

WATER CASE HEARING NEAR

Omaha Lawyers Will Argue it to Supreme Court.

QUESTION OF PURCHASE ISSUE

Senator Brown Secures Reopening of Sheppard Case Before Department—Western Suffrage Delegates.

(From a Staff Correspondent.) WASHINGTON, April 16.—(Special Telegram.)—The so-called water works case of the city of Omaha against the Omaha Water Company, will, in all probability, be reached for argument Monday, next, the attorneys for the parties in interest being already in the vicinity of Washington—John L. Webster for the Omaha water board and J. S. Hall for the company. Both were in Washington for a short time yesterday, but took the opportunity to run over to New York before the argument of the case.

The case is a suit in equity brought by the Omaha Water Company against the city of Omaha to require the city to accept a deed of conveyance of the entire water works system in Omaha, South Omaha, East Omaha, Dundee and Florence for the sum of \$3,000,000, this being an appraisal which the city insists is invalid and void, for the reason that only two of the appraisers concurred in the appraisal, one dissenting; whereas, the contract under which the appraisal was made required that the same should be concurred in by the three appraisers.

The city further dissents to the appraisal because of alleged misconduct on the part of the board in that the appraisers went out of their way to include in the award parts of the water plant lying outside the limits of Omaha and within the limits of South Omaha, East Omaha, Dundee and Florence.

The case comes to the supreme court by writ of certiorari to the circuit court of appeals for the Eighth circuit, granted June 1, 1908, on the petition of the city of Omaha for review of the decision of that court, reversing a decision of the circuit court for the district of Nebraska, which dismissed the bill of complaint of the Omaha Water Company in a suit against the city of Omaha to compel specific performance of the city's agreement to buy the system of water works operated by the water company.

Former Omahan in Capital. Mrs. Mary Holland Little Kinkaid, formerly of Omaha and connected with the World-Herald, but now an editorial writer on one of New York's well known women's magazines, is in Washington as a delegate to the suffragists' convention. Mrs. Kinkaid was a guest of Gilbert M. Hitchcock today, who personally conducted his former associate on the editorial side of his paper about the capitol. Mrs. Kinkaid returned that the president should have been criticised on his manly statement regarding woman suffrage, and very frankly said that the hearing had been done by outsiders and not the delegates to the convention.

Mrs. Zell Hart Deming of Chayenne, Wyo., who is probably the only woman in the convention now in session in this city who cast her vote for President Taft, was introduced to the president today by Senator Warren. Mrs. Deming is the wife of the editor of the Chayenne Republican.

Representative Good of Iowa asked the president today to attend the commencement exercises, including the laying of the corner-stone of the Carnegie Science hall, of Coe College, Cedar Rapids, in June. The president said he did not think he would find opportunity to make the trip.

Brown Urges Sheppard Case. A. H. Sheppard, son of William M. Sheppard, of Field, Neb., was drowned in the Missouri at Williston, N. D., last September while making soundings with an engineering party of the government, under direction of Major Schultz of the engineer corps. After great effort the body was recovered at an expense of \$400, the father of the deceased giving as reward \$250 for the recovery of the body. The matter was brought to the attention of Senator Brown, who advised that a claim be filed under the liability act of 1908, which provides that an "artisan or laborer" may recover damages—or at least their next of kin can—for injuries sustained. It appears that young Sheppard was engaged in surveying and would have in a day or two been appointed as a surveyor. When this matter came up before the solicitor for the Department of Commerce and Labor the claim was turned down on the ground that the deceased was neither an "artisan or a laborer." Probably on the theory that young Sheppard was a professional man, surveying being recognized as one of the professions. Senator Brown does not agree with the solicitor of the Department of Commerce and Labor in his conclusions and insists that the case should be reopened on the ground that the young man lost his life in the government service while making soundings at Williston came within the purview of the statute, and so strongly has he presented the case that the department today decided to reopen it for further hearing.

