

SCOTT ON HUSBANDS' DUTY

George F. Russell Given a New Notion of the Obligations Entailed by Matrimony.

WARM LECTURE ON PERSONAL PURITY

Opinion of the Court Concerning the Moral Attitude of Married Men Who Defame Their Wives and Take Up with Other Women.

At last, and after long weeks of watching and waiting, Mrs. Mary C. Russell has secured the absolute custody and control of her two babies, George and Virginia.

Last week County Judge Eller made his decision, appointing the mother the legal guardian of the children, Russell, by his attorneys, sought the aid of the district court, where he brought divorce proceedings, at the same time charging Mrs. Russell with having committed adultery and further asking that she be placed in a workhouse.

When the case went into the district court Judge Scott gave each party an opportunity to file affidavits in support of their respective claims, and it was upon this hearing that the case went to trial yesterday. The whole of the morning and a greater portion of the afternoon session was devoted to the consideration of the affidavits.

There was a painful silence in the great court room when Judge Scott commenced by saying that when the county court appointed the mother the guardian of the children it did not do so in a vacuum.

Right here the judge cut loose and then it was that Mr. Russell heard something drop from the judicial bench there was delivered a lecture that was worth double the price of admission.

"The man who attempts to rob a woman of her good name and destroy her reputation does a dastardly act, as he robs her of something more precious than wealth.

Turning his attention to Mr. Russell, Judge Scott said that the woman suing him was against him in truth and certainly is not fit to have the care and custody of the children.

My boy, five years of age, was recently taken with a severe attack of diphtheria and I thought sure I would lose him.

"Everybody Going South" Should write George B. Horner, Division Passenger Agent of the Louisville and Nashville Railroad, at 206 North Broadway, St. Louis, Mo., for information as to routes and rates.

May Take Her Children.

"So far as the sheriff is concerned, the injunction is dissolved and the mother is at liberty to take her children to her home as she sees fit, so long as she remains within the jurisdiction of this court."

The attorneys held a conference and at the end it was decided that the divorce case should be called for trial on February 28, and that the hearing should be prosecuted with all possible speed.

Mrs. Russell at once furnished a bond that she would have the children in court at the appointed time, and another chapter of the sensational case was closed.

Quietly Opened. The first day of the February term shows little animation. Yesterday, when Sheriff Bennett announced court open for business, two-thirds of the Omaha bar were present.

Judge Ferguson departed for Burlington yesterday morning, where he will hold the February term of the court.

It is quite now that J. Judge Hopewell has held the hearing of the First National bank against Frank P. Cooper and fifteen other defendants, all of whom in cases were figured as the stockholders of

HARD BLOW TO THE SHARKS

Iowa's Supreme Court Knocks the Underpinning from Beneath Collection Mills.

MADE A RULE TO WORK BOTH WAYS

Arbitrary Holdings of the Justice Shops Concerning Assignments of Wages Reversed by the Highest Tribunal in the State—Railway News.

The justice mills in Council Bluffs have for years been crowded with garnishment cases brought against railway and express company employes by professional collection sharks who have reaped where they have not sown.

In the supreme court of Iowa on January 30, an opinion was handed down covering the question whether the Union Pacific could be held as garnishee in a case where a man's wages were assigned.

Horace C. Metcalf on December 31, 1889, brought an action against J. W. Kincaid before a justice of the peace, in which action a writ of attachment was issued under which the Union Pacific Railway company was garnished.

OMAHA, Oct. 29, 1889. Mr. E. Young, auditor for the Kincaid & Young, Inc., Denver, Colo., his salary as foreman of the Omaha branch during the month of October, November and December, 1889.

"That Burns claimed and owned all the wages earned by Kincaid as employe of said company, according to the tenor of said assignment; that ever since its date the garnishee had paid the wages earned for the months stated in said order to Burns.

