

BRIEF CITY NEWS

1909 DECEMBER 1909
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Have Root Print It.
S. F. Swoboda—Certified Accountant.
Blanchard, Photographer, 18th & Farnam.
Lighting Fixtures, Burgess Granden Co.
Hera, photo, removed to 16th & Howard.

Colored Men Get a Hearing—Henry Williams, John Logan and Blake Brickley, colored, were brought into police court to answer to a charge of breaking and entering a Northwestern road freight car or about November 25, and stealing hides. They demanded an examination, which was fixed for Saturday morning.

Defamation of Character Story—Thomas W. Symonds of Kansas City, a former employe of the Hammond Typewriter company, has brought suit in the United States circuit court for \$12,000 damages against Bert F. Swanson of Omaha for alleged defamation of character. The suit grows out of a letter written by the defendant to the plaintiff.

Chief Will Auction Off Old Stores—Unclaimed property, valued at between \$500 and \$600 will be auctioned off at police headquarters Thursday afternoon at 1 o'clock by Chief of Police Donahue. The property consists of clothing, revolvers, rifles, harness, suit cases, trunks, shoes, tools, lead, brass, bicycles, tables, watches, jewelry and many other articles.

Hotel Clerks to Have An Organ—R. H. Hawkins, editor of "The Hummer," a periodical devoted entirely to the interests of hotel clerks, is to be in Omaha on December 5 to speak at the banquet of the Iowa Nebraska Hotel Clerks' association, to be held at the Levey meeting hall in connection with the movement for the formation of a national organization of hotel clerks.

Concert at Pearl Memorial Church—Pearl Memorial Methodist church, Twenty-fourth street and Larimore avenue, will be the scene Wednesday evening of a concert. The following soloists have been announced: Lena Ellsworth Dale, soprano; Minnah Weber, contralto; E. S. Travis, baritone; R. S. Donahue, tenor; Edith Hansen, pianist; Marguerite Brown, violinist. Proceeds from the concert will be devoted to the church budget.

She Did Have the Proof—Bertha James, colored, tried hard to convince Judge Crawford she was not a disorderly person, but failed. Officer Augie said the woman had been hanging around the Third ward for several months. "I was waiting for my old man when he picked me up," said the woman. "How do you support yourself?" queried the court. "I take in washing and ironing. I can't have my call up two bartenders who knows me?" "Ten dollars and costs," was the bench's answer.

Can't Stop Wheel of Law—John Belish learned to his sorrow in police court that it does not pay to interfere with an officer in discharge of his duty, even if he, Belish, had been asked by another man to protect his rights. Belish interfered with Constable Stein serving a subpoena on Fred Lutz, a saloon man, and became so obnoxious, witness declared, that the police had to be summoned. Belish declared Lutz had asked him to look after an interest, but the court declared Lutz had sought mighty poor advice. It cost Belish \$10 and costs.

Novelty—FRENZER—18th and Dodge.

ELGIN MINUTES
A CORRECT watch is a time-saver. Its accuracy permits close calculations. It avoids necessity of a "watch-may-not-be-right" margin. The guarantee of precision in a timepiece is to find on dial and works the watchword.
Elgin
G. M. WHEELER Model 16 Size
Pendul Winding and Setting. Seventeen Jewels. Ruby and sapphire balance and center jewels. Compensating balance. Breguet hairspring with micrometric regulator. Adjusted temperature mechanism. Three patented patenting click-and-spring setting device. Dust ring. Poles damascened. Engraving inlaid with gold. Open face and sunburst cases.
In Filled Gold Cases, \$50 and up. In Solid Gold Cases, \$75 and up.
Other Elgin models at other prices according to grade of movement and case.
All Elgin models are sold by jewelers everywhere, but are fully guaranteed.
ELGIN NATIONAL WATCH COMPANY, Elgin, Illinois.

NEW LOVE TOO FAST FOR OLD

Walter Blackett Marries Too Soon and Now Loses Wife No. 2.

DIVORCE FROM NO. 1 SET ASIDE

After Having Lived Since July with New Wife He Is Forced to Give Her Up by Order of the Court.

Better be off with the old love before you are on with the new. In the light of a decision by Judge Estelle in district court the old proverb is appealing with peculiar cogency to Walter Blackett.

Blackett must abandon wife No. 2, even if he does not resume living with wife No. 1. Mrs. Blackett No. 1 has won her suit to have declared vacant the decree of divorce which Blackett obtained from her at Christmas time, 1908. Consequently Blackett's marriage to Miss Mims' Gustavson which occurred last July is not legal.

