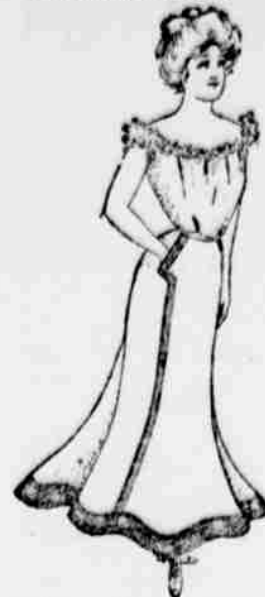


Telephones 618-624.

Bee, July 26, 1901.



## Walking Skirts in Black Cheviot

New styles, in light weight material, made unusually pretty, corded flounce effect, perfect fitting—not every tailor can make a correct hanging walking skirt—good tailoring costs—but it certainly pays to buy a good walking skirt, as it is the most useful of all outting garments. Prices for good style walking skirts, \$5.00 to \$10.00.

DRESS SKIRTS—All our handsome silk and wool dress skirts are now reduced in price. Not very many, but very good and very pretty styles.

PEITCOATS—In black merized cotton goods—cut extra wide and full—the \$1.50 kind, Saturday at \$1.00.

BLACK TAFFETA WAISTS—Extra bargains for Saturday morning's trade. Prices \$3.00, \$3.75 and \$5.00 for the \$5.00, \$7.50 and \$10.00.

We close Saturdays at 1 p. m. during July and August.

### THOMPSON, BELDEN & CO.

Y. M. C. A. BUILDING, COR. 16TH AND DOUGLAS STS.

of prayer and have as much faith in its fulfillment as the humblest citizen.

A woman arose and after asking divine aid in guiding the ship of state, begged that the heart of the governor might be softened and a realization of his sins be brought home to him. She thought the chief executive was a good man, but lacked the personal presence of the Lord in his heart and she earnestly desired his speedy conversion.

At the governor's office this afternoon it was asserted that no invitation to attend the services at the First Congregational church had been received. Governor Savage said several days ago that he intended to attend the meeting of the Seven-Day Adventists.

**Eight Fatalities from Heat.**  
William Ottens, living at 926 North Eighth street, was stricken down by the intense heat this morning at 9 o'clock. Two hours later he expired. He was 60 years of age and very heavy in weight. Like all fleshy people he has suffered acutely for the last month and the protracted period of high temperature brought him to his end.

Mr. Ottens was at home when he felt the first severe attack. Dr. Birken was at once called, but nothing could be done. At 11:30 the end came. The funeral will be held at 10 o'clock tomorrow morning from Roberts' undertaking rooms.

The deceased was the father of Louis and Julius Ottens, who reside here in the city. The death of Mr. Ottens increases the list of heat victims to eight.

**PRAYER IN OTHER PLACES**  
In Beatrice a Little Shower is Quick to Follow, but Most Places Continue Hot.

**BEATRICE, Neb., July 26.**—(Special Telegram.)—This was the day set aside by the governor as a day of prayer for rain. The various churches held services this forenoon and nearly all of the business houses of all kinds were closed during the service as the intense heat, which was about evening the prayers seem to have been answered to the extent that a shower of rain, barely laying the dust, fell here.

J. L. Randolph, who lives on South Eleventh street, had a little trouble with his family and he threatened to shoot the whole family and then himself. Chief Ashenfelter was notified and placed a guard over him. Mrs. Randolph was the opinion that her husband was demented as a result of the heat and he was taken before the insanity board, where late this afternoon, but the board said he was not insane and he was given his liberty.

**GRAND ISLAND, Neb., July 26.**—(Special.)—The proclamation of Governor Savage, asking the people to pray for rain and relief from the intense heat, was observed at the First Methodist Episcopal church this evening. Bishop McCabe of Omaha assisting and later lecturing on the general subject of church effort, and in the Trinity Methodist Episcopal church on the North side. In the First Methodist Episcopal church subscription in the forenoon of \$1,500 were secured to wipe out the church debt.