New Rural Carriers. Rural carriers have been appointed as follows: Nebraska—Arcadia, Route 1, DeWitt C. Tooker, carrier; Guy E. Thompson, substitute; Bennett, Route 1, Perry M. Wood, carrier; Manley, Route 1, substitute; Pleasanton, Route 1, John Truax, carrier; Arthur Well, substitute. Iowa—Decorah, Route 4, Harold R. Dingler, carrier; no substitute. North Buena Vista, Route 1, Charles E. Nagel, carrier; no substitute. Prescott, Route 1, William E. Koeber, carrier; Frank G. Koeber, substitute. Prescott, Route 2, James H. Allen, carrier; Milo E. Truett, substitute. Washburn, Route 1, Elbert L. Hatch, carrier; no substitute. South Dakota—Canton, Route 2, Arlin A. Arnold, carrier; no substitute. Milbank, Route 1, Frank J. McKernan, carrier; Thomas McKernan, substitute.

SWEDISH-AMERICANS GATHER Fifty Members of Nooday Club About Banquet Table—Emmigrant from the King.

Introduced with a pretty little ceremony in which a make-believe emigrant from King Gustava of Sweden was introduced, a large gathering of Nooday club members and guests, who claim Swedish birth or descent, banqueted at the Rome hotel Friday night. Besides the members of the club, who number about seventy-five, there were about fifty guests.

The opening incident came when a traveler wearing Swedish native garb strolled bashfully into the hotel lobby and submitted his card, asking to be admitted to the banquet. It then developed, in the introduction, that the stranger was a special envoy from the Swedish king, carrying greetings to the assembly. The part was enacted by Frederick Fildman, manager of the Handels shoe department.

The Nooday club is a luncheon organization. Its members meeting twice a week at luncheon. Its object is to get Swedish-American, business and professional men better acquainted with each other. The banquet of Friday night was its first, and will be repeated annually.

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



The South Omaha complete homefurnishers selling everything at an average of 20% below Omaha prices

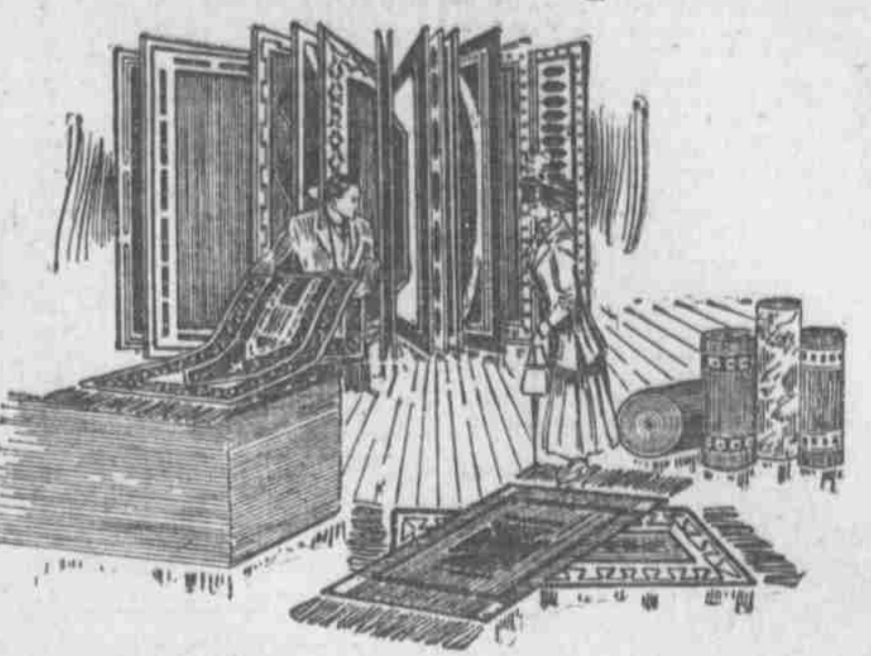
To So. Omaha Residents We want your trade and we are going to have it, too, if price and convenience are any consideration to you. Just compare our prices with those charged in Omaha before you make your purchase. Then, again, your purchases here can be delivered so much quicker and satisfactorily.

