THE OMAHA DAILY BEE: SATURDAY, FEBRUARY 8, 1896.

COUNCIL BLUFFS DEPARTMENT

MINOR MENTION.

Try Moore & Eilis' "Sultana" 10c cigar. The Bee office, No. 16 North Main stroat. A daughter has been born to Mr. and Mrs.

The spring term of the federal court will convene on March 19.

Born, to Mr. and Mrs. E. W. Dent, a son, at 825 Seventh avenue. Lynn, the 3-year-old son of William Ste

vens, 11 Stutsman street, is ill with scarlet fever

The Council Bluffs office of The Bee is just north of Officer & Pusey's bank, on Mair street.

A rehearsal of the "Model School' comedy was held last night at St. John's English Lutheran church. The Grand hotel, Council Bluffs, High

class in every respect. Rates, \$2.50 per day and upward. E. F. Clark, proprietor.

T. J. Hysham and Ralph Pringle, two Red Oak attorneys, have been in the city for several days on a probate case in the district court.

August Joneschet and Julius Kraft charged with cutting timber on land owned by John Coyle, have been fined \$25 and costs each by Justice Vien. They have appealed their cases to the district court.

Charles Huber, the butcher, is nursing a game leg, the result of an unexpected at

Harry Hamilton, who was suspected of confidenced Henry Damme out of \$11 in Omaha, was fined \$5 and costs in police court for drunkenness. He was not identi-fied by Damme as the man who had turned small capital of \$2,500,000, which the comthe confidence trick.

George Russell, an employe of Kimball foundry, objected to the manner H. J. Wavhn used in collecting a bill, and thiew him out of the shop. Judge McGee in police court yesterday morning added \$15.20 to the original bill, which Russell paid.

County Auditor Matthews and Overseer of the Poor Huntington have examined the conof the county burying place, and have decided to have the grounds put in better condition. The work will be done under the supervision of Mr. Huntington, and by men who are willing to carn the relief they are getting from the county.

Judge McGee yesterday fined William Raff \$\$33.70 for the part he took in disturbing the mission meeting at Fifteenth street. Ed Blumenstein, who received a sentence equally revere for the same offense, is still in jail, but Bert Newton, the third one of the gang of hoodlums, who was fined nearly \$40, is out of jall. A few days ago he was sent out to get a bucket of coal, and when he struck the fresh air he dropped the scuttle and flew.

The police received a telephone message from Crescent City at 6 o'clock last evening, saying that a tramp had robbed a school house near there, taking the school bell, a silk muffler, and everything else that was loose, and in passing through the village had stopped long enough to steal a pair of pants and a pair of shoes. An excellent description was furnished, and at 10 o'clock Officer Slead picked the fellow up on Lower Broadway. He had gotten rid of everything but the pants, which he was wearing under his own. He gave the name of W. M. Kelley, and was enjoying a mild and good-mannered jag when locked up.

Moore & Ellis' "Corner," best 5c cigar.

Wanted, good farm loans in western Iowa at lowest rates. Money loaned for local in-vestors on best of security netting 6 per cent. Fire insurance written in reliable companies. Lougee & Towle, 235 Pearl street.

Athletie Contests, El Paso, Tex.

February 11, 1896. The Burlington Route, K. C., St. J. & C. B. R. R. will sell tickets to El Paso, Tex., and return on February 8 at one first class fare for round trip. O. M. BROWN,

Ticket Agent, Council Bluffs.

Free Lessons in Art Needle Work. Misses Clark & Wetzel will give free les sons in art needle work on Tuesday and Saturday mornings of each week. All ladies me to avail themselves of this priv llege. 336 and 338 Broadway.

Don't miss our special sale of aluminum ware for the next ten days. Cole and Cole.

PROBATE COURT MATTERS.

WHAT THE RECORDS DISCLOSE DISPOSITION OF THE DEAD. Some Facts in Connection with the Iows ing considerable interest in the progress in the legislature at Des Moines of a bill that Construction Company. engaged in the undertaking business.

The bill in question is fathered by the PAUL HAS TWO SETS OF INCORPORATORS Funeral Directors' association of Iowa. It

Says that the Signers Put Down Their Names Merely to Cover Up the Real Backers of the Plan.

What are regarded as rather sensational disclosures in connection with the railway and improvement schemes of John W. Pau were made at the offices of the county recorder and the clerk of the district court yesterday. In the office of the recorder a new set of articles of incorporation of the Iowa Construction company were turned up. They were filed February 4 about noon, and instructions were given to the clerk in charge to lay them down carefully and say nothing. The original articles of the company bore date of April 26, and were drawn in Chicago tack upon him by a dog that belonged to one of the wood merchants on the market at the corner of Bryant and Broadway. C. Howell, John C. Robinson and M. E. Winn were the incorporators who formed the organization that was to build railroads pany was supposed to represent. The new set of articles did not bear the name of the

original incorporators, but instead those of John W. Faul, P. G. Emig and Joseph P. Wagner. The capital stock is the same Paul is made president, Emig secretary, and Wagner vice president, and the intentions of the company are set forth in the same words and phrases as used in the original instrument.

