Poska against Stearns. Error from Lan-

Richardson Drug company against Plum-mer. Error from Lancaster county. Re-

JUSTICE SHOPS ON A HOLIDAY

Election Day Causes a Temporary

Suspension in All

Litigation.

In Justice Houck's court a couple of dozer

do, and it is the opinion of all that w

being continued.

after election.

defend.

of suits.

TEACHING CHINESE BY MACHINE

Conclusions Reached from a Series of Tests of Public School Children-Projected Parental Schools.

The University of Nebraska has just issued a very attractive pamphiet descriptive of the School of Agriculture. The course in agriculture mapped out is the most complete, practical and commonsense thing of sickly? Give nationality of father. Give that no farmer's boy or girl of any ambition can afford to miss. The people in charge of the school realize the fact that most farmers' sons and daughters cannot afford to and training pay.

blacksmithing.

An explanation given in the circular of arated from those in regard to boys, after the manner in which the instruction is which a number of classifications were made. given shows that the student obtains much of it by means of actual practice and observation. Not that he will be expected to do the work of the farm with which he is ner Dr. MacDonald began to sum up his conalready familiar, but such operations as stock judging, milk testing, creamery operalons, tree grafting, treating sick animals,

No examinations are required for entrance. There is a registration fee of \$1. The ticeable in nearly all branches of study. The cost to each student last year for room one branch in which the boys outranked the rent, table board, books, etc., was about

Teaching Chinese by Machine.

The Chinese language is being taught in San Francisco by machine. A successful is a feature that Dr. MacDonald is unable start has been made and between the to explain. In history, geography and gram-The teacher is in San Francisco, the pupils of languages. This general excellence of the are in Philadelphia. The Chinese words and girls was not confined to the lower grades, the graphophone by Rev. John E. Gard- branches of study. The reports of the ner, formerly a missionary, but for some class in Philadelphia is Rev. Mr. Poole, who is concerned in missionary work there. The maxims of Confucius, the remarkable One Thousand Characters," and, generally speaking, the Chinese classics of the many the teaching.

Dr. Gardner is not over 30 years old. In

an interview he said: "I am teaching the Cantonese dialect, which is the commercial dialect of China It is spoken by 20,000,000 Chinese in the great province of Canton. It is the dialect employed by the Chinese commercial colonies of the world, in the Philippines, at Shanghai, at Tientsin, in the West Indies, in Central and South America, in the Hawallan islands; in short, it is the commercial Chinese language of the world. The regents of the University of California employed me several months ago, foreseeing that the commercial relations of the United States with China are certain to be more in the past, to teach a class of university students. Recently the work has been exled, the new class meeting in the Mark Hopkins Institute of Art, which is connected with the university. Some knowledge of this, together with the general ap preciation of the increasing value of China commercially to this country, may have led up to the graphophonic class which Dr Poole has established in Philadelphia."

Parental School.

President Harper of the Chicago university has accepted the chairmanship of a committee composed of representatives of various Chicago organizations interested in the establishment of a parental or truant school. Dr. Harper is also chairman of the Educational commission, which has the subjost under consideration. The secretary of the commission, who has examined into the workings of the system in Brooklyn and Boston, says of it:

be used as a last resort, after assignment of the wayward boy to the ungraded room or school has proved ineffectual; that commitment to the truant school, whether by the magistrate, as in Boston, or by the superintendent of schools, as in New York, should be made as free as possible of all stigma or reproach; that the boys should be comfortably housed in separate cottages, and if at all feasible in individual sleeping rooms; that the discipline, while strict, should be such as to lead to self-control and direction rather than mere submission to authority; that the course of study should not merely duplicate the instruction of the ordinary public school, but should appeal to the individual tastes of the boys, particularly through a large amount of hand work both about the house and in the manual training shops; that the truant school should control some acres of land for orchard and garden purposes, and especially so if the boys can be kept through the summer vacation; that assignment to the truant school should be for at least some months, if not indeterminate within the limits of the school age, the boys to shorten the term through good conduct and studious habits; that careful selection be made in regard to utmost discernment, sympathy and ability in imparting information and in developing proper habits"

Singular Tests in Schools. For some time past Dr. Arthur MacDonald of the National Bureau of Education has buy stock and various other necessary things, been engaged in making a study of the A company will be formed with a member-school children of the city of Washington ship fee of \$50 and regular monthly dues for the purpose of ascertaining their general mental and physical characteristics. The results of the information collected form a very interesting summary of the peculiarities of the 18,000 and more boys and girls who attend the public schools and also fur-

Street, Dallas, Texas, says: "My son had a terrible Cancer on his jaw for which the doctors performed a painful operation, cutting down to the bone and scraping it. The Cancer soon returned, however, and was more violent than before. were advised to try S. S. S. The second bottle made an improvement; after twenty bottles had been taken the Cancer disappeared entirely, and he was cured permanently.'

