

COUNCIL BUFFS

MEDICAL SCHOOLS IN COURT

Homopaths Apply to Judge Green for a Modification of His Order.

BOARD OF HEALTH WILL FIGHT IT OUT

Pupils Who Have Used Internal Method Apply for Admission to School, but Are Denied Privilege Under Order of Court.

Advocates of the homopathic method of vaccination decided yesterday to pursue another course in securing the recognition by the Board of Education of certificates issued by physicians of that school. A new action was brought in the district court in which Sheriff Canning again appears as plaintiff and the Board of Health as well as the Board of Education as defendants.

The petition sets forth that the question of the method of vaccination was not involved in the other suits and that the plaintiff is therefore entitled to a hearing on this question. The court is requested to modify the former order so as to permit the admission to the schools of pupils vaccinated by the homopathic method, pending the hearing of an application for a temporary injunction.

On behalf of the plaintiff it is contended that by right the former suit before Judge Green should not have been tried before the November term, but that the fact that there was an agreement to have a hearing at once. This prevented the patrons of the schools who are opposed to vaccination by scarification intervening and this is one of the grounds on which the new suit is based.

The petition was presented to Judge Wheeler yesterday but he declined to make any order, and advised the attorneys to go before Judge Green at Logan and make their application for a modification of the mandatory writ. Later when notified by the other side that it did not intend to attempt to enforce Judge Scott's injunction, Mr. Stewart withdrew his application.

The Board of Education being advised that it had no alternative in the matter stood pat by the mandatory injunction issued by Judge Green and refused to admit any pupils presenting certificates of vaccination by the internal method. A number of pupils who had been vaccinated in reliance on Judge Scott's injunction, put in an appearance at the different schools yesterday morning but were denied admission.

MANAWA CONTROVERSY GOES AHEAD. Property Owners Take a New Tack. Another group of the controversy over the vacation of the streets at Manawa was begun yesterday when Attorney Flickinger, on behalf of the protesting property owners, commenced certiorari proceedings against the Board of Health and in defiance of the superior court, Judge Scott making the writ returnable Saturday morning.

On behalf of the protesting property owners at Manawa it is contended in the writ begun yesterday that the supervisors exceeded their authority and in defiance of the ruling of the supreme court; that insofar as Third street and Lake avenue were concerned the question had been settled by the injunction issued by the superior court and which had been affirmed by the supreme court.

It is further contended that no notice of the application for the vacation of the streets in controversy was ever served upon A. G. Gilbert, E. J. Gilbert, David E. Hess and the Cassell Realty company, all owners of property at Manawa; that no appraisers were appointed and that no opportunity was afforded the property owners for a hearing upon the question of damages.

The petition also alleges that the proper method of vacating the streets in question was for the motor company to file a petition in the district court, where the interested property owners could have been given an opportunity to be heard.

Shenandoah Knitting Mills. SHENANDOAH, Ia., April 26.—(Special.)—Work on the Shenandoah knitting mills factory has been progressing nicely until the weather has become so unfavorable that the building is to be made of cement blocks and is already completed as far as the first story. All of the material is on hand for the balance of the building and if the weather conditions are favorable all of the plant is ready to start manufacturing by the first of July. The plant promises to be one of the most important in all of Shenandoah's industries in the way of employing people—probably seventy-five people will be employed regularly. Orders have already been received for enough goods to take a large portion of the first year's output.

Teachers Are Chosen. SHENANDOAH, Ia., April 26.—(Special.)—The board of school directors, at their meeting last night, re-elected all of the teachers for the public schools for next year, except Superintendent Wheeler and Miss Marley, principal of the high school, both of whom were elected at the March meeting, and Miss Millman, who has accepted a position in her home schools at Logan. Miss Marley has resigned her position, as she expects to go to Seattle next year. These two vacant places have not as yet been filled.

