COUNCIL BLUFFS

BROWN OUT IN DITCH CASE

Supreme Court Dissolves Injunction Against Signing of Contracts.

PLAINTIFF HAS NO STANDING IN COURT

Joint Boards of Supervisors to Meet Immediately and Sign the Contracts with Successful Bidders.

The supreme court of Iowa yesterday dissolved the injunction obtained by R. A. Brown & Co., restraining the supervisors of Pottawattamie and Harrison counties from proceeding further in the matter of the contracts for the construction of the joint drainage ditches. According to a telegram received by former County Attorney Killpack, who was retained by the supervisors of Pottawattamie county to assist County Attorney Hess in this litigation, from Colonel W. F. Baker of the county board, the supreme court also held that Brown & Co. had no standing in court. The telegram from Colonel Baker read: "Supreme court decision wipes out Brown completely."

The favorable decision of the supreme court had been looked for and the supervisors of the two counties will meet here tomorrow in adjourned joint session to complete the contracts with the Western Dredging company of Omaha and Pollard, Goff & Co. of Champaign, Ill., who on September 19 last were declared the successful bidders for the work.

History of the Case.

Brown & Co. were in 1903 awarded the contract for the construction of the Allen creek and Willow creek ditches, but as the question of the validity of the drainage law was pending before the supreme court the company did not proceed with the work. The drainage law was amended by the legislature and Brown & Co. claimed that the contract awarded them in 1903 was still valid and in force under the enabling act of the legislature when it corrected the drainage law which had been declared null and void by the supreme court. They not only asked for a permanent injunction restraining the two counties from entering into any other contracts for the two ditches covered by their former contract, but asked for an order authorizing them to proceed under the old contract, both of which have been denied by the supreme court.

On September 19 last at a joint session of the two boards the contract for the Allen creek ditch was awarded to Pollard, Goff & Co. of Champaign, Ill., on their bid of 7½ cents per cubic yard, and that for the Willow creek ditch and the two Boyer river cut-offs to the Western Dredging company of Omaha on its bid of 7½ cents for the Willow creek ditch and 9¾ and 10¾ cents for the Boyer river cut-offs, respectively.

Seth Dean of Glenwood, engineer in charge of the construction of the joint drainage ditches, was in the city Tuesday and stated everything was in readiness to begin the work as soon as the supreme court passed on the Brown injunction case. Now that the injunction suit is out of the way it is expected the work of construction will be commenced without further delay.

MAJOR CHITTENDEN TRANSFERRED

Engineer in Charge of Missouri River Work Goes to Savannah.

SIOUX City, Ia., Feb. 7.—(Special Telegram.)—Major H. M. Chittenden, United States engineer in charge of the entire Missouri river and its tributaries and the improvement work at Yellowstone park, has been transferred to Savanah, Ga., and will probably be succeeded in Sioux City by Colonel J. B. Quinn, who has been in Savanah.

Major Chittenden has been in Sioux City six years. He is the author of several books and one of the best known men in the engineering department of the government.

CUMMINS OUT FOR ANOTHER TERM

Practically Announces Candidacy at Farmers' Institute.

SIOUX CITY, Ia., Feb. 7.—(Special Telegram.)—Governor Cummins opened his campaign for a renomination and a third term as governor in the Eleventh district today. He spoke at a farmers' institute at Primghar, O'Brien county, this afternoon and at another institute at Cherokee this evening. At Primghar he practically announced that he would be a candidate and that he would issue a formal announcement in a few days.

OPEN NEW LUMBER DISTRICT

San Francisco Hears of Combination Between Pacific Roads and the Santa Fe.

SAN FRANCISCO, Feb. 7.—E. H. Harriman, A. W. Foster and E. P. Ripley of the Santa Fe have, it is said, agreed upon a general plan for railroad extension into the northern territory. A new company is being organized, according to report, which is to do three things: First, to take over Ripley's San Francisco & Northern line, with its valuable Eureka terminals; second, to take over Harriman's and Foster's California & Northwestern line between Willits and Tiburon and this city, and probably the North Shore or Sausalito road; third, to build the 100-mile gap north of Willets to the southern end of Ripley's San Francisco & Northwestern road, thirty-one miles south of Eureka.

