

LAW SEEMS AT VARIANCE

Senator Hoagland Points Out Double Provision on Filing.

GUARD EQUIPMENT IS MISSING

Adjutant General Sends Notice to Company Commanders that Their Allowances May Be Cut Down—Plumbers Meeting.

(From a Staff Correspondent.) LINCOLN, Feb. 22.—(Special Telegram.)—Senator W. V. Hoagland of North Platte has called the attention of the secretary of state to an inconsistency in the election law which may cause some trouble to candidates unless they take precautions. Section 117 C chapter 26 wheeler and section 117 G, of the same chapter are at variance. One provides that there is a senatorial or representative district comprising more than one county the filer in for the primary and for the election shall be made with the secretary of state and the other that it shall be made with the county clerk of each county in the district. In the absence of any judicial determination of the question as to which provision governs it may be necessary to be on the safe side to comply with both provisions.

Seeks to Put on Frontier Day. Charles R. Irwin of Cheyenne was in Lincoln today trying to interest the state fair management in a proposition to put on at the state fair a wild west show similar to the one given every year at Cheyenne frontier day. Secretary Mellor was of the opinion that the board was not in a financial position to take up so expensive an undertaking and it is probable nothing will come of it.

Guard Equipment Short. Adjutant General Phelps has notified company commanders of the National Guard of the number of blankets, shirts and other supplies each company is short and asked what reason, if any there is why the value of the supplies should not be deducted from the company allowances. The blankets cost \$4.25 each and the shirts \$2.25 each. One company is short twenty-nine shirts and fourteen blankets, while others are short a less number. Ordnance makes a better show in there being shortage of only three rifles and eight bayonets in the entire guard. Under a ruling recently made unless a valid explanation can be made for the shortage the value must be taken from the company allowance.

Master Plumbers Meet. The Master Plumbers' convention met behind closed doors today. An address was made by J. C. Hixby of Omaha on the good that could be accomplished for the trade by united work. A. C. Eason, president of the national association, addressed the gathering in the afternoon. The report of the president, F. C. Phillips of Lincoln showed that the association had not grown much during the year, which fact was laid to lack of organization work.

Oil Case Into Courts. H. H. Biddrige and Secretary Hibbs of the National Refinery company appeared before the attorney general to ascertain if they could not convince him he was wrong in his ruling excluding low grade kerosene used for power purposes. The attorney general held to his previous opinion that his ruling was according to law, and it is probable the oil producers and consumers of oil for power will appeal to the courts. It is doubtful, however, if they expect to accomplish more than hold up the law until they can get it amended by the legislature.

Rebellion at Academy. There was an incipient strike or rebellion, whichever you desire to call it, at the Nebraska Military academy today. Some of the students thought they should have a holiday on account of Washington, birthday, but the faculty thought otherwise. The trouble was speedily settled, though it is not given out whether the rebels were taken out and shot or simply taken into the basement and spanked.

Hastings Professors Will Resign. HASTINGS, Neb., Feb. 22.—(Special.)—Because of the trouble in the management of Hastings college growing out of friction between the trustees and the syndical commission, many members of the faculty are planning on leaving elsewhere after the close of the present college year. Several of the professors are considering offers and probably all of them will have their plans fully made up before the June commencement.

Governor Inspects Irrigation Works at Scott's Bluff

SCOTT'S BLUFF, Neb., Feb. 22.—(Special.)—Governor C. H. Aldrich was the guest of Scott's Bluff Tuesday afternoon and evening. He was escorted over the city, and out to the big sugar mill and other points of interest.

A special dinner was given at the Emery hotel, at which were F. Alexander, mayor; C. A. Morrill, president Commercial club; C. N. Wright, president Tri-State company; E. T. Westervelt, Scott's Bluff Republican; Rev. T. C. Osborne of the Presbyterian church, Rev. H. H. Harper of the Methodist church, ex-Senator L. L. Raymond, Beach Coleman attorney; A. J. Shumway, secretary republican county central committee; S. K. Warrick, president First National bank.

After an informal reception at the Commercial club rooms, the governor was escorted to the Methodist church, where he addressed a house of interested people in an entertaining and forceful manner.

The governor was very much interested in the irrigation works and projects and spent some time with a committee discussing the legislative and executive needs along that line. The committee consisted of W. L. Miner, Wilbur Harbrow, J. C. McCreary, C. N. Wright, Andrew Wise, H. T. Bowen, G. L. Shumway and others.

Before the governor left he sent the following telegram, which voices a universal sentiment among the people under the federal project, and the business men of the neighborhood:

SCOTT'S BLUFF, Neb., Feb. 22.—Congressman Smith, Chairman House Committee on Irrigation, Washington: Having spent three days inspecting the irrigation projects in western Nebraska, I am firmly convinced that some permanent relief must come to the settlers under the Interstate project, and I earnestly recommend the passage of an act providing for the twenty-year payment plan.

