-----AMUSEMENTS.

Rumors of war have not seriously affected the attendance at the Omaha play houses during the last week. Indeed, it may be questioned whether the prevailing excitement has not rather tended to induce people to go to the theater, where they have been pretty sure to hear or see something calculated to arouse their patriotism. It is a tame performance nowadays which is not punctuated by the vociferous applause bestowed upon some rendition of "The Star Spangled Banner" or "America," which last serves a double purpose at present as being also the national anthem of our good friend, Great Britain.

actually results, there are likely to be some stirring scenes in the theaters, and it is not improbable that the victories of the United States, by sea or land, may be bulletined and announced from the stage. News so promulgated would have an effect upon audiences more easily imagined than described, and the prospect of getting the latest news would be a strong attraction to the theater.
Old-timers will retnember what used to go
on night after night in the theater of the
north and the south during the civil war, and The only feature of the coming war which is likely to lessen in any degree the business of the theaters, is the necessary absence from the city of the regular soldiers, who worship in the temple of Thespis with the same assidulty in time of peace as they dis-play in the cult of Mars when armed strife

The "coon show" which filled the first half of the week at Boyd's claimed to be nothing else, but was, in fact, something more, for it was a really good "coon show," quite wholesome and altogether enjoyable, and with far less of objectionable features than many a more pretentious entertainment by whites. The man Hogan, who furnishes a good share of the fun, is a comedian of genuise ability, and his work throughout genuice ability, and his work throughout tends to disprove the statement, which is true in the main, that a negro is not amusing except unconsciously. Mme. Jones, the black Patti, herself, is a conspicuous feature of this company, as, with a voice like hers, she would be of any with which she might be connected. And there were several good voices beside, which were heard to good effect in single and concerted numbers, although the more ambitious efforts displayed in the "Operatic Kaleidoscope" were on the in the "Operatic Kaleidoscope" were on the whole less successful than some of the ccon" songs and "barber-shop chords,"

At the Creighton there as been presented not coly the most artistic performance which any Woodward company has ever given, but also one of the best performances which any company has offered in Omaha this season. Those who did not see "A Social Highwayman" missed a most unusual treat. Con-siderable disappointment was felt last spring when E. M. and Joseph Holland, who had been booked to present the play here, felt obliged to cancel the engagement. These who regretted that action on the part of the Hollands have no one but themselves to blame if they failed to see the piece presented last week in a manner which the Hollands themselves never greatly excelled.

The specialties last week at the Creighton were above the average of excellence, and afforded pleasure to many. Much was ex-pected of Mrs. Shaw, whose whistling of a decade ago was remembered as something to dream of. It cannot be said that the fair eifficuse is at present up to her old whistling form, or that what she did at the Creighton would have gained her that high reputation which she formerly enjoyed. Whistling is an art which is not cultivated nearly so much as it deserves to be, for in public. She was suffering throughout her stay here with a severe cold, which doubt-less affected her breathing unfavorably; but her method, so far as she showed it, did not seem calculated to display to the best

tainment peculiarly American in every respect. It originated here, is one of the most popular of local stage amusements and is found in no other part of the world in the same form as given in this country. Many of our foremost actors have at some time in their careers been associated with minstrelay in one form or another; nor is it to their discredit that such has been the case. While it is unfortunate that minstrelsy has been abused to a great extent by irresponsible and speculative managers it can be truly said that Primrose and West, whose big minstrel company will be seen at Boyd's tonight and tomorrow night, have always stood for all that is best in this branch of stage representation.

Of the entertainers, first of course come
the proprietors themselves. Of the two Mr.

Primrose is best known as a comedian. He has secured a budget of new songs, all up has secured a budget of new songs, all up to date; some to be heard here for the first time on this occasion. George Wilson, famous as a monologue artist, will be sure to have something new for the delectation of the public. Ernest Tenney, the eccentric comedian, will prove a welcome feature. Others of note are: Quaker City quartet, Waterbury brothers and Tenney, Ben Mowatt trio and the marvelous Seymours. Of vocality will be found a score or more chief among whom will be found: Manuel Romana Charles Weber, Edward Hanson, Fred Reynolds, Harry Ernest and B. S.

