

UNION PACIFIC TO APPEAL

Insists State Board Should Raise the Real Estate Assessment.

TAXES PAID UNDER PROTEST

Lancaster Raised Twenty Per Cent and Assessor Reed of Douglas Cited to Appear Wednesday Morning.

(From a Staff Correspondent.)

LINCOLN, July 29.—(Special.)—The Union Pacific railroad will appeal to the district court of Lancaster county from the decision of the State Board of Equalization, refusing to increase the value of real estate. It will pay the taxes levied on its own property on the assessment made by the State Board of Assessment under protest, and will then appeal to the courts to have a portion of the taxes refunded. The two suits are necessary because the Board of Equalization cannot reduce the railroad assessment and it has refused to increase real estate values. Edson Rich, attorney for the railroad, served notice on the board this afternoon that as soon as it allowed his bill of exceptions he would appeal to the Lancaster district court in the matter of the assessment of real estate and he later made the statement regarding the payment of taxes under protest. In this latter case will come up and be decided the question of the assessment of the Union Pacific road by the state board. The board will pass on the bill of exceptions Thursday.

Mr. Rich presented to the board a resolution, setting out that the board had no right to increase the value of the real estate by reason of the railroad attorney's class of property to be assessed every four years. He desired this resolution adopted to complete his record and place him in a position to appeal, but the board demurred and finally the following resolution was adopted, omitting the reason for its action: Resolved, That the remonstrance, petition and prayer of the Union Pacific Railroad Company with reference to land values in the county of Lancaster be denied.

With the exception of Treasurer Brian, all of the members voted in favor of the motion.

Rich States His Purpose.

It took Mr. Rich practically all day to get the record up to the resolution, Mr. Brian contending the railroad attorney had no right to come before the board and make up its record, while Governor Sheldon and other members thought the mere fact that the board took no action on the petition of the railroad companies would be record enough. When the board had finally adopted the resolution, Mr. Rich asked for a rehearing, telling the board this was a mere matter of form and if refused would allow him to proceed to the courts according to statute. Governor Sheldon jokingly said he favored granting the rehearing, but for a time it looked as though the request would be granted, even though Mr. Rich desired to leave on his vacation next Friday. Finally the governor suggested no action be taken on this motion and after his remarks were made a portion of the record nothing was done with it.

During the argument Mr. Rich said his sole purpose before the board was to get the value of real estate increased and he expressed the opinion that the board had misinterpreted the statutes when it held that it could not raise the assessment, he said, meant that the assessment made four years ago was to be used as a basis and each year the increased value should be taken into account by the state board, not that the value of real estate should remain stationary for four years. He presented a resolution to increase real estate values, he said, because he had been informed by individual members of the board the board would deny the request.

The train on which the Union Pacific contingent arrived was late, and before its arrival the board reconsidered the work it did yesterday in the absence of the governor and changed a few more counties not mentioned this morning. Mr. Brian objected vigorously to this because, he said, the board had entered into an agreement that when it completed that part of the work yesterday it should not be changed. He voted against opening the question, but he voted alone.

These counties increased, as follows: Franklin, miles, 25 per cent; Richardson, horses, 10 per cent; Thayer, 10 per cent on cattle.

Warm Campaign for Judge.

While none of the candidates for the republican nomination for district judge has filed his name with the secretary of state one of the most intense and interesting campaigns ever waged in Lancaster county is now on, and the peculiar part of it is there is no noise about it. The aspirants have had their candidacies announced and at this time there is a house to house canvass being made by practically every candidate. Around the court house official business is at a standstill and every brute is being shaken day and night. A peculiar feature of the campaign is the "Down and Out club" are trotting along together, and unless there is considerable "double crossing" the primary day the result can be predicted before election. The reform bunch want Judge Lincoln Frost re-nominated, and to get him they are willing to support any candidate for any other office the "Down and Out club" suggests. Consequently the reformers had to draw out in their horns when P. A. Graham started out for a re-nomination for coroner. They had about agreed to support Undertaker Mathews, who at one time lived at Omaha, but when it was figured a knife into Graham meant a knife for Frost the public right Graham instantly ceased and the newspapers are telling the coroner's story alone. Dr. Graham has held his office for several terms and except that he refused to be dictated by the reform bunch at the last county convention he has apparently given splendid satisfaction.

