

WAR AMONG THE GUARDSMEN

Culver and Barry Commandants of the Bival Forces.

ONLY TITLES INVOLVED IN THE FRAY

Adjutant General May Resort to Barry Strategy and Overlook Calling an Election to Select a Brigadier.

(From a Staff Correspondent.)

LINCOLN, Feb. 19.—The fast and furious fight going on between the press agents of Brigadier General Barry and Adjutant General Culver as to who will be the next brigadier general of the Nebraska National Guard and as to how much politics is being used in his selection has attracted the amount of attention to make some of the history of the warfare of those two redoubts.

So far the press agents have been unquestionably favorable to the present brigadier general, in that they accuse General Culver of using politics in his advocacy of the candidacy of Colonel Adams. The press agents even say that the recent appointment of a board of survey by Adjutant General Culver is in truth the appointment of a campaign committee to stir up things for Adams. Of course, Culver denies this. He denies it emphatically, but even if such were the case the amount of past events, there are some members of the guard who say, by what right does General Barry accuse anyone of working at politics in the guard? History shows that General Barry failed to call an election for a brigadier general for a whole year after the brigade was full, and then he himself was elected.

General Culver has not called the election, which should occur along about the first of March, and he gives this as a reason. The United States government has assigned to the National Guard a brigadier general who at any moment can be called upon to take command of the guard. There is some question as to whether it would not be more profitable for the guard to dispense with this ornamental office entirely and in case of need call upon General Daggert, who is assigned here. The sentiment of the guard is divided upon the question. Should it be found that the guard wants to name its brigadier general then General Culver is for Adams, because, he said, Adams had for twenty years been identified with the guard and had worked for it in every instance, even going so far as to appear before legislative committees to look after military bills that would help the guard. As General Culver is virtually the head of the National Guard of the state and is responsible for it, his friends claim that he has a perfect right to jump in and try to elect who ever he thinks is a fit man for the place.

Starts in Legislature.

The fight between General Barry and General Culver began last winter when the military bill was before the legislature. General Culver prepared the bill and it was introduced, so he said, by Barry. When it got to the committee on military affairs there was an amendment prepared by General Barry, so it was called Barry's bill. In effect that the military board should have complete control of the military affairs of the state. Now at that time General Barry was a member of the board and associated with him were Colonels Archer and McDonald, who would vote as he did. This would make Barry the supreme ruler over the military and relegate Culver to a mere clerkship. It would also require a meeting of the military board at least once a week at a cost of \$50 per meeting. The amendment passed the senate, but the entire bill was lost in the final wind-up of the house. The bill was called Barry's bill in the salary of the adjutant general. Both generals lost a pet measure. Barry killed the bill by voting up the fustianists, so it is charged, because he could not carry his amendment.

The next mixup of the two came when the military board met and an effort was made to make Barry president of the board. General Barry defeated this because the statutes make him president. About this time Barry and Archer carried a motion that each be voted \$50 quarterly for regimental and brigade headquarters. Culver opposed this because the companies only received \$25 quarterly for rent. At the second meeting after having collected for the first quarter Barry moved, when informed that Culver would again oppose the measure, that it be reduced to \$25, and this was done.

Then it was that Culver learned that Colonel Archer was living in Minneapolis, where he was at the head of an insurance company. Archer's resignation was called for and was accepted because he was a non-resident. This was not a peace offering by any means.

In season and out of season these two have fought, and if one has injected politics into the board to last the other, General Barry's friends are just now worried because General Culver has not called an election, the office of brigadier general becoming vacant along about March 1. Should the election not be called of course it should mean that Barry is all in and Culver will be through with his old-time enemy. But Culver's friends claim that Barry could only be getting some of his own medicine.

Brief in Little Case.

Hamer & Hamer, attorneys for Mrs. Little, charged with the murder of her husband, today filed in the supreme court a second brief in defense of their client. In that they state there is nothing to sustain the contention of the state that she

killed her husband. They contend that Little was shot from the west side of the bed and this, they claim, shows that Mrs. Little did not do the shooting. They claim further that Mrs. Little was well able to pay all the bills that she had contracted by her deals on the board of trade and therefore the fact her husband's life was insured would not do for a motive for the deed.

Henry Charler, a Russian, has been arrested on complaint of his wife and 13-year old daughter, who charge him with having improper relations with the daughter.

New Lumber Company.

The Julian Lumber company of Lincoln is a new corporation which has filed articles in the office of the secretary of state. Paul Bartlett, C. E. Fowler, S. P. Paine and L. G. Paine are the incorporators of the concern, which has an authorized capital stock of \$100,000. The articles permit the concern to engage in a wholesale or retail business.

Gets One More Trial.

