THE OMAHA DAILY BEE: THURSDAY, JUNE 28, 1900.

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great hopes of landing with her one of the Jewett said. "You tell Sassy for me. Ex ry. Daine.

sleepier than ever. But that afternoon she "Maybe she mought do hit, of she thunk dat cup wus full er apples." Extry said. bad the best colts of the senson in 11. Still -but L-a-w-d-ce! please, such, don' you Heaton was ugly. "Wait! The hoodoo tell Misser Heaton an' old man Jim 'bout

big 2-year-old events. Now he said, spite. Jewett said. "You tell Sassy for me, Ex ry, fully: "Win the surgery! Nuthin", You that if she really does want to quit, she couldn't win a quarter race, carryin' that must win the Gold Challenge. If she will only do that-and I am certain she can-Sarsaparilla dropped her head and looked she shall never look through a bridte again. "Maybe she mought do hit, of she thunk pounds and simply smothered a field that "She do mos' anything fer er good big bait -but L-a-w-d-ee! please, such, don' you

Omaha Savings bank against Chase, ap-peal from Douglas county, dismissed. Bat-telle against McIntosh, appeal from Doug-las county: leave granted appellant to file briefs instanter. Kennesty against Polk; appeal from Phelps; submitted on motion to confirm the report of referee. School District of Beatrice against Gage County; error from Gage county, dismissed as her

State of Nebraska against Broum Error from Stanton county. Exceptions sus-tained Norval C J Onigion filed June 20, 1. The General Statutes of 1821 are pre-sumptive, but not conclusive, evidence of enactment of a law published therein. 2. When there is a variance between an enrolled law deposited with the secteatry of state and a printed multication thereof under legislative authority. The enrolled at a poven and control. 3. A purely aemendatory act must set out the section as amended and in addition.

A purely assentiatory act must set out the section as amended, and in addition contain a provision for the reneal of the old section sought to be amended.
 4 Charter II, laws 1875, amendatory of certain sections of the Criminal Code, in-cluding section 208, relating to additory. Is invalid since it contained no provision of the release of the sections amended as by the constitution required.
 5. In construing a statute, words should be given their usual meaning.
 6. Under section 208 of the Criminal Code a single act of sexual intercourse by a mat-ried man with an unmarried woman consti-tutes the crime of adultery.

Save your coupons and help some girl take a trip.

Investigating lee Trust.

parties to the conveyance cannot take the place of calls.
 Fossession cannot be attacked to make out title by prescription where the adverse docurant did not come in under another another deed under which the last occupant claims title does not include the land in directe or show any privity between him and his granter in regard thereto.
 Young Man's Christian Association against Rawlings. Error from Lancaster County. Affirmed, Norval, C. J. Filed June 29.
 The record of conviction of an offense

WESTERN



parses the quantity of land embraced in the specific boundaries, though greater or less than the number of acres stated. 4. In a suit between others than original parties the description in a deed, if unam-biguous, governs, and the intention of the parties to the conveyance cannot take the place of calls. 5. Possession cannot be attacked to make out title by prescription where the adverse

ings of the supreme court during the sli-ting which closed today: Rulings on motions: Strong against Eur-ton: appeal from Douglas county, appellant to serve and nie briers in twenty days; dismissed, nisi. Austing Manufacturing Company against McCall; appeal from Buffalo county; dismissed Eriau against Rheu, appeal from Douglas county, sub-mitted on motion to dismiss. O'Nelli against Chicago, Rock Island & Pacific Hailroad; No. 2022, error from Sarpy county; submitted to motion to dismiss. Omaha Savings Eank against Chase; ap-peal from Douglas county; dismissed. Bat-

and as near a hundle of whipcord, steel wire that. Keep it up all week, then let her run of an almanac." and whalebone as a black lad is years old true. If she comes first, well and good; she "Hush! There's Jeweit-the man who well could be.

I nuver dreampt Mriar had 'im." Jim ex- the best we've got in stall." plained to Jewett Jewett liked Extry. So "I understand, sir," Heaton said with asylum and saved him. From all 1 b a . promoted Extry, indeed, from stable boy to contract, and furder, that I'll tell every- from now." called almost in her ear:

"Git dar, old 'coman! Git dar! Git dar!" talent respect her, and the betting ring hate her. She was the unknown quantity forever disturbing their equations of profit and She was wholly without form; a crea-1055. ture of whim and tricky impulse, of whom her owner and trainer both said they could say nothing except that the worse her trial showed her the better her race was apt to prove her.

