10c

HIGHLANDERS TO SHOW CAUSE

Fraternal Order Commanded to Frove Claim Against Dr. Gooden.

JUDGE MUNGER ISSUES THE MANDATE

Controversy Over Chief Physician of This Order Nearing Head-Hearing is Set for August 10,

Judge Munger of the United States circuit. court has issued an order on the petition of Greene, Breckenridge & Kinsler, attornevs for William F. Gooden, which will have the effect of bringing to a head at an early date the troubles which have raised up hostile factions in the camp of the Royal Highlanders, a Scottish fraternal and beneficial order having headquarters in Nebraska, with castles in many other

These internal dissensions in the order have had more or less publicity during the last few months. The culmination, apparently, came when the executive committee attempted to remove from office the chief medical director of the organization, Dr. William F. Gooden of Denver. The doctor started a fight which has brought the order and its affairs into court before now, but the present suit takes the place of a previous action and will open up the whole affair.

The defendants in the present suit are the Royal Highlanders, William F. Sharp, most illustrious protector, president: Frank J. Sharp, chief secretary; Augustus E. Siek-man, chief treasurer; Charles A. Sharp, L. J. Siekman, Frederick Hanke, M. B. Treat, Isalah W. Haughey and John W. Doe. These are known as the high prudential chiefs and constitute a majority of the executive committee of the order.

The order of Judge Munger cites the defendants on or before August 10, at 9 a. m., to show cause why they refrain from rec ognizing William F. Gooden as chief physical examiner of the Royal Highlanders and from being enjoined from recognizing Isalah W. Haughey as chief physical examiner and from sending applicants to him for examination.

Some More Cause Wanted.

The defendants are further ordered to show cause why they should not be enjoined from participating in the deliberations of the executive castle at its ap-proaching session to be held at Denver September 11, 1905, or at any other special meeting or session of said executive castle turing the pendency of this suit, and why the members of said executive castle, who are not specially designated by name, but comprehensively designated under the name of John Doe, and particularly the defendant, W. E. Sharp, most illustrious protector of the Royal Hightanders, and his successors in office, should not be enjoined from calling any special or other session or meeting of said executive castle during the pendency of this suit or wattl turther or-

"And, it being charged in the bill, which positively verified, that you, the said E. Sharp, Frank J. Sharp, Augustus E. Siekman, I. J. Siekman, Frederick Hanke and A. M. Treat, have wrongfully and fraudulently misappropriated and disbursed the funds of said association to your own use and benefit, you are hereby required to show cause by the time aforesaid, August 10, why you, and each of you, should not be enjoined from participating in the management of the association pending the accounting between you and it, prayed for."

Election for Delegates.

The defendance are ordered to show cause why a suitable person should not be named by the court to call election to name delegates to a general convention to frame a representative form of government in accordance with the statutes of Nebraska, and why such person so directed shall not in the meantime be ordered and empowered to take charge of the association, its property, funds, business and affairs and manage the same under the orders of the court until said association adopts and puts in operation a representative form of govern ment and until further orders of the court,

The petition on which Judge Munger's order was granted is a very lengthy document, embracing as it does all the edicts and by-laws of the order. It starts off with the statement that under its charter and the laws of Nebraska, the Royal Highlanders should have a representative form of government, in addition to its lodge work and forms of ritual. The edicts and bylaws are then set forth in extenso and the harge is made that they were not adopted a duly and lawfully constituted repre ntative body of the association. Of the twenty-five members of the executive committee who adopted the edicts and by-laws it is charged that only nine were representatives or elective members, and that the other stateen were entitled to no part or voice in the deliberations.

