

NEWS OF INTEREST FROM IOWA.

COUNCIL BLUFFS.

MINOR MENTION.

Davis sells drugs. Stocker sells lace curtains. Fine A. H. C. beer, Neumaier's hotel. Victor Heaters, Bixby & Sons, agents.

TAX FERRET CONTRACT GOOD

Judge Wheeler's Decision Is in Favor of Cunningham.

NO INJUNCTION TO STOP HIS PAY

Frank Shinn's Effort to Restrain County Officials Is of No Avail—Exhaustive Review of the Law in the Case.

Judge Wheeler of the district court, in his decision handed down yesterday morning in the tax-ferret injunction suit of Frank Shinn against the Board of County Supervisors, county auditor and county treasurer, held that the contract made by the county board with F. M. Cunningham to ferret out personal property which had been omitted or withheld from assessment was valid.

The contract between the county board and Cunningham was entered into on November 13, 1899. Under it Cunningham was employed to ferret out personal property subject to taxation which had been concealed or omitted from assessment. As compensation he was to receive a sum equal to 50 per cent of the moneys collected into the county treasury through his efforts.

Shinn attacked the validity of the contract on the grounds that the county board had no authority to enter into such a contract, that it was ultra vires and contrary to public policy and that the contract in question had been annulled by section 5 of chapter 1 of the acts of the twenty-eighth general assembly, which provided that all contracts entered into by county boards with tax ferrets were null and void unless the tax ferret, within thirty days after the passage of the act, signified in writing a willingness to accept 15 per cent in lieu of the 50 per cent remuneration for the work.

It Is the County's Business.

Regarding the authority of the board to enter into the contract with Cunningham Judge Wheeler in his opinion says: "It is well settled that the board of supervisors has such power only as is expressly granted by statute or clearly implied therein. The code in section 42 provides that the boards shall have the power, among other things, to represent their respective counties and to have the care and management of the property and business of the county, and where no other provision shall be made, this section is as broad as language can make it, if this contract comes within the business of the county. The supreme court has held in construing this very statute that it is the business of the county to collect taxes and to use all reasonable means to do it. It holds that, while it is the duty of the treasurer to collect such taxes as are collectible by the ordinary methods, his duty ceases when he has done so and if there are other taxes which might be collected by other methods the board has the implied power, under this section, to contract with some person for the collection of such taxes by other methods."

Duty of No Other Officer.

Regarding the contention of the plaintiff that the work for which Cunningham was employed was the duty of some county officer, Judge Wheeler says: "The duties of the county auditor, county treasurer and county clerk are defined by statute. It is not made the duty of any officer to ferret out this omitted property. The assessor may add it, if it comes to his knowledge while the books are in his hands, the board of review may likewise place it upon the list if it is brought to its attention, but after the books have been completed and have gone into the hands of the county treasurer there is not a single officer whose duty it is to make the investigation necessary to unearth it. The law provides that the treasurer shall, when apprised of the omission of property, proceed to list it and collect tax upon it, but it is not made his duty to make any investigation to discover it. The contract in question was made for the purpose of 'apprising' the treasurer of such omissions, to the end that he might be enabled to list and assess the property."

Immateral How Compensated.

Regarding the contention that the contract involves the payment of money out of the county general fund for the collection of money belonging to the school, road and various other special funds, Judge Wheeler holds that it is immaterial to the validity of the contract whether the compensation to Cunningham is paid out of the general fund or proportionately from all funds collected by the county.

Settles Cass County Case.

Judge Wheeler's ruling in this case also decides a similar suit in the Cass county case brought by taxpayer to restrain Tax Ferret C. W. Wellman from operating under a 50 per cent contract, which was recently tried before him and which he has had under advisement. A decree similar to the one in the Cunningham case was sent to Atlantic yesterday.

Judge Thornell when he granted a temporary injunction last February in the Shinn-Cunningham case, while refraining from handing down any written opinion, intimated that the contract was contrary to public policy and speculative, inasmuch as Cunningham on his part agreed to bear all legal expenses that might arise.

