COUNCIL BLUFFS DEPARTMENT

MINOR MENTION.

Cooper, Fire Ins., 6 Pearl, tel. 372. Harry Murphy, coal and wood, 37 Main. Schmidt's bar relief photos are the latest. In. Shriver, dentist, Merriam blk., rom 246. E. Miller of Oakland was in the city yesterday.

P. M. Kinne of Holstein visited in the city August Oldroy of Treynor visited in the city yesterday.

H. Kuise, a grain buyer of Mineola, was in the city yesterday, S. T. Stewart of Persia was in the city

yesterday on business. W. H. Robinson is slowly recovering from a severe attack of illness.

Bert Young, a stock dealer of Macedonia, visited the city yesterday. Hon. L. F. Potter of Oakland was in the

W. W. Wheeler of Des Moines was a visitor in the city yesterday.

S. Coye, one of Carson's stock dealers, was in the city yesterday. T. Snell of Ida Grove was among the

visitors in the city yesterday. James McSweeney, a stockman of Carson was a Bluffs visitor yesterday. McPherson & Reed, cut flowers and de-

signs; office 6 Pearl st., tel. 372. Charles C. Honley, a stockman of Keg Creek, was in the city yesterday. M. Greggreen and wife of Living Springs

were calling in the city yesterday. J. S. Carse, a stockman of Henderson was in the city on business yesterday. Satisfaction guaranteed at the reliable Bluff City steam laundry. Phone 314.

C. C. Hazen, dentist, removed from the opera house to the Dr. Pinney office, 214 Pearl. John Gleason and Mrs. Anna Bayersdorfer. both of Omaha, were married yesterday by

J. J. Taylor, one of the prominent men of Silver City, was among the Council Bluffa visitors yesterday. Mrs. J. A. Musslewhite and daughter,

Belle, have returned from a visit with relatives in Olathe, Kan. Carlson's freshly ground cornmeal, best to be had; call for it at your grocer's or at C.

Carlson's Wash, Ave. mills. Dr. George Lewis and wife, who have been

visiting relatives in this city, have returned to their home in Schuyler, Neb. Regular song and preaching services will be held this evening at St. John's English

Lutheran church. Sermon by the pastor. Election is over. We breathe easy once Better take time now to send that bundle down to the Eagle Laundry, 724 Bway. Mrs. W. W. Lunger left yesterday for Buf-afo, where she will join her husband and together they will visit in Washington, D. C. The Ladies' Aid society of St. John's En-

glish Lutheran church meets to orrow afternoon at the residence of Mrs. J. N. Miller, 1013 Main street. Colonel F. E. Sellers has received word of the death of his grandfather, Henry Richardson of Alexis, Ill. Eighty-one years was

his allotment in life. Manager George N. Bowen of the Dohaney left yesterday for Excelsior Springs. Mrs. Bowen will have charge of the opera house

Andrew Kastner has been spending a few days visiting his relatives and friends in this He is now located in Walnut in the general merchand se bus ness. Chambers' Academy of Dancing, 201

Broadway, now open. Assemblies every Friday evening. The finest place in the city for receptions and musicales. John Drummond was fined \$25 and costs yesterday for creating a disturbance of the peace. The wife of his deceased wife's

brother was the complaining witness. Council Bluffs people can obtain copies of the international art series, "Ireland in Pictures," by calling at the Council Bluffs office of The Bee, No. 10 Pearl street. In the district court yesterday W. C.

Durkes began a foreclosure suit against James McRoberts and Mr. and Mrs. Thomas Mackland. The amount involved is \$240.19 Mrs. A. Fellentretter has gone to Los Angeles, Cal., to visit ber daugster, Miss Ada, who teaches music there. Mrs. Fellentretter expects her health to be benefited

Mr. and Mrs. Thomas Maloney expect to start for California in a short time, where Mr. Maloney expects to improve his health. They may make their home there in the future if conditions are favorable.

Rev. Henry DeLong and wife have returned The first week was spent in attending the convention of the American Sunday School mion at Chicago, and the remainder of the time in visit og relatives in Ohio and Illi-

Mr. James B. Walker, wife and family are the guests of Mrs. John M. Lane of this city, who is a cousin to Mrs. Walker. Walker, until recently, was managing editor of the Salt Lake Tribune. He has secured Y., and with his family is en route for that place.

A new firm, which will be known as the Spooner Grocery company, has opened a fine grocery at 323 Broadway. Mr. L. L. Spooner is manager of the company and needs no introduction to the people of Council Bluffs. The stock is all new and with the excellent management of Mr. the store is sure to become one of the most prominent in the city.

C. B. Viavi Co., female remedy; consultation free. Office hours, 9 to 12 and 2 to 5. Health book furnished. 326-327-328 Merriam

N. Y. Plumbing company. Tel. 250.



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COLE'S

HOT BLAST HEATER

To use one-third less fuel than any under draft soft coal stove made. To give a good base heat and an even heat never before seen with soft coal. To hold fire perfectly and to burn hard coal economically. With a good flue it is clean as a base burner. See it running at our store.

COLE & COLE, 41 MAIN STREET. MILTON RODGERS & SON and BRIGGS, OMAHA AGENTS.

THROWS OUT THE PRECINCT

Board of Supervisors Disfranchises a Lot of Cut Off Islanders.

CHANGES THE RESULT OF THE ELECTION

Sawyer Goes Out and Paulson Into the Office of County Superintendent_Case to Come Up in Courts.