Charge Laws Tampered With. It is charged that as the edicts and bylaws stand now they have been tampered gvith since they were adopted and that nder them the most illustrious protector who is also president, "is enabled to maintain the absolute control and domination of said association and to perpetuate him self and his appointees in office indefinitely, regardless of the will or wishes of the majority of the members, and is at all times able to maintain a majority control through

After reciting wherein the by-laws were changed after adoption and before filing with the secretary of state, the petition goes on to recite the appointment of Dr. Gooden as chief physical examiner and the affort to depose him from that office. Then raming the high prudential chiefs constituting a majortly of the executive committee, the petition says:

ris friends, partisans and fellow conspir-

Forgetting their sacred trust and duty and designing and contriving to injure and defraud said association and its members, the defendants have compired togother for the purpose of looting and grafting, em-bessing and misappropriating and fraud-ulently misapplying and diverting the funda-to their own use and benefit.

It is further alleged that the defendants are at present doing these acts and have been for some time past. Manipulation of salaries and of contracts for regulia is also alleged and the petition goes with minute particularity into many and various alleged instances of wrongdoing.

NO SLEEP FOR MOTHER

Baby Govered With Seres and Scales. Could Not Tell What She Looked Like.

MARVELOUS CURE BY CUTICURA

"At four mouths old my baby's face and body were so covered with sores and large scales you could not tell what she looked like. No child ever had a worse case. Her face was being eaten away, and even her finger nails fell off. It itched so she could not sleep, and for many weary nights we could get no rest. At last we got Cuticura Scap and Ointment. The sores began to heal at once, and she could sleep at night, and in one month she had not one sore on her face or body. - Mrs. Mary Sanders, 709 Spring St., Camden, N. J."

STORE CLOSES EVERY EVENING except Saturday AT FIVE O'CLOCK.

MILLINERY MILLINERY! MILLINERYIII THE EARLY FALL CRAZE IN MILLINERY is the Patent Leather Hats-Polos, Wing and Pigeon Trimmed, natty and seasonable PATENT LEATHER CONTINENTALS-in Pon-pon or Wing Trimming,

trimming, others all Patent Leather-your choice Saturday ...

BLACK CHIP POLOS and White Chip Polos, seasonably and effectively trimmed, for Immediate summer wear-choice Saturday for..... SECOND FLOOR. SEE THE WINDOWS.

5.00

Big Discount Clocks Sale TWENTY-FIVE PER CENT DISCOUNT ON MANTLE CLOCKS, BRASS CLOCKS, SHELF CLOCKS AND TRAV-

as high as 50c each-on sale

GOLD PLATED CUFF LINKS-REGULAR 25c GOODS-

Jewelry Section-Main Floor

BARGAINS IN BROOCHES One hundred styles that sold

DRY GOODS DRY GOODS

Saturday Bargains-Second Floor trimmed in lace, embroidery and braids; a good \$1.50 dress Saturday 980 Children's Hats Ladies' Linen Suits We have only a few left. We will sell them very cheap Saturday. FINE LINEN SUITS-In Reseda green and new blue-latest.

ingote jacket, new cut skirt, worth \$12.50 and \$14.50

BLUE AND WHITE LINEN SUITS-Jacket style, our \$6.95 Main Floor Bargains

Ladies' Neckwear 25 dozen fancy Pique Stocks, plain and fancy embroidered Turn-Overs

Handkerchief Special

Belt Sale Ladles' Summer Underwear

50 dozen fine French Lisle Ribbed Union Suits, low neck, no sleeves, umbrella knee, lace trimmed; umbrella knee drawers, made of French Lisle, with French band, this entire lot is worth 50c and 75c Hosiery at Half Regular Prices

ribbed Hose, regular 25c values; Saturday, only Big Glove Sale

Ten Green Trading Stamps with Each Pair.

25c

20c

28c

16c

M

49c BOOKS SUMMER READING

35c to 75c; Saturday

The Sky Pilot," by Connor; "Monsieur Beaucaire," by Tarkhugton; "Call of the Wild," by London; Virginian," by Wister; "Raffles," by Hornung; "Brusters Nultions," by McCutcheon; "King of Diamonds," by Tracy; "The Fillgree Ball," by Green; "The Christian," by Hall Caine, and hundreds of other \$1.50 49c

Special in Hardware for Saturday

Double Green Trading Stamps on all Paints Saturday. Don't delay painting (oil is advancing every day). Come early and save mone?.

