

Council Bluffs

DOBBINS CASE ASSIGNED

First of the Mabray Gang Trials to Be Held in October.

BALLEW NOT INCLINED TO TALK

Wanted the Other Victims, He Has Brought No Civil Suit to Recover the Loss, but Prosecutes Criminally.

The trial of John R. Dobbins, alleged member of the J. C. Mabray gang of "big store" swindlers, was assigned yesterday by Judge Woodruff of the district court for Monday, October 4. This will probably be the only one of the Mabray cases tried at this term of court, which closes at the end of October. Dobbins is out on bail in the sum of \$5,000.

Dobbins is alleged to have acted as "steerer" in the case of F. W. Ballew, a wealthy banker and lumber dealer of Princeton, Mo., who on October 12 of last year claims to have been fleeced out of \$30,000 by Mabray and his associates on a fake horse race in this city. Last February two indictments were returned by the grand jury against Dobbins for his alleged connection with the affair. One indictment is on the charge of larceny of the Princeton man's bankroll and the other on the charge of conspiracy. Dobbins was arrested in New York and brought back to Council Bluffs by former Deputy Sheriff W. A. Graceweg. After being in the county jail for several months, Dobbins finally secured bail, but is said to be still in the city.

Dobbins formerly resided in Princeton and was personally known to Ballew. Up to date Ballew has not joined the crowd of "Mikes" who have brought suits to recover their money out of which they claimed they were fleeced. So far Mr. Ballew has contented himself with filing criminal charges against Dobbins.

Ballew in City.

Mr. Ballew arrived in the city late Monday night and spent the greater part of yesterday in consultation with his attorney, John P. Organ. He expects to return to his home in Princeton some time today. Mr. Ballew, when seen at the Grand hotel yesterday, declined to discuss the case. He said he was returning from a business trip and stopped off here to consult with his

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Attorney, Mr. Ballew undoubtedly dislikes the notoriety which his connection with the Mabray gang has brought him and is not inclined to talk about his experience which cost him \$30,000. Mr. Ballew failed to display any interest when informed that Dobbins was still in Council Bluffs.

According to Mr. Ballew's story of his fleeing, his case was somewhat different from that of the other "Mikes." According to his story he was deliberately robbed of his money and did not even get a fake run for his bank roll. Ballew, so he says, was induced by Dobbins to come to Council Bluffs to act as stakeholder in the horse race which a number of "Pittsburg millionaires" were to pull off in this city. To make a showing that he was a man of means, as he said in his story to the grand jury, he brought with him the \$30,000. After the usual display of wealth had been made by the gang and the bets posted Ballew was induced to part with his \$30,000 and he never saw it again. According to Ballew's story Dobbins disappeared with the stake money and Ballew's \$30,000 "representation" roll.

Although Ballew lost his money last October, it was not until some time in January of this year that he decided to prosecute Dobbins and with this purpose in view consulted Attorney John P. Organ of this city who caused an information to be filed against Dobbins in the court of Justice Cooper.

The state yesterday served notice on the defense in the Dobbins case of the introduction of a large number of witnesses. Included in the number of witnesses to be subpoenaed by the state are several of the "Mikes" who, like Banker Ballew, say they were victims of the Mabray gang. The list of witnesses includes Postoffice Inspector W. S. Swenson, M. B. Parks, assistant manager of the Grand Hotel; Former Deputy Sheriff W. A. Graceweg, who brought Dobbins back from New York; Assistant State Veterinarian Fred H. Hollingsworth of this city; Thomas Case of Fond du Lac, Wis.; George F. Casio of Britt, Ia.; C. A. Nelson of Alma, Mich.; George Brown of Norton, Kan.; W. H. McGrath of Minneapolis, Minn.; Frank Blank, cashier of E. E. Hart's bank in Council Bluffs; A. B. Currie of Omaha; Lulu Bland of Little Rock, Ark.; W. H. Bedford of Bolokov, Mo.; John Herd of Greeley, Colo.; and John Hermbrecht of Bancroft, Neb.

Word comes from Des Moines that J. C. Mabray, who has been in the Polk county jail since he was brought back to Iowa from Little Rock, Ark., is to be transferred to Council Bluffs during the latter part of this week. The term of United States court at which Mabray is to be tried will open next Tuesday.

