### WE CLOSE SATURDAYS AT 6 P. M. Bee, Oct. 28 180. Flannel Department

Is it necessary to use tricks to sell goods? We say no. We believe in telling straight facts, and know you appreciate this.

Amana Society all wool flannels at \$214c, 40c, 50c, 80c and \$1.30 per yard, Wool Merdown flannels, all plain opiors, at 25c, 40c, 50c, 60c, 75c, 80c and \$1 yard.

All wool French flannels, plain colors, at 40c and 50c per yard. Mercerized walatings; at 25c, 35c, 45c and 50c per yard.

New fleeced walstings, at 15c, 20c and 45c per yard.

New flannelettes, at 10c, 124c and the per yard.

Comen awansdown, at 15c per yard. Imported velveteen, in beautiful Persian effects, at 30c per yard.

White Saxony fiannels, at 25c, 30c, 85c, 80c, 80c, 80c, 65c, 70c, 75c, 80c, and \$1 a yard. White silk embroidered skirting finnnels, at 50c, 60c, 70c, 75c, 80c, \$1.60 and \$1.25 per yard.

"Viyella" Flannels, 98c per yard. Scotch flannels, at 40c, 75c, 80c and \$1.00 per yard.

## Thompson. Belden & Co.

Y. M. C. A. Building, Corner Sixteenth and Douglas St

### Kapsas City, Kansas, Clergyman Resigns to

Escape Church Trial.

HE IS ACCUSED OF BEING HERETIC late ones. A shipment is due this week.

He Accepts the Bible Literally, Which Doctrino is Not in Accord with the Views of His Congregation.

KANSAS, CITY, Oct. M .- Rev. E. Gammage, pastor of the Lawn Avenue Baptist church of Kansas City, Kan., resigned his pastorate at the exening service last night at the request of the board of deacons, because of alleged heretical teachings. Mr. Gammage had been threatened with a trial for heresy, but anticipated such proceed-

Many members of the church withdrew with Rev. Gammage, who says he will es-"If men have the faith, Christ will work miracles with them today, the same as he did 2,000 years ago. I shall advocate this in the future and will at once begin to establish a full bible Baptist church, a church that will accept every word of God's

J. W. Mode, chairman of the board of deacons, said: "The action was taken because we did not believe Mr. Gammage was preaching the true religion. He is the advocate of divine healting and believes men can become so whole or sanctified that they can be without sin. Our religion says man can sin either in shought or in deed. He further advances the post-millennium again rule on Terth."

### Federal Officials Return Well Repaid

for Their Hunt in the Bird Regions.

hunting trip north of Omaha and report the hasp with all her might, when George quall and prairie chicken abundant, with Relbold shot at her three times from a re-November 1, continuing one month. "It seems to be the prevailing opinion story.

season for quall during the past three years police court prevented the arraignment of has been the means of reducing the num- the Relbolds on the charge filed against ber of quall rather than increasing them," them Bunday night at the time of their said Mr. Homan. "This is accounted for arrest. in the fact that the quall have become partially domasticated, are disposed to bunch together furing the cold season, that thousands; them are frozen in these bunches and what they do not breed rapidly enough to offset the losses by weather. When the season was open the birds would mate in pierous pairs, raise separate broods and sees the shelter of the draws and the snows that drift against the hedges. iese wild, they bunch nearer the perish in bunches,"

#### GOSSIP ON COMMISSION ROW Advance Guard of Holiday Season

Comes in Form of Christman Trees. TEND ON

Stand by for the holidays. The commission houses have received sample Christmas trees. A very pretty thing in green and brown of the balsam cut was whelesale transaction.

A mild sensation was created by the an-nouncement that there was to be no raise in banana prices for this week. This is the murder or Laravie and pleaded guilty. without precedent almost this year, as They were kept in fall about a year here the fruit has moved up steadily until a in Omnha, but owing to their advanced age higher price has been reached than has been known for years.