S.S. The Blood Swift's Specific) is the only remedy that can reach Cancer, the most deadly of all diseases. Books on Cancer and Blood Diseases mailed free by Swie Specific Company, Atlanta, Ga.

EDUCATION nished for the first time reliable data in regard to the relative abilities of boys and RUSH FOR THE REBATE IS ON girls, and the children of laboring and nonlaboring classes. For the purposes of this research Dr. MacDonald had printed about 25,000 cards, which he distributed among the teachers of the public schools, containing a list of questions on which he desired special information. The cards requested the teachers to report the name, age, height SMALLER STOCKHOLDERS GET THEIRS (without shoes) and sitting height of each scholar. The arm reach, weight (in ordi-

nary clothing) and horizontal circumference of head were also to be recorded. The teachers were asked to denote on each card whether a certain pupil was bright, dull or average, and to name the particular studies in which each scholar was bright or dull, as well as those in which they were classed as average. The other questions included were as follows: "If abnormal or peculiar, name the kind yet undertaken. It is something nationality of mother. Give occupation of parents." Each teacher was also asked to submit some general remarks on the general spend the time and money required in the expected to embrace reports on all the chilwere distributed to the 800 teachers and were preparation for and completion of the regu- dren, both boys and girls, attending the publar college course, but believe that in farm- lie schools of this city. They took in the pri-

ing, as in every other business, education many grades as well as the high schools, More than 18,000 replies were received, cov-Keeping this in view they have prepared ering special information in regard to an stockholders first. Practically all of these a short practical course of three months, equal number of children, youths and as well as a majority of the stockholders beginning January 3, 1899, and ending Murch misses. Dr. MacDonald believes that the It provides for the following studies. data collected covers such a wide territory Soil tillage, diseases of farm animals, stock and is so general in character that the averbreeding and judging, feeding cattle and age conclusions reached may be accepted as hogs, calrying, horticulture, carpentry and reliable. The cards were then divided by sex, those relating to the girls being sep-

Some of the Conclusions. After separating the cards in this man-

clusions. He found that the number of g ris reported as bright greatly exceeded the number of boys of the same class. In fact, the girls were shown to be more intellectual than the boys, the superiority being nogirls was in mathematics, for in this they were cashed or deposited as they were prewere easily given first rank. A p cultar thing in this connection is that while the girls fell behind in mathematics they made better records in algebra than the boys. This teacher and the taught intervenes the full mar the girls were easily the superior of the width of the North American continent boys, and they also excelled in the study the explanations necessary are spoken into but was true through all the higher teachers indicated that there were more years interpreter of Chinese at the custom "bright" children than youths and misses. house in San Francisco. The leader of the In other words, boys and girls are relatively more intellectual in their early years than when they are older. Dr. MacDonald says that this simply follows out the well known literary production known as the "Poem of fact that a child's head is developed more than the rest of the body, and that the rate of growth is not equal after a certain numcenturies of China's existence are used in ber of years. More girls were classified a 'average" than boys, the latter usually be ng designated either bright or dull. Dr. MacDonald thinks that this is a good indication, and says that it indicates that boys as a rule possess a greater amount of adapt-

ability than girls. American Superiority.

