

Nebraska

COMPANY TO PAY FOR WIRE ERROR

Supreme Court of Nebraska Gives Final Judgment in Case of Mistake.

OMAHA SUITS ARE SETTLED

(From a Staff Correspondent.) LINCOLN, Feb. 12.—(Special.)—A telegraph company is responsible for the delivery of a message over the lines of a company with which it has an agreement to transmit messages, states the supreme court in affirming the judgment of the Douglas county district court in the case of the American Express company against the Postal Telegraph-Cable company of Nebraska. The case is one growing out of the failure of the sender in the Chicago office of the telegraph company properly to transmit a message to the New York office.

The suit is one growing out of the filing of a telegram at the Lincoln office of the telegraph company by the express company for Watson, Woods Bros. & Kelly company, importers of horses, in which the telegraph company was ordered to pay \$5,000 to Joseph Watson, who was in Antwerp, Belgium, purchasing horses. Instead of sending the message as eighty thousand the letter "y" was dropped and but 8,000 sent, which necessitated the stopping of delivery of thirty-five head of horses which had been purchased for a sale to be held in December, 1905.

Judgment Reversed. Coupling together two wagons and driving them through the thoroughfares of a city does not constitute contributory negligence held the supreme court in reversing the finding of the Douglas county court in the case of Herman Zizman against the Beebe & Runyan Furniture company of Omaha. Zizman sued the company for the death of his child, who was killed while stealing a ride on a wagon of the defendant company. A judgment of \$3,000 was secured by the plaintiff during the trial of the case in the Douglas county court.

Damage Case Dismissed. One hundred bushels of potatoes, which were warranted to grow, but which upon delivery were found to be unfit for use, formed the basis for a damage suit to collect on a promissory note in the supreme court. The case was brought by Henry J. Backes against L. C. Cook from the district court of Boone county. The case originally was for \$25, but was dismissed for the want of a cause of action by the trial judge and this finding was affirmed by the supreme court.

Newman Grove Wet. The supreme court rendered the village of Newman Grove in Madison county to be a wet city. In affirming the judgment of the Madison county district court, in the case of the state of Nebraska, ex-rel Charles Olson, against Herman M. Clancy, et al., the court upholds the election board, which declared a ballot that would have resulted in a tie, being declared illegal for the reason that four trustees were voted for instead of three, as the election called for. Two hundred and thirty-three votes were cast at the election, April 7, 1914, 117 favoring the granting of the licenses to the saloons and 116 expressing themselves as against such action.

Gives Egan Chance. Criticizing the county attorney of Daves county, for not being all fifteen regardful of the interests of the accused during the course of his trial and finding that three separate complaints were alleged in the indictment against Michael Egan, et al., his conviction for grand larceny was reversed and the case remanded for retrial, by the supreme court. Egan was charged with stealing, receiving and concealing a horse belonging to William Hanna, a fellow ranchman, and later selling it to a horse buyer.

Kadner Judgment Upheld. Judgment for \$4,125 received by Adam Kadner against the Omaha & Council Bluffs Street Railway company, for injuries received while a passenger on one of the defendant's cars, was upheld by the supreme court today. Kadner received the judgment in the Douglas county district court and the supreme court has affirmed the finding of the lower court. Kadner was riding on the front step of a car, while on his way to attend the Lake school and in turning a corner was thrown from the car and had his left leg amputated. The accident occurred in September, 1910, when the child was but 12 years of age.

Nails from Bentrice. BEATRICE, Neb., Feb. 12.—(Special.)—Joseph S. Stanek was appointed guardian over Emil Hubka, a prominent Bohemian farmer living near Virginia, by Judge Walden Thursday. Members of his family testified that during the last few months he has made a number of trades which caused him to lose a large amount of money.

Judge Pemberton Thursday set aside the decree of divorce issued January 12, last, in the case of Edith E. Stone against John A. Stone. Mrs. Stone was given the decree on the grounds of desertion, but a few days ago her husband returned and an amicable settlement was reached.

J. E. Wetzel of Oketo, Kan., died Thursday evening at a local hospital of cancer, aged 43 years. He leaves a widow and four children.

