# THE OMAHA DAILY BEE: TUESDAY, MAY 23, 1905.

armer

by the deputy.

of the warden

Smith had been in the neighborhood o

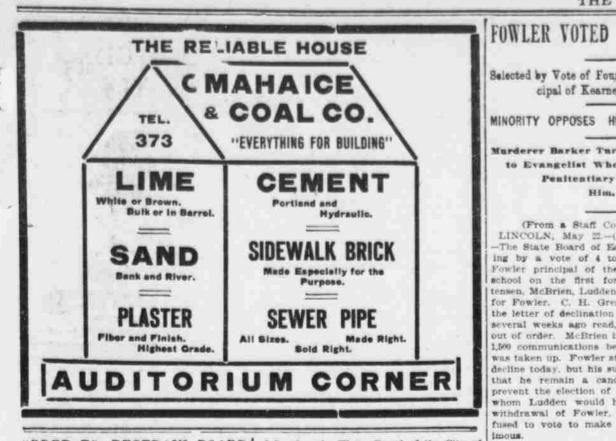
Target Practice Proceeding.

to make it possible to send a team to

take part in the national competition a

Boys' and Girls' Convention.

TEKAMAH, Neb., May 22-(Special)-



tigation on the part of the Water board heard, W. H. MUNGER, Judge, to determine whether the rates were reasonable and without any knowledge on the part of the members of the board as to whether, said rates were reasonable; that the rates fixed by the order are not authorized by ordinance No. 423 and are in violation of article v of the constitution of the state of Nebraska

### Pronounces Law Invalid.

The petition further maintains the act of the Nebraska legislature of 1906 author- brought to bear on it. izing the Water board and giving it pow ers to fix rates to those who take less than 1,000 gallons of water per day impairs the obligation and contract of the city of

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## Water Board Will Fight.

Members of the water board, upon whom the restraining order was served about noon, said they were unable to discuss the matter without having an opportunity to study the petition filed by the water company. They said, however, that the case in the federal court, like the first one brought, will be contested with all the expediency, force and skill that can be

of the birth of Queen Victoria. Clan Gor-

Victoria Day Doings.

Selected by Vote of Four to Three as Principal of Kearney Normal. orney. The defendants are alleged to b known to the Omaha polica. Warden Smith Works on Sunday. MINORITY OPPOSES HIM TO THE END Deputy Game Warden Smith, betwee 3 and 1 o'clock Sunday morning, arrests Murderer Barker Turns Cold Shoulder ve men for fishing in a lake two mile

THE PLACE

to Evangelist Who Calls at the Penitentiary to See Hime

(From a Staff Correspondent.) LINCOLN, May 22-(Special Telegram. The State Board of Education this even ing by a vote of 4 to 3 elected W. K. owler principal of the Kearney Norma and were fined \$15 each and costs, making school on the first formal ballot. Mora total of \$78.75. The fines were prompti tensen, McBrien, Ludden and Tawney voted paid and the men were released. for Fowler. C. H. Gregg sought to have the letter of declination written by Fowler Burger, Frank Dattle and Frank Smith several weeks ago read, but he was ruled The seine which they used was destroyed out of order. McErien insisted that all the 1,509 communications be read if that one was taken up. Fowler stated that he would North Bend for several days watching for illegal fishing. About midnight Saturday decline today, but his supporters demanded that he remain a candidate in order to prevent the election of A. O. Thomas, for whom Ludden would have voted on the withdrawal of Fowler. The minority refused to vote to make the election unan-

### Barker is Unrepentant.

Mother Wheaton, prison evangelist, well mown throughout the country, has been in the city to call on Frank Barker, the Web-

ster county murderer, sentenced to hang vices that target practice is engaging the June 16. She had a talk with the man and attention of several companies of the guard sought to persuade him to accept religion. He said that reports received indicated that but according to prison officials Baker's indifferent attitude was unbroken. T. M. C. A. Plans \$30,000 Structure.

