## NO RULES FOR THE SALOONS

South Omaha Fire and Pelice Commission Answers Query of Attorney General,

UNIVERSITY REGENTS ARE AFTER CASH

Game Warden Notified He Has No Authority on Fort Mobrara Military Reserve and Warned to Keep Off

(From a Staff Correspondent.) LINCOLN, Sept. 12 .- (Special.) -- According to a letter received by the attorney general from T. J. Nolan, one of the South maha fire and police commissioners, the mmissioners of that city have never adopted rules regulating saloons. The attorney general desired the rules of the before answering Governor Mckey's question regarding the liability of the commissioners for damages in case they revoke the license of a saloon man for an offense for which he has not been convicted in court. The South Omaha charter gives the commissioners the right to adopt rules, but this has never been done. The letter of Commissioner Nolan is as follows:

W. T. Thompson, Deputy Attorney General-My Dear Sir: I have your letter of Beptember 7 asking for a copy of the ordinances, rules and regulations of the South Omaha Board of Fire and Police Commissioners. In reply I wish to advise you that the board has never formally adopted any rules in writing. If you require any information on ordinances passed by the city council I will be glad to send you a compilation of them and copies of any which may have been enacted subsequent to the compilatiou.

Since becoming commission as to this phase

Since becoming cognizant as to this phase of the aituation the attorney general's office has written to South Omaha for s copy of the city ordinances to discover whether or not there is anything in them under which the fire and police sion would be enabled to act. An opinion will be withheld until this data arrives.

"The board could proceed, of course, rithout rules," said Deputy Attorney General J. B. Strode this morning, "but it is customary to adopt them, and in fairness to the saloon men they should know what to expect from the fire and police authorities. Slocum law covers the matter of Sunday closing and the city ordinances may do the same. The commissioners could act under either, but it is the business of the board to have a set of regulations and enforce them, after giving due notice."

Below are the provisions of the South Omaha charter relating to the authority of the fire and police board:

omaha charter relating to the authority of the fire and police board:

The Board of Fire and Police commissioners may, by ordinance, license, residences may of mail, apprituous or vinous, mixed or fermented intoxicating liquors, the license not to extend beyond the municipal year for which it may be granted; and to determine the amount to be paid for any such license, not less than the minimum sum required by any general law upon the subject.

Any person selling or giving away in said city any liquor of the description mentioned in this section without first having compiled with such regulations and procured a license or permit therefor, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be fined in any sum not more than \$100 for each offense and be committed to the city juli until such fines and costs are paid. Provided, that any permit issued to a druggist may be revoked by the Board of Fire and Police commissioners at pleasure.

And further provided, that any license issued by the Board of, Fire and Police commissioners upon conviction of the license of such liquors, and proceedings in appeal or error taken to review such ludgment or conviction shall in no wise effect the revocation of such license or the affect of such conviction be finally determined and such conviction be finally annulled, revoked or reversed.

Legislative Session Goasip.

today by the report that the legislature would not convene until after the state officers have gone out of office, which would prevent the secretary of state from calling the house of representatives to order and the outgoing governor from delivering his message. The constitution

provides against such a contingency. The egislature must convene at noon, the first Tuesday in January, which, this year will be New Year's day. The term of state officers expires the first Thursday after Regents Want the Money. According to the argument of the regents of the university there is no need of the legislature appropriating money given by the government for the support of that Institution. At least \$100,000 annually is formally appropriated by the legislature from this source. In a mandamus suit to compel Auditor Searle to issue a warrant to enable the regents to draw a gift of 5,000 from the general government, the ing to enforce the state game laws on the position is taken by the regents that the Fort Niobrara military reservation, has

rposes, that the university is authorized retary at Washington:

dicaleDiscovery is made up of the mos nable medicinal principles known to iedical science for the permanent cure of

bowel regulator and nerve strengthener. The "Golden Medical Discovery" is not a patent medicine or secret nostrum, a full list of its fugredients being printed on its bottle-wrapper and attested under hat it contains no sleohol, or harmful habit-forming drugs. It is a fluid extract made with pure, triple-refined glycerine, of proper strength, from the roots of the following native American forest plants, viz., Galden Seai root, Stone root, Black herrybark, Queen's root, Hloodroot, and

lilles The Champagne of Bottle Individuality and Character in Beer - mean First: From the high quality of our Malt, and the Quality. 99 per cent of all Beers have no charprocess of preparing same. acter whatever. They are just common Beer. Second: From the process of brewing, used exclusively in Our "High Life" Beer has strictly a characour brewery. Our own process, perfected by experience. ter of its own-a taste of its own-found in no Third: From the super or and exclusive quality of our yeast. other beer. You may not understand all that we say It has that perfection of Beer Taste, here, but if you will order a bottle that Superiority of Quality, that of "High Life" Beer and drink it, you will "Miller" taste. very quickly perceive that the Individ-Where does Miller "High Life" Beer uality and Character of our Beer get that character and individuality. spells Superiority of Quality. A. GOLDSTEIN & CO., COUNCIL BLUFFS, IOWA, DISTRIBUTERS.

