Telephones 618-694. Bee, June 12, 1901.

Dressing Sacques.

Cool and comfortable are these dainty sacques for wear when days are warm. Simple or elaborate as one chooses, and tasteful women will appreciate these values.

At $1.00—White lawn kimonas with colored facings.
At $1.25—Dressing sacques of white lawn, tucked back, full front, collar and sleeves finished with narrow ruffle.
At $1.50—Sacques of white lawn, trimmed with hemstitched tucks, turnover collar trimmed with hemstitched ruffles.
At $1.50—Sacques of white lawn, tucked back, full front, square neck, daintily finished with narrow lace.
At $1.75—White lawn sacques, tucked front and back, V neck, all edges finished with ruffles of embroidery.
At $2.25—White lawn kimonas, daintily finished with embroidery and ribbon.
Other styles more elaborately trimmed range in price from $2.00 to $6.00 each.

WE CLOSE SATURDAYS AT 6 P. M.
AGENTS FOR FOSTER KID GLOVES AND McCALL'S PATTERNS.

THOMPSON, BELDEN & CO.
Y. M. C. A. BUILDING, COR. 16TH AND DOUGLAS STS.

TESTIMONY KEPT FROM JURY

Friend of Kennedy Tells the Story of the Dead Man's Love.

HOW MARRIAGE WAS FORCED ON HIM

Evidence is Ordered Taken Down by Stenographer and Corroboration Will Be Sought—Two Pleas in Woman's Defense.

KANSAS CITY, June 12.—Judge Wofford today ruled out the testimony of one of the strongest witnesses produced so far by the defense in the case of Lulu Prince-Kennedy, on trial for the murder of her husband. The defense had evidently counted much upon being able to present this testimony and the court's order to strike it out was considered a blow to their side. Mrs. Kennedy was visibly depressed by the court's action. The witness was Edward W. Lewis, an inspector for the Western Railway association inspection bureau and a personal friend of the dead man. Through him the defense hoped to prove the theory that Kennedy had ruined Lulu Prince under promises of marriage and that he refused either to marry her or to live with her after marriage had been forced upon him.

The testimony of Lewis was ordered taken down by the court stenographer, but the court refused to let it be given to the jury until corroborated. The statement as made by Lewis follows:

"The day after the marriage Phil Kennedy came to me to talk about the wedding. He told me he had known the girl for three years and that he had loved her and had promised to marry her and that he had ruined her. He said that after he had ruined her he had lost his respect for her. He told me that he had been called up by Mr. Nearing at his office and went there, where Mr. Nearing told him that he had to marry Lulu Prince. He refused and went out in the hall, where he found Lulu, the father and brother. Lulu put out her arms and said: 'Phil, don't blame me; this is not my doing.' He said: 'They threatened me and we went with them over to the court house, where we were married.' Phil askd me what he ought to do and I told him it was his duty to take her and acknowledge her as his wife. He said: 'If I do people will not have anything to do with me. They will not call upon me.' I told him not to consider that and to show him that I was sincere in my advice I promised him that if he took his wife and lived with her I would be the first one to bring my wife to call upon them. He said that my advice was good and that he would do so. I met him the next day and he told me he had changed his mind. 'I will not have anything more to do with the girl,' he said. I asked him why and he said that his mother was violently opposed to it and besides he had received a telegram from the girl in Grand Rapids and he said, 'She has forgiven me fully.' I saw him almost every day and continued my advice about doing his duty to Lulu. The day before the shooting I saw him and he asked me if I believed in an eternal hell. I asked him why he wanted to know and he replied that he intended to kill himself. He said to me, with sadness: 'Ed, I ought to have taken your advice. It's too late now.' I answered: 'Yes, it's too late.' He went away and the next day he was killed."

Mr. Nearing, mentioned in Lewis' statement, is the leading attorney for the defense.

The defense's theory is that Kennedy jilted Miss Prince for the Grand Rapids woman mentioned in the statement. Other testimony produced by the defense was an attempt to show that Mrs. Kennedy was temporarily insane at the time of the murder. The defense had not closed when court adjourned for the day.

This, the ninth day of the trial of Lulu Prince-Kennedy for the murder of her husband, Phillip H. Kennedy, saw no abatement of interest in the case. The court room was crowded two hours before Judge Wofford appeared, dozens of women bringing their lunches, prepared to remain through the hour and half noon recess. The prisoner was even more cheerful than yesterday. She laughed and talked constantly with those about her and occasionally prompted her attorneys to bring out a desired point.

H. H. Allen, for whom the defendant had worked in the capacity of stenographer, told of Kennedy calling on her at his office frequently. Other employes of Allen's office corroborated this testimony.