The Relie and Bugle granberries opened ing up to up with their show. They are the sumptuextenuati ous late cranberries which supply the Thanksgiving and Christmas turkeys with SOUR ON INSURANCE MEN come from Berlin, that is, Berlin in Wis-



PASTOR QUITS THE PULPIT constn. Any dealer who can get together \$9.50 can take a barrel to his shop and try for social recognition. The entire crop dons its red paint during the next few weeks and the local houses will now stock up. Some of the earlier Jerseys from Wisconsin have kept on the grow so long that now they will be early later than the

> The county vegetables are losing interest in their work and not more than twentyfive wagons of produce line up for sale. Some really fat squashes of the Sitting Bull design got away in \$1 bunches. Celery is in great fushion now. Kalamazoo is said to be the best equipped to please the epicure, but the Denver rustler is doing the best business. Kearney, said to be frozen out, is in line with some bunches of first-class goods. The wholesale price runs from 25 to 40 cents.

#### MORE SERIOUS CHARGE FILED Shooting with Intent to Kill Chalked Up Against Two Brothers in

Sunday night the police were called to 810 South Twenty-fourth street, where a family riot was said to be in progress. Peter Reibold and his brother, George, were found under the influence of liquor and industriously engaged in terrorizing the immediate neighborhood. They were arrested and a charge of disturbance and discharging firearms within the city limits placed against them.

Police Court.

This morning a new complaint was filed charging the young men with a more serious charge-that of shooting with intent to kill-which was preferred by Mrs. Clara Bronson, an aged widow who lives at 816 South Twenty-fourth. Mrs. Bronson was theory that when Christ comes again he accompanied by two of her neighbor ber 28 to secure eligibles from which to fill will reign in the air and the truly righteous women, Mrs. Minnie Schauhl, who lives a vacancy in the position of fireman in the will rise to meet him. We believe Christ will next door, and Mrs. H. E. Higgins, a United States court house and postoffice 312 South Twenty-fourth. Mrs. Schauhl other similar vacancies as they may occur BRING LOTS OF GAME HOME knew practically nothing of the affair, but at that place. Persons who have suffered Mrs. Higgins had heard the Reibolds plan- the loss of an arm or leg, who are ruptured like this: ning to make trouble for Mrs. Bronson, she told County Attorney Kennedy, and added: Mrs. Bronson told how the young men had attempted to open the door of her Civil Service commission, Washington, D. Deputy United States Marshal, Henry apartments and had broken the hasp with C. for application form No. 1082, Prefer-Homan and United States Circuit Court which she locked it from the inside in their ence in, certification will be given to legal

Clerk Thummel have just returned from a efforts to get in. She had stood hanging to also many wild duck. Both brought a big volver. One bullet passed through the panel bag of game home. The chicken season is of the door just above her head. The colored now open and the quail season will begin woman, Mrs. Higgins, who said she saw the shooting., corroborated Mrs. Bronson's

among hunters and farmers that the closed | The timely arrival of the three women is

#### ASKS PRESIDENT. FOR AID

Prisoner at Sloux Palis Penitentiary Appeals to Roosevelt for Com.

Adam Forester, who has been in the peni canyons Father than the hedges and hey; tentiary at Sioux Falls, S. D., since Pebrustacks, as they now do, and thus obtain ary, 1963, has appealed to the president for tentiary at Sioux Palls, S. D., since Februbetter similer. Thousands and thousands pardon and restoration to citizenship, the of quall are frozen to death every winter application passing through the United application passing through the United hedge rows and smothered by States circuit court for the district of Nethat drift against the hedges, brasks, in which he was originally consult, they bunch nearer the victed and sentenced to one year and one day for seiling liquor to Indians near Fort

Niobrara in the fall of 1899. Forester and his father were brewers and in the fall of 1899 were charged with selling two or three kegs of beer to the Indians, and during a drunken row which followed among the Indians one Peter Laravis killed an Indian named Peter Birdhead. The father and mother of Birdhead subsequently went gunning for Laravie and killed him, finishing the job with an axe.

Adam Forester was indicted by the grand jury for selling the liquor to the Indians, in May, 1900, and was convicted in the United displayed at this holiday opening, and the States court on June 6, 1901. The case was will find this year's trees of very appealed to the United States circuit court fine quality, modish and tasty. These of appeals and later to the United States samples are from the Wisconsin markets supreme court and final judgment was enand will have to be sold retail, as it takes tered against him from the latter court in two articles from one house to create a February, 1908, and a few days later Forester was taken to the Sfoux Falls penitentiary to serve his sentence.

