

BRIEF CITY NEWS

Have Root Print It. Minshack, photographer, 11th & Farnam. ...

We always have Rock Springs coal. Central Coal & Coke company of Omaha, 15th and Harney streets, ...

Remember Miss Blunt's Lectures on Japan, illustrated by stereoscopic and costumes, at the Calvary Church, Hamilton and Twenty-fifth streets, and Immanuel Church, Twenty-fourth and Binney streets, Friday evening.

Wart by Fall From Car—Ed. Hart, fourth and Ames avenue, was hurt Thursday afternoon by a fall from a Missouri Pacific freight car near that company's roundhouse and taken to St. Joseph's hospital.

Amendments Articles Filed—The Monarch Acetylene Gas company has filed amendments to articles of incorporation with the county clerk, increasing its capital stock to \$200,000. The articles are signed by H. J. Penfold, president, and H. J. Hughes, secretary.

Delta-Tau-Delta Dinner—The annual dinner of the Delta-Tau-Delta fraternity will give its 10th anniversary dinner at the Calumet, Friday evening at 8 o'clock. About twenty-five members from Omaha, South Omaha and Council Bluffs, are expected to attend.

Suit Between Elevator Firms—The Nye-Schneider-Fowler company has begun suit in district court against the Galloway Flour and Elevator company for balances alleged to be due on grain sold the defendant by the plaintiff. Claim is made for \$1,111.10 on a consignment of wheat and \$66.03 on a shipment of oats.

Cut-Off Lake Park Appraisers—The board of appraisers, consisting of Joseph Flour and Elevator company, and Ed Howell, was booked to meet Thursday afternoon to complete the appraisal of property adjacent to the proposed Cut-Off Lake park. Owing to the absence of illness of Mr. Howell, no business was transacted and an adjournment was taken to February 7.

Another Sausage Charge—A complaint was filed in district court Tuesday against Frederick Dahlsen, 308 Sherman avenue, charging him with selling "Hamburger" sausage adulterated with sulphites. The complaint is the same as those filed against five other Omaha dealers by the county attorney, at the request of the State Pure Food and Dairy commission.

One More Delay in Court's Case—The final proceedings in the Count Creighton estate, which were expected to come up Thursday morning in probate court, were postponed until Friday. It is probable a still further delay will be asked until next week. The delay in proceedings is caused by the unusual amount of work it is necessary for the executors to do before they wind up the case.

Come Long Way to Marry—Charles E. Drake, senior at the University of Missouri, so he said, and Miss Grace L. Wallace, daughter of J. E. Wallace of Warrensburg, Mo., where both young people say they live, presented themselves to Rev. C. W. Savage at 4 p. m. Wednesday and were married. The ceremony was shocked when a doubting Thomas jokingly asked him if he thought it was an elopement.

Factory to Make Road Machinery—Omaha may secure a new industry in a factory for the manufacture of a newly patented road drag and grader. C. J. Carlson of Wahoo, the inventor, was in the city Thursday looking for someone to make his machine. While here he called on members of the county board of court to interest them in the device. He claims many improved features for his grader and believes it will prove a success when given a fair trial. The test of the first machine has proven satisfactory.

To Die on the Seafoed is painless, compared with the lame, back trouble causes. Electric Bitters is the remedy. 50c. Sold by Beaton Drug Co.

When you have anything to sell, advertise it in The Bee Want Ad Column.

Building Permits. Henry C. Riewe, 235 South Nineteenth, 4000; Charles E. Riewe, 235 South Nineteenth, 4000; Immanuel hospital, Thirty-fourth and Broadway, brick hospital building, three stories, \$25,000.

A Great Physiologist. Once Said the Way to Keep the Stomach Healthy is To Exercise It.

But He Did Not Tell How to Make It Healthy. The muscles of the body can be developed by exercise until their strength has increased manifold, and a proper amount of training each day will accomplish this result, but it is somewhat doubtful whether you can increase the digestive powers of the stomach by eating indigestible food in order to force it to work.

Nature has furnished us all with a perfect set of organs, and if they are not abused they will attend to the business required of them. They need no abnormal strength.

