

PUT TABITHA HOME ON RACK

State Board of Charities and Corrections Does Some Investigating.

RESULTS NOT MADE KNOWN AT PRESENT

Attorneys Assail Validity of Bigamy Statute and Assert There is No Law in Nebraska to Punish the Crime.

(From a Staff Correspondent.) LINCOLN, Sept. 22.—(Special.)—The Tabitha home, a charitable institution that recently had a quarrel with the city charity organization, which wanted to take the management out of the hands of Rev. Heiser, its founder and superintendent, and vest it to a board of directors to be selected or approved by the association, is now to have a round with the State Board of Charities and Corrections. The city charity organization investigated the home and threatened to publish its findings unless the superintendent assented to its demands. Rev. Heiser refused and the report has never been published.

In the meantime, Father Reusing, under the authority of the state board, has visited the Wieser farm, where about fifteen inmates of the home are kept and has turned his report over to the board. The board members refuse to make this public now and say they are not yet through with their investigation. The board also intends to get the report of the charity association and with the two reports it is expected to issue a final report on the settlement. If this cannot be done peacefully the attorney general will bring suit against the home and attempt to annul its charter.

The members of the board are very anxious that some legislation be enacted that will place all charitable institutions of this nature under the direction, or at least under the inspection, of the State Board of Charities and Corrections so that inspections may be made regularly to the end that no abuses may occur in them.

Several parties were in to see Governor Mickey this morning in regard to the matter, but the governor would not discuss what was to be done or the report of Father Reusing, until further investigation was made.

Labor Union Statistics. Deputy Labor Commissioner Bush is receiving reports from the labor unions of the state and from the employers showing the membership, scale of wages of both skilled and unskilled labor and things along these lines, including information as to the legislation needed to benefit each organization.

The reports show the labor unions of the state and the laboring men of the state are in a good condition, and few complaints are made in regard to salary or the amount of work required. The plumbers have the few things coming their way anyhow, and they know of no law needed just at this time by them.

Attacks Bigamy Statute. Counsel for Henry F. Smith, the clerk employed in Herpolsheimer's department store who was too much married, have filed a demurrer to the information alleging defects in the document and alleging that the law under which the prosecution was brought is unconstitutional and that it was not legally passed by the legislature.

Ray C. Smith, in whose behalf this question of the constitutionality of the law against bigamy is raised, was formerly a clerk at Herpolsheimer's store, where he was known as Harry DeFare. He was a plunger in affairs of the heart and had been long in Lincoln when he married Miss Merle Vera Boynton, daughter of A. Ledgarden Boynton, a well known Burlington engineer.

While the honeymoon was in felicitous progress a woman with a baby boy appeared upon the scene one night and procured the arrest of the happy husband, alleging that she had previously married her in Iowa. Her home was at Greenfield. She said that after he had lived with her long enough to squander an estate left her by her dead father, amounting to several thousand dollars, he deserted her and left her to support their child by a wage at a store at St. Paul. Her husband, who was known as Ray C. Smith, and it appeared that he is the son of a well known Iowa minister.

Wants Divorce Set Aside. Valeria W. Allenbach, who gave up her position as the cigar girl in the Millard hotel, Omaha, to become the bride of John S. Hoover, postmaster and prominent citizen of Blue Hill, after ten months of married life is fighting in the supreme court to have set aside the divorce granted her husband by the lower courts and get one of her own. The brief filed in the supreme court today by Lysie Abbott, her attorney, states that the divorce was granted without a hearing from the defendant. She, with her father and counsel, started for Blue Hill the day of the trial, but owing to the lateness of the train, they were unable to reach there on time. Judge Adams was skeptical, but refused to postpone the case; so did the attorneys for Hoover. The judgment was entered and Abbott and his client got to Blue Hill some time later and were refused a new trial.

Military Board Called. Adjutant General Culver has issued an order for a meeting of the military board to occur in his office on the morning of Saturday, September 25. The board is composed of General Culver, General Harry, Colonel Talbot, Colonel McDonald and Judge Advocate General Ehrhardt. The meeting is for the purpose of checking up bills and attending to routine work.

D. G. Becher of Columbus, who was one of the fusionists in the late legislature, being a member of the house, today tendered his resignation to Governor Mickey and it was accepted. Becher did not give any reason for resigning.

Ran Over by Locomotive. NORFOLK, Neb., Sept. 22.—(Special.)—

HOW TO FIND OUT.

