Brief Mention of the Leading Works Appearing Within Last Few Days.

SOMETHING FOR THE HOLIDAY SEASON

Works of Fiction Vic with Rooks of A More Soild Character for First Place in Public Esteems.

F. Marion Crawford's new novel, "Marietta: A Maid of Venice," has run through four large editions since October 28, the day of its publication. The story deals with a romantic episode that is historically true. being taken from one of the old Venetian chronicles of the latter part of the fifteenth century, during the development of greatest splendor of the queen of the Adriatic. The action and interest center in the household of a master glassblower member of one of the most powerful Venetian trade corporations which had many rights and curious privileges and are picturesquely brought out. But aside from its power as a story and its vivid picture of domestic life in the middle ages, the book chares the peculiar charm of "Marsio's Crucife," "A Roman Singer" and other of Mr. Crawford's descriptions of artists and their surroundings, which have always been singularly fortunate, possibly because of spein Rome, where his father was the well known sculptor. Thomas Crawford. The Macmillan Company, New York.

Herman Knickerbocker Viele certainly gives his readers a good time and the great struggle preceding the emancipathe publication of his latest povel. "The tion of the slaves. Whatever may be the Last of the Knickerbockers," is convincing underlying cause or causes, the fact reproof of it. It is not a lonely good time mains that the public never seems to either, for the author is distinctly in it. He weary of hearing recounted the story of gives you such a good time with himself his life. The latest work of the kind to that there is a sense of warmth and com- claim public attention is "Abraham Linpaniouship from the first page to the last, coin: And the Men of His Time," by Rob-A clever critic says that Mr. Viele has been ert H. Browne. It is an exhaustive work, touched by the wand of the fairy of ro- telling not only the story of the life of mance." And certainly he can light up a Lincoln, but it gives a clear insight intedull vista in the gayest way. In this latest the character of the men who were promtnovel he gives color to the New York nent in the affairs of the nation at that streets, he lights up the Bowery, he sees time and throws a flood of light upon many humor in the rush of Broad street and questions but vaguely understood by the aven the elevated stations he touches with average citizen. It is a work that will aptenderness and romance. It is a transfigur- peal strongly to the general reader, as well ing touch and after the book has been rend as to the student of American history. no one can look at these things with quite Eaton & Mains, New York. the same aloofness. Mr. Viele is the author "The Inn of the Silver Moon." Herbert S. Stone & Co., New York.

and honest way. G. W. Dillingham company, New York.

Every man who smokes will find something to interest him in the dainty little volume "Tobacco, in Song and Story." It is strange that no one before John Bain thought of presenting the fact and fancy of the weed. It is just the sort of pleasing volume to be read while the smoke from pipe or cigar curls into the air and when one of man's luxuries is thoroughly highest spiritual element of worship, makes under the delusion that you are detailed on enjoyed. Mr. Bain in his preliminary whose name, he says, "will always be linked with that of tobacco." "A Few Words About Tohacco" will be found of particular interest. Some facts of value to the smeker are revealed. It develops that Francisco Fernandez, a Spanish physician. really introduced tobacco into Europe. He had been sent by Phillip II of Spain to investigate conditions in Mexico. Bulwer Lytton, Carlyle, Guizot, Byron and other famous people who were smokers are represented by extracts in the chapter on Philosophy of Smoking." while in the poems inspired by pine and cigar there is a delightful variety. H. M. Caldwell & Co., Boston.

One of the most attractive books of the season thus far is "Masques of Cupid." by Evangeline Wilbur Blashfield. There are four short comedies, "A Surprise Party," The Lesser Evil," "Panachee" and "The tively from modern, mediaeval and antique life and the treatment preserves throughout the varied and at times intensely dramatic movement the spirit of true comedy. Mr. Bluebfield's delicate and decorative drawings interpret the vivacity and grace, the M. Caldwell Co., New York. mayety and archness of the text with genuine sympathy and add to the literary distinction of this dainty volume the element of artistic distinction as well. In addition to the illustrations the volume is handsomely bound, making it in every respect most attractive to the eye. Charles Scribner's Sons, New York.

