#### THE OMAHA DAILY BEE: TUESDAY, NOVEMBER 20, 1906.

# **AN UNSEEN DANGER** INFOOD

AVOIDALU

TO GUARD SHIPS against the unseen dangers at sea, the United States Government maintains lighthouses.

To guard your home against the unseen dangers of food products, the Government has enacted a pure food law. The law compels the manufacturers of baking powder to print the ingredients on the label of each can.

The Government has made the label your protectionso that you can avoid alum-read it carefully, if it does not say pure cream of tartar, hand it back and

Say plainly-

ROYAL is a pure, cream of tartar baking powder-a pure product of grapes-aids the digestion - adds to the healthfulness of food.

abiman Balked in Attempt to Usurp Pewers o' Governor. WH CH PARDON IGNORE 15 Seeks to Set at Liberty Man Indicted by Grand Jury and Subject to Penitentiary Term. reached the jail with the signature of

AYOR TRIES TO FREE FELON man for whom the pardon Mickey Vaughn is the man who did no btain his freedom by the mayor's pardot October 5 he became engaged in a row in a saloon at Twelfth and Farnam streets and during the fight John Roberts had his leg broken and was otherwise injured. Th unty grand jury made as investigation of the case and deemed it important enough after hearing the testimony to return an dictment against Vaughn for assault with intent to wound and kill, an offense that is punishable by a term in the peniten tiary. The indictment was returned October 12. Two or three days later a pardon

NEW GARB. GELAWS FOR CITY Legislation Will Be Fought This Winter to Give Cmiha Good System. HEALTH COMMISSIONER MAKES PLANS Dr. Connell is Preparing Draft o Needed Laws that Will Give

Him and the City Salutary Powers.

on garbage regulation and empowering the health com sioner with authority to preserve the city's health, so far as garbage nor is there any grounds for alleging the

WRS. JOHANNA M'CARTHY DEAD loncer Woman, Whose Husband Built Washington County's

First School, Dies. Monday morning at Chicago from pneu-niopia. Word to this effect was received

come Woman, Not Yet Out

of Danger.

Mrs. Mary McKenna lies in a precarious

trance to the house and found the woman

Tescher.

So many parents of young children do not

realize the danger from croup until they

have had the experience of one severe case

in their own home. To be awakened in the

middle of the night by the peculiar rough

cough and find their little one suffering

Marringe Licenses.

Too Much Water in Milk.

Ella Mosell, Dunbar, Neb.

Frark Klousek, Omaba., Mary Wakara, Omaba...

Joseph Lacina, Omaha., Mary Kudrna, Omaha...

mmanuel Negethon, Omaha, oulsa Thornsen, Omaha.....

completion of the alleged conspiracy to defraud the government out of title. He further alleged that several of the counts have been garbled from the indictments in the Diele case and are not germane to the case at bar. Other features of the argument were that the charge of a crime in the several counts of the indictment should be more specific. Mr. Woodrough occupied Mrs. Johanna McCagthy, a pioneer of the entire forenoon in his argument. Mr. Washington county and for fifty years a Rush will follow for the government and sident of Nebraska, dlod, at 2 o'clock the arguments for the defense in support of the motion to quash will follow by Messrs, R S, Hall and Harry Brome. by Omaha relatives. Mrs. McCarthy was Interested list were Messrs. Bartlett Richards, Will G. Comstock and Aquilla Triplett, each of whom are included in the indictment under argument.

CATTLEMEN LOSE ONE POINT

Biohards and Comstack Fail to Show Dr. Tilden's Incumbancy illegal.

MUNGIR HANDS DOWN HIS DECISION

Attorneys for Defense Proceed to Second Technical Attack, Motion to Quash the Indictment of Their Clients.

In their fight to obstruct the trial of

their clients, Bartlett Richards and W. G. Coinstock, the indicted land and cattle men, the attorneys failed in their first at-

tack on technical grounds, which was the claim that the indictment was defective because drawn by a jury selected by Dr. Tilden, jury commissioner, whose incum bency in office they pronounced illegal.

