

STREET RAILWAY OBJECTS

State's Intention of Protecting Assessment of Five Million Dollars.

CUOAHY WINS OUT ON THE STAND

Big Packer Gets Personal Figure at Fifty Thousand and Cut in His Own Return on Household Effects.

Secretary R. A. Leussler of the Omaha & Council Bluffs Street Railway company appeared before the Board of Review Monday and announced that his company wished to object to the personal assessment of \$5,000,000 made by Tax Commissioner Fleming.

In accordance with the promise made to the tax committee of the Real Estate exchange no hearing was allowed until the committee was notified. The members of the latter appeared at the city hall at once, laden with figures expected to more than offset the contention of the corporation, but Secretary Leussler had gone and did not reappear. No written protest has been filed.

President Nash of the Omaha Electric Light and Power company has been cited to appear and show cause why the personal assessment of the corporation should not be raised from \$700,000 to \$1,500,000.

E. A. Cudahy appeared before the board, accompanied by two lawyers, General John C. Cowin and Tom Craig, and secured personal assessment of \$50,000, although the Willis Land company had asked for \$150,000. Mr. Cudahy took the stand himself and answered all questions put to him. His return was for \$46,166, including all stocks held in foreign corporations except 250 shares of stock in the Cudahy Packing company, which he declared worth \$25,000. He had included \$5,000 in bank stocks which was not assessable against him, and this was subtracted, leaving \$37,166 on his voluntary return.

Right to Assess Stock. A long controversy ensued as to the right of the board to assess the Cudahy Packing company stock in view of the fact that the plant in South Omaha is assessed by the county and both Omaha. Tax Commissioner Fleming held that the law required the assessment, because the capital stock of the company is not taxed in Nebraska, while Mr. Cudahy's attorney contended that the packing plant itself was equivalent to the capital stock.

The board finally agreed that \$50,000 would be a fair personal assessment for Mr. Cudahy, but Mr. Fleming insisted upon the assessment of the stock as a matter of principle. This was done after Mr. Cudahy's sworn returns as to the value of his household goods and jewelry had been cut nearly in two, it being the first case on record where a property owner's sworn figures were reduced. Last year Mr. Cudahy was assessed at \$7,315.

Assessment against Wright & Wilhelmy was fixed at \$131,900. The assessment of the Paxton block was made \$350,000, or \$150,000 more than last year, but \$25,000 less than Tax Commissioner Fleming's appraisal. The New York Life building was assessed at \$200,000, or \$5,000 better than last year, but \$30,000 under the tax commissioner's figures. The Bee building was assessed at \$375,000, the same as last year, but a cut from the commissioner's figure of \$400,000. Representatives appeared for each piece of realty and protested against the assessments.

Council Convenes as Board. The city council has convened as a special board of equalization for the fourth quarterly sitting to pass upon tax levies for more than \$50,000 worth of special improvements, mostly sewers and sidewalks. Councilman Hoye was elected chairman. No protests to the proposed tax levies have been received up to date. The session will continue three days.

Mortality Statistics. The following births and deaths have been reported to the Board of Health during the twenty-four hours ending at noon Tuesday: Births—John Kerhoulas, 1515 1/2 Howard.

ARE YOU SICK?

If so, where? Headache? Dry, hacking cough? Foul tongue? Loss of appetite? Lack of energy? Pain in stomach? Bowels? General weakness? These are but a few of the signs of indigestion.

Some others are: Wind in the stomach or bowels; constipation or diarrhoea; pale complexion; spots before the eyes; dizziness; loss of flesh; irritability; sleeplessness; nervousness.

All these symptoms will plague and torment you, and will never permanently leave you, once you suffer from them; only are sure, in time, to get worse, if not treated by the best known scientific method of cure—Stuart's Dyspepsia Tablets.

These curative tablets are composed of ingredients which modern knowledge of the true inward processes of digestion approve of, as forming the best, safest, surest and most scientific combination of medicinal drugs, that can be taken without the conditions of ill-health brought on by this much-dreaded disorder.

A disease so "protein" or changeable in its manifestations, assuming so many forms, characterized by so many different symptoms that, more times than not, it is mistaken for some other disease altogether, and the poor patient may die, or at best allow the seeds of permanent, chronic sickness, to germinate and take root in his system.

So it is a real danger we ask you to avoid, when we say: In case of doubt, take Stuart's Dyspepsia Tablets.

Even if disordered digestion is not the real cause of your sickness (which is probably, though, it is), yet your digestion is nearly certain, to be out of order, and if allowed to remain so will seriously complicate your sickness for you.

