

HARD BLOW AT HILL LINE

Attorney General of Minnesota Starts Suit to Forfeit Old Charter.

COMMON RAILROAD PRACTICE ATTACKED

Right of One Company to Organize Others to Build Lines Questioned in Suit at St. Paul.

ST. PAUL, Jan. 25.—Attorney General Young today began mandamus proceedings in the supreme court to compel the St. Paul, Minneapolis & Manitoba Railroad company to show cause why its charter should not be forfeited. This company was formerly known as the Minnesota & Pacific company, and is really the parent company of the Great Northern Railroad company and the Great Northern Railway company. It is the owner of the Manitoba company's stock. Attorney Young has given the Associated Press a gist of the allegations set up in the bill sent up in the supreme court. The complaint complains about eighty typewritten pages and goes into all transactions of the Great Northern company, with its constituent companies for forming the merger known as the Great Northern Railway company. Attorney Young says:

We have commenced an action in the name of the state against the St. Paul, Minneapolis & Manitoba Railroad company to compel forfeiture of its charter for the reason that ever since it transferred its charter to the Great Northern company, it has been in violation of the provisions of the charter. The Great Northern company was created in February 1, 1891, it has ceased to perform the duties for which it was created and has therefore forfeited its right to exist under our laws as a railway company.

Great Northern Involved.

We have joined the Great Northern Railway company as a party to this action because it is the owner of all the stock of the Manitoba company and for the further reason that in the purchase of the property of the Manitoba company, a very large amount of stock was issued by the latter company, which we claim is void under the law of this state, upon which the public have ever since its issuance, have been paying large dividends. We ask that the stock be declared void and the payment of further dividends thereon be prohibited.

Refusal to Pay Tax.

When the gross earnings tax on railroads was passed in 1906, the Great Northern company refused to pay the increased rate on that portion of its road in this state which was originally constructed by the Minnesota & Pacific company. The latter company had a charter which operated on the road under an alleged lease from the Manitoba company, paid only 2 per cent, and soon afterward the state commenced an action against it for \$100,000, being the unpaid 1 per cent of its taxes under the new law. In that suit the claim to immunity from the increase above 1 per cent in its taxes, is claimed under the charter of the Manitoba company, by virtue of the rights it claims to have acquired at the purchase of the road in 1878.

Suit Still Pending.

The suit is not yet disposed of and it will probably take many days to get it through the courts. The railroad taxes for the year 1906 will be due in a few days and there will be an additional amount, greater than the above mentioned, for that year.

DOCTORS FOR MEN

THE RELIABLE SPECIALISTS Best Methods of Cure. We have devoted years of study to the best methods of curing diseases and weaknesses of men, spending thousands of dollars in the purchase of the best medical apparatus and the most reliable medicines. We treat each case according to its special requirements, and our skill and ability has opened up for them. Come to us and we will spare you the penalties associated with diseases, weaknesses, etc.

1308 Farnam St., Between 13th and 14th Sts., Omaha, Neb.

CONTRACT LABORERS FOUND

Immigration Officials Find Japanese Are Trying to Illegally Enter United States.

WASHINGTON, Jan. 25.—A long report

has been received by Immigration Commissioner Barger from Commissioner North at San Francisco regarding the 81 Japanese immigrants who arrived there on the steamer Korea from Honolulu. It discloses, among other things, that a number had gone to Hawaii as a result of the work of the immigration societies in Japan in inducing their emigration. When evidence has been obtained to the effect that such is the case the immigrants are not allowed to land. Further investigation bearing on the arrivals on the Korea is awaited by the immigration office here.

The dispatch of Commissioner North shows that of the Japanese aboard the ship, 199 had left Japan as late as December 21 of them had departed from that country for Hawaii during 1906. The commissioner had a careful examination made of the seventeen whose cases he thought should be looked into particularly, and thirteen of them were found to be contract laborers. One hundred and sixty-two of the Japanese said they were going to work for a railroad, but the commissioner states specifically what road, they were unable to say.

Canal Bids Inspected.

WASHINGTON, Jan. 25.—Secretary Taft today announced that the investigation into the various bids submitted for the construction of the Panama canal has been completed and that he would make his rulings late this afternoon or early tomorrow.

House Wants New Judges.

WASHINGTON, Jan. 25.—The house by unanimous consent today passed bills providing for additional judges for the northern and southern districts of California and creating another division of the northern district of Mississippi.

FORECAST OF THE WEATHER

Fair in Nebraska, South Dakota and Kansas—Fair in Iowa, Warner Tomorrow.

WASHINGTON, Jan. 25.—Forecast of the weather for Saturday and Sunday: For Nebraska, South Dakota and Kansas—Fair to clear, Sunday. For Iowa and Missouri—Fair Saturday and Sunday; warmer Sunday. For Colorado—Fair Saturday and Sunday, except snow in the south portion. For Wyoming—Snow Saturday and in south portion Sunday.

