#### PHILLIPS CASE IS NOLLED

Showing Made Fees He is Accused of Embezzling Belonged to Him.

JURY TO TEST BARKER'S SANITY

Attorney Hamer Makes Another Move to Save the Neck of the Condemned Webster County Murderer.

(From a Staff Correspondent.) LINCOLN, June 10 .- (Special Telegram.)-The three judges of the district court this afternoon austained a motion to noile pros the charge against Will C. Phillips of the district court, at the request of County Attorney F. M. Tyrrell. Clerk Phillips had the office of the county commissioners this en indicted by the grand jury for retaining \$1,300 in fees. The county attorney showed the court that the fees were earned giving then a big wrench and twisting them by Phillips during his first term and colted by him during his second term, that the fees belonged to him and therefore no eriminal action would lie against him. The three judges of the court approved the report made by the county attorney.

Test of Barker's Sanity. Judge F. G. Hamer of Kearney this afternoon applied to the district court for a trial by jury to determine the sanity of Frank Barker, the Webster county murderer, whose death sentence will be executed on June 15 unless the governor or the courts prevent. Mr. Hamer stated in an affidavit to the court that Warden A. D. Beemer had refused to make the application to the court, and therefore it is made without the consent of the warden. The court has made no order in the matter. Two years ago the district court refused to grant a jury trial to determine Barker's sanity, but the supreme court reversed the judgment and Governor Mickey issued a reprieve that will expire June 15.

Nebraska Commission Uncertain. A letter from the navy department addressed to Governor Sheldon says that no date has been set for the placing of the battleship Nebraska in commission. Nebraskans who have planned a trip to the Pacific coast are constantly inquiring as to the date of the services to be held when the ship is placed in commission. The state of Nebraska has prepared a fine sliver service to be presented on that occasion and the Daughters of the American Revolution of Nebraska have flags to give. The navy department writes that while the ship has been give na trial run and has practically been accepted by the government and delivered at the navy yard, no date has been set for placing it in commission on account of the scarcity of officers and men. Governor Sheldon has made no arrangement to be present to represent the state, but he may attend the services. If he does so he probably will be accompanied by his mili-

To Enforce New Primary Law. Blanks are now being printed under the direction of Secretary of State Junkin and Attorney General Thompson, which will be mailed to the county clerks before July 1, to be placed in the hands of candidates or their friends for making application to have tilely pames published on the primary ballot. This is the first action of any sort that has been taken to put the new law into

One of the blanks will be an application form for candidates themselves, who are willing to say they want a nomination. Another will be furnished to fit the case when a candidate lets his friends do all the hust-If the aspirant for office himself ikes a written request in legal form, he can get his name on the ballot without any one side open. This was saturated with oil and set ou fire. After the after had sained a good headway a signal was given

filing fee before the name can be placed

on the ticket. In that contingency, too,

the prespective candidate must file an affidavit that it elected he will serve. The state will supply a blazz form for this also. Five thousand copies of the direct primary law were printed byorder of the legislature, but that issue has been exhausted and still there are a great many calls for the act in pamphlet form. It has been de cided to have 5,000 more copies printed at state expense for extra distribution, in order that everyone in the state who is intersated in nominations may know the legal

provisions governing them. Ruling of Railway Commission. In granting the Burlington railroad a permit to make a competitive rate of 10 pents per 100 pounds of sugar from Grand faland to competitive points with the Union Pacific, the tSate Railway commission sgain lays down a rule that intermediate stations must be given an equally low rate. Burlington in its application requested the rates to apply only at terminal points, but if it grants the concession for one town on a line it must do the same for all. The points which the Burlington desired espedally to reach with its 10-cent rate were Central City, Columpbs, Schuyler, Fremont

Bouth Omaha and Omaha. A rate of \$1.50 per ton on sand shipments from Ashland to Broken Bow on the Burlington has been sanctioned by the railway commission on condition that no higher charge be made to any intermediate sta-

It is not known whether the rates this form will be acceptable to the Burifug. ion. tis officials have not yet notified the railway commission as to that.

