LABOR DAY PROCLAMATION

Governor Dilates on the Honorable Position of Man Who Works.

BARBER CASE BEFORE SUPREME COURT

Department Officers of the G. A. R. Confer with Railroad Men on Route to the Reunion.

LINCOLN, Aug. 16.—(Special.)—Governor Savage today issued the following Labor day proclamation:

By virtue of the authority vested in me by law, and in compliance with an express statutory provision, I, Ezra P. Savage, governor of Nebraska, do hereby proclaim and designate Monday, September 1, 1902, Labor day.

To the hand that toils society is largely indebted for its existence, welfare and happiness. Idleness, whether in high or low stations of life, is a germ of crime. It is a fungus growth on industry. No pestilence contains so many elements of danger. Labor is a heritage. Providence decreed that man should earn his bread by the sweat of his brow. The law of industry, therefore, is immutable. To toil is an hereditary legacy whose title cannot be passed. Conditions may strike uneven balances between individuals, which may and do manifest their presence and influences in the form of industrial disquietude, but the most pitiable object is, not the one who is required to labor incessantly, but the one whose keenest solicitude inclines to physical lethargy. Human architecture contemplates labor, and he that avoids labor contravenes nature's laws and does that which is intended to transform him into a social, moral and physical derelict. Honorable employment in whatever capacity contains none of the essence of disrespect. If there is one thing which more than another entitles an individual to popular respect it is that he eschews idleness. That alone marks him with virtue in the estimation of all mankind.

A day dedicated to industry should therefore be observed in a proper manner by all, and I do therefore respectfully request that on the foregoing date the transaction of business be suspended in a degree consistent with the public needs, that all places for the transaction of public business be closed and that the day be observed generally in a manner befitting the occasion.

Barber Cases in Court.

The case of the Home Fire Insurance company against Charles J. Barber and several other managing officers of the company, brought to require them to make an accounting of its funds and of the profits realized in private enterprises and speculations alleged to have been made and carried on with money belonging to the company, is before the supreme court for trial during the forthcoming September term.

The petition avers that while Barber was director, general manager and member of the executive committee of the company he entered into an unlawful conspiracy with Lovett, Woodman and Reynolds, also directors, to use the corporate funds in the purchase of 507 shares of the company's capital stock. The funds had theretofore been in the custody and control of a treasurer, it is alleged, who was hostile to Barber, and the scheme contemplated the acquisition of the shares by a temporary loan and the immediate displacement of the former treasurer and the election of Barber as successor, a course said in the petition to be necessary in order to place the funds of the corporation at the disposal of Barber and his confederates. The petition alleges that the scheme was carried to completion and that the funds of the company in the sum of $30,420 were thus unlawfully used by the managing officers in carrying on their private enterprise, in which they ultimately realized large profits. It is further alleged that Barber used his office for the purpose of carrying the transaction with the money of the company for a period of nine years, until the shares of stock thus acquired were sold at an advance of $55 per share and the money originally employed was repaid to the company, but without compensation for interest.

Route for the G. A. R.

Department Commander C. F. Steele and Assistant Adjutant General Howe were in conference with representatives of Omaha-Chicago railroads this afternoon regarding routes proposed for the Nebraska department train to the National Grand Army encampment in Washington next October. The various proposals have been taken under advisement, and a complete route from either Lincoln or Omaha will soon be determined upon. It is said that the veterans who are from Nebraska will not be asked to change cars enroute.

Deserts Wife and Baby.

Will Merryman, formerly employed in the Burlington freight house, drew all the salary that was due him yesterday, including the ten days' reserve retained by the company, and then disappeared. He lived, with his family, at 2147 Vine street. He gave no intimation of his intended departure, not even to his wife, who was left penniless, with a young baby to care for.

The city council is expected to take some action next Monday evening regarding the bids for the repaving of Ninth street, from P to R, and O street, from Sixteenth to Twenty-seventh street. Mayor Winnett is now in St. Louis, examining the rock asphalt pavement put down by the Green River company several years ago, and he will submit a report to the council upon his return Monday. The Green River company offered to put in the rock asphalt pavement at 18 cents less per square yard than the Barber company bid for the usual Trinidad asphalt.

Pay of Teachers.

The Lincoln Board of Education last night raised the salary of Superintendent Gordon from $2,200 to $2,400 a year. All regular grade teachers whose salaries have been from $55 to $57.50 were given a raise of $5 per month. The janitors were given increases varying from $1 to $2 per month.

New Fraternal Order.

A new fraternal insurance order, with headquarters in this city, has just been organized. It will be known as the Fraternal Reserve association, and already has a good foothold in the state. L. P. Ludden is the supreme president; F. A. Boehmer, supreme secretary and treasurer; J. O. Everett, supreme medical director, and W. L. Browne, chairman of the executive committee.

