Nebraska

ALLEN BRINGS SUIT OVER WATER RIGHTS

Action in the Federal Court at North Platte Against Ramshorn Ditch to Settle Question.

(From a Staff Correspondent.)

Lincoln, Aug. 21.—(Special.)—Acting for the government, District Attorney T. S. Allen today brought suit in the federal court at North Platte against the Ramshorn Ditch company, State Engineer George Johnson, Governor Neville and other members of the States Board of Irrigation and C. A. Liljanstolpe, water commissioner of Water District No. 1 for diverting water from the government ditch and the Pathfinder reservoir.

Allen Makes Statement.

Covering the matter, Mr. Allen said today:

"The injunction suit has been brought by the government against the Ramshorn Ditch company and the state water officials to prevent them from interfering with the government's possession and control of its irrigation works and eep water developed within the North Platte project. There is no question about the ownership of the irrigation works. The government' right in this case is based primarily on the fact that the seepage water appearing in Sheep Creek draw is all water which the government stored in the Pathfinder reservoir last winter and brought to the project by its canal. There was not water in the draw before the government came in.

Government Uses Water.

"The government at an early date made application to the state water officials and posted and recorded numerous notices to the effect that it intended to collect and ue over again its waters so many times as they might be available. This is in accordance with the conservation policy of making water go as far as possible and to secure the greatest benefit to be derived therefrom and to reduce the cost of extensive and large irrigation works. It would seem that the state of Nebraska could not very well claim these developed waters..

States Do Not Own Water.

The states never did own any of this water, although Colorado and Wyoming now claim in a case pending in the United States supreme court all ownership of water within their borders. This is a great menace to the people of Nebraska and may jeopardize the oldest irrigation rights in the state. If state ownership is recognized the North and South Platte rivers may go dry at the state line. When, however, the appropriation is derived from the United States by complying with the state laws just as title to mining claims are secured by complying with local laws, and the title of the unappropriated water is in the United States, Wyoming, Colorado, Nebraska and every appropriator will be treated fairly by the government and appropriations protected in the order of their priority on the river, regardless of state lines. It would seem therefore that the government's claim of ownership of the surplus and unappropriated waters of unnavigable streams on the public lands should be supported rather than combated by the people of the state.

Water Rights Sand.

"This theory does not interfere with existing water rights and the government recognizes the priority of all rights made before it started its own project. It is desirous of making its waters go as far as possible and leave all possible to later appropriations. In the case against the Ramshorn ditch the government makes no objection to the use by that or any other ditch of water, which it cannot utilize and which seepage finally returns to the river."

Small Girl Dies From Bite of Rattlesnake

Sioux Falls, S. D., Aug. 21.—(Special.)—The first victim of the season in the Rosebud country of the deadly rattlesnake was Helen March, the 2-year-old daughter of Mr. and Mrs. David E. March, living southwest of Wood.

The little girl was struck by the fangs of a rattler while playing in the yard about her home. Everything possible was done to save her life, but she died several hours later.

Sarpy County Farmers Go to Kansas for Hogs

(From a Staff Correspondent.)

Lincoln, Neb., Aug. 21.—(Special.)—Three farmers from Sarpy county traveling by automobile stopped at the state house today to see Secretary Danielson of the State Board of Agriculture to obtain names of farmers of Kansas who having lost their corn crop, have hogs to sell. They want several car loads and when they left here they were bound for Smith county, Kansas to get the hogs.

Obituary Notice

BERTHA C. HIGBEE, aged 30, wife of John A. Higbee of Norfolk, Neb., died at a local hospital Monday afternoon of gall bladder trouble. Services were held at Dodder's undertaking parlors at 2 o'clock, with interment at Forest Lawn at 4 o'clock.

NEBRASKA'S YOUNGEST

This is Peter Marr of Fremont, Neb. He is 4 years old and a soldier, every inch of him. Doesn't he look the part of a gallant defender of Uncle Sam?