The life of a nation is often traced through its literature. For this reason, it for no other, the writings pertaining to a formative era should be preserved with jealous care. In our own nation the period from the early settlements to the revolution is one rich in literary material which hitherto has been suffered to lie neglected er in widely scattered places. To make up for this neglect Prof. W. P. Trent and P. W. Wells have edited three small volumes. 'Colonial Prose and Poetry," which are worthy of the careful attention of all readers, and especially of all students of American literature. That the present survey might be full, yet not prolix, the selections have often been shortened by the omission of passages that would weary the modern reader; but such omissions have always been indicated, and care has been taken that they should not affect the sense of what remains. The text has been modernized in its spelling. Brief introductions zerve to place each author in his true environment, so that it shall be clear for whom and for what he speaks; while the essays at the beginning of the several vol-



BOOKS Reviewed on this Page can be had of us. We can also furnish any book published. Barkalow Bres.' "Book shon,

NEW BOOKS AND MAGAZINES umes endeavor to mather up the scattered elements for each period and to draw from elements for each period and to draw from them their lessons of national evolution. Thomas G. Crowell & Co., New York.

> Admirers of Ruskin and students of his works will be especially interested in a works, but the author of this new work different manner from her predecessors, so that her work possesses a distinct character all its own. While she covers virtually the same subject as Mr. Collings. wood's "Art Teaching of Ruskin," she has treated it in such an entirely different manner that the two books have little resemblance. The first chapter contains the introduction the second being devoted to "The philosophical point of view," the third considers "The individualistic point of view" and the fourth and last "The social value of art." After each chapter are selections carefully chosen from the works of Ruskin. No Ruskin library hereafter can Principles of Art Criticism." Hebert S.

Stone & Co., Chicago. Americans will never tire of reading the story of Abraham Lincoln. Volumes without number have been written, some good and others had, but all of them have received attention from the public according to their merits and any writer who has anything of interest to tell regarding the cial sympathies dating from his boyhood greatest of the presidents can always gain a hearing. Perhaps it is because Lincoln was so distinctly the man of the people that his fellow citizens have always been so deeply interested in his life or perhaps It was the leading part which he took in

Dr. Minot Judson Savage of Harvard, the author of "Life Beyond Death," has written a new book, "The Passing and the Perma-"The Mulligans" is devoted to the ac- nent in Religion." It is a plain treatment tions of certain Irish and Germans, all of the great essentials of religion, being fairly good fellows, who attend plenies, a sifting from those of such things as canchowder parties and balls, and there are not outlive the results of scientific, histoaccurately-drawn pictures of barrooms, rical and critical study, thus making more barber shops, corner groceries, policy shops, clearly seen the "Things That Cannot Be smilingly responds when a ray of humor and other popular resorts. Unquestion- Shaken." As anyone will readily believe breaks in. A correspondent of the Chicago amination of this matter." ably Edward Harrigan is master of the pe- who is at all conversent with Dr. Savage's News relates several instances of smiles cultar argot of the Sixth ward and his scholarly writing, this latest work of his cracking the solemn faces of the court and philological studies are of decided interest. is a most lucid explanation of matters cheering the audience. Isador Rayner, Ad-All the fun is good-humored and the situ- but dimly understood by the masses. It is miral Schley's leading counsel, and Judge ations particularly comical. There is plenty a work full of good, common sense, as well Advocate Lemiy were both ready with their to laugh at in the many sketches, but as deep scholarship, and students of the tongues and both delight in a tilt. These everything is conceived in a good-natured bible and church people generally will find generally came out disastrously to the

gives suggestion and information to the pastor, the church committee and the members of the congregation who find their share in the service of song. The author as musician, instructor and musical editor of the Century Dictionary and Encyclopaedia, has had a wide experience, out of which he speaks with authority. His one purpose is to help all and that he does most effectively. Fleming H. Revell company, Chicago.

children from 6 to 12 years of age which is decidedly original in its conception. He snapped Rayner. calls it "Guess," which is a most appro- While the judge advocate was cross-expriate title. In the center of every alter- amining Admiral Schley Mr. Rayner obnate page is a riddle in verse, handsomely jected to the phraseology of one of his quesprinted and surrounded by a border made tions. up of little sketches in colors. On the Late Returning," three in one act each and die, the word or words being given and a terse and scholarly English. Charles Scribback of the page is the answer to the ridone in two. The subjects are taken respec- full page illustration in colors accompanying. It is a book that will furnish never ending amusement for children, for after the riddles become familiar to the owner of the book it will be great fun to try them on all the playmates and visitors. H.

