CONNELL ANSWERS SUTTON

Accused Attorney Dafends Hinself from the Charge of Contempt.

QUOTES FROM RECORD IN JUSTIFICATION

Offensive Paragraphs Reproduced in Answer and Further Remarks by Court Set Forth to Ea-

returned it to Mr. Stout, who read it. It was a demuzrer, which was also overruled. Then Mr. Connell made another trip to the clerk's office and returned with the official stamp on his answer to the information and his showing of cause. This was a lengthy document, and as Mr. Stout was engaged on another trial in Judge Redick's court, the contempt case was continued until Wednesday afternoon at 2 o'clock. Mr. Connell's answer goes into detail. He not only denies the charges of contempt against him, but quotes statements which

he alleges were made by the court and which were prejudicial to Connell. Basis of Contempt Charge. The language of the record on which the contempt charge against Mr. Connell is

based is quoted by him from the transcript,

as follows: Q.—Now, referring to the entry opposite C. B. Havens & Co., under June 10, 1906, the figures 5 and two ciphers following, what does that mean, \$5.00, or what? what does that mean, \$5.00, or what?

Objected to for the reason that the book itself is the best evidence. We object that it is immaterial and irrelevant. Further object that it does not tend to sustain the charge or does not tend to sustain any count in this indictment. We further object that it relates to a date and a time prior to the time when the existing law under which this prosecution went into force.

Objection overruled and defendant exorgential over the country of the co

cursions or presentations here, why I don't care to go into that.

The Court—You have argued so much law that I thoroughly disagree with that I have kind of lost faith in the law you present to the court, and if I thought there would be anything gained by this discussion I would be glad to hear it.

Mr. Connell—I don't want to say that I have lost faith in the court, but I will go to the extreme of saying that I do not think that any law that I could produce to your honor would have much effect.

The Court—Perhaps that is because you have argued bad law to the court for a long time and the court. I suppose—

Mr. Connell—I have got it out of the Nebraska reports, and the supreme court is responsible for the law. I do not make the law. I merely find it and bring it into court.

Objections overruled. Defendant excepts. Controversy Over Witness Griffith. Upon Mr. Griffith being called to the stand objection was made by the county attorney that he had violated the order of the court excluding witnesses from the court room

The Court-The court made the order and told counsel that order would be enforced. Connell-I want to show by this wit-Mr. Connell—I want to show by this witness that he was not present when your honor made that order; that he did not know anything about it; that he never expected to be a witness when he was called, and we wish to state, professionally, to the court, on my own part and on behalf of my associate. Mr. Stout, we did not know that we would have to call him as a witness. I did not have the remotest idea that he would ever be a witness until well into yesterday, and that being so we ask and demand that his testimony be taken. Now, demand that his testimony be taken. Now, my understanding of the rule is this, your honor: That a party cannot be deprived of the right to use a witness simply because the witness violates some order of the court. If this witness has violated any order of the court, knowing that he was to be a witness, and has come into the court room, he would be liable for contempt of court; he would be punishable, himself, for

room, he would be liable for contempt of court; he would be punishable, himself, for contempt of court. Suppose that Mr. Howell, in place of be-ing on trial for an act in restrains suppose that air. Howell, in place of being on trial for an act in restraint of trade, was on trial for his life, and that this was the only witness by whom he could prove his innocence, and the witness has violated his innocence, and the witness has violated the order of the court, is it possible that he must be denied the right to present that testimony, and go upon the executioner's platform because the witness, the only wit-ness who could testify in his behalf, has willfully, we will say, violated an order of

the court.
Now, your honor, I contend and insist that to exclude any witness called by the defense simply because that witness has violated some order of the court, and the defendant himself is not a party to it, would be not only the rankest injustice, but would be error of the grossest character.
The Court—Then we will have error of the grossest character. Now, I do not like the grossest character. Now, I do not like that remark, "grossest, rankest injustice." Now, Mr. Connell, you have been making free use of such remarks, and some time you are going to find out this court is not going to permit that any more. Controversy During Final Argument