DAVID CITY, Feb. 22.—(Special.)—Beginning Saturday night and running for one full week, will be the fullest week David City has had for many years. The occasion is the dedication and opening of the David City library, gymnasium and auditorium, built by local money. The dedicatory services proper will occur on next Sunday. The speaker for the occasion being the Hon. Richard L. Metcalf of Lincoln. The program for the week consists of a concert by Ole Thobald, the violinist; the Swiss bell ringers, the basket ball games, art exhibits and every thing else of a boosting nature, ending with a banquet, at which it is expected 500 people will attend.

BLACK HAND THREATS AGAINST CUSTER MAN

BROKEN BOW, Neb., Feb. 22.—(Special.)—A good deal of excitement is being caused among the residents in the extreme north part of the city by reason of some blackhand tactics that are being pursued by unknown parties. L. B. Neff, a laboring man who, with his family and aged grandmother lives in that section, has been the recipient lately of several threatening letters warning him to get out of town or take the consequences. The last letter was addressed to the grandmother, who is over 80 years of age, warning her not to spend any of her pension money on Neff. Another letter stated that Neff's family would be well taken care of if anything happened to him. A large quantity of coal oil was recently poured over the threshold of the door and on Sunday night a number of shots were fired in close proximity to the house. Neff owns the property he lives on, but can not insure it under existing circumstances. He is badly frightened and takes the matter very seriously, but apparently can give no reason why he should be thus annoyed. Both county and city officers are working on the case.

Ragan Store is Robbed. RAGAN, Neb., Feb. 22.—(Special.)—The general store of Yocum & Gould was entered Wednesday night by burglars and about \$5 in small change removed from the register. Entrance was gained by breaking in the glass in a back door.

SHRIVER PUZZLED OVER LAW

Douglas County Assessor Up Against Perplexing Problem.

SELECTING DISTRICT ASSESSORS

Governor Aldrich's Threat Sore and He is Obligated to Cancel Speaking Date at Wahoo—Election in National Guard.

(From a Staff Correspondent.) LINCOLN, Feb. 22.—(Special.)—W. G. Shriver, county assessor of Douglas county, is up against a problem which he desires Henry Seymour, secretary of the Board of Equalization, to solve for him. Mr. Seymour admits he is stuck and has asked the attorney general's office to solve it for him. That department is delving into the statutes and supreme court opinions and expects to be able to answer Mr. Seymour, who will answer Mr. Shriver, who will tell the voters of Douglas county about it in due time.

The law provides that in counties containing cities of more than 4,000 inhabitants in addition to the county assessors there shall be elected as many district assessors as necessary to perform the work and that these district assessors shall be elected en masse. The law also says that elected and township officers need not be nominated at the primary election, but are to be named by the old election system. In another place the law says that wherever the word township or district officer is used it shall be defined to mean the same as precinct and vice versa. What Mr. Shriver wants to know is whether the district assessors shall go on the primary ballot, whether they must divide the county into districts and the nominee in each district must reside in the district—in fact, the whole machinery by which these district assessors are nominated and elected.

Officers Held Over. In reply to the letter of the county attorney of Blaine county taking issue with the attorney general's office on the question whether the county assessors in Boyd and other counties hold over when no election was held last year, the attorney general's office is of the opinion the Blaine county man has overlooked the general provision that unless otherwise specified in a law creating an office all officers hold over until their successors are elected and qualified, and that it was under this provision of law the office held the old assessor was entitled to the office. Auditor Barton is just starting an inquiry to ascertain whether all the firms or corporations which have been using the words "trust company" in their titles have either complied with the new trust company law or ceased to use the words.

Governor's Threat Sore. Governor Aldrich, who has been on a tour investigating the irrigated section of the state and also making a number of public addresses in the western and northern portion of the state, has been compelled to cancel his final date for Saturday at Wahoo and will return home Friday instead of Saturday night as previously planned. He had a cold when he left Sunday and constant speaking has brought on throat trouble.

Elections in Guard. Election have been held in two companies in the National guard to fill vacancies caused by promotions. Sergeant F. B. Bull has been chosen captain of Company C, Nebraska City, of the Second regiment, vice Captain McCormick, promoted to be major. In Company K, Second regiment, Schuyler, Lieutenant Nell H. Mapes has been elected captain and Sergeant Ira W. Funk elected first lieutenant, the elections being due to the promotion of Captain Johnson to be major.

