

DECISION OF JUDGE BUTTZ RE- INSTATES BURKE COUNTY BOARD

Judge C. W. Buttz this afternoon handed down a decision which reinstates in office County Commissioners John O. Grubb and H. A. Kirkelle of Burke county, who were removed for cause by Governor Frazier last August. Shortly after the removal of the commissioners they were given a hearing at Bowbells before Commissioner H. H. Cooper of Kenmare, who transcribed and transmitted to the governor all the testimony in the case. Just before giving up his office last November to Governor Nestos, Frazier made the removal permanent. The ousted commissioners then appealed to the district court of Ramsey county, and the case came before Judge Buttz.

In the application for removal the ousted commissioners were charged with permitting the county treasurer of Burke county to pay out various sums of money without the formality of having verified statements made out or the board passing on them, with selling seed grain bonds for less than par which is against the law, and with sanctioning the deposit of \$165,000 by the county treasurer with the banks of Burke county on long time certificates of deposit just before he went out of office. These charges were proven at the hearing before Commissioner Cooper, but Judge Buttz holds that while the actions of the county board were not technically regular, there is no evidence in the record to show that they committed a crime, and that there is nothing in the record to show that there are sufficient grounds for their removal from office. Under this decision Commissioners Kirkelle and Grubb will go back into office immediately. The case may be appealed to the supreme court.

Attorney E. R. Sikler of Minot started the case against the county board as special assistant attorney general, and was later employed by the new county board which took the place of the ousted officers, while Attorney L. J. Paldia of Minot acted for the ousted commissioners.

STATE TWINE PRICES WILL BE REDUCED

Bismarck, N. D., May 17.—When W. F. Reco of Mandan takes up his position as sales and collection agent of North Dakota twine plant he will be able to present a better price than anticipated. By action of the board of administration the price has been reduced to 9 1/4 cents per pound for standard and 11 1/4 cents per pound for Manila with a further provision of a refund of one-fourth of a cent a pound if the twine is paid for before October 1.

\$28,000 BONDS ARE MISSING

Bismarck, N. D., May 17.—Twenty-eight thousand dollars of sewage bonds of the City of Minot, which were being held in the office of the state land commissioner, have disappeared. A thorough search of the office and in the state auditor's office has failed to produce the bonds, according to C. R. Kositzky, state land commissioner. The bonds, it is said, were executed and are negotiable. It is not believed that they have been stolen and it is thought possible that they may be located later.

The matter came to light when an employe went in the vault to get the bonds. The land commission had purchased \$285,000 of bonds of the city of Minot. There had been paid to date to Minot a total of \$257,000. There remained in the land office bonds amounting to \$28,000, for which funds had not been advanced. Money became available for the payment of \$18,000 more on the bonds. In certifying the record an employe began to look up the bonds, and could not find them.

"I am satisfied the bonds were in the office, when Kositzky entered, and that they still are there, unless since removed," W. J. Prater former land commissioner said today. Prater declared that since the bonds are payable to the State of North Dakota, no loss could be occasioned.

N. D. Board To Help Fight Higher Grain Rate

Bismarck, N. D., May 17.—A representative of the state railroad commission will go to Kansas City, Mo., to attend a conference of representatives of commissions of western grain growing states to prepare answer to the application of railroads for reopening of the western grain case for the purpose of removal of the coarse grain differential. This removal would have the effect it was explained at the commission offices, of increasing the rate on corn, oats and barley about 10 percent.

BLOUGHS FOR MEN'S SHOES

The Blough Shoe Store recently added a complete line of men's work and dress shoes to its formerly very complete line of ladies' and children's shoes, and since this new addition was made the store is proving a very popular place in which to buy shoes for the entire family. We doubt if there is any one in the state that knows more about shoes than does Mr. Mr. Blough. His vast experience in the shoe business puts him in the very best position to buy right, and therefore he can sell right. His stock of men's work and dress shoes at the present time is as large as any to be found in the Lake Region, the prices are very reasonable, and it would be well for men to get into the habit of seeing what he has to offer before making their purchases elsewhere.

