

Early Display and Sale of New Goods for Fall

Ladies' Smart Fall Suits

(The cleverest modes, including all the latest and swellest effects that will be fashionable this fall.

Ladies' Tailor-Made Suits \$14.85



This lot includes a great many odd and sample suits direct from the manufacturer's salesrooms. In the long skirted jackets, single and double breasted tight fitting effects, collarless blouses, etc., many are silk lined throughout, made of chevots, knickerbockers, mannish tweeds, etc. **14.85**

The Season's Swellest Novelty Suits

We are showing the very latest up-to-date stylish golf, walking and dress suits of the fall season's products, in the new three-piece suits, the correct effects, the new Deibel, the new Frances cape coats, the long 36-inch form fitted garments, in fact all of the latest creations of the season, including all of the new nobby fall suitings, such as sibilines in both plain and plaids, the new Scotch tweeds, cashmeres, broadcloths, covers and chevots. Prices ranging from **7.50 up to \$75**

We would be pleased to have you call and inspect these new ideas which will be exclusive with us this fall. Whether you wish to purchase now or not it will help you decide on your new fall suits.

Ladies' Tailor-Made Suits \$8.50

In the new half-fitted frock, collarless blouse, Prince Albert effects, in all the new fall materials, many odd garments in lot, worth up to \$15 each—Saturday, at **8.50**

Walking Skirts at \$4.98—Entirely new line of ladies' fine walking and golf skirts, in the mannish mixtures, tweeds and chevots, straps, pleats and button trimmed, all new this fall styles, **4.98**

Dress and Walking Skirts at \$6.90—A big lot of nobby, stylish fall skirts, in both dress and walking lengths, with and without linings, made with new style self-trimmed, taffeta fold and stitched bands, many skirts in the latest and most desirable materials, entirely new—**6.90**

Children's School Suits—Our New Children's Cloak Dept.

Nobby little two-piece jacket suits—just the thing for little girls' school wear, made in blouses, blous and greens—ages 8 to 14—at **4.98-6.98-9.98**
Children's fall school jackets—broadcloths, chevots and covers, many lined throughout, worth 85 and 90 each, **2.98**
Children's long silk and cloth Auto coats for fall wear—many worth as much as \$7.50 each—**3.98**
Saturday for.....

Extraordinary Purchase of Men's Neckwear

Regular 50c Neckties at 15c, 5c and 2c
Swell neckwear, in Imperials, tecks, ascots, strings, stocks and four-in-hands, originally designed for one of New York's swellest stores—Were refused because of late delivery—Here are all new styles in silks, a wonderful bargain—at **15c, 5c and 2c**

MEN'S \$3 FALL SHIRTS AT 49c AND 75c

Shirts of the famous Eureka make, bought at special deal below cost to manufacture, made with plain and pleated bosoms—not one worth less than \$1.50, and up to **49c and 75c**
Basement—75c Shirts at 25c—Negligee Shirts, Working Shirts, etc.—all in one lot at **25c**

COURT NOW HAS THE CASE

Judge Day Holds Argument in Paving Contract War and is Deliberating.

DECISION LOOKED FOR IN DAY OR TWO

City Officials Have Plan to Proceed with Street Repairs Regardless of Injunction and Stand Consequences.

For over two hours yesterday Attorney DeFord, representing the Nebraska Bitulithite company; Attorneys Adams and Morgan, representing the Barber Asphalt Paving company, and City Attorney Wright, representing Omaha, argued the injunction case against the city awarding the street repaving contract to the Barber company. Judge Day at the conclusion of the arguments took the case under advisement, and probably will hand down a decision today or Monday.

Attorney Wright, argued on the point raised by City Engineer Rosewater that no advertising of any kind is required for a street repaving contract. For years it has been contended in and out of the city hall that one section of the charter uses the word "posting" where the word "advertisement" was written originally and intended by the introducers of the bill. But, though the charter has since been amended a couple of times, the word never has been changed, and therefore stands as the law.

Attorneys on both sides disclaimed any responsibility on the part of their clients for the city not having an official paper. Attorney Wright, for the city, claimed that neither the council nor mayor was responsible, as the council had awarded the contract to the Bee, and made it the official paper, and the mayor was only prevented from concurring in this action by an injunction. In answer to the question as to whether or not the city might not award the contract to the World-Herald, Attorney Wright said to the court:

Go to Lowest Bidder.
"The law is that the city shall award the contract to the lowest bidder having the required circulation and the council, exercising its judgment, so awarded the contract. Unless the council is willing to relinquish its powers and turn the government of the city over to the courts it is powerless to do anything in the matter, at least until October, when the case will come up for a final hearing."