Congressman Burkett has secured a rural free mail delivery route from Steinauer, Pawnee county, and a second route from South Auburn, to take effect October 1.

A FITTING TRIBUTE

A Citizen of Omaha Pays a Well-Earned Tribute.

The following public statement of a respected citizen adds one more emphatic endorsement of merit to the scores that have appeared before.

Mrs. F. Mach of 1221 South 15th street, says: "I first felt sharp twinges across the small of my back. I paid little attention to them thinking they would pass away in a short time, but instead I grew worse and finally got so bad I could not do my work. My husband bought many kinds of medicine for me, but nothing helped me until he procured Doan's Kidney Pills at Kuhn & Co.'s drug store, corner 15th and Douglas streets. They benefited me right along and in a short time I was all right. There has been no return of the trouble and I am glad to let others know what Doan's Kidney Pills did for me."

For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, N. Y., sole agent for the United States.

Remember the name Doan's and take no substitute.

TO CONTEST RAILROAD BONDS

Residents of York County May Fight Payment of Securities for Building of K. C. & O.

M'COOL JUNCTION, Neb., Aug. 16.—(Special.)—The York Democrat in an editorial this week advises the residents of Henderson, Hays, McFadden, LeRoy and Morton townships of this county to contest the payment of bonds voted for the building of the Kansas City & Omaha railroad which has been absorbed by the Burlington.

The Democrat declares that the people were induced to heavily bond themselves to build a railroad on consideration that it be operated as a competing line, and now that it has been absorbed by the Burlington, it claims that the agreement has been violated and the taxpayers of the respective townships should organize and contest the payment of the bond.

There is now in the treasury $45,000 in the sinking fund awaiting the maturity of the bonds. It also alleges interest to the amount of $54,000 has been paid and no value received. The townships named voted $60,000 in bonds to the Kansas City & Omaha railroad.

A number of farmers in the south part of the county are said to be taking some interest in contesting the payment of the bonds.

PITCHED BATTLE AT BEATRICE

Sham Fight Between Soldiers and Veterans Witnessed by Ten Thousand at Reunion.

BEATRICE, Neb., Aug. 16.—(Special Telegram.)—Although the day was hot and sultry, it is estimated that a crowd of 10,000 persons attended the reunion here today. Governor E. P. Savage was booked for an address this forenoon but failed to appear.

This afternoon a sham battle was held in a pasture south of the reunion ground, which was participated in by the Seventh United States battery, Company C and a battalion of old soldiers and Spanish-American war veterans.

The program this evening consisted of dress parade at 7 o'clock and campfire at the tabernacle, presided over by Captain R. C. Henry of Fremont.

Hon. W. A. Calderhead of Kansas will give an address Monday afternoon and Hon. S. E. Hinshaw and W. L. Stark will speak on Tuesday.

Smith Republican Ticket.

CLAY CENTER, Kan., Aug. 16.—(Special Telegram.)—The republican county convention was held this afternoon, and nominated the following ticket: For representative, Stoy E. Ware; for treasurer, John C. Johnston; for county clerk, E. E. Hoopes; for county attorney, Philip E. Parrott; for sheriff, U. E. Need; for probate judge, John T. Woods; for register of deeds, J. W. Erickson; for clerk of the district court, R. Alsoh; for superintendent of public instruction, C. S. Todd; for surveyor, Newton Allen; for coroner, Dr. Ira Durant; for trustee of county high school, F. L. Fletcher; for commissioner of First district, Henry Rundle. Resolutions were passed, endorsing the national and state administration, and commending the Kansas republican delegation in congress. Calderhead's senatorial boom was indorsed, and Ware, the nominee for representative, while A. Stanley men will be in honor bound to support Calderhead.

Fremont Normal Graduates.

FREMONT, Neb., Aug. 16.—(Special.)—The commencement exercises of the Fremont Normal school closed Thursday evening with the conferring of degrees and the issue of state teachers' certificates. In the afternoon the annual alumni reunion was held at the campus and was largely attended. The principal address was delivered by Deputy Superintendent O'Brien of Lincoln. Hon. J. J. McCarthy of Ponca was present as the guest of the association and made a few remarks. After the speaking a banquet was served to 150 of the alumni. In the evening the commencement exercises were held at the auditorium, which was filled with the students and their friends. State Superintendent Fowler delivered the address to the graduating class and diplomas were presented by President Clemmons.

Robber Makes Bold Attempt.

PLATTSMOUTH, Neb., Aug. 16.—(Special.)—Several attempted burglaries have been reported in the city recently. The home of Charles Lamphear was entered Thursday night while he was away from home. About 9 o'clock his wife heard some one open the kitchen door and quietly enter, but she thought it was her husband until she looked up and saw a strange man. She screamed for help, and the intruder attempted to choke her with a towel. Several of the neighbors heard her cries, and came to her assistance, but the culprit succeeded in making his escape. C. A. Wildy reports that some one attempted to break into his house last night about midnight.

