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GET THE GENUINE

5c Everywhere

Whenever you see an Arrow think of Coca-Cola.

Complain About Prize Fights

Result is Attorney General Issues Instructions to Douglas County Officials.

(From a Staff Correspondent.) LINCOLN, Neb., Sept. 7.—(Special.)—Attorney General Thompson has instructed County Attorney English of Douglas county to arrest Guy Buckles and another party, who are alleged to have had a prize fight in South Omaha a few days ago, and also to take steps to prevent any prize fight during the session of the Legislature, now being advertised.

"The action of the attorney general was the result of the receipt of a letter from E. W. Goodsell, 218 Meredith avenue, Omaha, in which the writer enclosed several clippings from Omaha newspapers regarding the Buckles fight and the proposed fight to be pulled off later. He informed the legal department that the officers of the city and county would not enforce the law relating to such matters, and he would like to be informed what steps he should take to prosecute the interested parties. Mr. Thompson at once gave his instructions to the county attorney. Prize fighting in Nebraska is a felony.

"Attorney General Thompson has telephoned to me," said Deputy County Attorney Magney that a complaint had been made in regard to prize fights in Omaha and that everything should be done to prevent them in the future. Mr. English is out of the city, so I notified the sheriff, who will see that no prize fights are pulled off in Omaha or the county during Eagle week or any other time. The attorney general said nothing, however, concerning the prosecution of participants in past fights and we know of none that have taken place.

Sheriff Bradley received the notification of the complaint, but declined to make any statement concerning it.

Captain Mostyn, who is acting as chief of police said, "Don't worry about a prize fight being given in this town during Eagle week because there won't be one. The

law states that any one who takes part or helps in the arrangements of or even sits to see a real prize fight is guilty of a penitentiary offense. There haven't been any prize fights in Omaha and I don't think there will be, although I cannot speak for Chief Donahue, who will be back during Eagle week."

"As far as the Eagles are concerned," said John J. Ryder, secretary of the convention, "we have shown no great desire to have a prize fight and don't want one. The Eagles certainly have no wish to aid any movement against the laws of the state in which they are to be visiting.

UNITED BRETHREN MINISTERS Appointments Made at Nehawka for ensuing year.

NEBRASKA CITY, Neb., Sept. 7.—(Special.)—The thirty-eighth annual conference of the United Brethren church east Nebraska conference closed Sunday with the announcement of appointments. The conference was presided over by Bishop W. M. Weekley. The church has a large increase in membership over a year ago. The finances of the church are in fine condition, all collections for benevolences being full. The collections for foreign missions amounted to \$1,000.

The Sunday school work is advanced in all lines; and more normal graduates are claimed than in any other denomination, thus giving this church first place. Rev. W. E. Schell was re-elected president of York college. An effort is being made for a union between the United Brethren and the United Evangelical churches. Mr. Miller of Lincoln presented the case of the latter church, and Rev. W. O. Jones of Lincoln was selected to carry greetings of the United Brethren church to the next annual conference of the Evangelical church. The list of appointments follows:

S. W. Lynde, presiding elder; Beatrice, J. R. Mower; Blue Springs, J. A. Smith; Cheney, E. C. Baily; Crab Orchard, W. G. Rooker; Dubois, A. Payne; Fairbury to be supplied; Gresham and Waco, C. D. Bennett; Hartsville, Zion, E. N. Ballou; Julian to be supplied; Lincoln, W. O. Jones; Lusk, J. A. Smith; Memphis, Charles Foster; Nebraska to be supplied; Ottumwa, to be supplied; Omaha, M. O. McLaughlin; Panama, S. W. Brink; Pawnee, H. N. Hulst; Pickrell, C. S. Long; Pleasant Hill, A. W. Neville; Seward, J. F. Mower; Shelby, I. K. Surface; Shiloh, J. F. Hodges; Strang, W. L. Hayden; Swanton, I. E. Mace; West Blue, O. E. Gregg; York, J. W. Burkett.

Poliomyelitis Epidemic Over

Last Quarantine Card at Stromsburg Taken Down—Only One Death in That City.