Controversy During Final Argument.
During the final argument to the jury,
while W. J. Conneil, counsel for the defendant, was addressing the jury and was
making reference to the time when the
constitution and bylaws of the Omaha Coal
exchange were adopted and that if the
same were in violation of law, the act of
adopting them was more than eighteen
months prior to the finding of the indictment and in that connection he turned toward the county attorney and said: "Why
is it that this indictment was not found that this indictment was not found just before a general election?" Thereuntil just before a general election? Thereupon the county attorney arose and said:
"If your honor please, I object to such
statement from a man who knows better,
as a reflection on this court which called
the grand jury that found this indictment,
and as a reflection on sixteen men with

hearts as true as ever beat. Thereupon the court said: "Mr. Connell, you know better than to make a statement like that. I will deal with you at the close of this triat." Thereupon Mr. Connell remarked: "Your honor, if I had been permitted to complete my statement if would not appear to be objectionable." Thereupon Mr. Connell proceeded with his argument without further objection.

Attitude of the Court Mr. Connell sets out further in his answer ome allegations of unfairness on the part of the court, quoting from the record as

by Court Set Forth to Esinblish Innocence.

Attorney W. J. Connell appeared Tuesday morning before Judge Sutton in the district court and entered a plea of not guilty fo the charge of contempt of court filed against him by County Attorney English under the direction of Judge Sutton, because of the conduct of Mr. Connell during the trial of the "Coal trust" case in December.

Attorney Stout, for Mr. Connell, read a motion to quash the information, which was overruled by Judge Sutton. Mr. Connell then tip-toed into the clerk's office with a paper, secured the filing stamp and returned it to Mr. Stout, who read it. It The said defendant further answering and

tility toward this defendant to the great prejudice of his defense and his client and used intemperate, improper and prejudicial language from the bench, and did engage in controversies with counsel and make retorts, all tending to cause and induce counsel for their own protection and in the defense of their own protection and in the defense of their client to make reply, and among other things, the said judge, at the time of the arraignment of the defendants in said criminal case, and in response to the suggestion of counsel that such case being merely a misdem anor, the defendants would waive the reading of the long indictment, without cause or justification, said: "Mr. Connell, I know your tacties, and you are going to have it (the indictment) read over again."

And, again, a little later on, making further reference to the reading of the indictment, the said judge in a sarcastic and angry tome of voice, addressing this defendant, said:

"The indictment will be read over again I would like to have this read over again in order to satisfy Mr. Connell, I am going to have it done. I know you perfectly well."

And, again, later on, during said trial and in presence of the jury, while this dand in presence of the jury, while this dand in presence of the jury, while this dand in the said trial and in presence of the jury, while this dand in the said trial and in presence of the jury, while this dand in the said trial and in presence of the jury, while this dand in the said trial and in the said trial and in the said trial and in presence of the jury, while this dand in the said trial and in the said tria

going to have it done. I know you perfectly well."

And, again, later on, during said trial and in presence of the jury, while this defendant in a respectful manner was making a proper statement, said:
"I propose to have this case tried according to law and not have you buildoze it through the court."

And, again, later on, upon this defendant stating in a respectful manner and in accordance with the actual fact, that there was no evidence that the defendants had by joint action adopted prices of coal, said in an angry and sarcastic manner.

"That is all nonsense. That is all rot. You may argue that to the jury, but not to the court. The court, has common sense, at least. You can argue that to the jury, but not to the court."

KEEPING A LINE ON PAPA Woman Looking for Divorce Calls Up Andy Gallagher, but Won't Tell Her Name.

The telephone in the district court rang sharply, and when Deputy District Clerk Gallagher took the receiver and inquired what was wanted a woman's voice demanded:

"Say, you tell me If there's a divorce cult filed against me." "Certainly, madam, but-," said Mr. Galagher, when the woman interrupted him impatiently.