Jury Critiques Switch Engine. MISSOURI VALLEY, Ia., April 26.—(Special.)—A coroner's inquest was held here yesterday morning over the body of Harry Harmon, who was killed by a car in the local yards of the Northwestern line. A. G. Dole acted as coroner, and G. B. Osborn, T. M. Gilmore and F. W. Myers constituted the jury. After twelve witnesses had been

TEETH OF CHILDREN. Few mothers know how vitally important to the care of a child's first teeth. A beauty of the permanent set depends almost entirely upon it.

SOZODONT TOOTH POWDER. used with SOZODONT Liquid, prevents accumulation of tartar, yet being free from grit does not scratch the enamel. Do not experiment on baby's teeth. Insist on SOZODONT.

Big Purchase of Wool. GREAT FALLS, Mont., April 26.—A Boston buyer has just purchased 1,000,000 pounds of wool here at 25 cents per pound.

AFFAIRS AT SOUTH OMAHA

Opposition to Union Pacific Plans Has Been Rumored.

GRADE CROSSINGS WILL BE ABOLISHED

Railroad Company Intends to Fence Its Right-of-Way and Traffic Will Have to Cross Tracks On the Viaducts.

Rumor has it that an attempt is to be made by certain property owners in this city to secure a restraining order preventing the Union Pacific from erecting a fence along its right-of-way through the city limits. Posts have been set and men are at work now placing material on the ground for this fence. It is understood that C. M. Hunt and others are endeavoring to raise a fund for the employment of attorneys to bring the matter into the courts. Under its contract with the city the Union Pacific has a right to erect a fence along its right-of-way, as the building of the O street viaduct was one of the concessions made by the railroad company for the privilege of fencing the tracks.

One prominent railroad official said last evening that when the Union Pacific is ready to fence the tracks the work will go ahead and that there is no reasonable excuse for keeping grade crossings open with three viaducts across the tracks. With the closing of the tracks large sums of money are to be spent in rearranging switches, laying new track and putting in additional storage tracks. Owners of property on N street were particularly fearful that their property will depreciate in value in case the tracks are fenced and they are the ones that are making the talk about securing an injunction. As far as the business on lower N street is concerned, it will naturally fall off on account of the diversion of traffic to O street. Those in a position to know declare that the value of the property will not be decreased to any great extent, as it is the intention of the railroad to purchase ground east of the present right-of-way for trackage and depot purposes. Nothing in this respect will be done as long as property owners are antagonistic to the improvements contemplated by the railroad.

Meets Again Friday Night. It was reported on the streets yesterday that the Fire and Police Commissioners would hold a meeting last night to take action on some liquor license applications. When the time for the meeting arrived Secretary Berquist said that was reported that Member Nolan was out of the city. The meeting was therefore postponed until Friday night. After consideration in executive session at the meeting Tuesday night the board granted three licenses which were omitted from the list published in The Bee yesterday morning. These licenses were Alexander Grant, 371 North Twenty-fourth street; William Taylor, 412 North Twenty-fourth street, and Fred Hefferman, Twenty-ninth and Q streets. The board expects to hold meetings on both Friday and Saturday evenings of this week.

Increased Pay for Police Board. Under an act of the recent legislature a bill introduced by Senator L. C. Gibson was passed with the emergency clause, increasing the compensation of the members of the Fire and Police Commissioners. Under the old law each commissioner received an annual salary of \$600, making a total of \$2,000 for the board. The new law provides a salary of \$800 per annum for each member and an allowance of \$16 per month for the secretary. This makes the Fire and Police board cost the taxpayers of the city \$1,580 a year for salaries alone. The salaries of the police commission is to be paid out of the general salary fund. This increase in salaries starts from April 4, when the bill was passed and was signed by Governor Mickey. In order to provide for this increase in salaries an additional levy will have to be made in the future in order that there may be no overlap in the salary fund.

