Everybody that Comes to Bennett's

Expects to get a little better value for their money than at any other store in town and they are never disappointed. Our Crockery Comparison Table has proven to thousands of visitors and regular customers that our prices are lower than any others in the city.

Bennett's Crockery Comparison Table

Basement-East Side.

See the special line of goods displayed in our Crockery Department, Six Cups, and Saucers to match, per

45c, 55c and 60c

Plates to match, 4c and 5c Opalescent Ware, very beautiful, to gether with a special lot of

china pieces, your choice 9c tions, complete, only18c

Each article sold separate3c One-half gallon heavy Crystal Pitcher Crystal Celery Vase, extra heavy

Extra heavy Crystal Flower Vase, very fine one-half gallon9c Extra heavy Crystal Bowl, very fine, 6 for9c Crystal Table Tumblers-

Thin blown engraved Table Tumblers nothing better at any price-6 for

Olive Tray7c Flint Crystal Spoon and

and Carpet Department

Furniture

BUILT TO STAND THE RACKET. A great variety of Iron Beds, good and strong, \$2,75, \$3,25 and up. 5-piece Parlor Suits, mahogany finish-the one your wife wants-\$19.85.

Breakfast Tables, solid oak, drop Kitchen Cabinet, holds everything, Solid oak Combination Bookcase and

Desk, elegant designs, \$12.50, \$13.85 Wash Stands, with highly polished French plate mirror, \$5.50.

Turkish Couch, full size, in leather, Ladies' Dressers, elaborate style and finish, easily worth \$18,00-our price 8-foot Extension Table, solid oak, \$4.50 up.

Hall Trees, large variety, solid oak, \$7.50 up. Several odd pieces-folding beds, china closets, chiffoniers and dressers at prices that will make them go.

Carpets

Standard quality, nothing better at any price. Tapestry and Chenille Curtains, pair, \$1.98.

Floor Oil Cloth, good grade, per yard, for China Mattings, 121/2c, 15c and 29c per yard.

Extra quality Japanese Matting, 19c. Wilton Velvet Carpet, new design, 90c per yard.

Tapestry Brussels, per yard, 50c. Axminster Rugs, 121/4x6 ft., \$12.50, Brussels Rugs, 814x121/2 ft., \$13.50. Ingrain Art Squares, \$3.98 and up. Ingrain Carpet, 25c, 29c, 34c and up. Linoleums, excellent quality, 48c, 55c and 65c per yard.

Extra width in large variety. Special lot of Lace Curtains, some odd pairs at exceptionally low prices

Unparalleled Values on Second Floor

In these days of trusts and high prices see the marvelously low prices we make Monday.

> MANDOLINS, GUITARS, VIOLING AT ONE-THIRD OFF LAST YEAR'S PRICES.

CARD TABLE-round or square, folding legs-just the thing you've been looking for-hardwood, handsomely decorated and well finishedvery convenient to have around-our special price, \$1.50.

CENTER TABLE-worth more-but our price 88c.

ANOTHER ONE-24x24 inch topsolid oak, very handsome-cheap at

EVERY LADY needs a desk-beautiful decorations, highly finished, solid oak-our special price, \$5.95. BETTER ONE-Golden oak, finely finished-nothing like it at the price anywhere-our price, \$7.85.

HIGH BACKED ROCKER-made to stand hard use, rodded arms, good and strong, easily worth \$2.50, Bennett's price, \$1.38.

LADIES' SEWING ROCKER-cane seat, well made, easily worth \$1.75make your wife a present-\$1.25. PICTURES FRAMED-single frames

-framed pictures and picture framesall kinds, styles and prices. WHITE ENAMEL FRAME-glass and mat, complete, 12c.