There is a limit to the weight a man can lift, and there is also a limit to what the stomach can do.

The cause of dyspepsia, indigestion and many affiliated diseases is that the stomach has been exercised too much and it is tired or worn out. Not exercise but rest is what it needs.

To take something into the stomach that will relieve it from its work for a short time—something to rest the food—will give it a rest and allow it time to regain its strength.

The proper aid to the digestive organs is Stuart's Dyspepsia Tablets, which cure dyspepsia, indigestion, gas on the stomach and bowels, heartburn, palpitation of the heart, and all stomach diseases.

Rest and invigoration is what the stomach gets when you use Stuart's Dyspepsia Tablets, for the grain of the active principle in them is sufficient to digest 2,000 grains of food.

The Tablets increase the flow of gastric juice, and prevent fermentation, acidity and sour eructations.

Do not attempt to starve out dyspepsia. You need all your strength. The common mistake is to try to digest the food for the stomach and give it a rest.

Stuart's Dyspepsia Tablets do not make the cure, but enables the organs to throw off unhealthy conditions.

This remedy is a natural remedy and is a specific for stomach troubles. The ablest physicians prescribe them.

The Tablets are pleasant to the taste and are composed of fruit and vegetable extracts, golden seal and pepsin. At all drug stores—50c. per package. Send us your name and address today and we will at once send you by mail a sample package. Address F. A. Stuart Co., 150 Stuart Bldg., Marshall, Mich.

NOTES: OMAHA SOCIETY

Marriage of Fred Hamilton and Miss Ethel Robertson in Chicago.

IMMEDIATE FAMILIES PRESENT Weddings and Honor Affairs for Brides and Prospective Brides

The All-Absorbing Events of Mid-Week.

The marriage of Miss Ethel Robertson, daughter of Mr. and Mrs. E. L. Robertson of Omaha, and Mr. Fred Hamilton was solemnized at 9 o'clock Thursday morning at St. Mary's cathedral, Chicago.

Mr. and Mrs. E. L. Robertson, parents of the bride, were in Chicago several days ago, will visit in Milwaukee before returning to the city. Miss May Hamilton, sister of Mr. Hamilton, who was also present at the wedding, will return soon.

Luncheon for the Brides. In compliment to Miss Ada Kitchell and Miss Mary Lee McShane, two of the prospective brides, and Mrs. T. L. Davis, one of the recent brides, Harry Cummings gave a small informal luncheon Tuesday at the Plaza hotel.

Among the guests were Miss Kitchell, Miss Mary Lee McShane, Mrs. T. L. Davis, Mrs. Freeman P. Kirkendall, Mrs. John S. Brady, Mrs. Ben Cotton and Mrs. Louis Nash.

What Luncheon. Among the prettiest affairs of the week was the white luncheon given Wednesday by Mrs. E. C. McShane at her home at 204 California street.

Kelley-Carson. A pretty wedding took place Wednesday evening at the home of Mr. and Mrs. Whitney Henry Carson, when their daughter, Miss Laura Bernice, was married to Dr. Ernest Kelley.

Factory to Make Road Machinery. Omaha may secure a new industry in a factory for the manufacture of a newly patented road drag and grader.

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Notes on Omaha Society. The Woman's club will give a Renascence afternoon at the home of Mrs. E. R. Ward, 2211 West street, Wednesday, February 12. Assisting will be Mrs. C. H. Chien, Mrs. F. J. Burnett, Mrs. T. H. Smith, Mrs. H. L. Beard and Miss Josephine McLaughlin.

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COLORED GEE GEE STILL O. K.

Sorghum, Burnt Sugar or Caramel May Go Into Whisky.

SO RULES THE SUPREME COURT

Fear of Liqueur Dealers that Only White Goods Could Be Sold Unless the Pure Food Law is Dispelled.

Whisky will not be white and three-star may still retain its delicate hues and resemble ginger ale or New York apple jack, according to a ruling of the United States supreme court, which has just been made known to Omaha dealers by the A. Graf Distilling company.