Cunningham's work has been the means of recovering a large sum of money in the way of taxes into the county treasury.

Under the act in question it was provided that up to \$14,000 had been paid in persons owing property which had been omitted from taxation. On the 50 per cent basis Cunningham's compensation to date would amount to \$7,000. Several cases in which a large amount of taxes are involved are still pending.

Freight Agents to Entertain.

The local Railway Freight Agents' association has been assigned to take care of and entertain the members of the national association, who will pass through Omaha Monday on their way to the convention at Denver. A motor ride from the Millard hotel to Lake Manawa in the morning is on the program. J. M. Cursler, agent of the Union Pacific, is president of the local association.

POTTAWATTAMIE SUNDAY SCHOOLS.

Twenty-ninth Annual Convention of County Association.

The twenty-ninth annual convention of the Pottawattamie Sunday School association will open in this city this morning and last over Saturday. Today's sessions will be held in the German Methodist church, where the following program will be carried out:

10 a. m.—Opening service. Rev. Erickson of Council Bluffs.

10:30 a. m.—Address of welcome. Rev. G. Hollander of Council Bluffs. Response, Rev. Herron of Council Bluffs.

11 a. m.—Address. "The Bible School as an Instrument of Christian Education." Rev. G. Hollander. General discussion. Appointment of committees. Get acquainted.

12 p. m.—Opening devotional service. Mrs. E. M. Smith of Council Bluffs.

2:30 p. m.—"Our Country Schools," county secretary.

3:30 p. m.—"Round Table," Rev. Alexander of Council Bluffs.

4:30 p. m.—Address. "Sunday School Growth," Rev. C. W. Crowder of Council Bluffs.

5:30 p. m.—Business and election of officers.

7:30 p. m.—Address to be provided.

8:30 p. m.—Song and praise service.

9:30 p. m.—Address. "The Association Work," A. D. Salter of Davenport, Ia. Field worker Iowa State Sunday School association.

9:30 p. m.—Address. Rev. George Edward Walk of Council Bluffs.

Saturday the sessions will be held in Fairmount park and prizes will be awarded to the schools having the largest attendance on the grounds, as follows:

1. For the Council Bluffs school with largest number of children present on grounds, \$10.

2. For the Council Bluffs school with second largest number of children present on grounds, \$5.

3. For the town or city school outside of Council Bluffs with largest per cent of enrollment present, \$10.

4. For the school with largest per cent of enrollment present, \$10.

5. For the country school with second largest per cent of enrollment present, \$5.

In addition to the above funds have been provided for two special prizes, \$5, to go to the schools bringing the largest number and next largest number of children on the grounds. Open to Omaha, South Omaha or anywhere, the only consideration being the largest number present.

Prof. Clifford, superintendent of the city schools, and N. P. Dodge will act as judges of the award.

Standing of the Companies.

Colonel Charles A. Major has completed their inspection of the companies of the Fifty-first regiment, Iowa National guard, and have made their final report. The standing of the companies is as follows: Des Moines, 716; Villisca, 732; Glenwood, 712; Knoxville, 712; Shenandoah, 843; Oskaloosa, 812; Charleston, 701; Bedford, 762; Corning, 861; Council Bluffs, 848; Red Oak, 971.

Davis sells glass.

ALTER FARM LAND VALUES.

County Supervisors Decide to Undo Some of Their Past Work.