Grand Island Club Opposes Bill. GRAND ISLAND, Neb., Feb. 12.—(Special.)—That the people of Nebraska's municipalities are amply able to control their own distinctly local affairs, and that the legislature should keep hands off was the gist of a resolution unanimously adopted by the executive committee of the Commercial club at a banquet enjoyed by the committee as the guests of Manager Word of the Koehler hotel last night. The action was taken with reference to the several public utility corporation bills introduced at Lincoln to thwart municipal ownership.

A Personal Statement. There are so-called "honey and tar" preparations that cost the dealer half as much but sell at the same price as the original and genuine Foley's Honey and Tar Compound. We never offer these imitations and substitutes. We know you will buy Foley's whenever you need a cough syrup if you once use it. People come long distances for the true Foley's over thirty years the leading remedy for coughs, colds, croup, whooping cough, bronchitis and laryngitis coughs. Sold by all dealers everywhere.—Advertisement.

Saturday will be a wonderful day for you at this store as well as for hundreds upon hundreds of other Omaha men who are fortunate enough to share in our greater FINAL CLEARAWAY SALE

The most important clothing event in the history of Omaha retailing.

More Than 1950 KING-PECK Quality Suits and Overcoats Together With Our entire stock of NOVELTY MIXTURE TOP COATS and all RAINCOATS and GABERDINES IT'S THE ONE SALE YOU POSITIVELY CANNOT AFFORD TO MISS

\$6 Again we say See Our Windows

will make you the owner of any winter weight KING-PECK Quality Suit or Overcoat any Novelty Mixture Top Coat and any Rain Coat In Our Entire Stock Which Have Been Marked to Sell Regularly at \$10 @ \$12

Positive Savings of From \$4.00 to \$6.00 on Every Garment in the Lot Our entire stock of \$10 and \$12 Mackinaw Coats have been included in this lot—number is limited—so be here early.

Choose any one of the several hundreds of Winter Weight Quality Suits & Overcoats Novelty Mixture Top Coats and Gaberdine or Raincoat In Our Entire Stock Which We Have Been Offering All Season at \$15, \$18 or \$20 now

\$9 Every Price Reduction Whether \$6.00 or \$11.00 on This Lot is a Genuine Saving You'll experience no difficulty in finding a garment to please you in every particular from this great lot.

\$12 No Bait All Garments in Windows are for sale.

buys you any one of the hundreds of Winter Weight Quality Suits & Overcoats Novelty Top Coats & Gaberdines In Our Entire Stock which We Have Featured All Season at \$25, \$30, \$35

Positive savings of from \$13 to \$23—Get your share The world's best, hand-tailored quality garments are the sort you'll find in this most unusual offering.

Ha! Ha! Ha!

Some Sale "Believe Me"

Did you see that enthusiastic, active crowd last Saturday, Come down with your friends & watch them again tomorrow. All Aboard!



READ THESE FACTS---

- 3976 Suits and Overcoats at opening of sale. -About 1950 suits and overcoats for tomorrow's selling. -All novelty mixture top coats are incorporated in sale. -More than 300 rain coats and Gaberdines have been added. -Sale represents a saving to men of more than \$45,000.00. -Entire main floor clothing section devoted to sale. -Plenty of experienced salesmen to serve you promptly. -Size and price plainly designated on all window garments. -Many suits in sale are correct weight for spring wear. -No garments laid away or exchanged. -Original price plainly stamped on every garment. -Come, get your share—

Slight Charges for Alterations

Charges will be made for all alterations or customers may take garments to their own-tailors for altering.



Saturday—A Great Derby Sale \$1 Hats worth to \$5.00, yours for 1 All broken lines of Derbies have been assembled for a complete clean-up Saturday. Take your pick of the lot

Saturday—Velour Hats, regular \$3 to \$7.50 values, for \$1.45 All imported and domestic Velour Hats must vacate our shelves at once. Price is not considered—all colors now here—get one for

KING-PECK CO 16th at HOWARD WHERE YOU ARE SURE TO Suit yourself

TWO U. P. MEN ARE KILLED

Roadmaster and Conductor Lose Lives During Test of New Device to Catch Mail.

