THE OMAHA DAILY BEE: FRIDAY, JANUARY 8, 1904

STAR GAME WITH COPHERS Omaha. Cornhuskers at L'acoln Look Ahead to Meeting Minnesota. Hansen

Villard.

FLATIN anson. Miller.

Creile Churchill... Rainey.....

Their finding follows:

FOOTBALL, HOWEVER, ISN'T WHOLE THING

Track Team is to Go Out to Boulder and Managers Are Skirmishing for Other Meets for the Athletes.

LINCOLN, Jan. 7 .- (Special.) - The win ter's full in athletics finds the authoritie at the University of Nebraska actively enraged in casting schedules for the base ball, track and foot ball teams for the respective seasons in 1904. Chief interest. towever, centers upon the preparations for foot ball season. Although the Cornhuskers duplicated their feat of 1902 by playing through the entire year of 1903 without a single reverse and constituted one of the best advertised foot ball aggregations in the west, the year, nevertheless, was not a financial success. This shortcoming was chiefly due to the fact that Nebraska was not booked to appear in any of the larger cities, the three games that American Trotting Register association. the team played away from home even representing a financial loss to the management. To avoid this unwelcome feature is one of the aims of the management in making up the schedule for next year, and from present prospects the plans of the management bid fair to be realized.

Perhaps the strongest card, both from an athletic and financial standpoint, on the Cornhuskers' schedule for 1904 will be a ame with Minnesota, as it is now settled that the Gophers and Booth's pupils will renew relations. Dr. Williams, coach at Minnesota, has advised the Nebraska manrement that the latter can have a game in Minneapolis. This arrangement was promptly approved by the Cornhuskers and now the date is the only matter which remains to be settled. The Gopher management has spoken for a game not earlier than the middle of October or later than the first week in November, and Manager Buckner, in replying, gave the Minnesotana their choice of dates, explaining that the horses as Major Delmar and Prince Alert Thanksgiving date with Illinois was the are said to be included in this category. only one which Nebraska could not possibly consider. The severance of relations between Minnesota and Michigan doubtless contributes to the desire of the Gophers to take Nebraska on for next year. Ne raska's victory over Minnesota has made Cornhuskers a strong card in the northern city and Coach Williams is credited with expressing the belief that the Nebraskans will again be able to give his

Against the Haskells.

pupils a stiff argument.

Nebraska will take another of its big games away from home next season, that against the Haskell Indians. The red men did not draw as well last year in Lincoln as in former seasons, and in 1904 the Corniskers and the aborigines will meet on the gridiron in Kansas City. Definite arrangements to this effect have now been made by the two managements and the date is now the only matter left undecided. It is quite likely, however, that the game will be played either the second or third Saturday in November, and as both teams should be on edge at that period in the season, a stiff contest for the honors is anticipated.

The cordial good feeling existing in an athletic sense between Nebraska and Colo-rado universities has been cemented by the signing of a two-year contract which will take the Nebraska track team to Bouider next year and the foot ball team to Den-ver, where the Cornhuskers will line up against the mountaineers. The following year the Coloradans will come to Lincoln. The courteous treatment accorded Colorado in Lincoln during the late foot ball season prompted the president of Colorado uni-versity to address a personal letter to athletic sense between Nebraska and Colo-

ting by Omaha and Sloux City teams, ceding the regular game the Young 's Christian association Tigers will the high school team. Following is lineup of the four teams: Sloux City herrington...Right forward. Detwilli Robertson Right guard fillard, left guard hurchill Subs Referee, Nelson; umpire, Beck, Borth Hop M. C. A. Tigers. High Schoo Right forward. Left forward. Center Patterno

tructed Minister Bayard to say to Lord Salishury that the Monroe doctrine applied to the Venegueia boundary question, and that such application of that doctrine was important to the peace and safety of our nation, and essential to our free institu-tions. That said doctrine was intended to publy to excert sizes of our puttonal life RECORD OF MAUD S STANDS Joint Committee of National Trotting

