NEWS OF INTEREST FROM IOWA.

COUNCIL BLUFFS.

MINOR MENTION.

Davis sells glass.
Davis sells drugs.
"Mr. Riley," 5-cent cigar.
Fine Missouri oak. Gilbert Bros.
Gas fixtures and globes at Bixby's.
Fine A. B. C. beer, Neumayer's hotel.
Wollman, scientific optician, 409 B'd'y.
Schmidt's photos guaranteed to please.
Moore's stock food kills worms, fattens.
W. J. Hostetter, dentist, Baldwin block.
Leffert, jeweler, optician, 236 Broadway.
Drink Budweiser beer. L. Rosenfeld, agt.
Picture framing. C. E. Alexander & Co., 333 Broadway.
W. F. Graff, undertaker and disinfector, 101 South Main street. 'Phone 506.
Get your work done at the popular Eagle laundry, 724 Broadway. 'Phone 157.
Morgan & Klein, upholstering, furniture repairing, mattress making. 122 S. Main st.
Mrs. L. A. Homer of Phillipsburg, Kan., is the guest of the Misses Rink on Avenue E.
There will be an official meeting of the Council Bluffs Woman's club this afternoon at 2 o'clock.
Mrs. E. O'Donnell of Park avenue has been called to Harvard, Neb., by the death of her sister.
There will be a meeting this evening of the Merchants' and Manufacturers' association at the city hall.
Abe Lincoln post, Grand Army of the Republic, will have no meeting until Friday evening, February 1.
Ellie Lyons, 1223 High street, was reported to the Board of Health yesterday as suffering from scarlet fever.
Mrs. C. A. Shultz and son of Colorado Springs are visiting Mr. and Mrs. D. A. Hamilton, 1902 Third avenue.
A want ad in The Bee will bring results. The same attention given to a want ad in Council Bluffs as at the Omaha office.
Sheridan coal, once tried always used. Smokeless, no soot, clinkers nor sulphur. Price $6, $5.50. Fenlon & Foley, sole agents.
Miss Ida Wallace, who was called here by the serious illness of her father, William W. Wallace, has returned to her home in Dubuque.
B. O. Nichols, manager of the Council Bluffs Gas and Electric company, returned yesterday morning from a week's visit in Chicago.
Bob Scott will have a hearing before Justice Ferrier Monday on the charge of stealing a coat, the property of Arthur Reed, several months ago.
The revival services which have been conducted by Evangelist Smith at the Broadway Methodist church will be brought to a close Sunday evening with a praise service.
The hearing in the divorce suit of Mrs. Iva Suit against John Suit was completed in the district court yesterday morning and Judge Thornell took his decision under advisement.
John Harris, a teamster living at Twenty-fourth street and Avenue G, was arrested last evening, charged with stealing copper wire from the motor company's line on Sixteenth street.
The case against Arthur Southwell, charged by George W. Smith with malicious trespass, was dismissed in Justice Ferrier's court yesterday on motion of the assistant county attorney.
Miss Eva Marshall Shontz of Chicago, president of the Young People's Christian Temperance Union of America, will speak in the First Baptist church of this city on Friday, February 1.
Miss Mary Flickinger of Pierre, S. D., is visiting her brothers, A. T. and I. N. Flickinger. She will leave in a few days for Colfax Springs and will be accompanied by Mrs. A. T. Flickinger.
Attorneys J. J. Stewart, W. H. Ware and Spencer Smith, bar committee on arrangements for the celebration of John Marshall day on February 4, will meet this evening in the office of Mr. Smith.
Attorney Stewart has received word that the trial of Thomas Senter at Blue Earth, Minn., has been set for February 5. Mr. Stewart has been retained to assist in Senter's defense. They expect to prove an alibi, as they did in the case here.
Francis A. Smith, a farmer of Brayton, Audubon county, filed a petition in voluntary bankruptcy in the United States district court here yesterday. His liabilities amount to $726.66 and his assets aggregate $250, all of the latter being claimed as exempt.
County Attorney Kilpack returned yesterday from Creston. The case of Pottawattamie county against Lipfert was not reached in the assignment in the district court there and it will have to go over to the next term. It is thought probable that a settlement may be reached in the meantime.
Eugene Myers, a former member of Company L, Fifty-first Iowa volunteers, who re-enlisted in the Philippines in Troop K, Eleventh cavalry, was in the city yesterday visiting former members of the company, on his way home to Onawa. Myers has been discharged from the service under the general order sending home all volunteers who were sick in hospital.
Kid Dooley and Mat Carter, the negroes charged with the theft of a watch from Robinson Bros.' jewelry store, were arraigned in police court yesterday morning and both pleaded not guilty. The defendants will attempt to prove an alibi and in order to afford them time to procure their witnesses the further hearing was continued until next Monday morning.
Articles of incorporation of the H. A. Quinn Lumber company were filed in the county recorder's office yesterday. The incorporators are: S. H. Bowman, B. C. Bowman and H. A. Quinn. The capital stock is placed at $100,000, in shares of $100 each. The purpose is to purchase and carry on the business of H. A. Quinn & Co. The incorporators formed the first board of directors.
One of the biggest hits in "A Woman in the Case," at the Dohany theater Sunday night, is the result of a good piece of work performed by Dan Cupid several years ago when the stars, Bartlett and May, joined forces, both privately and professionally. Mrs. Bartlett, who is known to the amusement public as Gracie May, is daintly small, while Bartlett is a comparative giant. This striking contrast offers many opportunities for fun-making.
The fire department was called shortly after 7 o'clock yesterday morning to the residence of Carl Matterson on Harmony street. Some bedclothing which was too close to a stovepipe caught fire. Charles Sanderson of No. 3 hose house happened to be at breakfast in a nearby house and after turning in the alarm he turned his attention to the blaze and had it under control by the time the department reached the scene. The damage was confined to the contents of the room, but Sanderson was slightly burned about the hands and face and lost a portion of his whiskers.