Local Record.

OFFICE OF THE WEATHER BUREAU. OMAHA, Jan. 25.—Official record of temperature and precipitation compared with the corresponding day for the last three years: 1907, 1906, 1905, 1904. Maximum temperature... 15 28 0 -7 Minimum temperature... 11 28 -9 -12 Precipitation... 0.00 0.00 0.00 0.00

Reports from Stations at 7 P. M.

Station and State Temp. Wind. Rain. H. Bar. Clear. Partly Cloudy. Cloudy. Fog. Snow. Ice. Windy. Stormy. Gale. Hurricane. Tornado. Thunder. Hail. Other.

Merger Follows Future.

The associations having failed to accomplish the desired purposes, the Pennsylvania Railroad company is expected to buy the stock of the Chesapeake & Ohio, Baltimore & Ohio and Norfolk & Western railroads so that it might control the policy of these roads. The commission reaches the conclusion, aside from the question of the Pennsylvania railroad, that a majority of the stock of the other railroad companies mentioned, except the New York Central, that as a matter of fact, the Baltimore & Ohio, Chesapeake & Ohio, Norfolk & Western and Philadelphia & Reading railroads were practically controlled by the Pennsylvania Railroad and that the result was to practically abolish the competition between the carriers of coal in the territory under consideration.

EVERY CHILD Afflicted with Torturing Disfiguring Humors

Becomes an object of the most tender solicitude, not only because of its suffering, but because of the danger to the life of the child. The disfiguration is so marked that the child is a disgrace to the family, and the mother is driven to despair. Hence it becomes the duty of mothers to acquaint themselves with the most effective treatment available, and to apply it with Cuticura Soap, and gentle treatments with Cuticura Ointment, the great Skin Cure. Cures made in infancy and childhood are usually permanent.

COMBINATIONS ARE FOUL

Commerce Commission Reports Its Findings and Recommendations to Congress.

RAILROADS AND COAL MINES INVOLVED

Report Recommends Publicity as Cure for Some Evils and Enforcement of Equitable Rates for Fuel.

WASHINGTON, Jan. 24.—The Interstate Commerce commission today transmitted to congress its first report on its investigation of discriminations and monopolies under the joint resolution of congress of March 7, 1890, known as the Tillman-Gillette resolution. The report deals with bituminous coal carried east of the Ohio river, and territory bounded by the south by the Norfolk and Western railway, on the north by Canada, and on the east by the Atlantic seaboard. The roads involved are the Norfolk & Western, Chesapeake & Ohio, Baltimore & Ohio, Pennsylvania, Buffalo, Rochester & Pittsburgh, Beach Creek division of the New York Central & Hudson River, Pittsburg, Shawmut and Northern, Buffalo & Susquehanna, and West Virginia Central & Pittsburgh (now the Western Maryland).

Laws Recommended.

The report is practically a summary of the information gleaned from the investigation thus far made together with the presentation of the pending legislation, and makes recommendations for legislative action, as follows: That every common carrier engaged in interstate transportation of coal be required to make a statement of its distribution in effect upon its railway and the several divisions thereof, showing how the equipment is divided between the several divisions of its road; and that the carrier be required to file with the commission a statement of the actual distribution in effect and the actual distribution of its equipment.

Employers Interested in Mines.

A summary is given showing the interest of railroad officials in the coal mines operated by coal companies engaged in coal traffic. Ownership of stock in coal companies by officers and employees of the Pennsylvania railroad, the report says, has created a serious and dangerous condition on the line of this company.

STOCKS IN COAL COMPANIES

The policy of permitting officials and employees of railroad companies to hold investments in coal companies furnishing traffic to the railroad is, in the opinion of the commission, a dangerous and responsible for favoritism. In any event, it subjects such officers and employees to criticism and suspicion.

Agreement on Rates.

Regarding the New York Central & Hudson River railroad, it is said that no ownership by any officer or employee of the stock or bonds of coal companies is disclosed, except that of the Pennsylvania Railroad, which is said to own stock in the Clearfield Bituminous Coal corporation, in which the New York Central has stock interests, were issued in the names of certain officers of the railroad company to qualify them as directors of that company, that they might represent the railroad holdings.

Two Sisters Have Eczema of Head

Two Illinois Girls Suffer from Scalp Trouble—Another Sister Needs a Tonic—Friend Suggests Cuticura—They Use It and Now Give MUCH PRAISE TO ALL CUTICURA REMEDIES

"I must give much praise to all the Cuticura Remedies. I used but one cake of Cuticura Soap and one box of Cuticura Ointment, as that was all that was required to cure my disease. I was very much troubled with eczema of the head, and a friend of mine told me to use the Cuticura Remedies. I did, and am glad to say that the cure was effected entirely. Since then we have always kept the soap on hand at our home, and the ointment in our medicine chest. I can not say exactly how long I suffered, but I think about six months. Miss Edith Curtis, 120 N. No. 6, Morrison, Ill., Oct. 3, 1906."