Disposition to Bar Nominations.

Not only a good many town people, but most of the farmers are very much opposed to the Lancaster bar naming the district judges, and the action of the bar has given the "D. and O." club all the ammunition it desires, and the Walt Roberts suggestion that if lawyers name the judges it is just as reasonable for the "brooks to organize and name the sheriff and the dead ones to meet at the cemetery and name the coroner," has been a happy take off on the reform bunch.

This campaign, and it is the first one for many years, has no "Bud and Elmer club," which has done so much service for those opposed to the federal brigade. The club is now known as the "Bud, Elmer, Frank and Will O. club." Frank Harrison and Will Owen Jones having become a part of the federal brigade since the last election. The club is no longer mentioned in the Journal, which heretofore in local politics has opposed the domination of the federal brigade. In fact, neither side has any kick

Hot Weather and Catarrh.

Most people think that catarrh disappears at the approach of hot weather. Nearly every one supposes that catarrh is not acquired during the hot months. Such is not the case. Many cases of catarrh begin in July. The temperature of the night often falls so much below the temperature of mid-day that the body is subjected to frequent and sudden cooling. This is liable to produce congestion of the mucous membranes of the internal organs, which is the beginning of catarrh.

Ka-tar-no is a prompt and efficient relief. It has been tried for many years in all phases of catarrh, and stands today as one of the most famous of catarrh remedies.

Ka-tar-no is so positive and thorough in its action that one bottle is sufficient to convince any one of its merit. No one can afford to be without it during the trying and changeable season of July.

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Behcher's Drug Stores, 15th & OMAHA, NEB.  
Chicago, Ill.  
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on the federal brigade because each now has two members. Bud Lindsay, however, goes out of the brigade the first of the month and becomes a free lance, and the knowing ones say he intends to work politics a little as he is now the owner of a \$5,000 hotel all his own, and will have nothing else to do.

Judge Waters, candidate for district judge, is the most ardent opponent to the bar state, while Police Judge Congrave is making his way against the bar nominee for county judge. Neither of these consented to submit his name to the bar, preferring to give the primary law a thorough test.

Reception for Fairbanks.

Vice President Fairbanks will arrive in Lincoln next Saturday morning at 10:30 o'clock on the Burlington train. He will be met at the train by the reception committee, of which Judge A. W. Field is chairman. The vice president will be tendered a reception at the Commercial club rooms. He will speak at the assembly grounds Saturday night.

Mathews Files Appeal.

The appeal of Dr. J. T. Mathews of Omaha from the district court of Lancaster county, in which the decision of the State Board of Health revoking the certificate of practice was affirmed, has been filed in the supreme court. Dr. Mathews was accused of complicity in a criminal operation which resulted in the death of Miss Edith Short, a nurse at the Bailey sanitarium.

Maxwell Out for Judge.

Henry E. Maxwell, residing at 1008 South Twenty-ninth street, Omaha, son of former Chief Justice Samuel Maxwell, has filed his application with the secretary of state as a candidate for judge of the fourth judicial district. Dr. A. S. Von Mansfeldt of Ashland is a candidate for agent of the state university. John V. Pearson of Ponca is a candidate for judge in the eighth judicial district.

Examination for Cream Testers.

Notices have been sent out from the food commissioner's office to all cream testers in the vicinity of Lincoln to present themselves for examination at the food commission office any day this week, and all those so notified and who fail to appear and to pass the examination for testing permits will from this week be deemed to be disqualified to test under the law. In the meantime the commissioner wants it understood that this examination at Lincoln is not confined to testers of this locality, but that persons from any part of the state may take the examination at Lincoln if they desire. It is understood that examinations will be held at Omaha and other parts of the state next week, and notices to this effect will be sent out to the testers in each locality.

Opinion on Bucketshop Law.

In an opinion handed down today the attorney general said regarding the anti-bucketshop law: The keeping of any bucketshop, office store or other place for pretended purchase and sale of property, with intent to receive and paying for the property received, is the offense condemned by the statute. It is not necessary that the store or other place is kept with the intention stated, it is a violation of the law, though the keeper may have the means for the actual storage and delivery of the property. If the acts were performed without intention to deliver any property, the conduct would be no less lawful because the keeper had provided the means for storage and delivery.