C. F. Bernhart, who had been present immediately after the murder, saw Will Prince scuffling with Thomas Kennedy, the dead man's brother, who had tried to disarm Mrs. Kennedy. A policeman attempted to arrest Prince and she had said: "Let that man go; I did the shooting."

C. F. Woody, who had boarded at the Prince house, testified that Kennedy called on Miss Prince at numerous times last summer. He had seen her walking in front of Kennedy's office after the forced marriage, and she appeared careworn and worried.

Edward W. Lewis, a shipping clerk, began to tell of a conversation he had with Kennedy after the latter's marriage, but its admission was objected to. A lengthy argument ensued.

Lewis' Testimony is Heard.

At the afternoon session Judge Wofford announced that he would not permit Lewis to give his testimony in the hearing of the jury, but ordered it taken down by the court stenographer, it being given before the judge and court only. The defense evidently had counted much upon what Lewis would adduce and the judge's exception had a decidedly oppressing effect on the prisoner.

As taken from the court records the testimony was:

"The day of the marriage Phil Kennedy came to me to talk about the wedding. He told me that he had known the girl for three years, that he had loved her and that he had promised to marry her, but had ruined her. He said that after he had ruined her he had lost his respect for her. He told me that he had been called up by Mr. Nearing and went to the latter's office. Nearing told him that he had to marry Lulu Prince. He refused and went out in the hall, where he found Lulu, the father and brother. Lulu put out her arms and said: 'Phil, don't blame me. This is not my doing.' Kennedy said: 'They threatened me and I went with them over to the court house where we were married.' Phil asked me what he should do. I told him he ought to marry the girl and acknowledge her."

The day before the killing Kennedy told him he would not live with the girl and threatened to commit suicide.

WOMEN ON THE SAME FOOTING

Mutual Life Insurance Company Makes No Distinction Between the Sexes.

NEW YORK, June 12.—(Special Telegram.)—For some time past the Mutual Life Insurance company of New York has been making no distinction between male and female risks. It now insures women whose applications show them to be desirable risks on exactly the same terms as men. More than that, hereafter the sexes are to stand on an equality in getting employment in all the offices of the company.

The Mutual Life has returned more than five hundred and forty millions ($540,679,510.64) to policy holders and carried the sunlight of comfort to hundreds of thousands of grief-stricken homes. No other company has approached this sum. The broad liberality of the management of the Mutual Life is bringing a volume of new business unequaled in its previous history.

WESTERN PACKING STATISTICS

Week's Record Shows Moderate Tendency to Decrease in the Offering of Hogs.

CINCINNATI, June 12.—(Special Telegram.)—The Price Current says: There is a moderate tendency to decrease in the offerings of hogs. The total western packing is 520,000 head, compared with 540,000 the preceding week and 530,000 last year. Since March 1 the total is 6,560,000, against 6,505,000 a year ago. Prominent places compare as follows:

	1901.	1900.
Chicago	1,805,000	1,915,000
Kansas City	1,050,000	855,000
OMAHA	680,000	670,000
St. Louis	525,000	455,000
St. Joseph	513,000	480,000
Indianapolis	309,000	265,000
Milwaukee	193,000	210,000
Cincinnati	153,000	173,000
Ottumwa	141,000	173,000
Cedar Rapids	123,000	127,000
Sioux City	213,000	225,000
St. Paul	155,000	142,000

FIRE RECORD.

West Point Dwelling House.

WEST POINT, Neb., June 12.—(Special.)—Fire destroyed the house in the eastern part of the city, lately occupied by Andrew D. Murphy, last night. Incendiarism is thought to be the cause.

William Earle Recaptured.

DUBUQUE, Ia., June 12.—William Earle, accused of killing two companions near Savannah, Mo., in 1899 and who escaped from the Missouri authorities after his arrest in this city, was recaptured at Potosi last night. Earle and the young men who were murdered lived at Plattsville.

Training Ship Sails.

NORFOLK, Va., June 12.—The United States training ship Alliance sailed from Hampton Roads this morning on an extended European cruise. The Alliance has on board 200 "green" men enlisted throughout Ohio.

Humors

They take possession of the body, and are Lords of Misrule.

They are attended by pimples, boils, the itching tetter, salt rheum, and other cutaneous eruptions; by feelings of weakness, languor, general debility and what not.

They cause more suffering than anything else.

Health, Strength, Peace and Pleasure require their expulsion, and this is positively effected, according to thousands of grateful testimonials, by

Hood's Sarsaparilla

which radically and permanently drives them out and builds up the whole system.

SHUT OUT THE BIG CITIES

Modern Woodmen Settle the Membership Limitations.

