# KOUTSKY GETS INJUNCTION

Mayor of South Omaha Takes Steps Against Alleged Conspiracy.

SAYS HOCTOR MEN CLAIM THE ELECTION

**Republican Victor Seeks to Restrain Secret Meeting of Democrats to Count Him Out of Office.**

The South Omaha mayoralty election contest is on in good earnest, as is shown by the filing in the district court of a prayer for an injunction by Mayor Frank Koutsky, who does not propose to allow Tom Hoctor to keep him out of office.

The order was signed by Judge Bartlett about 1 o'clock Monday afternoon. The bond was approved and the papers were compared preparatory to turning the matter over to the sheriff.

In this instrument the plaintiff alleges the defendants, William Broderick, William H. Queenan, Patrick J. O'Connor, Michael Smith, Miles E. Welsh, Westerly P. Adkins, constituting the city council of the city of South Omaha, and Samuel C. Shrigley, city clerk; Frank Burness and Jennie Ash, his deputies; John J. Gillin, his successor in office, and Thomas Hoctor, the defeated democratic nominee for mayor, together with numerous other persons not named in the action, have entered into a conspiracy to defraud him, the said Koutsky, of the election to the office of mayor.

**Conspiracy Against Him.**

The petition recites that the election was held according to law and that on the lawful count of the ballots Mr. Koutsky had a majority of sixteen voes, but that the defendants named and various other persons who had bet on the result have conspired to hold a secret meeting and "make a false and fraudulent count and canvass of the returns of the election and make a false award of election certificate to Thomas Hoctor; that they are threatening, if necessary, to tamper with and mark the ballots, poll books, tally sheets and returns of the said election and thereby make it appear that the said Hoctor received more votes than he, the said Koutsky, and is therefore elected to the office."

Wherefore the plaintiff prays that the defendants be restrained from holding any secret meeting of any kind or at any place to canvass the ballots, except the meeting provided for by law, to be held in the council chamber, 413 North Twenty-fifth street, in South Omaha, April 11 at 8 o'clock in the evening, at which the candidates voted for at said election may be represented.

The writ is returnable this morning.

Kennedy & Learned are the authors of the writ and will appear in the matter for Mr. Koutsky as attorneys.

## DOG DAYS AT THE CITY HALL

**Trying Times for License Clerk, Who Must Meet Armies of Women and Their Pets.**

These are trying times with the dog license man in City Clerk Elborn's office, owing to the fact that up to now only 456 of the city's canine population has received a permit to live for another year. The other 4,000, more or less, have only one more week in which they may bark without restraint, for after that time the dog catcher will be abroad in the land and many a favorite Fido as well as the disreputable dogs of doubtful breeding and itinerant habits, will mysteriously disappear nevermore to return.

It is a fact that about two-thirds of those applying for licenses for favorite pets are women, and about two-thirds of this two-thirds think it incumbent upon them to bring the "purps" with them to exhibit as prima facie evidence that they have a dog and are not buying a license for a joke. Some of the animals are of the size that can be carried under the arms of the owners. This variety is usually muffled in a blanket and growl at the long suffering clerk as he makes out the license and listens, perforce, as the cuteness and general good points of each particular animal are extolled by the owner. Then there is the kind that has to be hauled in by force at the end of string or chain and becomes tangled up instanter with all the legs of the chairs and persons in the office, much to the embarrassment of his dogship and all the people concerned.

The city clerk will be glad when the dog days are over.

## WIND STILL ON THE RAMPAGE

**March Lingers in Lap of April, Much to Disgust of Those Who Must Walk.**

That March, with all is varied, ugly humor, is lingering in the lap of April is manifest in the extremely disagreeable and blustering weather. Yesterday started out fairly well, but by noon a chilly wind put in its appearance, carrying dust and discomfort with it without limit and making pedestrianism a most painstaking and annoying experience. The wind seemed to delight in relieving persons of their headgear, and about the same moment an eddy of wind and dust prevented the headgear loser from skurrying after his raiment until it had either lodged under a vehicle or was crushed under a street car. Then, with all this discomfort, Weather Forecaster Welsh gave the comforting assurance that:

"There is nothing unusual in the weather conditions. No storm conditions are manifest. Low barometer prevails over Minnesota and the lake region, but, as the storm's energy is moving eastward, we will not get any of it here. There is not likely to be much of a change of temperature today, though the winds probably will go down toward evening. The indications are for fair tonight and tomorrow, with no important change in temperature."