When the pure food laws were enacted, the saloon keepers saw nothing but white whisky and the original color of the whisky was to distinguish "Kontak" from the coffee bottle gin or Kansas City-made rye from Missouri river water, served with each keg of whisky.

But it is legal to put sorghum molasses, burnt sugar or caramel in the whisky, according to the supreme court, and the customers may continue to gratify two noble senses—the sight and taste—when they take their toddy and cold cures.

The caramel or burnt sugar may be placed in the whisky after government inspection and yet not be subject to forfeiture to the federal authorities.

The suit just decided involved the seizure in Missouri of three barrels of whisky belonging to a distilling company on the complaint of a United States district attorney under the law which prohibits "things else" than the original old article in a package after it has been marked by the inspector.

This decision opens a wide field of possibilities to the "whisky makers," and most anything can be placed in the package, besides the spirits. Just what whisky will taste like in a number of years, according to the ruling, is a matter of conjecture to saloon men, but they believe it will be more like molasses than medicinal wine.

W. G. Wood and Tar Berries, which they allege, closely resembles some of the whisky sold over American bars.

CHANDLER TALKS ON BALLOON

Army Expert Delivers Lecture to Signal Corps Men at Fort Omaha.

Captain Charles De F. Chandler of the United States signal corps lectured Wednesday night at Fort Omaha to the members of the signal corps stationed there on the subject of "Free and Captive Balloons."

Even though the captive balloon had not been of real value in modern warfare, which has had a moral effect which has more than paid for the cost," said Captain Chandler. "The government is spending considerable money on free balloons and the principle value to date has been to teach the enemy to handle the captive balloons in case of their release."

Captain Chandler is a most daring aeronaut and was in charge of the United States balloon America, which finished fifth in the great international balloon race which started from St. Louis last fall. The first part of his lecture consisted of a paper on the technical problems of ballooning, with stereopticon views.

He showed the construction of the various parts of the balloon, the various means of carrying it, and the different means of preparing gas both from stationary plants and in the field. After finishing his technical paper on ballooning, Captain Chandler presented pictures of the international balloon race, showing the arrangements for filling the balloons at Forest park, St. Louis, the balloons in different states of inflation, and the balloons as they were starting on their race across the continent.

A map was thrown on the screen showing the route of the various balloons in the race, and Captain Chandler showed why the courses of the different balloons had varied. He told of being able to see two of the other balloons most of the second day, which crossed the state in the south of them, being but a few miles to the south of them.

Captain Chandler said that until dirigible balloons were perfected, captive balloons would be used by the army. He said they were of special value in the field, as they could be used for communication with the outside world. European armies, which are skilled in the use of balloons, can have a captive balloon 1,000 feet in the air in from fifteen to thirty minutes from the time the machinery is installed. The angle of vision is about twelve and one-half miles from a captive balloon.

The next international race will be held in Germany under the direction of the Kaiser some time in September.

SMALLPOX IN A HOSPITAL

Disease in Mild Form Finds Its Way into the County Infirmary.

Smallpox broke out Wednesday afternoon at the county hospital and as a result one patient has been sent to the emergency hospital and two others are quarantined on the third floor of the building in charge of a special nurse.

Clifford Walker, who was received at the hospital about a week ago, was the first victim. When he entered the hospital he was suspected he had the disease and he was isolated from the other patients. As soon as the disease developed he was sent to the post house. The other patient is a woman, Mrs. Susan Bogie, who is in firm with age, and Mrs. Anna Holman, who has a babe less than a week old. It was feared if they were removed to the emergency hospital the shock would be fatal to the babe, so they were isolated on the third floor under quarantine with a special nurse. Both women have been in the hospital several weeks and it is not known where they were exposed. Mrs. Bogie came upstairs frequently and it is supposed she contracted the disease while on one of these trips.

Both the patients are doing well and the hospital has been thoroughly fumigated, so it is not believed the disease will spread among the other patients.

NELSON IS STILL MISSING

Search at Cut-Off Lake Continues and Theory of Foul Play is Suggested.