To Country Residents Every article, every piece of furniture, every stove in our great stock is marked with the same price to one and all. If you want to buy \$25, \$50 or more worth of furniture, get on the train and come to our store. The saving you make will pay for your transportation, and you will have a free trip to the city. Read all of this advertisement and if you want anything let us know. If the purchase is large enough we will pay the freight.

To Omaha Residents It's so easy for Omaha people to make an immense saving on every furniture purchase. All you have to do is to get a transfer from any Omaha car to any South Omaha car and ride a few minutes longer, that's all. Every South Omaha car passes our door. On a hundred dollar purchase the saving to you is about twenty dollars. Many Omahan's are taking advantage of our low prices—Are you one of them?

Why our prices are so low Please don't think that because our prices are so far below those charged you in Omaha that we are doing business at a loss. On the contrary, our profits are just the same as all lines of business. It's our expense that's low, and it's that your saving comes in. We give the customer the benefit of our low operating expense, low rental, etc., and thereby sell 20% below Omaha prices. The quality of our merchandise is the same as in Omaha, for it all comes from the same sources.

Dressers, Chiffoniers and Complete Sets \$12.50 is our price for this high grade brass bed with 2-inch brass posts and choice of bright or satin leucured finish. Compare it with those selling for \$15.00 at 20 per cent below Omaha prices. \$6.50 is our price for this beautiful solid oak Chiffonier to match dresser—Plate mirror, brass trimmings, strongly constructed. \$7.50 for this solid oak, beautifully finished Dresser—Large plate mirror. \$2.45 for a fine steel folding couch—full size, sanitary and strong, compare it with those selling for \$5 or \$6 in Omaha.



Wilton, Bigelow and Body Brussels Rugs 20 Per Cent Below Omaha Prices

Carpets and Rugs

With Those Charged in Omaha. 9x12 Brussels Rugs, in beautiful patterns and perfect designs—Our price, at \$8.75. 9x12 Velvet Rugs, handsome patterns and good values at Omaha prices, but we ask 20% less—\$15.00. 9x12 Axminster Rugs of very high quality and noted for long wearing—Our price, only \$17.50. These prices are not for only one day, but every day in the year. All new, 1910 spring stock just arrived—no job lots. \$10 SUCCESS ACORN GAS RANGE—Everyone knows that the Acorn brand of stoves is never surpassed for superior construction and perfect satisfaction. We charge from \$23.00 down to \$10, according to size. Don't buy a gas range before seeing the Acorn at these prices. You'll save several dollars. Solid Oak Office Desk \$17.50—We have a special bargain in a Grand Rapids Office Desk, with top, drawers at side, pigeon holes, etc., which we sell this week, at \$17.50.

AFFAIRS AT SOUTH OMAHA

West Side School Gives First Manual Training Exhibit.

LARGER DISPLAY GIVEN SOON High School Athletic Association to Give Entertainment to Assist in Buying Needed Equipment.

The first public exhibit of the manual training department of the West Side school was patronized by the parents and friends of the children in a manner quite in keeping with the merit of the display. Manual training is in its first year in the South Omaha grade schools. It bids fair to be more popular than any branch of the work and the display of the work accomplished developed more interest in the West Side school than has ever before been shown.

Mrs. Jessie A. Stitt and her corps of teachers had arranged a display in each of the rooms showing the several steps in the work from the kindergarten up. The parents passed from room to room during the afternoon enjoying the work of their children. A program was conducted in the assembly room, consisting of the kindergarten program of songs and marches and games. Miss Margaret Delpach and Miss Goldie Johnson sang solos. Superintendent N. M. Graham and Prof. Nichols made brief addresses on the objects and progress of the work. A. L. Hunter, of the Board of Education, was present.

Refreshments were served at the principal's office, consisting of punch and waffles. This entertainment and display is the forerunner of a large display to be made in the near future in one of the store buildings on Twenty-fourth street in the center of the city. This will include work from all the schools in which manual training is established.

