

man Womans' Club of Buffalo, N. Y., after doctoring for two years, was finally cured of her kidney trouble by the use of Lydia E. Pinkham's Vegetable Compound. Of all the diseases known with which the female organism is afflicted, kidney disease is the most fatal. In fact, unless prompt and correct treatment is applied, the weary patient seldom survives.

Being fully aware of this, Mrs. Pinkham, early in her career, gave careful study to the subject, and in producing her great remedy for woman's ills— Lydia E. Pinkham's Vegetable Compound—made sure that it contained the correct combination of herbs which was certain to control that dreaded disease, woman's kidney troubles. The Vegetable Compound acts in harmony with the laws that govern the entire female system, and while there are many so called remedies for kidney troubles, Lydia E. Pinkham's Vegetable Compound is the only one especially prepared for women

Read What Mrs. Weisslitz Says.

"Dear Mrs. Pinkham:—For two years my life was simply a burden, I suffered so with female troubles, and pains across my back and loins. The doctor told me that I had kidney troubles and prescribed for me. For three months I took his medicines, but grew steadily worse. My husband then advised me to try Lydia E. Pinkham's Vegetable Compound, and brought home a bottle. It is the greatest blessing ever brought to our home. Within three months I was a changed woman. My pain had disappeared, my complexion became clear, my eyes bright, and my entire system in good shape."—Mrs. Paula Weisslitz, 176 Seneca St., Buffalo, N. Y.

Proof that Kidney Trouble can be Cured by Lydia R. Pinkham's Vegetable Compound. "Dear Mrs. Pinkham: —I feel very thankful to you for the good your medicine has done me. I had doctored for years and was steadily growing worse. I had trouble with my kidneys, and two doctors told me I had Bright's disease; also had falling of the womb, and could not walk a block at a time. My back and head ached all the time, and I was so nervous I could not sleep; had hysteria and fainting spells, was tired all the time, had such a pain in my left side that I could hardly stand at times without putting my foot on something.

"I doctored with several good doctors, but they did not help me any. I took, in all, twelve bottles of Lydia E. Pinkham's Vegetable Compound, five boxes of Liver Pills, and used three packages of Sanative Wash, and feel like a new woman, can eat and sleep well, do all my own work, and can walk two miles without feeling over tired. The doctors tell me that my kidneys are all right now. I am so happy to be well, and I feel that I owe it all to your medicine."-MRS. OPAL STRONG,

Mrs. Pinkham invites all sick women to write her for advice. She has guided thousands to health. Address Lynn, Mass. FORFEIT if we cannot f. thwith produce the original letters and signatures of above testimonials, which will prove their absolute genuineness.

Lydis E. Pinkham Medicine Co., Lynn, Mass.

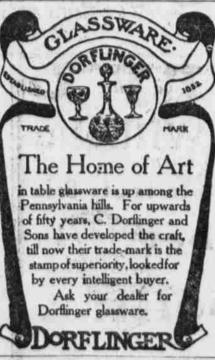
Construction of Law Decided in Ruling by Judge Munger.

CASE SETTLED AFTER YEARS IN COURT

Litigation Between Citizen of Great Britain and Nebraska City People Over Estate in Nemaha

Judge Munger vesterday handed down a decision in a case involving a construction of the law of "federal equity procedure," in a foreclosure of mortgage case in which alien litigants are concerned.

The title of the case is Jesse Haworth of England against Mary Leahy and others of Nebraska City. The plaintiffs, as owners of a mortgage and executors of the es tate of Walter Haworth, a citizen of Great Britain, became owners of a mortgage executed by the Leahys to the Dakota Morting to the estate of the deceased, made in 1887. A subsequent mortgage on the same property was given to one W. E. Hayward, n which there was no consideration, Hay-



Be Sure It Is

Photographer, then You Are Alright.

318-320-322 Se. 15th St. WEST Side of the Street,

mortgage is no lien on the property and that the Haworth lien has the prior right or first lien on the property, and for which

they seek a foreclosure.

The decision of Judge Munger grants i decree for the complaimants or plaintiffs as a first lien on the property and in favor of W. E. Hayward for the amount of his mortgage, as set forth in his cross-bill

as a second lien. This makes the third and final memoranda opinion handed down by Judge Munger in various phases of the case, which has been in the federal courts for several and getting ready to put in the switch. years, and is the final disposal of it, as far I consulted with attorneys and made other as the United States circuit court for this district is concerned.

COOLEY LETS OUT NOTHING Special Engineer Completes Inspection of Water Works and Returns to Chiengo.