N. Y. Plumbing Co., telephone 250.

Death of Benjamin Winchester.

Benjamin Winchester, a pioneer resident of Council Bluffs, died last evening at his home, 420 East Washington avenue. He was 83 years old and death was due to the infirmities of old age. His wife, three sons and two daughters survive. Deceased was one of the earliest settlers in this section of the country, having come here when what is now Council Bluffs was known as Kanesville.

EASY Footwear
ALL
Our Shoes
are EASY ON THE FEET—EASY ON THE PRICE.
Our shoes are made to fit neatly and wear long. That's how you get full value for your money. If you want satisfaction in footwear the place to go is
SARGENT'S
Look for the Bear.

FARM LOANS
Negotiated in Eastern Nebraska and Iowa. James N. Casady, Jr., 126 Main St., Council Bluffs.

WOMEN'S CLUBS OF THE STATE

They Are to Have Their Biennial Session Three Days in May.

EXECUTIVE BOARD MAKES PROGRAM

List of Features Includes an Hour with Des Moines Press Club—Five Hundred Delegates Are Expected.

The biennial meeting of the Iowa Federation of Women's Clubs will be in Council Bluffs May 1, 2 and 3, and the club women of the city are busy making arrangements and formulating plans for the entertainment of the visitors who it is expected will be here on that occasion in large numbers.

The executive board, which met Thursday in Des Moines, arranged the following program for the three days' session:

WEDNESDAY, MAY 1.

9 a. m.—Address of welcome from Council Bluffs Women's clubs.
Response by Mrs. Mabel Dixon Hutchison of Ottumwa, president of the federation.
Appointment of committees on rules and regulations.
Reports of officers of the federation.
President's biennial address.
2 p. m.—Reports from special committee on history, journalism and library.
Paper on "Library Work," Miss Alice Tyler.
8 p. m.—Reception tendered by Council Bluffs Women's clubs to visiting guests.

THURSDAY, MAY 2.

9 a. m.—Report of committee on revision of constitution.
Reports from delegates to the general federation biennial convention held last June in Marshalltown.
2 p. m.—An hour with the Press club of Des Moines. Discussions led by Mrs. C. W. Johnson and Miss Knobe of the Chicago Times-Herald. Also short addresses by prominent members of the Press club.
Bird Hour. "Preservation of Birds," by Mrs. Olmsted of Storm Lake; "Bird Study," by Mrs. Cooper of Burlington.
Evening—The art committee will have charge of the session. Addresses will be made by Mrs. J. Howe of Marshalltown and Mrs. Horace M. Towner of Corning.

FRIDAY, MAY 3.

9 a. m.—One hour will be given to household economics committee. Addresses by Mrs. Ketzie of the Polytechnic institute of Peoria and Mrs. Minnie Campbell, chairman of the committee.
2 p. m.—Reports of nominating committee and election of officers.
Evening—Musical entertainment given by Council Bluffs Women's clubs for guests.

