Board Faces Injunction and Dissolu-

tion at Hands of District

Attorney.

CHICAGO, June 14.-Largely as a result

of high cost of living testimony adduced

by the senate committee, the federal gov-

ernment began an attack on the Chicago

Butter and Egg board here today, when

District Attorney Sims filed a petition in

the United States Streuit court, seeking to

The gist of the charge against the board

is that its quotation committees send broad-

east quotations on butter and eggs, which,

during the last three years, have varied

from one-half to a cent and a half under

the actual price in the open market. In

Twenty-One Men Effect Preliminary

Organization, with David

agg dealers of Qmaha met in rooms at

A committee, composed of J. P. Jerpe,

onstitution and by-laws. As soon as the

it will report to Chairman Cole, who will

call a meeting to bring about a permanent

Butter and egg men say the idea now

demand in Omaha for a number of years.

handled here every year, and increasing

each year, make a local produce exchange

started as soon as possible

organization.

Cole Chairman.

enjoin the board from issuing quotations

and seeking its dissolution.

### RATE CLAUSE IS PUZZLER Taft Talks to

Section Remains Only Stumbling Block in Railroad Bill.

CONFERES IN NIGHT SESSION

Question of Suspension of Increases Causes Difference of Opinion-Bond Feature to Be Eliminnted.

WASHINGTON, June 14.-With the end in sight a session of the conferees on the administration railroad bill was held tonight at the home of Senator Elkins. Only one feature of the bill remained as a bar to final agreement. That related to the period of suspension of increases in rates pending an investigation by the Interstate Commerce commission to determine the reasonableness of the advances.

President Taft showed marked interest in this provision and although a tentative agreement was reached regarding it, this suggestion of the compromise must be submitted to him before it is placed finally in the conference bill. It is understood Senators Eikins and Aldrich and Representative Mann of Illinois will take their tentative draft to the White house tomor-

An unusual situation .....ted in regard to this portion of the bill. "ne bill passed by the house would provide for a suspen sion of an increased rate for a period not to exceed four months.

The senate bill would make the same provision except that under an amendment by Senator Jones, the commission would be empowered to make a further suspengion not to exceed six months in the event that the original period had been insufficient for the commission to ascertain

whether they were reasonable. Mr. Mann, the house conferee, it is said, favored the retention of the senate amendment and on the other hand the senate conferees, Messrs Elkins and Aldrich, were willing to accept the provision carried by the house bill. President Taft was reported to favor a compromise which would make the total suspension six months. The president's idea may prevail. The senate conferees offered to accept this proposition, but until toolght at least, failed to convince Mr. Mann that the handiwork of the senate was not best.

Short Haul Clause. Another important feature settled tentatively, but which may yet be changed, is the provision to prohibit the railroads from charging a higher rate for a short than for a long haul. The western members of the senate expressed a fear that if the house

upon the amendment adopted by the senate. The difference is that the house provision might be construed as delegating legislative authority to the commission, while the senate provision prescribed the rule by ness of the house provision.

look into the legal phase of the situation, report tomorrow that they would be satisflew with it.

The stock and bond feature of the house substituted a provision for the appointment of a commission to investigate the whole subject of the proposed regulation of the securities of railroads. It is understood that \$250,000 will be appropriated to defray the court, this decision on the "jack-the expenses of the commission but that it pot" evidence will have an important bearwill not be given the power of subpoena. As drafted there is no requirement that the commission report to the next session founder of Rural of congress. This is explained on the ground that no one was willing to estimate

how long such an investigation would take Senator Newlands and Representative Adamson of George, the democratic colferees, were called into the conference late fact and for the further reason that the conferees twice visited the White House today led to the report that a final agree ment had been reached. The minority members expressed general satisfaction support the conference report. In fact

# Beef Also Takes

Price Jumps Skyward in New York, Breaking Records for Generation.

NEW YORK, June 14.-Prices of beef went soaring today. The new figures are said to be the highest in a generation. The wholesale price of dressed beef was advanced from 12 cents to 121/2 cents, and 13 cents a pound, and retail prices were in-

creased proportionately.

Representatives of the packing houses attributed the advance to a shortage of meat and predicted a drop if the receipts

become greater. Summer Sessions of Nasbys.

LITTLE SIOUX, Ia., June 14 .- (Special.) -The postmasters of the third and fourth class offices of the Council Bluffs district will hold their summer meeting at Council Bluffs July 15.

