Victim Had Agreed to Undergo a Recessary Operation, the City to Pay All Expenses and Re-Imburse Him.

Some days ago J. L. Burks filed a claim against the city for \$35,060. In his petiion Burke declares that while working with the street gang he fell in such a manner to cause permanent injuries. City Attorney Lambert and City Physician Sapp investigated the case and found that turke had been severely injured. On be-

alf of the city Mr. Lambert offered to aka Burke to the hospital and pay for he operation needed; also all other exas also to receive \$12 a week during his linese and was guaranteed \$100 cash and permanent job on the street force when he was able to work. This proposition seemed to meet with favor and Burke yes taken to the hospital for the operatem. Burke's attorney heard of the profine latteed to the hospital and duced Burke to return bome. The city to trial, and it will drag along for Se of years. Since Mayor Moutsky hto office the plan of settling damge of itms has been followed, usually with ers, but there seems to be no hope of settlement being reached with Burke.

Disregard Ordinances, While hundreds of feet of parmanent at towalks are being laid all ever the chy, there are idealities where the ordinances creating permanent sidewalk districts are ignored. In many cases where the prophas been paid to the notices sent by mail by the city clark. Each property owner is given thirty days in which to lay a walk, and if not completed by that time the city contractor is supposed to step in and do the work and charge the cost to the property. So many walks have been laid this summer that the contractors have had more than they could attend to. Within a short time the city engineer will make an aspection and hand a list of walks to be aid to the city contractor, so that the work may be completed before frost stops the laying of concrets. In nearly every stance where the walks have not been id the property owner is able to do the work himself, without having the city do it and tax the cost to the property.

Magie City Gossip. Business men are again feeling blue over the urn the strike has taken. Born, to Mr. and Mrs. Edward Gates, Twomer-sixth and D streets, a daughter.

CHAMBERS WANTS NEW TRIAL Daneing Master Objects to Dispe Made of Child in Suit with

Divorced Wife. Not satisfied with the decision of Judge Troup in the suit brought by his divor wife. Mabel Chambers, for the possession of her child Haleyon, W. El Chambers has filed a motion for a new trial in the district court. The papers were entered on the record at 4 o'clock yesterday afternoon. s, brought in by Attorney-Heller, who with R. S. Hall is acting as counsel for

Judge Troup Thursday decided that the child be placed in St. Francis' convent at until further order from the court. He az- secured from them assurances that from tended to each parent the right of visiting the child at the convent and to share equally her company during vacation time. The entire expense of the support and child & Suisberger, said today: "Although we are independent we father and the mother was denied alimony, it expedient to join the other p In the bill of exceptions there are nine Purther that of irregularities of the court by which the defendant was prejudiced

tens contrary to law. acation, the evidence showing that the other is an unfit person to have the onetody of the child, is one of the most im portant counts. Another count, and one upon which the counsel for Chambers will ay great stress, is "because the court erred in taking the oustody of the child from the father during half the vacation without any sufficient warrant therefor."

RECEPTION TO NEW PASTOR jed Fresbyterians Extend Hearty Welcome to Ber. Dr. Barid

R. Turnbull. Omaha's newest pastor, Rev. David R. last night. The reception took place in the Wabash, Grand Trunk, Eris and the church, which was prettily descripted Nickel Plate roads.

There are reports that business has been

wal older ones were heard and each one cickets are placed on sale. We thought was the man who was to re-David in David R. Turnbull, and I hope his work amongst us will be hissed con-

Other speeches were by John M. Ross, sperintendent Davidson and M. R. Lowris. A musical program was rendered.

WINS FROM SAVINGS BANK Arthur C. Rawson Gets Judgment Ser Over Febr . Thousand Dollars.

Arthur C. Rawson has seen his suit. and was given judgment for 94.22736 by inlitte appainted formally to advers Judge largest Bartlett's decision, hausted down late Parker of his nomination for the presi-Peterday afternoon. The original suit descr. brought against Cadet Taylor, Emma har, hinch said that there must be a mice. Devries, administrators of the setate understanding. He seld be thought that the Globe Savings tunk at al. The court not take place until some time between states in the decision that the excines such Amount 5 and 10, the exact date to be fixed

ALL DANGER IS NOT AVERTED COLOMBIA HAS COOLED OFF Auestion of Passage of Ships Through Dardauelles Must Bo

Betried.

LONDON, July El-The morning papers superally express satisfaction that the cordance with the demands of Great Britain, though there is an inclination to wait the settlement of the broader question of the passage through the Dardan-elles of the volunteer fleet steamers before believing that all danger has been

This feeling is heightened by Premier Balfour's announcement on the adjournment of the House of Commons that he has had no official news to communicate, either in connection with the Malaces ineldent or with volunteer fleet steamers in

Some papers are even inclined to doubt the authenticity of the news that the Malacca incident has been sattled, but the Daily Telegraph semi-officially explains the apparent contradiction existing between Mr. Balfour's statements and the telegrams from St. Petersburg.