The Board of County Commissioners was not altogether satisfied with its work of Wednesday and yesterday decided to undo some of it and take another whirl at the equalization of farm land valuations. The changes made yesterday are said to be final and are: Boomer township, valuation per acre changed from \$9 to \$8.95; Center, changed from \$11 to \$10.99; Crescent, changed from \$11 to \$10.97; Garner, changed from \$15 to \$14.99; Hazel Dell, changed from \$10 to \$9.95; Keg Creek, changed from \$11 to \$11.14; Knox, changed from \$11 to \$11.20; Layton, changed from \$11.75 to \$11.20; Lewis, changed from \$11 to \$10.98; Lincoln, changed from \$11 to \$10.97; Minden, changed from \$11 to \$10.96; Neola, changed from \$10.50 to \$10.49; Norwalk, changed from \$10.50 to \$10.49; Pleasant, changed from \$11 to \$11.11; Rockford, changed from \$8.50 to \$8.32; Valley, changed from \$11 to \$10.81; Washington, changed from \$11.70 to \$11.12; Waverland, changed from \$11 to \$10.62; Wright, changed from \$10.50 to \$11.00; York, changed from \$10.50 to \$10.67; Kane (outside), changed from \$35 to \$35.75.

On live stock the valuations placed by the assessors were equalized as follows:

Table with columns: Assessor, Value, Equal. Horses—1-year-old, 2-year-old, 3-year-old, 4-year-old, 5-year-old, 6-year-old, 7-year-old, 8-year-old, 9-year-old, 10-year-old.

The board did not hold an afternoon session as the supervisors were the guests of City Assessor Everest at a fish supper at Augustus's.

Good wages paid to a competent girl. Mrs. S. Farnsworth, 301 South Eighth St.

WILL REFUND PAVING BONDS.

City by This Plan Saves a Considerable Sum in Interest.

City officials are contemplating a proposition to refund \$65,000 of outstanding interest-bearing and grading bonds. The bonds in question were issued from 1887 to 1891 and the option on them has expired. The city has no funds to take them up, but the eastern parties holding these bonds are willing to exchange them for refunding bonds. The proposition is a money saver for the city, as the bonds carry 6 per cent, while the refunding bonds can be issued at 4 1/2 per cent and this would mean a considerable saving in interest for the municipality.

CONFER ON INSANE ASYLUM

Beard of Control and the County Supervisors Discuss Management.

COMPLAINTS OF FILTHY CONDITION MADE

Difference of Opinion in Regard to Required Number of Attendants—Burger Who Sealed Pekin Wall to Be Home Soon.

(From a Staff Correspondent.)

DES MOINES, June 6.—(Special.)—The State Board of Control and members of the Board of Supervisors of Polk county held a conference this afternoon on the matter of the proper management of the county insane asylum at Des Moines. The conference interested not only the people of this county, but of the sixty-four counties in which there are county asylums for the restraint of the insane. Last month Superintendent Witte of the state hospital at Clarinda paid a visit to the asylum near Des Moines and made an extensive report on the condition of affairs. This report formed the basis for the conference today.

In general he reported that in certain wards the patients were not cared for; that they and their cells were in a filthy condition; the custom of bathing two or more of the inmates in the same water was followed; that there was not a sufficient number of attendants and that the work was done by the Board of Control for the government of county and private asylums are not followed. Members of the Board of Supervisors replied, stating that in regard to the bathing there is not an abundant supply of water and matters complained of have been remedied. In regard to the number of attendants, there is a distinct difference between the Board of Control and the supervisors. The latter insist they have a sufficient number of attendants. There are 104 inmates in the asylum, nearly all of whom have been pronounced incurable. It is the largest county asylum in the state.

Want More Attendants.

The Board of Control insists there should be at least three male attendants and two female attendants in the daytime and two female attendants at night. Members of the Board of Supervisors, however, are partially agreed to add a number of attendants and give the inmates better care. The policy of the Board of Control is to require considerable improvement in the condition of the various county and private asylums.

Colonel Charles A. Major has completed their inspection of the companies of the Fifty-first regiment, Iowa National guard, and have made their final report. The standing of the companies is as follows: Des Moines, 716; Villisca, 732; Glenwood, 712; Knoxville, 712; Shenandoah, 843; Oskaloosa, 812; Charleston, 701; Bedford, 762; Corning, 861; Council Bluffs, 848; Red Oak, 971.