Holbrook Finishes Testimony. Before the State Railway commission today Engineer Holbrook for the Union Pacific completed his testimony for the company in the physical valuation of the road. His testimony related to the value of rolling stock and other equipment. He testified to additions to the cost being made by changes and improvements made in such equipment after it was purchased by the company and to numerous things which brought his estimate up to more than \$1,000,000 in excess of the valuation of the representatives of the state. He was followed by Engineer Kates for the state, who was put on in advance of the conclusion of the company's testimony because Mr. Holbrook desired to return home and it was desired that he hear Mr. Kates' testimony concerning the class of property he himself has valued. Most of the offices in the state house were closed this afternoon on account of it being Washington's birthday anniversary. All were open during the forenoon.

New Style Seed Tester. The pure food department has received a new pattern of seed tester and Chemist Redfern put it to work at once. This makes three kinds, he is using, the rag baby, one in which the grain is kept moist simply by use of water in the trays and the latest one in which the grain is simply laid in moist sand and the whole machine put in a warm room.

Making Orchard Money Maker. The bureau of labor and industrial statistics has just issued a comprehensive bulletin on fruit raising in Nebraska. In addition to giving some examples of what financial returns some fruit raisers have received the bulletin sets out what kinds of lands are suitable for raising of different fruits and also what sections have made a success of it. One notable article is what a Cass county man did to make profitable an orchard which had been unprofitable because it did not bear good crops and that little of an inferior quality. He called in experts from the university and they made his orchard a big money maker, by processes within the reach and comprehension of anyone.

In the Filing Ring. Byron L. McEldred of Omaha has written the secretary of state how to proceed to get his name on the primary ballot as a candidate for state auditor and requested that the proper blanks be sent him. He does not say in his petition what party he belongs to. Up to the present there are three republicans who have filed for this office and only one democrat, Henry Richmond.

C. J. Harwood of Greeley county has requested the secretary of state to send him blanks on which to make a populist petition for senator from the Eighteenth district.

W. B. Earl of Chambers, Holt county, writes the secretary of state to know how many and who are filed as candidates for congressman from the Sixth district. He does not say whether he desires to get into the race or if so what party he belongs to.

Search in the Galleries. He sleep, short snoring. The back of his head is stiff and sore. Take Electric Bitters for quick relief. For sale by Beaton Drug Co.

Fireman Scott Given Verdict for Twenty-Five Thousand

FAIRBURY, Neb., Feb. 22.—(Special.)—Friends of James H. Scott in Fairbury have received word that he was awarded a verdict of \$25,000 in his personal injury suit with the Rock Island railroad at Guthrie Center, Ia. The third trial was held at that point last week and quite a number of train and engine men of Fairbury were taken to Guthrie Center to appear as witnesses. Mr. Scott sued the Rock Island for \$500,000 damages for a personal injury sustained at Montrose, Kan., October, 1909. He was employed at that time as a locomotive fireman out of Fairbury on a fast freight and when nearing Montrose, Kan., he climbed up on the tender to see if it would be necessary to stop at the next tank to take water. In doing so he lost his balance and fell to the ground and fractured his back. His engineer, O. B. Clark, later discovered he was missing, stopped the train and instituted a search. Scott was found and brought to Fairbury. He is 27 years old and will be unable to walk as long as he lives.

MERRICK FARMERS JOIN IN SEED CORN MOVEMENT

CENTRAL CITY, Neb., Feb. 22.—(Special.)—S. C. Bassett of Gibson, secretary of the State Dairymen's association, and Frank G. Odell, secretary of the Nebraska Rural Life commission, were the guests of the Central City Commercial club yesterday, compelling arrangements for the reception of the seed corn special train which stops here on February 23 at 3:30 a. m. At a largely attended meeting of representative farmers and business men the whole seed corn situation was discussed at length. One prominent Merrick county farmer, who has vigorously opposed the seed corn agitation as an unwarranted interference with the farmers' business, publicly announced his conversion, stating that he has made a careful test of eighty ears of his best looking corn, with the result that only one ear was found that would grow. He is boosting for the seed corn train.

E. W. Hager of Central City has been carefully testing corn all winter in an effort to locate a supply of reliable seed. He reports that over 100 tugs of corn from all parts of the county show that less than 50 per cent will grow.

Messrs. Odell and Bassett attended a meeting last night and presented a proposition from the department of agricultural extension of the University of Nebraska to establish ten experimental farms in each of twelve counties, in which the owners of the farms shall undertake to operate their farms for one year under the advice and supervision of experts sent out from the university.

The meeting unanimously endorsed the project and pledged the co-operation of Merrick county, appointing a committee to raise \$1,000 to assist the university in launching the proposition. The Nebraska Central college at Central City has a well equipped agricultural department under the management of Prof. V. S. Culver, a graduate of the agricultural college of the University of Nebraska. It is proposed permanently to employ Prof. Culver as county agriculturist and give him general supervision of the project under the direction of the University of Nebraska.