Increase in State Feed. Nearly 100 per cent increase is shown in the semi-annual report of fees collected by the secretary of state's office up to May 31 this year, as compared with the showing for the period ending on the same date in 1906. Practically the whole of this increase is due to the new law which requires corporations to pay larger fees than before on filing their organic articles of amendments. About five-sixths n the past six months was derived from that source. Below are the figures concalled in the secretary of state's report to he governor:

For affixing great seal and for-warding notarial commission...\$ 508.00 For filing articles of incorpora-tion, etc. 10,804.45 For making transcripts and cer-For labels and trade marks. For issuing brands and mark for motor vehicle licenses. For filing certifice.

For the same period of time one year ago the receipts of the office were for the half of 1907.

Flood Destroys Bridges. The castern and southeastern part of ancaster county got a tremendously heavy minfall last night and a number of county pridges were washed out. On Stevens' preek, it is declared, nearly every bridge City was a distinguished visitor and made was more or less damaged. According to the stories that reached helpful addresses.

# Dr. Lyon's

Cleanses and beautifies the seeth and purifies the breath. Used by people of refinement for over a quarter of a century. Convenient for tourists. PREPARED BY

J. H. Lyon. D.D.S.

morning, the rainfall was so heavy that it washed trees and piling over these bridges,

It was declared that a big rainstorm few weeks ago knocked about seventeer bridges and culverts out of business, and this number, augmented by those of inst night, means that there will be a consider able territory in the county which will be cut off from travel on business or pleasure Unless the commissioners are able to lo cate bridge lumber of the right dimensions. it is rather indefinite when they will get into action and replace structures that have left their moorings or been turned about and twisted by storms and heavy rains They have the legal opinion of the county attorney that thep can buy lumber needed and build the bridges.

JULES HOFMAN NOT DEAD MAN Not So Certain, However, it is Not

Body of Brother. GRAND ISLAND, Neb., June 10 .-(Special Telegram.)-The coroner's jury found the unidentified dead man to have been killed by some person unknown to the jury. It has been made clear, how ever, that the dead man is not Jules Hofman. A telegram by the Independent to Chapman, Kan., led to the information that Jules Hofman was in Deshle alive and well. Later Hofman telephoned to the paper, and stated that his brother, Frank, had been in this state but had not been heard from for some weeks and asked that the body be held and he would come on the first train. It is hoped Mr. Hofman will be able to ald in establishing the identity of the dead

KLEIN EXTRADITED TO NEBRASKA Meyers and Roe Need Not Come Bac

with Officers. SIOUX CITY, Ia., June 10 .- Governor Cummins today decided to deny the request of the Nebraska authorities for requisitions for George Meyers and L. E. Roe, alias "Hhand and a Half" Kelly, but Fritz Klein is to go to Nebraska to stand trial for the alleged burglary of the Winnebage bank. In giving his decision, Gevornor Cummins held that it had been shown conclusively that Meyers and Roc couldn't possibly have been at Winnebago when the crime was committed.

Fire Department for Crofton. CROFTON, Neb., June 10 .- (Special Telegram.)-The town of Crofton has made its first step in the way of fire protection. The city council bought a sixty-gallon chemical fire engine, and on Saturday night it was given a severe trial by a picked fire company from the town. A building was put up during the day of new lumber, leaving and the fire boys made a run of two blocks and succeeded in extinguishing the flames in a very few minutes, although a haevy wind threatened to burn the building down before they could reach it. After the test a meeting was held and a fire company was organized with the following officers: O. R. Robinson, chilef; Will Boyer, assistant chief; Harry Kemp, captain; H. C. Wulf, assistant captain; A. E. Tatum, secrctary, and Charles Ruden, treasurer. The uncil has purchased a lot upon which an agine house will be built this week. A nove is on hand now to raise funds with which to buy a bell tower and bell.

