

HOWELL GETS THE DECISION

Corner Grocer Beats Policeman in Legal Fight for Dog.

SHIELDS WILL GO TO FINAL COURT

Judge Altstadt, After Deliberating Eight Days, Renders the Decision that Will Make Him Immortal.

Besides the appearance of Thomas W. Lawson in the west and the Omaha Young Men's Christian association building fund campaign, another important event jotted down during the last week by historians was the decision rendered at 3 p. m. Saturday by Justice of the Peace Altstadt in the celebrated Shields-Howell dog case.

The hearing of the case took up a whole afternoon at the Altstadt court and the judge took eight days in which to take the case under advisement. The decision is in favor of the defendant, Charles Howell, groceryman at Eighteenth and St. Mary's avenue. But the end is not yet, as Martin Shields (policeman), plaintiff, declares he will appeal the case and make good his former statement that he would carry the case to the highest tribunal in the United States and spend his last two-bit piece to keep the dog.

Text of the Decision.

Justice Altstadt's decision reads: In the case of Martin Shields against Charles Howell I have considered the evidence carefully and think this is a very difficult case for a judge to decide. In the first place, there are twelve witnesses whose credibility cannot be questioned and who swear positively to the facts. On the other hand, there are sixteen equally as credible witnesses who testify just as positively the dog belongs to the defendant. There is no mistake somewhere, either on one side or the other. The burden of proof is on the plaintiff to show that he is the owner of the property. In this case there are sixteen witnesses for defendant, as against twelve for the plaintiff, and defendant holds receipt for taxes paid on this dog for the last three years. I cannot find the plaintiff has proven ownership by a preponderance of the evidence. I find from the evidence that at the commencement of this action the right of property and right of possession taken on the writ of replevin was in the defendant, and I assess the value of the said property at \$50 and will enter judgment in favor of defendant for a return of the property taken on the writ of replevin therein, or in case a return of said property cannot be had that he recover of and from said plaintiff the value thereof assessed, \$50, together with the costs of the suit.

Justice Altstadt admitted that it took almost the wisdom of Solomon to decide the case, but "the shudge" just hid himself to his villa on South Sixteenth street, rolled up his shirt sleeves, sat down beside a pitcher of ice water and at last reached a decision with himself.

Martin Shields filed an appeal bond of \$50 immediately after Judge Altstadt announced his decision and declared his intention of carrying the case to the district court. Meanwhile the plaintiff retains possession of the dog and the costs of the suit are accumulating.

Special Announcement.

Within a few days we will begin one of the greatest midsummer fur sales ever known in the west. Hundreds of sample furs sent to us by various manufacturers for the purpose of comparison and selection of our stock for fall and winter season will be placed on sale at prices irresistibly low. Just the time to buy your winter furs. Watch daily papers for particulars of the great sale.

HAYDEN BROTHERS.

The \$400 Steger & Sons Piano Given Away Free Thursday, July 20.

Families without an upright or grand piano should call at 1407 Harney St. before next Thursday and register. It costs you nothing.

THIS IS YOUR LAST CHANCE.

SCHMOLLER & MUELLER. The only one-price piano house in Nebraska. Tel. 1623. 1407 Harney St., Omaha, Neb.

"The Line Beautiful."

Lehigh Valley railroad. Delightful route to New York, Philadelphia, and Atlantic coast resorts. Five through trains daily. Dining cars, a la carte. Connects at Buffalo and Niagara Falls with all trains from the west.

For time tables and descriptive matter address George Eade, Jr., Western Passenger Agent, 218 South Clark St., Chicago, Ill. MAUL Undertaking Co., Est. 1864. Tel. 225.

New Merchant Tailor.

Charles W. Wedell, 23 years with Williams and Smith Co. and 5 years with Frank J. Range, recognized as one of the leading cutters of the west, will open a first-class tailor shop in the Orpheum theater building, corner 15th and Harney, about August 30, with a new and up-to-date line of woolsens.

Royal Achates' picnic at Valley park, Missouri Valley, Ia., next Saturday, July 22. Round trip tickets, \$1.00, over the Northwestern. Train leaves Union depot 9:30 a. m.

