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## THE OMAHA DAILY BEE: THURSDAY, APRIL 5, 1894.

## SPECIAL NOTICES

Advertisements for these columns will be taken ntil 12:30 p.m. for the evening and until 9:00 p. n. for the morning and Sunday editions. Advertisers, by requising a numbered check, an have anawers andressed to a numbered inter n care of The Bee, Anawers so addressed will delivered upon presentation of the check. Rates, IV, word first insertion, to a word hereafter. Nothing taken for less than 25c.

### SITUATIONS WANTED.

Rates, Higo word first insertion, Ic a screafter. Nothing taken for less than 25 WANTED, POSITION BY STENGERAPHER and typewriter. Rapid and accurate worker, C. C., box 46, Little Houx, Ia. A-M228 5\*

#### WANTED MALE HELP.

Rates, 14c word first insertion, ic a word thereafter. Nothing taken for less than 25c.

LIVE SOLICITORS CAN EARN FROM \$2.00 TO \$6.00 per day. Apply 17, Granite block, B-211A6\*

WANTED, ENERGETIC SOLICITORS IN IA. and Neb. for the best selling article on earth, Liberal terms, Sanitary Boap Vase Co., 20 Paxton Blk. B-M214 7

SALESMEN WANTED TO SELL OUR GOODS Addissmen wantich to such orthogen trade, by sample to the wholesale and retail trade, sells on sight to every business man of firm; liberal subary and expanses paid, permanent position. For terms address, with stamp, Cen-tennial Mig. Co., Milmaukee, Wis, B-M212 5\* SOLICITORS, TEAMS FURNISHED; INSTALL ment goods. American Wringer Co., 199 How-

AGENTS, SALARY OR COMMISSION, THE greatest invention of the age. The New Pat-ent Chemical Ink Brasing Pencil, Sells on sight. Works like magin, Agenta are making \$25,00 to \$125,00 per week. For further par-ticulars write the Monroe Eraser Mig. Co. X 36, La Crosse, Wis. B-592

WANTED, GOOD MAN FOR OUTSIDE WORK. Good money in it for right parties. Address, 31, Bes office, Council Bluffs. B-290 4\* WANTED, A MAN FOR GENERAL WORK about house. References. 1821 Chicago. E-M212 5\*

WANTED, GOOD MAN FOR OUTSIDE WORK; good money in it for right party, Address J. 31, Bee, Council Bluffs, B-M311 5 WANTED, AT ONCE, SHOEMAKER, H. H. Todi, Fairbury, Neb. B-M301 6\* TWO OR THREE GOOD MEN WANTED TO push a buna fide good proposition, well backe and well advertised. Stearns Fruit Land Co. room 191 Bee building, Omaha. B-342 5 WANTED-SALESMAN: start; permanent place, nurserymen, Chicago, III, B-M351 mt\* WANTED-FEMALE HELP. Bates, 12c word first insertion, 1c a word hereafter. Nothing taken for less than 25c.

WANTED, A NURSE GIRL FOR A ONE AND a half year old child; good wages. 409 S. 55th WANTED, BEST OF WAGES TO COMPETENT J. M. Thurston, 2408 Farnam street, C-743 WANTED, GIRL FOR GENERAL HOUSE work. Call, 1 p.m., or after 7 p.m., 204 N. 18th street. C-283 1\* WANTED, A NURSE GIRL. 204 WEBSTER atriat. C-M299 6 WANTED, AN EXPERIENCED NURSE GIRL at once, Apply 2701 Dodge. C-314 4\* LADIES WANTING GIRLS APPLY AT THE Scandinavian Young Ladies' home, \$201 Coming. C--M334 10\* GIRL FOR GENERAL HOUSEWORK, 640 g 28th street, C-M327 6\*

GIRL FOR GENERAL HOUSEWORK, 2122 Spencer street. C-M325 6\* WANTED, A WOMAN TO DO WHITE SEW-ing; will pay \$5.00 per week. 2212 Farma st. C-343 LADIES WANTED TO WRITE AT HOME; \$15

Weekly; no canvassing Heply with stamp Miss Fannie Felknor, South Bend, Ind. C-M355 5\*

#### FOR RENT-HOUSES.

Rates, 112c word first insertion, Ic a word bereafter. Nothing taken for less than 25c. RENTAL AGENCY, SHERWOOD, 421 N. Y. Life D-225-A5\* FOR RENT-TO A SMALL FIRST CLASS family without children, a nice nine room modern house, 316 North 20th st., rent reason-able. Boggs & Hill, 1403 Farnam St. D-219-A5 APARTMENTS, 4 TO 7 ROOMS, IN CLOWRY buildings, 16th and Chicago streets; all con-ventences; rents low. Apply to Roberts, 16th Chicago street. D-M689 Alls\* HOUSES IN ALL PARTS OF THE CITY, THE O. F. Davis company, 1505 Farnam. 159

DESTRABLE HOUSES NEAR HIGH SCHOOL rent moderate. 2616 Capitol ave. D-960-4\* FOR RENT, CH with bath; in ci

TWO FINE LAR

Continued. STORE FOR RENT, GOOD LOCATION, SUIT-able for drug or grocery store. Inquire at 2923 Neudding 1-M977 5 Able for drug of states in the second state of the second states of the 16 MONTHS LEASE OF STORE, 309 S. 17TH.

