

BRIEF CITY NEWS

Have Boat Spent It. Thomas W. Blackburn for congress. Adv. Rowman, 117 N. 16, Douglas shoe, 11th.

Myrtle Smith Gets Divorce—Myrtle Smith has secured a decree of divorce from Fletcher Smith on charges of abandonment.

Union Pacific Track Repaired—The Union Pacific track which was washed out by the cloudburst at Norfolk Sunday was repaired by 8 o'clock Monday morning.

Nice Walk to Loss—As the result of a visit to a park Sunday afternoon, Frank Bongardt, 16th and Vinton streets, is lower to the extent of \$14 in currency and about \$9 in checks, all of which was in a long pocketbook, which was extracted from his pocket by some pickpocket.

A. C. Harris Wants County Job—A. C. Harris, former county commissioner and a deputy sheriff under John W. McDonald, has entered the race for county commissioner from the Third district to fill the unexpired term of Emmett G. Solomon.

McGovern Will Send in Bill Again—Council McGovern says he will reintroduce his street cutting ordinance in the council Tuesday night. He has waited until the return of the mayor, who vetoed the measure once, for the reason that he does not want to play "any underhand tricks behind a man's back," as he expresses it.

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San on Concealed Weapons—Owing to the numerous cutting and shooting affrays which have occurred recently, a determined effort is being made by the police to discourage the habit of carrying concealed weapons. In this the police have the cooperation of Judge Crawford.

Timely Advice. Never leave home on a journey at the close of the year without a bottle of Chamberlain's Colic, Cholera and Diarrhoea Remedy, is good advice for young and old.

MOST OF JUDGES STAY HOME

Some Will Get Out of Town During the Brief Vacation Period. Most of the district judges will spend their vacations at home this year and while regular sessions of court will not be held the judges will all be within reach for emergency work.

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WATER BOARD TO FIGHT ON

Will Carry Last Case to Supreme Court Regardless of Defeat.

NO SUIT YET WON ON APPEAL

Attorney for the Water Company Points Out City Will Be Paying Interest on \$400,000 at 7 Per Cent.

John L. Webster, special attorney for the Omaha Water board, says the last hydrant case, like all other of the suits growing out of the water board-water company controversy, will be carried to the United States supreme court, regardless of the fact that the water board has lost on every appeal.

"It is the part of expediency to litigate this question to the end of the law," says Mr. Webster. "Not to do so is to confess judgment for all hydrant rentals and to pay. To be compelled to pay at the end of the law fight is no worse than to pay now. In either event it would mean the levy of taxes to the city to pay it. The amount in either event would be the same, excepting only the court costs.

"The present judgments are in no sense a calamity. I think it a misfortune, however, for the courts to hold that the city cannot make a defense to the hydrant rental because during past years the city has not chosen to make a defense. If the city suffered wrongs for years that in no reason why it should continue to suffer without a remedy. The failure of the city to appeal to a higher court when, in 1896, it lost its suit against the water company, was a mistake. This failure to appeal is viewed by the courts as an acquiescence in the city to the feebleness of its cause.

New Element in Last Case. "The suits just tried were the first into which the question as to whether the water company is entitled to recover hydrant rentals under the contract entered. In the trial just closed there was produced a great amount of testimony from experts, which gave large amount of information such as never was had before. We have learned much regarding inefficient fire pressure, regarding the settling of Missouri river water if it is allowed to stand quiet in sufficient large reservoirs a reasonable length of time.

"Though my desire is not final, I, of course, expect to carry this case to the higher court and fight it out to the end." Attorney R. S. Hall for the water company said.

"It is really a very funny comedy all the way through, a comedy of errors by the Omaha Water board. These gentlemen have, doubtless, acted with good intentions, but everywhere they have blundered and lost. The cases just decided in our favor by Judge Munger, mean the payment by the city of \$115,000. The other hydrant rental cases for the years from July 1, 1905, to date, involve about \$235,000. Here is \$400,000 on which the city is paying 7 per cent interest if it loses the cases, as this first decision seems to indicate. The water company meantime is borrowing this money at 4 and 5 per cent."