L. E. Cooley, special engineer employed to be loaded or unloaded, but I understand by the city in the water works appraisal, it is the purpose of the company to do Man Assaulted on Street Locked Up gage company of Boston on certain prop-turn to Omaha until shortly before the was in place the Union Pacific had to run erty in Nemaha county, Nebraska, belong-meeting of the appraisers in October. The very satisfactory to him. The engineer street in the city. was equally noncommittal. The force of three clerks employed to assist Mr. Cooley were open and above board the company is still at work in the Water board rooms.

> SENIORS AND JUNIORS CLASH High School Students Allow Their Class Rivalry to Bring on a Conflict.

Considerable excitement was occasioned yesterday at the high school by rushes of the senior and junior classes. The rivalry class of the Rock Island passed through the between the two classes had risen to such | city yesterday afternoon at 5 o'clock on the pitch as to make a conflict inevitable. No injuries were sustained by the participants with the exception of a few minor bruises.

Mortality Statistics. The following births and deaths have been reported to the Board of Health during the forty-eight hours ending at noon

Monday:
Births—George West, 2121 Seward, boy;
James Pert, 711 Leavenworth, girl; John
Lavello, 4112 Lafayette avenue, girl; Charles
Reece, 2216 Charles, boy; Patrick Falty, 2615
Maple, girl.
Deaths—Eloial Fox, 1806 Ohio, 28 days;
Charles Thompson, 801 Leavenworth, 28;
Tillie Heiben Peterson, 1135 North Nineteenth, 3 months; Mrs. Anna Cuthbert, 8t.
Joseph's hospital home Fremont, Neb. 31;
Nathan Waybright, Sixth and Jackson, 78;
Frank J. Schronder, 419 South Twentieth,
19; Mary Avondet, Fortieth and Poppleton
avenue, 74.

15 K. Wedding Rings. Edholm, jeweler.

MRS. WINSLOW'S SOOTHING SYRUP TWENTY-FIVE CENTS A BOTTLE.

RAILROAD STEALS A MARCH

Union Pacific Lays Track in Wholesale District on Sabbath Day.

IGNORES PROTESTS OF THE JOBBERS

Latter Declare it Shuts Them Of from Use of Warehouses and Accuses Company of Worst Sort of Faith.

A force of railroad laborers that laid slege to the wholesale district on lower Jones street Sunday morning created almost as much consternation as an invading army and paved the way to an action for damages in which the Union Pacific Railroad company promises to be the de-

The trouble grows out of a switch on Jones street between Ninth and Tenth streets. The switch was not there Saturday night. It is there now.

There are side tracks on Jones street side in front of the warehouses. The switch | either side. Mr. Munroe said: extends from the south track at Ninth to the north track at Tenth streets and was put down yesterday between 7 o'clock in spite of the protests on the part of property owners who were vigorously opposed to the switch which they assert ruins the

One of the firms which has offered the Parlin Orendorff & Martin company at the southwest corner of Ninth and Jones streets. They were informed of the proceedings shortly after the men began work yesterday morning. Euclid Martin, president, at once got action on the telephone lines, but found nothing could be done to stop the work. The courts could not legally issue an injunction on Sunday and the police department would not act in the matter. The railroad company had stolen a march on the people hostile to the movement which surpassed in effectiveness anything the Japs have yet accomplished in the way of heading off Kouropatkin's graceful flight through the Manchurian corn fields.

Evade City Officials. So far as could be learned yesterday there was not even a city official on the spot to see that the work was being done according to the city ordinances. It was evident from the brisk movement of the men that they were in too much hurry to bother about such a little thing as a city ordinance. One hundred laborers were employed upon the work and at 2:30 o'clock they had the tracks down and were beginning to repave the street. Mr. Martin said of the movement:

"The action of the company in running gang of men down here on Sunday when it would be impossible to get out an injunction is evidence that it was aware it had no legal right to put in the switch. It is a confiscation of the street and further than that it represents a violation of faith on the part of the Union Pacific. It wanted to put down the switch two weeks ago upon the strength of an ordinance obtained about four years ago and which gave it the right to lay a single track along the curb between Ninth and Tenth streets. At that time we waived our objections to the plan providing it conformed to certain condition and gave us the

"The ordinance obtained at that time gave the railroad no right to cross the street with tracks. The sidetracks have at whose plant ne met his tragic death. since been pushed westward beyond the weeks ago we learned that the company was about to cross Jones street and connect the sidetracks by putting in a switch. We immediately entered a protest and served notice of our objections on the company and the city. I personally called upon Superintendent Deuel of the Union Pacific and after a talk with him was assured nothing would be done until the company had ascertained what its rights FEDERAL EQUITY PROCEDURE | ward being a co-heir in the estate, hence it is held by the plaintiffs that the Hayward informed that the company claimed to were in the matter. Subsequently I was have the assurances of city officials that it the right to cross the street.