STROMSBURG, Neb., June 10.—(Special.)—
The Swedish Baptists of the state are holding their annual conference with the First Baptist church of this city these days, with a delegation of nearly 200 visitors from all over the state. The reports of the work were encouraging and showed a steady increase in the work. Of special inspiration and uplift to this meeting was the presence of the mission secretary of the general work in this country, Rev. G. A. Hasstrom of Chicago as was also STROMSBURG, Neb., June 10 .- (Special.)-G. A. Hagstrom of Chicago, as was also that of Rev. G. Nyquist of Omaha, representing the institutions of learning and charity. Neison brothers male quartet of Omaha furnished vocal selections. Officionary of the contract to manufacture the twenty-four-inch cement tile for the drain, 'or sewer, through town and of which more standard, which more senting the institutions of learning and to throw up the contract, as his cement tile will not stand the weight of dirt that Omaha furnished vocal selections. Officionary is not senting the contract to manufacture the twenty-four-inch cement tile for the drain, 'or sewer, through town and of which more standard to the contract to manufacture the twenty-four-inch cement tile for the drain, 'or sewer, through town and of which more standard to the contract to manufacture the twenty-four-inch cement tile for the drain, 'or sewer, through town and of which more standard to the contract to manufacture the twenty-four-inch cement tile for the drain, 'or sewer, through town and of which more standard to the contract to manufacture the twenty-four-inch cement tile for the drain, 'or sewer, through town and of which more standard to the contract t Omaha furnished vocal selections. Officera elected for conference are: President, O. Hogfelt, Valley, vice property. Rev. Carl A. as he Nyquist, Omaha; secretary, Rev. Carl A. as he board C. A. Anderson, Stark; treasurer, L. J. Malmsten, Gothenburg.

Pienickers' Carriage Burns. ALBION, Neb., June 10 .- (Special.)-A nost peculiar conflagration happened near here last week. A fishing party given by Dr. and Mrs. L. E. Scouten in honor of Miss Vers Allen of Omaha became so engrossed in their pleasant pursuit that they were utterly unawars of the fact that the carriage in which they came to the brook was burning while standing with the horses hitched to it. After awhile hunger as to the origin of the fire

Christian Union Convention. HASTINGS. Neb., June 18—(Special.)—
The tenth annual convention of the west Nebraska branch of the Young People's Christian union of the United Brethren church met at Hastings June 3 to June 7. About ninety members were present. The moetings were interesting and full of enthusiasm. The reports show a membership of over 1,100 in the west Nebraska branch and that, during the year, over \$1,100 have been raised for all purposes. The question arose, "Shall we be called Christian Endeavorers or Christian Unioners?" The societies decided to retain their old name for the present. 8,318.53; showing a net increase of \$6,052.30 and that, during the year, over \$1,100 have cieties decided to retain their old name for the present. Rev. S. M. Zike of Kearney presided. Bishop W. M. Weekly of Kansas the young people several interesting and

SPARKLING APENTA

IN SPLITS ONLY. Retreshing and Pleasant Aperient for Morning Use. BOY MURDERS HIS MOTHER SMILES MALES AND LANGE AND LANGE

Thomas McCoy Makes Confession to Bassett Officers.

HAD PUNISHED HIM SEVERELY

Had Plotted to Kill Her-Woman, Widow, Mother of Five Children.

BASSETT, Neb., June 10 .- (Special.)-The supposed accidental shooting of Mrs. mas McCoy, in the northwest part of Rock county, by her 10-year-old son, proved to have been a case of deliberate murder, the boy having confessed to County Attorney Douglas and later to several other persons that he shot his mother because she had punished him severely. The shooting occurred Friday. Saturday the officers went out to hold the inquest, at which it was developed that the shooting was intentional and the coroner's jury returned a verdict accordingly.

nother accidentally while shooting at a meadow lark, but he confessed to the county attorney, and later to several persons, that he shot her intentionally, and gave as a reason the fact that she had been in the habit of punishing him severely. In his confession he stated that he got the gun in the house while his mother's back was turned, placed loaded shells in three empty chambers, put the weapon in his inside coat pocket, followed close behind her to the field where she was going to plant some beans, and while she was getting the seed ready for planting he, at the distance of about ten feet, drew the gun, and deliberately aiming it at the back of her head, fired and killed her instantly.

After she fell he shot her again in the side and then dropped the gun and ran to where a couple of his brothers were working in the same field. The weapon used was a five-shot double

action thirty-eight-caliber revolver. Mrs. McCoy was a widow and was living on a Kinkaid homestead. She leaves five young children. The boy is under arrest.

Water Works Bonds Defeated WESTON, Neb., June 10 .- (Special.) -- An election to vote on the issuance of bonds for water works was held here today, and the bonds were defeated by two votes. This is the second trial,

Nebraska News Notes.

ST. PAUL—Two fine showers, one this morning early, accompanied by thunder and lightning, and another heavy one this afternoon, visited this section today. The precipitation amounted to 1.38 inches and will supply all present needs for moisture. SHELTON—A state veterinary surgeon came here from Grand Island yesterday and examined four horses, which were found to be afflicted with genuine glanders. He ordered them shot. This is the first appearance of this disease in this vicinity for years.