The two elder Birdheads were tried for each was obaut 80 years of age they were finally released, as the circumstances leading up to the killing of Laravie offered some

Man Rejected as Jurar in Embezziement Case Because of Admitted Prejudice.

In the criminal division of the district court the case of the State of Nebraska against Andrew V. Todd, who is charged with embessiement, was called before Judge Estelle.

It is alleged that while acting as the agent in this city for the Pacific Mutual Life Insurance company of San Francisco the defendant appropriated to his own the sum of \$356, which was rightfully the property of the Pacific Mutual. The morning hours were devoted to securing a

know her. You'll like Cook's Imperial Champagne best. Get an introduction.

### ARRESTED ON WEDDING TRIP

Young Man is Accused of the Embessiement of Money.

WOMAN HAS THE CASH

Couple from New York Are Detained in Vanconver Upon Request of Police Two Days After Their Arrival.

NEW YORK, Oct. 26.-Clarence H. Leonard of East Orange, N. J., and his wire have been arrested, says a Vancouver (B. C.) special to the World. They are detained at the request of the New York po-

Leonard, who is only 20 years of age, accused of embeggling \$10,000 belonging to the New York firm for which he worked. On the person of the young couple was found \$9,200, the young woman having eight \$1,000 bills. The remainder of the money was in smaller denominations and was found in Leonard's clothing.

The beenards were arrested in the most fashionable hostel-y here. They arrived a couple of days ago. Leonard has agreed to return to the United States to stand trial The arrests were made by the local police on telegraphic descriptions from New York Young Leonard was employed in the financial department of Haskins & Sells. public accountants in this city. He disap peared October 13, with \$10,076 of the firm's funds, having secured the funds, it is alleged, through forged checks passed upon two New York bankers.

The day before I-conard disappeared Miss Katherine Miller, also a resident of East Orange, was reported missing. It was stated by their intimate friends that they had long planned an elopement, but could not obtain sufficient funds.

The young woman declared that they were married before starting from New York.

#### MUST SEND IN PHOTOGRAPHS Applicants for Civil Service Positions

Are Required to Submit Their Likenesses.

The United States Civil Service commis sion announces that in order to give those who were unable to enter the October 19-20 ned another examination will be held on November 18-19 for teacher (male) in the Philippine service. Each applicant will be required to submit to the examiner, on the day examined, a recent photograph, not more than three years old, of himself, which will be filed with his examination papers as a means of identification in case to insure full registration boards and the he receives appointment. An unmounted photograph is preferred. Persons whose requests or applications were received too late for their examination October 19-20 will be notified to appear for the November examination. Applicants who are over 40 years of age will be admitted to the examination, but preference in certification will be given those under 40 years of age.

An examination also will be held Novem colored woman, who occupies the flat at building at Omaha, at \$720 per annum, and or who have other serious disability are considered physically disqualified for this "They said they would shut off her wind." position. Persons who desire to compete should at once apply to the United States residents of Douglas county and city Omaha.

#### SURE HE HAS THE RIGHT MAN Marshalltown Sheriff Writes Omahi Police that McKown is Still Being Held.

Acting Chief Mostyn is in receipt of a letter from Sheriff Shoemaker of Marshall-town, Ia., stating that there is little doubt but that the man he is detaining there en the charge of obtaining money under false pretense is the long-sought C. W. McKown, who was said to have married widows on the wholesale plan to get their money.

McKown, the sheriff says in his letter to Acting Chief Mostyn, is now an old man, The sheriff adds in his letter that McKown has not yet been indicted and if he is not, he will be only too glad to turn him over

to the Omaha police. Mrs. Alice Coffey, the widow from whom McKown got 4200 in diamonds, is still in town and will see the chief regarding the proper steps to pursue in bringing her recreant spouse to time. The chief says he will suggest that she go to Marshalltown

and identify him as a preilminary move. It has developed that another womanalso a widow-who lived at one time in South Omaha, was woosd and won by Mc Kown who married her in S . Louis. From her he is said to have secured the handome sum of \$1,700, after the honeymoon had lasted only three days and skipped to parts unknown. This woman lives at Winside, Neb., and she has written Mrs. Coffey stating that she saw an account of Mo Kown's capture in The Bee and that she is willing to take part in his prosecution. The name of the \$1,700-woman is not as yet known to the police; but they intend to look her up and enlist her services in event that McKown comes to Omaha.