York Institute Opens Monday.

YORK, Neb., Aug. 16.—(Special.)—At the York High school on August 18 to 25 will be held the twenty-third annual session of York county teachers' institute. All teachers will be examined in all branches required for first and second-grade certificates. At this time the York County Teachers' association, Library association, School Officers' association, Declamatory association and the High School association will hold meetings. The instructors are: Charles Fordyce, Grace Reeves, H. J. Newell, W. H. Clemmons. The institute will be conducted by Ed C. Bishop, county superintendent.

Leigh Water System in Operation.

LEIGH, Neb., Aug. 16.—(Special.)—The Leigh water works were put in operation yesterday for the first time and proved to be a success. The system is an inexpensive one, costing about $2,000 complete. It is composed of three six-foot wells connected with syphons. At the lower well is a pump with a capacity of 130 gallons per minute, and a ten-horse-power gasoline engine, which gives a pressure of fifty pounds to the square inch. From the end of a 500-foot hose water can be thrown to a height of fifty feet.

Anti-Saloonists Win Out.

MEAD, Neb., Aug. 16.—(Special.)—The K. U. A. club is no more. The Anti-Saloon league, about 100 strong, made its second call on Jay Davis, the manager, last night, and he agreed to quit business. The anti-saloonists gave him until 4 o'clock this afternoon to get the "stuff" out, and a committee of six are watching him pack to see that everything goes. The Anti-Saloon league has over $200 on hand, and promise a warm time to any one who attempts to sell liquors in the town.

Gage Farmers to Incorporate.

BEATRICE, Neb., Aug. 16.—(Special.)—A number of farmers who reside in and around Virginia, this county, have formed an association, and are preparing to incorporate with $10,000 capital for the purpose of forming a Farmers' Grain and Elevator company.

FENCES MUST COME DOWN

Colonel Mosby Orders Cattlemen to Remove Obstructions from Government Lands.

GIVES THEM SIXTY DAYS TO COMPLY

Special Agent of Interior Department Investigates Conditions in Sidney and Alliance Districts.

SIDNEY, Neb., Aug. 16.—(Special Telegram.)—Colonel John S. Mosby, special agent of the general land office, reached here today to investigate the promiscuous fencing of the public lands.

In an address before the cattlemen of western Nebraska a short time ago, held at Alliance, Sam Delatour, president of the Stock association, said that over 6,000,000 acres of public lands were now fenced in Sidney and Alliance districts, and he, Delatour, thought it would be a great calamity to pull down the fences. Resolutions were also passed by the meeting and forwarded to Washington. In the meantime, over 100 complaints were filed with the department against the cattlemen. This led the department to institute an investigation and ascertain the truth of President Delatour's statements.

Colonel Mosby proposes to notify all parties within sixty days or suffer the penalty imposed, namely, $1,000 fine and twelve months' imprisonment, besides issuing instructions to the United States marshal to destroy the fences.

Last year Colonel Mosby worked in eastern Colorado, and found large tracts fenced, and he compelled the cattlemen to remove the fences from public lands. The Interior department proposes a vigorous compaign against the fencing public lands on account of the detriment to settlers.

GALA DAY FOR PIONEERS

Hundreds Gather at Nemaha Reunion and Are Addressed by Edward Rosewater.

NEMAHA, Neb., Aug. 16.—(Special Telegram.)—The twelfth annual reunion of the Nemaha County Old Soldiers' association was held in the beautiful park in Nemaha today. At an early hour the people began coming from all parts of the county and from adjoining counties. The program began at 10:30. Dray's cornet band of Auburn furnished some good music. Mrs. Ona Tourtelot Baird of Lincoln, a fine elocutionist, gave some recitations. Miss Pearl Minnick of Brownville sang and there was instrumental music by several. Judge Samuel H. Davidson of Tecumseh then delivered a fine speech, telling some of his experiences and that of early settlers. His address was well received. The judge is an interesting speaker. The audience was then dismissed for dinner.

At 1 o'clock the entertainment was resumed. There was more music and recitations, followed by a short talk by Hon. Edward Rosewater, editor of The Omaha Bee, who made an excellent address. After speaking of his meeting with Andrew Carnegie he told several anecdotes of early days in Nebraska.

His first stop in Nebraska was in Nemaha county in 1863, when he came up the Missouri river on a steamboat, stopping at Brownville, which at that time had only about 500 less population than Omaha. Mr. Rosewater then read extracts from a history published in 1857 descriptive of the territory of Nebraska in early days. He closed with many reminiscences of the early days of the state. The people were well pleased with the address, the only complaint being because the speech was not longer.