merely acts as trustee for the university. Subsequent to all the decision of the supreme court, relating to university funds, the legislature of 1899 passed an act exto the purposes specified by the donor. If the argument of the regents is good, the money in dispute must be turned over to the regents without an act of the legislature or the funds will be lost to the university. State Auditor Searle is of the opinion that the act of 1899, directing the regents to apply such funds without a specific act of the legislature is uncon-Rushville Rifles in Camp.

Adjutant General Culver has issued an order for the Rushville Rifles, an independent military organization, county. September 28, and to remain an indefinite time, probably six days. Captain Aubert commands the company. The company will be required to participate in target practice, company drill, outpost duty, advance and rear guard, individual competition in the manual of arms, and competition between squads in drill reg-

General Culver save he has enough equipment on hand to supply the deficiencies found in the guard's equipment by a government inspector. Tents have been issued and overcoats will remain on deposit in the adjutant general's store rooms. The The armament for the battery at Wymore cannot be drawn until another section of the battery is organized. This armament will draw heavily on Nebraska's allotment, but the adjutant general is devising a plan

to organize another section. Game Warden Must Keen Off. Game Warden Carter, who has been try oney in question is a gift for educational received the following letter from the sec-

received the following letter from the section accept such sifts, and no further action of the legislature is necessary. It is alleged by the regents that an appropriation by the legislature is necessary only in the matter of funds raised by taxation, and that the provisions of the law regarding such matters do not apple to gifts for educational purposes to the university. In accepting the \$5,000 gift in the university. In accepting the \$5,000 gift in the university. In accepting the \$5,000 gift in the university is a second to supply the provision of the university. In accepting the \$5,000 gift in the university is a second to supply the provision of the university. In accepting the \$5,000 gift in the university is a second to supply the provision of the university. In accepting the \$5,000 gift in the university is an accepting the \$5,000 gift in the university. In accepting the \$5,000 gift in the university is an acceptance of the state of \$5,000 gift in the university. In accepting the \$5,000 gift in the university is an acceptance of the state of \$5,000 gift in the university. In accepting the \$5,000 gift in the university is and the transfer of the army acceptance of the case, which was referred to him for consideration, reports as follows:

"I am therefore, of the opinion that the same laws within t

Building and Loan Associations. Secretary. Royse has compiled a report of

he sixty-one building and loan associations of Nebraska for the year ending June 30. He finds the reports of such associations to be favorable. He said:

There has been a gain of only two asso-cations during the year, while the increase in total assets amounts to 31,692,690.63, which is almost entirely made up in the increase of first mortgage loans. The amount of first mortgage loans in process of fore-closure has been reduced \$0.82.66 Delin-quent interest, premiums and fires have been reduced \$4,684.26. The humber of shares in force is 28,277, an increase of \$5,277.

shaves in force is 259.297, an increase of 65.267.

There were \$7,217 shares issued during the fiscal year, an increase of 17.217 over the number issued the previous year. The amount of mortgages subject to foreclosure has been reduced \$5,586.20 during the year. The number of horrowing shareholders has increased 1.391, and the number of non-borrowing shareholders 698. The average rate of interest charged borrowers during the fiscal year was \$1.40 per cent and the average rate of dividends declared, 71-20 per cent.

There has been an increase in real estate holdings during the year caused by the purchase by some of the larger associations of home offices. There was \$1.634.751.15 more business done by the associations during the last fiscal year than during the receious year and an increased expense of \$25.59.

Following is a summary of their financial

status: ASSETS. Pirst mortgage loans in p of forceloaure Stock loans Real estate Purniture and stationery... Delinquent interest, premiums

# and fines Expenses and taxes paid. Other assets Total /...LIABILITIES. Capital stock running (dues and dividends dividends Full paid stock Reserve fund Undivided profits Due shareholders loans 216,844,97 16,822.36 Fines Membership and transfer fees...