Another classification of the cards made by Dr. MacDonald was in regard to the were included the offspring of hackmen. plumbers, bricklayers, carpenters and general laborers, while the sons and daughters of merchants, lawyers, physicians and other extensive in the future than they have been professional men were rated as children of difficulty. non-laborers. The conclusions made after study of the cards thus divided reveal a SUPREME COURT PROCEEDINGS tended and a university extension course number of interesting conditions. As a genral thing it was found that the bright dren were sons and daughters of men and women who are regarded as well to do, the majority of those classed as dull belonging to to parents of the laboring classes. This general rule of excellence of the children of the gard to most of the comparisons of this division. The physical development of the former class occurred earlier than was the case with children of the laboring class. They were also taller and heavier, although a greater percentage of sickness was shown by them than by the offspring of the poorer

Insses A decided superiority on the part of the children of American citizens over those of foreign born was noticed, both as to studies and general physical characteristics. American boys were reported to be brighter, taller "I should emphasize the following points and heavier, than the boys of foreign paras essential: That the truant school should ents. An interesting table was also formed showing the condition of boys and girls, the nationality of whose parents was mixed. Wherever a father or mother was an American the showing made by the child was better than in the case where both parents were foreign born.

Educational Notes. New York schools are short 300 teachers and the authorities are advertising for a

supply. A remarkable instance of cool-headed woman was shown in Chicago the other day. when a teacher got several hundred children out of a burning school without the chil-

dren knowing there was a fire. The committee of the National Educational ssociation having charge of the selection of place for the next annual meeting has decided upon Los Angeles, provided, of course, satisfactory transportation rates can be made with the various overland railroads. President Harper of the University of Chicago has announced that there is now no doubt that the \$2,000,000 necessary to be raised to claim the Rockefeller gift of \$2,-000,000 will be in hand by January 1. Already three-fourths of the amount has been subscribed. Part. if not all, of the \$4,000,000 will be used to establish and develop techni-

The members of the Grade Teachers' Fedthe teachers, as this kind of work demands eration of Chicago are now discussing a plan the utmost discernment, sympathy and for a country club or home. It is proposed that the federation buy a farm of 400 acres. 100 of which are wo dlards, in the Green Lake region of Wisconsin. The cost of the farm will be \$20,000 and in addition to this amount \$10,000 will be raised with which to ship fee of \$50 and regular monthly dues

Constipation prevents the body from ridding liself of waste matter. De Witt's Litcure sick headache, biliousness, inactive tle Early Risers will remove the trouble and liver, and clear the complexion. Small, sugar-coated; don't gripe or cause nausea.

Special Police for Election Day. Chief White had thirty-five men sworn n for special police duty at the polis on election day. The men will go on duty at sunrise today, each one being as-signed to an election booth. They will remain on duty until after the ballots are counted. The regular force will be dis-tributed about the city regardless of regular beats, where they can be the most ad-

vantageously used in case of trouble. Frightened an Intruder Away.

A well dressed man with a light fall over-coat over his arm attempted to force an entrance to the residence of Mrs. J. H. Chapman, 2407 North Nineteenth street, Sunday evening. Mrs. Chapman pluckily displayed a revolver from one of the upper windows of the house and called upon the fellow to leave the premises. He did so in a very hasty manner.

Porter Wanted.

A porter is badly wanted at the restauof William Houston, 1214 Farnam This porter's name must be James Parker and he must have \$20 in his pocket, that figure representing the amount he took from the cash register before he left the

RUSH FOR THE REBATE IS ON

The judgment of the district court is affirmed without an opinion specifically stating the contention of the peaking in growing our reasons for overruing them.

Emory against State ex rel. Morris. Error from Gage county. Affirmed. Ryan, C. Where there is prosecuted upon the rocord no question except the sufficiency of the proofs to sustain conclusions reached, upon consideration of conflicting evidence the order or judgment assailed must be affirmed. Wollam against Brandt. Error from Fillmors county. Affirmed. Sullivan, J. One who purchases land charged with the lien of a judgment, which is specifically excepted from the covenants of warranty contained in the deed through which he claims title, cannot insist that his grantor's chattels shall be exhausted before such land is sold for the satisfaction of an execution issued on the judgment.

Although the bulk of the \$225,000 which was appropriated by the exposition management for the payment of a 75-per cent rebate to stockholders was paid out Saturday, only a minority of the stockholders were provided.

3. A joint assignment of this destrict court is affirmed without an opinion specifically stating the contention of the pagainty is affirmed without an opinion specifically stating the contention of the pagainty is affirmed without an opinion specifically stating the contention of the pagainty is affirmed without an opinion specifically stating the contention of the pagainty is affirmed without an opinion specifically stating the contention of the pagainty is affirmed without an opinion specifically stating the contention of the pagainty is affirmed without an opinion specifically stating the contention of the pagainty is affirmed without an opinion specifically stating the contention of the pagainty is affirmed without an opinion specifically and our reasons for overruing them.

