road and lives at Wymore.

old and died of heart disease

CLEARING HOUSES ARE

a son and daughter. His son, Earl

Samuels, is an engineer on the Burlington.

Dennis P. Gray.

ROCKFORD, III., Dec. 9. Dennis P.

Gray, a member of the Odd Fellows for

Mxty-four years, was found dead in bed

at his home here today. He was \$4 years

AGAINST ATTEMPTS

(Continued from Page One.)

at any time except such as may be openly

No Misunderstanding.

mony has prevalled from the beginning

More Legislation Needed.

"Attention is called to the announce-

ment made at the outset of the hearings

last May and since frequently repeated.

which the committee is acting cannot be

fully carried out until congress shall have

house and is now pending in the senate.

"Mantime the committee will press

intermediate report accompanied by such

recommendations, as may be deemed

"The postponement over the presidential

ampaign was taken pursuant to the fre

this important investigation should not be

subject to the criticism or suspicion of

being in any way influenced by or con

Clearing House Methods.

Samuel Untermeyer, counsel for the com-

"Does the Baltimore clearing house pr

"Yes, it amounts to that," answered

"But that is throttling competition,

took up his examination. Mr

The first witness was William W. Cloud

nected with political exigencies.

vently announced determination that

TO REGULATE THEM

### TENSWEAR - By BENSON & THORNE—MENSWEAR

Men-we're selling your friends lots of nice things for your Christmas-but we're showing long ranges of exclusive "menswear" that you'll want to select for yourself-come see.

Fancy Vests \$2.25 to \$5.00 \$2.75 to \$6.00 \$3.75 to \$15

Stetson Hats

\$3.50 to \$6.00

Silk Mufflers

50c to \$5.00

Initial Handkerchiefs, by

the box, \$1.00 to \$1.50

ties of this busy store.

Full Dress

Imperial Hats

All \$3.00

Silk Sox

50c to \$1.00

Pyjamas, \$1.50 to \$5.00

here-it's just an important feature in the activi-

"Menswear" is not expected to pay big profits

Fight with Escaped

Officers is Charged with Unlawful Killing of Roy Blunt During

TRIAL OF JOHN BRIGGS BEGINS

Case Against South Omaha Chief of

Police Called at Wahoo.

JUDGE CORCORAN IS PRESIDING

Convicts.

WAHOO, Neb., Dec. 9 .- Special Teleram .- The trial of the case of the state against Briggs, who is charged with killng Roy Blunt, was called by Judge Corcoran at 11 o'clock this morning. Immeflately on opening Attorney Murphy, authorized on behalf of the committee ounsel for Briggs, objected to Attorney Begley of Papillion as assistant counsel announced at the hearings. for the state on grounds that he was emplayed to represent the Blunt and Anderson family at the coroner's inquest held friction, misunderstanding or difference ver the body of Roy Blunt last March, remaining between the members or with The objection was overruled and the clerk or between counsel. The utmost harwas instructed to call the jury. After examining several jurors court adjourned and the reports to the contrary have been

sheer fabrications. it is alleged in the information by the authority for the persistent published re-Sarpy county authorities that Chief of port as to proposed remedies or legisla-Police John Briggs of South Omaha and tion. The question has never been before Sheriff Gus Hyers of Lancaster county, the committee and it would be premature the were in charge of these posses, are to consider it. The committee is not yet he ones that unlawfully killed Roy Blunt. in possession of the facts on which to base a judgment. It has barely reached

Morley Will Be Witness. Many witnesses have been subpoensed. the threshold of the inquiry, so that any cluding Warden S. M. Melick of the opinion as to Its action is premature to state penitentiary, who is instructed to say the least. bring the body of Charles Morley before

The state is represented by William N amison, county attorney of Sarpy ounty, who is assisted by James Begley that the terms of the resolution under t Papillion and Joseph F. Berggen, ounty attorney of Saunders county. The ounsel for Briggs are Murphy & Winter enacted "the bill that has passed the of South Omaha and Placek & Donate of

removing all existing doubt as to the The case was brought here on motion power of the committee to inquire into of the defendants, claiming they could the part, if any, that is played by the not get a fair and impartial trial in Sarpy national banks in the alleged concentracounty, also a separate trial for each was tion and control of money and credit. granted. The case against Hyers has been continued until the February term. forward with the other heads of the inmiry with the view of submitting a