Thirty Green Trading Stamps with best Steel Grass Hook, regular price 30C

Twenty Green Trading Stamps with Grass Hooks, regular price 20c,

made. Twenty Green Trading Stamps with Fold-ing Lunch Boxes, 34c, 22c, 20c 16c

ALUMINUM COFFEE PERCOLATOR.
THE ONLY SUCCESS. DRINK GOOD

Price \$3.00 to \$4.50

lot of guaranteed Enameled

Basins, regular price 29c, sale (while they last) (wenty Green Trading Stamps Favorite Dinner Pall—best

STATIONERY SALE

Some Real Bargains



"Men's and Young Men's." The Trouser Sale of the Season-\$5 Trousers at.....

Blue Serges-High Priced Trousers-out of High Priced Suits.

All the Newest Goods and Styles, Peg Tops, etc.



age 109 Tissue Paper Napkins. GOOD SATURDAY ONLY.

Fine Crockery. Saturday 100-piece

Two Hundred Green Trading Stamps with each \$25.00 WHITE CHINA DINNER SET-Royal China-very thin, on the favorite

BAVARIAN CHINA BERRY SET-large bowl and six saucers—gold stippled, Satur-75c day, set..... Twenty Green Trading Stamps with each set. THAT WINDOW OF LAMPS HAS AT-TRACTED LOTS OF ATTENTION—COME EARLY IF YOU WANT FIRST CHOICE-ONLY ONE OF A KIND AND THIRTY-EIGHT IN ALL

ACTUAL VALUES FROM \$3.00 TO Saturday \$2.98 and \$1.98 SECOND FLOOR.

Saturday's Specials in Saturday SHOE SALE

THE NEW KENT DINNER SET pretty shape Dorothy Dodd chocolate and tan 9.98 Oxfords, \$3 values, 2.00

Misses' and Children's chocolate vici Oxfords and ribbon 89c ties, \$2 values, at..... Men's \$3.50 and \$4 tan Russia

fords and high shoes, at 2.7 calf and vici kid Ox-Men's tan calf and chocolate vici welted sole

each ham.

August Art Reduction Sale

HANDSOMELY FRAMED PICTURES on display Sixteenth street window all week, values up to \$25, we must move them-Saturday

METAL FLORENTINE FRAMES, or black-

\$1.25 PYRO LACE WASTE 98c PAPER BASKETS 60c GLOVE AND HANDKER-CHIEF BOXES......\$3.00 VALUE PYRO OUT-PICTURE FRAMING - Some new ideas to show you. Prices are right and

Bring them to us the next time you are in the store.

sensible and honest advice. Perfect fitting glasses at cut prices.—Main Floor.

MEATS! MEATS! Omaha's Leading and Most Reliable Market

Choice No. 1 Fresh Dressed Spring Chickens, at, perpound..... LAMB! LAMB! Choice No. 1 Lamb Legs. per pound. PORK! PORK! Pork Loins. per pound......10c Pork Shoulder Roast, per pound..... Leaf Lard. VEAL VEAL Veal Shoulder Roast, Veal Stew. per pound BEEF! BEEF! Choice No. 1 Sirioin Steaks of native steers, per pound.....122c

Delicatessen Counter HAMS! HAMS!

Hams. The above hams are guar anteed to be the best and sweetes Morrell's Iowa Pride California Hams average S pounds,

be derived from the 1905 levy some new

for cabinet photos, with convex glass, French plated rims, in gold Fifty Green Trading Stamps with

workmanship the finest.

Expert treatment-sound,

Chickens! Chickens!

