"The Store With a

Con-

science"

Nebraska

COURT HOUSE TAX LAW VOID GAGE COUNTY FAIR WILL

Act Providing for Bond Levy by Petition Declared Invalid.

CASE COMES FROM BURT COUNTY

Taxpayers Who Objected to Assessment of Hundred Thousand for New Court House Filed

(From a Staff Correspondent.) LINCOLN, Neb., Feb. 22.-(Special Telegram.)-The supreme court today declared unconstitutional an act passed by the last legislature providing that upon a petition of 51 per cent of the voters a county board can make a levy for the building of a court house.

The case came up from Burt county, where the county board had made a levy for a \$100,000 court house and certain tax payers went into court to secure an injunction against the board making the

The lower court refused the injunction and the case was appealed,

Insurance for Bartender.

In an appeal from a judgmen secured by Emma Krecek against the supreme ledge of the Fraternal Union of America in the Douglas county district court the supreme court reverses the lower court in an opinion written by Justice Fawcett, in which Justices Sedgwick and Letton dissent.

The case covers the issuing of an insurance certificate to the husband of Emma Krecek, who was a bartender The laws of the organization excluded members of that line of work from membership. At the time Krecek made application he put in his occupation as a "can maker." A sister of Krecek was secre- Loup City, committed suicide by hanging hibited class, but drew the certificate

The lower court held that Mrs. Kracek was entitled as beneficiary to receive the amount of the insurance held by Krecek but the supreme court holds that as an officer of the local lodge and other members knew of the fraud and the officers dinance prohibiting the opening of movof the supreme lodge were ignorant of ing picture theaters, shows, ten shows ments paid in.

A few months before Krecek's death the penitentiary. The dissenting opinion holds that as a convict, as well as a saloonkeeper, he forfeited his rights as a ing shows would be given, for the benefit beneficiary and could not receive any- of the firemen's building fund. thing whatever.

Section Men Must Look Out. A judgment of the district court of Douglas county is reversed in a case brought by Johanna M. Anderson against the Missouri Pacific railway for the death of her husband, a section foreman in Blue Springs yesterday afternoon. Mr. a 10-cent diamond scarf pin, but the rob-

A judgment for \$9,999 was secured against the company, notwithstanding Anderson was in an intoxicated condition and had been sent home. He later came back, still intoxicated, according to the evidence, and attempted to work. He was struck by an engine and killed.

The court holds in the syllabus:

An engineer operating his engine in the yards of a railroad company has a right terprise; "The Local Item." S. R. Mcto assume that the section men will take Elhiney, Loomis Sentinel; "The Combined

notice of and look out for moving trains, and no duty or obligation rests upon the engineer to assume they will not get out of the way.

Assumes Own Risk.

of the Douglas county district court, A. K. Holmes, Grant Sentinel: "The which held that the administrator of the Ready Print," G. S. Foxworthy, Lincoln; estate of John Czuba was not entitled to damages from the Cudahy Packing H. Bogue, Madrid Ers. Tuesday morncompany of South Omaha, because of ing the members will meet again and talk the death of the deceased, which occurred in the plant o fthe latter.

Czuba was employed in a tank room wheeling truck loads of material to be used in manufacturing give and fell in a vat and was scalded to death. Damages was asked for \$15,00, on the grounds that the company was negligent, but the lower court held their was no negligence on the part of the company.

The higher court holds that in actions not governed by the employers' liability act, "An employe assumes the risks arising from the unsafe condition of premises where his labor or a portion of it, is to be performed, when the risks and conditions are known to him or are hemorrhage caused by the cough resulted apparent and obvious to persons of his experience and understanding, if he voluntarily enters into the employment, or after commencing makes no complaint.

This Judgment Stands. The decision of the district court of Douglas county is affirmed in a judgment secured by Susan Inglehart against the Omaha & Council Bluffs Street Railway company for injuries received while alighting from a car at Fortieth and Hamilton streets. The company appealed on error of court in admitting testimony tending to show that cars "frequently stopped while rounding the curve to permit passengers to alight.

The high court holds that such evidence was permisable and went to show that the evidence of plaintiff that car had stopped when she attempted to alight was true, although not sufficient to prove a

Golden Wedding at Grand Island. GRAND ISLAND, Neb., Feb. 27 cial.)-Mr. and Mrs. Charles Dodson celebrated their golden wedding anniversary last evening at their home in this city. A large number of the members of the Grand Army of the Republic and of the Woman's Relief Corps attended and joined in the festivities. Mr. Dodson moved to Merrick county and established the first hotel at Chapman. After a few years he sold out and came to this city, taking the position of car inspector for the Union Pacific, and held the same for over thirty years. He is now on that

Safe for Rables, Effective for

company's retired pension list.

everywhere.-Advertisement.

