THE OMAHA BEE

MORNING-EVENING-SUNDAY THE BEE PUBLISHING CO., Publisher
N. B. UPDIKE, President
BALLARD DUNN, JOY M. HACI JOY M. HACKLER,

MEMBER OF THE ASSOCIATED PRESS
The Associated Press, of which The Bee is a member, is exclusively entitled to the use for republication of all news dispatches credited to it or not otherwise credited in this paper, and also the local news published herein, All rights of republication of our special dispatches are also reserved.

The Omaha Bee is a member of the Audit Bureau of Circulations, the recognized authority on circulation audits, and The Omaha Bee's circulation is regularly audited by their organizations.

Entered as second-class matter May 28, 1908, at Omaha postoffice, under act of March 3, 1879. BEE TELEPHONES Private Branch Exchange. Ask for the Department or Person Wanted. AT lantic 1000

OFFICES Main Office-17th and Farnam Main Office—17th and Farnam leago—Steger Bldg.

Los Angeles—Fred L. Hall, San Fernando Bldg.

San Francisco—Fred L. Hall, Sharon Bldg.

New York City—270 Madison Avenue

Seattle—A. L. Nietz, 514 Leary Bldg.

Omaha-Where the West is at its Best

SUPREME COURT AND CONGRESS.

James M. Beck, solicitor general of the United States, has a solution for the relations of the supreme court to the law-making body. He proposes that in certain cases, where the right of congress to enact legislation is doubted, the court be asked to designate one of its members to counsel with the legislators. By this method mistakes may be avoided, and disappointment, such as has been experienced, will be averted.

While the proposal is made by an able barrister, one whose opinion carries with it weight, it should be adopted only after most careful consideration. Framers of the Constitution were actuated by a single purpose, that of providing what Mr. Beck says is a plan to strengthen public confidence in the supreme court. First step taken in the formation of the new government was to divorce the legislative from the executive. Governors were no longer permitted to sit with voice and vote in legislative halls. Next was to set up a boundary between these two departments and the judiciary, that the latter might be independent and capable of its great function, which is to protect the rights and liberties of all citizens, agains any tyranny from law-makers or ex-

It was this view that supported the rejection by the convention of 1787 of the proposal that the court advise with the president on any measure that might be subject to veto, or concerning the validity of which there was doubt. For this reason the court has held aloof from discussions of measures until formally presented for its consideration. Mr. Beck contends that, as a result, the court has become monastic, cloistered, moving apart from the people. To cure this, to bring the great body closer to the affairs of humanity, he would establish a practice frowed upon by the sentiment that prevailed when the government was founded.

Admitting that the tripartite form, with its checks and balances, has been the most successful endeavor at self-government in all the world's history, it is possible that an improvement might be made. Human institutions are never perfect.

The outstanding objection to the plan lies in the fact that the supreme court would be in danger of being drawn into the discussion of measures before congress. These discussions are almost always partisan. There may be some value in the suggestion, but the burden of proof is upon Mr. Beck.

NOT A CHANCE IN THE WORLD.

"There isn't a chance in the world for a young fellow these days."

Some young fellows stand or sit around doing nothing but repeat that remark until they actually believe it. And for them there isn't a chance in the world.

But there are chances a-plenty for the fellows who believe in themselves, who believe in the doctrine of "git up and git," and who keeps everlastingly at it. Announcement is made that Charles J. Lane, for many years general freight agent of the Union Pacific, has been promoted to the position of assistant freight traffic manager. The deserved promotion did not come by chance. Neither did it come as a result of Mr. Lane sitting around and moaning about lack of opportunity. It came because he tackled every job that came his way and gave it the best he had in him.

When Charley Lane was a common or garden variety of country station agent on a branch line down in Gage county, he determined to make it a real job. The station clock did not interest him a bit. Not only was it his station, but it was his railroad. That explains why he did not remain a station agent all his life. He acted on the assumption that it was the duty of his railroad to wait upon the people, not the duty of the people to wait upon the railroad. Naturally he became too valuable a man to keep on a comparatively small job, so he was called higher, then higher yet. Now he goes still higher, not because of favoritism or pull, but because of push and progressiveism.

