EIGHT MILITIAMEN ON TRIAL

Charge of Insubordination Will Be Pressed Promptly.

SUPREME COURT COMMISSION'S PROGRESS

Verdict Against Modern Woodmen of America in the Lane Case—Omaha Man's Acquittal of Murder.

(From a Staff Correspondent.)

LINCOLN, June 6.—(Special.)—The eight militiamen who disobeyed the orders of their commanding officer at the state penitentiary on May 31 will be tried on the charge of insubordination as soon as a military court of discipline can be organized. All Company F men who come under the charge will be tried in this city, probably in the military department at the state house, and the other recalcitrant, who is a member of Company E, will be given a trial before a different court, to be summoned together at Wilber.

Adjutant General Colby today issued the following orders calling for the trial of the men:

I. The commander of Company F, Second infantry regiment, will appoint a company court of discipline to meet pursuant to the laws, rules and regulations of the Nebraska National guard, at as early a day as practicable for the trial of Privates A. M. Clark, William H. Clark, Ray W. Clough, Fred M. Lewis, C. E. Weaver, Phil H. Woolley and James R. Webb of Company F, Second infantry regiment, Nebraska National guard, who are charged to have left their barracks without leave on May 31, 1901, while on duty as guards at the state penitentiary, and will detail for said court of discipline one first lieutenant, one sergeant, one corporal, two privates and one sergeant to act as judge advocate. The company commander will retain the money in his hands received for the service of said enlisted man rendered during the month of May, until the decision of said court of discipline and its approval by the commander-in-chief.

II. The commander of Company E, First infantry regiment, will appoint a company court of discipline to meet pursuant to the laws, rules and regulations of the Nebraska National guard, at as early a day as practicable for the trial of Private Frank R. Pigrow of Company E, First infantry regiment, Nebraska National guard, who is charged to have left his barracks without leave on May 31, 1901, while on duty as guard at the state penitentiary, and will detail for said court of discipline one first lieutenant, one sergeant, one corporal, two privates and one sergeant to act as judge advocate. The company commander will retain the money in his hands received for the service of said enlisted man rendered during the month of May, until the decision of said court of discipline and its approval by the commander-in-chief.

Commission Makes Progress.

"At the rate of progress made thus far, with a liberal discount, the supreme court and commission will have decided all pending cases by the time the legislature assembles January 1, 1903, or three months before the term of the commission expires."

This was the official statement of the clerk of the supreme court. Since the commission was created cases have been disposed of at a remarkably rapid rate and nearly every call of cases has been larger than the preceding one. The call for the next and last session of the present term, for hearing June 18, includes 117 cases, which are as follows:

Erickson against Schmill, Wayne; Patterson against Lanning, Adams; Sturdevant against Farmers' and Merchants' bank, Douglas; Coulson against Galtsman, Lancaster; Peppler's B. L. and S. association against Parsel, Fillmore; Berry against Berk, Lancaster; First National bank of Omaha against Dellone, Douglas; Stewart against James, Saline; Dwyer against First National bank of Beatrice, Gage; University of Michigan against McGuckin, Douglas; Gage against West, Grant; Cochran against Cochran, Douglas; Cochran against Cochran, Douglas; Concordia Loan and Trust company against Schoubee, Douglas; Equitable Trust company against Johnson, Phelps; Martin against Kearney county, Kearney; Farmers and Merchants' Insurance company against Hahn, Johnson; Dewey against Bradford, Harlan; Gray against Peterson, Knox; Plummer against Park, Burt; Nelson against Nebraska Loan and Trust company, Custer; Carson against Murphy, Lancaster; State against Bloomfield state bank, Knox; McCormick against Carey, Cass; Hildebeck against Pitt, Phelps; Lynch against Englehardt, Richardson; Rosenblatt against Rosenberg, Douglas; Custer county against Chicago, Burlington & Quincy Railroad company, Custer; Castle Rock Irrigation Canal and Water Power company against Jurisch, Scotts Bluff; Merchants National bank against McDonald, Douglas; Pawnee county against Belding, Pawnee; Grattop against Rowheder, Fillmore; Southern Pine Lumber company against Fries, Valley; O'Connor against McGuire, Greeley; Bissell against Harris, Greeley; Cook against Farley, York; Comstock Castle Stove company against Caulfield, Douglas; Cheshire Provident Institute against Fuesner, Harlan; Cheshire Provident Institute against Gibson, Harlan; Lewis against North Hall; Huber Manufacturing company against Gotchell, Lancaster; Sutton National bank against Silver, Clay; First National bank of Columbus against Burns, Platte; Baker against Union Stock Yards National bank, Douglas; Ledwith against Campbell, Lancaster; Wolcott against Hemringer, Buffalo; Miller against Holmes, Colfax; Rawlings against Anheuser Busch Brewing association, Gage; Phoenix Mutual Life Insurance company against Purinton, Seward; Smith against Bass, Custer; Bentley against Woolson Spice company, Lancaster; Close against Swanson, Burt; Landis against Newton, Seward; O'Neill against Benedict, Holt; Nisley against Spencer, Dawson; Nebraska Loan and Trust company against Walters, Webster; state ex rel Hunker against West, Cuming; Hawley against Brunner, Douglas; Johnson against Spalding, Madison; Tecumseh National bank against Herr, Chamberlain; House, Johnson, Glover against Hargadine-McKittrick Dry Goods company, Hamilton; Shutt against Hebebrand, Saunders; Dempster Mill Manufacturing company against Wright, Gage; Woolworth against Sater, Custer; Eldred against Eldred, Saline; Foulke against Kingman & Co., Gage; Foulke against Nebraska Moline Plow company, Gage; Foulke against Grand Tetour Plow company, Gage; Littlefield against Wilson, Sherman; Milner against Harris, Gage; English against Smith, Douglas; Hrabek against Village of Dodge, Dodge; Gillespie against Moreman, Douglas; Metcalf against Bockoven, Douglas; First National bank of North Platte against Stone, Lincoln; Rauck against First National bank of North Bend, Saunders; Newsom against Walker, Lincoln; Schuyler Building and Loan association against Hudsden, Colfax; Harman against Harman, Johnson; Forsyth against Easterday, Johnson; Thompson against Buehler, Johnson; Green against Tierney, Custer; Crary against Buck, Douglas; Johnson against Payton, Custer; Taylor against Western Travelers' Accident association, Douglas; Stevens against Burnham, Custer; Troup against Horbach, Douglas; Sullivan Transfer company against Poska, Lancaster; Madison B. and S. association against Emery, Madison; Doran against Lutz, York; Gilbert against Garber, Webster; Sawyer against Wiscarver, Webster; Voorheis M. & Co. against Leisure, Custer; People's B. L. and S. association against Klauber, Adams; Mains against Mains, Madison; Lansing against Oliver, Lancaster; German Insurance company against Shader, Lancaster; Nebraska Live Stock, Grain and Insurance company against Ashpole, Phelps; Parsons Band Cutter and Stock Feeder company against Gadeke, Polk; Johnson against Hanson, Dakota; Anderson against Hendrickson, Lancaster; Citizens' bank of Humphrey against Stocksleger, Platte; Grette against Weil, Douglas; Hodge against Scott, Webster; Waters against Baker, Cass; Nebraska Loan and Trust company against Dickinson, Sherman; Morrie against Smith, Madison; Western Mattress company against Cotter, Lancaster; Davis against Kelley, Douglas; Chaffee against Park Falls Lumber company, Douglas; Hammer against Cogliser, Cass; Batty against Hastings, Adams; State ex rel Smyth against Grain Growers' Mutual Hail association, original; Hayden against Huff, Lancaster; Nightingale against state, Douglas; State against Aitkin, original; Morgan against Hop Growers' Mutual Insurance company, Lancaster.

An important holding has just been made by the supreme court which will be of interest to every man who holds a policy in the mutual beneficiary societies of the state.

The case was one in which Mrs. Jennie Lane sued the Modern Woodmen of America on a policy on the life of her husband. Lane had been a member of the order, affiliated with Pleasant Hill camp, and had his policy made out in the name of his mother. He married some years ago and sent in an application for a change of beneficiary. At the time he delivered his application, which was accompanied by the prescribed fee, he was in arrears for dues. This, under the by-laws of the order, operates to suspend him. Lane was also ill when he sent in his application and money.

Both facts were known to the clerk of the local camp, but without any knowledge of the legal consequences, he sent the money on to the head camp, reasoning that if Lane got well he would pay up and reinstate himself. At the head clerk's office the application was referred to the certificate clerk, who did not take the pains to look up the standing of Lane, although the records disclosed him as suspended. The certificate was sent back to the local camp and delivered. A few days afterward Lane died.

The Woodmen refused to pay the $2,000 demanded, claiming that the new certificate was issued under a misapprehension of the facts and that as he was really suspended the certificate did not go into effect and was not in effect when he died. The supreme court brushes aside all of this defense, and lays down the following important beneficiary policy law:

Where a representative of a mutual benefit insurance company, within the scope of his authority, accepts a surrender of a benefit certificate and a fee for the issuance of a new one, with knowledge that the holder of the certificate is in arrears for dues or assessments, the effect of his so doing is not avoided by evidence that he acted in ignorance of the legal consequences.

The recognition of the continued validity of a certificate of policy, with knowledge of facts entailing a forfeiture, is a waiver of the forfeiture as a matter of law and it is not necessary that there be a new agreement, or the elements of an estoppel.

A secret intention to insist upon a forfeiture cannot prevail against deliberate acts, with knowledge of their forfeiture, which in law amount to a waiver thereof.

