

Nebraska TERM OF JUDGE IN DOUBT

Biennial Election Amendment Appears to be Ambiguous. SAME TRUE OF THE LEGISLATURE

Class Raising Pay of Members Not Clear as to the Time It Goes Into Effect—More Taxes Paid In.

(From a Staff Correspondent.) LINCOLN, Neb., May 15.—There is considerable difference of opinion as to the interpretation of two of the constitutional amendments to be submitted to the voters of Nebraska this fall.

In one place it would appear that the supreme justice, who is to be elected in 1913, who is to serve until his successor is elected, will have a term cut short by a year, the provision being for the election of his successor at the general election in 1913.

In another place it provides the term of the chief justice, who is elected in 1912, will expire in January, 1930. If the latter clause is the ruling, one, the man elected in 1912 would not take his seat until a year and two months after his election and his predecessor serve a full six-year term.

In the case of the amendment regarding salaries of members of the legislature the question is whether, if the amendment carries, the legislature which is elected this fall and convenes in January, 1912, will receive the extra compensation provided for by the amendment. The language of the amendment is held by some lawyers to be ambiguous.

The pardon board made majority and minority reports on the petition of Charles Graham, sent up from Lancaster county for one year for failure to provide for his wife. Members Maggi and Butler opposed granting a pardon and Teiser favored it, the latter on the ground that as he is promised to support his wife, he had suffered enough, and particularly in view of the fact that his wife joined the young man's mother in the petition for a pardon.

The governor sided with the minority and issued a pardon. The young man's mother was profuse in thanking the governor for the pardon and the governor in return advised her to assist the young couple to live together in harmony. This advice was particularly pertinent in view of the fact that his mother is blamed by the jury for their troubles. Mrs. Graham, sr., promised to do her best along the harmony lines. Graham was convicted in July, 1911, but was not sentenced until February, 1912, the sentence being delayed in hopes he would conclude to live with and support his wife. He declared at that time, however, that he would rather go to prison than live with, work and support his wife and his wish was gratified. Six months in prison has served to work a change in his mind, however, in fact several months ago the move was made to obtain a pardon on his promise to support her. The young wife and Graham's mother took the pardon to the prison and tonight there is a reunited family in Lincoln.

State Treasurer George has certified up to the state superintendent the amount of money available for the May appropriation of the temporary school fund. It amounts this year to \$46,813.44 against \$25,618.52 for May last year. The decrease is largely due to a decrease in revenue from school lands, that from investment being about the same. Owing to the short crop last year there is more than the usual amount of school lands on which the lease money is delinquent. In addition school lands which have been under lease are being sold all the time and the money cannot be invested at as high a rate as the lease on the lands produced, which is 6 per cent.

Cash in the state treasury is gradually increasing and there is no probability now that Treasurer George will be compelled to cease cashing state warrants, which appeared probable a month ago. The governor's dog, Bill, has been having another fight, but this time showed more discretion than on his previous effort. Today he took on Treasurer's George's fox terrier Bob. Bob was active and willing, but his size precluded his doing much execution on his bulldogship. The estate of former County Treasurer McLaughlin has paid to the treasurer of Lancaster county \$2,397.31, the amount of the shortage discovered in the office after his successor had taken charge. McLaughlin was sick during the last year of his term and personally could have had nothing to do with the shortage, and in fact his reputation was such that it would not have been charged to him personally under any circumstances. It never has been established who the guilty party is, as there were several who could have taken the money and made the false entries in the books and vouchers.

Thomas Ross, a trusty at the penitentiary, tried to make a getaway yesterday, but his liberty was short. Guards and other prison attaches were sent out to search for him and Chaplain N. H. Harmon soon located Ross in a grove of timber near the prison. Frank Edgerton of the attorney general's office will deliver the commencement address Friday evening for the Tobias public schools.

H. C. Lindsay, clerk of the supreme court, is on the sick list, but expects to be back in the office within a few days.

Merrick Votes Money to Enter. CENTRAL CITY, Neb., May 15.—(Special.)—A delegation of citizens from Merrick came up to attend the meeting of the county board today, and asked for assistance for the county fair, which is to be held there September 11-13. After considerable debate the county

