THE OMAHA SUNDAY BEE: APRIL 2, 1911.

Nebraska

TAYLOR'S BOND WAS IGNORED

1

No Effort Ever maae to Collect Money Due State of Nebraska.

SURETIES ARE EXECUTION PROOF

Attorney General Martin Reports to Governor Concering Manuer in Which the Globe Savings Bank Was Wound Up.

(From a Staff Correspondent.) LINCOLN, April 1.-(Special Telegram)-Attorney General Martin reported to the governor this morning ton opinion in answer to the resolution offered in the house of representatives by Kotone and Elchardson asking why sult has never been brought by the state against the sureties on the bonds of the First National bank of Orleans, the Buffalo county bank, and the Globe Savings bank of Omaha, defunct concerns which went out of business owing to the state of Nebraska the aggregate

sum of \$25,000. The attorney general holds that none of Bartos and W. B. Taylor, and that said Lowell who has resigned. bond was approved by L. Crounse, governer; John C. Allen, secretary of state, and SWIGART ENTERS HIS PLEA George M. Hastings, attorney general.

No Action to Recover.

"I am unable to find that any action was ever commenced on this bond. I have gone through the records in the office of the clerk of the district court in Omaha and was advised by those in charge that no such action was ever instituted. A number of actions were instituted in that court against Cadet Taylor, Involving the Globe Savings bank, the Globe Loan and Trust ecmpany and others, and bonds were given in relation thereto.

"I am also informed that the Globe Savings bank and the Globe Loan and Trust company went out of business sadly insolvent, about twelve years ago, I am also informed that M. O. Devries and D. T. Mount are deceased, but I have not been sole to verify this report.

Taylor a Bankrupt. "From an inspection of the court records at Omaha, I find that Cadet Taylor was adjudged a bankrupt on the 11th day of July, 1904; that he listed assets to the amount of \$140 and claims and contingent liabilities to the amount of \$562,496.70. The records of this bankrupt proceeding show that he listed his liability upon this bond, that notice was given to all parties and published in the 'Examiner.' The federal courts and a number of the state courts have held that a discharge in bankruptcy, when regularly pleaded, is a bar to an action against sureties on a bond. (Ex Parte Taylor, fed. cas. 13773; United States against The body was taken back to Hamburg for Throckmorton, fed. cas. 16516; Steele burial, against Graves, 68 Ala. 21; Reitz against People, 72, Ills., 435; Fowler against Kenday, 44 Me., 448; McKinn against Allen, 67

N. C., 131.) Surcties Execution Proof.

Sureties Execution Proof. "I have been repeatedly informed that each and all of the sureties on this bond are BEATRICE-Guy H. Walker of Pawnee City and Miss Josephine Holton of Eur-chard were married here yesterday by Rev. execution proof, but these are matters J. E. Davis. which will require further investigation. I make this report that you may apprise the house of representatives of the conditions of 23 to 12. with regard to these bonds as I find them at this time."

nettled. The Orleans bank sureties were interment. sued and a judgment recovered. The Buf-

these surction can be reached by execution. the official fife of North Platte, E. S Davis Bishop of Peru and tried to pass another In regard to the Globe Savings bank he says: assumed the postmastership, succeeding R. find that the Globe Loan and Trust D. Thompson, who held the office for the company of Omaha, mentioned in the reso- last two terms; Ira La Bare, editor of the lution, was one of the sureties for the North Platte Tribune, assumed the duties Globe Savings bank; that the bond was ex- of receiver of the land office, succeeding ecuted on the lith day of November, 1894; W. H. C. Woodhurst, who has held the that the remaining surelies were II. O. office for the last term, and Will Otten Devries, Cadet Taylor, D. T. Mount, K. W. became chief of police instead of C. A.

MR.

to the April term of the district court. NEBRASKA CITY-A telegram from Omaha last evening told of the death of Mrs. Henry Frosh, in a hospital at that place, where she had been taken for treat-ment, from heart failure. She was 46 years of age and is survived by a husband and four sons. The body will be brought to this city for interment is soon as her oldest son, who is in California, is heard from. She was a realdent of this city for over thirty years and held in high esteem by all. Accused Doctor at Hastings Will

Fight Charges Made Against Himi.