Following is some of the history of the city versus the water company litigation: 1896—City brought suit to forfeit franchise of water company, alleging fire pressure was not being furnished and water was not properly clarified and lost.

1897—Water company offered to reduce its rates. Enjoyed from doing so by W. S. Poppleton. Loss to city up to present date, \$200,000.

1902—Water board passed resolution cutting water rates. Company sought injunction before Judge W. H. Munger and he refused it. Court of appeals reversed judgment and sent case back. Cost to city, \$20,000.

Water board brought suit to compel the appraisers to appraise the property on the date of award. Judge W. H. Munger decided in favor of the water board, but cost of pipe had fluctuated so that action filed by the water board cost the city \$200,000.

City refused to pay hydrant rental and Judge W. H. Munger decided in favor of the city. Court of appeals reversed the judgment. Cost to city, \$15,000.

City refused to take the plant. Appraisal, cost city \$20,000.

Company brought suit to compel city to buy the plant at the appraisal. Judge W. H. Munger decided against the company. Court of appeals reversed the judgment.

City took the case to the supreme court of the United States, where it now is. Cost to the city in this case, \$40,000.

AUTOMOBILISTS HAULED UP

Number of Arrests Made by Police for Exceeding the Speed Limit.

The motorcycle belonging to the police department saw good service Sunday afternoon for by its use Emergency Officer Morgan was able to arrest six automobilists who were exceeding the speed limit, according to the speedometer on the motorcycle. The alleged speeders were picked up in different parts of the town between 4 and 7 o'clock and released on bonds to appear in police court this morning.

Robert Hamilton, a 14-year-old boy, who lives at 1201 Blaney street, was in charge of one of the machines that was tried by the motorcycle and found to be going too fast. The other occupants of the car were five children.

Of the other five parties arrested, three were owners of the cars they were driving and two were chauffeurs. Their names and addresses are as follows: Richard Baum, 365 Harney street; Blaine Wilcox, Council Bluffs; Thomas Kelley, Norfolk, Neb.; Mike Wahasy, 91 South Forty-first street; C. W. Ahlman, 213 North Eighteenth street.

The Kountze automobile was one of those that was stopped for exceeding the speed limit. It was observed going down Farnam street at about twenty miles an hour in charge of Chauffeur Wataasky. The lawfully speed in the downtown section is eight miles an hour.

BIG CROWD VISITS MANAWA

Hot Weather Proves an Attraction to Those Who Like to Swim.

Manawa had the banner Sunday of the 1908 season yesterday and had there been no threatening clouds the attendance would have been the largest of the Fourth of July.

The torridly made bathing the most popular feature and every suit, both new and old, was pressed into service to supply the great demand. The lake has fallen to about normal and the hard bathing beach is ideal, the gradual slope making it safe for everyone. An unusual number of girls were noticeable on Sunday, their var-colored suits attracting considerable attention from the onlookers.

The new diversion, dancing at the Kur-saal, has scored a decided hit, and the straggled orchestra and continual movement among the dancers makes a great inducement to all visitors to the park to take a trip across the lake.

Prof. Andrew made a rather thrilling balloon jump. After his ascent had ascended high in the air he was struck by a strong current of wind which nearly upset his balloon, and the thousands of spectators below were in great state of excitement. But in a few minutes the bag again assumed its normal position and all ended favorably.

BILL OF LADING IS LIKED

Shippers and Bankers Think the New Instrument Satisfactory.

TWO FORMS ARE BADLY NEEDED

Negotiable and Non-Negotiable Bills, It is Believed, Will Meet the Requirements of Both Railroads and the Patrons.

From dispatches describing the recommendations of the Interstate Commerce commission for a uniform bill of lading and the two forms, negotiable or order bills and non-negotiable bills, bankers, shippers and those in Omaha who have advocated such a reform for years believe the new bill of lading will be of great advantage and meet the necessities of bankers.

