

BROWN HEARS BIG RATE CASE

Commerce Commissioner Examiner Sits as Judge.

CREAMERIES PROTEST SCHEDULES

Several Are Represented in Suit Brought Formally by Commercial Club Against the Baltimore & Ohio Railroad.

Special Examiner George N. Brown of the Interstate Commerce Commission is presiding at the hearing of the case of the Omaha Commercial club against the Baltimore & Ohio railroad in the matter of rates on carload shipments of butter, eggs and poultry from Omaha to New York.

While the case is brought in the name of the Commercial club against the Baltimore & Ohio railroad, yet the Fairmont Creamery company, the Farmers Co-operative Creamery company, David Cole Creamery company, Kirschbraun & Sons, Incorporated, the Omaha Cold Storage company, the Waterloo Creamery company and the Alamo Sanitary Dairy company are the real complainants and all the railroad companies centering in Omaha and numerous eastern railroads are joint defendants.

The case of the Commercial club is looked after by E. J. McVann, while the railroad companies are represented by C. E. Fernald, of Chicago, attorney for the Pennsylvania lines; F. A. Lynde, general attorney of the Northwestern at Chicago; J. E. Kelly of the Burlington, C. C. Wright of the Northwestern of Omaha and a host of other attorneys representing other lines.

Line-up of Examiners. The principal examinations are being conducted by E. J. McVann and F. A. Lynde and Fernald, while Kelly and C. E. Spens, freight agent of the Burlington at Omaha, are doing some of the questioning.

The first witnesses examined were J. H. Rushton, president of the Fairmont Creamery company, and D. C. Eldredge, vice president of the Farmers Co-operative creamery company of Omaha.

The question at issue as presented by Mr. McVann is the excessiveness of carload rates of 30,000 pounds or more, on creamery products from Omaha to New York which materially exceeded the rates charged for other perishable products and contention is that the commission should establish joint and through rates for this class of freight.

It was disclosed by Mr. Rushton that the rate on carload units from Omaha to New York was \$23, which rate had not been changed in the west and of which Omaha was the great central point. The rate on other perishable products such as meats and fruits, was but \$12.

Mr. Rushton was of the opinion that \$10 would be a fair and adequate rate when taking into consideration the economic service the creameries rendered the railroads in preparing their products for shipment, which eliminated the liability of claims for damage. A reduction of the rate to about the figure proposed on the basis of 13,000 pounds shipments would mean a saving to the creameries or the Fairmont creamery particularly of \$70,000 annually he said, and a saving would be divided between the producer and consumer. Mr. Rushton said that about 8 per cent of the shipments for Omaha were to points east of Chicago. He claimed also that other classes of perishable freight were moved with greater celerity than creamery products.

D. C. Eldredge of the Farmers Co-operative Creamery company simply bore out the testimony of Mr. Rushton.

THE STORY OF THE PEANUT SHELLS.

As everyone knows, C. W. Post of Battle Creek, Mich., is not only a maker of breakfast foods, but he is a strong individualist, and the franchise unions are a menace to the liberty of the country.

Believing this, and being a "natural-born" scrapper for the right, as he sees it, Post, for several years past, has been engaged in a ceaseless warfare against "the Labor Trust," as he likes to call it.

Not being able to secure free and untrammelled expression of his opinions on this subject through the regular reading pages of the newspapers he has bought a certain amount of space in the Post, as he is accustomed to for the telling of his Postum "story," and he has thus spent hundreds of thousands of dollars in denouncing trade-unionism.

As a result of Post's activities the people now know a whole lot about these organizations; how they are honeycombed with graft, how they obstruct the development of legitimate business, curtail labor's output, hold up manufacturers, graft upon their own membership, and rob the public. Naturally Post, being hated by the trade-unionists, and intensely.

He employs no union labor, so they can not call out his men, and he defies their efforts at boycotting his products. The latest means of "getting" Post is the widespread publication of the story that a cat which was recently wrecked in transmission was found to be loaded with empty peanut shells, which were being shipped from the south to Post's establishment at Battle Creek.

This absurd probably originated with President John Fitzgerald of the Chicago Federation of Labor, who, it is said, stated it publicly, as truth.

Post comes back and gives Fitzgerald the lie direct. He denounces Fitzgerald's statement as a deliberate falsehood, an underhanded, easily cowardly attempt to injure his business, having not the slightest basis in fact. As such an effort it must be regarded. It is significant that this statement about "the peanut shells" is being given wide newspaper publicity.

In the "patent issue" of an eastern county paper I find it, and the inference naturally is that labor-unionites are insidiously spreading this lie.