Stuart's Dyspepsia Tablets, then, will be sure to do you good, and will not interfere with any other medicine you may be taking.

They will help to make your food make you strong, and thus, if in no other way, help you back to health by helping your system to throw off disease like a healthy duck shakes water off its back.

Shake off your sickness with Stuart's Dyspepsia Tablets.

Shattuck School Fairbault, Minnesota.

It is recognized by its patrons as the best boys' school in the world. Its climate is not without a rival. It is also distinguished by the carefulness with which unworthy persons are excluded, the happy combination in right proportion of the moral, intellectual, athletic and military training, the excellence of the instruction and discipline, and the fact that it is a boarding school that fits a boy of character and ability to make his way in the world as few schools do. Not a boy in attendance who is not improving. A limited number can be admitted after Christmas. Every one must be well recommended. Refer in Omaha to the Rev. T. J. Mackay. Address for catalogue.

REV. JAMES DOBBIN, D. D., Rector.

LAWYERS ADDRESS THE JURY

Attorneys Make Final Pleas in Case of Henry Gutter, Charged with Manslaughter.

The argument in the Gutter murder trial was concluded Tuesday and the case given to the jury. The address of District Attorney Baxter was a scathing exhortation of the crime of homicide under even any provocation and especially when actuated by malice.

The defense sought to show the provocation to have been great and but the culmination of five years of abuse and threatening by the victim against the accused. A strong effort was put forth to show that the crime was committed in an act of self-defense and the after contribution of Henry Gutter for the death of his father was dwelt upon in extenuation of the tragedy.

The charge given the jury by Judge Carland was calm and deliberate and instructed that the accused should be given the benefit of every reasonable doubt, but that neither sentiment nor prejudice should be permitted to influence the jury in the consideration of the case.

KIRKENDALL GETS A WRIT

Secures Temporary Injunction to Prevent Sheriff from Selling Shoe Factory Premises at Auction.

F. P. Kirkendall has obtained a temporary restraining order from Judge Sears of the district court restraining Ernest S. Weatherbee and Sheriff John Power from offering for sale at public auction the premises on Tenth street occupied by Mr. Kirkendall as a shoe factory. Mr. Kirkendall has been looking at the map of Missouri. He wants to be shown how the premises which constitute the south one-half of lot 4, block 153, in the original city of Omaha can be sold at all on a judgment gained by Mr. Weatherbee. He recites the execution was gained in a suit between Weatherbee and the Lewis Investment company and says the real property in question does not belong to either one of the parties and therefore could not be sold to satisfy a judgment secured by one of them. Judge Sears will hear the petition for a permanent injunction.

PROTESTS TO NEW SALOON

Petition Filed by Business Men to Shut Out Liquor Shop in Neville Building.

Protests have been filed with the Board of Fire and Police Commissioners against granting a license to Hugo F. Hill for a saloon in the new Neville building at Sixteenth and Harney streets, the saloon to be located at 1518 Harney. Nine business firms protest directly against the saloon and thirty-nine firms object to any more saloons on Harney street between Fifteenth and Twentieth and on Sixteenth street from Farnam to Howard. It is reported that there are already three saloons on each street and that is enough as the district is one of high class retail stores, patronized largely by women and children to whom the saloons are objectionable. In brief the group-shops are declared detrimental to retail trade.

THE GRAND PRIZE WINNER

At the St. Louis Exposition—Hunter Baltimore Rye Carries Off the Premier Honor.

All that has ever been claimed, written or said of the virtues of the Hunter whiskey has been fully confirmed and endorsed by the international jury of awards at the St. Louis exposition, and in addition to the gold medal awarded a certificate for the highest order of merit in all the elements of a perfect whiskey singles it out exclusively as the winner of the grand prize and makes it conspicuously honored in the highest degree.

Against an army of competitors its superior quality and superb flavor won these distinctions from a committee of experts, who have thus stamped the seal of approbation on this perfect product of the still and given it the right to the title, the World's Winner Whiskey. This will maintain by an undeviating purpose to give the article to the public at its uniform standard of purity and excellence.

Its success has been founded on true business principles, to gain the confidence of the public by giving it what it demands in the perfection of production, which cannot disappoint, and this will be the standard for the future.

Shoe Business Moving Westward. ST. LOUIS, Dec. 13.—The closing days of the year 1904 are bringing to light the fact that the shoe manufacturing industry of the United States is following closely the trend as does the center of population. It is moving westward, drawn undoubtedly by the high quality of the shoes made in St. Louis.

