MORTON MEMORIAL TABLET

Is to Be Placed on One of the Big Redwood Trees in Santa Cruz Park.

ARBOR DAY PROCLAMATION IS ISSUED

Supreme Court Hands Down a Number of Opinions, Among Them One in the Libel Case From Riverton.

(From a Staff Correspondent.)

LINCOLN, March 19.—In the rooms of the Nebraska State Historical society at the State university there is on exhibition a tablet of white bronze that is to be placed upon one of the big redwood trees in a park at Santa Cruz, Cal., in memory of the late J. Sterling Morton. This tablet is about two feet square and is cast with its inscriptions standing in bold relief so that they may be read at a considerable distance. On the upper left hand corner are the words, "Plant Truths," and upon the upper right hand corner the words, "Plant Trees." Below these words is a design composed of four oak leaves and an acorn on a single twig, beneath which is set for the significance of the tablet as follows: "In memory of J. Sterling Morton of Nebraska, father of Arbor day; born April 22, 1832; died April 27, 1902. By order of Nebraska State Historical society."

The tablet was manufactured in Des Moines at the order of W. W. Cox of Cortland, who conceived the idea while touring California that Mr. Morton should be remembered as have been many other men of national prominence in the naming of the big trees abounding in the park at Santa Cruz. He asked leave of the park authorities there to name one of the trees after Mr. Morton and was assured that it would be granted if the proper tablet were furnished. At the last meeting of the historical society a committee, with Mr. Cox as chairman, was appointed to secure the tablet and provide for its installation. The tree picked out to bear the name of Mr. Morton, and to which this tablet will be fastened, is about 270 feet high and is believed to antedate the pyramids. There are others much larger in the park.

Pending its being sent to California the tablet is shown at the historical society's room beneath the bust of Mr. Morton.

Arbor Day Proclamation.

Governor Mickey today issued the following Arbor day proclamation:

The recurring spring season is again at hand, bringing with it that holiday which is distinctively of Nebraska origin and which has here received its most complete recognition.

The observance of nearly all public festivals is actuated by motives of sentiment, but Arbor day is commemorated because of the practical value and utility of the acts which emanate from it. Through its beneficent influence Nebraska's treeless plains have been dotted over with beautiful groves, affording grateful shade during the heat of summer, protection from the blasts of winter, fuel for home consumption and which have also had a marked effect in making the climatic conditions more favorable for agricultural pursuits. The denudating of the natural forests for lumbering purposes has occasioned physical disturbances, a study of the effects of which are more or less agitating the scientific world, but it is certain that any resultant injury can be neutralized by the systematic conservation of remaining forests and the planting of trees in harmony with that progressive spirit of the times which takes into consideration the needs of the future as well as of the present.

By virtue of the authority vested in me by law I do hereby proclaim and designate Wednesday, April 22, 1903, as Arbor day, and I earnestly urge every citizen of the state, and especially the pupils of the public and private schools, to observe the day by the general planting of trees and the beautifying of lawns and premises. The occasion is of added interest this year because of the death since last Arbor day of Hon. J. Sterling Morton, the originator of the day and one of Nebraska's most honored citizens. I suggest that an extra tree be planted in memory of him who did so much for the state and whose practical ideas concerning forestry are proving of especial value.

Supreme Court Opinions.

The Riverton Review will have another chance for its white alley. The supreme court has reversed and remanded for a new trial the case brought against it by Ed Fuller, the town marshal, who was the subject of a terrific roast at the hands of the paper, which is published by Mrs. Amanda B. Williams and edited by her husband, Paris Williams. The story is an odd one.

Employed in the office as a compositor was Gold Williams, a son of the publisher and editor. He is now a student at the State university. One day in July, 1901, copy was slack and for want of some the young man set up and run in the paper without his parents knowing of it till after it was printed a scathing attack upon the newly appointed town marshal, whom it did not name. This article is reproduced in the supreme court's opinion.

Fuller promptly sued for $5,000 damages for libel and recovered judgment for $375. Mrs. Williams appealed.

Assistant is Liable.

For a second time the supreme court holds that the bondsmen of Frank Fiala as assistant cashier of a bank at Milligan, Fillmore county, which was wrecked by the peculations of its cashier, one Zirhut, are liable for Fiala's acts in permitting the cashier to float forged and fictitious notes.

The supreme court decrees in a decision handed down last evening that the Aetna Life Insurance company must pay the $1,000 policy it issued upon the life of R. L. Rehlaender. Mrs. Jennie Rehlaender of Lincoln, his widow, is the beneficiary and plaintiff. Her husband had permitted the policy to lapse, but on September 25, 1901, had it renewed by filing a statement that he was in good health and not afflicted with any dangerous ailment.

Sustains Convictions.