Men continued Thursday the work of trying to recover from Cut-Off lake the body of Carl N. Nelson, the East Omaha milkman who disappeared Monday night and who is supposed to have fallen through the alrshole while walking across the ice. The last seen of Nelson was when he left the saloon of Joe and Ed. He was seen Monday. He was accompanied by Y. Larson, a Courtland Beach saloon keeper. They walked across the lake, and when they arrived at the other side Larson is said to have fallen back. Then, it is said, he fell head first across the ice to get his team, which he had left on the other side.

Nelson had about \$50 cash on his person. While the local opinion is that he fell through the ice, there are those who put some credence on the theory of foul play. The police have not been called upon the case. If the money is missing when the body is found arrests will follow.

Two of Nelson's brothers from Washington county arrived in Omaha Thursday and will assist in the search for the body. Neither of them could explain Nelson's absence except on the theory of foul play or frozen to death. They called on Sheriff Bratley and he assigned Deputy Sheriff Stewart to continue the search.

OUR LETTER BOX

Contributions on timely topics invited. We will be glad to use the space of the paper only, with name and address appended. Unused contributions will not be returned. Contributors will be held responsible for the accuracy of the facts stated. Publication of letters is at the discretion of the editor. Contributors are asked to be brief and to the point. The editor is not responsible for the return of letters.

The Law on Inane Criminals. LINCOLN, Jan. 27.—To the Editor of The Bee: In presenting the evidence upon an insanity hearing before one of the judges of the district court of Lancaster county I became aware of the fact that to avoid uncertainty of procedure and uncertainty of results, the Nebraska criminal code should be amended. Section 61 of the code forbids the trial, sentence and execution of insane persons, and sections 62 and 63 provide that when a convict, under sentence of death, shall appear to be insane, the warden of the penitentiary shall notify a judge of the district court of the county in which the penitentiary is situated, and shall summon a jury of twelve impartial jurors to inquire into such insanity at a time and place to be fixed by the judge.

If the convict is found to be insane, the judge suspends the execution until the governor shall issue his warrant directing such execution, and the governor may do this when convinced that the convict has again become of sound mind.

The man whose sanity was being inquired into was one Frank Barker. He had been tried and convicted at Red Cloud of the murder of his brother and was brought to the penitentiary for safe keeping, and execution, as provided by an amendment to the code. Witnesses who saw him daily in the broom shop of the penitentiary, where he worked more than three years, said he was foolish in his talk and conduct and they believed him insane. The chaplain of the penitentiary, the cell house keeper and others testified in the same way. Upon a showing that this evidence would be produced, Judge Holmes of Lancaster county ordered the hearing, over which, however, another district judge, Judge Frost, presided, and after the evidence was all in, instructed the jury in effect that it need pay no attention to the testimony of the witnesses, but should determine from seeing the applicant and listening to his testimony whether he was sane.

As the jury saw Barker, who was brought before it, and heard him testify, it was the contention of Barker's counsel that this instruction forbade consideration of the evidence of the witnesses.

Recourse of these instructions, as three of the jurors, Oberlies, Clark, and Rogers, wrote the government, the jury found Barker to be sane, although it believed that he was mentally deranged. As Barker was found to be sane, and the date of his execution was fixed by the judge, we as counsel for Barker, filed a petition in error in the supreme court.

It was contended that there is no definition of insanity in the Nebraska criminal code; that there are no common law crimes in Nebraska. (Section 251 of the Criminal Code, State vs. DeWolf, 5 Neb. 22.) That to adopt the restricted definition used by the presiding judge would subject a large class to punishment, being those of infirm intellect; that in section 251 of the criminal code, the legislature provided that: "This code and every law upon the subject of crime which may be enacted shall be construed according to the plain import of the language in which it is written."

The petition in error was denied, the supreme court stating no specific ground of denial.

