## PROSECUTING PASS HOLDER

County Attorney of Colfax County to Make the Test.

THE WOODS OF SCHUYLER VICTIM

Case Will Settle Validity of Law 1: Relation to Doctors and Lawyers-Hearing Cream Case March 5.

(From a Staff Correspondent.) LINCOLN, Feb. 18 .- (Special Telegram) -Dr. James Woods of Schuyler is likely to be the first defendant in a suit brought under the anti-pass law on the charge of accepting a free pass from the Union Pacific railroad. County Attorney B. F. Farrell of Colfax county visited the State Railroad commission this morning to see cure evidence upon which to base his case, in the shape of the Union Pacific statement of its passholders. The attorney general sent out notices last Saturday informing county attorneys of their duties and he is likely soon to receive information that additional suits will be filed, Numerous newspaper men are sending word that if their action in accepting mile age in return for advertising is in violation of the law, they will give up the transportation. This is likely to be accomplished

in many cases Cream Can Henring. March 5 has been set for a hearing or the complaint against the railroads and express companies for not giving receipts "empties" in the shape of cream cans, beer barrels and bottles and the like when returning them. The reads contend that if they give receipts for these, they must exact a charge, whereas they now perform

the service free

Orr Declines Job. W. H. Orr of the Missouri Pacific, while in Lincoln today, said that he has declined the offer of the Burlington road to become assistant in the legal department and that he has decided to remain with the Missourt Pacific.

## STORE AT LEXINGTON BURNS May Department Establishment, One of Largest in Dawson County,

Destroyed. LEXINGTON, Neb., Feb. 18.-(Special Telegram.)-Fire was discovered about 5 o'clock this morning in the large dry goods store of John L. May. A portion of the building upstairs is occupied by Clyde Mann as a pantorium, where a large amount of gasoline is used, and it is supposed the fire originated there by a gasoline explosion. A high wind was blowing aged to save the greater portion of the building itself. From appearances the fire

night. The loss to the stock is estimated at to avoid the accident. The man was \$15,000 and to the building \$2,000. The in- killed instantly. surance will not cover the loss. This was one of the finest stores in Dawson county and the fire will be a serious loss to the city of Lexington.

CUSTER INSTRUCTS FOR TAFT

W. A. George Endorsed as District Delegate. BROKEN BOW, Neb., Feb. 18 .- (Special

Telegram.)-The Custer county republican convention convened here today and elected eighteen delegates to the state convention and a like number to the congressional. Herbert G. Meyers was chairman and Charles Luce secretary. Resolutions were adopted commending

the Roosevelt administration and endorspresidential nominee. The resolutions were adopted amid much enthusiasm. The state delegates were also instructed to use all honorable means to secure the election of W. A. George as delegate to the national convention from the Sixta congressional district."

State Delegates—Robert Cato, H. T. Waterbury, H. B. Glover, Joseph Glddings, A. S. Cheffer, Julius A. Atten, J. M. Kimberling, Ed Squires, Rass Anderson, N. E. Strater, N. T. Matthews, William Davis, Jules Haumont, A. S. Robinson, Alpha Morgan, Cy. Waldon and Issae Reno.

Reno.
Congressional Delegates—Paul Morley,
George McRay, T. M. Warren, H. G.
Meyers, W. A. George, F. E. Vanantwerp, L. H. Jewett, Judd Kay, L. W. Wilson, Thomas Wright, R. R. Barnard, F.
C. Wilson, Harry Peters, Ellmer Cannon,
J. Hagerty, D. L. Cannon, A. R. Humphrey, S. L. Lonergan.

Governor Sheldon was represented by Labor Commissioner Ryder, who made a brilliant talk during the afternoon. HARVARD, Neb., Feb. 18 .- (Special.) At the township caucus last evening fifteen delegates were chosen for the county

> TRY I Hunyadi Janos

The Only Natural Laxative Water

CONSTIPATION

on which you can rely

Take 1/4 glass on aris-

ing in the morning. In full bottles and splits

MANDO S b and reliable de. I wown. Large bettle \$1.00, Soud for backlet free. Madame Josephine Le Fevre, gold by Boston Store Drug Dept.,
Beston Drug Co., 15th and Farnam,
The Bennett Company, 16th and Harney,
The Bell Drug Co., 12th Farnam,
Myers-Dillon Drug Co., 15th and Farnam,
J. H. Schmidt, 16th and Cuming,
Chas E. Lathrop, 15th No. 26th.

Food for Weak and nervous men who find their power to work and youthful vigor gone as a result of over work or mental exertion should take GRAY'S NERVE FOOD PILLS. They will make you eat and sleep and be a man again at Hook 3 boxes 22.50 by mail.