FOR RENT, THE 4-STORY BRICK BUILDING, 918 Farnam st. The building has a fireproof comment basement, complete steam heating fix-tures, water on all floors, gas, etc. Apply at the office of The Bes. 1-910

FOR RENT-STORES AND OFFICES

THE STORE BUILDING, 106 FARNAM ST. must be rented for some price at once to will regular, legitimate business. Come in will your offers. Boggs & Hill, 1405 Farnam st. I-915 A25

#### AGENTS WANTED.

Hates, loc a line each insertion, \$1,50 a line per north. Nothing taken for less than 25c. ANVASSERS TO SELL MEDICINE IN NORTH Omaha; good wuges. Address 2627 Decatur st J-915A-25\*

WANTED, I CAN FURNISH LOTH MALES and females with easy and plenmant employ-ment at home (no canvassing). Can earn from \$2.00 to \$5.00 per day and no experience needed. This is something entirely new. Send is cents (silver) for samples of work and full particulars. G. H. Carpenter, Newaygo, Mich. J-M312-18

AGENTS-DOLLAR ARTICLE. SELLS TO stores, subsons, etc. Pays 390 per cent; can carry in pocket; circulars free or 2 samples mailed, 31.00. The Chancette Co., 112 Dearborn street, Chicago, III. J-MESS 5\*

### WANTED-TO RENT.

Rates, 15e word first insarilon, ic a word hereafter. Nothing taken for less than 25c. WANTED TO RENT. BY THE 1ST OR 15TH of May, 8 or 10-room cottage; conveniently in cated; modern improvements; to family of 1 Address G 22, Hea. K-M333 6\*

STORAGE. Rates, 10c a line each insertion, \$1.50 a line per nonth. Nothing taken for less than 25c.

STORAGE FOR HOUSEHOLD GOODS; CLEAN and cheap rate. R. Wells, 111 Farnam. M-1000 TORAGE, WILLIAMS & CROSS, 1214 HARNEY STOVES STORED DURING THE SUMMER. 1297 Douglas. Onisha Stove Repair works. M194 may31

WANTED TO BUY. Rates, 1520 word first insertion, Ic a hereafter. Nothing taken for less than 250 WANTED, FOR CASH, 7 TO 5-ROOM HOUSE; must be a bargain; give full description, lot and block number of addition; also street number. Address G 14, Bee, N-M246 HIGHEST PRICE PAID FOR SECOND-HAND furniture, carpets, stoves, etc. S. H. Brown, 20 N. 18th. Tel. 1711. N-544 A9\* WANTED TO BUY, HORSE, SOUND AND gentle, weighing 1.100 lbs, with some speed, Inquire at IS19 California st. N-320 5\* WANTED, A GOOD SECOND HAND BUGGY or phaeton; also single harness. Must be cheap for spot cash. Address G 21, Bee. N-315 4\* WANTED, TO BUY ONE OR TWO GOOD horses, weight about 1,200, guaranteed sound. Cheap for cash. Inquire at 1408 Howard street. N-M354 6\* FOR SALE-FURNITURE. Rates, 10c a line first insertion, \$1.50 n line er month. Nothing taken for less than 25c FURNITURE, CARPETS, BEDDING, CHINA, etc., from State hotel. Wells, 1111 Farnam street. O-M280 12 5-ROOM COTTAGE, 937 N. 25TH, \$11.00. EN-ouire \$28 S. 18th street. O-M360 11

### FOR SALE-HORSES, WAGONS, ETC. Rates, 105 a line each insertion, \$1.50 a line per month. Nothing taken for less than 25c. FOR SALE, TEAM WELL MATCHED, BAY horses; sound, gentle, cheap, Inquire T. J Rogers, 14th and Farnam streets. P-M209.5 FOR SALE, A GOOD FAMILY CARRIAGE.

with leather coverings, in first-class condition Address G 24, Liee. P-M330 6\* BEST 33.00 TOP, BUGGY IN OMAHA: BEST 314.00 harness for delivery wagon; Simpson make family carriage, good as new, at less than half first cost. Drummond Carriage Co., 18th and Harney. P-M339 m3 ALL KINDS OF VEHICLES AT 50C ON THE dollar, W. P. Mumaugh, 1213 Farnam st. P-341 M 3

· THE . THIRD . PARTY . 1 VOTE FOR SANTA CLAUS SANTA CLAUS South Watter Soft VOTE FORI CLEVELAND

We may live without politics, parties, and polls, We may live without taxes, and live without tolls : We may live without voting, when radicals cope, But civilized man cannot live without Scap.

Next to the foolishness of trying to live without Soap, is the great unwisdom of living without

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which is acknowledged to be far better than any other kind.

Sold everywhere by enterprising grocers.

### Made only by N. K. FAIRBANK & CO., Chicago. MONEY TO LOAN-REAL ESTATE. Continued. MONEY TO LOAN AT LOWEST RATES. THI O. F. Davis Co., 1565 Farnam st. W-111

WANTED, APPLICATIONS FOR LOANS. J D. Zittle, Brown blk., Omaha. W-107 OANS WANTED ON CITY AND FARM property, J. N. Frenzer, opp. P. O. W-388 A10

OMAHA LOAN & TRUST CO., 16TH AND Douglass sta., loan money on city and farm property at lowest rates of interest. W-199

MORTGAGE LOANS. A. MOORE, 504 N. Y. Lafe W-250 A8\* MONEY TO LOAN ON IMPROVED OMAHA real estates Brennan, Love & Co., Paxton blk. W-113

LOANS ON REAL ESTATE WARRANTS GOOD DANS ON REAL ESTATE, WARRAND, Y. Lib notes, etc., bought, Garvin Bros., 210 N. Y. Lib W-114

PER CENT MONEY, R. C. PATTERSON, 425 Ramge bldg. W-305 M2

## MONEY TO LOAN-CHATTELS. Rates, 19c a line each insertion, \$1.50 a line per nonth. Nothing taken for less than 25c. WILL LOAN MONEY ON ANY KIND OF SE-curity: strictly confidential. A. E. Harris, room 1, Continental block. X-115 MONEY LOANED ON FURNITURE, PLANOS. all articles of value. Fred Terry, 450 Ramge block. X-116