No secret about that. No patent on it. If Charley Lane had been content to merely perform the usual routine of a country station agent it is a thousand to one shot that it would still be Station Agent Lane instead of Assistant Freight Traffic Manager Lane.

"Not a chance in the world!" Of course there ien't if that is the way you feel about it. But there are multiplied chances for the young fellow who has the intestinal capacity to tackle his job and do it in a way that will demonstrate his ability to handle a bigger one.

WHY THE RUSSIANS RAGE.

Chaliapin is a great bass singer. He charms many music lovers and acquires large sums of cash each year as a result. Last year, according to published returns, Chaliapin paid an income tax of \$32,000. This indicates that he received a princely

Chaltapin is a Russian. Were he to walk down the streets of Moscow, he would be hailed as "Tovarisch" by any he chanced to meet. Here comes the meat of the story. American newspapers penetrated as far as Moscow, where the great and little commisars get together. They discovered that To-

varisch Chaliapin is reveling in bourgeoise wealth in this dollar-ridden land. Pained and distraught, they asked themselves "How come?" If that good comrade can pay 64,000 roubles to sustain the capitalistic government of America, why is it not reasonable that he should come across as well to give the world the continued blessings of sovietism?

As yet Comrade Chaliapin has failed to kick in with as much as a kopeck for the support of Rylin, Zinovieff, Krassin, and the rest. If he ever goes back to Holy Russia, he is assured in advance of a most interesting official reception. This prospect will probably aid him in making up his mind to become an American citizen.

SOLDIERS, SAILORS AND FLYERS.

All who are interested in aviation are concerned by the difference in opinion expressed by spokesmen for the army and navy with regard to the air service. General Mitchell, for the army, told the congressional committee that a separate department should be constituted for the aviators. Admiral Moffett, for the navy, says no change should be made, and that the army and navy alike should retain their fliers.

Mitchell argues that the air service can be made more effective by giving it separate control of its own affairs. Let the army and the navy deal with their peculiar problems in the future as in the past, but let the third arm of the national defense develop along lines that will not be hampered by either of the older ones. Land or naval forces, he argues, are one-dimensional. That is they operate on the surface alone, with the possible exception of the submarine, which in a limited sphere operates below the surface of its medium.

The air service is three-dimensional. It operates above, below and on a plane with its objective. It, too, is limited by a definite radius of movement, yet is independent of conditions that control land troops, and to some extent naval forces. As an element of attack, it is as effective as in defense. More so, if the attack be skillfully planned and effectively carried out

To this Admiral Moffett replies that the airplane is essentially a weapon of defense, strictly limited in its usefulness. He does not admit the claims of the army as to the effectiveness of aerial attack, either on cities, bases, troops or ships. The army thinks of the Oestfriesland, sunk by bombs, and

In all probability, congress will not settle this point at the present session. Also, in all decency, congress should give both the army and the navy more money for aircraft. Millions spent on the Shenandoah and the Los Angeles provide well for show, but flying machines are sorely needed by the heavier-than-air forces, not to speak of quarters and equipment. Congress can get definite information on these points easily and without dispute.

TALE OF THE "SWINDLE SHEET."

Governor Bryan is contrasting an expenditure of less than \$300 for railroad fare during his two years in office against the record of S. R. Mc-Kelvie, who spent more than \$2,100. The McKelvie bill covered four years. The point is, Bryan did not travel much less than did McKelvie, but he paid for his journeyings out of his own pocket. Many of these trips, the governor admits, should have been settled for by the state.