Some little anxiety was felt over the probable rise in the river beyond the normal at this season, but it appears to have been a false alarm. Weather Forecaster Welsh said:

"The river is acting very tractable. It is falling here, though there is a rise of one and three-tenths inches at Sioux City within the past twenty-fours hours. The fall here in that time was one-tenth of an inch."

are grown the grapes—the finest specimens in all the world—that yield their fragrant juices for

COOK'S Imperial EXTRA DRY

Champagne. Gently kissed by a temperate northern sun, they ripen with a flavor unequalled anywhere. We preserve this flavor without artificial means.


## CAPTAIN COOK GOES ABROAD

**Detailed to Service in Philippines for Third Time and Sails June 1.**

Captain Frank A. Cook, chief commissary of the Department of the Missouri and purchasing commissary, has received telegraph information from the commissary general of subsistence, General Weston, stating Captain Cook would come next in order for detail to duty in the Philippines. The telegram further stated he would sail for Manila by transport, leaving San Francisco June 1, 1904. This will make Captain Cook's third tour of duty in the Philippines, he having returned from his last assignment there about three years ago.

The transfer of Captain Cook to the Military division of the Philippines will necessitate the appointment of a new chief commissary and purchasing commissary at this point. Captain Cook was also commandant of the Omaha High School cadet battalion and he had already brought the cadets up to a high degree of military efficiency. It was hoped that he could be retained here until the close of the school year at all events.

It has not yet been intimated who will succeed Captain Cook as chief commissary of the department. He was promoted to the position of chief commissary upon the death of Major W. H. Bean, and had for a year or more been Major Bean's assistant.

## LOOKS FOR NO NEW BUILDING

**Union Pacific Man Thinks Company Will Not Soon Erect Another Headquarters.**

A Union Pacific attache says he does not believe there is any truth in the report that the company will build a new headquarters building in this city. Said he:

"During the past few weeks many thousands of dollars have been expended in remodeling the present building and it does not look reasonable that so many improvements would be made to the old structure if a new one is contemplated.

"Almost the entire basement has been rebuilt. The walls and ceilings have been lined with asbestos and sheet iron for fire protection. The spaces for records have been systematically laid out and are arranged so that there is a walkway about five feet in width between each tier of shelving. Before the improvements were made there was no system to the record department in the basement. In other portions of the building improvements have been in progress at the same time. Fire escapes will be erected on all sides of the building and everything will be done to make it perfectly safe for the occupants in case fire should break out. At the beginning of the improvements it was estimated that $30,000 would be required to place the building in a safe condition, and I presume this amount of money has been spent."

## THINKS A BOLT IS THE PLAN

**Hearst-Bryan Democrat Believes Goldbugs Are Scheming to Jump Traces at Convention.**

"That interview given by Lee Herdman to the New York World," said a prominent member of the Bryan democratic following in this city, and incidentally a recognized Hearst man, "shows what those fellows really intend. The World, you will notice, says 'the Parker leader would not commit himself on the possibility of defeat of Bryan as delegate-at-large, but made the statement that Lincoln might not have a delegate in the St. Louis convention.'

"Those people, to get any strength in Douglas county, have to claim they are for Bryan. The Success league lays great stress on a resolution for Bryan as the leading democrat of the state as delegate-at-large. You will notice at its meeting everyone reported that the sentiment was entirely for Bryan, but against 16 to 1. Now, I fully believe they claim to favor Bryan in order to get this support and that it is their intention to get up a bolting delegation from Douglas county. They will go down there and walk out and get up a rump convention. Their claims are only for the purpose of vote-getting and is the only way in which they can hope to do anything."

**No Time to Fool Away.**

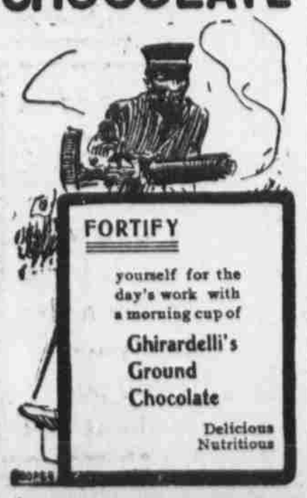
Coughs, colds and lung troubles demand prompt treatment with Dr. King's New Discovery. No cure, no pay. 50c, $1.00. For sale by Kuhn & Co.

