SINGLE COPY TWO CENTS.

VOL. XL-NO. 213.

OMAHA, WEDNESDAY MORNING, FEBRUARY 22, 1911.

Hummel Tells Michaelsen City Dads Heed Not Legal Advice,

DUNN TAKES UP THE CHALLENGE

Will Subposes Hummel as Witness is the Mandamus Hearing of Starr Case Thursday to Explain Mts Meaning.

Declaring that the city council pays no attention to the city attorney's office, Councilman Joseph B. Humine) requested City Electrician Waldsmar Michaelsen to issue a general electrical permit to C. E. Starr, though he had been advised not to do so by Assistant City Atterney Dunn, according to Mr. Michaelsen, against whom mandamus proceedings have been instituted to compel him to issue the Rosse. The hearing against Michaelsen is set for Thursday morning in Judge Troup's court.

Mr. Michaelsen repeated his conversation with Hummel to Assistant City Attorney Dunn Tuesday morning and and as a reault. Dunn says he will have the councilman subposenced to testify in the mandamus proceedings Thursday morning and also to explain what he meant by the statements made to the city electrician.

Michaelsen also mays that Councilman Hummel told him that he should carry out the orders of the city council, even if he had to ignore advice received from the apsistant city attorney. This, Michaelson says he refused to do, and as a consequence, Starr began nundamus proceedings to force the issuance of the permit.

Michaelsen stands pat on his refusal to issue the permit, even though a resolution was passed by the council ordering him to do so. Michaelsen says he will not issue the permit unless he is compelled to do it through an order of the court.

Michaelsen Follows Legal Advice. According to Michaelson, he was approached by Hummel after he had refused o issue the permit on the grounds that Stave had repeatedly violated city ordinances. Hummel asked him why he had not issued the permit and Michaelsen's reply was that he had been advised not to by the assistant city attorney.

Why do you follow the advice of the legal department?" Michaelsen says Hum-Because I think it is right and I have

my bondamen to protect," replied Michael-"I am under bond of \$3.000 and I don't want any come back on my bond."

I don't know anything shout that," Michaelsen retorted. "If you don't you! take the consequences, and that is your

"Well, we take the consequence, and you should follow the orders of the council and issue this permit," Michaelsen says Hummel replied.

city hall and was heard by other members viaduci that is built. of the council, who raised no objection. until the district court tells him be rescue of the callroads.

#### ALLISON SAYS DR. CONNELL SHOULD HAVE AUTOMOBILE being reported for passage.

Also Advises that Omeha Should Have Uncle Sam to Weigh Medical Inspection of the Behools,

Dr. C. C. Allison, one of the leading surkeons of the west, came to the front for All Mail to and from the East to Be Health Commissioner Dr. R. W. Connell and his request for an automobile Tuesday morning by filing a communication with City Clerk Dan Butler, which asks that the council reconsider its rejection of Connell's request. Dr. Allison asks that the city council make an appropriation for the contract district by the railroads will begin Burlington Receives Its First Wire purchase of an automobile for the use of one minute after midnight of February 27. the health department.

the council should buy the automobile. He the east being weighed, and the amount of argues that Omaha is a city of large area and that the commissioner is unable to cover the territory without the use of an four years will be determined in this way. noids, city ticket agent of the Burlington. his personal attention. This the commis- sour giver on the west, so the mail going Tuesday morning from Nebraska City. payment of the Judgment would amount to east must be weighed. many times more than the cost and main- Omaha by its position upon the division tenance of an automobile, which would re- line is obliged to weigh mail every two the lowering of the lower berth rates." duce the possibilities to a minimum.

should prevail, the health commissioner is which includes the territory west of here. of his office as he should.

leave of absence Tuesday morning.

lution was placed on file.

for backache, rheumatich and urinary irregularities. They are tonse in action. quick in results and afford a prompt relief from an kidney disorders, sond or ad