> Abbot, is one long breath of patriotism. The womanhood and interspersed it with many little heroine, unable in any other way to show her love and admiration for the United States navy, resolves that at least she can know about the brave deeds press, New York. recorded by history to the credit of the blue jackets. Her interest in all affairs pertaining to navy brings her many friends. It is a strong, wholesome story about a girl and written for girls. It first appeared as a serial in St. Nicholas. The Century

James K. Hosmer's "A History of the Mississippi Valley" is a condensed, wellproportioned story of the Mississippi valey. After sketching its vastness and finess for a great history, Mr. Hosmer tells of the coming into it of the Spaniards, the French and the English, and describes the conflicts and the changes of control until he Americans were masters of the valley. The narrative includes brilliant individual actors, Caronado, La Salle, Boone, George Rogers Clarke, Jackson, Farragut and Grant, and it embraces the immense indusrial and commercial activities which give be Mississippi valley today an interest for the world as keen as it had in its romantic days of exploration and conquest, The took is written from full knowledge and with much enthusiasm and literary skill. Houghton, Mifflin & Co., Boston.

"The aim of Christianity is to make human hearts as much like God's heart as possible." With this for the theme of his iew book. "The Sunny Side of Christianity," Dr. Perkhurst, in his peculiarly vivid style, with a sweetness and supplness that are wonderfully attractive, treats of love in its different relations: "Love in the heart versus phosphorous in the brain," love as a theory and an experience." "love as a lubricant," "love as a means of knowing." The result of all is "a mind inworried and a heart comforted." Fleming H. Revell Co., Chicago,

In "Essays and Addresses" the Scribners offer ten scholarly papers by Augustine Birrell, covering the following subjects: John Wesley," "What, Then, Did Happen at the Reformation." "The Christian Evi dences," "The Ideal University." "Walter Bagehot." "James Apthony Froude." "Is it Pornible to Tell a Good Book from a Bad One " "The House of Commons," "Sir Robert Peel," These essays form a volume of nearly 300 pages, which will be found very | Honey and Tar restored his velce. Be sur-'Phone 820. interesting by all readers who admire clean, you get Foley's.

The Season's New Dances

dora style? 'Tis such a ned, having ennew work entitled "Ruskin's Principles of tranced over the footlights, will this year Art Criticism," of which Ida M. Street is [end its witchery to the ballroom favorite. the author. Many books have been written | And why not? If it is clever on the stage about Ruskin's art criticism and many why not doubly so off the stage? It is the selections have been compiled from his dancing master's opinion that it will be and who can better judge the public? In has covered the well trodden field in a corroboration of his opinion the dancing master has made a dance with the ned in it. Of course it is mostly nod, but that is quite as it should be. The dance is called the unique and it is one of the dances of the year, in fact was adopted by the American Society of Dancing Masters as a nov-

elty for the year. The annual convention of the American Society of Dancing Masters, chartered in New York, was held the first of the month in New York City. From this meeting went forth the dancing masters' edict for the year, reports the Chicago Chronicle. What shall and what shall not be has been determined. The dancing masters are ready be said to be complete without "Ruskin's for the season to begin. The season will not begin until the first of the coming month. Meanwhile the unique and Vienna waltz, the twentieth century gavotte and the Worccater lancers await their introduction to society.

> Every year the dancing masters' society introduces some new dances which meet with large or small success, as the case Of the lot to be introduced this year the Vienna waltz promises greater favor. This is because it is a waltz with odd steps introduced, can be danced to waltz music and will be pleasing for both young and old. One of the greatest trials of the dencing master is to find dances which will be useful for grown people as well as children. Every year there must be fancy dances for the children; there must also be something new for older people and in order to be classed among the popular dances a dance must be good for both young and old. Children on the one hand want pretty, poseful things, while grown people for the most part refuse to pose. To strike the happy medium is the artist's tosk.

dramatic; is simple and effective. It is a combination of the gavotte step with a take it. waitz step, alternating with six measures for each. The gavotte step is accompanied. The Twentieth Century gavotte, which was ready and willing to accept them.