"Please don't give me any 'buts,' I want o know and I want to know quick." "I'll be very glad to give you the infornation, madam, but I must know your name," said the district clerk.

"Oh, you must?" said the woman with sniff. Then she could be heard turning and consulting some one else at her end of the line. There was evidently a council of war on this subject, and then she replied with the air of one making a great con-

"My name is Carter." "And the given name?" inquired Mr. Gallagher.

"You don't need to know that," was the sharp reply,

of the line. Soon the woman replied: "You'll not get my first name," she said. "Not by a long ways. I know what you want with it. You want to put it in th papers, but you bet you don't do it this time. If that man has filed a suit for divorce against me, I'll find it out some othe way.

And the receiver was hung up with sharp click.

MAN LURES GIRL TO SHAME

Omaha Waiter and Young Woman Found in Resort in Kansas City.

A telephone message was received at the police station early Tuesday morning from | sional men not so much on the matter of Captain Halpin of the Kansas City police, who said that "Billie" Martin, formerly a waiter at the Eagle restaurant, and Dica Livingston, who left home in company with Martin last Tuesday night, had been found and arrested in a disreputable house at Kansas City. Captain Halpin reported that | question whether more beans are eaten i Martin had taken the girl, who is only 17 years of age, to the house of unsavory reputation and had forced her to acts of

pecuniary benefit. Martin and the girl, who had resided with her parents at 2422 South Sixteenth street, left home Tuesday night, ostensibly on their way to a theater, but falled to return. Inquiries were made by the Omaha police and the couple were finally located at Kansas City. Mrs. Livingston had a conference Tuesday morning with the county attorney, and it is expected Martin will be brought back to Omaha to answer

Complies with all requirements of the National Pure Food Law, Guarantee No. 2041, filed at Washington.

Yourg Man Under Delage of Charges Protests He is Innocent.

Arraigned in Police Court and Bound Over on Three Charges and Expects to Give Ball.

"I want to say that I'm innocent, perfectly innocent, of the charges that have been made against me," said Carl Reycolds Tuesday morning in his cell at the

city jall to a reporter for The Bee. The young man who is accused of hold ing up and robbing Julius Waxenberg and James O'Hanion on the night of January 8; Mrs. Jane P. Rockafellow, 2569 St. Mary's avenue, at her home December 20, and August Wolf, Martin Tibke and Jacob Thelkeldsen in Wolf's saloon, on the West Dodge street road, December 20; of undressing and robbing George Barker the night of December 20, as well as half a dozen burgiaries and other crimes, appeared to be eager to talk, although he and maintained absolute silence to the

"Identifications don't amount to anyhing," said Reynolds, "That is the flimman of any crime, and those people were positively mistaken in saying that I am guilty of any criminal acts toward them. Anyone is liable to make a mistake in identifying a person and those people who ccuse me of so much came to the jail expecting to find the right man and, of ourse, said I was the man, even though they weren't sure. I never committed one crime in Omaha or elsewhere and, in fact, don't even know of half of the crimes of which I am accused.

Not Sure About Alibi "I don't know whether I shall attempt he alibi method or not, for I don't know where I was when the crimes were com mitted with which I am charged. I have ived in Omaha twenty years and am now years of age. I attended the Farnam street school for several years, but did not have the chance of attending the high school, as I had to earn my own living No, I never learned a trade, but have supported myself by honest work at different jobs. My father is well known here. He is a railroad man and has been in and out of Omaha for several years. I don't care to say anything about my relatives except that my father has been here to see me several times and will stand by m-

in this trouble." Asked what he was doing in Lincoln where he was arersted last week and plete as possible. brought back to Omaha by Detective Ferris, Reynolds said:

"I had only been there a few days and was visiting with friends. I was not employed there and intended to return to Omaha the day after I was arrested."