The Board of County Supervisors com pleted the canvass of the county vote yesterday, and ended the proceedings by passing on the question of admitting the faulty returns from Cut-Off island. The result of the night's deliberation by the members was to throw out the precinct, and give Prof. Paulson, the republican candidate for county superintendent of schools, a certificate of election. On the face of the returns Prof. H. W. Sawyer was elected by five majority. The canvas of this precinct gave him the advantage of three more votes, which had been counted for Paulson.

When the board met in the morning Sawver was represented by H. J. Chembers, his attorney, and Paulson by Attorney Sims. The error lay in the fact that but two of three judges signed the returns, and the fact | lican, 1; that each had taken the required oath before beginning work was not properly certified to. The attorney for Sawyer went into the come amply prepared to make a strong showing. The clerks and judges of the precinct were brought before the board and offered to make the correction by signing the returns, which the board refused to permit Attention was called to the fact that there was ample precedent for this, that it had been done frequently before under more ag-gravated circumstances. The opinion of County Attorney Saunders was cited to sur tuin this precedent. This was followed by the citation of a great many supreme con fecisions and a long time consumed in the argument. Among the Iowa decisions covering the case the following were cited:

Seventh Iowa, State against County Judge, Marshall County: Another point is that the duty to be performed is not a judicial one; it is minizing the performed is not a judicial one; it is minizinal. Neither is there, properly speaking, a discretion to be exercised. In respect to this there is a wide-spread error among the civil officers and among the people generally. It is not correct to suppose that a board of canvassers, such as the county board in the present instance, possesses the power or authority to judge of the validity of returns or of votes. This duty or power belongs to that tribunal which is appointed by law for the ultimate trial of contested elections, or to a court before which the case may be brought in any manner recognized by law. The canvassers are only to receive the returns and to count them, leaving all questions of their sufficiency or validity to another tribunal. Another point is that the duty to be per-

sire only to receive the returns and to count them, leaving all questions of their sufficiency or validity to another tribunal. In support the following cases are cited: The People against Cook, 4 Seiden, 67-83; same against same, 14 Barb, 285; The People against VanSlyck, 4 Cowan, 277; exparted Heads, 3 Hill, 42; Beacon, against york County Commissioners, 26 Maine, 491; opinion of court, 35 ibid, 567; Brower against Christ, 15 His., 382.

It is true that extreme cases may be supposed, where the paper may not bear sufficient marks to be known as an election return. Such a case stands by itself. The cases which usually occur and where there is enough to show what it is intended to be, but where the paper only wants some of the appointed marks of authenticity or of completeness. Thus we might instance that if the supposed returns are not signed by anyone they have not the evidence of being returns; but if they do not show that the officers were sworn, this goes to their sufficiency only. The canvassers must judge whether they are the returns from such a township or such a county, but when known to be such they are not to determine upon their sufficiency. This belongs to another tribunal, empowered to adjudge you the legality of the case ultimater. known to be such they are not to determine upon their sufficiency. This belongs to another tribunal, empowered to adjudge upon the legality of the case ultimately. In the case of the State against Bailey, county judge, the following paragraph occurs: "The respondent objects that the writ shows, and they also answer, that they have already performed the duty required; and further, that the rejection of the returns or votes is discretionary with the canyassers, and the court will not control them in that discretion." This same objection also is set up in the case above, and we refer to what is there said, repeating the substance only here. The duty in such cases is mainly ministerial, although sometimes and on some points it becomes judicial, or at least discretionary. And it is not within the discretion of the canyassers to receive or reject the returns. If they may be known as returns, it is their duty to receive them and to turns. If they may be known as returns it is their duty to receive them and to count the votes. To decide what votes or returns shall be rejected and not counted belongs solely to that tribunal which is empowered to determine, ultimately, upon a disputed election. This is sometimes a board constituted by law for the trial of a contested election or it may be a court of justice, before which the question may be brought in a manner recognized by law.

PROPLE ENTITLED TO VOTE

PEOPLE ENTITLED TO VOTE. In the case of Dishon against Smith, County Judge Tenth Iowa, 218, the following para-

graph occurs: And it is a general rule of aw that the statute directing the mode of proceeding of public officers, relating to time and manner, are directory. There is a peculiar fitness in the rule when applied to popular elections, in which case we may consider the character of the duties and of the men necessarily chosen to perform them. These are men, usually, not instructed in their duties nor in nice forms of distinction. Many of their duties, too, are to be performed in haste and amidst confusion and wishout opportunity for deliberation. It is true that the last thought does not apply in force to the specific act now in question, but it reaches to some of the objections hereafter made, and besides, whilst it applies to such duties generally, specific instances are not to be singled out as exceptions. And it is to be remarked further that the people are not to be disfranchised, to be deprived of their voice, by the omission of some duty by an officer if an election has, in fact, been held at the proper time; and that such penalty ought not to be visited upon them for the negligence or wilfulness charged with similar duties.

In the State against Smith, Judge, in Ninth Lova And it is a general rule of any that the

In the State against Smith, Judge, in Ninth

Iowa, page, 335, the following paragraph

In the return to the alternative writ the county judge and carvassers had stated that they had rejected the returns from the townshios of Le Grand, etc., for insufficiency. It was held that they were not authorized to adjudge upon their sufficiency or validity, but if they were returns the canvassers must count them and leave their sufficiency to be determined in some other proceedings; and that even this court could not adjudicate this question in that cause.