Nebraska Merrick County Boy is Accidentally Shot by Older Brother

CENTRAL CITY, Neb., May 15.—(Special.)—A .22-calibre target rifle accidentally discharged by an older brother resulted in the loss of an eye to Wayne Shattuck, the 6-year-old son of Mr. and Mrs. W. O. Shattuck, living seven miles northwest of Central City. The accident happened Sunday. The two boys were playing together, while the older, a lad of 18, pointed the rifle at the younger brother, not knowing it was loaded. The rifle was discharged, and the shot struck the child in the right eye, ranging downward. The family was at church at the time, and the older boy carried his brother in his arms to a neighbor's house a mile distant, and then fell into Archer, and medical aid summoned. The eyeball had been pierced, and the following day Dr. E. E. Boyd of Central City and Dr. Ferguson of Lincoln operated, and took the eye out. The bullet has not yet been located. The injured lad is getting along as well as could be expected, and will recover. The older boy, who did the accidental shooting, was practically insane for several hours afterwards, and could only be quieted by the use of opiates.

WIFE DESERTION CASE SETTLED OUT OF COURT

BROKEN BOW, Neb., May 15.—(Special.)—When William Meeker, who is charged with deserting his young wife in last January, appeared before County Judge Holcomb today for hearing, he informed the court that he and his wife had settled their difficulties and had been living together for a week. The judge, however, did not dismiss the case as Meeker expected he would, but continued it to the 13th of next August. He told Meeker he would have to convince the court that he was actually making good in supporting his wife before the bond would be lifted. If investigation showed an agreeable state of affairs at the end of the appointed time, the case would be dismissed.

CEDAR FALLS MAN ADMITS ATTACK ON YOUNG WOMAN

CEDAR FALLS, Ia., May 14.—(Special.)—Fred Barwin, a German, 28 years of age, was arrested at his home in this city on the charge of assaulting Miss Carrie Petersen last Thursday night. She is still suffering from the nervous shock and many bruises received. Several suspects were arrested and public feeling has run high. When it was found that Barwin had been locked in his home for three days and when seen to peek from the door, was found badly scratched, with blood shot eyes, suspicions were aroused and he was placed under arrest. He confessed the crime and was rushed to Waterloo to be placed in jail for safe keeping.

CRETE WINS SALINE COUNTY ATHLETIC MEET

CRETE, Neb., May 15.—The track meet between the high schools of Saline county was pulled off Tuesday afternoon after having been postponed twice on account of rain. Events for grammar school pupils as well as for high school students were on the program. Crete came out victorious with a total of 25 points in the grammar school contest and 41 points in the high school events. Crete, Swanton, Western and De Witt were entered, and the meet early resolved itself into a neck and neck race between Western and Crete. The final score: Crete, 41; Dewitt, 18; Western, 40.

NOTES FROM PLATTSMOUTH

Council Decides to Purchase Patterson Building for City Hall. PLATTSMOUTH, Neb., May 15.—(Special.)—At a regular meeting of the city council last night, by a vote of seven for and two against, one councilman absent, it was decided to take the proper legal steps for a levy to purchase for a city hall the brick building fronting on Pearl street, formerly owned by the Ambrose Patterson estate, the consideration being \$2,500. The city treasury showed a balance on hand of \$10,620.20. The clerk reported having received during the month of April from all sources \$6,120.20. An ordinance granting a ten-year franchise to the Plattsmouth Water company, was read for the second time and laid over until the next meeting.

Mrs. Conrad Schlater, 86 years of age and one of the pioneers of this city was stricken with paralysis at 2 a. m. Monday. Her condition has been critical for thirty-six hours with no change. Mrs. Schlater is the mother of ex-County Treasurer E. E. Schlater of this city and a sister of the late Dr. Edwin Dupelan, who died at St. Joseph last week. The repairs on the Pollock-Duff wagon and auto bridge over the Platte river made necessary by the March floods, were completed yesterday. The road to the bridge from the south is rapidly being placed in good condition; also on the north side of the river skidways are being put forth to make a good road to the bridge. The temperature reached 20 degrees very early this morning and ice was noticed in the low places, but no damage is believed to have resulted from the frost.

Class of Fourteen at Gibbons. GIBBONS, Neb., May 15.—(Special.)—Owing to the small pox quarantine last winter Gibbons' school term was extended three weeks longer than usual, and Gibbons' graduation exercises will occur on Decoration day, May 30. The fourteen graduates are: Kessie B. Gahagen, Gerald Henderson Beck, Herbert W. Danner, Otis W. Randall, Ethel Estrella Johnson, Leo Wyman, Anna Maria Anderson, Olive F. Turley, Bernice Stonebarger, Mae E. Wood, Beale L. Bayler, Araminta E. Tucker, Gladys Afton Hershey and Donald E. Smith. Dr. Condra of the state university will deliver the commencement address Thursday evening, May 30.