SEPARATE VOTES ON TEN TOWNS

Two Hundred Thousand Population is Retained as the Limit—Head Consul Northcott of Illinois is Re-Elected.

ST. PAUL, Minn., June 12.—Election of officers and a protracted contest over admission of cities of over 200,000 to jurisdiction filled the business day for the Modern Woodmen of America today.

The proposition to take the city members into the order came up on the report from the law committee. An amendment was proposed to this report to dispense with the present limit, which keeps cities of over 200,000 from joining the order, Chicago, St. Louis, Milwaukee, Buffalo, Detroit, Cleveland, San Francisco, Cincinnati, Philadelphia and Pittsburg being named in several motions and being taken up one at a time and voted on. On Chicago the vote was 260 to 328 and the others were more quickly disposed of, all being voted down. This leaves paragraph 4 of the law committee's report with the single recommendation that Utah be admitted to the jurisdiction of the order and this amendment will doubtless be carried on Friday. The action taken this afternoon is considered as settling for some years to come the membership limitations of the Modern Woodmen.

Nice weather gave the Woodmen a good day for the opening of the competitive drills at Camp Northcott today. Over fifty teams have entered the contest, which will continue daily until completed. The first business today was the election of officers. Head Consul W. A. Northcott of Illinois, Head Clerk C. W. Hawes of Illinois and Head Advisor Dan B. Herd of Iowa were re-elected. R. R. Smith of Brookfield, Mo., was elected head banker. Physicians were elected for each state.

The following were nominated for directors, five vacancies having to be filled: Benjamin D. Smith of Mankato, Minn.; J. N. Reece of Springfield, Ill.; E. E. Murphy of Leavenworth, Kan.; G. W. Reilley of Danville, Ill.; C. G. Saunders of Council Bluffs, Ia., and T. F. Hopkins of Rockford, Ill. Smith, Reece and Murphy are present directors up for re-election. After the election of Head Counsul Northcott, who has served five terms successively, that official announced that he would not again be a candidate for the position, but would retire at the end of his new term.

The vote for directors resulted: Total, 620 delegates who voted for each of the five directors. Hopkins, 270; Reilly, 506; Murphy, 580; Talbot, 509; Smith, 590; Saunders, 564. Board of auditors: M. R. Carrier, Michigan; F. W. Pratt, Kansas City; E. B. Thomson, Ohio; John C. Dennison, Iowa; A. N. Bort, Wisconsin.

Physicians for Each State.

Head physicians were chosen for the various states as follows: Illinois, Edward L. Kern, Moline; Iowa, John W. Lauder; Wisconsin, S. C. Armstrong, Boscobel; Kansas, B. E. Jones; Nebraska, E. F. Blair; Minnesota, Thomas Lowe, Slayton; Michigan, Frank W. Martin, Portland; South Dakota, Alfred W. Hyde; North Dakota, John F. Sifton, Jamestown; Missouri, John R. Boyd, Springfield; Indiana, C. Z. Wilfe, Corydon; Ohio, Frank R. Smith; West Virginia, C. T. Taylor, Huntington; Pennsylvania, G. T. Pryor, Sheffield; Wyoming, John H. Conway, Cheyenne; Idaho, W. A. Adair, Moscow; Washington, J. C. Miller, Tacoma; Oregon, Hamilton Meade, Portland; California, Foster W. Bassett; Colorado, A. K. Karmichael; Oklahoma, John L. Hosworth; Indian Territory, J. W. Moffatt; Maryland, Martin W. Goldsborough; Delaware, James W. Bastin; New Jersey, W. A. Sprenger; New York, T. T. Mooney; Connecticut, M. J. Hanford; Rhode Island, Michael B. Milan; Vermont, John H. Judkins; Maine, O. T. Bemis, Bangor; Montana, S. L. Leard.

At the afternoon session the election of officers was completed by the election of the following: Head chaplain, Rev. James L. Churm of Waupun, Wis.; head escort, C. D. Elliott of Washington; head watchman, H. M. Smith of Richland, Mo.; head sentry, A. E. Bates of Minnesota.

Chaplain Churm today went outside of the chaplain's accustomed lines in the order and especially prayed for the recovery to health of Mrs. McKinley, the beloved mistress of the White House.

Review of Uniformed Camps.

This afternoon there was a grand review of the uniformed camps by the officers and delegates at Camp Northcott. Tonight secret work of the order was exemplified at the Auditorium by Unity camp of St. Paul.

Major General Mitchell, commanding at Camp Northcott, has announced the following promotions and appointments: Colonel E. E. Georgia, Muncie, Ind., appointed chief of staff to major general commanding. Lieutenant Colonel M. W. Saxon, Topeka, Kan., assistant inspector general, promoted to the position of inspector general, with rank of colonel. Major J. Delong, acting inspector general, appointed to the position of assistant inspector general, with title of lieutenant colonel.