STROMSBURG, Neb., Sept. 7.—(Special.)—The last individual case of quarantine on account of spinal meningitis, or poliomyelitis, as it is now determined to be, was raised here on Tuesday of this week. The epidemic covered a period of ten weeks and was a matter of much concern to the people of this city for a time, but it was soon gotten under control, and most of those attacked by the disease were ill but a day or two. There were between thirty and forty cases altogether, but only one death resulted, and there has been but one death from the disease in the farming county tributary to this city. Public meetings are now being held as usual and fear of a fresh outbreak of the epidemic has disappeared.

Druggists Are Arrested.

BEATRICE, Neb., Sept. 7.—(Special Telegram.)—Beck & Bullis, druggists, were arrested today on complaint filed by Mayor Rutherford, charging them with selling Frank Larimore and John Doe a mixture containing 93 per cent alcohol. The defendants were arraigned before Judge Ellis and pleaded not guilty. The case was set for hearing September 22 and defendants were released on bond of \$50 each.

The firm says that the mixture sold by them is known as essence of ginger and is used by all druggists throughout the country.

Nebraskans at Chicago University.

CHICAGO, Sept. 7.—(Special.)—At the summer convocation of the University of Chicago last week there were 307 graduates and fourteen associates, mostly teachers from out of town who took a summer post-graduate course. Among them were John Wilbur Baumgardner (Ed. B.), Alliance; Arthur Howard Sutherland (Ph. D.), Grace; Abbott (Ph. M.), John Martin Frederick Heumann (S. B.) of Grand Island; Emma May Miller (two years certificate), Lincoln; Fred Williams Garde (S. B.), Minden.

More Spinal Meningitis.

State Health Inspector Wilson today received several more reports of cerebro spinal meningitis affecting persons at Elm Creek, Ulysses and other points. While Dr. Langfield of Omaha is quoted as having said the disease is not cerebro spinal meningitis, Dr. Wilson, from the reports he is receiving, has no doubt of the correct diagnosis by the local physicians. During July eighteen deaths were reported to the inspector and while the reports for August have not yet been compiled it is believed the number will be higher.

Disappointment for Wymore.

WYMORE, Neb., Sept. 7.—Word from Holmesville is to the effect that it is expected the large dam on the Blue river, being built there, will be completed by November 1. Wymore had hoped to secure cheap street lights from this source, it being said that the builders of the dam contemplate using the surplus power to operate a large electric light plant, and furnish current to the city cheaply. It is now reported, however, that the Electric Service company, which is located in Beatrice and furnishes electric current to Wymore and Blue Springs, has secured the entire output of the proposed electric plant, and if such is the case this leaves Wymore as bad off as before. The company will not make a rate to the city cheaper than 15 cents per kilowatt hour, which is 1 cent below the rate to private consumers. The council has accordingly decided not to proceed with the plan. The report that the Electric Service company had secured the current has not been confirmed, but it is admitted that the Electric Service company has been negotiating with such an object in view. The council is now considering a scheme of putting in a municipal plant, if the citizens will vote \$15,000 bonds for the purpose. They are going to wait, however, until a water supply is found, and combine an up-to-date water plant and electric plant. Rumors are heard with increasing frequency that local capital will unite in building a power plant on the Blue river a short distance below the town, the company to sell water power to any manufacturer wanting it, and to also use

Nebraska

BRIEF IN THE NORMAL CASE

Respondents Insist There is a Mischance in the Action.

MANY VISITORS TO THE FAIR

In Spite of the Mud and Rain All Trains Coming to Lincoln Are Loaded and Crowds Visit the Grounds.

(From a Staff Correspondent.)

LINCOLN, Sept. 7.—(Special.)—The brief of the respondent in the suit wherein the attorney general is seeking to have the supreme court declare unconstitutional the law which created the new State Normal board, has been filed by Clark & Allen of Lincoln and W. D. Osham of Kearney. In his suit the attorney general declares the law creating the board unconstitutional and the appointment of Colonel Thomas J. Majors to membership on the board illegal because Colonel Majors was a member of the legislature which enacted the bill and was still a member at the time of his appointment.

The respondents contend that the petition of the attorney general does not state a cause of action and that there is a misjoinder of causes of action.