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Butts is Bound Over.

TEKAMAH, Neb., July 29.—W. A. Butts, who was arrested by Sheriff Filppe, was arraigned yesterday charged with shooting with intent to kill Merrell Brown, whom he had been working for. Being unable to furnish the \$5,000 bond he was placed in the county jail.

Announcements, wedding stationery and calling cards, blank books and magazine binding. Phone Doug 1204. A. I. Root, Inc.

NEBRASKA CROP CONDITIONS

Temperature for Last Week Slightly Below the Normal.

SOME HEAVY LOCAL SHOWERS

Other Portions of the State Have Only Light Rainfall, but All Sections of State Have Had Some Moisture.

LINCOLN, July 29.—(Special.)—Following is the weekly weather bulletin for the week ending July 29:

The first four days of the past week were warm, Tuesday being the warmest day. The last three days were cool and pleasant. The sunshine for the week was about normal.

The daily mean temperature averaged about one degree below normal. The weekly temperature was 74 to 78 degrees in the southeastern counties, and 70 to 72 in the northern and western. The maximum temperature was between 92 and 98 degrees, but on only one day was the temperature above 90 degrees generally.

A thunderstorm, with very heavy rain, was reported in Lincoln county the night of the 22d, over two inches fell at North Platte. Heavy local rains occurred in the east-central section of the state Tuesday and Wednesday. Over the greater portion of the state, however, only light showers occurred, and the weekly amount was below the normal at most stations. While at a few stations the total rainfall from April 1 to date is above the seasonal average, due to the occurrence of heavy local downpours, yet generally it is only a little more than three-fourths of the normal amount for the season.

The report by counties follows:

Southern Section.

Butler—The week was generally fair and warm, with a few showers. The temperature was between 70 and 80 degrees. The weather was generally nearly every day, but only a little rain fell. Tuesday was very hot.

Clay—It was warm and generally fair late in the week, but a heavy rain fell on the 25th and 26th. Light showers fell on the 25th and 26th.

Fillmore—The fore part of the week was hot and dry, with ample sunshine. Friday and Saturday were cool, with showers on Saturday.

Gage—A few local showers, covering small sections in the county, were reported. Tuesday was oppressively hot. The last of the week was quite cool.

Johnson—The week was warm and dry. Cloudy weather prevailed the last half of the week. The temperature was between 70 and 80 degrees. Friday and Saturday were cool. Thunderstorms occurred on the 24th and 25th, but with no appreciable rainfall.

Saline—The first four days of the week were warm. Friday and Saturday were quite cool. No appreciable rain fell. Saunders—The weather was reasonable, except on the 24th, when the maximum temperature was 94 degrees, with very high humidity.

York—The maximum temperature for the week was 92 degrees. A few very light showers occurred.

Northeastern Section.

Burt—The first three days were hot, with showers at night. The last half of the week was cooler.

Cedar—The weather was somewhat cooler, with a few light showers. Thursday and Friday were warm and humid.

Dodge—A thunderstorm on the early morning of the 24th did some slight damage. Some stock was killed by lightning. The week was hot and humid up to the 24th.

Douglas—The sunshine and wind velocity of the week were about normal. Thunderstorms with light rain occurred on the 22d, 23d and 24th.

Holt—Partly cloudy, warm weather prevailed Monday, Tuesday and Wednesday. Thursday and Friday were cooler. A moderate shower occurred on Tuesday.

Platte—The past week was partly cloudy, with some local showers. Wayne—The week was warm, with plenty of sunshine. A heavy rain fell Tuesday night.

Central Section.

Blaine—Tuesday was the hottest day. The sunshine for the week was about 75 per cent of the possible. A very light shower occurred Wednesday.

Cluster—The days were warm and the nights cool. Some stock was killed by lightning. The week was hot and humid up to the 24th.

Dawson—It was warm and sultry the first part of the week, but was cool the latter part. The weather was favorable the last week, with plenty of moisture. A good shower occurred on the 25th.

Green—The temperature was above 90 degrees Tuesday. Tuesday night over an inch of rain fell.

Southwest Section.