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The Intersection Paving and Grading Bonds, once the option has expired on them, are not a negotiable commodity, and this explains the willing of the persons holding them being willing and in fact, anxious to exchange them for refunding bonds even at a lower rate of interest. The refunding bonds cannot be sold by the city, as such action would increase the city's indebtedness beyond the constitutional limit. A manual exchange of the bonds must be effected at 4 1/2 per cent and this would mean a considerable saving in interest for the municipality.

Some action toward the refunding of these intersection paving and grading bonds is looked for at the next meeting of the city council.

Marriage Licenses.

Licenses to wed were issued yesterday to the following:

Table with columns: Name and Residence, Age. Mahlon M. Head, Jefferson, Ia., 39; Edna G. Bonham, Council Bluffs, Ia., 39.

To Erect Seed Corn House.

SHENANDOAH, Ia., June 6.—(Special.)—J. R. Ratsick & Son have completed plans for a mammoth seed corn house, which they will erect upon the ground occupied by their buildings which were destroyed by fire in February. The new building will be of brick, 35x80 feet, and will have a basement and two stories.

HONORS GRAND SECRETARY

Committee from Grand Lodge Visits Beside of Theodore S. Parvin.

DES MOINES, June 6.—(Special.)—Between the grand lodge of the Iowa Masons in session this week in Davenport, and the home of the veteran grand secretary of the lodge, Theodore S. Parvin, in Cedar Rapids, there was a double journey of a committee of the grand lodge and incidents connected therewith which will live in the annals of Masonry in Iowa. Grand Secretary Parvin is living ill at his home and for the first time in the history of the grand lodge has been unable to attend. He was one of those who signed the application for the establishment of the first Masonic lodge of the state and he has ever since been identified with the order. But he is now too feeble to rise from his bed. So, when the grand lodge opened and the formal words of welcome had been said, Grand Master Eaton told how a few days before he had visited Grand Secretary Parvin and had listened to his words of greeting to the lodge. He said: "Tell the Masons of Iowa that I have put my life, my very soul, into the Masonic library. Tell them that if they would do me the honor to honor my memory and at the same time add enduring honor to their profession of Masonry, that they keep up and advance the work upon which I have been engaged. Tell them, too, from one who is close upon eternity, to ever act up to all that the fraternity means in clean living, in morality."

Reply of the Grand Lodge.

When this message was given the grand lodge Judge A. R. Dewey of Washington county spoke in reply and formulated a message to the grand secretary, in which he said: "Though the silver cord may soon be loosened; though the golden bowl may soon be broken; though the pitcher may soon be dashed to pieces; though old age and enfeebled condition may surround you, though the idea of death may have crept into your once vigorous body to a condition of enfeeblement and weakness, bear in mind that the soul-stirring vigor you ever possessed is fresh and green in the minds and memory of Iowa Masons."

"Highly thoughtful of your Christian, moral and Masonic worth, we hereby tender you the sincere esteem, high regard and deep affection of the craft of Iowa, and thus, the grand lodge joins with one accord in the fervent prayer that the Lord will ever bless you and keep you, and so will the Masons of Iowa ever pray."

In addition to the unanimous adoption of a message to Father Parvin, who is beloved of all the Masons in Iowa, a committee consisting of Messrs. Gamble, Ball, Lambert, Dewey Hunter and Erenback was appointed to go in person to Cedar Rapids and visit the veteran. This committee visited him, found him too feeble to rise from his bed, but with keen intellect and thoughtful of the welfare of the Masonic fraternity. They read to him the message and received another in reply. Although they were with him but a few minutes he sank back exhausted. The report of the committee, when it returned from Cedar Rapids, made a profound impression on the Masonic body, and the report was ordered spread upon the records of the grand lodge.

Year's Work of the Lodge.

The grand lodge selected Dubuque as the place of meeting next year. The report of the grand master gave the following report on the work of the lodge the last year:

Table with columns: Total increase, Demitted, Died, Suspended for unamoussment, Rained, Admitted, Reinstated, Extra increase.