The discovery made in the clork's offic that its purpose is to establish a monopoly was a little bit more newsy, and was found in a lot of depositions that were filed during of the state association deny any such charge the day. They had been taken in the course and use the exact wording of the bill to reof the litigation between Paul and the Unior fute the statements of the opposition. Men Land and Improvement company and E. W. hers of the association assert that no restric Nash. The depositions are those of Robintion is placed upon the burial of the dead son, Winn and Howell and Joseph A. Variy by undertakers who do not pretend to practhe Chicago incorporators of the Construc tice the science of embalming and does not in any manner interfere with the business tion company and of the Council Bluffs Stock Yards company, whose capital was fixed at \$1,500,000. The deposition of M. E. Winn of dealers in undertakers' supplies and burial equipments. The bill simply provides that makes the startling disclosure that the person is a woman, Miss Mildred E. Winn, aged when an undertaker attempts to do embalming he shall be qualified for the 26, and that she is a stenographer, who worked in Mr. Paul's Chicago office for a Members of the association assert that there are now in the state men practicing the em time at a salary of \$50 per month. She time at a shirty of 350 per month. Sho swears that she signed the articles for ac-commodation and a fee of \$1.50. R. C. How-ell's deposition shows that he is a young clerk, aged 22, and at the time he signed the articles he was excluse a colour of \$1 balmer's art who have taken no regular course of instruction at any school, and who really have no idea of the work they are doing. They do not take the proper care of bodies and are constantly menacing the the articles he was earning a salary of \$6 a week, but is now getting \$10. Joseph A Varty, when he put his name to articles incorporating million-dollar enterprises, was discarded. t clerk in the Safety Loan and Building as sociation, and was drawing a salary of \$10 week. He made an additional \$1 by sim-

signing his name. Mr. Paul was seen last evening and questioned about the remarkable disclosures. His chief anxiety seemed to be the fear that

the public might misunderstand the true situation. He said there was nothing in the disclosures that need worry him, but were a part of the original plan. It was discovered After Mr. Curtin had left the gubernato rial chair he spent five years in St. Petershe said that the original articles did not burg as United States minister to Russia, comply fully with the Iowa law, and it was says the Philadelphia Times, reviewing the necessary to get up a new set. The original set were signed by some clerks in Chicago of the men behind the big enterprise conblography of Pennsylvania's war governor.

templated.

By his display of diplomacy he won the regard of Gortschakoff, the great chancellor, is not unusual," said Mr. Paul. who for fifty years ruled the destinies of the "Some of the greatest enterprises ever in-corporated in this country followed the same Russian people. After Napoleon III.'s capitulation at Sedan and his retirement as an course, and the articles hore the names of the Chiselhurst, England, Minister office boys and clerks until the time arrived exile tin determined upon a flying trip to Londor for the transfer of the stock and the beginby way of recreation. The day before leav-ing St. Petersburg, while in conversation with Gortschakoff, the latter incidentall/ ning of the work. The stock books of the Construction company do not show that one dollar of stock has been issued to any of the original incorporators. All I have to said to him: "The return of a Napoleon to say is that the Iowa Construction company the throne of France would menace the

peace of all Europe and be most lamentis not a myth, but that there is plenty, in act unlimited, capital back of it to push its enterprises. I am not yet ready to give away any secrets, but in view of what has been said or is likely to be said, I want to assure the public that there is a railway Wyckoff. The main purpose of the cheva-Wyckoff. The main purpose of the cheva

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THE RUSSIAN SPY SYSTEM.

ing Proof of It.

aix of antimony, the copper being first melted and the antimony ofterward added. To this a quantity of magnesfum carbonate is added to increase its sphering gravity. The alloy is **DIGGING INTO THE MONUMENT** capable of being drawn out, wrought, and soldered just as gold is, and is said to take and retain as fine a polish as gold. Its cost is a shilling a pount: to take Funeral Directors Urge a Measure

CURRENT LAW POINTS.

Before the State Legislature.

The undertakers of Council Bluffs are tak-

Legal Knots United by Various Courts of the Land.

A ballot which permits the name of a canmaterially affects the interests of the men didate to appear on the official ballot but once, although he may be nominated by different parties, ds held constitutional in s entitled "A bill for an act to establish a Todd against election commissioners (Michigan), 29 L. R. A. 330

state board of embalming, to provide for the better protection of life and health, to pre-vent the spread of contagious diseases and An illegal arrest and false imprisonment of a passanger caused by the conductor in to regulate the practice of embalming." By the terms of the measure the governor shall appoint a board of embalming for the charge of a train is held in Atchison, Topeka | duced & Santa Fe Railroad company against Henry vestigate the rumors circulated through state of lows, to go into existence on July 1 of the present year. The board shall con-(Kansas), 29 L. R. A. 465, to make the the public press in regard to the railroad company liable.

tist of five members and each member shall have had at least five years' experience in An injunction to prevent a city from shutthe practice of embalming and the care and disposition of the dead. After providing for sustained in Wood against Auburn (Maine), 29 L. R. A. 376, where the attempt was to the manner of the organization of the board and its adoption of rules and regulations for its government the bill provides that each coerce payment of an old claim, subsequent to which water had been furnished and paid for.