nation, and essential to our free institu-tions. That said doctrine was intended to apply to every stage of our national life, and could not become obsolete while the republic endured. These diplomatic nego-tiations were continued until the whole con-troversy between Great Britain and Vene-zuela was submitted to arbitration. Englishmen have confessed that nothing up to that time had occurred since the triumph of our government in the civil war that gave our country greater prestige abroad. The London Times, in commenting on the arbitration treaty with Venezuela. said: "From the point of view of the United States, the arrangement is a con-cession by Great Britain of the most far-reaching kind. It admits a principle that in respect of South American republics the United States may not only intervene in disputent, but may entirely supersede the original disputant and assume exclusive control of the negotiations. Great Britain eannot, of course, bind any other nation by her action, but she has set up a prece-dent which may in the future be quoted with great effect against herself and she united States government in any dispute that may arise in the future between a South American republic and a European power, in which the United States may de-sire to intervene." Associations Unfriendly to Time Saving Devices. NEW YORK, Jan. 7 .- The joint commitee of the national trotting associations decided today to disallow Lou Dillon's record of 2:65 to a high-wheeled, ball-bearing sulky, made at Cleveland on September 12, 1903. This decision was reached after a two hours' discussion by the committee, which was composed of the presidents of the National Trotting association, the

American Trotting association and the Their finding follows: We find that the performances of Lou Dillon at Cleveland on September 12, 1905, in 25% to a high-wheeled, bull-bearing sulky with a pacemaker, with dirt shield in front, was not a record, because the mare had previously performed in faster time, which was her record, and precluded a slower performance being a record. We also find that the performance of Maud S at Cleveland, Ohio, in 18%, was to a high-wheeled, plain axie sulky, accord-ing to rules; that the time 2.20%, was not only her best time, but the best time ever made up to that date and was a record. In regard to the use of wind shields, the

Mr. Webster's address was attentively listened to and was greeted with frequent applause and he was tendered an ovation at its close and was highly complimented by his associates for its excellence and istorical interest

Mr. Webster then assumed the chair and In regard to the use of wind shields, the innounced that a recess for five minutes would be taken. Upon the conclusion of the recess Hon

No record can be made with a wind shield other than the ordinary diri shield and a pacemaker in front. A performance with a pacemaker in front, with diri shield, shall be recorded with a distinguishing mark, referring to a note stating the facts. Maj. P. P. Johnston of Lexington, Ky., E. McClain of the supreme court of Iowa was introduced by President Webster. Civil and Common Law.

The subject of Judge McClain's address was "The Civil and the Common Law" He suid in part: It affords me the grantest pleasure to be present at this meeting. We of lowa for our indebtedness to the state of Ne-praka, especially when the treacherons milesouri river leaves its legitimate course in the start of the state of the state of the for a start of the state of the state of the present at this meeting. We of lowa for a start of the state of the state of the start of the starts which generally costs more than the land is worth. You will probably induige me in the recital of a invokement of the start of a governor of lowa, whose name I must forbear men-tioning, a governor of Nebraska, and a for the Louis at some function relative to this for the start of the start of the number of thissouri, who recently met in St. Louis at some function relative to the Louisiana Purchase exposition. The visiting governors had been invited to impresent that prior to functeon that they would induige in a drink. The polite would induige in a drink the would the would take temonade. The Ne-braska governor hesitated a moment and oncluded that he would take buittermitk. The watter was familiar with the favorite betwerage of the Missouri chief executive, the would induige in a drink the favorite proversor and asked him what he would take that he would take buittermitk. The watter was familiar with the favorite but our teousy asked him what he would take "Well under the circumstances. If this fing residen brings me back to the provenaed by the civil law, but after the comprised in the Louisiana Purchase was governed by the civil law, but after the comprised in the Louisian Purchase was governed by the civil law, but after the comprised in the start store and all clattar to the Roman arms and all lattar to the "The Civil and the Common Law" believes that various records of horses made WILH He said in part; during the last season with the assistance

Common Law is Liberty.

are said to be included in this category. EVENTS ON RUNNING TRACKS Lady Matchless Disgualified for Foul-

of wind shields will be thrown out. Such

ommittee's finding is as follows:

ing in Fifth Race at New Orleans.

