ter, and after the first application you

will say it was the best investment you

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Council Bluffs.

GOODWIN WINS FIRST ROUND Streets Are Vacated

Judge Arthur Overrules Demurrer in Election Contest Case.

WRONG TO GO BEHIND RETURNS

Attorneys for Kimball File Petition of Intervention with Chairman Davis as Plaintiff in the Suit.

The first victory, but which is believed to be only of a transient character, was won by Mack C. Goodwin in the senatorial election mandamus suit in district court yesterday. Judge Arthur overruled the demurrer filed by attorneys for Clem F. Kimball, the republican candidate for the state senate. Goodwin contended that the court had no jurisdiction to entertain the application for a writ to compel the county supervisors, acting in the capacity of a canvassing board, to accept the returns from the first precinct of the First ward, as made by the judges and clerks and requiring the discards of the anmeded returns by which were restored to Mr. Kimball more than 100 votes that had been cast for him, but not

Judge Arthur held that, as a canvassing board, the county supervisors had no power to go behind the returns of the election boards and that the amended reurns could not be accepted. This was ontended for by the attorneys for Goodvin, and if there had been no further action would have settled the matter of the issuance to him of a certificate of election. But the attorneys for Kimball immediately filed a petition in intervention, with R. M. Davis, republican county central chairman, as plaintiff, and setting forth the fact that the same condition of facts prevailed in the first precinct of the Sixth ward, where amended returns board, giving to Goodwin 100 votes that

mandamus and injunction litigation will streets had been fully satisfied that the give Kimball a clean plurality of fifty- ordinance was passed. five votes instead of sixty-one, as shown by the county board. Thus the final con-

ustead of Kimball. The application by attorneys for Goodsenatorial election returns and the mantion was fixed for 10 o'clock next Satur-

mittee has taken up the fight for Goodwin. N. F. Reed, chairman of the demothe city early yesterday morning and re- amounted to double taxation. The matmained all day, aiding the attorneys en- ter was referred to the city attorney and

through the legislature at this session a terminal tax law that would give relief

to the cities.

Kimball has been chairman of the legbill approved by that organization and submitted to the legislature. It was said yesterday by those who claim to be well advised that the letter sent out the day executive committee of the Retail Merchants' association, attacking Kimball beause he refused to unqualifiedly endorse a debtors' exemption bill favored by the association and kindred organizadrafted in the headquarters of the Union Pacific railroad in Omaha. The letter was vigorous and called upon all members of the Retail Merchants' association and the Butchers' and Grocers' association to vote against Kimball on the plen

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BOOTH'S HYOME

Breathe it for Catarrh Physicians Prescribe it and Pharmacists Recommend it.

Quickly Clears Stuffed-Up Head andStops Snuffling and Hawking

druggists everywhere,-Advertisement. it tor coughs, cold and croup, sold by orner for only 50 cents. Thousands use not banish your estarrh, you enn get anthe HYOMES outfit, if one bottle does tion for use is \$1.60. This is sen tol noil bottle of HYOMEI with simple instrucin the morning, shortly after you awake, Dear reader, do you have to hawk and strain to get that stubborn piece of

mucus out of your throat? Get rid of catarrh now; it will grow worse as you grow older. One day of (pronounce it High-o-me) the guaranteed catarrh remedy will give you such wonderful relief that you will wonder why you doubted the statement that Booth's HYOMEI would end the most aggravating case of catarrh.

Hair that's all. Isn't a head of rich, heavy hair worth while?

Council Bluffs

Upon Promise Made By Club Members

Upon the specific promise of several tembers of the club and its attorney Colonel C. G. Saunders, that an agreement would be made wholly satisfactory to all of the people of East Omaha interested in maintaining access to the lake, the ordinance asked for by the Omaha Rod and Gun club, vacating several streets and alleys was passed at the meeting of the city council last night, The action was not taken, however, until Mayor Maloney had emphatically announced that he would veto the ordinance before the expiration of the constitutional fourteen-day limit if the agreement was not entirely satisfactory.