Good Things to Eat at Our

Your choice of Swift's Premium Hams or Cudahy's Diamond "C" Brand hams on the market. Average weight Thirty Green Trading Stamps with

Twenty Green Trading Stamps with

Bennett's Big Grocery

Saturday's interesting list of money-

DOUBLE GREEN TRADING STAMPS ON ALL BUT SPECIALS TILL NOON. EXTRA CLERKS TO AVOID WAITING.



Forty Green Trading Stamps with sack Pride Fifty Green Trading Stamps with three lbs. finest Java and Thirty Green Trading

Stamps with pound of

Fifty Green Trading Stamps with five pounds Japan Rice, 35c At Ten Green Trading Stamps with pound New York full Cream Cheese, 20c

Ten Green Trading Stamps with 20c pound Brick Cheese..... Ten Green Trading Stamps with 10c with quart sour Pickles..... Ten Green Trading Stamps with 23c Zoo Toilet Soap,

Bluing. Ten Green Trading Stamps with 121c Ten Green Trading Stamps with 22c can Diamond "S" Salmon . .

Ten Green Trading Stamps with 23c Twenty Green Trading Stamps 28c with can Diamond "S" Fruits. Ten Green Trading Stamps with pint bottle Diamond "S" Salad

Dressing

Ten Green Trading Stamps with two cans U. S. Baked Beans... 20c Headquarters for Butter Received every day from best dairies Bennett's Capitol Butter

(16 ounce full weight.) EGGS, EGGS, EGGS GUARANTEED STRICTLY

FREE, FREE, FREE

Ice cold Butter Milk, all you can drink at butter counter.

Bennett's Candy Section Ten Green Trading Stamps with large fancy box filled with delicious vanilla flavored Marshmallows.

Ten Green Trading Stamps with packat10c age pure sugar stick,

CASSELL LAW NOW COMES UP

Act of Last Legislature Heretofore Overlooked Attracts Attention.

PUTS INHERITANCE TAX IN ROAD FUND

Gus Harte Appears Not to Have Beer Oblivious to Fact that Another County Job is in Sight.

In connection with the renewed agitation for the collection of the state inheritance tax from estates in Douglas county, it has been discovered that by the provisions of House Roll No. 90, introduced by Mr. Cas sell of Otoe county, this county will be in line to have a system of permanent roadways out in the country at no distant date That is, of course, providing the tax can

Cassell's law provides that the county taxes collected from estates under the inheritance tax law in a separate fund, to be at the disposal of the Board of County Commissioners. It further provides that this money can be expended only on perma nent roadways outside the limits of incorporated cities and villages. They may comup to the limits of said cities or villages.

In the case of paved roads the paving shall be not less than nine or more than twelve feet in width. The total width is to be not greater than twenty-five feet, and alongside the paved part there shall be a

dirt road. This law does not apply to estates probated prior to July 1 of this year, but under it the E. W. Nash estate and some others would be liable. If a few such esates as that left by Mr. Nash should be levied on in the course of a few years the county commissioners would find at their ommand for permanent road purposes a fund that would mount away up into the thousands. One lawyer who was discussing the matter cited the estate of the late Frank Murphy, which he said would have ooen liable to this permanent road fund for between \$50,000 and \$60,000.

Some People Not Asleep. Even though there is as yet no money in the proposed fund, there is a robust rumor floating about the court house to the effect that some parties have kept their eye on the Cassell law all through and that friends ambitious road builders have already got busy. The best information obtainable

seems to point to Former County Com-

missioner Gus Harte as having the inside

county board in its management of the

From present appearances it does no seem probable that the conference between the county judge, county attorney and the attorneys and other representatives of estates can be held within a week. The county attorney's office has not yet amended its applications for the appointment of appraisers in accordance with the suggestion of Judge Vinsonhaler, and until this is done the latter will not name a Expenses of Maintaining the Governdate for the conference. The judge is away at present and will be absent until Monday, so that in any event it will be the end of next week before the conference will be held. After the date is set there are a great many people to be notified.

DODGE COUNTY PUTS IN CLAIM Asks Douglas County Court to Allow Large Sum from Estate of David M. Owen.

