Nebraska

FIGHTS FOR WATER USERS

W. L. Minor Takes Up Cudgels in Their Defense.

SENDS LETTER TO KINKAID

Urges New Rule Giving More Leeway to Those Who Are Unable to Meet Obligations to the Government.

(From a Staff Correspondent.)

LINCOLN, Neb., Dec. 30.—(Special.)—There has been considerable controversy between users of water under the government ditch in Scotts Bluff county and the government over the cancellation of water rights held by those who become delinquent to the government for two years and before coming to Lincoln to accept the deputyship in the state auditor's office, W. L. Minor took up the matter with the department in behalf of the users of water on the Belle Fourche project, taking exception to the ruling of the department, which was that "a failure to make any two payments when due shall render the entry subject to cancellation with forfeiture of all rights under the act and of money already paid in."

Mr. Minor contends that the government is wrong in its construction of the act cited above, which he says come under the head of "Construction" and does not deal at all with the section under the head of "Operation and Maintenance." According to a letter received by Mr. Minor from Congressman Kinkaid, enclosing the opinion of Samuel Adams, first assistant secretary of the interior, parties who are delinquent on their 1911 and 1912 payments on December of this year steps will be taken to cancel their contracts.

Letter to Kinkaid.

Mr. Minor in his letter to Congressman Kinkaid says: "Section 6 of the act of June, 1912, authorizes the secretary of the interior to use the reclamation fund for the operation and maintenance of all reservoirs and irrigation works constructed under the provisions of the act. To met this seems explicit and that no direct charge for operation and maintenance should ever have been made on the settlers.

"Immediately following the quotation above from Section 6, I find the following: 'Provided, that when the payments required by this act are made for a portion of the lands irrigated from the waters of any of the works provided for than the management and operation of such irrigation works shall pass to the owners of the lands irrigated thereby, to be maintained at their expense.' This implies that no operation and maintenance charges were contemplated by this act until the construction charges were paid out and the canal turned over to the settlers.

"It seems to me that the government should be satisfied with its power to shut off a man's water supply to enforce collection of operation and maintenance expenses and that is all that is necessary, and that power to cancel should not be claimed.

"Immediately connected with this subject is another that the government now requires the advance payment on operation and maintenance, December 1, before they begin to deliver the water the following May, five months before the water is delivered and eleven months before the completion of the delivery. I believe the principal wrong, for I know of no private enterprise, which expects this. The government ought not to cancel entries because of the non-payment of a charge for water that they have never delivered and which they cannot complete delivering for almost eleven months."

Mr. Minor is bitterly opposed to the government taking a stand in this matter that is directly opposite to what a private corporation or individual would do in case he was handling the same business, and believes that it is a detriment to the best success of the country in the irrigated district.

Five Weddings at Cambridge.

CAMBRIDGE, Neb., Dec. 30.—(Special.)—The marriage of Miss Bernice Marguerite Perry, daughter of Mr. A. V. Perry, a prominent and wealthy lumberman of this city, to Mr. Floyd A. Phillips of Fairmont took place Friday, the Rev. William P. Keits of the First Congregational church officiating.

Miss Ada Thompson and Mr. Robert McPherrin, both of this vicinity, were united in marriage Sunday. Mr. and Mrs. McPherrin will reside upon a farm near Tecumseh, Neb.

Miss Minnie Kriemelmeyer of this city and Mr. Clyde Story of Holbrook were married on Christmas day, Rev. W. P. Keits officiating. Mr. and Mrs. Story will make their home on the groom's farm near Holbrook.

Miss Annis Hiatt and Mr. Glenn W. Fidler, both of this city, were united in marriage at the Evangelical parsonage on Christmas day, Rev. C. F. Heim, pastor of the Evangelical church of this city, officiating.

Miss Edith E. Coder, daughter of Mr. and Mrs. George B. Coder of Cambridge, and Glenn M. True were married a few days ago. Mr. and Mrs. True will make their new home at Atlanta, Neb., where Mr. True is the owner of the city's lighting and water works plants.

Notes from Beatrice.

BEATRICE, Neb., Dec. 30.—(Special.)—Victor H. Meyer and Miss Celia H. Hoffman, both of Speed, Kan., were married Saturday by Judge Walden in county court.