The supreme court sustained the conviction in the courts of Colfax county of William Keopke, who was accused of violating a law which prohibited the keeping of a bowling alley in connection with a saloon or hotel. The defendant's attorneys attacked the law as an unreasonable restriction upon the freedom of a man to engage in a business not in itself bad or vicious. The court admits there is some force to the arguments used, but that it was evidently not the intent to exclude saloon keepers from the privileges of running a bowling alley because of the character of the latter, but to prevent the evils resulting from operating one in connection with a drinking place. What Keopke did was a criminal offense and he must suffer the consequences.

The conviction of Albert McNutt in Cedar county of robbing the store of Henry D. Spork and Lloyd K. Spellman of a lot of jewelry is also affirmed as being justified by the evidence and no error having been committed by the trial court. Technical objections to the information were urged by McNutt's counsel.

Smith Gets New Trial.

Raymond Smith was charged in the district court of Sheridan county, says the supreme court, upon an information which is a bad one, and the case is reversed. There were two counts in this information. One sought to charge him with burglariously entering and breaking into the home of Hanna Swanson with the intent and for the purpose of ravishing her, and the second charged burglary. The latter was dismissed, and Smith pleaded guilty to the first count and was sentenced to a year. An arrest in judgment was at once taken and the appeal to the supreme court perfected. The attorney general did not try to justify the information, which the court says was defective in that it did not state what overt acts Smith committed to show his intentions toward the woman.

Decides Indian Case.

A decision of very great importance to the people of Thurston county is that in the case of Daniel Porter against Ne-da-we Parker, involving the application or non-application of the Nebraska law of descent to Indians. There are some 1,200 Indians in that county and there are 100 or more cases resting upon the decision in this one. The facts and the contentions of both parties thereto were stipulated to the court recently, and an early decision asked for, as many titles depended upon the final decree of the courts. The decision is that the law of descent applies to Indians just as well as to white men. It says:

"An allottee and patentee of lands in severality pursuant to an act of congress entitled an act to provide for the sale of a part of the Omaha reservation to the state of Nebraska, is seized of an equitable estate in fee, which, upon his death, before issuance of the final patent therefor by the United States descends to his heir or heirs-at-law according to the laws of inheritance of this state."

Upon one side of the case was the father of the patentee, on the other his widow, and the question was whether or not the nearest kin takes the use and possession of the allotment so made free from the dower or other life estate of the widows. Philip Porter, or as he was known in the tribe, Mehaska, took his allotment and patent for a quarter section of land in 1882. The law in force at that time, an act of congress, provided that the United States should hold in trust for the Indians for a period of twenty-five years these allotments, and at the end of that time to convey it to him or his heirs absolutely. This was done so that the Indians could not at once after receiving the allotment sell it to some white speculator and after living up the proceeds become a dependent upon the government; in other words, the purpose was to encourage industry and thrift among the tribesmen.

Porter died in 1889, leaving a daughter, Tainenga, and a widow, Me-da-we. The daughter afterward died, and the widow has continued in possession of the land. Daniel Porter, his father, laid claim to it on the ground that the inheritable character of the property became suspended by the fact that the fee title was not in him, but in the government, and would not pass till the end of the twenty-five-year period. The widow insised that she acquired an interest under the patent, that when her husband died the daughter inherited his rights and estate, which in turn descended to her upon her daughter's death.

The court holds with the widow. It says that Porter had an equitable estate, that is, one that he could enforce in law, at the end of the twenty-five years, and that his daughter first, then his wife, inherited this estate, and not his next of kin. The question of dower is not passed upon, as the widow inherited it all through Tainenga, but attorneys say it will follow that a widow of an Indian, as the laws of descent apply equally, will get dower just the same as the relict of a white man. It holds, too, that if this did not apply the father would be in no better position, as, should he die before the end of the twenty-five year period, assuming his position to be correct, the estate would either go to collateral heirs or escheat to the state.

Proceedings of Supreme Court.

The following causes were argued and submitted in the supreme court March 17:

First National bank of Edison against Tompkins; Hanson against Hanson; Newman Grove State bank against Linderholm; Gatzmeyer against Peterson; Hess against Lell; Crouch against Pyle; German National bank of Beatrice against Beatrice Rapid Transit and Power company; Howell against Ross; Strowbridge against Miller; Curtiss against McCune; Bovier against McCarthy; Western Union Telegraph company against Nye & Schneider; White against Whitney; Baker against Gillan; Hackney against First National bank of Lincoln; Schick against Whitcomb; Keith county against Big Spring Land and Cattle company; Rhea against Brown; Story against Gammell; Roblee against Union Stock Yards National bank; Adams against Miller; Linton against Cathers; Emory against Hanna; Lelenring against La Croix; School District of Omaha against McDonald; Burlington railroad against Giffen; Anderson against Hall; Hunter against Omaha; Clark against Commercial National bank; First National bank of Holdrege against Johnson; Anderson against Anderson; State ex rel Kennedy against Broatch; Knoll against Randolph; Haslam against Barge; Keller against Davis; Michigan Trust company against Red Cloud; Northdruft against Lincoln.

The following miscellaneous orders were made:

Schuyler Building and Loan association against Hodadon; affirmed.