Bartley Campbell's famous melodrama, "My Partner," made famous nineteen years ago by Aldrich and Parsloe, will be the bill all the coming week at the Creighton. The specialty performers are Frank Bush, the Hebrew dialect man and the Whitney

Ida Vernon has joined John Drew's com-

n "The Tarr town Widow." Edua Wallace Hopper is to play the part Max Eugene and Amelia Summerville were

Vesta Tilley has been playing in Chicago and has fairly captured the town. The mother of Emma Abbott died re-"Beside the Boonie Brier Bush" has chieved only a partial success in Chicago. Fanny Davenport is slowly recovering in Chicago. Her company has been disbanded. Marie Dressler will support Sam Barnard next season in "The Marquis of Michi-

Paul Dunbar, the negro poet, and William

the leading comedy role in "The Tarrytown Edgar L. Davenport will take his place at the head of the Columbus Stock company

Bettina Girard has suffered another re-lapse and is once more an inmate of Bellevue hospital.

The name of Marie Dressler's part in "The

Isabel Evesson has left "A Southern Romance" and will head a company of her daughters dance gracefully, whistle well in their mother's manner and altogether made a very favorable impression last week.

For a purely farcical "turn," none offered lale of Champagne." Katherine Germain,

Don't Drink Potash and Mercury.

It is a wise precaution which a great many people everywhere take in the spring to purify their blood, and tone up the general system. It is an absolute necessity to assist Nature in cleaning up the system and getting rid of the many impurities which have accumulated. This is the most enervating season. of the entire year; demands are made upon the system which it can not supply unaided, and the result is a loss of energy and a general depressed feeling, and in many cases a breakand a general depressed feeling, and in many cases a breakdown comes with spring weather. To prepare for this trying season, it is eminently proper that a good blood
remedy be taken to force out all impurities and tone up and
strengthen the system. But great care should be exercised
in selecting the remedy which is to perform this important
work; no one would knowingly and willingly run the risk
of taking a medicine composed of the most injurious and dangerous ingredients. This is a matter worth looking into, for
no one wishes to take chances on a harmful remedy. It is a no one wishes to take chances on a harmful remedy. It is a fact worth considering that

S.S.S. The Blood

is the only purely vegetable blood remedy made, and is the only one guaranteed to contain not a particle of potash, mercury, sulphur, arsenic, or any other mineral substance. S. S. S. is far ahead of other similar remedies, because of the results it produces, and it is in every way superior to them in the fact that every ingredient of which it is made is a vegetable one, gathered from Nature's forests; while all other blood remedies, no matter what else they contain, are composed of some dan-gerous mineral as their basis. Everybody knows the harmful gerous mineral as their basis. Everybody knows the harmful effects of mercury, potash, sulphur, arsenic, etc., and no one wishes to pour these minerals into their stomach. There is absolute safety in S. S. S. (Swift's Specific), and, while it is perfectly harmless, it is the best blood remedy made, forcing out every impurity and building up and strengthening the system, rather than filling it with mineral mixtures which spread their injurious effects throughout the entire body, besides destroying the digestive organs. Get the best blood remedy, the one that is purely veretable, backed by a forfeit of one thousand dolis purely vegetable, backed by a forfeit of one thousand dollars if it contains the slightest trace of a mineral ingredient. Be fair to yourself and get the best blood remedy and purifier made—S. S. S. Remember that Swift's Specific is the only one

Guaranteed Purely Vegetable. who supported Rick opera last season, donna role. Fair Virginia."

Otis Skinner has been engaged to play Captain Absolute in Joseph Jefferson's re-vival of "The Rivals." Lew Dockstader has signed a five-years' contract to head a permanent minetrel or-genization in London.

Georgia Busby is to be married this week o a wealthy New Yorker and will retire

Marie Tempest has recovered from a severe attack of pleurisy and is once more appearing in "The Gelsha" in London.

Bertha Creighton will be the leading woman of the James Neill Stock company, which opens in Chicago May 1. E. S. Willard is convalencing after his severe attack of typhoid fever and hopes to be able to sail for Italy soon.

Lillian Russell will sing in comic open next August and September in Berlin and Vienna, singing her parts in German. Richard Mansfield's engagement in New York, which opens next week, will begin with a production of "The First Violin." "Purson" Pavies, the notorious patron of puglilism, has become an actor and has very appropriately joined one of Mr. Hoyt's com-panies.

induced by strong pressure to apologize for his slan lerous comments on the women of the stage.

head of his company. Chicago is to have a stock opera

pany, of which Dorothy Morton, Marcia Van Dresser, Frank David and Babette Rod-Mme. Modjeska has been visiting in Chicago during the past week, and is now on her way to California, where she will spend the summer on her ranch, "The Lady Slavey" is to be revived at the

Casino, with Madge Lessing in the title role. The piece without Dan Daly's legs, however, will miss much of its charm. John Malone is a lawyer as well actor. Upon the termination of Miles.

