THE OMAHA DAILY BEE: FRIDAY, JANUARY 6, 1905.



The supreme court this afternoon overruled a motion for a rehearing, which gar company and the Norfolk Beet Sugar leaves in force the judgment of the district company. court of Butler county, where Mrs. Lillie The beet companies claimed bounties agwas tried and convicted of the murder of gregating \$40,000, based on an act passed her husband. The judgment of conviction In 1895 huthorizing a bonus for sugar manwas affirmed by the supreme court several months ago and since that time Mrs. Idilie's attorneys have made strenuous efforts to secure a rehearing, hoping to get a reversal. Since the trial and conviction Mrs. Lillie has been in the fall at David City, the supreme court having granted a stay of execution pending action by the court. Harvey Lillie, husband of the convicted woman, was shot and killed while asleep at his home in October, 1902. It was several rect appropriation must be made. The weeks before Mrs. Lillle was accused of the crime and placed under arrest.

cover.

Omaha.

Roberts Loses Elevator.

Robert E. Roberts of Washington county loses a strip of land fifty feet wide adjacent to the Fremont, Elkhorn & Missouri Valley railroad, on which he has a grain elevator, and the railroad secures title to as a part of its right-of-way. This decision of the supreme court, written by assert that the rule between a municipality Judge Barnes, is concurred in by Judge as between individuals. Sedgwick, Judge Holcomb dissenting. The opinion of the court reverses the judgment of the Washington county district court of the State Bar association, delivered the on the ground that the plaintiff has failed to show any ground for relief. first address of the annual convention this

City of Omaha Wins an Appeal. The city of Omaha has won its appeal in its special assessment tax suit instituted by the National Life Insurance company and all classes today, that the students might others. The district court enjolned the attend the meetings. collection of a special assessment for street improvement on the ground that the procedure of the mayor and council was so wide apart from the requirements of the statutes as to render their action void. The during the days of the American revolu-tion. He gave a history of the life of with district court granted a perpetual injunstion, the city appealed to the supreme court and that court has reversed and dismissed the action. At a special meeting the council passed an ordinance relating to tax of the organization was transacted. assessments and the supreme court holds that the mayor and council were authorized to pass a city ordinance pending before that body and previously twice read and referred to a committee.

In the case of Frances A. M. Eddy and Thers again the City of Omaha the cour has overruled the motion of appellants for a rehearing and has modified its former judgment. The action related to the cost of curbing and guttering in paving districts numbered 48 and 67. The court holds that its former opinion is correct so far as the power of the city council to order the work done without any petition of property owners, but that no notice of the sitting of the Board of Equalization held to equalize such taxes in the two districts was ever

Judge Letton spoke of the work of James Wilson, the noted law writer, who lived Pats in Day ou Branch Line of the Elkhorn. ALBION, Neb., Jan. 5,-(Special.)-The son and set forth clearly the great mental power and genius of the man. Reports of committees were heard this afternoon and the general routine business

Personnel of State Officers. As a result of the recent election there has been a general shaking up of officers

at the state house, though comparatively few changes were made today in the em-

for Case & Titerington, who have been inducting a butcher shop at Sutherland. When the sheriff and officers went to get the partics last night, Lee Case was dis-

covered to be in the house of Lesley afactured in the state. The claim was not Dotson, and this place the officers appaid and the companies petitioned the leg- preached and surrounded, but as they did islature for the sum. Two years ago the so Lee Case jumped barefooted out of a legislature gave opermission to the claimwindow and made his escape. A posse was ants to bring suit for the money. The organized at once and went after Case. suit was filed in Lancaster county and to He left his boots behind, not having time

the petition of the plaintin's the state in- to get them. terposed a demurrer, claiming that the original act embraced two subjects, such Missouri, but requisition papers will be isan act was not a public object and a di- sucd and he returned. It is said that this firm of butchers has

they needed and butchering them and sell-In the appeal of the City of Wahoo ing the meat in their shop, and shipping against Ezer Nethaway the decision of the hides, with the brand mark cut out the district court was affirmed. The de- Lesley Dotson, in whose house Case was fendants occupied a part of the city streets being concealed, was arrested and brought for thirty years. The decision upholds the law of adverse possession and the judges of abetting the cattle stealing will likely be filed against him. and a citizen must be enforced as strictly