FAIRBURY, Neb., May 15.—(Special.)—Arrangements have been made by the Fairbury Concert band to employ Prof. J. Zwickey as leader and he will take charge on July 1. He succeeds Prof. Joseph Chabivini, who resigned last week and left for Italy. Twenty-five open air concerts will be given at the city park in a new band wagon recently purchased. Permits to smoke, 5 cents. All dealers.

FEAST SPREAD FOR MENTORS

Elegant Luncheon Served by Domestic Science Lassies. ALL ASSIST IN PREPARATION. High School Girls Demonstrate Knowledge of Culinary Art to Members of Board of Education and Instructors. The twelve members of the Board of Education, together with several other educational mentors of Omaha, were given an elaborate luncheon by the domestic science girls of the Omaha High school in the school dining rooms at noon yesterday. Miss Neva Turner, cooking instructor, had charge of the "spread" and was assisted by four white-aproned lassies—Miss Irma Sidham, Miss Madeline Metz, Miss Myra Lumry and Miss Sarah Cole. All the girls in the class assisted in preparing the luncheon. Said one member after he had folded his napkin and leaned back with a well-looked approval: "It was some luncheon and we all enjoyed it heartily. I only wish that such a 'spread' was at my disposal every noon. The girls of the domestic science department and their instructor deserve credit for the splendid work they have been doing this year, and the way in which they have shown their ability." The tables were decorated for the occasion in yellow and white and many spring blooms. No one acted as toastmaster for the simple reason that they were all busy to talk.

The Menu. The following menu was served in five courses: Creole Soup. Olives. Imperial Sticks. Horseradish Sauce. Cream Potatoes and Parsley. Asparagus. Rosette Peas. Shamrock Rolls. Fried Potatoes. Radishes. Salted Peanuts. Orange Ice. Mayonnaise Salad. Parsley. Sweet Bread. Celery. Cheese Wafers. Whipped Cream with Strawberries. Macaroon Cream. Iced Cup Cakes. Demi Tasse. Orange Mints.

BAPTIST YOUNG PEOPLE WILL CONDUCT A RALLY

A Sunday school rally will be held Thursday afternoon and evening in the First Baptist church, twenty-ninth and Harney streets, by the Tri-City Baptist Young People's union. It will be conducted under the direction of Rev. J. A. Layman, Des Moines, Sunday school missionary for Iowa; Rev. J. D. Collins, Lincoln, Sunday school missionary for Nebraska; Miss Mary A. Mann, Omaha, state president Nebraska Baptist Young People's union; A. M. Dixon, Philadelphia, field secretary Baptist Young People's union. The following program has been announced: At 2 p. m., song service. At 2:15 p. m., conference, "The Sunday School and Social Life," Rev. J. D. Collins. Song. At 2:30 p. m., conference, "The Baptist Young People's Union as an Educational Force," A. M. Dixon. At 4:15 p. m., announcements and business. Adjournment at 4:30 p. m. At 5 p. m., song service, Charles Nichols, leader. At 5:30 p. m., scripture and prayer. Special music. At 8:30 p. m., address by Rev. J. A. Layman. Song. At 9 p. m., address, A. M. Dixon. At 9:30 p. m., closing song and benediction. The Persistent and Judicious Use of Newspaper Advertising is the Road to Business Success.

WILL OF EMIL BRANDEIS IS ADMITTED TO PROBATE

Will of the late Emil Brandeis was admitted to probate in county court yesterday, and in accordance with its provision, John L. Kennedy and H. Hugo and Arthur D. Brandeis, brothers of Mr. Brandeis, were appointed executors. Hearings

Like Poe Character Morrow Buries Pup; Whines Haunt Him

Like the unhappy central figure of one of Poe's tales, who unknowingly buried a black cat alive when he buried the body of his murdered wife, Joseph W. Morrow is afraid he has buried alive his pup, which he had severely chastised for naughtiness. The detectives caught the pup's creation when they visited the basement and heard the cat's mewling through a brick wall. Morrow can hear the whine of his pup, but he can't locate him. Like many a pup in human guise, Morrow's canine manifested an altogether too healthy fondness for chickens. (See Humbugger on chickens.) He killed several and Morrow punished him with something more than slaps on the wrist. The pup then dug a hole under the barn. He figured he could take his chickens there in future and Morrow would be unable to reach him. Thinking the pup was out of his retreat the other day, Morrow filled up the hole. Then a whine came from the filled-up place. Morrow dug out the earth, but the pup could not be found. No sooner had he refilled the hole than again he heard the plaintive noise. Morrow dug out the hole three times and removed a section of the barn floor once, but nary a pup has been found, though the whining continues. Morrow has begun to fear the pup has gone off and died and the whine is merely that of the ghost of the beast, come back to haunt an unlenient master, who couldn't understand that in the ethics of dogdom chicken stealing is all right.