In suite of this array of sustaining opinions. In spite of this array of sustaining opinions the lowa supreme court the board voted to reject the precinct and counted Sawyer out. Attorney Sims made no answer to the arguments of Sawyer's attorney. The Saw-yer party left the room after the vote had been taken. They tarried just long enough to offer a wager that the board would count the precinct. They prepared their petition for a mandamus last night and it will be submitted to Judge Green this morning.

The final canvass made some slight changes n the totals given the candidates heretofore. or governor, Shaw, republican gets 4.787 White, democrat, 4,444; Lloyd, peoples', 153; Cliggett gold democrat, 107; Leland, prohibiton, 79, leaving Shaw's plurality 345. The proposition to vote \$18,500 worth of bonds to purchase a 500 acre poor firm was almost totally overlooked by the voters. There were only 1.547 votes cast for it and 2.445 against it, defeating it by 898. Sheriff Morgan's total ote was 4,940 and O'Brien's 4,418, making Morgan's majority 532,

JUSTICES AND CONSTABLES. The unofficial returns did not show the vote on constables and justices throughout the county. The official count shows the following result in the various townships:

Bloomer—Justices: L. H. Axtell, republican, 21; John Gunnette, democrat, 25. Constables. lican, 91; John Gunnette, democrat, 95. Con-stables: William Peterson, republican, 93;

democrat, 94. Carson-Justices: Claus Hartz, republican, 147; Philip Cunnect, democrat, 102. Con-atables: George Jones, republican, 147; H. Hatz, republican, 151; Charles Hooker, democrat, 105; Charles Tumbleson, democrat, 92

stables: Joseph A. Johnson, 114; Paul Beez-Crescent-Justices: N. Swanson,

lican, 76; F. A. Koos, democrat, 97. Garner-Justices: J. P. Anderson, repub-lican, 117; John Clark, jr., democrat, 126. Constables: J. R. Albertson, republican, 112; J. H. Davis, democrat, 131. Hazel Dell-Constables: A. O'Donald, re-sublican, 98; John Dial, democrat, 101.

Keg Creek-Constables: John W. Miller, Knox—Justices: L. T. Van Styke, repub-icat, 222; John T. Hazen, democrat, 317. Lincoln—Justices: G. L. Derneyer, republican, 63; Frank Streetmatter, democrat, 81; Frank Stannen, democrit, 81. Minden-Justices: John Geiger, republican.

; L. J. Ellithorpe, democrat, 96. Neola—Constables: John McCauley, repubican, 116; J. E. Hardenbrook, democrat, 166, Norwalk-Justices: John Graybill, repub-Norwalk-Justices: John Glayou, and Hean, 74; E. C. Peckham, republican, Kennedy, democrat, 109; E. Thomas Kennedy, democrat, 109; Schroeder, democrat, 108. Constables: Ridgeway, republican, 79; H. O. Cook, republicem, 79; H. G. Schmäedecke, democrat, 106; John Lynch, democrat, 101.

Pleasant-Justices: A. Baustian, republican, 59; H. V. Rock, democrat, 79. Con-etables: John Vogt, republican, 60; George Lippold, democrat, 78. Rockford-Constables: John Hutchinson

republican, 70; Perry Skelton, democrat, 119; A. Thomas, democrat, 116. Silver Creek—Justices: C. E. Bradley, republican, 84; J. Heesch, republican, 84; R. McKenzie, democrat, 65; Charles Wiggington, democrat, 61. Constables: W. A. Wilber, republican, 81; John Strobehn, republican, 87; P. Ouren, democrat, 67; G. Gregerson,

Washington-Constables: E. Burns, republican, 1; W. L. Chaney, republican, 78; A. H. Henile, 12; R. E. Williams, jr., 2; Peter

Wright-Justices: William Morford, republican, 82; Cyrus Boiler, republican, 26; Isaac Spiker, democrat, 3. Constables: L. A Smith 1: W. H. Morford, republican, 84 A. Q. Walters, 96; Cyrus Boller, 1; Isaac Spiker, 1; George Knight, 15; Ed Turner, 1 -Justices: H. Leaders, republican, liam Carson, republican, 53; Riley 53; William Carson, republican, 53; Riley Churchill, democrat, 67; Fred Baker, demo-erat, 65. Constables: Calvin Mauer, republean, 56; Joe Denton, republican, 55; Wiliam Ivers, democrat, 67; J. Geise, demo

Waveland-Constables: W. Dean, republicen, 1; J. H. Ketr, democrat, 65, Kane-Justices: J. W. Ferrier, republican, 2,048; L. Swearingen, democrat, 1,619.

DEPUTY CARBEE WITHOUT POWER

availing Up Till Last Night. The strained relations between the deputy state fish commissioner and the park com missioners were not improved by the developments of yesterday. On Monday evening Deputy Commissioner Carbee found ex-Park Commissioner A. C. Graham and E. J. Gilpert at work taking fish from Big lake and ransferring them to the waters of the res ervoir. He promptly put them under arrest and notified them to appear at police cour yesterday morning for trial. It transpired that Carbee had no warrants from the superior court to make the arrest and yester day morning before the cases were called for hearing he went to the office of Clerk Phillips and wanted to file the necessary information and procure the warrants. Phil lips is also clerk of the Board of Park Com missioners and had been looking into the sufficient justification to refuse to entertal he complaint and issue the warrants. This left the deputy fish commissioner without a ease to prosecute and the war was ended for

Graham and the Gilbert brothers went the lake and resumed the work of taking out such fish as they wanted and placing them in the new lake. They expected to be arrested again, but at last reports had not been interfered with.

