

.581,100 suit to force the company out of business

"Good Licker" Spilt.

man, they laughed just the same.

In a discussion of the guaranty provisions in the yards of the Northwestern railroad the law Judge Albert takes a little elbow here about 9 o'clock this morning. The Hall

Greeley

Harlan

(From a Staff Correspondent.) Aug 6-(Special Telegram.)-

of the business affairs of the association rison's band, which has furnished music

punch at coursel on the other side. He automobile with its occupants was shoved Hamilton said:

elementary principles, matters of history and of common knowledge would be noticed without an elaborate argument or citation of authorities. For like reason he refrained from any attempt to answer the arguments based on the Dartmouth college case, never doubting that the court would take judicial notice of our constitutional provisions which render them wholly inapplicable. Another and strong-r reason influenced him in this respect, and that is, that when he felt that he had snown that the right to do a general banking business is no longer a common right, but a right dependant on a grant from the state; the validity of his conclusion can be tested by any standard history of banking. In conclusion the brief said:

in conclusion the brief said: In conclusion, let it be said that the right of the state to restrict the right to engage in banking to corporations is sus-tanned by the decided weight of author-it; that the only direct adjudication on the Nebraska Telephone company. The Sa tained by the decided weight of author-ity; that the only direct adjudication on the guaranty feature of the law is that it is valid. It follows, therefore, that in order to override the will of the people. as expressed by this act, the court must not only hold against the presumption of regularity which attends the acts of a co-ordinate branch of the government. but against the clear weight of direct authority. That is a responsibility which is generally assumed only by a court of last resort. A D. Lane special agent both of Ormaha

Blair Mutual Refuses to Sell.

BLAIR, Neb., Aug. 6 .- (Special.)-The di- company. The consideration was \$19,500. rectors of the Blair Mutual Telephone com- The new management is now in charge. pany held their regular monthly meeting It is understood that the new owners, who this week and had under consideration the will term their company the Crab Orchard pany to take over their plant here and telephone system, desire to retain the servproposition from the Bell Telephone conihandle their business at 25 cents per phone ices of the employes of the preceding comper month. Mr. Wicks, representing the pany. Bell company, was present and submitted their offer, which was rejected. Several representatives of the independent companies were here, including Secretary Mat-

Boys Sent to Reform School. HUMBOLDT, Neb., Aug. 6.-(Special.)-

Masters O. A. Cooper and Lee Waggoner, two years older. About \$100 worth of the young people.

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over thirty feet along the track and comsaid: We come now to the guaranty feature of the law. Counsel call attention to the brevity of our argument on this branch of the case speaking for himself, the writer would say that one of his excuses is that his argument was prepared exclusively for this cour, and not for distribution among laymen. For that reason he assumed that elementary principles, matters of history pletely wrecked. The smallest child, 3 Hitchcock lementary principles, matters of history spranded. The injured there have being Keys Paha Lancaster McPherson

operating lines at Crab Orchard and out Red Willow lichardson A. D. Lane, special agent, both of Omaha, and to C. L. Rothell of the Crab Orchard

## Big Program at Fullerton.

FULLERTON, Neb., Aug. 6.-(Special.)-The directors of the Fullerton chautauqua as though Senator Byrnes of Platte county she evidenced her joy at being back by day. teson of the state association. They were assembly are completing preparations for here in strong opposition to the consolida- the tenth annual session, which opens has always been a faithful attendant at all tion of the two companies and asked a August 13. This anniversary year is to gatherings of the demo-pope, served his chance to bid if the Blair plant was offered excel all others. The grounds are already party well in the legislature and stands for sale at any time. The directors voted in splendid condition and the roads ready.

the two youngsters responsible for the gressman from Missouri, has been secured. state reform school. The Cooper lad is 16 Young Men's Christian association at Lin- mitteee believe they will yet be able to was living alone at the time of his death years of age, while the Waggoner boy is coln, has been secured to take charge of persuade Gruenther to take the place. At

The best food for growing children is

SHREDDED

WHFAT

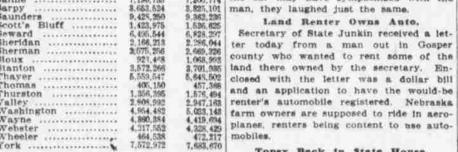
Contains all the material needed for

building muscle, bone and brain-a tood

to study on, to play on, to grow on.