Judge Munger knocked out this plea and

the counsel for defense proceeded to their

next technical step, argument of their mo-

Judge Munger handed down his decision

Monday morning, sustaining the demurrer of the attorneys for the government to

the plea in abatement, filed and argued by

inst week. The opinion is based upon a precedent in the case of Agnew against the

the attorneys for Richards and Comstock

United States, where a similar question was involved. Judge Munger further held that no specific grounds were stated in the

plea and that the plea in abatement was

The plea in abatement was one of the noves on the part of the defense to nullify

the indictment against Comstock and

Richards and was based on the ground that Dr. George Tilden was not eligible

to participate in drawing the grand jury that returned the indictment against Comstock and Richards in the land fencing

or any other cases, because of the fact that he had never been regularly reappointed as jury commissioner by Judge

Munger; also for the further reason that since the first appointment of Dr. Tilden, who was originally appointed as a demo-

rat, the clerk of the federal district court was at present a democrat, while the law provided that the jury confinisioner and

the district clerk should be of opposite

political faiths. The attorneys for the government, on the other hand, claimed that

the date of Dr. Tilden's appointment as

Judge Dundy in April, 1880, and since that time he has lawfully continued as such

officer, from the fact that he has not re-

Motion to Quash Indictment.

The argument on the motion to quash the

ndictments against Richards and Comstock

was resumed Monday morning by Mr. Woodrough of counsel for the defense. Mr.

Woodrough's argument is based on the

contention that a preliminary filing on ands for use and possession during the

pending maturity for final proof and actual title does not constitute a fraud, and that

until such final proof is made and patent

saued by the government there has been

no allenation of the title from the govern-

ment, and hence no fraud is committed

signed or been removed for cause.

ioner was made permanent by

tion to quash the indictment.

not filed in time.

jury com



AKE Wall Street as a background, Then let some master-hand, who knows the stories of high finance "from the inside," paint in the figures with bold strokes of realism-using the whole range of contrast, from soul-stirring romance to heart-breaking tragedy-and you will have a word-picture which for vivid, compelling interest cannot be equaled.

## homas W. Lawson

has done this-as he alone can do it-in his first fiction story, Friday the 13th, which begins in



Mr. Lawson, as the author of "Frenzied Finance" and "The Crime of Amalgamated," is known to every reader of EVERYBODY'S -and to the country at large. They remember that it was impossible to buy copies of the magazine on the stands after the date of publication and that single copies were jealously passed from hand to hand.

In Friday the 13th, Mr. Lawson, entering the field of fiction for the first time, has produced a tale which will make the reader ask, "Is it founded on fact?" "Are the characters drawn from life?" "And if so, who are they ?" We cannot answer those questions, except to say that in this new creative field Mr. Lawson's wonderfully versatile mind has for a time. turned from

#### TRUTH THAT WAS STRANGER THAN FICTION TO

#### FICTION THAT RINGS WITH TRUTH

If you do not read it you will regret it. You will also miss this feast of good things which fills this number with purposeful undertaking and with Christmas light and cheer:

#### SOLDIERS OF THE COMMON GOOD

Mr. Charles Edward Russell writes about New Zealand-of the truly. free men who are working out that country's future. Do you know what they are doing? There's a message here for every earnest American citizen.

Mayor Dahlman has been balked in an attempt to free from the county jail a man charged with a felony, the county authorities refusing to recognize his attempt to usurp the dulies of Governor Mickey. The



Cured Quickly and Painlessly-No. Risk, No Dauger.

A Free Trial Fackage to Convince Sent by Mail to All Who Write.

Common sense is just as necessary feven to know more than they used to. Not so long ago, it was the fushion to make all sorts of claims for a medicine, and wind up by asking the reader to go to a drug store and buy a bottle. "People won't stand for that kind of thing now. They want They want to try the remedy first and if they find it to be what is claimed they will be glad enough to go and buy it.



That is why we say to every person suffering from the plice of any form of ectal disease, send us your name and we will gladly send you a free trial package. For we know what the result will be. After using the trial you will hurry to your nearest drives and get a fort hox of Pyramid case con he reached for a week or two. of the Cura new admitted by thousands to Mrs. Steat, said there was no disposition be one of the most wonderful reliefs and on the part of the coal dealers to delay cures for Piles over known.

"Please around my delay in writing to you his mass in federal court. sooner in regard to what your Pyramid Pile A rimor is current to Cure has done for me. I consider it one the Coal trust men will continue making of the finest medicines in the world for requests for delays in their trials for one piles. I suffered untold minery for four reason of another until the first of the months when my wife hegged me to send year, when Slabaugh ceases to be county months when my whe makes he to end year, when Stabaugh courses to be county for a Socibox. When it was half gone I attorney and English goes into the office. knew I was better and it didn't take any begging in get me to send for a second conference of the editor of the World-box. I think I am about well now but if Herald, pronounced O. K. the constitution feel any symptoms of a return I will and bylaws under which the Coal trust is order at once. I order it from the Pyramid and was operating when the indictments Drug Co., to be sure of the cure. Tell all were brought against it. The claim was about this fine remedy for piles. "And if Base is anything in this jetter jish was being supported by the Odul trust you want to use do so. I received your

edy like Printed File Cure. J. J. MOELWEE.