The amount of the bond to save the city harmless in case the injunction is allowed and the superior court reverses the district court was argued at length, more or less fireworks between Attorneys DeFord and Wright adding to the interest of it.

Despite court injunctions and the war of the paving contractors certain city officials say that Omaha's asphalt streets are going to be repaved. Board of Public Works and other officers to simply go ahead and have repairs done by day labor, getting the material according to circumstances and using one of the two paving plants in the city. Arrangements have progressed to the point where it has been found that this can be done at reasonable expense and with reasonable safety. The work would be done, of course, under the supervision of the city, but all competitive bidding and contracting would be eliminated.

Hinges on Day's Decision.
The whole thing hinges on Judge Day's decision. If the order is allowed then the campaign that is planned will be put into effect. It is pointed out that it is only as a last resort that such measures are to be employed.

Mayor Moore is thoroughly aroused over the situation and says that forbearance has reached a point where it is no longer worthy or in line with duty. He declares that the time for vigorous measures has arrived.

"Government by injunction," he says, "is the curse of the twentieth century."

City Engineer Rosewater is preparing a schedule of unpaved streets damaged by the rains, which will be repaired as soon as possible with the aid of the \$5,000 emergency appropriation. At present a force of fifty-six laborers and twenty-five teams are working in small gangs all over the city, engaged on the more urgent repairs. It is the desire to have the entire work done methodically, as the money in hand is none too much for the undertaking.

WILL SEE IF HE IS MARRIED

Divorced Wife Threatens Suit if Former Husband Has New Help-Meet.

Mrs. Ella Ferrin, the former wife of Eugene H. Ferrin, denies very emphatically the statements in a sensational dispatch from Golden, Colo., to the effect that Ferrin and "his former wife, Miss Polly Beese of Omaha," had been remarried in the Colorado city after a tramp of ten miles from Denver, and questions that Ferrin has married anyone since her divorce from him less than six months ago.

Mrs. Ferrin's maiden name was Ella Bergren and, according to the records at the court house, she filed a suit for divorce and the custody of their infant child, Lillian Ella Ferrin, January 24, 1928. The petition alleged extreme cruelty, beginning September 12, 1922. They had been married April 18, 1920. No defense was made by Ferrin and March 12, 1928, a decree of absolute divorce was given Mrs. Ferrin.

As her former husband has married within six months after the divorce was granted, she filed a suit for divorce and the custody of their infant child, Lillian Ella Ferrin, January 24, 1928. The petition alleged extreme cruelty, beginning September 12, 1922. They had been married April 18, 1920. No defense was made by Ferrin and March 12, 1928, a decree of absolute divorce was given Mrs. Ferrin.

"The fact is, I have no personal knowledge that he has married again," says the former Mrs. Ferrin, "but I intend to find out if he has."

Grand Opening Saturday.
Saturday occurs the first anniversary of the Berg-Seasons Clothing company. This new company started in business a year ago and has made a wonderful success the first year, and on Saturday will celebrate their first anniversary by having a grand opening. The store will be beautifully decorated with flowers and palms, and there will be music afternoon and evening. Their new fall stock is now in, and the public are cordially invited to attend this grand opening and see one of the most magnificent stocks of clothing and furnishings ever shown by any firm in Omaha.

STICKNEY TALKS TO BURT

Great Western and Union Pacific Presidents Discuss Details of New Road's Advent.

President A. B. Stickney of the Chicago Great Western came in from the east yesterday and spent most of the day in conference with President Burt of the Union Pacific. In speaking of the recent entrance of the Great Western into Omaha, President Stickney seemed to be greatly surprised that Omaha people did not know that trains would be started from Omaha on September 1.

"I supposed," he said, "that everyone knew that we would begin service out of Omaha at once instead of from Council Bluffs. There was nothing sudden in our determination to run the trains directly out of Omaha and I supposed that everyone knew about it a week before we started. The service is new yet and the roadbed is not good condition, so that our passenger service is more local than through."

"We are bending our efforts to the building up of the towns that are already on the line and in the establishing of new towns where the location is such as to make their being a necessity."

President Stickney evinced a lively interest in the welfare of these new towns. He seemed to be well pleased that the road had reached Omaha and was in a position to handle a portion of the business east and north.