Bound Over for Trial. Reynolds and his attorney, J. M. Macfarland, had an extended conference Monday afternoon, and when Reynolds was arorning on the charge of holding up Mrs Rockafellow, Waxenberg and O'Hanlon, his attorney entered pleas of not guilty in each case and waived a preliminary examination. Judge Crawford bound Reynolds over for trial in the district court under

morning for the rogues' gallery and his extend back about half that distance. measurements taken Monday The Anheuser-Busch Brewing association Bertillon evening. Deputy County Attorney Ellick is contemplating the erection of a building robbing August Wolf, Tibke and Tnelkeldsen in the saloon on the West Dodge street road. When the deputy made this state ment in open court it greatly excited the Seventeenth and Eighteenth streets. levity of Reynolds, whose countenance broke into a broad smile.

PORK AND BEANS TAKE LEAD Most Popular Noon Diet of Business Men. Says Restaurant

Proprietor.

The short order restaurants in the busiiess center of Omaha give a fairly good index of the gastronomic tendencies of largely patronized by business and profesconomy as expediency. The manager of one of the most largely patronized of the short order restaurants says:

"By far the largest majority of calls for short order lunches is for pork and beans." Omaha people are big bean eaters, and 1 Boston in proportion to our population than here in Omaha. Pork and beans is the fessional men usually call for 'wheats' and fried eggs in the morning and pork and beans at noon. Beef stew ranks next in popularity as a noon lunch.

"Omahans, too, are tremendous pie eaters. We sell three pieces of apple pie of any other kind. The favorite dish with boys, messenger boys and all who have outside employment is the inevitable pork and beans. In the summer we have some little call for the breakfast foods. Coffee is, of

course, the favorite beverage. We seldom CARL REYNOLDS DENIES ALL have a call for tea. It is either coffee or nilk. Of course appetites vary, but I am speaking of the general call for short order

FOR TRUANT OFFICERS EAGER TO TALK OF THE ACCUSATIONS Plain Talk on a Subject of Interest to Men Filling These Positions.

inches and not for regular meals.

"I hope further action will not be necessary to impress upon the minds of truant officers just exactly what their duty is in the matter of treating with children who play truant," said a member of the Board of Education, in referring to the action taken by the board Monday night. "We adopted the committee's report, which outlines definitely and explicitly the bounds t which trunkt officers may go, and they will do well not to persist in going any further than these bounds. The report plainty says no truant officer has the right, under the juvenile law, to arrest children. He may enforce the compulsory educational law as against parents or guardians, but not against children. He may apprehend a child and convey it to its parents guardian, but he may not arrest the child That is the point, and any truant office will do well to bear that point in mind, Certain members of the board have de termined they will see to it that truans officers shall not in the future usurp powers and functions which the law does not give them. Unwarranted officiousness. sjest kind of evidence on which to convict which has caused an endless amount of trouble, they declare, must stop, one way or the other. Arrests of children and placing them in the Detention home with out first taking them to their parents will not be tolerated longer.

> NASH TO MAKE BIG OUTLAY Authorized to Spend Three Hundred

Thousand Dollars on Electric Plant.

F. A. Nash, general agent of the Milwauce railroad and president of the Omaha Electric Light and Power company, has cturned from a trip to New York, where se went for a conference with the eastern directors of the company. He brings the report that he is authorized to spend \$100,000 on the Omaha plant this year in enlarging the bollers and putting in additional machinery, including another larger turbine engine similar to the one which was installed last year. New lines will be built and some of the old ones rebuilt and extended.

"Our plant is again in normal condition and we have completed the expenditure of \$35,000 which was authorized for last year, said Mr. Nash, "and are now going to spend \$300,000 more in making the plant as com-

"I found a marked change in the sentiment of the east toward the west, and Omalia in particular, which is now looked pon as one of the most prosperous and thriving cities in the country. I heard nore of Omaha in a day in New York on this trip than I used to hear in a month.

