

M'BRIEN'S CASE IS REVERSED

Supreme Court Says Acted in Rights in De Bolt Case.

DECISION IN TELEPHONE SUIT

Right of Appeal from Railway Commission to Supreme Court in Telephone Order Upheld by the High Tribunal.

(From a Staff Correspondent.) LINCOLN, Neb., May 15.—(Special Telegram)—In an opinion handed down by the supreme court this afternoon, the judgment secured by Victor H. DeBolt in the Lancaster district court against J. L. McBrien, ex-estate superintendent, for \$2,000, is reversed.

DeBolt sued for damages because of alleged misrepresentations made by the estate superintendent and the revocation of his certificate as a teacher. The court holds that if an officer performs an act in the exercise of his office, which it is his plain duty to perform, his motives for such action cannot be questioned in an action for damages.

Property in Trust. The decision secured in the district court of Douglas county by Leopold Doll and others in a suit brought by them as heirs of August Doll against August Doll and Charles F. Doll and others is remanded to the district court with directions to modify the judgment rendered and enter a decree in accordance with the view expressed by this court, which is that where one buys real estate for which he pays the purchase price and for convenience takes the title in the name of another, the person taking the title will hold the property in trust for the one who pays the purchase price.

Physical Connection Invalid. Opinions in the Hooper telephone case cover several important matters, among them being the constitutionality of the physical connection act covering the rights of the railway commission, which is held valid. The suit covers the right of the railway commission to order the Nebraska Telephone company and on its line between Fremont and Hooper to make physical connection at the latter place. The Nebraska Telephone company appealed from the decision of the railway commission to the supreme court to test the law and the order of the commission is upheld. The opinion gives the right of appeal direct from the commission to the supreme court.

Key to the Situation—See Advertising.

From Our Near Neighbors

Bennington. Mrs. Herman Thiede and son, Henry, were Omaha visitors last week. Rev. J. M. Ledy will preach at the Woodmen hall Sunday, May 17.

Irvington. Mr. and Mrs. E. C. Brewster visited in Omaha Tuesday.

Papillion. Mrs. C. E. Tower spent Saturday and Sunday with friends at Avoca.

Valley. Mrs. W. H. Reed is quite ill this week. Henry Westrom was home the last of the week.

Springfield. Frank Graham is in Moffat, Colo. R. F. Burbank of Filley arrived here Wednesday.

Franklin. Mrs. H. Helmeach and little Aletta Zimmerman are at Beiden this week.

W. R. Nightingale was a business visitor in Iowa last week.

Miss Jennie Critchfield returned the first of the week from Ohio, where she has been spending the winter and early spring.

The funeral of Mrs. John N. Carter, who died Friday, May 8, was held Monday afternoon at the family home on the south side.

Mr. and Mrs. Jacob Domingo and daughter, Miss Alice, left Tuesday morning for Denmark to visit for some length of time with many relatives and friends.

The frost nipped quite a number of the garden here. The manager of the big Leach orchard east of town was forced to use his smudge pots to save the fruit.

Mr. and Mrs. H. E. Sargent and family and Mrs. Rose and little daughter returned home Monday evening from Florida, where they have been spending the winter.

Tuesday evening the ladies of the Chrystal club entertained the ladies of the Zetetic club and their husbands and

the teachers of the high school and academy to a delightful reception.

The Willing Workers met at the Christian church for dinner with a large attendance.

Mrs. Adams of Omaha is visiting at the home of her granddaughter, Mrs. Charles Vestal.

Mr. and Mrs. S. N. Thompson and family visited at the Bob Knutsen home in Benson Sunday.

Mr. and Mrs. Carl Hubbard of South Omaha were visitors at the S. R. Brewster home Saturday.

Mr. and Mrs. James Johnson and children, Edwin and Gene, were visitors at the Rasmus Jacobsen home Sunday.

Clarence Lehnheart of Atlantic Ia., visited at the home of his uncle and aunt, Mr. and Mrs. Osburn, a few days last week.

Mrs. Anna Robinson returned from Los Angeles, Cal., Thursday. She will spend a part of the summer with her sister, Mrs. Hubbard.

Special mothers' day services were held in all the Valley churches Sunday. A special service for fathers was held in the Presbyterian Sunday evening.

Rev. E. A. Johnson returned from Los Angeles, Cal., Thursday. He will spend a part of the summer with his sister, Mrs. Hubbard.

V. H. Thomas returned Wednesday from California, where he has spent the winter. Mrs. Thomas stopped at Cheyenne for a short visit and will join him and spend the summer here.