## PETITION IN BANKRUPTCY

**Kelly, Stiger & Co. File Statement in Federal Court—Sidney W. Smith is Receiver.**

Kelly, Stiger & Co., Fifteenth and Farnam streets, this afternoon filed a petition of involuntary bankruptcy in the United States district court, the total amount of liabilities mentioned being $4,524.81. The creditors in this instance are H. B. Claflin company, $1,769.77; Arnold, Constable & Co., $256.85; Pelgram & Meyer, $124.35; Teft, Weller company, $2,373.84, all of New York. Sidney W. Smith is named as receiver and E. G. McGilton and C. B. Kellar as attorneys for the creditors.


Ghirardelli's GROUND CHOCOLATE





# FEAR STRIKE ON SANTA FE

Local Machinists Apprehend Outbreak with Their Craft at Early Date.

TROUBLE OVER SHOP-RULE AGREEMENT

**Executive Council Now in Session at Washington and Result is Watched with Anxiety by the Union.**

Local railroad machinists are apprehensive of a strike of their craft on the Santa Fe road, which they fear may also involve the allied unions, blacksmiths and boiler makers, as was the case on the Union Pacific.

Some misunderstanding has existed between the Santa Fe and its machinists for months, general schedules being at issue. In fact, for over a year machinists have been on the anxious seat, lest they fail to effect final terms with the company that would prove mutually satisfactory. Business agents of the union have been devoting much time during the past year to efforts at gaining the demands of their union, but it seems have met with failure, and now the crisis is feared.

The executive council of the International Association of Machinists is now in session at Washington, deliberating on the situation and the result may be a strike order, though machinists generally profess to be keenly anxious to avoid such an end if possible.

**Wilson in the Conference.**

T. L. Wilson, fourth vice president of the international association, who occupied a position of leadership during the Union Pacific strike, and has been working under detail orders with the Santa Fe authorities and machinists since the close of hostilities on the Harriman road, has gone to Washington to engage in the conference. He returned from the Santa Fe system some weeks, ago, having perfected his work among the men and has been in Chicago since, negotiating with the officials under direct instructions from his union headquarters in Washington. But his efforts are said to have been unsuccessful.

The essential differences between the Santa Fe and its men consist entirely of shop rules, or, in other words, a new agreement wherein more specific recognition of the union is involved, much as was the case with the Union Pacific and its shopmen. The officials of the company, with whom the men have been in active negotiation for five months, have not been persuaded thus far to yield to the proposition, and therefore a strike within a short time is feared.

"Wages are not involved in the issues between the company and its employes," said Sam Grace, business agent of the machinists on the Union Pacific and secretary-treasurer of the district lodge. "It is all over shop rules—a new agreement. The men never have had a very satisfactory agreement with the Santa Fe, though the union is well organized there. I am afraid, from the aspect of the situation at present, a strike is very imminent."

Relations between the Union Pacific shopmen and the company are amicable and settled and no disturbance is anticipated.

**Railway Notes and Personals.**

John Francis, general passenger agent of the B. & M., has returned from St. Louis.

Warren S. Hillis, commercial agent of the Great Western, has returned from a trip to St. Paul.

T. C. Davison, chief rate clerk of the Union Pacific, has gone to Chicago to attend a meeting of rate clerks.

Q. F. Campbell, rate clerk in the passenger department of the Union Pacific, has returned from the Kansas City rate meeting, where he spent ten days.

Tracy Lyon, assistant general manager of the Great Western, is in the city. He is going home with his family from the south. His residence is in St. Paul.

It is understood that the executive committee of the Union Pacific telegraphers has succeeded in adjusting all differences with the officials of that line and the members of the committee have left for their respective homes.

R. Trisler, formerly ticket clerk in the local offices of the Rock Island, but who was recently promoted to the position of city ticket clerk in St. Paul, is in the city getting his household goods ready to move to his new home.

W. R. Ruf, purchasing agent for the Cudahy Packing company, is very sick at his home in Kountze Place. He is suffering with pneumonia and has been confined to his bed about one week. It is reported he is slightly better.

The private car of General Manager Mohler of the Union Pacific will return to Portland this evening. Dr. McKenzie and Mr. Thorne, a real estate dealer of Portland, will occupy the car on the return trip. They came to Omaha with the new general manager.