Johnson against German Mutual Insurance company; affirmed.

Helbine against Van Nortwich; affirmed.

Schlitz Brewing company against Sesemann; affirmed.

Garnett against Myers; continued to April 7.

Cleland against Anderson; continued to May 19.

Leavitt against Bartholomew; submitted on motion of appellee to retax costs.

Hillers against Yeiser; submitted on motion of appellee to recall mandate.

Van Doren against Weideman; suggestion of death of plaintiff in error, Charles Childs, received; motion to recall mandate sustained; motion to enter judgment of affirmance nunc pro tunc as of date when cause was argued and submitted to court, December 2, 1902, sustained.

Franklin against Layporte; sumbitted on motion of defendant in error to vacate submission and to allow defendant in error six days in which to serve and file briefs.

Franklin against Thackrey; submitted on motion to vacate submission and to allow defendant in error six days in which to serve and file briefs.

Pitman against Humphrey; submitted on motion to vacate order of continuance made March 3, 1903, and motion to affirm.

Reed against Kinney; submitted on motion of defendant in error to affirm.

Linton against Cathers; leave given to plaintiff in error to supply the record.

Bonacum against Murphy; submitted on motion of appellee to strike briefs of appellant and to affirm.

Hyde against Hartford Fire Insurance company; leave to appellant to supply the record.

Cutter against Woodard; submitted on motion of appellee to vacate order of continuance and to submit cause upon merits.

Murphy against Fidelity Mutual Fire Insurance company; submitted on motion of plaintiff in error and stipulation to advance.

State ex rel Davis against Board of Commissioners, Cass county; advanced, with stipulation.

Chadron Loan and Building association against Hayes; advanced.

Union Pacific railroad against Sprague; cause advanced for hearing.

Hanson against Hanson; leave to have cause stand as on appeal; leave to defendant in error to amend record to conform to facts proven at trial.

Jester against Curry; leave to defendant in error to file briefs in one week.

Abbott against Campbell; leave to defendant in error to file briefs in one week.

Proceedings of March 18:

Leavitt against Bartholomew, motion to retax costs overruled; Hillers against Yeiser, mandate recalled, bill of exceptions ordered returned to supreme court; Murphy against Fidelity Mutual Fire Insurance company, advanced; Bacon against Dawes county, rehearing denied; Tripp against Dawes county, rehearing denied; Toogood against Russell, rehearing denied; South Omaha against Meyers, rehearing denied; McCoy against Lane, rehearing denied; Fergus against Gagnon, rehearing denied; McNerny against Hubbard, rehearing allowed; Cruzen against Pottle, rehearing denied; Fremont Brewing company against Hanson, rehearing denied; Elder against Weber, rehearing denied; Royal Highlanders against Scovill, rehearing denied; Nares against Bell, motion to retax costs overruled; Schreck against Hanlon, rehearing denied; Sons and Daughters of Protection against Underwood, rehearing denied; Mathieson against Omaha Street Railway company, rehearing allowed; McLean against McCormick, rehearing denied; Langan against Langan, rehearing denied; Burke against Tewsbury, mandate ordered; Schlitz Brewing company against Sesseman, mandate ordered to issue after ten days if no application for rehearing then pending.

Opinions filed March 18:

Faulkner against Sims; former judgment adhered to except as to Reisenburg; as to him judgment of district court reversed and cause remanded for further proceedings; Pound, C.

National Aid association against Brachter; former judgment adhered to; Albert, C.

Peycke against Shinn; reversed; Albert, C.

Vila against Grand Island E. L. L. and C. S. company; decree of May 6, 1901, order of confirmation of June 22, 1901, and order appointing receiver vacated; Lobingier, C.

Reischick against Reiger; reversed; Albert, C.

Williams against Smith; affirmed; Ames, C.

Modern Brotherhood against Cummings; affirmed; Kirkpatrick, C.

Lydick against Gill; affirmed; Barnes, C.

Standley against Clay, Robinson & Co.; affirmed; Ames, C.

Williams against Fuller; reversed; Albert, C.

Strong against Combs; affirmed; Duffie, C.

Allen against Cerny; reversed; Hastings, C.

Pratt against Smith; affirmed; Sullivan, C. J.

Aetna Life Insurance company against Rehlaender; affirmed; Barnes, C.; Pound, C., concurring in separate opinion.

Fidelity and Dep. company against Parkinson; reversed; Duffie, C.

Gehris against Fuhrman; affirmed; Duffie, C.

Pifer against Burch; affirmed; Hastings, C.

Mann against Burklund; affirmed; Kirkpatrick, C.

Koepke against State; affirmed; Sullivan, C. J.

Fiala against Ainsworth; affirmed; Pound, C.

Jahnke against State; affirmed; Holcomb, J.

Porter against Parker; affirmed; Ames, C.

Smith against State; reversed; Holcomb, J.

McNutt against State; affirmed; Sedgwick, J.