SHERMAN & MOCOMMELL DRUG CO., Cornir 16th and Dodge Sta. OWL DRUG COMPANY.

Con 16th and Harney Sts., Omaio. Web

HOTELS.

WHEN IN DETROIT HOTEL TULLER

Absolutely Fireproof.

Oor. Adams Ave. and Fark St.
In the center of the Theater, Shepping and Business District.

A la Carto Cafe, Grill Room.

Service Unexcelled. EVERY BOOM WITH BATH. EUROPEAN PLAN. RATES, \$1.50 PHE DAY AND UP. L. W. TULLUR, Prop.

convention at Clay Center on February 20 to select delegates for state and congres-

a mile away, to assist him in building some

bors of the dead woman. A grand jury was called at the May term of court and

First Homestender Taken Sick in His will soon have nearly a new set of busin men to take the place of the older ones.

Winter Home. BEATRICE, Neb., Feb. 18 .- (Special.) --Word was received here yesterday from Searcy, Ark, stating that Daniel Freeman, the first homesteader and an old resident of Gage county, was seriously ill and not expected to recover. During the last few years Mr. Freeman has been spending the winter months in the south Beatrice early in October. He is in the eighty-second year of his age.

Stranger Killed by Cars. at the time, but the fire department man- track when struck by the engine. Engineer criminating against them. Salisbury was driving through a heavy snow storm and could see only a short think may be finally named at Chicago had been burning the greater part of the distance ahead of the engine. When he next June." saw the man on the track it was too late

Bryan Forces Organize.

ALLIANCE, Neb., Feb. 18.-(Special Butte county were organized here tonight with a large membership, with A. S. Reed tion," continued Mr. Webster. "In Nebraska as president and . B. Kneist secretary. It is intended to prosecute a vigorous campaign, even at this early day, for the for Mr. Hughes. The opponents of Taft

DAVID CITY-The Butler County Union Sunday School convention will be held in Ulysses, Neb., April 22 and 23.

Nebraska News Notes.

DAVID CITY-The Christian church per ple are conducting a series of revival meeting with the assistance of Rev. Mr. Whis-YORK—Joe McClatchey, who for a number of years has been a resident of York, has purchased hotel property at Excelsion form, Springs, Mo., and is moving to that place.

BEATRICE-The democrats of Gage county have called a convention for Thursday. February 27, for the purpose of electing twenty-seven delegates to the state convention to be held in Omaha. March 5. DAVID CITY—The Peoples' Banner and Journal which was recently purchased by J. A. Constant and combined will soon be made a six column quarto, all home print, giving the readers eight pages of home prints. A new press will be on the floor this

NEBRASKA CITY-Edward Lowrey leading young farmer residing near Dun-bar, was united in marriage this after-noon to Miss Blanche E. Ketser, at the lome of the bride's parents, south of Dunbar. Following the marriage was a numptious wedding dinner.

BEATRICE-Miss Marie Brehm is to give a series of six lectures here in the interest of the Young Men's Christian Association lecture course. Sunday afternoon she spoke at the Persbyterian church on "A Great Concept of God," and last evening she ad-dressed a large audience on the "Life of Frances Willard."

NEBRASKA CITY—Judge W. W. Wilson last evening united in marriage Frank Townsend of Fremont county, Iowa, and Miss Katherine Bohiken of this city. He then married John W. Root of Eagle and Mrs. Emma Champlin of this city. Both of the married couples left for their respective, future, homes last evening. NEBRASKA CITY—Last evening there was a quiet weedling at the home of Mrs. C. W. Seymour, when her daughter, Miss Lulu, was united in marriage to Albet Chapman, by Rev. W. W. Barnes of St. Mary's Episcopal church. None were present but the members of the family, because of the recent death of the father of the bride.

of the bride.

NEBRASKA CITY-Mrs. Maria Cook, mother of County Treasurer F. H. Cook, died at the home of her son, in this city, yesterday, aged 30 years. She was an early settler in this country making her home in the western part of the county. Her husband, who was 30 years of age, died some five years ago. The remains were taken to Palmyra this morning for interment. The pallbearers were county officials.

NEBRASKA CITY-The first of a series NEBRASKA CITY—The first of a series of games of indoors base hall was played here last evening at Eagle hall with Captain James Moran as the head of one team and Captain William Kelly at the head of the other. A large crowd was present and fully enpoyed the sport. In the future at least two games per week will be played. The teams are composed of the local players who played last season.

WEST POINT-Frank Brokaw, the young man who was arrested in Pierce county, after a long chase, and brought to West Point, charged with deserting his young wife and baby, was arraigned in county court. The woman and her parents did not evince any great desire to prosecute and in consequence the testimony against him was not sufficiently strong to warrant the court in holding him. The charge against him was therefore dismissed.