KAESTNER DOLLS for the little ones-make the children happy. SEE OUR TOYS on second floor

Bennett's Grocery Department Master Prices of

Navel Oranges, finest quality, perfect flavor, easily worth 20c per dozen, Bennett's price ie each, 12c per dozen, NOT MORE THAN 2 DOZEN TO ONE CUSTOMER. NOW WATCH OUR NEIGHBORS

HAVE AN ORANGE SALE. Bennett's Capitol Wheat, 2-1b pkg. 8c Bottle Assorted Pickles 5-1b. jar Quince Butter 28c 1-lb. package Corn Starch 31/20 Pint bottle Catsup..... Broken Rice, per lb...... California Prunes, per 1b...... Imported Sardines..... 10c Bottle Horse Radish 8: Bottle Red Pepper Sauce...... Worcestershire Sauce 10c

Bennett's Coffee

Always fresh, roasted every day, from 121/20 per 1b. on up. Bennett's Capitol Coffee, none better at any price, 1b. pkg.......... 28c B. F. Japan, Gunpowder, Oolong and English Breakfast Teas, from 38c Horseshoe Tobacco, per lb...... 42c

Mixed Candy

Se to 10c per lb.
Chocolate Creams, per lb.
Jelly Beans, per lb.
Lemon Drops, per lb.
Finest Frappe Chocolate Cream...
Usual price in other stores 60c.

Country Butter

Guaranteed absolutely pure. 16c, 18c, 20c, 22c and 24c Fancy Farmers' Butter-Bennett's Capitol Butter .. Bennett's Gilt-Edge Butter—
1-pound Print
2-pound jar
3-pound jar

Bennett's Drug and Prescription Department

Pure Drugs, Prompt Service. All the Medicines You Want When You Want Them BENNETT'S GUARANTEED PREPA-

MONEY BACK IF YOU WANT IT-We manufacture our own preparations

and guarantee absorute purity BENNETT'S CELERY COMPOUND. with Kolo, one of the very best nerve tonics known. When you are run down, tired out, when you do not rest well nights, when you have that tired feeling in the morning, then get a bottle of Bennett's Celery Compound, regular \$1.00 size bottle, our price 59c. BENNETT'S COMPOUND EX-TRACT OF SARSAPARILLA, combined with Yellow Dock, Stillingina, Burdock, lodide Potassium, etc.-one of the purest, purifying and invigorating

case, strengthens and builds up the whole system—large size bottle, 59c. BENNETT'S LIVER REGULATORan excellent preparation for all dis-eases arising from an unhealthy condition of the liver and stomach-Immediately cures sick and nervous headache, constipation and sour stomach-regular \$1.00 size bottle at Bea-

blood tonics known; eradicates ali dis-

BENNETT'S FIG LAXATIVE SYR-UP-A mild and pleasant laxative; guaranteed to cure habitual constipation, cleanses the system of all impurities-50c size, price at Bennett's

BENNETT'S "NO CURE, NO PAY" -Cures corns in five days or money refunded-price 18c BENNETT'S RHEUMATIC REM-EDY-relieves sciatica, lumbago, neur-

algia, gout and all rheumatic troubles -regular dollar size, 59c. BENNETT'S KIDNEY AND LIVER CURE-for Bright's Disease, jaundice, gravel, catarrh of the bladder and all diseases caused by disordered kidneys and liver; endorsed by physicians, and sold under a positive guarantee-\$1.00 size bottle at Bennett's 59c

Bennett's Stationery, Second Floor

velopes, in a box to match, 5c 24 Sheets Paper and 24 En-Paper, Penholders-something newwith pen-com-

PER DOZEN BC.

Webster's School Dictionary. 10c 75 White Wove En-120 Sheets Note: Paper Bookkeeping Blanks Student's Note Books. Se each-2 for 500-page Pencil Tablet Ink Tablets, each Leather bound Teachers' .98c Fancy Scalloped Shelf Paper, 6 colors, per dozen 2c

Valentines

1,000 sheets White Tissue

Get ready for Valentine day. Cheap valentines, dear valentines, comic valentines and all kinds of valentines. Fancy Valentines-a large and varied assortment to suit all tastes and prices. Large assortment of box novelties at taking prices. Very fine celluloid valentine novel-

ties at 48c, 68c, 74c and up. Fancy box novelties at 5c, 7c, 8c, 9c 12c, 14c and up.