CRANE BREAKS SIDE OF CAR

GOETHENBURG, Neb., Feb. 12.—(Special Telegram.)—Testing a new mail-catching device this morning two miles east of Gothenburg with a test car running fifty miles per hour a crane struck a car, killing freight conductor N. F. Akeyson and Roadmaster C. M. Johnson, also of Kearney.

GRAND ISLAND, Neb., Feb. 12.—(Special Telegram.)—Conductor N. F. Akeyson and Roadmaster Johnson were killed at Gothenburg, Neb., this morning when a number of Union Pacific officials were testing a mail-catcher patented by Dr. Birkofer of that city. The inventor, Trainmaster Stephens, the superintendent of the railway mail service of this route and other officials were present to witness the test. The test was made with only an engine and one car on a side-track. The arm of the mail catcher gave way and went through the side of the car with the result stated. Roadmaster Johnson was badly injured and died on the train on the way to this city.

High Test for Butterfat. STAPLETON, Neb., Feb. 12.—(Special.)—D. J. Davison, one of the local residents of this city, had the milk from his Jersey cow tested and found 82 per cent butter fat of milk. This was the result of a friendly controversy among his neighbors, who also have cows.

The Cause of Rheumatism. Use Sloan's Liniment and you won't care what causes it. The first application helps. Good for sciatica, neuralgia, etc. All druggists.—Advertisement.

Arlington Pioneer is Dead. ARLINGTON, Neb., Feb. 12.—(Special.)—Jefferson D. Rosenbaum, an old resident of this county, died Wednesday evening at his home five miles northwest of here, after having been operated upon at an Omaha hospital for cancer of the intestines. Mr. Rosenbaum came here in

1872 and was one of Washington county's progressive farmers. He was born in Virginia in 1847 and is survived by his wife and ten children.

PLANS FOR BIG BRIDGE AT NORTH PLATTE FINISHED

NORTH PLATTE, Neb., Feb. 12.—(Special.)—The county clerk has received from State Engineer Price plans and specifications and blank bids for the construction of the bridge over the Platte river, one mile east of this city. The county clerk has already begun to advertise for bids for the construction of this bridge and these bids will be received until noon March 17. This is to be the only bridge to be built over a river in Nebraska along the Lincoln Highway; \$50,000 has been provided to pay the cost of the bridge; of this amount the city of North Platte and Platte precinct, east of the bridge, have voted \$25,000 in bonds and the state pays the balance. For the first time in its history North Platte will have a direct highway to the east.

Fairbury News Notes. FAIRBURY, Neb., Feb. 12.—(Special.)—Owing to the high price of corn and feed Jefferson county farmers are shipping out their cattle and hogs. Practically all of the live stock is going to market after being short-fed. Division Superintendent W. O. Sheehan is in Lincoln this week attending the Nebraska legislature. Mr. Sheehan is registered as a lobbyist for the Rock Island lines.

Pure, Rich Blood Made by Hood's

Pure blood enables the stomach, liver and other digestive organs to do their work properly. Without it they are sluggish, there is loss of appetite, sometimes faintness, a deranged state of the intestines, and, in general, all the symptoms of dyspepsia. Hood's Sarsaparilla makes pure blood, and this is why it is so very successful in the treatment of so many ailments. Get it today.—Advertisement.

Get What You Want Through The Bee's Want Ad Columns The Want Ad Section of The Bee is Omaha's greatest clearing house. It is a section that is read every day by thousands of people who either want to buy, sell or trade. A Bee Want Ad will sell anything from an accordion to a spotted zebra, for mother, father, wife, husband, uncles, sisters, brothers, little sister, little brother, and all the aunts, uncles and cousins read The Bee every day. The circulation of The Bee is of the responsive kind. They have been taught how to read and use Bee Want Ads. You will find the replies to your Ad will be exactly the kind you are seeking. Try it Tomorrow Telephone Tyler 1000 THE OMAHA BEE Everybody Reads Bee Want Ads EVERYBODY READS THE BEE WANT AD COLUMNS