person desiring to engage in the practice of embalming within the state of Iowa and The use of indecent or profane language n a street car, which by statute is expressly not already engaged therein shall make a ritten application to the board for a license made an offense, is held in Robinson against Rockland, T. & C. Street railway 87 Maine, 387, 29 L. R. A. 530, to be sufficient reason for putting the offender off the car. and shall pass an examination before the board showing his qualifications for the care and disposition of the dead, his knowledge A statute authorizing attorney's fees of sanitation and his ability to practice the art of embalming. The license fee for new applicants is fixed at \$5 and every registered be taxed as costs in actions for wages is held in Hocking Valley Coal company against embalmer shall pay \$2 cach year thereafter for a renswal of his registration. Rosser (Oh'o), 29 L. R. A. 386, to be uncon-stitutional on the ground that it denies to A fine of not less than \$50 nor more than \$100 shall be imposed for the violation of the employers the equal protection of the laws in making an honest but unsuccessful de-

terms of the measure. It is understood and so stated in the bill that none of the It is understood A branch railroad which constitutes a part of an interstate line is held to be exempt provisions of the proposed law apply to undertakers who deal in burial supplies or con from the power of a city to impose a license duct burials, but do not pretend to prac-tice the science of embalming. Such un-dertakers are required, however, to have a right to operate, in San Bernar dino against Southern Pacific company (California), 29 L. R. A. 327, as such a license tax satisfactory knowledge of the laws of san-itation, and to be able to take the proper would amount to a burden on interstate

A state statute requiring vessels burning steps to prevent the spread of contagion. The blil is meeting with considerable opp wood to have screens of the best approved kind for protection from fire is sustained ition and the cry has been raised against it in Burrows against Delta Transportation com pany (Michigan), 29 L. R. A. 468, against the contention that it is an interference favor of the embalmers. The members with interstate commerce.

A school teacher occupying a part of school house as a residence is held in Alpine township school district No. 11 against Batsche (Michigan), 29 L. R. A. 576, to hold bis position, not as a tenant, but as an em-ploye of the district, so that he was not entitled to the notice to guit provided in case of tenancy.

Brothers and sisters of the half blood are held in Anderson against Bell (Ind.), 29 L R. A. 241, to be included in a statutory provision for descent to brothers and sister less a contrary intention appears. With this case is a note collecting the vast number of authorities on this subject, and showing that in the main they agree with the Indiana decision

A judgment against a railroad company is held in Stewart against the Wheeling & lion. health of families of the deceased by practices that expert embalmers have long sinc Lake Erle Railroad company (Ohlo), 29 L. R. A. 438, to be a lien on the property, but Members of the association which embraces a majority of the reputable embaimers and undertakers of the state, are not enforceable by execution against a part of the property which is necessary to carry on the business, but only by a bill in equity unanimously in favor of the passage of the to which all persons in interest are mad

parties, and in which the whole of the property is subjected to sale.

A body of water having well defined shores An American Minister Secured Strik and no current, lying entirely within the state of Iowa, a quarter of a mile from the main channel of the Mississippi river, of which it forms no part for purposes of navigation, is held in State against Haug 29 L. R. A. 390, to be included among the waters of the state, within the statute prohibiting the use of seines, and not within the exception of boundary waters, over which the jurisdiction of the state is not exclusive. Riding a bicycle on a sidewalk or foot-way is held in Commonwealth against Fores: (Pa.), 29 L. R. A. 365, to incur the penalty provided by the Pennsylvania act, although the sidewalk was on land appropriated by a turnpike company, and was built and kept up by the turnpike company, aided by con-tributions from the residents of the village. even if the turnpike company consented to the use of the sidewalk by bicyclers, and such use had been general for a long time withou

A constitutional provision against a "levying of taxes by the poll" is held in Shori against State (Md.), 29 L. R. A. 404, not to apply to a statute substantially like that in the constitution ompelling able-bodied male residents behe should travel to Chiselhurst to see the tween 20 and 50 years of age to labor at least two days annually in repairing the roads, with the privilege of furnishing substitutes or paydeposed emperor of the French. The min-ister protested that he was away from his ing 75 conts per day instead. The subject post on simply a holiday trip without leave oll taxes is considered in an extensive note of absence, and that he did not desire to atto this case. The right of a railroad company to com pensation when its tracks are crossed in a highway by a street railway is denied in chevalier then intimated that the distinguished American would in all likelihood be invited to call upon Napoleon. Chicago, Burlington & Quincy Railway com-pany against West Chicago Street Railway said Mr. Curtin, "would be an encompany (Ill.), 29 L. R. A. 485, and this is in accordance with other decisions on the sub ject, which are collected in a note to the case The following day Prince Murat, cousin of Napoleon, called upon the American minister and formally invited him to Chiselhurst and The ground of the decision is that the railroad company crosses the street subject to the public easement of passage, and that the street railway is only a mode of exercising to the honor of a private audience with Napoleon. Mr. Curtin made the trip in the company of Chevalier Wyckoff, and was very graciously received by the late sover-eign of the French. After a brief conversathis easement. this easement. A misrepresentation honestly made in a be-lief that it is true, although it was designed to influence the conduct of another who acts upon it, is held in Kountze against Kennedy, 147, N. Y. 124, 29 L. R. A. 360, to be insuffi-cient to sustain an action for fraud. The case in this respect is similar to that of Nash against Minnesota Title Insurance and Trust company (Mass.), 28 L. R. A. 753. Such an action for fraud is distinguished by the court from cases which turn on the effect of mis representations to avoid a contract. A contract to give all the traffic of certain mines and furnaces and of a railroad to be constructed therefrom to another and connecting railroad which furnishes aid to de the business is held valid in Baid velop Valley Railroad company against Nit-Eagle tany Valley Railroad company (Pa.), 29 , R. A. 423, although the constitution requires railroids to carry each others' traffic without discrimination, and prohibits discrimination in transportation for individuals, and also prohibits the consolidation of parallel and competing roads. An unusual decision on the law of ease ments is made in Whittenton Manufacturing ments is made in whitehton Manufacturing company against Staples (Mass.). 29 L. R. A. 500, to the effect that a servitude by prescription, charging property with the payment of a portion of the expense of repairs to a dam from which water power is furnished to the servient premises is reated by annual contributions of the owner for more than fifty years, which he has paid is a duty and which have been collected by the other party as a right. A contract by a city for the pavement of streets, providing that the contractor shall accept assessments for benefits as compensalion, and the city shall not be otherwise liable upon the contract, whether the assessments are collectable or not, is held in Barber Asphalt Paving company against Harrisburg, 29 L. R. A. 401, to leave the city still liable to the contractor where he assessments were made under a statute which was invalid, as the contract con-templated valid charges on the property, and failure to make the required assessments left the city in default. The right to make municipal bonds payable in gold coin of the United States of the present standard of, weight and fineness is denied in Skinner stainst Santa Rosa (Cal.). 29 L. R. A. 512, where the bonds are issued under a statute which provides that they shall be payable "in gold coin or lawful money of the United States." This decision money of the United States. This decision is clearly based on the fact that the statute expressly fixes the terms of payment; but a note to the case, tevlewing the authorities on the subject, shows it to be fully estab-lished by the decisions of the United States supreme court that in ordinary cases con-tracts for payment in gold or silver may be made, and may be enforced by the courts