Valentine Card Mounts, 3c 4c, 5c up. Valentine Cards, 1c and 2c each. Fancy Lace Valentines, 3c to 24c, Comic Valentines, 2 for 1c-5c per

Bennett's Jewelry Department

Hearts to Give Away.

Solid gold Hearts, enameled stone set, fancy engraved, your choice of the regular 25c and 40c kind

Prices good for Monday only. NO EXTRA CHARGE FOR

ENGRAVING. Rolled gold plate, twist wire Beauty Pine, will not tarnish, 6 assorted 3c styles on card, per card

Solid German Silver Tea Spoons warranted-per set of

Long racket Alarm Clocks-good timekeepers-complete with stop leverregular price \$1.38-Benuett's price98c

Watches

Genuine and warranted Waltham, Hampden and Hamilton movements.

CASES-the best made-guaranteed long wear. Jas. Boss gold filled-no better case at any price. Prices to suit all pocketbooks. When you want a watch you want the best

See Bennett's Jewelry department. We can save you from 25 to 33 per cent on all high grade Watches.

Repairing neatly and promptly finished. Prices guaranteed to be lower than the lowest.

Best material-best work-best service-best place to come-to Bennett's.

Sent for a Cent-Your name on a postal card will bring you our new Spring Catalogue, ready about March 15th.

15th and Capitol Ave.

Bennett Co.

15th and Capitol Ave.

Will of Harriet Ballou Admitted to Probate by Judge Vinsonhaler.

Mrs. Ballou's Will Favors Rev. Francis Blayney, Former Pastor of an Omaha Church-Protest Made by Stepchildren.

Rev. Francis Blayney, formerly pastor of but for several years a resident of Abilene, Kan., is richer by about \$2,000 than he was prior to the death of Mrs. Harriet Ballou. opened it disclosed the name of Rev. Blaney initiative in filing objections to the probat- should make of her property. ing of the will. The papers were filed with Judge Vinsonhaler in the county court several weeks ago and the case came up fo hearing Friday morning. It dragged tediously along and at the close of the evidence yesterday Judge Vinsonhaler held that the will was regular and it was admitted to

The Ballous, under the leadership of Roberi, set forth that the document purporting to be the last will and testament of the de ceased was not legally executed; that if she attached her signature to it she did so while under some undue influence and the exercise of such influence was charged up

DANGEROUS TO LIFE.

Surgical Operations for Piles Dan gerous and Unnecessary.

The failure of cintments, salves and pills to permanently cure piles has led many to believe the only cure to be a surgical opera-

But surgical operations are dangerous life, and, moreover, are often unsuccessful and at this time are no longer used by the best physicians nor recommended by them. The safest and surest way to cure any case of piles, whether itching, bleeding or pro-truding, is to use the Pyramid Pile Cure, composed of vegetable oils and acids, healing and soothing to the inflamed parts, and

containing no opium or other narcotic. Dr. Williams, a prominent orificial surgeon, says "It is the duty of every surgeon to avoid an operation if possible to cure in any other way, and after many trials with the Pyramid Pile Cure I unhesitatingly recommend it in preference to an operation,

"The harmless acids and oils contained in it cause the blood vessels to contract to a natural condition and the tumors are absorbed and the cure is made without pain, inconvenience or detention from business. "In bleeding and itching piles the Pyramid is equally valuable."

In some cases a single package of the Pyramid has cured long standing cases: betraveling; it is applied at night and does not interfere with the daily occupation. The Pyramid Pile Cure is not only the

safest and surest remedy for piles, but is the best known and most popular from Maine to California. Every physician and druggist knows it and what it will do, The Pyramid Pile Cure can be found at all drug stores at 50c for full sized treat-

A little book on cause and cure of piles mailed free by addressing the Pyramid Drug Co., Marshall, Mich.

had expected.

