

### East Omaha Votes To Construct Big Floodproof Levee

#### Huge Embankment Extending From Florence to Illinois Central Bridge to Hold Back River.

Flood proofing East Omaha by building a levee from Florence to the Illinois Central railroad bridge was decided upon Monday at an election in the county clerk's office, by a vote of 2,003 to 208.

#### Retard Planned.

The Illinois central railroad bridge to the smelters, he said, he plans to use the Illinois Central levee, and will open negotiations for the strengthening of the railroad embankment.

Twenty-one "retards" to stop the river from eating into the shore are planned in connection with the construction of the levee, according to Mr. Towl. These "retards" will consist of a barrier of trees, lashed together with a cable, and jutting out into the river, to be anchored to a concrete pile. They also will be anchored on shore.

#### To Cost \$175,000.

"This construction causes sand to fill in along the shore, and stops the river from cutting," Mr. Towl explained.

The project is designed to stop the perennial flooding of East Omaha, in which hundreds of residents formerly have been driven from their homes.

#### Judge Finds for Plaintiff In Two Foreclosure Suits

Aurora, Neb., Sept. 27.—(Special.)—Lars Lindstrom, aged owner of a mortgage purchased from the W. C. Wentz Co., won his foreclosure suit against John Beacom, in the district court, Judge Corcoran held that Beacom, who paid the mortgage to Wentz had made the Wentz company his agent.

In the five foreclosure suits brought on Wentz mortgages, Judge Corcoran has found for plaintiffs in two and for defendants in three.

#### District Ordered to Join With Consolidated School

Aurora, Neb., Sept. 27.—(Special.)—A decree was entered in district court by Judge Corcoran granting a peremptory writ of mandamus requiring the treasurer and director of school district No. 53 to join with the made rate in a contract with the consolidated school at Phillips, the latter to teach the children of No. 53. It is reported that the case will be taken to the supreme court in appeal.

#### Teachers' Institute Held At Beatrice This Week

Beatrice, Neb., Sept. 27.—(Special.)—The Gage county teachers' institute will be held during the county fair this week, beginning Wednesday and continuing until Friday. Miss Bertha Foster, county superintendent, has prepared an interesting program.

#### Names Pension Board

Washington, Sept. 27.—(Special Telegram.)—The commissioner of pensions has appointed Doctors M. C. James, J. T. Evans and C. D. Evans members of the pension board at Columbus, Neb., and Dr. W. M. Shirley at Carroll, Ia.

### Where the Shoe Pinches

By CHARLES DANA GIBSON  
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"You must be crazy, Isabel. I've asked you repeatedly to be economical, and yet you go and order the most expensive fur coat in the shop."  
"Well, I don't mind being economical, but I do object to looking economical."

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### Nebraska Cases on Docket for October Term of Supreme Court

Washington, Sept. 27.—(Special Telegram.)—The docket for the October term of the supreme court of the United States, which begins next Monday with a new chief justice on the bench, William Howard Taft, notes the following cases for argument:

Chicago and Northwestern Railway Co., petitioner, against C. C. Whitnack Produce company on appeal from the Nebraska supreme court; Chicago and Northwestern Railway company, plaintiff in error, against Nye-Schneider-Fowler company, on appeal from the Nebraska supreme court; Roth Dixon and Frank Dick, appellants, against Jesse H. Cox, et al, on appeal from the United States circuit court of appeals for the 8th circuit; Charles C. O'Connor, et al, plaintiff in error, against John Slaker, acting administrator, etc., on appeal from the Nebraska supreme court; Sioux City Bridge company, petitioner, against Dakota county, Nebraska, on appeal from the Nebraska supreme court; Thomas B. Stocker, plaintiff in error, against Nemaha Drainage District No. 2, on appeal from the Nebraska supreme court; Wabash Railway company,

petitioner, against Henry D. Stewart, on appeal from the Nebraska supreme court.

#### D. H. Beeman New Manager Of Industrial Loan Company

D. H. Beeman of the Industrial Sales company of Kansas City, Mo., has succeeded Joseph Roth as manager of the Industrial Loan and Investment company at 405 South Fifteenth street. Mr. Roth's resignation took effect September 10.

Gordon Roth of Omaha, brother

### CUT PRICE SALE

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### Iowa Farmer Boy Builds Plane By Five Years' Work

#### Successful Flights Made in Machine of Home Construction on Farm Near Greenfield.

Greenfield, Ia., Sept. 27.—(Special.)—After five years of diligent application to the task, Carl Zellweger, young farmer residing in Grand River township, has perfected an airplane which flies successfully. He has taken trial flights and the machine worked beautifully.