So there was rejoining, keen and sincere, when in her 4-year-old form Sarsaparilla proved a consistent loser. It appeared sha could not win, at any weights, nor in any company. The wise men scored Jewett for keeping ber in training. It was an insult

headed until ehe came to the wire. If her owner had not been lucky enough to back her decently when she lost and let her run loose when she won he would have come through the season without a thread of character. Heaton stuck doggedly to his antipathy to the name, swearing over and over that as Tomhanner the brown mare would have turned out another Miss Wood-ford, or at least a bigger Firenzi. Heaton half off. When she does come first give half off. When she does come firs believed in luck, you see. So did Jim, the her an apple-a ripe red apple, sweet and procession all to herself." one grinning f 1brown mare's black rubber; so, most of all, juicy. One apple and no more, understand. low said to his elbow neighbor. The neigh- him not ter come boderin' you." did Extry, her rider, who was Jim's step. Tomorrow do the same thing-only make it hor chuckled hard: "Yes!" he stid. "ant the Wyndward stable's second jockey, two apples-You must never get beyond an apple cart beside, with some suggestion

gets the apples. If she sulks she don't, owns her," the grinning man said. The "I done call dat dar boy Extry 'case he Stick to that program until further orders, other looked hard, and answered under Fic sholy wuz throwed in ter de match I made, meantime giving her every chance to beat breath: "Say, basn't he got any friends?" They might have sent him to the lura to

As a consequence Extry worshiped as the cussed critter won't win. You're just from the ring. I tell you those fellows bered that only dimly as one faint ingredient are shaking in their shoes. Strange man in his cup of bliss. He dared not look over try held her hard, knowing there was noth- she'll up and die o' wind colic. Ef only she has been up and down the line, putting his shoulder, but should and cries told him ing ahead and the winning post a good mile dors, shan't she have er fust-class fun'rul- hundred-dollar bets on Sassy-and, b'jacks. Lustral was creeping up. away, he was in heaven. The wind of her rosewood coffin, silver handles, plate glass all but two bookles have turned their states "I don' keer of us does run fus and second threes."

boarse and angry as the growl of stormy sets, but he did not mind. He had only one con-scious and vital purpose-to get there first. Light of Constance's merry brown eyes. It scious and vital purpose-to get there first. light of Constance's merry brown eyes. It She held her head low and went meekly watching, crept through the rail, and stood he caught the thunder of hoofs behind was early February, but the stir of new life along as though oppressed with a conscious. crying uncertainly in the middle of the he iar a little further over her back and was in all things. Hard as he rode he could ness of her own many sins and the futility course. It was in no danger from Lustral-She got there often enough to make the and hear, soft and faint, the dove calls from member, old woman, you are going to make fun over it. The alternative was murder or

stood beside the south window pottering "The brute has no more life than one of the he said. "But-but do try, des er little over her plants. All morning she had rail posts," Major Eyre said wrathfully aside bit mo' !" shown herself so particularly eachanting to the starter. The major had come to see The wind was blowing down the stretch. dismiss appeal

take her foots under 'er-an' make all de rest whar's a-runnin' look like er postage danger signals Jewett was aghast. He ine begin to move, keeping abreist. Twink-

After three months of it jeweit sent her forcibly to grags. He had beer_impted to sell her—but selling, except between grad-sons, was against Wynward stable traditions, season's expenses that lucky first time. The major held that a turnen's divergence of major Eyror of the Builds, the greatest stickler for nice points of tur-back to training in her system of lid years and was not we specifier, too-when she chose to run. The when was alwass an unknown quantity, nutri-after the race. Sometimes she ran her race the race had not work, but wet away from the post like a lamb and was never-the aded until she came to the wire. readed until the came to the wire. If her owner had not been lucky enough to though the thought his employer stark mad, colors in saddle so it seemed as if rainbows again. Like an arrow he shot bedde the

Stride for stride the horse and mare went

through the backstretch, side by side they swung for home and the cup. Lustral's jockey, Penny, sat down to ride with all his might. Extry half sighed as he caught the swish of catgut and saw the gallant black forge half a length ahead. Sassy saw it. She laid her cars flatter than ever. paked her nose forward, gathered herself. did Sarssparilla-shortened in stable mouths grim, yet elaborate deferrance. "But you he'll hardly own a cost to his tack wich furlong pole she was a neck to the good and running strong and free. Extry guiped a great sob of triumph. He had followed jockey; and would run for him, when she body whut I done and how I done if it your "I don't know about that," another man Marse Jewett's lead and by the hand of his would run at all, better than for anybody own special order. They'll see straight that said, clging in and speaking very low: "I'm mother tisked \$10 on his pet. He remem-