Wayne Webster York ..... Totals ..

ers as Dr. Frank G. Smith. Dr. Eugene for Fullerton day Hon. Champ Clark, con-



6,409,523

6,408,400

3,554,360 732,848

1,675,543 3,435,605

3,616,765

6 603 611

4,458,338

3,820,165

1,882,292

\$10,89

1.318,904

19,447,977

4,607,165

235,648 251,888 5,794,932

4,178,429

3,227,594 5,497,105 5,268,122 8,549,324

4,942,021
1,026,388

4.360,913

7.387.912

3.129,259 7,052,166

827.222

3.616.288

382,872

4,306,892

4.043.922

1.932 3/4

20,009,199

4.078.354

269,263 278,284 5,887,384

867.874

8,444.58

4,923,408

4.608.589

6,903,399

837.27

829,696

tion case."

.\$391.735.464 \$398.830,683 Democrats to Draft Byrnes.

While the committee appointed by the took his little dog to Colorado and left democratic state committee to draft a chair- her with his grandchildren, got ionesome, man to conduct the "nonpartisan" demo- and today Topsy was sent back to him. cratic campaign this fail will not meet until The little dog has made her home in the after the primary, August 17, it looks now State house for a number of years and

will be the man chosen. Senator Byrnes calling at nearly every office in the building during the afternoon. Daniel Moore Dead.

Daniel Moore, father of Jesse Moore, high with the powers that be. He is perregister of deeds, died at his home, 1305 to buy a large amount of new equipment. The talent includes such prominent speak- sonally popular with at least a few of the members of the special committee, and N street, last night, aged 87 years. For May, John Ratto and "Bob" Seeds, while hailing from Platte county, probably has some years Mr. Moore, who was one of the backing of Chris Gruenther, who de- the city's oldest settlers, had been in he backing of Chris Gruenther, who de-lined to be chairman. Numerous persons have been mentioned said to have tried to end his life because because frightened and ran away, throwing clined to be chairman. burgiary of Howe's jewelry store, accord- Rev. Harvey H. Harmon of Lincoln will for chairman, among them Dan Stephens of his enfeebled condition. Some time ing to the confession of the former, have be platform manager again this year. of Fremont and H. H. Hanks of Nebraska ago he deeded his property to his son and been found guilty and sentenced to the George M. Pinneo, physical director of the City, while some members of the state com- daughter in anticipation of the end. He

> Find Lead Near Rockford. this time, however, it looks mighty like BEATRICE, Neb., Aug. 6 -- (Special.)-Senator Byrnes will be asked to take charge of the campaign, and it is reported he will The discovery of lead in a well at Rock-

> accept the place. ford, this county, has caused considerably Scott's Bluff Heard From. excitement at that place, and a company

> The county assessor of Scott's Bluff is being organized to make a thorough county at last got his abstract of assess. search for the ore. Dr. Keene of Virment to the State Board of Equalization, sinis had a piece of it analyzed, and it The report was received this morning after is pronounced to be a good specimen of Secretary Seymour had almost exhquited lead ore. Machinery is being placed on his vocabulary in messages by telephone, the ground with a view to beginning operwire and letter to the authorities out there ations as soon as possible. The report does not contain the number of

> the various items of property on the News Notes from Gothenburg. schedule, though the blank place is left GOTHENBURG, Neb., Aug. 6 .- (Special) for the numbers. This omission, the -Gothenburg will have a series of revival assessor wrote, was due to a failure on the meetings, beginning September 1. They are to be led by Rev. French Olliver and will part of his deputies to record numbers.