Another light shower fell in this city last night. One mile east of this city a heavier rain fell, about one-half inch being reported. Several farmers in this vicinity report that they are now sure of a crop. For quite a strip of country south of Albia and southwest of this city a heavy rain fell, the water being reported as standing in the roads this morning. A great electrical display accompanied the showers. At Albia, Wood River, St. Paul, Phillips and from the northern part of the county, no rains were reported and the showers were purely local.

George Sandor, an employee of the Union Pacific section force, was overcome by heat yesterday afternoon. It was the second time within a week that he had been overcome. The day was the hottest of the season. The government instruments showed 111 at 4 o'clock.

**TRENTON, Neb., July 26.**—(Special.)—Many farmers are cutting up corn for feed, as it has been dry so long they are discouraged. Several farmers are experimenting to kill off the hoppers by soaking a quantity of bran in water and adding paris green, sugar and arsenic. This is distributed over the field and kills a great many by their eating it, carrying it to others and live hoppers being the dead ones. Some use the hopperdust with good effect, catching several bushels a day. The farmers were busy cutting their grain when these would have been more effective. A few tubs of African locusts have been received, but no report made. A small red insect is working destruction in the hoppers in some parts of this locality. It gets under the wings of the hopper and eats its way into the body and kills it. Great numbers are found dead from this cause.

**GENEVA, Neb., July 26.**—(Special.)—Yesterday was a record breaker, getting to 108 during the afternoon. Clouds arose toward evening and a few sprinkles fell.

**Disfigured Skin**  
wasted muscles and decaying bones. What have I? Scrub! let alone, is capable of all that, and more.

It is commonly marked by bunches in the neck, inflammation in the eye, dyspepsia, catarrh, and general debility. It is always radically and permanently cured by

**Hood's Sarsaparilla**  
Which expels all humors, cures all eruptions, and builds up the whole system, whether young or old.

Hood's Pills cure the skin, the non-digesting and only cathartic to take with Hood's Sarsaparilla.

fell here this afternoon and everything is in fine condition. More rain is expected. Onge City—A fine rain fell here. Ellis—Plenty of rain has fallen in the county today and the drouth is effectually broken. Emporia—A good rain was general over the county. Parsons—There was an hour's heavy rain, followed by showers all the afternoon. The rain is general throughout the county. Iola—Rain has fallen in numerous southern Kansas towns today. Lyndon—This county was treated to a fine rain this afternoon. Stock water will be replenished and a better tone placed on the county generally. Selo—Another good rain fell here this afternoon. This makes eight inches of rain that has fallen here since the wheat harvest. Corn is in fine condition.

### MISSOURI PASTURES SAVED

Heaviest Rain of the Year Soaks the Lands in Northwest Part of State.

**ST. JOSEPH, July 26.**—The heaviest rain of the year fell this afternoon over northwestern Missouri, soaking the ground completely and effectually breaking the drouth which has covered a period of six weeks. From a half to three-quarters of an inch of water fell. Corn is lost beyond hope of redemption, but pasturage will be greatly benefited.

**KANSAS CITY, July 26.**—The maximum temperature today was 90 degrees. There was one death from heat and three prostrations. Today was the coolest day thus far in July. The sky was clouded all afternoon and about 5 o'clock a sprinkle of rain fell.

**KANSAS CITY, July 26.**—A special to the Star from Hatfield, Sedgewick county, Kan., says: A small tornado near here last night destroyed considerable farm property, blowing down fences, outhouses and wheat stacks and partially demolishing a farmer's house. No one hurt.

**CHICAGO, July 26.**—Four deaths and six prostrations were the net result of today's heat and humidity, the former being 82 degrees at its highest in the weather bureau, which means at least 5 degrees below the actual level temperature, and the humidity being 71. As the hot spell grows in duration many of the transfer and parcel delivery companies are refusing to accept rush orders. So many horses have died from the heat, notwithstanding the precautions taken to save them, that a report is accepted to accept rush orders was necessary.

**Chicago Refuses Rush Orders.**  
**CHICAGO, July 26.**—Four deaths and six prostrations were the net result of today's heat and humidity, the former being 82 degrees at its highest in the weather bureau, which means at least 5 degrees below the actual level temperature, and the humidity being 71. As the hot spell grows in duration many of the transfer and parcel delivery companies are refusing to accept rush orders. So many horses have died from the heat, notwithstanding the precautions taken to save them, that a report is accepted to accept rush orders was necessary.