N. Clausen, the popular manager of the J. C. Penney Co. in this city, last Monday let the contract for the construction of a new modern residence on East Fifth street to Jens Jensen & Co., who will start construction work immediately. The contract for the plumbing was given to Contractor Head. The residence will be constructed Colonial style, will be modern in every particular, will contain nine rooms, and will be one of the finest residences in the city.

FIRST PLACE AT TRACK MEET TO DEAF SCHOOL

At the tenth track meet held here last Saturday at fair grounds the School for the Deaf was an easy winner of first place by winning a total of 56 points, Devils Lake coming in second with 37 1/2 points, Leeds third with 15 points, Esmond fourth with 13 points, Lakota fifth with 11 1/2 points, Maddock sixth with four, while Cando and Minnewaukan scored one point each.

Owing to a large amount of rain received during the past ten days the track was in a very soft and unfavorable condition. The weather was also far from being agreeable during the time the meet was held, the sky being cloudy and a mist falling during most of the time.

The official summary of the events is as follows:

100 yd. dash, Harmon, School for the Deaf, first; D. Elliott, Devils Lake second; G. Fox, Leeds, third; Wicken, Minnewaukan, fourth. Time 10 4-5 sec.

220 yd. dash, Harmon, School for the Deaf, first; Drew, Devils Lake second; Wetzstein School for the Deaf, third; A. Kennedy, Lakota fourth. Time 25 sec.

440 yd. dash, G. Fox, Leeds, first; Mueller, School for the Deaf, second; Olson, Maddock, third; Drew, Devils Lake fourth, Time 56 sec.

Half mile run, Mueller, School for the Deaf, first; Hansen, Esmond, second; Fox, Leeds third; Kruse, Cando fourth. Time 2 minutes 17 2-5 sec.

1 mile run, Hansen, Esmond, first; Fox, Leeds, second; Moeller, Devils Lake, third; Holstrom, Devils Lake fourth. Time 5 minutes 13 sec.

120 yd. high hurdles, Harmon, School for the Deaf, first; Wetzstein School for the Deaf, second; Bange Maddock, third; Boettcher, School for the Deaf, fourth. Time 17 2-5 sec.

120 yd. high hurdles, Harmon, School for the Deaf, first; H. Elliott, Devils Lake, second; Strege, School for the Deaf, third. Time 28 3-5 sec.

Shot put, A. Kennedy, Lakota, first; H. Elliott, Devils Lake, second; Harmon, School for the Deaf, third; Regan, Devils Lake and Tollerud tied for fourth. Distance 36 ft. 3 in.

Discus, Hanson, Esmond, first; Wetzstein, School for the Deaf, second; Roettcher, School for the Deaf, third; Swenson, Devils Lake, fourth. Distance 78 ft. 4 in.

Javelin, Wetzstein, School for the Deaf, first; A. Fox, Leeds, second; Mitchell, School for the Deaf, third; Wicken, Minnewaukan, fourth. Distance 116 ft. 5 in.

High jump, Howen, Lakota, first; Serumgard and H. Elliott, Devils Lake, tied for second and third; Wild Egeland, fourth. Height 4 ft. 10 in.

Broad jump, Harmon, School for the Deaf, first; D. Elliott, Devils Lake, second; H. Elliott, Devils Lake, third; Boettcher, School for the Deaf, fourth. Distance 19 ft. 2 in.

Pole vault, Thompson and E. Elliott, Devils Lake tied for first and second; Drew, Devils Lake, third; Snore Minnewaukan, Fourth. Height 9 ft. 4 in.

ORADNICK SAYS GET MORE COWS

At the regular noon luncheon of the Kiwanis club Tuesday Charles Oradnick, who came here several weeks ago from Ward county to take charge of the Maher farm, gave the members a very interesting talk on dairy farming. Mr. Oradnick has made a study of dairy farming for many years, and understands it thoroughly. He came here for the purpose of making a modern dairy farm out of the Devils Lake Nursery and the land adjoining and told the Kiwanians what he intended to do. He called the attention of his auditors to many other communities in Minnesota and Iowa where the farmers insisted on raising wheat until they went broke and were compelled to go into dairying and are now prosperous, and predicted that the farmers of the Lake Region would never get on their feet until they raised less wheat and milked more cows. He called attention to the fact that we have the best cash market for farm produce here to be found in the state, the Cobb Co. buying all the dairy products it can get at highest prices at all times of the year.

