

MCGILTON STILL IN RACE

Lieutenant Governor Will Not Withdraw Candidacy Just Now, Anyway.

THINKS HE CAN RUN UNDER CONSTITUTION

Says Other States Have Constructed Such Organic Law as Not Barred Incumbent from Seeking Another Office.

"I don't feel that I ought or that it would be reasonable to expect me to withdraw as a candidate for governor now, just because of this excitement that has been raised over that section in the constitution relating to the eligibility of an executive state officer which, it seems, has not been withdrawn in planning to withdraw."

The mooted provision reads: None of the officers of the executive department shall be eligible to any other state office during the period for which they shall have been elected.

Mr. executive officer shall be eligible to any other state office during the period for which he shall have been elected.

It is understood from one of the former attorney generals of Nebraska who is looking up the records and will be prepared to confirm the statement in a day or two—that this very provision was copied—not the grammatical construction—from the constitution of the state of Wisconsin, and that before it was written into the organic law of Nebraska the supreme court of Wisconsin, whose decision has high rank, construed its meaning to be that no executive officer shall hold two offices at the same time. The Wisconsin court, it is said, took the position that the provision did not in any sense mean what some people in Nebraska are now pretending it means.

Thinks It is Absurd. "Similar provisions in the state constitutions of Illinois, Wisconsin, Indiana, Kansas and Kentucky have been construed by the supreme courts in those states, and not in a single instance has it been held that they forbade an executive officer running for another office during his incumbency," said Mr. McGillton. "It is the first time the question was ever raised in this or any other state to my knowledge, and I think it is absurd. I believe if the supreme court were to pass upon it the decision would be what the decisions of other supreme courts have been. I wish an immediate ruling on the question could be obtained. So far as a precedent in this state is concerned, take the example of Tom Majors. He ran for governor while serving as lieutenant governor and no one ever heard of this question being raised."

"While I can't approve of the wisdom of Mr. Mortenson's announced intention of withdrawing, I can see far enough into the future to make this concession: Unless the supreme court would rule on the question before the state convention it would be almost folly for a man in my position or that of Mr. Mortenson to run for the nomination, and then it would not be fair to our party. The natural tendency would be, if either of us were nominated, for some voters to jump to the conclusion that it would be a bad thing to vote for their candidate, who, if elected, might not have a clear title to the office, in the event of an adverse ruling by the court, which might mean the ultimate seating of the democratic candidate. But I am hoping the supreme court will act on this question, since it has become one of such paramount interest, long enough before the state convention to give us a chance to act."

"I had not formally announced my candidacy, but all my friends knew I was running, and I did, before this matter came up, send out some letters over the state in the interest of my candidacy."

MACHINIST TAKES HIS LIFE

Robert N. Briggs Cuts His Throat with Razor and Dies at Once.

While in a fit of despondency, caused by ill-health, Robert N. Briggs, machinist, employed at the Union Pacific shops, took his life Monday morning at his home, 2711 Hickory street, by drawing a razor across his throat. When discovered by his wife Briggs was struggling in the death throes. Dr. C. F. Clark was summoned, but life had departed when the doctor arrived.

Mr. Briggs was 35 years of age and left a wife and three boys, the eldest being 12 years of age. He came to Omaha from Wisner, Neb., three years ago and was employed at the shops since that time. Monday morning he complained of not feeling well and did not go to work. On several recent occasions he said he believed persons were after him and trying to get him out of employment. He did not indicate he intended to kill himself and left no note before using the razor. His throat was cut nearly from ear to ear. He stood before a mirror in his bed room when making the fatal incision.

Briggs was a member of the Modern Woodmen of America and Royal Highlanders of Wisner. His relations reside at Castro, Ia. His father-in-law, John Butler of this city. Mrs. Briggs was completely prostrated when she went to arouse her husband and made the awful discovery.

Coroner Bralley took charge of the body and will hold an inquest in due course of time. It is reported Briggs tried to shoot himself before applying the razor. The revolver, it is said, exploded, but the bullet stuck in the barrel.