The building of the plane was a mere hobby with Zellweger. When he began he knew nothing about the mechanism of an airship aside from what he had read. He had not even seen one. His first plane would not work.

Following the building of this first plane came the world war and Zellweger enlisted. During his time in the service he saw much of airplanes and gained information from his observations. On returning home the young man sat about to reconstruct his airplane. This time his work was successful.

With the exception of the motor and propeller, every part of the machine was made by Zellweger at his home. He worked with only common tools and without the aid of a blueprint. He installed a Curtis motor.

A few days ago Zellweger rolled his plane out of the shed where he had constructed it, and tuned up the motor. With his brother, Frank, as a passenger, Zellweger glided down the length of the pasture and pointed the nose of machine upward. It glided off the starting field and rose as gracefully as the most expensive factory produced type. For 10 minutes the two sailed about at an altitude of 1,000 feet. The day following he made another successful flight.

#### Patrolman Interrupts Oil Station Robbery

Pushing his way through the partially opened door of the L. V. Nichols oil station at Eleventh and Harney streets early yesterday morning, Patrolman Joe Chaddock found the safe open and the money box containing \$60 in cash, on the floor. Apparently thieves had been frightened away from their work when they observed the roundsman approach the station.

Nothing was taken. Chaddock's attention was attracted to the station by the door being ajar.

### Attorney General of Iowa to Give Results Of Two Big Probes

Des Moines, Ia., Sept. 27.—(Special Telegram.)—Results of two gigantic probes, which will bare the innermost workings of the coal and cement industries in Iowa are to be made public soon, Attorney General Gibson said today.

The coal investigation is expected to prove positively that the operators of Iowa are illegally combined for the purpose of holding up the price of their commodity. The mass of data from all sources that has been collected by the attorney general may result in arraignment of some of the most prominent coal capitalists on the charge of violating both the state and national laws regarding corporations.

### Must Return Note to Bankruptcy Trustee

Aurora, Neb., Sept. 27.—(Special.)—A. F. Ackerman, receiver of the American State bank, must turn over to M. F. Stanley, trustee in bankruptcy of the W. C. Wentz company, a mortgage note for \$12,000 and \$4,242 in cash, under a judgment secured in district court. The cases were tried some time ago and have been under advisement of the court.

The \$12,000 note was one of the securities in the possession of Charles W. Wentz after the foreclosure of the bank. He later turned it over to the bank to help pay the overdraft of the W. C. Wentz company. Judge Corcoran finds that the delivery of this note and the payment of the \$4,242 were performances under the bankruptcy act, and must be paid back.

### Judge Refuses Decree of Foreclosure on Mortgage

Aurora, Neb., Sept. 27.—(Special.)—Judge Corcoran in district court decided the case of Hattie Taylor against Emma Woods by refusing a decree of foreclosure. An appeal was made at once by Mrs. Taylor.

Mrs. Taylor, a cook at the Swanson restaurant, sought to foreclose a mortgage she had purchased from the W. C. Wentz Co. This mortgage represents \$2,000, all her wealth. The mortgage was on the home of Mrs. Woods, who takes in boarders for a living. After the Wentz company was dissolved, it was found that Mrs. Woods had paid the mortgage to the Wentz company, but the company had not paid Mrs. Taylor.

A dishwashing mop in which is a bag to hold scraps of soap has been patented.

### Attempt Made to Deprive Doctor Of His License

#### Former Ogallala Physician Faces Charges of Drunkenness and Poker Playing Before State Board.

Lincoln, Sept. 27.—(Special.)—Charged with drunkenness, poker playing and other vices, Dr. Edgar P. Murdock of Julesburg, Colo., formerly of Ogallala, Neb., appeared before the state board of medical examiners today in the senate chamber. An attempt is being made to deprive him of his license to practice medicine. It is the first time such a hearing has been held in Nebraska.

Dr. S. C. Pitts of Ogallala filed the complaint, substantiated by affidavits sworn to by Eugene Deal, former sheriff of Keith county; S. C. Peterson and W. H. Spireman, county commissioners; Dr. C. W. Wallingford, G. C. Rodman and Walter C. Nye.

Operations performed while drunk, being arrested for drunkenness, familiarity with patients and playing poker while fathers and mothers of seriously ill children were seeking for him were some of the charges placed against the physician.

On the other hand, nearly 150

affidavits attesting to good medical work done by the physician and his good behavior were placed before the board.

The same charges have been filed against Doctor Murdock in Colorado and are being withheld pending the action taken on these charges.

A novel instrument for orchestras is equipped with a single banjo string, which is played with a cello bow, the sounds being amplified by a horn.



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