Thomas McGraw of this city was given court to answer a charge of grand larceny of hides belonging to Butcher F. J. Wiesner of this city. About twenty hides were forgiveness. morning in Memorial hall, at the State uni- stolen a few nights ago and the thieves

versity. A large number of barristers from woke up another butcher and tried to sell all parts of the state were present. The them to him, but were unable to make the law school of the State university dismissed sale. SEED CORN TRAIN ON ITS TOUR

Northwestern special seed train passed through here yesterday morning and was met at the depot by a goodly number of farmers and others who felt interested in the matter. Good attention was given to

exchange of Mr. Scott subject to his contract with the Nebraska company. Th Surprise company has, since the first of this year, purchased the exchange of the independent telephone company at Brain ard, and will take possession in a few days. Mr. J. E. Keebaugh, formerly of Surprise succeeds Mr. Scott as general manager of the telephone business in David City.

Telephone Contest at Adams

ADAMS, Neb., Jan. 5 .- (Special Telsgram.)-There is a contest between two in dependent telephone companies at this place. The village board granted a fran chise to a company, the same to be held by the first concern placing complete equipdistrict court sustained the demurrer and the supreme court has approved the de-range by night, picking up such cattle as Beatrice Independent company is making an effort to secure equipment, but its poles have not yet arrived.

Bryan Visits His Daughter.

NEW ORLEANS, Jan. 4 .- (Special Tele to the city and confined in Jail. A charge gram.)-Colonel W. J. Bryan, after eight een months' estrangement, paid a visit to his daughter. Ruth Leavitt, at the family

residence here and became reconciled to preliminary hearing in the county court his son-in-law as his 2-month-old grandesterday and bound over to the district child was cooing. It is the Commoner's first grandchild and its birth worked on his sympathies in bringing about New Year's

News of Nebraska,

News of Nebraska. SEWARD, Jan. 5.-A bridge on the Elk-horn railroad, between Bee and Dwight, Seward county, burned last Friday, which caused a delay in the service of that line. PLATTSMOUTH, Jan. c.-Sheriff Mo-Bride has sent out postal cards offering a reward for the arrest and conviction of the thief who stole a horse and buggy from S. W. Conley at Greenwood, in this county, last Sudday night. PLATTSMOUTH, Jan. 5.-The Platts-mouth fire department has elected the fol-lowing officers: President, J. E. Jones; vice president, Otto A. Wuri; secretary, Gus F. Rhode; treasurer, Ed Schulhof; chief, George Gradoville; assistant chief, Alfred Edgerton. BEATRICE, Jan. 5.-Announcement was

White, treasurer; Joseph Kuhn, first as-istant foreman; Edward Gordon, second assistant; Ira Locke, steward. PLATTSMOUTH, San. 5.-The week of prayer is being observed by the members of the different churches, union services being held in the Christian church Monday and Tuesday evenings, in the Preshyte-rian church Wednesday and Thursday evenings, and in the Methodist Episcopal church Friday and Saturday evenings. BEATRICE, Jan. 5.-While Mrs. H. E.

church Friday and Saturday evenings. BEATRICE, Jan. 5.-While Mrs. H. E. Bozarth, living south of the city, was en-gaged in doing the family washing her IS-months-old son pulled the plug from the washing machine and a stream of boiling suds was thrown upon his head. The child's eves were badly scalded, but it is thought the sight will not be ima-marced.

the matter. Good attention was given to the talks, and all agree that the occasion was one of general benefit. Had the train come later in the day a larger crowd would have been present. LiNWOOD, Neb., Jan. 5.-(Special.)-The pure seed special, run by the Northwestern, northed here at 10.45 this morning. About FIRE RECORD. Hotel at Hastings. urning a corner, threw both occupants HASTINGS, Neo., Jan. 9.- (Specific reference from the buggy. Mr. Forney escaped with gram.)-Fire from a defective flue was dis-HASTINGS, Neb., 5.-(Speciah Tele slight bruises.

them put in a bid for the depositing of the county money and offered 2 per cent interest annually, and the county commis-sioners has ordered the treasurer to de-posit with each of them according to their capital stock. LEIGH Jan 5 - At the annual matter

"I am now in my 72d year and have served God fearlessly and to the best of my ability in my chosen calling. For more than forty years I have been afflicted with dyspepsiz and nervous prostration. At times I would get so run down constitution-ally through overwork as to be disgualified entirely from discharging my ministerial duties. The older I grow the more the disease seemed to prey upon me. The most noted physicians failed to prescribe any medicines that benefitted me. I could meither eat nor sleep, and for more than two years I had to take sleeping powders every night.