Can you nod-nod coqueitishly, in Floro- by what is called the open position-ibst composed by T. A. Holland of Springfield is, the hands are clasped and in this case. Mass., is a darce which the society accepted held forward and high. For the waltz step with enthusiasm. It is a very pretty combithe dancers assume the closed position. which is the regular waltz position.

> The unique walts, which is likely to be a close second in popularity, is more elaborate. It is one of the faddlah things which will be danced by everybody and all the time, if it is danced at all. It is the unique which has the Florodora nod. Indeed, the dance is similar in many ways to the clever dance of the sexter in opera. Adolph Newberger of New York is the author and the music for it has been written by L. J. Longford of New York also. The dance, however, is sixeight time and can be danced to any walt: music. As for the nod, it comes in at the beginning of things and runs all the way through, It is a minor feature, perhaps, but furnishes an interesting hyplay throughout the dance

The dance begins with a step forward, then a break, which gives a half step forward and one step back. The partners promenade two steps soberly side by side, then look at one another, each surprised to find the other there, but with a "pleasedto-see-you" smile, class hands in a faraway forward handshake. Then the coquetish nod. Nothing very much, but enough to send all the aigrettes in the room nod ding. At once the dancers turn their backs you might think they were angry, but for an instant the music stops and they look back over their shoulders and—they really cannot help it-not again. It is such a lack is the Floredora nod.

All the nodding past, the dancers clasp hands as partners should, pose a second be fore awinging into the two-step for five measures. When the Unique is used as a cotillon figure it will have this added. A warning note from the music sends the pet ticoats scampering to the center of the room. The men stand doubtfully on the edge of things until two measures of the muste give them courage to hurry forward. catch their partners and hurry back again with three graceful glides. At this point The Vienna waitz, which was composed if the figure is repeated the dance must beby George Preutting, jr., of Hartford, Conn., gin over again with the promenade steps. combines the elements which make up the The dance is so graceful it is bound to be happy medium. It is graceful, yet not too popular with children and with grown people as well if they have courage to under-

nation of steps new and old and will be extremely effective as a dance for little folks. The dance begins with two gavotte steps forward; there are then two side steps with he pariners facing one another. Then with graceful slide the five-step begins. That all there is to the dance, which is both simple and graceful. It will be serviceable for programs to relieve the monotony of round dances of the plain waltz character.

Terpsichorean Capers Await-

ing the Word.

Of these three round dances the Vienna waltz promises greater popularity because it is not so unlike the waltz to make it difficult. It will bring relief from the old waltz movement and should in short order become as popular as the two-step. Both dancers and dancing masters are worn out with the two-step, which retains its popularity for lack of something to take its place. During the last three years they who introduce dances have struggled to find something which would relieve the two-step from its uncalled-for popularity. After the first few months of its triumph the twostep began to wear upon the patience of the deneing public.

The American Society of Dancing Masters, which promotes all dances, in fact the only society which makes the popularity of a dance possible, is an eastern organization which has a westerner for its president Augustus E. Bournique of Chicago is at the head of the organization and has been in one or another similar capacity for more than a dozen years. It was he who with eight other teachers of dancing organized the society in 1879. The others were east erners and the society was consequently organized in New York, from which state the charter was obtained. As a sort of protective association in the first place the organization grew until it has become the high council of dancing masters of this country. It has but sixty-five members, yet its dictates are as law to American dancers and no dance becomes popular. which has not the society's sanction. In fact the society sets the fashion and a great many other people follow it. Sometimes the society does fail. It is

with dances as with hats, the public does not always accept what is dished up for it. The fashions may be set, but they cannot be established unless the dear public is

When the Court Unbends Legal Tilts and Hur the Schley Inquiry. Legal Titts and Humors of

The dignity of the paval court of inquiry is said to be as oppressive as a gowned court. Occasionally the court unbends and

Mr. Rayner at another time was making a

heated plea for the admission of certain tes-

timony which he believed would be advan-

tageous to Admiral Schley. Captain Lemly

broke in with a remark in which he referred

to Mr. Raynor as the "would-be-candidate

"Then I surely would be defeated."