A good program has been prepared and it is expected that a large percentage of the postmasters in the district will take advantage of so good an opportunity to attend a school of instructions. State President Barry and Inspector Swenson

Scared Into Sound Health. Mr. B. F. Kelley, Springfield, Ill., writes:

"A year ago I began to be troubled with my kidneys and bladder, which grew worse until I became alarmed at my condition. I suffered also with dull, heavy headaches and the action of my bladder was annoying and painful. I read of Foley Kidney Pills and, after taking them a few weeks, the headaches left me, the action of my bladder was again normal, and I was free of all distress."-Sold by all druggists.

FT. DODGE, Ia., June 14.—(Special Telegram.)-Charles Lewis, colored, fell two feet while working on the new federal building, ruptured the wall of his stomach and is now dying of peritonitis. Lewis was sheeling a barrow of concrete across a okpended board when it broke. He is a man of thirty-five and leaves a family.

Officer Shoots Man.

WATERLOO, Ia., June 14 .- (Special.)-Frank Kane while intoxicated tried to escape from the police on Saturday night and received two bullets from Policeman Beckman's revolver. It is scarcely thought he will survive.

The Glad Hand removes liver inaction and bowel stoppage ith Dr. King's New Life Pills, the painna Mc. For sale by Beaton

## Shippers on Square Deal

President Tells Visitors that Prosperity of Dealers and Railroads Must Be Mutual.

WASHINGTON, June 14 .- In talking with delegation of shippers representing the entire country, who called to congratulate im upon his course in the recent railroad egotiations and in preventing an increase freight rates, President Taft yesterday expounded the doctrine of the square deal. He told the shippers that unless the railroads were given a fair profit it would deeply affect the shipping interests. He declared that the prosperity of the shippers and the carriers must be mutual-that neither could move shead without the

The railroads, the president said, were ntitled to a reasonable return and it was secure this to them that the new ralload bill proposes to give to the Interstate Commerce commission the right of hould be. In this inquiry, Mr. Taft promrould be given equal opportunity to preent their case.

R. E. Spencer of St. Louis acted as spokesman for the visiting delegation. He plan. said the shippers recognized the truth of what the president had stated and were entirely satisfied to abide by the judgement of the Interstate Commerce commis-

on acting under the new law. H. C. Barlow of Chicago also made a orief speech in which he said that although the shippers of the country were not acquainted with all of the details of the senate and house railroad bills, they do know enough of the two measures to be glad to take either as the law of the land.

#### Jackpot Charge Cancelled from Bribe Evidence

Story of Occurrences in St. Louis Hotel Ruled Out of Order by Illinois Judge.

CHICAGO, June 14.-The first day of the trial before Judge McSurely in the crimprovision would be accepted it would be inal court here of Lee O'Neil Browne of declared unconstitutional and therefore Ottawa, Ills., legislative minority leader, have urged the senate conferees to insist charged with bribery in connection with the election of William Lorimer to the United States senate, resulted in a partial victory for Browne's counsel.

Despite vehement protests by State's Attorney Wayman and although he allowed which the commission might make ex- the subject to be re-opend for further arguceptions to the general rule. Mr. Mann ment during the afternoon, Judge McSurely "stakes his reputation" upon the effective- finally declared that the so-called "jackpot" evidence in the case-evidence re-The senate conferees are disposed to take counting occurrences at a meeting of Illithe house provision and will do so if nois legislators in a St. Louis hotel-must western senators who have undertaken to be ruled out. Judge McSurely said that he could see no logical relevancy in the al-United States senator was made there. in the center of the thoroughfare, bill is to be eliminated and there will be Judge McSurely stated that the alleged St. Louis transactions were mere payments

for votes on an unspecified bill. Nominally a decisive ruling, although no formal order to that effect was entered by ing later.

# Delivery is Dead

today by their republican associates. This Major John H. Pickler, Former South Dakota Congressman, Dies at Aberdeen.

with the work of the conferees, although H. Pickler, who while a member of conthey gave no assurances that they would gress from South Dakota introduced the free mail delivery, died at his home in Major Pickler was a member of the Fiftyfirst, Fifty-second, Fifty-third and Fiftyfourth congresses, and was a pioneer Aerial Journey commissioned a major at the age of 21 leader in developing the state. He was for bravery in the civil war.

#### STALWARTS GAIN ONE MAN IN SOUTH DAKOTA FIGHT

Auditor Secured by Them and There is Possibility of Land Commissioner.