WANTS PEOPLE TO DECIDE

Mayor Moore Favors Public Expression at Polls on Electric Light Question.

INTENDS TO SUBMIT IT THIS FALL

To Redeem Platform Pledges Will Ask Council to Place Nash Proposition Before Taxpayers at Coming Election.

If Mayor Moore has his way the people will decide the question as to whether F. A. Nash is right or wrong in saying that they do not want a municipal electric light plant.

The mayor yesterday announced that he would request the council to submit the question of a publicly owned plant at the election November 3. He regards this as the surest and best way to ascertain the sentiment of the taxpayers on the lighting controversy and he regards it as no more than fair to the city officials after being ejected on a platform declaring specifically in favor of municipal ownership of all public utilities.

"The council must take the initiative and pass the necessary ordinance, designating the amount of bonds estimated to construct or purchase such a plant," says the mayor.

"The voting will be for or against the issuance of the bonds for the purpose, the same as when Omahans expressed a decision to acquire the water works. Because the council must act first before the mayor can issue his proclamation, it is necessary for the latter to ask the legislative branch of the city government to take the first authoritative steps in the matter."

"Every one of the nine members of the present council was elected on a municipal ownership platform, eight of them having signed their names to a pledge of this character, especially with reference to a public water works and lighting plant.

Different Set of Men.
"Had the late city council been in power President Nash's proposition would now be accepted and up to me for approval or rejection. He is now dealing with a different body of men who are not yet inured to the sting of public opinion, who are willing to discuss the merits and demerits of public questions and who are somewhat slower to act."

"We have subscribed and sworn to the municipal ownership idea for which we were elected. That question must be acted upon by the people before there is any new electric lighting contract made, and I think it will be. I do not believe that five votes can be obtained in the city council for the Nash proposition and I know that six cannot be secured to override my veto."

"A city election will be necessary this fall in conjunction with the county, school board and judicial elections, in order to provide for a police magistrate. The time is both convenient and opportune for the submission of the municipal electric light question to the voters, and if I have my way it will be done."

"Mr. Nash seems to think that everything can be accomplished by money. Well, a great deal can, to be sure, but there are some things that money won't do. "In connection with the lighting discussion there is no reason why we should not expect and obtain a reduction in the price of gas lamps. That is one of the fruits that should come out of the present scrumpage."

WILL AVERAGE DOG'S INJURY

Woman Says Her Canine Was Cruelly Handled and She Will Have Justice.

Complaint was filed in police court yesterday against the "dog catcher" yesterday by Mrs. J. Butters of 1411 Jones street, who owns a very fine white canine of aristocratic ancestry, according to her version. The dog, "Tip," was caught by the official catcher on the street in front of his home at about 10 a. m. He was duly roped with a wire and, as Mrs. Butters stated, "mercilessly dragged to the wagon."

"I had just the day before removed my dog's collar because it was getting tight around his neck. I told the man I had paid the license, but he persisted in taking him, thinking, no doubt, that because he was a valuable dog I would pay well for his release. I will have justice for this outrage if I have to take the law into my own hands. Certainly I will file a complaint and I will push it, too."

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Cholera Infantum

Every mother should guard against this awful disease.

If babies bowels are loose, get

Wakefield's Blackberry Balsam

If never fails to cure.

Mortality Statistics.
The following births and deaths have been reported to the Board of Health:

Births—Charles W. Young, 1712 South Berthel, girl; J. H. Greaves, 299 North Thirtieth, boy; Frank Eason, 142 North Eighteenth, girl; John W. Roberts, 2344 Lake, boy; Ernest F. Buffet, 2512 St. Mary's, boy.

Deaths—E. Tracy, home Woodbine, la., at 842 S. 24th, hospital Mrs. Mary E. Wilson, 418 North Twenty-ninth, 45; Ernest Remillard, 1015 Mason, 12.

NOT SOLD FROM FOUNTAIN

Whisky Bought by Detective at Myers' Store Not Furnished from Soda Bar.

The hearing of Guy H. Myers, the first druggist arrested on the charge of violating the police prohibition order, began in police court yesterday. Myers conducts a pharmacy at Fortieth and Farnam streets. Complaint was lodged against him August 24, the complaining witness being Detective George B. Stryker, who went into the store at about the noon hour and procured a half pint of whisky from Mrs. Myers, who was tending the store at the time.

Yesterday when the case was called counsel for defendant appeared on the scene with a batch of law books that would easily have filled the ordinary Nebraska farmer's bushel basket.