BOTTINEAU MAN POLISH COUNT

Bottineau, N. D., May 17.—A man who was employed in Bottineau during the years of 1903 and 1904, as immigrant inspector, was a count of Polish nobility, his family being among the most wealthy in that country, friends here have just learned. When Poland was dismembered by Russia, Austria and Germany, his family lost a large portion of the estate.

This man, Felix Przegonia Hryniewiecki, is now a multimillionaire, having just been notified that the vast ancestral estate, embracing 13,000 acres and valued at \$10,000,000 has been restored to him.

During his stay at Bottineau, and later when he went to Dalaraine, Sask., where he was engaged in immigrant work, and later clerk of the provincial court at Winnipeg, he at times intimated to friends something of his noble lineage, and confided that on account of his political views he found it necessary to quit the country. His title in Poland was C-unt Hryniewiecki.

FARMER FINED FOR ASSAULT

Michigan City, N. D., May 17.—Al Stenczyk, farmer arraigned in justice court, on a charge of assault and battery and robbery, was fined \$15 and costs and given a suspended 30-day sentence for assault and battery upon a neighbor, Frank Stroup. Testimony conflicted, but showed an altercation between the two men over storage of oats belonging to Stroup in a granary on a farm rented by Stenczyk. Stroup claimed that he was not only beaten up, but that he was robbed of \$30. The court held there was no proof of robbery.

SUGGEST MANY NAMES FOR PARK

Secretary Cunningham of the Kiwanis club has been swamped during the past week with communications from all parts of the Lake Region in regard to the contest put on by the Kiwanians for selecting a new name for the city park. Most people are sending in their suggestions, while a few are asking for more information. Mr. Cunningham tells us that there is room for several times as many suggestions as there are already in, and invites all those who have not yet made a suggestion to get in before the evening of May 20 when the contest closes and when the prize will be awarded.

Program Given For Mother's Day

The American Legion Auxiliary presented its annual Mother's Day program at the Grand last Sunday afternoon. This was well attended and proved interesting to all. Appropriate addresses were delivered by Rev. Benjamin Babcock of the M. E. church and Fred J. Traynor. Two trios by Mr. Clarence Conant, Mrs. Carl Nerhaugen and Miss Gertrude Roirdon, two solos by Robert Mill accompanied by C. C. Hullinger, and two songs by pupils of the Junior high school constituted the musical part of the program, while Mrs. B. W. Driggs gave two very interesting and appropriate readings. Mrs. Engene Fenelon presided at the meeting. The Howitzer company was presented in uniform.

MANY CARS ARE STALLED IN MUD

During the past week there have been a large number of cars stuck in the mud in roads leading in to the city from all directions, all caused by the rains during the past two weeks. In some cases motorists were pulled out with teams belonging to farmers, others were able to get out with the assistance of drives of other cars who happened by, and still others phoned into town for help and were pulled out by trucks. For several days last week it was next to impossible to go in any direction and distance without getting stuck, but since Saturday the roads have dried off to a considerable extent, though they are still quite rough. The low places are still wet, and it will be hard going until the grades are dragged and the deep ruts filled up.

North Dakota Gets \$81,000 Farm Loans

Washington, D. C., May 17.—Approval of 61 advances of agricultural and livestock purposes aggregating \$3,033,000 was announced today by the war finance corporation. Distribution of the loans included: Minnesota, \$64,000; Montana \$10,000 and North Dakota \$81,000.

JUDGE SWENSON IN THE FIELD

County Judge H. W. Swenson announces that he will be a candidate to succeed himself at the coming primary election, and up to the present time is the only candidate for this place. Mr. Swenson graduated from the law department of the University of North Dakota in 1914, and since that time and up to Dec. 23, 1920, was in the banking business and practiced law at Brocket. When a vacancy was created in the county judge's office here in December 1920 he was appointed to the place by the county board and has held the place since. At the time of accepting the office he moved his family to Devils Lake and has been residing here since. Mr. Swenson has made a deep study of probate work before and after taking up the duties of his office, and it is doubtful if a better man could be secured for the place anywhere. He is giving everyone who has business at his office universal satisfaction, and we haven't yet heard of anyone who is anxious for a change.