Honey Oper, Tor, R R. & Box 2. P. S. Pointy and sud-Somes and Bon't tomba samultighting

to the Pyramid Drug Co. 51 Pyramid Build-half rate, to other territory first and third ing, Manghalf, Michigan i I: will come by return most and the results will bain and Fornam Street. State member in party being and internation for her

Mayor Dahlman attached. The fall auth tles paid no attention to it, as no one but the governor of the state could exercise executive clemency on state prisoners, and a few days later the pardon was returned to the mayor. Vaughn says it was secured by some of his friends who went to see Mayor Dahlman. He says his trouble arose

man for whom the pardon was issued is

nesses asserted it was a vicious case of assault. Mayor Dahlman, under the law, has the right to pardon prisoners sent to jail under the city ordinances and, as readers of The Bee know, he is exercising that power

freely, but he has no right to release prisoners charged with felonics under the state Thw.

County officers don't know whether the more so) in medicine as in business or the mayor could have been ignorant of the condition for some time. Next year's prom- will rest in the home of her son-in-law, affairs of every day life. People are getting scope of his authority or not when he issued this pardon.

> Mayor Does Not Remember. Mayor Dahlman was asked for information as to the pardon and the persons requesting it, and he said:

saued the pardon it has slipped my mind. Why don't you consult the records in my office in charge of my secretary?" These records had already been consulted.

but they did not reveal any notation of this particular case. Vaughn's memory was vivid enough to recall it, but he said he wasn't sure who the good Samaritan was that went to the dump during the day and another at night. mayor.

COAL TRUST SPARS FOR TIME Combine Asks Another Delay in Trial of its Case in District

Court.

The alleged Coal trust was not ready for rial Monday afternoon when County Attorney Slabaugh called up the case in criminal court and a postponement of the bearing was asked. Attorney Stout, who appeared for S. E. Howell, president of the Coal exchange, whose case was to come up first, naked for a delay because R. S. Hall. Mr. Howell's attorney, is engaged in the Richards-Comstock case in federal court, Judge Button allowed the case to gu over few days, until Mr. Hall is at liberty. County Attorney Slabaugh had notified 8. F. Howell, E. E. Howell and J. A. Sinderland to appear in court to be arraigned. but of the three only 8. E. Howell appeared. The indictment was read to him and he entered a plea of not guilty. The others will be again ordered to appear Tucaday morning to enter their pleas.

It is not believed the trial of the first

A rumor is current to the effect that meet requirements. tends. Omaha is in pressing need of laws

made during the campaign that Mr. Eng-

stier a few-days up. Yours for a reme Omega Oil for All Aches and Pains that can be reached externally. Trial loc

Very Low Rutes Tuesday.

Rvery Tuesday, balance of the year, the I-reed any more. Plics of saven Chicago Great Western railroad will sell homeseekars' tickets to Minnesota, North Toiget a fras trial package and today Dakuta and Canadian ner-inwest of about

Health Commissioner Conneli has received well known in Washington county, where from the health commissioner of Milwaukes she settled with her husband on a farm a list of questions regarding the garbage three miles, south of Hair, Their home situation in Omaha. Owing to the loope was known far and wide for its hospitality, condition of Omaha's garbage system it especially to emigrants, and other travelers was Dr. Connell's unpleasant duty to inform ' passing through the state, and to the early the Milwaukee official that he (Connell) settlers. Her husband, Michael McCarthy, could not imagine how a city could have built the first school house in Washington in a drunkan fight, but some of the witpoorer centrol of its garbage than Omaha county. Fifteen years ago, after the death has at present, and has had for some time. of her busband, Mrs. McCarthy moved to Health Commissioner Connell is, however, Omaha, to be with her children. She suflooking forward to better things for Omaha fered two paralytic strokes and about in the garbage line. When the present eleven months ago went to Chicago to take health commissioner arsound his office he treatment. During her long residence in consulted with the city degal department this part of the state she made a large and soon learned his hands were tied so far number of friends, who were deeply moved as the garbage system was concerned. The by the news of her death. local garbage system has been in a woeful

ises a change. The Milwaukee commissioner asked funeral will be held Thursday morning at

whether Omaha owned its garbage plant. Is it let by contract how is garbage disposed of? and a few other queries of minor importance. Dr. Connell replied that Omaha I do not remember such a case. If I does not own its plant and garbage is neither gathered by contract or collected by the city, as anyone can under the present system collect garbage. Four Thousand for Dump