Jolly to Boost Athletics. Franklin Pierce Jolly of Joliet, Ill., humorous lecturer and impersonator, has been secured by the South Omaha High School Athletic association to deliver an address on the evening of April 19, to assist the Athletic association to purchase a line of supplies such as a hammer, shot and vaulting pole for the field team. The lecturer has been in South Omaha before and proved to be a great treat. This, combined with the object of promoting the first South Omaha track team, will insure a large attendance.

The track team is to be sent to Lincoln to compete in the annual field meet of the state high schools. The team is being trained by H. C. Sinker and R. H. Johnson and the faculty of the high school. It has the support of the entire student body.

Dr. R. L. Wheeler will preach on the topic, "The Sovereignty of God," as revealed in Psalms 78. The evening topic will be "The Kingdom of God." Rev. E. B. Foster will preach Sunday morning and evening at the United Presbyterian church.

Rev. E. A. Jordan of the First Christian church will preach Sunday morning on the topic: "The Roman Government." The evening topic is "Ambition, Nobis and Irreducibility." The Christian Endeavor society will meet at 8:45.

"The God Man" is Rev. George Van Winkle's morning topic. The evening theme is, "In the Beginning." St. Edward's Sunday school will convene at 2 p. m.

At 7 p. m. A. G. White of St. Martin's church

Lord Kitchener at Boxing Match?

Anyway, Man Thought to Be British Hero Attracts Attention in New York.

NEW YORK, April 16.—There were more eyes on the boxes than on the ring tonight while Frank Picato was defeating Dick Nelson in a ten-round bout at the National Sporting club. For in one of them, with Richard Croker, was a man who bore such an extraordinary likeness to Lord Kitchener of Khartoum that his denials of identity were received with the frankest incredulity.

"I'm not Lord Kitchener, I assure you," said the stranger. "My name is Charles Cannon."

In the adjoining box were Harry Payne Whitney, the polo player and sportsman, and a majority of the visiting British Hurlingham polo players. Picato had a long lead over Nelson in every round but one and was easily entitled to a decision.

Married in an Auto. BELLE FOURCHE, S. D., April 15.—(Special.)—Standing in an automobile in the public park here, Fred H. Nash of Rapid City and Miss Nettie Belle Austin of Hot Springs were made man and wife by Rev. Mr. Perrin, pastor of the Congregational church. The unique wedding was a suggestion of Mr. Nash, who is in the automobile business. With his bride-to-be he took a prenuptial honeymoon, driving her in his car from Rapid City to Belle Fourche, where the ceremony took place in the presence of a number of interested witnesses. Mr. Nash has been in the hills for a number of years and is well known. His bride is a daughter of C. O. Austin of Hot Springs.

Building Permits. P. L. Dore, 706-8 South Twenty-fourth street, double brick, \$4,000; Thomas L. Kimball, 2307 E. Farnam street, garage, \$10,000; Frank Priborsky, 432 North Thirty-fourth avenue, frame, \$2,000; Frank Priborsky, 325 Laramie street, frame, \$2,000.

The Key to the Situation—See Want Ads!

Lower Jaw of Calf Supplied to Man's Face

Transfer Made to California Farmer Because of Injuries from Mad Bull.

LOS ANGELES, April 15.—A new oral surgery department of the Los Angeles county hospital was inaugurated today with an unprecedented operation, which supplied John Schilheimer, a Long Beach rancher, with part of a calf's lower jaw to replace maxillary bones that were destroyed when a bull gored the man and butted him in the face last November.

Dr. Carl Detchmiller, who performed the operation, first picked out a sheep to supply the needed portion of the lower jaw, but Schilheimer, who had ordered the bull slain immediately after it had gored him, carried his revenge on to the offending animal's offspring. He could not talk, but made his wish known with pencil and paper.

"Let the sin of the father be on the son," he wrote. "Kill the Jersey calf." The calf was slain this morning, an hour before the operation, and the living cells in the calf bone are expected to knit with those of the human. Three hours later Schilheimer emerged from the influence of the anesthetic with everything under the flesh of his chin made of calf and his face bound in a cast.

