COMMISSION PLAN ATTACKED

Action to Test Constitutionality is Taken in Supreme Court.

CASE TO BE SETTLED SOON

Special Stress Will Be Laid on Contention that Commission Form Act is Amendatory and Delegates Legislative Powers.

Action to test the constitutionality of the commission plan law has been commenced in the supreme court of Nebraska and a hearing will be had the latter part of this week.

The proceedings arise from the refusal of City Clerk Butler and City Treasurer Ure to accept a filing fee of $5 from Willard L. Baughn, jr., who wanted to file his application as a candidate for city clerk. It is contended by city officials that the commission form law abolishes all other elective offices.

Isador Ziegler is attorney for Mr. Baughn and City Attorney John A. Rine, J. P. Breen, I. J. Dunn and Lysle I. Abbott will defend the commission form. The suit is brought in the name of Mr. Baught against City Treasurer Ure. It is an application for a mandamus and special stress will be laid on the contention that the commission form act is amendatory and does not state in the amendment the chapter amended, in conflict with article 3, section 11, of the compiled statutes.

The following argument is set forth in support of the argument that the law is amendatory:

"Because although said act purports to be an act complete in itself and in the nature of the original legislation, nevertheless, its general scope and real purposes are to amend, modify and repeal various sections of then existing laws and sections thereof without in express terms naming such prior laws and sections thereof amended and modified, and that among the many sections of existing prior laws and sections thereof, thus modified are * * * of chapter 12, compiled statutes 1909, being the general law governing cities of metropolitan class * * * and that said chapter 24 laws 1911 also amends and modifies several sections of the general primary election laws of the state without naming them, all of which is in violation of the constitution of the state of Nebraska."

The case is expected to be settled before the April primaries.

Five Petit and One Grand Jury at Work

Five law juries and one grand jury were working in district court yesterday. Lawyers say they are satisfied the judges of the district court were not "bluffing" the first of the year when they said the docket must be cleared, and attorneys must try their cases or dismiss them. The damage suit of Charles A. Epps against Charles C. Burdge for $20,000 for causing him the loss of his position by trying to collect an alleged unjust account is being tried before Judge Estelle. Before Judge Day a suit to collect on a note is being tried. Damage actions are being tried before Judges Sears and Kennedy, and Presiding Judge Sutton is trying the Dooly murder case. Judge Kennedy, though in the equity division, is trying a law case.

Lenten Season Begins With Church Service

Lent begins today, which is Ash Wednesday, and the period of observation will open with services in all of the Episcopal churches.

At St. Paul's church, of which Rev. John William Jones is rector, services will be conducted at 10 o'clock Wednesday morning and 7:30 in the evening.

Rev. John Albert Williams announces services at St. Philip the Deacon's as follows: Holy communion at 7 in the morning; matins, litany and address at 10; children's service at 4; and vespers, penitential office and sermon at 8 in the evening.

JOHN BARRETT TO SPEAK ON FOREIGN RELATIONS

"Omaha's and the Central West's Interest in Our Foreign Relations" will be the subject of John Barrett's address Friday noon at the luncheon of the public affairs committee of the Commercial club.

Mr. Barrett is director general of the Pan-American union and formerly was United States minister to Argentina, Colombia and Panama. He probably will speak mainly of South and Central America. N. H. Loomis, general solicitor of the Union Pacific, will preside at the meeting.

BURGLARS ARE SURPRISED, BUT CARRY AWAY LOOT

Francis Franco and Domanico Calania entered their room at 812 Pierce street about 6 Monday night and found two burglars going through their trunks and closets. A fight followed and the two burglars made their escape with over $100 worth of jewelry and clothing and about $40 in cash.

Joseph Graves, 1313½ Cuming street, reports that his home was broken into Monday night and $30 in clothing and jewelry stolen.

Injured in a Fire
or bruised by a fall apply Bucklen's Arnica Salve. Cures burns, cuts, wounds, boils, sores, eczema, piles. Guaranteed. 25c. For sale by Beaton Drug Co.

HOTELS.

Hotel Flanders
133-137 West 47th Street,
N. Y. CITY.
200 Feet East of Broadway.
A modern fireproof hotel in the heart of the theater, club and hotel district; convenient to all car lines. An exceptional orchestra. Rooms with private bath $2.00 per day. From Grand Central Station, Broadway cars without transfer. From Pennsylvania Station, 7th Avenue cars without transfer. Booklet on request.
H. B. SHARES, Prop.