WEST POINT-Word has been received in the city of the marriage of Maurice Conlin of Bancroft, and Miss Ida Kirkley of Linnsburg, Minn. The groom is the second son of John Conlin, pioneer settler of Cuming county. The young couple will make their home in Lincoln.

make their home in Lincoln.

FREMONT—Almost two inches of rain fell here last night, and as the ground was already well soaked there is more standing on the surface than is needed. The Platte is running bank full, but no trouble is anticipated from it. The roads are heavy, especially on the bottoms.

ONET IN William P. Toober and Mahel. GREELEY—William P. Toohey and Mabel Rogers were maried at the Catholic church here Monday morning, Raw. Father Flangan officiating. They left for Denver on the 5 o'clock train for a short wedding trip. Mr. Toohey is depute county clerk of Greeley county and Miss Rogers had charge of the central telephone office.

TECUMSEH—Moses Roberts, a well known farmer of this county, got into trouble with two horse traders last evening and was assaulted. He drove home from town, and upon seeing the traders tieing their horses to his fence requested them not to do so. One man struck Mr. Roberts not to do so. One man struck Mr. Roberts over the head with a club and kicked him in the face. The offenders were arrested.

WEST POINT—One hundred and fifty persons of both sexes, the majority of whom were young people, received the sacrament of confirmation in St. Mary's Catholic church resterday morning. sacrament of confirmation in St. Mary's Catholic church yesterday morning at the hands of the bishop of the diocese, Rt. Rev. Richard Scannell, D. D., of Omaha. This is the largest class confirmed in the diocese for many years, the preparations for this event having occupied the atten-tion of the local clergy for some months

WEST POINT - Another twenty-four

covers it and is breaking down. He has placed an order for two car loads of twenty-one inch clay tile to replace it. This will be a heavy loss for Mr. Craven, as he had a written contract with the board to replace it if it did not stand the test. He thinks perhaps he did not use enough cement in the composition.

enough cement in the composition.

EXETER—The rainy, disagreeable week just passed culminated in a leavy thunderstorm yesterday afternoon. An inch of water fell, making better than two inches continued wat almost no cultivating has been done, and a majority of cornfields are a sorry looking sight. The corn is small, yellow in color, thin in stool and very weedy, and since the hard rain of yesterday it looks as if there will not be much if any work done in the fields this week. Wheat and oats, however, are booming and have made remarkable growth during the last ten days, and prospects now are for a good small grain crop.

FREMONT—The election for the formahorses hitched to it. After awhile hunger drove the party to their base of supplies and when they arrived they found the feast in ashes, as was also their carriage, wraps and bonnets. The faithful horses still stood hitched to the bugsy tongue with their tails slightly scorched, but otherwise no worse for the fate that had overtaken the feast, the wraps and the carriage. The doctor is unable to offer any explanation as to the origin of the fire.

now are for a good small grain crop.

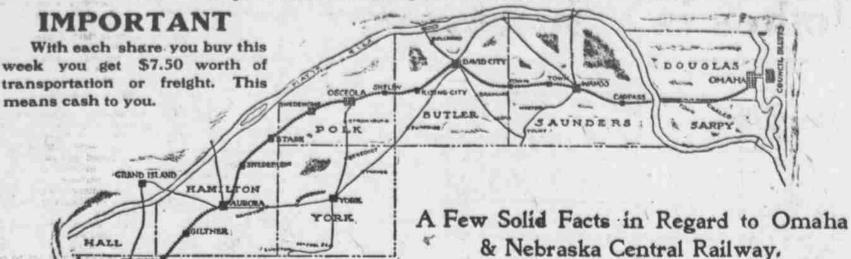
FREMONT—The election for the formation of a dyking and drainage district comprising the southern part of the city and lands adjoining the Platte, which was held Saturday, resulted in a decisive vote in favor of the district. The canvass of the votes had not been completed this noon, but enough had been counted to assure the result. Property owners who were flooded out last spring by the rise of the Platte are much pleased over the result. It is expected that the directors will begin work as soon as it is possible to have work as soon as it is possible to have plans and specifications for a dyke along the river prepared and that the work will be done this season.

Chamberlain's Colic, Cholera and Diar rhoea Remedy is equally valuable for chil-

Railway Notes and Personals. The Northwestern will begin the running of through trains on a regular schedule to Gregory, S. D., June 16. L. W. Wakeley, general passenger agent of the Burlington, has gone to Chicago to attend the meeting of the passenger repre-sentatives of the western roads Tuesday. sentatives of the western roads Tuesday.