### CONTINUES THE INJUNCTION

Judge Pawcett Extends Temporary Order Restraining South Omaha Council and Mayor.

Judge Fawcett having listened to the atemporary injunction which was ome time ago in the case of Magdalena Pivenka against Frank Koutsky, mayor, and the city council of South Omaha. This is the case wherein the Union Paific railway is endeavoring to secure the opening of certain streets for the extension of its tracks in South Omaha. The temporary injunction was issued against the council and prevents the passage of an ordinaance which grants the Union Pacific the right-of-way it is seeking? The temporary injunction was continued until November 6, which time the arguments in the case will be heard.

To Cure Cold in One Day. Take Laxative Bromo Quining Tablets. All druggists refund the money if it fails to cure, E. W. Grove's signature is on each

On Western Auditing Tour. is preparing to make a hard fight. One of the Jurors refused to serve on the ground that he was prejudiced against all life insurance companies and could not therefore render what he deemed a fair and impartial verdict.

It is alleged that Todd took other sums of money belonging to the Pacific Mutual, but the defense seeks to establish the charge of embessionent on the one sum of pacific Mutual, but the defense seeks to establish the charge of embessionent on the one sum of pacific Mutual, but the American girl best—you know her. Tou'll like Cook's Imperial William H. King, secretary, and Jam I. Knight, director of the Astna Pire I

Singers and public speake's will find Piec's

### GOSSIP OF THE POLITICIANS NIGHT SCHOOLS BEGIN WORK

Chaleman Cowell Stary Preparing to Republican Ralites This Week.

Chairman Cowell is busy arranging for republican meetings in every ward of the city throughout the week. The biggest one seing prepared is that for Creishion had Tuesday hight and which is to be a mass meeting in every sense of the word. So far Byron G. Burbank has promised to speak and the chairman N trying to get W. P. Gurley, F. S. Howell and several others of equal caliber. Wednesday night Hon. Henry C. Murphy of South Omaha and John L. Kennedy will speak at a meeting in the Second ward at Eighteenth and Vinton streets. The tepulsicans of Florence will meet the same evening in the city hall

Fred W. MacGinnis has been a busy man quirles from interested friends as to ceased to see the joke side of the matter and otherwise, that he certainly is a candidate, and a very active one at that. He has had several potices struck off such as appears below, and is contemplating posting them in 100 of the most conspicuous places in the county. Here is the notice:

To the Voters of Omaha and Douglas County: Notice is hereby given that Free W. MacGinnis has been nominated constable by the republican county committee to fill a vacancy cansed by the resignation of William P. Snowden.

"The story in the World-Herald this morning that I declined to let C. B. Davis serve as a supervisor of registration in the Fifth precinct of the Fifth ward because he had opposed me in the campaign last spring is absolutely false," said Mayor Moores yesterday. The whole yarn alleging that the unification of the republicans is a mere pretense shows how hard up the opposition is for campaign material. Our declarations as to unity will be vindicated on election day. As to the case of Mr. Davis, it is true that he appeared in my office in the morning of the first registration day and asked to qualify Unlike other supervisors, he had not appeared the night before, and hearing his place would be vacant, I had qualified H. L. Seward, whose name had been submitted to When Mr. Davis appeared Mr. Seward had already qualified, as I explained to I did not know-him personally and examination an opportunity to be exam- had not the slightest idea how he voted or acted in the spring campaign. That was a question that had nothing to do with the registrars at the best and which did not interfere. . The council appoints the supervisors and they merely qualify before me. In this particular case I was attempting to act with the council, in order

> Secretary Burgess of the Board of Education says the name of James W. Maynard should precede that of John L. Mc Cague on the republican ticket for the school board, while Mr. McCague says not. protested against the printing of the ballots as shown by the samples, and City Clerk Elbourn has told him to put his objections in writing and he will give both sides a hearing. It was Mr. Elbourn who placed the name of Maynard below the name of McCague. On the sample ballots the republican nominees appear

extension of the proper facilities to every

Theodore H. Johnson Howard L. Kreider ... John L. McCague James W. Maxnard.

voter."