The mayor grew suspictous when the club presented a lease to the right-ofway agreed to be granted to the public. The lease was of an iron-clad character and full of clauses and only runs for five years, but providing for a renewal for an additional period of five years if a notice was given by the city six months before expiration. It also had a clause per mitting the club at once to annul the lease in case of sale of the property. The members of the council were a little reluctant about passing the vacating ordinance until the mayor assured them that his veto could be depended upon if the interests of the people of East Omaha required. Mr. Christy and several of the swindling operations, secured a divorce other members of the club were from him. present and told the council that the club was willing to give all it had, but that there were reasons making it impossible to dedicate the suffragan bishop of Des Moines, arrived

proposed street for permanent public use. reasons he said he would be glad to give assured them would show that the club were offered and accepted by the county the benefit of the East Omaha people than could now be made known without were admitted by all to have been cast jeopardizing plans for future development. It was upon this showing and the If the court holds that the canvassing additional assurance that all of the board cannot accept the Sixth ward twenty-five or more people, who had amendment, the net result of the latest signed the protest against closing the

The Independent Telephone company by the face of the returns officially made made known an interesting discovery and asked the council to take prompt action est, if there is to be one, will have to be to prevent its central station building on carried into the legislature by Goodwin South Main street being sold for taxes. It discovered that since the building had been vacated following the consolidation win for a temporary restraining order of the two companies the property had prohibiting the county auditor signing the been listed for taxation by the city assessor and was now subject to the taxes damus compelling the board to reject the for the years 1911 and 1912. In a comamended returns from the First ward was munication to the council the company made Friday and was set for hearing at called attention to the fact that the propio o'clock yesterday. Nearly the entire erty had been assessed by the state counthe hearing for the petition of interven- years in connection with all of the com- socialist vote in the state, showing the this tax had been paid. The company about 15,000. The contest has excited such state-wide pointed out through its attorney, Colonel interest that the democratic state com- Saunders, that the taxes assessed by the follow: city assessor were clearly illegal for the reason that all corporation taxes were cratic state central committee, arrived in assessed by the state board. It also

the reason that he is regarded as the grading done at once, particularly the fillbest equipped man in the state to push ing of the old cellars. The matter was referred to the streets and alleys commit-

The liquor license of F. S. Crabill for the Blue Ribbon saloen at the corner of I. Smith and W. H. Munger, refusing to slative committee of the League of Iowa Broadway and Scott street was trans-Municipalities and has prepared every ferred to S. A. Dales, beginning with De-Refusal of the insurance company

tee with power to act.

which had been given a policy of \$2,500 on the new automobile truck to accept perforce election under the auspices of the the risk unless it was increased to \$4,000 resulted in the decision for the city to carry its own insurance on the truck. Chairman Fisher of the fire committee was instructed to procure the return of lowa to be sold and the proceeds be the \$37.50 paid for the risk. The insurtions throughout the state, was really ance ordered to be taken on the detention hospital, which a local agency had written at the regular rate charged for dwellings, 50 cents per \$100, was also rejected by the insurance companies to whom it had been offered. The companies demanded a rate of \$1.10 per \$100 for the five-year period, on account of the isolated character of the location of

The S. L. Collins Oil company was granted permission to lay an oil pipe on Eighth street from the Rock Island railway to a point on Twelfth avenue, where the company proposes to erect storage tanks for retail trade.

A petition of property owners for the vacation of a portion of Union and Postper streets where they terminate in a high hill was referred to the committee

HARD COAL \$9.00 PER TON until November 30 with each purchase of an Art Garland base burner. Investigate. P. C. DeVol Hardware Co., 504 Broadway.

WRESTLERS ARE WORKING TO GET INTO CONDITION

The Breedlove-Keegan wrestling match that will take place Wednesday evening ing year, partly by the Rock Island rallat the auditorium will draw a record eaking crowd of mat fans.

Keegan who failed to throw Breedlove the handicap match last week, is rapidly getting into condition at the local "Y." Last night be worked out with his manager and Johnny Albers of Earling. Ia. He showed that he could hold his own with any wrestler in his class. He has been in over 300 matches in the east. He must make 128 pounds Wednes-

day afternoon Breedlove, who will go on the ma weighing 120 pounds, is training at the come of the lowa Athletic club on South Main street. This year he has defeated Joe Riveria, Young Beell, Walter O'Connor and Bell Murphy, men much heavier a demurrer in a suit brought over a year breathing pleasant, healing HYOMEI than himself, and he is confident that he and a half ago by Frank G. Pierce of Marcan defeat Reegan on Thankagiving shalltown on behalf of the Iowa League evening. Farmer Burns of Omaha will

> There will be two good preliminaries the first between Charley and Jack Ayers, and the second between Walter cided upon by them. It was declared that O'Connor of Denver and Ed Larson of the Bluffs.

be referee.

Have your pictures framed before the Xmas rush commences. If you have them not a fair one framed now you will get better work, it will cost less, and you will get the pick of a large, up-to-date stock. Jensen Wall a \$6,000 memorial fund has be Paper Co., Masonic Temple.