PIERRE, S. D., June 14 .- (Special Telegram.)-Out of the bitter factional fight just ended in this state, the stalwarts come with a net gain of at least one man on the list of the state officers, the auditor, with a possibility of another. The county auditors generally have complied with the law, requiring unofficial returns to be made, but a few have waited and it possible that their figures could give all suits affecting special tax levies for the stalwarts yet another gain. Figures at improvements, so that council may order hand show the ticket selected these for re-levies wherever possible. the stalwarts. Congressmen, Charles S. Burke and E. W. Martin; treasurer, George G. Johnson; auditor, Henry B. Anderson; railroad commissioner, William G. Smith. The progressives have: Governor, R. S. Vessey; Lieutenant-governor, Frank M. Byrne; secretary of state, S. G. Polley; attorney general, Royal C. Johnson; superintendent of construction, C. G. Lawrence, and land commissioner, F. F. Brinker. The counties not yet reported may give the last position to K. G. Foster, stalwart, but he is now behind with chances that

#### the official count alone will settle. COUNTRY TO OWN ROADS. SAYS DANIEL WILLARD

President of Baltimore & Ohio Declares that Government Ownership Will Come.

DEER PARK, Md., June 14.-Government ownership of railroads will be the sutcome of the trend of congressional legis- mittee. lation, was the opinion expressed today by President Daniel Willard of the Baltimore & Ohio ratiroad, at a conference here of the company's officials.

Mr. Willard said that he did not believe that such a result would be to the best interests of the country, for, on the basis of rates and service, governmental ownership, or even exacting regulation, had not been proven to be such abroad. Freight rates, he declared, were far lower here than in any other country, and had been going downward, in face of the reverse, as to operating expenses.

quickly to the free application of Chamber-

#### VIADUCT GOES ON MICHOLAS Butter and Egg Combine Strikes City Council Determines to Stand by Snag in Chicago

Ita Original Decision.

Opposition to Closing Harney Street Comes as Snag in Way of the

BURLINGTON FREIGHT HOUSE

Proposed New Ordinance.

The city council, sitting in committee of the whole Monday afternoon, refused to ecede from its action in ordering a viaduct bullt on Nicholas street from Thirteenth to Fifteenth. The city engineer was directed to prepare and submit to the councli specifications for the Nicholas street

A petition from certain property owners expressing themselves against the Nicholas street location, was received informally by the committee, not yet having been to the council. George H. Kelly and L. G. this way, it is charged, "insiders" on the Doup spoke against the Nicholas street board particularly those who are memplan and in favor of building on lgard bers of the quotation committee, may buy street. They asserted the building of the from the original producers at a lower structure on Izard street would involve no price than dealers, who go into the open nquiry to ascertain what a reasonable rate damages, and Mr. Kelly said officers of market. the Missouri Pacific had intimated that sed that both shippers and the railroads road would promptly accept the duty of building on izard street. The alternative, Butter Dealers the council was left to understand, will be a court fight against the Nicholas street

Councilman McGovern insisted Nicholas street is now one of the most dangerous thoroughfares in the city, by the admissions of firms doing business on the street.

lzard not Available.

This statement was backed by expressions from Councilmen Berka, Kugei and Funkhouser. They also asserted the city annot legally select Izard street for the Eleventh and Howard streets yesterday oridge on account of the street not being and effected a preliminary organization pen as a thoroughfare. Vacation of the part of the street from Fourteenth to Fif-Cole was elected temporary chairman and teenth is said to have been made for the W. O. Edholm temporary secretary. benefit of the Northwestern road. Nicholas street, they held, is the one on which relief P. C. Hyson and George E. Clark was named to complete the organization by preparing articles of incorporation, a

G. W. Lorenz, speaking as he said, for 700 men employed in the car shops of the Union Pacific, urged the Nicholas street location. He was spokesman for a bunch of shopmen who appeared as a delegation. Mr. Loftus, speaking for the Missouri Pacific, said his road is not opposing the building of a viaduct, but would greatly prefer to have it located on Izard street-To build the vaduet on Nicholas street would, he asserted, impair the freight shipping facilities.

Ald for the Burlington.

The pending ordinance for vacating parts Eleventh and Howard, where the first meeting was held, a blackboard has been of streets between Farnam and Jackson, below Eighth, was ordered placed on file and put up and the new exchange will be a new ordinance will be prepared, when a further hearing will be had on the request of the Burlington road for concessions to permit the construction of a large station on the property recently acquired and laid out for that purpose.

J. E. Kelby again appeared before the committee and explained that vacation of the streets is not insisted on; that the Burlington only wants permission to use whatever part may be necessary to permit the carrying out of its plans. This involves a considerable change of the present grade leged St. Louis transactions because no of Eighth street from Farnam to Howard, specific agreement for the election of the and the construction of a retaining wall

B. G. Burbank, representing the Carpenter Paper company, and Father Kelly, one Byrne-Hammer company, protested against Indianapolis speedway. granting the request of the Buffington.