"Something over a month ago I began taking your preparation. Duffy's Pure Malt Whiskey. In the brief period of two days I found that it began to help me. It gave me strength, helped my digestion, settled my nerves and I have gained ten pounds since taking it. I thank God there is such a medicine to be had, and recommend all people with weak, broken down constitutions, and nervous people especially, to use it. I feel that it will help them. I will be glad to answer any communications in regard to the healing virtue of your preparation. I am a temperance man, and I do not think my position in this matter will be misunderstood." Yours very truly, (REV.) A. McLEOD, D. D. Greenlief, Mich., Jan. 22, 1904.

My nervous prostration became well nigh unbearable. But for the grace of God helping me, I would not be in the land

capital stock. LEIGH, Jan, h-At the annual meeting of the Leigh Independent Telephone com-pany yesterday the following were elected directors for the coming year: Fred Moei-ler, Fred Dusenbroch, I. J. Nichols, Dr. J. H. Lowery and J. H. Pieper. The directors held a meeting immediately following and elected the following officers: Fred Moei-ler, president; J. H. Lowery, vice presi-dent; J. H. Pieper, secretary; Fred Dusen-broch, treasurer, and H. P. Buhman, man-ager. Nearly all of the stock was repre-sented and the finances of the company showed that it was in a prosperous con-dition.

of asphyxiation.

faithfully Pursuing His

Calling, Makes the fol-

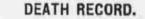
lowing Frank and Out-

spoken Statement of

What Duffy's Pure Malt

Whiskey Has Done for

Him:



Stewart G. Nivins.

ADAMS, Neb., Jan. 5 .- (Special.)-Stewart G. Nivins, who was born in Born, Ill., January 3, 1837, died Jan. 2, 1905," at the home of his daughter, at the ripe old age of 68 years. He served his country during the civil war with Company C, One Hundred and Third Illinois volunteer infantry, and at his death was a member of Sergeant Cox post No. 100, Department of Nebraska. had a large cire

Rev. Dr. McLeod's endorsement is but the outpouring of a grateful soul. The letter of a man who has been relieved of great suffering and who openly acknowledges the great medicinal value of Duffy's Pure Malt Whiskey. Ministers of the gospel, doctors of medicine, nurses, and people in every walk of life unite in commending this wonderful medicine, the only perfect tonic stimu-lant the one true, medicinal whiskey. Duffy's Pure Malt Whiskey cures coughs, colds, worst form of grip, consumption, bronchitts, pneumonia, catarth. dyspepsia, and all kinds of stomach trouble. It never fails to build up a worn-out system, to soothe the tired nerves, to bring perfect health to the whole being. Every testimonial is published in good faith and guaranteed. For sale by druggists and grocers or direct, \$1.00 per bottle, Medical booklet free. Duffy Malt Whiskey Co., Rochester, N. Y.

of the living. Language fails to express the agony of my mind.

REV. A. MCLEOD, D. D., OF THE DETROIT PRESBYTERT.

Worry Goes To The Stomach

Tears Down the Little Telegraph Lines that Operate and Control the Digestive Processes.

