

PRESERVING THE OPEN DOOR

Carefully Outlined Policy of State Department at Washington.

AMERICAN CONSUL IS OBSTINATE

Refuses to Accept Russia's Right to Dictate in Regard to Manchurian Territory—New Developments.

ST. PETERSBURG, March 31.—The Russian government is disturbed by the attitude assumed by F. D. Fisher, the American consul at Harbin, in the matter of recognizing the jurisdiction of Russia to Manchuria. Mr. Fisher insists that Chinese sovereignty in Manchuria is supreme and, furthermore, he has supported the protests of China against the establishment by Russia of municipalities in the railroad zone at Harbin and Chialar independent of the Chinese government, and his attitude in this Russo-Chinese difficulty has prompted Russia to seek an explanation of his course both at the American embassy here and in Washington.

Mr. Fisher is accredited to China, and since his arrival in Harbin in January, 1907, he has consistently refused to recognize or admit that he should have anything to do with the Russian administration of the territory. He has been firm in his assumption that he is accredited solely to China, and he has declined to act on the suggestion conveyed to him by an official of the Russian railroad administration that he should secure the permission of General Horvath, the Russian governor of Harbin, before opening his consular office or raising the American flag over the building.

Under the treaty of 1896, Russia claims exclusive control over the railroad zone in Manchuria, as well as the right to organize independent, self-governing municipalities. The total of Harbin protested against this to the Russian government and to the consuls of the United States and Japan. The Japanese, who are now co-operating in the friendliest manner with the Russians in Manchuria, rejected this protest, but Mr. Fisher supported it.

The foreign office here expresses the belief that it would be decidedly to the interest of the United States to recognize Russian administration of Manchuria, inasmuch as foreign residents share in the privileges of this administration.

Already Subject of Inquiry.

WASHINGTON, March 31.—It is admitted at the State department that the status of the American consul at Harbin has been made the subject of representations to Washington by the Russian government, but while negotiations are pending the officials are loath to discuss it. The important fact is developed, however, that the American consul, Mr. Fisher, is not setting on his own initiative in declining to seek the permission of Russia to exercise his consular functions. On the contrary, it is understood that he is simply executing a carefully considered plan of the State department to bring about through proper means a recognition not only by Russia, but by other nations interested in Manchuria, of the integrity of Chinese possessions. It was long ago perceived that to admit the right of political control of either Russia or Japan over the so-called "railroad zone" in Manchuria, including as they do the principal commercial depots, and capable as they are of indefinite expansion of boundaries at the whim of the holders, would soon completely destroy the open door.

Therefore, a quite definite policy has been adopted by the State department, the very foundation of which was the application of American consuls in that province for Chinese executors. This was by no means pleasing to Japan, but it is believed that America is supported fully therein by the great commercial nations of Europe, which have large trade interests in the orient.

DEADLOCK ON AT MANILA

Senior Gomez is Re-Elected to Philippine Assembly—Not Received.

MANILA, March 31.—Senior Gomez has been re-elected to the assembly from the First district of Manila to fill the seat vacated by his recent expulsion from the house. The public reaction by the assembly has not been announced, but it is understood it will not receive the expelled member.

George Barclay Promoted.

CONSTANTINOPLE, March 31.—George H. Barclay, first secretary of the British legation here, has been promoted to the rank of minister plenipotentiary and will remain in charge of the embassy at Constantinople until a successor to the late Sir R. O'Connor has been appointed. Mr. Barclay's wife is an American, the daughter of the late Henry G. Chapman of New York. Both Mr. and Mrs. Barclay are very popular here.

FINNISH SENATE TO RESIGN

Vote of Lack of Confidence Will Cause Resignation of Body to Leave.

WILL REOPEN RAILWAY FIGHT

Court Says He Has Right to Pass Upon Reasonableness of Rates, Including the Two-Cent Fare Law.

KANSAS CITY, Mo., March 31.—Judge Smith McPherson in the federal court here today decided that the federal jurisdiction over both the maximum freight rate and the two-cent passenger fare cases in Missouri. In other words, he holds in favor of the railroads and against the state in the question of jurisdiction.

INDEPENDENTS PLAN CAMPAIGN

Permanent Headquarters Opened by Telephone Men in Chicago for Aggressive Action.