	Marriage Licenses.	
	The following marriage licenses been granted: Name and Residence. Percy L. Perkus. Omahs	1
	Loraine H. Williams, Omaha	Š
	John Er Douglas, Eishorn, Nem Bertha Will Commis	b
	Ben J. Stangietn. Waterloo, Neb	
	Arrens private, l'attenuath	2
	Jesophine - Lill County County	'n
	District F. Dynker, Cmaha.	
	Charles R. Haster, Omaha	Ų.
	Willia i Barber, Omata Learetta Byrnes, Omaha	ı.
	Frank Velence, South Omaha	Q.
	Fred A. Gigns, Chadron, Neb	
	Frederick O. Patterson, Craba Martha E. Winkenson, Omaba	3
ŭ	Joseph Smetka, South Omaka	ĺ,
•	Frank Temasek, Omsha	
	William J. Greene, Omaha	
	Richard T. Keisey, Omsdes	
	April 19 Company of the last o	

#### IGNORES LEGAL DEPARTMENT | Pioneer is Here After Long Absence

George Featherstone Came to Omaha When There Were but Four Houses.

George Featherston, one of Nebrask's pioneers, is in Omaha today for the third time in his life, although he has lived the greater share of his sixty-five years in a surrounding territory not farther removed at are time than a distance of fifty miles. The last time Mr. Featherston was in bright was when the Union Pacific railroad was in the process of construction.

"The old town sure has grown up." was the remark the pioneer made concerning the changes that have transpired aloce his

'The first time I laid eyes on Omaha was 1857 with my uncle and mother on the way to bottom lands near Tekamah. There were fourteen ox teams in our bunch. We rossed the river here on flatboats. Omaha then boasted only of four buildings." Mr. Featherston is at present a resident

of Missouri Valley, Is. He is 55 years old.

#### RINE SEES JOKERS IN BILL

City Attorney Says it is Too Strong for the Railroads.

HAS TO DO WITH THE VIADUCTS City Would Not Have Power to Order Vinduets for Streets Laid Out

> Before the Railroad Was Bulte.

of Cobbey's annotated statutes of Ne- plies from the list. braska, has to do with the building of viaducts by railroad companies.

In brief, the bill provides that no railroad company or companies can be forced to build viaducts in any city over streets which were not opened before the railroad tracks were laid. Copies of the bill were Is Forced to Borrow Funds from a received in Omaha Tuesday morning. City Attorney Rine discovered numerous jokers in the bill which he says will practically eliminate any city from forcing railroads

partment." Michaelsen says Hummel re- heavily loaded that the only fear is that it friend happens to be. will explode of its own accord before it It happened this way. Victor, who is emgrading or curbing is done along such ally generous, his offer of help extended from the proposed cost of the viaduct. Be- he tarried a while to chat. Mr. Michaelsen says this conversation fore the companies get through they would. Suddenly the train began to move and

Michaelsen declares that the council passed time. Efforts were made to get some mem- the Nebraska side of the river and the first the resolution ordering him to issue the ber of the Douglas county delegation to stop was Pacific Junction. permit at the next meeting, but that he re- present it to the legislature, but they all

be considered by the committee. I am go- The stern conductor demanded he receive ing to Lincoln and protest against it

## the Mail in Omaha

Weighed for One Hundred and Five Days.

The quadrennial weighing of the amount of United States mail carried in the third The weighing continues 105 days, all the Dr. Allison sets forth three reasons why mail received from the east and going to roads for carrying the mail for the next in upper berths was received by J. B. Rev.

years. On one occasion it is for the third remarked one of the office force is that a In his communication Dr. Allison indorses contract district, as this year, and two man will now accept an upper withou the project of medical examination for all rears from now it will be time to weigh much talk when he cannot get a lower. Bepublic school children by saying in the the mall for the quadrennial weighing of fore the cut was made they howled like absence of medical supervision, which the mail of the fourth contract district, wolves at the idea of riding in an upper. unable to give his attention to the duties. The Burlington and Union stations will employ extra men for the 105 days. Six The communication was sent to the city extra men will be employed at the Union Principal Graff of the High School is council tast night. At the same time Dr. station, making the force there twenty-five Connell will ask for a leave of absence for mail clerks and transfer men working for averal days. He filed his request for a the railroad and eleven for the government. At the Burlington station four extra Dr. Connell sent a request for an auto men will be added. Each set of men of the Graff, principal of the high school, will be to the council two weeks ago, but the reso- government employes and the railread men unable to attend the National Association growth. keep a sat of figures of the weight of the of Superintendents, which meets in Mobile,