Astonished at Movement. "Just east of the Tenth street viaduct was an immense pile of timbers. I supposed nothing could be done until this was out of the way and rested safe in the first ascertain its legal rights in the matforce of 100 men was moving the lumber efforts to see if the work could not be stopped, but I found it would be impossible to do anything until Monday, when September 30. the courts are open. I realized, of course, this would be too late, as the tracks would be down before that time.

from using the sidetrack in front of our department. warehouse. We formerly had the use of the track and could leave our cars there has returned to Chicago and will not re- its switching there. Before the switch exact date of the meeting has not been It is very evident it knew it had no right fixed, but City Attorney Wright has taken to put the switch there and stole a march up the matter by letter, asking that final on the property owners by putting it down arrangements be made. Mr. Wright de- when the work could not be interfered clines to say anything regarding the in- with by inconvenient laws. If it has a vestigations of Engineer Cooley, other than right to put a switch on Jones street, it what he discovered and determined was has a right to put one down on any other

"It is also very plain that if this thing would not be obliged to put in the switch on Sunday."

ROCK ISLAND MEN ON TOUR High Officials Go West and Much Significance is Attached to Their Trip.

Four special coaches with prominent offiway to Denver. Among those in the party sre L. F. Loree, chairman of the executive board of the Rock Island system, an incorporation of New Jersey; H. I. Miller, general manager, and B. F. Winchell, president of the Chicago, Rock Island & Pacific While the officials are making an inspection of the Rock Island lines in general, it is said one of the principal purposes for the trip at this time is to look into Moffatt road now building between Denver and Balt Lake City. The officials are to take a trip over the road as far as Arrowhead on the other side of the divide.

It is said the Rock Island is after the Moffatt road, despite the fact that the road dovetalls with the Burlington at Denver. Burlington rolling stock and equipment is used by the new line.

"The visit of the officials," it was said by a railroad man yesterday, "may lead to a close alliance with the Rock Island, notwithstanding the assistance given Moffatt by the Hill interests. The 'Frisco. which is controlled by the same interests as those back of the Rock Island, also is said to be in the scheme. The Rock Island already is in a combination with Moffatt for terminal privileges in Denver. Both lines hold an option on the Colorado & Eastern railroad which has valuable rights of way nto Denver. The deal has been held of

owing to litigation over a piece of property.

The Rock Island officials expect to look over the ground to see if the Moffatt line is advantageous as affording a western outlet for their line."

MUNROE TALKS OF HEARING Returns from Denver, Having Testified Before Commerce Commis-

sion in Texas Rate Case. John A. Munroe, freight traffic manager of the Union Pacific, has returned from Denver, where he represented the interests of the company in the hearing before

the Interstate Commrce commission.

Testimony was taken on the question of rates and the character of the service rendered in hauling live stock. The complaint was brought by the Texas cattlemen, who introduced testimony to show that the service and the rates to northern and eastern points were unsatisfactory The hearing lasted four days and among the roads particularly affected were the Santa Fe. Burlington and Rock Island. The commission has the case under advisement and another hearing may be held at Chicago at a later date to hear which are built along the curb on each further testimony that may be brought by

"We feel that while the rates are equal and just, so far as we can make them, still we know that no rate is perfect. As we the morning and 12 o'clock midnight in discover inequalities and have our attention called to them, we try to correct them. The complaints of the cattlemen were based on conditions as they existed in 1902 thoroughfare and depreciates the value of and 1962. They had not so much complaint regarding rates as the service, and the witnesses agreed that the conditions which greatest opposition to the switch is the prevailed in the years mentioned have been remedied.

"The complaint was brought by the cuttlemen on the conditions as they prevailed last year and they had to make good. In 1902 and 1903 the ratiroads were overtaken by unusual conditions. They were inundated with business and were forced to every emergency to get live stock to market. Since then the railroads have increased their facilities and the conditions prevailing then do not exist now."

FORMER OMAHAN IS KILLED Frank E. Severance Meets Accidental

Death in a Mine in

Nevada.