The proposed new company will then, it is said, form the nucleus of a northwestern California system, which, besides giving Eureka a rail outlet to the west of the state, will eventually go up the coast into Oregon and finally reach Portland, thus forming two trunk lines between Los Angeles and Portland, with San Francisco as their great central point.

The immediate object of Messrs. Harriman, Foster and Ripley in wanting a joint rail line to Eureka, it is said, is to tap the great redwood forest district in Humboldt county and build up a big lumber traffic with the east.

KENNEDY TAKES MORE TIME

Court Defers Action on Injunction Against Printers to Consider Lawyers' Points.

Judge Kennedy of the equity court listened to affidavits Wednesday morning in the injunction case against members of the local Typographical union. The hearing was of a formal nature on the application of the Typothetae for a temporary injunction to supplant the restraining order issued by Judge Sears. At the close of the hearing Judge Kennedy took the matter under advisement, saying he wished to look up some authorities cited by the attorneys.

W. J. Connell, attorney for the union, was absent, being engaged in a case in federal court, and the defendants' case was presented by W. P. Thomas. Mr. Thomas called the attention of the court to the fact that one or two of the defendants named in the petition were in business for themselves and in view of this he asked that the bond of the plaintiffs be increased from $300 to $2,000, which was consented to by the plaintiffs.

The matter of the use of green "stickers" or labels by the defendants in branding nonunion goods as such, which was prohibited in the restraining order, was not covered in the affidavits presented by the plaintiffs and, it is said, may not be included in the temporary injunction should one be issued.

J. A. C. Kennedy, who represented the employers, said he had not secured any proof on this point. He read to the court twenty-seven affidavits from nonunion printers and employers in support of the allegations of the petition. It was alleged in one of the affidavits that at least four nonunion workmen had been assaulted and that attempts had been made to intimidate others. Other allegations were to the effect that the striking printers passed cards to the strike breakers and accosted them on the street. The defense made no counter showing.

FRANK LAMBERT OUT ON BOND

Star Witness in Ware and Welsh Cases Gets Liberty on Reduced Bail.

Frank W. Lambert, jointly indicted with Rev. George G. Ware and Harry Welsh for conspiracy in procuring fraudulent land filings with the U. B. I. land enclosure in Hooker county, was released from the Douglas county jail on $2,000 bonds about noon Wednesday. His sureties are relatives and friends in Iowa.

Lambert was the star witness in the Ware case. He had already pleaded guilty to the charge of conspiracy. It was principally upon his evidence that Ware was convicted. Lambert was arrested in August last at Portland, Ore., and was bound over to the United States court of the Nebraska district. He was soon after arraigned and pleaded guilty and was placed under $10,000 bonds. This bond is now reduced. Lambert has not yet been sentenced, but will be held as a witness in other fraudulent land filing cases at the May term of the federal grand jury.

Widow Sues Car Company.

Mrs. Nellie A. Sherwood, as administratrix of the estate of her late husband, George B. Sherwood, who was fatally injured in a street car accident in South Omaha last March, has begun suit in district court for $5,000 against the Omaha & Council Bluffs Street Railway company. Mr. Sherwood was struck while crossing the tracks at Thirty-first and Q streets immediately behind the car from which he had alighted. Another car going in the opposite direction caught him just as he stepped upon the track. The petition charges the street railway employes with carelessness and negligence in running the car at a rate of thirty miles an hour and in failing to ring the gong. Mr. Sherwood was 40 years old and left a widow and four children in dependent circumstances, it is alleged.

School Teacher Hurt.

A defective sidewalk at Twenty-fourth and Locust streets caused Miss Carrie Robertson to slip Wednesday morning and injure her left arm. While no bones were broken the injury was a painful one. Miss Robertson is a teacher at the Bancroft school and resides at 2112 Locust street.

LOCAL BREVITIES.

J. B. Mason is drawing plans for William Haverstraw for an $1,800 frame residence, to be erected at Forty-first and Hamilton streets.