The rules of a mutual benefit insurance society provided that non-payment of dues or assessments should operate as a suspension, and that a member under suspension, in order to be reinstated, must make proof of continued good health. They also provide that only members in good standing might change beneficiaries by surrendering the certificate and obtaining a new one. Held: That cancellation of a prior certificate, acceptance and retention of a fee for issuing a new one with change of beneficiary, and issuance of a new one accordingly, amount to a waiver of such requirements, though the certificate holder was not in good health at the time.

Knox County Seat Fight.

Bribery, fraud, undue influence and misrepresentation were the charges in the case of Hoffman and others against Nelson and others. It was a county seat fight from Knox county. Niobrara is the county seat and Verdigris wants to be. Last year a petition asking for the submission of the question of relocation was presented to the county commissioners. It had more than the necessary three-fifths of the voters of the county, but Niobrara folks went to work and got a number of those who signed to withdraw their names and put them on a remonstrance. Verdigris' followers, in turn, set to work to induce the recanters to recant again. They were successful in getting 119 who had withdrawn from the remonstrance. The commissioners proceeded to count them again as petitioners, but the lawyers insisted that when a man had once signed a remonstrance he could not change.

The supreme court, however, holds that the citizen should be free to act and that he may change his mind if he does it before the board has taken action upon the question.

Omaha Acquittal is Sustained.

The acquittal of Charles Moore of Omaha of the charge of murder has been sustained by the supreme court.

Moore got into a fight with a man named DeMollins. After they had tussled about for a while, DeMollins toppled over and, striking his head upon the curb gave up the ghost. Moore was placed on trial, but the judge did not let the case go to the jury, which he instructed to return a verdict of not guilty. This procedure was objected to very strenuously by the county attorney, and he brought the matter before the supreme court for review, asking for its opinion upon two points. One of these was whether the judge had a right to take away from the jury any case, it being the sole judge of the evidence. The other was whether or not the court erred in excluding from the trial the reading of the testimony given at the preliminary by a man who had died before trial in district court. On this latter point the supreme court holds that the county attorney was at fault in not laying broad enough foundation, that it was necessary to fairly apprize the court of the nature of the evidence offered.

Because of the press of business in his office Governor Savage was forced to decline an invitation to address the patients of the Institute for Blind in Nebraska City tonight.

New Cattle Company.

Articles of incorporation of the Woolstenholm, Steele and Sterne Cattle company of Thedford, Thomas county, were recorded in the secretary of state's office this afternoon. The capital stock is $25,000 and the incorporators are J. A. Woolstenholm, L. A. Steele and A. W. Sterne.

Adjutant General Colby today issued orders approving the election of Lieutenant Henry Olson of Company I of the First regiment, and accepting the resignation of Assistant Adjutant General Charles M. Richards who will become captain of Company L of the First regiment. Olson was first sergeant in Company I before he was elected to the lieutenancy.

Attorney General Prout, Deputy Attorney General Brown, Treasurer Steufer, Secretary of State Marsh and Auditor Weston went to Omaha today to attend the trial of the state against the bondsmen of ex-Treasurer Bartley.

PLATTSMOUTH GRADUATIONS

Large Class of Students Presented Diplomas by Attorney C. A. Rawls.

PLATTSMOUTH, Neb., June 6.—(Special.)—The commencement exercises of the Plattsmouth High school were at the Parmele theater tonight. After invocation by Rev. J. T. Baird and a vocal solo by Miss Catherine Agnew, Paul R. Butler delivered the valedictory. Miss Dora Swearingen and Mrs. C. S. Johnson sang a duet. Rev. Ernest Wray Oneal of Aurora, Ill., then delivered the address of the evening. Miss Clara Edna Street sang "For All Eternity." Attorney C. A. Rawls presented the diplomas and Rev. Asa Sierth pronounced the benediction.

The graduates are: Mary A. Leonard, Sally Agnew, Gertrude Beeson, Minta Maury, Glen Phebus, Estelle Baird, Fred Ramge, Gean Phebus, Ernest Wurl, James Hall, Belle Martin, Earl Travis, Alma Larson, Paul Butler, Nellie Whalen, Margaret Wells, Caroline Baird, Pauline Martin, Forest Henshaw, W. P. Ramsey, Julia Kerr, R. H. White, Millie Tubbs, J. H. Zavodsky, Donald C. Despain, Amelia Metzger, Earl Wescott, Godfrey Berggren, Mabel Freese, Hilda Hawkinson, Nellie Hay, Alvine Hofman, Altis Warner, Leon Pepperberg, Earl Clark, Elizabeth Lloyd.

Five Thousand for a Finger.

FALLS CITY, Neb., June 6.—(Special.)—Lewis Russel, who brought suit against the B. & M. railroad for $10,000 for the loss of a finger, was awarded $5,000 by the jury in the district court here today.

Unique among soaps—it is more than soap—Fels-Naptha soap. Does the wash with half work.