Prof. Fritz of Brownville gave a lecture on taxidermy, illustrated with his fine collection of mounted birds and animals. Ex-Governor Furnas spoke in behalf of the monument fund to the memory of Hon. J. Sterling Morton.

There was an extremely interesting program from start to finish. The games of ball between the Argos of Nebraska City and the Originals of Omaha attracted a large crowd. The gate receipts were $180. Two games were played. The Originals won both games. The score of the first game was 6 to 1, and of the second game 8 to 1. They played for a purse of $150.

The crowd was the largest ever gathered in Nemaha and was estimated at from 7,000 to 10,000. There was remarkably little rowdyism or drunkenness and everybody seemed to be having a good time. These gatherings are increasing in interest and attendance from year to year.

Splendid Day at Fullerton Assembly.

FULLERTON, Neb., Aug. 16.—(Special.)—this has been one of the most enjoyable days of the assembly. At 10 o'clock Prof. George E. Little ended his series of crayon lectures, which have so greatly interested the people. In the afternoon Dr. Homer C. Stuntz, superintendent of the missionary work in the Philippines, gave a lecture on the Philippines. In the evening the Wesleyan male quartet favored the large crowd with a fine concert. Evangelist Charles Cullen Smith and Deaconess Winifred Spaulding continue each day to address the assembly.

Will Erect Mammoth Lumber Sheds.

WEST POINT, Neb., Aug. 16.—(Special.)—Henry Hunker & Bro., lumber merchants of this place, have found their trade increasing so fast through republican methods and times that they have been compelled to purchase seventeen city lots on the courthouse square in order to erect a mammoth lumber shed for the storage of their stock. The shed covers seventeen lots, each 16x74 feet, and is the largest structure devoted to this line of business in north Nebraska.

Republicans May Name Hall.

WEST POINT, Neb., Aug. 16.—(Special.)—The republican state senatorial convention has been called to meet at Oakland on August 25. Burt county has fifteen delegates to this convention and Cuming thirteen. It is anticipated that no contest will be had over the nomination, Burt county being entitled to it. Captain Hall of Tekamah will be placed in nomination for the office by the Burt county delegation, and this will be ratified by Cuming county.

Thompson Has Chilly Reception.

DAVID CITY, Neb., August 16.—(Special.)—W. H. Thompson, fusion nominee for governor, was in David City yesterday. For two weeks it had been advertised all over the county that Mr. Thompson would speak at the Odd Fellows' temple in the afternoon. Not more than 100 persons went to hear him and some of those left while he was speaking. J. H. Mickey is the popular candidate in Butler county, as will be demonstrated on election day.

Farmer Hurt in Runaway.

BEATRICE, Neb., Aug. 16.—(Special Telegram.)—August Heidecker, a prominent farmer living northeast of this city, had his leg broken and received severe bruises about the body by being thrown from his wagon in a runaway today.

Shortage of School Teachers.

HASTINGS, Neb., Aug. 16.—(Special.)—County Superintendent Julian has given it out that there are not enough school teachers in Adams county to fill the demand. There were ninety-five teachers enrolled at the teachers' institute and there are ninety-five positions to be filled in Adams county, but twelve of the students who attended the institute are not going to teach.

AUBURN CHAUTAUQUA OPENS

Fourth Annual Assembly Begins with Large Attendance and Promising Outlook.

AUBURN, Neb., Aug. 16.—(Special.)—The fourth annual session of the Auburn Chautauqua assembly opened here tonight under promising auspices. A very large crowd availed themselves of the free admission and thronged the city park at an early hour. Band music and chorus singing constituted the preliminary program.

Mayor W. P. Freeman delivered an appropriate address of welcome and was responded to by J. H. Dundas, promoter and manager of the assembly. Music and volunteer addresses and recitations continued the festivities until a late hour.

Tomorrow Superintendent William Reisenberg will conduct Sunday school in the tabernacle at 10 a. m. Mrs. Calla Scott Willard will lecture at 2 p. m. on "How to Teach the Bible," and Chaplain Frank C. Bruner will sermonize on "A Romance in Religion," at 8 p. m.

Saturday at Salem Assembly.

FALLS CITY, Neb., Aug. 16.—(Special.)—Saturday was a cool day and the crowd was large. The following program was carried out: Band concert; prayer and praise service; choral class; conference on "Our Work of Responsibility for Our Young People," Mrs. A. Nesbitt; young people's normal; lecture, "An Hour With a Young Men's Entertainment Club;" band concert; choral symphony; lecture, "Our Reunited Country," John Temple Grace; parents' congress; woman's suffragist department work; Sunday school workers' congress; band concert; song recital; lecture, Edmund Cooke; moving pictures. The chorus, under direction of Prof. Boatman, proved to be one of the most pleasant features of the assembly.