Other expenses ... Withdrawals, due

RETAILERS DISCUSS TRADE TOPICS

for a Dressing. FREMONT, Neb., Sept. 12.-The Nebrasks Retail Merchants' association met at Masonic hall yesterday afternoon and effected temporary organization with Max Hostetler of Shelton as president and W. H. Avery of Tilden as secretary. Those present discussed briefly the advantage of a permanent organization and a committee was appointed to draft a constitution and by-laws for their approval. Last evenng a banquet was tendered the visitors by the Commercial club at Masonic hall. F. Hanson of Fremont, secretary of the Wolz extended to them the hospitalities of the city and the following toasts were responded to: "The Parcels Post Bill," W Jackson, Valentine; "The Local Newspaper As the Merchant's Priend," Mark L. Felber, Omaha; "Co-operation, Not Compe tition," H. Henke, sr., Cairo; "Fighting Catalogue Houses," W. H. Avery, Tilden; "The Association Not a Trust," J. R. Bader, Fremont; "The Butter and Egg Proposition," L. P. Langhorst, Elmwood "The Dead Beat Evil," Henry Bolton Schuyler; "The Good of Organization," Fred Diers, Madison; "How to Deal with the Credit Evil," E. D. Jackson, Upland; "The Relation of Wholesaler to Retailer." Charles E. Troyer, Dorchester.

No special program was arranged for the morning session and the first part of it was a kind of general discussion of various subjects connected with the business in aired by a number of grocers who were of the opinion that produce commission houses did not help out their trade, and some others paid their respects to catalogue houses and the best means of com peting with them. The discussions were of personal experience.

The committee on constitution submitted its report which was after some discussion adopted. All retail merchants in the state may become members of the association whose object is to promote their interests It does not in any way attempt to fix prices its members.

The association elected the following of ficers: President, Max Hostemor, Shelton: vice president, Fred Diers, Madison; secre retary, M. L. Felber; treasurer, Henry Pol ton. Schuyler; executive committee, W. A. A. H. Loede, Stanton; E. B. Finch, Kear-ney; F. B. Datel, North Bend, and B. K.

NELSON, Neb., Sept. 12.—(Special Telegram.)—The democratic and people's independent parties held their county conven M.541 m tions here today. Perfect fusion was ef15.10 m fected. Editor Dedrick of the Superior good to sat and how nourishing Malta-Vita an Omaha tea company in this city and 156.2 m so Express, was nominated for representative is wouldn't try to get along without lit. Friday evening left his room at the Baland H. N. Marshall of Lawrence, for county

Hopewell and Boyd at Emerson.

Convention of the Eighth Senatorial District the Occasion for an Enthusiastic Rally of Republicans.

EMERSON, Neb., Sept. 12-(Special Telegram.)-The senatorial convention for this district was made the occasion today for campaign in Nebraska. In addition to the delegates to the convention there was a large number of citizens present to listen to the addresses, and considering that it was so early in the campaign the enthusi-

asm manifest was unusual. Norris Brown, candidate for United States senator; George L. Sheldon, candidate for governor; Judge Hopewell, nominee for lieutenant governor, and Judge Boyd, candidate for congress, were also present and delivered speeches. The candidates discussed state affairs and were in favor of lower freight and passenger rates, the abolition of the pass, the election of a railway commission and the requirement of railroads to pay their just taxes.

George W. Wiltsey of Randolph manimously nominated for state senator All counties in the Eighth district were represented. M. V. Teed of Ponca was hosen chairman and ri. L. Peck of Randolph secretary of the convention and also of the central committee. The nomine is a prominent attorney and will make a

Candidate in the Field. ALBION, Neb., Sept. 12-(Special Tele gram.)-The senatorial convention was

### Report on the Food Problem

Uncle Sam's Investigators Make

Some Important Observations. The United States Department of Agriculture has learned much about food by its investigations throughout the past half century or more. A report recently pubished by the department is especially welcome at this time because of the widespread public interest in the composition and value of food. Knowing our readers are awake to the importance of this subject, we quote one paragraph of the gevernment's report which speaks vividly of