TOWNER BANKER TO FEDERAL PEN.

Fargo, N. D., May 17.—H. H. Bergh, Towner, N. D., banker, pleaded guilty to violation of the national banking laws and was sentenced by Judge Miller to serve one year and a day in the Leavenworth prison. Bergh was taken to Leavenworth by a deputy marshal.

Cashier at Towner

Bergh was cashier of the First National Bank of Towner and on April 15 pleaded guilty to three counts, but later withdrew his plea. The plea was withdrawn by Bergh's attorney after a statement by District Attorney Hildreth which the defense held was designed to arouse prejudice against Bergh.

Bergh appeared in court again and signified his intention of pleading guilty. He told the court that he had a job waiting for him in Fargo.

False Entries Many
National Bank Examiner Tripp, who was on the witness stand prior to the sentencing, declared that in his 13 years' experience as bank examiner he has never found a set of books in which there were so many false and erroneous entries.

The indictment against Bergh was returned June 18, 1921, and charged that over \$360,000 was involved in the defalcations.

BLOOM CASE IS SET FOR MAY 22

Bismarck, N. D., May 17.—The case involving the title of office of fish and game commission, claimed by John H. Bloom, which was to have been heard in district court, today, has been postponed until May 22 because of the absence from the city of William Langer, an attorney in the case.

THOMAS HYDE KILLED IN AUTO ACCIDENT SATURDAY EVENING

Rolla Man Is Injured By Automobile Here

Rolla Star: Last Tuesday evening M. J. Mangan was struck by an automobile in Devils Lake and thrown about a rod. He landed in a pool of water, but was not seriously injured. The driver of the car had his mother with him and when she saw Mr. Mangan fall she became hysterical and fainted. Before fainting, however, she screamed to her son: "You have killed a man." Hearing this, Mr. Mangan picked himself up and shouted: "I am not dead. You can't kill an Irishman that easy." The next morning Mr. Mangan discovered that his back was injured by the violence of the stroke and he went to Dr. Verret to have it examined. The examination disclosed the fact that the injury was a severe wrench. Everything considered, Mr. Mangan had a lucky escape.

Thomas Hyde, of 820 Kelly Ave., was fatally injured last Saturday evening at about seven o'clock when he was struck by a Scripps-Booth automobile driven by Mrs. E. R. Nichols of 821 second street. Mr. Hyde had walked down to the G. N. depot to mail a letter, and on his way back he was crossing the street toward the Great Northern hotel when Mrs. Nichols, who was coming from the west, ran into him, and knocked him down. He was picked up by Rae Kneeshaw and others who happened to be coming from the station and was rushed to the General Hospital, but he refused to enter, saying he would prefer to go home, and he was taken there. He passed away shortly after midnight following the injury.

The following Monday morning Coroner Toomey impaneled a jury consisting of J. E. Dunn, James Stenson and William Rankin, who held an inquest and examined a number of witnesses, after which a verdict was returned exonerating Mrs. Nichols, from all blame in connection with the death. Witnesses testified that she was driving only at a low rate of speed and that the accident was unavoidable. Assistant State Attorney J. E. Adamson looked after the interests of the state at the inquest.

Those who witnessed the accident state that when Hyde saw the car approaching at the rate of about ten miles an hour he made no effort to get out of the way, but instead threw up his hands and awaited the coming car. He was struck by the radiator which knocked him down, and he was run over by both the front and hind wheels.

All the ribs on his left side were broken, his right shoulder was fractured, and his right leg was broken in addition to a number of other bruises he received about the face and body. Mrs. Nichols stopped her car within 20 feet after the accident.

The deceased was 76 years old, and had been a resident of Devils Lake for about five years. He was born in Kentucky, and for a number of years conducted a store at Bartlett N. D. He is survived by his widow, five daughters and two sons, namely, Mrs. Ada Stieg of Kenmare, N. D., Mrs. Allie Bebe of Albia, Iowa, Mrs. Eva Jones of Ruxville, Iowa, Mrs. Laura Westover of Lansing, Mich., Mrs. Clara Haulen of Allamvva, Rev. Lewis Hyde, pastor of the church of the Brethren of Kenmare, N. D., and Arthur Hyde of Ruxville, Iowa. The remains were shipped to Kenmare yesterday morning, and the funeral will be held there today.