The competitive drill, considered one of the greatest features of the Woodmen's encampment, was inaugurated today. The drill plot was in Milton street and University avenue and the maneuvers were witnessed by over 2,000 people. Each team as it completed its trial and passed from the enclosure was vociferously applauded. The judges are Lieutenant Colonel S. J. DeLong, Captain Ford of Fort Snelling and Lieutenant E. Warner of Fort Snelling. Gus Smith camp of Des Moines, Colonel Liggett, won a standing of ninety-seven. Lincoln division No. 1, Lincoln, Neb., Captain Ringer, was given the mark 96.2. Independence camp, Rock Island, Captain S. R. Davis, followed and won a mark of 90.6.

Indianapolis seems to be in the lead for the next meeting, but Grand Rapids, Mich., is fighting hard.

PENSIONS FOR WESTERN VETERANS.

War Survivors Remembered by the General Government.

WASHINGTON, June 12.—(Special.)—The following pensions have been granted:

Issue of May 27:

Nebraska: Original—Orange V. Mercer, Ogalalla, $8. Increase—George Bearnes, Omaha Agency, $8. Original widows, etc.—Anna M. Taylor, Blair, $8; Mary A. Stephenson, Wymore, $8. War with Spain, original—Alvin Kennedy, Holdrege, $30.

Iowa: Additional—Joseph W. Garlock, Des Moines, $12; John Smith, Lamoni, $8. Increase—Phineas L. Sharp, Massillon, $8; Winfield K. Pomeroy, Soldiers' Home, Marshalltown, $12; Robert A. Millen, Cloud, $17; Hiram McClosson, Oskaloosa, $10. Original widows, etc.—Rachel Peck, Wyoming, $8; minors of Francis Y. Shaw, Clarkesville, $12.

Colorado: Increase—Henry V. Fonda, Grand Junction, $10; George W. Tinsley, Pueblo, $8.

South Dakota: Additional—James M. Pearson, Sioux Falls, $8. War with Spain, original—Lowell F. Chesley, Alcester, $10.

North Dakota: Original—William McNichols (dead), Grand Forks, $12; Timothy W. Reardon, Devil's Lake, $6.

Montana: Increase—Thomas M. Collins, Holt, $8.

Sheriffs' Association to Meet.

SIOUX FALLS, S. D., June 12.—(Special.)—The South Dakota Sheriffs' association will hold its annual meeting at Watertown July 12. Sheriff Hildebrandt of Watertown is the president of the organization and has charge of arrangements for the convention.

TOLD TO KEEP HANDS OFF

Western Roads Refused Permission to Extend the Limits of Exposition Tickets.

CHICAGO, June 12.—At today's meeting of the General Passenger association refusal was given to the request for longer limits on Pan-American exposition tickets and western lines were told to keep their hands off eastern territory.

The matter of lower rates came up on a request by the western lines for a concurrence in limits of fifteen, thirty and sixty days, depending upon the rate and the territory. The request was negatived recently by a mail vote, but, owing to a mistake, the western lines were notified that the proposition had carried. Before the notice could be canceled the Soo road had contracted for a considerable amount of business at the long-limit rates, which led to complications.

Suit to Restrain Dividend.

PITTSBURG, June 12.—In the United States circuit court a bill was filed against the Pittsburg, Fort Wayne & Chicago Railway company by Francis T. White of New York. He states that he is the owner of 200 shares of 7 per cent special guaranteed stock of the par value of $100 and that on April 19, 1901, the directors of the company passed a resolution declaring a dividend of $2 a share on the original stock of the company. He asks that the directors be restrained from paying the dividend on the original stock unless the same dividend be paid on the special guaranteed stock.

Canadian Pacific Men Afraid.

PORTLAND, Me., June 12.—The grievance committee of Maine Central railway employes is in receipt of an official communication stating that Canadian Pacific engineers who operate trains over about sixty miles of Maine Central tracks have notified their employers that they will refuse to pull a train over the tracks unless they are patroled by competent men. There has also come to the attention of the committee a rumor that the order of Railway Telegraphers is arranging to agitate grievances which failed of adjustment a year ago.

Discuss Methods of Hauling Trains.

SAN FRANCISCO, June 12.—The national convention of Train Dispatchers this morning discussed a memorial which it is purposed to send to the American Railway association relative to various changes in the existing methods of hauling trains and particularly as regards the use of positive waiting points between trains of the same class and concerning "wait" orders. This afternoon the members listened to the reading of more papers on matters relating to the operating of passenger and freight trains.