An institution (for a man) which will resort to moral intimidation as to physical force, that will destroy machinery and burn buildings, that will maim and kill if necessary to effect its ends, naturally would not hesitate to spread falsehood for the same purposes.

We admire the labor unions, so long as they are conducted in an honest, "live-and-let-live" kind of a way, we have had enough of the tarred end of the stick to sympathize thoroughly with what he is trying to do. He deserves support. A man like Post can not be killed, even with lies. They are a boomerang, every time. Again we know, for hasn't this weapon, every weapon that could be thought of, been used (and not simply by labor unions) to put us out of business too?

I am going to drink two cups of Postum every morning from this time on, and put myself on a diet of Grape-Nuts. But Post—Editorial in The American Journal of Clinical Medicine

OMAHA, Neb., Feb. 9, '10.

Berg Clothing Co., Gentlemen—

Having patronized tailors for a number of years with varying satisfaction, I was prompted a few weeks ago to test the clothing claims, so purchased one of your high grade suits. Let me tell you in emphatic language I am absolutely and thoroughly satisfied with the texture and fit of your suit. It embodies the same of vestral tissue, and the perfection of sartorial art. Let me congratulate you, also, on your clever and courteous salesmen—they make you feel at home, and are exhaustless in their patience. With the promise of my good will among my friends, I am respectfully, A. A. REMILLARD.

Men's Shirts

All our slow selling and slightly mused plain and fancy shirts, soft bosom, stiff bosom, pleated, stripes, figures and plain white—shirts that sold up to \$1.50—your choice of the entire lot, each, 30c. All sizes within the assortment. See Fifteenth St. Windows.

Sweater Coats

The good all wool kind that sold at \$2.50 and \$3.00, in solid and combinations and all sizes, at \$1.50. —15th St. Windows

Could anyone ask more?

This unsolicited testimonial of the excellence and general superiority of our clothes was, without question an outburst of genuine gladness of a thoroughly satisfied man. And this high tribute of praise coming as it did, makes us still prouder of the faultless habiliment we sell.

Every energy of this great establishment is exercised for the furtherance of perfection in our superb garments. And these self-same praiseworthy suits and overcoats have now—just previous to a new season—regardless of former worth and price restriction, been marked for a speedy termination, at \$11.75.

Compare our windows with others round town and see for yourself what a saving is to be had here.

STOCK REDUCING SALE

Of Vital Importance to Economical Buyers

Underwear 30c, Hosiery 12c, Men's Suit Vests 35c. Compare our windows with others round town and see for yourself what a saving is to be had here.



Boys' Extra Pants

We've quite a number of Boys' extra straight Knee Pants, from 4 to 16 years, that sold up to \$1.50, none less than 50c; they are just the thing for play and knockabout; their only fault being that they are straight instead of knickerbocker. There are all kinds of patterns and blues and blacks—All marked at one price 25c. Come and Get Your Share—15th St. Windows

Nebraska

(Continued from Fourth Page.)

orders to send in all of these old pump cars and they will be replaced with gasoline propelled cars that will cover more ground in less time, thus saving time with a crew going out and from their work.

PLATTSMOUTH—The committee appointed by the county board to select a location met in Union with the chairman, Rev. C. H. Burdock, and formulated plans for erecting a new county jail on the nomination of temperance men for the state legislature. It is also the purpose of the effort to unite all of the temperance voters on the one proposition, county option.

PLATTSMOUTH—The funeral services over the body of Mrs. Bertha Kinkadee were held in this city this afternoon and were conducted by Rev. Luther Moore, pastor of the Christian church. The deceased was born in Ohio and was 80 years of age, and had resided in this city for thirty-five years. She is survived by her husband and their two daughters, Miss Laura, who is a teacher in the city schools in Lincoln, and Miss Etta of Stanton, and one son, Ralph, of Seattle, Wash.

PREMONT—A strange coincidence just thirty-nine years ago today after he had left Fremont for (Illinois) to reside, the body of C. W. Westfall was taken through here to his final home for burial. Mr. Westfall was about 65 years of age and an old resident. His wife died about thirty years ago and he remained with her until his death occurred. He was one of the best known local democratic politicians in the county at an early day.

CENTRAL CITY—The body of Joseph Dooley, a former resident of this place and Chapman, was being here for burial today. Dooley was a fireman on the railroad out in the state of Washington and on February 3 was struck by an engine while crossing the tracks at Kanwick, Wash., and died soon after from the results of his injuries. Dooley was a native of Ireland and was thirty-five years old and left three children for the wife. He and his wife had been in this country for many years in the vicinity of Chapman.