City Attorney Burnam sent the committee machine out of the aera letter in which he recommended the privi- exception of G. L. Bumbaugh of this city, steadily at a speed estimated at sixty miles possibility of future navigation on the Mis- well started. sourl river makes it advisable for the city to keep Harney street open all the way,

Creosote Block Fails. City Engineer Craig made an unavailing appeal for a trial of creosote block pavement on Chicago street, between Fifteenth and Sixteenth. It developed the signatures of property owners were equally divided be-ABERDEEN, S. D., June 14.-Major John tween creosote block and vitrified brick. Councilman Burmester moved that brick be specified for the pavement on the block resolution which authorized the first rural and the motion prevailed, after several councilmen had expressed themselves Faulkton today. He was 65 years old. against creosote as an experiment and too

> Mr. Craig gave instances of the wearing qualities of creosote block and said 90 per cent of the property owners on one of the main streets of Omaha have signed a petition for that material. The allusion is thought to refer to South Sixteenth, from Farnam street to Leavenworth, where a petition for the creosoted block has been circulating for some time.

The councilmen asserted they have no objections to the new pavement material, if the property owners want it, but they would not take the responsibility of ordering it themselves.

After a plea from Judge E. Wakeley the committee decided to change the specifications for paving Twenty-eighth avenue, from Davenport to Central boulevard, so that the pavement will be only twentyfour feet wide instead of thirty feet.

May Make Re-levies. On motion of Burmester, the finance committee was directed to examine into

Appraisers' reports were adopted for the opening of Nebraska avenue from Thirtyfourth to Thirty-sixth streets and Twentyninth street from Elliston avenue to Jaynes

street. The cost of the first named opening will be \$476 and of the other \$400. Council had fun with a report on garbage inspection sent in by Health Commissioner Connell and signed by Sam Rothwell as "garbage master." It was set out in the report the police judge discharges people arrested for violation of the ordinance, but Judge Berka said that might be because the court found the ordinance unconstitutional. President Brucker did not take much stock in this explanation,

and on McGovern's motion the president of

the council was delegated to see the munici-

pal judge and find out what is wrong.

Councilman Johnson insisted the matter

should be treated seriously and the weakness corrected. The new plumbing ordinance was laid over for one week, to permit of further consideration by the business men's com-

#### MERGER HEARING AT ST. PAUL

Argument in Union Pacific-Southern Pacific Case Scheduled for October.

WASHINGTON, June 14 .- Argument in the government's suit to dissolve the merger of the Southern and the Union Pacific Railroad companies will take place on October 10 at St. Paul, according to an announcement at the department of justice today. The hearing will be before Lame shoulder is almost invariably caused three circuit judges, and the government by rheumatism of the muscles and yields will be represented by C. A. Severance and Frank B. Kellogg. The case has been lain's Liniment. This liniment is not only pending a long time, both sides having prompt and effectual, but in no way disa-greeable to use Sold by all dealers; before an examiner.

### At the Theaters

"The Jewish Heart" at the Brandels.

David Kessier and the Thalia Theater company in a play by Joseph Lateiner; the cast of characters:
Lemach, a poor innkeeper. Mr. I. Glitman Sereke, his second wife... Mme. Nadolsky Deincle, Lemach's daughter by his first wife... Miss Rosa Karp Jacob Stern, an artist... Mr. David Kessier Rosa. Sereke's daughter by her first husband... Mme. Clara Young Herman, Jacob's friend... Mr. Solomon Manne Moshe von Bschutes... Mr. Louis Hyman Mme. Papeski... Mme. Schnier Her children:

Victor... Mr. Samuel Schnier Lydia... Miss J. Goldstein The Jewish Heart" at the Brandels.

olice commissioner Omaha's demand for Yiddish plays was ot exhausted last week, as the large and nthusiastic audience of Monday evening attests. Mr. Kessler and his company were cen in a production which is at base a ragedy, but in which is included some farce, some comedy and also some grand