Have Root print it.

22-K wedding rings. Edholm, jeweler.

Harry H. Davis, undertaker. Tel. 1223.

PRESCRIPTION

COMPOUNDING

Although the drug store of today represents a great variety of wares, the compounding of physicians' prescriptions is—or should be—the master of its importance. The PRESCRIPTION being the special order of the doctor for medicine—for a specific case—it is generally wanted AT ONCE—and of course JUST AS ORDERED.

We give the prescription business preference over all other work at our store—having a room devoted exclusively to this work—and a corps of graduate pharmacists, who do not wait upon trade at all, but devote their entire time to compounding.

Sherman & McConnell Drug Co.

Corner 18th and Dodge, Omaha.

Nonpareil LAUNDRY CO.

Work that pleases is what you want.

We give it. Wagons call and deliver promptly.

'Phone 1812.

DR. BRADBURY DENTIST 15 Years Same Location 1806 FARNAM

Teeth Extracted... 25c

Porcelain Fillings \$1 up

Gold Fillings... \$1 up

Silver Fillings... 50c up

Crowns... \$2.50 up

Plates... \$2.00 up

DR. BRADBURY DENTIST 15 Years Same Location 'Phone 1756

Bridge Work \$3.50 up

Nerves removed without pain.

Loose Teeth Made Solid.

Work guaranteed 10 years.

CARRIAGE FIRM REORGANIZED

William R. Drummond Secures Interest of the Late J. H. Evans in the Firm.

Mr. Drummond, who has for the last 30 years been the manager and head of the Drummond Carriage Co., and has held the larger part of the stock in the firm, has recently secured the interests of the J. H. Evans estate in the same company. Judge Vinsonhale has made an order in response to the petition of Lizzie F. and Richard R. Evans, disposing of this stock. The shares were part of the estate of the late J. H. Evans and the petitioners for the sale are his executors. The firm now consists of Wm. R. Drummond, Omaha; Chas. McCutcheon of Aurora, Ill., and Wm. Astleford of Omaha. Mr. Astleford was for 8 years in the employ of the company, until 2 years ago. He is well and favorably known to every carriage owner in the city. He has now purchased an interest in the firm and will hereafter have charge of the building and general repairing department, which has assumed a large part of the city trade. Special attention will also be given to the general repairing of automobiles in the way of wood and iron work, in which this company has already become familiar with in the last two years.

MacCarthy Tailoring Co. have greatly improved their cutting department for the coming season by securing the services of Mr. E. W. Von Arx, one of the most prominent and capable cutters of St. Louis. Mr. Von Arx ranks high as a cutter of dress garments as well as riding garments and business suits.

Notice.

Wabash Railroad company has reduced one way rates from Omaha and Chicago to many eastern points. For all information call at Wabash city office, 1901 Farnam street, or address Harry J. Moore, G. A. P. D. Wabash R. R., Omaha, Neb.

Dr. Shepard, 306 W. T. Life. Hours, 1 to 5.

SALE NOTICE

Having secured the stock of fine furnishings of the Lincoln Shirt Co., Jackson Boulevard, Chicago, at about 45 cents on the dollar. Same was shipped to Omaha, Neb. Sale starts tomorrow morning. This is a high-grade stock of Men's Fine Furnishings, and as this firm was in business a short time only, everything is practically fresh and new, intended for Chicago's small city trade. We quote a few prices: 35c Handkerchiefs, 10c; Men's \$1.25 Union Suits, 50c; Umbrellas, oxidized handles, with tassels and cover to match, 50c; genuine Guyot Suspenders, 30c; President, same price; Shirts, worth up to \$1.50, choice, 50c; \$1.00 Shirts, 40c; 50c Underwear, 25c; Belts worth up to 35c for 15c; better Belts, 25c and 40c; latter ones worth up to \$1.25; Men's 2c and 3c Hose, 5c; Hose worth 25c and 35c, choice 15c; fine Imported Lisle Hose, 25c; Silkoline Underwear, furnisher's price, \$1.25, sale price 40c a garment, while they last; imitation Guyot Suspenders, 10c; good Garters, 5c; fancy Yards, worth up to \$2.00, sale price 50c; 50c and 75c Suspenders, 25c; Neckwear, worth up to 35c, sale price 15c; Pajamas, worth up to \$2.50, your choice 60c; good Night Shirts, 30c; Underwear worth up to 75c, sale price 35c.