Fill a bottle or common glass with your water and let it stand twenty-four hours; a sediment or settling indicates an unhealthy condition of the kidneys; if it stains the linen it is evidence of kidney trouble; too frequent desire to pass it, or pain in the back is also convincing proof that the kidneys and bladder are out of order.

WHAT TO DO.

There is comfort in the knowledge so often expressed that Dr. Kilmer's Swamp-Root, the great kidney and bladder remedy, fulfills every wish in curing rheumatism, pain in the back, kidneys, liver, bladder and every part of the urinary passage. It corrects inability to hold water and scalding pain in passing it, or bad effects following use of liquor, wine or beer, and overcomes that unpleasant necessity of being compelled to go often during the day, and to get up many times during the night. The mild and yet extraordinary effect of Swamp-Root is soon realized. It stands the highest for its wonderful cures of the most distressing cases. If you need a medicine you should have the best. Sold by druggists in fifty-cent and one-dollar sizes.

You may have a sample bottle of Swamp-Root, the great kidney remedy, and a book that tells all about it, both sent absolutely free by mail. Address, Dr. Kilmer & Co., Binghamton, N. Y. When writing be sure to mention that you read this generous offer in The Omaha Daily Bee. Don't make any mistake, but remember the name, Swamp-Root, Dr. Kilmer's Swamp-Root, and the address, Binghamton, N. Y., on every bottle.

(gram.)—Martin Luther Marshall, an electrician in Norfolk, was found dead this morning on the Northwestern railroad two miles west of here. The body was badly mangled. He rode to death on a wild one-way last night. He fell off and was instantly killed. An hour later a stock train passed over his body. Marshall was with his father at the yards. He thought the engine was going only about thirty feet and ran for it. "You can't catch it, pap," he said as the engine carried him away to death. The crew was unaware of his presence and when the engine had shaken Marshall loose it ran on to Brite Creek.

Accused of Robbing Blind Woman.

Wilhelmina Hagelin, who, because she is blind, picks an auto on the street corners for alms, was the victim of a midnight stock from Caroline Blodgett, an inmate of the Home for the Friendless, and as a result of this transaction and the further charge that Caroline had robbed her of \$4, the blind woman has sworn out a warrant for the arrest of the homeless woman. The blind woman claims she bought the missing stock some time ago, but up to date it had not been delivered to her. She claims that Caroline stole the \$4 out of her purse.

Charles Scott, who, with his family, has frequently figured in police affairs was picked up near his residence this evening suffering from many wounds on his body where he had been beaten. He claimed James Malone, chief of detectives of the Burlington, had done the work. Malone was arrested and released on his own recognizance till tomorrow. He denied that he knew anything of the beating and said he had not seen Scott at any time during the day.

Another Woman in the Case.

PAPILLION, Neb., Sept. 22.—(Special.)—It is not thought here now that Charles Rosencrans, the man who so suddenly disappeared a few days ago, has met with foul play. There are many different stories connected with the case, some averring that Rosencrans has long been infatuated with a South Omaha woman, and he has left with her. Others scout this theory and say as he was very fond of his family he would not do this. That there is a woman in the case no one can deny, as a woman called at the South Omaha postoffice a few days ago requesting that a letter be returned to her addressed to Rosencrans and written by her. This letter was received at the South Omaha postoffice yesterday, and was going to be returned to the Papillion office. The letter was the intervention of South Omaha parties the letter was held. The letter is, as has been learned later, a refusal of a request made by Rosencrans for a loan of \$50. Mrs. Rosencrans went after the letter today.

New developments are expected and everyone is watching the case closely, as some of Rosencrans' best friends say there will be many sensational features of the case.

Loebek Adjudged Insane.

PAPILLION, Neb., Sept. 22.—(Special.)—The Board of Insanity met here this morning to act upon the case of Andrew Loebek. Loebek is the man who, in a fit of insanity, attacked Mrs. Selbold Saturday afternoon, shot at her several times and made her a prisoner in the house. He was captured and brought to Papillion and lodged in jail. Sheriff McElroy went out today and found the revolver, also a belt full of cartridges. None of the shots took effect upon Mrs. Selbold and she is recovering from her experience slowly. The board adjudged Loebek insane and he will be taken to the asylum at Lincoln.

Workmen to Have Picnic.

CAMBRIDGE, Neb., Sept. 22.—(Special.)—The Ancient Order United Workmen southwest Nebraska have a big picnic in Lavonia park at this place tomorrow. A large attendance is expected. There will be addresses by Jacob Jaskalek, grand master workman; Hon. R. D. Sutherland, Hon. G. W. Norris and others. Band music and music by the Glee club. There will be base ball, foot races and other sports. The steamboat will be chartered on the lake and a general good time expected.

