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STATEMENT OF CIRCULATION. State of Nebranka, Douglas County, ss. Dwight Williams, circulation manager of sworn, says that 'he actual number of full and complete copies of The Daily, Morning, Evening and Sunday Bees printed during the month of December, 1810, was as fol-

17........... 49,610 1....43,570 8 . . . . . . . . . . . 43,520 20.....43,660 43,670 31.....43,640 6 .... 43,43 22. . . . . . . . . . 44,200 11111111144,950 8 . . . . . . . . . . . 43,230 9 . . . . . . . . . . . . . 49,550 25.....44,260 49,400 36,.....44,400 11.........44,280 29 ......... 63,990 13 . . . . . . . . . . . 42,400 14.,.... 30......43,880 -4,930 15 ....... 31......43,540 43,970 16.....49,850 Returned Copies ...... 11,463

DWIGHT WILLIAMS. Subscribed in my presence and sworn to before me this list day of December, 1910.

ROBERT HUNTER. Notary Public.

Subscribers leaving the city temporarily should have The Bee mailed to them. Address will be changed as often as requested.

Puzzle-Try to find an Ohio man who will admit he is from Adams county.

What constitutes a good grand opera, one that the hearer cannot understand a word of?

Prof. See of California says apples are growing on Venus. That would be a sight to see, sure.

be up with half unsaid.

called Pomeroy by mistake.

The Country Boy," a play, is said to be doing well in Chicago. But then, that is not a stage joke.

Who knows but when the Hornet steamed out from New Orleans she went to bombard San Francisco?

Chancellor Day insists that "we penters." What, tired of hammers,

Portugal.

exceptions.

lights that give him away.

Ak-Sar-Ben will put a new roof on his den. Considering the roof-raising to a multiplicity of small towns and antics that have been pulled off there, villages, but with the cultivation of the old roof has done tolerably well.

location of the Cave of Adullam. How about that old cave of years ago out at Washington and Jefferson avenues?

erana?-Cleveland Leader. Yes, under command of General

Hobson and Commodore "Dave" Mercer. We assume that peaceful Mr. Carnegic had nothing to do with the war growing out of the disputed assesson President Corey that led to the

latter's loss of his job as head of the

Steel trust. A wholesaler's liquor license does not entitle the holder to sell at retail. But does a retailer's license entitle the holder to sell at wholesale? We may here have a distinction with a differ-

with the same claim. registering a kick on congested street ranted and unjust evasion of mucar service, with incidental compli- nicipal taxes by the ratiroads, the batments to the smoking compartment on the to compel the priceless terminals. the rear platform. Make the smokers which could not be replaced for mil- winning on one's name, surely the the women have the choice standing tionately to the expense of city gov- will succeed Scuator Dick of Ohio at com where the breezes blow

Democratic Backtracking.

have come home to roost rather early this fight participated in 1903 by the In the day. He and his democratic Board of Revenue, of which the editor colleagues in the house have already of The Bee was chalrman, is bringing been caught in the act of back-track. Into the city treasury an additional ing. Their flop on the rules issue, revenue of upward of \$100,000 a flatly repudiating their grandstand year, and to that extent relieving play last March, strips them entirely other taxable property which had previcted palpably of petty polities. Some were, excess baggage in order that the the election held November 8, 1316. of their number even go so far as to railroads might have their luggage admit that they believed Speaker Can- carried free. non was right in his position last session, but that they took the other side for political reasons. Now, of course, same situation.

leadership and it is doubtful whether planted themselves in the south. it is good politics. As the record 27...... 44,250 they cannot avoid self stultification.

Those New York Bank Failures.

arms about the tottering institutions, for the Golden Gate city.

litical campaign, or upon the eve of some of the questionable methods it City could have been menaced with desperate efforts to alarm people be a verdict of a jury, with a scintilla of and found guilty of obtaining money on have followed?

