

ONE JOHN FISK WAS A FRAUD

Controversy Over Title to Real Estate Brings Out an Odd Story.

DECISION IN AN OLD LAND LITIGATION

Eighty Acres of Land Near Florence Changes Owners Unexpectedly—Rehem's Pay for June in Court—Helmman's Block in Court Again.

Judge Ambrose handed down his decision yesterday in an important land case that had been on the district court docket for nearly a year. As long ago as 1867, when Nebraska was a wilderness, John Fisk of Connecticut traveled across the country to the Missouri river and took out letters patent to eighty acres of land about fourteen miles north of Florence. The hardships of the wilderness proved unattractive to the settler and after struggling for a time with the difficulties of life in a wild country he packed up his worldly goods and moved back to New Haven, leaving his farm unoccupied.

Matters remaining in this way until 1874, when the property was sold to pay the accumulated taxes which the state was unable to collect from the owner. The purchaser was a man named Reynolds of Fremont, who held the property until 1883, when he contracted for the sale of the property to a third person and put him in possession on the strength of the tax deeds which he had received from the state. Reynolds, however, died and his widow surrendered the possession back to Reynolds.

About six years from the time when Reynolds first obtained the possession of the property he employed an Omaha real estate man to look up Fisk so that he could satisfy any claim that he might have on the property and obtain a limitation of his title. An Omaha real estate man found a John L. Fisk in St. Louis who claimed to be the Fisk who had pre-empted the original title and a settlement was made whereby he surrendered all vestige of his title to Reynolds.

In the course of time it developed that this Fisk was a fraud, and in October of the last year the real John L. Fisk appeared and filed a suit in district court in this county to reinstate the title to the property. The case was heard at the last term of court and yesterday Judge Ambrose decided in favor of the plaintiff and declared that the title to the property was vested in the original purchaser, the contract of sale of the land held possession of the property for a sufficient time to take the title in fee simple by virtue of the statute.

That in making an effort to look up the original owner and secure a transfer of his title he had acknowledged that there was a superior title to his own, and had consequently forfeited his right to the undisputed possession of the property. The case will probably be taken to the supreme court.

Helmman Block in Court.

The Northwestern Mutual Life Insurance company has gone into the injunction business for the purpose of getting the courts to decide the controversy between them and the building inspector in regard to their right to repair the Helmman property at Thirtieth and Farnam streets.

The building in controversy was seriously damaged by fire a short time ago, and when the owners attempted to repair the building so that it would be rentable the building inspector stopped them and ordered the work stopped. His opinion was that the building was in such condition that it could not be safely repaired. Yesterday the attorney for the company filed a petition in district court asking that a restraining order be issued directing the building inspector and the city of Omaha to desist from further interfering with the work of repair.

Tied Up in the Salary.

A petition was filed in Judge Walton's court yesterday asking that the mayor, the city council and the city treasurer be enjoined from paying the \$150 voted by L. M. Rehem by the council as June salary as acting city electrician. The grounds of action were similar to those on which the injunction preventing the payment of Mr. Rehem's May salary was obtained and were based on the fact that Mr. Rehem was appointed by the council while the city was only legally filled by appointment by the mayor. A temporary restraining order was issued and the case was set for hearing on July 14.

That Rendering Works Fight.

The fight instituted for the purpose of closing up the rendering works at Mascot is being waged in Judge Walton's court, where Nelson O. Anderson is opposing the defendant, in on the ground with numerous affidavits and affidavits in support of his contention that there is a conspiracy to ruin his business and that the conspirators are the Union Rendering company, W. L. Selby and Gustave A. Knike.

Local Court Notes.

Louis D. Loevy has brought suit in district court to recover \$2,500 from Earnest Broquet for services rendered. The plaintiff says that two years ago Broquet hired him to assist him with certain work and the purchase of a large consignment of merchandise. Broquet has not paid him the amount for which he has sued.

Excursion Rates East.

For full information summer excursions call at the Chicago, Milwaukee & St. Paul ticket office, 1604 Farnam street, or address F. A. NASH, District Agent.

Cheap Seaside Excursion.