John W. Graham, county attorney for inmaged to the sum of \$2,540. The estate of Mr. Owen is still unsettled the end of July next.

visions of the state inheritance law, SCHEME TO SELL TWO PARKS Plan Devised to Dispose of Fontanelle and Elmwood as Acre

the probate court and is one of those

which is affeged to come within the pro-

Property. wood parks into acre property and sell hem to the highest bidders is being industriously worked up by Sam Rothwell, who is one of the leaders of the Clifton Hill Improvement club, and J. E. Van Gilder, an enthusatic improvement club man and ance left this year in the treasury is the a member of the city appraising board. So far as known Commissioner Gonden is the only member of the Park board who has been favorably impressed with the plan and Mr. Gonden is said to be taking a leading hand in the agitation to bring it

NEWS FOR THE ARMY.

Benjamin B. Elder, trumpeter Troop K. Eleventh cavairy, has been honorably dis-Ives S. Carter, private Troop M. Eleventh cavalry, stationed at Fort Des Moines, has been honerably discharged. track as a candidate thus far, if the office Corporat George J. Stine, Company I. Thirtieth infantry, stationed at Fort Crook, has been honorably discharged.

AFFAIRS AT SOUTH OMAHA

Fiscal Year Closes with Nice Balance in ing or grading. Hands of Treasurer.

OVER TWO HUNDRED THOUSAND A YEAR

ment and Caring for Needed Improvements Take a Large Sum of Money.

Reports for the fiscal year ending July 31 are coming in and judging from the figures the municipality will have money to burn during the present fiscal year. Up to date there is a total balance in bank from the last fiscal year of \$51,646. The levy at 7% mills brings in, on a valuation of \$23,128,000 a revenue of \$164,500. Taking of the land company to reach an agree-Dodge county, has filed in the Douglas from this sum the 10 per cent reserve of ounty court a claim against the estate of \$16.491, there is available for warrants of he late David M. Owen. It is set forth \$148,419. Added to this the balances cartreasurer of each county shall keep all that in July, 1964, Mr. Owen entered into a ried over makes a total of \$200,646. In adcontract with Dodge county to excavate dition to this revenue comes the royalties, and construct a certain ditch, that Owen licenses, fines, etc., which last year has since died, and that the county, by amounted to \$11,900. This will make a total eason of the fatulre to construct the ditch of \$212,549 which the mayor and council in accordance with the contract, has been has to spend for municipal purposes during the present fiscal year, which expires at

While this tooks like a very large sur for maintaining a government over about 30,000 people, the city authorities assert that the sum is none too large, and that even with economy there will not be a large balance left.

The fire and police departments cost about \$20,000 each year. Street lighting and the water hydrant rentals take \$12,500 each a year. The public library must have A scheme to convert Fontanelle and Elm- \$5,000. Interest on outstanding bonds takes up about \$45,000 each year and street repairs cost in the neighborhood of \$15,000. Salaries of city officials and employes cut quite a figure and minor expenses keep depleting the funds day by day. The ballargest in the history of the city,

> apparatus, and an increase in the number plunder. of men. Then there is a demand for a

patrol wagon, a better fire alarm system and an increase in the number of patrolmen. Election expenses must also be considered and rental for the building occu- officers. Bruce McCulloch was chosen presiamounts to \$05,000 and the special indebt-edness \$62,665, making a total of \$757,655. be transmitted to the council later. The

that the \$62,655 may be figured in with the general debt. None of the money to be derived from taxation or from royalties or other sources can be used for paving, curb-

Union Pacific Buys Property The Union Pacific Railroad company has

poses. The purchase price, \$8,500, has been over Kozlowski was taken to the county paid and the deed is to be recorded today. This purchase terminates a long term of that they expect to have the charge of negotiations between John J. Ryan, P. E. Her, John A. McShane and the Union Pacific. At times it looked as if the deal was killed by Keglowski last Sunday night. would never be consummated, but Ryan stuck to his original proposition and last were present in the courtroom during the evening showed up with a check for the purchase price. Some years ago Ryan ought from the school district the greater portion of the triangle. The South Omaha Land confpany owned the north end abutting on M street and the point near N street. In order to consummate the deal it was necessary for Ryan and the officers

ment This tract has a fronting on M street of 04 feet and on Twenty-seventh of 271 feet. In order to make a deal with the land company so that he could sell the triangle inkept open. act to the Union Pacific it was necessary or Ryan to transfer or trade some of s other property in the vicinity to the and company.