Modjeska's season he returned to the practice of the legal profession in New York.

Ethel Grimston, the

It now seems that Ethel Grimston, the laughter of Mr. and Mrs. Kendal, will not appear in vaudeville after all, but will prob-ably return scon to her parents in London. Mory Hampton is to have an Indian wer drama, celled "The General's Daughter," based upon incidents in Black Hawk war. The author is E. W. Blaisdell of Rockford.

The treasurer of the Thomas W. Keen company has disappeared with about 3700 of the company's money. As he is reputed honest, it is feared that he has met with

Wilton Lackaye will produce his new plat, "Charles O'Malley," in Washington on Monday night, April 25. It is said to be a very clever adaptation of Lever's novel of The important news was promulgated last

week that Eddie Foy will not be backed as a star next season by Joseph Leiter of Chicago. It is presumed that Foy is not the only one. Charles Coghlan will spend the summer at

Prince Edward island after the conclusion of his season, May 14. He will complete during that time his new play, with which he will open next September in New York. Laura E. Richards' sweet little story 'Captain January," has been dramatized by Washington woman, and will be produced in Boston under the direction of the pub-lishers in celebration of the one thousandth edition of the book.

The marriage of Julia Arthur to her backer, Genjamin P. Cheney, a millionaire of Boston, which occurred several months ago, was only amnounced last week, and caused considerable astonishment among the friends of both parties.

Chakespearean revival in contemplation and a considering favorably a dramatization of

H. D. Blackmore, the clever comedian who has been here on several occasions with the Frawley company, and who was for a few weeks recently a member of the Woodward organization, will have a prominent part in a new English comedy to be produced this month in San Francisco by Ferris Hartman.

MUSIC.

pportunity to investigate its organization and management and I discovered what was A most remarkable quartet has just been this city. The Apollo club of St. Louis is a male chorus of sixty regular members, each one of whom, I am informed, has paid \$50 to secure his membership. Besides the regulars there is a reserve chorus of eighteen. These are obliged to attend all rehearsals, but are not silowed to take part in the concerts, except as they are selected to fill vacancies caused by the absence of the regulars. If any member of the organization is absent from two rehearsals without satisfactory excuse being given to the board of management, he is dropped from the roil without ceremony of any kind. As it costs \$50 to get in again, these drops are not taken with any great frequency. The club gives each season three concerts and presents as its part of the programs a haif dozen miscellaneous selections chosen from a widerange of male chorus music and representizes its part of the programs a haif dozen miscellaneous selections chosen from a widerange of male chorus music and representized to memory, not only by the chorus, but by the conductor, and is performed without the use of notes. The great advantage in this is that the singers can watch the conductor continually ard I may say in passing, regarding the singing of the club, that for unity of purpose, precision of attack, accuracy of intonation and varlety of dynamic effects, their work was equal to that of a well trained quartet. Those that have had any experience with choruses will readily appreciate how much more difficult it is to get sixty people to sing together as a unit than to get four to do so. Mr. Robyn, the conductor, remicds one very much of Walter Damrosch, both in sppearance and manner, the is magnetic, intense and enthusiastic, knows just what he wants and insist upon having it. His ideas of choral interprets. the is magnetic, intense and enthusiastic, knows just what he wants and insists upon having it. His ideas of choral interpretation are bold and pronounced and his control over his singers almost absolute.

An important office filled by the Apollo club is the bringing to St. Louis of non-resident artists. Among those who have appeared in its concerts of the past are reckoned Mme. Clementine de Vere, Evan Williams, Sieveking, the great Dutch planist, and Plancon.

Williams, Sieveking, the great Dutch planist, and Plancon.

