

Omaha National, \$100,000; United States National, Omaha, \$200,000. There was about \$100,000 in cash and the balance mainly in certificates of deposit.

"Did you receive for that \$25,000?" inquired Judge Wakeley, "anything but certificates of deposit from the Capital National bank?"

"Yes, sir."

"Were you acquainted with the fact that he was president of the Capital National bank?"

"Yes, sir."

Witness then identified his signature on the certificates, Judge Wakeley then asked the large certificate, the jury, signed by Moshier. It was not subject to checks.

By the direction of witness the certificates were taken to the bank, and he supposed that the state had been notified of them.

"Did you receive a bank pass book at the time?"

"Yes, sir."

Witness did not, but sent a note to his officer after it. This pass book would show, as explained by witness, the amount of money checked out before the bank failed, some \$49,000. The certificates of deposit had been passed to the state's credit, which had then become subject to the state's order.

Witness returned and said he had with him the last check drawn, which had been protested. The following checks had been drawn on the bank:

Table with columns for date, amount, and payee. Includes entries for January 15, 19, 23, 27, 31, and February 4, 8, 12, 16, 20, 24, 28, 1935.

Of this sum the following checks had been cashed: unpaid, \$3,134.30, leaving but \$25,250.98 paid.

HEADED OFF WHEEDON.

In his cross-examination Mr. Wheedon tried to bring out the fact that the Capital National bank had made a state depositary, but Judge Wakeley objected, and the court sustained him.

Mr. Lamberton said he desired to explain his position in the case. He stated that he had equaling \$1,500,000 had been deposited in banks illegally.

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were for. From time to time during the two years they were heard of. He wished to say frankly that if any of them were for money belonging to the permanent school fund they could not be deposited in state depositories under the law.

Mr. Wheedon held the state down to the pleadings in which it was not alleged that permanent school money was deposited in the Capital National bank.

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CROP PROSPECTS IMPROVED

Small growth in excellent condition.

OTTUMWA, Mo., May 1.—An inch of rain fell here last night, but it was not enough to do much for the Mississippi river. The rain is of inestimable value to crops.

Torrents of Rain Throughout Nebraska Encourages the Farmer.

Encourages the Farmer.

NANCE COUNTY IN EXCELLENT SHAPE

Encourages the Farmer.

Finest Shower in Two Years Reported in that Locality—Seed Grain Being Distributed in Liberal Quantities Quite Generally.

Encourages the Farmer.

The warmest May in the state of Nebraska during the past nineteen years was that of 1892, with a mean temperature of 64.7 degrees.

Encourages the Farmer.

The prevailing winds for May are from the southeast; the highest velocity recorded was eighty-four miles an hour at North Platte on May 21.

Encourages the Farmer.

The drier May during the period was that of 1894, when the average precipitation for the state was 0.91 inches.

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now be hurried forward as rapidly as possible. Small growth in excellent condition.

OTTUMWA, Mo., May 1.—An inch of rain fell here last night, but it was not enough to do much for the Mississippi river. The rain is of inestimable value to crops.

ALL LOOKS LEAFY AT PENDER

Encourages the Farmer.

War Talk is Substituting as the Days Go by

Encourages the Farmer.

PENDER, Neb., May 1.—(Special Telegram.)—A heavy rain left the roads in bad condition and Sheriff Mullin has deferred his trip to the agency to arrest Bonaparte, the Indian who assaulted the Winnebago brother-in-law of President Lemmon of the Flourney company, until tomorrow morning.

Encourages the Farmer.

An Indian who came in from the agency last night reported to Lemmon that Bonaparte was in Minnig, but that his whereabouts were given to the authorities.

Encourages the Farmer.

Ordinarily a personal encounter between Indians would not attract attention, but in this instance a relative of one of the central figures in the present land trouble was assaulted and Lemmon resented it by swearing out a warrant for the arrest of Bonaparte.

Encourages the Farmer.

The arrest of Bonaparte is Captain Beck's test and that if Captain Beck officially recognizes the right of the sheriff at this time to make a raid on the reservation it would be inconsistent to offer resistance in the future should the sheriff seek to serve warrants on May 21.

Encourages the Farmer.

The sheriff believes now that he will not be molested when he arrests Bonaparte and that Captain Beck will cheerfully surrender the Indian wanted.

Encourages the Farmer.

The Indian police in jail were to have been taken out of the agency before the expiration of their sentence, but a rumor reached the officers that Captain Beck or Tom Sloan would make an effort to get the Indian out of the agency.

Encourages the Farmer.

It was decided to hold the prisoners, as the county authorities are eager to test the military agency.

Encourages the Farmer.

All kinds of rumors are afloat, but the general impression now is that Mullin will get Bonaparte without a struggle and in the event of a failure, Captain Beck will secure a writ of habeas corpus for the release of Elk and Blackhawk, he will not attempt further evasions with Indian police until the court orders otherwise.

Encourages the Farmer.

Penderites claim that troops cannot be sent here as long as no blood is shed, and that they require every effort to precipitate a battle, but it is evident that the situation is dwindling into whispers of peace and the entire battle will be fought out in the courts.

Encourages the Farmer.

BURNED THE GOVERNMENT SCHOOL

Encourages the Farmer.

Disastrous Fire on the Santee Sioux Reservation in Nebraska.

Encourages the Farmer.

NIORRARA, Neb., May 1.—(Special Telegram.)—The government school building at Santee agency was burned to the ground last evening. This makes the second school building that has burned within four years, and a loss of about \$40,000.

Encourages the Farmer.

Wants the Overland to Settle.

Encourages the Farmer.

ELKHORN, Neb., May 1.—(Special Telegram.)—J. C. Stubbs, burnt ballast contractor of Mount Pleasant, Ia., is here for the purpose of effecting a settlement with the Union Pacific receivers for a balance he claims is due him on a ballast contract.

Encourages the Farmer.

Stubbs burned a kiln for the purpose of drying ballast, which was used for the purpose of drying ballast.

Encourages the Farmer.

There was a mass meeting of the citizens here for the purpose of selecting a committee to ascertain, as near as possible, the individual losses on account of the burning of the school building.

Encourages the Farmer.

Farmers Disagree.

Encourages the Farmer.

GOTHENBURG, Neb., May 1.—(Special Telegram.)—Yesterday Fred Gerdes, who lives two miles east of this city, swore out a warrant charging Leonard Nelson and James Bameric with the burning of the school building.

Encourages the Farmer.

Nelson and Bameric were charged with the burning of the school building.

Encourages the Farmer.

Shot the Wrong Person.

Encourages the Farmer.

LINCOLN, May 1.—(Special Telegram.)—At 6 o'clock this evening while Gustave Behrwal was eating his supper some colored boys came in from the street and threw a brick through the window of the restaurant.

Encourages the Farmer.

Behrwal was shot in the leg.

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TEXAS RATES CASE HEARD

Interstate Commerce Commissioners Finish Their Work at Omaha.

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FURTHER TESTIMONY AT KANSAS CITY

Local Shippers Show the Hardship of the Difference in Rates from Texas in Favor of Kansas City—Stock Yards Viciously Interested.

Encourages the Farmer.

The Interstate Commerce commission continued taking testimony yesterday in the case of the Commercial club against the various railroads, wherein it is alleged that they have been discriminating in