Edward Rosewater this evening will speak to the men of the South Side at Castellar Street Presbyterian church on "Eminent Men I Have Seen."

The death of Mrs. Bridwell occurred at the family home, 2720 North Twenty-sixth street, early yesterday forenoon. The funeral date will probably be announced today.

Judge Day granted a decree of divorce Wednesday to Laura Davis, who charged her husband, Charles Davis, with nonsupport. Their little daughter is placed in her care by the court.

The capacity of the Omaha hotels is taxed to the utmost to accommodate the delegates to the Central Shorthorn Breeders' convention now in session at the Millard and the lumbermen's meeting to convene here Thursday.

The trial of David St. Cyr, charged with stealing the Winnebago indian allotment records for the years 1887-9, while he was a clerk at that agency, will be called in the United States district court Thursday morning before Judge Munger.

Myer Goldstein, a junk dealer, fell from his wagon at Benson because of a defective seat, striking the pavement and suffering a fractured rib, at 3 o'clock yesterday afternoon. He was able to drive to his home, 1516 Pacific street, where he was attended by Police Surgeon Morsman.

Mrs. Sarah Abrahamson has filed a petition in district court asking for a divorce from Bernard Abrahamson, to whom she was married in Omaha, March 27, 1880. She charges him with desertion and non-support. She asks the court to give her the custody of their four minor children.

Henry A. Preston is seeking in a suit filed Wednesday in district court to recover $1,500, which he says he paid as a deposit in a deal in which he proposed to buy two sections of Cheyenne county land from Isaac Conner and William H. Meyers. He says it was a part of the agreement that the defendants furnish him with a good abstract, which they failed to do. When he refused to pay the $6,000 balance on the purchase price they refused to return the deposit he had made.

Mike and Tom Vaughn of Thirty-eighth and Davenport streets have been arrested by Constable McGinnis and taken into Justice Foster's court on complaints to keep the peace. The complaints were filed by Henry Toney, saloon keeper at Twenty-ninth and Cuming streets, at which place a disturbance was raised Monday evening about 10:30. The police patrol was sent on a hurry call to the saloon at the time of the trouble, but the disturbers had gone by the time the conveyance arrived. The Vaughns gave bonds in the justice court for their appearance for trial at a later date.

A Skin of Beauty is a Joy Forever.

DR. T. Felix Gouraud's Oriental Cream or Magical Beautifier.

Removes Tan, Pimples, Freckles, Moth Patches, Rash, and Skin Diseases, and every blemish on beauty, and defies detection. It has stood the test of 57 years, and is so harmless we taste it to be sure it is properly made. Accept no counterfeit of similar name. Dr. L. A. Sayre said to a lady of the haut-ton, (a patient): "As you ladies will use them, I recommend 'Gouraud's Cream' as the least harmful of all the skin preparations." For sale by all druggists and Fancy Goods Dealers in the United States, Canada and Europe.

FERD. T. HOPKINS, Prop., 37 Great Jones Street, New York.

Big Yell-O Wagons — Automatic Screens

COAL — SUNDERLAND — COAL

1608 Harney St. — Here Since 1883

MRS. WINSLOW'S SOOTHING SYRUP

has been used by Millions of Mothers for their children while Teething for over Fifty Years. It soothes the child, softens the gums, allays all pain, cures wind colic, and is the best remedy for diarrhœa.

TWENTY-FIVE CENTS A BOTTLE.

AFFAIRS AT SOUTH OMAHA

Board of Education Looks Over Proposed Sites for School Building.

NO DECISION ARRIVED AT UP TO DATE

Talk of Special Sewer Bond Election Which Occurs Within a Week Has Subsided—City Hall Site Gossip.

After considerable consideration yesterday afternoon the Board of Education put the question of a decision on the site for the new school building over to another time. A number expressed a preference for the three lots offered at Sixteenth and H streets. The board took pains to go over the grounds and take note of the good features of each. It is the object to get a site as near the center of the district as possible. The only drawback to the location at Sixteenth and H streets is that the approaches have not been graded. The grading of Sixteenth street has been ordered as far north as I street, but this lacks a block of reaching the proposed site. It is likely that provision can be made for extending this grade by interesting the residents in that quarter in the matter. At all events the grade can be established by the city engineer at this point, so the board will know how to plan for the construction of a new building. There are three lots offered here.