Fire Hall Plans. A committee of the city council, consisting of Aldins, Quenan and McGrath, met Wednesday afternoon and recommended that L. A. Davis, a South Omaha resident, be employed to draw plans for a fire department building to be erected at Twenty-fifth and L streets. This committee contemplates that \$10,000 is enough to spend on such a building at this time. The building is to be two stories in height, built of brick and of pressed brick. There will be two double door exits, one on Twenty-fifth street and another on L street. It is expected that when this building is completed the packers and the Stock Yards company will donate a fire engine to the city. When the city council meets May 1 the city clerk will be instructed to advertise for bids for the construction of the building. Some of the members of the Fire and Police board inclined to the erection of a building to cost about \$15,000, but the council deems it best to erect a cheaper building and put more money into fire fighting apparatus.

Must Display Licenses. Chief of Police Briggs has been instructed by the Fire and Police Commissioners to see to it that every saloon keeper in South Omaha displays his 1905 license in a prominent place. For a number of years this rule has been enforced. At Tuesday night's meeting of the police board an order was issued to the chief of police to make a personal visit to all saloons as soon after May 1 as possible and insist that the license be placed where it could be readily seen.

Membership Committee Active. The membership committee of the Commercial club is getting down to work. Lists have been assigned to each member of this committee and Secretary Culver is receiving reports of the progress made each day. It is the expectation of the committee to run up a membership list of at least 50 before the next regular meeting of the club. Secretary Culver expects that when the club is in good working order that its power and influence will be felt. The new officers of the club in the Bergquist building, Twenty-fourth and L streets, are nicely fitted up and some of the members of the club are about headquarters nearly all of the time.

Case for Juvenile Court. Chief Briggs has turned Ray Piper over to the care of the juvenile court, as he is declared by the police here to be incorrigible. This Piper boy has been arrested a number of times for the same offense, petty larceny, and the local police think that he should be sent to the reform school as he is reported to be constantly getting into trouble. The police here have their eyes on a juvenile court of other boys reported to be incorrigible and who were turned over to a number of court just as soon as they possible can.

Injuring Dog Tax Ordinance. When the 1905 dog tags were first placed on sale there was quite a demand for tags, but within the last few days the owners of

dogs are ignoring the ordinance. Up to last night only seventy-six tags had been sold. At the same date last year 250 tags had been sold. For some reason the people do not seem to take kindly to the new dog ordinance, and the sale of tags so far goes to demonstrate this fact. Poundmaster McGill declares that he will start out early on the morning of May 1 to issue all untagged dogs, then all kinds of trouble will be looked for.

Walls to Be Settled. R. C. Strilow recently commenced building three cottages on Twenty-sixth street between J and K streets, and the foundations were laid before the recent heavy rains. The filling around the foundations was fresh dirt and the rains loosened the dirt so that the foundations have fallen in. Mr. Strilow will have to refill the ground and rebuild the foundation walls of his cottages before he can proceed with the erection of the dwellings. The caving in of the foundation walls of these cottages will cause a couple of weeks' delay in the completion of the structures.

Magic City Gossip. C. M. Liggett of Fort Collins, Colo., was a business visitor here yesterday and was cordially invited to the city by Excelsior Springs, where he spent several weeks. Recent O. Romig of Seattle, Wash., is in the city the guest of George Karll, 2019 L street.

The Latin class of the high school will give an entertainment at the high school building this evening. Five judges of Masons will work the third degree on a number of candidates at Masonic temple, 15th and M streets, on May 1. Wright, Nineteenth and M streets, is seriously ill. He is suffering from a severe attack of pneumonia.

Those who know much about the city hall know that the question involved in an important one. The city clerk, with the aid of the old charter, ruled strictly that no special meeting could be held without the purpose being announced in advance and nothing transacted at the meeting that was not mentioned in the call. This course was backed up firmly by the legal department, but before it was, the foundation was laid for many a costly suit to evade special sessions. There are other reasons, however, for the precautions, such as attempts to work through vicious legislation, steals, etc., for these things have sometimes happened.

