

Nebraska

Test of Insurance Code Law Early Upon Docket.

Nebraska City Mayoralty Case In-

volving Recall of Chief Officer of Town Also Occupies Time of Tribunal.

(From a Staff Correspondent.) LINCOLN, Sept. 16 -- (Special.) -- The fall session of the state supreme court opened this morning, one of the first cases being a hearing on the application of State Auditor Howard for the return to his department of the insurance department of by a peremptory writ of mandamus is- state from a judgment secured in the place and no previous fall festival comsued by the supreme court.

The case is really a test of the consti-

supreme court had no right to mandassus the bananas spoiled. a state auditor because the officer was a part of the executive department of the state government in a case of this kind, but his main contention was that the auditor had a right to be heard in the matter andthat the court could not issue a peremptory order without first giving the party on whom the order was case. He contended that no man could day, in any action brought against him or which he was in any way interested.

Nebraska City Case. Another case which occupied some of the time of the court this afternoon was the Nebraska City recall case in which t is sought to recall Mayor Houston. The tiouble is caused by amixup among the democrats of that city, Mayor Houston and Mr. Topping, who desires to succeed him both being of that political faith. The bone of contention is over the legality of the petition asking for the tre writ, but Mayor Houston has appealed left over from last year. to the higher court.

Ask for Harris' Refurn.

and Elevator company in Webster county. \$5 to \$9 per acre. It is set out by the receiver of the compriated \$2,721.80 of the company money or six bushels an acre. SUPREME COURT IN SESSION to his own use and he desires him brought back to Nebraska to answer to the charge to his own use and he desires him brought back to Nebraska to answer to the charge Grand Island Fall of unlawfully appropriating money of the firm to his own use.

Harris is reported to be in Wichita, Kan., having been seen there recently by who know him, and if still there ROSE ARGUES FOR AUDITOR will be arrested and returned to the state if the Kansas executive grants the request of Governor Morehead.

Mr. Bassett Recovering.

A letter was received by the auditor's department this morning from S. C. Bassett, who was badly hurt by falling from an apple tree, that he is getting along very well an dis able to walk about the house with some assistance. He thinks that by the first of the year he will be able to get down to Lincoln.

Illinois Central Appeals.

The Illinois Central Ratiway company the state, taken from the auditor's office has appealed to the supreme court of this the New Liederkranz is being put in Douglas county court by Barney Gilinsky, mittee has been in a better state of who secured a verdict allowing him \$625, preparedness than the committee finds tutionality of the new insurance law, which with interest amounted to \$904.50, itself in today. Wednesday will be Gerthough there are other cases which will for damages to a car of bananas shipped man day and Thursday Ord branch day, come up later which will settle that to him, and which were damaged on the Friday will be automobile day. There will road. Gilinsky claimed in the trial that be parades typical of each day. In his argument before the court, the bananas were shipped in an old car, Halfeck Rose, appearing as one of the which was in such shape that it had to RIGHTS BETWEEN COUNTIES attorneys for the auditor, said that the be held for repairs with the result that

Playing Base Ball

TECUMSEH, Neb., Sept. 16.-(Special.) to issue a chance to be heard in the Johnson, died suddenly at Johnson, Saturbe deprived of his rights as a citizen was playing base ball with a team of Arthur. and one of them was a right to be heard "fats." He hit the ball and ran to first In 1891 by a vote of the people now base, and expired almost instantly when the base was reached. Heart failure was the cause. Mr. Hickey was aged 54 years and is survived by a widow and several children. The funeral will be held at the Baptist church in Johnson county Tuesday afternoon.

CONDITIONS IN KANSAS

(From a Staff Correspondent.) LINCOLN, Sept. 16.-(Special.)-William ousting of Mayor Houston and the seat- Oelkers of the state treasure's office ing of Mr. Topping. The petition was force returned last night from a vacation pirsented by the city cierk to the city trip spent with his parents in Cloud ity of the change and settle the point in commission, but they falled to call the county, Kansas. Mr. Oelkers says that election. The petitioners then wen to the rhe conditions down in that section of custriet court for a writ of mandamus to the state due to the hot weather of the tached to McPherson county for judicial compel the commissioners to rail the last summer are very bad, especially purposes. election and were successful in setting among those farmers who have no feed

The corn, which before the hot weather kidney trouble is daily misery. Take began stood up six feet high has withered Electric Bitters for quick relief. Mc. For Governor Morehand will ask the governor the ground and is hardly gale by Beaton Drug Co.-Advertisement. groot of Kansas for the return to this worth anything for feed, though a big state of Henry C. Harrs, who formerly stockman in that vicinity is buying up Key to the Situation-Bee Advertising. | Week in the case of George Swearingen | Key to the Situation-Bee Advertising.

owned an interest in the Amboy Milling the fields and paying all the way from Along the Republican river there pany, O. D. Hedges, that Harris appro- some corn which will run around five