The Busy Bees held their regular monthly meeting at the Boherty hall Wednesday afternoon. Mrs. Gardner, Mrs. McDonald, Mrs. Percy and Mrs. Kopp served the supper and the receipts were over \$19.

The Methodist Episcopal Ladies Aid held their semi-annual election of officers Wednesday. The following are the officers elected: Mrs. E. Erway, president; Mrs. O. E. DeLand, vice president; Mrs.

Roy Egbert, secretary; Mrs. C. E. Hyatt, treasurer.

The Board of Education held a special meeting Monday evening and elected Miss Isabelle Neale of Omaha for third and fourth grade and Miss Orpha Gaines primary. This completes the corp of teachers.

Mr. and Mrs. D. T. McKinnon and daughter and Mr. and Mrs. J. G. Pollock and son stopped with Valley friends Friday evening on their way to Omaha. They motored from Tilden to Omaha, returning Sunday.

Mrs. C. E. Tower spent Saturday and Sunday with friends at Avoca.

Mr. and Mrs. John Chase visited their son, Clinton, and family at Stanton this week.

Mrs. Lyons and daughter of Seward are the guests of Mr. and Mrs. E. H. Koch.

A. Stanberry of Omaha was the guest of Mr. and Mrs. Charles Behrendt Wednesday.

Vinton Rhode left Tuesday for Regina, Canada, where he will play ball the coming season.

Miss Jane Weeth of Omaha was the guest of Mrs. Louis Lesieur Tuesday and Wednesday.

Louis Lesieur attended the Grand Army of the Republic encampment at Grand Island Thursday and Friday.

Mr. and Mrs. Adolph Voss and son, Ferdinand, left early in the week for a trip around the world. They will be gone two years and will spend considerable time with relatives and friends in Germany.

Mrs. E. M. Kennedy entertained the Women's club Wednesday afternoon. Officers for next year were elected as follows: Mrs. H. A. Collins, president; Miss Edie Jungmeyer, vice president; Miss Lottie Welch, recording secretary; Mrs. C. D. Brown, corresponding secretary, and Miss Ida Fricke, treasurer.

Miss Bess Wilman of Colorado was here this week calling on her friends.

Springfield has been selected as the place of meeting of the old soldiers of

Sunny, Cass and Oto counties. The meeting will be held in August.

Ford Bates, who is attending the university, visited his parents last Sunday. S. F. Neale of Omaha is spending a few days with his son, Ivan, east of town.

David McCull of Lincoln was here to make extended improvement in his hotel building.

George Wilcox was a guest at J. M. Ewe's last Wednesday. He now resides in Scott's Bluff.

Rollie Keaton left last Monday for Idaho in search of health. He is afflicted with tuberculosis.

Work has commenced on the new residence of N. J. Christianson on the lots north of the Congregational church.

E. L. Heacock and family are back from California after nearly two years' absence. They will make their home here.

Mrs. J. H. Watson has gone for a short visit to Oklahoma. Her mother, Mrs. Margaret Rosenstihl, will return with her.

Miss McMahon of the state university and Miss Ella Struttman of the Buffalo school have been added to the corps of teachers and now the list of teachers is complete.

Burglars Steal Cash Register. FOLK, Neb., May 15.—(Special.)—Burglars pried a back window open in Ryan & Toot's drug store last evening and took their cash register, loaded it onto a wheelbarrow which they had taken from the light and power plant and wheeled it about half a mile west, broke the register open with a hammer and took \$13 from the drawer. The register was left in the edge of an alfalfa field.

New Jewelry Company. LINCOLN, May 15.—(Special.)—The T. J. Bruner Jewelry company of Omaha has filed articles of incorporation with the secretary of state. The capital stock is given as \$20,000 and the incorporators are J. T. Bruner, Clint H. Thompson and H. I. Bruner.

Just today and tomorrow, that's all, your song book. You will never have another chance such as this.

Advertisement for Benson & Thorne suits. Text: Saturday—sure to be a great day for fellows who have come to know the extreme elegance of Benson & Thorne suits. Pay Us 14 1/2 Dollars for a spring suit instead of paying some other store 20 dollars or so for a suit no better, if as good. This isn't the biggest clothing store in town, but these 14 1/2 dollar suits are the biggest bargains in this or any other town. Sizes and styles for all mankind.