## STICKNEY ON THE RATE WAR

**Says There is No Danger that it Will Spread to Other Commodities.**

President Stickney of the Chicago Great Western recently submitted to an interview with a St. Paul paper on the topic of grain rates and the interview has created much interest among local Grain exchange men, who have been anxious to have it reprinted, that it may be read generally here. President Stickney says:

There is practically no danger that the grain rate war will spread to other commodities. It would cost too much money. Northwestern, Rock Island, Burlington and other lines are now paying a heavy price for the privilege of carrying grains. They will not proceed to dissipate their revenues further by paying for the privilege of carrying other freight.

This controversy represents merely the working out of a natural law. It is not natural, for instance, that the Northwestern should carry grain from a Nebraska point, 900 miles from Chicago, at 25 cents per 100 pounds and charge 21 cents from Omaha to Chicago, 500 miles. Naturally the rate from Omaha should be five-ninths of the rate from a point 900 miles away.

That is the basis on which the Chicago Great Western went to war. Even allowing for cheaper transportation west of the river, the 21-cent rate was too high. On our first reduction we put it half a cent above the true proportional rate.

A rate slightly above the true proportional, say, 1 cent above, would be just and fair, and would serve all ends. It would not prevent Omaha from being a grain center, would not cut the grain trade of the long lines to pieces, and would not cause loss of revenue to any one.

The real trouble is that in a war like this the business gets established on a lower general range of rates than before. It will not be possible in any adjustment to re-establish the old rates right away. To do that would be to create enmity, raise a public clamor and lose business.

Consequently the long lines will pay for their war for some time to come. Not having any grain worth while to handle, the Chicago Great Western will not lose much.

The Northwestern now says that the real object of the rate war is the abolition of the old Bogue differential in favor of St. Louis as against Chicago. Originally the differential was 5 cents in favor of St. Louis, and this still continues, though the rates have dropped so much that the differential is all out of proportion.

If the Northwestern can get this differential fixed up it will help all the Chicago lines, but the St. Louis lines will object. Anyway it will take time.

The Chicago Great Western may or may not build into Sioux City presently. It all depends on whether we can do all we want to do. As to Denver, the Chicago Great Western is not going out there yet, and perhaps not at all. It is again a question of ability, and the further question, whether the Nebraska business is not already pretty well served.

There is no immediate adjustment of these things in sight. We do not know when the Northwestern will tire of the war. We are not doing anything but defending ourselves and are not making any extraordinary efforts for peace.

## MAJORITY SUBMITS ITS PLANS

**Lobeck and Withnell Press Their Paving Specifications on Mayor and City Council.**

The following letter, signed by C. O. Lobeck and C. H. Withnell, has been addressed to the mayor and members of the city council:

In response to a resolution passed April 5, 1904, directing the Board of Public Works to advertise for bids for the paving, curbing and guttering of certain streets adjacent to Hanscom park, described in said resolution, we would respectfully report that the Board of Public Works is unable to comply therewith for the following reasons: First, no valid specifications have been adopted under which said work and improvement can be done; second, no provision has been made for the payment for said work and improvements; third, the resolution requires action by the Board of Public Works contrary to certain provisions of the charter.

Realizing the said situation the Board of Public Works, in order to avoid delay, has made and adopted specifications for said work which are herewith respectfully submitted.

The specifications annexed to this letter are the ones which it is openly charged by other city officials were made by certain contractors in their own interests with the consent and connivance of Withnell and Lobeck. The work referred to is to be done on Park avenue and must be paid for by the city rather than the abutting property owners. There is said to be imperative need of its being done owing to the fact that a fire engine house is located where, in case of fire, the apparatus now has to go over Park avenue in its present condition. The ground is so soft, particularly in wet weather, that it is well nigh impossible to get the heavy trucks over it, and hence the delay in getting it into shape is doubly dangerous.

## FINISH GRADING BY JULY

**Great Western Officials Will Remove Seventy-Five Thousand Cubic Yards of Earth.**

A. E. Harvey, division engineer of the Great Western, is in the city to look over the work which is being done on the terminal track of the company. Mr. Harvey says the grading is progressing very satisfactorily and that he thinks that portion of the work will be concluded about July 1, although the grading contract runs until August 1. All of the grading will not be completed before the buildings are begun. It is estimated by Mr. Harvey that it will be necessary to remove about 75,000 cubic yards of earth before any building can be started. There is about two or three times this much earth to move before the grading will be completed. Mr. Harvey has charge of the terminal work in this city as his division extends to Omaha. His home is in Fort Dodge.