The board had another meeting last night to settle with the contractors for the additions to the Lincoln and Madison schools.

Improvement Club Meeting Postponed.

The regular meeting of the Highland Park Improvement club, scheduled for Thursday evening, will not be held that night on account of conflicting with the charity ball, but will be postponed one week, to Thursday evening, the 15th inst. Arrangements have been made to give an interesting program of addresses and music on that occasion and light refreshments will be served. The music will be furnished by the Elks' quartet of Council Bluffs, which made such a hit at the high school auditorium last month. The program of speakers will be announced later.

Candidates Barred from Board.

It has been discovered that according to the new election law the parties who file as candidates for any office cannot legally act as registrars for the revision of the polling lists, neither can they act as clerks nor judges of the elections. In connection it has been discovered that not less than seven of the present board of registration appointed last fall have filed as candidates for the approaching election. Therefore there will be seven vacancies to be filled by the mayor before the first day of registration, which is next Saturday, February 10. Yesterday the clerk sent out letters notifying these parties of the effect the matter of filing had on their right to serve as members of the board of registration. All other members of these boards have received due notice of the day of revision and will be on hand.

No Talk of Bond Election.

There has been absolutely no discussion in a public way on the matter of the special election which is now only one week distant. It appears that the discussion has been pretty well threshed out in the struggle to have the question carried over to the regular election. Except for the occasional comment in the newspapers no one says anything about the bonds.

Charity Ball Tonight.

Tonight will be the occasion of the Charity ball. Judging from the advance sale of tickets this will be one of the largest attended balls in the history of the charity organization. The final arrangements were made nearly a month ago and the society people and many who do not lay claim to the rank, but who make up the firm and admirable following will be there to enjoy the pleasure and add to the funds of the organization.

Gossip of City Hall.

With the order on the part of the city council last Monday directing the city clerk to advertise for propositions for the site of the proposed city hall, the question arises, "What has become of the Pivonka injunction case?" It is well known that notice of appeal was filed after the last decision in the case, but since that time no one has given the public any light on the matter. It was evident that Spitzer & Co. were not afraid of another tieup when they bought the city hall bonds when they were last offered for sale. It is barely possible that they knew that the appeal would be dropped at that time. There has been a statement to this effect within the past two days. City Attorney Lambert declared last night that he had heard that the injunction suit had been dropped, but that it was not to be taken as the final word, for there is yet plenty of time for a change of mind with regard to the case. It is said that the restricted area, within which offers for the site will be considered, leaves out the Pivonka property entirely. They will not, therefore, be able to enter the competition even if they should continue the injunction.

Republican Clubs' Mass Meeting.

The Good Government Republican club met in force Tuesday night at its hall at the corner of Twenty-fifth and N streets. Several visitors were present from other clubs and not a few of the candidates were to be seen among the crowd. Among other things it was voted unanimously to hold a joint mass meeting of all the South Omaha republican clubs Tuesday evening, February 20. The necessary committees were appointed to arrange the details of the meeting. An invitation is extended to all the candidates who have filed for any of the city offices under the designation of republican to present themselves at this meeting, and opportunity will be given as far as the time will allow for each to declare his platform.

The Swedish-Norwegian Republican club will hold its regular meeting in Commonwealth hall, Twenty-fifth and N streets, next Thursday evening. These meetings will be held every week during the spring campaign. Candidates of the republican party are specially requested to be present. There will be plenty of chance for such to be heard.

Magic City Gossip.

M. McNeil's little daughter and son, Marie and Raymond, are reported ill.

William W. Brass of Beemer, Neb., is visiting his brother, H. T. Brass, in this city.

Mrs. L. D. Erion and children left Tuesday evening for Mobile, Ala., for a month's visit.