If Governor Foss of Massachusetts ness of business conditions. All this people. New Orleans should exploit trial in an inferior court. The testimony doesn't stop talking soon his year will is highly gratifying. It has always its own resources and let San Fran- is not transmitted in such appeals to the trial jury in civil and criminal cases, and exceeds that of all Europe by more than It is to be hoped the new senator midst of natural prosperity-large ing business to reflect a great deal of inal case, for the last sentence of section of the establishment of the bill of rights, from Ohio, Mr. Pomerene, will not be crops, buiging granaries, busy factor-credit upon themselves. ies and well-paid labor.

Nebraska's Growing Cities.

The census figures showing the population of cities of Nebraska having over 5,000 inhabitants discloses ten cities coming within that classification, exclusive of Omaha, South Omaha and Lincoln, and all of them, with one exception, show gratifying need more statesmen and fewer car- growth in the decade since the preceding enumeration. The relative position of these cities, however, is ma-Ex-King Manuel is going to travel. ing to the front as the city ranking That is what they told him to do when first (outside of Omaha, South Omaha they made it easy for him to leave and Lincoln) in population in Nebraska, supplanting Beatrice, which falls back to second, while Hastings Europe, and when the railroad regula- appellant or respondent may deem 'ma-Two St. Louis balloonists started to is a close third, Fremont fourth, York New York in the dark. Most balloon- fifth, Kearney sixth, Norfolk seventh, ists are in the dark, so they are no Nebraska City eighth, Fairbury ninth and Columbus tenth. In per cent of population growth nearly all of these Excise board is considering further any error committed during the trial' by Every time J. Ham Lewis tries to cities show up well, with from 10 to precautions to stop unlawful selling the court below or by the jury. It must taken the trouble to give any become a dark-horse candidate his 60 per cent, and three of them appear of liquor in that dry town right under consider whether the judgment 'was such thought as to what most of the initiative bright pink whiskers are the signal for the first time in the list of cities the shadow of the state house? Bet-

agricultural state, naturally tending some more ouster proceedings. cities are bound to thrive and increase and serve as the business centers of a prosperous surrounding country. Nebraska's growing cities are entitled to Why not form an order of war-scare vet- congratulations on their census exhibit.

The Tax Suit Settlement. The city council has approved a setment of 1903. The settlement on the surface does not strike us as being particularly favorable to the city. But

ers as a consequence of it. It should be remembered that this independent assessment of railway The war waxes warm between Texas property in Omaha, irrespective of the and South Carolina. A Charleston mileage-based assessment made by boy scarcely got through proving his the State Board of Equalization, was claim to being the champion corn the first big gun fired for terminal taxraiser than a Dallas lad comes forward ation, which finally, four years later. resulted in complete victory for the people. Without this foundation

cessfully waged. The terminal tax Some of Champ Clark's chickens law, which is the direct outgrowth of

New Orleans Courting Gotham.

and may have to face precisely the dently conceived the notion that the of the jury may render a verdict. support of the metropolis will be a Democracy's leader today is Champ potent factor at Washington in the as follows: Clark. His exhibition humiliates not determination of the result. It uses not one feature of it that does him or that New York and southern interests and his party colleagues the least particle are closely allied; that stendily since of credit. He and his followers have the civil war this community of inopenly acknowledged that their action terest relation has been growing. originally on the resolution to dis- Large colonies of southern people charge committees was not to stop fil- have gone to New York and become (bustering, but simply to serve the ex- leaders in the social, political and igencies of party expediency. Such a commercial life of the city, and like- all course does not show even sagacious wise have many New Yorkers trans-

This is all very true and it is also cratic party in congress are on both tercourse is strong between the two sides of the same question, so that sections, but with all that New York 23....... 44,830 when the issue reappears in the Sixty- has not yet been fully convinced that 24 ...... 44.800 second congress, of which they will New Orleans' claim to the exposition have control as it is sure to do is superior to that of the Pacific coast metropolis. Apparently sentiment is cutting little figure and sel-It is a stout tribute to the stability if the sentiment of the city is acof business conditions that several curately reflected through the press, brink of failure without creating more a pro-San Francisco city than pro- at law, and the power and duty of the of section V of the amendment, viz: 'No nance over the country. The money strongly committed to the superiority market shows no serious results be- of San Francisco's claims as to decause of the Robin collapse. The big clare that even if Gotham, itself, were the jury, and any other matter material upon indictment found by a grand jury. financiers simply threw their great in the race, that paper would still be to the decision of the appeal."

employes of state institutions "who in the lower court." pendent relatives on the pay roll.

