention at Rome.

Norfolk friends who attended the funeral of Chris Powers, eldest son of Mr. and Mrs. W. E. Powers at Pierce, who died last Saturday and who was buried Wednesday of this week, state that a most extraordinary tribute of esteem was paid to the memory of this young man by scores of friends not only in Pierce but in Norfolk and other parts of the state. Most of the business houses at Pierce were closed during the funeral services, a flag was hung at half mast over the high school building and the whole city bowed its head in mourning for the boy whom they all so well loved. An enormous throng of friends, including many from Norfolk and other towns, assembled at the Methodist church where the services were conducted by Rev. Mr. Connelly of the Pierce M. E. church, assisted by the former pastor, Rev. Mr. Shick of Blair. Floral tributes at the home, at the church and at the cemetery were unusually beautiful. Pallbearers were selected from friends of the young man, two from the high school, two from the Pierce band in which he was a prominent member and two from the Methodist Sunday school. Mr. Powers arrived home Tuesday noon from Oklahoma City, where he was notified by wire that his son was seriously ill. Later, at Kansas City, he received a message announcing that the boy had succumbed. Wednesday, the day of the funeral, was a perfect spring day. Chris Powers, though a young boy, seemed to have endeared himself to people of Pierce and this section as few older people ever do. He was a genius at music and he possessed a charming personality. Rheumatism of the heart caused his sad demise, he having been a sufferer from inflammatory rheumatism when but a small child.

Bad Stomach Trouble Cured.

Having been sick for the past two years with a bad stomach trouble, a friend gave me a dose of Chamberlain's Stomach and Liver Tablets. They did me so much good that I bought a bottle of them and have used twelve bottles in all. Today I am well of a bad stomach trouble.—Mrs. John Lowe, Cooper, Maine. These tablets are for sale by Leonard the druggist.

DAY OF SPECIAL SERVICE

SUNDAY WAS MEMORIAL DAY FOR BEN HUR LODGE.

OBSERVED AS CHILDREN'S DAY

Baccalaureate Sermon Was Delivered by Rev. W. J. Turner to Music Students Who Are Holding Commencement Exercises This Week.

Sunday was a day of special church and lodge services in Norfolk. In addition it proved a day of most disagreeable weather, intermittent showers with a heavy downpour of rain marring the morning and afternoon.

In the afternoon at Odd Fellows' hall the Ben Hur lodge observed Memorial Sunday with appropriate exercises. Those who ventured out in the threatening weather united in a very pretty and impressive service in the lodge room in tender tribute to the deceased members of the Norfolk lodge. Six vacant chairs stood in the front of the hall, calling to the memory of the lodge members the names of Emma McArthur, Mamie Satterlee, Frances Sturgeon, J. A. Hornberger, Elizabeth Childs and Sarah K. Long. E. M. Clement presided over the services carrying out the memorial ritual of the Ben Hur lodge. Six obituaries were read. Rev. J. L. Vallow of the Methodist church delivered an eloquent memorial day address. Exercises at the cemetery were postponed until next Sunday on account of the weather conditions.

In the morning at the First Congregational church Rev. W. J. Turner delivered the baccalaureate sermon to the musical pupils of Mrs. Beels who participate in the annual commencement this week. Mr. Turner spoke on the relation of the higher forms of music to religion, his address showing a deep appreciation of the subject. Some thirty musical students who are participating in the annual recitals were present at the services.

Yesterday was also set aside as "Children's day" in several of the Norfolk churches, a day for dainty white gowns of the little ones and the special exercises carried out with childish voices and song in the churches. The Methodist church was prettily decorated in the morning for the Children's day program. In connection with the program twenty-two little ones who have reached the age of three were formally promoted from the Methodist "cradle roll" to the beginners' class in the Sunday school. The evening had been set aside for the children's program at the Second Congregational church.

Next Sunday morning special children's services will occur at the First Congregational church and in the evening at the Baptist church.

EPWORTH LEAGUE CONVENTION

Was a Success in Every Way—Convened at Pilger.

Pilger, Neb., June 7.—Special to The News: The Norfolk District Epworth League closed its eighteenth annual convention yesterday. About sixty-five delegates were present from all parts of the district.

The session convened Tuesday afternoon. Rev. Mr. Bothwell, the president, being absent, Rev. Mr. Vallow of Norfolk was elected to fill the temporary vacancy. Mr. Bothwell arrived later. Rev. Mr. Gilbert of Crab Orchard gave a very interesting talk for thirty minutes on "The Work of Epworth Leagues." In the evening Rev. Mr. Horn of Wayne gave a very interesting address on his "Trip Around the World." Later the local chapter gave a reception in honor of the visiting delegates.