July 7, 8 and 9 the Baltimore & Ohio Southwestern railway will sell, except National Teachers' convention, cheap excursion tickets to Ashbury Park, N. J., allowing parties to visit other seaside resorts, and returning until September 1, under certain conditions. For full particulars address A. C. Goodrich, western passenger agent, P. O. box 264, Kansas City, Mo.

PERSONAL PARAGRAPHS.

H. B. Dibble of York is at the Arcade. F. J. Toohill of O'Neill is at the Delone. C. I. Tuttle of Kearney is at the Paxton. Isaac M. Raymond of Lincoln is in the city. C. P. Johnson of Benedict is at the Arcade. Dr. G. T. Seabury of Sheridan is at the Millard. Row Gamble of Kearney is at the Merchants. John Q. Goss of Bellevue is at the Merchants. D. J. Sinclair of Nebraska City is at the Delone. R. C. McShane of Lead City, S. D., is at the Millard. H. W. Findley of Norfolk was in the city last evening. H. P. Knight and D. Smith of Lincoln are at the Paxton. E. K. Valentine of West Point was in the city yesterday. A. P. Brinck and wife of Hot Springs, S. D., are at the Millard. W. P. Shockey of Lincoln registered at the Paxton last evening. A. C. Windsor and wife of St. Joseph are registered at the Millard. J. S. Wiseman and A. R. Edmiston of Lincoln are at the Merchants. A. K. Gouly, state superintendent of public instruction is at the Delone. E. W. Dignell, division superintendent of the B. & M. at Lincoln is at the Paxton. Mrs. T. J. Rogers and children left Sunday last for North Scituate, Mass., where they will spend the summer. C. C. Hughes, general superintendent of the Elkhorn, has his family, taken permanent quarters at the Paxton.

MOHRE'S BETHING SALE

A Little Money Goes a Long Way in All Departments.

THE MORSE DRY GOODS CO.

A SATURDAY SALE.

What Hayden Ross, Offer as Specials to the Surrounding Shoppers.

There is a half-price announcement in another portion of today's Bee which tells a tale of considerable interest to thrifty shoppers. Those with an eye for the main chance should not overlook such a sale, as the prices cut are so radical as to make Saturday a red-letter day for shoppers.

The Big Store, always popular, always giving its best to its customers, will be certainly thronged all day Saturday. Hayden Ross, the fact that he has a synonym for low prices, the best of goods and lots of varieties to select from.

Special Excursion East. Via the Northwestern line to Ashbury Park, Cleveland, Toronto and one hundred other pleasant summer resorts. Call at the city ticket office, 1404 Farnam street.

THEY ANSWER PARDEE.

Reply of Haseall and Other Counselmen to the Mandamus Petition.

Some days since E. T. Pardee of the Pardee Electric Light company instituted mandamus proceedings in the district court, asking that the city council be compelled to award the contract for lighting the streets of the city to his company, it being the lowest bidder. As is well known, the papers that went to the council were pocketed by the committee on judiciary.

FOR REPAIRING VIADUCT.

Bids Opened by Board of Public Works Yesterday Afternoon.

WEATHER FORECAST.

Generally Fair and Warmer in Western Nebraska Today.

WASHINGTON, July 6.—The indications for Saturday are: Partly cloudy.

For Nebraska—Generally fair; winds shifting to south; warmer in the western portion.

For Missouri—Fair, except light showers in the southwest portion; north winds.

For Iowa—Generally fair; north winds, shifting to southeast; warmer in the northern portion.

For Kansas—Local showers in the southern part; fair in the northern portion; east winds; warmer in the western portion.

For South Dakota—Fair in the eastern portion; local showers in the western portion; south winds; warmer in western portion.

Local Record.

OFFICE OF THE WEATHER BUREAU, OMAHA, July 6.—Omaha record of temperature and rainfall compared with corresponding day of past four years:

Table with columns for Year, Maximum temperature, Minimum temperature, Average temperature, Precipitation, and State of sky. Data for 1894, 1895, 1896, 1897, 1898, 1899, 1900, 1901, 1902, 1903, 1904.