Your grocer returns your money if you don't like it.

Fels & Co., makers, Philadelphia.

THROWN OFF AND KILLED

Unidentified Young Man Victim of Violence at Sidney.

KILLED OUTRIGHT BY THE FALL

Three Men Arrested for Hurling Him from Union Pacific Passenger Train and Coroner Will Investigate.

SIDNEY, Neb., June 7.—(Special Telegram.)—An unidentified man, aged about 25 years, was thrown off the blind baggage on passenger train 101 of the Union Pacific at 7:30 tonight near the Burlington viaduct and was killed outright. Three men have been arrested, charged with the crime, and are now in jail. An examination will be held tomorrow. Coroner Bassett will sift what he terms the murder to the bottom.

POSTOFFICE FIGHT STILL ON

Contending Parties at Grand Island Have Not Dropped Matter of Location.

GRAND ISLAND, Neb., June 6.—(Special.)—The Bee this morning contained a special dispatch from Washington that the Postoffice department had decided to accept a lease of the present site of the Grand $600 per year, and that there would now be Island postoffice for the next five years at peace at Grand Island. Owing to the fact that the present site is at the extreme east end of the business portion of the city, those in the central and western portions, excepting one or two alleged to be interested financially in the present site, have been much opposed to having the postoffice remain where it is and hence a bitter struggle has been on. W. R. Michael of Washington, who owns some property in the eastern portion, has been working untiringly in favor of the present site.

The building now occupied by the postoffice is the property of the Grand Army of the Republic post. It is mortgaged and the post members have also left nothing undone to retain the rental. However, the appearances, locally, are that the fight is by no means ended, and it has been made more bitter by the threat that the old soldiers would carry the matter to the polls this fall if they did not get the lease.

NEBRASKA SONS OF VETERANS

L. E. Young of Lushton is Elected Commander at Seventeenth Annual Encampment.

LUSHTON, Neb., June 6.—(Special Telegram.)—The seventeenth annual encampment of the Nebraska Sons of Veterans had its closing session today. After making several important changes in the company's rules and regulations the encampment was addressed by General G. P. Rawitzer, aide, vice commander-in-chief, and Comrade I. G. Heckman. These officers were elected: Commander, L. E. Young of Lushton; senior vice commander, James McBeth, Osceola; junior vice commander, A. S. Westbrook, Seward; division council, Charles C. Stull, Osceola; William Cookus, Lushton; George C. Townsley, Aurora, delegate at large to the national encampment, A. A. Stull; delegate, E. H. Jenkins, Columbus. This evening the visiting brethren were given a banquet by the Lushton camp.

CHILD SEVERELY INJURED

Is Thrown from Buggy in Runaway and Wheel Passes Over Him.

DAVID CITY, Neb., June 6.—(Special.)—As Nicholas Smith, a farmer six miles northwest of town, was starting home last night the mule team he was driving ran away, and upsetting the buggy, threw Mr. Smith, his wife and two children out. Mr. Smith and a baby about 6 months old escaped injury. The little boy, aged 4 years, was injured severely by the buggy wheel passing over his head and shoulders. Mrs. Smith's back was badly bruised.

Criticizes Basis of Pardon.

CRETE, Neb., June 6.—(Special.)—A strong point made to Governor Toole of Montana when he had under consideration the recent pardon of W. A. Bridges, sent from Butte for embezzlement, was the claim that several years ago in Crete, Neb., the cashier of his father's bank went wrong and Bridges surrendered a fortune rather than see the depositors lose. This story is denied by the Crete Herald, which intimates that Governor Toole has been hoodwinked. Bridges' pardon was granted last week and he is now at liberty. The Herald says: "Crete citizens who lived here ten or more years ago will be surprised to learn that W. A. Bridges, who was serving a one-year sentence for embezzling, was pardoned by the governor of Montana upon the grounds that he had paid out $40,000 while living in Crete to satisfy depositors in a bank whose cashier had mysteriously disappeared. W. A. Bridges was never more than a clerk in the old State bank of Crete, to which the article alludes, and that only for a short time. When the bank closed its doors it was J. R. Johnson who paid depositors 90 cents on the dollar and not Bridges."

Smallpox Restricts Graduations.

WEST POINT, Neb., June 6.—(Special.)—The graduating exercises of the West Point High school were held last night, privately, on account of the prevalence of smallpox. The class consists of eight members, six from the three years' course and two from the four years' course. Most of its members will continue in educational work. They were: Kimball Thompson, Harry Graunke, William Hoar, Lulu Loach, Phoebe Frost, William Breitinger, Dallas Alderman and Adele Koch.

Denies Starting Smallpox.

MADISON, Neb., June 6.—(Special.)—In The Bee of Tuesday Dr. Frederick F. Teal, superintendent of the Norfolk asylum, says that smallpox was introduced from Madison. The fact of the matter is the family living between Madison and Norfolk took the disease from trading in Norfolk, and in turn exposed a Madison merchant, who is down now with smallpox. This is Madison's first and only case. This happened some time after the disease broke out in Norfolk.