Emory against Brandt. Error from Filmory contained in the deed through which he claims title, cannot insist that his grantor's chattels shall be exhausted befor

a minority of the stockholders were provided for. The remainder are now being accommodated with their money at the Merchants' National bank as rapidly as a large force of clerks can attend to them.

The bank officials state that about two-thirds of the entire amount was paid out Saturday. It was desired to get as much of the surplus as possible into the hands of the surplus as a majority of the stockholders at once, and an effort was consequently made to pay the heavier as well as a majority of the stockholders when the money and those who remain are largely laboring men, clerks and other people who hald from none in three or fear phase of the stockholders are largely laboring men, clerks and other people who hald from none in three or fear phase of the stockholders are largely laboring men, clerks and other people who hald from none in three or fear phase of the stockholders are largely laboring men, clerks and other people who hald from none in three or fear phase of the stockholders are largely laboring men, clerks and other people who hald from none in three or fear phase are largely laboring men, clerks and other people who hald from none in three or fear phase are largely laboring men, clerks and other people who hald from none in three or fear phase of the stockholders are largely laboring men, clerks and other people who laboring men, clerks an laboring men, clerks and other people who hold from one to three or four shares of stock. There are nearly 3,500 of these, as compared with between 500 and 600 of the heavier holders who were paid Saturday. As it requires practically as much time to pass on a certificate for one share as on one that represents ten or fifty it will probably require at least another day or two to dispose of the entire amount.

The bank was open d at 9 o clock yesterday morning in order to accommodate the stockholders and there has been a long line of people in front of the windows all day. Those who had filed their certificates Saturday were handed out checks for the amount of their redate at one window and these were cashed or deposited as they were presented to the paying teller. Auditor Streeter of the exposition was in charge of the distribution of checks and these were checked with the certificates as they were ror from Fillmore county. Reversed. Haritage of the modern to avoid any possibility of Fisch, C. J. of people in front of the windows all day. issued in order to avoid any possibility of

ror from Fillmore county. Reversed. Harrison, C. J.
If, or the giving of more than one instruction, there is an assignment of error in gross in the motion for a new trial and one of the instructions is determined proper, no further examination of the assignment need be made.

2. An assignment of error in the petition was of the admission of the evidence of a witness as set forth on a designated page of the bill of exceptions, and on examination developed the fact that no objections were interposed to any interrogatories or any evidence shown on the stated page of the record. Held to present no matter for consideration or decision. The stockholders who still retained their certificates were accommodated in an office on the second floor, where a force of clerks was detailed to receive the certificates and list them so checks could be issued. As fast as this is accomplished checks will be drawn and today those who filed their cortificates yesterday will receive their checks on demand. This will be continued until

on demand. This will be continued until all the stockholders have been paid.

The people who came Monday and secured their rebates on small amounts of stock were scarcely less jubliant than the capitalists who drew the larger sums Saturday. They were almost without exception men who work on limited salaries and the money was exceptionally welcome at this time when the winter is fast approaching. Few of them had expected to get anything better than a nominal rebate and they felt very than a nominal rebate and they felt very much as though they had picked the money up in the street. There were not a few working girls among them who had bought one or two shares of stock out of their limited savings and to these the cash rebate children who were classed as the offspring of \$7.50 or \$15 seemed like a small fortune. of laboring classes and those of So far no action has been taken by exposithe non-laboring classes. In the former tion claimants to enjoin the payment of the money and as only a comparatively small amount remains in the hands of the trustee there is little doubt that every paid up stockholder will get his money without

November 1, 1898 .- Court met pursuant to adjournment. Norman Jackson, Join M. Tucker and W. F. Beck, ir., were admitted practice. Allen against Hayden Brothers, Cotton against Western Cold Storage company, Walker against Media well to do or wealthy folk was true in re- Title and Trust company, Robbins against Misko, Cass County Bank against Bricker, Misko, Cass County Bank against Bricker,
Home Fire Insurance company against
Dutcherand, Ray against Scott. Affirmed.
Wiche against Milliken, Bigler against
Muff. Orders of revivor. Bergsten against
Bayer. Dismissed.
November 2, 1888.—Lamb against Lynch,
motion for allowance of attorneys' fees,
Overruled. Carson against Buckstaff.
Order of revivor made absolute. Gilcrest
Lumber company against Graves, Morgan