How to Repair These Telegraph Lines

t will gladly give any Stomach Sufferer a Full Dollar Remedy Free to Try.

were doing

Dr. Shoop's Restonative even claims to reach these merves. What alis the stemach nerves? Worry, probably. Mental angulab destroys their ting bers and texrs down the telegraph lines without which the stem-ach has no more self control than a sponge. Over-work will do it. Brequiar habits will do it. Oversating will do it. Dissipation will do it. But the effect is the same-stimuch failure. No maîter how these nerves became impaired-l know a way to rebuild their strength-to restore their viger. It is a rendedy which ionk thirty years of my life to perfect a remedy which is now known in more than fifty thousand communities-in more than a million homes-as Dr. Shoop's Restorative. gher's horses without asking the consent Healy also explained that his trouble was due to too much liquor and he is now willing to join a temperance society.

first session of the district conference of Kearney district, Methodist Episcopal

Restorative. If you have stomach trouble and have never tried my remedy, merely write and aak. I will send you an order on your druggist which he will accept as glasify as he wauld accept a dollar. He will hund you from his shelves a staudard sized bottle of my prescription, and he will send the bill to me. This offer is made only to strangers to my remedy. Thus who have once used the Restorative do Not need this evidence. There are no conditions-no requirement. It is open and frank soid fair. It is the supreme test of my limitless belief. All that I ask you to do is to write-write today. pal church in Elm Creek, December 28, Beside the delegates and pastors there were Wesleyan university, Mrs. Collins of York, "Mother Jewells" House, S. A. D. Hauline of Kearney, J. N. Dryden of Kearney and many others, who delivered excellent addresses, or led in discussions of

For a free order for Book 1 on Dyspepaia full dollar bottle you Hook 2 on the Hear an address Dr. Shoop, Book 3 on the Kidne, a Salls, Racine, Wie, Book 4 for Women, ale which book you Book 5 for Men.

Dr. Shoop's pathies of all who know him. Restorative presiding elder.

ployes. The state officers and employes are as follows

Bar Association Meeting.

Judge C. B. Letton of Fairbury, president

Governor's Office-John H. Mickey, gover-nor: A. B. Allen, secretary; C. S. Mickey, chief clerk; Husted, recording clerk; Miss Mary Greer, stenographer; Miss Grace Mary Greer, stenographer, and barb re-Bary Greer, stenographer, and barb re-Secretary of State-George M. Marsh re-tires: A. Galusha, secretary: Fred, W. Mil-ler, deputy; Robert A. Hopkins, bookkeeper and brand clerk; Galusha, recorder; Misa Mauser, voucher clerk; Mrs. Hattie Fletcher, stenographer; Miss Helen Dean, voucher clerk, and J. J. Roberts, brand clark, retire. sors on seed corn, which was well received by those present. LEIGH, Neb., Jan. 5.-(Special.)-The Northwestern pure seed corn special stopped here thirty minutes yesterday aft-

present to hear what the university men had to say about raising corn. The farmers appreciate the good that the university farm is doing for Nebraska in the way of more scientific methods. Many expressed themselves as being well pleased with the lecture and the treatment accorded them by the university men and the Northwestern officials.

NORTH PLATTE TO ISSUE BONDS Citizens Vote in Favor of Municipal Water System.

 Mauser, Voucher Clerk, Mrs. Hattle
Fletcher, stenographer; Miss Helen Dean,
voucher clerk, and J. J. Roberts, brand
clerk, rettre.
State Auditor-Charles Weston retires; E.
M. Searle, ir, auditor; George Anthes, dep-tity; John L. Pierce, insurance deputy;
Henry Seymour, bookkeeper; E. C. Law-rence, bond clerk; Miss E. B. Anderson,
clerk; E. J. Robinson and John Tulleys,
county treasurer examiners; H. S. Wiggins,
examiner of insurance companies; Miss M.
M. Pettijohn, stenographer; A. L. Searle,
chief clerk insurance department; H. S.
Wilson, stenographer insurance depart-ment; J. F. Fannon, clerk; Miss E. M.
Steele, stenographer, retires, and John Tulleys,
tis stansferred from the position of chief clerk of the insurance department.
State Treasurer-Peter Mortensen, state treasurer; E. C. Babcock, deputy; N. Fod-rea, chief bookkeeper; O. R. Paist, assist-ant bookkeeper; Miss Laura Taylor, stenog-rapher. No changes in the office.
Land Commissioner-G. D. Follmer re-tires; H. M. Eaton, commissioner; J. M.
Shiveley, deputy; Brad Cook, chief clerk; Robert Harvey, state surveyor; Frunk Hol-lingsworth, bookkeeper; John Lyons, as-sistant: P. A. Barrows, Maggie Kroese, Cora Garber, Irene Holland, clerks, and Anna Galbraith, stenographer.
State Superintendent-W. K. Fowler re-tires; J. H. McErien superintendent; E. C.
Bishop, deputy; L. C. Harnly, chief clerk; Miss Jennie Adams, menographer.
Attorney General-F. N. Prout retires; Norris Brown, attorney general; W. T.
Thompson, deputy; W. B. Rose, assistant; Miss Nannie Canning, stenographer. NORTH PLATTE, Neb., Jan. 5 .- (Special.)-A special election was held yesterday in the city of North Platte for issuing \$60,000 of water bonds for the purpose of obtaining money to establish, erect, construct, purchase or otherwise acquire a system of water works to be owned and perated by the city of North Platte, and for levying annually and collecting a tax to pay the interest and principal of said bonds until they mature, and for issuing \$30,000 of sewer bonds for the purpose of obtaining money with which to establish and construct the main sewers of the system heretofore adopted by said city, and for