HASTINGS, Neb., April 1.-(Special Telegram.)-Dr. H. M. Swigart today entered a plea of not guilty to the charge of performing a criminal operation on Miss Grace Baker, who died last Monday and his hearing was set for April 28. He gave bond for \$5,000.

BODY FOUND NEAR NEMAHA

Corpse of Harry Loveland of Hamlong wagon haul of the traffic in order shot." hurg, In., Recovered from River. SOUH AUBURN, Neb., April 1.-(Special.)] to reach the steam railroad. This was the effect of a decision today -A floater found Thursday a mile and a half east of/Nemaha City in the river by the Interstate Commerce commission in proved to be the body of Harry Loveland

the case of the Cincinnati & Columbus of Hamburg, Ia., who was drowned about Traction company against the Baltimore & Ohio Southwestern railroad and other five and a half months ago. The body was in such a perfect state of preservation that carriers The principle stated by the commission there was no trouble experienced by friends of the deceased in identifying it. is new and will be made generally appli-

Mr. Loveland had been in Omaha consultcable in cases where electrically operated lines require switching connection with ing a specialist and it is supposed that the steam railroads in order to handle interdiagnosis of his case had preved on his state traffic mind until he employed the river for release. He was a man of 47 years of age

ELECTRIC AND STEAM ROADS

Interstate Commerce Commission An-

nonnees Decision Involving

New Principle.

raffic must be exchanged between elec-

MUST EXCHANGE TRAFFIC

ASSASSIN IS SHOT TO DEATH and lived with his aged mother in Hamburg. He left some \$4,000 in the bank there. also other property of considerable value. Albanian Who Murdered German

Army Officer in Constantinople is Excented.

Nebraska News Notes.

CONSTANTINOPE, April 1.- The Alban-STELLA-Mr. Harrison and Miss Meta Argabright were married at the home of the bride's aunt in Auburn. ian soldier, who last Tuesday assassinated structor in the Turkish army, who had reprimanded him, was executed this morn-

Wedded for Fifty Years

R. AND MRS. J. D. BAILEY OF STRATTON, NEB., WHO CELEBRATED THEIR GOLDEN WEDDING ANNIVERSARY ON MARCH 22, 190.

ing. Von Schlichting's widow had asked that the assassin be pardoned, and re-BEATRICE-In one of the fastest basket ports were current that the government ball games of the season De Witt won from Tobias last night at De Witt by the score of 25 to 12

tallon and in the presence of the others

FOR

Senator.

DEATH RECORD

depositions. house of representatives of the conditions with regard to these bonds as I find them at this time." The other two cases he finds have been the struction of 25 to 12. BEATRICE-Captain J. W. Starr, a former resident of Diller, died at the home of his son at Cleco, Tex., yesterday. The bedy will be taken to Richmond, Ind., for FAIRBURY-Louis Nutzman, jr., who was taken to Needles, Cal., a few weeks daily. ago for his health, was brought back to and colors, the divisicity by his brother and father in a two German officers. ndition

POSSES AFTER THE KIDNAPERS Juarez. So far twelve bridges have been cribbed by the construction crew, which is composed of many Americans, each Ranchmen Are Pursuing Three Heavarmed and ready to protect the train. ily Armed Men. A work train is expected to arrive in Juarez Saturday night, when all the line

EXCITEMENT IS AT FEVER HEAT will be open for traffic as far as Pearson. The three bridges this side of Guzman will Detectives from Kansas City, Denver require the greatest amount of work These bridges were burned while cars and El Paso Working on Las stood on them and the hollows are filled Veges Case-At Least Six with wreckage. There is still no connec Persons Concerned. tion by telegraph with the south.

hurned between that station and Cludad

Industry is almost at a standstill from EAST LAS VEGAS, N. M., April 1 --Juarez to Pearson. The supply of money Reports began coming in by telephone today from posses in search of the abductors and whitsky is still sufficient and much of Waldo Rogers, the two year old boy drunkenness is reported. Travelers from for whom his parents paid \$12,000 ransom the district report that federal soldiers about Casas Grande often fall out of their One from Cuervo, fifty-six miles south- saddles from overindulgence in tequila. A east of here, said a posse, headed by J. variety of native whisky is being imported

D. Hand, a ranchman, got trace of three and sold at burgain prices, Liquor is heavily armed men riding across the coun- cheaper than water and more generally try in an apparent effort to reach the used. Rebels Gathering in Force.