**CINCINNATI, July 26.**—Two deaths and three prostrations resulted from the heat here today. The thermometer reached 92 degrees this afternoon.

**Kentucky Still Too Hot.**  
**LOUISVILLE, July 26.**—There were seven deaths and one prostration from heat in Louisville today. The maximum was 100 degrees.

**GERMANY'S NEW TARIFF LAW**  
(Continued from First Page.)

chick weighing ten tons. Steam threshers and mowers will range from 9 marks, while other machinery will range from 3 marks 50 pence to 18 marks per metric hundredweight.

The duties on dynamite and motors range from 4 marks on machines weighing live hundredweights or less to 6 marks on dynamite and motors weighing from five to thirty hundredweight. Telephone and telegraph apparatus will pay 60 marks. The duties on wagons will range from 20 to 150 marks. Bicycles will pay 150 marks. While bicycles and wagons will pay from 150 marks to 200 marks, and complete rough, 40 marks; finished, 150 marks. Firearms and organs will pay 40 marks and pipe organs 25 marks. All the foregoing duties are reckoned per metric hundredweight. Section 8 of this tariff law provides that dutiable goods sent to Germany from countries treating Germany as a neutral and German goods sent to other countries may be assessed at double the rates provided for under this law or to the full value of these goods, whichever is the less.

**SALVATION OF IOWA ACRES**  
Rainfall Around Sibley Revives Promise of a Good Corn Crop.

**SIBLEY, Ia., July 26.**—(Special Telegram.)—The drouth is broken here and a thousand acres of corn will be saved. The maximum temperature at 3 p. m. today was 93 degrees. A good rain was reported. The rainfall this evening is .21 of an inch and there are indications of further rain.

**DES MOINES, Ia., July 26.**—(Special.)—In addition to the great danger to the crops from the intense heat and prolonged drouth, there is now a complaint from the farms and small towns of scarcity of water. At Bondurant, a small town on the Great Western railroad in this county, all of the wells have gone dry and a tank line has been established to haul water to the town and to the people. Practically the same condition prevails in a number of other towns in this part of the state, although in the towns that are near the Des Moines river there are numerous artesian wells that are not affected by the drouth. The mineral artesian well in Des Moines, which is the only one of its kind, pours a constant stream, has not been affected, and as it is owned by the city and the water is free to all, it is daily visited by hundreds.

**SOME FEW CLOUDS IN SIGHT**  
Further West in Nebraska There May Be Rain, but in Omaha Only Indications.

**WASHINGTON, July 26.**—Forecast for Saturday and Sunday: Partly cloudy; probably showers in western portion; Sunday fair in western portion, probably showers and not so warm; southerly winds, becoming variable.

**For Iowa.**—Partly cloudy and continued warm Saturday; Sunday probably showers and not so warm; southerly winds, becoming variable.

**For Western Texas.**—Cloudy Saturday and Sunday; showers in the Panhandle; variable winds.

**For New Mexico.**—Partly cloudy Saturday and Sunday, with local thunderstorms in northern portion, variable winds.

**For Oklahoma and Indian Territory.**—Local thunderstorms and warmer Saturday; Sunday partly cloudy; variable winds.

**For Arkansas.**—Thunderstorms Saturday and probably Sunday; winds mostly southerly.

**Illinois.**—Fair Saturday; warmer in northeast portion; probably showers and somewhat cooler at night on Sunday; light southerly winds.

**For Missouri.**—Partly cloudy Saturday; showers in western portion; Sunday probably showers and not so warm in eastern portion; winds most southerly.

**For North Dakota.**—Showers Saturday; cooler in northwest portion; Sunday fair; variable winds.

**For South Dakota.**—Showers and cooler Saturday; Sunday fair, variable winds.

**For Kansas.**—Partly cloudy Saturday and Sunday; probably local showers; not so warm Saturday in northeast portion; southerly winds, becoming variable.

**For Wyoming.**—Partly cloudy Saturday

and Sunday, with local thunderstorms in eastern portion; winds mostly westerly.