SHORT TIME LOANS. 701 N. Y. LIFE BLDG. X-M205 a8 X-M206 as THE PLACE TO BORROW MONEY ON HOUSEHOLD FURNITURE, MONEY ON HORSES AND MULES, MONEY ON WAGONS AND CARRIAGES, MONEY ON WAREHOUSE RECEIPTS, MONEY ON WAREHOUSE RECEIPTS, MONEY ON WAREHOUSE RECEIPTS, MONEY ON ANY CHATTEL SECURITIES, MONEY ON ANY CHATTEL SECURITIES, MONEY ON ANY CHATTEL SECURITIES, MONEY ON MARCHANDISE, MONEY IN Jarge or small ameunis, MONEY IN Jarge or small ameunis, MONEY AT LOWEST POSSIELE TIME, MONEY AT LOWEST POSSIELE TIME, MONEY AT LOWEST POSSIELE TIME, MONEY THAT YOU MUP AP AGE At any thre and in any amount, is at ROOM 4, WITH-NELL block, cor. 15th and Harney sts. THE FIDELITY LOAN GUARANTEE CO. X-113

MONEY TO LOAN-MONEY TO LOAN-We will loan you any sum which you wish, small or large, at the lowest possible rates, in the quickest possible time and for any length, of time to suit you. You can pay it back in such installments as you wish, when you wish, and only pay for it as long as you keep it. You can borrow on HOUSEHOLD FURNITURE AND PIANOS, HORES, WAGONS AND CARRIAGES, WAREHOUSE RECEIPTS, MERCHANDISE, OR ANY OTHER SECURITY, Without publicity or removal of property,

OR ANY OTHER SECURITY. Without publicity or removal of property, OMAHA MORTGAGE LOAN CO. 200 SOUTH 16TH STREET, First floor above the street. THE OLDEST, LARGEST AND ONLY INCOR-PORATED LOAN COMPANY IN OMAHA. X-119

MONEY TO LOAN ON HORSES, WAGONS, planos and furniture of all kinds. Business confidential. J. B. Haddock, room 427, Ramge block



Morand, 1510 Harney. R E-M731 A21 A NEW EIGHT-ROOM HOUSE ON GEORGIA avenue, north of Poppleton avenue, with all modern improvements; furthace and laundry in basement; a bargain, \$4,500,90. Call for terms, Arres in Burnham Place, right on motor line and in a few days will have paved road clear from the city. This addition will have some fine buildings this summer. A beautiful place for any one to live. Prices way down, \$550,00 per acres: easy terms. One acre with 2,900 grapes and 40 cherry and plum trees now bearing. 4-room house, cellar, good well, coid house, stable, all fenced. 1,290,00 for cash; \$1,290,00 on time. For fur-ther particulars call on J. A. Lowgren, 163 Brown block, southeast corner 16th and Doug-las.

RE-M323 /

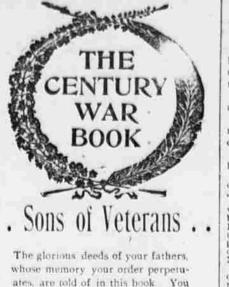
D. WEAD'S BARGAINS IN HOMES. D. WEAD'S BARGAINS IN HOMES— House and bot, 5 blocks from car, 550.00.
 50 foot bot, small house in Kountze PL, 31,300.
 7-r. house and hot west of Kountze PL, 31,835.
 House and full lot, Farnam st., 83,750.
 9-r. house and full lot, Farnam st., 84,750.
 9-r. house and full lot, Ambler Place, \$1,000.
 4-r. house and full lot, Walnut Hull, \$550.
 UNMPROVED.
 Full lot, near Yates' residence, paved st., \$1,000. S1,200. Corner, Plainview, north of Kounize PL, \$350, East front, 25, nr. Woolworth, 31,800, 40 acres m. Fort Omaha, 12,000, F. D. Wead, 16 and Douglas. R E-321 5 BARGAIN, N. E. CORNER 29TH AND HICK ory, F. K. Darling, Barker block. R E-123

FOR SALE, 2 HOUSES AND LOT, 20TH NEAR Leavenworth, bringing good revenue, for each or part clear hand. Make offer Green, room 28, Barker block. R offer. G. L. R E-799 LOT 6, BLK. 172, CHEAP., F. 9, Bee. 658 A-18\* FARNAM STREET-LOT 7, BLOCK 19, WEST End add.; no better residence fot in city; also fot 2, block 1, Creston add. Address Exchange Bank, Marietta, Pa. R E-M141 a30\* FOR SALE, 5-ROOM COTTAGE, 15TH, NEAR Lake street; will sell chemp. Box 373, Kearney, Neb. RE-M729\*

SULENDID BARGAIN; HANDSOME 19 ACRES tract, with elegant shade trees, east exposure, etc., only \$359.00 per nere. Hicks, 305 N. Y. Life bldg. r RE-M261 6 ONE 296-ACRE FARM FOR SALE. APPLY TO W. J. Harrison or A. D. Röse, on farm, Bair, R. E-M295 

BARGAINS, HOUSES, LOTS AND FARMS, sale or trade. F. K. Darling, Barker block. 127

FOR SALE, 7-ROOM COTTAGE AND LOT AT 2211 Webster street for 13,800.00. Apply on premises. R E-M443 al3\* FOR SALE, 100 ACRES JUST WEST OF CITY will plat into 500 nice lots; can sell for \$550.0 will plat into 500 nice lots; can sell for \$350.0 per acre and take 14 purchase price in goo farm land, Hicks, 305 N. Y. Life bldg, RE-M361 6



were not with them yourselves, but you can go over it all with them, as it were, and help them fight anew the battles of union and freedom.

# . Woman's Relief Corps.

Wives and sweethearts and mothers of brave hearts that bled for them can learn as never before the inspiration and stimulus of good news from home as the camp fites revealed it; accompany their loved ones in their marches; see them give battle to the adversary; know the soldier's joy of the ending, and the return from war.

# .. Loyal Legion ...

You who were officers will charge again at the foe, capture forts, villages, cities, parole prisoners, burn bridges, build forts, prepare for siege, surrender, be yourselves captive. You will read the accounts written by your brother officers, examine anew the maps, know better than ever why and where you lost or won.