"Two dispatches left the Foreign office on July 21," says the Dally Telegraph. "One has elicited a favorable reply, but the other has not yet been answered. The promise that 'no similar incident shall occur again' is very vague and classic. It may mean that no British vessel shall in the future be select, the papers of which are regular and the cargo carried als now say that the case will have by which belongs to his British majesty's government. That is not much of a conpession, seeing that our fleet has instructions to prevent another such outrage." The paper fears that the Russian government has not yet agreed to desist changing the volunteer fiest steamers into

> danelles, and says: "We welcome the action regarding the Malacca as proof that the Russian goving a quarrel with us. That is good as

its alarmist editorial of July 22 was writ-ten with "full knowledge that the Russian the object in so writing was to point out that the Malacca incident was only a the national committee. factor in the great problem which has not yet been settled. The paper confirms the statement that Crar Nicholas was urged by the French government to settle the it attributes to the French action, adding: Taft and Colonel Edwards, chief of the "It is rumored in diplomatic circles that insular bureau, will be present, and in-

of the disputa." ald have been fired upon."

The Times says: "Although there is good reason to hope that we have advanced a nd from under our feet."

a divergence of view as the immediate district offices, outcome of which here will be an indefinite nirally conforms to the principles recognised by other states,"

The Daily News says it believes that the government is resolved that no more Russian warships, however carefully disguised, shall pass the Bosphorus, the outlet of which a portion of the Midlierranean fleet will carefully guard.

PACKERS STAND BY AGREEMENT New York Firm Asserts that in

Future Only Union Men Will

Re Employed, NEW YORK, Joly 38.-H. Eichelberger and Joseph Masterson, who are in charge of the New York branch of the Beaf Cuttore' and Butchers' union, were in conference late today with members of the by them. M. J. Sulaberger, who is in charge of the western house of Schwarz-

"Although we are independent we thought it expedient to join the other packers in the arrangement entered into with the counts of error why a new trial should be Butchers' union a few days ago, because granted. That the judgment should have the same demand for increased wages and been in favor of the father in regard to other conditions was made on us as on the custody of the child is one of the first. The other packers. The arrangement we had entered into with the Butchers' union we will carry out to the letter and our and because the court is said to have erred men understand this. Our plants it, New in allowing Howard Baldridge, the at- York are new running."

torney for Mabel Chambers, \$100 commel NO RATE WEST OF CHICAGO Because the court orred in awarding the custody of the child to the mother during Western Passenger Association Dissatisfied with G. A. R. In.

enupment Bate. CHICAGO, July 23,-Dissatisfied with the conditional rate propositions being put forth by the General Passenger association lines in connection with the Grand Army of the Republic encumpment at Boston, the lines of the Western Passonger association have decided to fix no specific rates east of

This was determined on at a meeting of the rate clorks of the association today, when it was decided to make the rates from all mestern territory to Boston on account of the accompment on the basis of one fare for the round trip in western tergitory, plus the rates tendered by the Cen-Turnbull, lately chosen to take charge of trai Passenger association. In the circular the Piret United Presbyberian church at issued by the Central Passenger association Twenty-first and Emmas streets, was the rates named were \$50.55 by the Michigan formally received by his congregation and Central Lake Shore and Lake Shore line other United Presbytshians of the city of the Pennsylvania system, and \$17.25 by

welcoming the pasths, W. G. Ure than the rate of 120 % and agents of the strengthen the stomach and keep the said: "When our pastor left us we differential lines today were predicting rate bowels open. You'll be pleased with the cutting on August 12, 18 and 16, when the result. Thomsands have found this true,

cite the crown. But finally we would our BELIEVES THERE IS SOME MISTARE

Parkey Notification Disputch from Washington Challenges Comment. WASHINGTON, July M.-C. A. Watch has sent to members of the committee ap-pointed to advise Judge Alton B. Parker of his nomination for president the follow-

"Presidential notification committee, by order of Chairman Clark, will meet for consulfation at noon, July 35, at the Fifth Avenue hotel, New York City. Notified tion next day."

BUFFALO, July 35-Norman E Mack. national committeeman, tonight was shown against the Globe davings bank and others; the message from C. A. Walsh of the con-

If Henry O. Davries, David T. Moure, the nutrication of Judge Parker would

Restores Diplomatic Relations with United States Government.

CORTELYOU'S COMMITTEE LIST READY

Louis.

Philippine War Incidents to Be Revived During Celebration of Manifa Day at St.

WASHINGTON, July 31-Colombia is again to come into full diplomatic relations with the United States and the Panama matter will be a closed incident between the two republics. The State department today received a cordial letter rom the Colombian minister of foreign affairs, announcing that Mr. Thomas Herran had been given full letters of credit as Colombia's envoy at Washington. Herran signed with Mr. Hay the treaty for the construction of the canal, which the

Colombian congress rejected. Mr. Herran enjoys the most cordial relations with the secretary of state and other officers of the government and his appointment has been received with satisfaction. No date is mentioned for his return, but as his letters have been made out and this government advised, it is expected that he will return to Washing in the autumn. When last heard of he was in Colombia with his family.