Goes to the Great Western.

ATLANTA, Ga., June 12.—Leon A. Pell, who has been stationed at Chicago as western freight and passenger agent of the Plant system, has been appointed general southeastern agent of the Chicago Great Western railway with headquarters at Atlanta.

Getting Plenty of Rain.

MITCHELL, S. D., June 12.—(Special Telegram.)—Another fine rain visited this section last night with a little hail in connection, but doing no damage. The precipitation amounted to .40 inch., making a total of 1.77 inches in the last week.

Three States Represented.

NEW HAMPTON, Ia., June 12.—The fifth biennial convention of the Catholic Order of Foresters for the jurisdiction of Iowa, comprising the states of Iowa, Nebraska and Kansas, closed here today. About 150 delegates were in attendance. The new officers elected are as follows: J. J. Ott, Dubuque, chief ranger; J. M. Lynch, Sioux City, vice chief ranger; E. J. McLaughlin, Dubuque, state secretary; T. A. Tobias, Waterloo, treasurer; trustees, P. J. Donohue of Sioux City, F. H. Tracey of Waukon and J. J. Lynch of Emmettsburg.

Trial of Dr. Kennedy.

NEW YORK, June 12.—The third trial of Dr. Samuel J. Kennedy for the murder of "Dolly" Reynolds in the Grand hotel in August, 1898, which has been on for several weeks, is nearing a close. The defense finished its testimony today and the prosecution produced a few witnesses in rebuttal. Argument of counsel is expected to commence tomorrow.

LOCAL BREVITIES.

Two pairs of shoes were stolen Tuesday afternoon from the office of Furay & McArdle, 1511 Dodge street.

A. Bertha Kline has applied for a divorce from Samuel Kline on the ground of cruel and inhuman treatment.

Mrs. S. M. E. Adams has been granted a building permit for a frame cottage to be built at the corner of Twenty-fourth and Sahler streets.

Persons who have garden flowers in bloom are requested to remember the Flower mission today. Flowers may be sent to Mrs. Hoagland, 418 South Sixteenth street.

Louise Cooper seeks a divorce from James Cooper. Desertion is the ground for the action. Mrs. Cooper also asks that she be given the custody of her 15-year-old son.

Seventeen pairs of shoes were stolen from a boxcar on a sidetrack at Glenwood, Ia., Tuesday evening. The Omaha police have been notified to be on the lookout for the plunder and the thieves.

W. J. Caddin, 910 North Twenty-fourth street, complains to the police that a sneak-thief entered his home Tuesday afternoon while the family was absent and stole the copper lining out of a bath tub.

The police have received a report from Missouri Valley to the effect that the Weir jewelry store of that town was looted by burglars Tuesday night. The plunder amounted to $75 worth of rings, pins and silverware.

NEED STEAM?

The Place to Get It is from Selected Food.

It is good to know the kind of food those with weak stomachs and hearts can get along with, for when a man or woman is a little below par an easily digested food is the thing that goes right to the spot.

A man in Kirksville, Mo., tells how he got out of trouble by using Grape-Nuts Food. He says: "My trouble was intense suffering in the stomach. It was called gastralgia, but no medicine gave any permanent relief. In June of last year I began to grow much worse in every respect. I was terribly constipated and the stomach pains were severe. I ran down until I weighed only 120 pounds. I had to give up my business for my nerves were completely unstrung and I could not sleep more than two or three hours during the night, and that only by snatches during a lull in the pain.

"I tried almost every kind of food, but finally was put on Grape-Nuts, and in a little while it began to make its worth known. I began to sleep better nights, my strength gradually came back, and I gained in weight rapidly until a little while ago I weighed 165 pounds and have been a well man for months with never a touch of the old trouble.

"My bowels are perfect, the nervous trouble has gone. You can realize I appreciate the value of Grape-Nuts Food. Don't publish my name, but you can give it in private correspondence and I will take pleasure in answering the letters."

This is another evidence of the practical worth of Grape-Nuts Food in cases of weak stomach and bad digestion. It is the most scientifically made food in existence and contains absolutely nothing but selected parts of the field grains so cooked and prepared as to admit of almost immediate digestion and assimilation, carrying with it the elements furnished by the All Wise Creator for rebuilding the nervous system, the soft part of the brain and the solar plexus.

When one gets from food what the body needs, it is easy to get well and keep well.

UNION PACIFIC'S PROJECTS

Cheyenne Has Details of a Plan to Reach the Gulf.

NEW LINE TO RUN TO BRECKENRIDGE

This Route Will Give Direct North and South Line and Open Up Rich Country to Development.