#### must be weighed. have Identifies a Second Man as the One programs save exercises at the Lake school, Who Santched Her Purae Sat-

Mrs. M. Tillman of 705 South Sixteenth street identified a negro Sunday at the police station as the one who snatched a handbag containing 100 from her as she was walking in front of the Omaha General hospital Saturday night. Thesday is moving she was forced to change her and and identify another and the change her and and identify another and the change her and and identify another and the change her an interpretation of the change her and the change her an interpretation of the change her an urday Night. 23 mind and identify another, and instead of is Charles Mitchell, who now faces a charge of purse suntching it is John Dunings. Parties who witnessed the robbery were responsible for the claunge of face. Not wishing to see an innocent man convicted they put the police on the traff of the real robber, whom they had recognized. As a

it result John Duncan of Council Bluffs, col-

30 ored, was arrested yesterday by the police

itation and identified the second man. When your feet are wer and onld, and your body chiled through and through from exposure, take a big loss of Chamberlain's Cough Remedy, bathe your feet in hot water before going to bed, and you are almost certain to ward off a Il severe cold For etle by all dealers.

Mrs. Yillman was again summoned to the

#### WANTS STREETS STRAIGHT Little Progress

Commercial Club Would Disregard All Cost in Matter.

PLAN A FELLOWSHIP RALLY

Retailers Are to Be Entertained While in Omaha Next Month with a Theater Party and

Regardless of cost all streets to be opened in the city hereafter shall be made straight and wide, according to the resolution adopted by the executive committee of the Commercial club Tuesday at noon.

In reference to the opening of Twentysecond street from Dodge to Howard street the committee voted two tentative plans by which the street shall be made to cut when a boy, 16 years old, I came here in building. It was provided that the two plans be submitted to the city council with a request that one of them be adopted. whatever the cost. Previous plans under consideration by the council contemplated laying out the street with a turn at that

> The committee received a report from the entertainment committee to the effect that plans have been made for a monster good fellowship rally to be held in March probably at the Auditorium. The big affair will be somewhat on the order of the "good fellowship" dinner of last year, except that it shall be on larger proportions.

The committee on the jobbing trade reported plans to extend a theater party and buffet lunch to the Federation of Nebraska Retailers during the convention of that body on March 8. Delegates to the Nebraska state develop

named. Sefore Senator Hoagland's bill, known as A list of the goods now being advertised enate file No. 24% becomes a law, if it as those on which bids for contracts shall ever does, it is going to encounter violent | be received by the Indian department, was opposition from the city attorney's office. Issued. All sorts of stores and articles of The bill, which seeks to amend section 7,355 hardware, merchandise and general sup-

ment and conservation congress were

#### Red Cap Boards the Wrong Train-Alas-

Young Woman Companion.

"Don't you know that the city council "The bill seeks to take everything away 1230 South Tenth street, do a favor for a does not follow the advice of the legal de- from the city," said Mr. Rine. "It is so friend, no matter how pretty a girl that

comes up for passage. The bill, which was ployed at the Union station in Omaha. drawn by attorneys for the railroad com- was just starting to Jeave when he spied panics, protects these corporations from an old school friend tugging a heavy grip every angle. It even goes so far as to along towards the Burlington depot. Very provide that in the event that any paving, gallantly he offered to help. Being naturright-of-ways the amount must be deducted so far as to put her on the train and then

took place in the council chambers of the have the city owing them money for every he was urged to disembark. "No, I'll ride over to Council Bluffs and jump off there. "The bill has been hatching for a long But, alas, this Burlington train went down

Victor was all unconscious of this fact. fused and that he does not intend to insue turned it down. Hougland came to the however, until the conductor asked for his "As soon as I find out when the bill will ready to pay his way to Council Bluffs. more than that for a ride to Pacific Junction, but Wiles had only 49 cents in his

After borrowing the necessary fare from the girl. Wiles persuaded the conductor to slow down a little at Plattsmouth, where he jumped. Then came a long walk to the Missouri Pacific station to catch the train for Omaha, and the wind blew cold Monday night.