Farmer Dragged by Team.

MADISON, Neb., June 6.—(Special.)—James Gibbs, twelve miles northwest of Madison, was killed Tuesday while seeding a field of millet. He had an attack of epilepsy and fell onto the whippletrees and caught in the trappings and was dragged across the field, and through a wire fence. When extracted by his wife he was seriously injured. His head had turned black, he was cut on the forehead and his ears were torn. He lived until yesterday afternoon.

Damages Against Physician.

CLAY CENTER, Neb., June 6.—(Special.)—After a long trial in the district court here, the jury in the case of William Flynn and Clara Flynn against Dr. Butler of Harvard, charged with malpractice in treating a son of Mr. Flynn, returned a verdict yesterday in favor of Flynn and awarded $400.50 damages.

Commits Daylight Burglary.

TECUMSEH, Neb., June 6.—(Special.)—William Glover, a colored man about 25 years of age, is in jail here. Glover claims he comes from Omaha. Yesterday he broke into the farmhouse of David Grim, near the city, and made away with a suit of clothes and some jewelry during the absence of the family. The officers were notified and caught him in a nearby grove last night. The property was recovered. Glover this morning in Justice C. B. Woolsey's court pleaded guilty to the charge of daylight burglary and was bound over to the district court in the sum of $300. On his person he had a quantity of bicycle repairs and parts.

THREE HORSES BURN TO DEATH

Lightning Strikes Barn of Paul Gertsch, a Farmer Northwest of Columbus.

COLUMBUS, Neb., June 6.—(Special.)—Lightning struck the barn of Paul Gertsch, a farmer, twenty-five miles northwest of here, Tuesday evening and the barn, together with three horses and considerable hay and grain, was destroyed. Five horses and some farm machinery were saved. The barn was insured for $500, but Mr. Gertsch's loss will be much larger.

Gothenburg Class Exercises.

GOTHENBURG, Neb., June 6.—(Special.)—The Gothenburg High school graduated a class of four, Chester Carlson, John Leaf, Glenn Jennings and Miss Kaufman, last night. The exercises were at the opera house. The baccalaureate sermon was preached Sunday night by Rev. C. P. Wimberly of North Platte and the graduating address was delivered by Fletcher M. Sisson, A. M., of Norfolk. Principal R. E. Giffin has been employed for another year. The alumni program will be carried out tonight at the home of E. G. West and a banquet will be at the Houston hotel.

Sons of Veterans Encampment.

YORK, Neb., June 6.—(Special.)—The Sons of Veterans are holding a division encampment and business session at Slonigger's grove, near Lushton, in this county, this week and are having a large attendance. Delegates from various Sons of Veterans organizations in the state are here and some noted speakers, principally Grand Army men, are in attendance. They are camped along the banks of the Blue.

Beatrice Commercial Club.

BEATRICE, Neb., June 6.—(Special.)—A meeting of business men was at Paddock hotel last night, which was the preliminary step to a permanent organization of the Beatrice Commercial club. The club is to be incorporated and will have a capital stock of $1,000, divided into shares of $10 each. The object of the organization is to benefit the city. Officers will be elected Friday night.

Smallpox at Hooper.

ADAMS, Neb., June 6.—(Special Telegram.)—Two cases of smallpox have appeared at the home of Mr. Dunnik, six miles southwest of this place. A son of 21 and a girl of 8 years are the victims. Dr. Towne of the State Board of Health, in company with the local physician, Dr. McKibben, made a diagnosis of the cases this afternoon and agree in pronouncing each smallpox.

To Remodel Pierce Church.

PIERCE, Neb., June 6.—(Special.)—Through the efforts of Rev. George E. Taylor and a building committee appointed by the Congregational church, a sufficient amount of money is pledged for the remodeling of the old Congregational church here into a modern house of worship. It is estimated that the building complete will cost nearly $14,000.

Alumni Elects Officers.

YORK, Neb., June 6.—(Special.)—At the alumni meeting of the York High school these officers were elected: President, Edna Carscadden; vice president, Owen Price; secretary, Mamie Newman; treasurer, Ed Harlan; historian, Louise Gilbert. On Friday evening following the graduating exercises of Thursday night the alumni will give a banquet.

Scandinavian Celebration.

ST. PAUL, Neb., June 6.—(Special.)—The Danish national holiday in commemoration of the adoption of the constitution June 5, 1849, was celebrated by the Scandinavian population of Howard county yesterday at Dannevirke and Dannebrog, where large crowds of people assembled. After the speaking theatrical performances and dancing followed.

New Sewer District.

GRAND ISLAND, Neb., June 1.—(Special.)—At its session last night the city council passed the first and second readings of an ordinance creating a new sewer district, the seventh in the city. It provides sewerage for a tier of fifteen residence blocks. In the matter of permanent sidewalk improvements are being made.