The Interstate Commerce commission has sustained the position of the railroads at Kansas City in charging \$2 for reconsignment of grain. The commission held the reconsignment charge is reasonable. The Omaha Grain exchange has been after several of the railroads, including the Burlington, for some time to abolish those charges, and it is thought the decision in the Kansas City case will stop any action against the railroads in Omaha. Invest Before Saturday Midnight, June 15

The Transportation and Freight Bonus Will Soon Terminate=



A moment's study of the map, noticing the many feeders of the electric road will have in the way of steam roads branching out in various directions from Hastings, Aurora, Osceola, David City, Wahoo and Omaha, will convince you that the entire population of Adams, Hall, Hamilton, York, Polk, Butler, Saunders and Douglas Counties will have easy access to the interurban. You know the population of these counties is something like 300,000.

along this line.

with electricity.

You know the express business will be unusually large

You know of the many towns along the line to be lighted

You know the thousands of rural homes that will aban-

You know that it is worth \$400.00 a share today.

Chicago started at \$25.00, today it is \$140.00.

a few hundred in these propositions.

You know the Aurora and Elgin electric road out of

You know that thousands have been made by investing

You know that history repeats itself, Opportuity never

You know that thousands coming from farther east or west will pass over the electric. You know that a cent and a half passenger rate will 1 You know of many national as well as state occasions induce people to travel who have heretofore never thought held in Omaha.

of traveling.

ADAMS

You know that people will go oftener if they have cheaper and faster service.

You know the electric runs more excursions. You know of the many fairs, picnics and chautauquas that are held along our line that induce people to travel.

don the oil lamps and install the up-to-date electric lights. Notice the freight proposition. This road will easily serve a territory of five miles on either side of the line, making a territory ten miles in width and 159 miles in length, or a territory of 1,017,600 acres. In 1906 this territory produced over 40,000,000 bushels of grain. Raised over 40,000 hogs, and over 20,000 cattle, to say nothing of the horses, sheep and poultry produce. There was shipped into this territory over 8,000 tons of freight.

Does this not suggest to you the immense earning power of a first-class, up-to-date electric road through this ter-

You know that with such an earning power this stock will go to par in a very short time.

You know the Bell Telephone stock started at ten cents

Many valuable opportunities have been lost by simply waiting and putting off. Don't do this. Let the other fellow

You know that with all the above in view it does not require a scientific mind to realize the immense earning that

will be derived from this road. Invest now and let your dollars work for you. The stock is issued fully paid and non-assessable.

Our preliminary work is complete and permanent work started. Write for booklet. Mail all orders to. OMAHA @ NEBRASKA CENTRAL RAILWAY

### 320 First National Bank Building, Omaha, Neb.

#### SUNDAY AT THE THEATERS

Unquestioned Success.

DRAMA HAS DEEP RELIGIOUS TONE

Deals Reverentially with Persons and Incidents Connected with Life. and Work of Jesus of Nazareth While on Earth.

"The Holy City," a spectacular drama based on incidents of New Testament history, was offered at the Burwood yesterday to the intense satisfaction of two of the largest audiences ever assembled in that theater. It would not be surprising if this play would do for Omaha what it did for Kansas City-make a new record for number of consecutive performances. It was played three consecutive weeks in Kansas City during the winter, and was im mensely successful all during the long run It is reasonably certain that unless it be offered here for longer than a week many people will be disappointed. Eleven performances, even though the house be packed at each, as it was yesterday, will not give all the opportunity to review the magnificent spectacle Manager Woodward has prepared.

People in the Play. The dramatic action of the play center around Mary of Magdala, Barabbas, Judas and Calaphas, although many others whose names are familiar to all are introduced. and the stage is peopled at times by a veritable multitude. The chief episodes are the conversion of Mary, the betrayal of Jesus, the arrest of Barabbas, the hearing before Pilate, the remorse of Judas and the resurrection. The dramatist has approached the topic in a most reverential manner, and this has not been altered in setting the piece on the stage. The presence of Jesus is indicated merely by the beam of pure white light, adopted as an excellent and appropriate expedient, and references to Him are at all times marked by the deepest reverence. At times, in fact, the drama partakes largely of the nature of a religious service, and one can easily forget that it is a theater, and imagine that a company of devout worshippers has gathered. The closing tableau, in which the company, headed by Mary and Barabhas, converted and consecrated, is led in singing the anthem, "He Is Risen, Alleluia." This is a most impressive and fitting finale to the drama.