Detective Stryker testified to having gone to the drug store August 21 and asking Mrs. Myers for the whisky, and offering \$1 in payment for the half-pint bottle which he received. He did not specify whether he wanted the liquor for medicinal, mechanical or chemical purposes, merely asking for whisky, and got what he has reasons to believe is the real stuff. The whisky, in an ordinary whisky flask, was offered in evidence in court.

Mrs. Myers testified substantially to the same story, but intimated that Stryker was in such a hurry to get out of the store after getting the whisky that she had not the opportunity to ascertain his name. He had asked her for a drink of whisky and soda from the fountain, but she had refused to serve him, as it was contrary to the rule of the store.

There was a vast amount of quibbling over the technical points between the county attorney and the attorney for the defendant, but Mr. Myers was finally put on the stand and allowed to tell what he knew about the transaction. He produced his register of spirituous liquors dispensed for the month of August, and showed that the sale to Stryker had been duly recorded to an "unknown man from Iowa." It was shown that Mrs. Myers thought Stryker a low man, from a remark he made after being refused the drink from the fountain.

Judge Berka gave notice that he would hear argument in the matter next Wednesday morning at 10 a. m.

GOSSIP ON COMMISSION ROW

Large Supply of Peas and Peaches Go into Winter Quar-ters.

The peaches and peas are putting up these days at the sign of the glass jar. During the week between eighteen and twenty cars of fruit have been brought to this city for wholesale distribution and a good part of this import has been for the purpose of supplying the yawning mouth of the preserving can. Four of these cars contained Utah and Oregon contributions. The Utah Bartlett's are passing out to the grocers at \$2, which is from 50 to 75 cents cheaper than ever the Californians could.

The peas and the peaches also will carry on for about ten days in the present style and then there will be a raise in price sure enough, for the volunteers will all be in and nothing left but the conscription.

The peaches have sold wholesale as low as 55 cents, but feel sufficiently honored by a day spent at the grocer's to charge 10 cents more.

There is a downward movement in grapes—that is, they are moving down the throat of the populace. The locals have been coming in finely for three or four days, and supply fully the present desire. But when the peaches and peas are off watch then there will be heavy work for the grapes. There has so far been only one car of Illinois grapes sold here, and that was no rush for them, but the Concord are the jelly makers, and are not bothered by the popular taste. The locals are selling wholesale at 25 cents per eight-pound box. For shipping they come in the eight-pound outfit with a lid, and for retail in open six-pound baskets.

There was a bustling big market yesterday morning, and apples were on all sides and in every mouth. The tomatoes were also in line at 25 cents per. Corn was not too frequently met, and sold at 10 cents, while potatoes were few and brought 80-cent money.

NEVER FAILED TO COMPLY

Woodmen of World Official Says Order Always Respected Illinois Laws.

"The dispatch relative to the licensing of the Woodmen of the World to transact a fraternal insurance in the state of Illinois is faulty in one particular," said Chief Clerk Thomas W. Burchmore of the Woodmen of the World. "It is true that we have long been denied the opportunity of doing business in Illinois, but it was not because we failed to comply with the laws of the state, but because of the jealous influences of other fraternal organizations, preventing our securing the requisite license. We were ready at all times to comply with any and all of the laws of the state of Illinois, but always found ourselves confronted by some unlooked-for technicality. These have all fortunately been overcome now and we will begin the campaign for insurance in Illinois at once. Our present membership throughout the United States is 375,000 and it is still growing. We have lodged in nearly every state in the union, and our

GRAND ARMY WOMEN'S PICNIC

Relief Corps and Some of the Veterans Enjoy Outing at Krug Park.

The picnic given by the Ladies of the Grand Army of the Republic at Krug park Friday was fairly well attended. A number of the Women's Relief Corps and members of the Grand Army of the Republic joined in the enterprise and it was made very enjoyable. No special effort was exerted toward any formal program other than having a good time. A basket dinner was served 11 noon and the afternoon was devoted to social amusements and visiting.

Back to Convent.

Thelma White, a 16-year-old girl, recently liberated from the Good Shepherd institute on the application of her mother, will be sent back to the institute by order of the police department. Miss White was arrested Thursday night. Some time ago this same girl was taken to St. Louis, Mo., by a woman who was brought here on a requisition paper and made to stand trial on the charge of procuring. The young woman will be kept at the Good Shepherd school indefinitely.

Raddison on the Chippewa.