Tickets to the concerts are sold only by subscription and then only to persons whose names are approved by a committee appointed for the purpose. Those to whom cickets are sold are called associate members and pay \$10 each season for two tickets, securing seats for the three performances. The applications for next season have altready exceeded the seating capacity of the theater in which the concerts are held, a straw on the breeze which shows in what esteem the Apollo club is held by the cultured people of St. Louis.

sician of high standing. His older sister is one of the finest solo pianists in Belgium and is at present on a concert tour. Gerardy began the study of his instrument when he was "seven and a half-years old," as he puts it. Three years ago he made a tour of the United States as a finesical prodigy, and succeeded in astoniahing America as much as he had Europe by his precoctous virtuosity. During this tour he was associated with Stavenhagen. His uster, already mentioned, traveled with him as his accompanist. At the close of the tour in this country he returned to Europe and continued his studies, principally in Brussells and in Paris. Speaking of his career, he said: "Since I was in this country before, I passed over a very serious point in my career as an artist. It is very difficult for one who has been looked upon as a youthful prodigy to appear before the public as a matured artist and meet with its approval. The prodigy aucceeds by doing more than would be expected of him by reason of his years, but the artist has nothing but his real merit upon which to stand and the public is very much inclined either to expect more of him than of other artists who have not been prodigies, or else to conclude that what he was heretofore was due to accident, and that whatever excellence he manifested was not capable either of perpetuation or of development."

Gerardy has been continually associated

velopment."

Gerardy has been continually associated with Ysaye, the great violinist, whom the Omaha public was so fortunate as to hear large measure of his success, and especially the artistic inspiration which has been the foundation of that success. He says: "Ysaye is one of the most poetical musicians in the world. His interpretations are wenderful and his explanations expressed in the most beautiful language. In them he makes such particularly interpretations are manipulated to the property produce of the inner manipulated.

I asked Gerardy what he thought of the I asked Gerardy what he thought of the music of American composers. He said: "I think very much of what I have heard, but your conductors bring out so little of it that it is difficult to judge. In Europe a conductor makes it his first duty to bring out the works of his own countrymen and spends all the time and labor necescary to give them the best possible performance. In this country it is different. Your conductors never produce anything by an American ductors never produce anything by an American when they can avoid it and this has a very bad effect upon the progress of composition. A composer can scarcely have any ambition to write when he knows that what he writes Dowell, is a great man and in Europe is looked upon as one of the leading composers

Since Mr. Seidl's death the question as to who shall succeed him in New York has been very earnestly asked and the whole world has been scanned in search of a con-ductor who can fill his place. Among those most frequently mentioned is Ysaye. America has known him only as a violinist and it was the occasion of great surprise when his name was mentioned in the new connection. It seems to be the ambition of great instrumentalists to become conductors. Franz Liszt, in the zenith of his power and reckoned everywhere as the greatest planist the world had ever known, was content to settle down in the little city of Weimar as conductor of opera. Eugene d'Albert, the greatest planist since Liszt, is now con-ductor in the same little theater. Ysaye, who is easily the world's greatest violinist. cems to have caught the came fever and seems to have caught the earne fever and is willing to lay down the bow for the baton. I saked Gerardy about his conducting and whether he had ever had any experience in that line of musical work. He said: "Yes, he has conducted a great deal in Belgium and stands very high in the estimation of everybody. His interpretations Belgium and stands very high in the estimation of everybody. His interpretations are wonderfully poetic and his personal influence over his orchestra quite beyond description. The magnetism which he puts into his playing is equally powerful in his conducting. Every player feels it and like all great conductors, he is able to literally play upon his orchestra almost as he does upon his violin. Should he be chosen as director of the New York orchestra, he will make it one great object to produce the

It will be welcome news to those who are interested in the upbuilding of real musical art among us to know that Ysaye, Gerardy and some others have been thinking of organizing a school of music in New York which would be conducted from the standpoint of art rather than money and would have as its first object the education of musicians. Concerning this Gerardy says: "I do not wish to be understood as saying anything against already existing music schools or teachers, for they have done and are doing a vast amount of good. If we do form this school, we shall receive only those of unquestioned talent and ambition to become real artists. Their musical education sufficient simply to know one's own instru-ment, but in order to be an artist one must understand the fundamental principals of music considered as an art. One must know musical history, the rules of composition and spend much time in analyzing the great compositions of the masters. Our school will insist that all who enter it shall take thorough courses in these branches and no one will be received who has not sufficient

I asked him whether the organization of this school would take Ysaye and himself out of the concert field. He said it would

A most remarkable quartet has just been A most remarkable quartet has just been formed for concert purposes and is now making a tour of the eastern part of this country. It consists of Ysaye and Marteau, who play either a violin or viola as may be required; Gerardy and Lachaume, planist. A stronger combication of artists it would be difficult to find anywhere in the world

Gerardy's valuation of it cannot be expressed in dol'ars. When he trave's he takes an entire section in the sleeping car, the upper berth being devoted to the comfort and eafety of his precious instrument. The tone which he produces is the most beautiful I have ever heard from a 'cello. It seems as if at times one hears' not only the fundamental tone which appears in acore, but an endless chord ascending from it. the individual notes of which are like the golden rounds of a ladder that disappears in the sure of heaven itself. His intonation is perfect and his execution all that the most difficult compositions and require. When not on the road he practices from eight to ten hours a day, but while traveling limits it to one hour and the hecessary rehearsals. He plays without nates 150 compositione, among which are ten emperetos.