EFFORT TO SHOW UNDUE INFLUENCE FAILS given in a straighforward manner. The opened Cowie refused to say. plaintiffs in the protest failed to show that Rev. Blaney had exercised influence of any kind over Mrs. Ballou and it appeared from the general trend of the evidence that she acted solely on her own responsibility in making the bequest. It was shown that Mrs. Ballou was a tireless church worker and that years ago when Rev. Blaney was stationed in Omaha she was a regular the Second Presbyterian church of this city, wershiper at his church. He was at that

me well known among the local clergy. The Ballou estate aggregates less than \$3,000, including real and personal property. Mrs. Ballou died at her home in this city Several doctors were examined as to the several months ago and when her will was mental condition of Mrs. Ballou at the time she made her will, but nothing developed to as the principal beneficiary. Mrs. Ballou indicate that she was of unsound mind or was a widow, having several stepchildren. that she listened to advice or suggestions Rebert Ballon, one of the number, took the from any one as to what disposition she

More About the Dodds.

The Dodd children continue to have their ames written upon the records in the disrict court. This litigation started a long while ago in the form of habeas corpus instituted by Benjamin and Annie Dodd, the parents, against the Nebraska Children's Home society. From the beginning side ssues have arisen from time to time, until two of the contested children, will attempt to show Judge Estelle that they have the egal right to possession of them. Contrary udgment was rendered by the late Judge Scott some time ago, but motions will be argued to have such judgment set aside.

EXPERT VIEWS ON ENVELOPES

Investigating Committee Secures Evidence on Alleged Opening of Contractors' Proposals.

The investigating committee appointed by he Board of Education has finally secured privilege, supply just as good, clean food as the public, private and parechial schools, but he desired testimony relative to the openng of envelopes and will resume its sittings probably on Tuesday morning. Chair- who must be well paid by those who would tary is likewise undecided as to how he will man Barnard said that although no call has crush men who deserve well of the citizens proceed to enforce the attendance of abas yet been issued all the desired evidence for supplying all classes in the community sentees. He will send notifications to the is in hand. The committee prefers that the with a good, cheap meal, who in the major- parents of delinquents, but beyond that nature of the testimony to be submitted ity of cases I fully believe cannot afford a point is uncertain as to his course. should not be announced until it is formally | 25 or 50-cent meal like our friend Mr. Erickbrought before the board of inquiry. It is son. There can be no harm in having food shall attend school for twelve weeks animprobable that any experts in the employ of the Postoffice department will take the stand, as they have no wish to attract public notice. Means have been adopted, however, to secure their opinions, and the testimony will be equally as satisfactory.

If the testimony indicates that the proposals to supply blackboards and other material were not tampered with while in the custody of Secretary Gillan the sitting on Tuesday will probably be the final one. No other important matters remain to be heard, ing in suppository form it is always ready and the task of the committee will be comfor use, can be carried in the pocket when pleted with the hearing of a few minor wit nceses. If the testimony reveals, on the

WEALTH GOES TO HER PASTOK as beneficiary. The Ballou stepchildren of the experts at that time was that the were not entirely cut off by Mrs. Ballou, but letters had been opened. The suspicion they did not receive such a share as they which caused the investigators to collect the envelopes was inspired by Detective Buck-Rev. Blaney was in attendance at the minster. Buckminster testified that Cowie trial. He has the general appearance of the had assured him that the Buckminster bid typical elergyman and throughout the or- on blackboards was the lowest. How he had deal he remained calm and his evidence was secured the information before the bids were

Ten-Cent Restaurants Defended

Bee: Business Agent Erickson's story is a pretty story indeed, and sure enough he has a card up his sleeve. He must be in the pay of the restaurants charging a rate for meals higher than the 10-cent ones, and who are kicking because they are not patronized to the same extent as the 10-cent houses. It cannot be in the interest of the waiters, for the most of the 10-cent restauthat they cannot serve a clean and wholesome meal for a dime, the public who pattities, they could not exist. Buying in large in preventing the employment of children in tions that he believed it to be essential to quantities at the lowest figures and feeding large retail stores. so many hundreds every day with the small

they are well satisfied.