York Bank Will Forgo Interest to Hail Victims

(From a Staff Correspondent.)

Lincoln, Neb., Aug. 21.—(Special.)—Vice Chairman George Coupland of the State Council of Defense left this evening for Kansas City where with representatives of the councils of other states in the Missouri river section, a conference will be held with Secretary of Agriculture Houston regarding the grain situation in the west.

Today the council received a communication from the First National Bank of York, which proposes to help out the farmers of York county who lost their small grain and corn from the effects of the big hail storm two weeks ago. The bank offers to buy wheat for seed sufficient to furnish all that is needed charging only the government price for the same of $2 per bushel. It will give the farmers a year to pay it without interest.

Funeral Services for Pioneer Minister of Rulo

Stella, Aug., 21.—(Special.)—Funeral services for Rev. Peter B. Ruch were held at the Methodist church in Shubert Sunday afternoon. Burial was in the Methodist church cemetery southeast of Shubert.

Rev. Ruch was born in Pennsylvania eighty-five years ago, and came west fifty-two years ago, locating at Rulo in this county.

He organized the first Methodist church in this county, and taught the first school at Rulo.

Rev. Ruch leaves four sons and two daughters: Mrs. Florence Pierson, University Place; Rev. C. E. Ruch, Cook; Peter B. Ruch, jr., superintendent manual training, Cumberland, Md.; Miss Clara Ruch, Alfred and Arthur Ruch, Shubert.

Large Oil Tanks Must Be Placed Underground

(From a Staff Correspondent.)

Lincoln, Neb., Aug. 21.—(Special.)—Maintaining oil tanks of more than five gallons above ground, has caused Fire Commissioner Ridgell to secure an opinion from the attorney general eovering the matter, with the result that the legal department of the state has authorized the fire commissioner to use every effort to secure a strict observance of the law which prohibits maintaining tanks containing more than five gallons above ground.

Following the opinion of the attorney general, Commissioner Ridgell has sent out instructions to every town and cty ordering merchants and others handling oil to observe the law or suffer prosecution.

Food Restriction Statute Repealed in Grand Island

Grand Island, Aug. 21.—(Special.)—Following a campaign by newspapers and the women of the city, the Grand Island ordinance prohibiting the sale in carload lots of apples and potatoes has been repealed. Those opposing the statute, which has been effective in Grand Island for several years, contended that it was originally passed on behalf of local fruit houses and that it restricted the sale of food.

Governor Informed Of Draft Service Dates

Lincoln, Aug. 21.—(Special Telegram.)—Governor Neville received notice this morning from Provost Marshal Crowder at Washington that the first 30 per cent of the drafted men will be called for service September 5, the second 30 per cent September 15, the third 30 per cent October 3 and the other 10 per cent to be ready to go when ordered.

Chicken Thieves Busy.

Rosalie, Aug. 21.—(Special.)—While the Ott Allison family, living on a farm east of here, were at a dance last night, chicken thieves raided the coops and carried away 175 of the 200 chickens owned by Allison.

STATE WILL PROVIDE MEDICAL ADVICE FREE

Deformed and Defective Children May Be Given Examination by Experts at State Fair.

(From a Staff Correspondent.)

Lincoln, Aug. 21.—(Special.)—The free and expert advice department for frail, deformed and defective children, started last year by the State Board of Agriculture at the state fair, will be continued again this year. Last year the matter was not well advertised through the state and only a few children were enterd, but the parents of those who were enteder were well pleased with the examinations given and the instructions received for improving their condition.

The state fair board is desirous of making this department a helpful one and calls upon all people who know of any poor child suffering from any deformity or mental backwardness to use every effort to have the child brought to the fair.

Application blanks may be obtained from E. R. Danielson, secretary of the board, at the state house, Lincoln, up to August 28. After that applications must be made at the fair grounds, where the secretary's office will be moved.