"Blood and muscle, bone and tendon brain and nerve-all the organs and tissues of the body-are built from the nutritive ingredients of food. With every motion of the body, and with the exercise of feeling and thought as well, material is consumed and must be resupplied by food. The chief uses of food, then, are two: (1) To form the matesal of the body and repair its Worth of Scribner, have fulfilled the conwastes, and (2) to furnish muscular and other power for the work it has to do." Read over that last sentence about the chief uses of food and you will understand more readily why physicians, scientists and ground. The plans were made by J. C. Malta-Vita builds up the body, repairs its praise for them. E. C. Wescett of Plattswaste and yields muscular and other power to the greatest extent. This is because Malta-Vita is the whole of the best white wheat, steamed and cooked, then mixed with pure barley malt extract, rolled into little wafer flakes and thoroughly baked. The mait extract, a powerful digestive agent, converts the starch of the wheat into maltose, or malt sugar, which physicians recommend because it is so strengthening. Malta-Vita supplies body with every food element required to build blood and muscle, bone and tendon, brain and nerve, and it is easy to digest, Malta-Vita is delicious to the taste, always crisp and appetizing. Served with cream or milk or fresh fruit it makes the

count, was given the nomination. A good representation from the three counties in Norris Brown, George L. Sheldon, Judges this district was present and a good convention was held.

> CLARKS, Neb., Sept. 12 - (Special Telegram.)-The republicans of the Eighteenth

Polk counties, met here today and nomi- small brown mustache. nated Hon. E. L. King of Osceola as candidate for senator. ALMA, Neb., Sept. 12,-(Special Tele gram.)-Delegates to the senatorial convention from Phelps, Kearney and Harlar counties, comprising this district, met at

Alma today and unanimously nominated C. A. Luce of Republican City for state senator. Mr. Luce is the present member of the house, he having served one term before this. Resolutions indorsing the prespassed, also the resolutions committing the nominee to vote for the county option liquor legislation. Among those attending this convention were Mr. Hoag, Mr. John-

egram.)-The democratic convention of the Fifty-third representative district met here today and nominated George M. Adams of Crawford for representative. Charles L. Hilbert of Chadron was made chairman of the district committee and Harry Reische, secretary. The committee is composed of county; Ira Reed, Alliance, for Box Butte; W. J. A. Raum, postoffice Crawford, for Sloux, and C. Patterson of Rushville, for

The democratic convention for the Four teenth senatorial district met at 2 p. m. and nominated S. S. Joyce of Gordon for state senator. - The committee appointed was A. W. Crites, chairman, and L. J. F. Iaeger, secretary. The other members are: Box Butte, T. J. O'Keefe, Alliance; Sloux, James Bourett, Harrison; Dawes, C. F. Coffee, Chadron; Sheridan, S. V. Pitcher Rushville; Cherry, J. M. Rice, Valentine; Brown, C. O. Murphy, Ainsworth; Keya Paha, C. E. Lear, Springview; Rock, J. J. Carlin, Bassett.

Populists Take Both Places. CLAY CENTER, Neb., Sept. 12 .- (Special.) The democratic and populist county conventions were held here yesterday. following nominations were made: representatives, O. U. Oker of Gienville and E. P. Cowen of Clay Center; for county attorney, T. H. Martin of Clay Center Speeches were made by Hon. Fred Newberry, candidate for state senator. R. D. Sutherland, candidate for congress, and Hon. A. C. Shallenberger, for governor Little enthusiasm was shown. Both candidates for representatives are populists.

More Room is Now Available at the Norfolk Institution. NORPOLK, Neb., Sept. 12-(Special.)-The new cottage at the Nebraska State Insane asylum here has been completed and accepted by the State Board of Public Lands and Buildings today. bers of the board here were Land Commissioner Eaton, Secretary of State Galusha and State Treasurer Mortensen. They agreed that the contractors, Killner & tract faithfully and satisfactorily. Members of the board express themselves as say that it is the best cottage on the mouth did the electric wiring and F. C. Phillips of Lincoln the plumbing. capacity of the other three cottages of the hospital is 150, but 214 are now being taken care of, showing that added room is much There are sixty-nine rooms in the building. A new feature, unknown to any other insane hospital anywhere, is an out-of-doors porch, enclosed for winter use. This porch is on all three floors and will give exercise and air to the patients all winter long.