Gerardy, together with Yaaye, Pugno, Franco, Bernstein and Miss. Seidl, were present when Seidl died, and he told me that his death was not owing to poson, but rather to apoplexy, induced by betwork and worry. The lives of great musicians are frequently beset by petty annoyances, the accumulated force of which is greater than they can bear, and poor Seidl, in spite of his enormous will power, was at last obliged to succumb, seemingly upon the eve of his greatest triumph.

Musical Notes.

Chopin, Schumann and Saint Saens, end will be rendered by Mr. Martin Cahn, Mrs. Race, Miss Holtorr, Miss Bowen, Miss Kountze and Miss Palmer.

and Miss Palmer.

A letter was received a few days ago from Miss Myrtle Coon, which contains the interesting information that she is at present at Lead, S. D., engaged in musical work. She is teaching and has charge of two Episcopal church choirs, one of which is in Deadwood. She speaks of the people as appreciative of music and, as would be expected pleased with her work.

A testimonial concert will be given next Thursday evening at Creighton hall for Miss

down their lives in its service. It is as follows:

In the noon and zenith of his career, in the flush and glory of success, Anton Seidl, the greatest orchestral leader of all time, the perfect interpreter of Wagner, of all his subtlety and sympathy, his heroism and grandeur, his intensity and limitless passion, his wondrous harmonies that tell of all there is in life, and touch the longing and the hopes of every heart, has passed from the shores of sound to the realms of silence, borne by the mysterious tide that ever ebbs, but never flows. All moods were his. Delicate as the perfumes of the first violet, wild as the storm, he knew the music of all sounds, from the rustle of the leaves, the whisper of hidden spring, to the voices of the sea. He was the master of music, from the rhythmical strains of irresponsible joy to the sob of the funeral march. He stood like a king with his scepter in his hand and we knew that every tone and harmony were in his brain, every passion in his heart, and yet his scuiptured face was as calm, as serene as perfect art. He mingled his soul with the music and gave his neart to the enchanted air. He appeared to have no limitations, no walls, no change. He seemed to follow the pathway of desire and the marvelous melodies, the sublime harmonies, were as free as eagles above the clouds with outstretched wings. He educated, refined and gave unspeakable joy to many thousands of his fellow men. He added to the grace and glory of life. He spoke a language deeper, more poetic than words—the language of the perfect, the language of love and death.

But he is voiceless now; a fountain of harmony has ceased. Its inspired strains have died away in night, and all its murmournful winds sigh and mourn above him. Give his face to its kisses and its tears. Play the great funeral march, music as profound as death; that will express our sorrow; that will voice our love, our hope and that will tell of the life, the genius, the triumpas, the death of Anton Seidl.

SUPREME COURT SYLLABI.

Phelos county. Reversed and dismissed. Norval J. of a summons in an action, in which the venue is laid in a county other than that good faith within such county, for the purpose of testifying as a witness in a cause.

2. A judgment rendered on such service of 2. A judgment rendered on such service of process is not void, but merely erroneous, subject to be reversed in an appropriate appellate proceeding.

3. Objections to jurisdiction of the person, not appearing on the face of the record, may be waived by answer and the prosecution of an appeal on error is not a waiver of such jurisdictional defense.

4. A court of equity will not enjoin the enforcement of a judgment of a justice of the peace where it appears that a plain and adequate remedy existed at law.

Midland State Bank against Kilpatrick-Koch Dry Goods Company. Error from

has thereby increased its value, has a lim on such chattel and may retain it until paid his reasonable charges for his services.

6. Such rule of the common law is in force in this state.

4. The common law lien to which we have just referred may by force of special facts or circumstances override or be superior to prior contractual or statutory liens.

