#### BLACK BLACK BLACK

On Thursday we will place on sale a large quantity of Black Silks and Black Dress Goods.

This sale is for the purpose of getting rid of the SURPLUS STOCK OF BLACKS.

So as to make simple selling we will offer our entire stock of Black Dress Goods at 20 per cent from the regular prices. We have adopted this method to save confusion and so that you may realize that every yard of goods offered is a genuine bargain-and for one day only.

Broadcloths, Voiles, Mohairs, Panamas, Cheviots, Serges, Batistes, Cashmeres, Henriettas, Prunellas, Silk Warp Chiffons, Canvas Cloths, Fancies, etc. At the same time every yard of Black Silks will be offered-Silk Chiffons, Silk Poplins, Taffetas, Satins, Peau de Soies, Armures, Japanese Silks, China

Silks, Louisiennes, Psaude Cygnes, Gros Grains, etc. Let us illustrate. All goods formerly selling at-

NII. 1711. I TILLU TUU TUU TUU TUU TUU TUU TUU TUU TUU							
	25 €	ents,	Thursday	20c	\$1.25,	Thursday	\$1.00
ì	50 c	ents,	Thursday	.40c	\$1.50,	Thursday	\$1.20
						Thursday	
\$1.00, Thursday 80c							

Out of every \$5.00 you get one back.

Nor is this all. In the Glove Department we will sell, Thursday only, all our \$1.50 and \$1.75 Kid Glovess at \$1.20; all our \$2.00 Kid Gloves at \$1.59; all our 16-button Kid Gloves at \$3.19. Remember, Black Kid Gloves only-no colors in this sale.

Something Different in Women's Black Hosiery



Guaranteed Black flosiery. A new pair for every stocking bearing this stamp which fails to give satisfaction. Ask for these numbers, on sale Thursday, and while they last-

No. 100—Medium weight cotton	All at
No. 150—Light weight cotton	
No. 180—Heavy weight cotton	All at

## THOMAS KILPATRICK & CO.

BLACK BLACK BLACK

## Real Money-Saving "Economy"

If "Esonomy" wash Mut Odel will cook more meals per ton, bake more bread, make more heat than other coal of similar prices, it is indeed ECONOMY COAY.

## Economy Nut Coal Will, BECAUSE

Beiry a washed coal (i. e. washed free from slate, stone and shale) what you get is ALL COAL, 100 per ct. coal, COAL will cook, bake and heat, but STONE will not; therefore, ECONOMY RUT COAL, which is 100 per cent coal, will do for you 25 per cent more than even a similar coal, unwashed, containing 20 per cent slate and impurities. Easily a dollar (\$1) difference in walue to you. Economy But and Lump, \$7.00 per ton, are sold only by us

### Sunderland Brothers Company

1608 Harney Street :: 'Phone Douglas 2 5 2 :: Private Exchange

perfectly regular way.

Mr. Harriman was asked when he bought the Illinois Central stock, "if that is not matter of private business what can be private business?" demanded Mr. Milburn. It was not until nine years after Mr. Marriman bought his Illinois Central stock that he sold it to the Union Pacific at the market price."

Court Asks Questions. Indge Hough interrupted to ask if the

commission was not endeavoring to elicit from Mr. Harriman the facts as to whether or not be individually made large mims of money by selling stock to a corporation in which he was a director. "Broadly, that seems to be true," replied the attorney, "and the question here

Arrives as to whether or not Mr. Harriman protected by the constitution from answering such interrogations." But," said Judge Hough, "the ground MY your objection as it appears in the

record is that the subject-matter of the 'aquiry is irrelevant and immaterial. I cannot find that a constitutional privilege sis -elaimed."

"Et in not," anid Mr. Milburn. "We Purely claim that the commission has selther the right nor the power to make aw inquiry of the scope attempted."

Underlying the whole case, however, Mr. Milburn said, "is the fundamental right of an individual protected in his liberty of action by the constitution of the United States. These liberties can

only be interfered with by due process of

As to the claim of inquisitorial powers on behalf of the commission, Mr. Milburn said that word was foreign to the foundations of the American institutions.

Rights of Congress. Judge Hough desired to know if it was contended that congress could not erect legislation upon answers to the questions propounded to Mr. Harriman.