With the money paid it looks now as if outh Omaha was sure of having a passenger depot before a great while. When he proposed depot is built the Union Paific proposes to go ahead with trackage improvements planned months ago. The fact that the deal is closed will be good news to South Omaha people who have been working for a passenger depot for

Brass Thieves Busy Again.

In spite of all the railroad detectives can do thieves continue to steal brass journals and other fittings from storehouses in the railroad yards. Only a night or two ago a railroad storehouse was broken into and a quantity of brass stolen. A portion of the stolen property was found in a field and watch put on, but the thieves Coming expenses will be large, as the did not come as expected to remove the fire department headquarters building is plunder. Every effort is being made by to be built at a cost of \$10,900, and this the South Omaha police to locate the will necessarily call for more fire fighting thieven and secure the balance of the

Old Officers Re-elected. When the annual meeting of the South Omaha Library board was held reports were read and then came the election of dent, W. S. King vice president and Mrs. The general bonded debt of the city now C. L. Talbot secretary. Miss Jane Abbott. As the municipality guarantees the spe- report shows that the library is in good cial improvement bonds it is liable, so financial condition. With the amount to

books may be purchased.

Held Without Ball. Joseph Kozlowski was given a prelimi nary hearing in police court Friday and was held to the district court without bail. The hearing occupied nearly all day. Most urchased the triangular piece of ground of the testimony given was the same as at east of the present depot for depot pur- the coroner's inquest. After being bound Just. The attorneys for Kozlowski assert murder in the first degree changed to manslaughter and bail fixed. A large number of friends of William Rollins, colored, who

entire hearing. Adkins Takes Hold. With Mayor Koutsky out of the city W. P. Adkins, president of the city council, is acting mayor. About the first thing Mr. Adkins did Friday morning was to instruct the city engineer to employ enough men to dig up the Railroad avenue sanitary sewer and to get the sewer open as soon as possible. The city engineer put on a few more men, but the sewer is still backing up. If necessary more men will be put on today, as it is essential that this sanitary sewer be

Magie City Gossip.

Julius Swansen of fire company No. 1 is taking a ten days' vacation.

A son his been born to Mr. and Mrs. Seth Tibbits, Twenty-first and F streets.

The German Friedens will hold services Julius Swansen of fire company No. 1 is taking a ten days' vacation.

Sunday afternoon at the German Methodist J. E. Tolbert, Forty-third and S streets, as secured a permit for a 1900 cottage.

W. S. King left last night for Minnesota, where he will fish and hunt for a week or Mrs. E. L. Delanney underwent an operaon yesterday afternoon and was reported s resting easy last night. The Workman carnival seems to be in-reasing in popularity. Last night there was a good attendance. Tonight is the last

The Updike grain elevator in the yards tere is doing business every day. As soon as all of the electrical machinery ordered a installed the elevator will increase its In Desperate Straits

are many, who could be cured by Dr. King's New Discovery for Consumption. 50c and \$1.00. For sale by Sherman & Mo-

Innovation is Spoiled. While W. M. McKay of the Cole-McKay While W. M. McKay of the Cole-McKay undertaking company was going to the I. R. Andrews funeral in a new automobile carriage, one of the tires was punctured and the carriage stalled at Thirty-third and Cuming street. It was Mr. McKay's intention to direct the funeral cortege in his new automobile, which is something of an innovation in Omahs.

Morton Statue Coming.