Adams—The weather was dry and hot up to Friday. A very light shower was reported Thursday.

Chase—Only a trace of rain fell the last week and the temperature was high. Franklin—It was very warm up to and including Thursday. Friday and Saturday were cloudy and cooler, with a light rain Saturday.

Harlan—The first half of the week was the hottest of the season. The rest of the week was much cooler. Little or no rain fell in the county.

Hitchcock—The fore part of the week was very warm, and the latter part cool and pleasant. Light showers occurred Thursday and Saturday.

Western Section.

Cherry—The sunshine for the week was about 50 per cent of the possible. The temperature and rainfall were below normal.

Keith—A good rain fell the first of the week.

NEBRASKA FROM DAY TO DAY

Quaint and Curious Features of Life in a Rapidly Growing State.

News of Nebraska.

UNION—The nineteenth reunion of old settlers will be held at Union, August 23 and 24.

BEATRICE—The little daughter of Mr. and Mrs. W. H. Hamilton died Sunday of cholera infantum.

GENEVA—County institute is in progress this week, a great increase in the enrollment is noted.

FALLS CITY—Many buildings in the business section of the city are being improved in appearance and value with modern fronts.

PLATTSMOUTH—Sheriff C. D. Quinton arrested William Elberker, who was severely injured in a runaway accident Sunday, is improving, and the attending physician is optimistic.

FALLS CITY—Dr. Thomas McClary gave his lecture on "The Mission of the Church" at the Falls City Y. M. C. A. building Monday afternoon.

WYOMING—Rev. Charles A. Cobey has resigned his pastorate with the Christian church in this city and returned to John A. has been appointed in his place.

PLATTSMOUTH—John Lorber, aged 30 years, arrived here from Pennsylvania and came to Nebraska thirty-one years ago.

HARVARD—The carnival forces are arriving in this city ready for the amusement part of the harvest home festival to begin Thursday, closing Saturday.

HARVARD—Harvest, stacking and threshing weather has prevailed for the week. Wheat is making a fine quality.

BEATRICE—The 3-year-old son of Charles Peterson cut his head by stepping on a broken bottle. Several arteries were severed and his condition was such that he was taken to a hospital for treatment.

HARVARD—The Harvard School board is considering the sale of the school building, and also for the sale of the \$5,000 of 5 per cent bonds, voted for the building. Bids to close August 6 at noon.

BEATRICE—The case of the Wabaska Electric company, of the Burlington, has been heard in the district court for the purpose of arranging for the placing of a new building in the field under the new primary law.

PAPILLION—It is unofficially announced that the Union Pacific railroad will put up a new building in the near future. The new building will be a fine structure to the people living along the line.

BEATRICE—Washington camp No. 3, Woodmen of the World, held an open meeting at the city hall on Tuesday evening. Refreshments of ice cream and cake were served. John Samuel, who has held the office of district attorney for several years, was present with a beautiful signet ring.

BEATRICE—The funeral services for Howard K. Myers, the young man who committed suicide at the home of his parents, were held Tuesday morning at 10 o'clock, conducted by Rev. J. A. Harney. The interment was in the Dundark cemetery.

BEATRICE—Word was received here yesterday from Miss Adah, a former resident of this city, who died in a hospital in Omaha. She was the wife of Mr. Adah, an old resident of Beatrice, and was 80 years old. The remains will probably be brought to Beatrice for interment.

PAPILLION—Two little girls were saved from instant death yesterday by the quick action of the fire department. The girls were playing with a long iron rod in the main track watching a long freight train pulling in on the siding and did not notice the fast mail approaching from the west. The agent jerked them from the track just in time to save their lives.

GENEVA—August 20 has been selected for the Woodman picnic. This is the event of the season at Geneva. The picnic will be held at the Woodman park with its fine shade trees, the running fountain and several drinking fountains. The picnic will be a most enjoyable and pleasant day. This picnic always changes the character of the county seat to any other one.

PLATTSMOUTH—Mr. and Mrs. George D. Doyce entertained a large number of their friends in honor of the daughters, Misses Alice and Margaret, who departed today for New York City, where they will be married on the 28th. The bride is Miss Alice Doyce, who was born in this city and is now in London, where the former will receive instruction in voice culture from her former teacher, Madame Conroy.