One of the latest things in art is the life sized colored photographs at the Council when Buffs Paint, Oil and Glass company's store. Framed with an ornamental gilt frame they are positively one of the prettiest pieces o decoration that you can buy.

> Globe Completely Crushed. The extremely embarrassing position in

which the Evening Globe has found itself was further complicated yesterday by the enforcement of a landlord's writ of attachment and the seizure of the entire plant by the sheriff's department. The writ was succ the attorney and agent of William L. Whitney, and set up a claim for \$1,223 of unpaid rent, which shows an arrearage of more than fifteen months. Efforts were made during the day to arrange for this ndebtedness in order to prevent the officbeing closed, for it was the design of the nansgement to continue the publication of he weekly edition of the paper and keep the job office running. A bond for \$2,500 was prepared for the purpose of guaranteeing the rent to be paid within a year, and for a had been vassed over safely. Later in the day, however, the writ was executed and the

The final outcome of the deep financial troubles in which the paper has long been swimming cannot be predicted. The hope of immediate reorganization, which was in dulged on Monday, was completely extin guished yesterday. It is feared that other attachments will follow that will tie up the property until its usefulness for newspaper

purposes is destroyed.

The paper is one of the oldest in western Iowa, and until within a few years it has been considered profitable property. Of late years it has had to depend for its suppor entirely upon party patronage, and when political events left the party, whose battles it has fought valiantly, without any patronage, it went onto the rocks at full speed. All of the party managers were taken sultation yesterday to determine if some thing could not be done to save a part of the wreck, but the council developed no hope It was given out, however, that the party would not be long without a local organ.

Bus Line to and from the Iowa School for the Denf. Commencing on Monday, October 18, 1897, M. E. Weatherbee will run a 'bus line to and from the institution, leaving the city at 9 a.m., 1:30 p. m. and 5:30 p. m. each and every

day, and leaving the institution at 11:30 a 3:30 p. m. and 7 p. m. each and every Parties wishing to go to the institution will meet 'bus at Atkins' drug store, Grand hotel or Kiel hotel at times named. Fare,

M. E. WEATHERBEE, Prop. 15 cents. Real Estate Transfers. The following transfers are reported from the title and loan office of J. W. Squire, 101

Pearl street:

George L. Cooper and wife to Pottawattamic County Mercantile company: part of lots 9 and 10, block 23, Neola, w. d.

Sheriff to Nathan P. Dodge; lots 1, 2 and 3, block 12, Pierce's subdivision, s. d.

Sheriff to Guy C. Barton: undivided one-third of 164 lots in Paul Place, 44 lots in Barton and 7 lots in Bayliss & Palimer's addition, s. d.

Same to same; undivided one-third of blocks 1 to 23 inclusive, lots 8 to 14 inclusive, block 24, lots 1 to 7 inclusive, block 28, Barton addition, lot 4, block 10, Paul Place, 91 lots in Charlton addition, 3 acres of lot 5 in 23-75-44 and 27 lots in Bayliss & Palimer's addition, s. d.

Same to Edward W. Nash; sel-22, lot 6 in 23, part swl, sel-23-75-44, s. d., 1 John D. Hamilton and wife to W. C. Dickey; 69 feet wide off southwest side lots 3 and 4, block 4, Eubank's Second addition, w. d.

Sheriff to Omaha and Grant Smelting company; 164 lots in Paul Place, 44 lots in Bayliss & Palmer's addition, 7 lots in Bayliss & Palmer's addition, 7 lots in Bayliss & Palmer's addition and 164 lots in Charlton, s. d.

Seven transfers, total Case of a Demented Woman. The attention of the police was called yesterday morning to the presence of a demented woman who had obtained lodging on the previous night at a residence on Upper Harrison street. An officer was sent to bring her to the station. She gave the nam of Anna Roberts, but was able to give only a slightly coherent account of herself. She

for the purpose of renting a house for herself and mother. Other accounts were given that showed she had here wandering around the country south of town for several days. She was very poorly clothed and had evidently been illy treated by somebody. She was turned over to the county authorities for keeping until something certain could be learned of her antecedents,

The union meetings of the Methodiets of the city, conducted by Evangelist Weber, are growing in interest. An enthusiastic meeting was held of Fifth avenue church The masting tonight will be held at Broadway chufch where all the even

Runnway Boys Caught. Four runaway boys who admitted that they had left their homes in Omaha without their parents' consent were locked up in the police stition last night. They were Charles Sneer, who says he has been living with his sister at Twentieth and Paul streets, Joseph Eckles 2517 Ohio street, and Bert and Ralph Kramer, 2652 Cuming street. They ran away from their homes on Monday afternoon for purpose of giving trapeze exhibitions on the road under the direction of the Snee boy, who claims to be a professional. The apent Monday night in the Chicago & North western round house and when they reported there again last night for lodging the officers notified. Word was sent to their parents to come and get them.

Board of Health Investigates. The Board of Health was convened last evening at the call of City Physician Cleaver, for the purpose of investigating the charge that Dr. F. P. Bellinger had falled to report a case of the death of a child where here was some reason for the suspicion that the cause was diphtheria. The case was lo cated in the residence of Mr. and Mrs. G. A. Yancey, 2132 Avenue B, and the patient was baby. After a thorough investigation the board accepted the diagnosis of Dr. Bellinger and decided that there was no neces sity for quarantining the house,

Settling Up Land Cases. One of the last acts in a number of the land cases in which John W. Paul and Guy C. Barton have been interested occurred yesterday, when sheriff's deeds were granted to Mr. Barton for a large portion of the property in East Omaha and in the Paul truct in the northern part of the city. Mr. Paul is in Chicago and his friends say will soon return to the city for the purpose of closing up some of his business and disposing o of his landed interests which are not fully involved.