MAGOON FOR WAR PORTFOLIO

Nebraskan Touted as Successor to Secretary Taft Should Later Leave Cabinet.

Raymond, the Chicago Tribune's Washington correspondent, has this to say on the possibility of Nebraska landing a man in the president's cabinet: Discussion as to the possible successor of the secretary of war has developed a condition of affairs which may have considerable bearing upon the question whether Mr. Taft will accept the third offer of the cabinet or not.

It would not be extraordinary, in case of a vacancy in the War department, if Charles E. Magoon, the governor of the canal zone and ex-officio minister to Panama, should become secretary of war. He is a Nebraskan and has had considerable military training, and was judge advocate of the Nebraska National Guard long enough to get interested in military matters.

He was the law officer of the bureau of insular affairs during all the formative period succeeding the Spanish war. In that way he became intimately associated with the general colonial policy of the government and is so familiar with the problems in the Philippines that he probably could take up the work begun by Secretary Taft with particular success. His present position as governor of the canal zone and member of the commission has put him in touch with the work on the Isthmus equally to a peculiar degree. Thus it might be said that the succession should fall upon Governor Magoon, Secretary Taft would feel more disposed to give up his work in the War department than otherwise would be the case.

Governor Magoon, by the way, is a warm personal and professional friend of Secretary Root, who would probably urge his appointment in case of a vacancy in the War department. Governor Magoon was to have left for the Isthmus today, but his sailing orders were cancelled and he is in regard to the prospective vacancy in the War department.

Another invoice of letters of inquiry has reached the office of L. C. Wheeler of the Chicago secret service department, relative to the cancelled land entries in the cattle ranch enclosures of Nebraska. This last bunch of letters comes from Ohio. One party, H. M. Challenger of Toledo, O., asks for detailed information regarding the lands, and how near they are to a city. Mr. Challenger and a colony of eight friends beside himself that intend coming out to Nebraska to take up some of these lands if they are suitable. He thinks he can largely increase the membership of the colony if all things prove favorable.

Tremendous Power over constipation, biliousness, etc., is shown in the marvelous cures made by Electric Bitters. Guaranteed. For sale by Sherman & McConnell Drug Co.

BRANDEIS BOSTON STORE & SONS FRESH NEW LOTS OF EMBROIDERIES ON SALE MONDAY FOR THE FIRST TIME

The fine embroideries are in fine patterns shown now for the first time—all fresh and crisp from the import cases—embroideries, galloons, bands and insertings, colored embroideries, also neat and dainty baby sets of fine Swiss and mink—many very pretty ribbon beadings in this lot—values up to 25c a yard, at, per yard—

3c 5c 8c

SMART LITTLE SAILORS strike the keynote of popularity in the Spring Millinery at Brandeis' Brandeis is always in the lead in showing the favorite models that are the rage in the east. The little sailor trimmed with flowers and ribbons is the hat that New York favors for spring—we show a hundred different models of this hat—made of expensive materials and trimmed in Brandeis' stunning fashion, at \$5

JAUNTY SAILORS are shown among the STREET HATS—These little sailors are trimmed with new large and small flowers—the pretty new shades, all the correct style features for street wear, at 2-50

42x36 and 45x36 Pillow Cases—Nicely hemmed—worth up to twenty-two cents each, at 7-2c

50x81 Bleached Sheets at 25c—Ready-to-use torn and hemmed sheets, a good quality of muslin, 25c at, each

ADVANCE NOTICE OF BIG SALE 3 CARLOADS OF LINOLEUM AND FLOOR OIL CLOTH This entire stock was bought from the sheriff. It contains the highest grades of new spring patterns of floor Oil Cloth and Linoleum. Will be sold next Monday far below cost to make.

ON SALE MONDAY BRANDEIS BOSTON STORE & SONS ON SALE MONDAY

pletely prostrated when she went to arouse her husband and made the awful discovery. Coroner Bralley took charge of the body and will hold an inquest in due course of time.