$1.00 Dress Silks at 39c Yard Thursday.

BRANDEIS STORES

Thursday Women's Spring Neckwear 19c Each.

Wednesday's Special Bargains

$1.25 Embroidered Flouncings, 59c Yard

27-inch Fine Swiss and Batiste Embroidered Flouncings, also Waist Frontings, All Overs, Wide Bands and Galloons in choice new 1912 designs; worth up to $1.25, on bargain square, at a yard **59c**

Medium and wide Embroidery Edgings, Insertions and Galloons, neat, new effective designs, worth up to 25c a yard, on bargain square, at yard **15c**

Fine French and German Val. Laces and Insertions, Platt Vals., Cluny and Crochet effects, many to match; worth 10c, yd. **5c**

WHITE GOODS SPECIALS

In the Basement

42-inch English Long Cloth, Pointer Brand, manufactured expressly for us. This Cloth is made from the best selected cotton and contains no dressing; fine soft finish for undermuslins. A bolt of 12 full yards, at **$1.98**

Imperial Long Cloth—Chamois finish for fine undermuslins, will launder perfectly—does not turn yellow.

36 inch width, bolt of 12 yards, at **$1.25**
36 inch width, bolt of 12 yards, at **$1.49**
36 inch width, bolt of 12 yards, at **$1.59**
36 inch width, bolt of 12 yards, at **$1.69**

Washington's Birthday Novelties

In the Pompeian Room

Free—A George Washington Pin Hathet to every customer at the Candy Department, the Soda Fountain, or in the Green Room Cafe, Thursday only.

Washington Cherry Branches, real candy, at each 5c
Washington Cherry Trees—at ..... 5c and 10c
Washington Bust or Statue, each at ..... 5c and 10c
Washington Cherry Tree Place Cards, each 15c
8-inch Cherry Log with cherries and hatchet suitable for a table piece, at each 25c
¼-lb. and ½-lb. size Satin Shield Boxes filled with cherries, at each ..... 15c and 20c
Washington Form made of fine candy, bust, log and hatchets, very fine for dinner parties, each 10c
Hatchets filled with candy, 10c each and 3 for 25c
Fan Hatchets and small hatchets, at each 5c

WEDNESDAY IS CARAMEL DAY

Delicious, wholesome Caramels, assorted flavors, plain or filled with nuts; regular 35c Caramel, per lb. **25c**

BRANDEIS STORES

A Message to Omaha Men

We want you to thoroughly realize that this sale of the stock of Bourke's Clothes Shop at Brandeis Stores next Saturday is of real importance TO YOU. We want you to appreciate just what Character of Clothes are to be sold and how remarkable the bargains are to be.

If you will look into our display windows of the old building or the new store you will be positively convinced that you can buy clothes of the better class at this sale Saturday for just about half of what they have ever before sold.

Alfred Benjamin & Co. hand made clothes for men are known all over the country for their splendid style character and their superior quality. We offer you scores of Alfred Benjamin and Schloss Bros. suits in new spring styles, in two lots, at $7.50 and $11.50, although many were made to sell at $25 and even $30.

We offer Men's Odd Pants, worth $3.50 and $5, at $1.69 and $2.69—Men's Cravenettes, worth $10, $15 and $25, at $3.98, $7.50 and $10—Men's Full Dress and Tuxedo Suits, in all sizes, $40 values, at $17.50—We will sell Men's $3 Hats at $1.45—Men's $1.50 Caps at 49c.

See the window displays and you'll see how you can outfit yourself for spring better than you've done for years, and at half the money.

Bourke's stock is all on sale Saturday.

J. L. BRANDEIS & SONS.

HOTELS.

HOTEL GRISWOLD
Grand River Avenue and Griswold Streets
DETROIT, - - - MICH.
POSTAL HOTEL CO.
FRED POSTAL, President. *FRED A. GOODMAN, Secretary*

$125,000 Expended in Remodeling, Furnishing and Decorating

Headquarters for the Wolverine Automobile Club
DETROIT'S MOST POPULAR HOTEL
RATES $1.50 PER DAY AND UP

The Finest Cafe West of New York. Service A La Carte at Popular Prices.
A strictly modern and up to date Hotel. Centrally located in the very heart of the city. "Where Life is Worth Living."
Nothing Better at our rates.