NEBRASKA COMP.

NEBRASKA CITY-This morning at St Sepedict Catholic church, Vicar Genera Sepedict Catholic church, Vicar Genera Smanuel Hartig, unifed in marriage a ligh mass, Edward Ramold and Miss Mary Roil. After the ceremony a wedding dinner was served at the home of the bride's parents, Mr. and Mrs. Joseph Roil, south of the city. The young people will spend the next two months in Fiorida, after which they will return and was they bear and the city. The young people will spend the next two months in Florida, after which they will return and make their home on a farm belonging to the groom north of

BEATRICE-The republicans of Gage BEATRICE—The regulations of Gage county will hold their convention next Tuesday, February 25, and at that time a vote for presidential preference will be taken. As the situation now stands, with President Roosevelt out of the race, it is very likely that Taft will be the favorite candidate here. Samuel Rinaker, one of the leading republicans of Gage county, and a Taft man, has been mentioned as a suitable person to send to Chicago as a delegate to the national convention.

NORTH PLATTE—Saturday evening the democrats held their county convention and it was the largest democratic convention held in Liucoin county during the last ten-years. Thirty-six of the forty-two precincts of the county were represented and several old-time populists were present and declared, that they would support Bryan this year. Speeches were made and considerable enthusias in prevalled. The following were chosen as delegates to the democratic state convention: J. B. McDonald, M. Keith Neville, Lee Tobin, William Beatty, H. F. Carson, Arthur Rush and Thomas Healy. NORTH PLATTE-Saturday / evening NEBRASKA CITY-The police have re-ceived information that Joseph Jones, the

colored man who was arrested here resent the people at Chicago will take place. Hon A J Jenison was allowed to select the delegates, he being a candidate for delegate to the Chicago convention.

FRANK ON TRIAL FOR MURDER THE STANK ON TRIAL FOR THE STANK ON THE STAN Charged with Being Responsible for Death of Wife.

PAWNEE CITY, Neb., Feb. 18—(Special Telegram.)—District court is now in session with Judge Raper presiding. The most important case to be heard is the Frank murder, in which Ernest Frank is accused of the murder of his wife. Edith. In April, 1907, Ernest Frank, a young farmer living near the extreme northeast corner of the county on a farm, left his house to go to the farm of his father, W. A. Frank, about a mile away, to assist him in building some

PLATTSMOUTH—Saturday pight about

PLATTSMOUTH-Saturday night about a mile away, to assist him in building some fence, and claims he left his wife engaged with her housework and that she was to follow him soon and take dinner with him at his father's. The morning proving too stormy for the work. Frank soon returned home and fourm his wife lying on the floor dead, with a gun by her side and a shot wound in her temple.

The coroner's jury returned a verdict of suicide, which did not meet with the approval of the family and some of the neighbors of the dead woman. A grand jury

DAVID CITY—During the past four or

bors of the dead woman. A grand jury was called at the May term of court and young Frank was indicted for the murder of his wife and held under bonds in the sum of \$15,000 at the October term. A plea in abatement reciting that the grand jury was improperly drawn was argued and overruled. The case is now on trial and the jury being selected. The county attorney is being assisted by Frank Reaves of Falls City for the state; J. C. Dort of Pawnee City and L. W. Coiby for the defense.

DANIEL FREEMAN SERIOUSLY ILL.

First Homestella and some of the neigh-bors of the neighbors of the middle for the murder of the state; Lorenz meat market closed up. S. A. Cram sold his half interest to his partner, and on Placek; Wonderlick Bros., bought the Hawthorne clothing stock; J. Journal, John Kouns of Milligan, purchased the Feidler harness shop. Paul Walters sold his stock of hardware to L. A. Tenney of South Dakota; The Ashton Implement company is closing out; F. J. Ayres has leased his laundry to Mr. Pennington of Nebraska City. Thus David City the months some big changes in business the months some big changes in business the place here. Nearly a dozen firms have changed hands. G. W. Gates just sold to Scott & Kelley, then P. B. Garner sold his blackmith shop to Sam hard to the place here. Nearly a dozen firms have changed hands. G. W. Gates just sold to Scott & Kelley, then P. B. Garner sold his blackmith shop to Sam hard to the place here. Nearly a dozen firms have changed hands. G. W. Gates just sold to Scott & Kelley, then P. B. Garner sold his blackmith shop to Sam hard to the place here. Nearly a dozen firms have changed hands. G. W. Gates just sold to Scott & Kelley, then P. B. Garner sold his blackmith shop to Sam hard to the place here. Nearly a dozen firms have changed hands. G. W. Gates just sold to Scott & Kelley, then P. B. Garner sold his half interest to hi

TAFT AND HUGHES THE TICKET Such is the Prediction Which John L. Webster Repeats on Beturn from East.