Two indictments were returned in the federal court against Mabray on charges of alleged misuse of the mails in connection with the case of Samuel Rutoy, the hotelkeeper of Cass Lake, Minn., who claimed to have been buncoed out of \$5,000 on a fake horse race in this city on August 17 of last year. There are ten indictments against Mabray in the district court, but none of the bench warrants issued for him under these charges have been served, and they

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cannot be served until after the federal cases shall have been disposed of. In the event that Mabray secured an acquittal in the federal court he will be at once arrested on the state warrants, which are now in the hands of Sheriff McCaffery.

BIDS RECEIVED ON BOTNA DITCH

Board Defers Making Award Until This Morning.

Nine bids for the construction of the Nishnabotna drainage ditch were received by the board of supervisors at its session yesterday morning. The bids, which are each upon the ditch in ten different sections, were not made ready as early as the board decided to defer awarding the contract until today. The parties bidding were asked to name the amount of capital available for carrying out the contract and amounts ranging all the way from \$75,000 to \$200,000 were given.

Those filling bids were W. M. Lane, Harlan, Ia.; The Central Dredging company, Shenandoah, Ia.; Canal construction company, Chicago, Ill.; C. H. Sternberg & Sons, Chicago, Ill.; W. A. D'Arcy, Dayton, O.; Pollard Dredging company, Omaha; James Forrester & Nicholas Egan, St. Paul, Minn.; The National Drainage, Nut, Ill. and R. S. Morrill, Missouri Valley. At the afternoon session the board awarded the contract for repair and improvements to the Pigeon creek ditch to G. F. Miller on his bid of 20 cents per cubic yard. The contract with Miller provides that it will be completed by December 1 of this year.

R. B. Wilson of Carson tendered his resignation as member of the Soldiers' Relief commission to take effect October 1 and the same was accepted by the board. W. S. Edle of Carson was appointed to fill the vacancy. The term of C. H. Norton of Avoca having expired, he was reappointed as a member of the commission for a term of three years. The reports of the three commissioners showed the following expenditures for the year ending September 1: G. T. Miller, Council Bluffs, \$1,818.57; H. E. Norton, Avoca, \$22,535; R. B. Wilson, Carson, \$14,773; total, \$1,638.59.

Riley Clark was appointed a justice of the peace for the township of Neola to fill a vacancy. FOR MEDICAL AND FAMILY USE BUY YOUR LIQUORS AT ROSENFELD LIQUOR CO., 518 S. Main. Phone 3223.

Indoor Base Ball Games

Fast and furious was the game of indoor base ball last evening between the professional men's team and a team recruited from the ranks of the real estate and insurance agents of the city, which marked the opening of the week's tournament in the gymnasium of the Young Men's Christian association's new building. The gallery was filled and the onlookers evidently enjoyed the game as much as the players themselves.

There were no casualties as the game is played with a large soft ball which some of the players found considerable difficulty in handling or holding. E. E. Pierson, the newly elected physical director, served as umpire and his rulings were not questioned. The "professionals" carried off the honors by a score of 17 to 14. The teams were made up as follows: Professionals: Attorney C. E. Swanson, captain; Prof. C. E. Reed, pitcher; Prof. R. Wilson, catcher; Attorney Frank Capell, Dr. W. M. Mall, Dr. Mac-Hanheit, Dr. A. C. Brown and Rev. Marcus P. McClure. Real Estate and Insurance Agents: H. B. Wallace, captain; W. J. Levertet, pitcher; Painter Knox, catcher; J. H. Foley, H. G. McCrex W. S. Spooner, W. Raymond.

Thursday night a team of newspaper men captained by P. Barrett will enter the arena against the winners of last night's game. The scribes expect to "scrap" the professionals.

Real Estate Transfers.