Talt Taylor of Odell, who was arrested a few months ago on the charge of stealing a sum of money from a liveryman of that town, visited the city yesterday and furnished recognizance in the sum of $1,000 for his appearance at the next term of the district court.

Arthur Wrigley and Miss Gladys A. Harvey were married at the home of the bride's parents, Mr. and Mrs. W. M. Harvey, near Harbine, Rev. W. L. Hadsell officiating. The young couple will make their home on a farm near that place.

Humboldt Bridegroom Kidnaped.

HUMBOLDT, Neb., Dec. 30.—(Special.)—Mr. Perry Germain and Miss Lorena Goddard were married at Falls City, and after the ceremony returned to Humboldt. It is the custom in Humboldt to play jokes on newly married men, and in accordance Mr. Germain was taken by automobile from Humboldt to Falls City the evening after his marriage, and kept there until 2:30 the next morning. He took the joke good naturedly and sat around with the crowd eating peanuts and swapping yarns.

Nebraska

Hai Resh Conclave Begins in Lincoln

LINCOLN, Neb., Dec. 30.—The national conclave of Hai Resh, a Jewish fraternity, opened here today with the election of Irving Meinrath of Kansas City, president; Jerome Reichart of Denver, vice president; Ramond Frank of Denver, secretary, and Herbert Arenstein of Omaha, treasurer. Sigma Theta Phi, the national sorority, has been in session in Omaha, but the delegates are now in Lincoln to take part in the festivities in connection with the fraternal convention.

DYNAMITE KILLS MANY FISH

Missouri River Forced to Yield Up Finny Treasures.

GAME WARDEN IS POWERLESS

Attention of Government Called to Doings of Fishermen Near Rulo, Where They Are Caught by Wholesale.

(From a Staff Correspondent.)

LINCOLN, Neb., Dec. 30.—(Special.)—Chief Game Warden Miller has been notified that parties near Rulo in Richardson county, have been using dynamite in the Missouri river for the purpose of securing fish for marketing purposes. The information from a reliable source and conveys the intelligence that a few days ago the parties exploded dynamite in the river a short distance above Rulo and secured a barge load of fish of different kinds, which they took into wagons and sold along the towns of the river.

He asks the game warden if there cannot something be done to prevent further dynaminting in this way, claiming that in a short time there will be no fish left in the river if the practice is continued.

The laws of the state of Nebraska do not cover this kind of fishing. The authorities of the state have no jurisdiction over the Missouri river except 100 feet each way from where any Nebraska stream emties into the Missouri, and therefore unless the legislature passes a new law or the government takes hold of the matter it will be hard work to stop the dynamite business by the Nebraska game warden.

However, Mr. Miller has called the attention of the government authorities to the matter and it is possible that the parties may find themselves dealing with the government, which has jurisdiction over all streams in the United States.

Gangway for Solons.

Oil Inspector Huesenetter will not move his office into the office of the governor, where it has formerly been during the session of the legislature, but today moved to the west wing basement rooms. Two departments are left which have not been moved, the veterinarian and the secretary of the board charities. These, however, will find some place to crawl into before the legislature meets.

Land Goes Begging.

And still another kick comes to the attorney general's office over the controversy on the "beer bottle corner." This time, Miss Edith L. Hick of Alliance, says that she has land which she does not know whether she owns or not and can do nothing until the matter is settled. The proposition is now before the supreme court and until settled owners of land along the disputed strip are powerless to make improvements.

New German Corporation.

Articles of incorporation of the Press Publishing company of Lincoln were filed with the secretary of state this morning. The company is incorporated for $80,000, and the men behind the company are Judge E. P. Holmes, G. L. De Lancy and H. W. Enderis. This takes over what has always been known as the Freie Press, a German paper.

Old Comrades Meet.

J. R. Schofield of Griswold, Ia., who is in the city visiting his uncle, J. N. Schofeild, was at the state house in company with General J. H. Culver this morning. He first became acquainted with General Culver when the latter was color bearer for his regiment, but had not met him since until he came across the general in Lincoln. Mr. Schofield was captured at the battle of Chicamauga and was in prison at Danville for three months, when he and five others tunelled out of the building and escaped.

Accused Man Insane.