Iowa Legislature Takes Another Turn at the Uncompleted Shaft. RIGID INVESTIGATION IS PROPOSED Resolution Offered in the House Pro-

vides for a Committee to Look Into All Acts of the Commission.

DES MOINES, Feb. 7 .- (Special.)-In the house Mr. Smith of Greene introa lengthy resolution to in action of the monument commission in selecting the list of soldiers to be honored by ting off a water supply from a consumer is being represented on the Iowa soldiers' monument, as well as in making the contracts The resolution provides for a joint committee of the two houses, and the Investigation it is directed to make is of the most searching character and requires the committee to go into every detail connected with the expenditure of the \$150,000 which has already been paid out. The time and compensation of each member of the commission and the expenses incurred by them are made special objects of inquiry. The claim of \$10,000 for "extras" which the contractors have presented will also be inquired into. The committee is directed to report not later than March 15

McArthur of Des Moines county objected to the consideration of the resolution, and under the rules it went over till tomor row. While some lively discussion may be provoked it is altogether probable that the will pass both branches of the genresolution eral assembly

The ant'-cigarette bill came up again on notion to reconsider the vote by which the house refused to refer the bill to the .com mittee on public health, which was made by Mr. Nietert of Linn, who claimed he had voted under a misapprehension. After lively sparring between McArthur, After som Van Houten and others the reconsideration pre vailed, and after further discussion the motion to refer the bill to the committee on public health was carried by a vote of 50 to 43, with the proviso that the bill be reported within ten days and "do not lose its place on the calendar.'

The house committee on schools reported in favor of the passage of the Reed bill, authorizing school boards to furnish books to

Many letters and petitions were read from individual soldiers and Grand Army posts in favor of eliminating all portraits, statues or medallions of soldiers from the monumen on the ground that no partiality should b shown or invidious distinctions made between members of the brave army of boys in blue who aided in putting down the rebel

The Berry resolution, limiting the introduction of bills in the senate to February 20, and giving the reports on the code the right of way, was taken up and rejected. Senator Blanchard said he did not believe he majority had the legal right to take away from the senators the privilege of intro lucing bills by the mere passage of a res

AIMED AT INSOLVENT INSURANCE. Senator Hotchkiss' bill to prevent in-solvent insurance companies from doing busness in this state, which was introduced

Intess in this state, which was introduced today, reads as follows: Section 1. No insurance company doing business in this state shall accept or receive premiums either in cash or notes, or issue insurance policies either upon property or lives, when such company is insolvent. Sec. 2. If the president, secretary, treas-urer, or any other officer of any insurance company insuring property or lives in this state shall receive any money, notes or premiums for insurance, or issue any insur-ance policy when such company is in-solvent, and the books and accounts of such company show it to be insolvent, or when such insolvency is known to said officer, he shall be guilty of a felony, and upon con-ment in state prison for a term not exceed-ing five ykars, or in the county jail not exceeding one year, or a fine not exceed-ing five yboth fine and imprisonment, but nothing in this act shall refer to either mutual or purely assessment companies. today, reads as follows:

Senator Healy's resolution directing the standing committees of the senate to codify on a high treatle w the chapters of the code assigned to them have been fatal.

there has been little interest manifest in the Obio river forty-three miles below Pittsselection of aldermen, but the ctizens are now awakening to the necessity of placing burg says the old river bed is 300 feet above the present water level, and he finds there stones of Canadian granite, whose nearest home now is on the Canadian side of Lake Ontario. In the glacial gravel he came across a rough arrowhead, which he and competent men on the council BOTH SIDES GETTING BITTER.