Session of the Council.

On Tuesday evening, preceding the regular meeting of the federation, there will be a session of the council consisting of the vice presidents of the federation, when the following subjects will be discussed: "Ideal Results of Women's Clubs," "Manual Training in Our Public Schools," "Are Women's Clubs Beneficial Factors in Home Life?" "How Can Club Women Work with Teachers?" "The Value of Out-Door Study," "Objectionable Advertising," "Compulsory Education."

The local executive board, in charge of the arrangements for the meeting of the federation, consists of the presidents of all the women's clubs of the city, which will decide to assist in the entertainment of the federation and the visiting members. This board, which will be organized soon, will appoint committees on entertainment, halls and arrangements, transportation, bureau of information, credentials and finance. No member of the board will be expected to serve on any of the committees.

The First Presbyterian church has been selected as the most suitable and central place for holding the meetings of the federation in and Mrs. Phelps and Mrs. Walter I. Smith have been appointed a committee to secure the church if possible. This is the only committee that has been appointed so far.

There are 200 clubs in the Iowa federation, with a membership of 7,500. Each club is entitled to send two delegates to the biennial meeting and it is expected that almost every club in the federation will be represented here. In addition to these delegates there will be the members of the various committees, numbering about forty, and as a number of members outside of the delegates are expected to attend the meeting, it is thought that about 500 club women from all parts of the state will be gathered in Council Bluffs on this occasion. The credited delegates to the biennial will be entertained at the homes of the members of the local clubs.

Fresh Vaccine Points received every day at Dell G. Morgan's drug store.

Attend the dance tonight at Hughes' hall.

Want Heat Regulation.

At a special meeting last night the Board of Education decided that the heating and ventilating plant of the new High school would be incomplete without the heat regulating apparatus and the contract for furnishing same was awarded to Stephan Bros. on their bid of $2,283. The original bid of this firm was $2,483 at the time bids for the entire heating and ventilating system were submitted, but the board held that the price asked was excessive. The reduction of $200 in the cost was made by the manufacturers of the apparatus. This "regulator" is warranted to keep the temperature of the rooms and the corridors at any uniform heat desired.

Member Macrae brought up the question of the advisability of enforcing vaccination among the pupils of the city schools and suggested that this precaution against the spread of smallpox be taken. Member Stewart was of the opinion that the matter lay with the Board of Health and that the school board had no authority in the matter until that body had given it instructions. After some slight discussion the matter was dropped.

Secretary Ross was authorized to prepare the registration books for the spring school election and make all arrangements necessary. Heretofore the school district has been divided into five voting districts for the purposes of the election, but at the last session of the legislature the law was so amended as to give the board authority to divide it into as many districts as it thought fit. It was decided to make each ward in the city a voting district, so that at the school election this year there will be six instead of five districts as heretofore.

On the recommendation of Superintendent Clifford the use of Larned's English History in the High school was authorized.

Members Sargent, Swaine and Cooper were absent and it was nearly an hour after the time named for the meeting that a quorum was obtained.

Commonwealth 10-cent cigar.

Attend the dance tonight at Hughes' hall.

Not Vaccinated Soon Enough.

Another case of smallpox was reported to the Board of Health yesterday morning, the patient being Alvin Lewis, a young man who has been stopping with his wife at the home of an aunt at the corner of Sixth avenue and Eighteenth street.

Lewis came to this city a few days ago from Neola to stay with two cousins at his aunt's home while the latter was away on a business trip in Nebraska. Lewis, who had been vaccinated before coming to Council Bluffs, was taken sick a few days ago and at first it was thought that his illness resulted from the vaccination and it was supposed to be a case of what is known as vaccinia. Yesterday morning, however, he showed unmistakable symptoms of smallpox and it was so pronounced by the city health officer who was called in.

Lewis will not be removed to the pest-house and the house containing the patient, his wife and two cousins was placed under quarantine regulations.

"Tax Ferret" Case Has Hearing.

In the district court yesterday morning Judge Thornell commenced the hearing in the matter of the application of Frank Shinn for a temporary injunction restraining the Board of County Supervisors, county treasurer and county auditor from carrying out the "tax ferret" contract with F. M. Cunningham.