This case grows out of the chase and capture of Charles Morley and the death ness Men's league, declared the only way of "Shorty" Gray, alias Taylor, and John to stop overcharges would be to place Dowd, convicts who escaped from the state penitentiary at the outbreak at that institution last March, and Roy Blunt, a farmer living in Sarpy county, when these men were making their escape, having forced Mr. Blunt to drive them. After blowing the door of the state penitentiary with nitro-glycerine and shooting down and killing Warden Delahanty, Deputy Conditions Better warden Wagner and Prison User Hellman and injuring Cell Keeper James Doody, these men escaped.

president of the State Bank of Maryland. The convicts, leaving the penitentlary in of statistics, Department of Agriculture, a blinding snow storm, were traced to mittee, Cloud said his bank had applied for clear-Murdock and, after robbing a store at that place, where they secured clothing ing house privileges, but had been refused today announced the area sown to winter and firearms and ammunition, stole a because it was not a member of the Bai handcar and made their way to the Platte timore clearing house, but desired to clear river bridge at South Bend, where they through another bank that was, dumped the car into the river. After of the area sown to winter wheat this crossing the Platte river they were seen scribe rules which prevents a bank makin the vicinity of the state figheries and the its own price for exchange on out-215,000 acres, the revised figures for the traced to the home of Roy Blunt who of-town checks?" asked Mr. Untermoyer, lived on the Davidson farm about three ter wheat on December 1 was \$3.2 per miles north of here. Here, after forc- Mr. Cloud. cent of a normal, compared with 86.6 lng Roy Blunt under cover of their guns per cent on December 1 last year; 82.5 to give them their breakfasts, they com- isn't it? per cent on December 1, 1910 and 89.9 per peiled him to hitch up to drive them to

"Well, I wouldn't say throttling," said Albright, a suburb of South Omaha. By, the witness. this time the location of the convicts was Among the other witnesses on hand Rye-A preliminary estimate of the area generally known as Mrs. Roy Blunt had to testify were C. A. Pugsley, president Rye-A preliminary estimate of the area generally known as Mrs. Roy District the agent and Rev. Mrs. Roy District the agent and Rev. Mrs. Roy District the new York Bankers' association.

Mr. Wilson had determined to make a head and Rev. Mr. Brown became according to the revised fig. were started from Clearing House association, Charles E. The first in the field was the posse from Wardrop, president of the People's Nathere to assist him. It is now possible She is the daughter of Gavin Muirtional Bank of Pittsburgh. Springfield, who immediately started to John R. Bland, president of the United of office, will do it himself. the Blunt home and met the convict party near the Pflug school house, in the States Fidelity and Guaranty company,

followed Mr. Cloud on the stand. farm wagon driven by Roy Blunt. The muzzles of two or three guns faced the Mr. Bland said his Company has sought in vain to secure the privilege of clearposse with a command to get out of that mmediate vicinity. Blunt, it is claimed, ing out-of-town checks through its banks begged the posse to refrain from shooting, of deposit, which were members of the by the president to have it ready several saying he would be killed by the other association, or to secure full membership days before. One other battleship will men in the wagon if anything was in the association, but within the last This posse then fell in behind few weeks, however, he had been given It probably will be the Delaware. about a half a mile. Blunt continuing to to understand that arrangements were drive northward. About 2 o'clock the being made by the clearing house to "take various posses met and joined in the care" of the trust companies. chase and when near the school house in

'As a result of the agitation of this committee your object has been accor plished?" asked Mr. Untermeyer.

three quarters of a mile between the Well, I could not say as to that. Eugene Levering, president of the National Bank of Commerce of Baltimore and chairman of the clearing house exenortheast of Gretna. After the team cutive committee, produced the constitustopped Morley threw up his hands in tion and rules of the Baltimore Cleartoken of surrender; Blunt and Gray were ing house.

NEWSPAPER EMPLOYES ACCUSED OF EMBEZZLEMENT

NEW ORLEANS, La., Dec. 9.-John F Barringer, business manager of the Times-Democrat, and John F. Toulmin. ashler, were charged in affidavits filed

today with emberslement of \$2,000 of the newspaper's funds. The alleged embezziement of \$2,000 covers a period of less than one month and it is stated that auditors have discovered he has been unable to furnish ball and a shortage of at least \$15,000; Barringer gave bond in the sum of \$2,000. Toulmin bond was also fixed at \$2,000.