OXFORD—The funeral of Jesse Bard, a young farmer residing ten miles northwest of this place, near Edison, took place this forenoon. Saturday evening Bard's arm was amputated at the shoulder as a result of getting caught in a corn field the day before. The shock was too great, and he passed away yesterday morning without consciousness after the administration of anesthetics. The deceased had been married but a few months.

FALLS CITY—A bill of exceptions was filed by the Burlington in the overtoy suit for damages by John Hinton against that company Monday at the last term of the district court held at this place. The case was tried by Judge Kellipar and resulted in favor of Mr. Hinton. It cost him a judgment for \$4,000 against the railroad company. Mr. Hinton averred that the company's grade across his land caused the water to back up and destroy his property.

WYOMING—The city council has been conducting a series of experiments with different kinds of coal at the city pumping station. It is found that by using a cheap coal in carload lots it saves the city about a day on this one item. The city authorities started a campaign today against all unclean and filthy places in the city. Pools of stagnant water will be drained, slaughter-houses, wash-closets, hog pens and stock yards will be cleaned and kept so. It is compelled to keep the places clean. Some places are so filthy as to be a menace to public health.

ST. PAUL—Sunday the new Presbyterian church, finished about a year ago, was formally dedicated. The dedicatory sermon being preached by Rev. Stanton Ginger, the former pastor of this congregation. The church is a fine structure and the program was elaborate and attractive. It was enjoyed by people of all the churches in the city. Pious music was given in the evening there was a sacred concert given by the St. Paul band and the church choir. The service was written by the resident pastor, Rev. George W. Ray, under whose leadership this fine monument to the church was erected. It was dedicated with a song at the close. A most interesting and strenuous feature of the day was the dedication of the new church. The service was held at 11:00 o'clock. Of this amount \$500 had

MANDERSON MADE PRESIDENT

Succeeds Paxton as Head of Union Stock Yards.

RIVALRY FOR PLACE IS LIVELY

T. B. McPherson and Samuel McRoberts Are Candidates for the Position and Election Requires Several Hours.

Charles F. Manderston of Omaha, general solicitor of the Burlington, was elected president of the Union Stock Yards company of South Omaha. The meeting was held Tuesday and was attended by J. Ogden Armour, head of the Armour interests, and P. A. Valentine, treasurer of most of the Armour enterprises.

The election of General Manderston will be found uniformly satisfactory in South Omaha. Mr. Manderston is a man of varied abilities, having been a soldier and leader in western affairs and is now an able lawyer and financier, well able to conduct the affairs of the office.

The sessions of the board of directors began in the morning and it was evident that there was considerable rivalry for the place. Samuel McRoberts, General Manderston and T. B. McPherson were among those contesting for the place. It had been thought that McRoberts was the favorite of the Chicago interests represented by J. Ogden Armour. T. B. McPherson has been a favorite candidate in South Omaha.

General Manderston seems to have been the man on whom all interests could agree. Shortly after the meeting was resumed at 2 p. m. the announcement was made that he was elected. This constituted practically all of the business of the session. The vacancy in the board of directors was left until the regular annual meeting, which is the regular meeting of the board. The reason for the prompt election of the president is that the legality of all proceedings, all drafts, checks and other important documents required the signature of the president.

Officers of the Company.

The officers of the company are: General Charles F. Manderston, president; Samuel McRoberts, vice president; Colonel J. C. Sharp, secretary and treasurer. The office of general manager will remain vacant until the time of the annual meeting. In the meantime J. A. Paxton, under the title of general superintendent, will have charge of the offices and duties of the general manager. This vacancy was brought about by the resignation of W. J. C. Kenyon to hold a similar position in the Chicago Subway company. Immediately after the election J. Ogden Armour, Samuel McRoberts, R. C. Howe and J. A. Paxton held a conference as to the needs of the yards at present. Several needed improvements have been authorized. It is the stated policy of the yards company to institute similar improvements as fast as needed in all branches. No sweeping innovations will be introduced, but steady development is arranged for.

Aside from his interest in the Union Stock yards election, J. Ogden Armour will want in all respects to improve his regular periodical visits to the yards. He spent a large part of the day inspecting the improvements in the plant. He seemed much pleased with the new idea adopted, which has but recently come into full commission.