Dorothy Howe, living at 1319 North Twenty-eighth street, is suffering from an attack of scarlet fever.

Joe Bates will work four days trying to increase the height of the city rock pile. He fell under Judge King's definition of vagrancy yesterday.

Besides the campaign cigars, which come perforce, E. R. Leigh will have to face another requisition in honor of the arrival of a girl baby at his home yesterday.

The Jetter company has a permit to build a $4,000 gray brick building on the corner of Thirtieth and Y streets. The permit was secured by the builder, P. J. Bock. It will be a saloon.

The Ladies' Aid society of the First Methodist church will give a valentine social Tuesday evening, February 13, at the residence of Mrs. F. L. Williams, 1414 North Twenty-third street.

Russell & Beavers held a grand opening yesterday evening and a large crowd of friends took occasion to call at the new store and wish them well. Music was furnished by a brass band.

Rev. Father Cyril Miters has been for several days at Columbus, Neb., on account of the sickness and death of his mother. The funeral was held last Monday. Father Miters is priest of the Polish Catholic church.

George Fisher was arrested yesterday afternoon, charged with intoxication and the use of insulting language. He lives near Thirty-seventh and K streets. It is stated that he went to a neighbor's house, where the daughter was alone, and attempted undue familiarity. The girl secured his arrest and appeared against him in police court. A simple statement was all that was necessary to convince the judge and he gave Fisher thirty days in the county jail, for which a fine of $25 and costs was given as the alternative. In the evening the fine was paid.

John Roher, who lives at Twenty-first and S streets, and who runs a saloon at Twentieth and S, says he was held up and robbed of $15 Tuesday night at about 11:45 in the vicinity of Twenty-first and T streets. There he was met by two men with masks, who held him up, and after his hands were in the air they hit him on the head and threw him down, taking his money from his pockets. He described one as rather heavy and strongly built, and the other as a boy of not more than 14 years and very slim and light in weight. He did not report the loss nor the robbery until yesterday.

ELKS OBSERVE A BIRTHDAY

Twentieth Anniversary of Institution of Local Lodge Enthusiastically Celebrated.

The twentieth anniversary of the establishment of local lodge No. 39 of the order of Elks in Omaha was celebrated Wednesday night at the lodge rooms by local Elks and guests from neighboring lodges. To assist in the festivities were three charter members of the lodge who are still residents of the city and they were accorded special honors by the younger members. They were Isaac W. Miner, Sans F. Woodbridge and Al Sorenson. Seats of honor on the platform were given them and at the close of the first part of the program they were called on to recount some of the experiences as pioneer Elks. Two other charter members, A. B. Davenport and Thomas F. Boyd, sent letters of regret.

The program was in direct charge of Ernest L. Page, who presided during the entertainment. The first half of the program was given by Omaha and Council Bluffs amateur talent. After an intermission during which refreshments were served professional "stunts" were put on by talent from the local theaters. A take-off on local conditions proved a hit. After the audience had been called to order the chairman read a letter purporting to come from the Civic Federation and signed by Elmer Thomas presenting the lodge with a brand new lid. The lid, which was exhibited, bore the motto, "The Lid, open for short engagements only."

A quartet of Elks from the Council Bluffs lodge opened the program with several selections and was recalled by the audience. George P. Cronk, past grand exalted ruler of the order, gave the principal address of the evening in which he took occasion to review the history of the order from its beginning in a small organization formed in New York in 1867. William Kennedy provided entertainment by a reading, followed by a Scotch song and a selection on the bag pipe. Frank Kimball gave a humorous reading and vocal solo selections were rendered by Dr. Claud Lewis and Mr. Zeiss.

Isaac Walton Miner in a short address refreshed the memories of the older Elks with some statistics concerning the growth of the Omaha lodge from its charter membership of twenty to its present roll of over 700.

The interest in the celebration attracted a large crowd and the lodge hall was completely filled. During the informal smoker and feed which followed the program orchestral music was provided.

This committee had general charge of the arrangements: Dr. J. S. Alexander, chairman; Gus Rentz, William Marshall, Thomas Swift, Peter Burke, John Lund and Frank Kimball.