Governor Mickey this morning entertained a delegation of Hart county people to Hart county in custody of the parolee convict named Yeager, living at Deatur, who was reported to have broken his parole by engaging in a row with one of his neighbors. Governor Mickey agreed to let him have another trial and he went back to Hart county in custody of the parolee to whom he is paroled. He is under sentence for eight years for manslaughter.

Woman Dies on Train.

Miss Margaret Stinger of Nebraska City died this morning on a Union Pacific train while enroute from Rising City to Lincoln. The remains were brought here and will be kept until the arrival of relatives. Miss Stinger was apparently in the best of health when she boarded the train at Rising City, but upon her arrival at Valparaiso she began to cough severely and the train was held until a physician could be called. The girl died, however, a few moments after the arrival of the doctor. The remains were brought on to Lincoln and are now at the Walter Roberts undertaking rooms. The dead girl was 28 years of age and was coming here to visit friends.

Forged Check Turns Up.

The Lincoln police have received evidence from Minneapolis that leads them to believe that Frank Betts, who is charged with working off a number of bogus checks, has done the same thing in the Minnesota town. This morning a certified check for \$50, drawn on the First National bank of Lincoln, was received by the Columbus National from the Minneapolis Savings bank. The check was signed by R. E. Moore and was certified in the regular manner with the name of Cashier Freeman. The check was forged and the police believe that the work was done by Betts.

Masonic Session Ends.

The Masons, who have been in session here for the last two days, will wind up their affairs tonight with a banquet at the Lindell hotel, at which Roscoe Pound will be toastmaster and several speeches will be made.

Gives Attorneys a Chance.

A decision of the supreme court of much importance to attorneys, handed down at the sitting just concluded, is that attorneys are not to be allowed to take a contingent fee to prosecute error proceedings in the name of the client when the latter refuses to pay the fee. It is said that it is not unusual for clients who employ attorneys on a contingent fee to compromise with the other party to the litigation and thus stop proceedings without paying the attorney his fee. The effect of this opinion, it is said by attorneys, will be to put a stop to this practice, as it gives the attorney authority to move right along without the aid or consent of the client.

The case was one in which Kennedy & McDonald of Omaha were acting attorneys for Mary Counsman against Arabella Counsman, with the Modern Woodmen of America interpleading. The husband of Mary Counsman died, having up to the day before his death a policy payable to Arabella Counsman in the Modern Woodmen. The day after his death Arabella Counsman, his mother, turned up with the policy made out in her name. Mary Counsman claimed that her husband had been induced to change the name of the beneficiary by those interested and upon these grounds, Kennedy & McDonald sought a return for her on a contingent fee. The lower court the decision was against Mary Counsman. She then discharged the attorneys and dropped the suit. They brought the case to the supreme court in her name in order to prevent the fee. The opposing attorneys argued that they had no right to bring the case further. The supreme court reversed the lower court.

TECUMSEH MAN GETS HIS CHILDREN.

Also Has Wife and Man with Whom She Eloped Sent to Jail.

TECUMSEH, Neb., Feb. 19.—(Special.)—N. S. Shugart has returned home from Seneca, Kan., bringing with him his three children, Little May, aged 11 years; Lou Mabel, aged 9 years, and Samuel A., aged 7 years, from whom he has been separated since last October. At this time his wife and one Parker Ellsworth, the defendant in this case, together with a son, Bert Roberts, Mrs. Shugart's child by a former husband, departed the city unannounced and traveled to Kansas by the prairie schooner route. Mr. Shugart followed them as far as Table Rock and there lost trace of them and returned home. Some ten days later he learned that they were living on a farm near Axtell, Kan., and he immediately went down there. His only desire was to secure his children. He went out to the place where they were living, and as he appeared in 19 years of age, young Roberts, who is 12 years of age, picked a gun out of the door at him and ordered him to leave the place or remain at his peril. Mr. Shugart went to Seneca and swore out warrants against Ellsworth and the woman, charging them with adultery, and against young Roberts, charging him with threatening. The accused were taken into the county court, where each pleaded guilty to the respective charge, and the judge sentenced them to terms in the county jail. Ellsworth was given six months, the woman four and Roberts thirty days. Mr. Shugart brought them back to this city, where they are now living in the old home. An effort will be made to send the children to an orphan's home.

FATHER HUNTS FOR MISSING BOY.

No Trace of Him Since He Disappeared from School Room.

HUMBOLDT, Neb., Feb. 19.—(Special.)—Mr. E. P. Tinker, one of the well known residents of this city, has been spending the day in search of his 14-year-old son. Paul, who mysteriously disappeared from the family home shortly after noon yesterday. He attended school in the forenoon and was home to dinner as usual but his father and mother saw nothing of him after school and he was still missing at bedtime. They thought he might be with some companions and did not worry particularly until this morning when they learned of his absence from school during the previous day and noting that he failed to show up at the school room at the accustomed hour they instituted inquiry. Up to this time, however, no trace of the lad has been discovered and the parents and friends are fearful that some accident might have happened. He was not seen about the depot by any of the employes but a suspicion is felt perhaps that he might have decided to take a ride on some train enroute to St. Joseph or Williams, Neb., at both of which places he has relatives.