In the face of the uncertainties which attend presidential election years the St. Louis manufacturers have experienced a year of remarkable prosperity. One concern alone, the Hamilton Brown Shoe company, which does the largest shoe business in the world, whose sales are published monthly throughout the United States, and are looked upon by many as a reflection of the condition of the country, report a business this year of over nine million dollars, showing an unusual increase over the prosperous condition of 1903, which is something remarkable.

Twenty-five years ago this industry was monopolized entirely by the New England states. At that time St. Louis jobbers started shoe manufacturing in a small way. Their efforts met with success and the demand for St. Louis made shoes rapidly increased until now more shoes are manufactured in this city than in any other city in the world. A triumph for western shoe making.

The Larsen Ice Machine company will this week ship another 50-ton ice plant to Des Moines, Ia. Also a 10-ton plant to Rockford, Ill. for the packing house of Carty-Dever-Mannix & Co., and still another 10-ton plant to Hastings, Neb.

Tepee Tepee. The toy department at Orchard & Wilhelm Carpet Co. is attracting unusual attention. There are so many new, novel ideas in toys, that make their display particularly interesting.

Our holiday offer is extended till December 16—one high-grade enlargement with every new down photo. H. Hays, west side of 15th street (two-story building), 313-32 South 15th street.

Standard Works in exquisite bindings, sold only in sets. A cat will be appreciated by Geo. H. Anglin Co., 1614 Farnam.

The Problem Solved. If you are looking for the best toy—small and that at Orchard & Wilhelm Carpet Co.

Electric reading lamps—Orchard & Wilhelm.

HIGHER INSURANCE RATES

Increase in Fire Protection Schedules Threatened to Come Soon.

NASH AND COUNCIL REFUSE TO BUDGE

Oppose at Every Turn Determined Fight of City Electrician Michaelson to Enforce Law and Keep Down Rates.

It is understood at the city hall that the National Board of Fire Underwriters will inform the council before long that a specified time will be given when the present overhead suspension of arc lamps must be discontinued in the downtown district and the orders of the city electrician as to outside wiring obeyed, or fire insurance rates will be materially increased in the city of Omaha.

Since City Electrician Michaelson went into office nearly a year ago he has waged a constant fight on the Omaha Electric Light & Power company to compel this corporation to obey the ordinances. He has not yet gained the victory; neither has he given up the struggle, though he stands alone, without assistance from any other branch of the city government. His view regarding outside wiring have been sustained by expert electricians from other cities, but President Nash of the electric light company has steadfastly maintained that Michaelson is wrong and he is correct.

System Not Practical.

Michaelson holds that the exposure of the suspended wires under the alleged "underground" district no underground district at all. He found that the plans for the conduit district, filed with the Board of Public Works, provided for corner posts and not the overhead suspension; that these were part of the ordinance under which the light company had a right to do business.

After waiting a time and receiving no reply from the electric light company, the electrician appealed to the council and was given a hearing. Mr. Nash and his general manager, Mr. Holdrege, were present and combated the proposed change, declaring that the present plan gives much better distribution of light. He ridiculed the electrician's assertions that the methods of the electric light company were not entirely safe and approved. The council refused to take up Michaelson's contentions or to assist him in securing the enforcement of the ordinance.

The electric light company then proceeded to induce the Board of Public Works to alter the plans under which the conduits had been put in, so as to admit of the overhead suspension. This was done by a resolution adopted by the democratic majority members of the council.

Blocked by City Attorney.

Upon turning to the legal department for assistance Michaelson was informed that as long as the council was against him it would be useless for him to attempt any punitive measures against the electric light company.

The electrician played his trump card at last by referring the whole matter to the National Board of Fire Underwriters, recognized by electricians generally as the highest tribunal in matters of electrical wiring in the United States. In doing this the electrician had two purposes. First, to prove that his views regarding the suspended lamps and the manner of running high and low potential wires over the streets, through trees, etc., which had crept into the question, were correct, and second, if he was right, to force the electric light company to bring its wiring up to the standard by acquainting the insurance people with the facts. In the latter case he hoped to demonstrate that the danger he asserted existed.

Nash Tries to Placate Him.

Not long after the matter was referred the electrician received a letter from President Nash, saying changes in the manner of stationing the lights were contemplated and investigations were being made in the east along this line; also conveying assurances that within a short time changes would be made that would satisfy Michaelson. This was in June. The promised alterations have not been made. After it was announced in the newspapers that the national board proposed to increase fire insurance rates if the electrical wiring was not improved, Mayor Moore called Michaelson to his office and requested him to drop the fight. He said that many citizens were begging him to stop the threatened increase in fire insurance. The electrician refused to comply and said there was no reason to fear higher rates if the electric light company complied with the regulations and his orders.

