

BACTERIA IN MILK LOWER

Dairy Inspector Bossie Reports on Milk Sold in City.

SOME MAKE A GOOD SHOWING

Average of Butterfat for Some of the Dairies is Just Enough to Get Them Within the Requirements.

Dairy Inspector Claude F. Bossie, reporting to City Health Commissioner R. W. Connell on the condition of dairies during the month of May, says the bacteria in milk was lower than usual during summer months.

One hundred and thirty-seven samples of butter fat were taken, 126 bacteria examinations were made, 125 samples of cream were tested for butter fat and water from thirteen wells was also tested.

Table with columns: Owner, Score, Fat, Bacteria. Lists various dairy owners and their respective scores and bacterial counts.

Dashing Cowboys Stage Holdup of Greeters for Movies

Twenty whooping, dashing cowboys surrounded fifteen automobiles loaded with greeters as they drove through the jungles of Riverside park shortly after noon.

Women and men alike screamed with alarm as the motor cars were halted, and big, rough men, with handkerchiefs over their faces, commanded them to drop rings, watches, pocketbooks and cigars in the big sombreros.

Hardly had the bandits started their work before a squad of motorcycle policemen appeared and the highwaymen hastily mounted their horses and dashed across the hill north of the lake.

The motorcycle officers were followed by the patrol wagon with Sergeant Russell and a detail of policemen who jumped out of the machine and exchanged shots with the bandits.

Then the motion picture machine stopped its rhythmic purring and the stunt was over.

The hold-up was one of the stunts staged for the entertainment of the visiting hotel greeters on their way to the national convention, but from the screams of alarm, the pallid countenances and the somewhat shaken nerves of the visitors the joke for a few minutes seemed too realistic.

Julie Athaus was in charge of the cowboy bandits, who were supplied for the occasion from the South Omaha stock yards.

Flynn to New York—T. J. Flynn, buyer for Hayden Bros. suit and cloak department, has gone to New York on business.

Gideons to Meet Here—The Gideons will meet in Omaha Saturday and Sunday of this week. Saturday night a banquet will be held at the Loyal hotel.

Kirkland Will Help Out—James F. Kirkland is a new addition to the force at the Northwestern city ticket office to assist in handling the rush of summer business.

Y. M. C. A. Builds Road—A new road is being built by the Young Men's Christian association at its summer park on Carlor lake, extending from the main highway to the clubhouse.

Hansen Getting Along Nicely—Walter Hansen, city ticket agent for the Rock Island, who was operated on at Wise Memorial hospital for appendicitis Tuesday, is getting along nicely.

May Electrocuting Canines—An electric cage in which to kill dogs is being considered as a possible purchase by Police Commissioner A. C. Kugel. He is examining the desirability of killing dogs by electricity rather than shooting them, as is now done.

SEVERAL REPORT MINOR THEFTS TO THE POLICE

Victims of petty thieves who reported to the police are: Miss Susan Davis, 1613 Webster street, who was short-changed \$19 by a "large fat man" whom the police are seeking.

Omaha pumping station robbed of tools. J. E. Lee and Olat Olson, roomers at 602 North Sixteenth street, robbed of clothes, shoes, revolver and guitar.

Mrs. Ernest Sears, 617 North Seventeenth street, robbed of four valuable rugs.

OWNERS OF HOUSE ARE NOT LIABLE FOR ASPHYXIATION

A verdict for the defendant was returned by a jury in district court in the suit brought by Mrs. Johanna Spratlen against Mr. and Mrs. James C. Ish for damages for the death of her husband.

Mrs. Spratlen recovered \$500 from the Omaha Gas company for the asphyxiation of Fred Spratlen, and the jury in the second case held the owners of the house where he lost his life not liable.

Key to the situation—See advertising.

FEDS LOSE JOHNSON CASE

Superior Court Makes Injunction Against Him Permanent.

TEN DAYS' CLAUSE HELD VALID

Judge Holds that It Has Been in Use for Twenty Years and that Its Practical Effects Are Not Onerous.

CHICAGO, June 3—Judge Foell of the superior court of Cook county today sustained the injunction restraining "Chief" Johnson from pitching for any club besides the Cincinnati Nationals and by his decision stopped what was predicted would be the biggest raid on ball players ever made in the history of the game.

Scores of players now in the ranks of organized ball, including a dozen or more stars, were ready to "jump" from their clubs to the outlaw league at the word that Johnson's case had been decided in favor of the Kansas City Federals, whom he joined, after deserting Cincinnati.

Contracts, it is said, had already been signed depending only on the contingency that the pitcher's "jump" would be held legal.