CHILDREN HIT BY LIGHTNING

LaMoure, N. D., May 17.—Two children were struck by lightning and seriously injured, and farm buildings were destroyed with a total loss of probably \$50,000 in a storm of cyclonic proportions that swept the district from Nortonville to Kulm.

The children hit by lightning are of the John Weber family, living near Dickey. They probably will recover. The heaviest individual farm building loss so far received, is that sustained by Charles Lamp, residing near Nortonville, who lost two big barns, and two granaries, considerable livestock also being killed.

WOMAN BADLY BURNED

Osnabrock, N. D., May 17.—Mrs. Carl Anderson was badly burned when the contents of a Kerosene can which she was beginning to pour on a fire, exploded, enveloping her in flames. She rushed to a neighbor's and fell exhausted, with most of her clothing burned off. Physicians have hopes she may recover.

Popular Couple Happily Married

Martin Scharf, son of Mr. and Mrs. Adam Scharf of this city, and Miss Marie Wolf, daughter of Mr. and Mrs. John E. Wolf of Minnewaukan township, were married last Monday morning at nine o'clock at the St. Benedict's Ruten church 16 miles northeast of Devils Lake. The ceremony was witnessed by about 50 invited guests, and was performed by Father Churchill, resident pastor of the church. P. A. Depleze acted as best man and Miss Agnes Wolf, a cousin of the bride acted as bridesmaid. Immediately after the ceremony the bridal party was invited to the home of the bride where a very delicious wedding breakfast was served to all present, and after receiving the best wishes and congratulations of everyone, Mr. and Mrs. Scharf left for Devils Lake by auto. From here they left the same evening for the Twin Cities and other points in the east where they will spend their honeymoon. They will be back in ten days or two weeks when they will go to housekeeping on the groom's farm in Minnewaukan township.

The groom is well and favorably known to everyone in the vicinity in which he resides. He was born on the farm he is now operating and spent all of his life there, taking charge of the place after his parents retired and moved to Devils Lake. He is a hard worker, and good manager and an all around good fellow, one whom a person cannot help but like, and one who is bound to make a success of everything he undertakes. His bride also spent all of her life in Minnewaukan township where she grew to womanhood, where she received her education, and where she is held in the highest esteem by all who know her. She is a young lady of many good qualities, to know her is to love her, and we doubt if a better matched couple ever started out in their journey through life together. The World joins their many friends in extending congratulations to Mr. and Mrs. Scharf.

CANTATA "RUTH" AT THE GRAND

A chorus of 50 voices composed of members of the St. Olaf's Lutheran Church choir, and the Leeds choir will render the cantata "Ruth" at the Grand theatre on Sunday night, May 21, at eight o'clock.

The first concert some weeks ago at the St. Olaf's church proved to be a fine musical treat for those who were able to hear it, but the scores of people who had to be turned away will now have the opportunity of hearing the same program given by a double strength chorus in a place large enough to take care of all who come.

Miss Martha Reishus of the Minot Conservatory of Music will sing the solos of "Ruth," Agnes Olson of Devils Lake takes the part of Naomi, Edith Eckman of Leeds the part of Opah, and Gudmund Thorgrimson of Grand Forks the part of Boaz. Rev. Geo. Loftness will direct and Lydia Loftness will accompany the chorus.

The concert lasts one hour and consists of nine chorus songs, seven vocal solos, one trio, one duet and two instrumental solos. No admission will be charged, but a free will offering will be taken to defray the expenses of the choir. All are cordially invited to attend.

JUDGE ROBINSON TO WRITE BOOK

Justice J. E. Robinson, oldest member of the supreme court, is going to write a book. He announces his intention in his statement in the state publicity pamphlet. Whether advertising matter of this character can be included in the book may be settled by the office of secretary of state. The judge's concluding statement is: "In the words of St. Paul: Robinson has fought; he has kept the faith; he does not weary in well doing. Soon he will publish a book of essay, 500 pages, \$2.50 with souvenir picture of the author (order now). Please vote your true and faithful servant."