Iowa

CARROLL INTO INSURANCE Treatments

Governor of Iowa Organizes New Old Line Company.

SMITH WEDDED IN OSKALOOSA

envicted Lawyer-Politician Found to Have Married Beth Hammond Few Months Ago-Water Company Appeals.

(From a Staff Correspondent.) DES MOINES, Ia., Nov. 26.-(Special Telegram.)-Governor B. F. Carroll will enter the insurance field as soon as his term expires as governor. He now is engaged in organizing the company. The capital stock will be \$100,000 and the surplus will be the same amount. Old line life will be th ekind of business done. Des Moines men are associated with the governor in the enterprise, but he refused to state who these men are, Iowa capital also will finance the company provided the stock can be sold in this state. The purpose is to make the company a home one throughout.

Lawyer-Politician Marred John N. Smith, the lawyer-politician in fall under sentence of federal court for defrauding his former father-in-law, was secretly married two months ago to Beth Hammond, in Oskaloosa. His first wife, whose father, G. N. Thorley of Springview, Neb., was the victim of Smith's

Suffragau Bishop Arrives Accompanied by his wife and two children, Rev. Harry Sherman olingley, first in Des Moines this evening to enter upor his new duties. A delegation composed to the council privately and which he of the vestrymen of the three Episcopal churches and their wives, headed by Rector C. J. Shutt of St. Luke's church. met the bishop and his family at the depot. The entire party proceeded in automobiles to the residence of Simon Casady, where an informal reception was

held, Bishop Longley came today from a visit with Bishop Momsen at Davenport, Wilson's Vote in lows. Woodrow Wilson's plurality in lowa, at the recent general election, was 21,898, according to an announcement by the state executive council this afternoon.

Roosevelt, 160,085; Debs, 16,597; Chafin, 8.317: total, 483,288.

from the unofficial figures published last five years and the sums actually earlier in the month. The canvass gives paid by the county for the bridge work. pany's property in the city and that former to be 7,000 and the latter to be recover money wrongfully taken from the

The vote for theleading candidates

Secretary of State-Allen, 179,521; Murtagh, 172,428. Auditor of State-Bleakly, 181 age, pre-Auditor of State-Bleakly, 181,698; Sin-clair, 171,594. Treasurer of State-Brown, 180,253; Cap-well, 171,833. Attorney General-Cosson, 196,268; Wal-ters, 180,342.

Water Company Appeals Attorneys of the Des Moines Water United States federal court from the decision of Judges Smith McPheson, Walter stop the condemnation of the local plant, Judge Smith McPherson allowed the appeal and ordered the city to appear in St. Louis within sixty days before the United States court of appeals.

Red Cross Senls Sent Out. A. E. Kepford, head of the state department on tuberculosis, has just completed sending out 1,000,000 Red Cross seals to the various cities and towns of used in carrying on the national work for the prevention of consumption. The call for the seals is said to be greater this year than usual and large funds are expected as the result of their distribution. The state work for tuberculosis is carried on aside from this voluntary fund.

Teachers Are Leaving lows. The office of department of education has information that a large number of teachers have left lows the last year, many going into the states of the west, where opportunities seem to be better for success. South Dakota has taken a great many of the Iowa teachers. They secure their grade markings from the state department for use in validating certificates eisewhere. As a result there is a call from a number of counties for additional teachers and reports of a shortage.

New Conl Town Established. About fifty new houses have gone up in the new coal town of Anderson, in Marion county, and it is anticipated that next year it will become one of the large coal camps of the state. It is located not far from the coal camp of Everest. and some of the residences have been moved from one place to another. A very large coal mine has just been opened and work is commencing in time for the winter trade. A number of other new mines will be opened in Marion county the com-

Rise of Fees from Stock Food Makers The state food and dairy department will probably be able to collect an additional \$19,000 in fees because of the .decision in the Keokuk case, in which the state stock food law was held to apply to the makers of stuff advertised as medicines. Heretofore those firms making preparations for which medicinal qualities were claimed refused to pay the inspection fee for the stock food. Now they will have to pay, and it is estimated this will increase the revenues of the department at least \$10,000 a year.

Sulf Heard Agiainst State Office: a In district court today attorneys argued of Municipalities to restrain the state executive council from making the assessment of corporation property in 1911 and the equalization of land values as dethe assessment was in violation of law, that it was made fraudulently and as the result of collusion with intent to ignore the law, and that the equalization was

Memorial to Distinguished Pastor. In honor of Dr. and Mrs. A. L. Frisbie by the congregation of the Plymouth

HEAD NOISES?