If the governor, or any other officer of the state, travels on legitimate public business, he should collect his expenses from the state. If the privilege of serving the public, he should do
some other way. His action will have a dibearing on all who follow him in office. A

There should be an understanding for the will and purpose of God in the privilege in the inneritance tax Omaha Rec On the interitance tax Omaha Rec On the matter of raising families was ficiently advanced to be left with a prior to death, are presumed to be in has it, to my knowledge, been so that the mother might help her hus
There should be an understanding for the will and purpose of God in the prior to death, are presumed to be in has it, to my knowledge, been so that the mother might help her hus
There should be an understanding for the will and purpose of God in the prior to death, are presumed to be in has it, to my knowledge, been so that the mother might help her hus-Governor Bryan feels like compensating the state, for the privilege of serving the public, he should do rect bearing on all who follow him in office. A few years ago one of our governors declined to accept the allowance made for the upkeep of the mansion, because the constitution set the governor's pay, and did not include a rental allowance. In this instance the cost of keeping the big house open was more than the total allowance for salary. So that the governor actually served for less than house rent during the two years he was the chief executive of the state.

This is not right. Nebraskans are not so nignardly that they ask their officers to defray their own expenses when on public business. In times much scandal has been caused by the "swindle sheet" tactics of dishonest or grafting officials, who have padded expense accounts, even in petty ways. This has been wiped out almost wholly by the applicationg of common sense to such matters. Some of the steps taken were more of an annoyance than the application of justice, though.

When a governor goes joy-riding, it is proper that he should defray his own charges. When he is serving the objects of his office, he should not hesitate to charge his expenses to the state.

Charlie Lane needs no introduction to Union Pacific patrons, or to competitors. His new honors were earned long ago by real service to the railroad he represents and to the people who depend upon it for transportation.

Santa Claus McMullen will probably be a little bit delayed in making his rounds, but he radios ahead that he is on his way.

Now, let us hope that the sheriff gets this second 25-year termer to the penitentiary. It will save a lot of argument. The year 1924 was not so bad, all things consid-

ered, but we are going to make 1925 the best ever. The girl who drank poison to experience "the

thrill of death" got her wish. The poison worked, "Mr. Zero" out this way is leading an army that

employed in keeping its ears from frost bite. Maybe that 41-year-old Romeo has the "12-yearold mind" we hear so much about.

Not too early to begin practicing for your good

Hey, weatherman! Kamerad! You win.

Homespun Verse

-By Omaha's Own Poet-Robert Worthington Davie

MISAPPREHENSIONS.

I'd hate to say I never made mistakes. Although at heart my purposes were good; The fellow who goes forward always makes More errors than an idle person would,

I could not say that I have not been wrong On some essential matter in my life, But he who learns the right must go along, And share the trials of pain and strife.

It would not be for me to vainly claim The prudence that an old experience gives, Nor meekly bow to weakness and to shame Like one who with no real conviction lives,

But I would trend life's thoroughfare and learn That each mistake a lesson is profound,-And sometime ere the Sugget I will turn
And wisely—and with pusure—glance around.

Paying Off the Loss in the Postal Department



12. Amend law so that administra-

14. Amend Section 2746 making

15. It would be well to consider a

Abe Martin

Whoever wrote "t' win success

we must deserve it" must have been

th' same feller what gave out the

(Copyright: 1928.)

NET AVERAGE

PAID CIRCULATION

for the SIX MONTHS

Ending Sept. 30, 1924

THE OMAHA BEE

Daily73,790

Sunday75,631

Does not include returns, left-

overs, samples or papers spoiled in printing and includes no special sales or free circulation of any kind.

V. A. BRIDGE, Cir. Mgr.

Subscribed and sworn to before me this 4th day of October, 1924. W. H. QUIVEY, (Seal) Notary Public

Letters From Our Readers.

About Giving.

gests the almost universal modern board of equalization, so as to make tendency among the wealthy.

board of equalization, so as to make of consideration.