Order of revivor made absolute. Gilcrest Lumber company against Graves, Morgan against Morgan and Slobodieky against Phenix Insurance company. Dismissed. Secord against Powers, 9,433, consolidated for hearing with Secord against Powers, 10,033; Buers tta against Tecumseh National Dank, Leave to file additional record. Granted, Livion State hank against Hutton Leave Inion State bank against Hutton. Leave Union State bank against Hutton. Leave granted to amend petition in error. Shutt against Hebebrand. Dismissed unless plaintiff serve and file briffs in ten days. Hrabek against Village of Dodge. Motion to advance. Overruled. Green against Tierney. Motion to quash bill of exceptions. Overruled. Goddard against Clark. Motions

Tierney, Motion to quash bill of exceptions. Overruled. Goddard against Clark. Motions to quash bill of exceptions. Overruled. State ex rel. Whedon against Smith. State ex rel. Whedon against Smith. State ex rel. Fox against Clark. Writs allowed. November 3, 1998.—King against Barthelman. Rudd against VanMeter. Wildhaber against Smith and Miles against Alstadt. Affirmed. Supreme Tent, Knights of the Maccabees, against Kreig. Motion to affirm. Gverruled. Chicago, Burlington & Quincy Rallroad company against Plattsmouth. Dismissed. Casier against Nordgren, Smith against Gerecke, Daykin against Boggs, Grand Lodge Ancient Order of United Workmen against Higgins, Cleveland against Ash. Duesman against Hale. Motions for rehearing. Overruled. Macfarland against Westside Implement association. Motion for leave to file second motion for rehearing. Overruled. Chicago, Burlington & Quincy Railroad company against Kellogg. Motion to modify judgment. Overruled. Hake against Woolner. Motion to set aside order overruling motion for rehearing. Overruled. Chicago, Land. Stock Growing and Investment company against Hamer, Toscan against Land. Stock Growing and Investment company against Hamer, Toscan against Doverles, Andrews against Steele City bank, Union Stock Yards company against Flood, Parlin against Albrecht, Lind against Plood, Parlin against Albrecht, Lind against Plood, Parlin against Albrecht, Lind against Burke, Gamble against Dredla, Atkinson against May estate. Omaha against Flood, Parlin against Frank, Omaha against Flood, Berdolt against German National bank, Mediand bank against German National bank, Mediand against German National bank, Mediand Bardet, Hesser against Johnson Gilchrist.

bank against German National bank, Medland against Connell, Merrill against
Shield, Hesser against Johnson Glichrist
against Hartt, Drexel against Pusey,
Arlington Mill and Elevator company
against Yates, Pollock against Whipple,
Bastedo against Boyd county, Crosby
against Bastedo, Lincoln Land company
against Grant, Linwood Park and Land
company against Lane, School District 14,
Otoe county, against Ellwanger, National
Mutual Building and Loan association
against Keeney, Omaha Street Ballway
company against Emminger, Ricketts
against Scothorn, Dobry against Western
Manufacturing company, Dorsey against
McCabe, Gates against Johnson, Fil
against Staack, Barnham against White,
Goos against Goos, Gorder against Connor,
Grant against Bartholomew, Gerter against
State, Smith against State, and George
against State.

Jourson against Thompson, Error from

state, Smith against State, and George against State.

James against Thompson. Error from Douglas county. Affirmed. Ragan, C.
The record presents no disputed question of law, the evidence sustains the verdict and the judgment of the district ccurt is affirmed. affirmed.

Nicolaus against Snyder, Error from Sevard county. Affirmed. Ryan, C.

The evidence adduced by plaintiff to establish his right to maintain an action for wages earned by him during his minority examined and held insufficient for that pur-

McCurdy against Ryan, Error from Dakota county, Reversed, Sullivan, J.
On the trial of a cause an admission by
one of the parties of the existence of a
judement which it was incumbent on his
adversary to prove held to imply that
such judgment was valid.
2. Evidence exemined and held insufficient
to sustain a finding that the saie through
which plaintiff claims title to the property
in dispute was fraudulent as to her vender's creditors.

Stevens against State. Error from Sher-idan county. Affirmed. Ragan, C. It appears after a careful examination that the record brought here presents no proposition of law which has not been set-

Probable Cause of the Wreck at the Junction Saturday Night.