Cunningham was the only witness placed on the stand. He was called by the plaintiff to prove the existence of the contract and to show, as alleged by Shinn, that the work of uncovering property omitted from assessment did not require the "ferret" to be an expert, as all the information was secured from the records in the offices of the recorder, auditor, treasurer and clerk of the district court.

The county filed a demurrer to Shinn's petition, in which it is contended that the act of the twenty-eighth general assembly amending the tax ferret law is unconstitutional because it is in contravention of both the United States and the state constitutional provisions against the passage of laws impairing the obligations of contracts.

The arguments were not completed when court adjourned for the day and will be resumed this morning.

A poet of greater or less talent has put it like this: "When you feel that grippy feeling, take a drink." He must have been up against that famous whisky in bond, and sold only at The Hoffman, for one drink of it is likely to lead to another.

Gravel roofing. A. H. Reed, 541 Broad'y.

To Build Ten-Stamp Mill.

The annual meeting of the stockholders of the Gold Belt Mining, Milling and Prospect company was held last night in the office of Wright & Baldwin, when the following directors were elected: John Beno, G. R. Wheeler, J. H. Pace, D. J. Clark, M. Stoecker, F. H. Hill, G. F. Wright, J. Hereld, John Frost. These are the officers: President, John Beno; vice president, D. J. Clark; secretary, George F. Wright; treasurer, J. H. Pace.

The original stockholders decided to donate 15 per cent of their holdings for the purpose of raising funds for the erection of a ten-stamp mill to cost between $10,000 and $12,000. The stock of the company is nearly all held by Council Bluffs people.

Attend the dance tonight at Hughes' hall.

Davis sells paint.

President G. R. Scott.

At the annual meeting of the Council Bluffs Trades and Labor assembly last night the following officers were elected: President, G. R. Scott; vice president, Gus Lotts; recording secretary, H. G. Davis; financial secretary, Henry Meyer; treasurer, Fred Ward; sergeant-at-arms, Charles Bishops; trustees, George Fauble, Fred Marlowe, W. B. Fisher.

Resolutions were passed commending the stand taken by Aldermen Boyer, Brown, Clark and Huber against asphaltum paving and in favor of brick and home labor.

Attend the dance tonight at Hughes' hall.

Two Tax Cases Dismissed.

County Treasurer Arnd yesterday dismissed the cases against Henry Weise of Avoca and S. S. Rust of this city, who were alleged by Mr. Cunningham to own property which had omitted from assessment. Both Wiese and Rust proved up proper offsets against the amounts charged up against them.

The hearing in the case of William Plummer was postponed until February 8.

Howell's Anti-Kawf cures coughs, colds.

Real Estate Transfers.

The following transfers were filed yesterday in the abstract, title and loan office of J. W. Squire, 101 Pearl street:

W. M. Squires and wife to Charles S. Kennedy, part of lots 6 and 7, Baughn's subdiv, q. c. d.	$ 1
Mattie Squires and husband to F. J. Day, sw¼ sw¼ 36-76-41, w. d.	1
W. H. Ellis and wife to H. C. Hemmingsen, part w½ nw¼ 24-76-43, q. c. d.	1
Central Loan and Trust company to H. G. McGee, lot 10 of O. P. lot 74, Council Bluffs, d.	75
H. G. McGee and wife to John L. Howe, same, q. c. d.	75
George A. Reichart and wife to Samuel Weiser, part ne¼ sw¼ 16-76-42, w. d.	439
Total six transfers	$ 592

IOWA AND MICHIGAN GET IN

Mine Workers' Convention Votes to Admit Them to the Inter-State Agreement.

INDIANAPOLIS, Ind., Jan. 25.—The Mine-Workers' convention today voted to admit Iowa and Michigan to the interstate agreement which will be signed with the operators at Columbus, O.

The recommendation of President Mitchell that the executive board be increased to ten members was favorably reported to the committee on officers' reports, with the proviso that two additional members come from the anthracite fields. The establishment of schools of mines and mining, as provided for by a bill now before congress, was passed.

The scale committee will not be ready to make its report for several days.

Shercliff Satisfies the Governor.

DES MOINES, Jan. 25.—Frank Shercliff, who was recently sentenced to seventeen years in prison for robbing a traveling man on a train and who was later paroled by Governor Shaw, had an interview with the governor today and proved to the satisfaction of the latter that he was not a member of the Cudahy kidnaping gang, of which Pat Crowe was supposed to be the leader. Shercliff has been living in Omaha since his release, but will now locate on a farm in Iowa, by the governor's permission.