CHICAGO, March 31.—Permanent headquarters of the International Independent Telephone association were opened today in Chicago with the purpose of inaugurating a policy of aggressiveness that the organization expects will put a new complexion on the telephone situation in America. For the first time in the history of the independent telephone movement and the organization of the association there is a salaried president, A. L. Lindemuth of Richmond, Ind., and a salaried secretary, J. R. Ware, of Detroit, Mich., both of whom, with a corps of assistants, will devote their entire time to organization and field work, stimulating and promoting the co-operative objects of the association.

There are at present no less than 18,000 independent telephone companies, operating approximately 30,000 telephone exchanges in the United States and Canada, with tens of thousands of toll lines, occupying in all or in part all the states and territories of the United States and the provinces of Canada. Having over 100,000 independent telephone lines installed and being supplied by up-to-date L. L. factories and supply houses, and together representing an investment of \$250,000,000.

The cry of duplication and waste is a familiar one in the branches and industries, the best utterances of the candidate for the highest office in the land on commercial and industrial liberty and competition against monopoly, provide all the details of the independent telephone industry may need.

The integrity of the independent telephone system and its universal extension, the United States and Canada, as a separate and distinct industry and system, extended into all undeveloped territory, whether in city or country, reorganized and strengthened into a complete and effective whole. We are proceeding along the most important and purposeful lines, developing and promoting an industry which is bound to benefit all undeveloped territory. If we selected Chicago as the central point from which to direct such operations.

Vital Statistics Lacking.

MITCHELL, S. D., March 31.—(Special.)—Doane Robinson, superintendent of vital statistics, is making a round of the counties of the state, looking into the reasons for the lack of reports concerning the births and deaths which have occurred. Mr. Robinson's books at Pierre show that a number of counties are somewhat short on this information and it is for the purpose of stirring them up to their duties that the superintendent is making his investigation.

It is the intent of the law to put the burden of these reports on the clerks of courts, whose duty it is to make reports to the superintendent. By this system there should be on record at Pierre the name of every child born in the state from the time that the law went into effect, and also the name of every person that died; while a state record is kept of the marriages and divorces that are granted. In the years to come these records are going to be very valuable and the superintendent wants to impress on the people right now that they must not overlook this duty.

Young Woman Takes Homestead.

SIoux FALLS, S. D., March 31.—(Special.)—Miss Wood, who last year was superintendent of the State School for the Blind at Gary, has decided temporarily to become a homesteader. She recently went to Oklahoma to assume the duties of dean of the women's school of that state, but discovered upon her arrival there that the department is not yet ready, so she will take a vacation for a time. Her time will not be entirely wasted, for, with a sister, she has gone to New Mexico and made entry of a homestead. She will make her home on the land for the time necessary and there a little to it from the government and will assume her duties in the school in Oklahoma.

Urish Chester.

LONG PINE, Neb., March 31.—(Special.)—Urish Chester, a pioneer of Brown county, died at his home in this city Sunday of general peritonitis, aged 47 years. Mr. Chester was an estate dealer, also a commissioner of the Third district of Brown county and a member of the town board of this place. He was also one of the leading members of the Masonic order and was the grand chaplain of the state. He leaves a wife and one daughter, also a sister and brother, all living in Long Pine. The funeral services were held at the Masonic building Tuesday, conducted by the local Masonic order.

Mrs. Lena Goldman.

Mrs. Lena Goldman died Monday evening at the home of her son, David Goldman, 1815 Grace street. She formerly lived in Omaha, but for the last seven years has been living in California. She came to Omaha three weeks ago for medical treatment. She leaves a husband, Aaron Goldman, and seven children. Three of the latter live in Omaha. They are David Goldman, Mrs. Joseph Miller and Mrs. W. H. Kirwan. The funeral will be held Wednesday at 9:30 a. m. Interment Pleasant Hill cemetery.

Colonel Elihu Rockwood.

NEW YORK, March 31.—Colonel Elihu H. Rockwood, for forty years a well-known New York photographer, dropped dead yesterday in his studio of heart disease due to rheumatism which he had for medical treatment. Colonel Rockwood had the distinction of having three times captured the famous confederate guerrilla, Colonel John Mosby.