**For Colorado.**—Local thunderstorms Saturday; Sunday fair in western, local thunderstorms in eastern portions; variable winds.

**For Montana.**—Fair Saturday and Sunday; southerly winds.

**Local Record.**  
**OFFICE OF THE WEATHER BUREAU, OMAHA, July 26.**—Official record of temperature and precipitation compared with the corresponding day of the last three years:

Maximum temperature..... 100 87 82 92  
Minimum temperature..... 70 72 70 64  
Mean temperature..... 85 79 78 78  
Precipitation..... .00 .00 .00 .00  
Record of temperature and precipitation at Omaha for this day since March 1:

Normal temperature..... 76  
Total excess since March 1..... 11  
Total deficiency since March 1..... 14  
Normal precipitation..... 14 inch  
Total excess since March 1..... 12 inch  
Total deficiency since March 1..... 5.56 inch  
Deficiency for period, 1899..... 5.56 inch  
Deficiency for cor. period, 1899..... 4.99 inch  
Reports from Stations at 7 P. M.

**STATIONS AND STATE OF WEATHER.**

Omaha, clear..... 82 100 70 92  
North Platte, partly cloudy..... 82 100 70 92  
Cheyenne, cloudy..... 82 100 70 92  
Huron, cloudy..... 82 100 70 92  
Chicago, clear..... 82 100 70 92  
St. Louis, clear..... 82 100 70 92  
St. Paul, clear..... 82 100 70 92  
Davenport, clear..... 82 100 70 92  
Kansas City, cloudy..... 82 100 70 92  
St. Joseph, cloudy..... 82 100 70 92  
Des Moines, cloudy..... 82 100 70 92  
Galveston, cloudy..... 82 100 70 92

T indicates trace.  
L. A. WELSH,  
Local Forecast Official.

**Chicago Refuses Rush Orders.**  
**CHICAGO, July 26.**—Four deaths and six prostrations were the net result of today's heat and humidity, the former being 82 degrees at its highest in the weather bureau, which means at least 5 degrees below the actual level temperature, and the humidity being 71. As the hot spell grows in duration many of the transfer and parcel delivery companies are refusing to accept rush orders. So many horses have died from the heat, notwithstanding the precautions taken to save them, that a report is accepted to accept rush orders was necessary.

**CINCINNATI, July 26.**—Two deaths and three prostrations resulted from the heat here today. The thermometer reached 92 degrees this afternoon.

**Kentucky Still Too Hot.**  
**LOUISVILLE, July 26.**—There were seven deaths and one prostration from heat in Louisville today. The maximum was 100 degrees.

**GERMANY'S NEW TARIFF LAW**  
(Continued from First Page.)

chick weighing ten tons. Steam threshers and mowers will range from 9 marks, while other machinery will range from 3 marks 50 pence to 18 marks per metric hundredweight.

The duties on dynamite and motors range from 4 marks on machines weighing live hundredweights or less to 6 marks on dynamite and motors weighing from five to thirty hundredweight. Telephone and telegraph apparatus will pay 60 marks. The duties on wagons will range from 20 to 150 marks. Bicycles will pay 150 marks. While bicycles and wagons will pay from 150 marks to 200 marks, and complete rough, 40 marks; finished, 150 marks. Firearms and organs will pay 40 marks and pipe organs 25 marks. All the foregoing duties are reckoned per metric hundredweight. Section 8 of this tariff law provides that dutiable goods sent to Germany from countries treating Germany as a neutral and German goods sent to other countries may be assessed at double the rates provided for under this law or to the full value of these goods, whichever is the less.

**SALVATION OF IOWA ACRES**  
Rainfall Around Sibley Revives Promise of a Good Corn Crop.

**SIBLEY, Ia., July 26.**—(Special Telegram.)—The drouth is broken here and a thousand acres of corn will be saved. The maximum temperature at 3 p. m. today was 93 degrees. A good rain was reported. The rainfall this evening is .21 of an inch and there are indications of further rain.

