DR.PRICE'S Gream Baking Powder

PURE-WHOLESOME-RELIABLE

MADE FROM CREAM OF TARTAR DERIVED SOLELY FROM GRAPES, THE MOST DELICIOUS AND WHOLESOME OF ALL FRUIT ACIDS

> Its superiority is unquestioned Its fame world-wide Its use a protection and a guarantee against alum food

Alum baking powders are detrimental to health. Many consumers use alum baking powders in perfect ignorance. They are allured to the danger by the cry of cheapness, and the false and flippant advertisements in the newspapers. Alum baking powders do not make a "pure, wholesome and delicious food" any more than two and two make ten. Their manufacturers are deceiving the public. If you wish to avoid this danger to your food,

LOOK UPON THE LABEL

and decline to buy or use any baking powder that is not plainly designated as a cream of tartar powder.

PLATTSMOUTH WATER FIGHT water company was to raise and rebuild its settling basin. In consideration the

Jompany Sues City to Restrain Ordinance Declaring Franchise Terminated.

MUNGER ISSUES TEMPORARY INJUNCTION

harter Has Two Years to Run and Dispute Arises Over Rates to Be Exacted for Hydrant Rentals.

The Plattsmouth Water company has brought suit in the United States circuit court against the city of Plattsmouth to restrain the city council from passing an rdinance declaring the franchise of the plaintiff forfeited. Judge Stunger issued a temporary injunction.

The franchise has two years to run, the original ordinance having been passed March 11, 1886, and the plant completed in 1587. In 1896, after some litigation, Thomas Herbert Pollock was made receiver of the water company at the instance of the Boston Safe Deposit and Trust company, and as such receiver Pollock asked for a judgment against the city of Plattsmouth approximating \$11,326.86 for hydrant rentals. In the answer of the city of Plattsmouth to this suit, the city denied the validity of the ordinance granting the franchise. In June, 1896, the city passed an ordinance amending section 5 of the original ordinance, fixing the amount to be paid by the city for hydrant rentals at \$50 per year, for which a special tax should be levied, thus reducing the amount of hydrant rentals \$30 per year from the original ordinance. It was held in a suit brought by Receiver Pollock that this last ordinance was null and void and in violation of the constitution of the United States, as it impaired the contract rights of the

and franchise of March, 1886. This case was tried in the United States circuit court, and the ordinance of 1896 was declared void. The ordinance of 1886 was legal, and the city council was perpetually enjoined from enforcing the ordinance of June 22, 1896. This decree was en-

water company under the original contract

tered February 27, 1897, Compromise is Effected.

In order to terreinate all litigation a compromise was entered into between the receiver and the city, whereby it was agreed to reduce the hydrant rentals from \$80 to \$60 for the first fifty-five hydrants and the



Bifocal Two in One. Price about half of similar lenses.

BUTESON OPTICAL CO. 213 South 16th Street

Factory on the Premises. Opposite the People's Store.

In consideration the city would extend the franchise, which

of six years, and during the six-year period, President of Lead Works Says Concern Has Not Sold Out.

to this effect. It is now held by the water company that this agreement is in full force and effect and that the city is therefore estopped from denying the validity of the franchise of the water company for the

would expire in April 1967, for a period

the hydrant rentals were to be at the rate

of \$45 per year. An ordinance was passed

extended period. 26, 1906, the city council of Plattsmouth did pass an ordinance declaring the franchise of the water company, created under the original ordinance of 1886, would terminate on March II. 1996, the twenty years for which the same was granted clapsing March 11, 1906.

The petition of the plaintiffs asks that the city council of Plattsmouth may be enjoined from enforcing this ordinance. Judge Munger issued an order Thursday morning granting a temporary injunction and the hearing on the same is set for

HENRY RUSTIN LAID AT REST Native Son of Omaha, Who Dies in

9:30 a. m. March 10.

Prime of Distinction, Buried with Honor.

Henry Rustin, chief engineer of the Omaha Water company's plant, was buried this afternoon from the residence at Florence. The Rustin home was thronged with many friends and associates of the young man, whose life promised so much in his chosen field of activity. The burial was at Forest Lawn cemetery. The official staff of the Omalia Water company, as well as a number of the employes, attended the services and funeral. Rev. H. C. Herring, D. D., pastor of the First Congregational church, conducted the The pallbearers were W. G. Doane, E. M. Fairfield, L. L. Kountze, A. Pulta, C. E. Balbach, F. T. True, H. I. Gannett, L. W. Spratlen, F. E. Cex, J. W.