THE ILLUSTRATED BEE

GIVING EACH WEEK MORE

and better matter, illustrated with the utmost care and appropriateness. The Illustrated Bee continues to outstrip its rivals in the west as an electric light surpasses a fallow dip. Since the inception of the present struggle between Russia and Japan not a week has passed but The Illustrated Bee contains at least one article about one or the other. The Bee's events, a feature that has made this paper worth more than its price to its readers. This is only one of the many ways in which it has been of value to all. It has furnished at the same time the best in literature, the freshest of current events, the latest notes of fashion, of discovery, or travel, and of personal anecdote, and has at the same time kept its rank as a pictorial historian of the doings in its territory. Its readers appreciate this, and its new friends are learning this. An illustrated article will be like its predecessors—the best possible.

SENATOR MARCUS A. HANNA, who is at Washington during the week, had a favorite photograph, which was taken in Nebraska, and by a Bee staff photographer. This will be reproduced on the front page of the coming number, and the story of the circumstances under which it was taken will be told. This picture and its story is worthy of preservation.

AMERICAN INTERESTS IN COREA are far in excess of those of any of the other powers of the east, not even excepting Japan. This is not generally known to the people of the United States. An illustrated article by Archer Butler Hulbert, formerly editor of the Korean Independent, describes how the Americans came to get the lead in that little kingdom, and why the present war is of such deep interest to our people as well as to the Japanese.

FOREIGN BUILDINGS AT THE ST. LOUIS EXPOSITION will exceed in number and cost those of any other exposition ever held in America. An illustrated article describes these and gives an idea of the magnificent scale on which this great show is projected.

JOHN MITCHELL, ON THE LABORING MAN'S DAILY NEED is the subject of Mr. Frank G. Carpenter's weekly letter. Mr. Carpenter gives the text of a very interesting interview he had with this great leader of organized labor, in which his views are set down and his position made clear. It is illustrated from Mr. Mitchell's latest photograph.

LINCOLN'S MATINEE MUSICAL, the Creighton University Dramatic club, the coming exhibit of the works of James McNeill Whistler at Boston, the Twentieth Century Indian Girl, and other interesting illustrated articles make up the rest of the paper. A short story by Guy de Maupassant, another installment of the exciting serial, "The Diamond Dorelet," and the customary departments are included. It will be found complete in every particular. If you are not now a subscriber you should leave your order with your newsdealer today.

THE ILLUSTRATED BEE

expert in Kansas City and was pronounced by him to be a good quality of crude petroleum. The well was sunk to about seventy-five feet deep, and has now about fifteen feet of water and oil. A bucketful of this oil and water dipped out of the well shows about half of it to be oil. The expert was at Brownville yesterday and a meeting was had and the preliminary steps taken to organize a company to raise money to sink a well to ascertain if oil in paying quantities exist.

Oil has cropped out about Brownville for years. Davidson Flasters about twenty-five years ago dug a well in which the water was so mixed with oil that it was unfit for use, and is known as the "oil well." R. F. Jones has a similar well on his farm. Several springs in the vicinity throw out a black, greasy substance with the water.

Search for Insane Man.

YORK, Neb., Feb. 19.—(Special.)—James Kennedy, a prosperous young farmer, living in York, Neb., has been reported to have probably lost his reason. Wash Vance, a farmer living near Kennedy, telephoned to Philip Kennedy, a brother and member of the County Board of Supervisors, that James Kennedy had come to their house at 4 o'clock this morning and acted very queerly. He had a shot gun with him and said he was looking for two or three parties whom he was going to kill on sight. They got him to remain and supposed that they would be able to keep him until his brother arrived. He escaped from their house with the shot gun, and is now at large. He is said to have gone in the direction of Exeter, Neb., and possess of farmers and citizens of Exeter are now out searching for him. Mr. Kennedy is a young man and owns a 100-acre farm on which he has lived for many years with his aged mother, who is now in the hospital.

Islanders Want a Bridge.

GRAND ISLAND, Neb., Feb. 19.—(Special.)—Residents of the large island south of this city are again petitioning the County board for a bridge across the Platte south of the city, in order that they may give their children school and other facilities compelling them to ford the smaller streams and in order to more easily market their produce. The question was once submitted to the people, after one man had lost his life owing to the absence of any bridges, but was defeated by a close margin. Citizens in the county far remote from the river are getting a very good idea of the need. The County board visited the island this week while the streams were frozen and they could cross. There are thousands of acres of land on the island, quite a number of good farm homes and the making of many more, the island being ten or twelve miles long and over a mile wide.