Will Blackett cease living with Mrs. Blackett No. 2? his attorney, Tom Donohoe, was asked. "He's simply got to," replied the lawyer. "While the consequences to Mrs. Blackett are serious," said Judge Estelle in giving his decision, "I am here to administer and interpret the law as it seems true, and I shall do so. Besides Blackett went into his predicament with his eyes open, and I shall do so. Besides Blackett went into his predicament with his eyes open, and I shall do so."

Blackett's affidavit preparatory to the divorce hearing of Christmas, 1908, is the cause of the voiding of the decree. The affidavit declared that service by publication was necessary and did not state that the defendant, Mrs. Blackett No. 1, was nonresident. The affidavit being defective the court never acquired jurisdiction.

"Besides," said the court, "this affidavit saying that he did not know her whereabouts was sworn to October 5 of last year and filed November 7, October 18, in the interim, Mrs. Blackett came to Omaha and the plaintiff saw and talked to her. He could then have obtained the proper personal service. This alone would cause the vacating of the decree if the other ground were not sufficient. The original suit for divorce is still on the docket. Mrs. Blackett No. 1 does not want her husband to get a decree even now and will fight. She announced some time ago that if she won this case she would prosecute Blackett for bigamy. Her attorneys do not favor this."

Neither Blackett nor wife No. 2 was in the court room when the decree was handed down.

CORN SHOW EXHIBITS ARE BEING RUSHED TO OMAHA

Buildings Are Busy Places as Contractors Near End of Their Work.

With but a week left for the installation and the completion of exhibits, the Auditorium and the annex are very busy places these days. Both contractors have large forces at work putting the finishing touches on the buildings and exhibits are beginning to arrive.

A good many of the exhibits which the railroads are bringing in free of charge have arrived and are being carted to the Auditorium. Tuesday two cars arrived, one from Fresno, Cal., on the Union Pacific, and one from Klamath Falls, Ore., on the Great Northern. Both these were prizes at the Seattle exposition.

Another exhibit which arrived Tuesday morning was that of North Dakota, and it is now being installed by W. C. Gilbreath, industrial agent of the most interesting exhibits of the government are those of the department of animal industry, showing what the government has learned of benefit to those who raise live stock.

THAT GASOLINE STOVE AGAIN

Man Badly Burned When He Fights John Lutes from Explosion in His Home.

John Lutes of 89 South Seventh street, sustained painful but not dangerous injuries when he attempted to put out a fire from the explosion of a gasoline stove at his home Tuesday afternoon.

His face and hands were badly burned. The loss to the building is inconsiderable. The cause of the explosion is unknown.

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Wedding Invitations, Announcements, Visiting Cards
All correct forms in correct style engraved in the best manner and punctually delivered when promised.
Embossed Monogram Stationery
and other work executed at prices lower than usually prevail.
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Some Things You Want to Know

The American Congress—Johnson Against Congress.

But once in the history of the United States has the congress made a deliberate attempt to destroy the integrity of the executive branch of the government, as separated and defined by the constitution. Many presidents have used extraordinary means to control the legislative branch and have succeeded. Congress in its one attempt to destroy the integrity of the executive branch of the government, as separated and defined by the constitution, has failed.

The basis of the quarrel between Johnson and congress was the issue of self-preservation in the republican party; the immediate cause was the difference in the plans for the restoration of the eleven seceding states to the union. Ben Wade's ambition to be president and Thad Stevens desire to punish the south, as well as Andrew Johnson's social standing, were considerable factors in the problem. It is fortunate for the nation that neither side was able to claim complete victory, and thus neither could impose upon the nation all of its desires. As it is the legacy of that period is now one of the chief political troubles of the nation, for as yet no man knows just what the fourteenth amendment actually does mean.

Mr. Lincoln held to the theory that the states had no right to secede from the union, that they never had seceded and that the secession was a nullity. Upon this doctrine he based his scheme of reconstruction, which was to permit any state to re-establish itself as a member of the union when 10 per cent of its voting population should declare loyalty and elect representatives to congress. As early as 1862, when the issue of the war was in doubt and before any steps were taken to free the slaves, Mr. Lincoln promulgated his "Louisiana Plan" under which he reorganized a loyal state government in Louisiana and under which two representatives, Flanders and Mahan, were elected to congress. They were received and seated in the house in the Thirty-seventh congress.

The trial in the senate began on March 2, 1868, and was finally concluded on May 26. Thad Stevens was one of the managers on the part of the house charged with the prosecution, but the hand of death was upon him. He was carried in a chair to the capitol to read his speech in the argument against the president, but he failed to appear. General Ben Butler, it was Stevens' last fight.

The first roll call of the senate on the trial was had on May 16. Thirty-five senators voted "Guilty," and nineteen voted "Not guilty." A change of one vote would have meant conviction, as it would have completed the two-thirds vote required by the constitution. All twelve of the democrats in the senate voted "Not guilty," as did seven republicans. These seven men were denounced by their partisans at the time as traitors, and a republican national convention which met on May 20, between the time of the first roll call and the last, formally excommunicated them. The seven senators who saved Johnson and were denounced by their partisans at the time as traitors, and a republican national convention which met on May 20, between the time of the first roll call and the last, formally excommunicated them.