The play gains its title from the deotion of a Jewish mother to her son. This devotion comes somewhat late, the son having been deserted by his mother when ie was a child, she having run away with Gentile. When the son, who is played by Mr. Kessler, grows up, he wishes to marry and an unsuccessful suitor inter poses a considerable obstacle. According to the drama, a statute or Roumania, where Form Exchange parents do not consent. Stern has not the action lies, forbids nuptials when parents; ergo, no marriage. But his mether s suddenly and accidentally discovered by him and he and the girl make off to secure a marriage license. The mother goes with them to the priest of the son of the man with whom she ran away, and who wishes her to have nothing to do with his half-brother. In a quarrel between the Twenty-one representative butter and two men, Stern accidentally shoots and kills the other. The mother now assume the blame, her beart in the crisis having gore out to her pure blood Jewish child. of the Omaha Produce exchange. David Difficulties are cleared away by her death. Mr. Kessler is a convincing actor so long as he is reading his lines; when he breaks into song, he sings with a sweet lyric tenor, but some of the illusion vanishes. Considerable talent is shown by Mme. Schnier as the mother, by Rosa Karp and Clara Young, two pretty young women, ommittee makes necessary arrangements the former of whom is cast as Steru's

#### THIEF ROBS GREAT WESTERN being worked out is one that has been in

Steals Eighty Dollars from Agent at Duncombe, In., and Eludes Pursuers.

The immense quantities of butter and eggs FORT DODGE, Ia., June 14 .- (Special Telegram.)-A self-possessed criminal ennecessity. Rooms have been secured at tered the Illinois Central station at Duncombe, through a window today, while the agent was at dinner and took \$80 and went at a dog trot down the track. Pursuit began when he was still in sight, but he cut through fields evading his pursuers, Persistent Advertising is the Road to and is thought to have boarded a Great

### Aeroplane Nearly Mile High, Breaks Record for Altitude

would have the effect of closing Harney and Wilbur Wright. None of the other en- of spectators and the aeroplane was but trants in the meet was prepared to take his cross floating in the sky.

slightly cut and bruised.

the end of seven minutes. He had risen to

lege asked be not granted. He believed the and his biplane was wrecked before he had an hour. Thirty minutes after he had started he reached his highest altitude and Bumbaugh lost control of his forward began the descent, maneuvering at lower steering planes and the machine fell to the and lower levels until at a height of 100 ground from a height of ten feet with the feet he shut off his motor and glided easily aviator under it, and was smashed. The to the ground alongside the starting rail. wreckage took fire and Bunibaugh might The aviation meet will continue throughhave been burned to death had not me- out the week with trials against time and chanics run to his assistance. He was speed contests. It is expected that more of the entrants will be ready for tomorrow's

INDIANAPOLIS. June 14.-Soaring to a, the record from Louis Paulhan, who at Los height of 4,384% feet, Walter Brookins, in Angeles rose to 4,185 feet, was also a sena Wright biplane, broke the world's aero- sational speed triumph. According to the of the trustees of the Creighton estate, plane record for altitude in the closing which owns the building occupied by the event today in the aviettee most be a. B. Lambert of St. Louis, the official which owns the building occupied by the event today in the aviation meet in the time, Brookins was 1,900 feet in the air at Brookins' achievement followed exhibition this point in a wide circle. The whirr of They asserted the proposed retaining wall flights by several of the pupils of Orville the propellers was then lost to the throng

Brookins' high flight, in which he took program.

# **EXCURSION FARES EAST**

The thirty day low special round trip rates afford the best chance in years for an extended tour of the east. Reduced fares to many other

New York City, standard routes......\$43.20 New York City, other desirable routes......\$40.50 Atlantic City......\$40.70 Portland, Me., through St. Lawrence river region, or through Boston ......\$42.35 Boston, direct route.....\$40.60 Montreal, including St. Lawrence river trip......\$39.50 Diverse route tour of the east, one way through the Virginias, Old Point Comfort, Norfolk, Ocean trip to New York,

other way direct routes (\*)......\$49.40 Same trip through Virginia, Old Point Comfort and Ocean trip (\*) Final limit, sixty days.

LOW CONVENTION RATES ALL SUMMER EASTERN EXCURSIONS. (Return Limit October 31.)

Boston ......\$58.00 Atlantic City ......\$55.00 TRAIN SERVICE:-From Omaha to Chicago, Daylight Express,

7:15 a. m.; afternoon express, 4:20 p. m., arriving Chicago 7 a. m.; Nebraska Chicago Limited, 6:30 p. m., electric lighted, with observation car, arrives Chicago 8:07 a. m. Let me help you with your arrangements.

J. B. REYNOLDS, City Passenger Agent, 1502 Farnam Street, Omaha

### Don't forget. Thursday is home day.

Real estate dealers have prepared a good list of bargains for everybody.

Buy your home.

It does not take much capital to buy a piece of real estate with the easy payment plan. You make a payment of a few hundred dollars down and the balance like rent.

In the real estate columns of Thursday's Bee will be found a great many choice home bargains advertised for sale on easy terms. Make your selection now-prices are steadily advancing.