HYMENEAL

Deeder Winter and Miss Freda Mehner were married Sunday at the home of the bride's mother, at Beaver City, Elder C. Forney officiating. Mr. Winter is a wealthy farmer and Miss Mehner is a sister of Oscar A. Mehner, a merchant of Omaha.

Miss Myrtle Krause, daughter of Ernest Krause of Allen, and Roy Troth, son of Mrs. Laura Troth, were recently married at Sioux City and will make their home on the farm with the bride's father.

Miss Mary Bombar, daughter of Mr. and Mrs. Jake Bombar of Martinsburg, and Joseph W. Sumners of Fremont, were larried at the Presbyterian mansion in Ponca, by Rev. Perae. They will make their home in Fremont.

Miss Josephine Isom, daughter of Mr. and Mrs. Henry W. Isom of Allen, and Herbert Hill, were married in Sioux City and will make their home in Allen.

Experience the Best Teacher.

It is generally admitted that experience is the best teacher, but should we not make use of the experience of others as well as our own? The experience of a thousand persons is more to be depended upon than that of one individual. Many thousands of persons have used Chamberlain's Cough Remedy for coughs and colds with the best results, which shows it to be a thoroughly reliable preparation for those diseases. Try it. It is prompt and effectual and pleasant to take—Advertisement.

Fined For Carrying Liquor.

Table Rock, Aug. 21.—(Special.)—William David of DuBois yesterday pleaded guilty to a charge of having liquor in his possession and was fined $100 and costs by County Judge Neill. David was arrested as he stepped from a train at DuBois. He had just returned from St. Joseph, where he had purchased four quarts of alcohol and a pint and a half of whiskey.

Police Head Search for Missing Lula Dean Beas

Police, relatives and friends are combing Omaha for a clue to the whereabouts of the 14-year-old daughter of Mrs. J. W. Beas, 1122 Charles street, who mysteriously disappeared from her home Monday morning.

Lula Dean Beas left her home in the morning to go to the grocery store near her home and nothing has been seen of her since. She is light complected, five and one-half feet tall and weighs about 110 pounds. She was wearing a steel-colored dress. Miss Beas is a student at the Lake school.

She has been followed the last few days by a negro and her mother fears he was the cause of her disppearance. On last Saturday night she was badly frightened when he attempted to force his attentions upon her.

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How to Beautify a Summer Soiled Face

It's really a simple matter to renovate a face soiled by sun, winds or dirt. Ordinary mercolized wax, used like cold cream, will transform the worst old complexion into one of snowy whiteness and velvety softness. It literally peels off the outer veil of surface skin, but so gently, gradually, there's no discomfort. The wornout skin comes off, not in patches, but evenly, in tiny particles, leaving no evidence of the treatment. The younger, healthier underskin forming the new complexion is one of captivating loveliness. One ounce of mercolized wax, to be had at any drug store, is enough to remove any tanned, reddened, pimpled, freckled or blotchy skin. Apply before retiring, washing it off mornings.

Many skins wrinkle easily with every wind that blows, with heat, worry, etc. An excellent wrinkle remover, because it tightens the skin and strengthens relaxed muscles, is a wash lotion made as follows: Powdered saxolite, 1 oz., dissolved in witch hazel, ½ pint. This gives immediate results.—Adv.

Sixty Furnas County Men Certified to District Board

Beaver City, Neb., Aug. 21.—(Special.)—The follwing are the names of the sixty men certified by the Furnas county exemption board to the district board:

William G. Baker, Edison; William B. Coe, Oxford; Chester A. White, Edison; Leon A. Dierker, Beaver City; Henry Kent, Arapahoe; George H. Sayer, jr., Cambridge; Alva E. Pittman, Stamford; Joseph J. Pettijean, Almena, Kan.; Iver E. Lindstrom, Oxford; William F. Bendler, Oxford; Rolland M. Cooper, Holbrook; Edmund W. VanMetre, Hollinger; William Milis, Arpahoe; Frank Roy Tripe, Holbrook; Herman L. Perkins, Beaver City; Fred W. Knappert, Wilsonville; Francis E. Dickerson, Arapahoe; Ross J. Snyder, Holbrook; Chester Parsons, Wilsonville; Sidney F. Davis, Oxford; Herman B. Hermes, Arapahoe; Clarence L. Bnjamin, Arapahoe; Wesley H. VanHoosen, Almena; Crl P. Hellner, Oxford; Fay Dvina, Oxford; Ernest E. Carlin, Edison; Henry L. Lucking, Edison; Dock V. Johnson, Edison; Charles F. Breinig, Arapahoe; Edward N. Prettygrove, Oxford; Walter J. rBown, Beaver City; John K. Muldoon, Arapahoe; Wilber C. Haxton, Arapahoe; John Houghnon, Beaver City; Roscoe N. Johnson, Wilsonville; Leroy E. Martin, Beaver City; Owen W. McCue, Wilsonville; Willard E. Samples, Edison; Lewis F. Wollen, Wilsonville; Dee A. Jewett, Beaver City; Charles O'Connor, Cambridge; Charles Shauers, Cambridge; Dock Bowsman, Beaver City; Elmer Cox, Wilsonville; Charles E. Lawson, Beaver City; Wyman Williams, Beaver City; William R. Lutcavish, Beaver City; James F. House, Cambridge; Earl L. Proud, Cambridge; John E. Goosman, Hendley; John Kamenske, Hendley; William A. Vorheis, Stamford; August W. Luhman, Holbrook; Charles F. Junker, Cambridge; Joseph C. Sullivan, Cambridge; Alem V. Bloom, Oxford; Louie F. Meier, Oxford; Walter E. Herrick, Arapahoe.

Jail Delivery Frees Prisoners at Aurora

Aurora, Neb., Aug. 21.—(Special.)—The first jail delivery under the administration of Sheriff James Howard occurred last night when Forrest Snow escaped. The sheriff and his wife were absent from the jail about twenty-five minutes. Some one entered the jail, went to the private apartments of the sheriff, obtained the keys and liberated Snow. The sheriff has offered a reward for the capture of the prisoner.

Snow was arrested under the charge of looting the mill. Several articles stolen at the time of the burglary of the mill were found in his possession when arrested.

Injured In Auto Accident.

Nelson, Neb., Aug. 21.—(Special.)—Mr. and Mrs. Bert Wyant were injured last night when their car missed the approach of a bridge and fell about twenty feet into a creek. The occupants managed to get out of the car with only minor injuries.

Pawnee Quota Filled.

Table Rock, Neb., Aug. 21.—(Special.)—The exemption board has finished its work for Pawnee county, and the county's quota of tweity-seven men for service in the national army has been filled. Eighty-seven were passed upon by the board.

WHITE SOX GATHER ANOTHER BIG GAME

Russell Gets Better of Pitchers' Argument in the Hardest Fought Battle of Series.

Chicago, Aug. 21.—Chicago defeated Boston today in the third game of the important series between the leaders for the American league pennant. The game was one of the hardest fought of the series. It was a pitchers' battle between Ruth and Russell, with the latter having the better of the argument.

Russell pitched a perfect game and was given brilliant support. He allowed but five hits and these were well scattered. One man reached third base, but no others were able to pass second.

At the close of the game Delgainer and Chicp Gandil engaged in a fist fight in the local's dugout. Gandil Gainer attempted to spike him when he slid into first in the fourth inning. The struggle was short as the men were stopped by their teammates.