These transfers were reported to The Bee September 14 by the Des Moines County Abstract company of Council Bluffs: Homer H. Field, unmarried, to H. L. Bloss, new of lot 3, block 4, Eu-bank's addition, Council Bluffs, \$4,000; F. T. True and wife to A. J. Saffin, lot 19, block 2, Railroad road to Council Bluffs; Lorinda W. Cones and husband to Woods Jones, lot 1, block 2, Cochran's add., to Council Bluffs, 2,000; Elizabeth M. Officer, and wife, lot in north end of lot 24, block 4, 900; R. E. Fritsch, to W. L. Leslie, 7,000; Elizabeth A. Spooner, widow, to Cynthia A. Wood, lot 4, block 4, 7,000; Purple's subd. in Council Bluffs, w. d. 5,000; Cassie H. Conroy, to J. H. Conroy, Consigny, lot 1, Davis Park add. to Avoca, w. d. 1,000; Total, seven transfers, \$19,541.

See Sperling & Trippett, 827 Broadway, for gasoline engines.

Ministers Off for Conference.

Rev. James M. Williams of Broadway church, Rev. Frank Caldwell of Trinity church, Rev. S. Grant Lewis of the Fifth Avenue church and Rev. A. V. Dabb of the Epworth church left yesterday to attend the fifth annual session of the Des Moines conference of the Methodist church, which opens at Ames this morning. Accompanying the four ministers was Rev. R. C. F. Chambers, district superintendent of the Iowa Anti-Saloon league, who is a member of the Des Moines conference. It is likely that the four ministers will be reassigned to their charges in this city, their congregations having requested their return.

Special Meetings Continue.

The special services at the Memorial Baptist church will be continued through the week, as they are attracting large congregations nightly. Evangelist D. W. Reinhart announces the following subjects for the remainder of the week: Wednesday Evening—"Back of the Blood." Thursday Evening—"Choose Life." Friday Evening—"Not Tomorrow." Saturday Evening—"I Have Played the Fool."

Public Library Committees.

Dr. F. W. Dean, president of the board of trustees of the free public library, has announced the appointment of the following standing committees for the ensuing year: Administration—Rohrer, McDonald, Binder. Books and Catalogues—Galvin, McDonald, Merriam. Buildings and Grounds—Binder, Tyler, Laskowski. Donations—Stewart, Merriam, Rohrer. Finance—Tyler, Laskowski, Stewart, Galvin.

N. Y. Plumbing Co. Tel. 260. Night, L-1782.

Marriage Licenses.

Licenses to wed were issued yesterday to the following: Name and Residence. Age. Irvin Clyde Sharp, Council Bluffs, 22. Lenora Edith Shigley, Council Bluffs, 21. Guy C. Blair, Council Bluffs, 21. Alberta May Ingram, Council Bluffs, 21. C. L. Farrell, Omaha, 21. Mary M. Moran, Milwaukee, Wis., 21.

Health and Beauty Aid.

Cosmetics and lotions will not clear your complexion of pimples and blotches like Foley's Orino Laxative, for indigestion, stomach and liver trouble and habitual constipation. Cleanse the system and it is pleasant to take. Sold by all druggists.



Queer Case in Supreme Court

Reversing of One of Its Decisions Causes Man to Be Convicted.

(From a Staff Correspondent.) DES MOINES, Ia., Sept. 14.—(Special Telegram.)—The supreme court of Iowa decided the Harshy case that the state law prohibiting soliciting orders for liquor when the orders are to be filled outside the state, was unconstitutional. This was many months ago. Recently to get in harmony with a decision of the United States supreme court it decided in the case of McCullum against McCaughey that the law was constitutional. In between the time of these two decisions D. C. O'Neill of Wapello county solicited orders for liquor and he was convicted in the district court. He admits the act, but claims it was not illegal because it was after the first decision and before the last decision of the court. His case on appeal will come before the supreme court next week and will be orally argued. It is admitted if the supreme court had not changed its mind, and reversed itself he could not be convicted. The case is the first of its kind in Iowa.

A fifty-year lease was signed with F. M. Hubbell today for terminals and trackage here for the proposed Sioux City to Des Moines interurban.

Hill M. Bell, president of Drake university, was taken seriously ill with appendicitis, today.

Industrial School for Girls.

JOVA FALLS, Ia., Sept. 14.—(Special.)—The corner stone of the new Edgewood School of Industrial Arts in this city will be formally laid with appropriate ceremonies next Saturday. This event will mark the first step in the material accomplishment of a life-long desire on the part of Mrs. Eva Simplot, who has labored for years for a school for girls in which they might be taught the industrial arts and fit themselves for work in the home or for some vocation in life that will make them self-supporting.