BEATRICE, Neb., Dec. 30.—(Special Telegram.)—Edward Buckney of Liberty, Neb., who was recently indicted by the federal grand jury and taken to Lincoln on the charge of sending obscene literature through the mails, has been found to be of unsound mind and will be brought here for a hearing before the insanitary commissioners. He is about 55 years of age.

Students Walk Seventy Miles.

FAIRBURY, Neb., Dec. 30.—(Special.)—Several Fairbury students who are attending the state university at Lincoln walked home to spend the holidays with their parents. The party consisted of Lester Westling, Lloyd Cooper and Harry Rigdon. The distance covered was seventy miles.

Court Requested to Send Negro to Trial

WASHINGTON, Dec. 30.—The United States supreme court is asked by Solicitor General Bullitt, in a brief made public tonight, to dismiss summarily the application of Jack Johnson, the negro pugilist, for a writ of habeas corpus contesting the constitutionality of the "white slave" act, for the alleged violation of which Johnson is awaiting trial at Chicago. The solicitor general does not argue the question of constitutionality, but devotes his brief to the view that it is not proper procedure to seek Johnson's release by writ of habeas corpus in advance of trial.

The case is set for hearing in the supreme court January 6.

STOCK YARDS MANAGER DIES AFTER LONG ILLNESS

KANSAS CITY, Mo., Dec. 30.—Eugene Rust, general manager of the Kansas City stock yards since 190.., died at his home here today after an illness of several months. Mr. Rust had been connected with the local stock yards for thirty-two years. He was born in Belfast, Me., sixty-one years ago.

WILSON RECEIVES SULLIVAN

Iowa Democratic Leader Meets Governor Enroute from South.

ACCOMPANIES HIM NORTHWARD

Man Boomed for Cabinet Position by Judge Wade Discusses Legislative Policies with President-Elect.

PRINCETON, N. J., Dec. 29.—With a miniature ship of state in one hand and a basket of Virginia apples in the other, President-elect Wilson came home last night, after an allday ride from Staunton, Va., his birthplace. As a parting gift, the people of his native town gave him a ship of flowers, and amid cheering bade him godspeed.

The governor had so far regained his normal strength that he talked politics most of the day with persons who rode with him on different stretches of the trip. At Washington, where the governor's special car stopped an hour, Jerry Sullivan, one of the leaders of the democracy in Iowa, was received by Mr. Wilson in his stateroom. The president-elect did not leave his car at all while at the national capital.

Mr. Wilson had invited Mr. Sullivan to join him today at Washington and they were together most of the journey from Washington to Princeton Junction.

Mr. Sullivan continued on to New York.

May Be Cabinet Member.

"We were just picking up the threads of the situation in Iowa," said Mr. Wilson of his talk with Mr. Sullivan. They had talked over legislative policies, he added. He was asked if he had mentioned cabinet appointments to his Iowa visitor, and answered that he had not. The inquiry was occasioned by the fact that Judge Martin Wade, national committeeman from Iowa, has urged the appointment of Mr. Sullivan as secretary of the interior, the name of Mr. Sullivan having been informally suggested to the president-elect for that portfolio by friends of the Iowan.

Mr. Sullivan explained that the object of his call was to learn Mr. Wilson's position on the tariff and the trust questions. "We are interested in the west in the destruction of those trusts that mean death to competition," he said.

Presidential Party Back on Continent

MIAMI, Fla., Dec. 30.—President and Mrs. Taft, Colonel and Mrs. Goethals and a number of friends arrived off Key West at 10 o'clock this morning on the United States battleships Arkansas and Delaware, after a quick trip from Colon and the Panama canal zone.

The presidential party was brought ashore by the government tug, Peoria, and started north at noon on a special train over the Florida East Coast and the Atlantic Coast Line railroads. They are due in Washington Tuesday morning.

The voyage from Colon to Key West, more than 1,100 miles, was made in a little more than sixty hours, over waters troubled only by a heavy swell and roughed by brisk trade winds. A spectacular rescue of a coal passer on the Delaware after he fell overboard at 7 o'clock this morning was missed by practically every member of the party. To save the man the big battleship turned a complete circle, put off a boat, picked up the coal passer and resumed its course in less than fifteen minutes.