First. The right of a person in the employ of another to assign his wages to a third party is not a matter of course, but a matter of contract, under which the wages are to be earned, so as to vest in the assignee all the rights, title and interest therein to the salary.

"True, the order is not directed to the railway company, but it is directed to Burns, an official of the company. But it has been held that no particular form of words need be used to constitute an assignment of a debt, and that the intent is what counts.

The last question was first taken up by counsel in their brief and is first answered in the opinion of the supreme court in the affirmative.

"The order was addressed to 'E. Young, auditor,' it would not bind the railway company, and that an acceptance of it by the garnishee would not, at all, constitute an assignment to the company," says the supreme court.

As to the first and third questions the court held in the affirmative, and in speaking of the several questions raised in the opinion it said that an assignment of wages is a valid one if made, and if at the time it is made, there is an existing engagement of the payee to receive the wages.

Round Trip \$25.00. A special Texas excursion from Omaha to North Galveston, via Houston and Galveston, will leave Omaha, Friday evening, February 11; stopover at all points allowed. For particulars and tickets apply to E. P. Williams, room 522, First National Bank building.

Delay is Dangerous. Do you value your eyesight? If so, call and consult Prof. Hirschberg, who will be at the store of Max Meyer & Bro. Co., in Omaha, Neb., February 20 to 25, and have them fitted with a pair of his non-inflammable spectacles.

My Nineth Annual Return—\$25.00. To Houston annual excursion to Houston, Tex., will leave Omaha Monday, February 13, 1893. Tickets good to return until June 1. Transit limit 15 days in each direction and good to stop over at pleasure.

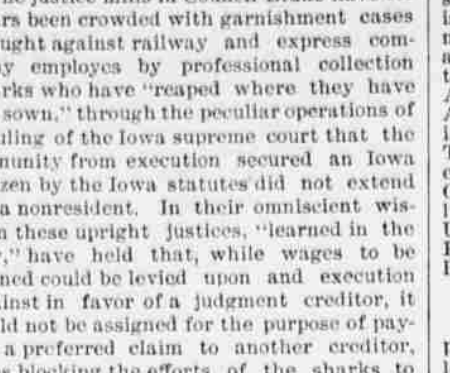
For all particulars, address R. C. Patterson, 425 Ramage Building, Omaha.

PARROT Brand Baking Powder. The only Pure Cream of Tartar Powder—No Ammonia; No Alum. Used in Millions of Homes—40 Years the Standard.

HOW AND WHEN IT HAPPENED

A Cold That Led to Disaster. Mr. John Harris Recalls an Exposure That Resulted in Bronchitis, Running Ears and Deafness, and Praises the Physicians Who Restored Him.

So stealthily is the development of catarrhal disease in most cases that the victim is unable to tell just when he really began to suffer.



Mr. John Harris. He is now a well-to-do merchant in Omaha, Neb., and is recovering from a severe attack of catarrhal disease.

The following letter answers this question satisfactorily. S. S. M. T. I., Staple and Fancy Groceries, Melrose, Ia., Jan. 23, 1903.

Dear Sirs:—I am glad to write you that I am improving very fast under your treatment for my cold.

All my troubles are so much less. My hearing is much better with a great deal less noise in my head.

Ignore the merits of DeWitt's Little Pills. It is a mistake. These little pills regulate the liver, cure headache, dyspepsia, bad breath, constipation and biliousness.

See Dentist Keim, 40 & 41 Barker block. See the celebrated Scholmer piano at Ford & Charlton Music Co., 1508 Dodge.

Wanted. Good desirable acre property. First class business property. Also trackage lot. W. A. Webster, Bee building.

Frescoing and interior decorating designs and estimates furnished. Henry Lehmann, 1508 Douglas street.

If you will call at our new store we will present you with a copy of a beautiful piece of music, Ford & Charlton, 1508 Dodge.