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peered. On the Pennsylvania and Baltimore and Ohio railroads it was almost impossible for the shippers to ascertain actually what was the system of distribution and whether it was faithfully carried out. The commission announces that the method of rating mines on those roads where the capacity of the mines to produce coal is an element considered in the distribution of coal in the several divisions or districts and each mine therein, has not been carried out with the care or fairness which should characterize such responsible and important duties.

It is declared that many inequalities and unjust methods are used in arriving at the capacity of each mine. It is strenuously claimed on the part of the Pennsylvania Railroad company, the report says, that the acquisition of the stocks of the Baltimore & Ohio, the Chesapeake & Ohio and the Norfolk & Western by the Pennsylvania Railroad company was the real cause for the cessation in rebating and this claim in part seems to be justified.

TWO MEETINGS AT MITCHELL

Stockmen and Poultry Fanciers Get Together Next Week for Their Exhibitions.

MITCHELL, S. D., Jan. 25.—(Special.)—Next week Mitchell entertains two big associations in the South Dakota Improved Live Stock association and the South Dakota State Poultry show. The stock show and sale will open on January 29, when the literary features will be held, and this will be followed Wednesday and Thursday with stock sales in the pavilion, in the western part of the city. On Wednesday the poultry show will be opened, consisting of forty-two Poland-Chinas, seven Duro-Jerseys, six Chester Whites and two Berks-shires. On Thursday will occur the cattle sale, and this is the big feature of the sales.

In both cattle and hog breeders are required to submit their animals to an inspection of the committee which judges whether they are eligible for a sale under the protection of the association, and if they do not come up to the requirements they are not permitted to be sold. On Thursday the thoroughbred cattle will be offered, consisting of fifty-two Shorthorns, thirty-one bulls, fourteen cows; thirty-one Herefords, twenty-five bulls, six cows; ten Aberdeen-Angus, seven bulls, three cows; two Polled Durhams, one bull, one cow. In the mornings and evenings the time will be occupied with addresses from stockmen and the transaction of business. The show will close February 2. J. M. Erion of Mitchell is the president and James W. Wilson of Brookings is the secretary.

HASTINGS STARTS TO BOOST

(Continued from Third Page.)

finger and parts of the other fingers were amputated. SEWARD—Word was received here yesterday that the steel smelting works, which occurred at his home at Kansas City. The deceased was long a resident of this county, being at one time a mail clerk on the Missouri Pacific railway.

BLUE HILL—Friends and relatives of

Charles M. Mitchell has returned from St. Joseph, where he marketed a shipment of cattle, among which was a cow of the blue hill breed, which was sold to the St. Joseph stock yards. The animal was a high grade Durham and weighed 1,200 pounds. It was sold for \$80 per head and netted Mr. Mitchell \$78.

PLATTSMOUTH—Edward Hell of Cedar

Creek and Miss Maggie Hennings, youngest daughter of Mr. and Mrs. C. Hennings, were united in marriage at the home of the bride's parents, Rev. Mr. Lung of Louisville, Mo., last evening.

SEWARD—The steel smelting works of

the Seward county Agricultural society has arranged for a stock judging contest for boys under 20 years of age, to be under the management of Dr. H. C. Cameron, near the county fair next fall. Prof. H. R. Smith, superintendent of husbandry of the state farm, has promised to assist in every way. Liberal prizes will be given for the successful judges of stock.

COLUMBIUS—Clarence Smith died

suddenly Wednesday evening. The young man came here to spend the winter and to school, his home being at San Diego, Cal. He lived here with his relatives, Judge and Mrs. James G. Reeder. Death was caused by pneumonia. The body was sent to California for burial by Dr. H. C. Cameron, the grandnephew of Mrs. H. F. Deane of Omaha and Albert Totten of Seward. The funeral services were conducted here by Rev. George Williams, pastor of the First Presbyterian church, and the remains were taken to Warren, Ill., for interment.

FREMONT—The levee along the Platte

river west of this city has been finished. It is thought it will be sufficient to turn the water back into the river and prevent the spring. The levee extends from the sand ridge west of town south to a point south of the city limits and is eight feet high. The cost of construction was met by appropriations from the county and city and from private subscription. The river is now frozen over from bank to bank, and there are large waves of ice and six feet thick.

FORMERLY O. R. KIN BROS. FORMERLY O. K. SCOFFIELD. 1510 DOUGLAS ST. CLOAK & SUIT CO.