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Johnson was acquitted and Ben Wade's hopes of the presidency died with the verdict of the senate. The fourteenth amendment had been made prerequisite to the readmission of the southern states to the union, and negro suffrage had been assured over the protest of the president. Yet the more radical plans of the republican party, such as the confiscation of the lands in the south and their division among the freed slaves, had been defeated by the submissiveness of Johnson.

Had congress not opposed the Johnson scheme of reconstruction, the southern states would have been received at once into the union of the nation, their representation in congress would have been increased because of emancipation, and they would have formed a political coalition with the northern democrats which would have driven the republican party out of power at once. To prevent this congress forced the adoption of the fourteenth and fifteenth amendments to the constitution.

But even these did not suffice long to secure republican supremacy, for in 1871 the democrats gained control of the house of representatives and in 1876 they contested the election of president. It was to meet this condition that republican congresses sought to enact legislation providing for federal control of elections.

By FREDERIC J. MASTIN.
TOMORROW—THE AMERICAN CONGRESS—The "Force Bill" and Closure.

John C. Coyle and W. O. Gilbert appeared before Judge Troup in the morning and the matter was discussed, though not being settled, it went over until the afternoon. One reason for having the three judges hear the matter is this:—There are two similar suits, one before Judge Troup and the other before Judge Estelle. The demurrer of Joslyn has been passed upon by Judge Troup and overruled and this case is ready for hearing on its merits. Judge Estelle might sit with Judge Troup but there would be possibility of a disagreement following a long trial and the vote of a third judge would solve this problem if it arose.

General Cowin declared he had no objection to going ahead before Judge Troup alone, a statement that evoked interest in the light of his remarks about the decision in the Paul case. Judge Troup has stated that his desire to have the other judges sit with him is due solely to the fact that Estelle has a duplicate case and hence there ought to be a third judge. General Cowin did not appear in the afternoon at the appointed time for resuming the discussion and the matter is delayed.

November Giant Month for Money

Shows Gain in Bank Clearings of Thirteen Million Dollars Over Last November.

Table showing bank clearings for November 1909 compared with 1908. Columns for 1908 and 1909, with months listed from January to December.

THREE JUDGES MAY HEAR THE JOSLYN CASTLE CASE

Troup and Estelle Have Duplicate Suits, Hence Tie Vote is Feared.

When and how the Joslyn castle suit shall be heard will soon be settled in district court. It is possible that Judge Troup in the hearing of the case.

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Union Pacific Makes Corn Show Rate of One Cent

Applies This to Nebraska and Adopts Cent and a Half for Other States.

The Union Pacific has cut rates for the National Corn exposition to 1 cent per mile in the state of Nebraska and on its lines west, including Colorado and Wyoming, has made the round-trip rate equal to one and one-half fares. The Rock Island line, the Burlington route, the Northwest line and the Missouri Pacific had already announced a fare of 1 1/2 cents per mile in the state of Nebraska.

William H. Murray, assistant general passenger agent for the Union Pacific, announced the special low rate of the Harmon system. The announcement is not unexpected, for at the time of the State fair at Lincoln and the Ak-Sar-Ben celebration in Omaha, the Union Pacific cut its rates below that of the other lines operating in the state.

Circulars have been sent out to the agents of the Union Pacific specifying December 7, 8, 9, 14 and 15 as dates of sale for special tickets, where the round trip ticket costs \$4 or less, and December 8, 9, 10, 11 and 12, where the rate exceeds \$4. The return limit on all classes of tickets is fixed as December 20.

Rate cutting by the Union Pacific will make no difference in the attitude of the other four roads operating west of Omaha. "The Rock Island will stand pat for the one and one-half cent rate," says G. S. Pentecost, division passenger agent of that system. "Our line was quick to reply to the request for special rates and we shall stand by our first announcement. It is a fair rate and is general, for it applies to Nebraska, Missouri, Kansas, Wyoming, Colorado and the Dakotas. We shall not change our attitude in any respect."

From the Burlington headquarters, the Northwestern ticket office and the Missouri Pacific offices came similar announcements. This action by the Union Pacific comes as good news to the corn show officials. It will mean increased attendance, and is hoped will swell the crowds at the annual exposition.

Lawyer Loses Client as Juror

F. H. Gaines Comes Near Landing H. B. Ryner, by Whom He is Retained.

H. B. Ryner of the Automatic Signal company was disqualified as a juror in a suit in district court, although F. H. Gaines made a hard fight for him. The disqualification was because Gaines is attorney for the Automatic Signal company.

