

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 the 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 came 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 maintenance fund for the operation and maintenance of all reservoirs and irrigation works constructed under the provisions of the act. To meet 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 principle is 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 on this matter that is directly opposite to what a private corporation 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. Kelts of the First Congregational church officiating.

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

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

Miss Annie Hiett and Mr. Glenn W. Frieler, both of this city, were united in marriage at the Evangelical parsonage on Christmas day, Rev. W. L. Helm, 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 country court.

Yald Taylor of Odell, who was arrested a few months ago on the charge of stealing a sum of money from a liverman of that town, visited the city yesterday and furnished recognizance in the sum of \$1000 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 Hartsville, Neb., W. L. Helm officiating. The young couple will make their home on a farm near that place.

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 Steiner 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 Deaths of Fishermen Near Rulo, Where They Are Caught by Whoreline.

(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 conveys the intelligence that a few days ago the parties exploded dynamite in the river at various places above Rulo and secured a large 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 dynamiting 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 enters into the Missouri, and therefore unless the legislature passes a new law on the subject, the authorities of the state 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.

Gainway for Solons. Oil Inspector Huesonetter 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 of 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 tax contract. 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 \$50,000, and the men behind the company are Judge E. P. Holmes, G. L. De Lancey and H. W. Edwards. This takes over what has always been known as the Freie Press, a German paper.

Old Comrades Meet. J. B. Schofield of Grinnell, Ia., who is in the city visiting his uncle, J. N. Schofield, was at the state house in company with General J. H. Culver this morning. 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 Chancellorsville and was in prison at Danville for three months, when he and five others tunneled out of the building and escaped.

Accused Man Insane. BEATRICE, Neb., Dec. 30.—(Special Telegram.)—Edward Buckley 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 hearing before the insanity 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 discuss summarily the application of John 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.

STOCK YARDS MANAGER DIES AFTER LONG ILLNESS

KANSAS CITY, Mo., Dec. 30.—Eugene Rust, general manager of the Kansas City stock yards since 1885, 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., May 24, 1846.

WILSON RECEIVES SULLIVAN
Iowa Democratic Leader Meets Governor Enroute from South.

ACCOMPANIES HIM NORTHWARD Man Honored for Cabinet Position by Judge Wade Discusses Legislative Policies with President-Elect.

PRINCETON, N. J., Dec. 28.—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 all-day 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 goodspeed.

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, N. J. Mr. Sullivan continued to New York. "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 commissioner 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 Iowa.

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 1,000 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 is 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.

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.

BRANDEIS STORES
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, \$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 12 1/2c 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 Gingham Fancy dark style dress prints and apron gingham in blue, brown and green checks—apron and dress lengths, in basement, at per yard, 3 1/2c

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

John Says: "I've got my opinion of the fellow who makes 'fake' resolves. If you WANT to smoke TRUST-BUST-ER OR CIGARET-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 Apparus, 5 cts. Salad, 6 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., 15-25-50-75c. 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 Cat. 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., 9-10-20c. DOUGLAS ST. AT EIGHTHENTH. Elysian Vaudeville includes Zolaya, The Royal Pianist; Earl, Wilson & Neal; Arthur Brown & "Spot"; Buckley & Moore; Aerial Sherwoods; George Stanley; Hippocope Pictures. From 9 to 9:45 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.—ORIGINS OF NORMANDY. BOYD'S—1,000 Seats, 25c. TONIGHT, ALL WEEK. Mat.—Wed.—Thurs.—Sat. THE VAUGHAN GLASSER PLAYERS. "G.I.E." Next Week—THE GRAY DIVIDE.

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

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, 12 1/2c \$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 45-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, Best-Em-All or Diamond C Soap \$1.00 5 lbs. best Rolled Breakfast Oatmeal \$1.00 10 lbs. White or Yellow Cornmeal \$1.00 7 lbs. best Laundry Starch \$1.00 5 lbs. best Hand Picked Navy Beans \$1.00 4 cans fancy Sweet Sugar Corn \$1.00 6 cans best Domestic Oil of Mustard \$1.00 The best Domestic Macaroni, Vermont or Stoughton, pkg. \$1.00 7c Yeast Foam, pkg. \$1.00 Jello or Jellyon, pkg. \$1.00 Grape-Nuts, pkg. \$1.00 The best Soda or Oyster Crackers, per lb. \$1.00

Try Hayden's First

Style and Smartness Are Apparent in Our Walking Boots For Women We show many distinctive models in ladies' Walking Boots in a range 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 elsewhere.

FRY SHOE CO. 16th & DOUGLAS.

Oppenheim Phone—Douglas 404. Mat. Every Day, 2:15; Every Night, 8:15. ADVANCED VAUDEVILLE. The Week—MAY, WILD, Leonard Galtier's Animal Toyshop, E. Frederick Hanley & Co., Melville & Higgins, Frankie Aron & Co., Mary Elizabeth, Alton, Whisman Trio, Buster Weekly Review. Prices: Mat., Gallery, 10c; best seats 20c, balcony 15c, boxes and hold-alls, \$1.00, \$2.00, \$3.00.

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

Auto Painting Repairing Trimming