"We contend that congress has not the power to legislate to the extent of administering a man's personal business affairs," replied Mr. Milburn. "And where congress has not the power to legislate, certainly it has not the power to investi-

Mr. Milburn was still speaking when the luncheon recess was ordered. This afternoon Mr. Milburn cited authorities in support of his contention that the ommission had not the power to compel

Mr. Harriman to answer the questions propounded by it. "The commission is only given power to enforce the provisions of the act which are set forth," said Mr. Milburn. "It is not a judicial body, nor is it a roving commis-

sion to reform the universe." Interest was added to the proceedings today by the first appearance of former Senutor John C. Spooner of Wisconsin as

an attorney for Mr. Harriman, Questions in Controversy.

The questions Mr. Harriman refused to answer related to the purchase of the stock of other railroads in the interest of the

dividend. In regard to the \$28,600,000 of Hilnois Central stock purchased at \$175 a share, the questions which Mr. Harriman

declined to answer are as follows: Were the 90,000 shares sold by yourself,
Mr. Rogers and Mr. Stillman pooled?
Was it acquired for the purpose of selling it to the Union Pacific?
Was the stock purchased by you at a much lower price than \$175 with the intention of turning it over to the Union Pacific?

Did you have any interest in the 105,000 he declared, by the narrow rules of comhares sold at the same time by Kunn, oeb & Co., to the Union Pacific? Were those 105,000 shares acquired by the

ame pool for the purpose of selling them to the Union Pacific? On the side of the Union Pacific divi- than \$180,000,000 in stock and bonds upon dend, which was advanced from a rate of which it must earn revenues and with 6 per cent to 10 per cont per annum on August 15, 1956, with a subsequent rise in deals in other companies. the price of the stock, Mr. Harriman de-

clined to answer "he following: Were you directly or indirectly inter-ested in any stocks that were bought be-tween July 19 and August 17 that appre-

ciated?
Did you or any director buy any Union and Southern Pacific stock in anticipation of that dividend? In a brief which was filed with the court yesterday Mr. Harriman set forth at length his contention as to why he should not be compelled to answer the commission's questions. He takes the ground that the commission in asking the questions sought to go beyond the powers conferred upon it

by congress and to force him to reply to the questions under the circumstances would be to deprive him of liberty without tue process of law. Walter D. Hines appeared for Otto H. Kuhn of the firm of Kuhn, Loeb & Co., who had held 105,000 shares of Union Pacific

stock for the directors. He said Kuhn, Loeb & Co. acted as the fiscal agent of the Union Pacific. It was simply a practice, he said, for the Union Pacific to arrange with Kuhn, Loeb & Co. on a basis mutually satisfactory to act as such agents. Spooner Presents Argument.

Former Senator John C. Spooner in open- reach Mitchell about 19 o'clock in the evening his argument, pointed out that there ing and connect with the passenger at was no question of the constitutionality of Samborn for Chicago. A sleeping car will the Interstate Commerce act involved. "If such a question had arisen," he said, "I would not be here, inasmuch as I had a part in the framing of the act. It is a question of the construction that we contend for, a construction of it which will eliminate all doubt in respect to the power of the commission in a case like this." Mr. Spooner pointed out that the state

merce is supreme and conclusive. The state fixes the amount of capital stock of a corporation; congress cannot The state may repeal a corporation's charter, congress cannot. The state may require that no officer or director shall. openly or secretly, have any business dealings with the corporation with which he is called: the tederal government has no such

may regulate its/own corporations, while

the power of congress over interstate com-

power, continued Mr. Spooner, "Can it be assumed that congress has

nquinitorial powers to regulate the dividends of state railroad corporations. "The Interstate Commerce act," he said, authorized the commission to elicit such information as would aid them in discharging their duties in the enforcement of the

Taking up one of the questions put to Mr.

Harriman as to whether he was directly or indirectly interested in any stocks that

were bought between the 19th of July and the 17th of August, 1906, that appreciated. Mr. Spooner said: "Let it be assumed that

Mr. Harriman had answered that question and had stated that he owned stock that

was sold to the company; is that interstate

commerce? Is the question that an agent

or director has violated his duty as a di-

rector in any sense interstate commerce? Is it a matter solely between the corpora-

"Could congress pass a law prohibiting a

director of a company from dealing in

stocks? It is inconceivable that a matter

of trusteeship between a private corpo-

ration and one of its body be made a sub-

ject of inquisition before an administrative

"In the event of loss could congress have

made restitution? Is it not a state matter?

The state could punish, while congress and

Senator Spooper closed by saying that

To pillory a man at the bar of public pinion in order to attract the attention of

congress to the supposed need of legisla-

tion is out of the domain of the Interstate

Kellogg for Government.