Iowa News Notes.

MARSHALLTOWN—The boy who was killed by the Northwestern at Dunlap

Star chapter, Royal Arch Masons, will meet in special convocation this evening for the purpose of the past and most excellent master degree.

C. L. Farrell of Omaha and Mary M. Moran of Milwaukee, Wis., were married in this city yesterday afternoon. The ceremony being performed by Justice J. K. Cooper.

J. J. Norris of Neola, aged 34 years, was yesterday adjudged insane and ordered committed to the state asylum at Florida. Norris is suffering from senility due to old age.

A smoker and general meeting will be held by the Council Bluffs Fish and Game Protective association and his city council chamber this evening. At this meeting arrangements will be made for the formal opening of the association's new clubhouse at Lake Manawa.

Albert Frank, a young man from Chicago who arrived in the city Monday, was arrested yesterday with the theft of a suit of clothes from the Blue Park restaurant on West Broadway, where he had a supper Monday night. He will have a hearing in police court this morning.

Arrangements have been made whereby Judge Wheeler will on Monday in the district court hear the motion for a rehearing in the case of the C. R. Nash company, which the city charged with records of the council proceedings relative to the proper issuance of the \$90,000 waterworks bonds.

Harm W. Goodell, of Twenty-eighth avenue and Sixteenth street, who was struck by lightning during the electrical storm Sunday morning, is reported to be somewhat improved at the Edmondson Memorial hospital last night. While he had not quite regained consciousness up to late last evening, his condition was said to be much improved, and it is now believed that he will recover.

THE COOLEST PLACE IN TOWN, THE DIAMOND THEATER.

Marshalltown Man Assaulted.

MARSHALLTOWN, Ia., Sept. 14.—(Special.)—James E. Swingley, a well known resident, and city salesman for the Letts-Fletcher company, wholesale grocers, was set upon and assailed by a footpad early this morning, receiving injuries from which he may die. He was knocked down, he believes, with a brick, two gashes being cut in his face and forehead. In falling he struck a brick, which badly bruised his spine just at the base of the neck. An automobile passing by in the frightened the holdup man away. Swingley lay in the street for more than an hour unconscious. He finally managed to reach home, but before he could unlock the door he fainted and lay in the stairway for two hours before the family found him. He was not able to furnish a description of his assailant to the police, who have no clue.

Typhoid in Iowa City.

IOWA CITY, Ia., Sept. 14.—(Special.)—Agitation against the water system in Iowa City has arisen since the recent prevalence of typhoid fever. A small-sized epidemic has started, and one of the worst cases is that of Prof. H. E. Gordon, head of the department of public health last year the university authorities confined to the University hospital and no one but his wife and children are allowed to visit the room where he is confined.

Union Delivery Service.

IOWA FALLS, Ia., Sept. 14.—(Special.)—The individual delivery wagon will pass into history on October 1, when the Union Delivery service will be inaugurated by Turner & Crippen, following an agreement made with most of the merchants for a systematic delivery of goods. All the grocers and market men are to avail themselves of this service, which will divide the city into sections, with a delivery team in each section.

Injured Man May Die.

IOWA CITY, Ia., Sept. 14.—(Special.)—Harold Thompson, the young man injured in the acetylene gas tank explosion at the Iowa Eye, cannot live, according to the report of attending physicians today. If he dies, it will be the second fatality resulting from the accident, as John Lens died Saturday evening.

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We Extend a Most Hearty Welcome to Visiting Eagles....



And invite you make our store your headquarters while in the city. We also invite your inspection of

The Best \$3 Shoe in Town

We claim it is the best because it is made of the highest grade of leather ever put into a shoe at that price, because the workmanship is done by experts—because style and shape are strictly up-to-the-minute, and because it is made to fit comfortably from the first moment you put it on. We show a great variety of styles and every popular leather at this price. You'll not find a better shoe elsewhere for \$3.50 than we offer at

\$3.00

Nebraska Clothing Co. "The House of High Merit."

and whose body remained unidentified in that place for ten days, was Alfred L. Higberger, son of Richard K. Higberger, formerly of this city but now of Waterloo. The body was brought to this city and buried.