Funeral Today. The funeral of Eisie Villiger wil be held from the residence of her parents, 666 Harrison street, this afternoon at 2:30 o'clock Services wil be held at St. Peter's Catholic church at 3 o'clock. The body will be buried in the Catholic cemetery.

New Stock. With the idea of keeping in the front rank with everything we carry, we have just re-ceived the finest line of carriage whips we have ever had in our store. We have the largest stock in the city, and can furnish you a whip at any price from 10 cents up to \$10 C. B. Paint, Oil and Glazza Co.

Standards, selects and New York counts at Sullivan's grocery. 'Phone 161.

CLAMMING IN THE MISSISSIPPL Button Factories Laying in a Supply

of Shells for Their Winter Work. MUSCATINE, Ia., Nov. 9 .- (Special.)-The outton factories in this city are laying in a supply of clam shells for their winter work and as a consequence the business has within the past few weeks been greatly in-creased. The shells cannot very well be taken from the river in winter and the factories must have a large stock on hand to keep the men busy during the season. The owners of the factories discovered that the supply was very short and they have been running up prices in a remarkable manner. price of the common shells has advanced to 30 cents a 100 pounds, from 35 cents, and the price of sand shells has moved from \$1 a 100 up to \$1.65. Both figures are subject to further advance at any time. miles up and down the Mississippi river everybody who has not other remunerative employment has a rake and is engaged in bringing the clams to the surface from the shallow bors along the stream. Last Sunday morning the steamer Young brought 95,000 pounds of shells to Muscatine from lown the river, and as she left New Boston there were on the bank more than 40,000 pounds more that she could not haul away, New Boston is the center of the clamming industry on the middle Mississippi There is a bar there that is the most prolifiand worderful clam garden ever seen. It has been fished more or less for two or three years, and this year and last it was fished

hard, and yet, notwithstanding that over 100 carloads of shells have actually been sent away from it, there is no apparen diminution in the supply of clams, and the toil of the clammers meets with its accustomed reward. Indeed there are tho or shells the more shells there are on it Clamming has become the predominant in-dustry of New Boston, and everybody is at The steam clammer that is at work there is doing good work, but it is outnum-bered by the people who are fishing in the old-fashioned handrake way.

AMEND THE EXEMPTION LAWS. Move for that Purpose is Being Considered in lown.

DES MOINES, Ia., Nov. 9.-An associaion composed of business and professional nen all over the state has been working quietly for several weeks, securing the signatures to the articles of membership with e view of presenting a monster petition at the next regular assembly for a change of the exemption laws relating to married men so that bills may be collectible, irrespective of the fact that they are heads of families. Grocerymen, butchers, bakers and others in nercantile pursuits, as well as professional men of all classes, are engaged in the project The present indications are that before eneral assembly convenes the membership will reach into the thousands. Money is to e raised to maintain a nobby at the state ouse during the session to urge the passage

Under the present law the earnings of a lebtor who is a resident of the state and the head of a family for his personal services or those of his family at any time within ninety days next preceding the levy are ex-empt from liability for debt. This is be-lieved by the members of the new association to work great injustice while protecting comparatively few.

Warning to Tree Purchasers. DES MOINES, Ia., Nov. 9 .- (Special.)-In view of reports from various parts of the state to the effect that farmers are being deceived by fruit tree agents, Secretary George Van Houten of the State Horticultural society, has issued a warning. He states that fruit tree agents have represented that the society has, for the purpose of protecting the nterest of tree planters raised nursery stock for sale and has sent out agents. This is utterly fa'se, as the society has no nursery, no stock for sale and has no sgents, and is not interested in the growing of trees or plants, except in so far as may be able to aid the people of Iowa by advice and otherwise. In his warning circular the secretary says that it has occurred in the past that irresponsible tree dealers have bought stock of reliable nurseries in small quantities and then bought of the "cheap lists" of other nurseries to fill the principal part of the orters, but all of the time representing that they sell for the known reliable nursery. Any agent should be able to produce a recent certificate of agency from any nurser; that he represents and unknown agent should be required to produce such certificate In case of doubt the prospective purchaser should write to the nursery before signing orders for stock and learn if such agents are

cent. 105; Charles Tumbleson, democrat, 92 a slightly coherent account of herself. She cent has withdrawn as counsel in the Luct-licas, 1; D. R. McGrew, democrat, 1. Con- Crescent City and that she had come to town gert giving him formal notification.

EYES ON SPEAKER'S CHAIR

Num(r)us Iowa Legislators Would Like to Freside.

CONTEST FOR PLACE FULLY UNDER WAY

Funk, Having Been Early in the Field, Probably Has Largest Number of Pledges; but There Are Others.