Beatrice Laboring Men Meet.

BEATRICE, Neb., Sept. 22.—(Special.)—A large and enthusiastic meeting of the laboring men of Beatrice was held in Labor hall last night. Rev. Carl D. Thompson of Denver was present and addressed the meeting on the subject of "Socialism." He is a splendid speaker and his remarks were listened to very attentively by those in attendance.

All Kinds of Sport.

During the afternoon, following the basket dinner, a desultory program of sports ensued. A roadster's race for \$10 and \$5 drew out horses that did not usually turn for such premiums. The first heat was won by Extenate in 2:2, with Ottumwa, second, and Axphall, third. The second heat went to Ottumwa in 2:3, with Extenate second and Axphall third. Extenate won the third heat and race in 2:3.

Moore's Stoves Always Please. The handy way to broil! MOORE'S STEEL RANGE WITH HINGED TOP. FOR SALE BY LEADING STOVE DEALERS.

GROCERS' PICNIC IS OVER

Hoodooed Affair Finally Comes Off at Missouri Valley.

CROWD SMALL BUT SPORTS THE LIMIT

Base Ball, Horse Racing, Baby Shows and Prize Waiting Pic in the Time for the Picnickers.

"Excuse us for today." This expressed on a banner in the parade was about the idea of the Retail Grocers and Butchers' picnic at Missouri Valley park yesterday. They wanted to be free from business and they wanted to have in a position to celebrate a holiday. Hence the "excuse us." The precious boom of a rainless day was cuddled up in the good feelings of all the grocers and of all the butchers, not the less so from the forecast rumor that rain could be expected today.

The unusual number of postponements had in some wise frayed the picnic enthusiasm of the crowd, so that there were not as many in the train as had been expected. But 1,000 people left Omaha and 200 or 400 more joined from Missouri Valley. Before the train started in the morning about forty early rising picnickers, led by Oleon's band of twenty-seven pieces and by Ed Evans and George F. Munro with banners, marched from Sixteenth and Farnam streets to the station, where the band played martial music while the crowd assembled. One train of twelve passenger coaches was sufficient and pulled out at 5:30 decorated with waving arms and the advertisements of David Cole. At 10:15 land was sighted and the park reached. The concessionaires got immediately busy in placing in commission stands and financial concerns, wherein the venturesome might place money and occasionally win out a nickle.

Start on the Games.

After the train had deposited the crowd and everybody had taken a general survey of the grounds the band gathered in the grandstand and emitted a gladsome note, which let the people know that what was going was in the line of a picnic. The commission men and the grocers were rolling up sleeves and taking off collars preparatory to a ball game. It must be understood that the players were not as a rule the grocer and more prominent men in these business lines, but rather those who will in about twenty-six years be known as the "old timers." The ball ground was one of those freshly harrowed and harrowing affairs where the easy balls do not roll at all and the swifter ones burrow. The home plate was the seventh page of the Morning Bee held down with four brick bats. S. K. Knapp was selected for umpire, he having served a local creamery for several years. The Commission men went first to bat, but you could hardly notice it. The Grocers lived things up with three men on bases, but they were unable to deliver the order in time for dinner. The second inning was a bloody matter, and each side pulled out two runs. Rarden at short for the Grocers did a specialty act with a grounder that would have secured him an engagement on any circuit as a tramp juggler. The third round brought the Grocers another tally but the fourth brought the picnic to a close. The band meantime in the grandstand directly back of home plate was furnishing indirect music. It was during the third that Rita of the Commission men poured a foul tip into the E flat tuba as Prof. Campyron was busy pushing a sustained lower F at the other end. The back rush of air hurt the musician and the band moved over about one chain west on the grandstand.

One Bright Spot.

During this inning the Commission men did a little rush order business and delivered a double play. Daubens marked the cloud of dust where Howell's grounder was hit and the ball from the outfield slammed it in to Shortstop Brown, who was covering second, who in turn handed it to first quering the round. The Grocers in their turn tied up a few packages and put the Commissioners out of business on diamond hits when the bases were full, and let in only one score.

Wreck Delays Trains.