Carmen Sylva, the author, is a famous

writer, whose books have for years de-

lighted the world. In this book the tender-

ness and beauty of her mind shine forth

gloriously; the tales are the sort of litera-

ture that the world never tires of, and these

it will gladly welcome. Davis & Co., Cht-

New Magazines.

the November number of the Magazine of

Art. The leading article is "Our Rising Art-

ists: Talbot Hughes," by Marion Hepworth

Dixon. The frontispiece is a full page re-

production of Mr. Hughes' celebrated paint-

ing. "The Union Jack," while scattered

throughout the body of the article are sev-

eral other reproductions of his best known

work. "A Swiss Medallist," by L. Forrer.

gives a very interesting account of the life

and work of Hans Frei. There are many

other interesting articles, including "Art

New Fish Market, Venice," "Holbein's Am-

French Painting." besides many other fea-

ures too numerous to mention. The Mag-

The above books are for sale by Megenth

Benjamin ingerson of Hutton, ind . says

he bad not spoken a word above a whisper

for menths and one bettle of Foley's

azine of Art in its general makeup is al-

Patrons: King Philip the Fourth:

Stationery Co., 1308 Farnam street.

cago.

ner's Sons, New York.

this for a pleasantry, but Mr. Rayner re-

L. J. Bridgman has prepared a book for state for you.

ways itself a work of art. Cassell & Co.,

"If the court please," said Captain Lemly, this is what they call in foot ball parlance 'interference,' and it is for no other purpose nently improper. All these left-handed whatsoever than to interfere with the ex-

'Well," replied Mr. Rayner promptly, "we

bave kicked the ball a good long distance." "And it is 'interference' that frequently wins the game," chimed in Captain Parker. Sometimes Mr. Rayner, to add variety to the scene, treated the judge advocate with a emn." deference approaching servility. When he tain Lemly.

anybody's fault it was mine. "I think so, too," replied Lemly, falling into position for the return.

for governor of Maryland." Lemly intended ing up so often." Mr. Rayner was a tempting to make one fused to look at it in such a light, so to witness change his testimony by reading to Cook was busy receiving the congratulahim what some other witness had testified smooth matters over and still not retire in on the same point. Mr. Hanna objected. confusion the judge advocate said, sotto "I'll go over there and stump the In his slow, serious, drawling way he called the court's attention to the fact that if counsel were to refer to the record and read

from other witnesses whose testimony differed from that of the witness on the stand. the proceeding would be very tiresome. "I agree with my learned and solemn

friend," returned Rayner.

comes Admiral Schley," said Dewey, after greeting a number of persons, "let me introduce you to him."

Captain Cook was approaching and Admiral Cook was approaching and Admiral Schley. Incredible as it seems, the people were taken in by the admiral's little joke and for a few minutes Captain Cook was busy receiving the congratulations of the people who supposed they were talking to Admiral Schley.

Admiral Dewey then entered his carriage, and as he drove off turned and laughed at Cook, who was surrounded by 200 or 300 men, women and children. Shortly afterward Admiral Schley speared and a number of the people knew that Dewey had been having fun at their expense.

being sold nor the amount due for the satisfaction of which the land was to be sold.

No. 10251. Ackerman against Allender.

Ad preaf from Dawson. Affirmed. Ilolcomb, J. Reported.

1 An order vacating an appraisement of real estate being sold under an order of sale in foreclosure proceedings entered on the application of the appraisers was not a freeholder, will, in the absence of the evidence on which the order was made, be conclusively presumed to have been made upon a showing amply sufficient to sustain the action taken.

2. When an appraisement of real estate is set aside and a new appraisement is made which is much higher than the first and under which the land is sold, a party claiming to own the land is sold, a party claiming to own the land is not prejuded by the order vacating the first appraisement and even if erroncous it is not sufficient ground of objection to the confirmation of sale.