To Celebrate Doane Endowment.

CRETE, Neb., June 6.—(Special.)—A meeting will be at the Congregational church of Crete Wednesday night, June 12, to celebrate the completion of an endowment fund of $150,000 for Doane college. Rev. H. C. Heving of Omaha will speak on "The Outlook for the Christian College."

Young Farmer Bound Over.

YORK, Neb., June 6.—(Special.)—Newton Houch, a young farmer, had his hearing yesterday before County Judge Wildman, charged with statutory assault on Tillie H. Hutchison, and was bound over under $1,000 bond. Failing to secure his bond, he is now in the county jail.

Boone County Normal.

ALBION, Neb., June 6.—(Special.)—The Boone county summer normal opened June 3 with an enrollment of fifty-two and prospects for a larger number. Profs. W. W. Waters and J. J. King are the instructors.

Nebraska and Nebraskans.

Monroe is forced to provide additional school room another year.

A telephone line is to be constructed between Altoona and Wisner.

Mortgages on Boone county property to the extent of $136,921.82 were canceled in one day last week.

The decrease in the real estate mortgage indebtedness of Otoe county for the month of May was $30,661.

The Bradshaw Republican prides itself on the fact that with the exception of two men, every business man in the town is a patron of the paper.

Ex-Governor Lee of South Dakota has just invested in a stock ranch in Holt county. He will proceed to still further improve the place and stock it up.

It is thought by fruit raisers in the southeastern part of the state that small fruit has been considerably damaged by dry weather.

Judge Stull has called a grand jury for the next term of the district court in Richardson county. This will be the first grand jury called in the county for seven years.

A Boone of Greeley is the first man in the state this year to get mixed up with a giant fire cracker. He will carry his arm in a sling for a time, but the member will be saved.

The members of the Grand Army of the Republic at Craig called off all the Memorial day exercises except the decoration of the soldier graves as a protest against a ball game and other sports planned for the day.

The Butte Gazette has started in upon its eleventh year. The proprietor came to Butte when Boyd county was first settled and started his paper. He has seen the county grow from a state of nature into one of the best farming communities in the state.

Walt Goldie of the Wayne Democrat was worked for a shirt by a tramp printer. Goldie explained that he had two shirts and the man put up such a pitiful talk that he gave one to him. At the next meeting of the editorial convention he will probably be called upon to explain how he came to possess two shirts.

Congressman Stark has nominated Hugh D. Schultz of Beatrice, principal, and Jesse T. Lancaster of York as alternate to fill the vacancy at West Point military academy occasioned by the dismissal of Henry H. Bowlby of Crete, who was fired from the academy for participating in alleged hazing.

FOUR CONVENTIONS ADJOURN

Final Sessions of Various State Organizations at Sioux Falls.

G. A. R. MEETS NEXT AT BROOKINGS

Woman's Relief Corps Elects Officers—Funeral Directors Do Not Decide Future Meeting Place—Bankers Give a Banquet.

SIOUX FALLS, S. D., June 6.—(Special Telegram.)—The state encampment of the Grand Army of the Republic and auxiliary organizations was concluded tonight by a meeting in the auditorium, at which Hon. George I. Crawford of Huron was the principal speaker. The officers of the Grand Army of the Republic have been selected: Commander, George W. Snow of Springfield; senior vice commander, J. M. Preston, Howard; junior vice commander, D. C. Grippen, Hot Springs; chaplain, J. J. McIntyre, Sioux Falls; medical director, A. H. Daniels, Mitchell. Brookings was selected as the place for holding the next annual encampment with dates to be determined later.

The Woman's Relief corps also concluded this year's meeting after electing the officers: President, Helen A. Hobbs of Yankton; senior vice president, Ermina carpenter, Watertown; junior vice president, Helen Lease, Parker; chaplain, Louise D. Wilson, Huron.

The final meeting of the Lake Madison Veterans' association will be tomorrow forenoon.

Funeral Directors' Final Session.

The South Dakota Funeral Directors' association held its final meeting today. These officers were elected: President, M. L. Purvence of Wilmot; vice presidents, S. C. Beyce, Mitchell; S. S. Ruble, Pierre; L. J. Corcoran, Madison; secretary, W. L. Jones, Hurley; treasurer, E. R. Foster, Webster. An attempt was made to have the association hold a joint meeting next year at some point in Iowa with the Iowa and Nebraska associations, but opposition developed and the matter of selecting a place for the next annual meeting was deferred.

Bankers' Association Meeting.