Omaha is now paying about \$4,000 a year STOVE GAS NEARLY KILLS for maintenance of the dump at foot of

Jones street and for removal of dead ani- Fames from Hard Coal Stove Overbut it appears no system is maintained in the management of the dump. Only a few weeks ago complaint was made to the city

Memphis.

that Jones street from Tenth east had been state at her home, 1814 Clark street, from Limit to Which Mercury is to Destrewn during the night with offensive mat. the effects of inhaling fumes from a hard ter. Under existing conditions it was im- coal stove. There are hopes for the possible for the health commissioner to woman's recovery. Mrs. McKenna is a trace the offender. Proprietors of the two widow and resides alone at the address

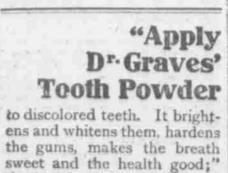
large garbage companies declared they had mentioned. She had her home remodeled a boxed. Numerous other incidents of a like believing everything in usual condition, depleted coal bins. nature have been brought to the attention Saturday morning neighbors forced an enof the police during the year.

Most of the garbage moved during the year was handled by two firms, although moned. various individuals engaged in the musiness. Citizens living in the outer parts of the city have had difficulty in getting garbage removed in anything like a reusonable time, all through a lack of garbage system

in Omaha. City's Rights Proscribed. At present the city has no right to order garbage removed. The city charter is practically a nonenity, so far as giving the from a fully developed attack of the croup

health commissioner control of garbage. If and nothing in the house with which to rethe garbage of one cilizen becomes often- lieve it is a lesson never to be forgotten. sive to another, the latter may file a com- A good remedy at hand is of incalculably the hearing after Mr. Hall had finished plaint against the former charging him value in a time like this and nothing better with maintaining a nuisance, but appears can be obtained than Chamberlain's Cough to many as a rather severe relief when Remedy. The fact this remedy contains no simple and reasonable legislation would narcotic makes it perfectly safe to give to

the children. Commissioner Connell is hopeful of so curing legislation this winter and inaururate a new system next May, for, he con-



On the complaint of Joe Scully, an in-spector of the city health department, a warrant has been issued for the arrent of A. F. Grobeck, Seventeenth atreet and Van Camp avenue, on the charge of using the dear of pump too fructs in connection with his gain; business. that's a dentist's advice. In handy, notal cans or bottles, 25c. Dr. Graves' Tooth Powder Co.

#### MAN PAYS FOR HITTING BOY Larrups Lad He Thinks Snowballed

Him and is Fined Ten Dollars.

Charged with severely beating the young son of Dr. W. A. Bolling of the Hamilton flats November 14 because he believed the boy had hit him with a snowball, Charles The body will be brought to Omaha and Schlegel, proprietor of the Elmwood Park dalry, was fined \$10 and costs in police court Monday morning The

Councilman Thomas McGovern. Schlegel's team and wagon were pelted 9 o'clock from St. John's church. Burial with snowballs by a gang of boys near the will be at Holy Sepulcher. She leaves five corner of Twenty-fourth and Dodge streets daughters and two sons, Mrs. McGovern, and he jumped from the wagon and grabbed Mrs. P. H. Ryan, Mrs. Walter Bulles and the first boy within his reach, who proved Mrs. F. Reed of Chicago, Mrs. W. Carey to be young Bolling. The boy denied he had

of Omaha, Michael McCarthy, a member thrown any missiles or had even been with of the Omaha police force and Charles the gang that had started the bombard-McCarthy, a railway engineer living at ment, but his denials were of no avail, as Schlegel used his whin to the serious injury . for Fall and Winter attire-we sugof the boy. A "John Doe" warrant was is- gest that you drop into this store today-

sued for his arrest and he was taken into and feast your eyes on the handsome custody last Saturday evening by Sergeant array of fabrica-displayed for this sea-Whalen. son's wearing. The assortment is still generous. Sev-

Mangum & Co., LETTER SPECIALISTS. eral cases of nobby suitings-delayed in shipping opened up today.