When the tariff bill was up for final visiting in Omaha.

What's this report that the Lincoln having a population in excess of 5,000. ter recall ex-Governor Shallenberger Nebraska has always been a strictly and ex-Attorney General Mullen for matters' in the record. There may be simi- voted for this amendment of Article VII

Why is it that none of the newspape reports of the mix-up in Nashville menpreviously unoccupied lands and tions the name of John Wesley Gaines? St. Louis is agitated over the exact steadily thicker settlement, these Can a political situation in Tennessee him?-Houston Post. .

Possibly not. Which must mean that this one has not yet reached England until the present day? those proportions.

not a sufficient ground for divorce. Perhaps not, but if the husband does and to direct what judgment shall be entlement of the long pending suit not show up at the family hearth until tered in the court below. But how can less than the number of registered voters. against the Union Pacific for taxes the smoking hour is past he cannot the supreme court make such a determinbe severely censured.

The Nebraska supreme court has decided that selling beer by the case what would otherwise have been paid, two of beer can no longer be accused the taxpayers are immeasurable gain- of putting it down by the wholesale.

> supplies the people with presidents. Still, if a person were in for being quarantined, we know of no better

Christian association If there is such a thing as prize ernment could hardly have been suc- Washington.

### Initiative and Referendum at Home

From the Address of Frederick V. Hohnan, President Oregon' Bar Association, at Its Annual Meeting, November, 15, 1910.

As an instance of the working of the by any law, to change the first sentence amending the constitution for the other initiative under the amendments of the of section iii. A change in the latter can @ per cent. Let the minority rule! Oregon constitution, attention is called to be made by constitutional amendment of their mask and leaves them con- viously been compelled to pay, as it the amendment of article vii, adopted at only. If the power is taken from the su-

be created by law. It further provides on the tyranny and corruption of judges. New Orleans is assiduously court- Giat the judges shall be elected by the while, at the same time, upright judges they reverse themselves for a similar ing favor with New York in its conreason, since one of their own number test with San Francisco for the Pan- stituted until otherwise provided by law: with this balance of power is to set aside will succeed Mr. Cannon as speaker ama exposition in 1915. It has evi- and that in all civil cases three-fourths the best safeguards for justice which the

"The main objectionable features of this centuries, has been able to devise. amendment are in its section iii, which is

only himself, but his party. There is the argument with persuasive force right of trial by jury shall be preserved, not one feature of it that does him or that New York and southern interests and no fact tried by a jury shall be otherwise to examined in any court of this state unless the court can affirmatively say there is no evidence to support the ver-dict. Until otherwise provided by law upon appeal of sny case to the suprem-court, either party may have attached to instructions of the court to the jury and any other matter material to the de-cision of the appeal. If the supreme court shall be of opinion, after consideration of all the matters thus submitted, that the such judgment shall be affir otwithstanding any error committed ig the trial; or if, in any respect, adament appealed from should the supreme court shall of opinion that it can determine what judgment should have been entered in the court below, it shall direct such judgment to be entered in the same manner and like effect as decrees are now ered in equity cases on appeal to the supreme court. Proyided, that nothing in this section shall be construed to suthor-ize the supreme court to find the de-fendant in a criminal case guilty of an offense for which a greater penalty is provided than that of which the accused

was convicted in the lower court." "It will be seen that there is apparently conflict between the provisions of the first sentence of section ili, relating to the effect of a verdict by a jury in an action is accentuated, by the following provision either appellant or respondent, the whole misdemeanor defined or made punishable testimony, the instructions of the court to by any of the laws of this state, except