This case would seem to suggest that the sections referred to are wholly insufficient to protect an insane person from execution. We think there should be amendments to the criminal code touching this subject, as follows:

That the judge who makes the order for the hearing shall preside, unless sick or unavoidably absent; that allegations of insanity for cause and peremptory challenge, should be allowed as in criminal cases; that where there is evidence upon the part of the applicant tending to show insanity, the jury shall be instructed to find by the preponderance of the evidence whether the applicant is sane before any order for his execution shall be made; that errors in the jury charge or in the instructions to the jury, and in admitting or excluding evidence, shall be reviewable in the supreme court as are errors in other cases; and that such errors shall be sufficient grounds for setting aside the judgment of the jury, and for a new trial, if the error defined in the criminal code, and that no person of unsound mind shall be executed.

FRANCIS G. HAMER.

SCARED BOY DROPS WHEEL

Peculiar Mischance Occurs as Result of the Supposed Theft of a Bicycle.

C. J. Carlson, who conducts a shoe store on North Twenty-fourth street, became the possessor of a bicycle for a few moments Wednesday night in a rather peculiar manner. Carlson's son had ridden a bicycle to a store at Twentieth and Ohio, and leaving the wheel outside he went in to buy some merchandise. When he came out of the store he discovered that his wheel had disappeared, and he immediately telephoned his father, who was still at the shoe store, and was then pursued by the elder Carlson, who was now thoroughly convinced that he had bagged the thief. After an exciting chase of several blocks, during which Carlson exhibited the advantage of a vegetable diet by gaining on the boy on the bicycle, the latter abandoned his wheel and disappeared down a dark alley.

With a victorious flush on his countenance Carlson pounced upon the wheel and pulled it out under an electric light, when, to his chagrin, he discovered that it was not his bicycle owned by his son, Carlson turned the bicycle over to the officer on the beat and started home with gradually stiffening muscles. Upon his arrival home Carlson discovered that his son was in bed and the lost wheel had been recovered. It having been returned to the front of the store from which it had been taken by a prankster, Carlson was relieved of his anxiety.

The authorities still have the bicycle deserted by the boy to whom Carlson gave chase.

POST-MORTEM FOR MRS. DUNN

If That Develops Unexpected Signs Inquest Will Be Conducted by Coroner.

Coroner Davis will hold a post-mortem examination Friday of the body of Mrs. J. S. Dunn, the woman who was found dead in her cottage, 221 North Twenty-fourth street, Wednesday afternoon. He does not expect to hold an inquest unless the post-mortem should develop something unexpected. The body of the woman was found lying on the floor. Death had evidently taken place several hours before, and was supposed to be due to exposure.

Her former husband, from whom she was divorced, says she had been using considerable patent medicine and it may be she took an overdose.

She has a sister somewhere in the east, who was last heard of in Boston. The coroner is trying to ascertain her whereabouts.

MAGIC CITY GOSSIP.

John Haab, who was taken ill Sunday, is improving. Mr. Colman has gone on a business trip to Colorado. Miss Florence Campbell is expected home from Tilden this week. Mr. Colman has gone on a business trip to Colorado. Miss Florence Campbell is expected home from Tilden this week.

Special Announcement Regarding the National Pure Food and Drug Law. We are pleased to announce that Foley's Honey and Tar for coughs, colds and lung troubles is not affected by the national pure food and drug law, as it contains no opiates or other harmful drugs, and we recommend it as a safe remedy for children and adults. All druggists.

LOOK OUT FOR OUR GRAND MID-WINTER CLEAN-UP SALE OF MEN'S SUITS AND OVERCOATS BEGINNING SATURDAY

Prices SO LOW that you'll buy the goods whether you need them now or not.

READ FRIDAY'S PAPERS

ROMANCE, NOT KIDNAPING

Arbanesi and Kary Paola Sweethearts Back in Native Italy.

LOVE ONLY WINS IN LONG FIGHT

Tony Gilloitti Released and Man He Was Mistaken For, with Tony's Alleged Captive, Flees from Omaha.

Dominic Arbanesi, the man whom the Minneapolis authorities want on a charge of kidnaping Kary Paola, a young girl, left Omaha Monday with the girl after having lived here four months. This is the statement of Samuel Mancuso, prominent Omaha Italian.

Tony Gilloitti, the Italian arrested Sunday on suspicion of being Arbanesi, was discharged by the police Thursday morning.