## VIOLATES THE MIDNIGHT ORDER

**Saloon Keeper Fined One Hundred Dollars for Keeping Open After Twelve O'clock.**

J. W. Stringfellow, 1014 South Tenth street, charged with having his saloon open between the hours of midnight and 4 a. m. April 7, has been fined $100 and costs in police court.

Officer Wilson testified that when he entered the place at 12:50 on the morning in question the front view of the saloon was obscured, one man besides Springfellow was in the saloon and the back door was just opened for another caller.

The defendant was represented by Attorney E. F. Morearty, and it was maintained that the place was not open for business, although others were present besides the proprietor when the arrest was made.

**A CLEANLY AGE.**

**Twentieth Century Ideas Incline Toward Sanitation and Preventives.**

Nowadays scientists believe that in cleanliness lies the secret of prevention of diseases.

To prevent a disease, remove the cause. Just as unclean habits breed many diseases, so careless habits will breed dandruff. Improper use of another's brushes, combs, etc., will surely cause dandruff, and, in time, will just as surely cause baldness.

It's microbic infection, nothing more nor less.

Newbro's Herpicide kills the dandruff germ, and causes hair to grow luxuriantly. Herpicide is absolutely free from grease or other injurious substances.

Sold by leading druggists. Send 10 cents in stamps for sample to The Herpicide Co., Detroit, Mich. Sherman & McConnell Drug Co., special agents.

Ten free trips to the World's Fair each week. See coupon on page 2.

**Charleton Back from East.**

A. G. Charleton, secretary of the Real Estate exchange, returned Sunday and is again in his office in the McCague Investment company after an absence due to ill health since the first of the year. Mr. Charleton suffered an attack of rheumatism, beginning Christmas. He went east with his son, Alexander, jr., who will go up this week for his examination for the Naval academy at Annapolis. Mr. Charlton then went to Virginia hot springs. He also visited eastern cities and saw many beautiful buildings being put up. The health resort, according to Mr. Charlton, is practically the property of the Baltimore & Ohio railroad.


Woman's Nature

Is to love children, and a home can be completely happy without them, yet the ordeal through which the expectant mother must pass usually is so full of suffering, danger and fear that she looks forward to the critical hour with apprehension and dread.

**Mother's Friend,** by its penetrating and soothing properties, allays nausea, nervousness, and all unpleasant feelings, and so prepares the system for the ordeal that she passes through the event safely and with but little suffering, as numbers have testified and said, "it is worth its weight in gold." $1.00 per bottle of druggists. Book containing valuable information mailed free.

Mother's Friend

THE BRADFIELD REGULATOR CO., Atlanta, Ga.



Nebraska Clothing Co

CLOTHES FOR MEN AND WOMEN

BOYS' STURDY SUITS AT $3.00.

The most powerful line of boys' suits that have ever been gathered together at this price is on special display here this week. We make this statement advisedly—we know whereof we speak. We repeat again for your benefit, that under all conditions and circumstances, no other clothing store hereabouts has ever brought before you such a line of boys' suits and offer you the values, as are in this collection of three dollar suits.

We ask you to compare the styles and materials, also notice particularly that the inner portions are as thoroughly finished as the outer. The materials are stout and firmly woven—all seams are double sewed. After making a strict comparison you will positively say that our boys' suits at three dollars, are worth at least from one to two dollars more.



$1,000 in cash prizes

to the person sending us before June 15, 1904.

The word Egg-O-See

Spelled in the greatest number of ways

Try how many different ways you can spell Egg-O-See and it will be easy for you to get one of the 745 cash prizes running from $1.00 to $100. Divided as follows:

| | |
|---|---|
| To the one sending the greatest variety of spellings | $100.00 |
| To the second sending the greatest variety of spellings | 75.00 |
| To the third sending the greatest variety of spellings | 50.00 |
| To the fourth sending the greatest variety of spellings | 25.00 |
| To the fifth sending the greatest variety of spellings | 10.00 |
| To the 740 sending the next greatest variety of spellings $1.00 | 740.00 |
| Total | $1000.00 |

The prizes will be sent out immediately after the close of the contest.