# **Government** Pensioners

Will go over again the panorama of victory and defeat, the slain and wounded on the field, the surgeon's knife, the loss of limb, dreary days in the hospital, on the other side the fun of forage, surreptitious poker games, the extortion of sutlers; turn again, and once more sentinel duty in the still watches of the night; the fight again.

## Confederate Veterans.

Gallant wearers of butternut who fought valorously for a principle they now repudiate, who suffered greater privations than the Unionists, who overcame greater odds, who capitulated as manfully as you fought will find your trials and triumphs go down to everlasting fame in the "Century War Book" conjointly with the other side.

SUPREME COURT PROCEEDINGS. Routine Work of the Court at Yesterday's

Session-Syllabi of the Decisions. LINCOLN, April 4 .- (Special to The Bee.)-The following causes were argued and submitted: Cornelius against Hultman, on motion; State ex rel Holt county against Lopey, Furbush against Barker, Schultz against Loomis, Nash against Baker. Court adjourned to April 5 at 9 o'clock a.

m, when the foot of the docket will be called.

Following are the syllabi of the decisions handed down:

handed down: Hurlburt against Hall. Error from Clay county. Affirmed. Opinion by Chief Justice Norval. Ordinarily the cross-examination of a witness should be restricted to matters brought out on his examination in chief. If it is desired to examine the witness upon other matters the cross-examining party must make the witness his own, and call him as such. Boggs vs Thompson, 13 Nebraska, 402, followed 2. Generally, in order to predicate error on the overruling of an objection to testi-mony, specific ground of objection must have been brought to the attention of the trial court pilor to the ruling. But where a general objection to evidence is sus-tained the party against whom the ruling was made cannot urge as a ground of reversal that the objection was not specific.

was made cannot urge as a ground of reversal that the objection was not specific.

reversal that the objection was not specific. 3. An exception must be taken to the ruling of a trial court on the admission or exclusion of testimony, in order to obtain a review of the question in this court. 4. Where a promissory note has been altered in a material part after its delivery to the payee, without the knowledge or consent of the maker, it is invalid, even in the hands of an innocent purchaser. 5. The insertion of the figure "10" in a promissory note, thereby making the in-strument draw interest at 10 per cent, when no rate of interest was originally specified, is a material alteration.

specified, is a material alteration. 6. A judgment will not be reversed for the giving of an instruction not based upon

the giving of an instruction not based upon the evidence, where it is clear that the party complaining of it could not have been prejudiced thereby. 7. It is not error to refuse to give an instruction not applicable to the pleadings and evidence, although correct as an ab-stract proposition of law. Western Home Insurance company against Richardson. Error from Butler county. Affirmed. Opinion by Chief Justice Norval. Ordinarily in an action on an insurance

county. Affirmed. Opinion by Chief Justlee Norval. Ordinarily in an action on an insurance policy containing a provision to the effect that the insured shall furnish to the com-pany written proof of his loss within sixty days after the fire, the plaintiff, in order to recover, must establish on the trial that such proof was duly furnished or that the same was waived by the defendant. 2. Where the answer filed to the petition puts in issue the execution and delivery of the policy, the defendant thereby waives the terms of the policy relating to the pre-liminary proof of the loss. 3. In case the preliminary proof of loss submitted to the company is unsatisfactory it should return, the same to the insured within reasonable time, stating in what respect it is considered defective, and if it fails to do so, but rejects such proof on the ground that the same was not fur-nished in proper time, it cannot afterward avail itself of the insufficiency of such preliminary proof. 4. The omission of the plaintiff to intro-duce in evidence a paper or document es-sential to his case is cured by the de-fendant afterward putting in evidences such paper or document. 5. Where an insurance company denies

tendant afterward putting in evidence such paper or document. 5. Where an insurance company denies the making of the policy and all liability thereunder, and absolutely refuses to pay the loss, the right of action of the insured immediately accrues, although the policy contains a clause giving the company an option either to pay the loss or replace the property damaged within a specified time.

option either to pay the loss or replace the property damaged within a specified time. 6. An agent of an insurance company, duly authorized to take and approve risks and to insure, issued a policy of insurance extending credit for the premium, although the policy acknowledged the payment thereof. Prior to any loss the full amount of such premium was tendered by the in-sured to such agent, but the money was not received, owing to the fact that the latter was about to enter a railroid car and would not accept the money. Before the agent returned home the property was destroyed by free. Afferward, but prior to instituting suit on the policy, the amount of the premium was paid to the company and the same was retained by it, with full knowledge of all the facts. Held, that such payment reflated back to the time the tender was made to the com-pany's agent, and that the company could in the policy that "this company sould not avail itself of the condition contained in the policy that "this company sould not avail itself of the condition contained in the policy that "this company sould not avail itself of the condition contained in the policy that "this company sould not avail itself of the condition contained in the policy it is compatent for the insured, who was acquinted with the value of the property destroyed at the time of the fire. To nan action to recover for a loss under a policy it is competent for the insured, who was acquinted with the value of the fire. The policy it is competent for the insured, who was acquinted with the value of the fire. The policy it is competent for the insured, who was acquinted with the value of the fire. The policy it is competent for the fire the fire. The policy it is competent for

Before a contract of purchase of school

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Painless. Effectual. Covered with a Painless. Effectual. Covered with a Tasteless. Soluble Coating. "Worth a Guinea a Hox."—Price only O 25 cents. Of all druggists or a box will be mailed on recept of Pacis. in stamp: by B.F. Allen Co.,361 Canal St. New York.

RAILWAY TIME GARD

K. C., ST. J. & C. B. Depot 10th and Mason Sts. | Omaba

Leaves | CHICAGO, R. I. & PACIFIC, Arrives Omaha Union Depot 19th and Mason Sts. Omaha

EAST. 2.30am. Atlantic Express (ex. Sunday.). 7.15pm 8:00pm. Night Express (ex. Sunday.). 7.15pm 12:00pm. Chicago VestUnited Limited. 2:00pm 12:00am. Oklahoma Exp. (to C. B. ex. Sun.). 6:20am WEST.