*Opinions in the following cases will not be officially reported:

Van Auken against Mizner; former judgment vacated; judgment of district court affirmed; Barnes, C.

Logan against Nebraska Moline Plow company; former judgment adhered to; Ames, C.

Barnes against Boston Investment company; affirmed; Duffie, C.

Marcus against Leake; affirmed; Kirkpatrick, C.

Spence against Apley; affirmed; Pound, C.

Carlson against Jordan; affirmed; Hastings, C.

Nebraska Loan and Trust company against Corning; affirmed; Pound, C.

Guthrie against Guthrie; affirmed; Albert, C.

Dawson County National bank against Oldfather; affirmed; Oldham, C.

McCowan against Votaw; affirmed; Ames, C.

Werner against Linsenmeyer; affirmed; Kirkpatrick, C.

State ex rel Neeland against Follmer; affirmed; Hastings, C.

Three Tickets at Plattsmouth.

PLATTSMOUTH, Neb., March 19.—(Special Telegram.)—The democratic city convention placed in nomination the following city ticket: For Councilmen—First ward, Ed Fitzgerald; Second, Carl Kunsman; Third, James Harold; Fourth, Joe Peters; Fifth, John Verndorn. For School Board—V. V. Leonard and L. G. Larson. The socialists named this ticket: For Councilmen—First ward, Homer McKay; Second, William Krohler; Third, Tom Isner; Fourth, Henry Sanders; Fifth, Ole Roman. For School Board—Charles Martin and Henry Madson. As the three tickets nominated go wet, the temperance people are discussing the advisability of putting a dry one in the field.

Serious Accident to Hunter.

FRANKLIN, Neb., March 19.—(Special Telegram.)—Bert Garrett, a young man 21 years old, met with a very serious accident today which caused him to lose his entire left hand. He was hunting about eight miles north of here, using a muzzle loading gun and had loaded it very heavily, using both black and nitro powder mixed, which caused the gun to explode, tearing away his entire hand and a piece of the gun striking him in the face, making an ugly gash on his forehead. He was brought to town and Dr. Feese amputated the hand. At present he is resting easy, but is in a serious condition.

Half of the Money Pledged.

BEATRICE, Neb., March 19.—(Special.)—Over $10,000 has been pledged by the citizens of Beatrice for the new Young Men's Christian association building, which is to cost $20,000 and which will be erected here provided the necessary funds can be secured. State Secretary Bailey has been in the city the last few days pushing the work.

Spring Shower at Beatrice.

BEATRICE, Neb., March 19.—(Special.)—The first spring shower of the season visited this section last night. The rainfall, which was quite heavy, was accompanied by a strong wind and vivid lightning.

FIRE SWEEPS WHOLE BLOCK

Business District in Springfield Suffers Loss of Nine Buildings.

LOSS ESTIMATED AT THIRTY THOUSAND

Insurance is Only One-Third of That Amount—Supposition Is That the Blaze Was of Incendiary Origin.

SPRINGFIELD, Neb., March 19.—(Special Telegram.)—Fire broke out at 2:20 this morning in the rear of the A. P. Driscoll bowling alley, situated about the middle of the block on the south side of Main street. There was a row of five frame buildings on each side and within one hour from the time the first alarm was sounded the entire south side, with the exception of John Munford's barber shop, was in ashes. The north side of the street was only saved by the heroic efforts of the bucket brigade. The heavy rain that set in last night at 9 o'clock and the fact that there was a very light wind is all that saved the entire business portion of the town.

Estimated loss of buildings and stock is $30,000 with only $10,000 of insurance. L. A. Bates is the heaviest loser, his building and stock being an entire loss with no insurance. The principal losers by this morning's fire are:

W. M. Kreck, general merchandise store and large warehouse.

L. A. Bates, drugs, $6,000.

J. M. Elwell, implements, $5,000.

B. F. Johnson, saloon, $1,800.

P. R. Smith, saloon, $1,800.

W. J. Duve, saloon and meat market, $1,500.

George Schuler, saloon, $1,000.

C. W. Owens, meat market, $1,500.

John Ball, bowling alley, $700.

Postal Telegraph company, office, $500.

Driscoll's bowling alley.

Rogers' restaurant.

W. J. Blackwell, barber shop.

John Munford, barber shop.

J. D. Spearman's bank building was badly damaged.

E. L. Pflug, restaurant, $800.

It is thought the fire was incendiary.

This is the first fire of any importance in the history of the town. The town board was just completing arrangements to submit a proposition to the voters early next month to bond the town for the purpose of constructing a system of waterworks. There was a doubt about them carrying before the fire, but now they will go through with a whoop.

The insurance companies mostly interested in the losses are the Columbia Fire of Omaha, $6,500; Farmers' and Merchants', Lincoln, $2,500; Phoenix, Brooklyn, $1,200, and one or two small policies in mutual companies.

The town board is in session tonight and will pass an ordinance forbidding any building to be erected on Main street other than brick, stone or iron. The street will be rebuilt in accordance with the ordinance as soon as material can be procured.