The National Board of Fire Underwriters sent W. S. Boyd, the chief inspector of their electrical bureau, to Omaha. He spent two weeks here making personal investigations. Under date of September 16 his report was submitted to the council. It bore out the city electrician's contentions in all respects.

Document Substantially Ignored.

The document was placed on file, notwithstanding higher rates if the recommendations were not executed. After some weeks A. G. Beeson, local inspector for the national board, wrote to the council asking what had been done and again threatened higher fire insurance rates. The council thereupon directed that the receipt of the report be acknowledged and the information conveyed that a start would be made toward carrying out the recommendations.

All that has been done is to frame and introduce the ordinances putting the tele-

graph and signal wires underground and enlarging the electric light and conduit district.

During Michaelson's brief term of office no less than fifteen fires have been caused by the electric light wires coming into contact with other wires downtown. There have been no fatalities.

POYNTER IS VICE PRESIDENT

Former Governor One of Executive Officers Elected by Nebraska Insurance Congress.

At the meeting of the state auxiliary association to the National Fraternal congress, held at the Woodmen of the World building, which began Monday, Joseph Cullen Root was chosen president, former Governor W. A. Poynter vice president, W. E. Sharp secretary and E. B. Manchester treasurer. A resolution was unanimously adopted recommending the appointment of J. L. Pierce of Omaha as state insurance superintendent.

The meeting of the National Fraternal congress will be held at the Great Northern hotel, Chicago, Wednesday morning at 10 o'clock and will be attended by representatives of the affiliating associations from a part of the country. The special purpose of this meeting is to discuss legislation relative to fraternal associations and the consideration of a uniform bill, already prepared, which will be offered for introduction in the different state legislatures of the union this winter if possible.

The members of the Nebraska auxiliary attending will be Joseph Cullen Root, who is chairman of the legislative committee of the National Fraternal congress; A. H. Burnett of Omaha, member of the press section of the law committee, and A. R. Talbot of Lincoln, member of the committee on jurisprudence and vice president of the national association.

LOCAL BREVITIES

Earl Edwards has been given a decree of divorce from Nellie Edwards. Cruelty was the ground and Judge Troup was the referee.

The scavenger sale Wednesday will begin at 10 o'clock at the city hall and will continue to Lipton Place.

The trial of John C. Brown on the charge of murder in the case of the late Mrs. Opher T. Smith, Judge Troup gave the decree on the ground of non-support and ordered the custody of the one child, Mrs. Brown, to be given to the father.

The members of U. S. Grant post, Grand Army of the Republic, have been requested by the officers of the post to hold a funeral Wednesday of Mrs. J. H. Tate, who died at the home, 333 Spruce street, at 3 p. m. Mr. Tate is a member of this post.

PERSONAL PARAGRAPHS.

Mrs. J. B. Berry has gone to Minneapolis for a visit.

Julius Lombard is at Albert Lea, Minn., for the holidays.

Dr. R. E. McKechnie of Vancouver, B. C., arrived in the city yesterday and will be the guest of his sister, Mrs. D. W. McGregor, 107 Pierce street, for a few days.

The Missouri Pacific has issued an illuminated advertisement for the holiday season on the line. The tickets are good going and coming from December 24th until January 1st.

Railway Notes and Personal.

L. W. Wakeley, general passenger agent for the Burlington, has returned from a trip to Denver.

The Baltimore & Ohio railroad has established a mixed competition for the purpose of selecting an architect for its proposed new office building at the corner of Baltimore and Charles streets, Baltimore. A committee, made up of the president of the road, three vice presidents, chief engineer and Charles Street, Baltimore, Md. will make the award. Six firms of architects have been selected, who will be paid for drawing duties for the building, to be submitted in the competition, but about thirty will have an opportunity of drawing plans.

Marriage Licenses.

The following marriage licenses were issued up to noon December 13: Age: Gus Soderlund, Omaha, 44; Mattida K. Cutler, Omaha, 40; John T. Hote, Omaha, 28; Maud Loewenstein, Evanston, Wyo., 23; Don O'Noel, Seattle, Wash., 28; Janet L. Davis, Roseman, Mont., 21; Harry L. Lightner, Lincoln, 25; Gusdie D. Kuhn, Lincoln, 20.

15-K Wedding Rings. Edholm, Jeweler.

YOUR MONEY BACK. Colds, Headaches and La Grippe. BROMO-LAX. Contains No Quinine. No Calomel. No Opium.