their doors. It has always been a matter of surprise to me how such good food, with clean tablecloths, napkins and all the necessary table requisites and the excellent service could slightly over 18,000. Of these 12,355 appear served are well satisfied. The lunch wag- able as yet to form any idea of the shortage ons stick to their corners, pay well for the between the school census and the rolls of the restaurants, supply a felt need and no- there is a general impression that the difbody is kicking, unless this Mr. Erickson, ference will prove considerable. The secreinspected by a health inspector, but it would nually, there is still time to put in the rebe well to begin at the top, or where the quired period until late in March. As soon supplies come from to go into the hands of as the limit is exceeded, however, the trufamilies, hotels, restaurants and everywhere. ants will face the necessity of rendering an I hope this Mr. Erickson is not scheming for a food trust. P. L. FORGAN

"For a lame back and for pains in the chest there is nothing equal to a piece of flarnel dampened with Chamberlain's Pain Balm and bound on over the seat of pain, says Mr. Ralph Jordon of Burke, N. Y. "Pain Balm is the best liniment I ever used.

Cheery and Hope Miss a Train. Cheery and Hope Mise a Train.

Joe Davenport Cheery and N. T. Hope encounts from New York to San Francisco. Spent Friday night in Omaha as guests of the Miliard though their railroad tickets account.

The only indication as to the nature of the expert testimony may be gleaned from the opinions of expert testimony may be gleaned from the opinions of experts already expressed. The letters were submitted to officials at the local postoffice when evidence was being as
Cheery and Hope Mise a Train.

Cheery and Hope encounts it was to San Francisco. Spent Friday night in Omaha as guests of the Miliard though their railroad tickets of the Miliard though their railroad the Miliard though their railroad the Miliard their railroad the Miliard though

School Board Is Poking Children Into Line with Long Stick.

SECRETARY DOES PET OFFICIAL'S LABOR

OMAHA, Feb. 3.-To the Editor of The Gillan Carries Out Duties Assigned to Hess at Comfortable Salary by Old Board-Each Delinquent Must

Render Account. Secretary J. M. Gillan is now earrying out in addition to the usual work of his of fice the duties of truant officer, a position which the old Board of Education wished to rants employ union labor. His statement confer upon one of its favorites at \$100 per month. The state law which the secretary is endeavoring to enforce specifics that all to pension legislation. In view of recent ronize them and patronize them largely are children between the ages of 8 and 14 years hearings of Grand Army delegations and the best judges as to this, and those who must attend school for at least twelve weeks others interested in pensions the hearing gan without success, except slight destrucrun them are best able to know whether or in the year. The law has the hearty ap- attracted more than usual interest. Mr. not the business pays them. Without doubt proval of the united labor of the city, which Evans expressed the belief that the time the profit of each meal must be a very will make an effort to co-operate with the had come for a revision of the pension laws. small one, and were it not that they serve school board in carrying out its provisions. The two general laws had become compliso many, and are able to buy in large quan- The labor unions are particularly interested cated by so many decisions and construc-

Communications have recently been sent the real meaning of the law and the desires margin of profit from each enables them to out from the secretary's office to all the of congress toward the pensioners. He had carry on business with success, and I know private and parochial schools in the city asking for a copy of their roll books. Sim-I know from my own knowledge and from lar lists will be obtained from the superinthose who take their meals there regularly tendent of school's office and on March 1 gress by next December. ow there are a dozen or more complications that the food put on the table is most satis. Secretary Gillan expects to have the name clustered about the main issue. At the next factory, is wholesome and clean, and is well of every child now attending school in the term of court, which begins Monday, James served by smart clever male and female left. These lists will be converged with the served by smart, clever male and female city. These lists will be compared with the . Barnes and J. D. Gordon, the keepers of waiters. I can speak from experience of school census taken each June under the Moore's, Houston's, Jim's and Klondike No. auspices of the committee on boundaries of that what I have stated is applicable to the Board of Education. A third list will them, and I have no doubt other 10-cent be prepared of names not appearing on the restaurants are run in a similar manner, attendance rolls and an inquiry will be otherwise they would be required to close started as to the reason for their non-at-[tendance at school.