Orleans. NEW ORLEANS, Jan. 7.-Eva Russell and Frank Rice were the only winning favorices today and Frank Rice scored only through the disqualification of Lady Match-less, which finished first and on which Hoffer role such a rough race that the filly was disqualified for fouling. Results: First race, six furiongs, seiling: Failk-and won, Bronx second, Preakness third. Time: 1:26%. Becond race, scilling, one mile: Erbe won, Louisville second, Floyd K third. Time: 1:45%. Third race, six furiongs: Eva Russell won, Miss Golightly second, Style third. Time: 1:28. Fourth race, seven furiongs: King Croker won, Clangor second, St. Tammany third. Time: 1:31%. Fifth race, seven furiongs: Frank Rice won Ralph Young second, Rachael Ward third. Time: 1:2%, Lady Matchless fin-ished first, but was disqualified for fouling. Bixth race, mile and a sixteenth: Hymet-tus won, The Regent second, Malay third. Time: 1:38. San FRANCISCO, Jan. 7.-Results: Exan FRANCISCO, Jan. 7.-Results:

SAN FRANCISCO, Jan. 7.-Results: First race, six furlongs, selling: Memorie won, Cracko second, Libervale third. Time: 1:15.

Had the Anglo-Saxon races been the con-querors of Europe, common law, the law of England, would have prevailed through-out that continent. Common law is the law of an independent people. The argu-ments of the champions of the civil law are more specious than satisfactory. The value of law is in its administration. Com-mon law is based upon the customs that prevail among a liberty loying people. The



\$50.00Portland, Ore., and Return, Jan. 6, 7, 8, 9

Account of Annual Convention National Wool Growers and Live Stock Association.

Liberal stopover privileges; attractive diverse routes; return limit January 31st.

You can include San Francisco on the return trip for \$13.50 additional.

Call or write for further information.



J. B. REYNOLDS, City Passenger Agent, 1502 Farnam St., OMAHA.



versity address a personal letter to Chancellor Andrews, of Nebraska, thanking the latter for the warmth of the reception and the fair treatment shown the visitors on the field. After replying to the missive. Chancellor Andrews discussed the matter in chapel, declaring that such exwere worth more to Nebraska pressions university than a long succession of athletic victories and that it should be prized more highly by the students at the university.

Besides the Minnesota game, the Cornhuskers will meet two other "Big Nine" teams next year on the gridiron, Iowa and Illinois. The recovery of the Hawkeyes from their slump of the last two years gives assurance that the lowans will give a good account of themselves, while the long established prowess of the Illini affords the assurance that Booth's pupils will have their hands full in achieving another victory over the aggregation from Champaign. Games with several of the smaller colleges in the Missouri valley, one f which will likely be played in Omaha gainst Creighton college, will complete the schedule for 1904, final announcement of which the Nebraska management expects to make before the end of the present

Gun Club Shoots.

month.

Gan Club Shoots. Beginning Saturday, the Omaha Gon club will begin a series of weekly shoots that will cover a period of twelve weeks. Hand-some prizes are to be given to the three contestants having the best general aver-ages at the end of the shoot and the handi-caps are to range from twenty-seven to thirty-two yards. The first prize will be a mounted deer head the second a hand hold. The entries for the event are numerous and will include the best sportsmen in this city. The shoots will be held each Satur-day afternoon for a period of three months. First Basket Ball of Season.

Mints...

value \$22,292,052.70

The United States

The coinage of nickels was begun in

1866. The latest report from the Mints shows that 445,841,054 nickels

have been coined since that time,-

were organized in 1792.

third. Time: 1:54. LCS ANGELES, Jan. 7.—Results: First race, six furlongs, Slauson course: Geisha Girl won, Jingler second, Brown Prince third. Time: 1:12%, Second race, three furlongs: Lady Lasce won, Azelina second, Hylona third. Time: 0:27.