Convicted of Election Frauds. DENVER, Colo., Feb. 6.—At the general election in this city two years ago James Conner, a republican, was arrested for interfering with the judges of election and stealing a ballot box.

"An Everlasting Flame of Fun." Night Prices—First Floor, 75c; and 50c; balcony, 50c and 25c. DON'T FORGET THE POPULAR MATINEE.

BOYD'S THEATRE. Tuesday & Wednesday, Feb. 6-7 MATINEE. The "King Pins" of Comedy.

EVANS & HOEY. Their big company of 23, including MISS FRENCH, in "SERIES 9" of "A PARLOR MATCH."

THE GENUINE JOHANN HOFF'S Malt Extract is superior to any other malt extract. It is a tonic and a stimulant.

Fifty Years Settlement CONSUMPTION CAN BE CURED. If Dr. Schenk's Consumption and I cure of Consumption were announced in my country, it would be a great relief to many people.

A Specific for Consumption and for all diseases of the Lungs. No treatment in the world can place so many permanent cures of Consumption to its credit as Dr. Schenk's.

NEW LINE IN PROSPECT

DETROIT, Mich., Feb. 6.—A special dispatch from Saginaw, Mich., says that it is learned from a prominent officer connected with the Flint & Pierre Marquette railroad, that road had in contemplation a new line projecting from Detroit, Mich., to Monroe, Mich.

The Flint & Pierre Marquette already has the right of way through the business portion of Monroe.

Against the Railroad Company. ST. LOUIS, Mo., Feb. 6.—The United States circuit court of appeals this morning rendered a decision of particular importance to railroad companies.

The Flint & Pierre Marquette railroad, which connects Saginaw, Mich., with Flint, Mich., is being built by the Flint & Pierre Marquette railroad company.

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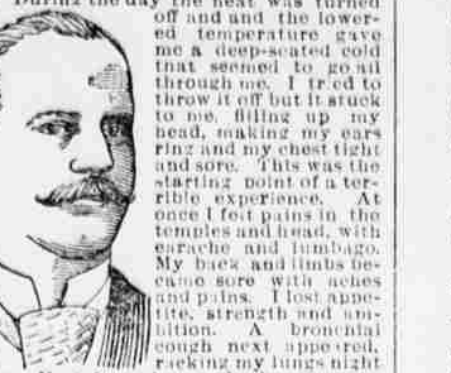
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Take a Trip

around town some day—take a peep into the different shoe shop windows—go in and look over the different lines of shoes—examine them closely—see how they're put together—what they're made of—whether they look odd and shop worn or not—in a word, post yourself on the shoe question.



After you're pretty well posted, strike out for our shoe room—look over our shoe stock—ask questions (our shoe men'll answer 'em as fast as you can ask 'em)—see if you don't see as good shoes here as you've seen anywhere—just as many shapes—as good styles and as large a variety to pick from—you be you will. Then ask about the prices. You'll find the same kind of prices that we've built up our business on.

Nebraska Clothing Co. Foot Note—If they don't wear well—we make 'em—give you new shoes free or your money back. A Dollar a Day (And Board Yourself) APPLICATIONS must be made before March 1st to secure the \$1.00 rate for room at the WOODLIFES FAIR.

NEBRASKA National Bank, U. S. DEPOSITORY, OMAHA, NEB. Capital \$400,000 Surplus \$65,000

Dr. Schenk's Pulmonic Syrup. Dr. Schenk's Consumption and I cure of Consumption were announced in my country, it would be a great relief to many people.

Dr. Hirschberg's Spectacles. Prof. Hirschberg's Spectacles are guaranteed to correct any eye defect and are made of the finest materials.

YOKELA COLLAR. Elastic Stocking Trusses, Crutches, Batteries, Water Bottles, Syringes, Atomizers, Medical Supplies.

DEFORMITY BRACES. Elastic Stocking Trusses, Crutches, Batteries, Water Bottles, Syringes, Atomizers, Medical Supplies.

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