Children Now in School

The total number of children now in attendance at the public schools numbers be given for the money, but it is done and on the list recently compiled between the done well, and the purveyors and those ages of 8 and 14 years. The secretary is not As the law only stipulates that children

LAWTON TRAIN LEAVES OGDEN

Union Pacific Special Train Bearing Remnins of Bend General is Now Enronte to Omaha.

account to the school authorities

It is reported at Union Pacific headquar ers that the special train bearing the bodi-s

the union station when the train passes this Mr. Evans said he was "always glad to street

alated by C. S. Hayward. The opinion ON THE TRAIL OF TRUANTS through, bearing a handsome collection of have the sunlight shape experts at that time was that the quiries from prominent citizens received by to the time of the arrival of the funeral

> large number of people at the station to pay their respects to the memory of General The train left Ogden, Utah, at 2 o'clock resterday enorting over the Union Pacific

on a special schedule and every effort will be made to avoid delay.

EVANS TALKS UN PENSIONS Thorough Revision of Existing Laws Is Considered Desirable by

WASHINGTON, Feb. 3 .- Commissioner of Pensions Evans was heard today by the house committee on invalid pensions relative have a general revision in order to get at therefore recommended a commission to revise the pension laws and he believed such

a body could do its work and report to con-Mr. Evans was asked as to charges that had been made that some special commissioners who investigated widows' claims asked insulting questions of these widows. The commissioner vigorously denied these charges. He read from the regulations of ommissioners Black and Tanner on the subject of inquiries and his own instructions to examiners to avoid any indiscretions. In connection with a charge that improper questions had been asked an age widow Mr. Evans read the report of the examiner denying the charge and declaring

there was not a word of truth in it. The commissioner said it was impossible to frame any law without having had some special cases arise which might cause dif

He was asked why the local medical poards told pensioners a favorable report yould be made, and yet favorable action did ct follow at the bureau. The commissioner explained that the local boards are forbidden under the rules from making known their findings. But their members were hunan, and naturally swayed to some extenby local feeling. Moreover, he said that the law itself caused difficulty by requiring not only the medical diagnosis, but a general estimate or conclusion and these did not

always agree. Mr. Evans spoke of the intelligence and ability of those in charge of this work. As o delays in appeal cases, he said about 4,000 were passed on last year and of these only about 200 resulted in a reversal of the orignal ruling. Some of the delay had been caused by the wholesale appealing of cases on printed blanks. Mr. Evans expressed his personal advocacy of just and liberal pensions. He remarked also that usually there were ten mistakes against the government

the newspaper and ratiroad offices relative OPENING UP THE HEMP PORTS train it is anticipated that there will be a General Kobbe Captures Considerable Artillery and Large Quan-

> WASHINGTON, Feb. 3.—General Otls' QUESTION OF RIVER OWNERSHIP INVOLVED atest report of military operations in the Philippines shows that rapid progress is be ing made in opening up the hemp ports in the islands south of Luzon. Colonel Kobbe. in command of an expedition into the islands of Samar and Leyte, adjoining Luzon on th southeast, reports the capture of three of the most important towns in the islands and

of large quantities of hemp at these points. General Otis' cablegram, received at the War department today, is as follows: "MANILA, Feb. 3 .- Kobbe reports from Cebu occupation by troops of Calbayoe, Catbalogan in Samar and Tacloban, Leyte. Opposition at these three points; insurgents endeavored to burn Calbayoc and Catbalotion in last town when first put out by troops from this point. Kobbe drove insurgents under General Lukban into mountains, apturing large arsenal and powder house, Lukban's baggage and money, all his artillery: Tacloban, insurgent loss in killed. ten, no casualties; Kobbe captured at all tities hemp at points seized by Kobbe; thirty merchant vessels engaged in trans-

porting same to Cebu and Manila. OTIS."