Festival Opens

GRAND ISLAND, Neb., Sept. 16 .- (Spe cial.)-Grand Island's full festival week opened yesterday with busy scenes on the grounds, three blocks south of the business center and in the streets. Stands for entertainment and amusement purposes are being constructed everywhere the carnival company engaged being here in force. Both of the aviators-Captain J. Hector Worden, who did aero-navigation service for the federal army of Mexico last year, and Ralph McMillen, are already on the ground with their machines, though the first of the three days' flying will not be until Wednesday afternoon. The harvest exhibit at

COMES UP IN HIGH COURT

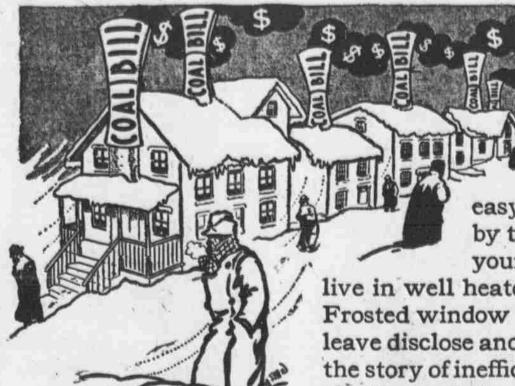
(From a Staff Correspondent.) LINCOLN, Sept. 16.-(Special.)-Senator Walter Hoagland of North Platte came to Lincoln today to represent one of the parties in the controversy between Mc-Pherson county and Arthur county over -Charles N. Hickey, a farmer living near a dvision recently made setting off the west half of McPherson county into a Mr. Hickey, a very fleshy man, separate county under the name of

composing Arthur county the latter was made a part of McPherson county for judicial and administrative purposes. When the code commission revised the laws of the state it recommended the setting off of Arthur county as a county by itself. The bill passed the legislature and was signed by the governor. Now a controversy comes up as to the legality REPORTED BY A VISITOR of settling off the county, it being claimed thatt he county is still under the control of McPherson county for ju-

dicial purposes. The case will be tried before th esupreme court, whch will decide the legalcontroversy whether Arthur county has judicial rights of its own or is still at-

is sharp, short agony. The lame back of

Settle the heating question



The heating

question must soon be faced in every home. It is usually

easy to tell on bitter cold days by the faces and bearings of your neighbors which of them

live in well heated and ventilated houses. Frosted window panes of the houses they leave disclose another sure tell-tale storythe story of inefficient heating—the serious handicap of the wage-earner in the busi-

ness competition where so much depends upon starting the day in physical comfort—well warmed and ventilated bedroom, bathroom, breakfast room, and a warm hall in which to say good-bye.

or in which to study, write or discuss comfortably as preparation to improve one's position or earnings.

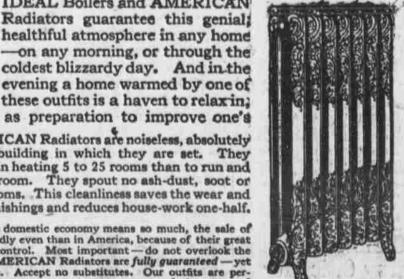


No. 4121 IDEAL Boiler and 420 sq. ft. of 38-

healthful atmosphere in any home on any morning, or through the coldest blizzardy day. And in the evening a home warmed by one of these outfits is a haven to relaxin; IDEAL Boilers and AMERICAN Radiators are noiseless, absolutely safe and will outlast the building in which they are set. They require far less care-taking in heating 5 to 25 rooms than to run and

IDEAL Boilers and AMERICAN

keep clean a stove for one room. They spout no ash-dust, soot or coal-gases into the living-rooms. This cleanliness saves the wear and brightness of household furnishings and reduces house-work one-half. In the countries of Europe, where domestic economy means so much, the sale of these outfits is growing more rapidly even than in America, because of their great fuel economy and absolute heat control. Most important—do not overlook the fact that IDEAL Boilers and AMERICAN Radiators are fully guaranteed—yet cost no more than ordinary types. Accept no substitutes. Our outfits are permanent investments — will not wear out or rust out — save you fuel money and repair bills to the end of your days.



ARCO WAND Vacuum Cleaners—built into the house You should know about our ARCO WAND VACUUM CLEANER, for dustless, complete cleaning of rooms, furnishings, etc. Sets in basement and cleans through iron suction pipe running to each floor. Easily put in OLD buildings. Fully GUARANTEED. Lasts as long as the building—like radiator heating. Send for catalog.

No exclusive agents

AMERICAN RADIATOR COMPANY Write Department: N-80

CLIMAX OF WELCOME GIVEN

Crowds in North Nebraska Turn Out Well for Dairy Train.

SCHOOL CHILDREN ATTENDING

Day's Run Winds Up at O'Neill, Where Demonstrations Are Followed by Great Public Meeting.