In two months it is expected he will be fully recovered and able to eat solid food. See Want Ads Are Business Boosters. PERSONAL PARAGRAPHS C. N. Diets has returned to Omaha after a trip to New York. H. E. Fredrickson leaves Omaha Saturday night for a business trip to Buffalo, N. Y. Dr. F. S. Owen will go to Chicago for a short stay Saturday night.

Jury is Completed for Murder Trial of Dr. Hyde

KANSAS CITY, April 15.—A jury was selected shortly after 5 o'clock last night to try Dr. B. C. Hyde on a charge of murdering the late Colonel Thomas H. Swope. Just as the twelve men were taking seats in the jury box, a telephone message to Prosecuting Attorney Virgil Conling announced Dr. G. T. Teyman, one of the material witnesses for the state, had been stricken with appendicitis and was being taken to a hospital to undergo an operation. So little is known about his condition that it cannot be said now whether the trial will be delayed by his illness. Frank Claypool, a jurymen, developed an affected eye after being temporarily blinded by a physician is attending him, but it is not believed the juror's affliction is serious. The jury list follows: W. W. Castle, painter, 56 Kansas City; W. C. Crona, salesman, 46 Lees Summit; C. W. Whitehead, abstractor, 47 Kansas City; William Heeb, watchmaker, 26 Kansas City; G. C. Feldt, salesman, 36 Kansas City; Byron D. Lillard, conductor, 30 Kansas City; W. W. Curran, clerk, 30 Kansas City; John A. Pittard, teamster, 40 Kansas City; Samuel R. Johnson, farmer, 41 Sibbs; Frank Claypool, cattleman, 48 Kansas City; E. Rivers, bookkeeper, 22 of Kansas City; R. Hedges, clerk, 26 Kansas City; Eli The order of the court was that the list should be completed by 5:30. Attorneys were busy in reporting, however. When the jury filed into its place Dr. Hyde watched the men carefully and noted the characteristics of each. He knew every face and called the men by name in speaking to them. "This jury looks all right to me," he said. "I know I shall obtain a fair trial." Prosecutor Conking said the state would be ready to deliver the opening statement in the case tomorrow. If Dr. Teyman's illness proves serious, this may be delayed. According to the prosecutor, all of the witnesses subpoenaed by the state—forty-two—will testify at the trial. Rumors have been current that certain members of the Swope family would not take the stand. Morning sessions of court will be from 9:30 to 12, and afternoon sessions from 2 to 5. The attorneys have protested against holding night sessions.

High In Caste—Low In Cost

HERE may be as much character to clothes, as there is to the man who wears them. Some clothes are same, tame, lame. They have no well-defined characteristic, which stands up and out.

"HIGH-ART" Clothes are recognizable anywhere by their style supreme, but never extreme. They possess character without caricature. He who wears them is a marked man and a man of mark.

Created in shops, which are not only models, but marvels of system and airiness, they typify the successful ideals of two generations of post-graduate tailors.

Every latter-day betterment is applied to "HIGH-ART" Clothes. They are "custom made" in all but name, and greater than any "custom made" in fame.

The best shops in this town and every town sell "HIGH-ART" Clothes. That you may be sure to pick out the best from the rest, seek the label, "HIGH-ART," on each garment.

The "HIGH-ART" Fashion-Guide for Spring and Summer is truly a work of high art. You'll find it a fascinating pocket companion. Sent free for a postcard.

Advertisement for C. B. Brown Co. Jewellers. Features a logo with 'JEWELERS C.B. BROWN CO. 222 So. 16th OMAHA' and text: 'EXCLUSIVE SILVER FOR THE Spring Bride'. Includes details about silver jewelry and contact information for C. B. Brown Co. 16th and Farnam Sts.



Advertisement for Strouse & Brothers. Features a logo with 'STROUSE & BROS. BALTIMORE' and text: 'High In Caste—Low In Cost'. Includes details about 'HIGH-ART' clothes and contact information for Strouse & Brothers, Makers of "HIGH-ART" CLOTHES, BALTIMORE, MD.