Veteran Iowa Editor Dies at Age of 78

LITTLE SIOUX, Ia., Dec. 30.—D. W. Butts, aged 78 years, editor of the Little Sioux Independent, died here today. Mr. Butts was the oldest active newspaper man in northwestern Iowa. He was the first printer to locate north of Council Bluffs, coming to Preparation, Ia., in Monona county, from Kansas City in 1861. He edited his paper up to December 21, last.

WELL KNOWN MINING MAN FOUND TO BE EX-CONVICT

PUEBLO, Colo., Dec. 30.—Returning to the practice of confidence games after his release from the state penitentiary of Montana, to find they had lost their lure, then assuming another name, marrying and moving to Pueblo, determined to lead a life of honesty only to be recognized more than a year later and arrested to answer old charges, is the story of one of the most prominent mining men in this city who, in Billings, is known as Thomas A. Prout.

Mrs. Prout, as she must be called, knew nothing, it is said, of her husband's past life, and when he was arrested by Under Sheriff Hill last night she gave a scream of horror and fell in a faint. Prout was taken to the county jail.

Hill refuses to divulge the name Prout has been going under on account of business complications. It is known that he is one of the prominent men of the city. He is a mining stock broker.

TEAMSTER REFUSES TO TELL ON HIS SIX ASSAILANTS

CHICAGO, Dec. 30.—With a grim determination to "even up things" in his own way and time, John Lyon, a teamster, victim of an uneven fight, lies at the county hospital with three stab wounds in his back. He was attacked today by six men, whom he fought off single-handed, until he fell weak from loss of blood.

He was asked the names of his assailants by the police.

"I won't give them," replied Lyon. "They'd get pinched and sent over the road and that would not do me any good. What I want to do is to hand them some of the same thing they handed me."

All efforts to extract the information from him was fruitless.

ASHES OF FILIPINO HERO REINTERRED AT MONUMENT

MANILA, Dec. 30.—The ashes of Dr. Jose Rizal, the national hero of the Philippines, were reinterred today at the base of his monument, near the scene of his execution by the Spaniards in 1896.

The urn containing the ashes reposed in the municipal hall Sunday and was viewed by thousands. Eight thousand school children formed an escort when the urn was transported through the streets today. Newton W. Gilbert, vice governor of the Philippines, was among the speakers.

Persistent Advertising is the Road to Big Returns

THURSDAY, JANUARY 2d BEGINS OUR JANUARY SALE of LINENS and WHITE GOODS

The values will be the most extraordinary that have ever been offered at a special sale in Omaha.

See the Window Displays for the January Linen Sale

BRANDEIS STORES

See the Window Displays for the January Sale of White Goods

Tuesday is the Last Day of Our

Year End Clearing Sale

Odds and Ends of Winter Merchandise in Every Department Will Be Sacrificed

Silk Waists Hundreds of Women's Messaline and taffeta, lace and net waists, in all the new models—made to sell up to $4.00—on second floor, each, at..... **$1.98**

Women's Cloaks Here is a special group of odds and ends of women's winter coats, including chinchillas, caraculs and rough novelty effects that have been selling regularly up to $12.50—Tuesday on our second floor at..... **$6.50**

50c STAMPED PILLOW CASES, 35c

Hundreds of Pillow Cases, stamped to embroider on finest quality tubing, in a score or more of attractive designs—for eyelet, French and punch work embroidery, size 36x42 inches, 50c values, with floss for working, at, pair.. **35c**

Pillow Cases, stamped on good quality casing, in new designs, with floss for working, size 36x42 inches, worth 25c a pair; in Art Dept., at, pair..... **19c**

10c and 12½c Canton and Shaker Flannel at 5c Yard

Thousands of yards of extra wide and heavy flannel for Tuesday at the Year End Clearance, in basement, at, a yard..... **5c**

Dress Prints and Apron Ginghams

Fancy dark style dress prints and apron ginghams in blue, brown and green checks—apron and dress lengths, in basement, at, per yard..... **3½c**

AND SCORES OF OTHER SPECIAL BARGAINS IN EVERY DEPARTMENT FOR THE LAST DAY OF THE YEAR END SALE

The big sale of Ladies' Goods from the Famous stock starts Thursday morning. Twenty extra salesladies wanted.