DES MOINES, Nov. 9 .- (Special.)-The contest for the speakership of the coming Iowa house of representatives is fairly under way. When the election returns were all in it was found that the outlines of the supposed leaders in the race. It seems to have been almost fatal for a member of the wenty-sixth to aspire to the speakership of the twenty-seventh house. Morrison of or speaker; his county defeated him. Cornwall of Clay had been regarded as the leading candidate; he suffered an overwhelming and remarkable defcat in a strongly republican district. Temple of Clarke, author of the celebrated amendment which bears his name, was regarded as a strong possibility, and it was understood that as a stepping stone to the realization of his congressional ambition in the Eighth district he wanted

the position. He, too, suffered defeat. Funk of Hardin was the only one of the recog-nized and aggressive candidates for the seat that had the good fortune to be returned. But as soon as it became evident that Funk was left with a clear field other can didates began to announce themselves, until there is now a good field of them once more. H. J. Nietert of Linn county is perhaps the most prominent to date. He has just been elected for his third term, a thing unprecedented in Linn county. A year ago he was chairman of the committee on banks and banking and has been a hard working nember, although never a leader on the floor and making no claims to ability as a speaker or parliamentarian. J. F. Lavender of Calhoun, a second termer, is also in the race, and has been in Des Moines for several days consulting with the politicians in reference to his chances. He is a lawyer, a good vorking member and a fair speaker and parliamentarian. He is said to have a considerable support in the north and northwes part of the state, where he is regarded as the legatee of much of the strength that otherwise would have gone to Cornwall. David Brant of Linn would have been a

trong candidate for the speakership if had been returned; but the evil eye was upon ilm, and it merely accomplished its fell purpose a trifle sooner in his case than with other candidates, by defeating him in the convention instead of at the polls. George H. Van Houten of Taylor county, who ran for lieutenant governor the year that Wheeler headed the their headed the ticket and was defeated, is said to be an aspirant. W. G. Ray of Poweshick is named as a possible candidate, although no formal announcement has come from him. It is expected there will be other candidates from the number of returned members and there is also talk of the possielecting a new member. Judge George H. Carr of Polk is being pushed by ome of his friends, but has not indicated whether he would go into the race. Judge Carr came to Des Moines recently from northwest Iowa, where he has a good deal of support, having occupied a position on the Clay county bench for several years. It is said he would be strong in that part of the state despite the fact that he is a new man. There is precedent for the election of a first termer, in the case of Speaker Mitchell, who was elected during his first

Funk, by reason of having been in the field early, probably has the largest number of pledges at present. He claims enough to nominate him, but this claim is seriously questioned. In fact it is plain that the sitbition at present is the field against Funk, with a determined intention on the part of the field to win, no matter who is elected. minor points. of the reasons urged against him. He is said to have been promising clmost any thing that anybody chances to ask, in order

o got pledges of support. The senatorial question does not appear thus far to be entering into the contro-versy very much, but so far as it has been onsidered it has augured to the disadvantage of Funk. His prohibition proclivities have made him equally distasteful to the Gear and the Funk men, neither crowd having any desire to line up in support of a probibitionist, and take the position of allying with that element. It looks at this time as if the situation would take a month to put forth very definite or well grounded

DEPUTY INSPECTOR IS SUSPENDED. W. B. Tredway's Official Head Falls

Into the Basket. SIOUX CITY, Nov. 9 .- (Special Telegram.) pector at the Sioux City stock yards, has received official notice from Secretary of Agiculture Wilson auspending him from the lepartment of the Bureau of Animal Inlustry, pending investigations of charges of insubordination and criticism of the work-ings of the department at other market points. The charges are preferred by the chief government inspector. Dr. William Thompson, who is now at the head of the service in this city. Dr. Thompson declines o state the exact charges made, but it is not as to the competency of Mr. Tredway. He is the father of Ralph B. Tredway, who was the captain of the Yale crew at the from \$3,000 to \$2,200 a year, and there was

Henely regatta in 1896.

Some time between the hours of 3 and 4 o'clock this morning safe crackers ransacked four safes in the eastern part of the city. They only secured about \$30 in cash, a few postage stamps and other articles of minor would be in the case of Commissioner Davidvalue. Two of the safes were unlocked, but the others were smashed open with sledge hammers. It is supposed to be the work of amateurs.

The trouble in Sioux City over the levy of taxes has come up again. W. C. Mc-Namara ,who holds a \$7,000 judgment against the city, today served notice that the original inal levy of 4 mills on the judgment fund must be entered by the county auditor or he will begin mandamus proceeding to com pel such action. In the recent trouble be-tween the citizens and taxpayers' committee and the city council the levy was cut to 2 mills. McNamara says this will not be sufficient to pay his judgment and he intends to fight the matter in the courts.

GETTING JURY FOR NOVAK TRIAL. No Clew Given as to Line of the

Defense. VINTON, Ia., Nov. 9 .- The Novak murder trial was called in the district court today. Twenty-oix talesmen have so far beecf called and each side has three or four peremptory challenges left. It will take the greater part of the foresoon tomorrow to secure a jury. As the state's evidence will be almost wholly circumstantial, the state is examining the talesmen very closely upon that point. No lew has been given as to the theory of tha defense as to Murray's death, but it is believed it will claim it was accidental and that the building caught fire from a lamp, and that Novak was unable to rescue Mur-The trial will last about ten days rested.

Support for Home for Aged, DES MOINES, Nov. 9 .- (Special Telegram.) The Des Moines Home for the Aged has another chance to eccure the endowment offered by James Callanan of this city and Abraham Slimmer of Waverly, Last year

TRY GRAIN-O! TRY GRAIN-O

should write to the nursery before signing orders for stock and learn if such agents are really representing the aursery as claimed.

Withdraws from Luctgert Case.
CHICAGO, Nov. 2—Attorney Phalen announced this afternoon that ex-Judge Vincent has withdrawn as counsel in the Luctgert Case. A letter has been sent to Luctgert case. A letter has been sent to Luctgert giving him formal notification.