The South Dakota Bankers' association held its annual meeting here today. Porter P. Beck of this city, president of the organization, calling the gathering to order. The first address was by Senator R. W. Stewart of Pierre, who discussed features of the negotiable instrument bill which was before the last legislature. John L. Gessell, cashier of the First National bank of Heron Lake, Minn., talked of bank burglars and burglaries and burglary insurance. Prof. F. E. Holmes of Sioux Falls put those present in good humor by a few witty remarks. Robert Moody, president of the Aberdeen National bank, discussed the subject of loans. Impromptu remarks were made by A. A. Crane of the National Bank of Commerce of Minnesota, Assistant Cashier Brown of the First National bank of Minneapolis, and James F. Toy, president of the First National bank of Sioux City.

These officers were elected: President, B. A. Cumming, Pierre; vice president, Robert Moody, Aberdeen; secretary, E. L. Abel, Bridgewater; treasurer, W. L. Baker, Sioux Falls; chairman executive committee, L. K. Lord, Parker. The annual banquet of the association was held tonight.

U. S. G. CHERRY ON TOP BOUGH

Sioux Falls Man is Supreme Representative of State Knights of Pythias.

LEAD, S. D., June 6.—(Special Telegram.)—The election of officers occurred today for the state convention of the Knights of Pythias. There was no friction, the following officers being elected: Supreme representative, U. S. G. Cherry, Sioux Falls; G. C., Dr. H. C. Burch, Redfield; G. V. C., C. E. Warner, Faulkton; G. P., W. J. Markinon, Sioux Falls; G. M., ar A. W., H. Disney, Terry; G. I. G., A. M. Adamson, Yankton; G. O. G., J. F. Barry, Central City; G. T., C. C. Bras, Mitchell.

Tonight all visiting delegates and friends are being entertained by the Rathbone sisters, Crescent lodge No. 3. A ball is being given. Tomorrow an excursion to Bald mountain over the Elkhorn narrow gauge will take place. The weather has been perfect today.

REFERENDUM IS IN DOUBT

Names Required on Petition Are One Thousand Short and Chances of Getting Them Are Slim.

PIERRE, S. D., June 6.—(Special Telegram.)—The chances tonight appear to be against any matters being submitted to the referendum. Up to 6 o'clock the list of names required for the purpose is over 1,000 short and the petitions must be filed before midnight tonight to get them in. There is another mail in at 10:30, but it is doubtful if the names that get in that late can be filed and doubtful if that mail will bring enough names when it arrives, as the lists which have so far been received have fallen far below the expectations.

FROST STRIKES BLACK HILLS

Damage Done to Fruit and Gardens in the Valleys—Water is Frozen.

DEADWOOD, S. D., June 6.—(Special Telegram.)—A heavy frost did much damage last night to early garden truck and fruit in the valleys. In the mountains water was frozen. It was the coldest spell known in the Black Hills for years.

Tyndall Well Stops Flowing.

TYNDALL, S. D., June 6.—(Special.)—The city has a four and a half-inch well and one eight-inch well. The larger well stopped flowing and Johnson & Co. were engaged to clean it out. The city paid them $250 for setting up their machinery and $75 for eleven days' work. The pipe is bent at the bottom of the well, so that they were unable to accomplish anything and have abandoned it. The mayor called a meeting of citizens this week to consider the advisability of putting down a new well. A committee, consisting of R. M. Cotton, J. B. Bailey and T. J. Libertine, was appointed to investigate the matter.

G. A. R. Man Drops Dead.

SIOUX FALLS, S. D., June 6.—(Special Telegram.)—Captain C. H. Van Slyke, an old resident of Sioux Falls, and a member of the Grand Army of the Republic, dropped dead late last night after returning from the campfire on the island. As he alighted from the carriage he complained of feeling sick. His wife alighted in time to prevent him from falling to the ground. He leaves a widow, two sons and a daughter. One son lives in Omaha and the other in New York. The funeral will be conducted by the Grand Army of the Republic.

Corn Large Enough to Plow.

TYNDALL, S. D., June 6.—(Special.)—Good showers this week have made the crop condition fine. Everything is growing nicely. Corn has made rapid growth and is large enough to plow in most fields.

York Orators Win.

YORK, Neb., June 6.—(Special.)—York's orators captured the first prize at the oratorical contest at Grand Island last night. Arthur Wray, who won the prize, will represent York college in the college state contest to be held at Omaha some time during this year.

Doctor Leaves Elk Creek.

ELK CREEK, Neb., June 6.—(Special.)—Dr. A. J. Ramsey, who has been practicing medicine at this place for seven years, sold his property the first of the week and leaves today for Bethany, Mo., where he expects to settle.

WILL BE FAIR IN SIX STATES

Weather Man Spreads His Good Promise All Over the Mid-West.

WASHINGTON, June 6.—Forecast for Friday and Saturday:

For Nebraska, Kansas, Colorado, North and South Dakota and Wyoming—Fair Friday and Saturday, variable winds.

For Iowa and Missouri—Fair Friday and Saturday, variable winds.

Local Record.

