SANTA CLAUS IN KEMP CASE

Yeiser Objects to Connell Ringing In Old St. Nick.

CASE IS FULL OF MERRIMENT

Alienation Suit in District Court Brings Out Some Bad Feeling on Both Sides—Caustic Witness.

Dragging Santa Claus into the Tighe-Kemp alienation suit trial, now going on before Judge William A. Redick in the law division of the district court, strenuously was objected to by John O. Yeiser of counsel for William Tighe. Santa Claus was "dragged in" by W. J. Connell, senior counsel for J. I. Kemp, the alleged home breaker. Mr. Connell made Mrs. Arthur Stover, a witness for Tighe, admit that Kemp was doing nothing more than playing the role of good old St. Nicholas when he gave a Christmas tree to Mrs. Tighe's little girl and did the same for his own.

When Celt met Celt in the persons of Mr. Connell and Mrs. William R. Garvan, another Tighe witness, there ensued two hours of sharp repartee between the two. Judge Redick and Bailiff Joe Marrow experienced difficulties galore in striving to preserve proper court room decorum. At that their efforts were but indifferently successful, for the jurors as well as the throng of curiosity seeking auditors were unable to restrain themselves and broke into peals of laughter and loud ha-has ever and anon.

Though the suit is one for $20,000 damages for alienation of Mrs. Tighe's affections and is serious enough to Tighe and Kemp, the trial is provoking more mirth than has been created by any other serious lawsuit in district court in years.

Kemp Frequent Visitor.

Seeking to show that Kemp during last year was unduly attentive to Mrs. Tighe and her little girl, the plaintiff placed on the stand Mrs. Arthur Stover, a neighbor of the Tighes, who swore to Kemp's frequent visits in Tighe's absence and spoke of his giving the little Tighe girl a Christmas tree last Christmas. On cross-examination Mr. Connell made Mrs. Stover admit that Kemp had two trees and gave one to the Tighe girl and one to his own little girl.

"Then all he was doing was just being a good-hearted Santa Claus and going around to give two little Christmas trees to two little girls to make them happy, wasn't he?"

"Yes."

"I object to Mr. Connell's dragging Santa Claus into this lawsuit," cried Mr. Yeiser. "Santa Claus hasn't got anything to do with the case, isn't a party to it and knows nothing about it. He is entirely foreign and immaterial to it. There's no call nor occasion for dragging him in."

Judge Redick did not consider the objection serious enough to require a ruling.

Gets a Fur Coat.

When on redirect examination, J. E. Ralt, of counsel for Tighe, asked Mrs. Stover if Mrs. Tighe did not receive a fine, new fur coat at about Christmas time, Mr. Connell objected on the ground that the plaintiff had not connected Kemp with the coat or shown that he gave it or bought it.

"Maybe Santa Claus gave it to her?" suggested Mr. Yeiser, and again Bailiff Marrow had to rap for order.

Mrs. Stover said Mrs. Tighe got a coat at the Brandeis store and she understood Kemp paid for part of it. The answer was stricken out as hearsay.

Greatest merriment of the morning was provoked by Mr. Connell's cross-examination of Mrs. Garvan, an aged and rather deaf Irish woman, proprietor of the light housekeeping apartment house occupied by the Tighes. She had testified for the plaintiff that she witnessed the quarrel between the Tighes after the husband had seen Mrs. Tighe in Kemp's office and that she peeked through the keyhole of Mrs. Tighe's door and saw her and Kemp in improper positions.

Mr. Connell asked if a Mr. Dunnemeyer did not call on Mrs. Garvan and advise her to keep out of the Tighe-Kemp case and tell her Tighe was a rascal.

"Yes, he did," cried Mrs. Garvan, in her high pitched and belligerent voice, "and he told me you was a rascal, too."

Mrs. Garvan denied that she told Dunnemeyer and her husband to go to Kemp and try to get him to pay her $800 to leave town so she could not be got into court to testify against him.

Mr. Connell now directed his efforts toward showing Mrs. Garvan to be of ungovernable temper and of erratic and eccentric mind.

"Didn't you once assault your husband with a pistol, a flatiron and a cheese knife?" he demanded. She denied it.