Iowa Editors to Meet.

MOUNT AYR, Ia., Jan. 25.—(Special.)—A meeting of the editors of southwestern Iowa, will be held in Mount Ayr on Friday, February 15, for the purpose of discussing matters connected with all branches of country newspaper making and if deemed advisable, to form a permanent organization.

Eight-Hour Law in Montana.

HELENA, Mont., Jan. 25.—The house today unanimously passed the eight-hour bill, which reduces the work day of men employed in mines, smelters and concentrators to eight hours. The senate will pass the bill tomorrow, it is expected, and it will become a law within a few days. The new law, if held to be constitutional, will add materially to the cost of mining, and the miners will refuse to submit to a cut in the scale.

Montana Man Fleeced in Chicago.

CHICAGO, Jan. 25.—Michael Delaney, a ranchowner living near Butte, Mont., reported to the police today that he had been fleeced of a certified check for $200 by a sharper who represented himself as a Chicago mining broker and induced Delaney to give him the check to be cashed at a bank. Delaney is penniless and has telegraphed friends in Butte to help him.

CONGER SENDS TWO CANNON

Iowa to Have a Pair of Guns That Shelled Legation in Pekin.

GO TO HISTORICAL BUILDING GROUNDS

Minister Writes to Governor Shaw Suggesting That the Big Weapons Be Mounted and Placed Before the New Edifice.

DES MOINES, Ia., Jan. 25.—(Special.)—Two cannon are on the way from Pekin to Des Moines to be given place on the grounds of the Iowa Historical building. They have been sent by Minister Conger, who, in his letter to Governor Shaw regarding the same, wrote: "I am today starting on their way to you two Chinese cannon, with the carriages (knocked down), which our troops on their arrival here captured on the city wall near our legation. They are undoubtedly the guns which were sending shot and shell into the legation during the siege. I have billed them to you, sending them on a United States transport to San Francisco, and have requested that they be shipped thence to Des Moines by rail. I beg you to accept these guns for the state of Iowa as a souvenir of a most disagreeable situation in which some of its citizens were providentially rescued. I shall be glad to see them properly mounted and planted before the new Historical building or in any other place about the capitol which you may elect."

Confessed to Arson.

Rudd Ruhlethaler, a Swiss, walked into the city police station and bluntly told the officers that he had set fire to a livery and feed barn last night which entailed a loss of nearly $8,000 and caused the death of twenty-eigh. horses. The man went with officers and told them just where he started the fire and all about it and gave a full history of the case. He is undoubtedly insane, as he had no motive for the crime.

Do Not Want Second Trial.

A petition has been signed by 150 residents of Appanoose county asking the county attorney of that county to dismiss a case against a man under conviction and sentence for manslaughter. The petition recites that one David R. Wright was charged with the murder of a saloon keeper in Mystic and was subsequently convicted of manslaughter and sentenced to four years' imprisonment in the penitentiary, that the case was appealed to the supreme court and reversed and that it is not probable a conviction can now be had on second trial; hence the petitioners ask, on account of the expense of another trial, that the county attorney dismiss the case.

Iowa G. A. R. Encampment.

The date for the annual encampment of the Iowa Grand Army of the Republic at Dubuque has been fixed for June 4 to 6 next. At the encampment it will be decided what will be done by the Iowa department with regard to the national encampment. Prominent officials of the department have no hesitancy in declaring that the executive committee must make a full and satisfactory explanation of the change of the location of the national encampment from Denver to Cleveland. The Iowa Grand Army of the Republic members would have preferred to go to Denver and were greatly surprised when the change was announced.

County Auditors to Meet.

J. S. McQuiston, president of the County Auditors' association, has suggested to the executive committee that the date for the annual meeting of county auditors in Iowa be February 21 and 22 next. The meeting will be held in Des Moines.

New Bank.

The Iowa Savings bank of Estherville has been incorporated. It is to have $20,000 capital. The president is E. J. Breen, vice president, Mack J. Groves, and cashier, Frank P. Woods.

Views of Iowa Supervisors.

The resolutions adopted by the Iowa State Association of County Supervisors at the Marshalltown meeting declare in favor of the enactment of such a law for the government of dependable children as will give to boards of supervisors full control of such children and to give the boards power to make such disposal of the children as may be deemed best for them, and that application for full support of children shall be deemed sufficient proof of the inability of the parents to care for the same. This movement had its origin in the eastern part of the state, where a convention of the supervisors of the Second district indorsed the plan. It has already aroused considerable opposition, especially among the laboring men in their organizations, who contend that it is only another way of denying to poor children the rights which are guaranteed to all, and will in effect make slaves of the children of poor parents.