"As the Omaha market enlarges and new lines come, we will have to cover the two forms, the 'order' and 'straight' bills, as well as a simple and absolutely safe bill of lading," said Luther Drake, president of the Merchants National bank.

"The American Bankers' association has had the matter of a uniform bill of lading for some years, but it has not been adopted by Lewis E. Pierson, president of the Irving National Exchange bank of New York City, has done hard and faithful work on the bill proposition. It has been hard to get a bill of lading satisfactory to shippers and carriers alike, and, at the same time, absolutely negotiable. From what I can learn, the two forms recommended by the Interstate Commerce commission will be satisfactory, and I hope the railroads will adopt them. I do not believe the Interstate Commerce commission has the power to force the railroads to use the bill, but it may be that they will adopt the forms recommended."

"At present we rely on the standing of the shippers a great deal more than we do on the bill of lading—at least we do not take the bill of lading for grain or merchandise without knowing something about the shippers."

"With limitations the simple and uniform negotiable bill of lading may be handled by the banks even when in the hands of comparative strangers, or at least by those who are not personally responsible for any irregularity or trouble which might arise."

McVann Served on Committees. E. J. McVann, secretary of the Omaha Grain exchange, has served on the special committee of the National Industrial Traffic league, which had in charge the recommendations for the uniform bill of lading. This organization has been instrumental in securing the recommendation just made by the Interstate Commerce commission and J. C. Lincoln, chairman of the committee has been one of the most careful workers for the proposition which he believes will be advantageous to shippers, carriers and bankers alike.

"From the information at hand I cannot tell just what the recommendations of the Interstate Commerce commission are," said Mr. McVann. "But the recommendation for the two forms, 'order' and 'straight' bills of lading on different colored paper is in itself one of the first contentions of the National Industrial Traffic league. At present all bills of lading look alike whether they are 'order' or 'straight' bills. It would be possible to convert a straight bill into an order bill, or a railroad agent might make a mistake which would make an order bill worthless to a bank. With the two forms, 'order' and 'straight' bills, there would be no element of uncertainty creeping into all order bills."

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ACCIDENTS COME IN PAIRS

Balloon Runs Away and Pennant Hoisted Blows Up, but Nobody Hurt.

There has been something startling, unexpected and unanticipated furnishing a real sensation connected with nearly every Sunday evening balloon ascension at Krug park since the opening of the season. The unexpected happened last evening again just the same as on previous Sundays.

Realizing that the threatening storm clouds, with attendant high wind, would prevent the ascension, Captain James Moore's airship, "America," which was fully loaded with gas and ready to sail, Manager Cook decided to send up the big ninety-foot balloon as a fairly compensating serial substitute for the greater feature, the airship.

The balloon, fastened to the patented device that anchored it to the ground, was so nearly filled that the side poles steady-ly it had been dropped, when the wind shifted in the space of half a minute or less from the east to the north and a strong and sudden gust of wind came about and broke the metal rings that fastened it to the locked holding device. The balloon quickly sailed away southward, with four twenty-pound sand bags attached to it.

As the balloon sailed over the pavilion the sand bags became detached and when they fell burst open. No one was hurt, but many lost their presence of mind.

It was only a few minutes after the runaway balloon episode, when a loud explosion was heard on the north side of the enclosure. The first thought of every one was that the gas tanks used in filling the airship's gas bag had exploded. People ran from every part of the grounds toward the big tent that housed the airship. The explosion however, occurred there.

Further search revealed the cause of the excitement to be the blowing up of the small steam engine that operated the peanut roaster owned by W. E. Mason. His father, known at the park as "Grandpa" Mason, was near the machine when it blew up. The machine was blown to pieces. No one was so closely hurt.

Use live want ads to boost your business.

PERSONAL PARAGRAPHS.

F. H. Francis of Lincoln is at the Her Grand.

Mrs. G. W. Snyder and Nellie E. Snyder of Omaha were yesterday's arrivals at the Paxton.