O upon arising in the morning.

Pills

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Cenves | Omaha

hands entered into with the state can be declared forfeited, because of a default in the payment of annual interest, notice to the delinquent purchaser of such pro-posed cancellation must be first given by the commissioner of public lands and build-ings.

posed cancellation must be first given by the commissioner of public lands and build-ings. 2. In case the purchaser is a resident of the state and his address is known, such notice must be personally servel upon him; but where he is a non-resident, or his ad-dress is unknown, the notice may be pub-lished in some newspaper published, or of general circulation, in the county where the land is located. 3. State against Graham, 21 Neb., 329, and Richardson against Doty, 18 Neb., 499, distinguished. Henkiron et al against State. Error from Cedar county. Reversed and re-manded. Opinion by Justice Harrison. Where the trial court overruled defend-ant's challenge for cause to a juror and the record is silent as to the manner in which the juror was dismissed, and does not show that the defendant was compelled to exhaust his peremptory challenges to exclude him from the jury and the record descluse that the party challenge was not one of the jurors who tried the case. Held, that so far as the record disclose, there was no prejudicial error in overrui-ing the challenge to the juror. 2. In the cross-examination of a witness it is competent to interrogate him in re-start to any interest, peruntary or other-wise, and the extent of such interest which he may have in the result of the trial of the case in which he is testifying as affect-ing his credibility. Sons against Overmire. Error from Ruffalo county. Reversed and remanded. Opinion by Justice Harrison. Where an officer attached property which was afterwards taken from him under a writes who claimed to be the owners and entitled to the immediate possession of the property, it devolves upon the officer base was afterwards taken from him under a writes who claimed to be the owners and entitled to the immediate possession of the property, it devolves upon the officer base when a authority by a regularly issued

entitled to the immediate possession of the property, it devolves upon the officer to show his authority by a regularly issued writ of attachment, if he alleges as a justification his possession under the at-tachment process; this is necessary to prove his right of possession and the value of his possession if the action is decided in his favor. Omnha Street Railway company against Duvail. Error from Douglas county. Af-firmed. Opinion by Commissioner Ryan. An instruction that if the motorman in charge of a street car could, in the exer-

firmed. Opinion by Commissioner Ryan. An instruction that if the motorman in charge of a street car could, in the exer-cise of reasonable care, flave seen the plaintiff in time to have checked his car after plaintiff's horse sprang upon the track and before the car collided with plaintiff's horse, and that if plaintiff was not guilty of negligence which contributed to his injury, then the defendiant would be hable. Held, properly given, qualified as it was by an immediately preceding in-struction, that if the injury resulted from the sudden fright of plaintiff's horse, by reason of which said horse sprang in front of the moving car, and that if the motor-man in the exercise of reasonable care could not have checked the car in time to have prevented the collision, the defendant would not be liable; these alternatives pre-senting as they did the only disputed pro-positions of fact involved. 2. As applied to the liability of street railway companies whose cars are pro-pelled by means of electricity, the follow-ing instruction was proper: "The violation of any statutory or valid municipal regu-lation established for the purpose of pro-tecting persons or property from injury is of itself sufficient to prove such a breach

lation established for the purpose of pro-tecting persons or property from injury is of itself sufficient to prove such a breach of duty as will sustain a private action for negligence, if the other elements of actionable negligence concur, thus the vlo-lating the speed of vehicles, horses or trains or street cars is such a breach of duty as may be made the foundation of an action by any person belonging to the class intended to be protected by such regula-tion, provided he is specially injured thereby." tion, provided he is specially injured thereby." 3. Street railway companies have no such proprietary interest in that portion of the streets upon which their tracks are laid as limits the right of the general public also to use the same territory as a part of the public highway. Whether an injury resulting from such joint use is attribut-able solely to the negligence of the railway company, or is wholly or in part imputable to contributory negligence of the person by whom injury has been sustained, is a question of fact to be determined by the jury. Thomas against Edgerton et al. Error from Douglas county, Reversed, Opinion