Parkston People Still Active.

SIoux FALLS, S. D., March 31.—(Special.)—The announcement is made here that the Parkston committee, which was behind the prosecution of Mrs. Emma Kaufmann on the charge of having murdered her young domestic, has engaged Thomas H. N. E. Whiting of Women's Aid to make the arguments before the state supreme court in opposition to the granting of a new trial for Mrs. Kaufmann. It is expected the case will come up for hearing before the supreme court at the spring term of that court, which commences early in April. It is understood there was a disagreement between George W. Egan, state attorney who secured the conviction of Mrs. Kaufmann, and the Parkston committee as to the amount Attorney Egan was to be paid for his services in making the argument in opposition to the motion of the defense for a new trial. Attorney Egan, it is said, declined to accept the amount tendered him by the Parkston committee.

Contest Waxing Warmer.

SIoux FALLS, S. D., March 31.—(Special.)—The temperance people of Sioux Falls are making an aggressive campaign to make Sioux Falls a "dry" town by coming year after year to the state convention in April. They already have had the prominent speaker here, and it

McPHERSON MAY TAKE CASE

Federal Judge Says He Will Consider Railroad Rates.

WILL REOPEN RAILWAY FIGHT

Court Says He Has Right to Pass Upon Reasonableness of Rates, Including the Two-Cent Fare Law.

KANSAS CITY, Mo., March 31.—Judge Smith McPherson in the federal court here today decided that the federal jurisdiction over both the maximum freight rate and the two-cent passenger fare cases in Missouri. In other words, he holds in favor of the railroads and against the state in the question of jurisdiction.

Last year the legislature passed the 2-cent law and a minimum freight law, reducing existing freight rates about 25 percent. All of the main line railroads in Missouri joined in an application for an injunction last June from the federal court at Kansas City to prevent the state officials from enforcing the laws. Meantime a truce was arranged between the railroads and the attorney general under which the roads were to put the 2-cent law in force. The freight rate law was first passed in 1905 and fixed rates on many commodities in car load lots on a cent-a-mile basis. The enforcement of that law was tied up by the federal court and a master took testimony to determine the fairness of the rate. In 1907, with the case still pending, the legislature passed a perfect right-to-reasonable rate schedules for live stock. The railroads went into court with an amendment to their first bill, enjoining the enforcement of the old law. They asked the court to enjoin the new freight rate because the passenger earnings are involved in the passenger freight freight earnings, in making up the total receipts. Attorney General Hadley fought the amendment, denying the right of the federal court to enjoin him or interfere with the enforcement of the criminal statute.

The railroads agreed to give the 3-cent law a test for three months and asked Judge McPherson to give them the right to see how the law would affect their revenues. For seven months the railroads have sold tickets at 2 cents. Now comes the court with a decision, holding that in enjoining the state officers he is not enjoining the state itself, and that the right to go into the question of whether the rates are fixed by the statutes are remunerative.

Frank Hagerman, attorney for the railroads, said today after the decision was rendered that he did not know what the next steps of the railroads would be.

DEATH RECORD.

James S. Knowles.

James S. Knowles, for many years engaged in the compiling of historical works and for a few years identified with the Morton history of Nebraska, died March 25, at Waterloo, N. Y., of apoplexy. For the last five years Mr. Knowles made his home in Omaha. He is survived by his widow and two daughters, Mrs. Fichett and Miss Hilda Knowles, and a son, Leroy Knowles. Mr. Knowles was a man of extraordinary ability, strong character and wide acquaintance with the prominent people of Nebraska and western states. The funeral services were conducted at Harry E. Davis' undertaking parlors Tuesday morning by Rev. J. M. Coekin. The pallbearers were C. L. Golder, D. M. Carr, C. W. Thomas, C. O. Lobeck. Interment was at Forest Lawn cemetery. Mr. Knowles was 82 years of age.

Judge Ward McAllister.

SAN RAFAEL, Cal., March 31.—Judge Ward McAllister, son of the famous society leader of New York, died at 5:30 o'clock this morning at a local sanitarium from the effects of an operation for appendicitis. For two years he had been a sufferer from paralysis and in his weakened condition he was unable to revive long after the operation, which was performed last Saturday by Rev. J. M. Coekin. The pallbearers were C. L. Golder, D. M. Carr, C. W. Thomas, C. O. Lobeck. Interment was at Forest Lawn cemetery. Mr. Knowles was 82 years of age.