The convention at Marshalltown also declared in favor of the one-district township road plan, or the abolition of road districts and concentrating the work on the country roads. A resolution in favor of the state assuming all obligations for the care of the insane was also passed. This is a matter which causes a great deal of contention in Iowa. A committee of three was provided for to wait upon the state railroad commissioners and urge that they induce the railroads to make a rate on materials used in road construction to a basis to correspond with the rate on slack coal.

Supreme Court Decisions.

The following are supreme court decisions rendered today:

J. W. Harkness, appellant, against A. J. Cleans; Hancock county; to set aside conveyance; affirmed.

Mary J. Clark against William W. Tull, appellant; Lee county; judgment by default and complications; affirmed.

Phelps, Dodge & Palmer Company against C. C. Samson, sheriff, et al, appellants; Kossuth county; to recover property; affirmed.

Juliette Morey, appellant, against Gideon Morey et al; Mitchell county; will contest; affirmed.

Marshall Field & Co., appellant, against J. A. McFarlane; Linn county; action to subject property to a judgment; affirmed.

$2,000 Within Easy Reach.

SIOUX CITY, Ia., Jan. 25.—(Special.)—Jack Hanson is alleged to have helped himself to $2,000 in the care of Uncle Sam, and now he is locked up in the county jail in Sioux City. Hanson lives at Hampton, Ia., and formerly was a railroad man in the employ of the Great Western railway. While on his run from Oelwein to Hampton he saw a registered package lying around loose and, if report be true, shoved it in his pocket and carried it home with him. There he found it contained $2,000 in cash. He hid the money in the cellar, where later it was discovered by officers. Then Hanson confessed his guilt. He says it is the first time he ever turned such a trick.

Brakeman Emerling Killed.

CRESTON, Ia., Jan. 25.—(Special.)—Brakeman J. F. Emerling of the Chicago, Burlington & Quincy was killed last night in the Murray yards by falling between the cars. He was a married man and resides in Ottumwa. He leaves a wife. Mr. Emerling's limbs were cut off and his body otherwise mangled.

THE GEO. W. CHILDS
FIVE CENT CIGAR IS GENEROUSLY AND UNIFORMLY GOOD AT ALL TIMES
GEO. W. CHILDS
THE COMPASS THAT SHOWS THE COURSE TO SATISFACTION AND FOR ECONOMY SMOKERS
CHILDS 5 CENTS
Harburger, Homan & Co., Manufacturers. McCord-Brady Company, Distributors.

NO RAKEOFF FOR SECRETARY

State Official is Not Entitled to Dip Into Fees Collected by Law.

LINCOLN, Jan. 25.—(Special.)—In the appended opinion Attorney General Frank N. Prout holds that the secretary of state is not entitled to any portion of the fees received for the registration of cattle brands. During the last administration W. F. Porter, secretary of state, appropriated to his own use one-fifth of all money received by the brands and marks commission, this share amounting to about $1,000. The opinion follows:

LINCOLN, Jan. 21.—Hon. G. W. Marsh, Secretary of State—Dear Sir: I have received from you a communication reading as follows:

"At a session of the legislature of 1899 a law was passed creating a state brand and mark committee. (See sections 1, 2 and 3 of chapter li, Compiled Statutes of 1899, page 755.) There is a fee of $1.50 for each brand or mark recorded, and it seems that the secretary of state, as one of the members of said committee, has been taking as compensation for services rendered 20 per cent of the fee charged for recording such brand or mark. I desire your opinion as to whether there is any warrant of law for such compensation."

The statutory provision to which you make reference is as follows:

"Each person desiring to have his brand and mark recorded, as hereinafter provided, shall pay into the office of the secretary of state a fee of $1.50 for recording such brand or mark; 20 per cent of all such fees so paid into said office shall be paid to each member of said state brand and mark committee as full compensation for their services." (Section 3, chapter li, Compiled Statutes.)

There can be no uncertainty about the opinion in this matter. The secretary of state cannot lawfully retain such a fee for his own use. His rights in regard to compensation are controlled by the constitution. That instrument fixes the salaries of the executive officers and declares that they shall not receive to their own use any fees, costs, perquisites of office or other compensation.