KEARNEY—John A. Stewart of Council Grove, Kan., and Nellie E. Simmons of Miller, Neb. were united in marriage in Judge Halliwell's court room Thursday. This was a short romance, as they were only acquainted with each other for a few days. They were both well known in Council Grove and met Mr. Stewart. After the wedding they left for their home in Council Grove and will be back and forth to his work in Amherst. His new home every house in Amherst is occupied. Mr. Taylor will build in the spring.

KEARNEY—The little village of Amherst in this county has experienced a condition that rarely occurs to a town with 200 inhabitants. In Chicago and New York it is not infrequently the case that a strike of twenty or thirty miles by its work every morning, but out on Nebraska's prairie it is something of a novelty. Taylor of Amherst rented a house in Kearney Thursday and will go back and forth to his work in Amherst. His new home every house in Amherst is occupied. Mr. Taylor will build in the spring.

KEARNEY—County Attorney Eastwiler is preparing a petition to be presented to Judge Halliwell of the juvenile court of Kearney, asking that proper attention be made of the six children of John C. Patton, who, it is alleged, are growing up under conditions that will make them into criminal citizens. There are five boys and one girl in the family, and they are now left to the support of their mother, the father being recently sentenced to a fifteen-year term in the Nebraska penitentiary.

ARHLAND—Marriage licenses have been issued by County Judge Charles H. Sims of Saunders county to the following: Charles Chvatal and Miss Mary Ovedy, both of Prague; Raymond T. Malloy of Cedar Bluffs and Miss Mabel C. Ryan of Colon; John Tomek and Miss Francis Dosek, both of Prague; John Bret of Prague and Miss Anna Rucora of Abie; Moses E. Pipplet and Miss Elsie L. Schroeder, both of Ithaca; Ira Keiser of Ithaca and Miss Maggie M. Johnson of Wann; Edward L. Mann and Miss Frances M. Wolla, both of Weston; Louis J. Novak of Valparaiso and Miss Fanny Palles of Wahoo.

STAG NIGHT AT ARCANUM

Union Pacific Council Gives Entertainment for Members and Friends.

Following up its campaign of boosting the Royal Arcanum, Union Pacific Council No. 1099 gave a successful stag entertainment in the association hall of the Creighton Institute last night. A company of over 100 greeted Grand Regent Paul B. Harin when he was introduced by Regent E. P. Roswiczki to extend the "official" welcome to the visitors and his welcome was the prelude to a program as varied as it was excellent. Burlesque sketches and comic recitations were interspersed with vocal and instrumental solos while the historic art had its exponents as well.

When you want what you want when you want it, say so through The Bee Want Ad Column.

At the Theaters

"The Soul Kiss" at the Boyd. "The Soul Kiss" an extravaganza in two acts and ten scenes; book by Harry B. Smith; music by Maurice LeVie. The principals: The dancer... Mlle. Pertina... Ben Grinnel... Ketcham Short of Wall street... Robert Bartlett... Maurice... Robert Adams... Sol Skivevsky, traveling for pleasure... George B. Fox... Captain Bulwinkle, a promoter... Fred Hornby... Suetta, a model, in love with Maurice... Constance Farmer... Cleo, the bell of the Tabarin... Eva Mull... Angela... Alice York... Mrs. Fogg... Horace De Banks... "The Soul Kiss" might have been a very fine entertainment as such sort of entertainment goes, when it was offered in New York with Gene for the premier danseuse, whose limousine grace and limply ways lured a lover from his allegiance and nearly lost his soul. The graceful Danish dancer, surrounded by a multitude of the night-blooming chorus girls, indigenous to the great white streak, and who do not thrive out of the glare of its electric lights, might have furnished such pictures of life and movement as would set the senses whirling, even at her feet and limbs. But when it is transplanted from its native soil and set among the cold and unfriendly atmosphere in which New York productions are now and again forced to camp out, it loses the bouquet that gave it savor, and it becomes much as champagne that has stood open over night. It has plenty of scenery, plenty of changes of costume, and all the rest of the many details that go to make up a great spectacular show.

"The Squaw Man" at the Krug. A drama in four acts by Edward Milton Royce. The principals: Henry M. Hicks... Mabel Van Buren... Eleanor Hunter... Frank E. Petley... Cecil Kingstone... George W. Deyo... Phyllis Morton... Helen Chieffo... A. C. Henderson.

The story of a true man's journey from honor, station and fortune into failure, obscurity, the shadow of disgrace, and back again, told in an appealing way, put in its powerful colors with a bold hand, in "The Squaw Man." A life voyage from the comfortable splendor of English gentile life to the poetic desolation of the alkali plains of Utah, and a real admirable character sustains it through it all, the part presented by the man in whom this tale is centered. The wide range calls into play highly varied types, all distinctive and all delineated with a discriminating sort of boldness by both playwright and player that gains the effect without a suggestion of overdoing it.