Ask your grocer today to show you a package of GRAIN-O, the new food drink that takes he place of coffee. The children may drink it without injury as well as that rich seal brown of Mocha or Java, but it is made from pure grains, and the most delicate stomach receives it without distress. 4 the price of coffee. 15c and 25c per package. Sold by all grocers.

they offered to give \$50,000 each if the city they offered to give \$50,000 each if the city would raise another \$50,000 to endow the institution. A canvass of the city resulted in pledges of only \$17,000 and the scheme failed. Now the philanthropists offer to give \$25,000 each if the city will raise \$15,000 more. The each if the city will raise \$15,000 more. The original offer included a site and buildings, put in at \$50,000 by Mr. Callanan. The new offer is cash, and provides for the selection of a new site and erection of new buildings. It is regarded as better than the original proposal, and a canvass will at least the content of proposal, and a canvass will at once begin.

DECLINE TO PAY THE PRICE. lown Thinks the Exposition's Terms

Are Exorbitant. DES MOINES, Nov. 8.-(Special Telegram.)-The lowa Board of Commissioners to the Omaha exposition met here today and decided to present an ultimatum to the man agement. The latter has undertaken to charge 50 cents per foot for land on the exposition grounds for a site for an lowa build og, and the commissioners do not consider just. They decided not to pay it, and to situation had undergone a decided change day, after a conference with the state execu-by reason of the defeat of a number of the tive council, which has direct control of the state appropriation, adopted a resolution to

The executive council agreed that the site ought to be farnished free if the state wer o erect the building and fill it with an ex Grundy had been announced as a candidate hibit. S. B. Packard of Marshailtown, ex eutepant governor, was deputed to go to Omaha tomorrow and confer with the ex-The commissioners were firm in the

declaration that they would not pay such a price, which would amount to about \$5,000, or the ground they need. They insist on a site free of charge.

Iowa Guardsmen Exonerated. CLINTON, Ia., Nov. 9 .- (Special.) - Ad jutant General Wright of the Iowa National guard has completed his investigation here of the charge made that the military company of this city invaded Illinois last sum mer at the time of the ricting in Fulton over the attempt to forcibly remove the records of the Woodmen lodge from Fultor to Rock Island, and he obtained abundant evidence to disprove the charge. He ob-tained statements of members and others here showing that the Clinton company did not go over to Fulton, but he will go to Rock Island and make further investigation of the case. The request for an investigation came from Governor Tanner of Illinois. The lieutenant governor and adjutant general o Illinois are both members of the order.

Fred L. Barnett of Des Moines is a candi-date for labor commissioner, to succeed Com-

missioner O'Blenness. Peddlers have formed a society in Iowa with 200 members to fight the new Iowa law compelling all peddlers to fike out licenses. The Cherry sisters are soon to appear in a new role in Des Moines, that of plaintiffs in a suit to recover cossession of attached box

receipts on a former visit. J. E. C. Heyer, who died in Chicago lost week, was formerly editor of the Dubuque Times and after his removal to Chicago became editor of the Journal of Commerce Sioux City's Mondamin carnival the firs week in October cost \$7,868.08, according to the report just made. The association having it in charge appropriated \$175 to local chartable institutions out of the balance on hand and decided upon having another carniva

A syndicate of Oskalcosa roal operators has purchased the Hilton coal mines in Monro ounty, Iowa, and optioned 2,000 acres of coa lands lying north to connect with the mines at Cedar. The deal calls for an outlay in cash of \$40,000 at once any after drilling amount will probably run up to \$150,000. After nearly fifty years of married life, with every appearance of happiness, Sarah Poyner of Black Hawk county has asked for divorce from James Poyner, a wealthy armer. The plaintiff is 66 years of age and the defendant 78. The petition asks for \$500 emporary alimony and \$10,000 permanent limony.

Officers of the Iowa National guard have received copies of a circular issued by the adjutant general's office publishing an adaptation of the manual for the service magazine rifle in use in the army to the Springfield rifle in use in the gaurd. This manual has been published to the army and is different the magazine manual in only some

of the Iowa Young Woman's Christian as sociation in Iowa City the following officers were elected; President, Mrs. F. E. Morgan, Des Moines; first vice president, Mrs. Emm Ridley, Cedar Falls; second vice presiden Miss Eva Seevers, Des Moines: rece retary, Miss Ethel Bookwalter respectding secretary, Miss Fannie Eckles Des Moines.

To show that hard times do not exist any more S. E. Shellenberger, a stock breeder a Camden, O., bought a pig that was born February last at a yig sale in Fairfield, Ia for \$683. At the same sale forty-one pig of about the same age, Poland-China, sold at the average price of \$86.40. A litter of five pigs born in February last brought the owner the neat sum of \$1,150. Of the forty-one pigs sold nearly \$3,900 was realized by the owner. Abraham Slimmer of Waverly and James Callanan of Des Moines have modified the offer in regard to aid for a home for aged -W. B. Tredway, deputy government in- Des Moines. Their first proposal was that each would give \$50,000 on condition that Des Moines people raise \$50,000 for the same purpose. The Des Moines people made an effor to do so, but only got \$17,000. Now Mesars Simmer and Callanan offer to give \$25,00 each on condition that Des Molnes peor give \$35,000, and an effort will be made neet the conditions of this proposition. The people of Dubuque last year gave \$59,000 to natch \$50,000 that Mr. Slimmer gave toward

the endowment of a hospital in that city. There has been some question as to the date which the change in salaries of the milroad commissioners will take effect. The law was passed by the legislature to reduce them no provision to make it effective ut a differ-ent time than the rest of the new code. Some contention was made that the reduction would . not be made effective till the expiration of the current term of the commissioners, which son January 1 next, and in the cases of the other two members one and two years later. Attorney General Remley holds, however, that the law become effective October 1, with

the rest of the code. Iown Press Comment. Sloux City Tribune: Sloux City is not the

nly place on the map that has learned the efficacy of government by injunction. Sioux City Times: Some of the prospective andidates for the speakership of the next lowa house of representatives were knocked out in the election, but the announcements ince the election warrant the general acsertion that there will be no shortage of can-