John L. Webster has returned from Washington, where the Missouri valley for the benefit of his health, and he left freight rate case was argued before the Interstate Commerce commission. While arguments of but an hour in length are usually permitted, the commission recognized the great importance of this case and HASTINGS, Neb., Feb. 18 .- (Special gave the attorneys five hours. Arrayed on Telegram.)—An unidentified man, roughly one side were three railroad lawyers and dressed and wearing a badge of the United attorneys representing Chicago and St. Mine Workers, was killed by a train six Louis. Mr. Webster and J. H. Atwood miles west of Juniata this morning. The represented the Missouri valley jobbers, man was walking around a curve in the who are claiming the railroads are dis-

"Taft and Hughes. That is the ticket 1

That was the gist of an interview published in the Washington Post as coming from Mr. Webster, and Mr. Webster admits

he said it. "It is my observation that Mr. Taft is the strongest man in the party, and from Telegram.)—The Bryan Volunteers of Box present indications I do not see how he can be hindered from getting the nomina eight out of every ten republicans are supporters of Taft, and the dissenting two are nomination and election of W. J. Bryan. are not opposing him because of any personal dislike for him, but because of opposition to Roosevelt. They admit the secretary would make a good president. And, in this connection, it is my opinion that Mr. Taft is the best equipped man in the country for the high office of president. No man at his age, with the possible exception of Alexander Hamilton, ever had more difficult and varied duties to per-

> "So far as the president is concerned while I am a corporation lawyer, I do not take the ground that he is wholly to blame for the disturbed conditions of finances, though I do think his public ut-

home PRINCE WITH A REAL NAME Indian Nobleman Has More Letters in His Cognomen Than Has the Alphabet.

Prince Nawabul Mulkbahadwerof, Hyderbad of India and a party of ten passed through Omaha yesterday evening, arriving from San Francisco on the Union Pacific at 5:50 and leaving for Washington and other eastern points over the Northwestern at 6:09.

A telegram announcing the fact that the prince and his party would arrive reached the Northwestern office early in the day and when the name of the distinguished easterner began to unravel itself at the Omaha end of the wire the operator "cut in" to ask what was the matter with the man at the other end, or was it just wire

The prince is the scion of one of the oldest and most distinguished houses of India and he is a man of profound learn ing. He and his party were amazed at the "comforts of American travel," as they expressed it. Their train they regarded

as a veritable palace on wheels. "And." interjected a young man of the prince's party as a Northwestern man approached to see if there was anything else that could be done for the convenience and pleasure of the tourists, "your train directors, they are the most genteel."

The prince and his party are simply mak ing a tour. They were all but overwhelmed at the immensity and wonderful resources of the western part of the United States and anticipated their visit through the east with delight and eagerness

OLD PRINTER PASSES AWAY Lewis Reed, Secretary and Treasurer of Reed Printing Co., Victim

of Brief Illness. Lewis Reed, secretary and treasurer of the Reed Printing company, died at his home, 2023 Farnam street, at 4:53 yesterday afternoon after being confined to his bed for two weeks. Mr. Reed was 71 years of age and was born at Jamestown, Mo. He had lived in Omaha for the last nineteen years, during which time he has conducted

a job printing house. Mr. Reed is survived by his wife and daughter, Mrs. L. B. Johnson, wife of the president of the city council. Mr. Johnso has been associated with him in busines for the last seventeen years. His daughterin-law, Mrs. E. L. Reed of Chicago, was also at his bedside. Her husband died two years ago.

Mr. Reed was a most original man and had no enemies. He was a member of Nebraska lodge No. 1, Ancient Free and Accepted Masons, and a member of Vesta chanter, Order of the Eastern Star, Ho will be buried under Masonic auspices. The fuperal services will be neld at the Masons temple at 3 p. m. Wednesday and interment will be at Forest Lawn cemetery. These palibearers have been selected; Active-William S. Heller, Fred H. Cos grove, Charles L. Shook, John A. Rine, John E. Simpson, A. Hugh Hipple. Honorary-Past Masters Oscar R. Alien, W. S. Felker, George A. Day, E. A.

Northup, M. J. Kennard, B. F. Thomas. Five Coppers Will Buy a Box. Red Cross - |- Cough Drops. Everywhere Ever Try The Bee Want Ad Columns

If not, do so, and get satisfactory results.

Detective Who Laid Life on Altar of Duty is Buried.

THRONGS ATTEND DESPITE STORM

Leading Citisens of Omaha Plow Through Huge Snow Drifts in Tribute to Hero Slain by Outlaw.