No action was taken today in regard to the threatened protest of yesterday's game, which was started in violation of the league rules, which prohibit the starting of a championship contest after two hours before sunset. Score:

BOSTON.	AB.	H.	O.	A.	E.	CHICAGO.	AB.	H.	O.	A.	E.
Walsh,cf	4	0	1	0	0	J.Collns,rf	4	1	0	0	0
Barry,2b	4	2	0	0	0	M'M'lin,3b	3	1	1	4	0
Gainer,1b	4	2	10	1	0	E.Colns,2b	4	3	4	5	0
Lewis,lf	4	1	2	0	0	Jackson,lf	3	0	1	0	0
Hooper,rf	3	0	5	0	0	Felsch,cf	4	1	3	0	0
Gardnr,3b	3	0	0	4	0	Gandil,1b	4	0	15	1	0
Scott,ss	3	0	1	0	0	Risberg,ss	2	0	0	4	0
Agnew,c	3	0	4	0	1	Schalk,c	3	0	2	0	0
Ruth,p	3	0	1	6	0	Russell,p	3	1	1	3	0
Totals	31	5	24	11	1	Totals	30	7	27	17	0

Philadelphia	0	0	0	0	0	2	0	1	0	—3
Cleveland	0	0	6	1	0	4	3	2	*	—16

Two-base hits: Bodie, Strunk, Bagby, Ruth, Wambsganss, Harris, O'Neill. Three-base hit: Bodie. Stolen bases: Bodie, Bates, Smith, Turner. Double play: Wambsganss to Chapman to Harris. Bases on balls: Off Myers, 4; off Bagby, 2. Struck out: By Myers, 1; by Bagby, 1. Umpires: Owen and Nallin.

Indians Put One Over.

Cleveland, O., Aug. 21.—Cleveland defeated Philadelphia today, 16 to 3, hitting Pitcher Myers at will. Pitcher Bagby, in addition to keeping Philadelphia's hits scattered, made four hits and scored as many runs himself as did his opponents.

A large crowd was present because of the military ceremonies prior to the contest, it being the inauguration of the competitive drills of the American league base ball clubs for the purse offered by President B. B. Johnson, who was present. Inspection of the other American league clubs would be made at Detroit, Wednesday; Chicago, Thursday, and St. Louis, Saturday. Score:

PHILADELPHIA.	AB.	H.	O.	A.	E.	CLEVELAND.	AB.	H.	O.	A.	E.
Jamison,rf	5	1	2	0	0	Graney,lf	4	2	1	0	0
Grover,2b	4	1	3	1	0	Chap'n,ss	6	0	4	4	0
Bodie,lf	5	3	4	0	1	Roth,cf	5	3	1	0	0
Bates,3b	5	1	2	3	0	Smith,rf	5	3	1	0	0
Strunk,cf	5	2	0	0	0	Harris,1b	4	3	18	0	0
McInis,1b	4	2	7	0	0	W'mby,2b	5	1	0	7	0
Schang,c	1	1	0	1	0	Turnr,3b	5	3	1	4	0
Haley,c	3	1	2	0	0	O'Neill,c	5	2	1	1	0
Witt,ss	3	1	4	2	1	Bagby,p	5	4	0	3	0
Myers,p	4	0	0	0	0						
Totals	39	13	24	7	2	Totals	44	21	27	19	0

Boston	0	0	0	0	0	0	0	0	0	—0
Chicago	0	0	0	0	0	1	1	0	*	—2

Two-base hits: E. Collins (2). Three-base hit: Felsch. Double play: E. Collins to Gandil. Bases on balls: Off Ruth, 2. Struck out: By Ruth, 2. Umpires: Moriarty and Evans.

Yanks Can Tigers In Tenth.

Detroit, Aug. 21.—New York defeated Detroit, 3 to 1 in ten innings today, scoring its first victory over Boland, he came into the American league three years ago. Shawkey allowed only four hits and would not have been scored on but for a passed ball in the first inning. Score:

NEW YORK.	AB.	H.	O.	A.	E.	DETROIT.	AB.	H.	O.	A.	E.
Hilt,lf	3	0	2	0	0	Bush,ss	4	1	2	2	1
Gilh'y,rf	5	1	0	0	0	Vitt,3b	4	1	1	2	0
Peck'h,ss	4	1	4	1	0	Harper,rf	3	0	3	0	0
Pipp,1b	4	0	16	0	0	Veach,lf	4	1	3	0	0
Maisel,2b	4	2	1	6	0	Heil'an,rf	3	0	0	0	0
Baker,3b	5	1	1	3	0	Burns,1b	4	1	16	1	0
Cald'ell,cf	4	2	4	0	0	Young,2b	4	0	2	4	0
Nunn'r,c	4	2	2	0	0	Yelle,c	3	0	2	2	0
Shaw'y,p	4	1	0	6	0	Boland,p	2	0	0	4	0
						*Crawf'rd	1	0	0	0	0
Totals	37	10	30	16	0	Totals	32	4	30	15	1

*Batted for Yelle in tenth.