FOR RENT, CHEAPEST 6-ROOM COTTAGE, with bath; in city; \$15,00. 2031 California street.	FOR SALE-MISCELLANEOUS.
_DM223	Rates, 112c word first insertion, ic a wor thereafter. Nothing taken for less than 25c.
6-ROOM COTTAGES, MODERN, CHOICE IN Stanford Circle, C. S. Elgutter, 204 Bee build- ing. D-994 HOUSES, F. K. DARLING, BARKER BLOCK,	FOR SALE TWO POOL AND TWO BILLIARD tables, Manhattan style, monarch cushions, siz 416 by 9, and all fixtures pertaining thereto
D-995 RENTAL AGENCY, 597 BROWN BLOCK.	415 by 9, and all fixtures pertaining thereto Tables not used one year yet. Will sell of trade For particulars write to Frank Georke, Carrol City, Iowa. Q-201 A4*
TIRST-CLASS, WELL LOCATED HOUSES, L. S. Skinner, M9 N. Y. Life, D-348	FOR SALE, SECOND HAND ENGINES, IN first class shape, from 5 to 40-horse power. In dustrial Iron Works, Omaha. Q-321A8
S-ROOM HOUSE, ALL, MODERN, 609 PARK avenue, Inquire at 611. D-M433 A13	FOR SALE, CHEAP, A 50-HORSE POWEI automatic engine and boller, nearly new; alis tow J. Leffell turbine in good order, Henry Burgdorf, Glimore, Neb. Q-MR2118*
4-ROOM MODERN FLATS, 29TH AND LEAV- enworth, J. W. Squire, 248 Bee bidg, D-488	Burgdorf, Gilmore, Neb. Q-M792 18* BALED HAY FOR SALE. THE STANDARI Cattle Company, Ames, Neb., have 2,900 ton
TLEAN, COMFORTABLE, CONVENIENT, moderate rentals; best 3 and 4-room suites for houseleepers only. References required, Also 6-room suite in tenement. \$16 S. 22d st. D-694	of good barn stored hay for sale. All order filled promptly. Q-102 ST. BERNARD PUPPIES. P. O. EOX 695
FOR RENT, 8-ROOM HOUSE, MODERN, FUR- nished or unfurnished, 1112 S, 10th street. D-M761	Chy, Q-M499 A15* FOR SALE, NICE CLEAN GRAVEL, OMAH, Suiteon Wall Plaster Co., 515 1st Nat'l bank Q-M529 A15
KELKENNEY&CO.,R. 1, CONTINENTAL, RLK. D-686	POOL TABLE; BRUNSWICK; NEARLY NEW cheap, Williams & Mittan, McCague block
FOR RENT, GOOD DETACHED NINE-ROOM house, 2021 Capitol avenue. Also s-room house, 4012 Seward street, Orchard Hill, B. H. Rob- iwon, room 7, Commercial National. D-M838	CLAIRVOYANTS.
COTTAGE, S. E. CORNER 23D AND CLARK. Inquire, 1523 Jackson. D-281	Rates, 112c word first insertion, 1c a word thereafter. Nothing taken for less than 25c,
FOR RENT, SEVEN-ROOM COTTAGE, CEN- trally located. Inquire 712 N, 19th st. D-345	MRS. DR. H. WARREN, CLAIRVOYANT, RE Hable business medium; 7th year at 119 N. 16 8-103
FOR RENT-FURNISHED ROOMS.	MASSAGE, BATHS, ETC.
Rates, 112c word first insertion, 1c a word thereafter. Nothing taken for less than 25c,	MASSAGE. MADAME BERNARD, 1419 DODGE.
NICELY FURNISHED ROOMS FOR RENT, with or without board. Call at 2107 Douglas. E-M378 12	T-M313 9* MADAME SMITH, 502 S. ETH, END FLOOR, room 3. Massage, vapor, alcohol, steam, aul- phurine and sea batha, T-M199 7*
1.ARGE SOUTH ROOM, SUITABLE FOR TWO; modern conveniences, Inquire 1919 Dodge, E-160 6 FOR RENT, ELEGANT FURNISHED ROOMS	MADAM BROWN, 1514 CAPITOL AVENUE, 2d floor, room 4, massage, alchohol, sulphur and sea baths. T-M971-5*
AT HOTEL BRUNSWICK	PERSONAL.
For families and young gontlemen. Steam, bath, elevator and all conveniences; prices roas a able: location unexcelled in the city. Apply at Hotel Brunswick, 16th and Jackson streets, E-170 29	MADAME LA ROOK HAS OPENED MASSAGE parfors at 1811 Howard street, 3d floor front to left, improved magnetic, vitapathic, supplur and alcoholic baths, both restruit and curative, improved Swedish hand rubbing. 9 a. 5, to 8 p. m. Parlors 3 and 4. U-M200 3*
ROOMS EN SUITE.         IST CLASS BOARD.         2105           Douglas.         E-881 A24*         FURNISHED ROOM; GENTLEMAN.         2017 HAR.           moy street.         E-230 9*         E-230 9*         E-230 9*	VIAVI, HOME TREATMENT FOR LADIES Health book & consultation free, Address or call Viavi Co., suite 346, Bee Bidg. Lady attendant,
FURNISHED ROOMS FOR LIGHT HOUSE- keeping, 119 N. 15th street. E-M310 5*	UNTH, FURTHER NOTICE JOHN NELSON IS the only person employed by me to do the cleaning of vaults and cesspools. A MacDon- ald, City Garbage Contractor. U-M24 A6
FIRST FLOOR OF MODERN BRICK, FINELY furnished for housekeeping; 1 car lines; rent moderate, 2005 Bart street. E-344 19*	MASSAGE TREATMENT, ELECTRO-THER
NICELY FURNISHED ROOM AT 1924 FAR- nam street. E-MILS 11*	<ul> <li>mal baths. Scalp and bair treatment, mani- cure and chiropodist. Mrs. Post, 21942 S. 1510, Withnell bh.</li> </ul>
FURNISHED ROOMS AND BOARD. Rates, Hige word first insertion, le a word thereafter. Nothing taken for less than zie,	COMPOUND OXYGEN CURES ASTHIMA. bronchitis, consumption, catarrh, etc. Three days free at R. 23, Douglas bik, 15th and Dodge, U-412 Al3
FOR RENT, NICELY FURNISHED SOUTH room, with board 2019 California street. F-M974 5*	IF GEORGE GIDSON, AGED ABOUT 64, NA- tive of England, who was in Montana and
TWO NICELY FURNISHED ROOMS, SOUTH Rout and private board; modern conveniences, 2110 Douglas street. P-M32-8	municates with us prior to December next he will beer of semothing to his advantage. Lewis A. Groff & Lefroy, lawyers, Bradbury building, Los Angeles, Cal. U-M007 325
YOUNG WOMEN'S HOME, UNDER CARE OF Women's Christian association. III S, 17th st. 17- 997	YOUR FORTUNE READ BY THE LINES IN your hands. Mrs. Barton, 635 S. 17th st. U-319 9*
TWO FINE LARGE ROOMS, WITH STRICTLY Sent-class board, 209 Douglas street. F-M707	ASTROLOGER, OLD DR. PAUL CASTOR; send date of birth, sex, 29 cents and stamp for future prospects, marriage, business, specula-
LOLAN HOUSE, 20 NORTH INTH STREET, Good rooms, good table, reasonable rates, F-MC4 A15*	future prospects, marriage, business, specula- tion, all affairs, mention paper, 225 Third avenue, box 31, New York, U-MIIS 3*
ROOMS AND BOARD. BRENNAN FLATS, 1991 California. F-M722 A21*	MONEY TO LOAN REAL ESTATE. Rates, 10c a line first insertion, \$1.50 a line
NICE ROOMS WITH GOOD BOARD, THE Rase, 2920 Harney, F-M257 7*	per month. Nothing taken for less than 25c CENTRAL LOAN AND TRUST CO., 306 BEE
100ARD AND NICELY FURNISHED ROOMS, 01 N. 18th. H-288.4*	building. W-793
FURNISHED ROOMS WITH BOARD, 157 S. 17. F-318 M2* DESDIABLE SOUTH FURNISHED OR UN-	ANTHONY LOAN & TRUST CO., 218 N. Y. LIFE, loans at low rates for choice socurity on Ne- braska and lowa farms or Omaha city property, W-108
DESIDABLE SOUTH FURNISHED OR UN- luturished rooms at "The Frenzer," He North 25th street. F-M350 H <sup>4</sup> FOR RENT-PARLOR FLOOR, FOUR ROOMS; furnished with	MONEY TO LOAN AT LOWEST RATES ON unproved and unimproved Omaha real estate, 1 to 5 years. Fidefity Trust Co., 1702 Farnam, 1 to 5 years.
going dut of town for summer, Call on M. M. Murshall, Merriam hatel, 55th and Dodge. F-M347 8*	W-HO MONEY TO LOAN ON FARMS IN DOUGLAS improved and unimproved Omaha real cetate, Fideity Trust Co. 170 Farman st. W-119
FOR RENTUNFURNISH'D ROOMS. Bates, loc a line each insertion, 11.50 a line per yourd. Nothing taken for lear than Ec.	LIFE INSURANCE POLICIES LOANED ON or bought F. C. Chesney, Kansas City, Mo. W-117
<ol> <li>UNFURNISHED ROOMS, SUITABLE FOR housekeeping city water, etc., low rent. North- west corner lith and Webster street. G-Miso</li> </ol>	MONEY TO LOAN ON OMAILA PROPERTY and Nebraska farms at from 6 to 7 per cent. W. B. Melale, First Nat'l bank bldg. W-112
<ul> <li>CNFURNISHED CHAMBERS FOR HOUSE, keeping to man and wife. No children, 213 N. 17th.</li> <li>G-457</li> </ul>	LOANS ON IMPROVED AND UNIMPROVED city proparty; \$5,000 and upwards, 5 to 6% per cent; no delays. W. Farnam Sm(th & Co., 1239 Farnam. W-206