"Didn't that result in divorce proceedings being started by him and didn't you admit the assault in your answer?" This she denied and Mr. Connell produced the answer filed by her at the time.

The answer was received in evidence. In it Mrs. Garvan admitted the assaults and said they were justified by Garvan's actions while she was out of town, having another woman eat at her table, wear her clothes and occupy her home.

Pirates Wallop the Creighton Five

The Young Men's Christian association Pirates basket ball team beat the Creighton varsity five Thursday evening by 58 to 25. The game was fast and exciting. The Creighton boys lacked team work, but were very good on individual playing.

The Pirates showed up in excellent form, working together in all plays that invariably landed the ball in the basket. They were especially good in basket throwing.

Prucha, Hoffman and Shimerda starred for Creighton, and Graham was the Pirates main stay. He scored eleven baskets and two free throws. The following was the lineup:

Creighton	Position	Pirates
Prucha	left forward	Parrish
Baldelson	right forward	Graham
Hoffman	center	Shields
Festner	left guard	Ritchie
Shimerda	right guard	Waggi

Substitutes—Creighton: Delfs, right forward; Balderson, left guard. Pirates: Berryman, right guard. Goals from field: Prucha 4, Balderson 1, Hoffman 2, Festner 1, Delfs 1, Parrish 4, Graham 11, Shields 5, Ritchie 4, Berryman 4. Goals from foul: Graham 2. Referee: Hughes, Tiger Cubs. Timekeepers: Berryman, Bliss. Scorer: Russum. Length of halves. Twenty minutes. Score by halves: First half, Pirates 24; Creighton, 10; second half, Pirates 34; Creighton 8. Total, Pirates, 58; Creighton, 18.

CHRISTMAS TREES COME FROM DER FATERLAND

Arthur Brandeis has received several thousand small evergreen trees from Ellenbeck, Germany. They will be placed on sale Tuesday evening in the Brandeis stores. All of the trees are planted in prettily decorated pots.

Judge Sears Has Sharp Tilt With Attorney in Court

Sharp verbal passages at arms between Judge Willis G. Sears of the law division of the district court and M. O. Cunningham, attorney for Charles C. Burdge, loan broker and bad debt collector, created a sensation in Judge Sears' court room yesterday.

Judge Sears accused Mr. Cunningham of creating excuses to delay hearing of Charles A. Epps' $20,000 libel suit against Burdge; Mr. Cunningham replied with the charge that in a former case the judge drove the attorney's client to the grave.

Thomas B. Murray, attorney for Epps, wanted the trial started at once. Cunningham objected, saying he has been too busy to prepare for trial and his wife is sick.

"There has been one case in which there were altogether too many delays," said Judge Sears, referring to the personal injury damage suit of William Rosenow against Louis Betts, "and I don't propose to have a repetition of that."

Cunningham was Betts' attorney and by Betts' illness delayed the trial for several months. Betts, still sick, came into court and won the case. He since has died.

"You drove my client to the grave in that case, but he was accepted up above," said Cunningham, "but you can't drive my wife there. I'll get out of this case first."

"How do you know he was accepted up above?" asked the judge.

"Well, we'll see when we get there," said Cunningham.

Cunningham's request for a continuance of the Epps-Burdge case until Monday finally was granted.

Man and Woman Are Held for Assault

Complaints were filed in police court by Acting Chief of Detectives William Dever against Mable Wells and John Fitzsimmons for assault with intent to do great bodily harm to E. H. Stranger, who is in St. Joseph's hospital. The couple was arrested on December 7. They were arraigned and took a continuance until next Wednesday.

E. H. Stranger was picked up by the police at Ninth and Douglas streets on the morning of December 5 with a fractured skull. He told the police he fell and struck his head on the curbing, but the police refused to believe the story and investigated the matter, which resulted in the arrest of the man and woman. Two other men are supposed to be mixed up in the assault and the police are searching for them.

Eighteen Babies to Be Given Away

Today the Illinois Sentral gives babies away. The youngsters come from the New York Foundling hospital and are accompanied by two officials of that institution.