Fremont Man Disappears. FREMONT, Neb., Sept. 12 .- (Special.)-The friends of Robert Cook of this city are anxious to learn of his whereabouts and fear he has met with foul play or All grocers sell Malta-Vita, 10 cents a timore, saying that he was going to Omaha on the 6:25 train. Nothing has

OPENING GUN OF CAMPAIGN held here today for this senatorial district been heard of him since. His accounts he found that some one had taken his with his employers are correct, he is not grip and overcoat. He left a description in debt and there is no reason known of the coat, the grip and its contents with why he should disappear. He has a family living at Burlington Junction, Mo., and for the culprit ever since. He was rean uncle, J. L. Duff of South Omaha, who warded this morning and Russell was aris doing his best to locate him. He is about 30 years old, five feet five inches STATE AFFAIRS THOROUGHLY DISCUSSED district, comprising Nance, Merrick and in height and has light brown hair and a

INDIGNATION OVER WILLIAMS

Cherry County Republicans Think Candidate Should Quit. WEST POINT, Neb., Sept. 12 .- (Spe cial.)-Considerable indignation is being expressed by leading members of the local republican party of Cuming county at the actions of J. A. Williams of Pierce, candidate for railway commissioner at of the delegates from this county, upon their return, stated publicly that Mr. Williams had violated his pledges, made to them while enroute to Lincoln. The consensus of opinion here seems to be that the republican state central committee ought to demand the resignation of Mr. Williams from the state ticket, as the retention of his name will have a decided tendency to materially hurt and weaken an otherwise irreproachable ticket. The party, in the opinion of our citizens, cannot afford to carry, anything which it cannot justify or against which there is the slightest taint of treachery or double dealing.

METHODISTS AT CENTRAL CITY Opening Session of the North Ne-

braska Conference. CENTRAL CITY, Neb., Sept. 12 .- (Special relegram.)-The twenty-fifth annual north Nebraska conference of the Methodist Episcopal church convened in this city yesterday. The forenoon was devoted to an examination of the undergraduates, twelve in number. The book concern has its repreworthy fiction. Dr. J. S. Hill of Morristown, Tenn., spoke on the Freedman's Aid and Southern Education society.

This morning the solemn opening service. conducted by Bishop Wilson, was closed by the sacrament of the Lord's supper, after which the presiding elders made a report on the condition and growth of the church in their district. The attendance at the opening was large. It is expected that 150 ministers will be in attendance.

KEARNEY, Neb., Sept. 12.—(Special Telegram.)—C. A. Russell, claiming to be from Broken Bow, was arrested this morning by the chief of police and charged with appropriating an overcoat and grip from a fellow passenger on coming into this town on the train a week ago. complaint was made by Harry H. Heacox of Hastings, on his arrival in this city a week ago Tuesday. He stated that when he arrived at the depot in this city

the chief, who has been on the lookout rested on suspicion. When arrested he was wearing some of the articles of clothing alleged to have been stolen. The grip and its contents were also recov-

DUGAN DIES OF HIS WOUNDS

Man Who Killed Batley at Norfolk Succumbs to His Own Injuries. NORFOLK, Neb., Sept. 12.—(Special Telegram.)-Charlie Dugan, the man shot by Bailey Monday night and who, before be ing hit, had fatally wounded Balley, died

Al Bailey, for twenty-five years a resident of Omaha, is here to attend the funeral of his brother, Lee. Lee had no other

News of Nebraska.

PLATTSMOUTH—A heavy rain visited this vicinity Wednesday.

WAHOO—The clerk of the district court issued over 100 final naturalization papers this week. SCHUYLER-The annual stock show of Colfax county will be held here Saturday, September 15.

WAHOO-A district meeting of the Re-bekahs will be held in this city. Monday, September 26. FALLS CITY—A heavy rain fell here last night. It was much needed, as we have had no rain for several weeks.

ARLINGTON—O. E. Gainer has sold the Arlington restaurant to L. M. Utterback of this city, who has taken possession.

BEATRICE—The Garage courts old the city.

BEATRICE—The Gage county old set-tlers will hold their annual pients at the chautauqua grounds Thursday, September CLAY CENTER—A fine rain of nearly one inch fell here this morning. The ground had become too dry for fall plowing. FLATTSMOUTH—G. W. Dent of Crab Orchard, succeeds A. T. Friend in the drug and wall paper business in this

ANSLEY-A much needed general rain fell here last night. It rained most of the night. Corn is mostly out of the way of frost.

SCHUYLER—The dry and sultry weather which has been prevailing here for the past week was broken last night by an easy rain. ARLINGTON—A fine shower fell in this section yesterday, which will help pasture and fall wheat. Plowing and seeding are

and fall wheat. Plowing and seeding are
in full progress.

BEATRICE—The home of William
Evans was struck oy lightning and
slightly damaged last evening during the
electrical storm.

BEATRICE—The Beatrice public schools
opened Monday with a total enrollment of
1,635. Last year the enrollment on the
opening day was 1,555. opening day was 1,555.

WAHOO-A nice rain fell here Wednesday morning, putting fall plowing in fine

(Continued on Fifth Page.)