They are willing to give, provided, as Mr. Dooley said, they can be certain it will not do anny body anny tax appraiser, as other states are dogood," in his essay on Andrew Carne-ing.

funds will be turned into right channels.

person will find any command or requirement that gifts can be otherse made and have God's approval. If Christianity were ruling in any the differences between rich and poor, theft. and no longer will there be any persons who lack in that place.

sons who lack in that place.

tor, executor, or guardian can extend time of payment of notes. and interests, all giving in our day 13. Amend law so that time of ap-is diverted from its rightful object, peals in criminal cases may be more and the poor are almost if not enthan 24 hours. tirely forgotten and ignored therein. Even the church is guilty, and in fact primarily, for this condition. The average church member is misled and or other damage because of want of deceived until he believes that gifts repair of roads or bridges, by insert-to pay the preacher and the local ing as is done in Kansas, "without church budget are a first claim upon negligence on the part of the person his property, while as a matter of claiming damages." of claiming damages. fact there should be no such thing 15. It would be well to consider a as a church budget if administered law similar to that in Iowa which according to the plan and method of

James said, "But ye have despised the poor," and this generation a with exception does likewise. It is a shocking commentary on our feit Christianity when men like Mr. Eastman are taught to do any and everything with their great wealth except give to the poor, the giving which God has ever approved since His Son came and dwelt in the flesh L. H. MONROE. with us.

Would Like Laws Amended. Omaha-To the Editor of The Omaha Bee: I believe that if we keep pace with other states and changes in inditions and needs of the people there should be, among the new laws and amendments to the laws of our state passed by the next legislature

the following:

1. The law taxing intangible property at one fourth the rate of tan gible property should be repealed, for person having \$5,000 in cash, which is now intangible, only pays one fourth what a man pays as tax who has a house valued at \$5,000. Also it would obviate the trouble that arises in litigation over taxing banks and trust companies at 100 per cent and other intangible property at 25 per cent.

2. Section \$835 of our laws which

provides that Indians and negroes who appear incapable of receiving evi-dence shall be incompetent to testify. If those persons cannot testifiy, there the same feller what gave out the should be inserted also the word statement that two could live as whites), or the better plan would be cheaply as one. It's jest about got to strike out the reference to either, so a doctor a day is cheaper'n ap-That Section 8835, and Section 8837 which says a husband or wife cannot be witness against the other, except in criminal cases and excepts Section 9584 with reference to failure of man to support wife and children. It should include as an exception Section 9588, which is prosecution for

failure to pay alimony.

4. The tax laws of this state should be amended as the laws of Colorado and most of the states have been changed, so that all axes can be paid in two equal 15, and the treasurer issues a partial payment receipt. As it is, the city ax is three to four times the coun y and state tax and most be paid in that proportion or not at all.

5. Section 2551 correcting the er

which provides that mortgagor shall cancel chattel mortgage. Amend Section 6102 which provides that when a court finds a tax ale was cold, the county and city must refund taxes paid with interest,

provides for notice, instead of summons to the defendant of the co.n

16. Amend tax laws so that nonresident business houses, who are do ng business in this state by traveling salesmen, will pay a tax on income and require that the county and city as in New York, and other states and not wholly escape taxation under Council Bluffs, Ia.—To the Editor be made parties to the suit.

| and not wholly escape taxation to the Council Bluffs, Ia.—To the Editor be made parties to the suit.
| and not wholly escape taxation to the Council Bluffs, Ia.—To the Editor be made parties to the suit. I believe that if we wish to keep the gifts of Mr. Eastman, the camera that the "County Board" shall levy pace with the times, and other proman, and of other rich men, sug-

law in a neighboring state.

10. Amend Section 9590 so that an and it is one too directly affecting The only giving warranted, commanded or recognized in the Christian dispensation is giving to the tian dispensation is giving to the poor. In the entire New Testament poor. In the entire New Testament poor. The former is now, on conviction of the conviction of the

tion, imprisoned three to seven years; pital, ambulance and like costs that the latter one to 20 years.

11. Amend automobile law, so that a new baby is pending, arriving and the raised a family double the latter and latter than the bravest.

12. Amend automobile law, so that a new baby is pending, arriving and latter than the bravest. change of engines and numbers are becoming acclimated.

part of our nation it will at once end prima-facea evidence of guilt of I would inform the doctor that many not have one baby too many) but

office sirls who get married do leave thanks be, they came before the High Cost of Babies.