In a discussion of the question of a misjoinder of action the brief says the foundation of the cause of action against all of the defendants is that the act of the legislature in invalid. The foundation of the cause of action against Colonel Majors is that the act is invalid. If the cause of action against the respondents jointly is sustained, the brief says, it destroys the foundation for the cause of action against Majors. If the act is unconstitutional there is no office, then the respondent, Majors, cannot be charged with holding office in violation of the statute. To prove the violation of section 13, article III, of the constitution it must be shown there is an appointive office in existence which a member of the legislature is holding by appointment.

People Coming to Fair.

The people of Nebraska are not to be cheated out of their state fair by a little rain, that's very certain. Trains that came into Lincoln last night were crowded to the guards and so were the trains today. While it was muddy on the fair grounds and muddy in the streets in Lincoln the cause of the people's trouble is the state house, which is crowded with people who visit the various offices and paid their respects to the state officers, who in turn quit business in the afternoon and went to the fair.

Fight for Offices.

A big fight is scheduled to occur at the meeting of the American Order of Protection, which meets here next week. The fight will be between O. C. Bell, present supreme secretary, and C. F. Gaylord, American Order of Protection, present supreme judge of the American Order of Protection. Both want to be supreme secretary. The American Order of Protection was organized by officers of the American Order of Protection and afterwards for a stated amount did the field work for the latter named company. The administrative officers of the Order of Protection desire to continue in office and with Gaylord several of the minor officers will be lined up for better places, a member from Decatur being boosted for supreme command.

Newton Sees a New Light.

Felix Newton, bookkeeper at the Lincoln asylum, though he failed to register a book for his sister, who had been admitted to the company of thirty or forty, he did not register at the institution, so the board refused to order the warrant issued. Today the voucher was received at the state house signed and approved by Superintendent Woodard, less some \$2.50 which Newton insisted on deducting. Newton was at the state house this afternoon and he still insisted that the coal had not been received at the institution, so the board refused to order the warrant issued. Today the voucher was received at the state house signed and approved by Superintendent Woodard, less some \$2.50 which Newton insisted on deducting. Newton was at the state house this afternoon and he still insisted that the coal had not been received at the institution, so the board refused to order the warrant issued.

Get Pay for Coal.

The Union Fuel company of Lincoln will shortly get its money for a car of coal it said it delivered to the Lincoln asylum last March. Bookkeeper Felix Newton insisted to the board that the coal had not been received at the institution, so the board refused to order the warrant issued. Today the voucher was received at the state house signed and approved by Superintendent Woodard, less some \$2.50 which Newton insisted on deducting. Newton was at the state house this afternoon and he still insisted that the coal had not been received at the institution, so the board refused to order the warrant issued.

McGinley-Stetter.

J. E. McGinley, a prominent citizen of Douglas, and Miss Helen Stetter of Tecumseh were married at the cathedral this morning by Father Bradley. They were attended by George McGinley of Ogallala, a brother of the groom, and Miss Flynn of Douglas. The newly married couple will visit the Seattle exposition and the Pacific coast on their honeymoon.

Speaker Pool Takes Partner.

SELLS HALF INTEREST IN HIS TECUMSEH NEWSPAPER. TECUMSEH, Neb., Sept. 7.—(Special.)—C. W. Pool, speaker of the house of the last Nebraska legislature, has sold a one-half interest in his weekly paper, here, the Tecumseh Tribune, to Mr. Howard of Iowa. It is said that Mr. Pool will not devote his whole time to the paper in the future.

Printers' Union at Beatrice.

BEATRICE, Neb., Sept. 7.—(Special Telegram.)—K. S. Fisher of Omaha met with the printers of Beatrice and organized a union with a membership of twenty-two. These officers were elected: M. M. Falk, president; E. F. Robinson, vice president; Miss Inez Steffer, recording secretary; Al Nelson, secretary-treasurer; John Pfeiffer, sergeant-at-arms.

Nebraska News Notes.

BEATRICE—The city schools opened yesterday with an attendance of 1,543.

BEATRICE—J. E. Stutzman, one of the makers in the employ of the Gage County Gas, Light and Power company, suffered a badly burned face yesterday as a result of an explosion at the plant.

BEATRICE—Labor day in Kearney was not celebrated beyond the fact that the banks were closed. Everything else went on just the same, the farmer or the country business man innocently ignoring the day as a holiday in respect for the laboring man of the country.