Cortelyou Has List Ready. Chairman Cortelyou of the republican national committee expects to announce his executive committee before leaving Washington for Oyster Bay to attend the notification ceremonies there July 27. From cruisers after the pussage of the Dar- Oyster Bay Mr. Cortelyou will go to Chimembers of the committee will be held immediately. The Chicago headquarters erument has no idea of gratuitously pick- will be opened by Elmer Dover, who will leave Washington on Monday. After the Chicago meeting Chairman Cortelyou will The Daily Telegraph goes on to say that proceed to New York to establish the eastern headquarters of the committee. The executive committee is to consist of government would not as it has done" and nine members' and Chairman Cortelyon will select them from fifteen members of

Manila Day at St. Louis. August 13 will be "Manila day" at the World's fair at St. Louis, that date being the auniversary of the capture of Manila case of the Malacos, and this settlement by American troops. Secretary of War Taft and Colonel Edwards, chief of the Germany will co-operate with Great Brit- vitations have been extended to Admiral aln in the astriement of the main features Dewey and to all the former governors of the archipelago, Generals Merritt, Otis, It urgently points out to the government | Davis, MacArthur and their staffs. The shat popular opinion would not admit Society of the Army of the Philippines such partnership and adds an interesting will hold its reunion in a building now detail to the heat of the controversy of under erection on the Philippines reservathe last few, days by positively stating tion to represent the Nipa barracks at that if the Malacca had approached the Manils. There will be speeches, reviews Dardanelles "it would have been sum- and reunions. The Pilipine colony will med to surrender by our gunboat wait- take a prominent part in the program aring there, and if it had not compiled, it ranged by the insular bureau for the Philippine section on that occasion.

Will Make Reports Public. Nearly all of the representatives of the stage towards a satisfactory solution of army engineer officers in charge of river, the grave situation brought about by the and harbor work in the several districts sizure of the Malacea, we cannot consent throughout the United States have been to any arrangement which would cut the received at the War department or are in course of transmitted. The engineer The Standard adopts a somewhat similar department has concluded to adhere to tone, and while expressing belief that the the practice which worked so success "specific incident of the Malacca ceases to fully last year of having these reports is dangerous," says: "There still remains made public at the various engineering

sepect of trouble until the Russian ad- CROOKED WORK IS ALLEGED

Kirby Lumber Communy of Texas Asserts it Was Butned by Houston Oil Company.

HOUSTON, Tex., July 28.—In a cross bill ned today in the federal court, the atorneys for the Kirby Lumber company set up the allegations that the legal and financial troubles of that company were brought about by the fraud and deceit of the Houston Oil company and the Maryland Trust company. Allegations are made as to the details of the alleged fraud and decelt and the claim is set up that the Houston Oil company, "filched by divers means \$6,500,000 from the treasury of the lumber company," and further that John H. Kirby has never been paid in full for the timber land claimed by the Houston Council Bluffs until she was graduated or firm of Schwarschild & Sulsberger, and Oil company, he setting up a lien thereon. Both the lumber company and the oil comnow on only union men would be employed pany are now in the hands of federal court

ASK FOR CASES DISMISSED

Taxpayers File Suit to Wipe Out Action Under the New Scavonger Law,

Many Omaha taxpayers have filed a motion in the district court through Attorney H. W. Pennock for an order dismissing the cases of the state of Nebraska against several purcels of land for taxes under the scavenger law. It is the contention that the cases are either pending in the district court or the supreme court or have been estiled, and it is held that therefore a second case concarning the same land cannot be pending. It is expected a large number of similar institutions will be made by taxpayors in the endeavor to have the cases against them dismissed. It is asked for an order directing that the records be annealled from the tax lints.

John Grates of Comporabilis Ia., was knocked down by a westbound passenger frain at a o'clock yesterday near the Burlingron depot, setting his ankie crushed to such an extent that amputation of the foot was necessary. The train crew say that the man stood right in the middle of the tracks tooking at the approaching train and tried to jump out of the way at the last moment. Though the brakes were quickly applied the train was not stopped in time. Grates was taken to the Ciarkson hospital. Loses One Funt.

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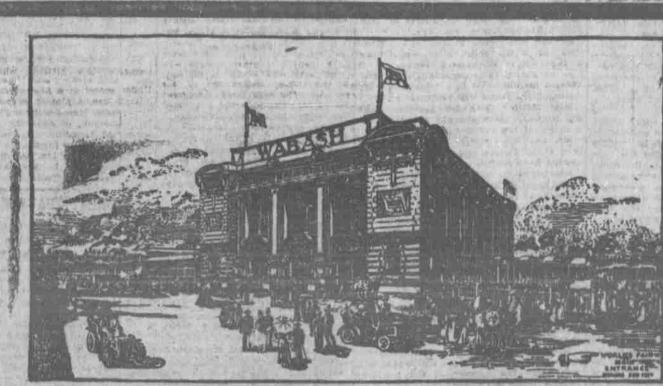
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