**DES MOINES, Ia., July 26.**—(Special.)—In addition to the great danger to the crops from the intense heat and prolonged drouth, there is now a complaint from the farms and small towns of scarcity of water. At Bondurant, a small town on the Great Western railroad in this county, all of the wells have gone dry and a tank line has been established to haul water to the town and to the people. Practically the same condition prevails in a number of other towns in this part of the state, although in the towns that are near the Des Moines river there are numerous artesian wells that are not affected by the drouth. The mineral artesian well in Des Moines, which is the only one of its kind, pours a constant stream, has not been affected, and as it is owned by the city and the water is free to all, it is daily visited by hundreds.

**SOME FEW CLOUDS IN SIGHT**  
Further West in Nebraska There May Be Rain, but in Omaha Only Indications.

**WASHINGTON, July 26.**—Forecast for Saturday and Sunday: Partly cloudy; probably showers in western portion; Sunday fair in western portion, probably showers and not so warm; southerly winds, becoming variable.

**For Iowa.**—Partly cloudy and continued warm Saturday; Sunday probably showers and not so warm; southerly winds, becoming variable.

**For Western Texas.**—Cloudy Saturday and Sunday; showers in the Panhandle; variable winds.

**For New Mexico.**—Partly cloudy Saturday and Sunday, with local thunderstorms in northern portion, variable winds.

**For Oklahoma and Indian Territory.**—Local thunderstorms and warmer Saturday; Sunday partly cloudy; variable winds.

**For Arkansas.**—Thunderstorms Saturday and probably Sunday; winds mostly southerly.

**Illinois.**—Fair Saturday; warmer in northeast portion; probably showers and somewhat cooler at night on Sunday; light southerly winds.

**For Missouri.**—Partly cloudy Saturday; showers in western portion; Sunday probably showers and not so warm in eastern portion; winds most southerly.

**For North Dakota.**—Showers Saturday; cooler in northwest portion; Sunday fair; variable winds.

**For South Dakota.**—Showers and cooler Saturday; Sunday fair, variable winds.

**For Kansas.**—Partly cloudy Saturday and Sunday; probably local showers; not so warm Saturday in northeast portion; southerly winds, becoming variable.

**For Wyoming.**—Partly cloudy Saturday

## PRECEPT FOR SCHLEY BOARD

Navy Department Completes Outline for the Naval Fight Inquiry.

INVESTIGATION'S SCOPE IS UNRESTRICTED

Directions Given Dewey Are Only for His General Guidance—Court Is to Make Recommendations.

**WASHINGTON, July 26.**—The precept to the Schley case of inquiry, which the navy department has been preparing for several days, was given to the press this afternoon.

It is a document addressed to Admiral Dewey as president of the court, instructing him concerning the matters to be investigated. While it directs that the "entire matter" of Admiral Schley's conduct during the operations in West Indian waters shall be investigated, making use of the very words employed by Admiral Schley in his letter to Secretary Long, it also selects certain distinctive acts of the rear admiral concerning the facts and propriety of what it calls for particular investigation. These points cover briefly Admiral Schley's alleged delay with the flying squadron at Cienfuegos, the slowness of his progress toward Santiago after leaving Cienfuegos, the retrograde movement toward Key West, the effectiveness of the bombardment of the Spanish fleet at the ranges used in the reconnaissance of May 31, the state of the coal supply on various ships when he telegraphed the department that he would return to Key West, the loss of the Brooklyn at Santiago, the accuracy of his reports and matters relating to the controversy between him and Commander Hodgson over the alleged colloquy which is said to have taken place aboard the Brooklyn when the loop was made during the naval engagement off Santiago.

With the exception of the last two, the counts practically sum up the criticisms of Admiral Schley's conduct made by Secretary Long to the senate, which the secretary characterized as Schley's "repellent conduct." One of the important points in the precept is the direction to the court to report in its conclusions "all the pertinent facts which it may deem to be established, together with its opinion and recommendations in the premises."