What action the Federals will now take regarding the suit could not be learned early this afternoon for neither President Gilmore of the league or its local counsel could be found. The injunction, of course, restrained Johnson from playing only within the state of Illinois, but while he could have pitched in games outside the Kansas City club declined to let him, rather than take a chance of prejudicing his case.

Judge Foell, at the request of the Federal league, granted an appeal and twenty days for filing the certificate of evidence.

A decision in a similar case involving a dispute between the Philadelphia Nationals and the Chicago Federals from the possession of William J. Killifer, a catcher, is expected of the United States court at Cincinnati about June 10.

Opinion of the Court. In his decision sustaining the injunction, Judge Foell said in part: "The testimony in the case shows that with few exceptions the ten-day clause is practically the same as that contained in practically every base ball contract made during the last twenty years. It seems improbable that the many base ball players should have, for a score of years, voluntarily signed the contracts if the practical effect of the clause resulted in hardship upon them.

"Under the evidence in this case, the rule laid down in the authorities, the court is of the opinion that the contract question here is not void because of section 7 thereof."

Four Points Raised. The decision was based on these four points raised by the Kansas City club. 1. That Johnson was induced to sign with the Cincinnati club by false representations.

2. That the ten-day clause makes the contract invalid, as it is not reciprocal in its effect.

3. That the Cincinnati club can obtain justice in a suit for damages.

4. That a "negative covenant" playing clause restraining the player from the contract for during the life of the contract cannot be enforced in law.

In regard to the alleged fraudulent representations made to Johnson regarding the ability of the Federal league to fulfill its contracts, the court held there was no evidence of such misrepresentations.

Ten Days' Clause Valid. Regarding the ten-day clause, Judge Foell pointed out that Johnson signed the contract after working under a similar one the last year as a much lower salary; that the clause appears in almost every base ball contract, and that it is hard to believe players would repeatedly sign contracts which they considered unfair.

The court held that it was impossible for the complainant to recover in a suit for damages, inasmuch as specific performance will not be enforced in the courts.

The contention of the defendant that a "negative covenant" cannot be enforced

in law was the strongest point brought forward, the court said, but Judge Foell declared that most of the cases cited were not in point for the reason that where specific performance will not be enforced by the courts, relief will be granted to the complainant in a suit where a "negative covenant" is expressed or implied.

JOHNSON FORMER WESTERNER

Chief Pitched for St. Joseph and Lincoln Teams. Johnson, of Winnebago, as he was sometimes known, spent most of his career in Western league before going up to Cincinnati. He pitched on the St. Joseph and Lincoln clubs and while with St. Joseph was one of the leading right handers in the league. He was with Lincoln several years and from there went up to the White Sox for a trial.

He failed and was sent back to St. Joseph in 1911. During 1911 and 1912 he was Holland's most sensational pitcher and kept the Jostes well up in the race by winning a large percentage of his games.

Johnson went to Cincinnati from St. Joseph and under Tucker a year ago pitched good ball. This year he was expected to be one of the Red's steepest twirlers, but he jumped to the Feds and since his jump has been enjoined from playing.

Omaha Golfers Who Will Play at the Trans-Mississippi

The list of Omaha golfers who will enter the Trans-Mississippi Golf tournament at Kansas City June 5 to 12 has been raised to nine and it may be that one or two more may decide to go before Monday arrives.

Sam Reynolds, formerly state champion and one of the best young golfers in the middle west, has definitely decided to attend the Trans-Mississippi as well as the Western at Grand Rapids, Mich. The other golfers besides Reynolds who will represent Omaha are Albert Cahn, Karl Beck, J. A. Abbott and Albert Krug, representing the Field club, and W. J. Foye, Jerome P. Magee, Fred Hamilton and A. A. McClure, representing the Country club. These Omahans will also pull for Omaha as the logical location for the 1915 tourney.

Patterson Picked as Class C Director by Omaha Real Estaters

At a meeting of the Real Estate exchange D. C. Patterson was recommended as a local member of the class C directors in the regional bank board for the institution which will serve this locality. There are three classes of directors and those for A and B were tentatively settled upon at the conference in Kansas City.

The committee in charge of this particular issue for the Real Estate exchange has written to the Federal bank board on directors at Washington recommending that D. C. Patterson fulfill the requirements in that he has had banking experience, but at this time is not in any way associated with any financial institution coming under the supervision of the Federal bank.

LETTER CARRIERS DON STRAW SKY PIECES

The straw hat season at the federal buildings was officially, though informally opened yesterday when John H. Tebbens, veteran mail carrier appeared on his rounds in the first straw hat of the season among the letter carriers. Mr. Tebbens is the dean of letter carriers, having entered the government service thirty-four years ago. It is said that he has never been mistaken in the opening of the straw hat season, and other letter carriers wait for him to don the straw sky piece before they produce their official headgear.