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1 An order vacating an appraisement of real estate is set aside and a new appraisement of the application of the applic

Ante Room Echoes

"Old Times in Dixie Land: A Southern Matron's Memories," by Caroline E. Mer-The annual memoria! service of the Elks rick, will be interesting to any southeru which will take place at the Boyd theater reader and to those who wish to study actual scenes and customs of actual people next Sunday, December 1, at 10 a, m. will in many respects be the most interesting ere the civil war. Mrs. Merrick has written of a Christian childhood, girlhood and of any that the lodge has ever held. The committee which has the program in charge has been busy preparing the same for sevanecdotes and episodes of southern life The chapter on "The Southern Woman" eral days past, but has not yet entirely contains many good things. The Grafton | completed it. So far as it has progressed t now includes eulogies by Hon. John L. Webster and Hon. Ed. P. Smith, with musial numbers by Mrs. John C. Drexel, Mrs. "A Real Queen's Fairy Tales." by Carmen-W. E. Hitchcock, Mrs. Cora Lathrop Pat-Sviva (Elizabeth, queen of Roumania), has terson and the Elke' quartet, with two hars been translated into English by Miss Edith solos by Mrs. Estella Blake. The presenta-Hopkirk. There are twenty-five illustrations, many in colors. The tales comprise tion of the names of the deceased brothers with electrical effects, which was done for "The Little Champion," "Carma, the Harp the first time last year, will be greatly Girl." "The Little People." "The Story of a improved upon at the coming service, and Helpful Queen," "Harris' Adventure with the Shadows," "The Swan Lake," "Stand. new floral effects will be added thereto. The program will be fully completed during Who Goes There?" "After the Concert," "A Festival in Heaven." "The Reign of S: the coming week and will be ready for publication Sunday morning next. lence," "A Revolution in the Dictionary.

Members of Mount Calvary commandery Knights Templare, are making arrangements to attend the triennial conclave which will be held at San Francisco in 1904. A society has been formed with the motto "On to 'Frisco," and it is not out of the bounds of reason that Mount Calvary commandery will enter a competition, provided commanderies are allowed to enter, as they were Students of art, as well as all who like this year.

o read about art and artists, should secure The next ceremonial session of the Nobles of the Mystic Shripe of Taugier temple will be held December 12, at the close of the meeting of the grand chapter Royal Arch Masons and the grand council Royal and Select Masters, which will open Omaha, December 11.

The current number of Quarterly Bulle tin, issued from the Iowa Masonic library at Cedar Rapids, contains an extended report of the Masonic record of the late

No. 1. Knights of Pythias, last Monday "Idealism in Contemplating night Vice Chancellor Connorau presided in the absence from the city of Chancellor Commander Walsh. Keeper of Records and Seal Fyfo was also out of the city, but both brothers are expected back in time ica, bad a very interesting session Thursfor the convention Monday evening.

The 350 special buttons made for the lodge and bearing the words "Nebraska Lodge No. 1, Omaha." were received and many members are now wearing them. and the fee for reinitiation after January 1 was fixed at \$7.50.

ficers will be elected for the ensuing year. good time enjoyed by a large crowd.

"I withdraw it at once." answered Mr. Rayner. "It does not make me feel solemn," re-

Captain Lemly jumped up, indignant,

"This," he informed the court, "is emi-

compliments thrown around are entirely

marked Mr. Hanna. "I would not object if you called me solsaid Rayner as he beamed on Cap-

and Britain's Blest With Righteonsmass, is the title of a little volume of the war in South Africa.
The Grafton Press, New York.

The most perfect art, infused with the highest spiritual sement of which sulf may be the deal church music. How to secure this the ideal church brusted by wards Selfen Pratt. It deals not merely with the organ and choir, but gives augusted on mind range and advocate, sitting down.

Action Lemiy.

Action Lemiy.

You are not solemn; I call you funny.

** "The witness did not intend to say any.

"The witness did not intend to say an greeting a number of persons, "let me in-

"Yes," said Mr. Rayner, with a sigh. "I miral Dewey palmed him off on the crowd have to try so hard to keep you from jump- as Admiral Schley. Incredible as it seems.