prevented a threatened crash and now But the southern metropolis has a ently conflicting provisions, they must be another crime or offense, but not one 'for are restoring them to erect standing. perfect right to solicit New York's aid reconciled if it is possible to do so, sec- which a greater penalty is provided than But suppose these bank fallures had and it shows good sense in doing so. tion ill should be construed to mean that that of which the accused was convicted transpired during the heat of a po- What is regrettable in its campaign is the verdict of a jury cannot be re-exam- in the lower court. The accused may be one, is anyone so guileless to imagine employs to advance its interests. For whole record is before it. Thus, a circuit court; indicted for burglary, and convicted that eight or nine banks in New York instance, its newspapers are making court cannot grant a new trial if there on appeal of mayhem; indicted for forgery, failure without creating more than a over the danger of earthquakes in ripple? Does not everybody with a San Francisco. The latter alto is ripple? Does not everybody with a San Francisco. The latter city is be- under prejudice or passion; probably, not given a right to make a defense. If cirmemory that goes back as far as 1907 rated for an alleged attempt to "cover on account of newly discovered evidence. know that no such tranquility would up" news of recent disturbances and Once a verdict, always a verdict, until it several dispatches are reprinted un-The country has had an impressive der California date lines, tending to circuit court where there is a jury trial object lesson of the recuperative pow- prove that earthquakes are now shak- in the county court or in a court of a ers of banks, the durability of its fi- ing the whole state. This is puerile; justice of the peace. It would seem that nancial system and the basic sound- it will not win with sober-minded circuit court, when there has been a jury been hard for the layman to under-cisco do likewise. Both cities have first sentence as to the conclusions of a by a grand jury; of how they were trium-have built more miles than any other counstand how panies could come in the indulged too much in the mud-slingstand how panies could come in the indulged too much in the mud-slingverdict by a jury do not apply to a crimphant in the so-called revolution of 1688;

Buildings superintendents, officers and that of which the accused was convicted They ignored the debates in the convention

on the pay roll residing with them in The words are: 'Upon appeal of any case States; what was published in The Federalthe institution" will have to pay for to the supreme court' the provisions ap- list; personal liberty as opposed to tyranny their board. Superintendents, officers ply. And what are the provisions upon and human rights as against the tyranny and employes will doubtless take the respondent may (and certainly the aphint and put all their children and de pellant always will) have attached to the if you can, what was in the minds of its bill of exceptions the whole testimony, the framers, and what was their intent. instructions of the court to the jury, and On the appeal from the decision of any other matter material to the decision con are certainly of as high average interially changed, Grand Island forg- the speaker in the big rules fight no dict? It is immaterial. The verdict of the union. Its earliest pioneers were people of bigh courses and intelligence, who first response comes on roll call from Con- the jury, in the court below, is not neces- of high courage and intelligence, who first gressman Hitchcock noted as absent, sarily even a guide to the supreme court, saved Oregon and then made it. It must be guided by 'the whole testimony, the instructions of the court to the jury," passage Mr. Hitchcock was touring and also 'any other matter' that either the turer or the idler. tion bill came to a showdown, he was terial to the decision of the appeal.' it by the census of that year, was stated may enter a judgment 'after a consideration of all the matters thus submitted." If the supreme court decides for the respondent, it may do so, 'notwithstanding as should have been rendered in the court mony, and also after considering 'other right and proper will prevail. really swell to sublime proportions without trial by jury practically abolished in Ore- against its use. If the voters

nent for sending the case buck to the States. A Kansas City judge holds that a lower court for retrial. Its apparent obwife's smoking cigarettes at home is ject is to authorize the supreme court to make a final determination in every law case appealed, and also in criminal cases, that he is a native of Kentucky, and was inaugurated with an escort of 150 now be shown after the trial, as, for in- in Oregon and the vital other former Kentuckians. Nebraska's stance, improper conduct by the jury, or American institutions and the precedent of the trial, it would seem, cannot be con- be set aside sidered by the lower court or by the supreme court. Certainly if the supreme effect of this amendment are wrong, but court did take cognizance of such new place of abode he might choose than matters, it could not well determine what Score one for the Woman's club pointing graphically to the unwar- the palatial home of our Young Men's the judgment should be. But this amendment gives the supreme court the power

amendment.