How to Avoid Appendicitis.

Most victims of appendicitis are those who are habitually constipated. Orinax is a fruit Syrup cures chronic constipation by softening the bowels and restores the natural action of the bowels. Orinax Laxative Fruit Syrup does not nauseate or gripe and is mild and pleasant to take. Refuse substitutes. For sale by all druggists.

Railway Notes and Personal.

Herman M. Hartman, general western passenger agent of the Italian steamship lines, was in Omaha Tuesday. The San Antonio and Southern Pacific are making some record runs these days with California Fly. A score of trains were made through the Southwestern Pacific. An average run of thirty-two hours has been maintained between Sparks and Ogden.

THEY GROW

Good Humor and Cheerfulness from Right Food. Cheerfulness is like sunlight. It dispels the clouds from the mind as sunlight chases away the shadows of night. The good humored man can pick up and carry off a load that the man with a grouch wouldn't attempt to lift. Anything that interferes with good health is apt to keep cheerfulness and good humor in the background. A Washington lady found that letting coffee alone made things bright for her. She writes: "Four years ago I was practically given up by my doctor and was not expected to live long. My nervous system was in a bad condition. But I was young and did not want to die so I began to look about for the cause of my chronic trouble. I used to have nervous spells which would exhaust me and after each meal it would take me days before I could sit up in a chair. "I became convinced my trouble was caused by coffee. I decided to stop it and bought some Postum. "The first cup, which I made according to directions, had a soothing effect on my nerves and I liked the taste. For a time I nearly lived on Postum and ate little food besides. I am today a healthy woman. "My family and relatives wonder if I am the same person I was four years ago, when I could do no work on account of nervousness. Now I am doing my own household care of two babies—only twenty, the other two months old. I am so busy that I hardly get time to write a letter, yet I do it all with the cheerfulness and good humor that comes from enjoying good health. "I tell my friends it is Postum I owe my life today. "I came given by Postum Co., Battle River, Mich. Read 'The Road to Well-being' to please. "There's a Reason."

SEVERAL RESIDENCES SOLD

Dr. R. W. Bailey Sells His Bemis Park Home to William O. Dimmick.

TOURS OF HOME INDUSTRIES

Excursions Through Local Plants New Kind of Junketing Arranged For.

"Home Trade Excursions" is the name of a new kind of "junketing" which the entertainment committee of the Commercial club proposes to inaugurate within the next week or ten days. The committee is to arrange and conduct trips through the many factories, packing houses and work shops of busy Omaha in order to acquaint Omaha business men with that they have at home and what is manufactured in the city.

One of the first trips will be made through the war-houses and factories of M. E. Smith & Co. Others suggested are through the ash and door factories, Union Pacific ship, plant of the American Smelter and Refining company and the packing houses of South Omaha.

CHEERILY TRAINS FOR PEN

Man of Three Names Flippantly Pleads Guilty to Forgery.

SEVERAL MEN WISER, BUT POORER

Poses First as State Building Inspector and is Caught in Nebraska City After Trimming Omaha Men.

With a cheery humor that seems derived of a better fate, J. C. Johnson pursuing in Omaha his preliminary training course to a term in the penitentiary. Johnson, who also went under the names of Harry Martin and C. F. Jones, was arrested in Nebraska City Monday, brought back to Omaha and Tuesday was bound over to the district court under \$500 bond after he had nonchalantly pleaded guilty to forgery. Detectives Dunn and Ferris had been working on the case since Johnson disappeared from Omaha last Friday, leaving several citizens poorer, but wiser. Johnson first made his appearance at the Palm Moving Picture theater, lately opened at Fourteenth and Douglas streets. To R. O. Grayson, the manager, he presented his card, reading, "J. C. Johnson, State Building Inspector."

WOMEN ENDOWING CHAIR.