Rock Island railroad. This posse was two The Chihuahua Enterprise says that rebel hours behind the men who are reported to have stolen three horses from a ranch forces are gathering in Guerrero district. near Cuervo at daylight, giving them a The main body, under the personal comfresh start with new mounts. mand of Madero, has gone west from Posses this morning left Santa Rosa and Ecinilias, a small town west of Laguna on

vesterday.

Montoya with a view of intercepting the the Mexican Central. There is also about the same number along the Mexican North-

The excitement here over the kidnaping western between Fresno and Temosachic, is still at fever heat. A score of detec- under the personal command of Abraham Paso arrived last night and are working It is understood this move has been made

They were taken before County Judge Parriott and pleaded guilty and were heid to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge to the April term of the district court. They were taken before County Judge the April term of the district court. They were taken before County Judge the April term of the district court. They were taken before County Judge the April term of the district court. They were taken before County Judge the April term of the district court. They were taken before County Judge the April term of the district court. The April term of the district court. The April term of the district court. The April term of the taken before County the April term of the to put the commanders in close touch with Clues are being run down in this city, each other for the purpose of attacking or

were concerned in the kidnaping. THREE HUNDRED KILLED WITH MACHINE GUNS

Goumbra.

Makes Confession and Implicates

Dr. Chisholm.

tured in Indiana.

Indictment.

Hungarian Poet is Dead.

DIAZ SAYS THIS IS HIS LAST TERM Expedition Into French Guinea Has Fierce Fight with Natives at

(Continued from First Page.)

end of that time they were placed in a KONAKRY, French Guinea, Africa, April .- Two officers and twelve privates were vile-smelling cell and daily insulted by Mexican soldiers. At night the lads were killed and two noncommissioned officers separated and each compelled to sleep and fourteen privates were wounded during with four Mexican convicts on the dirt an engagement Thursday between two floor of a cell 7x9, without bedclothes or companies of a French expedition and natives, led by the sulton of Goumbra. blankets of any kind. When first incar-The French forces were entering the vilcerated young Converse was ill. He pleaded for a physician, but the only relage capital of the sultan to arrest him when the assault took place.

ply was: "You ought to be shot," in Span-WASHINGTON, April 1. - Interstate ish. Through the night other prisoners After the first surprise the French brought their machine guns into action would be heard begging for food. "We are ric and steam railways where otherwise starving to death." was the cry. Back and did frightful execution among the nashippers would be compelled to make a would come the answer, "You ought to be tives, who left 300 dead on the field.

HELPED MURDER HUSBAND Parents to Rescue. TO GET LIFE INSURANCE

Mr. and Mrs. C. H. Converse of Giendora, Cal., father and mother of young Converse, are here doing all in their Mrs. John D. Powell of San Francisco power to free the lads. Mr. Converse is an attorney. He lived formerly in Avoca, In., where he was city attorney for four

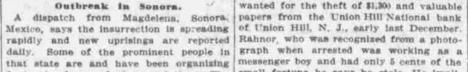
SAN FRANCISCO, April 1.-Mrs. John terms and president of the Board of Equcation three terms. Lawrence Converse, D. Powell, who was taken into custody the lad who is causing the State departyesterday under the name of Blanche Mcments of two nations to act, was born in Cready, confessed today that she had en-