For Support of Soldiers.

The state treasury has received a draft for \$15,120 from the United States treasurer, being the amount due for care of 484 members of the Iowa Soldiers home for the quarter ended June 30, 1900, which amount aggregated \$12,100. The latest draft is for balance due, as at the time of previous payment the appropriation had not been paid.

Progressive School Shows.

The report of President McLean of the Iowa State university shows that the institution is in a highly prosperous condition. The attendance increased from 1,438 in 1899-1900 to 1,542 in the year just closing. This has been despite the turning away of over 200 applications by rigorous examination and requirements. The registration in the collegiate department is 892, making the university by far the largest collegiate institution in the state. A class of over thirty will be given diplomas. The university has made a fine showing this year in athletics. A meeting of the regents will be made out for the purpose to be asked of the next legislature. A new \$200,000 medical building will be asked for.

Foresters Elect Officers.

The grand court of the Foresters for Minnesota and Iowa was held in Oskaloosa this week, with nearly 300 delegates present. The following are the officers elected: Grand chief, ranger, J. L. Graham, Oskaloosa; sub chief, ranger, John Wilson, Minneapolis; grand recording secretary, James Spavin, Oskaloosa; grand treasurer, Terrance Connolly, Cedar Rapids; grand secretary, Lister Burger, Cedar Rapids; grand junior recorder, Charles Mitchell, Albia; grand junior beadle, J. L. Smith, Des Moines; trustees, M. L. Roby, Harry Cubner and Frank Anderson; grand court auditors, John Jones, J. A. Johnson and F. A. Winslow; supreme representative, James Gordon; alternates, E. M. Stone & Corporation, Minneapolis; J. B. Gourley of Cedar Rapids.

Cattle Killed by Lightning.

The season for lightning accidents is at hand and the first report to the state crop department is of the death of eleven head of young cattle in Washington township, Cass county. They belonged to the herd of Thomas Burke and were instantly killed by a bolt of lightning. They were worth from \$20 to \$30 a head.

State Commencement Program.

AMES, Ia., June 6.—(Special.)—The state commencement will be June 8-12. Following is the program: Saturday Evening, June 8, 7:30—Annual report and recital. Sunday, June 9, 10—Anniversary annual association; 2:30 p. m. annual program; 8 p. m. Tuesday, June 11, 2 p. m.—Class day exercises; 7:30 p. m. anniversary of musical exercises; address by Hon. J. P. Dooliver. Wednesday, 7:30 p. m.—Commencement exercises; address by Hon. J. P. Dooliver. The new college year begins August 27.

Business Change at Shenandoah.

SHENANDOAH, Ia., June 6.—(Special.)—The Delmonico hotel was sold to Lake & Dunnegan for \$25,000. The original cost of the property was \$18,000. It is a two-story structure, and a two-story addition 57x89 feet will be added to it at once.

Hon. L. W. Lewis is Nominated.

SHENANDOAH, Ia., June 6.—(Special.)—The senatorial convention met here Tuesday and nominated Hon. L. W. Lewis of Clarinda for senator. During the convention speech was made by Mr. Lewis and Congressman Hepburn.

Schlitz THE BEER THAT MADE MILWAUKEE FAMOUS. M. Pasteur, of France, invented a process for killing all possible germs in a product, and we use it. After each bottle of Schlitz beer is filled and sealed it is sterilized. This is an extreme precaution. The beer is brewed in extreme cleanliness, cooled in filtered air, then filtered. It seems impossible for a taint of impurity to get to it. Yet we sterilize every bottle. We, who know brewing, know the value of purity. We add vastly to the necessary cost of our beer to assure it. You who drink it get the healthful results of our precaution. Your physician knows; ask him. Telephone 918. Schlitz, 710 South 9th St., Omaha.