The competition is open to all. The only conditions being that for each five different ways of spelling Egg-O See you must send in one of the little printed folders, same as used in the school children's drawing contest, found on the inside of each package of Egg-O See. For instance if you have 15 different spellings it would be necessary to send three folders. Be sure and write your name and address plainly. The spelling must be such as could properly be pronounced Egg-O-See. The school children to whom we have paid thousands of prizes for drawings can all enter into this contest with equal chance of gaining a prize. Save the little folders in the Egg-O-See packages and make out as many ways of spelling as you can, and then ask your parents and friends to add to the list. Here are a few ways of spelling Egg-O-See: Eg-O-Sea, Egg-Oh-Cee, Egg-O-Sy, Eg-O-Cie.

EGG-O-SEE

We offer these prizes to more thoroughly familiarize the people with the merits of Egg-O-See, the best of all flaked wheat foods. It is now generally conceded that flaked wheat is the most healthful and convenient of all foods, and Egg-O-See is displacing 90 per cent of all other kinds, because of its superior quality and cheaper price.

A FULL SIZED PACKAGE RETAILING FOR 10 CENTS.

Ask Your Grocer for the Green Package.

If your grocer does not keep it, send us his name and 10 cents and we will send you a package, prepaid.

Address all communications to Egg-O-See, Quincy, Ill.



IF YOU HAVE RHEUMATISM HALLIDAY'S RHEUMATISM CURE

will cure you, as it has thousands of others in the past ten years. Call and ask for the FREE booklet, entitled

WHEN OTHERS FAIL

Beaton Drug Company, Omaha, Neb., Exclusive Agents.

Price of H. R. C., 50 cents.



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The Knights of Ak-Sar-Ben

Through their hustlers, will call on you this week for your membership. We're going to keep you by selling you a shoe for $3.50—the style equal to the highest priced shoes—the Potay last—this gives you $1.50 toward your membership. Our special is a patent colt button—dull kangaroo top with a military heel. The same shoe in a blucher oxford at the same price.

These shoes are genuine Corona, patent colt and not a cheap imitation, and we know you will be satisfied with them.

DREXEL SHOE CO.,

1419 Farnam Street.

Omaha's Up-to-Date Shoe House



Diamond Talk and Facts.

Do you know of anything that you can buy and use for one year, and then get your money back, less ten per cent, outside of diamonds sold by us? This is what we have been offering, and doing, for the past fourteen years. Solitaire Rings from $5.00 to $500.00. Let us show them to you.

Frenzer JEWELER 15TH & DODGE.



THE NORTH WESTERN LINE

The Only Double Track Railway between the Missouri River and Chicago.

6 DAILY TRAINS OMAHA TO CHICAGO

8.25 PM THE OVERLAND LIMITED Magnificent solid daily train to Chicago. Compartment and drawing-room sleeping cars, library, buffet barber, bath, telephone, dining cars and observation cars. Electric lighted throughout.

8.00 AM THE ATLANTIC EXPRESS Pullman tourist sleeping cars and coaches. Dining cars east from Clinton.

5.50 PM THE EASTERN EXPRESS Pullman drawing-room and tourist sleeping cars, free reclining chair cars, buffet library and smoking cars. Dining cars.

3 OTHER DAILY TRAINS

3.40 AM Pullman drawing-room sleeping cars, buffet smoking and library cars and free reclining chair cars to Chicago. Dining cars.

11.30 AM Through service Omaha to Chicago North-Western standard day coaches and free chair cars. Dining cars.

4.25 PM Free chair cars to Chicago. Pullman sleeping car from Ames to Chicago. Dining car serving breakfast.

2 DAILY TRAINS OMAHA TO ST. PAUL-MINNEAPOLIS

7.50 AM Observation cafe cars, parlor cars and coaches.

8.15 PM Pullman sleeping cars, buffet library cars and free reclining chair cars.

BLACK HILLS

2.50 PM To Fremont, Lincoln, Wahoo, David City, York, Hastings, Seward, Geneva, Superior, Norfolk, Long Pine, Casper, Hot Springs, Deadwood and Lead. Through reclining chair cars. Pullman sleeping car service.

3.05 AM To Fremont, Lincoln, Wahoo, Norfolk, Long Pine, Verdigre, Bonesteel and the Rosebud Indian Reservation country.

CITY TICKET OFFICE, 1401 and 1403 Farnam Street.



ESPIC'S CIGARETTES, OR POWDER PROMPTLY CURES ASTHMA Hay Fever, Catarrh, Oppression Suffocation, Neuralgia

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