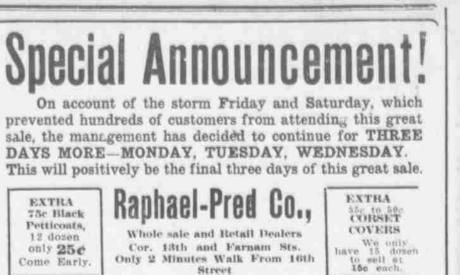
Oakland, Is., twenty-one years ago. tered into a plot with Dr. L. C. Chisholm Mr. Converse was in Pennsylvania when to murder her husband, whose body was Mrs. Converse learned of the arrest of her | found on March 19, in a deserted cabin near son. She immediately went to General Fort Ross, Sonoma county, Dr. Chisholm Harrison Gray Otis of the Los Angeles is now in fall. The motive for the crime Times for help. General Otis is a personal according to the woman, was to obtain the friend of President Diaz. He wired at insurance on Powell's life.

once to President Diaz asking the two American lads not be executed. A tele- BOY THIEF IS UNDER ARREST gram came back, "No violence at present." Mr. Converse has taken a surveyor to the Messenger Who Stole Thirteen Hun-

dred in Union Hill, N. J., Capspot of the boy's capture, forty miles west of El Paso, and established the fact beyond question that they were arrested on American soil. Yesterday he brought six

FORT WAYNE, Ind., April 1 .- A boy of Americans who saw the lads arrested and 15 years, who gave his name to the police taken across the river and has their sworn as John Rahnor when arrested late last night, today admitted that he is the youth wanted for the theft of \$1,30) and valuable







big annuments of ladies' wash of ladies' wash or esses for street and par-street and par-ty wear; over 40 styles to choose from — one lot comes from Philadel-phia, and the other from New York. The make and style is the finest. We will place on sale during this state all in one lot and one price. Posi-tively worth from \$4.00 to \$6.00, missees' and ladies' sizes, st.

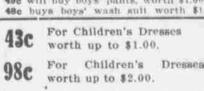
Two Special Lots in

Ladies' Spring Hats Lot 1, ladies' trimmed

hats, worth \$2.95

Lot2, ladies' beauti-

ful spring ints, small and large shapes, black, black and white and all other shades and combinations —



\$1.45 worth up to \$3,00.

white, light and dark colors. Also Children's Jackets and Coats, 12 cut in prices accordingly.

Men and women's Shoes of the best makes and style. Every p air guaraneed — special, 1.35, \$1.95, 2.95 \$3.45 ent of ladi umps and oxfords, in patent, velvet, etc., \$3.45 \$1.95, \$2.95 and





\$19

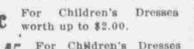


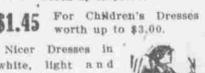
890 Will buy Men's Pants, worth up

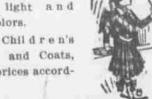
\$1.85 Will buy men's new pattern Pants, worth up to \$3.50. \$2.85 Will buy men's Pants of the finest worsteds, worth \$5.00. 49c will buy boys' pants, worth \$1.00

\$7.95

43c For Children's Dive







falo county bank paid a dividend of 21 per cent and the state received its share. This report will be returned to the legis isture by the governor as an explanation of the facts that no suit has ever been brought against Cadet Taylor, W. B. Taylor and K. W. Bartos for this money entrusted to the Globe Savings bank by the state.

CAPITAL NATIONAL CASE IS DECIDED BY JUDGE

Decision Reached in Seward County by Court in Long-Pending Controversy.

SEWARD, Neb., April 1.- (Special Tele gram.)-At a special sitting of the court here today District Judge Good rendered a decision in the Capital National bank case finding generally for the plaintiffe.

TO SUBMIT NO ALTERNATIVE

Movement for Counter Proposition on Lincoln Saloon Question Fails.

(From a Staff Correspondent.)

LINCOLN, April 1 .- (Special.)-No counter proposition to the referendum on the Business Men's petition for twenty-five high licensed saloons will be put on the election ballots this spring, since the excine board at a moeting Saturday noon deand Mayor Love, which would exclude all Harpham and Powell voted saloons. against, despite the arguments of Mayor Love.

Man Injured at Columbus.