The suit is that of Edmund Hans against the American Transfer company for personal injury. It was tried last summer and the jury disagreed in an unusual way. Eleven wished to give Hans \$7,000 and the twelfth insisted it should not be more than \$4,000. To the vexation of Attorneys Moore and Daniel for plaintiff, the jury never did get together on what the amount should be.

WYOMING GOVERNOR IS IMPRESSED WITH STEADY GROWTH OF THE GATE CITY.

"Omaha is certainly a bustling city," remarked Governor Brooks of Wyoming. "I've been sitting here in the hotel window for an hour watching the people go by. That is a good measure, too, for the activity of a city or the value of property can pretty well be estimated according to the number of people passing within a period of time."

"The streets are twice as crowded and busy as they were a year ago when I was here. Omaha is certainly moving along, and we who see the city only occasionally are best fitted to note her progress."

BROOKS SEES OMAHA MOVE

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About Your Raincoat?
Seems as though the weather-man would have us wear Raincoats all winter doesn't it?
However, changes in the weather will not affect you, if you've prepared for them with one of our really rain-proof coats.
Of course all Raincoats are supposed to be rainproof, but if you've ever worn one of the many that are not, you'll doubly appreciate the fact that ours are rainproof.
And if style and looks counts with you, you'll quickly see the remarkable difference between these coats and the ordinary sort.
Nor are you restricted in your choice, for we've every correct style from the popular "MILITARY" to the equally worthy regular styles. We'll show you how to save \$2.00 to \$5.00 on any coat you select, from—
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DOCTORS REFUSE TO TREAT PATIENTS
United Doctors Accept No Incurable Cases for Treatment.
THEIR RECORD IS CLEAR
Cure Every Case They Treat. Iowa Man Knows of Cases Refused.
The United Doctors, those expert medical specialists who have their Omaha institute on the second floor of the Neville block, corner Sixteenth and Harney streets, have established a grand reputation—not only in the number of cures made, but also in the honesty and straightforwardness of their business methods.
Case after case has been refused by these specialists because the patient came too late. It is the United Doctors' invariable rule to never accept an incurable case for treatment.
This fact is brought out in the following letter from a cured patient:
Silver City, Ia., Nov. 27, 1909.
Dear Doctors: I wish to tell you how greatly I have improved under your treatment. I have been afflicted since I was 12 years of age with stomach trouble, chronic indigestion and rheumatism. I would often lie in my bed, unable to get up, and I could not eat. I was so weak that I could hardly walk. I never had any appetite and was all run down. I was doctor after doctor, but none did me any good. I was so weak that I could not even get up. I was so weak that I could not even get up. I was so weak that I could not even get up.

Dr. Pierce's Favorite Prescription
Is no "cure-all" humbug, but is made for just one purpose—to cure the weaknesses, painful disorders and irregularities of the womanly organism. It is
THE ONE REMEDY for these ailments, sold by druggists, devised and gotten up by a regularly graduated physician of vast experience in treating woman's peculiar diseases and is carefully adapted to work in harmony with her delicate organization, by an experienced and skilled specialist in her maladies.
THE ONE REMEDY for woman's ailments, sold by druggists, which contains neither alcohol (which to most women is the rankest poison) or other injurious or habit-forming drugs.
THE ONE REMEDY for women, the composition of which is so perfect and good that its makers are not afraid to print its every ingredient, in plain English on its outside bottle-wrapper, and attest the correctness of the same under oath—thus taking its users into their full confidence, and warranting physicians in prescribing it in their worst cases, which they do very largely.
It is foolish as well as dangerous to take medicine the composition of which you know nothing. Therefore, don't let a dishonest druggist prevail on you to accept a secret nostrum for this professionally approved medicine of KNOWN COMPOSITION. Every ingredient in its make-up has the strongest indorsement of the leading medical men of all the several schools of practice.—Send postal card request for free Booklet of same.
Every woman may write fully and confidentially to Dr. R. V. Pierce, Buffalo, N. Y., and may be sure that her case will receive careful, conscientious, confidential consideration, and that the best medical advice in the world will be given to her, absolutely free.
In addition to this free advice, Dr. Pierce will send a fine French cloth-bound copy of his great 1000-page book, "The Common Sense Medical Adviser," to any woman who will send 31 one-cent stamps to pay the cost of mailing only.
Dr. Pierce's Pleasant Pellets regulate and invigorate stomach, liver and bowels. They work in harmony with "Favorite Prescription" when needed as a gentle laxative. Sugar-coated, tiny granules, easy to take as candy.

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The examination for the Railway Mail Service will be held next spring. You can easily prepare for this examination in three months, or a few evenings each week. We will send you a free copy of the examination book, and a full course of instruction. We will also send you a full course of instruction. We will also send you a full course of instruction.