General Weaver and James Burgess for the small house, north of Hamburg, Fremont county, popoeratic nomination for congress next year popoeratic nomination for congress next year 125 per acre 40 acres of good bottom land, some by Fred White, and tacitly, though not 130 openly, by Charles Walsh. Monroe and Davis 12 vill stand with Wapello solid against Weaver. They will porbably settle on Burgess, though it will be anyone to beat Weaver

Monona county are finally getting to the front. Monona has been a rock-ribbed populist locality for many years. Last year there was a fine fusion majority of 1,200. This year the republicans elected the county treasurer by 350 majority, the school super intendent by 250 majority and the surveyor by thirty majority. Old Iowa is all right and the Missouri bottoms will be converted. Novak, who eluded capture for several Waterloo Courier: A book containing a years after the murder, was traced to the list of Des Moines "400," the "elite and liteses" of the capital city has been issued. It was gotten up by a "choker-tied" individual who knew nothing about the city and is not worth the paper it is printed on is a further question whether society snobs and snobesses" who permit the use f their names in such a work deserve to

MUNYON'S



KLONDIKE

8 pracuse, N. Y., a. S. H.

Are you going in the Spring? In order to make trip certain, address with stamp The Seattle & Alaska Transportation Co. 47 and 48 Sullivan Building, Seattle, Wash.



Only by John Linder, 13 Main St.

O. R. GILBERT CO. Taxidermists.....Tanners

Manufacturers of Fur Garments, Russ, Etc 1501 Bway, Council Bluffs, In.

Dr. CARL ENGEL OFFICE, 525 MAIN STREET. In Plumer Building.

DISEASES OF WOMEN AND CHILDREN.CONFINEMENTS....

DR. L. E. ROE. -DENTIST

.... Telephone No. 5.

Room 322, Merriam Block,

COUNCIL BLUFFS WANTS.

FOR RENT. SALE OR TRADE BY LEONARD EVERFETT.
FOR RENT-Houses in Council Bluffs—
\$15.00 per month—Cherry Hill and one acre of ground, fruit and garden, 12.50 per month—New store room, 20x00, on Broadway. 00 per month-17. Third St., 6 rooms and barn, to per month-lith st. and Ave. I; good barn,
on per month-lith st. and Ave. I; good barn,
on per month-lith st. and Ave. I; good barn,
on per mor. .-286 Graham ayenue, 6 rooms,
on per m. n-156 Ridge street, 6 room house,
on per r. noth-House at. Ninth street.
HEF (OPERTY-

from town will take one-half of the rent in FOR SALE—City Property—

FOR SALE—City Property—
\$490—Good house, bars, bed and two lots 2513

Fifth ave, monthly payments, \$7 per month, \$1200—Good house and lot on Avenus II between Eighth and Ninth Sis. \$5 per month, \$200—Good house and lot on 6th avenue, between 25th and 25th sts., monthly payments, \$6 per month.

lots in Wright's add for sale at a very low PARMS FOR SALE—
FARMS FOR SALE—
125 per acre—210 acre form, 4 miles west of Griswold, eastern part of Pottawattamic county,
125 per acre—40 acres of good farming land north
North iertion that there will be no shortage of caulidates when the legislature comes together
for business.

Ottumwa Courier: The fight between
Coneral Weaver and James Burgess for the

123 per acre—40 acres of good fruit land, with
small house, north of Hamburg, Fremont Neons. Pottawattamie county.

timber, 2 miles south of city limits.

130 per acre—20 acres of good bottom land, 2 miles south of Council Bluffs.

16-acre tracts of land 2 miles south of South Omaha; will take part payment in city property. Weaver. They will perbably settle on Burgess, though it will be anyone to beat Weaver.

Des Moines Capital: The republicans of Honora county are finally getting to the county. Five and ten-acre tracts near the city for sale cheap, lood, cheap Nebruska lands for sale, lood, cheap Nebruska lands for sale, will sell any of the above property on small payment down, balance in ten annual pay-

good farms for sale. Will take part trade ity property or smaller farms, balan's long , annual payments. DWELLINGS, FRUIT, PARM AND GARDEN lands for sale or rent. Day & Hem. In Pearl street.

MONEY TO LOAN-REDUCED RATE ON first-class improved farms and inside city property. Apply to Jes. N. Cassady, pr. 136 Main St.

It is a further question whether society snobs and snobesses" who permit the use of their names in such a work deserve to be listed in any class, let alone the prudish MISIC sons, 50 cents and upward. Write for prospertus.

IOWA GARNISHMENTS.

Non-residents of lowa now have no exemptions under the new Code which went into effect October 1. We can COLLECT BAD AC-COUNTS as of old, against MARRIED or SINGLE employes of Railways, Express, Telegraph, Telephone and Sleeping Car companies. NASSAU INVESTMENT CO., Council Bluffs, Ia