Floor

Brandeis' Pages 5

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A Very Special Event Silk Dress Sale

175 WOMEN'S AND MISSES' HIGH CLASS) SILK DRESSES IN THE VERY NEWEST MOD ELS - POSITIVELY MADE TO SELL UP TO \$25.00 AND \$30.00, at . . .

We bought at a big reduction 75 pretty new silk dresses and have placed them with 100 charming silk frocks from our own stock that have been selling up to \$30.

Silk Charmeuse, Chiffon, Dancing Frocks, Messalines, taffetas, etc., all colors and all sizes.

Choose from These Twenty-Five and Thirty Dollar Dresses Tuesday

Ten Dollars



BENSON & THORNE Q

# STOCKS YARDS CASE DECIDED

Supreme Court Holds that Commerce Commission Has Jurisdiction.

PAYMENT TO PACKER IS REBATE

Commission's Suit to Have Annulled Contract Locating Plant Near Tracks is Upheld by the Highest Tribunal.

WASHINGTON, Dec. 9.-Jurisdiction of an action in the commerce court to enthe Interstate Commerce commission over the Union Stock Yard and Transit company of Chicago was today upheld by the supreme court, which sustained the commission's right to bring suit to have annulled as "amounting to a rebate" the company's contract to pay \$50,000 to Pfalzer & Sons, packers, for execting a

plant adjacent to its tracks. On the theory that Chicago stock yards business was interstate commerce, the Interstate Commerce commission began an action i nthe commerce court to enjoin the Union Stock Yard and Transit ompany, the Chicago Junction Rallway company, which operates the transit company, and the Chicago Junction Rallways and Stock Yard company, which holds the stock of the other two companies, until they have filed tariffs with the commission. It also asked to have the

The commerce coult held that the Chithe action as to the other companies. Justice Day in announcing the supreme

court's opinion said the commerce court errer in holding that the Union Stock Yard and Transit company had exempted itself from the operation of the federal law by leasing its property to the railway company.

Instead of sending the case back to carrying out of the Pfalzer contract.

Says Hailroads Overweigh. ST. LOUIS. Mo., Dec. 2.-W. T. Jones, testified before Special Examiner Ward Prouty of the Interstate Commerce commission here today that his records showed that weights re-

weights of the contents of the cars. Jones said it was a waste of time to try to keep freight rates down when overweights are charged. He also testified that when he protested about over-

#### One Dose Relieves ACold-No Quinine

Pape's Cold Compound Cures Colds and Grippe in Few Hours— Tastes Nice—Acts Gently.

You can surely end Grippe and break up the most severe cold either in head, chest, back, stomach or limbs by taking a dose of Pape's Cold Compound every two hours until three consecutive doses

It promptly relieves the most miserable headache, duliness, head and nose stuffed up, feverishness, sneezing, sore throat, mucous catarrhat discharges, running of the nose, soreness, stiffness and rheuma-

tic twinges. there is nothing else in the world, which power as promptly and without any other asany druggist can supply-accept no sub- the way it is now used and would re- after March 4. stitute-contains no quinine-belongs in move the opportunity a president now

Protect Yourself!

The Food-drink for All Ages. For Infants, Invalids, and Growing children. Pure Nutrition, up building the whole body. Invigorates the nursing mother and the aged. Rich milk, malted grain, in powder form. A quick lunch prepared in a minute. Take no substitute. Ask for HORLICK'S. Not in Any Wilk Trust

weights the railroads had replied that their weights must be accepted. Two other witnesses testified that they

House Gowns

Helect the hat to fit your face; we've the machine to make it fit your head.

Matched Silk Ties

and Sox \$1.00

Men's Wrist Buttons

Cravat Pins

had been charged for overweights. P. W. Coyle, traffic manager of the Bustthe weighing in the hands of the govern-

### Area Sown to Winter Wheat is Smaller;

WASHINGTON, Dec. 9.-The December report of the crop reporting board, bureau compiled from reports of its corresponwheat and rye and their condition on December i. as follows:

Winter Wheat-A preliminary estimate fall in 32,387,000 acres, compared with 33,area sown in 1911. The condition of wincent, the average condition on December

I for the past ten years. contract with the firm of packers can-The condition of rye on December I was cago Junction Railway company alone 8.3 per cent on December 1 last year; so required it to file tariffs, but dismissed | \$2.6 per cent on December 1, 1910, and 25.2

#### WORKS FLAYS PROGRESSIVES

(Continued from Page One.)