Several of the little New Yorkers who are coming to town have been provided with homes, arrangements having been completed for placing them in families at Elkhorn, Schuyler, Fremont, Columbus and Grand Island. The others are still homeless. Parties desiring a baby with a pedigree can secure the same by making application to Sam North, the Illinois Central district passenger agent.

HIGH SCHOOL GIRLS HAVE FUN WITH DAFFYDILS

High school girls have caught the popular "daffydil" craze, and this form of amusement created considerable laughter and enjoyment at the semi-monthly meeting of the Pleiades society, held in the assembly room at the school Friday afternoon. There were daffdils knee deep about the room, daffydils on the ceiling and two of the flighty creatures wafted out of the room and over to Dodge street, where they fell upon the sidewalk. Altogether the affair was a pronounced success.

In addition to "daffydils," the following program was given:

Christmas story.....Mary Roche
Recitation, "Shoe or Stocking".....
.....May Brock
Original reading.....Minerva Quinby
Recitation, "Kris Kringle"....Maud Craig
"Crowded Out".....Edith Finch
The Pleiades Star.....Rose McGovern.

PRIZES ARE AWARDED IN SHORT STORY CONTEST

The awards in the short story contest held last month under the auspices of the high school Register have been announced. "The Unfair Advantage," by Adeline Wykoff, a junior, was given first prize. Second award was given "The Cleverness of Patty," by Edna Levine, a sophomore, and Mary Browne, a junior, was awarded third prize with "Sue's Scholarship."

The stories were judged by a faculty committee made up of three teachers of the English department at the school—Sara V. Taylor, Jesse M. Towne and Fay Towne. Several very original stories were submitted and the committee required some time to make their choices.

M'AFEE SPEAKS AT THE Y.M.C.A. SUNDAY AFTERNOON

Joseph Ernest McAfee of New York, secretary of the Presbyterian Board of Home Missions, who will be in Omaha with the Home Mission Council, will address the men's meeting at the Young Men's Christian association Sunday at 4 p. m. on "The Spiritual Appeal of Missions to the United States."

Mr. McAfee is the youngest brother of the five "Park College McAfees," the eldest of whom, Dr. Lowell M. McAfee, spoke at the Young Men's Christian association three weeks ago.

CHRISTMAS NUMBER OF H. S. REGISTER IS OUT

The Christmas number of the high school Register has been issued and contains several attractive features, including four very timely short stories and poems, some good pointed editorials and other departments devoted to the different branches of school activities. There is sheep won prizes. Two thousand persons saw the show yesterday.

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or scorched by a fire, apply Bucklen's Arnica Salve. Cures Piles too, and the worst sores. Guaranteed. Only 25 cents. For sale by Beaton Drug Co.

The key to success in business is the judicious and persistent use of newspaper advertising.

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Let Hartman solve your Xmas present problem. Step into Hartman's store and for a small sum down and monthly payments that you will never miss, you can choose from the largest stock of home furnishings in the world.

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Beautify Your Home With This Axminster Rug. A Bargain **$19.85**

Our recent purchase of rugs and carpets at the great New York auction, enables us to offer values that have never before been equaled. We now offer a grand assortment of 9x12 Axminsters of the highest quality. Deep Pile. "Oriental" or "Floral" design. Price..... **$19.85**

Only one sold to each customer. No mail or phone orders filled — None delivered.

THREE PIECE PARLOR SUITES

This elegant set is upholstered in genuine leather over a full set of spiral steel springs. Frame is brilliantly polished and made of Northern Birch, mahogany finish. An ideal gift. For this sale **$18.95**

Open Evenings 'Till Xmas

Attractive Bargain

Steel Bed Outfit 8.80

Heavy, handsome and stylish bed combination, consisting of massive steel bed with 1¼-inch posts, supported springs and durable, heavy mattress covered with good ticking. This is a big bargain and should not be overlooked.

This wonderful sale special at the low price mentioned cannot be duplicated elsewhere. They are 38 inches high and 18 inches wide. Are substantially made. Wood frame. Can be used on both sides. A wonderful gift for the youngster. On sale Saturday only. 1,200 of them. As long as the quantity lasts, 1 only, each.... **15c**

Arts and Crafts Mission Lamp

Enjoy Hartman's Charge Account.