Under the legal department's ruling on the new charter, the former safeguards are thrown down and the bars removed. The rules are still good, however, and can't be amended without a two-thirds vote of the council.

FIVE DAYS IN AN ICEBOX. Unpleasant Experience of Man Who Was Beating His Way on Union Pacific.

Locked for five days in the ice box of a refrigerator car without food, Emil Schwarz arrived in Omaha Tuesday night with frozen feet and in a pitiable condition of starvation. He was switched from the Union Pacific yards by a switchman named Johnson, who heard a revolver shot in the car and made an investigation. He was so weak that he could walk only with assistance, and his frosted feet were so sore that it was misery for him to bear his weight on them. Luckily he had a little money in his pocket, and after drinking a bowl of soup at a lunch counter he found a place to sleep. In the morning he was able to get more, and after an early breakfast called on the police station to have his wounds dressed by the police surgeons.

He was on his way from California to New York, where his parents live. At the station he told the following story: "I was out of work and couldn't find anything to do in California, and I was beating my way on the trains and saving my change for food. At Lasalle, in the empty refrigerator car to ride to Cheyenne. It was mighty cold in there, as there was some ice in one end of the box, but I thought I could stand it until we reached Cheyenne. I must have fallen into a dose, for somebody locked the door and I did not know it until I tried to get out."

NEW ELECTION LAW IN DOUBT. Case to Test Bill Passed by Late Legislature is Now Under Way.

Petitions that are calculated to be the cause of starting a suit in the supreme court as to the constitutionality of the biennial election law are being circulated in Omaha by Judge Blair and others. These petitions make a demand upon the secretary of state to place the name of O. B. Polk of Lincoln upon the official ballot for a general election November 7, for the office of regent of the state university, declaring further that Mr. Polk has the qualifications for the place and is a candidate for the office as an independent republican, by petition.

Building Permits. The government has taken out permits from the city building department for \$2,000 worth of construction at Fort Omaha. A frame mess hall, 80x80 feet in size, with two stories high, cost \$2,000, is called for; alterations, additions and repairs to the amount of \$40,000; a frame mess hall, 100x100 feet and a frame stable to cost \$8,000. No fees were exacted for the permits. Another permit was issued to George Sullivan for an 800 frame dwelling at Thirty-sixth and Grant streets.

Paying the Soldiers. Orders have been issued from headquarters, Department of the Missouri, directing the payment of troops to ride to Cheyenne for the month of April. Major Otto Becker has paid the troops at Jefferson Barracks, and Arcadia Rifle Range. Mr. Captain John M. Sigworth will pay the troops at

some loosened, and the rats, running over it, turned it. Before going to bed White had purchased a small basket full of sandwiches, cheese, cookies and other food for the next day. This he placed on the floor directly behind the stove from the hole through which the rodents are in the habit of entering. When the man was found unconscious only a few scraps of food were left in the basket; it had all been pulled into the hole by the rats.

SPECIAL COUNCIL MEETINGS. No More Will Be Held Until the Method of Procedure is Made Certain.

No special meeting of the city council was held yesterday afternoon to pass a general ordinance governing sidewalk construction because of certain complications arising in the manner of issuing the call. Under instructions from the legal department, the city clerk prepared a call which did not set forth the precise objects of the meeting. Attorney Berg stated that the new charter did not require a business to be transacted at a special meeting to be enumerated in the call, as the former charter did. After the call was issued and signed by a majority of the councilmen, City Clerk Elbourn happened to think that the rules of the council required the specific objects of the meeting set forth. He called the legal department's attention to the matter and the legal department was considerably puzzled. Eventually it was decided that the safest thing to do was to call off the special meeting and put in some calm and concentrated thought on the subject.