The announcement has been made that Seagirt, N. J. the Young Women's Christian association will erect a \$30,000 building fully equipped with facilities which will make it an up-The first Burt county boys' and girls' school to-date home for young women. Room convention was in session at Tekamah will be rented to self supporting women, and lunch, rest, and reading rooms will be Saturday. Each school had two regular provided in connection with a fully delegates, one boy and one girl. The attendance was far greater than expected. equipped gymnasium and bath room. nearly 700 being present. Prof. Keysor of The association has a small fund on hand but promises of liberal contributions the Agricultural school and President Pile have already been received and a syste- of the Nebraska Normal addressed the session. Judge Basler of Tekamah, Mrs. matic effort is to be made to secure the needed money in order that work may be Parmelee and Hon. Joseph Hall made short begun this season. The association was addresses. The boys were organized into

first incorporated in the city twelve years the Burt County Boys' Agricultural club; ago, and has now grown to have a membership of 450. Rented rooms have been occupied during that time.

### Talk of Aldermanic Election. Since the triumphant election of the

unicipal league candidates for the city council, the dissatisfied ones have planned to attack the new charter bill in the courts with a view to preventing the election of the seven aldermen in June It is claimed that H. R. 70, which made the provision for the special election, is not the same measure as the original bill, a complete substitution having been made in the house, and still another in the senate. The title as adopted in the house

was amended in the senate. These charges, it is claimed, will be relied on to vitiate the bill. City Attorney Strode, who framed the compromise measure, said today that he believed the law would be held valid, but that in any event the same special election is provided for in H. R. 228, another charter bill passed by the legislature, in which the same provision was inserted

before it left the house. It is alleged that injunction proceedings will be resorted to in order to prevent the election June 6. Governor Mickey to Play Ball.

Governor J. H. Mickey will appear

and, William E. Clark and William Lloyd. charged with having worked the old-tin unidence game on Zach T. Miller,

Creek High school were held at the opera house here Friday evening FAIRMONT - Lost night the bacca-laurents sermon was given by Rev. M. C. Brooks at the Methodist Episcopal church. The church was filled to its utmost capa-otre The case was continued to the Octobe term over the protests of the county at FULLERTON-At a meeting of the city

uncil last Friday evening four liquot senses were granted. Two of the four ap-licants have paid license fees and opened

OAKLAND-The baccalsurests sermon to be class of 195 was delivered by Rev. barles P. Long, pastor of the Methodisi niconal church, in the Lutheran church west of North Bend. Taking them to the inday evening.

HUMBOLDT-The Presbyterian church was crowded to the doors last evening by the audience who assembled to hear the annual baccalaurents sermon by Rev. John Daivert of the Methodist church. town by the light of the moon, he went to the house of Justice of the Peace Mil ton May, awakened him, only to find that the official was bedridden. Marching his

FREMONT-Corn planting is about fin-ished in this vicinity and the acreage is some larger than last year. Small grain is doing well. The rains of last week have made the ground heavy and farming opera-tions difficult. five prisoners into the bedroom of the justice, he filed complaint, charging the with having twenty-two fish in their possession, illegally procured through the use of a seine. The men pleaded guilt

FULLERTON-Owing to wet wetaber the armers in this vicinity are backward with orn planting. Fully one-half of the corn and in this county is yet to be planted the fall wheat, rye and oats are looking the and give promise of a good crop. looking were Amee Smehky, Caaper Kemal, Louis

HUMBOLDT-The first band concert o the season was given Saturday evening in the city park, and an unusually large crowd took advantage of the pleasant weather to congregate at that place and enjoy the music. The feature will be maintained throughout the summer.