**Precept in Full.**  
The precept in full reads:

"To Admiral George Dewey, United States Navy, Washington, D. C.: Upon the request of Rear Admiral Winfield S. Schley, U. S. N., made in a letter dated July 22, 1901, copy herewith, a court of inquiry, of which are hereby appointed president, Rear Admiral Lewis A. Kimberly, U. S. N., and Captain Samuel C. Lemley, U. S. N., judge advocate general, judge advocate, I hereby order to convene at the Navy department, Washington, at 1 o'clock p. m. on Thursday, July 26, 1901, to inquire into all the circumstances bearing on the subject of the investigation hereby ordered and to this end, besides examining orally all proper witnesses whose attendance can be secured, will call upon the department for all documentary evidence in relation thereto on its files.

**Court is to Make Recommendation.**  
"Upon the conclusion of the investigation the court will report its proceedings and the testimony taken with a full and detailed statement of all the pertinent facts which it may deem to be established, together with its opinion and recommendations in the premises.

"While the department relies upon the discretion of the court to make its examination into this matter full and complete, as requested by the officer at whose instance it is convened, the report should show the conclusions reached upon certain points to which attention is specifically directed as follows:

"1. His conduct in connection with the events of the Santiago campaign.

"2. The circumstances attending the reasons controlling and the propriety of the movement of the 'Flying Squadron' of Cienfuegos in May, 1898.

"3. The circumstances attending the reasons controlling and the propriety of the movements of the said squadron in proceeding from Cienfuegos to Santiago.

"4. The circumstances attending the arrival of the 'Flying Squadron' off Santiago, the reasons for its retrograde turn westward and the propriety of its conduct and the propriety thereof.

**Why He Disobeyed Orders.**  
"5. The reasons attending and the reasons for the disobedience by Commander Schley of the orders of the department contained in its dispatch dated May 25, 1898, and the propriety of his conduct in the premises.

"6. The condition of the coal supply of the 'Flying Squadron' on and about May 27, 1898, its coaling facilities; the necessity, if any, for an advance party of the squadron to Key West to coal; and the accuracy and propriety of the official reports made by Commander Schley with respect to this matter.

"7. Whether or not every effort incumbent upon the commanding officer of a fleet under such circumstances was made to capture or destroy the Spanish cruiser Colon as it lay at anchor in the entrance to Santiago harbor, May 27 to 31 inclusive, and the necessity for or advisability of engaging the Colon at the entrance to Santiago harbor and the propriety of the action taken by Commander Schley in this respect.

"8. The position of the Brooklyn on the morning of July 3, 1898, at the time of the exit of the Spanish vessels from the harbor of Santiago. The circumstances attending the reasons for and the incidents of the action with respect to the Brooklyn, which it turned at or about the beginning of the action with said Spanish vessels and the possibility of thereby colliding with or endangering any other of the vessels of the United States fleet and the propriety of Commander Schley's conduct in the premises.

"9. The necessity, if any, for an advance party of the squadron to Key West to coal; and the accuracy and propriety of the official reports made by Commander Schley with respect to this matter.

"10. The circumstances leading to and the incidents and results of a controversy with Lieutenant Alton C. Hodgson, U. S. N., who, on July 3, 1898, during the battle of Santiago, was navigator of the Brooklyn, in relation to the turning of the Brooklyn, also the colloquy at that time between Commander Schley and Lieutenant Hodgson and the ensuing correspondence between them thereof, and the propriety of the conduct of Admiral Schley in the premises.

"The foregoing specific directions are given primarily for the information and

guidance of the court, but do not limit or restrict the scope of its inquiry into the 'entire matter,' the investigation of which is asked by the officer concerned.

"Rear Admiral Schley has been informed of his right to be present, either in person or by counsel, during the investigation, to cross-examine witnesses and to offer evidence before the court, should he so desire. The court may at any time grant to others interested and entitled thereto like privileges. The investigation will be held in open court. This employment on shore duty is required by the public interests.

"Given under my hand at the Navy department, Washington, this twenty-sixth day of July, nineteen hundred and one.

JOHN D. LONG, Secretary.

**Long Makes a Statement.**  
Secretary Long made the following statement about the precept. "It is simply an enumeration of the facts that have been used by the applicant's own words, 'under discussion,' they are referred to informally and suggested to the court as matters which have been under discussion and, as such, should be included in the report. They are enumerated in accordance with the general rule that when inquiry is made the person interested should have notice beforehand, as far as possible, of all the specific things about which inquiry is likely to be made."