It is a play of strong contrasts. The aristocracy of historic England must stand beside the blanketed Indian. The father love of an earl finds its reciprocal in the mother love of an Indian squaw. In the preservation of these human emotions, perhaps more truly instincts, alike in all the types the story finds its greatest appeal. Frank E. Petley carries the burden of the strongest demands of the play. He is satisfactory and convincing alike as Captain James Wynnegate at Maidsedge Towers and "Jim Carston," the proprietor of the Green River ranch. Mr. Petley is an Englishman by birth, and it shows clear and strong in his part. He is always in earnest. One believes in him.

The Indian of the stage is given a new standing by his part in "The Squaw Man." The work of Joseph Stanhope as Tabawana, chief of the Utes, and Logan Paul as Baco White, his interpreter, shows a faithful attention to fact that is so painfully often covered with much noise and loud paint. Incidentally, the real language of the Utes is spoken in these parts. Of the two the interpreter seems a shade most accurate in his part.

The Big Bill, ranch foreman, is another happy character. George Deyo in this role is highly satisfactory; he is a cowboy first, a hero afterward. A. C. Henderson is a close second for verity in his representation of Cash Hawkins.

If you have anything to sell or exchange advertise it in The Bee Want Ad column.



RED ROUGH HANDS On Retiring

One night treatment for red, rough, chapped and bleeding hands, itching, burning palms and painful finger ends with CUTICURA.

Works wonders. Soak them, on retiring, in hot water and Cuticura Soap, dry, anoint freely with Cuticura Ointment, and wear soft bandages or old loose gloves during the night.

SOFT WHITE HANDS On Rising

Works wonders. Soak them, on rising, in hot water and Cuticura Soap, dry, anoint freely with Cuticura Ointment, and wear soft bandages or old loose gloves during the night.



Fight Imminent Over New Normal

Burlington Attorney Planning to Test Whether Location at Chadron is Legal.

ALLIANCE, Neb., Feb. 11.—(Special.)—Chadron is not going to get that new normal school without a fight. Burlington attorneys have been looking up the record of the board's action in locating the school at Chadron and have also secured copies of the opinion of the attorney general, which was to the effect that the board had the authority to locate the school at a later date than was provided in the law.

These attorneys have been to Lincoln and have thoroughly gone over the records of the Normal board and a big fight will be started to keep the school away from Chadron, even if Alliance does not get it.

The law provided that by a certain date propositions from the towns desiring the school should file their propositions with the Normal board and that by a certain date the school should be located. Inasmuch as the law which created the new Normal board was being contested in the courts the school was not located within the specified time and it is possible legal proceedings will be started to test the action of the Normal board.

DEATH OF MISS MARIE HOOVER

Former Auburn Woman and Musicians Well Known in Lincoln Dies in New York.

AUBURN, Neb., Feb. 11.—(Special.)—Word has just been received here of the death of Marie Hoover in New York City, where she had been residing several years. The body will be brought to Nemaha City, where her mother, Harriet A. F. Hoover, resides. She has also two sisters residing there. Miss Hoover was the oldest daughter of William H. Hoover, who for eighteen years was clerk of the district court of this county, and who previous to that was for two terms county clerk. He resigned his office on account of sickness in 1888 and moved to Lincoln, where he resided until his death several years ago. He owned a large amount of real estate in this county and on his death his family moved back to Nemaha City.

Miss Hoover was an accomplished musician and spent several years in Europe under the best masters. At her death she was the organist in one of the leading churches in New York City. For years she was the organist in the First Christian Science church of New York. She was 48 years of age and the cause of her death was not learned. She was here on a visit a year ago last summer and attended the home coming picnic at Brownville and gave a musical entertainment which will long be remembered by those who heard it. Her early demise has caused profound grief here.

GRAND JURY AFTER HOTELS

Lack of Fire Escapes on Lodging Houses Likely to Be Subject of Investigation.

The fourteen fire escape inspectors of the state are soon to meet in Omaha at the invitation of Building Inspector Withnell. Coincidentally it is likely that Mr. Withnell will invite the attention of the grand jury to violation of the law by a number of Omaha hotels of the second or third class.

"The theaters of the city," declared Mr. Withnell, "are all complying with the other requirements for public safety, but hotels are not."

If the grand jury were to investigate and indict every offender in Omaha and Douglas county against the fire escape law, that body would have its hands full.