CHEYENNE, Wyo., June 12.—(Special Telegram.)—It is reported here that the Union Pacific will build a road from Laramie, Wyo., to Breckenridge, Col., for the purpose of forming a connection with the Rio Grande and reaching the Southern Pacific and mapping the Gulf territory.

A large party of engineers left Laramie yesterday to run the survey which will cross the Laramie plains, entering North Park, Col., at Pinkhampton, crossing the park in a southwesterly direction. The line will cross the divide by way of Rabbit Ear pass and follow the Big Blue river to its destination.

This route, it is said, will give the Union Pacific a direct north and south line, connecting with its South Pacific interests, and open to development a country rich in mining and stock interests in northern and central Colorado.

The failure of the Union Pacific to secure the Colorado & Southern, which was to have been used as a connection, adds color to the report.

SOUTH DAKOTA DECISIONS

Opinions Handed Down by the Judges in Supreme Court at Pierre.

PIERRE, S. D., June 12.—(Special Telegram.)—The supreme court handed down decisions today in the following cases:

By Fuller—

Lacrosse Boot and Shoe Co. against Mons Anderson et al, Brookings county, affirmed.

William A. Magowan and Alva Magowan against William Groenwek et al, Lawrence county, affirmed.

Cassius C. Bennett against Charles W. Darling et al, Hughes county, affirmed.

People's Bank against E. Ashley Mears et al, Edwards county, affirmed.

John D. Hall against James Hall, Mead county, affirmed.

Joe Kirby against W. J. Crish et al, Minnehaha county, affirmed.

James F. Summers against Glenwood Gold and Silver Mining Co., Lawrence county, affirmed.

By Corson—

L. Linn Small, receiver, against O. H. Smith, Minnehaha county, affirmed.

Thomas Whittaker against Edson C. Warren, Lawrence county, affirmed.

Nancy S. Miller against John P. Durst, Custer county, reversed.

Frank A. Girda et al against Josie Ryers, Custer county, affirmed.

Luther & Adams against James C. Rothburn, sheriff, Day county, reversed.

William Noddy against Gottfried Diltz et al, Lawrence county, affirmed.

Deadwood Central Railway company against John Baker, Lawrence county, reversed.

Joseph Pier against Joseph Lee, Yankton county, reversed.

Robert Schull against New Birdsall company, Codington county, reversed.

State of South Dakota, plaintiff in error, against Harry Hammond, defendant in error, Turner county, affirmed.

Matthew Howill against Christen C. Brotrud, Minnehaha county, reversed.

Congdon & Henry Hardware company against Grand Island & Wyoming Central Railway company, Pennington county, affirmed.

David Bradley against A. T. Helgerson et al, Lincoln county, affirmed.

By Henry—

Jarvis C. Howard against Henry Brown et al, Spink county, affirmed.

William H. Smith against W. H. Hawley, sheriff, Brookings county, affirmed.

Petitions for rehearing were granted in the cases of the State against Kemmerer and Ransdell against Duxbury. Petitions for rehearing were denied in the cases of Beatty against Smith, Larson against Driscoll, Piano Manufacturing company against Millage, Onsland against Parker and Stewart against Custer county.

The court admitted James McNenny of Custer, on certificate from the supreme court of Iowa.

Captain E. E. Hawkins of Company C, Sioux Falls, has tendered his resignation, which has been accepted.

REPORT OF WEEK'S WEATHER

Rain in Nearly Every Section of Wyoming and Low Temperatures Are the Rule.

CHEYENNE, Wyo., June 12.—(Special.)—Section Director Palmer of the weather bureau reports that the weather for the week ending today was cool, and frosts were quite general over the state on the mornings of the 4th, 5th and 6th, doing considerable damage to gardens, alfalfa and potatoes. At Evanston a temperature of 20 degrees was recorded on the 5th, on which morning ice formed in several sections of the state. Rain was reported from nearly every section of the state, and the soil is in excellent condition for ranges and crops.

Ranges have continued to improve, and are in excellent condition. In many sections they are reported to be the best known for years. Stock is taking on flesh rapidly and some cattle are fat enough for market. Meadows continue to improve and an excellent hay crop will be secured. The frosts delayed the growth of gardens, potatoes and alfalfa, and damaged these crops to some extent. Grain made slow growth, but is still in good condition. The first cutting of alfalfa is being harvested in some of the earlier sections of the state.

LOSES ARM FROM HIS WOUNDS

Sheepherder Lim, Who Was Shot by Unknown Cattlemen, Submits to Amputation.