That's Foley's Honey and Tar Compound. It has the confidence of your druggist, who knows it will give you antisfaction. W. W. Nessmith, Statesboro, Ga., says: "I have used Foley's Honey and Tar Compound in my family and nave sold it in my store and it never fails to cure." And Bob Ferguson, 319 Pine St., Green Bay, Wis.: "I had a bad cough that kept me awake nights and two small bottles of Foley's Honey and Tar cured me." For sale by all dealers

Nebraska

BE HELD SEPT, 29 TO OCT, 2

he managers of the Gage county Society f Agriculture held a meeting Thursday and decided to hold the county fair this ear on September 29 and 20 and October and 2. They plan to make the fair this year better than even and put it on a paying basis. A resolution was passed requiring the secretary of the society to make an itemized statement of the receipts and disbursements on or before January 1 of each year. The price of admission will be reduced to 25 cents and children under 10 years will be admitted free. Superintendents of the various departments were appointed as follows: Horses, Charles Hughes; cattle and sheep, O. H. Liebers, amusements and concessions, Charles Green; poultry, S. A. Seymour; speed, J. C. Emery.

Mrs. Cyril Clark, aged 26 years, died suddenly at a local hospital Thursday, where she was operated upon ten days Mrs. H. L. Pennington of this city and was born at Wymore. She was chief operator for the Bell Telephone company in this city for a number of years before her marriage to Mr. Clark.

Captain Jesse Craig, who was appointed quartermaster of the National Guard by Adjutant General Hall Wednesday, will leave for Lincoln next Monday to assume his new duties. For the last few months he has been manager of a clothing store here, coming to this city from Wymore, where he was captain of Company K.

HERMAN JUNG OF LOUP CITY COMMITS SUICIDE

LOUP CITY, Neb., Feb. 27,-(Special Telegram.)-Herman Jung, aged, 57 lears, and for thirty-five years a resident of tary of the local lodge and knew that last night about 10:30 o'clock. He had Krecek's occupation put him in the pro- been in poor health for the last few years. He leaves a wife and one daughter.

Notes from Wymore.

WYMORE, Neb., Feb. 26.-(Special.)-The mayor and council met in special session this morning and passed an orthe decption, the beneficiary could only and other exhibitions on Sundays, and recover for the amount of the assess- providing a fine of not less than \$5, nor more than \$25 for violations of the ordinance. An emergency clause was attached. he was convicted of a crime and sent to This action is taken on account of the Lyric moving picture theater having announced that Sunday afternoon and even-

George Campbell has received word that his name has been recommended to the president for appointment as postmaster in Wymore. The terms of the present in umbent, S. D. Cole, expires on March 11.

The funeral of Andrew Jackson Brewer was conducted at the Methodist church | declined to give up a 50-cent watch and Brewer was found dead in bed Saturday morning. He was 78 years old. He was a civil war veteran serving in the Fortyevidence was introduced to show that ninth Pennsylvania. Three sons and three the janitor gave up his valuables. Later daughters survive.

Editors Will Meet at Curtis. CURTIS, Neb., Feb. 27 .- (Special.)-The Highline Press association, a recent organization, composed of newspaper men A section foreman of a railroad company who was injured in the company's yards in a state of intoxication is evidence of contributory negligence.

Where a foreman of a gang of section hands is found in the company's yards in disobedience of orders the company owes him no other duty than not to purposely or wantonly harm him.

An exciton foreman of a railroad company's pards in the Burlington, will hold its third meeting here Monday, March 2. The following program has been arranged: Afternoon, business session: evening. "The Association, its Opportunities and Aims." A. G. Williams, Stockville Faber; "Home Town Boosting," B. K. Schaeffer, Curtis Enalong the Holdrege-Sterling branch of the Boosting," , B. K. Schaeffer, Curtis En-Newspaper and Job Office," W. H. Barton, Maywood Eagle-Reporter; "Foreign Advertising." C. E. Crist, Eustis News: "The Relation of the Newspaper to the The supreme court affirms the action Home Merchant and Mail Order House," "Reminiscences-Twenty Years Ago," N.

> Ida Grove Woman Dies Suddenly. IDA GROVE, Ia., Feb. 27 .- (Special.)-The funeray of Mrs. Carl Raabe was held from the German Lutheran church. She died very suddenly while in a fit of coughing. Mr. and Mrs. Raabe retired about 9 o'clock in the eevming and shortly the bed and had barely assumed a standa physician could be secured. An internal in her death. They moved to town from their farm in Hayes township four years ago, and had retired.

"shop,"

Contract Let for Bridge. BEAVER CITY, Neb., Feb. 27 .- (Spe cial.)-The contract for the construction gineer, the bridge to be built jointly by ask questions and present their the state and Furnas county. It is to be five spans in length with twenty-foot roadway and will be of concrete.