"Naver again. And think what kind of a hit I made with the girl?" wails Wiles.

MEN NOW TAKE THE UPPERS Request Under the New Hale.

money the government shall pay the rail- are awakening to the 20 per cent reduction auto. His second argument is that the The "third contract district," which is Tuesday. The first telegram that he ever health commissioner should personally visit the district in which the weighing is to be remembered having come to his office askeach case of contagious disease and give it done this year, extends only to the Mis- ing for an upper berth arrived there early

sioner cannot do, according to Dr. Allison, out of here to the west and received for This was also the first specific order the Otherwise the city may be sued and judg. this place from the west will not be local office has had for an upper berth ment recovered by some individual on the weighed. But all through mail from both since the order went in, most of the travgrounds of a select and in such case the west and east and originating here for the elers preferring the lowers at even the Arnica Salve. Cure piles, too, and the greater cost.

"The only point of difference noted by

### SCHOOLS CLOSE WEDNESDAY

Kept at Home by His Daughter's Sickness.

Because of illness in his family, E. U. mail. An average truck of mall will weigh Ala., this week. Mr. Graff had intended Foley Kidney Pills are a reliable remedy 3,0.0 to 4,000 pounds, and hundreds of to leave Tuesday evening, but his little trucks are handled daily in Cumans and daughter was taken sick with scarlet fever more at the Council Bluffs transfer. All Tuesday morning and he decided to remain

All the public schools of Omaha will ob-WOMAN CHANGES HER MIND serve Washington's birthday Wednesday, A holiday has been declared. There were which were given Tuesday afternoon.



Attorneys for the City and County Testimony.

The state's attorneys spent most of their ime Tuesday morning in trying to get the books of William Bockhoff admitted as evidence in the ouster hearing charges against Chief of Police Donahuc. When they got through, they had made little progress, as Referee Evans stuck to his former rulings, admitting only such records

is could be identified by the witnesses. Boeckhoff and Peter Zarp were placed on the stand and identified entries that have been made, showing that beer had been delivered to houses in the red light district in through one-third of the Central school the fall of 1910. But the testimony went for naught when Zarp testified that the entries might be correct and might not. Though Wednesday is a national holiday.

attorneys for both sides agreed to continue

the proceedings, which will go down on the

#### records as February 31. BUTLER'S REGISTRATION BILL

City Clerk Has City Attorney Draft Law for Voters.

SUGGESTS SOME RADICAL CHANGES

Increases Pay of Judges and Clerks and Decreases Their Work and Also Changes the Mode of Registration.

A bill drawn by City Attorney Rine at the instance of City Clerk Dan Butler, amending the present-registration laws will be taken to Lincoln Wednesday for introduction into the legislature. Mr. Butler will take the bill to Lincoln and will present it to the members of the legislative ommittee, which recently investigated alleged election frauds in the city of Omaha. If the bill meets the approval of these legislators, Mr. Butler will ask one of them to introduce it into the legislature for imnediate passage.

The bill proposes radical changes in the prevailing methods of registration. It provides that the number of books kept for registration purposes in each precinct shall be decreased from five to three and that the salary of the registers be increased from \$3 to \$5 n day,

It also changes the days of registration, which are three in number, so that two Saturdays, instead of one as now maintains, shall be included in the three days. But the number of days, three, is left as

The bill further provides that non-registered voters, who now are compelled to go to the city clerk's office, accompanied by two freeholders, for registration may go to the precinct in which they live and be sworn in by the judges and election clerks, provided they are vouched for by two registered voters of the precinct.

"If the bill becomes a law, it will, in my opinion, overcome the objections to the present laws," said Mr. Butler. "I am going to take the bill to Lincoln and offer it to the members of the investigating committee, recently appointed by the legislature. If the bill meets with their approval, I will ask one of them to offer it to the togislature and ask that committee to de all it can in the interests of the bill."