OFFICE OF THE WEATHER BUREAU, OMAHA, June 6.—Official record of temperature and precipitation compared with the corresponding day of the last three years:

	1901	1900	1899	1898
Maximum temperature	75	84	78	76
Minimum temperature	53	48	44	42
Mean temperature	62	66	61	59
Precipitation	.00	.00	.25	.26

Record of temperature and precipitation at Omaha for this day and since March 1:

Normal temperature	68
Deficiency for the day	6
Total excess since March 1	186
Normal precipitation	.18 inch
Deficiency for the day	.18 inch
Total precipitation since March 1	6.85 inches
Deficiency since March 1	.42 inches
Deficiency for cor. period, 1900	.14 inches
Deficiency for cor. period, 1899	1.24 inches

Reports from Stations at 7 P. M.

STATIONS AND STATE OF WEATHER.	Temperature at 7 P. M.	Highest temperature	Precipitation
Omaha, clear	70	78	.00
North Platte, clear	72	74	.00
Cheyenne, clear	66	68	.00
Salt Lake, clear	72	74	.00
Rapid City, clear	62	64	.00
Huron, clear	56	60	.00
Williston, clear	58	58	.00
Chicago, clear	66	72	.00
St. Louis, clear	74	78	T
St. Paul, partly cloudy	60	62	.54
Davenport, clear	68	70	.00
Kansas City, clear	76	80	.00
Helena, cloudy	56	62	.00
Havre, partly cloudy	62	66	T
Bismarck, clear	54	54	T
Galveston, clear	80	84	.00

T indicates trace of precipitation.

L. A. WELSH,

Duffy's Pure Malt Whiskey

CONSUMPTION Bronchitis, Chills, Coughs, Colds, Dyspepsia of whatever form, quickly cured by taking DUFFY'S MALT WHISKEY. A teaspoonful in glass of water three times a day. All druggists and grocers. Beware of Imitations.

Only $14.75 to Chicago and Return via the Great Rock Island Route.

TICKETS ON SALE JUNE 12, 13, 14, 15. RETURN LIMIT SEPT. 15.

CITY TICKET OFFICE, 1323 FARNAM STREET.

BUY THE GENUINE SYRUP OF FIGS

MANUFACTURED BY CALIFORNIA FIG SYURP CO.,

NOTE THE NAME.

FREE MEDICAL ADVICE. Write us all your symptoms. Renovating the system is the only safe and sure method of curing all Chronic Diseases. Dr. Kay's Renovator is the only perfect system renovator. Free sample and book. Dr. B. J. Kay, Saratoga, N. Y.

DOE WAH JACK

Economical Fuel

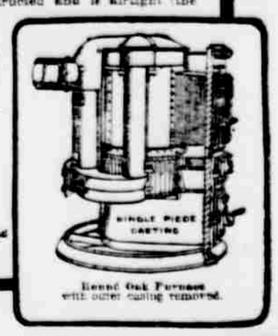
Whatever fuel is most economical, most convenient to your house, can be used in a Round Oak Furnace—chunks of wood, soft coal, hard coal, coke—anything that fire will consume. Whatever you put in it will give most heat, because Round Oak Furnaces waste no fuel; burn all the fuel, the gases, and most of the smoke; keep fire 12 hours with wood, 24 hours with coal. The

Round Oak Furnace

is solidly constructed and is airtight (the only airtight furnace), and is reasonable in price. All of the heat goes into the house—no waste through flues outside the casing, chimney or in cellar.

If you want a furnace, write for the Round Oak Furnace book—full of fuel facts, hints on furnace regulation, etc.

Estate of P. D. BECKWITH, Dowagiac, Mich. Makers of Beckwith's Round Oak, the most common stove in the world.



Round Oak Furnace with outer casing removed.

Round Oak Furnaces are for sale in Omaha by Milton Rogers & Son.

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Cures the very worst cases of Dyspepsia, Constipation, Headache, Palpitation of Heart, Liver and Kidney Diseases and bad results of La Grippe. Send for proof of it. Write us about all your symptoms. Sold by druggists, don't accept any substitute but send us 25 cts. or $1.00 and we will send Dr. Kay's Renovator in return mail. Address, DR. B. J. KAY MEDICAL CO., Saratoga Springs, N. Y.

VIM VIGOR VITALITY FOR MEN

Mormon Bishops' Pills have been in use over 50 years by the leaders of the Mormon Church and their followers. Positively cures the worst cases in old and young arising from effects of self-abuse, dissipation, excesses or cigarette-smoking. Cures Lost Manhood, Impotency, Lost Power, Night-Losses, Spermatorrhoea, Insomnia, Pains in Back, Evil Dreams, Seminal Emissions, Lame Back, Nervous Debility, Headache, Unfitness to Marry, Loss of Sexual Power, Varicocele, Stricture, Kidneys and Bladder Troubles, Stops Nocturnal Emissions, Restores Lost Vitality in Old or Young, Makes Strong,