5. In this state the title to mortgaged chattels remains in the mortgagor until foreclosure of the mortgage.

6. A physician gave a mortgage on a buggy, of which he retained possession and used it in his business. It was of the recitals of the mortgage that he should not so negligently or improperly use or care for the property as to subject it to probable loss or material depreciation in value, and the mortgagee had knowledge that the buggy at times needed repairing and had seen it at one time left at the shoo to be renaired. The mortgage left the buggy with a carriage company for needed repairs. The company required the buggy and retained possession thereof to enforce a claimed lien for, or the payment of its reasonable charges for such repairing. The mortgage instituted an action of replevin against the carriage company to obtain possession of the buggy, asserting right thereto under and by virtue of his mortgage lien. He'd, that the mortgage lien was subordinate to the common law lien, since the recitals of the mortgage and the facts and circumstances disclosed that the mortgagor had at least implied authority from the mortgage to have the repairs made.

Funke against Allen. Error from Lancaster county. Reversed. Harrison, C. J. If a vendee in an executory contract of sale, or where the title of the property has not passed to him. refures to perform a right of action for damages arises in favor of the vendor for the injury or loss he has sustained by reason of the breach of the contract.

The question of the measure of damages for a breach of an executory contract of sale, or where the title of the property at the time and place of delivery, and the price fi

Error from Nance County. Affirmed. Ragan, C.

1. A chattel mortgage which provides that the mortgagor may "remain in possession of said goods and chattels and sell and dispose of any of the stock in trade in the regular course of business." but contains no provision that the mortgagor shall pay the proceeds of sales made toward the satisfaction of the mortgage debt, is not merely presumptively fraudulent as to creditors of the mortgagor, but is conclusively so.

2. A debtor may make a valid oral pledge or mortgage of his property to his creditor; but to fae validity of such mortgage it is essential that there be an immediate délivery of the mortgaged property to the creditor, and that such delivery be followed by an actual and continued change of possession of the property pledged or mortgaged.

3. Evidence examined and held to sustain the action of the district court in directing the jury to return a verdict for the defendant in error.

Morris against Hasa. Appeal from Douglas County. Judgment. Irvine, C.

2. A defendant to an action in which an accounting is prayed, who consents to as

She is teaching and has charge of two Bobs-copal church choirs, one of which is in Deadwood. She speaks of the people as appreciative of music and, as would be expected, pleased with her work.

A testimonial concert will be given next Thursday evening at Creighton hall for Miss Mary M. Taggart. She will have the assistance of the Prilharmonic quartet, which consists of M. Taggart. She will have the assistance of the Prilharmonic quartet, which consists of M. T. Butter, Mr. Don M. Long, Miss Palmer, Mr. Lumbard, Mrs. S. C. Rogers, Mr. Charles Higgios, Mr. Polit Paschel and Mrs. Elta Matheson, Mr. J. E. Butler will play the accompaniments.

The funeral services over the body of Anton Seldi were held in the Metropolitan opera house. New York City. The stage represented the church scene from "Fauct." The casket rested where the great conductor tad so often stood to lead the world's greatest artists from victory to victory. The services were largely musical, a short the conductor tad so often stood to lead the world's greatest artists from victory to victory. The services were largely musical, a short the conduction of the fact of a conveyance rounded to the conduction of the fact of the fact of the conduction of the fact of the conduction of the fact of th property beyond the reach of the mortgages or to prevent him from taking possession of it when his right of possession accrues.

5. Where the verdict returned by the jury is the only one authorized by the pleadings and proof, the giving of an erroneous instruction is not prejudicial error.

Linton against Cooper. Error from Douglas county. Affirmed. Norval, J.

A non-resident suitor, or witness, who comes into this state for the sole purpose of attending the trial of a cause pending therein, as a party or witness, is privileged from service of civil process not only while coming to, returning from and attending upon, the court, but for a reasonable time after the hearing to prepare for his return home.

iome.

2. What constitutes a reasonable time for Johanson against Home Fire Insurance company. Error from Washington county. Reversed. Irvine, C.

A fire insurance policy which classifies the property insured and limits the amount of insurance on each class, is divisible, and may be valid as to one class and void as to another.

may be valid as to one class and void as to another.

2. A fire insurance policy covering real estate provided that the policy should become void if the property should be sold, transferred or incumbered. When the policy was issued the land was incumbered by mortgage to the amount of \$2,500. Another tract belonging to the insured was incumbered to the amount of \$1,300. Five hundred dollars of these debts was a common charge on both tracts. After the policy was written and before the fire resulting in the suit the insured took up all mortgages and executed in their stead a mortgage on both tracts to secure \$3,500, being the old debts with acrued interest. Held, that the fact that the incumbrance on the insured property had been substantially changed and increased in amount, rendered the policy void, and that the court could not speculate on the relative values of the two tracts or the probable manner of enforcement of the

the peace where it appears that a joint and adequate remedy existed at law.