Value of Captured Stores. WASHINGTON, Feb. 3.—The secretary of ey, which was convened at Cavite June 6, tured by Admiral Dewey's fleet in Manila working capacity and the frozen territory bay. The estimated value of these captures will permit. \$326.141. The largest items in the stateent are "ship and boat equipment, \$241.566; rdnance materials, \$42,294, and fuel, \$20,-68." The appraisal was called for as evi-

for the award of prize money. Grants Postmasters Leave. WASHINGTON, Feb. 3.—The postmaster general has directed that leave of absence he given all postmasters who desire to at-

tend the Missouri p stmasters' convention at St. Louis February 22. "I had dyspepsia for years. No medicin: vas so effective as Kodol Dyspepsia Cure. gave immediate relief. Two bottles protuced marvelous results," writes L. H. War ren. Albany, Wis. It digests what you cat and cannot fail to cure.

Rifles for the Thurstons.

A consignment of forty-five rifles was re-ceived at the Thurston Rifles' armory yes-terday from the adjutant general's depart ment at Lincoln. The guns will equin the Thurston Rifles drill team in a satisfactor manner. They are of the old Springled nattern. 5 caliber, and are much less de-sirable than the Krag-Jorgensens which in company desired to seeing from the federal ompany desired to secure from the fed uthorities. In soliciting the use of rms from the state authorities some arms from the state authorities so officials. The authorities wish the stons to enter the state milita as a provision can be made and felt so easiness lest the loan of the rifles wo move the arinelpal inducement to it ton. The company has so far mexpression of its intentions one way

Error in Location. In an item published February I it was stated that Katle Welshartinger entered a house at 1402 Cass street to keep an appointment with a friend whom she had met at her father's restaurant. The residents at that location explain that the location published was erroneous and that the incident occurred further down the atreet.

FREE-FOR-ALL ICE HARVEST

Judge Dickinson Dissolves Temporary Irjurction Against Reservoir Company.

Court Holds that Everybody Has a Right to Cut Ice, and if Ownership Is Disputed it Should Be Settled by Suit for Damages,

Judge Dickinson of the equity court has lended a perpetual injunction as prayed for by McCoy and Olmstead against the Reservoir Ice company, the object of the plaintiffs being to prevent the defendants from cutting ice within certain bounds of the Mis-

souri in the vicinity of the water works pumping station. This decision means substantially that the Missouri ice harvest is a free-pitch-in for every one who desires to engage in the business. The plaintiffs filed a petition a few days ago in which they set forth that Robert Elliott had "staked off" an ice claim on the river and that he subsequently sold it to the plaintliffs. When the river froze at the points thirty pieces artiflery, good many point in controversy the Reservoir lee comrifles, stores and ammunition. Large quan- pany undertook to harvest a crop, so the plaintiffs alleged. Judge Dickinson granted a temporary restraining order, since which time the defendant company has kept away from the disputed ice. Meanwhile, McCoy and Olmstead had a large force of men at work night and day. The case came he navy has transmitted to the supreme up for hearing on its merits yesterday court of the District of Columbia a copy of afternoon and at the conclusion Judge the report of the board of appraisal and sur- Dickinson announced that he would dissolve the temporary order and that both parties 898, to place a value on the property cap- might proceed to cut as much ice as their

Judge Dickinson said that if either party believed it owned the ice as it stands unharvested they should bring action in the district court to recover damages for whatence in the suit brought by Admiral Dewey ever amount of ice is taken from the contested field. Such action would establish the ownership, the question being whether the "staking" of an ice claim constitutes ownership, or whether the ice belongs to the owner or lessoes of the abutting river

> As matters now stand both parties will cut ice, and it is expected that damage suits will follow. One of the plaintiffs said: "The fun has just now commenced." It was agreed in court, however, that there is to be no interference among the laborers on either