Hastings Will Vote on School Bonds. HASTINGS, Neb., Feb. 22.—(Special.)—Petitions have been prepared for a special election on the proposition to issue

Waists and Aprons Friday!! On the Square AT KILPATRICK'S About 400 Aprons, made from India Linon—HEM-STITCHED, with bibs; known as Maid's Aprons, each, 25 cents Think of material, cutting, making and then the price, 25 cents. About 300 Ladies' Waists—new, latest designs, all white, trimmed embroidery or lace. Neither fire nor flood connected with this purchase. Well worth \$1.25. To attract you to the square and make this section "The Public Square"— Friday 79 Cents Each If either item interests—advise early visit. Store Opens at 8 A. M. Sale Starts on the Dot. Thos. Kilpatrick & Co.

LINCOLN BRIDGE MAN GETS MORRILL COUNTY CONTRACT

BRIDGEPORT, Neb., Feb. 22.—(Special.)—Governor Aldrich, president of the State Board of Irrigation, and State Engineer D. D. Price were present today when the county commissioners of Morrill county opened the bids for the two state aid bridges at Bridgeport and Bayard.

Seventeen bidders were present, including Bartlett & Kling, Cedar Rapids, Ia.; C. R. Isaman, Cheyenne, Wyo.; Midland Bridge company, Kansas City; Pueblo Bridge company, Pueblo, Colo.; Ward & Weighton, Audubon, Ia.; Colyer Construction company, Fairbury, Neb.; Harrington & Anderson, Fort Collins, Colo.; Lincoln Construction company, Tecumseh, Neb.; Western Bridge and Construction company, Omaha; C. G. Sheeley, Denver, Colo.; J. W. Turner Improvement company, Des Moines, Ia.; Laggett & Walton, Fort Morgan, Colo.; C. A. Edwards, Kearney, Neb.; W. H. Roller, Fort Collins, Colo.; J. L. Mullin, Lincoln. The contract for the two bridges complete was awarded to J. L. Mullin for \$41,500, although he was by no means the lowest bidder.

NEBRASKA CITY GIRL TAKES DOSE OF POISON

NEBRASKA CITY, Neb., Feb. 22.—(Special.)—Yesterday afternoon Miss Ora Selby, aged 21 years, and a Salvation Army lass, who has been making her home with Mr. and Mrs. J. W. Williams, drank a large dose of strychnine and was trying to swallow more when the glass was knocked out of her hands by Mrs. Williams. The girl has been dependent for some time past and has threatened to take her life before. Physicians were called and pumped her

out after she had a number of convulsions. She was alive this morning, but physicians have no hopes of saving her life. Her parents live in this city, but she has not been making her home with them for some time.

Notes from Cambridge. CAMBRIDGE, Neb., Feb. 22.—(Special.)—Frank Baker has sold his clothing store in this city to Russell W. Shields of Blue Hill, Neb. The new proprietor took possession yesterday.

A. L. Rice, a postoffice inspector, was in this city yesterday investigating the cause of the frequent destruction of mail by train No. 9 at this place. The Board of Education of the Cambridge schools has recently elected Superintendent C. E. White of Trenton for superintendent of the schools for the ensuing year.

Persistent Advertising is the Road to Big Returns.

FAUST SPAGHETTI The strength and energy building elements in FAUST SPAGHETTI are equal to those in many times its cost in other foods. FAUST SPAGHETTI is the economical food—it will cut your meat bills in half. Write for booklet of Faust Recipes. MAULL BROS. St. Louis, Mo.

INDIA TEA Appreciated by Coffee Lovers Yet Economical to Use 300 CUPS TO THE POUND. ONE TEASPOONFUL MAKES TWO CUPS. Published by the Growers of India Tea

IF we all could live in the open with plenty of fresh air and exercise, our health would be better. But, this is an age when living conditions and transportation facilities have decreased the amount of exercise which Nature intended the body should have in order to keep it in perfect health. Nervous trouble of one sort or another is the stamp of American nationality. It is most evident in indigestion, and indigestion prevents the body from storing up the reserve strength that is its greatest natural defense against disease. The greatest aid to digestion, and consequently to the building up of reserve strength, is good alcohol taken in moderate amounts before meals. When you take Duffy's Pure Malt Whiskey you get a whiskey containing alcohol so good and free from adulterants that it can be used in even the severest cases of illness. It has all the value that alcohol in pure form is to humanity—no more and no less. But the drunkard, the constant tippler, the man or woman who can't use alcohol without abusing it—never should let it pass their lips. Duffy's Pure Malt Whiskey.