Midland State Bank against Kilpatrick-Koch Dry Goods Company. Error from Douglas county. Affirmed. Harrison, C. J.

1. An instrument signed by the granting party thereto, not dated, which is taken by the grantee named therein under an agreement to be retained until such time as the grantee named therein under an agreement to be retained until such time as the grantor notifies the grantee of a contingency, it being of the terms of the agreement that on such notification the instrument ment is to be completed and filed as a mortgage or lien on goods or chattels, does not become a completed mortgage until the grantor takes the action contemplated by the agreement to the contrary, the lien of a chattel mortgage on a stock of merchandise attaches to the articles in stock at the time of the execution of he instrument and not to future additions to the stock.

Drummond Carriage Company against Mills. Error from Douglas county. Reversed. Harrison, C. J. Ragan, C., dissents.

1. Upon the rendition of a judgment against appellant in the district court that court has no such jurisdiction of the person of the surety in the same judgment against if may against the appellant. (Selby against McCullian, 48 Neb., 512, toowed.)

2. White by such a transaction the rights or the loss of the common law is in force in this state.

4. The common law lien to which we have just referred may by force of special facts or circumstances override or be superior to prior contractual or statutory liens.

5. Such rule of the common law is in force in this state.

4. The common law lien to which we have just referred may by force of special facts or circumstances override or be superior to prior contractual or statutory liens.

5. In this state the title to mortgage on a buggy, of which he retained possession and the such contracts according

cipal debtor, and this without the consent of the sureties, he thereby releases the sureties.

4. Evidence examined and held insufficient to show that the creditor in such a case had not notice of the relationship of the debtors to one another.

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Number one company, headed by— George H. Primrose—America's greatest minstrel. George Wilson, E. M. Hall, Wat-erbury Brothers and Tenny Quaker City Quartette, Ben Mowatt Trio and a great company of—40—all white performers—40. Prices—Lower floor \$1.00 75c. Bal 75c, 50c.

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THE MILLARD 13th and Douglas Sts., Omaha.

J. E. MARKEL & SON, Props.

—HOTEL BARKER—

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Advertisers, by requesting a numbered check, can have answers ad-

tion. These advertisements must be

EXPERIENCED, COMPETENT GIRL WANTS Address M 25, Bee. A-415 179 WANTED POSITION AS STENOGRAPHER: three years' experience. M 12, Bee.

WANTED_MALE HELP.

CANVASSERS TO TAKE ORDERS; NEW LINE of work; no heavy goods to carry; ralary or commission. C. F. Adams Co., 524 Sc. 16th St. B-659 ALESMAN FOR CIGARS, 1125 A MONTH AND

SALESMEN TO SELL TOILET SOAP TO dealers; \$100 per month salary and expenses; experience unnecessary. Louis Erpst Co., St. Louis, Mo. VANTED, A GOOD, RELIABLE, HUSTLING canvasser. Apply to Omaha Anchor Fence Co., 206-207 N. 17th St. B-226

WANTED, A CROCKERY SALESMAN, AD-dress M 8, Bec. B - M23d is WANTED, TRAVELING SOLICITORS TO take orders for custom made shirts; libera commission paid. Address Kelly Shirt Co. Grand Rapids, Mich. B-M337 22* WANTED, A FIRST-CLASS SIGN WRITER for general custom work, Address F. H. Sow-den, Burlington, Ia. B-M540 17

CANVASSERS WANTED FOR A NOVEL \$1.00 Gramaphone. Frank Crawford, 1505 Farnam. B-M341 20* #AN OR LADY OF GOOD ADDRESS TO travel and appoint agents: \$40 per month and expenses. P. W. Ziegler & Co., 324 Dearborn St., Chicago.

GOOD MAN TO TAKE HALF INTEREST IN good paying business. No money required. Call Sunday afternoon, 1816 Dodge. E. T. Bastien. A .- SALESMEN TO SELL CIGARS TO DEAL ers; salary, \$60.00 to \$220.00 per month and ex-penses; experience unnecessary; permanent po-sition. The De Mora Cigar Co., Springfield, O.