BENNETTS

Dainty Noon-Day Luncheons Served at Our Soda Fountain.

We are Specialists in Catering to the Needs of Automobilists

We are splendidly prepared to serve you with such necessaries as Auto Coats for both men and women, Gloves, Gauntlets, Hats, Caps, Veils, Robes, Goggles, Auto Clocks, and the hundred-and-one other things every automobilist needs and wants.

Make Use of All the Conveniences of This Great Store While Attending the Auto Show

There are telephones, rest rooms, checking stands, etc., for the FREE use of our friends and patrons. You are welcome to all of our facilities any time you may be in Omaha.

Greatest Sale of Flowers Ever in Omaha, Beginning Friday, the 23d

In Our Millinery Store

This exhibition and sale is planned and prepared on a larger scale than any similar event ever held in the entire Middle West.

Beautiful Imported Flowers will be offered at prices that will be the talk of the town for months to come

Wait for it. Read every one of the announcements to follow concerning it.

A large collection of newest styles in Spring street and dress hats is now offered at the very special price of $10 for your choice.

Women Who Come to the Auto Show Will Be Interested in the New Spring Suits

with all their rare beauty of springtime, as welcome to eyes wearied of sombre winter as is the first glimpse of the robin and the blue-bird.

You will be charmed with the simple, beautiful lines of these perfect new suits; the handsome new cloths, many of them imported; the style and real excellence of quality in each one—all go into the making of an ensemble both exclusive and individual.

The prices range up to $65.00, as the quality warrants.

Our First Sale of the New Corsets for Spring and Summer Wear

You must profit by this exceptional opportunity for it is not likely we can again make an offer the equal of this. It all came about because the makers want more women to know about the exceptional quality and style of their corsets.

$2.50 Corsets, Wednesday, $1.69
$1.00 Brassieres, Wednesday, 75c

The corsets at $1.69 are in girdle top styles with a draw string through the bust line; extra hook at bottom of steel, extra long skirt, six strong hose supporters and embroidery trimmings. Made of very high grade coutil.

The brassieres at 75c have removable boning and are beautifully trimmed with embroidery. Have always sold at $1.00.

Our Grocery Store is the Largest Because it is the Best. It Takes a Best Grocery Store to Be Largest. These S. & H. Stamp Specials for Wednesday Only:

COMBINATION EXTRA SPECIAL — With 60 Stamps **75c**
Large jar Strawberry or Raspberry Preserves 25c
3 pkgs. B. C. Mincemeat 25c
Bottle Snider's Chile Sauce 25c

Bennett's Excelsior Flour, per sack, $1.50
17 lbs. granulated sugar, for $1.00
2-lb. can Bennett's Breakfast coffee and 40 stamps for 65c
Assorted teas and 50 stamps, lb. 38c
Tea Siftings and 10 stamps, lb. 15c
Snider's chile sauce and 10 stamps, bottle 25c
½-lb. can Bennett's Capitol baking powder and 15 stamps 13c
24-lb. sack Queen of the Pantry pastry flour and 40 stamps $1.25
Dill pickles and 10 stamps, dozen 15c
Snider's pork and beans and 15 stamps, can 15c
Large jar strawberry or raspberry jam and 10 stamps for 25c

2 cans Evergreen corn and 10 stamps, lb. 20c
Full cream cheese and 10 stamps, lb. 22c
20c can Imperial skinless preserved figs, 15c
Gaillard's olive oil and 50 stamps, bottle 45c
Barton's French capers, especially priced at, bottle ..... 20c and 15c

35c can Libby's Happy Vale asparagus, 25c
3 pkgs. Vegetable or Flower Seeds for 5c
2 jars peanut butter and 10 stamps 20c
Walker's hot tamales and 15 stamps, can 15c
One dozen boxes safety matches for 5c
4-lb. pkg. Dewey Cleanser or Compound and 20 stamps 25c
Six cakes Electric Spark soap & 10 stamps, 25c

FRUITS AND VEGETABLES

Fancy Red River Potatoes, peck 35c
Fancy cooking apples, peck 30c
Fancy rhubarb, bunch 5c
Solid cabbages, lb. 3c
Redlands oranges, fresh from the growers at Redlands, Cal., per dozen, 15c, 20c, 25c, 30c and 35c

MEAT BARGAINS for Wednesday Only

Shoulder Steak, 3 lbs., 25c
Hamburger, 3 lbs. 25c
Lamb Chops, 3 lbs. 25c
Lamb Stew, 6 lbs. 25c

CHICKENS RAISE MONEY

for thousands of people. Much money is made through buying and selling poultry or birds. There is no better way to get in touch with the people you should reach in buying or selling chickens than through the classified columns of The Bee.