MITCHELL, S. D., March 31.—(Special.)—The annual meeting of the Woman's Professional association held today revealed a very encouraging condition concerning the ambition of the organization, which is to endow a chair on the faculty of Dakota Wesleyan university. The following officers were elected for the ensuing year: President, Mrs. L. B. Brakke; vice president, Mrs. A. E. Hitchcock; secretary, Mrs. G. A. Warfield; treasurer, Mrs. F. L. Moyer. It is the ambition of the association to raise a fund of \$25,000 for the endowment of the chair, and of this amount \$13,000 in cash has already been raised and is drawing interest. The association has the support of Dakota conference and last year at Waterloo, N. Y., of apoplexy. For the last five years Mr. Knowles made his home in Omaha. He is survived by his widow and two daughters, Mrs. Fichett and Miss Hilda Knowles, and a son, Leroy Knowles. Mr. Knowles was a man of extraordinary ability, strong character and wide acquaintance with the prominent people of Nebraska and western states. The funeral services were conducted at Harry E. Davis' undertaking parlors Tuesday morning by Rev. J. M. Coekin. The pallbearers were C. L. Golder, D. M. Carr, C. W. Thomas, C. O. Lobeck. Interment was at Forest Lawn cemetery. Mr. Knowles was 82 years of age.

Seeding of Spring Wheat.

MITCHELL, S. D., March 31.—(Special.)—In all parts of this section of the state the seeding of spring wheat began today. Some wheat was sown last week, but the work was not completed. From all reports received the ground is in fine condition, there being sufficient moisture to give the grain a good start, and it is much better than a year ago, when the season was so very late. In this county the wheat average will not be any larger, while more ground will be utilized to plant to corn and oats, both of which cereals are taking the place of wheat to some extent. On newer ground more flax will be sown this year.

Government Revenue Inspector.

The same afternoon he went into the office of George Hyde, 322 North Sixteenth street. He introduced himself as a government revenue inspector. He showed his badge and Mr. Hyde immediately placed himself at the disposal of Uncle Sam's trusty man. Together they went through the establishment from one end to the other. The revenue inspector smelled at the bottles and the liquor and barrels. Where he was in doubt he had a glass poured out and drank it, smacking his lips. He was in doubt only concerning the finest brands and sometimes he was unable to determine the question in his mind without consuming two or three glasses. He was a very consistent inspector. But the inspection was finished at 10:15. The inspector pronounced everything O. K. And then, to show he was the right kind of fellow, he proposed to "set 'em up" to the whole house. He would do this if Mr. Hyde would cash a small check he had for \$5. When the drinks were paid for there was still \$2 coming from the check and this the inspector took in cash. While he was waiting a most pitiful case came up. A porter in the saloon was collecting money to bury his dead child. Everybody was contributing nickels, dimes, and cents.

Wrestling Catches in North.

SIoux FALLS, S. D., March 31.—(Special.)—Prospectors are regarded as bright for bringing Frank D. Tripp, the Kansas City wrestler, to Sioux Falls to meet on the mat Sam Howe, a local wrestler, who had not yet been fully tried out, but who is believed to possess qualities which ultimately will make him a wrestler of no mean ability. After his contest of a few days ago with Shepherd at Pipestone, Minn., Tripp went to Wisconsin for a visit with relatives for a few days. If the arrangements for the contest with Howe are concluded the contest will take place at the end of the month.

DEMI-MONDAINES ARE LEAVING

Occupants of Cribs Will Promptly Comply with Orders to Vacate. All the cribs in the proscribed district will be deserted Wednesday. That day is April 1, the date fixed by the board of Fire and Police commissioners for the vacation of these places. The order was a real order, and it will be enforced to the letter. Notice was served on the women in the cribs early in March that they must move by April 1, or be arrested. Pleas for extension of time did not avail. Chief of Police Donahue has issued the order to the entire force to arrest any woman found in any of the cribs Wednesday morning. The women, too, realize that they must go. And they are not standing upon the order of their going, but are going at once. More than half of the cribs already are deserted. The women who still remained said they would be gone Wednesday. Where are they going? This question was asked of several. "Oh, I've got a swell little place rented out near Hanson park," said one. "And I'm going to skidoo out there. I don't think the police will get wise to where it is, either. And if they do they'll just have

The Gotzian Shoe FITS LIKE YOUR FOOTPRINT. The men's tan COMBINATION STRAP AND BUCKLE oxford is VERY STYLISH this season. It is UNIQUE and is a WINNER. Our new style book shows many oxford styles. We mail it on request. Address: C. Gotzian & Co., St. Paul, maker of the Gotzian Shoe since 1855.