WHAT THE INVESTIGATION MAY SHOW

Opinion in Railroad Circles Based on Inquiries Made Saturday Night and Inspection of the Engine

The official investigation as to the wreck of the freight train of the Union Pacific and the passenger train of the Port Arthur route at Council Bluffs on Saturday night, in 3. A joint assignment of errors in a peti-

> The engineer of the Port Arthur train applied his air-brakes in ample time to bring his train to a stop before coming to the junction point, but as there was no air the air brakes were useless. It is stated by the railroad officials that the evidence of the train men at Tuesday's investigation will show that the air was cut off from the Port Arthur train at the Omaha depot, and the train men neglected to cut-in the air before the train left. No deaths resulting from the wreck further than the two already reported have occurred, and the injured are said to be getting along as well as could be expected and will probably recover.

PLANT OF TERMINAL COMPANY

General Manager Webster Furnisher a Statement of Improvements. furnishes the following information in rethe cities of Omaha and Council Bluffs. Bluffs a track from the intersection of Bighteenth and Broadway south on a curve across Broadway to First avenue, east on south along the east side of Fourteenth wise, does not affect the title to the property, the subject of an order or judgment sought to be opened, which by it or in consequence of it while in force, shall have passed to a purchaser in good faith; nor can such title be litigated in the action after the decree is set aside, except possibly when the bona fides of the purchase is the subject of attack. Section \$2, Code of Civil Procedure: Citizens State Bank of Council Bluffs against George H, Haymes, opinion filed October 29, 1898. street to Fourteenth avenue, thence south-Omaha & St. Louis railroad, at the intersection of Thirteenth street and Sixteenth street and Sixth avenue, thence on a curve to the northeast to Union avenue, thence of Ninth and Broadway. The length of these main tracks is as follows: Main north 7,000 feet; Union avenue track, 2,600 feet. In addition to the foregoing we have constructed in Council Bi-'fs along North season of rest so far as bringing new suits

but the clients and attorneys are too busy some changes and extending our tracks. in court, and consequently everything is We have relocated our team track yard, our-In Justice Cockrel's court the last of chased a new site three blocks nearer to the 400 or more suits brought against de- the center of the city, upon which we will linquent exposition stockholders were dismissed, the company paying the costs in- Our main track will be extended from the curred, which amounted to something like intersection of Eleventh street and Avenue \$1,000 for the justice and the constable who G, East Omaha, about a mile south into th served the papers. A large number of suits heart of the city of Omaha, where we ex brought before the several justices by and pect to locate freight and passenger stations. Most of the grading has been done; but against the concessionaires of the exposithe tracklaying has not yet been com tion have been settled or continued until menced; we are doing most of the work by using our own force of employes; very little is being contracted. C. E. H. Campbell cases in one batch were continued until of Council Bluffs has the contract for buildnext week, as all of the parties concerned were too busy to attend and prosecute or ing a steel bridge across Indian creek in that city. We are using a 60-pound steel rail. Maximum curve on our main line, 10 Aside from cases growing out of the exdegrees, with the exception of about 200 feet position the justices are having little to of the approach of the Indian creek bridge, Council Bluffs, which is 12 degrees. Most it not for these suits there would be last litigation now than at any time during the curves less than 8 degrees; maximum curve on sidetrack, 18 degrees; most curves on last five years. Justices attribute this condition to the fact that people are paying

Railway Notes and Personals. sific at Salt Lake City is at headquarters.

Overcome evil with good. Overcome your | headquarters at Kansas City oughs and colds with One Minute Cough | of C. B. Maxwell, deceased. headquarters at Kansas City, Mo., in place The regular weekly meeting of the local

STEEL

RANGES

and all throat and lung diseases.

If the Women Voted-

The new Titan calf shoe would be given first place-Drex L. Shooman says this is the "manishest" shoe for women we've ever had-and he is sorry he didn't have them when Mr. B. Susan Anthony was here-This titan calf is a very soft, pliable, yet heavy leather that will withstand the cold and wet of the winter months-with an extra heavy welt sole that will be easier on the foot than the thinest turn-but what makes it so manish is the broad round toe and blucher cut-a really fine shoe for club women and others at only \$4.50.

Cure. It is so good chilldren cry for it.

It cures croup, bronchitis, pneumonia, grippe

Drexel Shoe Co.,

Omaha's Up-to-date Shoe House. 1419 FARNAM STREET.