Gunn-Boatman Case at Fremont Con-

TRUES TO ATTRACT ATTENTION. FREMONT, Is., Feb. 7.-(Special Tele-

gram.)-A curlous state of affairs exists over the Gunn-Boatman trial here. The place is all torn up with dissension and familles who have heretofore been friends are now bitter enemies. The friends of Merrillat and D. Sigafoos have fined up on one side and those of Gunn and Dr. Boatman on the other. The row has reached both churches and the pastors who testified as to the character of the men are being bitterly assalled on the one hand and enthusiastically upheld on the other. So bitter is this feeling that the farm-

At last the poor girl gave way with tears, and the barber was about to employ the fatal sciences when the American inter-vened and demanded the cause of the sad ers, it is mont any It is said, will not go to Fre-t any more to trade, but go Oskaloosa or Ottumwa because of affair. 10 their fear that they may also become involved in the difficulty. The case against Dr. Siga-foos and Merrillat will come up for trial February 11. Another stormy trial is expected fermerly had been well off, were in the last extremity of poverty, and that she had de-termined to make so great a sacrifice in order to obtain them a little bread. The and more strife will be engendered.

crear to obtain them a fittle bread. The stranger drew out two bank notes and effered them to the girl, saying: "Will you let me buy your hair?" Withent sven looking at the notes, the girl at once said, "Yes." FEARFUL CRIME OF AN 10WA LAD.

Shoots His Little Brother and The Kills Himself. hair, put

HEDRICK, Ia., Feb. 7 .- Joe Merrifield, the 12-year-old son of Frank Merrifield, shot his 7-year-old brother with a Winchester rifle this morning, and then blew the top of his own head off. The father had left the boys together in the house, and they became in-volved in a quarrel. When neighbors came in a horrible scene was presented. The two boys lad dead on the floor in flith and squalor, and the brains of the boys were exattered over the floor and ceiling. The father had neglected the family until they were almost starved.

Seeking Evidence of a Crime FORT DODGE, Ia., Feb. 7.-(Special Telegram.)-The people of Pioneer, twenty-five

miles northwest of here, are greatly worked up over the disappearance of a man named Mino, who formerly worked on a farm there for A. L. Miller. The man suddenly dis-appeared over a year ago, Miller saying that ate developments leading out of a quarrel Miller had with his with a Miller had with his wife suspicion has been aroused that Mino was made away with by foul means. The whole neighborhood is aroused and the sheriff with a posse of men is searching for evidence. So far they have discussed a heat part and a second seco have discovered a boot, part of a vest, duck coat and other wearing apparel unde a manure heap, but no man. The cella and well and everything about the prem The cellar

ises is being carefully searched.

Means Much to Webster County. FORT DODGE, 1a., Feb. 7 .- (Special Tele gram.)-The payment of the river lands warded by congress, as made public today, will mean a good deal to Webster county Many people have been waiting a long time for this list. Although considerable money goes to Humboldt, Hamilton, Boone and Polk counties, the bulk of it comes to this county. The payment of these claims this spring will mean about \$200,000 put in cir ulation in these countles, and the mos of it in Webster. That is only an infinitesi mal part of what the river land controvetsy has cost this county.

Remembered All the Churches. CHARITON, Ia., Feb. 7 .-- (Special.)-Mrs. E. E. Hammers, who died at Russell the other day, left a will. St. Andrew's Episcopal church of Chariton was especially well favored. After she had made the bequest t per relatives and left them quite a neat little sum, she gave \$500 to the Sunday school o St. Andrew's church of Chariton and \$200 each to all the Sunday schools in the city of Russell. The remainder of her fortune amounting to about \$10,000, was left to the St. Andrew's church. St. Andrew's people wil

build a new church. Attempt to Wreck a Train.

CRESTON, Ia., Feb. 7 .- (Special.)-An attempt was made last night to wreck the Burlington fast train two miles west of Creston by placing a heavy oak plank, along the rails in such a position as to throw the train from the track. John Igoe, a newspaper man, who was walking from Crom well to Creston, not desiring to wait until midnight to catch a train, discovered the board and removed it. The mail train was due in forty minutes. The plank was placed

cod-liver oil is a food. It produces force without the whip. Every gain is a substantial one. The • hypophosphites give on a high treatle work and the result would

and nervous systems.

shall we whip a poorly nourished horse when he is thoroughly tired? He may go faster for a few rods, but his condition is soon the worse for it. Better stop and feed him. Food gives force. If you are thin, without appetite; pale, because of thin blood; easily exhausted; why further weaken the body by using tonics? Begin on a more permanent basis. Take something which will build up the tissues and supply force to the muscular, digestive Scotts Emulsion of Cod-liver Oil, with Hypophosphites, meets

attributes to the glacial period, perhaps

and found a charming out poorly dressed. The American in Paris.

The French people never tire of relating

anecdotes of the eccentricity and enormous

wealth of Americans. An American went

into a hairdresser's shop in Paris recently girl engaged in negotiations with the pro-prietor. She was offering to sell him her magnificent head of hair for three napoleons --the man would give her no more than one.

He found that the girl's parents', who

The American deficately took a single air, put it in his pecketbook-and fied. Not till he had gone did she look at her

bank notes, and found them to be of the value of \$100.

Snuff-Taking in Iceland.