favored by Mr. Roosevett when president in this respect. It was not prosecuted the commerce court for further hearings for violation of the Sherman anti-trust the supreme court directed the lower law because Roosevelt ordered othercourt to enter a decree enjoining the wise. What was the natural result? When Roosevelt again became a candidate George W. Perkins became his ardent supporter and chief financial backer. Pertraffic manager of the John Deere Plow kins was largely interested in the Harvester trust. Perkins knew by actual demonstration that his company would be safe against just prosecution if Rousevelt were elected, unless he should change ported by railroads were as high as 2,600 his mind. And he would much less likely change his views if the Harvester trust to 4,000 pounds greater than the actual or its stockholders should lend him their support.

"I am not saying that Mr. Roosevelt acted out of improper motives in dealing trust. He may have been perfectly satwith the Harvester trust or the Steel isfled that the course taken by him was the proper and just course. I call attention to these instances of presidential favor and what followed them, as illusof a president in his first term, to se-

cure his election to a second term. Pacts brought out in the senatorial investigation of campaign expenditures were cited by Senator Works to show the extent to which "trusts and their mil- worth penitentiary. campaign contributions. He declared that privilege-seeking corporations support he public official who will grant them privileges.

Tainted at the Start. "The new progressive party was tainted in the hands of the same interests. It was managed and financed by promoters. corruptionists and trust magnates. In

upon campaign friends or enemies. be made only by the state or nation, declaring that "large campaign funds, howthe free institutions of the country."

#### **GUEST FED WITH DOG** BISCUIT SUES HOSTESS

PATERSON, N. J. Dec. 2 .- "There is no one who has a keener sense of humor than I, but I fall to see the joke in having a hostess serve dog biscuit to a guest. I was deeply humiliated before Gage county, died Saturday at his home the other guests to say nothing of break- at Wymore, aged 70 years. Mr. Samuels ing one of my teeth and dislodging the was engaged in the furniture business at gold filling in two others, all of whice Blue Springs and Wymore in an early ton's explanation of a suit for damages stituted lodges at Wymore, Blue Springs, which she has just brought against Miss Diller. Liberty, Barneston and other

## a special train in charge of Sheriff Hyers

District No. 31 the shooting started. A

running fight was kept up for about

convicts and the posses, when the Blunt

fear stopped near the Burlington bridge

west of Chalco and about four miles

found dead, and Dowd dying. Morley was

handcuffed and taken to Greina where

Continued from Page One.

South Dakota and to pay a fine of \$5,00 trating the power that exists in the hands and costs of prosecution. Later u writ of error was procured to the trial court which admitted the plaintiff in error to \$5,000 bail, but owing to plaintiff's poverty was thereupon taken to Fort Leavencrowded docker the attorney for the plainilonaire stockholders" has contributed to uff in error asked for an early hearing of the case on its merits, which the supreme court today granted.

In the case of Otto Monson, plaintiff in error, against S. J. Simonson, on appeal from the United States district court of n the very beginning by putting itself South Dakota, a motion for alias citation was granted by the supreme court today.

Millard on Way Home.

Ex-Senator J. H. Millard and his daugh-Take this wonderful Compound as di- all these cases money was contributed to ter. Miss Millard, are in Washington for rected, without interference with your secure the election of a man who, if a few days enroute from a visit to New usual duties and with the knowledge that elected, would be entrusted with the York and Boston to their Omaha home of determining conclusively Senator Millard met a number of his old will cure your cold or end Grippe misery whether or not they should be prosecuted. colleagues, but remarked on the number A single presidential term. Senator of new faces among the senate membersistance or bad after-offects as a M-cent Works declared, would prevent the use ship, and rather sorrowfully suggested package of Pape's Cold Compound, which of patronage and the power of office in that still more new faces were to come

every home. Tastes nice.-Advertisement. has to grant favors or inflict punishment republican party, which seems now the Asked about the reorganization of the uppermost topic of conversation, Senator He urged that campaign contributions Millard suggested that a wait of six months with the democrats in power would do more to bring about reorganever raised, are a dangerous menace to unation than all suggestions put together

T. W. Blackburn of Omaha is in the

#### DEATH RECORD

Abraham Samuels.

BENKELMAN, Neb., Dec. 8.-(Special amuels, one of the earliest ploneers of est me \$5." This is Miss Holen Wen. day. He was a prominent Mason and intowns in this section of the state. He

# TAFT WILL GO TO PANAMA

President Will Start for the Isthmus in About Ten Days.