The Union Pacific had a wreck in the morning which delayed trains several hours. A car loaded with horses on an eastbound freight broke down and jumped the track, owing to the engineer turning on the air suddenly. It was badly smashed, three horses killed and several others badly injured. The car was evidently weak or defective and unable to stand the sudden strain. The accident occurred at the L street crossing. It was about daylight before the track was cleared. No. 5 was held here. No. 12 was also delayed.

Albion Fair Promises Well.

ALBION, Neb., Sept. 22.—(Special.)—The Boone County Agricultural association fair opened here today with a large list of entries. Indications now are that the fair will be one of the most successful ever held here. Since its organization, the fair has not missed a year, and among the few of the state has always paid expenses, and the last few years has added some very substantial improvements to its grounds. Heretofore it has been held but three days, but this year four days will be given to an experiment, and the prospects now are that there will be a good crowd each day.

Pace on Judicial Candidates.

M'COOK, Neb., Sept. 22.—(Special.)—The Fourth Judicial district in separate conventions this afternoon unanimously placed in nomination for judge of the district A. M. White of Curtis, Frontier county. Judge Orr, the republican nominee, will show him a clean pair of heels at the coming election, beyond a doubt.

Chamberlain's Colic, Cholera and Diarrhoea Remedy.

The uniform success of this preparation in the relief and cure of bowel complaints has brought it into almost universal use. It never fails and when reduced with water and sweetened is pleasant to take. It is equally valuable for children and adults.

New Outfit for Beatrice Plant.

BEATRICE, Neb., Sept. 22.—(Special.)—Manager Schurig of the Beatrice Electric company returned home yesterday from Omaha, where he purchased a complete new outfit of boilers and machinery for the Beatrice plant. It will be installed as rapidly as possible.

Time, 23. The race of the day, however, was between Bob Smith, carried by Prince and George Munro, on Jake. If Smith doesn't run any better in the primaries, he will not come under the wire. A gold watch was raffled off, but no one turned up to claim the time-machine. The nearest approach to trouble came from the baby contests and the prize waits. Five—all beautiful—infants were entered and when Arved Julius Johnson, child of Mrs. Charles Johnson of Missouri Valley, was awarded the dozen photographs, a mother was heard to begin with strong feelings—"Talk about baby judges!" The prize for the best baby waiter was awarded to Miss Marie Jensen, who danced with A. J. Marsh, H. C. Marsh won the vote of cigars and danced with Miss Anderson, who was a close competitor of Miss Jensen. There was considerable bitterness on the part of some of those falling of the prize.

SUICIDE THEORY IS WROG

Indications Now Are That Young Kilpatrick Did Not Kill Himself.

NEW YORK, Sept. 22.—Coroner Brown, who is investigating the death of John D. Kilpatrick, the wealthy young Nebraska farm dead, shot through the head in his apartments yesterday, has abandoned the theory of suicide and today called upon the police to investigate the shooting on the possibility that it might have been murder. The position of the revolver, the fact that Kilpatrick's clothing was not burned and the absence of any ascertainable cause for suicide, led the coroner to say that he believed the shooting to have been either accidental or murder.

KEEP UP SEARCH FOR MADISON

Poses Organized to Scour the Country Northwest of Red Cloud.

HASTINGS, Neb., Sept. 22.—(Special Telegram.)—Small parties were hastily organized today and continued to search the ravines northwest of Red Cloud for Madison, with no results. The officers have not yet returned, but it is believed that Sheriff MacArthur has gone to some point south of Lincoln to work on a clue there.

HYMENEAL

Double Wedding at Cambridge.

CAMBRIDGE, Neb., Sept. 22.—(Special Telegram.)—A double wedding took place at the St. John's Catholic church today in which Mr. John Brinkman of Holbrook and Miss Carrie Arthaud, and Mr. Henry Arthaud and Miss Mary Hugin of this place were married at 10 o'clock by Rev. Father Lutz. The ceremony was very impressive. All parties are well and favorably known here. They go to Denver on a wedding trip.

ONE FARE FOR THE ROUND TRIP.

Chicago Centennial.

Chicago, Ill., Sept. 22.—October 1, 1903. The Chicago Great Western railway will on September 26, 27 and 28, sell tickets to Chicago and return at the above rate. These tickets are good returning until October 5 inclusive. For further particulars inquire of George F. Thomas, General agent, Omaha National bank building.

District Court at Papillion.

PAPILLION, Neb., Sept. 22.—(Special.)—Judge Day came out yesterday morning and opened the fall term of district court. A few minor cases were disposed of and the court adjourned today, when the jury will be chosen. Some important cases are on the docket, among which is the criminal assault case against Edward Himes, the soldier from Fort Crook, who is charged with assaulting 15-year-old Ruth Hammond, also of that place.