The law requires that every hotel and boarding house three stories and over shall be provided with one or more iron fire escapes. Most of the smaller hotels and practically every boarding house in the city is without such a device and the rigid enforcement of the law would create a great stir.

CONGRESS OBSERVES HOLIDAY

Neither House Will Be in Session on Lincoln's Birthday.

WASHINGTON, Feb. 11.—Neither branch of congress will be in session tomorrow on account of Lincoln's birthday anniversary.

Woman's Work

Activities of the Organized Bodies Along the Lines of Undertaking of Concern to Women.

The Omaha Young Women's Christian association will ask \$5,000 from the citizens to meet this year's running expenses of the organization. The budget for the year amounts to about \$48,000, all of which, with the exception of the amount being solicited, will be met with the proceeds of the association. The majority of the departments are self supporting. The educational department, school of domestic science and arts and the gymnasium pay all expenses and the lunch room earns something above the cost of its maintenance. On the other hand the employment bureau, travelers' aid, boarding home directory and extension departments have no income and these, with incidentals, must be supported. There are few if any associations carrying anywhere near the work of the local organizations, that are self supporting. Some associations have been able to do so, but these have had dormitories in connection or some portion of the building that could earn an income.

In compliance with the policy of the National Young Women's Christian association to district the country, or divide it into territories, it has been proposed that Nebraska, Iowa, Minnesota and the Dakotas combine in one territory. This combination is necessary for the maintenance of the specialists engaged in the national work, as few if any of the states are strong enough to support them separately. With the exception of Minnesota, all the states in the Nebraska group have agreed to the proposed affiliation. It is expected that Minnesota will also join and that St. Paul will be headquarters for the territory. While the Omaha association is larger than that of St. Paul, the latter has better financial backing, in that it has both St. Paul and Minneapolis upon which

to draw and for this reason it is preferred to Omaha. This plan will not interfere with Omaha as a training center for secretaries, however. The Iowa association has already solicited the assistance of Omaha for training secretaries and being one of the largest associations in the country and with an exceptionally well equipped building, it is admirably fitted for this purpose.

Mrs. Anna R. Morey of Hastings, chairman of the Nebraska federation's art committee, spent Thursday in Omaha. The exhibit of water colors by American artists at the home of Mrs. C. S. Montgomery today was secured for Nebraska by Mrs. Morey. Who also secured the loan collection of American notepaper that circulated in the state last year.

Woman suffragists from Nebraska and the west generally while visiting in New York, are cordially invited to Sunday afternoon "at homes" at the Liberal club, 19 Madison Square, East, New York City. From 4 to 4 o'clock Sunday afternoon in February and March these "at homes" will be given by the Liberal club and the Equality league of self-supporting women. Mrs. Edmond Kelly for the former and Mrs. Graham and Mrs. Florence Kelley for the latter acting as a joint committee on hospitality.

All Passengers Except One Lost On Wrecked Boat

Steamer General Chaney Goes Down on the North Coast of Majorca.

PALMA, Majorca, Feb. 11.—The French Transatlantic steamer General Chaney from Marseilles has been wrecked on the north coast of this island. It is stated that only a single passenger was saved out of all the persons on board.

Fortunes in Fruit

You Can Make \$3,000 to \$5,000

A year from ten acres of our frostless, fertile, fruit and truck land, growing oranges, grapefruit, pineapples, winter vegetables, lemons, limes, bananas, berries, grapes, figs, tobacco, coffee, cocoa, coconuts, pecans, almonds, etc.

The Isle of Pines

Is 90 miles south of Havana, Cuba—only four days from New York by fast steamers. It is an island of eternal June, swept by ocean breezes and protected by the warm waters of the Gulf Stream from the biting frosts which devastate the world's groves. There are no coughs, colds, rheumatism or fevers—no sunstrokes or heat prostrations.

Flowers, Fruits and Sunshine

all year round in the Isle of Pines. Every month is harvest time. You can grow three crops a year. No cold barren winter to endure while the ground lies idle, bringing in no income.

The Isle of Pines is in every sense an American Colony. You will feel at home there. Over 6,000 Americans (some English and Canadian) are interested in private groves, pineapples fields, tobacco plantations, vegetable gardens, typical homes of American settlers, good roads and bridges, hotels, town hall, schools, general stores, etc., all accomplished in a few short years by the untiring efforts of the company and the cooperation of enterprising American settlers.

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225 ISLE OF PINES CO. 15th St. N. Y. Please send me FREE your book "McKinley, Isle of Pines," Maps, etc., describing your land. Name: No. and St. City: State: Send today for our free book, containing full information about our proposition.