The final argument for the government

was made by Frank B. Kellogg of special

counsel to the commission in the Harriman

case. He had not proceeded far when in-

terrupted by Judge Hough, who asked:

Isn't it true, Mr. Kellogg, that while the

ommission is not required to limit the

scope of its inquiry, dld not it, as a matter

of fact. limit its inquiry in this case by a

"As to that, your honor," replied the

Mr. Kellogg said that for fifteen years

the Interstate Commerce commission had

been investigating matters which were

These investigations and resultant recommendations had borne fruit in the dissolu-

tion of one vast illegal railroad merger, in the enactment of the Safety Appliance

law, the Employers' Liability act and

"Another reason for this inquiry is to

scertain whether this stock was sold to the Union Pacific in a bona fide way, what

who pooled their money and bought the

"Matters such as this become a proper

ion of rates, which the Interstate Com-

manipulate stock and reap enormous

Santa Fo Issue Vital. "One of the questions Mr. Harriman de-

H. C. Frick, two Union Pacific directors.

is a competing system, but, your honor,

what is the difference between the cap'tal

itself owning the stock and two directors

owning it and using it to suppress competition. As a matter of fact there is no com-

petition between the Santa Fe and the

Union Pacific now, and all extensions re-

names of the Santa Fe and the Union Pa-

"Are we to leave the great western ter-

ritory of the United States dependent upon

one man? Is there to be no competition

between the Missouri river and the south

"Is congress impotent to prevent a group

of men from controlling all the railroads of the United States through the medium

vented from inquiring into such vital mat-

ters as these because Mr. Harriman wills

Mr. Kellogg declared that the people of

The commission should not be hampered

mon law, in carrying out its investigation

He said it was purely within the province

of the commission to know how a common

carrier was leaded down with issues of more

At the conclusion of the hearing, Judge

Retter Service in Dukota.

to Kadoka for one more night's stop and

then finish the journey to Rapid City in a

little over three days. General Manager

'nderwood, accompanied by Superintendent

Edson, of the White River Valley division,

left here today for a trip through to Rapid

City, with the idea of going over the road

to arrange through service. It is given out

unofficially that the passenger train which

now reaches Sanborn, In., in the evening

will be run through to Rapid City, reach-

ing Mitchell about 11 o'clock and making

the night run across the reservation, arriv-

Rapid City about 3 o'clock in the morning.

be attached to both trains, and the equip-

case before December 1.

the solvency of the great railroads.

Pacific coast?

lastly, the abolition of rebates.

attorney. "the authorities have held that a congressional commission need not limit itself to the subject matter of a resolution of inquiry, but may go as far as it pleases

tion, the stockholders and himself?

body of congress.

the commission could not."

Commerce commission."

special orded?"

congress to investigate,"

FORMERLY

# 1510 DOUGLAS ST

## Very Best Coats and Tailored Suits he Very Lowest Price

This is the opinion of many women who have made it a point to investigate our garments-styles for styles, material for material and price for price. By BEST we mean in all the details that go to making excellent garments and by LOWEST PRICES we mean the greatest amount of value in every instance. Nothing would please us more than to have you see many garments throughout the city and then see ours. We know how greatly we would profit by such a comparison.

See These Fine Suit Values

SMART NEW SUITS AT \$29.75-The BEAUTIFUL NEW SUITS AT \$25cloths in black or colors and finest all wool fancy materials -...

suits are beautiful new styles and Every suit in this offering has those perfectly tailored of finest broad-perfect lines that make our tailored suits perfect lines that make our tailored suits so much in demand. Many new modes are here for your choosing. All are made of all wool materials in all colors—

\$35 and \$37.50 Values \$29.75 \$30 and \$32.50 Values \$25.00 Remarkable Coat Values, Stunning New Coats \$25 Several hundred new coats that we just received from New York will be placed on sale Thursday at a very reasonable price. They are made of fin-

filted, semi-fitted or loose styles. They are \$35.00 values-specially priced at ........ Every correct new style will be found We have a fine selection of stylish in this special offering. Tight-fitting, semi-fitting and loose effects. They are splendidly made garments of all wool materials in broadcloths. kerseys, coverts and fancies-the garments are positively

est broadcloths, lined throughout with satin, in either

19.50 \$25 values, our special price is ......

STYLISH NEW COATS AT \$19.50 | GOOD, STYLISH NEW COATS, \$15.00 coats for you to choose from at the above price. All of these coats are made of all wool materials in black or colors, in the tight-fitting, semispecial at .....\$15



has on any division. It is believed that so long as it keeps within the power of the service will be established about December 1. On the Sloux City division heavier engines will be placed on the trains running to Mitchell to avoid the delay of trains, which occurs nearly every day in not clearly delegated to it by congress, the week.