To keep up the enthusiasm among the 100 singers all those who attend all the sessions are refunded the fee of the season ticket, $1.50.

Nebraska-Kansas G. A. R. Reunion.

FRANKLIN, Neb., Aug. 16.—(Special.)—Commencing Monday, August 18, the Grand Army posts of Kansas and Nebraska will hold their annual reunion at this place. The camp will be made on the county fair grounds just west of the city, and the committee in charge has been at work for some time putting everything in first class condition. From the experience of former years it is expected that not less than 4,000 people will be present. The most noted war characters of both states will make Franklin their Mecca during the coming week, while men of national prominence will address many of the campfires.

Mickey at Union Reunion.

UNION, Neb., Aug. 16.—(Special Telegram.)—The fourteenth annual reunion of the Old Settlers' association of Cass and adjoining counties met here Friday and Saturday. It was a grand success, and the weather was all that could be desired. Rev. L. P. Ludden of Lincoln was the orator of the day Friday, and a good game of ball was played between Louisville and Union, with the score 5 to 4 in favor of Union. Saturday Hon. J. H. Mickey, Jesse Root and C. A. Rawles spoke to a large crowd. A game of ball was played between Plattsmouth and Union, the score being 5 to 23 in Union's favor.

Alleged Assailant Gives Bond.

NEBRASKA CITY, Neb., Aug. 16.—(Special.)—John A. Wood, charged with committing an assault on the 13-year-old daughter of Frank Williamson, appeared in the county court this morning and waived the preliminary examination. He was bound over to the next term of the district court on a $2,000 bond, which he gave, with M. B. Davis as surety. Wood still bears evidences of the beating he received last Wednesday at the hands of the girl's father. The feeling here against Wood is very strong, but all danger of violence seems past. Wood is staying with friends out in the country.

Adams School Boards Confer.

HASTINGS, Neb., Aug. 16.—(Special.)—There was a very interesting meeting held here today of the members of the various school boards in Adams county. The meeting was called by County Superintendent Julian, under section three of subdivision five of the school laws of Nebraska. Important questions pertaining to the course of study, school reports, keeping of books, teachers and various other subjects were thoroughly discussed. Some plans were outlined for the adoption of a series of books, rules and regulations.

Fix Date for Nemaha Republicans.

AUBURN, Neb., Aug. 16.—(Special.)—At its recent meeting the republican county central committee fixed Monday, September 22, for county convention, and issued a call therefor. Float senatorial nomination goes this year by courtesy to Johnson county. The float senatorial convention for this, the Second district, will be held at the village of Johnson, situated about midway between this city and Tecumseh. The date is not yet fixed.

Woman Dies Suddenly at Hastings.

HASTINGS, Neb., Aug. 16.—(Special Telegram.)—Mrs. Ronian, wife of George Ronian, a well known traveling man, died suddenly this afternoon at 2 o'clock. The deceased was considered to be in good health, and was not ailing until this morning, when she complained of having cramps in her stomach, but it was not thought that she was seriously ill. It is thought the funeral will be held Monday.

Change in Hastings Bank.

HASTINGS, Neb., Aug. 16.—(Special.)—George Pratt, who has been an officer of the First National bank for twenty-five years and has been cashier during the last five or six years, has sold a large part of his interests in the bank to W. H. Taylor of York, who will succeed him as cashier. Mr. Taylor is an experienced banker. He will move to Hastings within the next fortnight and immediately begin upon his new duties.

Alleged Assailants Have Hearing.

YORK, Neb., Aug. 16.—(Special.)—The preliminary trial and examination of Frank Edwards and his partner, whose arrest was made under the name of John Doe, an unknown man here, was begun before County Judge Taylor this morning. These two were following the race meetings and they are charged with feloniously assaulting and abusing Ruby L. Robinson, a 13-year-old girl, on Wednesday night.

Around the Globe at Wymore.

WYMORE, Neb., Aug. 16.—(Special.)—About 250 people took passage on the ships which sailed last evening for a "trip around the world." The Congregationalists were the promoters of this novel entertainment, and they were successful beyond their expectations.

Gage Cornfields Need Moisture.

BEATRICE, Neb., Aug. 16.—(Special.)—No rain has fallen in this section for nearly three weeks, and corn is needing moisture badly as a result. A good soaking rain just now would produce the largest corn crop known in the history of Gage county.

FIGHT FOR ESTATE BEGINS

Scramble for the Fair Millions Before the Dead Are Buried.

QUESTION OF PRIORITY OF DEATH

California Law Presumes that Where Husband and Wife Perish in Same Calamity Husband as the Stronger Survives the Wife.