BURGLARS PLEAD GUILTY

Brothers Sentenced to Priso Jones for Entering Store at Page.

Anthony Healy of Knox county, who some

month's since borrowed one of J. P. Galla-

of the owner, was fined \$100 and costs

Kearney District Conference.

ANSLEY, Neb., Jan. 5.-(Special.)-The

church, convened at the Methodist Episco-

in attendance Rev. Dr. Isham of Nebraska

the topics of the conference program.

held at Ansley in August, 1995.

Rev. David Crane, presiding elder of this

district, presided during the conference, it

being his last official service to this church

cipal on said bonds as they mature. Both copositions carried, the water works by O'NEILL, Neb., Jan. 5.- (Special.)-James and the sewerage proposition and Edward Jones, two brothers who reby 257 majority, about 600 votes being cast side at Terre Haute, Ind., and who have altogether. been lying in the county jail here for some At present it is not known whether or weeks charged with robbing a hardware

not the city will purchase the present store at Page, appeared in the district court water works system, which is owned by a yesterday afternoon, pleaded guilty and private concern, or build and construct a were each sentenced to one year in the new system altogether separate and inpenitentiary. In extendation of the crime dependent from the one now in operation. they explained that at the time the deed was done they were both under the influ-GAGE COUNTY FARMERS' MEETING ence of liquor and did not know what they

Interesting Program is Carried Out at

lovying and collecting a tax annually suf-

by law and to pay the interest and prin-

Island Grove Township. BEATRICE, Neb., Jan. 5 .- (Special.)-The Parmers' institute held at Union hall, Island Grove township, yesterday was very largely attended and was called to order by the president, W. L. Collins, at 10:30 a. m. After transacting considerable business and appointing some committees the fol-

lowing program was rendered; Address, "Economic Pork Production," by O. Hull, Alma, Neb. Address, "Poultry on the Farm," by Miss Mary Smith, Madison, Wis. Address, "Farmers' Elevator Combine," by S. A. Smith, Blue Springs, Instrumental music.

Address, "The Home on the Farm." by Miss Mary Smith. Address, "Abstraction of Soil Tillage," by O. Hull.

All the above subjects were discussed at ength and some very interesting points were brought out in the discussions. A committee was appointed to adopt resolutions on road legislation and it is to meet at Union hall January 14, 1906.

in this country, as he sails from New York Clyde Perkins Bound Over. for San Juan, Porto Rico, on January 16, PLATTSMOUTH, Neb., Jan. 5.-(Special.) where he will have charge of the Protestant Clyde Perkins, the young man who was English church. Rev. George B. Trites, in arrested in Iowa charged with entering a behalf of the conference, presented him with a purse contributed by his fellow building on the premises of Robert Young. south of Plattsmouth, and taking therepastors of Kearney district. Rev. Crane from a shotgun and a quantity of honey. departs with the good wishes and symwas given a preliminary hearing before Justice M. Archer and bound over to the Roy. James Leonard will succeed him as district court, his bond being for \$500. The second-hand man from Omaha identified The next session of this conference will Perkins as the man from whom he purchased the shotgun, and a number of

assume his new duties January J0. NORTH PLATTE, Jan. 5.-Judge Hos-tetler of Kearney held district court for Judge Grimes here yesterday. Temporary order of injunction had been issued re-straining the sale of bonds for a bridge across the Platte river near Hershey. The temporary order was dissolved yesterday by Judge Hostetler. sixty farmers and business men met it at the depot and listened to a very interesting lecture by one of the university profes-