O'NEILL, Neb., Sept. 16 .- (Special Telegram.)-O'Neili had a climax of welcome for the dairy train when it reached this town tonight at 5 o'clock. There were rounds of cheers as the train pulled in. Immediately the exhibit car was opened specimen car carried on the train was strap which he took from the barn Sun-cost \$28,500,000, Union Pacific received \$42,-

The speaking was postponed for evenng, when, under the auspices of the O'Neill Commercial club, a big meeting was held at the opera nouse, addressed by Prof. Frandsen. Prof. Pugsley and

other members of the lecture force. The second day duplicated in interest the first day. At Neligh, at the noon hour, there was the largest crowd yet met. The Neligh Commercial club had SUFFRAGE CONVENTION sent out cards to farmers, who came in large numbers to meet the train. Business houses closed and public school children attended the lectures and saw the demonstration. Public schools along the line are taking advantage of the train state committee of the woman suffrage cific stock and received for it in Baitito secure special lessons.

returning to Lincoln, and Regent Coup- vention to meet in Lincoln, November 5, If the Union Pacific should distribute land joined it there, running to Neligh. Early morning stops brought large num

bers of farmers to the train. At Tilden noteworthy interest was shown by the large number of questions asked lecturers and demonstrators.

The largest gathering of farmers yet met was at Ewing, many coming a distance of twenty inlies to meet the train.

Over 400 farmers heard the lectures and saw demonstrations at this place, where lines they reached the best room. These," said the mistress of the house, pausing before an extensive row law demonstrations at this place, where lines that the Union Pacific directors intended to place the possible extra dividend upon such a basis.

Union Pacific acquired the Southern Pacific stock in three lots. The first block amounting to \$75,000,000 par was purchassed the people an opportunity for these questions. They are 'old masters.'

Mary's law dropped, and a look of intense wonder overspread her rubicund the people an opportunity for these questions.

Continuous duties, etc.

Union Pacific acquired the southern Pacific stock in three lots. The first block amounting to \$75,000,000 par was purchassed in 1901 at about \$55 a share and to raise funds for the acquisition, Union Pacific soid \$40,000,000, 4 per cent convertible bonds. The second iot totaling \$15,000,000

against the city of Sutton and a Lincoln construction company. The order was originaly granted to restrain the company from encroaching upon the property of the plaintiff in the construction of a bridge in the city of Sutton. The court found that there was no occasion for the restraining order.

BODY OF FARMER FOUND WHERE HE HAD ENDED LIFE

BEATRICE, Neb., Sept. 16,-(Special felegram.)-The search for A. W. Mc-Telegram.)-The search for A. W. Curry, the farmer who disappeared Sun-

A coroner's jury tonight rendered a ver- common stocks, worth in the market apdict that he came to his death by his proximately \$40,000,000. Here is a clear own hand. Worry over his business af- profit of \$11,500,000.

old resident of Gage county.

CALLED FOR NOVEMBER

(From a Staff Correspondent.) movement, Mrs. Frank Harrison acting more & Ohlo stock and cash the squiv-Dean Burnett left the train at Norfolk, as chairman has called a state con- alent of approximately \$115,287,500.

Union Pacific Clears Twenty Mil-

lions in the Purchase.

IN INSTALLMENTS

Directors Secured It in Three Lots at a Low Figure, Then Turned

It to Good Account at Dis-

solution of Roads. In round numbers, according to the day evening from his home six miles east Wall Street Journal, Union Pacific made of the city, ended today when a posse of a total profit of \$29,000,000 on its purchase farmers with a pair of bloodhounds found and final sale of the \$126,650,000 Southern his body hanging from a limb of a tree Pacific stock. The average cost per share half a mile north of his home on Cedar to Union Pacific was \$75. For \$28,000,000 creek. He had hanged himself with a par value of Southern Pacific stock, which 000,000 of Baltimore & Ohio preferred and

fairs is assigned as the cause for the On the \$88,000,000 Southern Pacific stock sold to the Union Pacific stockholders, McCurry was hi years of age and leaves the profit per share, less underwriting a widow and three daughters. He was an was about \$19, making a total profit on this end of the transaction of \$8,800,000. This together with the amount realized from the exchange of the Baltimore & Ohio securities makes a total profit to the Union Pacific of \$20,000,000. In other words, Union Pacific at an average price of \$75 per share, paid about \$94,987,500 for LINCOLN. Sept. 16.-(Special.)-The the \$125,650,000 par value of Southern Pa-

> only this to the common shareholders alone, it would mean a special dividend

She had some more from the particular of the par

BIG PROFIT IN S. P. STOCK the sale of Southern Pacific does not actple. That the estimated profit of \$30,000,000 may be so classed there is no question.

> The Familiar Sequence. "I understand the new Brazilian dance, he machuza, is becoming quite the rage.

"Indeed!"
"Yes, society will take it up formally at the big dinner dance tonight."
"Then I suppose the police will take it up officially tomorrow."—Cleveland Plain Dealer.

102 Years Young



MRS. MARY A. SIMPSON on Bor good health and great strength reary use of

Duf,y's Pure Malt Whiskey