preme court to set aside a verdiet and to The amendment provides, in effect, tout render a judgment, then a verdict once the judicial power of the state shall be given cannot be re-examined by any court; vested in one supreme court and in such however unjust or unfair, it must stand. other courts as may, from time to time. For centuries the fury has been a check the courts shall remain as at present con- prejudiced and venal juries. To do away

"At first sight, the first sentence of this section ill would make it appear that "Section 3. In actions at law, where the this section ill applied to civil cases only. But that is not the fact. The rest of the section applies to criminal cases also. The punctuation is bad. The word 'provided,' which is preceded by a period, should be preceded by a colon. What follows after the word 'provided' is a part of the sentence. There is no limitation on the 'appeal of any case to the supreme court,' but the limitation is 'Provided, that nothing in this section shall be construed to authorize the supreme court to find the judgment of the court appealed from was defendant in a criminal case guilty of an such as should have been rendered in the offense for which a greater penalty is provided than that of which the accused was convicted in the lower court."

the accused was convicted in the lower he-was indicted nor for which he was \$65 a month was evidently one of those tried! If the accused, in a lower court, is hopeful creatures who belive that two can convicted of a crime for which he was live as cheaply as one. not indicted nor tried, of course an appeal will lie. But the supreme court may find hymn to the air of "God Save the King" him guilty of an offense, without indict- is Andrew Carnegie's latest investment ment, the only limitation being that the "The Self-Contradictory Character of Calesupreme court cannot 'find the defendant donian Calories' would be an admirable \* \* \* guilty of an offense for which a subject for a monograph. greater penalty is provided than that of which the accused was convicted in the lower court.' This is made plainer, and is attached to the bill of exceptions by court with the commission of any crime or By a necessary implication, this provision "Under the familiar rule of construction does not apply to the supreme court, which that where, in a statute, there are appar- on appeal may find the accused guilty of ined by any court inferior to the supreme indicted in a circuit court for murder, and court, and only by the latter when the convicted of rape or arson by the supreme cuit courts are abolished by law, can persons be tried for criminal offenses without indictments? Indictments are only necessary in circuit courts.

"Certainly the proposers of this amendment knew little of, or cared nothing for the history of the English people. ignored the examples of history. Of how, which, in its essential features, is a part Under the newly adopted rules of the State Board of Public Lands and the State Board of Public Lands and Buildings superintendents officers and the state below the state below the state below the state board of Public Lands and the state below the state below the state board of Public Lands and the state below the state board of Public Lands and the state below the state below the state board of Public Lands and the state below the state the state of the state below the state below the state below the state the state of the state below the state the state states and the state states and the state states are states as the state states and the states of the state states and the states are states as the states and the states are states as the states are states are states as the states are states are states as the state when the constitution of the United States "The appeal provided for in section iii was formed; the fifth and sixth amend have children or other relatives not applies to both civil and criminal cases. ments to the constitution of the United an appeal? Either the appellant or the of courts. Take this amendment, with

"The people and the legal voters of Oreof the appeal.' Does this include the ver- telligence as those of any other state in has ever since attracted conservative people. It has been no place for the advenwas not fast. Its population, as shown 1910, is 672,765, an increase of 226,261 in ten But only a part of Oregon's voters have taken the initiative amendments seriously. Very few of them have read the proposed amendments, fewer still have amendments meant. Many do not vote on below, after a review of the whole testi- initiative measures, hoping that what is lar action by the supreme court, in favor of the constitution were misled by the of the appellant, if it shall be of the opin- first clause of its ballot title. This careion that it can determine what judgment less, not to say dilettant, way of voters should have been entered in the court be- considering or not considering serious low.' What, then, is the value of the ver- amendments of the constitution by the dict? By this method of appeal is not initiative is one of the strongest reasons gon? And yet trial by jury has been in seriously, carefully, intelligently and conexistence in English-speaking countries scientiously act, then it must continue to from the time of the Anglo-Saxon rule in be a failure and, at the same time, a menace to the stability of government as it "No provision is made in this amend- has heretofore prevailed in the United