Simon S. Drummy, veteran detective, murdered at South Omaha Saturday night by the negro desperado, was buried at Holy Sepulcher cemetery yesterday morning. The funeral services were conducted by Father Harrington at St. Cecilia's Catholic church, Fortieth and Burt streets. They were attended by a throng of persons, many of the wealthiest and most prominent in the also testified. civic and industrial life of the city breasting the most severe storm of years to pay tribute to a martyr to public duty and private trust.

Large Number of Citizens Out. A great host of people had already assembled at St. Cecllia's church. A long line of carriages brought many of the most prominent citizens of Omaha to pay their tribute to a faithful and heroft officer, an evidence of the esteem in which Simon S Drummy was held by Omaha.

The platoon of police was led, respect ively, by Chief Donahue, Chief of Detectives Savage, Captains Mostyn and Dunn of the police battalion, attired in civilian clothes, while the officers of the police platoons and policemen were dressed in uniform. When the funeral procession reached the church the police battalion opened ranks and the casket was removed from the hearse and conveyed through the open ranks to the church by the pallbear ers, M. H. Barlow, representing the Modern Woodmen of America, and police officers and detectives: Stephen Maloney, Michael J. Sullivan, James J. McDonald, Andrew Patello, E. J. Delehanty, Dan Davis; Modern Woodmen Henry Heitfeld, Officers Maloney and McDonald, being members of the Order of Eagles, of which Drummy was also a member.

Father Harrington in Charge. The services at the church were con ducted by Father Harrington, in accordance with the impressive ritual of the Catholic church. Following the services at the church the funeral cortege reformed, the police battalion again forming in open ranks and standing at a salute as the casket was carried from the church to the hearse.

The police battalion was then dismissed owing to the increasing severity of the storm. Many of the officers, however, including Chief Donahue, Chief of Detectives Savage, Sergeant Cook and others of the police force accompanied the body to the Holy Sepulcher cemetery. Fully thirty carriages braved the storm and accompanied the body to its final resting place.

Mayor Dahlman, Police Commissioners Cowell, Kennedy, Page and Weaver and other city and county officials were in attendance either at the home or the church. Relatives at the Funeral.

These relatives from out of town attended

CORONER HEARS THE TESTIMONY

Inquest in Drummy Shooting Held at Request of County Attorney. That Simon S. Drummy came to his death while in the performance of his duty, February 15, 1908, about 7 o'clock in the evening in William Sawyer's pool room, 2607 N street, South Omaha, Neb., from a gunsho fired by William Jones and recommend that he be held to the district court, This is the verdict of the coroner's jury which yesterday afternoon heard the testimony of the witnesses of the shooting of

Detective Drummy. Detective Sullivan told how he and Detective Drummy had gone to South Omaha not appeal the case to the supreme court. to identify a negro held there by the police. This was decided by his father, who was suspected of being the one who shot Officer Lahey last Friday; how they decided to go Almack declared the trial was fair and he to Sawyer's pool room, a place frequented saw no grounds for contesting the finding by negroes, how they entered the place, of the jury. Several members of the jury Drummy leading; how they approached the expressed the opinion after the trial that \$1,000,000 and the principal amounts are as negre standing by the stove with his right the punishment was too severe, but it was follows: hand in his bosom; how the negro drew his the least they could give him under the gun and shot Detective Drummy and how law. They said they would be willing to the detective died without a word, died so sign a petition for Almack's release from quickly that he did not withdraw his hands the penitentiary after ten years,

from his overcoat pockets. The detectives had learned two days before from a woman living at Thirteenth and torneys, in which the usual statutory Chicago streets that a negro had applied grounds were given. The motion, however, to her to be allowed to stop there and dry will probably not be argued, but will be his clothes. This was after the shooting submitted to the court merely as a matter of Lahey. Every time anyone came to the of form. house, this woman said, the negro placed been watching for officers and was armed The fact that the man met in the pool room had his hand in his coat aroused Sullivan's suspicion and he had called to Drummy to wait until they summoned Captain Shields, who had stopped in the front part of the room. When Captain Shields came up

## IN THE GRIP

The Best Cathartic Reduces to a Minimum the Prostration and Weakness Characteristic of this Prevalant Disease.

What the Attacked Should Do. It has bee found by the experience a great many people that the best cathartic to take in ceses of grip, where there is commonly great weakness and

prostration, is the tonic catarrh. Hood's

Pills, which do not weaken but Strengthen the System as they do their special work. They are "easy to take, asy to operate." If attacked by the grip, take them at once, for a free movement of the bowels, and begin treatment with Hood's Sarsaparilla for the elimination of the grip poison from the blood and the renewal of health

and strengtth. Completely Restored-"I have taken Hood's Sarsaparilla and Pills and believe they have saved my life. I had the grip and it left me so weak I did not think I could live. In one week after begining to take these medicines mpletely rstored." Stanford C. Hor-

ton, Bristol, Wis. grip and become so weak 4 could not appearance, a good telker and always sucwalk across the room without sweating profusely. I took Hood's Sarsaparilla and Pills and they did me so much good I regard them as never-falling Mrs. Anna B. Cooper, Tit-

Hood's Sarsaparilla is sold every where. In the usual liquid, or in tablet form called Sarsatabs-One hundred doses one dollar.