AFFAIRS AT SOUTH OMAHA

Packing Houses Are Beginning to Feel the Strike Seriously.

HUNDREDS OF MEN ALREADY LAID OFF

Shipments of Stock In and of Dressed Meat Out Diminishing Rapidly—Three Tons of Poultry by Express—Magic City Gosip.

The Cudahy Packing company made the biggest shipment of packing house product last evening that was ever sent out of South Omaha by express. It was three tons of dressed poultry billed for Chicago, and was sent out through the Adams Express company. An effort was made by the company to send out several cars of goods in the ordinary way, but it was all returned before getting very far.

The people who are most interested in business in this town are afraid of a tie-up at any time. A working railroad man said last night that he would not be surprised if all the railroad men working in South Omaha were quit today. He admitted that several cars of goods had already been held, when this sort of proposition had been discussed.

The Stock Yards company owns the trackage here and employs all of the switchmen. Mr. Turgate, the night foreman, does not belong to the union, however, and will probably be one of the 1st men along the line to stop work. Turgate has been out of the yards at night during the last strike here, and he is noted for being a stayer when he makes up his mind that he is right. All the switchmen belong to the union.

One thing which indicates that the Cudahy Packing company fears further trouble is the fact that it has not any hogs yesterday, and as a result there will be about 200 workmen who will not have a report for duty until Monday or Tuesday at the earliest.

Magie City Gosip

A girl was born to Mr. and Mrs. Dan Hanson. W. G. Sloan, the undertaker, is confined to his home with rheumatism. The Home Circle club will give a party at Courtland beach Saturday evening.

Excursion Announcement.

The Chicago & Northwestern city ticket office No. 1404 Farnam street announces that the excursion tickets to the N. E. A. meeting at Ashbury Park (New York City), the Y. P. S. C. E. meeting at Cleveland and the P. M. E. meeting at Toronto, are now good returning to Omaha as late as September.

Dividing the Spoils.

The Civil Service commission has prepared from the official register, or "Blue Book," a statement, which will appear in the annual report of the commission, soon to be issued, showing the apportionment of offices in the departments at Washington among the states and territories. Under the civil service law Harper's Weekly explains, the offices, without regard to their status, are apportioned according to population as shown by the last census. This principle has always been recognized. Even under the spoils system it was known; and today the United States senate, which is governed by the same distributing offices, makes an apportionment among the senators, allowing to each senator appointments in drawing of the senate places, though the fact that one senator, representing a sovereign state, is as good as another senator is recognized, and the senator from Texas and the senator from Virginia share alike.

"A SOFT ANSWER," ETC.

A School Teacher's Presence of Mind on a Momentous Occasion.

Miss Isabel McGallon was a teacher in a public school, relates the Buffalo News. She had a young man friend who was nervous and diffident. She knew that he was in love with her, but every time he started to propose he stammered and stuttered and became so embarrassed that she felt obliged to change the subject.

LOCAL BRIEFIES.

A special meeting of the Omaha Humane society will be held at the Commercial club rooms this afternoon at 4 o'clock. The meeting of the High school alumni, which was postponed until the last Friday in September on account of the non-appearance of a quorum. A meeting of the council of the Municipal league was called for 3.30 p. m. at the Commercial club rooms yesterday, but on account of the failure of a quorum to appear no business was transacted. Mr. W. W. Bolt of La Salle college, Iowa, will address the young men's service at the Young Men's Y. M. C. A. lecture rooms this evening at 7.45. Mr. L. P. McGuire will conduct the song service. All young men are invited to attend these services.

Gatch & Lauman's Advertising from Retail Business.

Having decided to discontinue our retail department at 1514 Farnam street for the purpose of giving all our time to the jobbing trade we offer our entire retail stock at prices that will enable us to close out everything before our lease expires. We mean business. All goods will be sold without reserve. Cost will not be considered. We have the largest, newest and best selected stock in the city. Dinner sets \$6.00 and up. Chamber sets \$1.85 and up. Fruit jars 40c, 50c and 60c dozen. Tumblers 2c each. Fine flint engraved tumblers 5c each. Water pitchers 15c. Decorated lamps 6c. The banquet lamp, with shade, \$3.50. Hanging lamps, complete \$1.45. Silverware, knives and forks \$2.00 dozen. Best All tea spoons \$1.00 set and other goods in proportion. Sale commences tomorrow, Saturday, morning. Those who come first get the best bargains. GATCH & LAUMAN, 1514 Farnam street.