Store Closed All Day Wednesday

The Novelty Co.

214-216-218 North 16th Street

THE OMAHA DAILY, EVENING AND SUNDAY BEE.
The Best Advertising Medium in Their Territory.

Drexel's Diamond "T"

A Shoe for Walkers

Heavy walkers — Policemen and Mail carriers — here is a shoe for you. A specially constructed shoe for men who are continually on their feet. Plump glazed kid, double steel shank, best quality oak sole, double to heel, water proof.

Some customers get from 12 to 18 months' wear out of these shoes. $10 worth for

$5.00

DREXEL

1419 Farnam St.

ASK FOR Metz OMAHA'S FAVORITE BEER THE BEER OF QUALITY

WM. J. BOEKHOFF
Retail Dealer.
Phone—Douglas 119

John Says:—

"I've got my opinion of the fellow who makes 'fake' resolves. If you WANT to smoke TRUST BUSTER 6c CIGARS SMOKE them. Don't sign a pledge Jan. 1 and then smash it with a hammer Jan. 2."

John's Cigar Store
16th and Harney Sts.

THE PRICE SHE PAID

was moderate. Here are the items:
1 bowl Cream Asparagus, 5 cts.
Salad, 5 cts.
Rolls, 2 cts. Butter, 1 ct.
Home Made Pie, 5 cts.
Real Coffee, 5 cts.
Total: 23 cts. At the

Woodmen Cafeteria
14th and Farnam.

AMUSEMENTS.

"OMAHA'S FUN CENTER."
Gayety Daily Mat., 15-25-50c Evgs., 15-25-50-75c
That Corn-Fed Dutch Comic,
GUS FAY AND THE GAYETY GIRLS
EXTRAVAGANZA AND VAUDEVILLE
Clara Douglas Rackett, Billy Armstrong, Lee Hickman and Big Cast. Chorus of Regular Gayety Girls. Two Shows New Year's Eve.—at 8:15 and 11:30
Ladies' Dime Matinee Every Week Day.

"Worth Climbing the Hill."
Hippodrome Daily Mat., 10c Evgs., 5-10-20c
DOUGLAS ST. AT EIGHTEENTH
Rytons Vaudeville includes Zelaya, The Royal Pianist; Earl, Wilson & Neal; Arthur Browning & "Spot;" Buckley & Moore; Aerial Sherwoods; George Stanley; Hipposcope Pictures.
Now 6 BIG ACTS
From 2 to 5; at 7 and 9 P. M., Daily.

BRANDEIS THEATER
Tonight—Wed. Mat. and Night.
THE LITTLEST REBEL
With MARSHALL FARNUM and COMPANY OF 50 PEOPLE
Thurs.—CHIMES OF NORMANDY

BOYD'S—1,000 Seats, 25c
TONIGHT, ALL WEEK
Mats.—Wed. — Thurs. — Sat.
THE VAUGHAN GLASER PLAYERS IN "G I R L S"
Next Week—THE GREAT DIVIDE

KRUG THEATER
Matinee Today, 2:30; Night, 8:30
BLANCH BAIRD and Her STARS OF STAGELAND
Extra—Midnight Show New Year's Eve. Commencing at 11:30 P. M.
Sensational Surprise at Midnight
LADIES' DAILY DIME MATINEE

Don't Miss Tuesday the Last Day of Our Great Pre-Inventory Clearance Sale

Tremendous Bargains in All Departments **HAYDEN'S** THE RELIABLE STORE *Savings that Surpass All Previous Events*

Unprecedented Values and Assortments

In our Great Pre-Inventory Clearance of Women's Ready-to-wear Garments

Tuesday, the last day, will offer buyers the most delightful opportunities for profitable selection.

All Tailored Suits At Half

All the Furs At Half

All the Coats (Except Plushes) **At Half**

Assortments are so broad that satisfactory selection is an easy matter—not only regular stocks but all our recent purchases, some of which have just been received are included in this sale.

Make It a Point to Be Here Early Tuesday.

Sweeping Price Reductions Tuesday

Men's, Women's and Children's Shoes.
Men's, Women's and Children's Furnishings.
Men's, Women's and Children's Underwear.
Leather Goods, Ribbons and Embroideries.
Rugs, House Furnishings and Draperies.
Silks, Dress Goods and Wash Fabrics.