"Consider the vote by which this amendment was adopted! Initiative amendments do not require a majority of all the voters. merely a majority of the votes cast for or against the amendment. The total number of votes cast for governor, which was at the election November 8, 1910, when ation when the court below has excluded this amendment was adopted, was 117,690. testimony which should have been ad- The vote in favor of the adoption of this mitted? Or made other rulings materially amendment was 44.545, and against its prejudicial to the rights of one of the adoption 39.307. The affirmative votes litigants? To appeal a civil action to the were 14,301 less than the majority, a proeven if the city had not gotten a cent is selling at retail. All right. Then supreme court, merely on errors of the portion of votes cast for the amendment out of this litigation over and above a man who tanks up with a case or lower court, will amount to nothing if as compared with the total votes for govthere has been a verdict of a jury, for ernor of less than 35 per cent. There were 'ne fact tried by a jury shall be other- 23,728 votes for governor who did not vote wise re-examined in any court of this on the amendment at all. The total numstate, excepting only when a case is ap- her of voters who voted against this Oklahoma's new governor boasts pealed to the supreme court, and the amendment, and those who did not vote whole testimony, etc., is attached to the on it, is 73,045, as against 44,545 who voted bill of exceptions. Any matter which can for it. And thus a constitution is amended governor comes from Ohio, which also that prejudice or passion influenced its of law, and the safeguards of liberty and verdict, and not appearing by the record of a republican form of government, may

radical change has been made in Oregon's fundamental law. It is true, the Oregon supreme court may, by its decisions amend this initiative amendment of Artito dispense a kind of grude, oriental jus- cle VII, and say that its effect must be tice, which may cover deficiencies in this as the supreme court decides. It was held in Straw against Harris, 54 Ogn. 424 (160 "While section iii gives the right by law Pacific Reporter, 775, that 'the language to inside or up on the roof, and let lions of dollars, to contribute propor- honor belongs to Atlee Pomerene, who to change the powers conferred by it on used in the amendment considered would the supreme court in regard to determine appear to give' certain powers, and that ing what judgments shall be entered in 'whatever may be the literal import of the civil and criminal cases, there is no right, amendment, it cannot be held that the

"It may be that my conclusions as to the

Oregon constitution can be so amended But this is a limitation on the power of th voters of Oregon to amend the constitution, and is a limitation that is not now n the constitution itself. What then of this sacred right of the initiative? And what of the doctrine, by which it is upheld-that the people are never wrong? And thus 28 per cent of them are right in

"As there are no limitations on the pow ers of the voters to amend the Oregon onstitution, it would not be impossible o have an amendment providing for referndum votes on decisions of the supreme ourt. A petition with 9,000 signatures yould require such an amendment to be ubmitted to a vote at the next election. "I have written to show in how crude,

nsatisfactory, and ignorant a manner radical changes may be made by initiative and established constitution, such as Oregon has had for more than fifty years. wit of man, guided by the experience of it is to be hoped that the time is not far distant when the legal voters of Oregon will invoke the intrintive to about it."

#### SNAPPY REMARKS.

Washington Herald: Although we have nly just started on 1911, it will do no harm to remind the spinsters that next year will be leap year. Philadelphia Bulletin: It's amazing how

democratic members of congress the stai-

these days, the highway to his kingdom with good in-

"Mark the words, the offense of which a complete success. Chicago News: That man who was try- close to Tom Sawyer's cave. court. Not the offense nor crime for which ing to keep an automobile on a salary of

Brooklyn Eagle: An international peace

New Orleans Picayune: It is remarkable how eager and persistent are the American people to secure direct political control of their public affairs, and when that end is attained to abandon their political duties and to fail and refuse to go to the polis the best I ever saw. and exercise the franchise which they were so determined to have.

ROMANCE OF THE RAILROAD.

Record of the Year. New York World.

The United States built in the year jus losed 4.200 miles of railroad, leading all the countries of the world in new mileage. as it has every other year for the last American. half century. It was said several years ago that the days of great railroad building in this country were over, and that beneeforth Canada, Argentina, Australia and South Africa would be the chief fields of the American republic and its power of drawing people, industry and wealth to of this industry. But the immense vitality itself were overlooked.