John H. Vanceviore: A Pearse-Burgess McCague was not on the Pearse-Burgess slate, but pulled in over the sci machine's favorite. Maynard is a member of salary to Secretary Burgess.

Secretary Burgess said this afternoon: After investigating the matter I find that Mr. Elbourn is right and I am wrong, and low grades. there will be no protest as to the arrangement of names. .. At the first glance it pocurred to me that Mr. Maynard's name should precede that of Mr. McCague, owing to the first two letters in each name as written. Me being a contraction, howover, changes the whole matter."

#### DYBALL BILL NOT ON SHELF Conneilman Denies Death of His Proposition and Replies to

Other Statements.

"The statement that the 'Dyball pushcart ordinance has been placed on the shelf is erroneous," says Councilman Dyball, the father of the measure. "It is simply in the hands of the committee and will be brought up in due time and an effort mude to pass it. The statements made by the street merchants that they pay more in license money than a great many merchants do in taxes is misleading. They do nothing of the sort, but some of them do pay from \$200 to \$300 to merchants in front of whose establishments they do business. This abuse or sale of space that belongs to the city is what the ordinance The number of street merchants said to be doing business has been greatly exaggerated."

### Mysterious Murder in Maine.

MILO, Me., Oct. 26.—County Attorney Burgin has just been notified of the mur-der of Charles Wyman at Kingsbury, twelve miles from Gifford. The only facts given were the statements that the murder occurred yesterday and that death evi-dently was caused by two builet wounds in the head.

Says He is Not Gulley.

HELENA, Mont.; Oct. 28.—Issac Gravelle, believed by officials to be the leader in the Northern Pacific dynamite conspiracy, pleaded not guilty in the district court this merning. The information charges assault in the first degree. He was bound over. A Rurn Sever Burns

torneys in the case yesterday for a few After Porter's Antiseptic Healing Oil is apmade the same time. For man or beast. Price 250.

> Name and Residence. Frank Divorsk, Omaha.
>
> Marie Karcus, Omaha.
>
> James H. Love, pr. Albia, Ia.
>
> Minerva B. Whitacre, Omaha.
>
> John R. Lyone, Walla Walla, Wash.
>
> Frances R. O'Brien, Omaha. Forest Richardson, Omaha..... Laura M. Morse, Omaha.....

We trust doctors.

They trust Ayer's Cherry Pectoral

for coughs.

Classes for Instruction of Handicapped Persons Open.

ATTENDANCE HEAVIER THAN LAST YEAR

A Total of One Hundred and Seventy-Three Aged from Forty Years Down Report at Kellom and Comentas Buildings.

Night schools opened last night in the Ketlom and Comenius buildings with an attendance of 17% which is in excess of that of last year. At the Kellom, on the north side, eighty pupils, ranging in age from 49 to 14 years, reported, while at the Comenius, in the foreign districts on the south, ninety-three students were enrolled. during the last few days answering in- At each school they were divided into three squads, primary, intermediate and whether or not he was a candidate for grammar sections, comprising the first, sec-any office this fail. Mr. MacGinnis has ond and third, fourth, fifth, sixth, seventh and eighth grades, respectively. and has taken every means within his Miss Huldah Isaacson will act as principal power, of informing the voters, friendly at the Kellom school and Miss Dauls Adams at the Comenius.

It was the same story of ages reversed In the primary rooms were the mustached and bearded students and the gray-halred women. They were foreign-born mostly, the others being colored women. In the other sections the ages ran from 15 to 21, and many of the pupils had attended night schools from one to four years. Not a few were putting the finishing touches to their sducation with the five months schooling and invariably older pupils proceeded to work without delaying, knowing what to do and how to go about it.