MEET WITH WARM RECEPTION

Bride and Groom Sleep in Jail on Account of Fear of Brother of the Bride.

FREMONT, Neb., March 19.—(Special.)—Vigo Nelson, an employe of the Bell Telephone company of this city, and Clara Teitge, a 17-year-old girl, ran away to Council Bluffs Monday and were married. The girl's mother, Mrs. F. Teitge, did not succeed in locating the pair until last evening when Sheriff Bauman found them at Mrs. West's lodging house on Main street and brought them up to his residence, where the bride's mother was. Mrs. Teitge was not in a forgiving mood and she at once started to administer a good dose of corporal punishment to her recreant daughter in the same manner she formerly did when Clara was a little girl in short dresses, in the meantime hurling a torrent of mixed German and English epithets at the astonished groom. The sheriff finally succeeded in quieting the pair. A little later Felix Teitge, the bride's big brother, found out about her marriage and that knowledge did not put him in the frame of mind that his first name would indicate. He started on the trail of his new brother-in-law swearing that he would kill him on sight. The groom heard that Felix was after him and was almost frightened out of his senses. He went to the jail door on the run and begged the sheriff to lock him up for safe keeping. Bauman accommodated him and as the bride didn't dare go home and had no other place to stay she went to the jail too, the newly married pair occupying apartments up stairs. This morning the groom had come to the conclusion that his life was safe and went to work as usual keeping an eye out for the big brother.

Takes His Own Life.

BEATRICE, Neb., March 19.—(Special Telegram.)—Paul Schindler, a bachelor about 35 years of age and a resident of Blakeley township, this county, committed suicide this evening by shooting himself through the breast with a rifle. Schindler was found in bed with the rifle lying by his side. The coroner will investigate. The dead man was up before the insanity board several weeks ago, but was discharged. It is said that Schindler was mixed up in a murder case some time ago and it is thought that this has preyed upon his mind to such an extent that he took his own life.

Butler Educational Convention.

DAVID CITY, Neb., March 19.—(Special.)—The tenth annual educational convention of Butler county will be held at the David City opera house on Friday and Saturday, March 20 and 21. Several prominent educators are on the program, among them being Rev. F. H. Sanderson, D. D.; Harry Trumbull Sutton, Thomas A. Graham, W. K. Fowler, state superintendent; and Dr. Frederic C. Eastman. County Superintendent Hrushka says this will be the most interesting and profitable convention held in the county for several years.

Boy is Problem for Officers.

HUMBOLDT, Neb., March 19.—(Special.)—Local peace officers have a hard problem to deal with in the case of the 8-year-old son of Robert Cleary, a laboring man. The boy has for several months been causing complaint from citizens in various parts of the city, by stealing chickens and other petty articles and disposing of the same. Of late he has devoted most of his time to taking horses from various barns, picking up a saddle wherever possible, riding about town as long as he desired and turning the horse loose to go home. He, however, got into his most serious trouble by stealing a gold watch from the vest of C. C. Stringfield. Marshal Grinstead went in search of the lad and meeting him on the street found that he had the watch and compelled him to give it up. He was just returning from a jewelry store, where he had claimed the watch belonged to his father who wished him to sell it for $5 and have the money ready for him when he returned from the country in the evening. The lad always denies complicity in these offenses until pinned down and then owns up with astonishing frankness and promises not to do so any more. His parents seem to have wholly lost control of him and the authorities are considering the advisability of placing him in a reformatory.

MAN IS RUN DOWN BY A TRAIN

Nothing Found on His Person by Which He Could be Identified.

BEATRICE, Neb., March 19.—(Special Telegram.)—An unidentified man was struck by a southbound train on the Union Pacific road near Blue Springs this evening about 8 o'clock and instantly killed. He was walking on the track when the engine struck him and as it was very dark at the time it is supposed he failed to see the approaching train. He was dressed as a laborer and was about 40 years of age. His head was badly crushed and his brains were scattered along the track for a considerable distance. As a flask of whisky was found on his person it is supposed he was under the influence of liquor. Nothing was found about his person to identify him. The train was an extra, in charge of a Kansas City crew. The coroner will hold an inquest tomorrow.

Prohibitionist for Mayor.

BEATRICE, Neb., March 19.—(Special Telegram.)—At a largely attended convention of the citizens held here tonight J. S. McCleery, prohibition candidate, was nominated for mayor over Jacob Klein, the candidate for the high license faction. The remainder of the ticket nominated is as follows: City clerk, Leonidas Pethoud; water commissioner, R. F. Opperly; treasurer, Andrew Andresen; police judge, Albert Hardy; school board, Mrs. F. C. Laselle, A. F. Green, O. W. Beckwith; councilmen, First ward, Charles Greening; Second ward, H. Fishback, F. B. Sheldon; Third ward, Jacob Auch, J. N. Bowen; Fourth ward, Charles Neidhart, J. B. Parker.