DAKOTA CITY - The "Hawkeyes" of Sloux City and the "Smashers" of this place pulled off as pretty a game of base ball in this place last Saturday as one would wish to see, being a bot contest from start to finish, with the result in favor of the Smashers by a score of the he received information that men were a work, and he drove to the lake, approach ing in such a way that escape was cut off by the banks of the lake. Some of the men sought to escape by swimming the favor of the Smashers by a score of 5 lake, but they stopped at the summons 0 3.

to 3. FREMONT-C. F. Hurst, a tailor in the employ of P. H. Brinker, fell on a cement walk Saturday evening, breaking his nose. The walk was a new one and a wire had been stretched across to keep people from walking over it. Mr. Hurst was tripped up by the wire and thrown headlong upon the walk. Adjutant General Culver has received ad

walk. TECUMSEH-Rev. Edward Thomson, D. D. LL. D., president of the American Sun-day School league, preached to a large audience at the Methodist Episcopal church in this city Sunday and delivered his lec-ture, "True Americanism," to a crowded house at the Presbyterian church in the evening. enough expert marksmen would be found

evening. FAIRMONT - Last Saturday evening the city council met and granted a saloon license. It has been a long time since there was a saloon in Fairmont, but at the last election a majority of 4 said that the council might grant a license, which was accordingly done and will go into ef-fect today.

fect today. HUMBOLDT-The crop of strawberries from the Molony fruit farm promises to be large and of good quality this season. The harvest has already begin, the first ploking having been placed on the local market Saturday. A great many of the school children will spend their vacation in picking berries on the farm.

CLARKS-The last vacancy in the facult the girls into the Burt County Girls' Doof the Clarks public schools has been filled and the list of instructors selected for the coming year is as follows: Harry F. Harmestic club. Joseph La Franz was elected Domestic club. The nusic was by Arthur Nesbit, Helen Hamblin and chorus from the Tekamah schools. Talking of Drainage Diret

DAKOTA CITY, Neb., May 22-(Special) The agitation over the building of a ditch to drain the waters of Elk creek, which runs through the western part of the ounty and every spring overflows and makes hundreds of acres of land untillable. and the possibility that the Board of County Commissioners at its meeting last Saturday in this place would take some action in the matter, brought to this place to attend the meeting of the board about 200 citizens from Jackson and vicinity, who were more or less interested in the project. many of whom were of different views as to which was best, but all of one accord in the general view that something should be done to reclaim this tract of land, which nearly every year is rendered untillable by the overflow of the creek.

# Double Wedding at Tecumsch

TECUMSEH, Neb., May 22-(Special.)-The many friends of four popular Tecum-Wednesday, May 24th, is the anniversary the diamond next Thursday to pitch the seh young people will be surprised when initial ball for the Commercial club in a they hear of a double wedding, which was Omaha with the water company in that don and ladies' auxiliary will have open contest with the faculty of the State uni-tourned as conflicting with ordinance No. house in Arcanum hall, & o'clock. Royal versity. His associates allege that he has speaking, and which occurred at the home

**DUFFY'S PURE MALT WHISKEY** 

8



LOOK FOR THIS TRADE-MARK ON EVERY BOTTLE

# MEDICINE FOR ALL MANKIND

MLLUIGHTL I UR ALL MARTINE Mr. Ellas Hartz, widely known in Reading. Pn., as the goosebone prophet, says "I have been taking Duffy's Pure Malt Whiskey for a number of years as my only stimulant and tonic. I am now S7 years old, hale, hearty, and as vigorous as a man of 40, and have every reason to believe I will live to a much riper old age If I can never have colds or indigestion, or any organic trouble. I know that it is your valu-able whiskey that has kept me so free from sickness. I was troubled with insomnia before I used it, but now I can sleep as restful as a baby. I feel no weakness from my old age, and I heartily recommend Duffy's Pure Malt Whiskey to anyons who wishes to keep strong, young and sigorous. Duffy's Pure Mait Whiskey confining no fusel oll and is the only whiskey recog-nized by the Government as a medicine; this is a guarantee. CAUTION-When you ask for Duffy's Pure Malt Whiskey be sure you get the genuine. I never no ask for Duffy's Pure Malt Whiskey be sure you get