AD CLUB'S JUNIOR MEMBER IS A LITTLE PINK BABY

At a special meeting of the executive committee of the Omaha Ad club, the first honorary member of that organization was elected. The honored one is E. D. Clark, Jr., infant son of Dr. Z. D. Clark, vice president of the Ad club. The recipient of this recognition was born last night. Dr. and Mrs. Clark reside at 2207 South Thirty-second street.

MAYOR IS CONGRATULATED BY COLONEL W. F. CODY

Congratulations for Mayor Dahlman and associate commissioners have been received from Colonel William F. Cody. Through a short letter to Bill McCune, his western agent, the pioneer Indian scout, expressed the hope that Mayor Jim would be the next governor and twitted him good naturedly for being a "third term."

Births and Deaths. Births—Frank and Marie Kutich, 148 South Eighteenth street, girl; Nela P. and Mary K. Nielsen, 2312 North Sixteenth street, girl; Axel and Mary Nelson, 292 Grand avenue, boy; Kenneth and Jennie Hiatt, 823 Grant, girl; Louis and Bertha Waltis, 124 South Fourteenth, boy; Gust and Anna Sandberg, 169 North Forty-fifth, girl. Deaths—Frank Hynek, 56 years, 278 South Ninth; Joseph Solecranda, 23 years, St. Joseph's hospital; Anna Lanning, 16 years, St. Joseph's hospital; Lee Hayden, 57 years, 182 North Twenty-second; Steve Stank, 53, Fortieth and Poppleton; Tom Catopodis, 22 years, St. Joseph's hospital; Mary Fala, 1 year, 169 South Twenty-fifth street; Eddy Hickman, 22 years, Fortieth and Poppleton; Mrs. Hatie Waggner, 2 years, St. Scott's and Howard; Abraham H. Scott, 75 years, St. Joseph's hospital.

Marriage Licenses. Licenses to wed have been issued to the following: Name and address. Age. Albert H. Rawitzer, Omaha, 25. Nora R. Keeline, Omaha, 25. Martin McAndrew, Omaha, 26. Anna Lynch, South Omaha, 22. Ben Meliöthen, Fort Crook, 22. Betty Clausen, Fort Crook, 19. Samuel Osborne, Omaha, 25. Harriett Dudley, South Omaha, 21. Peter Rasmus, Omaha, 25. Frazier McMillan, Omaha, 24.

Gibbons Gives Lavin Terrible Thrashing

BUFFALO, N. Y., May 15.—Mike Gibbons of St. Paul gave Faddy Lavin of Buffalo a terrible thrashing in eight rounds of a bout scheduled to go ten rounds here tonight. The referee stopped the bout and waved Lavin to his corner, after the Buffalo boy had taken the count of nine, five times, three at the close of the seventh and twice in the eighth. Gibbons took the measure of his man in the first round, putting over rights and left to the face and uppercutting repeatedly in clinches. Lavin took the count of nine in the third and the bell found him GROGKY. Gibbons let up in the next three rounds, but in the seventh went in to finish his man. He jabbed, uppercut and swung at will, until the Buffalo boy was just able to hold up his hands. At the opening of the eighth Gibbons protested against further punishing Lavin, but the referee waved them to the center. Gibbons sent Lavin to the floor twice with rights to the chin, and although Lavin was able to stand up at the count of nine, the referee stopped the bout.

DOUGLAS COUNTY DRUGGISTS HOLD ANNUAL BANQUET

The annual banquet of the Douglas County Retail Druggists' association was held Tuesday night at the Paxton hotel. Thirty-nine druggists attended and listened with interest to the instructive talks made by A. V. Peas of Fairbury, Charles Sherman, Omaha; L. G. Morgan, Council Bluffs, and Deputy Food Inspector P. H. Hansen of Lincoln. J. H. Schmidt of Omaha acted as toastmaster.