Truck Load.

of goods for a thriftable full of money. This is what you hear the ladies say of the quantity of goods that can be bought for a very little money at our retiring from business sale. We are very anxious to close out our entire business. This is the opportunity you and your neighbors have of purchasing, not only things for this summer weather, but your heavy fall and winter lines. Remember you save four profits, the manufacturer's, the commission man, the jobbers and our profits, as every article is going at much below cost. This accounts for the crowd that you constantly find about our counters. The time to trade to avoid the crowd is early in the morning.

THE MORSE DRY GOODS CO.

Popular music at Courtland beach.

There will be a special general meeting of the Omaha Y. M. C. A. at the grounds on Harney street this evening (Saturday) at 7 o'clock. Matters of great importance will be discussed regarding the grounds and the proposed tennis and tennis tournament. C. H. Young, Secretary.

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How Offices Are Apportioned—Bank Dis-

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MANY HISTORIC TREES.

Those that Grace the Avenues of the National Capital.

Among the 75,000 trees which the capital city of the nation is so proud of, and which are being preserved for the benefit of the place it is, are a number of historic trees planted either by famous personages or to commemorate special events. The oldest tree, which has been in the city since the attention of those tourists who chance to know about it, says the Philadelphia Ledger, is the "Cameron Elm," which stands in the park, but now dead, is planted a century ago by the first president, and the one now standing is called the "Washington Elm." Occupying relatively the same position in the Capitol building, the house entrance, is the "Cameron Elm," not because the distinguished Pennsylvania planter is, but because he pleased so eloquently for its life when threatened in the spring of 1892 President Harrison set out two big trees in the ground south of the executive mansion, which are doing well, though one has outstripped the other by two feet. A fine sycamore or plane tree, which stands not far from the Lincoln monument in the park to the same name on Capitol hill, is known as the "Thaddeus Stevens Tree." The great Pennsylvania planter it in the stormy days of '62, in the Botanical Gardens, but so often were the grounds overflowed by a quiet-appearing little stream rejoicing in the classic name of the "Potomac," that it was removed to its present position, where it has reached an altitude of nearly 100 feet. The largest and most famous collection of trees, and not behind any in beauty, is the historic grove in the Botanical Gardens, under the care of Mr. William R. Smith, the superintendent. Mr. Smith has been in charge since the administration of Fillmore, a period so long as to permit him to see the growth of his plants and to adolescence, if not maturity. Philadelphia is represented by two splendid cypresses, brought over from the Quaker City by Edwin Forrest, the great tragedian and John W. Forney, the journalist. Not far from these stands the Albert Pike Tree, a cypress, planted by General Pike when occupying the highest position in the Masonic order. A great oak, set out in 1862 by John C. Crittenden of Kentucky, is a superb specimen of the family of trees to which it belongs. There are the "Morrell Trees," planted respectively by the senators from Maine and Vermont; the "Hoar and Vance Trees," the "Holman Trees," set out by the senator from Ohio, and the "Crittenden Tree" of a century ago; the "Hayward Tree," an oak planted by Mr. Hayward when secretary of state; and most curious of all, the little six-foot tree, which is known as the "triple name of Confucius-Dana-Cummings." The acorn from which it came was picked up on the grass of the great philosopher, sent by a friend to Mr. Charles A. Dana, and raised by his gardener at his place on Long Island, and planted by Representative Amos J. Cummings a year ago.

SRAGUE—Emma J., infant daughter of Mr. and Mrs. S. S. Srague, Thursday, July 6, 1914. Funeral from family residence, 225 S. 12th, at twenty-seventh street, July 8, at 2:30 p. m.