Advertisement for Kilpatrick's \$5 Millinery Sale. Text: \$5 Millinery Sale At Kilpatrick's. Hats That Sold up to \$25, Saturday at \$5.00. We still have in stock about 75 Trimmed Hats in colors that formerly sold from \$10 up to \$25. Your choice Saturday at \$5.00. EVERY COLORED HAT MUST GO. ALL BLACK HATS SATURDAY AT \$5.00. Values up to \$12.00. Thomas Kilpatrick Co.

Advertisement for Benson & Thorne clothing. Text: Business is fine how could it be otherwise when each week we provide such bargains as Saturday's offering—described below—Every day shows an increase; fine business. Saturday's increase, two weeks ago, 51%. Saturday's increase, one week ago, 22%. This Saturday—who will estimate it? Only the person who can accurately forecast the effect upon the buying public of a seasonable lot of high type wearables offered at prices that put them lower down in the price scale than inferior kinds. Even if you don't want a thing, drop in on Saturday, just for a glimpse of a really, truly busy store. Two big bargains in women's stylish coats. Broken lots of ladies' and misses' coats go on sale Saturday, values up to \$17.50; all colors, including coverts and Moire coats. Coats that sold up to \$22.50 on sale Saturday at \$15.00. Great coat bargains for girls of all ages. Sizes 2 to 7 years. Sizes 8 to 14 years. All coats that sold for \$2.95 to \$5.00... \$2.95. All coats that sold for \$6.50 to \$7.50... \$4.75. All coats that sold for \$8.50 to \$10.50... \$6.25. All coats that sold up to \$7. now... \$5.00. All coats that sold up to \$17.50, now... \$9.75. All women's and misses' spring suits—(silks excepted) on sale Saturday at startling reductions. LOT NO. 1—All \$25.00 to \$35.00 Suits... \$17.50. LOT NO. 2—All \$39.50 to \$49.50 Suits... \$29.50. Junior Suit Special. All Junior Suits for 15 to 19 years, in serge, crepe or shepherd checks, that formerly sold for \$17.50 to \$19.50; in one lot at \$12.75. Extraordinary values in colored dresses for girls 2 to 7 years. Our assortment this season is the best we have ever shown. Kate Greenaway and Miss Muffitt lead the procession. Remember—Shoddy merchandise never did have—and never will have a place in our store. OMAHA'S FASTEST GROWING STORE. BENSON & THORNE @ 1516-18-20 FARNAM STREET

Advertisement for Omaha Electric Light & Power Co. Text: For attractive out door lighting the new Mazda Arcs giving from 300 to 1500 C. P. will be furnished, installed, and maintained on very liberal terms. Our representative will call on you with full particulars. The offer we have to make will interest you. Our contract department will tell you about this in the meantime if you will write or phone now. Omaha Electric Light & Power Co.

Advertisement for Beddeo suits. Text: A WORD TO THE LADIES FROM BEDDEO. Saturday you can have your choice of about two hundred and fifty beautiful hand tailored LADIES' SUITS at \$15.00. These garments are beautifully trimmed and come in all the newest styles in all sizes. They are regular \$30 and \$35 values, but to close them all out Saturday I have put them all in one lot to go \$30 and \$35 \$15.00 SUITS SATURDAY... \$3 Down, \$1 a Week. BEDDEO 1417 DOUGLAS STREET. World's Livest Credit Clothier.

Advertisement for Sunny Brook Pure Food Whiskey. Text: SUNNY BROOK THE PURE FOOD WHISKEY. "The Inspector Is Back Of Every Bottle". "Show me your friends and I will tell you who you are." is a saying old and true. No beverage ever had such a large circle of loyal friends as Sunny Brook—The Pure Food Whiskey. Its popularity is not limited to any particular section—Sunny Brook is a universal favorite everywhere. It is a safe, sane, satisfying stimulant, and this, combined with its exquisite flavor, rich mellowness, and high tonic properties, have earned for Sunny Brook its worldwide supremacy. Sunny Brook is bottled under the Green Government Stamp—unmistakable proof that it is straight, natural whiskey—100% U. S. Standard—besides Sunny Brook carries the guarantee of the Largest Distillers of Fine Old Whiskey in the World, that it is scientifically distilled, and aged, in the good, old, honest, Sunny Brook way. SUNNY BROOK is now bottled with our own patented "Twister" stoppers. One twist un-corks or recorks the bottle right. No Need for Cork Stoppers. LOOK FOR THE INSPECTOR ON THE LABEL. GROTTÉ BROS. CO. Wholesale Distributors For Omaha, Neb.