A bit of valuable information found in the

onsular reports relates to snuff-taking in

Iceland. The official says he is told that the

snuff is made into bars, after the manner

of plug tobacco, and sold to the natives in

that shape, nearly all of whom are addicted to its use, and prefer it thus prepared. The

Icelander allows the nail of his right hand thumb to grow long for the purpose, and when using the snuff scratches it off the bar

with his nall onto the back of the left hand

and applies it to the nose.

000,000 years ago.

Administrator's Report in Melving Harding Estate and Court's Orders.

The report of Peter Egan, jr., administrator of the estate of Melvina Harding, has been on file in the clerk's office of the district court since last August. Immediately after it was filed attorneys for Julia E. Thompson, one of the heirs, filed their objections to the report. Judge Smith has had the objections under consideration since then and has made several orders in behalf of their client.

Administrator Egan reported he had received \$2,408.72 in all, of which \$2,386 was from the sale of a farm near Neola. His shows that he disbursed \$1,324.87 Of this amount \$829.42 was to the Farmers' and Merchants' State bank, \$110 as compensation to administrator, \$171 to Dr. Rob-bins, \$110 an attorney's fees, and \$53.40 as court costs.

The attorneys objected as the court costs were more than allowed by law, and made similar objections to the administrator's fee. The claim of the bank was also objected to on the ground that the administrator was an interested party, being cashier of the bank, and that if the claim was ever heard in court no temporary administrator was appointed to defend against the claim; also the statement was made that the adminis-trator received \$2,578 for the farm, instead of the amount reported. Judge Smith has allowed \$28.40 court costs

instead of \$58.40. He also refused to allow the administrator's fees until the case settled. Concerning the allowance of t of the bank claim, it is set as'de and J. G. Bardsley is appointed temporary administrator to defend against the claim, which must be heard on its merits. The court also directs and adds:

The court finds that there is reason to believe there is in the hands of H. L. Robertson the sum of \$192 belonging to the estate and that the administrator has not attempted to collect it, and the administrato is ordered to collect it at once, and if it is not paid that suit be brought to enforce the collection. This is the difference between the amount reported received for the farm the amount alleged to have been re ceived."

Hot Bed Sash.

We have 1,000 hot bed sish which we are going to close out. They won't last long. How many do you want? We will make you a price that cannot be duplicated. C. B. Paint, Oil and Glass company, Masonic temple, Council Bluffs.

Half Price Sale of Frames. Great sale! Surpasses half price sales of former years. Get your pictures framed while they are going at half price. H. L. SMITH & CO.

Misses Clark & Wetzel have a fine display of delft designs that the ladies should see. They will give free lessons in art needle work today.

Have you seen the new gas heating stores at the company's office?

Caught a Freight Thief. ucial Officer McIntyre last night caught J. D. Alexander in the act of breaking a seal on one of the Rock Island freight cars,

and placed him under arrest. He was locked up. Alexander has heretofore borne the reputation of being an honest man. For a long time he was in the employ of the Shugart Implement company, but has been the shugart has been idle since the fire.

The big special sale at the Durfee Furni-ture company's is in full blast. There were some the greatest bargains given there yesterday ever offered in Council Bluffs. sale lasts ten days.

Columbia bicycles. Highest of all high grades. Call and see them at Cole & Cole. Stephan Bros. for plumbing and heating; also fine line of gas fixtures.

Davis, only drug store with registered clerk.

Dr. Cleaver's office moved to 600 Broadway.

corporation standing back of the Indian Creek enterprise, ready to receive the franchise and assume control of the work when it is in shape. In fact their engineers are now at work. It is natural that the company desires to conceal its identity until the proper time arrives. There is no scheme and there is no child's play in anything that tract public attention to his movements.

has been done so far." Mr. Paul's carnestness must be taken as an formally indication that he knows what he is talking "That." about, and his status in the commercia world must be a contradiction of the asser irely different matter." tion that he is working blindly upon some-thing or other that is without tangibility.

CITY SUED FOR \$2,000 DAMAGES.

second Trial of J. L. Stewart's Suit for Fourth Street Grade Change.

When the city council ordered a change of tion, Napoleon requested the chevaller to withdraw, as he wished to confer with Mr. Curtin in private. Wyckoff left the apart-ment and the American minister found himgrade on Fourth street to bring the street to a uniform level and permit proper drain age and sewerage the residence property for self alone, apparently, with the deposed monarch. Then ensued a most interesting conversation, that was prolonged for two several blocks was seriously affected. Near Seventh avenue the grade was raised from hours. Mr. Curtin found that the ex-emper-or's conversation, no matter in what direca few inches to about four feet. The property owners put in various bills for damage tion it drifted, invariably returned to an at and with about all of the city council made tempted discussion of the probability of his amicable settlements. The property owners receiving the support of Russia if he should with whom settlements were effected, how again attempt to mount the throne of France. He evidently knew of the ever, were those who had frame buildings, France. He evidently knew of the American minister's intimacy with Gorts-chakoff, and, to use a homely American phrase, was endesvoring to "pump" him. But Mr. Curtin was proof against such guile and skillfully avoided direct re-plies to Napoleon's remarks except in two instances, when the nephew of the great which could be cheaply raised. Mr. Stewart's residence, a fine brick structure, was located at a point where the fill was greatest. The at a point where the hill was greatest. The cost of raising the building and putting it in shape to live in was much greater than any of the other buildings, and when Mr. Stewart submitted to the council a long list of item-ized bills which he had paid for the improve-Bopaparte put such direct questions to him Bopaparte put such direct questions to him that he was forced to reply: "Your majesty will, I .am sure, pardon me for declining to answer your question when you consider that my relations to my government and ments that had been made, the total was con-siderably above the figure which the judiciary committee in the council thought it should be. Efforts to effect a compromise between Stewart and the city failed, and Stewart through it with the Russian government began a suit for the recovery of the entire bill. This was tried in the district court are of an entirely confidential character?" Upon both occasions when replies of that last year and resulted in a verdict for the courteously in assent and diverted the city. The jurymen were taken to the resi-dence and shown the improvement that had been made and were told what the previous conditions were. This was a fatal mistake for the plaintiff. The jurymen found everything fixed up so nice and neat and in such