News of the accidental death of Frank E. Severance, formerly of Omaha, has just been received by Omaha friends. The accident occurred last Tuesday at the plant of the Latham Smelting and Mining company at Sprucewood, Nev. Mr. Severance was working in a drift, against the advice of the mine superintendent, when a sudden cavein occurred, burying him under several tons of dirt. He was quickly rescued by his companions, but he survived his injuries only a short while. Mr. Severance had only just returned from his vacation' visit to Salt Lake City, and his untimely death was owing to his zeal to

promote the development of the mine. The mine authorities at once notified his widowed mother and the only brother, Emory Severance, formerly & member of the Omaha police. The funeral services made at Salt Lake City, the remains being | William McCombs and A. G. Ellick were company and a large body of his fellow

Mr. Severance was bern at Battle Creek, Mich., in 1848, and came to Omaha about eight years ago. He was employed in the department of the city surveyor for several years, only leaving there in May, 1903, to go to Nevada, in the employ of the company

Thirteenth street, and two MOORE GOES TO CALIFORNIA Relieves General McArthur, Assuming Command of that Department at San Francisco.

Missouri, has been promoted to the command of the department of California, with headquarters at San Francisco, relieving along that line. Major General Arthur McArthur who, in addition to his duties as commander of the the old ordinance of four years ago gave Military Division of the Pacific, also has been exercising the command of the Department of California. It is to relieve General McArthur of this latter duty that General Moore goes to San Francisco. General Moore has been command of the Department of the Missouri temporarily assurances of the company that it would during the absence of Brigadier General T. J. Wint, who has been attending the ter before making a move. This morning army maneuvers at Manassas, Va. Prior I was astounded to be informed that a to this time General Moore was in command of the great cavalry post of Fort Riley. He will be succeeded in that command by one of the colonels of cavalry sta-

Brigadier General Wint will in the meanwhile return to Omaha, upon the expiration of the ten days' leave of absence just "The switch will, of necessity, prevent us granted him, and resume command of this

tioned at Fort Riley. General Moore will

enter upon the discharge of his new duties

MORE OF MYSTERY EXPOSED and Said to Be Veteran Crook.

Charles Mason, said to be a veteran confidence man known from coast to coast, has been sentenced to thirty days by Acting Police Judge Bachman, before whom Mason was arraigned on a vagrancy charge Mason is the man who was mysteriously assaulted at Fifteenth and Douglas streets about a week ago. The man was found on the walk with a gash in his head, but would not give the police any clew that would lead to the arrest of his assailant. Mason was released from the city jail after his wound had healed, and then arrested on a charge of vagrancy.

Fight on Mail Order Houses. Fight on Mail Order Houses.

A stand is being made against the mail order houses. The fight on them was started today by certain Omaha men, who will begin the publication of a monthly paper in this city for the purpose of protecting the local merchant against outside mercantile houses. Later it is the intention, if the crusade prospers, to begin publications in other cities. The National Home Trade league was incorporated under the laws of Nebraska this morning, the incorporators being M. W. Cavanaugh, J. H. Robertson, W. A. Dilworth and D. M. Carr. The capital stock is \$5,000.

Mebraska Clothing Co

Formal Dress Clothes For the Horse Show.

We are showing all the new styles in dress clothes for men. Horse Show Week men will need these suits. We are selling them at popular prices. Dress clothes last a life time as a rule, and a man usually buys them but once. Therefore, the tailor charges prices for them which are all out of reason when materials and work are considered. "Nebraska" Full Dress and Tuxedo Suits are priced on the same basis as any other garment. They are correct in every detail-better clothes were never made -they fit as if moulded to the form.

Tuxedo Suits, \$26.00-\$31.00. Full Dress, \$27.50 and \$32.50.

We are Displaying New Shapes in Silk and Opera Hats.

Prices are moderate for fine grades. You will need one for the horse show. Opera Hats, \$6.50. Silk Hats, \$5.00.

Full dress shirts at \$1.25 and \$1.40 are made of strictly fine materials. They are as good as shirts selling for more money with a high sounding name.

HIPPLE LEFT TO HOLD SACK \$8.50

Aspirant for Water Commissioner Hero or Martyr in Mandamus Suit.

DEMOCRATS IN WORSE MESS THAN EVER

Jacksonians and County Democracy Cut for Side Exit When Cornered in the District Court

Judge Day wrinkled his brow in district court room No. 1 all morning, Attorney C. J. Smyth developed intricate theories at to the law for half the morning and H. C. Brome presented authorities and dug up trouble from law books for the other half of the morning. During the bombardment Dr. A. H. Hipple sat on a jury chair and grew gradually older. When the hearing of the writ of mandamus issued in behalf took place Saturday last, interment being the Jacksonians came on Lysle I. Abbot. of the Douglas County Democracy against ready to answer roll call. Later, after they had testified, one by one they got away, leaving Dr. Hipple to look more lonesome all by himself in the great, big court house, with the judge, the attorneys and

the question of law. No question of fact was raised-whether by mutual consent did not appear. If any enemies of democratic harmony or other interested persons expected to have the inner workings of democratic municipal campaigns exposed for inspection like department store lingarie on a windy day, they were disappointed. Nothing at all H. C. TOWNSEND, Gen. Pass. and Ticket Agt. was said about the past and the attorneys confined themselves to eloquent expositions of what might, under certain circumstances, Brigadier General Francis Moore, in tem- not impossibly form, what should perhaps, porary command of the Department of the other considerations allowing, be admitted in law or in equity as a casus belli or a capias ad satisfaciendum or something