Canada is receiving a great immigraon; its huge western plains make railroad onstruction cheap and easy; yet despite all the talk, it built only 629 miles last year, or about one-seventh of our own. Argen ting. Australia and South Africa make against oppression and tyranny, and for showings relatively as poor. Our mileage the right of a fair and legal trial by a is now nearly half that of all the world; it try possesses.

The building of a new railroad in this country is so much a matter of the day's now have seven such roads, and we should You pinched me some when you were new have more if it were not for the fact that the country they traverse is acquiring, like the east, a railroad gridiron of its own.

Penalized for a Good Deed.

Baltimore American. A railroad company in Ohio whose elecricity leaked into a fence will have to pay over \$1,500 to a citizen who happened to be sitting on the fence when the electricity arrived. Yet the man on the fence is such a deterrent in all progress that the company was doing a good work rather than otherwise in giving a good shock.

## People Talked About

Bronson Murray, a distinguished civi ngineer in his day, who surveyed the first and second lines of the Erle railroad in 1835-36 from New York to points far to the westward, died at his home in New York, He was 53 years old.

The fattest barber in the United States died of apoplexy in Pirtsburg recently He was Samuel Harvey of Carnegie. He weighed 400 pounds and was proud of it He also took pride in being a friend of Honus Wagner, the ball player, who was his neighbor.

An Indiana volunteer soldier has been granted a pension of \$12 a month in recognition of the fact that he allowed himself amendments and to a carefully considered to be bitten by mosquitoes to test the theory of malaria and yellow fever infection during the earlier occupation of Culia by the Americans.

It is said that forty-five of the mutinous Brazilian sailors have met with "sudden death" since, on the night of November Et. the crews of five battleships revolted. killed four of their officers and made one of their number, Jean Candido, the commander of the squadron. It is now announced that Candido has died on gan grene, twenty-six from sunstroke and eighteen others have been suffocated.

Bills are soon to be introduced into the many different kinds of rows among the Missouri legislature which will allow the erection of a fitting state memorial to wart republican organs are kicking up Mark Twain at Hannibal, his boyhood home. One measure calls for a state an Houston Post: If the devil really paves propriation of \$10,000 for a monument. The citizens of Hannibal have promised the tentions, we expect to hear that the good most conspicuous place in their city for a roads movement in that vicinity has been site. This will doubtless be "Laver's leap." a high bluff overlooking the Mississippi and

#### WHITTLED TO A POINT.

Novice-It must be a dreadful sensation to run over a man!"
Chauffeur—Not nearly so dreadful as to run over a cow—and it doesn't injure the machine so much.—Judge.

"You advise that man's constituents to "Yep," replied Farmer Corntossel, "I ad-vise em to stand by close enough to watch everything he does."—Washington Star.

Visitor-How was the show at the opera

"I shall wed money," said A "And I shall marry blood," said B.
"You will find it the same in your daily
yes," said C. ductted A. plus B.

Reflections on the Building blood will tell. "Toledo Blade. "Juggins says that the news of his boy's raise in pay has brought sunshine into the "I suppose he means they're basking in the son's raise, so to speak."-Battimore

> "Have any serious trouble with your new "Not a bit. So far I haven't hit a single man without being able to get away before he got my number."—Cleveland Leader.

very slight."
"You promised to marry him, didn't you?"
"Yes, but that was all."-Louisville Courier-Journal.

#### TO AN OLD SHOE.

Youth's Companion. We've walked the ways of life, old shoe The rough and smooth together; 've kept you under foot, 'tis true. I've kept you under foot,

You've not refused to take the dust, You've been a friend that I could true

Ere we had learned each other; But new you fit my foot, old shoe, As brother unto brother,

But now you're wrinkled, old and gray, Too shabby to be mended; I'll fling you out beside the way That by your help I've wended. And then I wonder if some day.

When I am old and faded, ike you I'll thus be thrown away By those whom I have aided. Then let it be beside the route Of some divine endeavor.
O'er which the feet that wore me out
Pass on and up forever.



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