Then, for a breath, he grew blind and sick, past, and the roar of the grandstand swell "All that can be settled later." Jewett said So many others were about, saying the Right in front of him a little child, a laugh-

keeping her in training it was an insult alike to the turf and the Wrpvard stable, they said. The satings each and several, were precious in Heaton's sight. He col-proachable, he had, indeed, indulged in one or two bursts of confidence which made jew-print, you understand—and fired them at jewett in season and out. Jewett only imiled. Somehow he had more faith in Extry shan in all the wise men, And Extry said. "No sire-ec! Taint nuffin de matter, 'coptin' dat de ole

side of Omaha, and the most popular oung lady in Western Iowa, outside of Council Bluffs, on similar vacation outings with shouted in her ear. "Ole ooman, you tell dismiss. Adams against Osgood, appea from Douglas county, advanced. Brown against Sioan; error from Pawnee county free transportation for an escort. against Sloan; error from Fawnee county, hearing on motions to quash and to ad-vance continued to September 18, 1999; plaintiff to file briefs in thirty days on motion to quash and defandants thirty days to file reply brief. Zimmerman against State; submitted on motion to ad-vance and for order staying with of main-damus. Connell against Medland; error

<text><section-header><section-header> light of Constance's merry brown eyes. It was early February, but the stir of new life was in all things. Hard as he rode he could glimpse the faint greening of the new grass, pushing up through last year's brown mat, and hear, soft and faint, the dove calls from the wood. It was two months to the cup day—if fell always early in April. That was little enough time for his experiment, but a great deal too much for his experiment, but a ereat deal too much for his experiment, but a great deal too much for his experiment, but a light as the start of the new grass. He was in all things and the fullity of her owner's hores. He much her at the the wood it was two months to the cup it fort, stay there—and keep still." "Make er chalk mark on de saddle of across the babet he heard Jewett shout

the wood. It was two months to the cup day-it fell always early in April. That was ittle enough time for his superiment, but great deal too much for his superiment, but great deal too much for his superiment, but wanted the cup, he wanted Constance as he had somehow a sense that he was to win of itase both upon that fateful, swift-coming April day. Three hours later he sat opposite Major Fyre in the library at the Bluffs, smoking his particularly soothing cigar and toasting his feet at a snapping epen fire. Constance the comparison of the reall as the upon fire. Constance the comparison of the real as the part of the real as the real as the part of the real as the real the south window pottering the real as the part of the real as the part of the real as the part of the real as the real the against Harlan County app and file briefs in thirty days. dismissed n st CRS of Cimaha, motion at overruled, motion to : Farmers' and Merchanis' Abd Extry said. "No sire-cel Tailit north de matter, 'ceptin' dat de ole coman don' want ter try-not er little bit. She savin' hersef fer somp n. No, sir' i dunno whut hit is. But she know. Bet yo' last dollar on dat. An' when de time take her foots under 'er-an' make all de stamp 'side er hundred dellar bill." Jeweit walked around the mare, stroked her glossy sinewy neck, felt her clean legs. free of strain or blemish, listened to the drily: "I am going out to the and was caught and echoed in the stand.

THE TEN most popular girls in this section of the west will take the ten best vacation trips in the country at the expense

of The Bes. Who Are They? Where Do They Live? THE SEVEN most popular girls in Omaba.

Council Bluffs or South Omaha (one to be from Council Bluffs) who earn their own living will be sent on the seven best vacaion trips that money could plan, with all expenses paid and free transportation for an escort ${f T}^{
m O}$ THESE The Bae has added three trips and will also eend the most popular young lady living South of the Platte River Nebraska, the most popular young lady North of the Platte River in Nebraska out-

The Best Trips in America.

Rules of the Contest.

Class A.

The young lady receiving the highest number of votes will have first choice of lines A trips, the next highest second choice, and so on.

No voice will be counted for any young lady who does not earn her own living. No votes will be counted for Omaha Bee employes.

The votes will be published each day in The Omaha Bee.

The contest will close at 5 o'clock p. m. July 21st, 1900.

Class B.

The three trips designated as Class B, will be awarded to the most popular young sdy without restriction as follows:

One to the most popular young lady living in Nebraska south of the Platte river. Gas to the most popular young lady living in Nebraska north of the Platte river, steide of Omaha and South Omaha.

One to the most popular young lady living in western lowa, not including Coun-1 Bluffs.

The young lady of the three winners who receives the must votes, will have first toice of three trips, and the one receiving the next greatest number, second choice. All votes must be made on coupons cut from The Bee.

Pre-paymonts for subscriptions may be made either direct to The Bee Publishing ampany, or to an authorized agent of The Bee.

The votes will be published each day in The Omaha Bee. The contest will close at 5 o'clock p. m. July 21st, 1900

Who is Your Girl?

Votes will be counted when made on a coupon cut from The Omaha Bee and doposited at The Ree business office or mailed addressed "Vacation Centest Dept." The Omaha Bee, Omaha Neb.