Reverie of an Editor—What does a newspaper amount to, anyway? Only a few handfuls of type thrown together in orderly sequence recording the events of the day, often sensational, sometimes inaccurate, not infrequently controlled by mercenary motives. What does it amount to? Well, ask the financier, who scans the market page for quotations before beginning the day's business or anxiously reads the crop reports from all parts of the globe. What does it amount to to him? Ask the politician who sees his name flung abroad as the "friend of the people" or anathematized as the "tool of corporations." What does it amount to him? Ask that man far from home who feverishly tears the wrapper of the little village paper and reads it through from the first word on the front page to the last word on the back, devouring the local news as a hungry man would bread. What does it mean to him? Ask that prisoner who reads "conviction" or "acquittal" in the glaring headlines of the morning edition. What does it amount to to him? Ask that wife who tremblingly glances down the list of casualties in a railway accident. What does it amount to to her? Ask that young mother who tenderly lays away a little six-line obituary notice, blurring the ink with her tears. What does it amount to to her? What does a newspaper amount to, anyway? A good deal, sometimes, it seems.—Hartington Herald.

BEST TONIC STIMULANT FOR THE OLD.

Mr. George I. Goodwin, a temperance advocate, who is 82 years old, has been greatly rejuvenated by the use of Duffy's Pure Malt Whiskey, and praises it as the greatest tonic stimulant for the old.

Mr. Geo. E. Goodwin, his son, recently wrote: "Writing for my father would say that he is now approaching his eighty-second year, but owing to loss of sight is not able to go out much and get his accustomed exercise, which he has had for years. He has never been in the habit of using stimulants in any way, but finding that he required something of that kind, has tried several, and prefers Duffy's Malt Whiskey in any other. He takes a small dose once a day, with an equal quantity of water, as the strength sufficient, and considers that he has been much benefited by its use. As for myself, I never use stimulants of any kind, but heartily approve of your manufacture, as it has been so beneficial to my father."

Duffy's Pure Malt Whiskey is distilled wholly from malted grain, and its softness, palatability and freedom from injurious substances make it acceptable to the most sensitive stomach. There are thousands of men and women in this country alone who have passed the hundred year mark, and nearly every one of them has publicly acknowledged that he or she owes health, strength, continued use of all the facilities, and extreme old age to Duffy's Pure Malt Whiskey, the great cure and preventive of disease, the true exlixir of life. It is a gentle and invigorating tonic and stimulant for old and young, and its medicinal properties make it invaluable to overworked men, delicate women and sickly children. Duffy's Pure Malt Whiskey has been analyzed many times by the best chemists during the past fifty years and has always been found to be absolutely pure.

Thousands of leading doctors prescribe it and prominent hospitals use and endorse it exclusively. All druggists, grocers and dealers or direct, \$1 a bottle. Illustrated Medical Booklet containing some of the many convincing testimonials received from grateful men and women who have been cured, and doctors advise sent free. Duffy's Malt Whiskey Co., Rochester, N. Y.

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Work and youthful vigor come as a result of overwork of mental exertion. Should take GRAY'S NERVE FOOD PILLS. They will make you feel deep and strong again. \$1 Box; 3 boxes \$2.50 by Mail. SEENMAN & MCCONNELL DRUG CO., Corner 15th and Dodge Sts. OMAHA, NEB. O. W. DRUG COMPANY, Cor. 16th and Kearney Sts., Omaha, Neb.

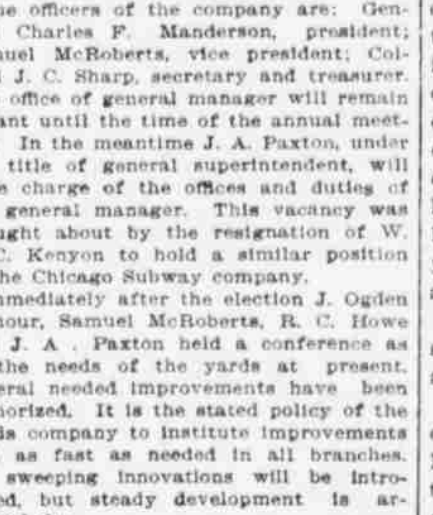
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