Omaha—To the Editor of The a home, only to be forced back into craze. the office as soon as her baby is suf-

to regret his promotion.

fortune as small change.

more than the regular program.

Take Comfort, nor forget.

all that as a matter of course.

That Sunrise never failed us yet

Would it be out of place to remind the good people of Omaha and surrounding country that while there were many agencies at work to temporarily relieve distress during Christmas week,

The Salvation Army claims all seasons for its own. It

works while a great many other agencies sleep. It knows its

job, and is on it every minute. It has one system that suits us fine—when it finds a home in distress it furn.shes relief first and investigates afterwards. Then it hustles around to find some way of making further relief unnecessary. The ex-

service men will tell you that the Salvation Army girls were right up behind the first lines while other organizations were getting ready to work. That's the Army's way. When in

Life is full of mysteries. How can apples be 50 cents & dozen and "pure apple cider" so cheap? Why does a man clad in heavy overcoat, heavy gloves on his hands and a cap

pulled down over his ears, stand waiting for a car and shiver like a falling leaf, while a girl with a yard of chiffon hose in

plain view, a wishbone bared to the winds and ungloved hands, stand at the same corner and act as if she was enjoying balmy

very of woman swaying with car and trying to maintain hold on armful of bundles. Not a single girl offered to give her seat to an elder. Something wrong somewhere. Is courtesy no longer included in the home and school curricultums? Are children no longer taught respect for their elders?

can only invent a gasoline mixture that will smell like volets or attar of roses when it explodes and then pass a law com-

pelling its use in all automobiles, we wouldn't accept Ford's

lution that in the old days seldom lasted more than a week.

It is now comparatively easy to keep one New Year's reso-

Actor folk are a jolly lot. We shall cherish the memories of

a Christmas night dinner taken with the Orpheum artists as the

guest of Manager Hartung. We opine that a capacity house at advanced prices would have enjoyed that performance even

He was a smiling man with a delicious Irish brogue. In his arms he carried a smiling baby. He walked into the Old Book Shop to buy a book or two the day before Christmas. "How old is your baby?" asked a woman who had been at-

tracted by the youngster's looks.
"Tis a Judge McGee baby, mom," replied the proud father.

"Why, what do you mean by that?" queried the woman. "Just a year and a day, mom. Year old yesterday.

higher position will entail heavier burdens, and that, don't you know, would be a loss to his friends, depriving them of

moments of rocal converse. An hour with Charley is at once a university course and a vaudeville show. He can drive more pails with fewer strokes of the hammer than almost any other

man in America. What we want to know is, when Charley be-comes assistant freight traffic manager will we have to send in our card before being admitted? If so, darned if we ain't a goin'

he scattered to the starving pheasants. When the pheasants

have been properly fed and cared for we can turn our attention

to providing food and proper shelter for mere children.
WILL M. MAUPIN.

We are in hearty sympathy with the suggestion that food

We do not know whether to congratulate Charley Lane upon his promotion or not. While we naturally rejoice that he has token a step upward, we entertain a grave fear that the

Crowded street car. Seats filled with girls ranging from 14 to 17. Middleaged and old men and women standing. One cripple trying to maintain balance on pair of crutches. One

We have a scheme whereby we can make a fortune. If we

doubt where to give, give to the Salvation Army.

the reliable Salvation Army was going right along as usual? You didn't hear very much about the Salvation Army's relief work, for the simple reason that most folk have come to take

of the doctors numerous "advisors." time of the wife's conf. nement A doctor's charge of from \$25 up. a nurse at from \$7 to \$10 per day.

size of that of Dr. Pinto (and we did boosters,

A FRIEND OF THE DOCTOR. for whatever time is deemed proper) not even ment on the prior to death, are presumed to be in contemplation of death, which is the on by Arthur Brisbane or any other band to pay the bills incurred at the



1853 Ratiway Exchange Bidg. St. Louis, Me.