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Boston Garter

Advertisement for Boston Garter. Made in two styles shown here. Your dealer should have both. Buy by name PAD Boston Garter. Buy by name CORD Boston Garter. HOLDS YOUR SOCK AS SMOOTH AS YOUR SKIN. Costs more to make, hence its superiority. Costs you no more. Insist on the style you like. Either style; Lisle, 25c., Silk, 50c. SOLD EVERYWHERE. GEORGE FROST COMPANY, MAKERS. BOSTON. Also makers of the famous Hosiery for women and children.

Pacific Coast Round Trip Fares

Table showing Round Trip Fares via Rock Island Lines. Columns: TO (San Francisco, Los Angeles, San Diego, Portland, Seattle, California via Portland One Way), FROM, DATES OF SALE, DATES OF SALE, DATES OF SALE. Includes rates for Omaha, Co. Bluffs, Lincoln, and Round Trip Fares.

Daily Standard and Tourist Pullman Service to California Points via Scenic Colorado with Choice of Two Routes. Excellent Service to California Points is also afforded via El Paso—Southern Route. Dining Car Service all the Way. For Further Information, Call or Write J. S. McNALLY, D. P. A. 1322 Farnam Street

Ask tenants who have been in the building five, ten, fifteen—even twenty years—ask them why they office in The Bee Building.

Advertisement for The Bee Building Co. service and the janitor service is just a little better than anywhere else; the building is always warm in winter; always cool in summer, and that everybody knows where the building is, and that there is a beauty and cheerfulness about the building which they could find nowhere else. If you want a permanent office, it would be well to see what the building has to offer. Rooms 210-214—A large suite of offices on the second floor, having a total of 1261 square feet. Some of these offices have been partitioned so as to make a suite of about five rooms. This space will be rented either in single offices or in suite. Price per month for all—\$90.00. Room 222—Reception room, private office, two large closets, large workroom with two north windows. Ideal for engineer, architect, doctor or other professional men. Rental per month, \$60.00. Room 223—This is a south front office facing on Farnam street, close to the elevators. It is partitioned so as to afford a private office and reception room. Very desirable. Rent per month, \$50.00. Room 416—Has a north and west exposure and is always a very cool room in summer time. Size, 12 1/2 x 20 1/2 and rents for, per month, \$12.00. Room 422—Is 12 1/2 x 19 1/2 feet in size, has two north windows and a private office partitioned off inside this space. This room would be particularly well suited for an architect or studio. Rental per month, \$25.00. Room 516—This is a well located office facing Farnam street on the fifth floor, near the elevators. Size of office, 12 1/2 x 14, having a partition dividing this room into three offices. This room would be particularly desirable as an attorney's office, on account of other attorneys being located on this floor and having large libraries. Just the place for two young, ambitious attorneys. Rental price per month, \$30.00. THE BEE BUILDING CO. Bee Business Office, 17th and Farnam Sts.

\$1,000.00 For Post Toasties Jingles

\$20.00 to each of 50 persons who send in the most acceptable Jingles in May, 1912. An entertainment for boys and girls, and older folks, as well.

A COMPLETE JINGLE FINISH THIS JINGLE. Out of bed hopped the kiddlets, the clock had struck eight. Soon the school bell would ring and they shouldn't be late. "For you kids to be tardy, Mother said 'touldn't do." (Fill in this line, mentioning Toasties, and write plainly) The Wiederseim Kids were tucked up in bed. Then whispered to mama, 'Twas this that they said: "Tomorrow for breakfast, (this will be our dream) We get some Post Toasties with sugar and cream." Sign here— Name _____ Date _____ Street and No. _____ City _____ State _____

Use of above form of answer is suggested, but not required. Address and mail your Jingles to Jingle Dept. 573, POSTUM CEREAL CO., LTD., BATTLE CREEK, MICH. We will buy 50 Post Toasties Jingles, acceptable for use in a Jingle Book, received during May, 1912, at \$20.00 each. Only the Jingles we pay for will be used. There will be 50 Jingles purchased and the names and addresses of the writers will be printed and mailed to each enquirer who sends us a stamped and addressed envelope for return. The Jingles will be judged honestly upon merit, so if you are a sensitive person and not a good sportsman don't try, for we have no time "to pet up" those whose Jingles are not accepted.

Or, write an original Post Toasties Jingle of not less than 4 lines, any line of which must contain "Post Toasties" or "Toasties." As many Jingles may be submitted as desired. One can make this a pleasant form of entertainment, may make some extra money, and in addition become acquainted with

Post Toasties —the delicious, ready-to-serve, crisp bits of toasted Indian Corn. Try a dish with some milk and cream and a sprinkle of sugar.