John H. Linderman of Lexington and George H. Mead of Hastings are at the Henshaw.

Mrs. Anna Eram of Sacramento, Cal., is visiting her sister, Mrs. George W. Church, 241 Newark street.

Anson C. Anderson of Denver, H. Burns of Sheridan, H. R. Smith of Lincoln and H. C. Peters of Yutan are at the Paxton.

Dr. and Mrs. J. E. Ray, A. Ruddy of Hamer, E. C. Strode of Lincoln and H. Hamer of Los Angeles are at the Schiltz.

G. W. Noble, E. D. Grimm of Blair, L. G. Chamberlain of Fremont, Captain James Moore of Lincoln, Victor Jess and Mrs. E. S. Maxwell of Denver, Mrs. J. G. Phelps, Eugene Phelps of Meeteetee, Wyo.; E. H. Chapin of Lincoln, Victor Jess and R. M. Glickerson of Tekamah are at the Rome.

W. P. Wallace, F. W. Anderson of Cozad, Mr. and Mrs. Hans Robuse of Millard, W. Mitchell of Sidney, D. E. C. Long of Auburn and Frank Currie of Gordon are at the Merchants.

S. F. Treiber of North Platte, Mr. and Mrs. D. V. Simons, Mrs. R. H. Horton of Denver, R. Chamberlain, Heaton and P. M. Travers of Kansas City are at the Mermaid.

Assistant City Attorney J. A. Rine, who went to Denver to attend the democratic convention, will not return for three weeks. He intends going into the mountains and spending his annual vacation, where it is cool.

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KRUG PARK DRAWS BIG CROWD

Thousands in Afternoon, but Shower Keeps Evening Visitors Away.

There was a large afternoon attendance at Krug park on Sunday, giving promise of a large patronage for the day as a whole. But the usual Sunday evening attendance was kept away by a shower of rain, there would not be the element of uncertainty creeping into all order bills."

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WOMAN'S NATURE

is to love children, and no home can be happy without them, yet the ordeal through which the expectant mother must pass usually is so full of suffering and dread that she looks forward to the hour with apprehension. Mother's Friend, by its penetrating and soothing properties, allays nausea, nervousness, unpleasant feelings, and so prepares the system for the ordeal that she passes through the event with but little suffering, as numbers have testified and said, "it is worth its weight in gold."

Most of the parties at Happy Hollow Sunday evening were also small. Among those at the club were Mr. A. I. Craig, Mrs. J. N. H. Patrick, Mr. Robert Patrick, Mr. H. E. Milliken, Mr. F. H. Fonda, Jr. Judge and Mrs. Howard Kennedy, Mr. and Mrs. J. H. Royce, Mr. and Mrs. Edward Haney, Mr. C. A. Mann, Mr. C. E. Johnson, Mr. Frank Selby, Mr. Reed Peters, Mr. Crosby Wyman.

One party included Miss Fleming and Mr. and Mrs. McDonald. Parties of four each were given by Mr. T. H. Maters, Mr. Frank Hughes and Colonel E. E. Curtis.

Prospective Pleasures. Mrs. E. M. Bartlett will be at home informally Tuesday afternoon for her guest Mrs. W. H. Alexander of Salt Lake City, formerly of Omaha.

Class of 1897, Lincoln school, will hold a picnic reunion at Farnham park Wednesday evening, July 15, meeting at the pavilion at 6 o'clock. Members not receiving direct notice are asked to communicate by phone with the committee, Miss Florence Jordan, Harney 75, and Miss Millicent Stebbins, Harney 53.

Come and Go Gosals. Miss Gertrude Harman and Mr. Archer Harman of New York City are guests at the home of Mrs. E. W. Nash.

Mr. and Mrs. C. A. Bothwell are spending a fortnight at Lake Minnetonka.

Miss Charles Helene Wednesday and Miss Marie Woodard leave Wednesday for Quebec.

GOING AWAY? THIS SUMMER!