KILLED RIVAL TO GET BRIDE

South Carolina Man Courted, License in One Hand, Pistol in the Other.

ASHEVILLE, N. C., Nov. 13.-Further t was actually worth, or whether it was particulars of the killing of young Wilsold for speculation-by a pool-or frauduliam Franklin at White Rock, N. C., by lently. The gentlemen on the other side Clarke Norton, both of whom were mem bers of well known families, state that are fond of saying these stocks were sold at their market value. This means their Norton went to the home of George Frankvalue as quoted in Wall street. Who lin, where Elizabeth Gentry, over whom makes that value? The very circle of men the killing was about, lived.

He had a marriage license and a revolver. After killing Franklin, his rival for M as Gentry's hand, who he found at the house, subject of inquiry in considering the ques- | Norton and Miss Gentry left for a nearby minister's and were married within half an hour afterward.

merce commission certainly has the right to regulate. In like manner we have a Norton was not arrested until the following morning, when he was taken to jail right to inquire if the 10 per cent dividend auddenly declared by the Union Pacello at Marshall, N. C. He was accompanied company was justified from the earnings by his bride, who begged to be allowed to or whether it was purely a speculative go to jail with him, but was retused. The dividend to enable certain persons to bride is a pretty 17-year-old girl.

Hill and Hiller Guilty.

CENTRAL CITY, Neb., Nov. 13 .- (Special.) -On condition that the charge against the n clined to answer was 45 to whether or not be modified from one of burglary to simple a block of \$30,000,000 of stock in the Santa petit larceny, Glen C. Miller and James Fe railroad was held by H. H. Rogers and O. Hill have pleaded guilty to robbing Union Pacific freight cars while their trains Here is a vital issue. Mr. Harriman ad. were standing on a siding at Hav mits that the Union Pacific has not the this county, and have been each fined \$15 right to control the Sunta Fe, because it and costs. Miller and Hill were members of a Union Pacific train crew and on two different occasions last summer they brought their trains into Omaha with cars broken open and part of their consignment missing. When detectives traced the matter down and arrested Hill it is claimed that he made a confession, implicating cently constructed stand jointly in the Miller with himself. The goods stolen consisted of suits of clothes, boots, shoes, underwear and other articles of men's wearing apparel. When the men were brought to Central City and at the preliminary hearing bound over to the district court, Miller was released on ball, bond being furnished by his father, who is a wealthy farmer residing near Valley. Hill has been in jail here awaiting trial. When sentence was imposed. Miller paid his fine and was of the stock ownership by directors. In the released, but Hill was unable to pay any Interstate Commerce commission to be pre- part of the amount taxed against him and will lay it out to jail,

Orlando Was Worried.

CENTRAL CITY, Neb., Nov. 13 - (Special.)-Orlando Wilson, the man who was the United States are vitally interested in arrested two weeks ago on the charge of stealing a telescope off the train at Clarks, and who was released on bail, has pleaded guilty in the county court to a modified charge of petit larceny. Wilson lives at Greenwood, and he and his wife had gone from their home to Clarks to visit relatives living several miles north of there. When they reached Clarks, they left the train and Wilson carried with him a grip bewhich the directors might carry on stock longing to a fellow passenger by the name of Rutledge, whose home was in the western part of the state. The grip was filled Hough said the possibly could not decide the with goods recently purchased in Omaha and the whole was valued at \$48, making the crime, if it were proven against him, MITCHELL, S. D., Nov. 13 -- (Special.) grand larceny. Wilson at the preliminary The long delayed through passenger serv- hearing said that he was not guilty, but ice from Mitchell to Rapitd City over the that the affair worried his wife so much Chicago, Milwaukee & St. Paul railroad that he was anxious to have it settled, and seems now to become a reality in the course would plead guilty if the charge was modi-of two weeks. Un or the present system to fied to petit larceny. The presenting atgo to Rapid City from Mitchell it was ne- torney consented, and Wilson was taxed cessury to lay over night at Chamberla'n. \$50 and costs, upon paying which he was another layover at Murdo and then run released from custody.