SAN FRANCISCO, Aug. 16.—Attorney Charles J. Haggerty announces he has found the last will of Mrs. Charles Fair in a safe deposit vault. He refused to make known the contents of the document. The will was prepared by Knight & Haggerty, in April, 1900. This is the will of which Mrs. Fair told Mrs. Joseph Harvey, and by which it is presumed, upon the evidence of her statements to Mrs. Harvey, she left legacies to her mother, brothers and sisters, aggregating the total amount of her individual fortune, variously estimated to be worth from $250,000 to $400,000. No other will was found.

In Knight & Haggerty's custody there has been the will of Charles L. Fair, drawn about the same time, April, 1900. This and the will of Mrs. Fair, found in the trust company's vault, are the documents that will be filed by the attorneys for the Fair heirs whenever it becomes necessary in their opposition to the petition to the public administrator.

If the public administrator does not interfere the wills will not be filed until after the funeral of Mr. and Mrs. Fair in this city. There is much speculation as to their contents.

It has not yet been ascertained whether the Fairs acquired separate or community property after the making of these wills. This property will legally be included in the disposition authorized by the wills, and the legatees so named will receive their share if the courts authorize the distribution in accordance with the provisions of the wills.

The question of priority of death is exciting much comment, but Attorney Heggerty, who, with Hermann Oelrichs, is conducting the necessary litigation preliminary to the probation of the wills, declares that if Mrs. Fair survived her husband this circumstance can have no effect upon the final disposition of the property, except to give her relatives all that she bequeathed to them.

If her husband survived, his estate will be distributed equally to his sisters, Mrs. Oelrichs and Mrs. W. K. Vanderbilt, with whatever additional property Mrs. Fair may have willed to her husband. The law of California presumes that where husband and wife perish in the same calamity the husband, as the stronger, survived the wife.

The bodies of Mr. and Mrs. Fair will be placed in the Fair mausoleum at Laurel Hill, beside the body of the late Senator James G. Fair.

The matter of the application of Public Administrator Farnham for letters of administration over the estate of Mr. and Mrs. Charles Fair came up for hearing in Judge Carroll Cook's court today. After listening to extended arguments for and against the application of the public administrator, Judge Cook announced that he would give a decision on Monday, and in the meantime would await further particulars of the accident, as the reports of the death of the millionaire and his wife, while undoubtedly true, in the eyes of the law were merely hearsay and must be substantiated by more direct evidence than has already been presented.

Story Told by the Chauffeur.

PARIS, Aug. 16.—The chauffeur of the automobile in which Mr. and Mrs. Charles L. Fair were killed, whose name is Brotey, returned to Paris this afternoon.

In an interview with the correspondent of the Associated Press he threw some further light on the cause of the accident, saying:

When we left Trouville Mr. Fair was suffering from bronchial catarrh. He coughed frequently on the road and during the fits of coughing his face was much congested, evidently producing slight dizziness. He had just been coughing when I noticed that the tire of one of the rear wheels was deflated. I realized the danger, and, jumping to my feet and leaning forward, I shouted in Mr. Fair's ear in English: "Stop quick; tire no good." Mr. Fair glanced back, but he did not reply.

Apparently he tried to stop, but in doing so he must have made the wrong steering movement, as the machine swerved across the road and went in a straight line for a tree. Mrs. Fair, as she saw the direction the automobile was taking, clasped her husband's shoulders with her arm and turned her face back toward me with a look which said plainly: "We are lost." The next moment came the crash and I was thrown into a field beside the road and stunned. When I recovered, which I did quickly, I limped to the side of my master and mistress and with the help of the chateau gatekeeper's wife extricated the bodies from the wreck.

Asked if either of them showed signs of life, Brotey replied:

Both seemed to be dead, but I was in such a dazed condition from shock and so affected by the ghastly spectacle presented by the wounds on the heads of both victims that I did not notice whether either moved or not. The gatekeeper's wife said afterward that Mr. Fair moved his foot and that his wife moved her hand as they lay on the ground, but I did not see the movements. The woman did not say whether the man or his wife stirred last.

The bodies are due to arrive in Paris at 3:55 this afternoon. They will be deposited in the vault of the Church of the Madeleine until they are shipped to the United States.

Story of Gatekeeper.

A representative of the Associated Press has just returned to Paris from the Chateau Buisson, where a personal investigation into the circumstances surrounding the death of Mr. and Mrs. Fair was made. Mme. Hourd, wife of the gatekeeper, made the following statement to him:

When the automobile crashed into the trunk of the elm tree I saw the occupants of the carriage shot into the air to half the height of the tree. Then they fell with a thud. I screamed and rushed out from the gateway and across the road, where I saw the automobile, tilted over five yards from the three. At first I did not see the victims, but afterwards perceived them at the foot of the tree. Mr. Fair was lying at full length behind, while his wife was against its front, as though sitting with her head leaning against the tree. Mr. Fair apparently was quite dead. I took his wife's head in my hands and gently laid the body flat on the grass. She did not give a sign of life. The horrible gashes on the heads of Mr. and Mrs. Fair upset me and I ran back to the lodge and called my husband, who was ill and in bed, to warn the people at the chateau. I then returned to where the bodies lay. About this time a painter, whom I do not know, came along. I called him and as he stood looking at the corpses I asked him to remain there, as I intended to go for the people at the chateau. He then walked away, saying he had his own business to attend to and could not wait.