COLUMBUS, Neb., April L-(Special Telogram.)-Shortly after # o'clock this evening, Los Angeles Limited No. 8 eastbound. struck an unidentified man at the mill crossing east of the depot. He endeavored to get on the local freight as it was pulling into the yards and did not notice the passenger train, which struck him and

SANATORIUM Lencoln nab

This institution is the only one in the central west with separate buildings situated in their own ample grounds, yet entirely diatinct and rendering it possible to classify cases. The one building being fitted for and devoted to the treatment of noncontagious and nonmental diseases, no others haing admitted. The other, Rest Cottage, being designed for and devoted to the exclusive treatment of select mental cases, requiring for a time watchful care and special nursing

AUBURN-Joseph Savers, living south of SIXTY-SEVEN Nomaha City, was arrested by Sheriff Jones last week on complaint of the father of 15-year-old Ada Vice, charging that Sayers had attempted to assault the girl. Iowa Legislature Takes Another Joint Ballot for United States

BLUE HILL—The annual county con-vention of the Modern Woodmen of Amer-ica will be held in Blue Hill next Wednes-day, April 5. The object of this conven-tion is to elect delegates to the state con-vention. DES MOINES, April 1 .- Today's joint ballot on sensior in the Iowa legislature: Deemer, 33; Kenyon, 67; Porter, 52; absent

FAIRBURY-At the home of Mr. and Mrs. J. H. Ginder, their daughter, Miss Myrtle, was united in marriage to Mr. Lester A. Price. The ceremony was per-formed by Rev. M. A. Gilbert, pastor of the Methodist Episcopal church. or not voting, 6; necessary to elect, 77.

rention

the Methodist Episcopai church. CAMBRIDGE-Bessia Lee Allington, daughter of Mrs. ira Rodgers, residing seven miles northeast of Cambridge, aged 13, died March 29, The deceased was sud-denly taken ill with appendicits a week ago and was removed to Cambridge, where she was operated upon last Monday. Louis Rothschild. Louis Rothschild, for five years an emloye in the city engineering departmment died at his home, 2408 St. Mary's avenue,

Saturday morning of pneumonia Mr. Rothschild, who was 71 years old. was taken sick Tuesday afternoon, when chief inspector of the street cut department.

The was operated upon last Monday. BEATRICE-Following is the mortgage report for Gage county for the month of March: Number of farm mortgages filed, 71, amount, \$298,751; number of farm mort-gages released, 81; amount, \$208,781; number of city mortgages filed, 52; amount, \$28,041; number of city mortgages released, 25; amount, \$45,542.

"Truth Is Mighty and Must Prevail:" amount, \$65,643. CAMBRIDGE-Miss Myrtle May Seago and Mr. Earl R. Marshall were united in marriage Thursday at 1 p. m., Rev. George Mishler officiating. The bride is the eldest doughter of Mr. and Mrs. Al Seago of this city and the groom is a prosperous young farmer residing in the vicinity of Afton in Newstrie county. Frontler county

BEATRICE-At a special meeting of the clined to present such an alternative. The three members of the board met in the mayor's office for the purpose of adopting a rule, drawn by City Attorney Flansburg and Mayor Love, which would exclude all aprovements here.

STELLA-Mr. and Mrs. Clyde Teare reached here yesterday afternoon, bringing the body of their only child, 2 years old, for burlai. They moved to Alberta, Canda, three years ago, and the child died last Sunday after a short liness of measles. Funeral services were held at the Christian church here this afternoon.

church here this afternoon. BLUE HHLL-A petition has been circu-lated for several days past, asking the Burlington to give Blue Hill a depot suited to the needs and accomodation of the people at this point. It has been signed by practically all the business men and others, and will be forwarded to the offi-clais of the Burlington at Omaha.

fractured his skull. He was taken to the hospital and his injuries will likely prove fatal. Official Changes at North Platte, NORTH PLATTE, Neb. April L-(Spe-cial)-Today there was guite a change in

covers. FAIRBURY-The Pairbury Airship com-pany which was organized in the latter part of February, is no more. A. T. Hill and F. W. Ellsworth, who were the pro-moters of this company, having dissolved partnership, Mr. Hill has moved to Hast-ings and has made arrangements with Mr. Brandia, proprietor of a garage there, and they have bought a monoplane instead of a Curtise bolights. Curtiss biplane.