Ask the Cook About It-

He will tell you the Jewel Steel range is the best made and most satisfactory baker of the age-We have a Jewel Steel range exhibit every day in the year in over 500 families right in Omaha-and that means that 500 different families will recommend the Jewel Steel range for us-If your neighbor isn't one of the 500 just come to the store and we will show you the unused stove-There are things about the Jewel that won't be found about other stoves-for they are Jewel patents-hard or soft coal or wood burn alike-Ranges \$24 and up-Cooks \$10 and up.

A. C. RAYMER,

WE DELIVER YOUR PURCHASE. 1514 FarnamSt,

AIR ON TRAIN NOT TURNED ON

and Cars at the Time.

of the wreck was the failure of the train Poska against Stearns. Error from Lancaster county. Reversed. Ryan, C.
Where a proposed buyer of goods, upon the request of a commercial agency, made a statement of his own financial condition and the agency thereupon reported to the proposed seller its own conclusions as to such financial condition, including what purported to be one fact stated by the proposed buyer, a sale made on the faith of the report as a whole and not particularly on the faith of the one statement made by the proposed buyer, cannot be rescinded merely because the said statement was faise. crew of the Port Arthur passenger train to cut-in the air before the train left Omaha. An examination of the Port Arthur train immediately after the wreck occurred showed that there was no air for the airbrakes to work with, and that fact accounted for the failure of the air-brakes to work.

> General Manager Webster of the Omaha Bridge and Terminal railway of this city gard to the improvement being made: "This company is rearranging its terminal tracks and constructing additional facilities in both Since January 1 we have laid in Council First avenue to Flfteenth street, then south on a curve to Fourteenth street, thence east on a curve to a connection with the avenue. Also a track connecting with the foregoing at the intersection of Fourteenth northeast along Union avenue to the corner and south track along Fourteenth street,

Eighteenth street a sidetrack about 1,000 With the election so near at hand all feet in length, also other sidetracks and of the justices of the peace are enjoying a transfer tracks amounting in length to perhaps 3,000 feet additional, making in all it or the trial of old ones is concerned. All Council Bluffs main track, 9,600 feet, 3,000 of the dockets are loaded down with cases, feet of sidetracks; total, 12,600 feet. "In the city of Omaha we are also making construct a large number of team tracks.

sidetracks under 12.30 degrees."

up more promptly, and also to the fact that with a prospect of payment in the General Agent Choate of the Union Panear future creditors are less inclined to incur the expenses attending the bringing J. G. Lowe has been appointed traveling freight agent of the Union Pacific, with

agents was held yesterday. is said the freight situation was scanned and

A medal winner everywhere it goes-Three gold medals at the World's Fair -highest honors and gold medal at the Transmississippi Exposition-Fact is the Kimball piano is always at the frontat the front at the big shows-at the front in the hearts of the people-These exhibition pianos are no better than the ones we have in our store every dayall made alike-and in the same factory -We can save you from \$50 to \$100 on a piano purchase and besides give you very, very easy terms-\$25 down and \$10 a month.

A. HOSPE,

Music and Art

the deale that save he will is dishouest, and you can't rely on his state. ments. If you want a servicable, dependable article at a we will supply you. WEEKLY OR MONTHLY PAYMENTS if you like.

Guarantea

It will heat 3 Rooms

a season with

2 Tons

of coal or your money back. 500 Omaha Testimonials



Our Cuarantee It will heat

3 Rooms

a season with

2 Tons

of coal or your money back. The handsomest stove in the world.



found to be entirely clear from anything den to him," so that he had to leave her August 10, four years ago. The Horton shops of the Rock Island have

cars. These shops have been of late turning sonal injuries, caused by a "kicked" boxout twenty-five box cars per week. Some of the railroad officials here, particalalrly the passenger men, are not enthusi-

could happen. The Kansas City, Pittsburg & Gulf has just placed an order with the Baldwin Local selected W. W. Morsman, F. A. Brogan, on motive works for five 18x26 ten-wheel local J. Green, J. L. Webster and Silas Robbins.

pounds on the drivers, will have Westing-The extent to which freight is being diverted to the gulf ports is reflected in the announcement of the Kansas City, Pittsburg & Gulf yesterday, to the effect that it now has four steamers loading at Port Arthur. disposed of, which would run them along un-

Two of these will carry lumber and cotton for Mexico and the other two will carry packing house products to Europe. With reference to the protest of the citiof the Missouri Pacific division from Hiawatha to Atchison. General Manager Doddridge of the Missouri Pacific states that company and the town of Hiawatha providtion of the road since th struction have so changed that it is no supers longer possible to retain the organization at \$1,000. Hiawatha economically. For that reason only the division points at Hiawatha and

Atchison have been merged into one organi zation at the latter place. Dr. Bull's Cough Syrup has an enormou sale. It is the best remedy for colds and coughs, and is pleasant to take. 25 cts.