Parish and H. T. McCormick. Mr. Rustin's popularity as a man of personal worth as well as an expert in his nated by the land owners. He says: profession was not only attested by the presence of a large gathering of people life, but floral tributes of the most tender character symbolized the love and esteem | quirement of Cut-Off lake and thereby add- | Thursday on a little tour around the state in which Mr. Rustin was held and con- ing a unique feature to our park system. in the interests of the organization dinner veyed the sorrow of many for the untimely ending of his great work. The officials of who own the land. When it is considered 6-next Tuesday. Mr. Allen declared the tiful floral tributes, while others, too nu-

and other pieces. The funeral services were of an unusually three of the world's greatest expositions, Many of Omaha's foremost men and pense. women looked for the last time on the face of one of the city's honored sons. Henry Rustin's sister, Mrs. J. H. Mcices. Mrs. W. P. Goodwin, Mrs. Rustin's annulled mother, was also in attendance,

A. Packer, chief clerk to the auditor Great Western, is in Omaha. H. L. Lewis, division freight agent of he Burlington at Beatrice, is in the city Harry S. Haskins, traveling passenger agent of the West Shore road, is in the

H. V. Peterson, traveling passenger agent of the Minneapolis and St. Louis railroad, of Minneapolis, is in the city. The Rock Island will have a special train of seven cars through Omaha March 7, bearing a Raymond & Whitcomb touring party en route from the coast east. It will travel from Denver to Chicago on the Rock

Island.

The Union Pacific will start next week with an army of men in Wyoming to lay the ninety-pound rails which are fo replace the seventy-two and eighty-pound rails. These rails have been adopted by the Union Pacific as a standard, and are the heaviest now manufactured. About one-third of the main line of the Union Pacific between Omaha and Ogden will be replaced during the coming sugmer, and the balance will be put dewn next season. About 1,000 men will be put to work at one-third.

CORNISH FLATLY DENIES IT

TRUST NOR ANY OTHER HAS BOUGHT Declares No Move Has Been Made that Will Affect Location, Operation or Ownership of

Carter Plants. E. J. Cornish, president of the Carter White Lead company, is in Omnha for a few days. Confirming the story published by The Bee, he positively denies that the Carter company has sold out to the Naional Lead trust, and says no negotiations the operation or location of the plants or to an issue. Under the charter Mr. Quinby the personnel of officers and employes, A special meeting of the Park board, of

Omaha bonlevard system and the pro- used at elections. posed boulevard system in South Omaha via Twenty-third street. The Omaha board is inclined to insist that the South to noon Thursday: Omaha plans include the acquirement of

vard system of fair proportions. Merits of Injunction.

Cut-Off lake, as far back as Fourteenth ward. avenue. Mr. Cornish has positive ideas Democrat-City clerk, Alvin E. Patten on this point and rejects the idea of com- committeeman, Joseph C. Skryja, Fourth promising on a 100-foot strip to be do- district of Tenth ward.

the top of the bluff and be laid out in a representing the city's business and social way similar to Summit avenue in St. Paul, T. S. Allen, chairman of the democratic The parties to be benefited are the people and meeting of democrats at Lincoln March the Omaha Water company and employes that this boulevard implies the city will outlook for the gathering was propitious of the Florence pumping station sent beau. Improve it and beautify it and probably and that a large attendance was assured. serous to mention in detail, sent wreaths tracks and bring three-fourths of the driv- Dahiman headquarters and Roger's cign: ing public by the property. I would not store, so they would be easy of access to personally consent to accepting the narrow the faithful. Mr. Allen insists that there is touching character. Dr. H. C. Herring strip, which would belittle the enterprise nothing concealed in the plot and that the achievements wrought by Henry Rustin at give a street, and by calling it a boulevard systematically over the state. secure its improvement at the general ex-

"Neither am I in tayor of fitigation nor will. if the property owners do not want Sixteenth and Locust streets. Jim Dahl-Intosh of Boston, was present at the serv- it I think all of the proceedings should be man will be the orator of the evening.

RARE IMPORTATION OF SILKS.

L. Brandels & Sons Secure All the Samples of Exclusive Novelties from Brunet, Lecomte, Gerin

& Co., Lyons France. ALL ON SALE MONDAY, MARCH & This is the most elaborate importation of mple pieces of silk ever seen west of Chicago. We bought the entire collection of sample pieces of \$6-inch materials, all the real value. Many silks manufactured expressly for leading modiates of Fifth avenue, New York. Individual weaves of radia faconne, sole radicuse, peau de messafine quadrille, peau de brilliant, crepe bengale, peau de cygne grissaille, etc., in all the newest shades. Values up to \$4 a. yard will go at \$1.50 a yard on Monday.