Get Severe Sentences.

FREMONT, Neb., March 19.—(Special.)—"Banty" Burns, who has a good police reputation, was given ninety days in the county jail this morning by Police Judge Dame and three others of his gang fifty, forty-five and twenty days respectively. On Monday night last the Burns crowd jumped on to Arthur McDonald and Will Mallone near the corner of Third and C street and gave them a hard beating, knocking Mallone senseless. The police did not learn the identity of the gang until yesterday.

Harvard Selects Orators.

HARVARD, Neb., March 19.—(Special.)—A large audience of the citizens of Harvard greeted the contestants from Harvard High school last evening at Stoke's opera house, in their annual contest preparatory to the state contest. Superintendent C. R. Adkinson of York, Rev. Gates of Fairmont and Mrs. Henry of Clay Center were the judges, who found in favor of Miss Fidelia Bennett, first, and Herald Matters, second, from a list of six contestants.

Small Strike in Beatrice.

BEATRICE, Neb., March 19.—(Special.)—Eight men employed as helpers on the new library building in course of construction here went out on a strike yesterday. They have been receiving $1.75 per day, but demanded $2 per day. Messrs. Rutherford & Lee, the contractors, refused to grant their demands, so the men quit work. It is thought the trouble will be adjusted in a day or two so that the construction work on the building will not be materially interfered with.

High School Oratorical Contest.

EDGAR, Neb., March 19.—(Special.)—The oratorical contest of the Edgar High school was held last evening in the opera house. There were nine contestants and four prizes were offered, as follows: First prize, $5; second prize, $2.50; third prize, $1.50; fourth prize, $1. The prize winners were: First, Lester Klingerman; second, Ernest Larkins; third, Earl Hart; fourth, Lucy Gowen.

To Vote on Waterworks.

YUTAN, Neb., March 19.—(Special.)—Frank Roebling and Herman Eggers went to Wahoo today to inspect the waterworks according to instruction received by the town board, which will allow citizens a direct vote on the question at the next election.

Two Tickets at Hastings.

HASTINGS, Neb., March 19.—(Special Telegram.)—At the republican city convention held here tonight W. H. Hess was nominated for police judge and M. A. Hartigan, E. N. Hamen and D. M. Ball for members of the school board. The democrats had their primaries here tonight. Nominees for councilmen were as follows: First ward, Bud Owens; Second ward, Ezra Longevin; Third, I. S. Snyder.

FAILS TO SIGN TWENTY BILLS

Governor Allows Them to Become Laws Without His Signature.

PIERRE, S. D., March 19.—(Special Telegram.)—Governor Herried this afternoon filed with the secretary of state twenty bills which have been allowed to become laws by limitations. The list is senate bills appropriating $320,000 wolf bounty deficiency; authorizing the State Board of Charities to dispose of certain lands at the reform school and purchasing others; providing an annual appropriation of $10,000 for firemen's tournaments; appropriating $50,000 for a sewer at deaf mute school; also house bills appropriating $1,000 to reimburse Oliver Gibbs for money expended in promoting the World's fair; appropriating $10,000 for building at the blind asylum; appropriating $900 for transcribing the permanent journal of the house; creating a State Board of Pharmacy; appropriating $25,000 for building at the state university; appropriating $24,000 for building at Spearfish Normal; appropriating $20,000 for building and improvements at the school of mines; appropriating $25,000 for building at Madison Normal; appropriating $24,000 for building at Springfield Normal; establishing a department of horticulture and providing for publishing its report; providing for vote on the liquor question on petition of twenty-five free-holders; amending the fish law adding September to prohibited month on trout; appropriating $32,000 for building and improvements at Brookings; the peddler license law and providing penalties for the illegal shipment of game.

Killing Diseased Horses.

HOT SPRINGS, S. D., March 19.—(Special.)—E. J. Drake, who is employed by the government to inspect the range horses of Fall River and Custer counties, to investigate the French disease that has been reported to be serious, says that during the past few weeks he has found and killed about seventy head of horses that are infected with the disease. A larger part of those killed are owned or have been owned by the Indians, although the disease has gained quite a foot-hold among more excellent grades of horses owned by horse raisers. Mr. Drake believes that with the prompt measures that are being resorted to by the government in the complete extermination of all diseased animals that may be found, the disease will soon be overcome. The government pays 70 per cent of the value of all animals killed.

Commence Fight on Saloons.

HOT SPRINGS, S. D., March 19.—(Special.)—The preachers of the various churches here have for the past two Sundays discussed the saloon question at their evening services and are seeking to arouse public sentiment so that the saloons and the gambling attachments shall be divorced according to law and that the saloons shall be conducted with wide-open windows as the law directs. The preachers declare that they will fight the battles alone, if necessary, without the backing of their congregations, and that if necessary they will call upon the state officials to see that the laws of the state are enforced upon this question just as rigidly as they are upon horse stealing and murder.

Hayes Gets New Trial.