ARREST WOMAN FOR ROBBERY

Says She Took Money to Buy Ticket Home and Intended to Pay It Back.

Upon a telegraphic request received by the Omaha police from the authorities at North Platte, Neb., early this morning, Helen Watson was arrested on Union Pacific train No. 8 by Officer Sandstrom and locked up at the city jail. The charge against the young woman, who is about 20 years of age, is the theft of $25 from a roommate in a hotel at North Platte.

Miss Watson said she did not like her place of employment and wished to return to her home at Chicago, and not having sufficient funds, took her roommate's money, buying a through ticket to Chicago. She said she intended to return the money as soon as she reached Chicago. She will be held until the arrival of officers from North Platte.

Startling Evidence

is daily advanced of the curative powers of Dr. King's New Discovery for Consumption, Coughs and Colds. 50c and $1. For sale by Sherman & McConnell Drug Co.

Gorman Gets Severe Bump.

In a row at Blind's saloon, Twentieth street and Poppleton avenue, at 7:30 o'clock last night William Gorman, Twenty-third and Mason streets, received a blow on the head with the large end of a billiard cue, cutting a gash several inches long. Dr. Hostetter was called and took six stitches in the wound. The blow was said to have been struck by Frank Simmons, bartender for Michael Minikus, 1202 South Twentieth street. The police were not notified for several hours, by which time Simmons had made his escape and no arrests were made last night.

BOOST FOR THE LEASE BILL

Omaha Commercial Club Passes Resolutions Proposed by Cattlemen of Western Nebraska.

A boost was given the movement for a proposed national leasing law Wednesday, when the executive committee of the Commercial club passed these resolutions favoring leasing or sale of the public domain to the western cattlemen:

Resolved, That the Commercial club of Omaha, at a meeting called to consider the serious conditions confronting the cattle interests of the state, indorses the principle of disposing of the unoccupied public lands of northwestern Nebraska, pupularly known as the "sand hills," by lease or sale, for cattle raising and grazing purposes. Be it further

Resolved, That the need of some measure of this sort is urgent and early action is most earnestly urged upon our representatives in congress. Be it further

Resolved, That such a measure, properly framed, will be in the interest not alone of the cattle industry of this state, which is now imperilled, but will bring relief to a large number of settlers in the region affected, in which confusion and uncertainty now prevail. Be it further

Resolved, That it is the sense of this organization that a bill making provision for this emergency will not only greatly benefit the state, but will yield considerable revenue to the government upon lands otherwise unoccupied and unmarketable.

State Representative Frank Currie and State Senator Reynolds appeared before a special joint session of the public affairs committee and the executive committee. They laid before the members the woes of the western Nebraska cattlemen under the present system and asked that the club take some action showing its sympathy with the cattle raisers. John Steel, A. C. Smith, E. Rosewater, G. M. Hitchcock, William A. Paxton, G. W. Holdrege and C. F. McGrew spoke on the subject, all of them favoring leasing except Mr. Rosewater, who thought it would be more practical for the government to sell to the cattlemen land which is only fit for grazing.

A motion to send a representative to Washington to help the cattlemen was not received with favor. The committee was unanimous in its sympathy with Mr. Currie and his associates, and resolutions were drawn favoring leasing or sale of the public domain.

When the meeting had adjourned, P. E. Iler took occasion to tell those who stayed of plans which he has for building and operating a big amusement park at Sarpy City. He had with him Fred S. Phinney of the Phinney Brothers Amusement company of Chicago, who said enough power could be obtained from the creek at Sarpy City to operate such a park.

WOMAN DIES ON THE STREET

Miss Barbara Briggs, Unknown in Omaha, Drops Dead at Thirteenth and Mason.

Miss Barbara Briggs, a stranger in the city, dropped dead Wednesday noon at Thirteenth and Mason streets. The police surgeon was summoned, but his services were not needed. Coroner Bralley took charge of the body and will hold an inquest when relatives shall have been heard from.