J. L. BRANDEIS & SONS DIAMONDS-Edholm, 16th and Harney. Jim Key is coming.

Council from Sixth Ward.

JOHN W. FEAD FILES FOR COMPTROLLER

Alvin E. Patten Will Compete with Albert Sjoberg for Demoeratic Nomination for City Clerk.

Among the political filings for Thursday are those of State Deputy Labor Commissioner Bush for councilman from the Sixth ward and John W; Fead for comptroller, both on the republican ticket. Up to a few days ago Mr. Bush denied any local political ambitions, and intimated he was well satisfied with this present job and prospects. Mr. Fead, who is bond clerk in the office of the city to wrer, and has been connected with clerical positions at the city hall for many years, has been cogitating going into the comptrollership race for some time, and finally decided to make the plunge.

Albert Sjoberg, the only democratic filing for city clerk, will have at least one competitor in the person of Alvin E. Patten. Mr. Patten runs a cigar and news store at Twentieth and Lake streets, but is not yet known in local politics.

More contests have developed in the ranks of the socialists with the filing of Adolph Guter for city attorney. J. B. Randolph, already filed as a socialist for this berth, is among the list of attorneys admitted to practice in Douglas county, while Mr. Guter is not.

True to his promise to get out campaign cards capable of exciting interest, attracting attention and worthy of being preserved in archives. Mike Lee has issued a certificate of his qualifications and right to be councilman from the Second ward on the day following his endorsement by the Equal Rights club. On the face of the card Mr. Lee presents a photograph and announces why he has gone to this trouble and expense, namely, to capture the republican nomination at the April primaries. As to fitness he remarks that he served in the city council from 1885 to 1590 and in the last legislature, and that he is endorsed by a good record, "part of which is printed on the back of the card." Then Mr. Lee gives the public a bit of reading matter, as follows:

RECORD OF A COUNCILMAN. Helped to make the following steps in Omaha's grand march of progress.

Purchased Omaha's first patrol wagon, had it made in Omaha. Established the police alarm system.

Purchased modern equipment for the fire department.

police alarm system.
Purchased modern equipment for the fire department.

Removed the high board fence around Hanscom park.
Located the city hall at Eighteenth and Farnam. Provided that the plans should be made by Omaha contractors. Signed the contract as president of the city council. The building was erected within the appropriation and without graft.

Located the Crache on a city lot at Nineteenth and Harney.

Built Omaha's first viaducts.
Opened up our grand thoroughfares. Gave franchises to four street car companies. Made room for a population that more than doubled in five years.

LEGISLATURE.

As chairman of the committee on cities and towns helped to make a charter for Omaha that will save \$40,000 a year to the taxpayers if it is carried out as intended. It also gives the right to the city to purchase the Auditorium if the mortgage should be foreclosed. He voted for home rule for Omaha and other cities.

"Bate that if you can."

Union labor matters, and particularly the printers' strike, probably will be precipitated into the campaign over the matter of printing the ballots and other printed Tom Klopp of Klopp & Bartlett cur pany, which captured the city printing contract for 1906, contends the job by rights goes to his firm, but the indications are he will be disputed in these premises and a demand be made on the city clerk and council to ask for bids on the job, because Klopp's contract does not include ballots in its specifications. L. J. Quinby, one of the union representatives, says he proare in progress that will in any way affect poses to take the matter up and force it contends the city must call for bids on the job and award the contract separately, which Mr. Cornish is a member, has been because no provision is made for it in the called for Saturday morning at 9:39. The blanket contract. If the Typographical neeting was arranged at the request of union gets behind Quinby, something of a the South Omaha Board of Park battle may be looked for. Heretofore the commissioners, which wishes to discuss firm that had the general contract has althe matter of a connection between the ways printed the ballots and other matter