WILL MAKE TRIP ON ARKANSAS Executive and Party Will Travel from Key West on New Dread-

nought-Will Outline Plan for Government.

that Mr. Taft's intention to visit the isthmus before he goes out of office, was influenced partly at least by Presidentelect Wilson's decision not to do so. Under the new Panama canal law, the

president is charged with the responsibility of putting into effect the new government for the canal zone. It is priderstood Mr. Taft would have been glad if happy hours with the nurse. trip to the canal and perfect the new quainted they were married. government after he came into office. Rushman, counsel for Mr. Frew; Robert with a personal inspection of conditions Clarkson Memerial hospital last summer,

Secretary Meyer of the Navy depart-Arkansas to be at Key West on December 13. No date was set for its departure. It is customary when a battleship is used accompany the Arkansas on the voyage.

It Grows Stronger Every Year.

First National Bankof Omaha

Your are invited to become one

of its customers.

Cupid's Shafts Sink

Deeply Into Hearts of Nurse and Divine

in which Miss Nellie Mulrhead, a graduate nurse of Clarkson Memorial hospi-WASHINGTON, Dec. 2.-President tal, and Rev. C. Edwin Brown of Clarks, Taft's plans for a trip to Panama today Neb., Methodist Episcopal church, played advanced to a point where December 19 the leading parts, was happily culminated was tentatively selected as the date of when the young couple went to Central starting. It was understood here today City last Thursday and were married by Rev. W. H. Wright. Miss Muirhead was attending a patient

> at Clarks, Neb. Three weeks ago tods Rev. Mr. Brown visited the patient, who was a member of his congregation. Rev. Mr. Brown soon began paying the 'sick patient" a daily call, inquiring about his health, and spending several

that President Taft, before he goes out head of Toronto, Canada, and a niece of Dr. A. L. Mulrhead of Omaha. Rev. Mr. Brown is a graduate of Temple universment today ordered the new dreadnaught ity of Philadelphia and the University of Pennsylvania. Rev. and Mrs. Brown will make their ome at Clarks, Neb.

Take LAXATIVE BROMO Quinine Tablets. Druggists refund money if it fails Mrs. Taft, two aides and probably two to cure. E. W. GROVE'S signature is or or three friends will accompany the pres- each box. 25c .- Advertisement

Clear Your Head

# **RED CROSS SEALS**

OFFER AN

Investment In Health



Every Consumptive Properly Cared for Insures Your Life Against Tuberculosis. .

ONE

CENT

Every Seal You Buy Helps to Provide Hospitals, Sanatoria, Dispensaries, and Visiting Nurses for the Care and Cure of Consumptives in your community.

**Buy Red Cross Seals** Protect Your Own Health

#### Easy and Sure Way to Cure Cold and Catarrh

A cold generally attacks the weakest part, affecting the eyes and ears in some and producing nasal catarrh and throat troubles in others. A cold is due to an Inflammation of the membrane lining the air passages, and may be promptly cured with a little Ely's Cream Baim, mmediately relieves the inflammation and all the distresing symptoms, such as sneezing, coughing, running at the nose and eyes, hourseness, such inroat, fever and headache. One reason why this pure, antiseptic Balm acts so quickly is because it is applied directly to the tender, sore surfaces.

Even in severe, chronic cases of catairn Ely's Cream Baim payer falls to quickly and effectually check the poisonous decharge which clous the head and throat. musing the disgusting hawking, spitting and blowing of the nose. This remed: not only drives out the disease, but hears strengthens the weakened membranes thus ending catarrh.

Catarrh is a filthy, disgusting disease Don't put up with it another day. Get a 50 cent bottle of Ely's Cream Baim from your druggist and see how quickly you will be relieved. It is perfectly harmess. -- Advertisement.

any retail mercand in America to above, this will substrate him to GIVE you both mercely to have you PRAISE them to friends. It merchants cannot supply you free, write us, sending als ner-charter names and in its stamps. NORMAN HINES CO., Washington, D. C.

ORKIN BROTHERS

For Wednesday We Announce A Gigantic Sale of

Beautiful Costumes and Dresses

Sale embraces the entire surplus stocks of two of New York's best known dressmakers. We secured these charming gar-

ments at Exactly Half Price. Costumes and Dresses that were intended to sell at \$35.00, \$45.00 and \$50.00-

Wednesday, choice . . . . . . .