This question was considered by the supreme court in the case of Moore against State, 55 Neb. 581, and the court said: "Article v, section 21 of the constitution, providing that the officers of the executive department 'shall not receive to their own use any fees, costs, interest upon public moneys in their hands or under their control, perquisites of office or other compensation, and all fees that may hereafter be payable by law for services performed by an officer, provided for in this article of the constitution, shall be paid in advance into the state treasury; not only prohibits all executive officers, except the treasurer, from receiving fees at all, and requires their payment in advance into the treasury by the persons by whom they are payable."

Very respectfully, F. N. PROUT, Attorney General.

Is the Third Holdup.

DAKOTA CITY, Neb., Jan. 25.—(Special.)—City Marshal Rasdall of Homer and William Lukehart, a laborer, had their team stopped at the east side of the cemetery on the road to Sioux City last evening by two men, who forced Rasdall to give up $20 and Lukehart $2, all that they had. The county officers seem to doubt the story, but the public doesn't, and as this is the third holdup in that section within a few weeks many farmers are going armed.

Plattsmouth Boy is Missing.

PLATTSMOUTH, Neb., Jan. 25.—(Special.)—The 14-year-old son of George Billings departed from his home in the south portion of this city Wednesday morning as usual to attend school, but as he failed to return home at night his parents became greatly alarmed and notified the chief of police. Two days' search has failed to find the missing boy and all kinds of rumors are afloat, one to the effect that he may have been kidnaped.

Smallpox Claims a Victim.

SHELTON, Neb., Jan. 25.—(Special.)—Monroe Heminger died of smallpox here yesterday—the first victim of that disease in this part of the state. He was a son of S. T. Heminger, a former postmaster, and returned only a month ago from the west, where he had been foreman of a sheep ranch.

Heiress in Montana.

RUSHVILLE, Neb., Jan. 25.—(Special Telegram.)—Will Siebers is visiting twelve miles northwest of Rushville. His wife is supposed to be at Mussel Shell, Mont. Mrs. Siebers is the woman wanted in Hoboken, N. J., to claim the estate of her father, Dr. Schindler.

New Bank at Shelton.

SHELTON, Neb., Jan. 25.—(Special.)—The Shelton bank is moving from the Mortimer building to the Bernhard building, its old location to be taken by a new banking organization controlled by resident capitalists.

Cow Sells for $3,700.

KANSAS CITY, Jan. 25.—At the Hereford sale today "Carnation," a 3-year-old cow, brought $3,700, which is said to be the highest price ever paid in this or any other country for a Hereford cow. The animal was owned by Clem Graves of Bunker Hill, Ind., owner of the "Dale" show herd of cattle, and was bought by Jesse C. Adams of Mowaqua, Ill. "Carnation" was bred by the Shadeland Stock company of Lafayette, Ind. The bidding was exciting, the price advancing by jumps of $100.

Judge W. S. VanNatta's herd of thoroughbred Hereford cattle at Fowler, Ind., have been sold to Judge C. P. Strop of St. Joseph, Mo. The price paid and the future home of the herd, which is one of the biggest and most valuable in the country, has not been made public. Judge VanNatta, who is attending the sale of Herefords that has been on here for the last week, admits that he has disposed of the herd, but declines to make the details of the sale public. E. C. Scarlett, manager of the Riverside herd of Herefords at Ashland, Neb., negotiated the sale, and it was rumored that the Humphreys, owners of the Riverside herd, formerly the Adam Earl Shadeland herd of Shadeland, Ind., were the real purchasers. This is denied by every member of the Riverside company.

Wichita Woman Tries Another Way.

WICHITA, Kan., Jan. 25.—Mrs. Lillie Rich has brought suit against John Kindeseger, a saloon keeper, for $10,000. She alleges that defendant has sold liquor to her sons, 15 and 13 years old respectively, until they have a confirmed appetite for liquors, which has ruined their usefulness as support and companionship to plaintiff.

Henry Wilson May Recover.

GOSHEN, Ind., Jan. 24.—(Special Telegram.)—Henry Wilson, the Omaha man who tried to commit suicide yesterday, was today removed to the county farm, where he will remain under guard until his condition, still critical, improves, after which he will be obliged to serve the 180 days' jail sentence. Attorneys and others connected with the prosecution have donated a sum sufficient to send Wilson home at the expiration of the sentence.

Burnham Gets Off Easy.