> probably continue about a month. A tab-Session Laws Ready. The secretary of state received 100 copies ernacle to seat 1.500 people will be conof the session laws this morning and they structed the last of this month.

will be sent out to the members of the leg-On account of the large consumption of islature at once, so they can gaze on their gasoline and oil, the Standard Oil company work and have cause to weep. Under the has just completed two large tanks here. constitution these books are required to Machinery will soon be installed for an be delivered to the secretary of state alfalfa meal mill. A large brick building, within sixty days after the adjournment of formerly owned by the Platte Valley Farm parade in the evening, over thirty autothe legislature, which would have been and Cattle company, is to be used. There mobiles participating

6,398,850 in Nebraska had been filed. Mr. Hall in-In answer to the request of the railroad 6,338,850 in Neurana had need to be attorney general that he would companies for a postponement of the hear-749,106 not push the case in federal court, which ing on the classification of freight rates ing on the classification of freight rates set for the latter part of September, the his no benefit the traveling man in

"If we are to be enjoined from doing State Railway commission has made the 332,813 3,712,207 business in Nebraska," said Mr. Hall, "we roads a proposition. 6,691,653 will not be in a hurry to push the injunc-The railroads objected to the time for the hearing because it would conflict with note. Its purpose found voice, for instance,

Though he virtually has a promise that the hearing of the 2-cent fare and freight the case will not be pushed tomorrow, Mr. rate suits in federal court. 1,396,875 Thompson will be on hand to see that The commission has made the proposi-4,734,706 the state loses nothing by default.

but also suffered some humiliation as a cember 1. The roads have not replied to 224,335 but also suffered some humiliation as a cember 1. The rose 4,231,776 result of his suit case flying open as he the proposition yet. left the motor car at Ninth and P streets. 3366.544 left the motor car at Ninth and P streets. 5,342,380 The citizen had been to Havelock to get Chancellor Davidson at Tecumseh. TECUMSEH, Neb., Aug. 6.-(Special.)his afternoon's supply of beer. When he started to leave the car his suit case flew Great interest centers in the Tecumseh open and a couple of bottles rolled out chautauqua. Yesterday was educational day and were smashed. The man jerked the and Chancellor W. J. Davidson of Wes- neglected by the legislature, and how to when he reaches Sabetha.

sult case together and hugged it close to leyan university was the principal speaker. his chest and started off down the street. In the evening the famous Williams jubilee the split beer oozing out of the grip and singers gave a concert. This company will down his clothes. While the people on remain until the close of the assembly. 7,200,774 the car may have sympathized with the The Caveny company came today and a lecture this evening was given by Rev. Land Renter Owns Anto. Frederick E. Hopkins, D. D., of the Ply-Secretary of State Junkin received a letmouth Congregational church, Chicago. ter today from a man out in Gosper

Some of the very best things are vet to come and the chautauqua will close Sunday evening. So far the attendance has been and an application to have the would-be good,

Nebraska News Notes.

BEATRICE-Blue Springs won a thirteeninning ball game yesterday from Odell by the score of \$ to 5.

BEATRICE-The business men's base ball team last evening defeated a nine from the Beatrice Poultry and Cold Storage com-

alfalfa and other farm products here are immense, the only trouble the farmers are encountering is in the scarcity of help. Men to work in the fields receive \$35 a month or \$1.75 to \$2 a day and board. But even at these rates help is hard to get.

UNION-Mrs. Reuben Foster, residing outheast of this village, was quite seriher against a post with such force as to hurt her hip very badly and she was also badly bruised about the face.

UNION-While returning from the Odd Fellows' picnic at Avoca the latter part of last week G. N. LaRue was badly bruised up by being thrown out of a buggy. The team became frightened at something and ran away, upsetting the buggy. Matthew McQuinn and family were also in the buggy, but none of them was hurt.

BEATRICE-In the presence of seventy five guests yesterday at the home of the bride's mother. Mrs. Nellie Rathbun, near Ellis, was solemnized the marriage of Miss Stella Rathbun and Henry C. Clausen of Chinago, a former husiness man of Ellis The couple will make their home at Chi ago, where the groom is attending the Moody Bible institute. BEATRICE-Peter Jansen, accompanied

by Mrs. Jansen, left yesterday for Winni-peg, Manitoba, where he will make the annual inspection of the elevators of the Saskatchewan Elevator and Lumber com-pany, of which he is president. Mr. Jansen says that the wheat harvest in that section will be the biggest in years. His son, John Jansen, is manager of the company.