CHARGE AGAINST HESTER

Complaint Filed in County Court and "Prof." Ray is Being Brought Back.

Complaint has been filed in county court against Clarence Hester, alias Prof. Landa, alias Prof. Ray, charging him with defrauding Anna Offermann of South Omaha out of \$2,000 in a fortune telling game. The man with so many aliases is under arrest in Buffalo, N. Y., and Captain Shields of South Omaha has secured the necessary papers to bring him back to Nebraska and will go for him at once. In the complaint it is set forth that Anna Offermann is an old woman easily influenced. She says the professor told her there was \$20,000 buried on her farm and he could locate the pile for her. To make his charm, however, the professor told his victim she must deposit \$2,000 in a box in which he had a mariner's compass. This was done. Then the box was secured around the top with cement and dropped into a bucket of water into which some colors had been dissolved. The victim then placed the box in the safety deposit vault for safe keeping. The professor was to call the next morning and the box was to be opened. If the charm worked the compass would be sufficiently "galvanized" to locate the money when taken to the farm. The woman discovered the next morning when the professor failed to show up, that he had switched boxes on her and her \$2,000 was gone. Captain Shields located the man in Buffalo and caused his arrest.

LIQUOR EVEN UP WITH SOX

Takes the Second Game of the Practice Series.

LIQUOR, March 31.—The Lincoln second division team today came back and defeated the Chicago-Americans, second division by a score of 2 to 1. Score: LINCOLN ..... 2 2 1 Americans ..... 1 1 0

AMUSEMENTS.

BOYD'S THEATER

TONIGHT AND WEDNESDAY MATINEE AND NIGHT THE MERRY MUSICAL FANTASY THE GINGERBREAD MAN A CAST AND CHORUS OF SIXTY

Mme. Sembrich AND HER COMPANY IN CONCERT

Prices—\$1.00 to \$5.00 Friday and Saturday—Matinee Saturday

Francis Wilson IN HIS COMEDY SUCCESS WHEN KNIGHTS WERE BOLD

OPHEM

ADVANCED VAUDEVILLE. Matinee Daily, 8:15. Every Night, 8:15. THIS WEEK—March 31.—The Angels Farina, Nola, & Marshall, Jacob and his ever assistant, Ethel & Joseph, and the Kinodroms. PRICES: 10c, 25c, 50c.

BURWOOD

Phonograph Songs. The Mirrored Society Comedy "THE BUSTLE" As played by John and Maud Adams. Mat. Tues., Thurs. Sat. and Sunday Next: THE ONLY WAY.

KRUG THEATER

TONIGHT—MATINEE WEDNESDAY THE SHOEMAKER FRIDAY—THE SLAVE GIRL

MAN OF THREE NAMES FLIPPANTLY PLEADS GUILTY TO FORGERY.

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WRESTLING CATCHES IN NORTH.

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TONIGHT—MATINEE WEDNESDAY THE SHOEMAKER FRIDAY—THE SLAVE GIRL

A One Day Special Sale of School Dresses WEDNESDAY. A sale of particular interest to mothers, coming, as it does at an opportune time when washable dresses are in great demand. Lot 1—consists of Russian dresses in tan or blue Chambray and Sailor Suits in fine Madras in gray or tan shades with contrasting stripes. Also medium blue Chambray or dark blue galateas; usual prices are \$3.75 to \$5.00. Wednesday prices will be 6 to 14 years, at \$2.25. Lot 2—Consists of waist dresses of fine Percales, in white with red or black cheeks and rings, also delf blue with white dots. Included in this lot are a number of fine jumper dresses in dark and medium blue Chambray with pretty bands of white trimming over shoulders; usual prices of this lot are \$1.95, \$2.25 and \$2.45. Wednesday price, 6 to 14 years, at \$1. Remember this sale for Wednesday only. Write for illustrated catalogue. BENSON & THORPE CO. 1515-1517 DOUGLAS STREET