A new town in Sawyer county, Wisconsin on the Omaha road, located on both the Chippewa and Coudrey rivers, in the center of a most fertile and promising hardwood district. Good muscullonge, bass and pike fishing in both rivers. Exceptional opportunity for land seekers. If looking for a new location don't fail to see this new country. For map and full particulars write to Postmaster, Raddison, Sawyer county, Wis., or to E. W. Teasdale, General Passenger Agent, C. St. P. M. & O. Ry., St. Paul.

Baskets bright of wreathed silver"

A subtly harmonious phrase suggesting some creations of

Gorham Silver

though an unfailling beauty of adaptability to purpose is to be found in the simpler articles of household use produced by the Gorham Co. In these the same thoughtful design, the same admirable workmanship is evident as in the most elaborate "baskets of wreathed silver."

All responsible jewelers keep Gorham silverware

Sale School Shoes

These shoes fit better, wear longer, look nicer and cost less money than any other kind sold in Omaha. Every pair warranted.

Young ladies' low heel and spring heel shoes made of kid skin and box calf leather, light, medium and heavy soles, modern and natural foot form lasts, sizes 2 1/2 to 3 1/2, in McKay and Goodyear welt sole, at \$1.50, \$1.75, \$1.98, \$2.25 and \$2.50

Girls' school shoes, made of Dongola kid, velour calf and box calf, spring heel and low heel, McKay sewed and Goodyear welt soles, plain kid tips and patent leather tips, new modern and natural foot form shapes, at 90c, \$1.25, \$1.50, \$1.80, \$1.75, \$2.00 and \$2.25.

Girls' shoes in first-class McKay sewed and Goodyear welt soles with kid skin, velour calf and box calf upper leathers, lace or button, plain or patent tips, at 90c, \$1.25, \$1.25, \$1.50 and \$1.75.

Young men's school shoes, McKay sewed and Goodyear welt soles, light, medium and heavy weights, made of vic kid, box calf, velour calf, willow calf and enamel calf, sizes 6 to 10, at \$1.98, \$2.50 and \$3.00.

Extra strong, durable, easy fitting, comfortable, stylish shoes in vic kid, box calf, kangaroo calf and enamel, plain soles and wire quilted soles, at \$1.25, \$1.50, \$1.98, \$2.25 and \$2.50.

Splendid wearing shoes, neat and well fitting, made of vic kid, velour calf and box calf, not the clumsy kind, every pair guaranteed, at \$1.25, \$1.25, \$1.50 and \$1.75.

Little men's shoes, from kindergarten sizes to 8-year-olds, in nice soft vic kids and calf skins, just the right kind of soles, neither too heavy nor light—every pair guaranteed, at 75c, 80c, \$1.25 and \$1.50.

Girls' School Shoes Sizes 2 1/2 to 3 1/2. **1.98**

Girls' School Shoes Sizes 4 to 5. **1.98**

Girls' School Shoes Sizes 6 to 7. **1.98**

Girls' School Shoes Sizes 8 to 9. **1.98**

Girls' School Shoes Sizes 10 to 11. **1.98**

Boys' School Shoes for High School. **1.98**

Boys' School Shoes Sizes 2 1/2 to 5 1/2. **1.98**

Youth's School Shoes Sizes 13 to 15. **1.98**

Little Men's Shoes Sizes 6 to 13 1/2. **1.98**

Millinery Basement Bargain **1.98**

Two leaders in girls' Caps of especial interest for school wear—come in navy, blue, white, brown and tan—made at \$1.98. A large Gainsborough, of velvet, with graceful satin ribbon trimming and a long Amazon ostrich plume sweeping around the left side—**3.49**

Elaborately Trimmed Hats at \$3.49

The assortment comprises draped, felt and velvet effects, with wing or bird trimming, in all the newest colorings, a \$3 value at **1.98**

Ready-to-Wear Hats for Early Fall at **1.98**

These hats could not be duplicated elsewhere under \$5.00. They come in all shapes and shades, many being exact copies of imported models. The following description gives an idea of value: A large shape, flaring off the face and close fitting at the back, under brim and crown of alternate folds of brown silk, velvet and chenille braid, top draped in same tone velvet, deftly knotted into side crown with satin ribbon and trimmed with golden brown wings, finished with cut steel ornaments—special Saturday at **3.49**

Girls' School Caps of special interest for school wear—come in navy, blue, white, brown and tan—made at \$1.98. A large Gainsborough, of velvet, with graceful satin ribbon trimming and a long Amazon ostrich plume sweeping around the left side—**3.49**

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