Samuel Mancuso has been interceding with the police on behalf of Gilloitti for several days. He says he has known him for many years and that he is not Dominic Arbanesi. He expressed his willingness to go on Gilloitti's bond if necessary to the extent of \$500.

Chief of Detectives Savage was tired of the delays of the authorities in Minneapolis, who have had ample time to come and get Gilloitti if they want him, and therefore, on Mancuso's representations, he was discharged. Mancuso claims to know the truth about the whole tangled affair.

Gilloitti signed the name, Dominic Arbanesi, for a registered letter, it is true, said Mancuso to a reporter for The Bee, "but he did so with the permission of Arbanesi."

Arbanesi was in Omaha for about four months with Kary Paola, the girl whom they say he kidnaped. But she is not a little girl. She is a married woman. And here lies a little what you call romance. Back in Italy this girl and Arbanesi lived in the same town. They were like Arbanesi. The girl moved with her parents to America. In Minneapolis her mother forced her to marry another man. Then after a while Arbanesi followed his sweetheart. He found her in Minneapolis. They renewed their love and they were in Omaha four months. They left Omaha last Monday when they found the police were after him. I do not know where they went."

Hotels. HOME-LIKE COMFORTS Hotel St. Regis, New York, Offers Unusual Attractions

A NEW PHASE OF LIVING "God's blessing upon the man who provides you with the comforts of home when away from home!" was the exclamation of a well-known personage whose business compelled him to be much away from his own fireside. When or where this original idea of a restaurant so enjoyable as to call forth this benediction is not recorded, but such an expression might naturally fall from the lips of any one of the many thousands who have had the good fortune to share the hospitality of the St. Regis Hotel, New York's leading hotel, at Fifth Avenue and Fifty-fifth Street.

Home comforts reach their climax in this hotel. Whether your tastes be moderate or extreme, the construction, its matchless equipment and its excellent management, is prepared to satisfy and please to the utmost. A vast expenditure of money, combined with rare foresight and good judgment, has produced a veritable masterpiece in the St. Regis Hotel. Every requisite for personal comfort and restful enjoyment is at hand.

Expensive, do you ask? Such a false report once gained circulation. Where the original idea is a mystery, but it must have been in the mind of someone who knew nothing about the St. Regis by actual experience. Comparatively speaking, the cost of living at the St. Regis is most moderate, as all who have experienced the pleasures there offered will bear witness. A single room, beautifully furnished, may be had for \$4 a day; or the same, with private bath, for \$5 a day; or a parlor, bedroom and bath, for \$15 and upward. Furthermore, the restaurant charges are no higher than in other first-class hotels.

WHEN IN DETROIT HOTEL TULLER

Absolutely Fireproof. Cor. Adams Ave. and Park St. In the center of the Theater, Shopping and Business District. A la Carte Cafe, Grill Room. Service Unexcelled. EVERY ROOM WITH BATH. EUROPEAN PLAN. RATES, 81.50 PER DAY AND UP.

BEVELVE COLLEGE

Second Semester Opens MONDAY FEB. 3, 1908. High School and Eighth Grade Graduates Can Enter.

COLLEGE—Classical, scientific, philosophical courses. ACADEMY—An accredited high school. Prepares for Bellevue or any other college or university. NORMAL SCHOOL—Elementary and advanced courses. Certificates granted. CONSERVATORY—Theory of music, piano, voice, violin, cello and art. OMAHA CONNECTION—Electric line and Burlington railway. Four Modern Dormitories—Address President WADSWORTH, Bellevue, Neb.

D. C. SCOTT, D. V. S.

(Successor to Dr. H. L. Ramacciotti.) ASSISTANT STATE VETERINARIAN. Office and Hospital, 2910 Mason Street.

Calls Promptly Answered at All Hours. Telephone—Office 848-907, Res. Douglass 4222. Omaha, Neb.

SCHOOLS AND COLLEGES

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\$30 Suits to order for \$15. Saturday, Febr'y 1st. This is the last chance you will have to get a \$30.00 Suit for \$15