DOWNTOWN BRICKS GO UP raigned in police court again Tuesday Two Small Buildings Will Be Erected on Farnam East of Patterson.

The small brick buildings on the sixty-six feet east of the Patterson block, on Farnam bonds of \$3,000-\$1,000 on each charge, and street, between Sixteenth and Seventeenth it is expected a friend of the family will are to be enlarged this spring to twice their furnish ball for the prisoner within the present size. W. Farnam Smith, who has next few days. The bond of \$1,000 on each charge of the property for George Warren charge was fixed at that amount at the re- Smith, is having plans prepared for an exquest of Deputy County Attorney Ellick. tension of these buildings to a point ninety Reynolds was photographed Tuesday feet back from the street. At present they

Mr. Gallagher assured her that it was said he expected to file three more com- at the southwest corner of Twenty-fourth lite necessary, and then there followed plaints against Reynolds Wednesday morn- and Leavenworth streets. It probably will another council of war at the other end ing, charging him with holding up and be a three-story structure for saloon. stores and rooming house purposes, Mrs. Maul will erect a new building for Cole & McKay on Douglas street, between

will be 110 feet in length and 50 feet in English Edition of "Who's Who" Now width. It will be two stories in height at first, but will eventually be made four stories. It will be built this spring.

BIGGEST SALES AND PRICES Farm Land in Holt County Being Sold to Actual Settlers and Not Speculators.

Fred L. Barclay of Stuart, who is en business Omaha. These establishments are gaged in the selling of farm lands in Holt county, was at the Merchants Tuesday. "We anticipate a better season for buyers than any in the history of Nebraska," said Mr. Barclay. "The sales for the last six months have been exceedingly large and most of them have been made to actual settlers and not to speculators. There is little homestead land left in Holt county except in the southern part. Land has increased in value about 50 per cent in the last three years, and still there is plenty of favorite noon lunch. In the morning the good land to be had at from \$10 to \$40 an pocket picking and similar crimes for his big call for 'wheats' (griddle cakes). Pro- acre. It has been a steady rise, with no boom. We are getting \$6 and \$7 a ton for our hay on the tracks, and that is equal to \$70 corn land, so it is seen the prices are

> with a decided preference for apple pic. CHANCE FOR CHEAP POWER Gas Plant Wants to Supply Local Factory as an Advertising

Proposition. Here is a chance for some local manufacturing concern to get cheap power. A nanufacturer of gas producing plants has written to Commissioner Guild of the Com mercial club saying he would like to find an Omaha factory using 200-horse power which could be induced to enter into a and then retreating, without possible pur three or five-year contract with him to take gas power at 10 per cent less than it now pays for the same amount of steam power. He would use the plant as an advertisement and would expect to show the Omaha manufacturers that they could ge their gas power 35 to 50 per cent less than steam power. This demonstrated, he probably would erect a factory in Omaha to make the producers.

Robert Burns' Anniversary. This great anniversary falls to be ob served in Omaha under the auspices of Clan Gordon Friday evening, in the Edward Creighton institute, 210 South Eighteenth street, opposite city hall,

Miss Mac Weaver, Mrs. Verne Miller Mr. W. B. Graham, Mr. R. G. Watson and Graham's quartet will interpret the glorious songs of Scotland. There will be Scottish reels and Highland Plings by young Omaha Scottles in kilts. The pipers will be on hand. Ittner's orchestra will lead the dance. The Hon. Robert Cowell will be the speaker of the evening, his address being "The Immortal Memory. Tickets are 50 cents and may be had from leading drug stores and members of the The chief, William Kennedy, will

No Evidence to Hold.

No Evidence to Hold.