Judge Lemley has not yet decided who the witnesses before the court shall be. They may be taken from the navy, from the army or from civil life—for undoubtedly some of the newspaper correspondents will be called in this case. It is even probable, he said, that the recently published interview of Captain Eulalia of the Spanish navy, that he and Admiral Cervera himself will be called if Admiral Schley desires it. Of course the court of inquiry has no authority to compel their attendance and it will be more than doubtful whether they will respond to a summons, but the opportunity will be afforded.

No word has been received from Admiral Kimberly, who, it was reported, had written to the department saying that his health made it inadvisable for him to attempt to serve on the court. He will not be officially notified of his selection as a member of the court until he receives the precept, which was mailed to him today. A copy of the precept also will be sent to Admiral Dewey and Rear Admiral Benham and Schley.

**WASHINGTON, July 26.**—Secretary Long today formally announced that he had selected, Captain Samuel C. Lemley, the judge advocate of the navy department, as the judge advocate of the Schley court of inquiry.

Captain Lemley has accepted the duty. Up to noon today Long had not heard from Rear Admiral Kimberly, who is reported to have sent a letter to him explaining that the state of his health would not permit him to act as a member of the court. He is still at present at the Navy department, that the indisposition from which the admiral is reported to be suffering will be only temporary and that he will be able to serve.

**LATE JUDICIAL DECISIONS**  
**Attorney and Client.**  
An attorney is bound to deal with his client with frankness, and a tenderer has an itemized account of his receipts and disbursements of his moneys paid to him. 45 At. Rep. (N. J.) 429.

**Banks and Banking.**  
A general agent, having charge of a bank's collection, has no authority to compromise or settle claims for a less sum than due, by virtue of such general agency to collect alone. 38 N. W. Rep. (N. D.) 362.

**Brokers.**  
Wagering contracts on the future market price of grain, where it is shown that notwithstanding their terms, no actual delivery of the grain was contemplated by the parties, are generally held to be illegal and void in the United States, even in the absence of express statute declaring them invalid. 108 Fed. Rep. 372.

**Building Trades.**  
Where laborers having claims for work done assign the same, such assignment carries with it the right to enforce the lien for such work. 65 Pac. Rep. (Colo.) 350.

**Beneficial Associations.**  
Appointment of a receiver for a beneficial association by a court of the state in which it was incorporated does not defeat an attachment on its property by another state, made before such appointment by a citizen of the state in which the appointment is made. 49 At. Rep. (Pa.) 202.

**Bankruptcy.**  
Rents of land, accruing after an assignment for the benefit of creditors has taken possession of the assigned property, belong, as between general creditors and a mortgagee claiming under a mortgage, to the mortgagee. 58 N. W. Rep. (N. D.) 602.

**Credit Men.**  
The seller of goods may retain the goods until the price is paid, in the absence of a contrary agreement. The purchaser of goods, in the absence of a contrary agreement, is not bound to pay therefor or tender payment until the goods are ready for delivery. 49 At. Rep. (Del.) 248.

**Corporations.**  
The receiver of a foreign corporation appointed by the courts of a foreign jurisdiction is entitled to maintain an action for the recovery of realty in the possession of a resident of the state, where no rights of resident creditors intervene. 58 N. W. Rep. (S. D.) 649.

**Department Stores.**  
Defendant corporation, conducting a department store, advertised itself as carrying on the practice of dentistry, one of its departments. Plaintiff employed defendant to treat her teeth, and the work was so unskillfully done that her jaws were injured, for which she claimed damages. Held, that defendant was not liable from the agency of the persons doing the work, though in fact they were carrying on the practice of their own account. 60 N. E. Rep. (N. Y.) 697.

**Commission Merchants.**  
In an action to recover money paid on a carload of oranges purchased by plaintiff subject to inspection, where the plaintiff had examined the oranges and accepted them, but later repudiated the sale on the ground that they were not merchantable, it was error for the court to refuse to submit to the jury the question whether defendant had so packed the oranges that plaintiff was thereby induced to make only a partial examination of the same, since that was the only ground on which plaintiff could recover. 63 S. W. Rep. (Tex.) 656.