the genuine. Unscrupolous dealers, mindful of the excellence of this preparation, will try to sell you cheap imitations and malt whiskey substi-tutes, which are put on the market for profit only, and which, far from re-lieving the sick are positively harmful. Demand "Duffy's" and be sure you get it. It is the only absolutely pure Mait Whiskey which contains medicinal, health giving qualities. Duffy's Pure Mait Whiskey is sold in sealed bottles only; never in finsk or bulk. Be certain the seal over the cork is unbroken. Beware of refilled bottles.

Sold by all druggists and grocers, or direct, \$1.66 a bottle. Interesting medical book-let postpaid to any address. Duffy Malt W hiskey Co., Rochester, N. Y.



fair. For the Dakotas-Showers and thunder

Local Record.

years: Maximum temperature .

Mr. Bowen had talked, he said, not making a request that Mr. Dater publish these charges, but stated that some day he

DAKOTA CITY-Scott Nieswanger, the Syear-old son of Mr. and Mrs. D. M. Nieswanger, met with a painful and what may prove quite serious accident yesterday afternoon. He was sliding down a tree up which he had climbed when he run a hammock hook, which was imbedded in the tree in his person, causing an thorn hammock hook, which was imbedded in the tree, in his person, causing an injury which had to be sewed up. HUMBOLDT-Will H Johnson, local telegraph operator, and Miss Eva Whitney, one of the well known young women of the city, went down to Kansas City Sat-urday morning, and were guests over Sun-day of a brother of the latter, Earl Whit-ney and wife. While there they were united in marriage at the latter home, and returned to this city this morning. LEIGH-A Special Stock train lack home.

two cars. FREMONT-Stacy Bell of this city, who has been employed for many years as a stenographer in the office of the Nye-Schneider-Fowler company, left today for Manila. Philippine islands, where he has been appointed a typewriter and stenographer in the government service. His ap-pointment came very soon after he took the examination for the position. His wife

counsel.

an hour. He told Secretary Taft that

For Nebraska and Iowa-Fair Tuesday

For Kansas and Missouri-Fair in north, showers in south portions Tuesday; Wed-

For Colorado and Wyoming-Fair Tuesday, warmer in east portion; Wednesday

1906, 1904, 1 78 86 58 65 68 76

.24

storms Tuesday; Wednesday fair,

of section 10 of article i of the constitution of the United Peter Kerr, principal officials of the Order States, and if enforced would deprive the of Scottish Clans, will be the guests of water company of its property without due honor. Hon. John L. Kennedy and Hon. process of law, in violation of the provi- M. A. Hall, British vice consul, will speak. sions ,n that regard of section 1, article Scotsmen and Scotswomen, or good Amerixiv, of amendments to the constitution of cans claiming Scottish connections, are the United States. invited,

It is further maintained that the new rates are unreasonable and will prevent the water company from reaping the proper compensation for its work and in- cial Telegram.)-Ed Trair a, a cook vestments, and that it will prevent other at the Jameson house, was seriously burned citizens from paying the previous rates about the arms, body and face by the exuse, and furnished at great expense by the While he was frightfully scalded, the inwater company.

The water company therefore asks that the order be declared invalid and that all plosion resulted, over half the contents proceedings of the Water board be pronounced null and void in this matter, that be required to rescind the order of May 1 and be restrained from enforcing any claim of forfeiture growing out of charging and collecting by the water company of the regularly established rates as uthorized under Ordinance No. 422, and for such other relief as the water company

is entitled to under the law. Following is the order of Judge Munger: Omaha Water Company against the City

Chief W. H. Steen and Royal Secretary

Cook Seriously Burned. GRAND ISLAND, Neb., May 12-(Speand induce them to refuse to pay the plosion of a pot of boiling potash. He of arrest and fine. The fee for registration and Mr. Lucius Pryor of Omaha are to has been taken to the St. Francis hospital is \$1. So far only five applications have participate in the production.