Mrs. Bertram Sues for Divorce. MADISON, Neb., Feb. 27 .- (Special.)-Mrs. Ella Bertrom has commenced action against her husband, August Bertram, for divorce. They were married October 24, 1907, and have since resided near Enota. Mrs. Bertram alleged cruelty and infidelity. She prays for divorce, custody of her two small children and reasonable Shellenbarger, W. E. Bratt, C. E. Hopping alimony and their maintenance.

Nebraska

PRIMARY IS DISTASTEFUL

BEATRICE, Neb., Feb. 27.-(Special)- Dr. Cass G. Barns of Albion Says it Makes Dissension.

EX-POPS AND PROGRESSIVES IN

Simon-Pure Democrats Find Little Consolation in Seeing Such Have Any Chance at the Offices.

(From a Staff Correspondent.) LINCOLN, Feb. 27.- (Special) -The nomination for congress in the Third. Dr. Barns called on Governor More head this morning and while waiting to be admitted to the executive presence She was the daughter of Mr. and talked of the situation in his district and the fight in Albion over the postoffce job, which is being sought by half a he was attempting to lead. dozen of the faithful who now call them-

selves democrats, although according to

far from the fold in the past when the

democratic party needed boosting. All on Account of Brady. According to the doctor, Senator Jim ered. Brady wants to be postmaster and is trying to pull the wool over the eyes of the people notwithstanding the doctor has been educating them along right lines doctor was a democrat when to be a emocrat meant oodles of nothing, and he has stayed by the party and fought nobly, and he dislikes to see ex-populists and bull moosers trying to run things in

Boone county. Dr. Barns hopes to convince Governor Morehead that he should become a candidate for governor again. "The people are calling," said the editor, "and the voice of the people should be listened to. "I always have been for Senator Hitchcock and also for Mr. Bryan," said Dr. Barns, "and it grieves me to see a divi-

sion in the ranks." Appeals from Judgment. The Cudahy Packing company of South Omaha has appealed to the supreme court from a judgment secured in the district court of Douglas county by John Lisy in the amount of \$2,960, the full amount sued for, for damages received while working on a scaffold erected on the side of a building owned by the company in which there was a board which failed to withstand his weight and broke. precipitating him to the ground, from which he received permanent injuries.

Janitor Held Up. John E. Jewell, a state house janitor was the victim of one of Lincoln's highwaymen last night. Mr. Jewell rather ber snapped his revolver twice at Mr. Jewell and feeling that it was better to be a live coward rather than a dead hero. he gave the alarm and one of Jim Malone's sleuths captured a man whi answern the description of the robber given by Mr. Jewell after a hard chase.

WEBSTER COUNTY LETS CONTRACT FOR COURT HOUSE

RED CLOUD, Neb., Feb. 27 .- (Special.) -After a several hours' consideration of the propositions of seventeen bidders who desired to secure the contract for built ing, plumbing or furnishing the new court house for Webster county, the commissioners Wednesday evening announced the awarding of contracts as follows: General contract, including furnishing material, erecting structure and wiring for lights and phones, the Rowles company, Onawa, Ia., \$44,786.

Plumbing and heating, City Plumbing and Heating company, Boulder, Colo., \$4,300. Steel fixtures, Steel Fixture Manufac-turing company, Topeka, Kan., \$2,898.70.

Commercial Club at Stella. STELLA, Neb., Feb. 27.-(Special.)-A Commercial club was organized at Stella this week with a membership of more than thirty. Dr. Whitehead was elected president; H. C. Fankell, vice president; S. H. Bailey, second vice president; D. F. Barber, secretary: Esburn Wheeler. treasurer. Five members were elected to compose the executive committee: J. F. after midnight he was awakened by his Weddle, H. S. Hogrefe, R. E. Tomlinson, wife's severe coughing. She arose from Dr. Brey and E. C. Roberts. Dr. Brey, J. W. Curtis, jr., and Amil Moritz were ing position when he noticed her sink- appointed a committee to look after draging. Mr. Raabee got to her in time to ging the roads and streets. The initiation catch her from a fall, but she died before | fee was made \$2. John Findlay was the only farmer present.

LOGAN, Ia., Feb. 27 .- (Special.)-Harrison county's good roads school of instruction will be held here Thursday, March 5, according to the present plans of Auditor J. M. Albertsen and others. Superintendents of roads and township trustees will be paid for attending. Audiof a bridge across the Republican river tor J. M. Albertsen has secured the servat Cambridge was today awarded to a lice of J. W. Holden, state highway com-Lincoln company for \$20,500. Sixteen bids missioner, for the day, and the different were opened by the Board of County township trustees and road superinten-Commissioners and D. D. Price, state en- dents will be given an opportunity to views.