HEST PAYING SALOON IN OMAHA: PART cash, halance trade; sickness cause for selling. D. J. Wilson, 1714 N. 25th street, Omaha, Neb. Y-M674 A19\* FOR SALE-41,000 CASH WILL BUY A PAY-ing business; need not apply unless you have the money. Address F 61, Bee offlee. Y-M957 Y-M957 \$2,000.06 EONUS. NEWMAN GROVE, NEE, and vicinity offer \$2,000.00 cash to any party that will build a 75-barrel steam roller flour mill; machinery to be new hind of the latest im-provement. We have one of the best business towns in the state. For further information address C. O. Krogh, chairman, Newman Grove, Neb. Y-M211 7 DRUG STORE, CENTRALLY LOCATED, ON easy terms. Box 508, city. \* Y-121 easy terms. Box 50x, cuy. MEAT MARKET FOR SALE, CENTRALLY located; fitted up first class; doing good busi-ness, Address C, Bee office, Council Hunfs. Y-237 A7 DEST PAYING SALOON IN OMAHA; PART GEST PAXING SALES are cause for selling cash, balance trade; sickness cause for selling D. J. WILSON, 1714 N. 25th atreet. Y-M574 A19\* FOR SALE- HOTEL FURNITURE AND lease; 40 rooms; good furniture; good location; cheap rent; will sell for half its value; owner going to Arizona. Biggest bargain on earth. Address F. McCune, Beatrice, Neb. Y-M301 8\* DO YOU WANT TO BUY A SMALL MILLI-nery store? Cash or trade for good wild land. Reasons for selling, other business. For par-ticulars address G 20. Bse. Y-M302 9\* WANTED, A FIRST-CLASS PHYSICIAN, WHO can speak the German of Swelish language, to locate in a central Nebraska town of 1,500 people; an excellent opportunity. Address, with references, E. E. Bruce & Co., Omaha, Nebraska. Y-M295 8 FOR SALE, A BOARDING ESTABLISHMENT in Rocky mountains, with farm 116 acres. Ad-dress G El. Bec. Y-M331 7\* WANTED, PARTNER-WE HAVE FOR SALE an interest in a good paying business in this city that will bear strict investigation. Capital required, about 16,009.00. Would take some good real estate, farm preferred. Templeton & Plerson, 507-8 Paxton block. Y-M323.7 WANTED, TO SELL A GOOD RESTAURANT and lunch counter in county seat, 4,000 inhabit ants; 10 trains arrive each day. Business making good money. Owing to sickness must sell. If you are looking for something of this kind fo will pay you to investigate. No incumbrance on same. Address G 27, Omaha Bee, Y-M255 8\* FOR EXCHANGE. Rates. Bo a line first insertion, \$1.59 a line per month. Nothing taken for less than 25c WOULD LIKE TO EXCHANGE VALUABLE iand for a modern 10 or 12-room residence. Ad-dress G 1, Bee office. Z-M145 6 WANTED, A FINE TEN OR TWELVE-ROOM modern house with barn or room for one in exchange for clear land. B. J. Kendall, 507 Brown block. Z-208 31 STOCK OF MILLINERY AND NOTIONS; want horses & cattle. Box 295, Frankfort, Ind Z-123 BUSINESS BLOCK FOR SALE OR TRADE for land or indise, in eastern Nebraika, P. O. Hox 196, Creston, Neb. Z-M524 a16\* I OWN 100 FARMS IN NEEKASKA, KANSAS and Dakota; will sell chemp or exchange for mise, horses & cattle. Address, box 76, Frankfort, Ind. Z-122 TO EXCHANGE-VALUABLE TEXAS FRUIT land, for good residence and business block. R. C. Patterson, Z-M308 5 TO EXCHANGE-CLEAR INSIDE LOT FOR pair good driving horses, R. C. Patterson, 425 Itamge block, Z-M308 5 TO EXCHANGE-VERY VALUABLE FARNAM O EXCHANGE-VERT VALUE for choice private street income paying property for choice private residence. R. C. Patterson, 453 Ramge block. Z-M397 7