The Height of Our Great Clearance Sale

Saturday will be the height of our Big Clearance Sale. Every winter garment in this reliable Women's Ready-to-Wear Store is offered at greater sacrifice than ever, and you who need it now or will use it another season certainly cannot afford to miss this opportunity. For, remember, its all present season styles of the very finest quality offered for clearance

At Wonderful Sacrifice

Great Price Sacrifices of Great Price Sacrifice of Coats up to \$30.00 Stylish Fur Coats and Neck Pieces

Some 150 Coats to choose from at \$10. Regular \$22.50, \$25.00, \$27.50 and \$30.00 values. They are all made of All-Wool Kersey, Broadcloth, Cheviot or of English mixtures, in black or colors, and in all of the correct styles, either fitted, semi-fitted or loose. Every coat in this offering is a wonderful bargain at \$10.00. Good Alaskan Neaseal Coats, with best Skinner satin lings, sacrificed to only \$25.00. Fine Fur Scarfs at Sacrificed Prices. \$25.00 Genuine Fox Scarfs, sacrificed to \$12.50. \$15.00 Genuine Fox Scarfs, sacrificed to \$7.50. \$15.00 Squirrel or Jap Mink Scarfs, sacrificed to \$7.50. \$12.50 Squirrel or Jap Mink Scarfs, sacrificed to \$6.25.

\$22.50 to \$30.00 Tailored 200 Beautiful Waists at \$3.95

Stylish Tailor-Made Suits, made of fine all wool materials, in all colors, and sizes to select from. Most of these suits will be good for spring wear. \$22.50, \$25.00 and \$30.00 values, sacrificed to \$10.00.

TWO MORE JURORS FOR THAW

Third Day of the Trial Increases the Panel to Seven.

TALEMEN PRESENT MANY EXCUSES Difficulty in Securing Jury Increases as the Case Proceeds—Fifty-One Men Were Examined Friday.

NEW YORK, Jan. 25.—Fifty-one talemens were examined in rapid order today in the effort to complete the jury which is to try Harry K. Thaw for the killing of Stanford White, and at the end of the day's session two names had been added to the jury roll, making seven in all. One hundred and twenty talemens have thus far been examined. That there is increasing difficulty in finding men willing or competent to serve was evidenced by the fact that on the first day of the trial three jurors were sworn from among nineteen talemens, one of them being excused by the court. The second day three jurors were secured from among thirty-one talemens, while today it required the winnowing of more than one-fourth of the entire special panel of 300 men to secure two members of the necessary twelve. One of the jurors is Harold D. Fair, a printer and publisher. The second juror is Malcolm D. Fraser, a dealer in underwear.

Talemens Make Excuses

The panel as it grows increases the followers of the case more and more favorably. Excuses framed by the talemens to avoid service are growing more varied day by day. Man after man declared today that his opinion as to the guilt or innocence of the accused was so firmly fixed as to admit of no change by reason of any testimony that might be adduced. District Attorney Jerome tried to convince the talemens that newspaper stories were not the same as sworn testimony before a court.

Objection to Re-examination

Bits of conversation thrown into the tedious proceedings by a talemens named Ketchum, who said he was connected with an electrical supply house, and supplemented this with the declaration that while he was not opposed to capital punishment in first degree murder cases, he was opposed to the use of electricity in that connection. Ketchum was asked if he knew Stanford White, and replied: "I am glad to say I did not."

Another Feature was the number of talemens

who had known Stanford White. At one time three men in succession asserted that they had been so well acquainted with the architect as to make them unsuitable as jurors. There will be no session tomorrow, the court adjourning late today until Monday morning. In the meantime, the seven jurors will be in the custody of bailiffs.

SEVERE COLIC

and pneumonia are generally ushered in by a sudden chill. The next step is marked by a gradually rising fever. The next by sore throat, hoarseness, running nose, headache, cough, painful breathing and expectoration. Then comes the crisis, a critical turn. It calls for action, also care in selecting the proper remedy; because delay and experimenting mean death by pneumonia or consumption.

DR. BULL'S COUGH SYRUP

DR. BULL'S COUGH SYRUP. For Cough, Cold, Hoarseness, Bronchitis, Asthma, Croup, Influenza, Whooping Cough, Incontinent Consumption, and for the relief of consumptive patients in advanced stages of the disease. PREPARED BY THE REV. DR. J. W. BULL, Baltimore, Md. Price 25 Cents.

TAKE NO SUBSTITUTE

Ask for Dr. Bull's Cough Syrup. Insist on having a genuine subscription. There is no remedy better or just as good as Dr. Bull's Cough Syrup which is the best, do not get deceived with something else. It is dangerous to health. Use Dr. Bull's Cough Syrup. It will cure you. Address: A. C. Meyer & Co., Baltimore, Md. Price, 25 cts. per bottle and \$1.00 a bottle.