Every Bottle Sterilized. Try a case of Schlitz Beer. Telephone 918. GAS STOVES \$10 to \$14. Meter and all piping free. No charge for anything but the stove. The Council Bluffs Gas Co. Open Evenings. 26 Pearl Street.

The "Comstock Process" is the most successful method for reducing and relieving pain in all kinds of dental operations that has yet been presented to the public. It has been used by leading dentists of the east for nearly two years, and has been pronounced by them to be entirely satisfactory. Our patients are delighted with the results it produces. If you are nervous and your teeth are sensitive we will be pleased to explain it to you. Telephone 145.... R. A. Woodbury, D. D. S., Council Bluffs. 30 Pearl St. Next to Grand Hotel.

LUTHERANS COMPLETE WORK. General Synod Calls on People to Recognize Sabbath Sanctity. Refresh Alliance to the Present Basis of the General Synod—Muhlenberg Mission to Be Abandoned. DES MOINES, June 6.—The general synod of the Evangelical Lutheran church, which has been in session in this city ten days, completed its work this evening and adjourned without day. The time and place of next meeting were left for the executive officers to decide. The Muhlenberg mission in South Africa was left with the board of missions for final disposition, and probably will be abandoned. The question of establishing a new mission in the Congo was also discussed. Many standing committees for the next biennial period were appointed. Resolutions were adopted commending the work of the American Tract society, calling on the people to recognize the sanctity of the Sabbath, and endorsing the work of the women of the church and finally rejoicing that the church is unshaken in scriptural and historic faith and reaffirming allegiance to the present basis of the general synod and against making any fundamental doctrinal changes in the Augsburg confession. Among the reports made today was that of the temperance committee in favor of the anti-liquor law, intimating that the press is being subsidized by whisky advertisements. The deaconess board reported that institution in a fine condition. The report on the work of the Women's Missions made an excellent showing. The committee on Sunday schools reported increased attendance and funds.

WHEN YOU FEEL DULL. Tired, exhausted and low spirited, the machinery of the body is clogged up somewhere. You should take a few doses of PRICKLY ASH BITTERS. It is a thorough system cleanser and will make you feel bright, vigorous and cheerful. SOLD AT DRUGGISTS. Price, \$1.00.

\$5.00 A MONTH SPECIALIST in All Diseases and Disorders of Men. 10 years in Omaha. VARICOCELE and HYDROCELE cured. Method new, without cutting, pain or loss of time. SYPHILIS cured for life and the poison system. Sore every sign and symptom removed. GUARANTEED CURE. "BRINKING OUT" of the disease on the skin or face. Treatment contains no dangerous drugs or injurious medicines. WEAK MEN from EXCESS OF VICTIMS TO EXHAUSTION OF EXERCISE, WASTING OF ENERGY WITH EARLY DEBILITY, YOUTH AND MIDDLE AGE, lack of vim, vigor and strength, with organs impaired and weak. STRICTURE cured with a new Home Treatment. No pain, no detention from business. Kidney and Bladder Troubles. CHARGES LOW. Consultation Free. Treatment by Mail. Call on or address: 110 So. 14th St. Dr. Seales & Seales, Omaha, Neb.

NO CURE, NO PAY. MEN—If you have small, weak kidneys, or if you are suffering from any of the following symptoms: backache, dizziness, headache, nervousness, etc., you should consult Dr. Seales & Seales. Their new method of treatment is guaranteed to cure you. MONEY Refunded. If you are not cured, your money is refunded. JACKIE AGAIN IN TROUBLE. Man Acquitted of Aiding Express Robber Accused of Aiding Prisoner to Escape. DENISON, Ia., June 6.—(Special.)—Jackie Jackson, one of the men who were tried and acquitted on the charge of robbing the express at Manila, and his friends have been having a good time since Jackson's acquittal, and as a result James Bishop, one of the boys, was lodged in jail as drunk and disorderly. According to the report Jackson on last Saturday entered the jail, broke the lock of Bishop's cell and set him free. Jackson was soon arrested and Bishop was recaptured.