WANTED, EXPERIENCED HOMEOPATH, single, with from \$200 to \$320 cash security and references, for permanent city position. Address M 16, Bec. B-434 17* GOVERNMENT POSITIONS—DON'T PREPARE for any civil service examination without see-ing our illustrated catalogue of information; sent free. Columbian Correspondence College, Washington D. C. R-43 178 WANTED, FIRST-CLASS SODA WATER MAY: must have experience as to competency and re-liability. Sherman & McConnell Drug Co., 1513 Dodge st., Omaha. B-429 17 LABORERS-STEEL GANG MEN FOR R & M. Ry.: ship Monday; free transportation. Esberg, 1023 Farnam st. B-143 1)*

ENTLEMAN, OVER 25, OF GOOD ADDRESS. permanent position, good salary to right party; \$12 at start; references. Address M 11, Rec office. B-396 17* BOY WANTED FOR LAW OFFICE-APPLY Monday, between 2 and 4, 609 N. Y. Life bldg, B-M408 18

ENERGETIC SALESMEN, SCHOOL SUP-plies, country work; \$100 salary and liberal additional commission. R. O. Evans & Co., Chicago. GENTLEMAN TO ESTABLISH INSURANCE

WORK AT HOME FURNISHED PEOPLE OF either sex at good wages. For full information address Labadie Art Co., Kalamazoo, Mich.

WANTED-YOUNG MAN TO TRAVEL IN West: \$85 month and expenses; enclose stamp. N. H. Rosenberg Tobacco Co., Kansas City, B363-178

WANTED-MEN-83 AND UPWARD A DAT made with our \$60 New Corn Popper and Peanut Wagon. Pops four bushels or ros-ts one bushel an hour. Boy can run it. Easy payments. Write for catalogue 2. Kinger, Mfg. Co., Cincinnati, O. B-364-17 118 A WEEK AND EXPENSES TO ONE OR two good parties to travel for a responsible house; references, Address R. H. Woodward, Baltimore.

B-382 17* PRACTICAL SHOWMAKER TO HANDLE LA-dies' and gents' patent heel cushions during exposition; exclusive agency. Address Heel Cushion Co., Minneapol's, Minn. B-438 17°

WANTED, EXPERIENCED TRAVELING salesmen; permanent position to right party; must have clean record and give bond. Be-471 17* WANTED, FOUR FIRST CLASS SALESMEN, capable of selling best retail merchants; positions worth \$290 per month above expenses; references required. Address The Eastern Mfg. Co., Manhattan Bldg., Chicago.

B-468 179

VANTED, CIRCULAR AND SAMPLE DIs-tributors in every county in the United States, good wages; inclose &c. Fink Bros., South Bend, Ind.

WANTED_FEMALE HELP. 100 GIRLS FOR ALL KINDS OF WORK; \$ TO \$7 week. Canadian Office, 1522 Douglas.

WANTED, GIRL AT DORAN HOUSE. 422 S.
18th St., one block south of court house.
C-M972 WANTED, A CROCKERY SALESWOMAN, Address M 8, Bee. B-M352 18. WANTED-GIRL FOR GENERAL HOUSE, work. 822 S. 29th St., second door north of Mason. C-360-17* ANY WOMAN CAN EARN \$1.25 TO \$2.00 DAILY making artificial flowers; we teach you in one day and give steady employment; we have hundreds of workers, distance from use makes no difference; don't delay but send for particulars. Address Fairfield Flower Co., Pairfield, Maine.

LADIES TO HELP ON TAPESTRY WORK AT home; pay by the piece; steady work. Gem Mfg. Co., Barker Blk. C-M420 18° LADIES CAN MAKE 19.00 PER WEEK DOing plata needlework for us at home; experfence unnecessary; reply envelope for
sample and particulars. International Co., 27
Third Ave., New York. C-299-17 LADIES, TO MAKE SAMPLE PATCHES AT home; 18 per week; no canvassing; send reply envelope for sample and narticulars. Foster Machine Co., 525 West 29th St., New York.

WANTED-EXPERIENCED LADY CANVASS-ers for grocery store demonstration and intro-duction. Write, stating references and former experience, to Mi 5, Bee office. C—411 17 WANTED-LADY AGENTS TO HANDLE shirt waist and skirt supporters; good sellers. Address L. Nitsehelm, 312 N. Madison av., C-367-178

LADIES EARN \$8 WEEKIY DOING NEEDLE work at home; no canvassing; enclose self addressed stamped envelope for reply. Standard Novelty Co., 161 Beekman st., New York.