Readers of The Bee who leave the city for the summer should have The Bee sent to them every day by mail, thereby keeping in touch with the news of their city and the world. The address may be changed as often as desired.

SUBSCRIPTION RATES: 1 week, 20c; 1 month, 70c; 2 months, \$1.00; 3 months, \$1.50; 4 months, \$2.00; 6 months, \$3.00; 1 year \$6.00.

Name _____ Street _____ Town _____ State _____

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Advertisement for Gold Medal Flour. Text: "We ought to charge more than we do. But we don't. And Millions of people Daily eat of the Good Things made from GOLD MEDAL FLOUR. WASHBURN-CROSBY CO. FOR SALE BY YOUR GROCER. THE VERY HIGHEST QUALITY." Includes an illustration of a woman carrying a flour bag.

NOTES ON OMAHA SOCIETY

Circuses Take Precedence, Causing Some Postponements.

LIGHT ATTENDANCE AT CLUBS Sunday Night Suppers, Usually Popular Gatherings, Are Only Family Parties Now with Society Scattered for Summer.

Many circus parties are being planned for Monday and Tuesday, and several social affairs have been postponed, including the children's dancing party at the Field club, for the children decided that a circus was preferable any time to a dance party, and a number of parties are being planned by the older ones for the evening, although the lists are not yet completed.

Miss Louise Dinning will give a circus party Tuesday afternoon in honor of Miss Josephine O'Neill of Winona, Minn. Her instrumental in securing the recommendation just made by the Interstate Commerce commission and J. C. Lincoln, chairman of the committee has been one of the most careful workers for the proposition which he believes will be advantageous to shippers, carriers and bankers alike.

At the Country Club. So many club members are out of town that the clubs which have been so well patronized lately are beginning to have quite a falling off of the larger affairs. Most of the supper Sunday evening were family parties. With Mr. and Mrs. C. L. Deuel were Miss Eloise Jenks, Miss Blanche Deuel, Mr. Chester Jenks, Mr. Lake Deuel.

Mr. and Mrs. F. E. Hochstetler had at their table Mr. and Mrs. T. J. Mahoney, Miss Frances Hochstetler and Master Myron Hochstetler.

Other supper parties were given by Mr. and Mrs. W. E. Martin, who had covers laid for seven; Mr. and Mrs. W. T. Burns, eight; Mr. S. F. Miller, six; Mr. and Mrs. H. T. Lemist, six; Captain Frederick Burck, five; Mr. John Redick, four; Mr. E. J. Davis, four; Mr. C. R. Keller, four; Mr. A. Remington, four; Mr. W. H. Wheeler, four, and Mr. Lucien Stevens, two.

At the Field Club. Mr. and Mrs. W. J. Hynes entertained the largest supper party Sunday evening at the Field club complimentary to their guests, Mrs. Hynes' parents, Mr. and Mrs. A. P. Kinsler and Mr. and Mrs. J. C. Kinsler, Mr. and Mrs. E. M. Pickens, Mr. and Mrs. Edward Updike, Mrs. Louise Updike, Mr. and Mrs. W. J. Burgess, Mr. and Mrs. Byron Smith and Mr. and Mrs. Hynes.

Reservations at the Field club Sunday evening included: Mr. S. B. Bort, seven; Mr. J. H. Conrad, four; Mr. Ed P. Smith, four; Mr. George Laker, four; Mr. H. L. Bluntley, four; Mr. C. R. Keller, four; Mr. H. R. Rainey, four; Mr. R. E. Rogers, five; Mr. Paul Burleigh, five, and Mr. S. P. Loomis, three.

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AIRSHIP MAKES ITS FLIGHT

Stays Up Twenty Minutes and is Mistaken for Giant Kissing Ring.

True to the announcement, the airship made an ascension from Krug park Monday morning, but on account of the wind it did not take its flight toward Omaha, but went to Benson instead. The slip staid up about twenty minutes and attracted considerable attention and caused more or less alarm in the minds of some who did not know what the airship was and feared it might be the return of the kissing ring, so famous a few years ago.