Assimit second, Hytona third. Time:
 6:37.
 Third race, six furlongs, selling: Quest won, Pat Hammon second, Metlakatla third. Time: 1:16.
 Fourth race, six furlongs. Slauson course, selling: Madam Bishop won, Little Marguret second, Almoner third. Time: 1:13%. Fifth race, one mile: Clocke D'Or won, Glenrice second, Henry Clay Ryc third. Time: 1:43%.
 Bixth race, six furlongs: Blissful won, E. M. Brattain second, Redan third. Time: 1:24.

WITH THE BOWLERS.

The Gate Citys took two out of three games from the Drexels on the Gate City alleys last night, which puts them one in the lead. GATE CITYS. 2d. 162 124 229 186 176 . Total

.809

.111

ARMOURS.

COLTS.

961

1,036

2d. 166

The Nickels

Ever Coined

would not pay for the

Largest Seller in the World

THE BAND IS THE

SMOKER'S PROTECTION

Cremo cigars smoked

in one year

843

Totals

Sullivan

Molyneaux Seaman Stearns Rosenbery

 ist.
 ist.

 Glichrest
 148

 Potter
 181

 Brunke
 240

 Schneider, L. J.
 203

 Denman
 190

Totals

mon law is based upon the customs that prevail among a liberty loving people. The civil or Roman law is that law which is defined by the king or ruler and the courts are to the ruler. I do not say that English or one that the ruler. I do not say that English or one that the ruler. I do not say that English or one have but still the independent common law are no debt to the Roman hw. The Romans brought to Englind the found laws, and the church brought the independent common law is the law which is best still do not say that English or one have, but still the independent common law remained because it was different for the ruler. I further that the independent common law is the law which is best studied to self government. And this is not be sold and the United States. The importance of meeting the split of the people are equal. It was the independence. The will of the people are subject to law. Under the common law all before the law. It is not force unless all of the people are subject to law. Under the common law all before the law. It is not be people are to four people. A highly devine common law we can hold in check the error of our monon law we can hold in check the error of common law we can hold in check the error of the sold in the constitution of mankind to indicate, we need not apprehend any grave of the law of prevents the dot apprehend any grave indicate, we need not apprehend any grave indicates of our prevent judicial system of the sold of the governess are indicated by their prevention of the work in the civil is also beneficial. Civil law is a prevent indicates and combinations or the work is mailed in the check the apprediction of our prevent judicial system of abstract rules, common law is the law of individuates and combinations or other imaginary evils. Law systems are indicated to the head of apprehend any grave of the sold in the aggregate of the 3d. 182 185 181 181 145 462 416 562 536 478 755 877 2,441 DREXEL SHOE CO. 3d. 136 189 188 179 147 2d. 157 156 181 154 122 . Total 447 480 621 490 380 839

Reception for Visitors.

3d. Total. 149 487 148 543 203 688 185 559 158 577 Following Judge McClain's address an in formal reception was held in honor of the visiting lawyers and jurists, with Judge 487 543 688 Van Devanter of the United States circuit 669 573 court of appeals, Judge McClain of Iowa, and the judges of the supreme court of Ne-2,850 braski and the Nebraska supreme court mmission as the guests of honor. 3d. Total. 171 536 The following program will be observed

FROM THE BEGINNING TO THE END You will find a Stoecker Monogram (new) 5c each cigar to be one long puff

of delight W. F. STOECKER CIGAR CO., 1404 Douglas St., Omaha, Sold by all first class dealers.

in the session of the bar association which convenes at 10 o'clock this morning:

convenes at 10 o'clock this morning: A paper on "The Folly of Judicial Haste" by C. Flansburg and a paper, "Chief Just-ice Taney." by I. E. Congdon. This afternoon's session, beginning at 2 o'clock, will comprise a paper, "The Re-public of Panama." by Judge Jacob Faw-cett; paper, "The Anstralian Constitution." by Prof. W. W. Cook; paper, "Lynch Law" by C. B. Letton, followed by the election of officers for the ensuing year. At 7 o'clock this evening a banquet will be served at the lier Grand hotel. John L. Kennedy will preside. The speakers will be Judge J. B. Barnes and Mesars, C. J. Smyth, W. H. Thompson and J. B. Sheean.