Wednesday forenoon was largely given over to the reading of a paper on "Missions" by Rev. Mr. Goodell of Beemer. In the afternoon following the reading a fine paper was read by Rev. Mr. Dawson of Stanton. H. H. Antles of Pilger was elected president. Rev. J. Randolph Smith of Trinity church, Omaha, preached his "Sermon to Epworth Leaguers" at the opera house in the evening. The house was crowded to its fullest capacity and standing room was at a premium. The Stanton choir, eighteen strong, drove down in the early evening and sang six selections. The sermon and singing were excellent. The next meeting will be held at Pender.

LONG PINE DAM IS GONE

HIGH WATERS RESULTING FROM RAIN TEAR IT OUT.

THE BIG MILL WAS IN DANGER

Owing to Heavy Rains in the Vicinity of Long Pine, Pine Creek Was Turned into a Raging River, Doing Damage There.

Long Pine, Neb., June 7.—Special to The News: Owing to the heavy rains of yesterday the peaceful waters of Pine Creek turned to a raging river. The mill dam which furnishes power for the Pine Valley Roller mills was washed away at 3 o'clock yesterday afternoon and it was feared that in case the water did not recede in a few hours the large \$10,000 mill owned by S. H. Kyner, would be washed away.

A large number of sand bags have been placed along the banks of the creek to keep the already crumbling banks from going into the stream. All kinds of debris is coming down and it was feared last night that the mill

would go into the stream before morning, but it had not gone by 11 o'clock today.

A large number of people stood in the rain, which poured down during the afternoon and again last night, watching the rushing waters.

The bridge between Long Pine and Ainsworth was washed away and this will cut the farmers off from connection from the town for a few days.

Legal Notice.

C. Carson and Green, first names unknown, will take notice that on the 31st day of May, 1907, George L. Lambert, a Justice of the peace in and for Norfolk precinct in Madison county, Nebraska, issued an order of attachment for the sum of \$21.60, in an action pending before him wherein John Krantz is plaintiff and C. Carson and Green first names unknown, are defendants, that property consisting of one feather renovator, one engine, and boiler, a lot of feathers in ticking, stove pipe and shovel, has been attached under said order.

Said cause was continued to the 28th day of July, 1907, at 9 o'clock a. m. John Krantz, Plaintiff.

ELECT EIGHT TEACHERS

MORE VACANCIES IN SCHOOL FORCE ARE FILLED.

JANITORS ARE ALSO CHOSEN

A Special Meeting of the Board of Education Was Held Last Night—Bids For New Building Opened Next Monday Night.

Vacancies existing in the teaching force of the Norfolk city schools were filled at a special meeting of the board of education held last evening at the Lincoln building.

The following teachers were elected at the meeting: Miss Julia Hansen, Fremont; Miss Clara Schram, Norfolk; Miss Katherine Hudson, Peru; Miss Nellie Burns, Spencer; Miss Bessie L. Neligh, West Point; Miss Katherine Rogers, Otoe county; Miss Mae Mullen, Norfolk. Assignment of these teachers to the several grades will be announced later.

The following janitors were elected: L. Burbank, high school; C. S. McCaslin, Grant school; Mr. White, Lincoln building. The janitor of the Washington school was re-elected at a previous meeting.

Superintendent Bodwell will remain in Norfolk during the summer to handle work incident for next fall's term.

On next Monday evening the Norfolk board of education will open bids for the construction of the new high school building. Bids will also be received for the heating system and the plumbing connected with the building.

Notice to Creditors.

The State of Nebraska, Madison county, ss.

In the matter of the estate of Ferdinand Pasewalk, deceased.

Notice is hereby given to all persons having claims and demands against Ferdinand Pasewalk, late of said Madison county, deceased, that the time fixed for filing claims against said estate is six months from the 10th day of June, 1907. All such persons are required to present their claims with the vouchers to the county judge of said county at his office in the city of Madison, in said Madison county, on or before the 11th day of December, 1907, and that all claims so filed will be heard before said judge on the 11th day of December, 1907, at 1 o'clock p. m.

It is further ordered that notice to all persons interested in said estate be given by publishing a copy of this order in the Norfolk Weekly News-Journal, a weekly newspaper, printed, published and circulating in said county, for four consecutive weeks prior to said day of hearing.

Witness my hand and seal this 4th day of June, A. D. 1907.

Wm. Bates, County Judge.

O. R. MEREDITH, D. O. OSTEOPATH.

Office, Cotton block, Ash 541, residence, 109 North Tenth street, phone Ash 542.

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