EVANSTON, Wyo., June 12.—(Special.)—As a result of wounds received, W. W. Lim, the sheepherder who was shot by a party of cattlemen while in camp on Henry's Fork last Friday, has submitted to the amputation of his left arm at the shoulder. He will recover. Jim Howard, who was wounded in the thigh at the same time, will also recover. So far as known no effort will be made to prosecute the raiders. The herders did not recognize any of the cattlemen and while several persons are suspected, there is no proof against them.

Oil Companies Consolidate.

KEMMERER, Wyo., June 12.—(Special.)—Ten oil companies have organized the Fossil Consolidated Oil company, with a capital stock of $2,000,000. Hon. P. Quealey is the president and the other officers have been selected from among the several companies owning stock in the consolidated concern.

The consolidation was the result of a desire to prospect the oil fields in this region at as little expense as possible. Each company entering the combine donated 6¼ per cent of its holdings to the new concern, and in addition thereto each company pays into the treasury of the Fossil company $5 per acre. This will afford a sinking fund of $5,000 with which to begin operations.

Prof. Knight of the State university will select a spot at which sinking is to begin. The necessary machinery has been ordered and it is expected that a well will be driven to a depth of over 1,000 feet inside of six weeks. If the experiment is a success the companies in the consolidated concern will each sink one or more wells.

HOMESTAKE COMPANY IS OUT

Withdraws from Electric Railway Project and Leaves Field for Golden Reward People.

DEADWOOD, S. D., June 12.—(Special.)—It is stated that the Homestake company, through T. J. Crier, has withdrawn from the electric railway project in Lawrence county, which leaves the field clear for the Golden Reward people, through N. E. Franklin of this city, and Frank R. Greene of Chicago. Theodore Gesky of Lead, who represented a Kansas City company, has left the city and his proposition will consequently not be considered. The city councils of Deadwood, Lead and Spearfish and the county commissioners will now take the Golden Reward franchise up and settle it speedily. The franchise as set forth by the company does not exactly suit the people and a revision will be made. The company proposes to build an electric road between Spearfish, Galena, Whitewood and other places.

CLOSE OF UNIVERSITY YEAR

Commencement Exercises at Dakota University—Twenty-Seven Graduate.

MITCHELL, S. D., June 12.—(Special Telegram.)—The seventeenth annual commencement exercises of Dakota university came to a close this morning, when the graduating exercises were held. The following are the members of the senior class:

Miss Harriet Noble of Centerville, Arthur S. Cory of Britton, Miss Etta Richards and Emery G. Maxon of this city. Instead of the class giving orations Dr. W. H. Jordan of Sioux Falls delivered the address. At the close of the exercises President Graham presented the diplomas to the various classes, there being eleven in the normal class, nine in the commercial department, three in the music and four in the classical course.

The college alumni will tender a reception to the graduates this evening.

MASONS ELECT OFFICERS

Grand Lodge of South Dakota in Convention—Next Meeting to Be at Huron.

SIOUX FALLS, S. D., June 12.—(Special Telegram.)—At the annual meeting of the grand lodge, Ancient Free and Accepted Masons, of South Dakota today these officers were elected: Worshipful grand master, Charles Hill of Springfield; deputy grand master, A. A. Brown, Aberdeen; senior grand warden, Byron P. Dague, Deadwood; junior grand warden, I. W. Goolock, Pierre; grand treasurer, J. C. Bryan, Plankinton; grand secretary, George A. Pettigrew, Flandreau.

After an animated but good-natured contest between Huron and Deadwood, Huron was selected this afternoon as the place for holding the next annual meeting.

Medical Society Ends Session.

HURON, S. D., June 12.—(Special Telegram.)—The two days' session of the South Dakota Medical association closed today, Scotland being named as the next meeting place. These officers were elected: Dr. C. C. Gross of Yankton, president; Dr. Dugent of Springfield and Dr. B. A. Bobb of Mitchell, vice presidents; Dr. J. L. Stewart of Irene, secretary and treasurer, with Dr. H. B. Scofield of Scotland, assistant; Dr. H. E. McNutt of Aberdeen and Dr. Brown of Parkston, trustees; Dr. H. J. Rock of Aberdeen, Dr. J. G. Parsons of Brookings and Dr. T. J. Wood of Huron delegates to the American Medical association.

Dakota Normal Closes.

MITCHELL, S. D., June 12.—(Special.)—The graduating exercises of the normal class of the Dakota university were yesterday morning at the college chapel. There were twelve members of the class, as follows: Vina Baker, Frank James, O. E. Combellic, H. Hendrickson, Isabel Tyler, Rinnie Nolt, Elizabeth Abbott, Edith Farmer, Jessie Sandidge, Eva Moulton, Jessie Litsey and Retta Rogers. Last evening was the graduation of three girls of the music department. They were Miss Ruth Youngman of this city, Miss Grace White of Olivet and Miss Noble of Centerville, each of whom played two solos.