BEATRICE—The body of Mrs. Joe Pencil, who died at her home, near Burial ground, was brought here for burial Friday and the interment was at the Bohemian cemetery. She leaves a husband and five children, who accompanied the body. They formerly lived here.

BEATRICE—The Union Pacific Railway company will begin ballasting its roadbed near Marysville and this point with a view of putting it in good shape for heavy traffic. The company will get its supply of rock from its crusher at Blue Springs, which will soon be put in operation.

FREMONT—The fire department was called out about 10 o'clock last night by a fire at the home of Ed. Tidd, at the extreme southwest corner of the city. On account of the long run the building was all in flames when the firemen arrived. The Nelson, secretary-treasurer, was saved. Loss on building and furniture is about \$1,200 with \$500 insurance. The family was spending the evening at a neighbor's and

First National Bank of Omaha. OLDEST NATIONAL BANK IN NEBRASKA. ORGANIZED IN 1857 AS KOUNTZE BROS. NATIONALIZED 1863. CHARTER NO. 209. Capital, Surplus & Profits \$1,200,000.00 Assets Over \$13,000,000.00

ORDER HARD COAL NOW. Sunderland patrons always burn the best quality of hard coal, but this year they will be better cooled than ever before. We have put into our enormous coal bins a fresh supply of clean, bright, Quality Hard Coal, price... \$10.50. Every carload of coal shipped to us is: 1ST—Bought from the most dependable shippers of selected high grade anthracite coal. 2D—Inspected before shipment. 3D—Examined again on arrival at Omaha. When you pay \$10.50 a ton, you can afford to be sure of the best quality, best service and absolutely correct weights. You can even afford to switch this year to Sunderland coal. That is what hundreds of thoughtful buyers are doing, and that is why we now require forty and will soon need fifty big yell-o-wagons. Phone, call, or make signs and we will serve you to the best coal mother earth ever produced. ORDER NOW. SUNDERLAND 1614 Harney Bldg., Doug. 252; Afto., A-1251

part of it in operating a light plant, to be erected by it. UNITED BRETHREN CONFERENCE Reports Show Church to be in Flourishing Condition. PLATTSBROUGH, Neb., Sept. 7.—(Special.)—The thirty-eighth annual meeting of the East Nebraska conference of the United Brethren church has closed. Bishop William Weekley presided. Ex-Governor George L. Sheldon welcomed the delegates. The gain in membership was satisfactory. All salaries and benevolences promised had been promptly paid. The Sunday schools were reported to be in a prosperous condition. It is claimed that the United Brethren church has a greater number of Normal Sunday school graduates than any other denomination. A greater increase of missionary collections was reported, which will enable this conference to assist the General Missionary society. Dr. Miller brought greetings to this conference from the United Evangelical church, with which this church is seeking a union. Rev. W. O. Jones of Lincoln was appointed to carry greetings from this conference to the next conference of the Evangelical church. Rev. W. E. Schell was re-elected president of York college. The following appointments were made: Presiding elder, S. W. Lynde; Beatrice, J. R. Mower; Blue Springs, J. A. Smith; Cheney, E. C. Baily; Crab Orchard, W. G. Rooker; Dubois, A. Payne; Fairbury to be supplied; Gresham and Waco, C. D. Bennett; Hartsville, Zion, E. N. Ballou; Julian to be supplied; Lincoln, W. O. Jones; Lusk, J. A. Smith; Memphis, Charles Foster; Nebraska to be supplied; Ottumwa, to be supplied; Omaha, M. O. McLaughlin; Panama, S. W. Brink; Pawnee, H. N. Hulst; Pickrell, C. S. Long; Pleasant Hill, A. W. Neville; Seward, J. F. Mower; Shelby, I. A. Surface; Shiloh, J. F. Hodges; Strang, W. L. Hayden; Swanton, I. E. Mace; West Blue, O. E. Gregg; York, J. W. Burkett.