Drummy advanced and in that instant the negro whot.

When the negro shot the first time Sulli yan said he ducked behind a pool table and the negro did the same. Sullivan raised his head and the negro fired and ran. Sullivan and Shields fired and one of the shots, apparently from Sullivan's gun, hit the negro and stopped him.

Captain P. H. Shields and Chief John Briggs of the South Omaha police force certified to the same facts.

Detective Henry Elsfelder of the South Omaha police rode on the ambula the negro to the hospital. He questioned him concerning the shooting and Jones confessed freely that he had shot Drummy and regretted he had not killed the other two officers. He also confessed that he shot Officer Lahev.

Dr. W. R. Lavender described the course of the fatal builet from the point of the nose to the base of the brain. A number of colored men who were in the, pool hall at the time of the shooting

The identification of Jones was made complete by the testimony. However, it is likely that he will not come to trial, as his condition is reported to be hopeless. The bullet struck the spinal column and the lower limbs are already paralyzed. His death is said to be a matter of only a few

POLICE BOARD EXPRESSES GRIEF

Passes Resolutions and Starts Fund for Family of Detective. At the regular meeting of the Board of Fire and Police Commissioners held Monday night, the following resolutions on the death of Detective Simon Drummy, who was murdered in South Omaha Saturday evening, was introduced by Commiss

Whereas, The assassination of Police Of-ficer S. S. Drummy came as a great shock to this board and entire community. Resolved, That this board take this oc-casion to testify that in his death the city loses an old and faithful servant whose place will be difficult to fill, and Resolved, We tender to his widow and family our heartfelt sympathy in the ir-reparable loss which they have sustained, and

Resolved, That these resolutions be spread upon the records, and a copy be sent to the family of the dead officer as an evi-dence of our sympathy and to show our appreciation of the fact that the city has lost an efficient and coursgoous officer.

Upon recommendation of Chief of Police Donahue the full pay for the month of February was allowed the family of De ective Drummy, and full pay was allowed Officer Lahey, who was shot by the same negro who killed Officer Drummy, for the time that he will be incapacitated from

KAW TOWN SHOOTING AFFRAY James P. Hayers and John O'Donnell

Wounded by Proprietor of

Cosby Hotel.

KANSAS CITY, Feb. 18.-James P. Hayes. agent of the Traders' Dispatch, with offices in the Board of Trade building in this city, and John O'Donnell, a well known wholesals and retail clear dealer, were shot and seriously wounded by J. D. Cosby, proprietor of the Cosby hotel, in the office of the hotel tonight. Hayes and O'Donnel called at the hotel to see two men they believed were stopping there as guests. the funeral: Three brothers, William When told by the clerk, William Murray, Drummy, Ryan, Ia.; Thomas Drummy, that the two men they sought had left Denver; John Drummy and wife, Emmets- the hotel, Hayes and O'Donnell accused burg, Ia.; three sisters, Mrs. Edward Burns, Murray of misrepresentation and assaulted De Smet, S. D., and husband; Mrs. J. T. him, inflicting slight injuries, after which McEnany, Cogan, Ia., and husband; Mrs. they went out on the street. A few min-James Coilins, Cascade, Ia., and husband; utes later they again entered the hotel Mrs. Margaret Drummy, Cascade, widow office and resumed their assaults on Murof a brother of the dead officer, and Mr. ray, whose cries for assistance were heard his brother, Floyd L. Smith. and Mrs. Richard Wallage of Creston, Ia., by Cosby. As soon as Cosby entered the Cosby drew a pistol and shot both Hayes him fall. Hayes and O'Donnell were taken | colleges. to a hospital and Cosby wastarrested

ALMACK WILL NOT APPEAL On Hopes of Being Released in Ten Years, Boy Will Go to

Prison. murdering of Ham Pak, by a jury in criminal court which fixed his punishment as a life term in the penitentiary, will in constant attendance at the trial.

A formal motion for a new trial was filed Monday afternoon by Almack's at-

his hand inside his coat. Evidently he had DROPS DEAD WHILE AT WORK Edward Richelieu Falls While Talking to His Brother at Union Pacific Shops.

> Edward Richelleu, 1751 South Ninth, aged about 60 years, dropped dead shortly after noon Tuesday while at work as a steam fitter in the Union Pacific shops.