In fact, every department throughout our entire store will have on display bargains in seasonable merchandise you'll find superior in every sense. Come early Tuesday.

Four Remarkable Linen Bargains

In Tuesday's Pre-Inventory Clearance

$1.50 Pattern Table Cloths, size 8x4, assorted designs, at, each **85c**
15c Barnsley or Glass Toweling, pure linen, yard.... **10c**
19c Hemstitched Huck Towels, colored borders, **12½c**
$2.00 Hemmed Crochet Bed Spreads, full size, ea. **$1.50**

Read the Big $20,000 Grocery Stock Sale Prior to Inventory

It will pay you to lay in your future supplies now. Our loss is your gain. It means a saving to you of 25 to 50 per cent.

21 lbs. best Granulated Sugar $1.00
48-lb. sack Diamond H Family Flour, made from the best selected wheat; nothing finer for bread, pies or cakes—special price $1.10
10 bars Lenox, Beat-'Em-All or Diamond C Soap 25c
8 lbs. best Rolled Breakfast Oatmeal at 25c
10 lbs White or Yellow Cornmeal for 17½c
7 lbs. best Bulk Laundry Starch 25c
5 lbs. best Hand Picked Navy Beans for 25c
4 cans fancy Sweet Sugar Corn.. 25c
6 cans best Domestic, Oil or Mustard Sardines 25c
The best Domestic Macaroni, Vermicelli or Spaghetti, pkg. 7½c
Yeast Foam, pkg. 3c
Jello or Jellycon, pkg. 7½c
Grape-Nuts, pkg. 10c
The best Soda or Oyster Crackers, per lb. 6½c
10 cakes Sellco Scouring Soap for 25c
6 cans Lu Lu Scouring Soap for 25c
Elder Flower, Glycerine, Cocoa, Castile or Glycerine Toilet Soap, per dozen 35c
The best Tea Siftings 10c
Peters' Breakfast Cocoa, lb. 20c

EGGS EGGS EGGS
The best No. 1 Eggs, nothing better for 25c dozen; one price., doz. 17½c

SPECIAL BUTTER SALE
Best Creamery Butter, carton or bulk, per lb. 37c
Best No. 1 Country Creamery Butter, per lb. 31c
Best No. 1 Dairy Butter, per lb., 25c

Special on Nuts, Figs, Dates, Etc
Best Mixed Nuts, lb. 12½c
7-crown Imported Figs, lb. 15c
California Figs, 12-ounce pkg.... 7½c
Fancy Hallowe'en Dates, lb. 7½c
Fancy Imported Fard Dates, lb. 12½c

Greatest Vegetable Market in the West for the People.
Red River Early Ohio Potatoes, per peck of 15 lbs. 15c

It Pays **Try Hayden's First** It Pays

Style and Smartness Are Apparent in Our

Walking Boots

For Women

We show many distinctive models in ladies' Walking Boots in a range of of sizes and lasts which insure the equal of "custom made" shoes.

Expert men to see that your feet are properly shod, giving "Footwear Service" in the highest sense of the word.

Dress Shoes and Party Slippers, in new distinctive models not found elsewere.

FRY SHOE CO. 16TH & DOUGLAS.

Orpheum Phone—Doug. 494.
Mat. Every Day, 2:15; Every Night, 8:15.
ADVANCED VAUDEVILLE
This Week—NAT. M. WILLS, Leonard Gaultier's Animated Toyshop, E. Frederick Hawley & Co., Melville & Higgins, Franklyn Ardell & Co., Mary Elizabeth - Aitken - Whitman Trio, Pathe's Weekly Review. Prices, Mat., Gallery, 10c; best seats 25c, except Saturdays, Sundays and Holidays. Night, 10c, 25c, 50c, 75c.

Odd Fellows Grand Ball

Given by the Amusement and Picnic Committee of the I. O. O. F. at Douglas Auditorium, 1720 Douglas Street, on Wednesday evening, January 1, 1913. Admission fifty cents a couple. Extra lady twenty-five cents. All Odd Fellows and their friends are cordially invited.

AUTO Painting
MURPHY DID IT
Repairing Trimming