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Mortality Statistics. The following births and deaths have been reported to the Board of Health during the forty-eight hours ending at noon Monday:

Deaths—James Macken, 223 Willis avenue; John E. Wessley, Council Bluffs 21; Tena Brainerd, Cedar Bluffs, Neb. 21; Silas Norman, 221 Charles, 21.

OMAHA WEATHER FORECAST—Tuesday Fair and Warmer. BENNETT'S GREEN TRADING STAMPS EVERY TIME

Bennett's Big Grocery The new, attractive and tempting fruit and vegetable section. New stock every morning and arrivals of fresh fruit several times a day; every cent's worth guaranteed—FRESH, SOUND AND RIGHT.

Those Big Sweet, Juicy Naval Oranges—per dozen, 25c and 20c And ten Green Trading Stamps with each dozen.

- New California Lemons, per dozen 15c
Fresh Coconuts, each 5c
Lettuce, Onions, Cucumbers, Cauliflower, etc.
Nice ripe, firm bananas, per dozen, 15c and 10c
Complete line Flower and Vegetable Seeds, package 2c
Several dozen cans Anderson's Tomato Soup, can 5c
Diamond 5 Fruits, can 25c
And Thirty Green Trading Stamps.
Ten-pound sack Yellow Corn Meal, 18c
And Ten Green Trading Stamps.
M. A. Gedeney & Co.'s 3c Pickles, bottle 15c
Two cans Maine Corn, 25c
And Twenty Green Trading Stamps.
Pound-cans Bennett's Capitol Baking Powder, 24c
And Ten Green Trading Stamps.
Two cans Little Dexter Peas, 25c
Two cans Germain Tomatoes, 25c
And Forty Green Trading Stamps.
Bennett's Bargain Soap, ten bars, 25c

BENNETT'S BIG BOOK SALE Our big book sale has set the town agog! Latest, freshest fiction of every color and character, by America's greatest publishers—Bennett's book stalls. Come around and see the books.

The Best of Everything THE NORTH WESTERN LINE The Only Double Track Railway to Chicago The Twin City Limited TO St. Paul—Minneapolis IS NOW ELECTRIC LIGHTED THROUGHOUT And Carries New and Fashionable Equipment. City Offices 1401-1403 FARNAM ST. OMAHA TEL. 524-561

agreement with the employers. It expired last spring and no renewal was made, the wages that had prevailed for a number of years continuing. The last two years have been exceptionally good ones for the plumbing business, because of the large amount of building construction. Last winter the cold snap burst any number of pipes and caused a large amount of repairs, and this winter has been so mild that much building went on without interruption.

There are something like 100 journeymen plumbers in Omaha. MRS. J. J. MERCER STRICKEN Seriously Ill with Heart Disease at Her Residence on Hickory Street.

Mrs. J. J. Mercer of 2811 Hickory street, mother of ex-Congressman Dave Mercer, is seriously ill with heart trouble. Her condition has grown worse for several days. Monday morning she was not yet out of danger.

Plumbers threaten strike Union Says it Will Raise if Employers Do Not Raise Pay May 1. The Plumbers' union has served an ultimatum upon the Master Plumbers' association that if a demand for increased wages is not met with by May 1 a general strike will follow.

The Plumbers made their first demands several weeks ago, calling for 32 1/2 instead of 30 cents an hour, or an advance of from 14 to 25 a day. The employers demurred and several meetings were held. Negotiations at last resolved themselves into a proposal from the employers to increase the scale to 36 1/2 cents an hour, or 44 1/2 per day, provided they were allowed to employ apprentices to learn the trade.

The Plumbers assented to the compromise on wages, but declined to permit the use of apprentices. Apprentices have been taboed for a number of years, the master plumbers say, except in shops where the proprietor goes out and does work himself.

For a year the Plumbers' union has had

MRS. WINSLOW'S SOOTHING SYRUP has been used by Millions of Mothers for their children's ailments for over Fifty Years. It soothes the inflamed membrane, kills all pain, cures wind colic, and is the only safe and reliable remedy.

Greatest Assortment of Ladies' Stylish Ready-to-Wear Suits in Omaha. HAYDEN'S THE RELIABLE STORE Your Spring Suit's Here. It's Hart, Schaffner & Marx's Hand Tailored.