There were about 100 farmers

succeed themselves. HARVARD, Jan. 5.-Rollo Smith, son of Mr. and Mrs. Neri Smith, residing five miles west of Harvard, is in our city to-day on a visit to his parents, having on Decembe 29 been discharged from the army at Platisburg. N. Y. having at that time completed a three years' service. Mr. Smith was a member of company I, in the Fifth United States infantry, and was for two years in the Philippine islands, when the condition of his health required his transfer back to the United States. BEATRICE, Jan. 5.-Dempster Hose

Indiag of mess her visited via the dimension of the second via the views of the second via the views of the views were elected for the coming verified of size second views the views of the views were view of the views were view of the views were view of the views were view of the views were view of the view view of the views of the view view of the view view view of the views the view view view of the views the view view view views of the views view views view views of the views view views view views of the views views view views of the views views views view views of the views views views of the views views views views views views of the views views views views views of the views vi

friends and rela tives to mourn his death Henry G. Poor BOSTON, Jan. 5.-Henry G. Poor. widely known for many years as a railroad authority and an expert on financial af-

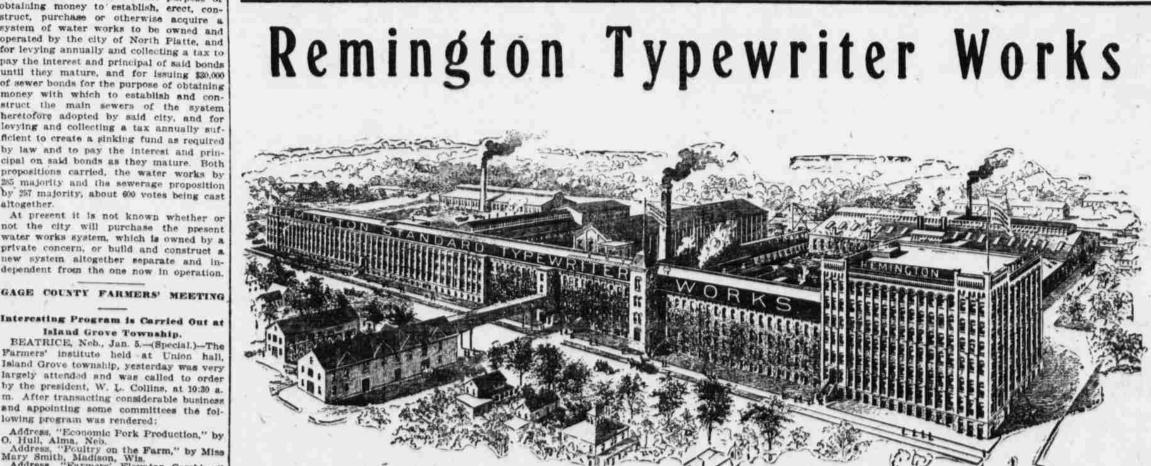
fairs, is dead at his home in Brookline. Mr. Poor fell on the ice and broke his ankle three weeks ago and the shock to insured for \$5,000 and is damaged to the his system eventually affected his heart. extent of \$2,000, while Captain Noyes' loss He was born in Maine. in 1813. He was is about \$1,000, covered by insurance. The the oldest graduate of Bowdoin college.

Belle Cole.

LONDON, Jan. 5 .- Belle Cole, the Ameri can singer, whose filness was reported yes terday, died this morning at 5:30 o'clock.

Promotion for Cheesborough.

COLUMBUS, O., Jan. 5.-Announcement made here that J. M. Cheesbrough, assistant general passenger agent of the Van-dalla, with headquarters at St. Louis, has been appointed general passenger agent of the line, to succeed E. A. Ford, promoted to passenger traffic manager. Mr. Chees-brough's headquarters will remain at St. Louis.



Showing New Addition by which the Capacity of the Plant has been increased to

A Machine a Minute

The Remington Sales Organization Encircles the Globe

REMINGTON TYPEWRITER COMPANY, New York and Everywhere