SIOUX FALLS, S. D., March 19.—(Special Telegram.)—At a term of state circuit court for Moody county, held at Flandreau last week, Richard Hayes was convicted of criminal assault and sentenced to a term of five years in the Sioux Falls penitentiary. He was placed in prison last week. Judge J. W. Jones of this city, who presided at the trial, today on application of the prisoner's attorneys granted a motion for a new trial and Hayes has been released from the penitentiary and returned to Flandreau. He will be confined in the Moody county jail until he furnishes the required bond.

Mystery About Graders.

GARLAND, Wyo., March 19.—(Special.)—Two or three carloads of grading machinery have been unloaded here during the last few days, but nothing is known of the intentions of the owners. It was reported some time ago that the Burlington would build a branch line to Thermopolis, thence west to the Kirwin mining district, and later came a report that a branch would be built from this place to Billings, or a point near there on the main line of the Burlington. It is certain there will be some construction work done near here and the people of this section are anxiously awaiting developments.

Gets Term in Penitentiary.

ABERDEEN, S. D., March 19.—(Special.)—J. McDonald, who robbed his employer, M. D. Widdis, of several hundred dollars last fall, was arrested a few days ago at De Kalb, Ill., and brought here for trial. He pleaded guilty to the charge and was given two and a half years in the penitentiary, where he will be taken at once.

Rain Turns to Snow.

PIERRE, S. D., March 19.—(Special Telegram.)—The rain storm here yesterday developed into a severe snow storm last night which continued through most of the day. The accompanying temperature was mild but will, it is certain, cause some loss among weak stock. There is no reason why there should be any severe loss.

Severe Storm at Aberdeen.

ABERDEEN, S. D., March 19.—(Special Telegram.)—A severe snowstorm has prevailed here the last twenty-four hours, but is now subsiding. High wind has drifted the snow badly. Railroad traffic is somewhat delayed.

GOLD IS STOLEN FROM CAR

Bar Worth Over Twenty Thousand Dollars Cannot Be Found.

TAKEN FROM MESSENGER ON WABASH

Makes Discovery of the Loss When Train Reaches Detroit and Police and Detectives Are at Once Notified.

DETROIT, Mich., March 19.—A bar of gold, said to be valued at $20,000 to $23,000, disappeared from the express car of Wabash train No. 4, which arrived at the union station from the west at 8 o'clock and left for Buffalo at midnight.

The property was in charge of the Pacific Express company and was consigned to Buffalo. Just as soon as the messenger missed the gold he notified the local agent of the company, who in turn asked the police to assist in the search for the missing treasure.

Every available detective on the staff of Chief of Detectives McDonnell was assigned to the case and private detectives were also retained to assist.

At 1:30 o'clock Captain McDonnell, chief of detectives, said that his men had discovered no clue to the whereabouts of the missing gold. The precious bar was checked out by the incoming messenger in the customary manner and receipted for at the company's office in the Union depot.

The outgoing messenger then checked it and receipted for it. His train was an hour and a half late and while awaiting its arrival the bar of gold, the detectives learned was loaded on a truck in the office, where several persons not employed by the company saw and examined it.

When the truck was unloaded after the arrival of the train the bar was found to be missing. Captain McDonnell says he has found that at least three persons not connected with the Pacific Express company were in the office and examined the bullion and discussed it.

There were four bars of gold in the shipment. The incoming messenger is positive he unloaded all four and wheeled the truck into the company's office here. When the midnight train, on which express matter is sent east, was ready only three bars were found on the truck.

Although the messenger was sure he had unloaded four, the hope that possibly he might have left one in the car, which went on to Buffalo, was entertained until word came from Buffalo that there was no gold in the car.

Several men who were in the office while the gold was awaiting transfer to the midnight train were taken into custody and examined, but later released after convincing the officers that they knew nothing of the missing treasure.

INSPECTOR GIVES OUT TIPS

Accused of Notifying Poolroom Keepers That Places Were to Be Raided.

NEW YORK, March 19.—At the trial today of Police Inspector Cross for neglect of duty, former Wardman George Bissert swore that a year before his dismissal from the force, in 1901, Cross told him there were warrants to be served on some poolroom keepers and instructed Bissert to learn what places were involved and to "tip them off."

A day or two later, Bissert said, Cross threatened to have him sent back to patrol duty because one place had been raided, although Bissert assured the defendant that a warning had been sent.

BUFFALO LITHIA WATER

Is Offered to the Public Upon its Record of Results Accomplished. Nothing Save an Actual Test can be more Satisfactory to the Patient than the Testimony of Eminent Medical Men who have Repeatedly Tested its Merits in Bright's Disease, Albuminuria, Renal Calculi, Inflammation of the Bladder, Gout, Rheumatism and Uric Acid Troubles.