> Beaver City Woodmen Insurgent. BEAVER CITY, Neb., Feb. 27 .- (Special.)-At the meeting of the Beaver camp of the Modern Woodmen of America on Wednesday night, resolutions were adopted against the re-election of the present head camp officers who favored the raise in assessment rates. The following delegates were elected to the county convention: P. M. Shafer, R. E. and A W. Kelley

Trustee's Sale of Sam A. Adler's Stocks

Entire stock and fixtures of the Fair Store, located at 1123 Farnam St., will be sold at public auction, either in a whole or as departments, at 10:00 A. M., Monday, March 2d. STOCK INVENTORIED AT \$29,000.

Also at 2:00 o'clock on the same day, there will be sold in the same manner, all the ladies' cloaks, suits, dresses, furs, and the fixtures of the National Sample Cloak & Suit Store, located at 318 South 16th street. STOCK INVENTORIED AT \$5,200.

Nebraska

NEWS NOTES OF STAPLETON AND OF LOGAN COUNTY

STAPLETON, Neb., Feb. E - (Special.) -B. F. Johnson, who came from Lincoln a year ago for the purpose of organizing a bank at Gandy, and who has held the exition of cashier of that institution since then, has, it is reported, disposed! of his interests in the bank, and will return to Lincoln. The change will probably be made about March 1 and the official directory of the bank will be remade at that time.

G. L. Andre, an old resident of Logan county, dropped dead in an auto on the proplamation of Congressman Dan Ste- streets of Stapleton. He had been make phens that all postoffice scraps shall be ing his home in the Odd Fellows' home settled by the people themselves does not in York, but had returned to his home exactly meet the approval of Dr. Cass G. in Gandy recently. Mr. Andre has been Barns, editor of the Albion Argus, and an Odd Fellow for more than fifty-two a possible candidate for the democratic years and the funeral was conducted by that order.

G. E. Wagoner, county surveyor of Logar, county, suffered severe injuries here

from a fall downstairs. John Cassell suffered a broken leg yes terday by being struck by a horse that

Clay Crawford, the manager of the 7HL ranch near here, was streken with the doctor-editor some of them have been paralysis, and is in a critical condition This is the second attack, the first having visited him several weeks ago, from which he had apparently entirely recov-

Word was received here yesterday from Carl Mansfield, one of the leading merchants of this city, who left two weeks ago for St. Joseph, that he was taken with his paper for many years. The ill before reaching that city and had been in the hospital ever since, where he had undergone a serious operation. Mrs. Mansfield, who accompanied him. says that he will be able to travel in another week

Key to the Situation-Rec Advertising.

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Now is the time to visit the Sunny South. Favorable round trip excursion tickets on sale daily to all important winter resorts.

> ROUND TRIP FARES FROM OMAHA

Jacksonville \$50.50
Miami 72.60
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Return limit June 1, 1914, excepting New Orleans tickets to this point bearing return limit of May 15, 1914. Liberal stopover privileges. Choice of scenic routes.

FOURTEEN SPLENDID TRAINS

Luxuriously equipped, are operated daily between Omaha and Chicago via Chicago & Northwestern Railway. Convenient connections with fast trains on all lines to and from the South and Southeast.

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CHICAGO & NORTHWEST-ERN RAILWAY,

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The cure first, then the pay. That's my policy. It's fair and square. I also give a written guarantee that the cure will last a life time. Write for Free Beck, which gives full particulars.

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STEAMSHIPS.

SPRING CRUISES

Italy and Egypt The Riviera via Maderia. Gibralter, Algiera Largest Steam in the Trade. "CELTIC" March 7.

Cretic April 2

South America Newest Steame to the Tropics "LAURENTIC" March 4 From Boston Canopic March 1 April 4 16 to 20 Days

Panama Canal.

\$145 to \$175 up.

White Star Line, S. E. Cor. Madison La Salle Sts., Chicago, or Local Agts Saturday is one of the last days of our

FINAL **CLEAN-UP** SALE

So you men who are yet to share in these remarkable clothing values had better be on hand early tomorrow. While the sizes are broken, yet most every man can find a suit or overcoat that will fit and please him in every particular. Plenty of courteous, obliging salesmen to serve you promptly.

All Suits and Overcoats on our entire main floor divided into 3 immense lots

Broken Lines of

\$10 and \$12

SUITS and

OVER COATS,

Final Clean-Up

Price-

Broken Lines of \$15, \$18, \$20 SUITS and OVER COATS, Final Clean-Up Price-

Broken Lines of \$25, \$30, \$35 SUITS and OVER COATS. Final Clean-Up Price-

OMAHA'S LARGEST STORE FOR MEN AND BOYS 16th at Howard" --- "HOME of QUALITY CLOTHES"

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HAVE you been in the habit of reading the small advertisements on the "Want ad" page? If you have not-

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