Urbach's Death Due to Accident. FREMONT, Neb., Nov. 13 .- (Special Telegram.)-Coroner Overgaard went to North Bend this morning and held an inquest on the body of Fireman Urbach, who was killed by an explosion of a locomotive at Bay State last night. The bottom plates of the boiler had dropped off and the firebox lawered eighteen inches. The rivets of the boffer had melted off and he was killed by the escaping steam blowing him out of the tender. The jury brought in a ing in the morning. A train will leave verdict of death by accident,

Anna Held Has Bad Cold. PHILADELPHIA. Nov. 13.—Anna Held's rhysicians deny that are has pneumonta. They say it is only a heavy cold, but her manager has decided to cancel the first week of her New York engagement, which was to have begun next Monday.

ment will be the best that the company There is Only One

"Bromo Quinine"

That Is

Laxative Bromo Quinine USED THE WORLD OVER TO GURE A GOLD IN ONE DAY.

Always remember the full same. Look for this signature on every bec. 25c.

## THE SAFEST

Further reasons why investments with our local savings and lean associations are the safest in the market.

Because these associations are of an investment character—are not required to carry a cash reserve—are not subject to demand withdrawals of money in any amount, but are expected to keep all cash lorred out on home properties all the time in order to build up a reserve of at least a per cent of total resources and to make the best possible rate of dividends for their members. No fixed rate of interest or dividends is guaranteed by these associations, but they pay what they have earned after but they pay what they have earned after caring for expenses and adding to the re-serve as required by law.

The Conservative Envings and Loan Asso-The Conservative Eavings and Loan Assectiation, 1614 Harney street, Omaha, is the largest and strongest association of this kind in the Missouri valley, showing an increase of three-quarters of a million dollars thus far in 1977, with a reserve and undivided profit account of \$77,000 and a thoroughly representative board of directors, composed of successful Omaha business men.

Investments in any amount from \$1.00 to \$5.00 may be made with it any day, the security being the same in all cases, towit—first mortgages on home properties, dividends being allowed from the date of each receipt of installment of money. Present dividend rate 6 per cent. We accept Omaha and South Omaha cashlers' checks from 1 1 10 per 1

GEO. F. GILMORE, Pres-

AMUSEMENTS.

FIRST CONCERT Chamber Music Society

AT THE First Congregational Church 19th and Davenport Streets THIS EVENING, NOVEMBER 14TH, 1907

Max Landow ...... Piano Tickets on sale at Hospe's and Hayden's Music Department.



Quality Counts

Are sold direct from Maker to Wearer, and the prices are as low as the

good qualities will permit. They come in all leathers, in any size and in all the latest styles. Hand built Onimods are built for particular men. Prices, \$5.00 and \$6.00. Bench made Onimoda, good for any

occasion, \$4.00. Onimod Special-the business man's shoe-\$3.00.

The Reliable \$2.50 and \$3.50 Oni-mods are worn by more men than any other shoe in the world. Dr. Reed's Cushion Sole shoe for men and women, \$5.00.

Degent 205 SHOE G S. 15 ST.

### HAND SAPOLIO

Delicate enough for the softest

skin, and yet efficacious in removing any stain. Keeps the skin in perfect condition. In the bath gives all the desirable after-effects of a Turkish bath. It should be on every wash-

ALL OPOCEDS AND DRUNGISTS

Get Your Koonday Lunchson

AUDITORIUM AND EV\_NING

THREE BRILLIANT SOLOISTS BOX OFFICE THURSDAY, 14th.

M CREIGHTON

ADVANCED VAUDEVILLE Mat. Every Day, 2:15; Every Might, 8:15 THIS WEEK—
EUGENE FOUGERE, HARRY GILFOIL,
FRED RAY & CO., CHRIS RICHARDS, MISS ALBA, GARDNER &
REVERE, MLLE, MARTHA and
THE KINODROME,
PRICES-100. Se. 500.

BOYD'S THEATER THIS APPERHOON and TONIGHT The Big Musical Buccess THE BELLE OF MAYFAIR PRUBSDAY and Balance of Week, James E. Hackett Presents The House of A Thousand Candles.

HERT SUNDAY, PLORENCE ROBERTS IN "BIRA." KRUG THEATER

Tonight S:15-Matines Wednesday This Season's Gigantic Success A MILLIONAIRE TRAMP A RACE ACROSS THE CONTESSES

BURWOOD TOTAL

TODAY AT Silyoh's Six Trained Service Suffy; Mawtalle Sily May and Mrs. 2:30 AND Bissiy Mann) The Ewo Bissi Adams & Guhl; Signe Eminett; Sown Bros.; Marl G. Michel

Friday - a clean up Dale of straight knee pants morth up to \$100 at 396 and Boys