Those who know much about the city hall know that the question involved in an important one. The city clerk, with the aid of the old charter, ruled strictly that no special meeting could be held without the purpose being announced in advance and nothing transacted at the meeting that was not mentioned in the call. This course was backed up firmly by the legal department, but before it was, the foundation was laid for many a costly suit to evade special sessions. There are other reasons, however, for the precautions, such as attempts to work through vicious legislation, steals, etc., for these things have sometimes happened.

Under the legal department's ruling on the new charter, the former safeguards are thrown down and the bars removed. The rules are still good, however, and can't be amended without a two-thirds vote of the council.

CHILD SAVING INSTITUTE. Public Invited to Attend Reception at the Home on May 9.

The board of trustees of the Child Saving institute has issued the following invitation and appeal to the public: The nursery committee of the Child Saving institute has arranged to give a public reception at the institute building May 9 to which the citizens of Omaha and vicinity are cordially invited. The board of trustees of the institute takes this opportunity of making a public appeal to all friends of the institute, if possessed of a conveyance, to cordially invite, if possible, to the institute building located on Ohio street at the head of Eighteenth street, on May 9, at 10 o'clock, to be quite sure, if not possessed of a conveyance take friends with you and board a Sherman avenue car, North Twentieth street, which will answer nearly as well, having only a short distance to travel. The ladies will furnish the appeal and entertainment after 10 o'clock.

In the second place, we appeal to the public for financial aid because the work of the institute has expanded until it is unable to meet the demands made upon it. The board of trustees is asking for a public subscription, "Shall the work be curtailed?" or "Shall it be encouraged?" Being a public charity, it thought the question should be presented to the public.

This work is not generally understood. It is entirely one of helping homeless and destitute children, caring for them until suitable homes can be found for them. It is not in such homes on trial, and if the home is after trial found to be one which is entirely one of helping homeless and destitute children, caring for them until suitable homes can be found for them. It is not in such homes on trial, and if the home is after trial found to be one which is entirely one of helping homeless and destitute children, caring for them until suitable homes can be found for them.

Under an act of the recent legislature a bill introduced by Senator L. C. Gibson was passed with the emergency clause, increasing the compensation of the members of the Fire and Police Commissioners. Under the old law each commissioner received an annual salary of \$600, making a total of \$2,000 for the board. The new law provides a salary of \$800 per annum for each member and an allowance of \$16 per month for the secretary. This makes the Fire and Police board cost the taxpayers of the city \$1,580 a year for salaries alone. The salaries of the police commission is to be paid out of the general salary fund. This increase in salaries starts from April 4, when the bill was passed and was signed by Governor Mickey. In order to provide for this increase in salaries an additional levy will have to be made in the future in order that there may be no overlap in the salary fund.

Fire Hall Plans. A committee of the city council, consisting of Aldins, Quenan and McGrath, met Wednesday afternoon and recommended that L. A. Davis, a South Omaha resident, be employed to draw plans for a fire department building to be erected at Twenty-fifth and L streets. This committee contemplates that \$10,000 is enough to spend on such a building at this time. The building is to be two stories in height, built of brick and of pressed brick. There will be two double door exits, one on Twenty-fifth street and another on L street. It is expected that when this building is completed the packers and the Stock Yards company will donate a fire engine to the city. When the city council meets May 1 the city clerk will be instructed to advertise for bids for the construction of the building. Some of the members of the Fire and Police board inclined to the erection of a building to cost about \$15,000, but the council deems it best to erect a cheaper building and put more money into fire fighting apparatus.

Must Display Licenses. Chief of Police Briggs has been instructed by the Fire and Police Commissioners to see to it that every saloon keeper in South Omaha displays his 1905 license in a prominent place. For a number of years this rule has been enforced. At Tuesday night's meeting of the police board an order was issued to the chief of police to make a personal visit to all saloons as soon after May 1 as possible and insist that the license be placed where it could be readily seen.