juries are not thought to be fatal. He started to remove the lid when the exexpected to enforce the law in the same of the pot being thrown over his thinly manner as other statutes. This new regclad person. istration will take the place of that pro-

vided under municipal ordinances. Free Lecture. Mr. W. H. Bundy of Allegheny, Pa., will Padlock Game Costs County Money. According to the statements of Deputy lecture Tuesday and Wednesday evenings, County Attorney Tyrrell in court today, May 23 and 24, at 7:30 o'clock at Patterson hall, third floor, corner 17th and Douglas. a padlock game has already cost the county

The subject will be "God's Wonderful Pur- \$700 with the prospect of additional exposes." Seats free. All are invited. No pense before a conviction is secured in collection

GENEVA-Farmers are busy getting in forn and the weather is fine for the work. GENEVA-Last night Rev. E. M. Johnson of the Christian church delivered the bio-

which he denied. Subsequently Mr. Bowep.

after talking further with Mr. Dater, admitted that he had done the latter an injustice in making such a charge. Mr. Bowen saw the secretary immediately after Mr. Dater had left, when he sub-

cial conduct. pastor of the Congregational church, offi-cinted.

GENEVA-Last night Rev. E. M. Johnson of the Christian church delivered the bac-calaureate sermon in the Methodist Epis-copal church. DAKOTA CITY-Dakota City chapter. No. 45. Order of Eastern Star, will install the following officers at a special meeting to be heid in this place Tuesday evening next: Worthy matron, Mrs. H. O. Dorn; worthy patron, John H. Ream; conduct-ress, Mrs. Alta A. Schmied; associate con-ductress, Mrs. Mary Baughman; secretary, Mrs. Mary Bughman; secretary, Mars Mary R. Beath; treasurer, Mrs. Alice Warner, Refreshments will be served at the heating.

hoped to be able to get the case before the public. This testimony was elicited by the secretary in connection with Mr. Loomis'

Minimum temperature Mean temperature Precipitation counter charge against Mr. Bowen. Temperature and precipitation departure from the normal at Omaha since March 1 and comparison with the last two years Normal temperature Excess for the day After Mr. Dater left the secretary's office he was taxed by Mr. Bowen with a betrayal of confidence in connection with the publication of the charges, an imputation

'otal excess since March 1 Normal precipitation Deficiency for the day Total precipitation since March Deficiency since March 1 Deficiency for cor. period, 1964. Deficiency for cor. period, 1963. March 1.6.28 inches .1.09 inch .18 inch

Reports from Stations at 7 P. M. mitted a rejoinder, together with a general Station and State of Weather Bismarck, part cloudy, Cheyenne, cloudy denial of all statements affecting his offi-

Tem. Max. Rain 7 pm. Tem. fall hicago, clear havenport, part cloudy. POSTAL FRAUD CASE GOES OVER Senver, cloudy favre, clear Alleged Conspiracy in Satchel Sales Helena, cloudy Huron, cloudy Kansas City, cloudy to Be Tried Tuesday Morning. WASHINGTON, May 22-The Machen-Lorenz-Crawford postoffice conspiracy case

involving purchase of letter carriers' satchels, which was set for trial today, went over until tomorrow by agreement of Valentine, clear Williston, cloudy Counsel for Machen announced that he

T indicates trace of precipitation. L. A. WELSH, Local Forecaster was not in a position today to plead to

BATTLE CREEK-The seventh annual commencement exercises of the Battle the cases of John E. Martin, Jay Copemeeting. Do you think Nature ever intended you should have short, stubby,

thin hair? Hair that splits at the ends and falls out so

easily? Certainly not; such hair is unnatural. Your hair should be firm and strong, long and thick, soft and glossy; the kind that Ayer's Hair Vigor

will give you. J. C. Ayer Co., Lowell, Mass.