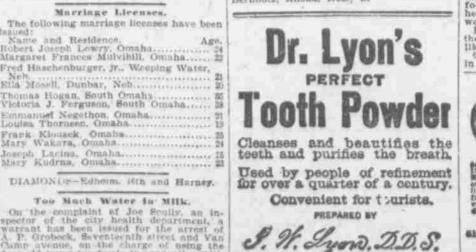
The weather bureau gives out the chilling no work during the night in question. The few weeks ago and it appears that in the information that the mercury is figuring on man paid to stay at the dump during the course of the work a chimney became ob- getting down to about 6 degrees above night could offer no information that would structed with mortar and pieces of brick, zero Tuesday. There is nothing serious in lead to the identity of the miscreant, who Mrs. McKenna started her hard coal stove the outlook other than the admonition is evidently was using a wason not tightly last Friday evening and went to sleep, suggested that it might be wise to replenish

Card of Thanks.

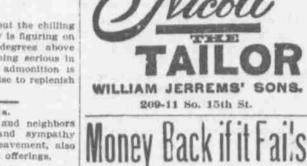
unconscious. Dr. T. R. Ward was sum-We thank all our friends and neighbors for the kind assistance and sympathy shown us in our recent bereavement, also Experience is sometimes a Dear for the many beautiful floral offerings. MR. A. B. ANDERSEN.

MR. S. JORGENSEN AND FAMILY. Births and Deaths.

Hirths and Deaths. The following births and ueaths were re-ported to the Board of Health during the forty-eight hours anding Monday noon: Births-George Ritchle, 2004 Davenport, girt, Clarence Carey, Sil William strit, J. R. Flynn, 253 Bouth Tenth, girl; L. H. Willford, 223 Leavenworth, boy; George Brash, 2459 Bouth Twenty-fourth, boy; Philip Lindberg, 463 Rancroft, boy; An-drew Elving, 2517 South Twenty-first, girl; John Valenta, 125 South Twenty-first, girl; John Valenta, 125 South Fouriteenth, boy. Deaths-Mrs. Mary Resgan, 400 North Twenty-sixth, 7: Charles M. Root, 2519 Wirt, 69; J. M. Hummel, Wahoo, 22; Mary Forman, 1239 South Fourieenth, 78; Louis Bernholz, Anoka, Neb, 40.



SIX DEGREES ABOVE ZERO Trousers \$5 to \$12, Suits \$20 to \$50 seend by Tuesday, Says Weish.



MR.

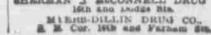
That's the Guarantee Your Druggist

Puts Behind Every Box of BROMO-LAX

for a specific purpose; each ingredient helps the other ingredient to do their



BES ST., NEW LORM. Ful Hale by SHERMAN A MCCONNELL DRUG CE.



### THE TERRIBLE STORY OF THE CONGO

in which Mr. Robert E. Park reports the blood-stained exploitation of the Congo Free State by Leopold of Belgium.

Turning toward timely Christmas subjects are: "Where the Toys Come From," by Vance Thompson; "A Christmas Thought," by Eugene Wood.

And then the fiction-which taken by itself would ordinarily be enough to class this issue as a fiction number: "Before Adam," by Jack London, "The Heart of the House," by Mary Heaton Vorse; "A Fool and a Mule," by G. W. Ogden, "In the Deep of the Snow," by Charles G. D Roberts; "The Stolen Bridegroom," by Emerion Hough; "Peyson's Paint Lady," by Zona Gale and Jill Menkey; with EVERYBODY'S regular departments.

Nothing in this number is trite, tiresome or tradition-bound

15 Cents on all News Stands. \$1.50 a Year

MAN!

F YOU have not yet placed your order

THE RIDGWAY COMPANY 31 East 17th St., New York

Advertise in a LIFE magazine to LIVE people and get LIFELY returns



S TORZ BEER won Highest Award at Lincoln State Fair, 1893, Highest Award and Gold Medal at Trans-Mississippi Exposition, Omaha, 1898. Highest Award and Gold Medal at Lewis and Clark Cen-tennial Exposition, ortland, Ore., 1905. This, when in competition with the renowned beers of the world, and when judged by a jury of the most critical experts. No other beer ment. Drink Storz Beer or your health's sake. Keep a case in your Storz Brewing home. Storz Co., Omaha. D2



Adding Machine

Is the latest, most modern,

up-to-date Adding and

Listing Machine on the

market. It must be seen

Correspondence Solicited.

Trial Examination Free.

A. L. McCreary

Nebraska Agent,

P. O. BOX 391, LINCOLN.

to be appreciated.