had left a lamp burning. A window was left partly open, and it is supposed the wind blew a curtain or shade against the lamp. KEARNEY—Superintendent C. B. Manuel of the State Industrial school returned on Monday from a trip through southern California. Mr. Manuel departed from this city at the time Governor Shallenberger and party left, but has taken advantage of the opportunity to see the west more extensively. KEARNEY—Kearney public schools opened this morning and although it was pouring down rain all forenoon a good attendance is reported. Two hundred and two pupils were registered in the high school and many more will come in tomorrow. The schools will be crowded to the limit. BEATRICE—Miss Manley, a girl 16 years of age, disappeared a few days ago from her home at Marysville, Kan., and as yet her whereabouts are unknown. An officer, learning that the girl was in Beatrice last Saturday, came here yesterday in search of the girl, but could get no trace of her. KEARNEY—Dan Atchison and family left Monday evening accompanied by his son, Allen, for Los Angeles, Cal., to take up his permanent residence in that city. Mr. Atchison has resided in this city for many years and traveled out of here for Paxton & Gallagher of Omaha, for whom he worked twenty-five years. TABLE ROCK—Word was received here yesterday of the death at the family home in Council Bluffs, Ia., of the 3-year-old son of Mr. and Mrs. Louis C. Wolfe, after a severe illness. Mr. Wolfe is on the staff of the "Nonpareil," in that city. Both Mr. and Mrs. Wolfe formerly resided here. The body was brought here for interment. FREMONT—Charles Lee and Joseph Welch were released from the county jail this morning after serving a thirty-day sentence for stealing a suitcase, and immediately re-arrested on the charge of stealing another suit case from Ralph Melburn of Ulysses. They were convicted and given another thirty days each. Lee

says that he had just finished a thirty-day sentence in the Douglas county jail when he was arrested the first time, in July last. The pair is likely to have to answer another like charge when their time is out.

KEARNEY—A. E. Walter purchased the Kearney Automobile company garage Monday when he was arrested the first time, in July last. The pair is likely to have to answer another like charge when their time is out. TABLE ROCK—Schools opened today with the following corps of instructors: Superintendent, Prof. L. P. Grundy; Principal, Miss Flora Parinton; assistant principal, Miss Mary Orzech; second grammar, Miss Nellie Shook; first grammar, Minnie Boggs; intermediate, Selma Shorter; second primary, Miss Nellie Irwin; first primary, Miss Emily A. Cook.

A Narrow Escape. Edgar N. Bayless, a merchant of Robinsonville, Del., wrote: "About two years ago I was thin and sick, and coughed all the time, and if I did not have consumption, it was very near to it. I commenced using Foley's Honey and Tar, and it stopped my cough, and I am now entirely well and have gained twenty-eight pounds all due to the good results from taking Foley's Honey and Tar." Sold by all druggists.

Building Permits. Douglas Security company, Thirty-third street and Lincoln avenue, frame dwelling, \$1,000; Otto and Sixteenth and Webster avenue, frame dwelling, \$500; Freiden, Thirty-third and Maple streets, stone store building, \$600.

Caught in the Act and arrested by Dr. King's New Life Pills, bilious headache, cold and liver and bowels act right. See. Sold by Beaton Drug Co.

POST TOASTIES. Have their own distinctive flavour, that delights old and young. With sliced peaches, cream and sugar—there's a winning combination. A delicious dainty—with a taste quite out of the old routine. Easily prepared—Sure to please company and home folks. Crisp, Golden-brown flakes made of White Corn. At Grocers.—Popular Pkg. 10c. Large Family size 15c. "The Memory Lingers" POSTUM CEREAL CO., LTD., BATTLE CREEK, MICH.

Beware of Imitations. Cheap Substitutes and "Just As Good As". Beware of Frauds. Duffy's Pure Malt Whiskey. The Duffy Malt Whiskey Company, Rochester, N.Y. is sold in sealed-bottles only—never in bulk. A few samples of the genuine bottle is printed here so that you may easily recognize it. It is our own patented bottle—round, amber colored and with the name "Duffy Malt Whiskey Company" blown in the glass. The trademark—the Old Chemists Head—is on the label, and over the cork there is an engraved paper seal. Be certain this seal is not broken. It is the only whiskey recognized by doctors everywhere as a family medicine. At all druggists, grocers or dealers or direct, in a bottle. Write Medical Department, The Duffy Malt Whiskey Co., Rochester, N. Y., for free illustrated medical booklet and free advice.