contreously in assent and diverted the charnel of conversation, only to return again to the subject upon which his mind was evidently dwelling. Finally, at the conclusion of the interview, the late em-peror said to Mr. Curtin: "Will you an-swer me one question? If you can't con-scientiously do so I will feel under just as much obligation to you for your courtesy in paying me this visit. You are on intimate terms with Prince Gortschakoff. Has he ever said anything to you concerning my strong contrast to what it had been, that they concluded that the improvements were worth all they cost to Mr. Stewart. The plaintiff was not satisfied and appealed the case to the supreme court, where it was passed upon and the judgment of the lower court reversed. The ever said anything to you concerning my

ever said anything to you concerning my return to France?" Minister Curtin, having in mind his last conversation with the Russian chancellor, was visibly embarrassed by this inquiry. Finally he said with some hesitation: "Your majesty, I saw Prince Gortschakoff the day before I left St. Petersburg, but I beg of you not to ask me what it was he said to me concerning yourself." judgment of the lower court reversed. The new trial ordered was begun before Judge Thornell yesterday. A jury was gotten without trouble and nearly all of the evi-dence was introduced before court adjourned last night. The only important event in the case during the day was the ruling of the judge that the list of the bills paid for the work which were again introduced could not work, which were again introduced, could not be admitted for the reason that some of them showed that they were payments for work done that did not rightfully belong to grading and brick work, but were evidently

in payment for carpenter work done in ac-cordance with a general plan for the enlarge-ment and improvement of the house. thank you When the American minister returned to St. Petersburg he, as in duty bound, paid

The question of whether the jury will again his respects to the Russian chancellor. Gortschakoff received him very graciously and at the conclusion of a long and pleasant conversation, said: "I must congratulate be permitted to view the premises was disbe permitted to view the premises was dis-cucsed by the attorneys. It can only be done by agreement of both sides or by an order of the court. The plaintiff will not agree to it and it is not likely that the court will order it. Among the expert wit-nesses called by the city to testify to the nature of the improvements that were made at the time and their necessity as a public economic measure was exclive Engineer L.

you, sir." "Upon what?" inquired Mr. Curtin. "Upon the discretion you displayed," re-plied Gortschakoff, "In your conversation with the late emperor of the French."

economic measure was ex-City Engineer L. P. Judson, who established nearly all of the grades in the city. He showed that this change of grade was only a necessary con-formity to the established grade through-out the city, and if it had not been done that portion of the sewerage system of the the room. Mr. Curtin was positive that he was alone with the emperor, and was equally sure that he had never whispered a word city would have been worthless and Mr. Stewart's residence would have been left in a hole. The case will be concluded today. to a human being what took place.

A Substitute for Gold.

We offer you only clean, crisp, snow white A French journal describes a new and promising substitute for gold. It is produced laundry work and best delivery service at Eagle laundry, 724 Broadway, Telephone 157. by alloying ninety-four parts of copper with by Kuhn & Co., druggists.

Free Pills.

Free Pills, Send your address to H. E. Bucklen & Co., Chicago, and get a free sample box of Dr. King's New Life Pills. A trial will convince you of their merits. These pills are easy in action and are particularly effective in the cure of constipation and sick headache. For malaria and liver troubles they have been proved invaluable. They are guaranteed to be perfectly free from every deleterious sub-stance and to be purely vegetable. They do not weaken by their action, but by giving tone to stomach and bowels greatly invigorate the system. Regular size, 25c per box. Sold by Kuhn & Co., druggists.

eliminating the recommendations commission, was called up. Senato Healy sa'd that the commission having failed to do its duty, the senate must now take up the work. Senator Carpenter thought that the work that would devolve upon the senat f this resolution passed, could not be per formed in a satisfactory manner in a dozer ordinary sespions, and the printing bill would be enormous. not known.

All senate resolutions and substitutes in eference to the manner of handling the new ode were referred to the committee on cod

Bills introduced in the house today were By Finch, requiring druggists to obtain per-mission from the board of supervisors, and authorizing said boards to levy tax for the sale of intoxicating liquors; by Lauder, to torn and badly lacerated. unish keepers of op'um joints.