SIMPSON—At Nampa, Idaho, July 3, 1914. Mabel Simpson, wife of W. W. Simpson, 429 Cass street, this city. Interment at Prospect Hill cemetery. Notice of funeral hereafter.

Visit Courtland beach Sunday.

DEADLY LONG-RANGE RIFLES.

Serious Nature of Wounds Inflicted by Modern Army Guns.

In future wars, it was said, the soldiers would be disabled in large numbers, but there would be but few deaths; the lesions would be slight and would heal quickly and certainly. Then when peace was made the wounded would be found to be as good as ever, without any other damage than slight scars, just enough to bear witness to their bravery and keep it in their memory. The conclusion drawn, says the New York Herald, was that the tremendous sums spent for arms were being spent on the wrong things and being renewed, all this labor and effort that was thought to be lost for peace and the progress of humanity, were, on the contrary, serving the cause of progress, and to invent a gun, a ball or a new form of powder was claimed to be a work of kindness and philanthropy.

It seems now, however, that this is a mistake. The experiments made by M. Demosthenes, head surgeon of the Roumanian army, confirming those carried out in Switzerland, Germany and in France by MM. Delorme, Chauvel and Chavasse, have shown the falseness of these claims, which can no longer be advanced in good faith, even if we are to admit that they were ever anything else than the mask of hypocrisy. The distances used were those of a battle, and the cartridges used were those of a battle, and that the results were just what we shall get in a battle, and they are terrible enough.

At 1,200 or 1,400 meters, distances which M. Demosthenes did not exceed, on account of the difficulty of hitting a single man at 800 or 1,000 meters, he noted complete perforation of the cranium with multiple fractures, and situated in the center of the brain, each and intestines. With living horses at the same distance the nickel-steel covered ball of the Roumanian Mannerich of six and eight millimeters went through the cranium and neck, grinding the vertebrae to pieces.

At shorter distances, a fracture of the cranium means that it bursts into about twenty pieces; at 600 meters the ball went through three bodies placed one behind the other at an interval of half a meter. Below these figures the ball struck the first was found in fourteen pieces, while that of the second showed thirteen. If to these figures be added the number of bone fragments, some idea can be formed of the immense gravity of these wounds, and of the butchery that a battle of the future is going to be.

And this is not all; a new danger hitherto unknown in wounds by firearms goes to complete the terrible destructive power of these new weapons. I refer to hemorrhage. Wounds inflicted on living horses show that not only the large vessels, but even the arteries of small caliber are opened and a knife, giving rise to great loss of blood. A horse struck in the temple and killed in two minutes lost bright red blood in jets from the wound. A soldier killed accidentally at target practice at Bucharest, and who had merely been shot through the apex of the left lung, without any important vessels being opened, was found to have four liters of blood in his pleural cavity.

Such are the wounds with which army surgeons are now having to deal in the future. To master this hemorrhage, to handle and set without too much pain or damage limbs of which the skeleton is reduced to fragments, and to do this with courage and devotion, as also the inexperience and lack of skill of the ambulance attendants, be enough? The surgeon's aid will be of little use.

Unfortunately the change of the arms of the present day will expose them to being crushed in the purpose. The most that can be done will be to refer to hemorrhage, soldier from any further damage, while the first sanitary line will have to be 3,500 or 4,000 meters back from the battle.

The cruel but true formula of the results obtained by the philanthropic inventors of new arms is, therefore, "more dangerous wounds and more difficult help to the wounded." The Roumanian surgeon develops this idea in these terms, which give a very good conception of his publication: "We cannot help feeling that the humanitarian project is a very perfidious one, as it shatters the cranium, smashes the brain, and causes death by splintering itself up in the body into a number of pointed and cutting fragments impossible to extract; it wounds many persons at the same time, and, while increasing the number of wounded and of their wounds, prevents us, on account of its great range, from helping the wounded with the quickness and security desirable."