Membership Committee Active. The membership committee of the Commercial club is getting down to work. Lists have been assigned to each member of this committee and Secretary Culver is receiving reports of the progress made each day. It is the expectation of the committee to run up a membership list of at least 50 before the next regular meeting of the club. Secretary Culver expects that when the club is in good working order that its power and influence will be felt. The new officers of the club in the Bergquist building, Twenty-fourth and L streets, are nicely fitted up and some of the members of the club are about headquarters nearly all of the time.

Case for Juvenile Court. Chief Briggs has turned Ray Piper over to the care of the juvenile court, as he is declared by the police here to be incorrigible. This Piper boy has been arrested a number of times for the same offense, petty larceny, and the local police think that he should be sent to the reform school as he is reported to be constantly getting into trouble. The police here have their eyes on a juvenile court of other boys reported to be incorrigible and who were turned over to a number of court just as soon as they possible can.

Injuring Dog Tax Ordinance. When the 1905 dog tags were first placed on sale there was quite a demand for tags, but within the last few days the owners of

Jap Rose Soap

Made from the purest vegetable oils.

Has the delicious, refreshing odor of natural flowers.

The universal favorite for toilet and bath.

Especially recommended for sensitive skins, on account of its mild and soothing qualities.

JAMES S. KIRK & Co.

CHEESE MOVES TO THE FRONT. Annual Disturbance in Market Caused by Transition from One Crop to Another.

In its quiet little way, the cheese is cutting more ice than most of the products, for it is now higher than it has been at this particular time of the season for at least eleven years. The woe which is not so much of a domestic animal as many would have us suppose, for the crude American cheese, which is the very cornerstone of its existence and on which the chafing dish depends for an excuse for doing business, is now 4 cents a pound higher wholesale than it was at the close of last April. The reason for this unusual increase lies in the fact that stocks are very nearly exhausted.

While the American cheese is getting haughty, the domestic Swiss is having a hard time. While the Swiss is in the habit of advancing slightly at this season, knowing that only a limited number of the good old stock are left this year, they have declined about 5 cents and are now wholesale at 15 1/2 and 16c, which is below the normal.

These little fluctuations do not affect the imported Swiss cheese and the other foreigners or even the fancy American product. The real old Swiss cheese from Switzerland wholesales for about double the price of the local product.

City Joins the League. The city council has voted to subscribe \$50 for another year's membership in the League of American Municipalities. The league embraces all the large cities of the country and when a city becomes a member all officers of the municipal government have a voice in its affairs. The right of membership is given opportunity to participate in a national convention held once a year; to receive a bound volume of annual reports and monthly and official bulletins; the idea being to keep the officers of different cities in closer touch for mutual encouragement and betterment. Omaha has belonged for several years and has sent delegates to the national meeting.

Omaha Banks Not Concerned. The First National bank of Milwaukee, of which the great defaulter, Frank G. Bigelow was president, has no very close relation with Omaha and the other Yates is of the opinion that this house rarely had any correspondence with Omaha being in the hands of the defunct Adams and Company. He is of the opinion that to assure the public that the Omaha bankers are in a good condition today as they were before Mr. Bigelow ever got interested in the May wheat deal.

Sash and Door Men Meeting. The managers and proprietors of the Adams and Kelly sash door factories and other closely allied firms are having one of their periodical meetings in this city. J. G. Adams and J. C. Collier are here.