BEMOANS THE FATE OF OMAHA

Comptroller Lobeck Declares it in **Most Helpless Condition Relative**

to Water Works,

Comptroller Lobeck appeared before the West Side Improvement club last night and explained the condition of the city government as regards the water situation. He said that the city council is powerless under present conditions to furnish relief in the way of more mains or better service That the law passed by the last legislature, which provides for the purchase of the water plant by the city government, killed the usual appropriation for maintenance of the water system and nothing could be done to afford relief. Mr. Lobeck says the city is in the most helpices state of any

municipality he ever heard of. Before the law was passed empowering the city to take over the water works, it could have done so with very little trouble, but the act which was framed to afford relief cut off all hope of the city acquiring the plant for the present.

A resolution was passed by the club requesting the city council to see that the board of appraisers appointed to establish the price at which the water works are to be taken over by the city accomplish their work as rapidly as possible.

The lighting propositions now before the city council were discussed at length, and it was finally decided that the secretary of the club should write a letter to the city council setting forth that it is the sense of the club that a contract be made with the electric light company for such lamps as are needed at its proposition of \$25 per year per light, and that the gasoline proposition be not considered.

Member Rogers complained that high water had washed the covering off the gas pipes at the intersection of Saddle creek

and Farnam street, and that the company had covered the pipes with garbage to prevent their freezing. This, he stated, was not pleasant for those residing in the neigh-

borhood. Mr. Rogers was appointed as a committee of one to ask the Board of Public Works to abate the nuisance

Trains Come Together.

Rock Island passenger train No. 5 was struck yesterday afternoon by Union Pa-cific switch engine II74, at the Twentleth attreet crossing. At the time of the acci-dent the passenger train was pulling out on the main track and the switch engine was drawing up to the switch to follow the passenger to Gilmore. By some misunder-standing the switch engine did not stop to let the passenger so by. The two sleeping care were damaged slightly and taken back

engaging short story that has come from the hand of this undisputed master of fiction is his contribution,

"The Christmas Peace"

Mr. Page is undoubtedly one of the foremost short story writers of the day, and this delightful Christmas tale, in which he has woven the charm and pathos of which he is master, will appeal to hundreds of thousands of readers. This story, beautifully illustrated with drawings by Blendon Campbell, appears in the

METROPOLITAN MAGAZINE for January



South Eighteenth street, boy; Joseph Muench, 1709 Leavenworth street, grl. Deaths-Mrs. Julia D. Stecker, 1060 South Twenty-eighth street, 79; Francis Wilbur Dunn, 1207 Pierce street, 7 months; John Campbell, 2568 Spaulding, 44; Rachel Davis 1411 Vinton street, 51.

Deen heid in the Douglas county jail since. Mortality Statistics. The following births and deaths have been reported to the Board of Health dur-ing the past twenty-four hours: Births-Andrew Bockstrom. 268 South Thirty-first street, boy: Frank Valla, 166 Pierce street, girl; Charles Grossman, 176 South Ninth street, girl; Grant Lines, 55

Alleged Robber of Newcastle Bank is Up Before Commissioner Anderson.

> Ed. Gordon, charged with the tobbery of the postoffice at Newcastle, Neb., December 9, was given a preliminary hearing before United States Commissioner Anderson Thursday afternoon. Two witnesses were examined, but the case was continued until Friday afternoon at 2 o'clock to await the

to the shops for repairs; the switch engine was derailed but not materially damaged. evidence of two other witnesses from Sloux City GORDON GIVEN A HEARING

Gordon was arrested here shortly after Christmas as a vagrant, and as he seemed

to answer the description of the Newcastle postoffice robber he was arrested upon his release from the city jail by the post-