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HOT WEATHER APPAREL. To keep cool these days is quite a task—There are various ways to keep cool, though—Drink—for instance—two quarts of ice water every half hour—wrap in pure flannels and lie down in the shade for 24 hours—Another way, a quart of ice cream every 15 minutes, devour it rapidly, prop it up with 2-oz. of medicated cotton and bathe your feet in mustard—Still another, plunge headlong into a stream, swim thirteen times against the tide, take 1-oz. of quinine and cover with six feet of sand—But The Nebraska's recipe is cool, light and comfortable clothing—'Tis not only the wisest way but the cheapest.

Cheapest—to be sure—We'll furnish you with a black sateen coat for 65c—of course Alpaccas are a deal lighter. Well, you may have a good Alpaca coat for 75c a finer for \$1.25, and the very best at \$2.00—Extra long 'uns are \$1.75. Now we have Mohairs at \$2.25 that'll cost you elsewhere \$4.00 at least. Blue and black flannels at \$1.75 and a lot of other shades—

There is a sensible way to replenish your suit—buy a coat and vest—we offer a large selection—in serges—alpaccas—flannels—cashmeres—Drap D' Ete—Bed-fords—and other new things at prices—well—leave it to the reputation of your standby the—Old—Nebraska—Nebraska Clothing Co. Close evenings during July and August at 6:30, Saturday at 10.

The Inter-State Investment Co. OF BEATRICE, NEBRASKA. Offers for sale on the most favorable terms, as to prices and payments, the following described properties, all in the city of Omaha, Nebraska: 3,600 shares of the fully paid capital stock of the Omaha Street Railway company (of the par value of \$300,000). Also, lot L, block 122, known as the Paddock block. Also, 41 lots in blocks 6, 9 and 10, Jerome Park. Also, 21 lots in block 16, Higginson Place. Also, 4 lots in block 5, Paddock Place. Under conservative depression appraisements, recently made, the total value of these properties has been placed at \$425,000. Proposals will be received for any part, or for the entire property in bulk. These properties, each and all, are well known to every citizen of Omaha to be among the very best, and to have—taken as a whole—a real and speculative value second to no other of corresponding variety and amount in Omaha. No such opportunity for investment has ever been offered anywhere. At least 100 percent profit could be safely guaranteed on the purchase of the whole block, inside of four years. Omaha is to have the greatest growth it has ever experienced in the coming five years. Long time and a low rate of interest on the larger part of the purchase money can be given to a responsible party or syndicate taking a part or all of the offered property. Proposals invited by correspondence.

Office of the Inter-State Investment Co., BEATRICE, NEBRASKA. KINGSFORD'S OSWEGO STARCH RECEIVED HIGHEST AWARDS CHICAGO, PHILADELPHIA, LONDON, 1893, 1896, 1904. "PURE" & "SILVER GLOSS" & CORN STARCH, For the Laundry, For Puddings, Blanc Mange, Etc.

A Heppelwhite Seat. CHOCOLAT-MENIER The Wise Man says Drink Chocolat-Menier. Fashion condemn your existing furniture before it is half worn out, yet it is the common lot of all—the price one pays for his pleasure—and, as Terrence observes, "HUMANI A SE NIHIL ALIENUM PUTAT." The chair here shown is an adaptation of one of Heppelwhite's most famous frames. It is not a large seat, but it is so cleverly shaped to the body that it ranks all the glants of comfort. The back is high, and the sides are brought forward to provide comfortable reclining cushions for the shoulders. The arms are cushioned, and the seat is wide and deep. When you find such a chair as this it is worth an effort to own it. We have today the largest and newest stock of furniture in Omaha, and prices unquestionably the lowest. CHARLES SHIVRICK & CO., Furniture of Every Description, Temporary Location, 1200 and 1208 Douglas Street, MILLARD HOTEL BLOCK. 3rd Floor Paxton Block, 16th and Farnam Sts. Entrance 16th street side. Daily attendants Telephone 1995. German spoken.

PAINLESS EXTRACTION. of teeth without pain. Teeth taken out in the office and new set inserted same day. A full set on rubber \$1.00. Best of elastic plate \$15.00. Silver fillings \$1.00. Pure gold fillings \$2.00 and up. Best work always. CHAS. SHIVRICK & CO., BAILEY - WEST DENTIST