The coroner has not learned the woman's address. In her personal effects were found a bundle of papers. An unmailed postal card was addressed to Mr. Free Briggs, a brother, at Antigo. The woman had deeds to various properties at Duluth, Minn., and Los Angeles and, judging from these documents, she was a single woman. Letters were found from Bay City, Mich., and Minneapolis. The postal card addressed to the brother at Antigo indicated the woman intended leaving Omaha on the 15th for Los Angeles.

All that is known of the woman here is she engaged a room with Mrs. Sullivan, 920 South Thirteenth street, a week ago and spoke of her ill health. Just what the ailment was could not be learned.

Coroner Bralley has wired relatives at places indicated in the dead woman's effects. Miss Briggs apparently was 30 years of age.

ANDERSON'S BODY AT HOME

Remains of Man Killed in Train Wreck Brought to Omaha for Interment.

The body of Martin A. Anderson, the young man killed in a wreck Tuesday at Falls City, was brought in Wednesday morning for burial at Forest Lawn cemetery. The service will be held at the Odd Fellows' hall, Fourteenth and Dodge streets, at 2 o'clock, Thursday afternoon. Carl A. Anderson of this city is a brother of the dead man.

Printers Increase Benefits.

Omaha Typographical union had made an increase in the weekly benefits of members at present out on strike. The increase is from $6 to $7 per week for single men and from $9 to $10 per week for married men.

All Are United

in saying that for all Stomach, Liver or Kidney diseases there is no remedy like Electric Bitters. 50c. guaranteed. For sale by Sherman & McConnell Drug Co.

DIAMONDS—Frenzer, 15th and Dodge.

Cunningham Out on Bond.

W. R. Cunningham, who was given a preliminary hearing and bound over to the federal grand jury by United States Commissioner Anderson Tuesday in $500 on the charge of forging an endorsement to a $16 money order, has been released on bail. His sureties are a number of friends and associates. Cunningham was arrested at the instance of Postoffice Inspector A. J. Moore for alleged appropriation of a postoffice money order addressed to G. R. Baker from Hawthorn, Nevada, and forging an endorsement on the same and appropriating the proceeds to his own use.

Walters' Ball a Success.

Bright and smiling faces to the number of several hundred crowded Creighton hall last night, indicating the degree at which the weather was enjoying the occasion which was the eighth annual ball of Omaha Walters' union No. 23. In every way the management could have desired the event was a complete success. The preparations had been painstaking and well carried out. L. J. Pascal acted as master of ceremonies.

PERSONAL PARAGRAPHS.

O. A. Bailey of Crab Orchard, G. W. Hassett of Tecumseh, W. H. Buck of Gibbon, C. E. Woodruff of Grand Island, G. H. Parr, E. G. Day, G. H. Palmer, L. W. Garoutte, W. T. Whitten of Lincoln, J. W. Lindsay of Sterling, Colo.; A. W. Lawrence of Tedford, S. D.; E. C. Burns of Scribner, Mr. and Mrs. A. Johnson of Randolph, E. J. Erford of Stapleton and C. H. Chapin of Ulysses are at the Murray.

W. A. Meyer of San Francisco, F. H. Young of Callaway, J. M. Neff of Lexington, L. L. Weaver of Shelton, O. E. Engler of Plainview, F. S. Gallagher of Humphrey, A. F. Wells of Scribner, Mr. and Mrs. C. E. Huston of Pierce, Mr. and Mrs. F. L. Davies of Utica, O. R. Clark, O. C. Paulsen of Minden, Mr. and Mrs. W. Ottens, A. W. Haecker of Lincoln and G. A. Becker of David City are at the Millard.

Mr. and Mrs. J. W. Knight of Walton, Mrs. Bird Critchfield, C. M. Kincade, F. R. Fruet, C. A. Diamond, S. A. Foster, C. L. Chaffee of Lincoln, H. Binger of Wilber, J. M. Dixon, William Fried of Fremont, Mr. H. H. Mohr, Mr. and Mrs. Thomas Chalmers of Pierce, Mr. and Mrs. P. D. Cornell of Plainview, O. H. Werts of Creighton, G. A. Becker of David City, J. W. Woodard of Denver, Ray Fink, P. E. Schroeder of Bertrand, Mr. and Mrs. E. M. LaGrange of Fullerton and E. M. Wise of Seattle are at the Paxton.