DUNBAR-The big Modern Woodmen log olling picnic held here was a big success. t is estimated fully 2,000 visitors were here Nebraska City captured the base ball championship of Otoe county and the juley purse that went with the victory. W. B Price of Lincoln was the orator of the day Another big feature was the automobile

were informally discussed This association is to be distinguished noon and evening there will be a picnic from all other organizations in that its at Schimmer's lake

his profession rather than an insurance organization. Membership fee and dues are merely nominal. Co-operation in matters affecting every traveling man is the keylast winter in the enactment of the ninefoot bedsheet and individual towel law,

generally known as described, but carrytion that if the railroads will furnish a ing with it many features, some of greater lodged in jall. En route west they stopped transcript of all the evidence taken before portent than a mere bedsheet. The law off at Rockford, this county, but upon One of Lincoln's citizens not only split the court for the use of the commission it requires the inspection of kitchens and of learning that the officers were after them, "good licker" on the streets this noon, will consent to a postponement until De- the sanitary accommodations of all hotels in the state, and it is the feature of in- for their arrest could be issued. The girl's spection, under the law, that was the sub- father notified the sheriff at Fairbury, ject of the informal meeting this morning, where the couple was arrested. They will The meeting was attended by Deputy La- be taken' back to Sabetha at once. The bor Commissioner Maupin, upon whom falls girl is 15 years of age, and the young the duty of the inspection. The necessary man about 21 years of age. A serious appropriation for the inspection was charge may be preferred against him

provide for the inspection is the question which concerns the men of the road. Trade Exhibit Made Organ.

This afternoon's session was devoted to Order of Columbus Deplores Tendbusiness. Secretary McFadden's report showed the membership to be \$35. The re-

port of the committee on the state of the order complimented the work of the officers highly and sanctioned the work of the board of trustees. By unanimous vote the Omaha Trade Exhibit was made the offion deceased members lamented the loss by

UNION-Arrangements are being made for the Modern Woodmen log rolling which is to be held here August 28. The committee will endeavor to get a speaker of fame to address the gathering. All kinds of sports and races will be pulled off on that

SCOTT'S BLUFF-Crops of grain, hay

price, many of them much less.

This includes all of our stock Mechanical Trains, Dolls, Books, Games and Animals, in fact everything in toys.

At the same time all the Linoleum that was in this warehouse will be put on sale in the basement. This was in full rolls and much of it is in nearly perfect condition, some badly burnt. This will be offered at a great discount to close it out at once.

**Orchard** • Wilhelm Carpet Co. 414-16-18 South 16th Street.

during the convention. Saturday after

ELOPER TAKEN AT FAIRBURY

Girl and Companion Arrested Complaint of Father.

BEATRICE, Neb., Aug. 6.-(Special.)-Charles Bumgard and Clara Powers, who eloped from Sabetha, Kan., Wednesday morning, were arrested at Fairbury and left on the first train before a warrant

ROAST YELLOWS KNIGHTS

ency to Print Lurid Tales of Crime.

MOBILE, Ala., Aug. 6 .- It was announced today that the national convention, Knights of Columbus, before adjournment last night, went on record as deploring what was said to be an incial organ. The report of the committee creased tendency on the part of a portion of the American press to give undue pub death of two members during the year, A licity to sensational trials and publishing report was received from the committee in full testimony of a degrading and imon legislation, and in connection therewith moral character.

**Fire Sale** 

Toys and Linoleums

All of our Toys after the Christmas sale were packed and stored in our warehouse which was recently destroyed by fire. Some of the cases were partly burned others only wet, and many that were covered up and protected are in good condition. We have decided to close them all out and will place them on sale on the first floor of our store Monday morning at eight o'clock. These will all be sold out at about one-half

Topsy Back in State House. S. Bullard, the veteran head janitor of the State house, who some weeks ago pany by the score of 7 to 4.