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FINE LOT OF YOUNG HORSES FOR OMAHA property. F. D. Wead, 18th & Douglas st. Z-322 5 A MAN INTENDING REMOVAL TO OMAHA wants to traite small ranch with stock where he now lives for home. Several Omaha properties for Des Moines. An 8-r, house, every conv., payed at, and motor, for vacant lot. F. D. Wead, 18th and Dougtas. Z-322 S FOR SALE OR TRADE-EQUITY IN RESI-dence in Hawarden, Ia., for jeweiry, pianos, chattels of any kind or live stock. Address Lock Box 58, Summer, Ia. Z-M349 8

LOANS ON IMPROVED AND UNIMPROVED city proparty; \$5,000 and upwards, 5 to 6% per cent; no delays. W. Farman Smith & Co., 1259 Farman. W-106

BARGAINS.-Full acre, West Omaha, \$6,500. 100 feet, 35th near Farnam, \$6,500. 100 feet, 35th and Dodge, \$4,200. 100 feet, 35th and Dodge, \$4,200. 100 feet, 35th and Dodge, \$4,200. 100 feet, 35th and Toom on the park. 64 feet corner 36th and Howard, 34,000. 10 acres, close in, \$2,000. 10 acres, 8 miles out, \$10,000. 17 Tackage lot, \$5,000 (21a and Nicholas). Cor, 28th and Woolworth, \$1,600. 20 acres, finely improved, \$10,000. Ambler Piace lot, \$250. Eckermann Place lot, \$250. Plainview lot, on 24th, \$1,500. 20 acres, Sarpy county, \$17 an acre. 70 acres, sarpy county, \$17 acre. 70 acres, sarpy county, \$16 acre. 70 acres, sarpy county, \$17 acre. 70 acres, sarpy county, \$17 acre. 70 acres, sarpy county, \$17 acre. 70 acres, acres, acre. 70 acres, acre. BUSINESS CHANCES. Rates, 10c a line first insertion, \$1.59 a line per month. Nothing taken for less than 25c C. F Harrison, 212 N. Y. Life, Omaha. R E 249 4

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Adjustments, settlements and compromise made for failing or insolvent merchants. 891 n.25

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LOST. PARASOL OFF BAHY BUGGGY, ON North 17th street, Write of call, 2117 Maple st. 346 4\*

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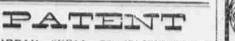
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a poncy it is competent for the insured, who was acquainted with the value of the property destroyed at the time of the fire, to testify as to such value. 8. It is not the proper practice to permit a witness to answer a question without objection and then move to have the testi-mony excluded.

Neb., 254, overruled. Rittenhouse against Bigelow. Original, Adams county. Reversed and decree. Opinion by Commissioner Ragan. There is no authority of law for the election, appointment, or existence of a township board, nor for the election or appointment of a township treasurer or township is a city of the first class, having more than 10,000 and less than 25,000 in-habitants. 9. Objections to the rulings of the trial court on the admission and exclusion of testimony, examined and considered, and said objections overruled. State ex rel Hershey against Clark. Mandamus. Opinion by Chief Justice Nor-

habitants. 2. Rittenhouse against Bigelow, 57 N. W.

habitants. 2. Rittenhouse against Elgelow, 57 N. W. Rep., 387, overruled. Richards against County Commissioners, Clay county. Error from York county, Reversed and action dismissed. Opinion by Commissioner Irvine. — Taxes are not debts in the ordinary ac-ceptance of the term, and generally an action at law will not lie for their collec-tion. While the right to an action may be implied from a failure of the legislature to provide any means for enforcing the payment of taxers, yet where the legislature are collection of taxes has prescribed a remedy by action under certain circum-stances in a particular forum and in a particular manner no action will lie, ex-cept under the circumstances prescribed. in the forum provided and after the man-ner defined. 3. A and B owned certain personal prop-

cept under the circumstances prescribed, in the forum provided and after the manner defined.
B. A and B owned certain personal property assessed for taxation in Clay county.
Before the tax became definquent they removed the property from Clay county removed the property from Clay county.
The county commissioners of Clay county to an action in Yerk county and attached property of A there situate. The county was not the place of about of the tax county and the action been authorized by the treasurer of any tax collector of York county. Held, that the case did not fail within any of the provisions of section 59 of the revenue law providing for the collection of taxes, and the remedy provided by that law being exclusive, the action will not lie.
Omaha Street Railway company against Lochneisen. Error from Douglas county. Affirmed. Opinion by Commissioner frying.
It is the settled rule in this state that where different minds may reasonably draw different inferences from the same stabilish negligence or contributory negligence, the question of negligence must be left to be within the rule above stated.
Hanlon et al against Union Pacific Rail-way company. Error from Dodge county.
Affirmed. Opinion by Commissioner Irvine.
and the same of the state that where different inferences from the same state of facts as to whether such facts where different inferences from the same state of facts as to mather such facts.
The facts of this case examined and heid to be within the rule above stated.
Hanlon et al against Union Pacific Rail-way company. Error from Dodge county.

vine. An action of trespass quare clausum can only be maintained where the plaintin has title or possession at the time of the acts complained of. Chicago, Rock Island & Pacific Railroad company vs Shepherd,

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