Following are the new political filings up

Republican-Comptroller, John W. Fead Syndicate park, but it is probable an agree- councilman, Burrett Bush, Sixth ward ment will be made to connect the south- committeeman, Parnell Mangan, Fifth disast boulevard by building two or three trict of Third ward; George G. Leeder, blocks south on Twenty-third street, pro- Third district of Third ward; Huyes Gsantvided South Omaha guarantees a boule- ner, First district of Third ward; Robert H. Johnson, Second district of Third ward Fred L. Smith, Fourth district of Third Negro Consort of Mrs. Wheeler Accused of Another matter that is to come up at ward; John L. Lynch, Second district of the meeting is that concerning the injunc- Eleventh ward; Harry W. Cowduroy, Fifth tion suit brought by W. S. Poppleton, Judge district of Ninth ward; Aif. Bugh, First J. M. Woolworth and others to prevent district of Twelfth ward; William G. SAYS HE HAS NOTHING TO PLEAD TO the park from acquiring more than 100 feet | Neckel, Fourth district of Tenth ward; W. of the land on top of the bluff overlooking A. Houston, Fourth district of Eleventh City Jail Attache Will Swear Alleged

Socialist-City attorney, Adolph Guter; "I contend the boulevard should occupy committeeman. First district of Fifth ward,

believing it would result in the ultimate actistate committee, dropped into Omalia connect with a viaduct over the railroad. He left a bunch of banquet tickets here at told in sympathetic language of the and permit the property owners simply to idea is simply to organize the democracy

> Friday night the Fifth Ward Democratic lub will be revivified at a meeting schodof forcing benefits on people against their uled to take place in McKenna's hall, at

> > Benson Meeting. At Creighton hall, 15th and Harney streets, Friday evening, March 2, 1906, at 8 p'clock. Mr. E. A. Benson and others will speak on local issues. Everybody come,

LOW RATES

Via the Chicago, Milwaukee &

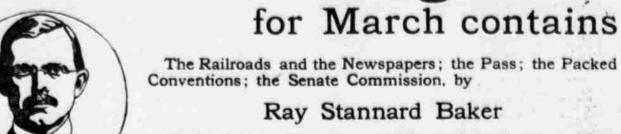
Paul Railway. \$21.50 Omaha to Louisville, Ky., and return. March 15, 16, 17 and 18, return limit, March 31st. Also extremely low round trip rates to many points in Alabama, Florida, Georgia, Louisiana, Mississippi and Tennessee on March 5th and 3th. For day morning he would go on the stand and full information write or call on F. A NASH, General Western Agent,

1524 Farnam St., Omaha, Neb.

PERSONAL PARAGRAPHS.

John Haves Hammond, the celebrated mixing engineer, arrived in Omaha Thurs-day morning with a party of eastern mea, and went to California in a private car which awaited him at this point. Mrs. Hammond was an Astor

GOSSIP OF THE POLITICIANS McClure's Magazine



Escape from a Fortress and Military Execution, - a narra-

Carl Schurz

tive that rivals the "Prisoner of Zenda," - by

The discovery for Augustin Daly of two actors—hitherto unknown in America — Irving and Coghlan, by

Clara Morris

Machiavelli's "Prince" and some modern Lusiness and political principles compared, by

Ida M. Tarbell

win-Zeigler Polar expedition, fully illustrated, by

The pathetic and terrible adventures of the second Bald-

Anthony Fiala

"The Remittance Man," a thrilling Arizona story of cowboy life, Indians and the fascination of the desert, by

Stewart Edward White

"A New York Street Waif's" story, powerful in its way as Mr. Adams's great series on Patent Medicines in Collier's, by

Samuel Hopkins Adams

"The Last Pilot Schooner," a newspaper story of a reporter and a wreck, by

Ralph D. Paine

"A Grief Deferred," a story of great living and great loving—with pictures by W. L. Taylor—by

Alice Brown

Stories by Jeannette Cooper, Harvey J. O'Higgins, poems by Florence Wilkinson and others, and illustrations by Fogarty, Shinn and Wyeth.



The publishers beg to announce that the edition for March just lacks 15,000 of being half a million copies

Features for McClure's during coming months

C Besides six splendid short stories by Kipling, illustrated by Castaigne, which begin in May, there will be two stories of great power by Stewart Edward White, one of them dealing with hidden treasures; new stories by Jack London, Myra Kelly, O. Henry, Josephine Daskam Bacon, Alice Hegan Rice and others.

Insurance by Burton J. Hendrick, dealing with famous Americans-some of the best and some of the worst in our era. This is the most dramatic and fascinating study of men and business that has appeared to a long time.

There will be important articles by Lincoln Steffens, Ray Stannard Baker, Ida M. Tarbell.

Remember—the greatest writers in fiction and the greatest writers on matters of universal interest.