The case against John A. Jensen, who was arrested last Tuesday on the charge of stealing \$20 from John M. Berger, an employe at the Union Pacific sheps by short-changing him when his pay check was cashed, was dismissed in police court Tuesday morning. No evidence was submitted to show any criminal intent on the part of Jensen, who offered to return Berger's money if a mistake had, in fact, been made, and Judge Crawford was of the opinion that Berger should seek redress by means of a civil action.



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REVIEW OF THE NEW BOOKS

Fiction, as Usual Comprises the Larger

SOME RELATE TO BIOGRAPHY AND TRAVEL

Offered to the American Public-Covers All English Speaking Countries.

"The Secret of the Moor Cottage," by H Ripley Cromarsh, who is none other than the sister of A. Conan Doyle, is a tale of mystery and adventure-as might be expected when written by the sister of A. Conan Dovie. It naturally involves a de tective, who, aithough not a professional one, discovers himself in a situation where he finds it desirable, for various reasons to seek a solution of the puzzle which surrounds him. He tells the story himself with a supplementary narrative by one o the other characters of the story for the final clearing up of the mystery. Published by Small, Maynard & Co.

"Father Pink," by A. Wilson Barrett the author of "The Silver Pin," is a lively narrative of the wily machinations of a eemingly good-natured and harmless priest, who has schemes of his own for the benefit of a favorite niece. Large property rights are involved, together with hoarded pile of diamonds, which have been singularly concealed for safekeeping. The hand of the woman whose property is thus at stake is sought by two eager rivals, whose fortunes are involved in the plot The custody of the diamonds, when at last found, gives rise to exciting complications, with the priest, Father Pink, as the cleverest actor in the drama. It is by no means an ordinary man who can elude obviously certain capture by backing into a cage of trained lions, with whom he had previously made friends for that purpose suit, through a secret passage. Published by Small, Maynard & Co.

There are several "Who's Whos," all of them built on the same plan, although dealing with different material, but none of them are more comprehensive or convenient of reference than the "Who's Who" for 1907, published in London and covering generally the men of more than local mo ment in all the English-speaking countries. n this edition the statistical tables, which ised to form the preface, have been put into a separate volume from the biographical notices, which are unusually full and country by the Macmillans.

The Assistant Secretary of Agriculture Prof. W. M. Hays, suggests that the twentieth century boy on a farm need not envy his cousins in the city. It is to be the century of the farm boy's opportunity, and the desire to get back to the land, al ready so manifest, will be augmented by Prof. Hays' article on "The Coming Boy on the Farm," contributed to The Youth's Companion for January 17.

Mrs. Wharton's serial in Scribner's, "The half-tone reproductions of the famous In-Fruit of the Tree," has taken hold of dian paintings of Edwin Willard Deming. readers from the start with even more the well known American artist; a funny vigor than her famous novel, "The House story by Holman F. Day antitled "The Goof Mirth." In the February number the uppers," and a half-dozen short stories of earnestness of the hero and his pertinacity more than usual value, several departments of purpose will be more fully revealed. He conducted especially for women, and a is in striking contrast to the dilettante "Selden," of the former novel.

vital number of Broadway Magazine for of drawings by Mr. Learned, entitled "The

political juggling and whipsawing, and it made somewhat of a sensation among those presents to the people of New York City who like pictures of pretty women. The

In his "Foreign Adventures Series." sisting of three volumes, Edward S. Ellis, the popular writer of boys' stories, takes his readers into the wild and dangerous lands still existing in South America and Slam. There are thrilling situations, vivid adventures and terrifying episodes, but Mr. Ellis avoids unhealthy sensationalism and his never failing fund of humor and high moral character show constanty in

"Lost in the Forbidden Land" is based on the attempt of two Americans to trace the Pilcomayo river in South America from its source to where it joins the Paraguay, a feat which had never yet been accomplished. All the dangers of a tropical land and the force and wildness of the river are to be overcome, beside the re-Tobas Indians, who have sucessfully de fied through centuries all armies brought against them. Disasters overtake the hero and his friend in spite of all that Yanker ingenuity can do to avoid them.