The state treasurer's report to the house showed that revenues were decreasing, and the most rigid economy in making appropriations will be necessary to keep the state district court Brown & Son were given a judgment against Jay M. Jackson for \$1,800. The Browns alleged that while Jackson was ut of debt. The Allen bill regulating mutual benefit acting as trustee for them he secured more

associations will come up in the house to Bills introduced in the senate were: By

Ellis, authorizing the manufacture spirituous, mait and vinous liquors for h purposes, under the provisions of the mulc haw regulating the sale of the same; by Hotchkiss, prohibiting insolvent insurance ompanies from doing business; by Palmer providing penalties for celling or taking orders for nursery stock that does not prove "true to name;" by Alexander, requiring that the mayor of incorporated cities and owns shall have proper notice of the unsafe condition of bridges and sidewalks be

fore actions for damages will lie. Alleged Bigamist Bound Over.

CHEROKEE, Ia., Feb. 7.-(Special.)-Caton, alias Dula, the man who was arrested at Winterset, waived examination yesterday at Washta and was held to the grand jury. his bail being fixed at \$1,000, in default of was returned to his cell at the which county jail.

Catron still denies that he is guilty, but made remarks in the presence of Sheriff Wheeler yesterday at Washta to wife No. 2, practically admitting that he confiscated the marriage certificate. Catron was asked by his Washta love why he took her marriage certificate with him when he left. He re-plied, "because." She then asked him if the document had not been in her trunk until he removed it and Catron replied that it had. It is understood that wife No. 1 had discovered her husband's unfaithfulness and at the time he was arrested on information sworn to by No. 2 had also taken steps to-ward having her husband arrested.

A warrant is now in the hands of the of-ficers here, which was procured a little too late to be served ahead of the one that figured in the case.

Convention of Editors Concluded. BOONE, Ia., Feb. 7 .- (Special Telegram.)-The Upper Des Moines Editorial association closed a very successful meeting here this evening, with an address by Judge Kinne on the "Liberty of the Press," followed by a banquet. Very interesting papers were read on subjects of interest to publishers and a more thorough and general discussion of each was had than at any previous meeting of the association. Algona was chosen as the place of the next meeting. Officers elected were: President, W. H. Gallup, Boone, republican; vice president, W. H. Gainp, Boone, republican; vice president, W. F. Brannigan, Emmetsburg, democrat; secretary and treasurer, A. C. Newton, Storm Lake Pilot. About fifty editors were present.

Creston Municipal Campaign.

CRESTON, IIa., Feb. 7.-(Special.)-The nunicipal campaign is approaching and lively interest has already been manifest i the selection of five aldermen, who will be chosen to represent the city from the wards. A movement has been on foot to nominate a clizens' ticket and such an arrange-ment will likely be consummated in which event it will be the republicans against the field, as this party will not go into any such a movement. In fact, the primaries of this party have already been called. Heretofore

Found Dead in Bed. CRESTON, Ia., Feb. 7 .- (Special.)-J. H. Nickerson, an old gentleman residing at Afton, was found dead in his bed. He retired feeling as well as usual, but in the morning he failed to respond to the call of members of the family, and his lifeless body found in the bed. Cause of death in

Judgment Against a Trustee.

such services.

Burlington Engineer Hurt. MALVERN, Ia., Feb. 7 .- (Special.)-While eastbound freight train No. 80 was approachng town the main driving rod broke, striking the cab, smashing it badly, and severely injuring the engineer, A. L. Clayburg of Lin-coln, Neb. The flesh of his right leg was



doubled in size during the past summer and made one of the most modern and model Death Results from a Scratch. SIOUX CITY, Feb. 7 .-- (Special Telegram.) institutions of its character in the west, The new additions will be ready for occu-pancy by the first of the year. When fully completed, accommodations will be afforded for 300 patients. It is beautifully situated, overlooking the city of Council Bluffs. A full staff of eminent physicians and trained -Mrs. Charles Noack, of this place, died today, as a result of an almost impreceptible scratch on the arm received by bruising against the rough edge of a tin pan in which she was kneeding bread, several days ago. nurses minister to the comfort of the pa-

A prominent geologist who has been look-ing into the formation of the bed of the



Gladness Comes

With a better understanding of the transient nature of the many physical ills which vanish before proper efforts-gentle efforts-pleasant efforts-rightly directed. There is comfort in the knowledge that so many forms of sickness are not due to any actual disease, but simply to a constipated condi-tion of the system, which the pleasant tion of the system, which the pleasant family laxative, Syrup of Figs, prompt-ly removes. That is why it is the only remedy with millions of families, and is everywhere esteemed so highly by all who value good health. Its beneficial effects are due to the fact, that it is the one remedy which promotes internal cleanliness, without debilitating the organs on which it acts. It is therefore all important, in order to get its bene-ficial effects, to note when you purficial effects, to note when you pur-chase, that you have the genuine article,

which is manufactured by the California Fig Syrup Co. only, and sold by all reputable druggists. If in the enjoyment of good health, and the system is regular, then laxatives or other remedies are not needed. If afflicted with any actual disease, one may be commended to the most skillful physicians, but if in need of a laxative,

appetite, richer blood and better flesh come to stay. soc. and \$1.00 at all druggists.

strength to the nervous

system. An improved

AND RETREAT FOR THE INSANE.

every demand.

In charge of the CRESTON, Ia., Feb. 7 .- (Special.)-In the

remuneration than he was entitled to for This widely known institution has been

The Ohio's Bed. tients.



\$100,000

The



How the diplomat ever learned the par-ticulars of that interview Mr. Curtin could never discover, and it always remained a mystery to him. True, Chevaller Wyckoff was notoriously in the pay of the Russian government, but he had been excluded from the recome Mr. Curtin was nowilly that he