> Serious Question Involved. Judge Day seemed to think it a more

serious matter than he had at first antici-The judge and the attorneys and Dr. Hipple took a recess at noon. This little rubbing against the fur, it will be remembered, grows out of the action of the Jacksonian or Herdman-Howell democrats in recalling from the tomb the convention that foisted Howell on the party as the last mayoralty candidate to do the nominating of water commissioner, so that Dr. Hipple could run for that office. The County Democracy faithfuls swore vengeance at the time against the action of their enemy, but upon discovering that some of those who howled loudest were both County Democracy and Jacksonian members at the same time, the defenders of the faith had to back up a little and see if there wasn't a side exit somewhere. It is rumored behind the curtains that as soon as this side exit is located everybody will slip out, unless, forsooth, Judge Day in the meantime decides to exercise his prerogative in bringing the matter to a

sett!ement regardless of party politics. E. J. Cornish Recovers. E. J. Cornish Recovers.

E. J. Cornish, president of the Carter White Lead company, appeared at his office yesterday morning for the first time in four weeks. He has been seriously ill with typhoid fever, and, though pronounced recovered, is still very weak. He was taken sick four weeks ago after completing a task of heavy work in Chicago, and until yesterday was confined to his spartments.

If MacCarthy makes your crothes they're right. See our display, 304-306 S. 16th street. Colfax Purox Water.

Bottled at the springs. Gladstone Bros. 1308-1310 Douglas street. Skillful watch repairing. Edholm, Jew-

Beautiful cut glass. Edholm, Jeweler,

DIED.

Try Colfax Purox water,

WIESE-Maybelle Alice, aged 17 years months 5 days, daughter of Mr. and Mr. Henry A. Wiese, September 18, 1904. Funeral Wednesday afternoon, September 21. at 2:39 from family residence, 239 North Nineteenth street. Interment Forest Lawn cemetery. Friends invited.

Married Women of children is often destructive to the mother's shapeliness.

Every woman covets a shapely, pretty figure, and many of them deplore the loss of their girlish forms after marriage. The bearing of children is often destructive All of this can be avoided,

however, by the use of Mother's Friend before baby comes, as this great limiment always prepares the body for the strain upon it, and preserves the symmetry of her form. Mother's Friend overcomes all the langer of child-birth, and carries the expectant mother safely through this critical period without pain. It is woman's greatest blessing. Thousands gratefully tell of the benefit and relief derived from the use of this wonderful

remedy. Sold by all druggists at \$1.00 per bottle. Our little Mother's book, telling all about this liniment, will be sent free.

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Sunday to Thursday inclusive of each week.

Sixty Day Tickets - \$15.35 Fifteen Day Tickets - \$13.80

Coach excursion tickets will be on sale every Sunday, Monday, Tuesday, Wednesday and Thursday of each week-limit of seven days from date of sale.

Everyone should visit this the greatest Exposition the world has ever known. This is a delightful season for viewing the wonderful sights.

Ample Hotel and Lodging House accommodations for all. REASONABLE RATES. See local agent for full particulars.

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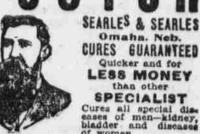
As a tonic or beverage it equals any beer brewed. Served in all first class hotels and restaurants throughout the entire west. Order a trial case-quarts or pints

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There's no better beer brewed.

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Blood Polson cured for life. Soon every body, in mouth, tongue, throat, hair and syebrows (failing out) disappear completely forever. Varicose Veins ruptured, enlarged and varicose Veins knotty veins cured without cutting, pain or loss of time. Never falls, Quickest cure in the world.

Weak, Nervous Men from exhaustion, mervous debility, early decline, lack of vigor and strength.

Treatment by mail. 14 YEARS OF SUCCESSFUL PRACTICE IN OMAHA Corner of 14th and Douglas.



WEN AND WOMEN. Painless, and not astringent or poleonous.

Sold by Bruggists,
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81.60. or a bottles \$5.75.

Charges Less Than All Others. DR. McCREW SPECIALIST.



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