Immigrants from Italy and Bohemia At the Comenius school it was found impossible last night to collect the usual information concerning the attendants in the first grade. There were thirty of them and two-thirds were men. Twenty-four cannot carry on a conversation in English, much less read it, having but lately arrived from Bohemia and Italy, Friends, who acted as interpreters, brought them and Mrs. Josephine Carroll, assisted temporarily by Miss Andreen, one of the day teachers, took them in charge. The progress that some made at the first lesson was wonderful in some cases. "Let me show you my worst," said Mrs

Carroll, and the full-grown men and women who filled nearly every seat in the room paused poring over slate and pencil as a dark-eyed girl read from her primer that recitative of long ago:

This is Jack?
This is Jack.
Do you see Jack?
Yes, I see Jack.
Jack is a boy.
I see that Jack sees me.
Foreign-Born Work Manfally. Some of the heads, fastened to very lusty

shoulders, were weary and towards the close of the session nodded unsteadily as they were about to collapse in sleep. But everywhere was the spirit of endeavor-the desire to learn and work and despite the fatigue of the big children receiving their first lesson in English they stayed more manfully at their tasks than the younger and brighter fry in the more advanced

At the Kellom school there were eighteen pupils in the primary section. Of this numper seven were colored women, six of them being married and from 24 to 49 years old; stand. When it was all over the freshfour were Danes, from 22 to 34; three were Russians, aged from 17 to 27; three were Swedes, from 18 to 23 and one dark-eyed boy was an 18-year-old Bohemian. Classi- features of the occasion, but today peace fied by occupations, five women said they were housekeepers and four domestics. The had their revenue for the treatment ac-others were carpenters, three; and one corded them by the juniors, while the fresheach of the following: tailor, electrician, repairer. All were bright and only one or of the present board, which voted increase two could not read simple English. The most backward, perhaps, were the colored women, some of them having attended two or three years and remaining in the

> The pupils were not required to stand "You are not children," said one of the teachers. "You don't need to stand. I know that many of you are tired after your day's work." She found out what her pupils knew by writing sentences on the blackboard and then began to instruct

each to read accordingly. There were thirty-six students in the nediate section at the Kellom and twenty-six in the grammar grade. At the Comenius the same number reported for the middle classes and twenty-seven for the higher classes. The heaviest attendance is usually reached on the first night.

#### TIRED OF THE DREADFUL DUST One Citizen Raises His Voice for

. .. .Clean City Before a City 'we

Benutiful. To the Editor of The Bee: All this talk of an "Omaha Beatiful" may as well be suspended indefinitely or until such a time as we learn to sprinkle our streets thor-

Intelligent street sprinkling should be the first step toward improvement. It is time enough to be beautiful after we are made reasonably comfortable. Trees and flowers are all very well, but the dust on any of our many windy days will destroy all our pleasure in them and in everthing else as well. The present system of dabbling up a few of our principal business streets is a sheer waste of time and money. The carts meander up one side of the street. filling the holes in the asphalt with water while the dust is flying on the opposite side, a nuisance, and a menace to health.

Every street in the city should sprinkled and sprinkled properly, splashed in spots. The cost should be borne by all alike by general taxation. ing their share, if we could be rid of this awful dust. With a river at our feet that is fully a haif-mile wide, even in the dry season, it is simply foolish to sit down and let the dust cover us up. No matter how beautiful your plans may be, they will be wasted as long as the present system of street sprinking is permitted to obtain. Few people among us would object to paystreet sprinkling is permitted to obtain. No matter what other cities may do or may not do, let us have a good plan of our own and let the others copy after us. Yours for a clean city first and a beautiful

#### ORDER ENJOINING FLEMING If Not, What Better Proof Can Injunction Issued Against Tax Commissioner in Revenue Law

Case.

LEWIS A. ELLIS.

one later.

In the suit instituted by Warren Switzle et al against William Fleming, as tax commissioner, wherein the validity and not applicability of the new revenue law to the city of Omaha were in question and an in-junction sought to restrain Mr. Fleming from attempting to enforce its previsions. Judges Baxter and Day yesterday lesued a formal order in the matter, granting the injunction, as follows: . .

Ing the injunction, as follows:

The above entitled cause coming on for hearing upon the application of the plaintiff for a temporary injunction and being fully submitted to the court, upon the perition and the arguments of gourness, for the plaintiff and defendant, the court finds.

First-That chapter extil, of the session liws of the legislature of the state of Nebraska for the year 1203, being known as House Roll No. 344 is applicable to the city of Omahu, and that the tax commissioner of the (ily of Omaha is snittled to proceed thereunder in making the assessments for the city of Omaha for the year 1904.