This Lamp is built entirely of metal, finished in beautiful verdigreen. It stands 24 inches high; beautiful shade fitted with artistically stained glass, cooped at corners to match base; shade measures 12x12 inches. Equipped for electricity or gas.

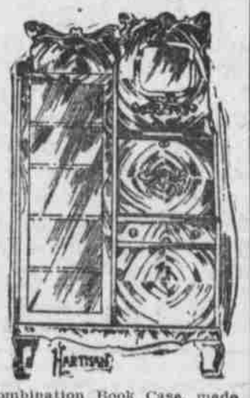
$2.95

Christmas Gifts at Bargain Prices

All the Credit You Want

High grade quartered oak China Closet, finely made fitted with heavy bent plate glass, dust proof; priced specially at this sale only **$11.65**

Unifold Bed Davenport, a most magnificent article; just as comfortable as the finest bed. Has independent double bed springs, "Imperial" Leather upholstery, folds and unfolds easily. Made of quartered oak. Christmas price **$29.75**



Combination Book Case, made of solid oak, fitted with French plate mirror, glass door. Roomy desk, adjustable shelves. Christmas offering only **$10.85**

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RAILWAY EXPERTS ARE HERE

Committee of State Commissioners is Meeting Today in Omaha.

WILL ATTACK SANBORN DECISION

Minnesota Rate Case is Soon to Be Argued Before the Supreme Court and Argument is Being Prepared.

The committee selected by the railroad commissions of all the states in the United States met yesterday in the Hotel Rome for the purpose of preparing briefs in the Minnesota railroad rate case, which is to be taken before the supreme court of the United States soon in an attempt to reverse the decision of Judge I. E. Sanborn.

The committee is composed of H. T. Clarke, jr., Nebraska Railway commissioner; W. G. Powell and L. E. Wetling, rate experts from Lincoln; W. H. Stetsman, chairman of the North Dakota Railway commission; J. H. Henderson, commission counsel from Iowa; John Marshall, attorney for the Kansas Public Utility corporation; Clifford Thorne, Iowa railway commissioner; W. D. Williams, Austin, Tex.; G. A. Henshaw, commissioner from Oklahoma; H. R. Ogelsby, chairman of the Missouri Railway commission, and P. W. Dougherty, attorney for the South Dakota Railway commission.

These men will attack Judge Sanborn's decision before the supreme court, as they allege that the regulation of rates interfere with the state commerce comissions and also that the Minnesota rates, according to Judge Sanborn's ruling, are confiscatory and are therefore unconstitutional.

It is expected that the meeting will last throughout today and that the case will be ready to be argued before the supreme court some time next week.

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A solid through train, Chicago to Jacksonville, without change, serving breakfast in the morning before reaching Jacksonville.

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To read by, to sew by, to work by, good light is a necessity.

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They consume only 3 1-3 feet of gas per hour.

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The Best Light for the Least Money

REFLEX LAMPS cost from $2.00 up.

Special fixtures and glassware appropriate to any scheme of interior decoration at reasonable prices.

OMAHA GAS CO.

A Big Paper Full of Xmas Spirit

The Omaha Sunday Bee

Special, timely Yuletide features pulsating with the genial warmth of Santa Claus and his holiday.

Everybody will want to read in next Sunday's Bee the extra Christmas stories and the delightful magazine section containing articles by the best and greatest authorities on their respective subjects in the world.

Dainty Gaby Deslys has another story that will be the joy of every woman in Omaha.

Children will become ecstatic over the juvenile features and the wonderful adventures of the characters in the four pages of the colored comic section.

The four pages of pink sports will include articles by the best known writers in the country. Mutt and Jeff also will appear in the pink section in one of their distinctive stunts that only the pen of "Bud" Fisher can illustrate.

Thousands are awaiting the announcements of winners in the second Booklovers' contest. It will appear in a whole page display in next Sunday's Bee. Get The Bee and see who won more than $5,000 worth of prizes.

Many big features will make next Sunday's Bee the greatest Christmas business getter

Your store message in the Sunday Bee will mean a big trade during the six final shopping days that remain.

Try Next Sunday's Bee for Big Business Next Week

The Bee for All the News