You who want to sell to people in the town remember this fact and place a small ad now.

City people who wish to reach the country folks can do it quickly and satisfactorily through a little want ad.

It's a mighty good investment to keep an ad in The Bee classified section.

Read Bee want ads.

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 advertise without delay in the Lost and Found column of The Bee.

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

Put It In The Bee

DIRECT LINE--Omaha to Chicago

Illinois Central

Omaha-Chicago Limited Leaves Union Station Daily at 5:50 P. M.

PULLMAN PALACE SLEEPING CARS
FIRST CLASS DINING CAR SERVICE
STEEL CHAIR CARS AND COACHES

ELECTRIC LIGHTED THROUGHOUT

Omaha-Chicago Fast Day Express leaves Union Station daily at 7:10 a. m.
"STEEL EQUIPMENT"

For reservations, detailed information, etc., apply,
CITY TICKET OFFICE, 409 S. SIXTEENTH STREET.
Phones: Douglas 264; A-2164.

Courtney's

OMAHA'S PURE FOOD CENTER
WEDNESDAY'S SPECIALS

30c jar "Lotus" or "Nabob" Preserves, assorted 25c
1-gal. can Seawall's Preserved Skinless Figs $1.50
"Lotus" Extracted Honey, per bottle 25c
Large tin fancy White Asparagus 35c
"Town" brand Green Gage-Damson or Egg Plums, per tin 20c
Fresh Crisp Pretzels, per lb. 6c
Quart jar Queen Olives 50c
Spiced Stuffed Melon Mangoes, per dozen 50c
Fancy jar cheese, assorted 10c, 15c and 25c
Large Edam Cheese, each $1.10
Eating apples, per basket ..... 65c and 90c
Apples, box $1.25, $1.50, $2.00

Navel Oranges, per dozen, 15c 20c and 30c
Fresh roasted Peanuts, per quart 5c

Liquor "Specials."

"Lotus" Kentucky whiskey, 8-year old, full quart $1.00
Monogram whiskey, full qt. 75c
Apricot Cordial, per bottle 50c and 75c
Strawberry Cordial, per bottle at ..... 50c and 75c
Blackberry Cordial, per bottle, at ..... 50c and 75c

Tea and Coffee Department.

"Lotus-Ankola", for those who want the best in coffee, per lb. 40c
"Lotus" Japan Tea, guaranteed free from all coloring, per ½ lb. 35c
Per lb. 65c

THE BEER WITH A REPUTATION

Metz

"THE OLD RELIABLE"
Your patronage of this Home Brew is a Boost for Omaha
W. J. BOEKHOFF RETAIL DEALER — PHONES Douglas 119 Ind. A 2119

YOU "AUTO"
See our new store now that we have moved. Same goods with additional facilities. Come in and see us.
Remember the New location
221½ So. 16th St.
S. W. LINDSAY, Jeweler

Most modern equipment and the best of service

The man with an office now demands the most exacting care and conveniences.

The Bee Building

is situated in the heart of the commercial district of Omaha and gives tenants the best office service to be had. The elevators are new and their service if faultless. Keen janitor attention keeps the rooms scrupulously clean, while a modern steam plant evenly heats the building in the coldest weather, offices which are excellently ventilated. The man who wants the greatest conveniences and the best of attention will find a few choice offices vacant in this building now.

Room 322—Reception Room, private office, two large closets, large workroom with two north windows. Ideal office for engineer, architect, Doctor or other professional men. Rental, per month $45.00

Room 428—This is a long narrow room, 10x18½, having a north light. Rental, per month $17.50

Room 605—Is 18-3x20 in size, located on the court, close to sky light, thus having excellent natural light. The space could be divided so as to make two very pleasant rooms. Price, per month $27.50

Room 320—Office in the northwest corner, having four large windows. A fireproof vault for the protection of valuable papers is much in demand and is afforded in this room. There is a total of 320 square feet of floor space and same would be equipped with partitions to satisfy good tenant. The rental price is, per month $40.00

The Bee Building Co.,
Bee Business Office, 17th and Farnam Sts.