Wants Paid Firemen.

GRAND ISLAND, Neb., Feb. 19.—(Special.)—If Mayor Cleary has his way there will be a paid fire department of three or four men to act in harmony with a volunteer fire department. The latter is perhaps more limited than at present. There will also be a fire team ever ready at a moment's notice to pull the apparatus to a fire. This was one of the recommendations of a special message of the mayor last night. Another recommendation was to the effect that a committee of three be appointed to inspect the various buildings as to the provisions for the rapid vacation of buildings in which the public congregates. The recommendation was adopted and a committee at once appointed to make the inspection.

Workmen Lodge Booming.

GRAND ISLAND, Neb., Feb. 19.—(Special.)—The three Ancient Order of United Workmen lodges of this city had a joint initiation of new members last evening, over fifty being taken through the initiatory ceremonies, and thirty more new applications being on hand for the next session. The event was the result of a special canvass for new members by Deputy G. M. Miller, Grand Master Jaskalek of Omaha was in attendance. The Upchurch union No. 19 team did the initiatory work. A parade was held in which there were 600 Workmen in line. There were several unusual transparencies, one of which read: "Nebraska is on the level plan, and she is going to stay there."

Arrested for Attempt to Kill.

PLATTSMOUTH, Neb., Feb. 19.—(Special.)—W. A. Snyder, an elderly man who has been traveling in this portion of the state in the interest of the Collier Publishing company, was arrested in Auburn by Officer Weidely and brought to this city. The charge of assault with intent to kill is made by his wife in Chicago. Snyder claims that the trouble grew out of a divorce case in which he figured in 1897, and that his former wife is now seeking to secure alimony from him. An officer from Chicago with requisition papers is expected here today to get Snyder and take him back with him.

Organize Rod and Gun Club.

AINSWORTH, Neb., Feb. 19.—(Special.)—The Ainsworth Rod and Gun club met tonight and perfected a permanent organization by electing R. M. Munson president, R. A. Sloucum secretary and P. A. Baldwin treasurer. A board of directors was chosen, consisting of R. M. Munson, F. A. Baldwin, R. A. Sloucum, C. D. Langley, F. S. Finney, P. W. Murphy and B. S. Harrington. The contract was let to Walter Mosley for building a club house on the Eastern lake, site level, and other necessary equipments. The club will organize under the state laws of Nebraska.

Railroads Watching Ice.

COLUMBUS, Neb., Feb. 19.—(Special.)—The Burlington and Union Pacific are taking precautionary measures against damage to their property when the ice goes out of the Loup river. The Burlington is ripping its tracks with heavy rock and ice at the Union Pacific bridge was tested yesterday and found to be twenty-two inches thick in some places. On the first indications of a thaw the rails will be blasted with dynamite. Both roads suffered heavily last year from damage caused by ice gorging in the sharp elbows of the stream.

Capture Coal Thief.

NEBRASKA CITY, Neb., Feb. 19.—(Special.)—Charles Anderson and Louis Horstman of the local police force last night captured Jim Hardick as he was stealing coal from the sheds of L. F. Cornutt & Son. He will probably be held for burglary, as the sheds were locked. This is the first capture the police have made and they claim they have no other parties who have been terrorizing the town during the last two months.

Good Prices for Hogs.

HARVARD, Neb., Feb. 19.—(Special.)—The Duro-Jersey hog sale by George Briggs & Sons held at their farm yesterday, is reported to have made an average of a little more than \$60 each. This is considered one of the best sales had and attracted many buyers from various parts of the state.

Disease at Springfield.

PAPILLION, Neb., Feb. 19.—(Special.)—Scarlet fever and diphtheria in a malignant form being prevalent in Springfield, the school board has decided to close the school until the danger is over. A strict quarantine will be enforced. Many children are also down with the mumps.

Roosevelt Club Banquets.

SCOTT'S BLUFF, Neb., Feb. 19.—(Special.)—The first banquet of the Roosevelt club held last evening was a success at Odd Fellows' hall.

Advertisement for Berg-Swanson Co. 15th & Douglas. Notable Sale of 800 Black Suits for Men and Young Men. A Great Money Saving Proposition at the Beginning of the Season. Black Unfinished Worsted, Black Thibet and Black Clay Worsted, Venetian lined—\$15 Suits \$10 Suits \$15. Black Clay Worsted Suits—worth \$12—\$7.50. Imported Black Thibets and Black Tricot—bench built garments—worth \$25, \$20. Black French, English and German Worsted. Finest fabrics made, superior to \$50 and \$60 to-measure garments, at... \$25-\$30. On Display in Douglas Street Window. All Men's Trousers Divided Into Three Sections. All former 2.50 and 3.00 Trousers 1.50. All former 4.50 and 5.00 Trousers 3.00. All former 7.50 and 10.00 Trousers 5.00.

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