300

Head Noises are only the signals of approaching Deafness. The whistle of the locamotive does not indicate and plainer the approach of the train, than Iteal Noises indicate the approach of Dogfness.

You may only have the Noises in the head occasionally, or when you have a cold, but you are in danger all the same. You need immediate trainment.

Deafness Specialist Sproule has studied and perfected a method of treatment which has brought unteld joy to many, many people troubled with Head Noises. This treatment has, is hundreds of cases, stopped the sounds and left the head clear as a hell.

GIVEN AWAY

200 of these treatments are being offered Free. If you want one, write today. You may ity for yourself the method of this successful specialist. You will see it is wientific, and why it has cured, where others failed.

Deafness Specialist Sproule wants to help all who suffer from these flerred Head Noises. He knows what intense misery those sounds of escaping steam—that hell ringing to the ear—that singing of rickets or insects—the humming—the puffing—the bursing—the distant rearing—that dail heavy throbbing means. He therefore offers treatment, FREE, to all who write at once. His treatment has eured hundreds upon hundreds. In place of those coaring noises, there is a parfect quietness, in which every natural sound is heard quickly and distinctly.

Just ait down and write a post card or letter request asking for a treatment will come to you not stand to the coard of the coard

Congregational church. It was Rev. Mr. Frisble who twenty-one years ago started Mrs. Birss. the church. His wife assisted him. A committee consisting of W. H. appointed at the recent annual meeting

of the church. church for nineteen years and for the which we must meet, but a national one, last twelve years has been pastor emer-

Settled One of Graft Cases.

One of the graft cases in Clinton county has been ended by the attorney general. The council after officially canvassing The trial of George E. Wilson, Jr., was to the returns for president gave out the have commenced today in court there. following figures as the popular vote of but a compremise was effected by which the state: Wilson, 181,993; Taft. 116,496; Wilson and the Clinton Bridge and Iron company, which he represented, paid into the county treasury \$20,125 on condition Canvass of the vote for the state of the criminal suit will be dropped. This ficers with the exception of governor and sum represents the difference between a lieutenant governor, shows little change fair price for the bridge work done the the first indication of the prohibition and This was the chief basis for the graft

TWO BANK CASHIERS

FORT DODGE, Ia., Nov. 26.-(Spe-Telegram.)-The federal grand It was broadly intimated that there was an interest more powerful than local democratic desire to secure the seating of the democratic candidate. It was declared that the railroads of the state were back of the fight upon Kimball for the council and asked to have the vulged it is presumed they are large, at company have filed an appeal in the a \$10,000 bond was required from each. GOSHEN, N. Y., Nov. 26.—The jury

> Fatal Quarrel at Grinnell. laborer, of othis place is under arrest hours. ling, as he has lived here only a few courthouse for some time in the rain.

flourish in the most unexpected

body weakened from colds

places and quickly attack a

or general debility, but if

the lungs are fortified with

SCOTT'S EMULSION

Iowa

weeks. Bell is a married man and bas

lown News Notes.

SHENANDOAH—The foot ball game layed between Creston and Shenandoah ere Saturday afternon resulted in a fle CRESTON-At the Osteopathic asseciation meeting a letter, giving the opinion of the state a attorney general was read as follows: "That esteopaths are physicians and have a legal right to sign death certificates. This settles a discussion which arose several months ago.

CHARITON—Irresponsible gossip was the cause of a run on the Chariton savings bank Saturday, but all demands were promptly met and before the closing hour it became apparent that the scare was abating, as several large sums were redeposited. More than \$50,000 were paid out during the day. The absence of both President J. A. Brown and Vice Fresident Webster Huitz is said to have been responsible for the rumors causing the run. Both men hurried home at once. The bank is fully prepared to take of itself should such action result.

Club Women Meet at Institute, Where Mrs. Birss Presides

The social science department of the On ha Woman's club held its meeting Monday afternoon at the Child Saving institute, Mrs. F. J. Birss, department leader, presiding. Introducing the speakers, she said there were three things which the department wished to accom plish in its study of the conditions and institutions in the city, and they were, first, to investigate; second, co-operate third, give it publicity.