Until the time he was stricken he seemed to be in his usual good health and went home to his noon-day lunch, death calling him a few minutes before I o'clock shortly after he had returned to work. He was standing talking to his brother, Henry Richelleu, also employed at the shops when without a moment's notice he dropped

railroad shops for over thirty years. Mrs. Richelien died about a year agd. Three sons and two daughters, all of age and residing in Omaha, are living. The body is at the Davis undertaking par-

not as yet been made. Relatives residing elsewhere have been telegraphed to.

WAITING FOR A BOOK AGENT Chief Donahue Expects to Greet Man Selling Works of Great Musicians.

Chief of Police Donahue has been notifie

to be on the lookout for a bogus book agent

who is operating in this part of the country He is C. P. Godfrey, but travels under nearly any name that is convenient. The man blows into a town and calls o the leading musicians, represents himself gained wonderfully, and was soon as the agent of the Jones Brothers' Publishing company and shows samples of a work in sixteen volumes, 'Famous Composers Never-Failing Remedies "I had the and Their Works." He is a man of good ceeds in getting the endorsement of the musical leaders of each city for his books In exchange for this and a list of the pupils and musical friends, he promises each leading musician free a set of the books. Then he loses no time in calling on those whose names he has, taking from each a cash

files out of the city.



Mich., writes: "I have taken Katarno and have found It all right. I had tried everything and had given up ever having any help. I had heard of Katarno, but did not have any faith in

and in a short time I could work. "I know it saved my life and there is nothing else I can take that will do me any good.

it, but thought I would try it. I had not

taken a whole bottle before I was better

"I am very thankful for Katarno."

SCHAEFER'S CUT PRICE DRUG STORES-Cor. 15th and Douglas Sts., Cor. 16th and Chicago Sts., Omaha. Cor. 5th Ave. and Main St., Council Bluffs, Iowa. Cor. 24th and N Sts., South Omaha.

MILLIONS TO CLINTON BOYS

Loyal L. Smith Leaves Fortune to Educate Youth of County.

MONEY TO BE HELD IN TRUST

Fund, it is Estimated, Will Yield Income of \$80,000 a Year, Providing for Schooling

of 100 Students.

By the will of the late Loyal L. Smith, he majority of his millions will go to edu cate boys of Clinton county, New York making that county one of the luckiest or ecord in the matter of benefactions. Mr Smith, who formerly lived in Omaha and did such a sensational dry goods business, was never married. He was 54 years old

His will has not been offered for pre bate, but its main features are known. He gave away in specific bequests to relatives, friends, charitable institutions and to the city of Plattsburg about \$1,600,000. He then directed that if his risiduary estate did not amount to at least \$1,000,000 it should go to

If the risiduary estate should amount to the latter being a sister, of Mrs. S. S. office Hayes attempted to assault him, and \$1,000,000 or more; and there is no doubt but and O'Donnell. Hayes was shot twice and probably nearer \$3,500,000, then it is to be O'Donnell once, and both men were seri- put into a trust fund, the income of which ously injured. Cosby says that he did shall be used to educate the boys of Clinton not intend to shoot O'Donnell and did not county by furnishing them funds to pa realize that he had done so until he saw their expenses at preparatory schools and

> Big Educational Trust Fund. The county judge of Clinton county, the mayor of the city of Pittsburg, and the president of the Merchants National bank of Pittsburg are constituted a board to carry off the provisions of this enormous educational trust fund. If there is more Willis Almack, who was convicted of the than enough money to take care of all the boys of Clinton county, then the board may extend the benefits of the fund to Franklin and Essex, adjoining countles.

Taking the minimum amount of \$2,000. 000 and investing it at, say, 4 per cent, would yield an income of \$80,000 a year, o enough to send 100 boys to college with \$800 a year to spend. The specific bequest amounts to about

To the Champlain Valley hospital of this city, \$25,000 to complete the building, on

which about \$50,000 raised by popular subscription has already been spent, and an endowment of \$200,000. To the Plattsburg Young Men's Christian association, \$35,000 To the Home for the Friendless, \$50,000.

To the Vilas Old Ladies' home, \$50,000 To the city of Plattsburg for a new city hall, \$200,000; the city to provide the site To the Wesleyan Methodist church of West Chasey, N. Y., in the churchyard of which Mr. Smith's mother is buried, \$20.00 for a new church, \$15,000 for a new parsonage and chapel and \$3,000, the income of which is to take care of the lot containing is mother's grave.