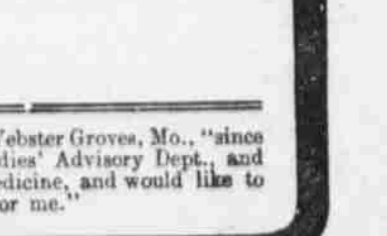
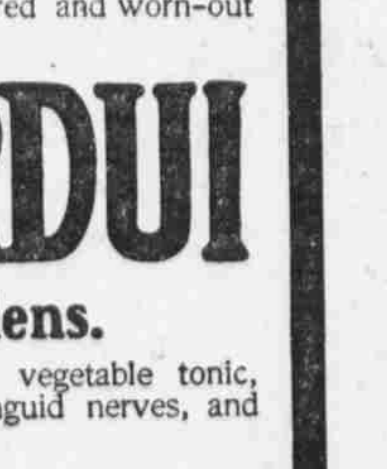
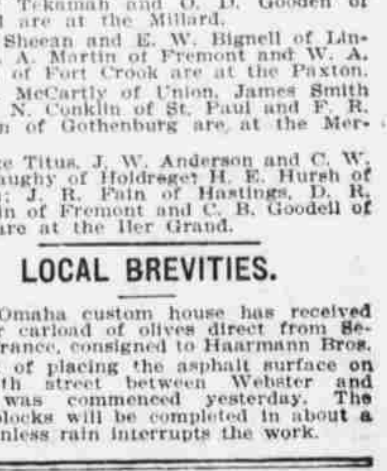
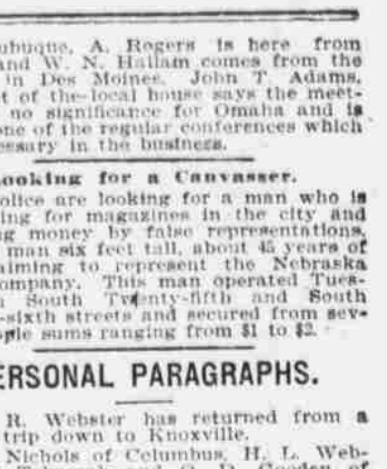
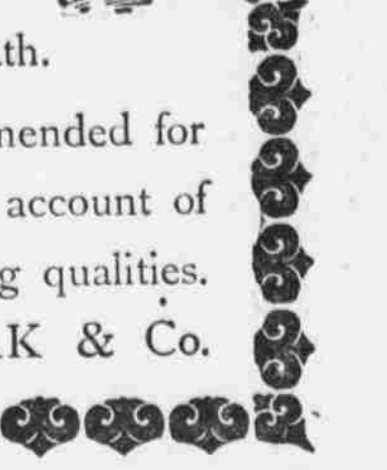
WHEN OUT FOR THE DAY. You can make in a moment bracing beef tea with water heated on an alcohol lamp, and a little.

Get the jar with this signature in blue: FIEBIG COMPANY'S EXTRACT OF BEEF.

THE ONLY REMEDY for all your aches, womb troubles, backache, headache, dragging down and other pains, female weaknesses and general tired and worn-out feeling, is

It Lifts Women's Burdens. Cardui is a pure, non-intoxicating medicinal, vegetable tonic, which enriches impoverished blood, braces up languid nerves, and builds new strength for women. It is safe, pleasant, scientific and reliable. A sure cure for all female pain and sickness. Sold at every drug store in \$1.00 bottles.

"I Feel Like a New Woman." Writes Mrs. Naomi Baka, of Webster Groves, Mo., "since began to take Cardui. I tell all my lady friends about this wonderful medicine, and would like to publish all over the State of Missouri the relief and cure that it effected for me."



SOZODONT TOOTH POWDER. used with SOZODONT Liquid, prevents accumulation of tartar, yet being free from grit does not scratch the enamel. Do not experiment on baby's teeth. Insist on SOZODONT.

Big Purchase of Wool. GREAT FALLS, Mont., April 26.—A Boston buyer has just purchased 1,000,000 pounds of wool here at 25 cents per pound.

MRS. WINSLOW'S SOOTHING SYRUP. has been used by Millions of Mothers for their children while teething for over fifty years.

WRITE US A LETTER. and truly and frankly, in strict confidence, tell us all your symptoms and troubles. We will send Free Advice (in plain sealed envelope), how to cure your ailment, and the name of the best medicine.

"I Feel Like a New Woman." Writes Mrs. Naomi Baka, of Webster Groves, Mo., "since began to take Cardui. I tell all my lady friends about this wonderful medicine, and would like to publish all over the State of Missouri the relief and cure that it effected for me."