Scott Able to Sit Up.

COLORADO SPRINGS, Colo., Sept. 22.—Senator Nathan B. Scott of West Virginia, who is now with Mrs. Scott at the home of his sister in this city, sat up an hour this morning for the first time since he was taken ill ten days ago in Denver, and his physicians believe he will be able to get out within a week.

FORECAST OF THE WEATHER

Fair and Colder Promised Wednesday; Thursday Fair in Nebraska and South Dakota.

WASHINGTON, Sept. 22.—Forecast: For Nebraska and South Dakota—Fair; cooler Wednesday; Thursday fair; Friday fair; Saturday fair; Sunday fair.

For Illinois—Fair Wednesday; cooler in north and central portions; Thursday fair and cooler; fresh to northwest winds.

For Missouri—Fair Wednesday except showers and cooler in northwest portion; Thursday fair and cooler.

For North Dakota—Fair and cool Wednesday and Thursday; Friday fair and cooler; Saturday fair and cooler.

For Colorado and Wyoming—Fair and cooler Wednesday; Thursday fair; Friday fair; Saturday fair; Sunday fair.

For Montana—Fair Wednesday; cooler in southwest portion; Thursday fair; warmer in west portion.

For Kansas—Showers and cooler Wednesday; Thursday fair.

Local Record.

OFFICE OF THE WEATHER BUREAU, OMAHA, Sept. 22.—Official record of temperature and precipitation, compared with corresponding day of the last 10 years.

1911 1902 1901 1900 1899 1898 1897 1896 1895 1894

Maximum temperature..... 85 80 79 81 81 81 81 81 81 81

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Precipitation..... 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00

Normal precipitation..... 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00

Deficiency for the day..... 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00

Deficiency since March 1st..... 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00

Excess since March 1st..... 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00

Deficiency for year..... 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00

Deficiency for season..... 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00

Reports from Stations at 7 P. M.

CONDITION OF THE WEATHER.

Temperature at.....

Maximum temperature.....

Minimum temperature.....

Precipitation.....

Wind direction.....

Force.....

Relative humidity.....

Barometer.....

State of sky.....

Direction of surface wind.....

Force.....

Direction of surface wind.....

Force.....

Direction of surface wind.....

Force.....

JETT SENTENCED TO DEATH

Mayor of Marshall Cockerill Given Extreme Penalty of Law.

SECOND TIME CONVICTED OF MURDER

Jury at Cynthiana Was Out Little Over Two Hours and Its Verdict Came as a Surprise to All.

CYNTHIANA, Ky., Sept. 22.—After a trial lasting eight days the jury in the case of Curtis Jett, charged with the murder of Town Marshal Cockerill at Jackson, Ky., July 21, 1902, this evening rendered a verdict of guilty and fixed the punishment at death. The jury retired at 2:44 p. m.

When the jury entered the court room at 5:30 p. m., after agreeing on a verdict, quiet reigned for a few moments. Jett's mother had gone away earlier under the impression that no verdict would be reached, and a verdict of death coming about two hours after the jury was out was a surprise to every one in the court room. The reading of the verdict did not affect Jett, but his brother was very much distressed.

Elijah McKinley served as foreman of the jury and after the delivery of the verdict to the court the jury was polled. The death sentence was then read to Jett by Clerk T. J. Robinson, after which he was given over to the custody of the deputy sheriffs. Colonel Blanton, Jett's lawyer, will file a motion for a new trial tomorrow. This has been the second trial of Curtis Jett on the charge of murder. In his first trial for the murder of J. B. Marcum at Jackson, Ky., Jett and Thomas White were sentenced to life imprisonment.

Blanton says Jett has authorized him to say that he has nothing to confess and he will make no confession. The jurors agreed among themselves not to divulge the proceedings in the jury room. One juror, however, stated that for four ballots eleven jurors voted for the death penalty and one for a life sentence. All agreed on the fifth ballot.

People Will Not Talk.

JACKSON, Ky., Sept. 22.—Judge James Hargis tonight refused to make a statement in regard to the infliction of the death sentence against his nephew, Curtis Jett, Relatives and intimate friends of J. B. Marcum express great satisfaction. People not directly connected with the case avoid talking for publication. The verdict, however, was anxiously awaited here, the scene of the Marcum and Cockerill assassination, for which Jett is convicted.

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