THE NORTH-WESTERN LINE. The Best of Everything. THE ONLY DOUBLE-TRACK RAILWAY BETWEEN THE MISSOURI RIVER AND CHICAGO.

SOMETHING NEW Grand Opening Copeland's Novelty Bazaar. 206 N. 16th Street. NEW STOCK. NEW IDEAS.

Complete line of Home Things, Holiday Goods, Toys, Dolls and Novelties. Our 5c and 10c counters will astonish the natives. We don't like the word "bargain," because it is so much misused, but we do not know of any word that means so much as we apply it here. A veritable PALACE OF BARGAINS. Opening Day Thursday, Dec. 15. COPELAND'S NOVELTY BAZAAR. 206 North Sixteenth Street.

A Good Timekeeper. Is an element in character building. A watch that is always on time inspires promptness and teaches self-reliance. Every watch is guaranteed by us to be backed by an unequalled guarantee. Select one now for a Christmas gift and combine pleasure and utility. OPEN EVENINGS. MAWHINNEY & RYAN CO. 15 1/2 AND DOUGLAS STS. OMAHA, NEB.

Nebraska Clothing Co. CLOTHES FOR MEN AND WOMEN. Price Reduction Tomorrow. Boys' Suits and Overcoats. Our unprecedented selling of boys' suits and overcoats this fall, has very naturally left us with hundreds of odd lots of this season's finest boys' garments. It's only observing, prudent business methods to right our Stock as we go along, giving you remarkable values in season; instead of out of season. Tomorrow we inaugurate a general Clearing Sale of Boys' Suits and Overcoats. Observe the following reductions—then come early and make your selections.

"Halliday's Rheumatism Cure" Cures when others fail. Rheumatism hangs on, so stubbornly, that most remedies fail to do more than give temporary relief. The cause of rheumatism is the presence of uric acid in the blood and the deposits of this dangerous poison in the muscles and joints produces inflammation. This is why liniments only relieve, but do not cure rheumatism. It is inside and must be driven out. Halliday's Rheumatism Cure will drive out rheumatism, both acute and chronic, in all its forms, from the system. The cure is permanent. A cure guaranteed or your money back. Price 50c. BEATON DRUG CO., 15TH AND FARNAM STS. AGENTS OMAHA, NEB.

Candy. We receive a fresh supply daily of Gunther's Famous Chicago Candies. Bon-bons and chocolates direct from headquarters. Sold at Chicago prices by MYERS-DILLON DRUG CO., 18th and Farnam Sts.

The question of tailoring is not the mere detail of finding "clothes for a forked knifed" as Teufelsdröckh says. A man expects something more from his tailor than that he should give him what he expects in individual attire—personality in dress. He expects that here, and we strongly suspect that he gets what he expects. Ask any man going down the street on the inside of a particularly swaggy 3-button Double-Breasted Sack Suit in the new brown or gray shades who's his tailor, and it's a dollar against a plugged Canadian dime that he will refer you to us. MacCarthy Tailoring Company, 104-105 S. 16th St. Next door to Wabash Ticket Office. Phone 1873.

UNION PACIFIC. "It was the Route in '49, It is the Route to-day, And will be for all time to come." "THE OVERLAND ROUTE" was the first trans-continental line to the Pacific Coast. On February 7, 1849, in the Senate chamber of the United States, Senator Benton said: "The road I propose (The Overland Route) is necessary to us. \* \* \* An American road to the Orient—central and natural—for ourselves and our posterity, now and hereafter for thousands of years to come." Only one night to UTAH, IDAHO. Only two nights to CALIFORNIA, OREGON. FROM MISSOURI RIVER. Electric Lighted Trains Daily. City Ticket Office, 1324 Farnam St. Phone 216.

THE ONLY DOUBLE-TRACK RAILWAY BETWEEN THE MISSOURI RIVER AND CHICAGO. NO. 12. The Daylight Special. Now Carries Elegant Parlor Car Service, Leaving Omaha 8:00 Every Morning, Arriving at Chicago 8:50 O'clock p. m. Dining Car Serving All Meals. Ticket Office: 1401-1403 FARNAM STREET, OMAHA. Telephone 524-901.

LARGE OFFICES. For some time, it has been very difficult to secure large offices, in a good building, in Omaha. The north and east sides of the sixth floor of The Bee Building are being rearranged. By making application, at once, we will divide the space into offices of any size, to suit your requirements. These offices are particularly desirable, on account of having splendid light and will be finished in hardwood throughout. Make your applications at once. R. C. Peters & Co., RENTAL AGENTS, GROUND FLOOR—BEE BUILDING.