A Few Tuesday Specials. Wool Dress Goods. Grays are in the lead for spring as usual. We have three times as much as any other Omaha house, in this class of goods.

Gray suitings, 36 inches wide, good value at 25c our price 25c
Batiste and Nume's Veiling are the keynote for summer dresses—we have them at, yard \$1.98, \$1.50, \$1.00 and 50c
Mohairs are always in style—we have them in every shade, grade and fancy—down to \$3.00 yard. 25c

WOMEN'S WALKING SKIRTS—4.95 all new styles, \$5 values
CHAVENETTE COATS—in new spring styles—worth 25 to \$35.00—at 8.95

Special Sale of Laces. Tuesday morning we will place on sale all odds and broken sets of val and torchon laces, heading, insertings and edges, worth 5c to 50c per yard—in one great lot, at choice 2-1c

ZION CITY LACES Are the best to buy—best patterns, best quality and you save the 40 per cent duty imposed on imported laces—a new line just received goes on sale Tuesday, at yard, 4c, 5c, 7c, 10c, 15c, and 20c

Read Grocery Specials in Sunday Papers. Prices Continue Good Tuesday.

HAYDEN BROS. A Small Office In The Bee Building

carries with it all the advantages of being in the best office building in Omaha. The Bee building is always kept in perfect repair. The elevator service is ample and the elevator conductors accommodating and courteous.

Rental price includes electric light, janitor service, heat, water and all the conveniences of a modern office building.

At the present time there are vacant one office at \$12.00 per month, one at \$15.00 per month and one at \$18.00 per month. There are only three small offices vacant in the building today and these will not stay vacant long. If you want one, apply at once.

R. W. BAKER, Supt. R. 418, Bee Bldg. C. C. ROSEWATER, Secy. 1702 Farnam St.

Everybody is singing— "Mex-i-col... My dark-eyed Mex-i-col" Those who have made the trip are singing also the praises of the new semi-weekly through vestibuled modern train, the "Mexico-St. Louis Special"

VIA THE IRON MOUNTAIN ROUTE, TEXAS & PACIFIC RAILWAY, INTERNATIONAL & GREAT NORTHERN RAILROAD (LAREDD GATEWAY), AND THE NATIONAL LINES OF MEXICO.

The train leaves St. Louis at 9:00 a. m. Tuesdays and Fridays, arriving City of Mexico at 8:30 p. m. Thursdays and Sundays—a 60-hour run. Compartment, Observation and Standard Drawing Room Sleeping Cars and Dining Car.

Call on LOCAL AGENT, or address H. C. TOWNSEND, General Passenger and Ticket Agent, ST. LOUIS, MO.

Heat—electric light—janitor service—all night and Sunday elevator service—a fire proof building—all cost the tenant of The Bee Building nothing extra.

DR. BRADBURY, DENTIST 1506 FARNAM "Phone, Douglas 1756 Bridge Work, \$2.50 up Nervs removed without pain. Loose Teeth Made Solid. Work guaranteed 10 yrs.

ARE YOU INVITED to a wedding this month? If you are we have so many handsome pieces for the bride, Bridesmaid, Ring, Cut Glass, Majestic Clocks—any of these would be appreciated as they are such practical, useful articles—send a few minutes in our store. LOOK FOR THE NAME. S. W. LINDSAY, JEWELER. 1516 DOUGLAS ST.

HOMEOPATHIC SUPPLIES In addition to our very large line of Medicines of the Allopathic school, we sell all kinds of Homeopathic medicines and supplies. Homeopathic Pills, Homeopathic Dilutions, Homeopathic Disks, Homeopathic Mother Tinctures, Homeopathic Trinitarions, Homeopathic Tablets, Homeopathic Books, Corks, Vials, Powder, Papers, as used by Homeopaths.

"We are in position to supply the profession, the retail and wholesale trade, and the laity. Write or call on SHERMAN & MCCONNELL DRUG CO. Cor. 18th and Dodge. Omaha, Neb.