I then returned beside the bodies and was looking at Mrs. Fair when I saw the gloved fingers of one hand slowly opening. I turned to her husband and found his foot moving, as though the leg was drawing up. This frightened me and I ran back to the lodge. When I returned with my husband the bodies were motionless and never stirred again.

Movements of the Bodies.

When asked if she could say whether the movements of the bodies described had been longer with Mr. Fair than with his wife, she said: "They took place simultaneously. I was too unnerved to remain and watch and ran back to the chateau and when I saw the bodies again they were still."

Dr. Perriquet of the village of Pacy-sur-Eure, who was summoned to attend Mr. and Mrs. Fair at the time of the accident, said to the representative of the Associated Press:

"When I reached the spot a quarter of an hour or so after the accident both Mr. and Mrs. Fair were quite dead and I am convinced from the nature of the wounds that death was instantaneous in both cases. Mr. Fair's forehead and the forepart of his skull were completely crushed and the side of his wife's face were battered in as though she had received a blow from a sledge-hammer."

Questioned regarding the statement of Mme. Hourde regarding the movement of Mr. Fair's foot and his wife's hand, Dr. Perriquet said: "I am convinced that at the moment the movements were alleged to have occurred life was quite extinct; they were killed instantaneously."

The coffins containing the bodies of Mr. and Mrs. Fair arrived in Paris this afternoon and were placed in the vault of the Church of the Madeleine in the presence of a representative of the Unite States consul, Mr. Ellis, manager of the hotel, Mr. Fair's chaffeur and Mrs. Fair's maid.

Prayers were said for the repose of the deceased.

FORECAST OF THE WEATHER

Showers Sunday and Monday is the Prospect for Nebraska.

WASHINGTON, Aug. 16.—Forecast:

For Nebraska—Showers Sunday and Monday.

For Iowa and Missouri—Fair and warmer Sunday; showers Monday.

For Kansas—Fair Sunday and Monday.

For North and South Dakota—Showers Sunday, with warmer in east portion; Monday, showers.

For Illinois—Fair Sunday and Monday, warmer Monday; fresh east to southeast winds.

Local Record.

OFFICE OF THE WEATHER BUREAU, OMAHA, Aug. 16.—Official record of temperature and precipitation compared with the corresponding day of the last three years:

	1902.	1901.	1900.	1899.
Maximum temperature	77	91	78	85
Minimum temperature	65	68	68	66
Mean temperature	72	80	73	76
Precipitation	.00	.00	1.01	.00

Record of temperature and precipitation at Omaha, Neb., for this day and since March 1, 1902:

Normal temperature	73
Deficiency for the day	1
Total excess since March 1	162
Normal precipitation	.11 inch
Deficiency for the day	.11 inch
Total rainfall since March 1	19.40 inches
Deficiency since March 1	1.46 inch
Deficiency for cor. period, 1901	7.25 inches
Deficiency for cor. period, 1900	1.93 inch

L. A. WELSH,
Local Forecast Official.

To Name Burkett's Opponent.

FALLS CITY, Neb., Aug. 16.—(Special.)—The fusion congressional convention will meet in the courthouse in Falls City on next Monday and go through the motions of nominating a candidate to oppose Hon. E. J. Burkett. The nomination can be had for the asking. The leading democratic politicians hereabouts say they have no idea who the victim will be.

Street Carnival for Sidney.

SIDNEY, Neb., Aug. 16.—(Special Telegram.)—A street fair and carnival will be held here, beginning September 23 and continuing to the 27th. The city council met today and granted concessions to Harry Killian and others. There will be many attractions to draw the thousands who are expected to attend.

To Attend I. O. R. M. Grand Council.

FALLS CITY, Neb., Aug. 16.—(Special.)—George W. Inskeep of this city is one of the four delegates from this state to the grand lodge of the United States, Independent Order of Red Men, which meets in Norfolk, Va., September 8. Mr. Inspeek is also a member of the finance committee which meets in New York August 23.

Kelley, Stiger & Co.

Our Fall Goods are now arriving and counter space must be made for their display; in order to do this we have cut still deeper into all classes and grades of Wash Goods. It will certainly pay you to attend this sale.

Half Price on All White Waistings & Suitings

White Goods for waists are going to be worn all through the winter and you can lay up a supply not only for the coming winter but for next year as well, at exactly half price.