#### Retailers Will Talk Advertising Schemes

Program of Fifth Annual Convention in Omaha Announced-Thousand Will Attend.

Window trimming, advertising, credit ating systems and personal letter adverising are among the subjects of speeches on the program announced Monday for the fifth annual convention of Nebraska retailers. The convention is to be held at

Hotel Rome, March 7, 8 and 9, A number of prominent retailers from other parts of the state will be among the speakers. The Omaha Ad club will join n several of the sessions. Will A. Campbell, publicity man for the Commercial club, arranged the program under the direction of the Retailers' federation of

Scalded by Steam or scorched by a fire, apply Bucklen's worst sores. Guaranteed. 25c. For sale

#### Sensible Way of Shampooing the Hair

(From the Fashion Gazette.) 'It is unwise to drench the hair with

water and scour it with sosp to achieve cleanliness. Too much moisture ruins the hair-makes it dull and brittle and the scalp hard and scaly, because it is robbed of the natural oil necessary to hair

"Then, too, washing the head is acempanied by the danger of catching cold. Dry shampooing is a sensible method of cleanwing the halr and scalp of all dandruff, dust and excess oil. "A perfect and inexpensive dry sham-

poo powder is made with four ounces of amotone and a half pound of corn meal. either white or yellow. Put in a fruit jar and stir and shake until thoroughly mixed. Sprinkle a tablespoonful over the head, then brush out and your scalp will be clean and your hate light, fluffy and lustrous. It brushes out very easily."

### Are You Deaf? Have You Catarrh, Asthma or Bronchitis?

We Cure These and Other Chronic Diseases, such as Catarrh of the Btomach, Liver, Kidneys, Bladder and All Diseases of the Brouchial Tubes and

We Remove the Cause We Have Had Years of Success With Others and Feel That We Can Help You. We Can Treat You at Your Home

Write or Call.

# in the Ouster Case \$400 Upright Piano Given Away

Grand Offer to Families Not Owning Pianos

You have just as good a chance to win this mangnificent Piano as anyone



DIRECTIONS—Outline on this or a seperate sheet of paper, twenty objects in the above picture, whose names begin with the letters "ca." For example, "cat," Also write out your list of names. The person not owning an upright plane sending in the neatest correct answer will receive the first prize. Also other prizes, including jewelry, etc., to be distributed among contestants according to merit, to the amount of \$3,200. Everyone not owning an upright plano that sends in an answer will receive a prize. Winners will be notified by mail. Only one prize awarded in a family. Decisions of judges final. Professional artists, draftsmen or designers' answers will not be accepted. Write your name and address plainly on your

**Contest Closes February 25** 

A. HOSPE CO.

1513-1515 Douglas Street, - - - Omaha, Neb.

Geo. M. Redick

Denise Barkalow

## Our Electric Exhibit

## Baker and Rauch & Lang Cars

Can Be Seen in Spaces I and At Today at the Omaha Auditorium

Don't fail to see these Models, embracing the latest features of electric vehicle construction.

> We are now equipping our cars with the new "Ironclad" Exide Battery.

## Electric Garage Company

2218-20-22 Farnam Street

Home Day. Thursday.

Look in the Real Estate Columns and see how cheaply you can get a home on that day.

This spring will see a great deal of activity in real estate. Prices will advance new buildings will go up. There is a chance for you to make a bunch of money by purchasing a piece of real estate now and holding it for the spring

Most of the real estate estate advertised for sale in Thursday's Bey can be bought on the easy term plan, a few hundred dollars down, balance monthly. This plan makes you a home owner without you having to invest much money.

Now is the time to buy.

The Thing To Do

If you lose your pocketbook, umbrella, watch or some other article of value, the thing to do is to follow the example of many other people and advertime without delay in the Lost and Found column of

That is what most people do when they lose articles of value. Telephone us and tell your loss to all Omahe in a single afternoon.

Put It In The Bee