MARSHALLTOWN—John Armstrong, who was arrested by the police early in the summer, while in the act of breaking and entering the Fred M. Wilbur home, while the family was absent, pleaded guilty in the district court this afternoon, was sentenced to serve an indeterminate term of not more than ten years in the Anamosa reformatory by Judge J. M. Parker.

CRESTON—Out of a class of 15 contestants in a Chicago prize musical contest, recently conducted by the Chicago Municipal college, Arthur Braunberger, a young Creston baritone, has been awarded first place, the prize being a scholarship in that widely known school. Mr. Braunberger has been a pupil of Arthur Middleton

for the last month, and it was under his patronage the Mr. Braunberger was entered in the contest.

CHARITON—The two republican papers of Chariton are to be consolidated to be known as the Herald-Patriot, and to be conducted by S. M. Green, who one year ago sold his interest in the Chariton Herald to Paul Junkin of Creston, Charles Junkin of Fairfield, and F. L. Robinson of Tarkio, Mo., and went to California. He has just returned and bought the interest of Mr. Robinson in the Herald, and all of the Patriot, and in connection with the Junkin brothers will consolidate the two papers, to take effect October 1.

A Life Problem Solved by that great health tonic, Electric Bitters, is the enrichment of poor, thin blood and strengthening the weak. Sold by Beaton Drug Co.

"DIAMOND DICK" From Penurious Childhood to Millionaire Diamond Merchant

Advertisement for 'Diamond Dick' featuring a grid of portraits of a man at various ages, labeled with years: 1-1874, 2-1881, 3-1887, 4-1890, 5-1895, 6-1901, 7-1904, 8-IN THE OFFICE. The portraits show the man's physical transformation from a young boy to an elderly man in a suit.

W. M. A. SCHOLL is the true name of the man who has become famous throughout the country as "Diamond Dick", and who controls the entire output of the only genuine manufactured diamond ever produced. Mr. Scholl, or "Diamond Dick", came into the world in 1871. His parents, though in moderate circumstances, were honest and truthful and so thoroughly did they impress these two vital principles of success upon the mind of young William that they were indelibly fixed, never to be erased. Today he attributes his wonderful financial success solely to this early parental training. His youth was not the round of joy experienced by most children, but one of continual hardship and struggle with worldly problems, so that early in life he learned the ways of the business world though only in a meager way and through the trying road of experience. In 1891 Scholl read in a scientific journal of a French chemist who had succeeded in producing a genuine diamond. He secured permission from President McKinley to investigate the merits of the claim and import the stone. The Parisian discoverer of this wonderful process secured a patent for his secret. Marvelous laboratories were built and the manufacture of the stone on an extensive scale was begun. Scholl contracted for the entire output of the laboratories when he was positively assured that they were genuine diamonds, except

Leffert's Special Lenses. Great Comfort Keenness to Women of Glasses. Will out-last a ready-made suit three to one. It always looks neat, and fits better. See me—I create and develop clothes that give a man an easy grace and quiet dignity.

A Tailor Made Suit. Will out-last a ready-made suit three to one. It always looks neat, and fits better. See me—I create and develop clothes that give a man an easy grace and quiet dignity.

A. A. CLARK & CO. LOAN MONEY ON HORSES, CATTLE AND HOUSEHOLD FURNITURE. AEB ANY CHATTEL SECURITY AT ONE-HALF THE USUAL RATES. Twenty Years of Successful Business. CORNER MAIN AND BROADWAY, OVER AMERICAN EXPRESS. No connection with the firm calling themselves The Clark Mortgage Co. BOTH PHONES 217.

During Dressmaking Time you need shears that will cut clean and smooth the heaviest cloth or the finest silk equally well. The ideal shear for the home or the shop, is the Wiss. They stay sharp and are proof against breakage. Guaranteed to satisfy—or your money back. For sale wherever good cutlery is sold. Be sure to look for the name Wiss on the blade.

Have ROOT print it. Back up your claim to quality by making your printed matter show it. A. L. Root, Incorporated, 1210-1212 Howard Street.

F. O. E. VISITORS. Don't go home without seeing the Tel-Electric—the most wonderful of all Player Pianos. Free Recitals all of this week. Remember you are most welcome. Third Floor. Piano Department. THE BENNETT COMPANY.