It is boped that every member who possibly can will be in attendance.

Triangle lodge No. 54. Knights of Pythias, conferred the third rank at their last meeting. On next Thursday night they will have an election of officers and after the meeting will have a regular Thanksgiving spread. All brother knights are invited to be present.

Lillian temple No. 1. Rainbone Sisters, held their first ball of the season on last tended. On next Monday night the sisters will have an election of officers and after the meeting will serve coffee and cake. All sisters are requested to be present.

The Royal leasure had a requirement of the district court in an action commenced before the term at which it was rendered, except it be a judgment is two pronounced. It was rendered except it be a judgment of the district court in an action commenced before the term at which it was rendered. except it be a judgment is two pronounced. It was rendered except it be a judgment of the district court in an action commenced before the term at which it was rendered. except it be a judgment of the district court in an action commenced before the term at which it was rendered. except it be a judgment of the district court in an action commenced before the term at which it was rendered. except it be a judgment of the district court in an action commenced before the term at which it was rendered except it be a judgment of the judgment is rendered. Except it be a judgment of the district court all all action commenced before the term at which it was rendered except it be a judgment of the district court all action commenced before the term at which it was rendered except it be a judgment is recovered in the district court against the vendor of real estate in the same country, who has not made a deed for such real estate, nor received the whole of the purchase money therefore, such judgment is a lien upon the lands of the judgment is a deed for such real estate in the same country, who has not made a deed for such real estate, nor real estate in the

The Royal league had a rousing meet ing Wendesday, November 13, at which a large list of applicants knocked at the doors. Brothers Otis, Piper, Cook, Enyart and Peterson of Chicago were visitors. The lodge has arranged for a stag social and musical in its rooms in the Continental block on Wednesday evening, November 27, Great preparations have been made for this stag social, which will be remembered by those who attend. Remember the date and do not miss the entertainment.

The Fraternal Medical Examiner is a new by Dr. Ira W. Porter. Its first (November) number contained sixteen pages of matters of interest to actuaries and managers of fraternal insurance associations.

Minnehaha council No. 2, Degree of Pocahontas, will give a dance on Thanksgiving night at Chambers' dancing academy Seventeenth and Douglas streets.

Social lodge No. 102. Degree of Honor will give a Thanksgiving ball at Ancient Order of United Workmen temple, 110 North Fourteenth street, Thursday evening. November 28, 1901.

the meeting of the Nebraska lodge Independent Order of Foresters, will give a prize masquerade ball at Schlitz roof garden, Sixteenth and Harney streets, Saturday evening. November 30.

day evening. Frater Beard of Herman. Neb., and several members of Mondamin lodge were present. Next Thursday evening several candidates will be initiated by The proposition to amend the by-laws card party last Wednesday evening, which as a special order of husiness was well attended and thoroughly enjoyed by all present. Nebraska lodge gave a social to its members and friends Monday At the convention Monday evening of- evening Refreshments were served and a



"Let the GOLD DUST twins do your work!"

THE N. K. FAIRBANK COMPANY

No 19429 Buck against Oeldeman, Errofrom Douglas. Affirmed. Oldham, C.

reported.

Where there is any competent evidence to so stain the judgment of the trial court on a disputed question of fact its judgment will not be disturbed, unless it is clearly wrong. These opinions will be officially reported. No. 10292, Meeker against Waldron, Appeal from Cass, Affirmed, Holcomb, J. Reported.

1. A party holding the legal title to a chose in action in whose name the contract chose in action in whose name the contract was made for the benefit of another may was made for the benefit of another may maintain an action thereon in his own name as agent or trustee without joining the beneficiaries, although he may have no beneficial interest therein. Section 32, Code of Civil Procedure.

2. Where collateral security is given by a principal debtor to a surety as indemnity because of his suretyship such security will be regarded as in equity as a trust for the better security of the debt and a court of equity may properly decree the applica-

of equity may properly decree the applica-tion of the proceeds of the collateral se-curity to the payment of the principal in-

debtedness.