Second—That the provisions of said law

authorizing the commissioner to add 10 per cent penalty for failure to make oath or snawer the questions contained in his schedule, are unconstitutional and that the schedule, are unconstitutional and that the schedule, are unconstitutional and that the said commissioner is not authorized to impose said additional 50 per cent penalty; that the requirements of said chapter ixxiii in regard to the questions and oaths which are on the back of the schedule attached to the petition and the requirements that the party listing his property shall write the word "none" after the various items on the schedule, do not become operative until April 1, 1904, and that the defendant tax commissioner of the city of Omaha is not entitled to require or enforce those provisions of said revenue law in the present assessment.

Selective to Conform.

Third—That the fax commissioner of the city of Omaha is entitled to make a schedule in accordance with the other provisions of chapter ixxiii, before referred to, and authorized to require the usual oath that the party making the list has made a full, true and correct list of his property.

It is therefore ordered that a temporary injunction be issued in this case against William Froming, enjoining him from requiring the plaintiff to answer the questions and oaths on the back of the schedule attached to plaintiff to write the word "none" after the various items on the schedule adopted, and from attempting to enforce against the plaintiff the penalty of 50 per cent as provided by chapter ixxiii of the session laws of 1904 upon the plaintiff giving bond as required by law in the penal sum of \$100.

### CUT OFF FRESHY'S MUSTACHE

Omaha Junior Dents Do a Little Rough House Barbering to Get Even.

Should the students at the Omaha Dental ollege be forturate enough in the future to hear "Bob" Burdette's lecture on "The Rise and Fall of the Mustache," they will they will get this winter. These practiced give him their undivided attention, for the rise and fall of the hirsute appendage of the juniors was made a subject for a class scrap last evening that rivalled any thing of its kind that was ever witsessed at any of the colleges in the west It all happened while the faculty was absent, and was doubtless due to the fact that the juniors have a good memory. Last year the julors issued an order which made necessary for the freshmen to shave off their mustaches. Some objected, and they were subjected to rough treatment. It was found in the end, however, that all of them had complied with the order, either voluntarily or because they were the victims of free shaves, in which the juniors did the tonsorial work.

Those who were freshmen last, year are low juniors. Smarting under the treatmen they had received last year, a solemn com pact was made to get even, and their suc cessors as freshmen were made the ob jects of their revenge. An order similar to that of last year was issued and the freshmen were ordered to remove their mus taches. Having some regard for their anatomical structures, the major portion of the class thought it would be best that history should not repeat itself, and so they complied meekly with the mandate which had gone forth.

There were some who objected, however among them being Charles Atkins and Grant Williams. The latter was given a a second warning, and thinking diacretion the better part of valor, he complied with the order and shaved off his mustache. Atkins failed to comply and was made the subject for a concerted effort last evening on the part of the juniors. The juniors outnumbered the freshmen the ratio being about two to one freshman The forty juniors made a rush for those who had failed to comply with their order and the twenty freshmen made a las men did not have a single colleague who could boast of a mustache. Some bruised bodies and foot ball maneuvers were reigns, for the freshmen of last year have men of this year are laying plans for tinner and car strengous campaign.

#### SOME THINGS NOT BEAUTIFUL One Direction in Which Improvement Club Energies Might

He Directed.

Bee: White the improvement clubs are discussing how to make Omaha beautifu by schemes which involve large expenditures it might not be out of place to point out some things of less magnitude which would contribute materially to the appearance of the city, Scattered over Omaha there are a large number of vacant lots, the owners of which permit them to be- bath? come incumbered each year with a rank growth of weeds. These are neither beautiful nor healthful and offer a refuge for the criminal and the vicious. The writer lives opposite a vacant quarter block owned by one of the improvement club boomers and each, summer for the past two years has paid out of his own pecket the cost of cutting the weeds on this quar ter blook rather than look out upon th rank, unsightly growth. The owner of these lots is one of the wealthiest residents in the city and amply able to improve; them. The seeding down to grass of these lots and the planting of trees would add to their value and the chances of selling them, but like many other property owners he prefers to allow the ground to grow to weeds or force someone elas

to cut them. The quarter block in question is not an exception but is the rule with vacant property in the city. There is no quarter in which nice residence properties with well kept sawns and shade trees are not marred in appearance by werd patches and vacant spots strewn with rubbish. The improvement of these lots in the manner suggested would not make the old shacks look any more respectable, but it would certainly remove one blemish from the city.

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