TO PROSECUTE PHYSICIANS

Health Commissioner Says They Must Make Reports.

CONTAGIONS INCREASE IN MAY

Diphtheria Cases Almost Double—Smallpox Cases Are Reduced as the Warmer Weather Comes On.

Prosecution of physicians who do not report contagious diseases to the hospital will follow future failures, says Dr. R. W. Connell, city health commissioner, who blames physicians largely for permitting contagious diseases to spread. Physicians should also report infectious diseases.

"I have determined absolutely to prosecute every case where evidence of neglect is, in my opinion, sufficient to convict," said Dr. Connell. "This health department is trying to stamp out contagious diseases, and if physicians will not help willingly, we will force them to under the law."

Scarlet fever, as well as other contagions, increased during the month of May; the diphtheria cases almost doubling. Smallpox cases were reduced.

DRIVER OF PAXTON MOTOR TRUCK IS SENT TO JAIL

Judge Hazell, who has been extremely lenient with auto speeders who were up before him for the first time, but who has dismissed each with the threat of a jail sentence for the second time around, has made good his threat and sentenced Jessa Bean, driver of a Paxton motor truck, to two days in jail.

Advertisement for Berg Clothing Co. featuring a sale of spring and summer suits. Text includes: 'A sale of Spring and Summer Suits That Many Women Have Been Waiting for Your Choice of Any Suit in Our Store Worth \$35, \$45, \$55 and \$65 \$15 INCLUDING ALL OUR SILK and WOOL SUITS \$7.50 FOR A GROUP OF WOMEN'S SUITS worth \$18.50 to \$22.50'. Includes an illustration of a woman in a dress.

Advertisement for Racycle bicycles. Features a large illustration of a bicycle and text: '20% OFF Any Bicycle or Bicycle Sundry Item! Reputable, time-tested makes of Bicycles, such as "RACYLE" "CRESCENT" "MICKEL" and others of similar grade'. Includes the Racycle logo and contact information for Nebraska Cycle Co.

Plans for Y. M. C. A. Summer School Are Almost Complete

Plans are almost completed for the summer school to be conducted by the Young Men's Christian association in the absence of a public summer school. The school, to be known as the "boy's vacation school," has been authorized by the directors' educational committee of the association, which met Tuesday night. It will be open to all boy students of Omaha and vicinity, and will be managed in harmony with the public school course, with public school teachers chosen by Superintendent E. U. Graff in charge of the classes. Tuition will be \$5 for three subjects of the fifth to eighth grade, and \$10 for two subjects of the high school course. The school will last eight weeks. Arrangements for teachers are being completed by J. W. Miller, director of the association's education work.

Auto Makes Saving in Dairy Inspection

An automobile used by Dairy Inspector Claude F. Bossie has not only facilitated the work of dairy inspection, but the cost of the automobile will have been saved during the year, "barring serious accidents," says Bossie.

The dairy inspector gives the following table of statistics showing the cost of dairy inspection in 1913 and to date in 1914.

Table comparing costs of dairy inspection in 1913 and 1914. Columns include: Item, 1913, 1914. Items include Milk inspector and horse, Dairy inspector, Dairy inspector's horse, Total, Dairy and milk inspector, Coat of auto, Construction of ice box, extra inner tube, lettering auto, chains, extra spark plugs and other minor supplies, Repairs to dairy, Gasoline and oil.

Total cost \$1,45.59 Net saving to date \$4.11 Inspector Bossie believes \$700 has been saved in routine expenses by the purchase of an automobile in addition to securing more efficient service.

SEVERAL HAVE FILED FOR VARIOUS OFFICES

Following are recent filings of candidates for office in the office of the county treasurer: Edwin C. Hopkins, progressive; for state auditor: Floyd Leide, democrat; for justice of the peace: W. R. Homan, republican; for register of deeds, and John E. Briggs, republican, for sheriff.

going to the "Movies" Tonight? If you wish to know in advance what pictures are going to be shown at your favorite theater tonight, read "Today's Complete Movie Programs" on the first want ad page. Complete programs of practically every moving picture theater in Omaha appear EXCLUSIVELY in The Bee.

Large advertisement for Victrola gramophones. Text: 'Victrola—the ideal entertainer for summer homes and hotels. Daily demonstrations at all Victor dealers. Go today and see and hear the various styles of the Victor and Victrola—\$10 to \$200. Victor Talking Machine Co. Camden, N. J.' Includes the Victor logo and an illustration of a Victrola gramophone.