The community should be informed of the welfare of the public, and it is along these lines that we wish to work," said

Rome Miller, president of the board of directors of the Child Saving institute, Langon, chairman; H. M. Rollins, secre-told of the purpose of the institution and tary, and J. G. Rounds, treasurer, was of the problems that had to be met it running such a home for children. He spoke of taking illegitimate children into Rev. Mr. Frisbie was paster of the the home. "This is not a local problem said Mr. Miller. "The greatest considers tion is the child, and no child shall be turned from this door on account of its previous condition. The child is handicapped enough without its condition being considered.

Mr. Miller said that he was in favor of a mother's pension fund.

"I am not in favor of woman's suffrage but when women can go to Lincoln and insist on the passing of such a bill, will be in favor of woman's suffrage, he added.

Dr. H. M. McClanahan, in charge of the health of the children of the institution, said that the Child Saving Institute has the lowest death rate of any orphan institution in the country and it has a national reputation along these lines. This, he said, was due to the scientific method of feeding the little ones.

Mrs. J. C. Weeth read a report by Mrs. W. B. Millard regarding the work which INDICTED AT FORT DODGE had been done by the nursery committee during the last eighteen years.

Mrs. Harriet H. Heller, acting superintendent of the institution, told of the chilhas indicted C. A. Isaacs, dren who were there and of many cases where homes had been found for them M. and the general work being done

Jury Deliberating in Trial of Gibson

trying Burton W. Gibson, on the charge of murdering his client, Mrs. Rosa Mens chil Szabo on Greenwood take last July GRINNELL, Ia., Nov. 26.-(Special.)- deliberated until midnight without reach-Charles Ethling, a liotel porter is dead ing a verdict. At that hour they were of a gunshot wound, and John Bell, a still out and had been more than four

charged with murdering Ethling. The While Gibson sat in his cell awaiting tragedy followed a quarrel over a trivial word from the jury room, his wife, worn The bullet pierced Ethling's by her long vigil, was resting within abdomen and he died two hours later in call at a nearby cottage, after having a local hospital. Little is known of Eth- paced up and down in front of the

Dollar Eggs is by no means improbable during the coming year. Few chickens were raised last season and high prices are sending eggs as well as chickens, to market instead of into making larger and more productive flocks. The farmer is no prospection that he is now giving little attention to poultry. Two desen layers can be secured inexpensively, comfortably housed and yarded with fits worth of lumber and a roll of wire netting. No crowing male is meeded and little food saide from kitchen and table acraps. They should produce an average of 15 eggs per day throughout the year or 450 dezen, which, at 400 per dozen, is \$150. If so inclined you can easily find contours to buy the fresh eggs daily at more than top market prices. We arablish fresh beggs daily at more than top market prices.

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time-will surely save your hair.

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There is nothing so destructive to the ever made. Your bale will immediately

hair as dandruff. It robs the hair of its take on that life, lustre and fuxuriance

justre, its strength and its very life; which is so beautiful. It will become

eventually producing a feverishnes and wavy and fluffy and have the appear-

itching of the scalp, which if not reme- once of abundance; an incomparable

died causes the hair roots to shrink, gloss-and softness, but what will please

loosen and die-then the hair falls out you most will be after just a few weeks

A little Danderine tonight-now-any- fine, downy hair-new hair-growing all

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mend us an order for Rieger's Monogram-teet it for flavor, amoothness, and all the cementials of greed whishes — une half of it and satisfy yourself. If you are not thoroughly convinced that it is the fluest whiskey you ever used, return the balance at our empenacyour money will be refunded without question.

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Are regular and satisfied ensumers for Rieger's Pure Old Monogram Whiskey—there couldn't possibly be a better testimonial to its exquisite smoothness, mellow flavor and absolute purity. Only purity and age is a gnarantee of gnod whishes for medicinal purposes—the purity of Rieger's Monogram is maranteed by as under the Pure Pood Law while its age is guaranteed by our twenty years in business. You can buy

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Coupen Mo. 16

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their progress can be prevented and often overcome. SCOTT'S EMULSION is used in tuberculosis camps because its highly concentrated nourishment builds strength and resistive-power faster than disease destroys. It assimilates without taxing digestion, and contains no alcohol. Absolutely nothing equals SCOTT'S EMULSION to strengthen the lungs and

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drive out colds and coughs.

Owing to the very heavy ballot cast, and in order that we may be able to count all votes by Thursday morning, the ballot on whether cars shall stop at the far side or at the near side of street intersections will be closed Wednesday evening at 7 o'clock.

We take this occasion to thank the public for the interest shown.

> OMAHA AND COUNCIL BLUFFS STREET RAILWAY COMPANY.