Dr. Roberts Bartholow, *former Professor Materia Medica and General Therapeutics in Jefferson Medical College, Philadelphia, and author of "Bartholow's Materia Medica and Therapeutics" and other well-known medical works, says:* **"It is used with great advantage in Gouty, Rheumatic and Renal Affections."**

Dr. G. A. Foote, *of Warrenton, N. C., ex-President Medical Society of North Carolina, formerly Member of the State Board of Medical Examiners, and also of the State Board of Health.* After reporting remarkable relief obtained from the use of this water in a case of **CHRONIC BRIGHT'S DISEASE** in his own person, Dr. Foote says: "From this experience in my own case, and observation of its action in similar cases in patients for whom I have prescribed the water, I have no hesitancy in expressing the opinion that **BUFFALO LITHIA WATER** is the **most powerful of known remedies in this distressing malady** so difficult of treatment.

Geo. Halsted Boyland, A. M., M. D., *of Paris, Doctor of Medicine of the Faculty of Paris, says:* **"There is NO REMEDY SO ABSOLUTELY SPECIFIC IN ALL FORMS OF ALBUMINURIA and BRIGHT'S DISEASE,** whether **acute** or **chronic,** as **BUFFALO LITHIA WATER** Spring **No. 2,** accompanied by a milk diet. In all cases of **Pregnancy** where **Albumin** is found in the urine as late as the last week before confinement, **if this water and a milk diet is prescribed, the Albumin disappears rapidly from the urine** and the **patient has a positive guarantee against Puerperal Convulsions. Used as a substitute for ordinary water during the period of Gestation it will be found invaluable as a preventive of Puerperal Convulsions** and other **disturbances** incident to this condition.

BUFFALO LITHIA WATER is for sale by dealers generally. Voluminous medical testimony of the highest order showing the value of this water in the other diseases mentioned mailed to any address.

PROPRIETOR BUFFALO LITHIA SPRINGS, VA.

Don't Lose Your Grip

Gray hairs often stand in the way of advancement for both men and women, socially and in business. Many men are failing to secure good positions just because they look "too old," and no one knows how many women have been disappointed in life because they have failed to preserve that attractiveness which so largely depends on the hair.

HAY'S HAIR-HEALTH

has been a blessing to thousands. It is a hair food, nourishing the roots, forcing luxuriant growth, covering bald spots, restoring freshness and life, and positively brings back *gray hair* to its youthful beauty and color. Hay's Hair-Health is not a dye, and its use cannot be detected.

LARGE 50c. BOTTLES. AT LEADING DRUGGISTS.

Free Soap Offer Good for 25c. cake HARFINA SOAP.

Cut out and sign this coupon in five days, take it to any of the following druggists and they will give you a large bottle of Hay's Hair-Health and a 25c. cake of Harfina Medicated Soap, the best soap for Hair, Scalp, Complexion, Bath and Toilet, both for Fifty cents; regular price, 75c. Recommend by leading druggists everywhere at their shops only, or by the Philo Hay Specialties Co., 299 Lafayette St., Newark, N. J., either with or without soap, by express, prepaid, in plain sealed package on receipt of 60c. and this coupon.

Name.....

Address.....

GUARANTEE Any person purchasing Hay's Hair-Health anywhere in the U. S. who has not been benefited, may have his money back by addressing PHILO HAY SPECIALTIES CO., 299 Lafayette St., Newark, N. J. *Refuse substitutes. Insist on having Hay's Hair-Health.*

Following Druggists supply Hay's Hair-Health and Harfina Soap in their shops only:

OMAHA:—SHERMAN & McCONNELL DRUG CO., 16th and Dodge, KUHN & CO., 16th and Douglas, BELL DRUG CO., 1316 Farnam, MEYERS-DILLON DRUG CO., 16th and Farnam, MERCHANT, 16th and Howard, SARATOGA PHAR., 24th and Ames, SCHMIDT, 24th and Cuming, JOHNSON, 16th and 24th, FREYTAG, 1614 N. 24th. COUNCIL BLUFFS:—DAVIS, 200 W. Broadway, DEHAVEN, 332 Broadway, Bluffs and Main, WHALEY, 418 Broadway, MORGAN, 149 Broadway.

Don't spoil your silver with poor polish

GORHAM SILVER POLISH

Contains no acids or injurious ingredients. Cleans as well as polishes. Does not cake

All responsible jewelers keep it 25 cents a package

CHRONIC SORES

Signs of Polluted Blood.

There is nothing so repulsive looking and disgusting as an old sore. You worry over it till the brain grows weary and work with it until the patience is exhausted, and the very sight of the old festering, sickly looking place makes you irritable, despondent and desperate.

A chronic sore is the very best evidence that your blood is in an unhealthy and impoverished condition, that your constitution is breaking down under the effects of some serious disorder. The taking of strong medicines, like mercury or potash, will sometimes so pollute and vitiate the blood and impair the general system that the merest scratch or bruise results in obstinate non-healing sores of the most offensive character.

Often an inherited taint breaks out in frightful eating sores upon the limbs or face in old age or middle life. Whenever a sore refuses to heal the blood is always at fault, and, while antiseptic wash