New York	0	0	0	0	0	0	1	0	0	2	—3
Detroit	1	0	0	0	0	0	0	0	0	0	—1

Two-base hit: Veach. Double plays: Bush, Young and Burns; Maisel and Pipp. Base on balls: Off Boland 5, off Shawkey, 3. Struck out: By Boland 1, by Shawkey 2. Umpires: Connolly and Hildebrand.

Six Players Work Into Fourth Round

Forest Hills, L. I., Aug. 21.—Six players advanced into the fourth round of the national patriotic singles match here today and one match was postponed before completion, owing to darkness. Three Californians were still in the running at nightfall. R. L. Murray, John R. Strachan and C. J. Griffin, all being numbered among the victors. The leading representatives of the eastern tennis contingent, including N. W. Niles, Harold A. Throckmorton and R. Norris Williams 2d, the titleholders. Charles S. Garland was the lone middle west representative, whose defeat of Douglas Watters eliminated the last of the southern racquet experts.

Summaries:

National patriotic singles, third round: Harold A. Throckmorton, Elizabeth, N. J., defeated Watson M. Washburn, New York, 4-6, 6-2, 6-4, 6-4.

John R. Strachan, San Francisco, defeated A. W. MacPherson, New York, 6-2, 3-6, 6-0, 6-3.

R. L. Murray, Niagara Falls, N. Y., defeated W. T. Tilden, jr., Philadelphia, 3-6, 6-4, 6-3, 6-3.

Clarence J. Griffin, San Francisco, defeated R. M. Beck, Philadelphia, 6-2, 6-9, 6-2.

R. Norris Williams, 2d, Boston, defeated Irving C. Wright, Boston, 6-8, 6-4, 9-7, 6-3.

Charles S. Garland, Pittsburgh, defeated Douglas Watters, New Orleans, 6-4, 4-6, 6-1, 6-2.

Craig Biddle, Philadelphia, vs. Dean Mathey, Cranfield, N. J., 6-4, 12-14, 6-3 (postponed, darkness).

N. W. Niles, Boston, defeated Holcombe Ward, Seabright, N. J., 3-6, 6-3, 6-1, 6-2.

Dismiss Sunday Law Violation Charges Against Ball Mags

New York, Aug. 21.—Declaring that instead of being summoned into court to answer a charge of violating the Sunday law, they should be commended for rendering service to a patriotic cause, Police Court Magistrate McQuade today dismissed summons against John McGraw, manager of the New York Nationals, and Christy Mathewson, manager of the Cincinnati Nationals. They conducted a base ball game Sunday, the proceeds of a band concert following it going to dependants of a regiment that is soon to go to France.

Additional Sport Page Six.

Important Announcement to Visiting Merchants Market Week

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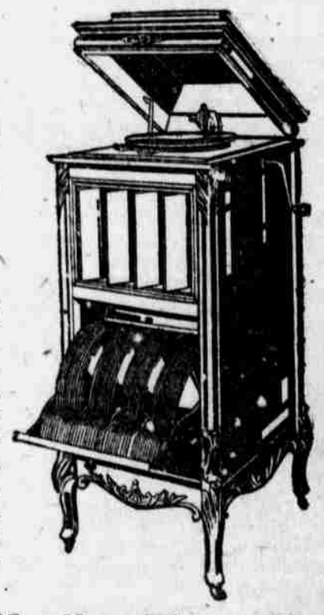

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