a Curtiss biplane. NEBRASKA CITY-County Treasurer Charles Johnson has issued a number of distress warrants within the hast two weeks against those who failed to pay their taxes promptly and yesterday issued one against C. R. Hubbard of Osage precinct, who had disposed of his property before the officer reached there. The sheriff attached the property and the notes given and will hold them until the amount is paid. This is the manner adopted of cellecting delinquent taxes in this county, the treasurer holding that the taxes follow the property. AUBURN-Earl and Harlan Matthews. where a tonic stimulant is needed, to try it, as it certainly imparts tone to the whole system. In my case I gained 15 pounds on the start, and I am leading an outdoor, active life on a farm now."-George T. Lytell, Milford, Del.

AUBURN-Earl and Harlan Matthews AUBURN-Eari and Harian Matthews, are in the Nemaha county jail as a result of passing successfully two forged checks, one upon Thomson & Peary and the other upon Graham Bros, & McKnight, two iesd, ing clothiers in this city. The checks each have the signature of Ed Ely and the forg-ery was so well executed that in each case be check passed by the morchant and the banker to Mr. Ely himself before it was detected. They entered the store of E. E. according to directions. It tones and strengthens the heart action and purifies the entire system. It is prescribed by doctors and recognized as a family medicine everywhere

small fortune he says he stole. He impl forces in favor of the revolution. The cated an Italian boy in the robbery, declaration of martial law is acting as a comerang against the government. Men

KENYON who formerly were passively sympathizing GEORGE B. COX IS MISSING with the insurrectos are beginning to take Detective Unable to Find Lender to an active part in favor of the movement.

better things for suffering humanity.

or that tired feeling I would take a small dose after each

meal and on retiring at night. It would stimulate and in-

advise any one whose health is impaired, or aged people

" I feel confident that your valuable medicine has prolonged my life far beyond the age allotted to man. I would

vigorate and produced no unpleasant effects.

Arrest Him Under New It is declared that Mr. Medillin, for four years cashler at the Chispas, a mine beonging to the Pedeazini Gold and Sliver Mining company, raised 150 men and took

the field with them as their captain. Dominica Gonzales, one of the most inmidnight last night for George B. Cox to fluential citizens of the state of Sonora, serve him with the formal notice of the was commissioned by the government to new indictment returned yesterday just organize a force of men for the defense of before the grand jury adjourned. Prosethe state capital and after organizing about 200 men and equipping them from the state armory he disappeared and is said to have joined the insurgents.

Rebuilding Railronds. frequents after business hours. A work train from Pearson, Mexico, has

been rebuilding the destroyed bridges of KUFSTEIN, Austria-Hungary, April Martin Greif, the Bayarian poet, died he was forced to leave his desk. He was the Mexico Northwestern railroad and the wa is now open for traffic as far south as

dav. Guzman, with only three more bridges 1839



medicine. It was through the advice of my old family doctor, who told me believed it was better than drugs and doctors. I certainly think he was right, as I have never had any doctor's bills to pay. I traveled from Maine to Call-Our bills charge only for cleaning. fornia, and the change of climate and drinking water natur-We Ask for ONLY ONE CHANCE. ally affected my health. But whenever I had a little cold



Phones: Doug. 1729; A-1729 2016 Farnam St.

The Bee Prints the News

Duffy's Pure Malt Whiskey is the only whiskey that was taxed by the Government as a medicine during the Spanish-American war. The Genuine Duffy's Pure Malt Whiskey is sold IN SEALED BOTTLES ONLY by druggists, grocers, dealers or direct. \$1.00 a large bottle. Advice sent free if you write Medical Department, The Duffy Malt

If you wish to keep strong and vigorous and enjoy perfect health, take Duffy's Pure Malt Whiskey regularly,