"River and Jungle" is a story of vivid

adventures in Indo-China. Dudley Mason comes from America to visit his father, a nissionary in the interior of Siam. When he steps on shore he is met by Nughwa, a native, once the prize wrestler of Siam but now a convert of his father's, who is to guide him through the jungle to his relatives. The journey is long and full of all kinds of danger. Several times Dudley separated from his guide, and his experiences with crocodiles, tigers, snakes, wild Indians and elephants are full of hair breadth escapes and thrilling situation which can only be met in such countries. In "The Hunt of the White Elephant Mr. Ellis has placed his hero, Dudley Mason, in the depth of a jungle of Siam The white elephant has been seen, and Dudley, with only the help of Nugwha, a powerful Christianized native, sets out to capture him. How they hunt a terribl tiger, how they capture the clephant, how it is stolen from them by natives whom they finally overtake, how the white elephant escapes from both parties and is finally retaken and subdued, are adventures which no boy should miss reading The books are each well illustrated. Published by the John C. Winston company.

Roald Amundsen, to whom belongs the honor of having passed from the Atlantic to the Pacific ocean in the only ship that has ever made the northwest passage in its entirety, is the hero of General A. W. Greely's paper, to appear in the February Century, giving the story of this voyage and of the observations secured during many months' sojourn and work at Gjoa accurate. The book is handled in this Harbor-a story of much scientific value as well as of fascinating interest.

There are nine striking new short stories in the February number of Harper's Magazine, of whom the authors are Mrs. Henry Dudeney, Lawrence Mott, Gwendolen Overton, Perceval Gibbon, Rose Young, Mary Tracy Earle, Margaret Cameron, Roy Norton and Arthur Chapman.

The February Smith's comes to us with a complete novelette, "An Insular Prejudice," by Adeline Knapp, a series of well-printed number of special articles, in which timely subjects are handled interestingly. Besides these, the magazine contains a series of Franklin Matthew's expose of New York's drawings by A. G. Learned, entitled "Fads police court magistrates leads a particularly of the American Giri." A previous series

February. It is a most amazing tale of Veil." and published some months ago, new series is done with even more delicacy and fancy, and is splendidly reproduced. The magazine also contains a short nevelette by Robert Barr, "A Question of Money," and a generous installment of a new serial by Charles Garvice, "Where Love Leads,

One of the best short stories of life on the western plains that has come to light in some time is "Lone-handed," by Dan Coolidge, which appears in the February issue of 'The People's, the short-story magazine, now on sale. Mr. Coolidge has handled a theme which has been conspicuously neglected by the usual writers of western fiction-the fight of a man to keep his hands clean against heavy odds, his grim endeavor to return to his boyhood's home innocent of blood. This story alone is worth the 10 cents which is asked for the distance of the bloodthirsty and fearless magazine, but The People's consists of 192 pages of fiction in all.

> Gertrade Lynch is the author of a strikng novel, "Winds of the World," which opens the February Smart Set, and a story with a more original plot has not recently appeared. Two women reared in the same country town are thrown together in an extraordinary way after many years of separation, the one poor, the other fabulously rich. Following this seemingly old situation is an entirely new and unexpected denouement. Miss Lynch's gift for searching character analysis has never een more in evidence, and this piece of work will, beyond question, give her a lasting place among modern fiction writers.

Above books at lowest retail prices Matthews, 12 South Fifteenth street, Books reviewed are on sale by The Bennett Company at cut price.

Curtis from Kansas.

TOPEKA, Kan., Jan. 22.—Representative Charles Curtis, republican, of Topeka was today elected to the United States senate to succeed A. W. Benson. The vote in the senate: Curtis, 36; Colonel W. A. Harris, 2; absent, 2. In the house: Curtis, 36; Harris, 30; J. L. Bristow, I; absent, 8. The house and senate tomorrow in joint session will ratify the election of Curtis.

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