Elkhorn to Make Extension.

RAPID CITY, S. D., June 12.—(Special.)—The Fremont, Elkhorn & Missouri Valley Railway company has its surveyors at work laying out a line for a spur of track to connect the main track with the new smelter the National Mining company proposes to put in here. There is no doubt that this company will erect its 500-ton plant in this city, instead of near Deadwood. It is to be the most complete smelting works in the west and the machinery has all been ordered. The ore will be brought down form the northern Hills over the Elkhorn.

Pleads Guilty to Stealing Bicycle.

CHEYENNE, Wyo., June 12.—(Special.)—In the district court today Judge Scott sentenced Charles Gibbons, Ed Smith and Robert Jackson to three years each in the penitentiary for stealing a watch Friday from Martin Connor.

Charles Burgstone, the young man who stole a wheel here and was caught in Fort Collins, pleaded guilty to grand larceny, but as he acted in a strange manner while in court it was decided to inquire into his mental condition before passing sentence.

Rev. B. F. Pearson Resigns.

HOT SPRINGS, S. D., June 12.—(Special.)—Rev. B. F. Pearson, who has been pastor of the Presbyterian church of this place for five years, has resigned. He will accept the pastorate of a church in Iowa.

Eight Doctors Are Examined.

DEADWOOD, S. D., June 12.—(Special.)—The State Board of Pharmacy has been in session in this city, most of the officers and a good many members from the eastern part of the state being present. Eight persons were examined from Black Hills cities for certificates of pharmacy. The officers of the state organization are: D. F. Jones, Watertown, president; W. J. Hull, Alexandria, vice president; E. C. Bent, Dell Rapids, secretary, and F. C. Smith, Madison, treasurer.

PROF. MEAD LOSES AN ARM

Expert in Charge of Irrigation Investigations is Maimed in Washington.

CHEYENNE, Wyo., June 12.—(Special Telegram.)—Prof. Elwood Mead, expert in charge of the irrigation investigations of the Department of Agriculture, with headquarters in Cheyenne, fell from a street car in Washington this evening and suffered the loss of his right arm. The member was badly crushed and tonight Prof. Mead had it amputated. The last reports from Washington say Mr. Mead is recovering from the shock. Prof. Mead was called to Washington last week to testify before the Industrial commission relative to irrigation in the west and kindred matters. He had met with the commission and was returning to his hotel when the accident occurred.

Furious Storm at Cascade.

HOT SPRINGS, S. D., June 12.—(Special.)—A furious rainstorm, accompanied by hail, occurred at Cascade, a few miles south of this place, last night. Much damage was done to grains and vegetables, which were doing splendidly. Six hundred dollars' worth of strawberries were destroyed and other fruits were badly injured. More rain has fallen throughout the Black Hills this spring than in any year since 1889. The general condition of crops is excellent.

No Troops Needed for Indians.

CHEYENNE, Wyo., June 12.—(Special Telegram.)—Governor Richards stated tonight that there is no truth in the story from Helena that the Wyoming militia had been called out to quell the Arapahoes on the Wind River reservation. No call has been made for troops and the latest advices from Fort Washakie state that the Indians are quieting down.

Student Accused of Plagiarism.

YANKTON, S. D., June 12.—(Special Telegram.)—A telegram from Grand Forks, N. D., states that Jenkins of Fargo, who won the interstate collegiate oratorical contest June 3, had been thrown out on the grounds of plagiarism. This gives first place to Miss Noble of Mitchell and second to E. D. Schoenberger of Yankton.

Soldiers at Quadro-Centennial.

FORT MEADE, S. D., June 12.—(Special.)—The commander of this fort has consented to let a troop of the Thirteenth cavalry attend the quadro-centennial at Deadwood, July 4. The regimental band will also go. On that day all of the military companies in the Black Hills will assemble.

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Bellstedt's Band Concerts
Thursday, June 13th
Pavilion, 15th and Capitol Ave.

PROGRAM.
Thursday Afternoon, June 13th, 2:30.
1. March—"Flag of Victory" ..... Blon
2. Waltz—"Quo Vadis" ..... Bowers
3. Polacca Brillante, Opus 72 ..... Weber
4. Suite—"Histoire d'un Pierrot" ..... Costa
5. Hungarian Dance, No. 6 ..... Brahms
20 MINUTES INTERMISSION.
Refreshments by the Ladies of the Y. W. C. A.
6. Overture—"Semiramide" ..... Rossini
7. Solo for Piccolo ..... Selected
Mr. Curt Baumbach.
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