MATTERS IN DISTRICT COURT

Criminal Cases of a Minor Nature Take Up Judge Slabaugh's Time

-Notes from Dockets. The jury had a hard time with the Bailey criminal assault case yesterday. Judge Slabaugh instructed it to find for the deendant in case the evidence proved that the

girl, Clara Blue, the complaining witness, had been previously unchaste. Bailey was In the case of William Valentine, who shot Glen Deyo in the chin at the Omaha-Grant melter, a motion has been made for a new

Alice Holmes, a colored woman, is being the nine months ending with October from a white man, Joseph Phillips, of \$45, on July 3 last. Phillips says the woman took is started on its destination he money from his pockets.

he alleges, that she has been guilty of cruel during the week, and from 7 a. m. to 1 treatment towards him, "making life a bur- p. m. on Sunday.

The suit of William T. Shackelford against begun work on fifty double deck palace stock the Union Pacific for \$1,995 damages for per-

car running into his sleigh last December on Eleventh street near Leavenworth, has astic over the proposition to hold a colonial exposition here next year. On the other hand, there are a number of railroads, including a few passenger officials, who declare that it would be the best thing that been compromised for \$600. Shackelford had Judge Slabaugh has appointed a committee to draw up suitable resolutions in memcry of the late Charles Offutt. The matter

was brought up by F. A. Brogan. The judge selected W. W. Morsman, F. A. Brogan, C. motives, to be used on the Omaha and St. Asked when the important criminal cases, Louis line. These engines will weigh 102,000 such as the Kirschbaum and Jack Norton gambling cases and the murder cases, would house-American brakes. Ohio injectors, be tried, County Attorney Baldrige said no Cloud tender trucks. Standard steel tires. assignment had yet been made of any of them and will not be until after election It may be that none of these cases will be take t up until all the minor matters are

til perhaps close to the holidays. A decree was made yesterday in favor of William C. and James P. Brown, executors of the Henry D. Brown estate, and against tens of Hiawathe, Kan., against the rem val the Hotel Association of Omaha, requiring the latter to issue a new certificate of 100 shares of stock (face value of \$10,000) to there was no contract between the railroad | the plaintiffs to replace the Thomas Swobe certificate, No. 11, hypothecated by Swobe ing for maintenance, for an indefinite period r a definite period, of a division at that in October, 1894. It was charged that the point. The conditions governing the opera- Hotel association refused to do so. The supersedeas bond on appeal was fixed

FEDERAL BUILDING NOTES.

The November term of the United States ourt will convene in this city next Monday.

Stanley Finch, an examiner in the Deartment of Justice at Washington, is in the city today. The commissioner of internal revenue has sent out a notice urging the public to make inquiries concerning the new revenue law at the local revenue offices, as the general

office at Washington is so overwhelmed with work it cannot give attention to all the questions sent to it for answers. George Depson of Newman's Grove, a farmer, William Coffman of Boone county, also a farmer, and Clarence E. Holmes of Hastings, an implement dealer, have each filed a petition in the United States court asking to be declared a bankrupt. Coffman

also files a poverty affidavit alleging him self to be unable to pay the necessary court costs. There has been a notable increase in the trial on the ground that Valentine was special delivery business at the postoffice forced to trial without being given an op-portunity to have his principal witnesses ters received for delivery last January was 932, while for the month of October it had increased to 2.121. The total number for tried in Judge Slabaugh's court for the theft 13,894. A special delivery letter costs 10 from a white man, Joseph Phillips, of \$45, cents in addition to the 2 cents postage and minutes of the time it is taken to the Francis Moon has petitioned for a divorce from his wife, Lucretia, for the reason, as hours of 7 a. m. and 12 o'clock midnight

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