STORING COAL IN CHICAGO

Million Tons of Anthracite to Be Piled Up in Windy City by April 1.

CHICAGO, Feb. 7.—The greatest supply of coal in the history of Chicago is being gathered here in anticipation of the coal miners' strike April 1. Within the next sixty days, if the preparations that have been made are carried out, it is estimated that nearly 1,000,000 tons of coal will have been stored away in Chicago.

"There are 450,000 tons of hard coal now stored in Chicago," said C. L. Doering, western coal manager for the Lackawanna railroad. "This means that one-fourth of the total amount consumed in Chicago in a year is on hand. In addition to this hundreds of carloads are being rushed here daily. It is the intention to keep the coal moving westward as rapidly as possible, so that in case there is a strike of the miners a scarcity of fuel can be avoided."

RAILROAD MEN ENTER PLEA

Representatives of Burlington Road Say They Did Not Grant Freight Rebates.

CHICAGO, Feb. 7.—Pleas of not guilty to charges of granting illegal rebates were entered today before Judge Bethea in the United States district court by representatives of the Chicago, Burlington & Quincy Railroad company.

The corporation and officers were indicted on the charge of granting illegal rebates to the United States Steel Products Export company, one of the subsidiary companies of the United States Steel corporation. Judge Bethea accepted the pleas.

Kansas Has First Cell.

G. Conway of Atchison was brought from the county to the police jail yesterday afternoon and booked at the latter place on the charge of being a fugitive from justice. Conway will be taken back to Atchison to answer to a charge of burglary. The prisoner recently was bound over from the Omaha police court, but when it was shown the Kansas authorities had a stronger case against Conway, County Attorney Shbaugh agreed to nolle the complaint pending in the Douglas county district court.

Mother Cannot Have Children.

An order was issued by County Judge Leslie Wednesday directing that the three minor children of Mrs. James Anderson, who is living apart from her husband, be taken into custody and held pending a hearing on an application of E. P. Quivey of the Children's Home society to be appointed guardian. The petition alleges the mother is an habitual drunkard and is of bad character and unfit to have the care of the children.

REAL ESTATE TRANSFERS.

Robert R. Beard and wife to Hattie L. Denton, lots 13, 14 and 15, block 6, Hillside addition, No. 1 ..... $1,700

George H. Thummel to Montpelier Savings Bank and Trust company, tract in lot 4, block 7, Sweesy's addition 3,500

Franklin H. Monroe and wife to Fred A. Maxfield, tract 40x140 in taxlots 46 and 55, 10-15-13 850

George Elton and wife to Fred Rosacker, ne¼ of sw¼ 15-15-12 4,000

Franklin H. Monroe and wife to John O. Sterner, tract 35x140 in taxlots 46 and 55 800

Edward Rucklos and wife to John Davies, w10 feet lot 8, block M, Lowe's addition 100

Gordon M. Lees to Ribbel Paper and Woodenware company, e26¾ feet of w223¾ feet lot 7, block 101, Omaha 800

Emma I. Jones to Gordon M. Lees, part lot 7, block 101, Omaha 2,000

Dr. R. J. Kay Medical Co. to Esther Horwich, lot 28, block 3, Missouri Avenue Park 500

Henry E. Owen and wife to Edward Owen, n28 feet of lot 7, block 112, South Omaha 1

Arson E. Becker and wife to Elias Holootchiner, lot 21, block 6, S. E. Rogers' addition 1,000

Peter McCann an Mary McCann, n80 feet of s79 feet of lot 3, block 6, Lowe's Second addition 1

Robert O. Fink to E. R. Hume, lots 18 and 19, block 1, Bowling Green 1

Kate E. Fox and Florence K. Fox to Eliza Withrow, lots 9 and 10, block 7, Kilby Place 1

Same to same, same 600

Annie Kilmer to same, same 1

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