For ten years the leading merchants and manufacturers of the United States have distinguished McClure's Magazine as the best periodical in which to announce their goods. The March Number contains over 200 pages setting forth the principal products of American enterprise. McClure's is the Marketplace of the World. It is the leading exponent of American business energy and activity as well as the leader in thought.

10 cents a copy

Only \$1.00 a year

Buy the March number-now on sale at twenty thousand news stands

DIGGS CHARGED WITH MURDER

Killing Woman's Husband.

Confession of Mrs. Wheeler is

False and Made Up by Reporter.

James Diggs, colored, of 911 North Seventeenth street, was arraigned in police court Thursday morning on the charge of murdering Frank E. Wheeler on the evening of Friday, February 23. When Police | day. Judge Crawford asked Diggs what he would plead the prisoner declared he had nothing to plead for, as he maintained he knew absolutely nothing of the crime. The police judge consequently entered a pleaof not guilty on the complaint and set the case for preliminary hearing on next Monday morning. Diggs expressed a desire to have a police court hearing rather than to waive examination and send the case forthwith to the district court. Diggs has engaged Attorney James M

Macfarland to represent him. The complaint filed against Diggs by Deputy County Attorney Foster was for murder in the first degree. The prisoner was charged in the complaint with having inflicted a mortal wound on the left side of Wheeler's head with a blunt instrument. The complaint was sworn to by Henry W. Dunn, one of the police captains. Diggs appeared quite unconcerned during the arraignment. He stated he expected to subpoems a lot of witnesses.

Fake Confession Exposed.

Mrs. Wheeler has given the police nothing further regarding her version of the tragedy. The police officials still scout the truthfulness of the alleged confession of Mrs. Wheeler. One of the attaches of the city jail who was present at the time Mrs. Wheeler had a few words with a newspaper man Monday morning stated Thursswear that most of the reported confession was false and that what passed between the woman and reporter was this: The reporter told Mrs. Wheeler Diggs had confessed.

"My God, if he has done that he ought to be punished." exclaimed Mrs. Wheeler. "Would you like to talk of the case?" asked the man with the notebook and pencil

thing to say I will say it to the police captain," responded the woman.

RAILROAD IS OPENED Independent Line from Rapid City to Mystle Ready for Service March 10.

The Missouri River & Northwestern Railway company, commonly known as the Crouch line, announces that road will be open for business March 10. The line runs from Rapid City to Mystic and the line is from Rapid City to Mystic and the line is independent of the Northwestern, Milwaukee or Burlington. It is claimed to be the key to the Black Hills, as it furnishes the only pass through connecting the Burlington at Mystic, where valuable coal fields are tapped with Rapid City. Three passenger trains will be run each way near the son of Bridgett Moylan of 1923 South Nineteenth street. Stelling was fined \$20 and costs. senger trains will be run each way per

The following ourths and deaths have been reported to the Board of Health dur-ing the twenty-four hours ending at noon Thursday: Mortality Statistics. Thursday:
Births-C, P. Christensen, Lawnfield, boy:
M. H. Clans, 1806 North Seventeenth, boy;

Peter Felrensky, 1634 South Sixteenth, boy: Ira Graham, 1807 Mason, boy: Freq W. Meinzer, 3345 Manderson, boy: Abra-ham Perimeter, 4164; South Tenth, boy: Edwin Ripley, 1816 North Eighteenth, giri: Emil Sandberg, 3292 Jackson, girl; Matous Stangl, 1241 South Ninetsenth, Death—Charles A. Cummings, Hamilton flats, Twenty-fourth and Farnam, 46.

LOCAL BREVITIES.

C. T. Lanier of 320 North Thirtieth street, arrested by Detective Mitchell for stealing coal from Illinois Central cars, was sen-tenced ten days by the police judge Thurs-

fined \$30 and costs.

Marion O. Cunningham, administrator of the estate of Adolph E. Larson, has begun suit for \$5,900 against the Missouri Pacific Railway company and Merriam & Holmquist Elevator company for damages growing out of Larsen's accidental death November 6. He was working on a side-track moving some cars near the elevator. track moving some cars near the ele at Seventeenth and Nicholas streets, an engine backed down upon him threw him under the wheels.

PURE MILK! THE HEALTH

Of the Whole Family Depends Upon the MILK SUPPLY.

BORDEN'S EAGLE **COLUMBIAN**

Brand Condensed

Brand Evaporated

SOLD ELSEWHERE. BETTER AND SAFER THAN FRESH MILK.

BORDEN'S CONDENSED MILK CO.

NEW YORK.