Love Interest of Drama. The love interest is between Mary and Barabbas, and this is cleared of its dross

> AN OLD EDITOR Found \$2,000 Worth of Food.

The editor of a paper out in Okla., said: Yes, it is true when I got hold of Grape-Nuts food, it was worth more than a \$2000 doctor bill to me, for it made me a well man. I have gained 25 pounds in weight, my strength has returned tenfold, my brain power has been given back to me, and that an absolute essential, for I am an editor and have been for 25 years. "My pen shall always be ready to speak

a good word for this powerful nutritive food. I had of course often read the advertisement regarding Grape-Nuts, but never thought to apply the food to my own use, until, in my extremity and sickness the thought came so me that it might fit my case. The statements in regard to the food are absolutely correct, as I have proven in my own cases. One very fortu-nate thing about the foed is that while it is the most scientifically made and highly nourishing, concentrated food I have ever known, it has so delicious a taste that it wins and holds friends." "There's a Rea-Read "The Road to Wellville," in

parts of the drama, while an unusual numtimes, furnishing most vividly energetic mobs, either surging in fierce demonstration or fleeing in terror from the unknown but apparent wrath. Miss Hudson leads this aggregation at the house of Pilate, where Barabbas is demanded, and "Crucify Him!" resounds whenever the name of the Nazarene is mentioned. She reminds one of the "petroleuse" of the days of the commune in Paris-a fury incarnate. But her

zeal is merely a part of the realistic work of all. Miss Lang is Mary, and is intensely in sarnest in her portrayal of the part. It loes not give her such great opportunities as usually fall to the lot of the heroine, but it does call for a constantly sustained effort, increasing in pitch until the climax is reached in the fourth act, after Calvary. Again, in the closing act, which is not anti-Kansas City during the long run of the it spice. play there, enable Miss Lang to make the Miss Balch's place in the cast yesterday also splendidly cast.

Share of the Men.

Mr. Davies quite dominates the play as Caiaphas. He makes the high priest zealous in defense of the law and the traditions of his order; tireless in pursuit of the Nazarene, and determined in his cutting off. He mocks the apostles and their faith, and persists in an effort to stamp out heresy; many notable examples for the conduct of Calaphas may be found in the annals of Christendom. Mr. Kirke makes of Judas a despicable, covetuous, avaricious wretch; quite the opposite of the high patriotic type pictured for us by Paul Heyse in Mary of Magdala." The frenzy and finally delirium of remorse from which Judas suffered immediately before he committed suicide are most energetically portrayed by Mr. Kirke. George Arvine has Barabbas in his care, and makes him a very likeable sort of chap. For the purposes of the play Barabbas is divested of some of the attributes that brought him so near to crucifixion, and is made more of a rebel against Rome than a mere robber of passing travelers; he becomes a patriot rather than a footpad. His meeting with Mary is casual, in the course of her trade as a courtesan, but he follows her, and through her influence comes under the spell of the Nazarene and professes his faith in the new religion. It is well wrought out and most logically presented by Mr. Arvine. John Todd as Pilate has a brief but illuminating opportunity, and rises fully to the occasion. His splendid welcome back last night continued until he stilled the audience with the same gesture he used on the mob, although he smiled on the audience. Will Davis as Peter is good, as are also Mr. Birch as Zacharias and Mr. Arnold as Calchol, a Roman centurion.

Stage Settings and Music.

The stage setting is elaborate and interesting in detail. It is the most extensive ever seen at the Burwood, and adds greatly to the effect of the play. Incidental music has been appropriately provided by Director

Owing to the length of the drama, it absolutely essential that the curtain go up promptly in the evening at 8:15, and in the afternoon at 2:30. As the first act is a "dark" act, it is impossible to seat people during the time the curtain is up. About 200 found this to be true last night, and had to stand during the entire first act. If you want to be seated for the first act, you must be at the theater before the curtain goes up this week.