Quarter of a Million to His Brother. To his aunt, Miss Cordelia Bassett of this city, he gave \$50,000 outright, \$7,000 per annum for life out of his residuary es tate, and the use of the magnificient residence on Broad street in this city for life. To his brother, Floyd L. Smith of West Chasey, N. Y., he gave \$250,000 outright and the Broad street residence, subject to

Miss Bassett's life interest. To his nephew, Loyal Smith of Peoria Ill., he gave \$10,000. To his neice, Mrs. Everett Towns of Burlington, Vt., \$10,000 Mr. Richelieu had been employed in the To about forty distant relatives scattered over the United States, he gave amounts varying from \$2,500 to \$7,500. He remembered them all by leaving such a substantial sum, although many of them, it is said, he had never seen. To several intilors, arrangements for the funeral having mate friends he left sums varying from

\$1,000 to \$5,000. Mr. Smith has often been heard to say that he felt the need of a college education and he wanted to do what he could to make the boys of Clinton county the best educated in the world.

CITY COUNCIL PROCEEDINGS Motion to Adjourn Only Business Be fore the Four Members

Present. But four members of the city council, Brucker, Bridges, Hanson and Zimman, answered the roll call last evening, and the only business transacted was the passing of a motion to adjourn. Adjournment was taken both on account of there not being a quorum, due to the storm, and out of respect to the memory of Lewis Reed, tained by the most sensitive stomach. father-in-law of President Johnson of the council, who died Monday.

The council will meet in adjourned session at 10 o'clock Thursday morning. This May Interest You.

No one is immune from kidney trouble so just remember that Foley's Kidney Cure will stop the irregularities and cure any payment of \$3 or more. Having gathered case of kidney and hiadder trouble that is in all the money possible, this busy bee not beyond the reach of medicine. For sale by all druggists

DORCAS FOR HOUSE OF HOPE Rev. C. W. Savidge Wants Help in Organizing Society as Adjunct

to His Old Folks Home, This appeal is made by Rev. C. W. Savdge, pastor of the Peoples' church: "I would like very much to organize Dorcas society for the House of Hope. I wish as many women as feel a kindly interest in the homeless aged and sick poor would come to the House of Hope, 1713 California street, at 2 p. m. Wednesday, February 19. I wish you would help me to do two things: Pray to God for that work and assist in providing for the daily needs. God expects us to labor as well as pray

'Phone 3444. CHARLES W. SAVIDGE. NO REHEARING IN WATER CASE Court of Appeals Overrules Motion of the Attorneys of the Water Board.

John L. Webster, attorney for the water board, received word Tuesday that the United States court of appeals at St. Louis had refused to grant a rehearing in the case known as the hydrant rental case. The action will now come up for a new trial in the United States circuit court in Omaha and probably will be tried in April. The case will be tried before a jury

VOTE AT PRIMARIES Stormy Conditions and Lack of Contest Serves to Dispel All Interest.

The storm put a decided damper on noitical enthusiasm last evening and few saide from the delegates filed voted at the republican primaries. One vote would be nough to elect the ticket, there being but one ticket in the field.

Buffalo to Carry Supplies. SAN FRANCISCO, Feb. 18.—The auxiliary teamer Buffalo, Captain C. F. Pontiff, S. N., in command, will leave here tomorrow evening for Magdaiena bay to make ready there for the big fleet. The Buffalo is carrying stores, ammunition and targets for Admiral Evans' battleships and also mail for the officers and men. The Buffalo will act as range ship for the big ships during their target practice.

## **Stomach Trouble Cured at Eighty**

Mr. Zeno Thorp of Hutchinson. Kansas, Who is 80 Years Old, After Suffering Years from Stomach Trouble. Weak Heart and Poor Circulation, was Cured by Duffy's Pure

Malt Whiskey. In a recent letter Mr. Throp wrote: 'I have been suffering for the last five years from stomach trouble, weak heart and poor circulation of the blood. doctored with the three best doctors I could find during two years, but received no relief. I was advised very strongly not to use any whiskey and for two years went without it, but found that I would have to go back to Duffy Pure Mait Whiskey, which I had begut to use at the time I was doctoring. have improved right along, and know that taken in medical doses, such as you prescribe, it does me good. I am over eighty years of age, and shall use your tonic stimulant the rest of this

Duffy's Pure Malt Whiskey

life.

is an absolutely pure distillation of malted grain, great care being used to have every kernel thoroughly malted, thus destroying the germ and producing a predigested liquid food in the form of a malt essence which is the most effective tonic stimulant and in vigorator known to science; softened by warmth and moisture, its palatabil ity and freedom from injurious sut stances render it so that it can be re

Sold by druggists, grocers and dealers or direct, \$1 a bottle. Write Dr. R. Curran, Consulting Physician, for a free Illustrated Medical Booklet containing a few of the many convincing testimonials received from grateful men and woman who have been cured, and free advice. Duffy Malt Whiskey Co., Rochester, N. Y.