Guarantee Clothing Co.,

1519-1521 Douglas St.

NOTICE EXTRAORDINARY

We also purchased the stock of the Freundlich Clothing Co., Oswego, N. Y., clothing and furnishings of a medium quality for men and boys. Sale of the Freundlich stock starts on our second floor Wednesday, July 19th, at 8:45 a. m. Second floor closed until then. No one except employees are allowed on this floor until Wednesday at 8:45. For particulars watch Tuesday papers for men and boys. Sale of the Lincoln Shirt Co., Chicago's former fine furnisher starts in the morning on our main floor.

Guarantee Clothing Co.,

1519-1521 Douglas St.

Fry Shoe Co.

Big Tan Oxford Sale is Now Going On

We don't often give a bargain sale, but when we do it means something. This one means the best bargains in stylish Tan Oxfords for men, women and children that you will have a chance to buy this season. These goods are from our regular lines of High Grade Oxfords—no auction goods made up especially for "sales" among them.

Come in and see them.

FRY SHOE CO.

16th and Douglas Sts.

PENNYROYAL PILLS

DR. BRADBURY'S PENNYROYAL PILLS

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FIVE MILLION DOLLARS

OF NEW BUSINESS DURING 1905 IS ASSURED THE

Bankers Reserve Life Co.

of Omaha, Nebraska

A Progressive Western Company

The new investment policies combine the principles of life insurance and the savings bank, earning and receiving dividends satisfactory to the policy holders.

Agents wanted. For further information, call on or address,

B. H. ROBISON, President

ALWAYS ASK FOR

Melz

OMAHA'S FAVORITE BEER

Closing Them Out

We are determined to close out every pair of men's and women's TAN SHOES. When Drexel advertises a cut in price everyone knows that it is a genuine reduction. Our store Saturday was proof of this. All day we were busy selling the finest shoes made at less than factory prices. Read these prices carefully. They are for cash only.

MEN'S

Clapp's Russia Calf Oxfords—regular price \$4.50, sale price 4.13

Clapp's Imported Russia Calf Oxfords—regular price 4.00, sale price 4.00

Hannan's Russia Calf Oxfords—regular price 3.75, sale price 3.75

Royden's Russia Calf Oxfords—"Ferrito," regular price 3.75, sale price 3.75

Royden's Russia Calf Oxfords—"Waldorf," regular price 3.75, sale price 3.75

Champagne Russia Oxfords—regular price 3.75, sale price 3.75

Russia Calf Button Oxfords—regular price 3.00, sale price 3.00

Russia Calf Blucher Oxfords—regular price 3.00, sale price 3.00

Russia Calf Blucher Oxfords—regular price 2.75, sale price 2.75

WOMEN'S

Hannan's Imported Russia dark tan kid Oxfords—regular price \$3.50, sale price 3.35

Zeigler Bros' Russia Calf Oxfords—regular price 3.00, sale price 3.00

Imported Russia Calf Oxfords—regular price 3.00, sale price 3.00

Imported Russia Calf Oxfords—"Ferrito," regular price 2.75, sale price 2.75

Dark tan kid Button Oxfords—regular price 2.50, sale price 2.50

Zeigler Bros' Russia Calf Oxfords—regular price 2.50, sale price 2.50

Dark Tan Kid Oxfords—regular price 2.25, sale price 2.25

Russia Calf Welt Oxfords—regular price 2.25, sale price 2.25

Russia Calf Blucher Oxfords—regular price 1.90, sale price 1.90

Dark Tan Kid Welt Oxfords—regular price 2.50, sale price 2.50

Russia Calf Blucher Oxfords—regular price 2.50, sale price 2.50

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