"The Little Outenst" at the Krug. The usual large Sunday audiences greeted the Elmore Stock company Sunday after-soon and evening in their presentation of the four-act melo-drams, "The Little Out-

fluence of the Master on the lives of the introduced in the third act by Miss Elanor encored three times at its close. two. Calaphas naturally affords the pro- Meyers, which are well received. Miss to fill out the story participate in the spoken newsboy. Robert Blaylock takes the part third act and in his famous burlesque of Paul Weston and William Kerby as ber of supernumeraries crowd the stage at | Teddy Forest won the hearts of the audi- times after both. ence. The play will continue Monday, Tuesday and Wednesday, with the usual mati-

"Fra Dinvolo" at the Boyd

The Beggar Prince Opera company appears at the Boyd during the first half of the third week of its engagement in Auber's romantic opera, "Fra Diavolo." The audi-Boyd ends on Saturday night. ences yesterday afternoon and evening were disappointed in the absence of Miss. Ethel Balch from the cast. Miss Balch has been ill and was unable to appear yesterday. The management promises she will be on hand tonight and the remainder of the week to sing the part of Zerlina.

With Miss Balch in the cast to sing the half dozen or more sweet songs that fall to the part and to add her voice to the chorus parts, "Fra Diavolo" ought to prove one of the most popular of the bills of the engagement. It is full from start to finish limactic, she leads the action. Careful of beautiful soles and melodious choruses. study of the role, and her experience in It also contains enough low comedy to give

performance impressive. Miss Hill as the was taken by Miss Jessie Mayhew with nome-loving and housekeeping Martha is moderate success. Not all of the real music is given to Zerlina, however. Mr. Huntington as Fra Diavolo disguised as a marquis is given splendid opportunity to use his voice, both alone and in the lead of chorus parts. With Mr. Roach, who sang the part of Lorenzo, Zerlina's lover, he sings a duet of high merit. Mr. Roach is also given plenty of chance to use his rich tenor, particularly in "Victoria" with the chorus and in some pretty love songs. The closing number of the second act, sung by Messrs. Huntington, Roach, Felch and Murray and

and made a beautiful sentiment by the in- cast." A number of songs and dances are the most popular, and the curtain was George Murray and James Wood, as tagonist, and Judas is his tool. Martha, Lydia Powell takes the title role in a Beppo and Gracomo, respectively, do some "The Holy City" at the Burwood an Lazarus, Zacharia, Peter, John, Pilate and pleasing manner. Ola Pomeroy gives a exceedingly clever comedy work. Mr. Murothers known and a few characters needed vivacious characterization of Bob, the ray scored a hit in some topic songs in the

> mirror dance. He was recalled several The chorus shows a decided improvement and in the prayer chants in the second and third acts was excellent. The opera is carefully staged and the costumes are good. The opera will be sung the first half of the week, the bill changing Thursday night. The engagement of the company at the

PATIENCE MAY BE TESTED Exchange of Telephone Numbers Liable to Cause Some Ruffled Feelings.

Trouble ahead! Until the Nebraska Telephone company an collect all its old directories, those of the April edition, the patrons of that institution, as well as the young women at the switchboards, are destined to meet with some conditions likely to try their patience, The reason is this. Some 3,000 numbers have necessarily been changed by the opening Saturday at midnight of the new Lake street, or Webster, exchange. These numbers are all corrected in the new directory, which is out and bears date of June, but these directories have not been thoroughly distributed over the city, so that many people will be calling out of the old books

for a while and getting mixed up. Local Manager Ryner says the company s collecting the old books and distributing the new just as rapidly as possible. The task has been completed, he thinks, in the business district, but it will require a few days to get all over the residence districts. The work will be accomplished just as quickly as it is physically possible, in order Misses Mayhew and Forrest, proved one of to reduce the complications to the minimum

#### The Time to Act is NOW

As long as death is certain and its coming is uncertain, every man with responsibility must admit that the time to act is now. In its sixty-four years of history the Mutual Life has paid its policy holders 738 millions because they acted on the idea that the time to act is now. This vast sum would have been vastly greater had it included the patronage of men with equal means, in equal health, with equal needs, who failed to apply the truth that the time to act is now.

## The Mutual Life Insurance Company

has done untold good, has brought untold comfort to the needy as it has faithfully discharged its accruing obligations, but it has no way of helping the man who does not come to realize that the time to act is now. Let us show you what can be done to-day.

> The Time to Act is NOW. For the new forms of policies consult

four nearest agent, or write direct to The Mutual Life Insurance Company of New York, N. Y.