3. Notwithstanding the parties to a chattel mortgage have stipulated therein for the foreclosure and sale of the mortgaged property by advertisement in the manner authorized by statute a court of equity has noted. jurisdiction to entertain an action therein and adjudicate the respective rights of the and adjudicate the respective rights of the parties in such action. The statutory method of foreciosure is not exclusive.

4. The giving of a new note for an existing indebtedness will not of itself release collateral security heid for the payment of sich indebtedness.

No. 10226 Iowa Lean and Trust Company against Whistler. Appeal from Buffalo. Affirmed. Holcomb. J. Reported.

1. When agricultural lands are described in a mortgage and decree of foreclosure and

peals. No transcript of the pleadings forming the issues in the case or of the finding and decree at the time of the rendition of the decree of forcelosure being preserved in the record presented, we are mable to determine whether the order complained of is within the issues tried and determined and therefore affirm the same.

No. 8743. Goldstein against Fred Krug Brewing Company. Error from Lancaster Affirmed. Norval, C. J.

1. Entries by a justice of the peace upon

1. Entries by a justice of the peace upon his docket of material matters proper to appear there are exidence of the facts therein stated.

therein stated.

2. Where an action is brought against a nominal defendant in one county who has no bona fide interest in the controversy a summons cannot properly be issued and served upon a party in another county.

No. 10208. Western Travelers Accident Association against Taylor. Error from Douglas. Reversed. Kirkpatrick, C. Norval, C. J. dissenting.

1. Section is of the code authorizes a domestic incorporated insurance company to be sued; tas in the county where its

domestic incorporated insurance compar-to be sued; (a) in the county where it-principal place of business is fixed by its charter, although its actual business is carried on and its officers reside in rome-other county; (b) in the county where it is situated and it is situated in any county where it has and maintains a place of business and servants, employee or agents situated and it is situated in any county where it has and maintains a place of business and servants, employes or agents engaged in conducting and earrying on the business for which it exists; (c) in any county where the cause of action or compart theteof.

2. Under section 60 of the code all actions 2. Under section so of the code all actions not provided for by preceding special provisions must be brought in the county where the defendant, or some one of the defendants, resides, or may be summoned, and that action does not authorize an action to be brought against a domestic in-

6 When the legislature provides county in which a domestic corporation may be sued such provision is exclusive. No. 16294. Morris against Linton. Appeal from Douglas. Affirmed. Narval, C. J. from Douglas. from Douglas. Affirmed. Narval, C. J.

1. Authority is conferred upon a judge of
the district court to appoint a receiver.
No. 10308. Reynolds. Jr., against First
National Bank of Wymere. Error from
Gage. Affirmed. Holcomb, J.

1. Whether the contract pleaded in the
petition is uitra vires as to the defendant
bank quaere.

2. Any agreement which.

2. Any agreement which by its terms is

bank quaere.

2 Any agreement which by its terms is not to be performed within one year from the making thereof is void unless the same or memorandum thereof be in writing and subscribed by the party to be charged thereby. See, S. chap. xxxii, Compiled Statutes of 1961.

3. Such a contract to be void must be one that by its terms is not to be performed within one year from the making thereof. The statute does not refer to such contracts as may possibly or probably not be performed within that time. Powder River Live Stock Co. v. Lamb. 38 Neb., 239.

No. 19424. Ayers against Wolcott. Appeal from Merrick. Reversed, with directions Sedgwick. C. Reported.

1. When a father transfers all of his preperty to his children and immediately thereafter incurs a large indebtedness for property a large part of which he also transfers to his children, in a suit by the creditor to see aside such transfers as fraudulent the burden of proof is on the grantees to show a sufficient consideration for the transfers and that the same were made in good faith.

2. The fact that the debt was contracted after conveyance was made is no defence where the conveyance was made in no defence where the conveyance was made in no defence where the conveyance was made in no defence where the conveyance was made with a view to incur the indebtedness and avoid its payment.

3. A voluntary conveyance with the line

its payment.

2. A voluntary conveyance with the intent on the part of the granter to defraud subsequent creditors is void as against such creditors without proof that the granters had notice of the fraudulent intent of the Wayne Defeats Randolph.

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