KANSAS CITY, Jan. 25.—Earl Burnham, a postoffice clerk, who last summer shot and killed Mrs. Annie Tyson and wounded her husband, Samuel Tyson, because of an attack on Mrs. Burnham, was today found guilty of manslaughter in the fourth degree and given a sentence of three months in the county jail and to pay a fine of $100. He was indicted for murder in the first degree.

Hobson Leaves Hospital Today.

NEW YORK, Jan. 25.—Tomorrow Lieutenant R. P. Hobson will leave the Presbyterian hospital, where he has been since December 1, suffering from typhoid fever. He will go to the home of friends in this city until quite well enough to report to his ship.

WHITELAW & GARDINER
SPECIAL SATURDAY BARGAINS
JEWELRY
Sample line of fancy Jewelry, including cuff buttons, shirt waist sets, belt buckles, fob chains and sterling silver novelties, regular value 25c to 50c, on sale Saturday only, each 10c
Sample line of fine Jewelry and Hose Supporters, regular value 50c to $1, on sale Saturday, each 25c
15c and 17c Manchester Cambrics, extra good quality, on sale Saturday, per yard 12½c
CORSETS
Line of odd sizes in Ladies' Corsets, high grade qualities, including Warner's, Thompson's Glove Fitting and R. & G., regular retail price from $1 to $1.75, on sale Saturday, only, each 69c
UNDERSKIRTS
Line of ladies' Black and Colored Underskirts, accordian pleated and ruffled, regular value $1.25 and $1.50, on sale Saturday only, each 98c
Full line of Black and Colored Underskirts, accordian pleated, ruffled and whaleboned, regular value $3.75, on sale Saturday, only 2.25
WAISTS
Ladies' Black and Colored all wool Flannel Waists, regular value $1.25, on sale Saturday only, each 75c
REMNANTS
Remnants of Laces and Embroideries, regular value 10c to 15c, on sale Saturday, per yard 5c
Remnants of Outing Flannel and Fleeced Line Materials, sold in the regular way for 10c and 12½c, on sale Saturday only, per yard 5c
GLOVES
Odd lot ladies' Biarritz's Best Quality Kid Gloves, in black and colors, worth $1 and $1.25, on sale Saturday only, a pair 39c
Ladies' Fine Kid Gloves, in black and colors, buttons and clasps, worth from $.00 to $1.50, on sale Saturday, only 50c
Line of men's fancy Silk Lined Mocha and Kids, worth $1.25, on sale Saturday, a pair 89c
Line of ladies' Black and Colored Mocha and Centemeri Kid Gloves, worth from $1.50 to $1.98, on sale Saturday at 98c
Whitelaw & Gardiner
Boston Store.
Council Bluffs, Ia.

Uticure Dr. Kay's Uticure cures all female diseases. At druggists, $1. Illustrated book and advice free. Dr. B. J. Kay, Saratoga, N. Y.

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100 Broadway, Council Bluffs.
COFFEE—
Ariosa, per lb. 15c
B. Brand 15c
Peaberry 15c
Rio, best 20c
Santos 20c
2-lb. can Mocha and Java 55c
B. & M. Blend 55c
TEAS—
Sun-Dried Japan, per lb. 50c
Spider Leg, per lb. 50c
Gunpowder, per lb. 50c
Young Hyson, per lb. 50c
English Breakfast, per lb. 50c
RHEUMATISM
Use Red Cross Rheumatism Cure, a prompt and sure cure for rheumatism in any form. Cures sciatica, lumbago, neuralgia, gout, pains in the back, lameness, stiff and swollen joints. The best blood purifier made. A wonderful remedy has cured thousands will cure you—try it. At drug stores or sent by express, prepaid, Price $1.00. Red Cross Drug Co., Council Bluffs, Iowa.
Dr. Kay's Kidneycura. CURES all Kidney Diseases. Backache, etc. At druggists, or by mail, $1. Free book, advice, etc., of Dr. B. J. Kay, Saratoga, N. Y.
RIPAN'S TABULES is an effectual cure for the ills which originate in a bad stomach. 10 for 5c. At all druggists.

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Sunday, January 27.
Direction of Fitz & Webster. BARTLETT and MAY in a convulsive carnival of uproarious surprises—
"A Woman in the Case"
Clean comedy that will clear the cobwebs from the human attic. Handsome ladies, beautiful costumes, splendid singers, artistic dancers, tuneful choruses, high class specialties.
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