At 10c yard—All our white shirt waistings and suitings that sold at 20c yard, now **10c yard.**

At 12½c yard—All our white shirt waistings and suitings that sold at 25c yard, now **12½c yard.**

At 15c yard—All our white shirt waistings and suitings that sold at 30c yard, now **15c yard.**

At 20c yard—All our white shirt waistings and suitings that sold at 40c yard, now **20c yard.**

At 25c yard—All our white shirt waistings and suitings that sold at 50c yard, now **25c yard.**

Specials in Linen Department

10c Russia Crash, suitable for kitchen or roller towels, at **5c yard.**

25c all Linen Hemstitched and Drawn Work Doylies, at **10c each.**

45c Huck Towels, extra fine quality and large size, at **29c each.**

$1.50 and $2.00 Satin Damask Lunch Cloths, 36x36 inches, at **$1.00 and $1.25 each.**

Advance Sale on Flannels

Large assortment of Outing Flannels and Flannelettes for waists dressing sacque, kimonas and wrappers, at **10c-15c yd**

Our collection of new fall wool waistings are ready for your inspection. We invite your attention to our selection of pedestrian suits, which have just arrived.

Kelley, Stiger & Co

Cor. Farnam and 15th Sts.

IMPORTANT ANNOUNCEMENT

THE COMMERCIAL

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520 Broadway, Council Bluffs.

Incorporated Under the Laws of Iowa.

ARE PREPARED TO FURNISH

full and complete information concerning any company, firm, agency, business or person as to reliability, business methods, etc., etc., etc. Our object is not to supplant commercial agencies but to acquaint the buyer with the merits of property offered for sale; to inform the seller as to the reliability of the would-be buyer—to bring together the owner and the purchaser—to give specific information regarding real estate or chattels offered as security for loans, including crops, herds, etc.—to bring together those needing help and the unemployed—to buy and sell real estate—to investigate and report on all kinds of new enterprises offering stock to the public—to furnish reliable reports on all kinds of enterprises, persons and callings—exchanging real estate, selling of property and everything that pertains to real estate. Renting rooms in Council Bluffs and Omaha. No commission charged for real estate transactions or buying and selling any line of business.

A FINE SAMPLE BARGAIN.

Fine business for $3,000 bringing $150 per month to exchange for property in Iowa or Nebraska. Call or write Commercial Bureau of Information, 520 Broadway, Council Bluffs, Ia., or 425 Paxton Block, Omaha, Neb.

Full particulars on request. Business entirely confidential. Bank references furnished. Address

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520 Broadway, Council Bluffs, Iowa, or
425 Paxton Block, Omaha, Nebraska.

MR. GEO. COTT OF THE MARTIN-COTT-HAT COMPANY OF OMAHA, NEB., WRITES.

Magnet Chemical Co:

Dear Sirs—By applying Magnet Pile Killer for two days I cured an aggravated case of bleeding piles. One dollar is cheap for such a wonderful compound. I cheerfully recommend it to my friends of the traveling fraternity, who may be suffering from rectal diseases. Gratefully yours,
GEORGE COTT.

Magnet Chemical Co:

Gentlemen—I now take the opportunity of sending you my thanks. About six weeks ago I was taken with a very severe attack of piles. They fell to the extent of nearly two inches, but following out the instructions of your Magnet Pile Killer I am entirely well and am willing to answer all inquiries to the same. Many thanks to you.
FRANK HALL,
David City, Neb.

Magnet Chemical Co.:

Please find enclosed money order for $1.00, for which send one box Magnet Pile Killer. This one is for a friend, I have been cured with it and feel confident that it will cure him. Yours truly, A. COON,
Springdale, Ark.

$1.00 at your druggist. Guaranteed; or sent postpaid by
MAGNET CHEMICAL CO.,

CHICHESTER'S ENGLISH
PENNYROYAL PILLS
Original and Only Genuine. SAFE, always reliable. Ladies, ask Druggist for CHICHESTER'S ENGLISH in RED and Gold metallic boxes, sealed with blue ribbon. Take no other. Refuse Dangerous Substitutions and Imitations. Buy of your Druggist, or send 4c. in stamps for Particulars, Testimonials and "Relief for Ladies," in letter, by return Mail. 10,000 Testimonials. Sold by all Druggists. Chichester Chemical Co., Mention this paper. Madison Square, PHILA., PA.

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CURES in 1 to 5 days. Guaranteed not to stricture. Prevents Contagion. THE EVANS CHEMICAL CO. CINCINNATI, O. U. S. A.

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Use Big G for unnatural discharges, inflammations, irritations or ulcerations of mucous membranes. Painless, and not astringent or poisonous. Sold by Druggists, or sent in plain wrapper, by express, prepaid, for $1.00, or 3 bottles, $2.75. Circular sent on request.