

Brief City News

Have Root Print It—New Season Press For Xmas—Everything electrical Burgess-Granden Co. J. P. Palmer has moved his law office to 552 Bee building.

Crawl on Morals Squad—H. Crowl will serve with the new morals squad instead of F. M. Dalton, who was selected, but later declined "for the good of the service."

To Talk Before Rotary Club—Nathan Bernstein has been invited to address the Lincoln Rotary club Tuesday, January 8. Mr. Bernstein will speak on "Democracy."

State Bank of Omaha, corner Sixteenth and Harney streets, pays 4 per cent on time deposits. Three per cent on savings accounts. All deposits in this bank are protected by the depositors' guarantee fund of the state of Nebraska.—Adv.

Police Sues for Divorce—Lyman G. Wheeler, a policeman, has filed suit in district court for divorce from Ida May Wheeler. He alleges that a soldier visited his home during his absence about December 1. A statutory charge is preferred.

Help Find Soldier's Money—Private Thomas C. Reynolds of Camp Grant, Ill. Company M, 34th infantry, lost his pocketbook and \$26.75 near the Union depot. Private Reynolds was just about to buy some Christmas presents for the folks back home when he discovered the loss.

Enlists as Photographer—Charles S. Jordan, for the last five years a commercial photographer in the Bee building, has offered his services to the signal corps and, although past the age limit, he has been accepted. He will leave a week from Monday for Fort Logan to begin training for the photographic branch of the signal corps.

Also Fireproof Goods at Sunderland's.

ENGLAND PREPARES FOR FUTURE FOOD

Plows to Be Put to 2,000,000 Acres of Rich Meadowland in Effort to Increase Production.

Conversion of 2,400,000 acres of meadow land into direct crop producing soil is the first step of England to get increased production for next year and the succeeding years. This information has come to Gordon W. Wattle's, federal food administrator for Nebraska, and shows the seriousness of the situation across the water.

The advice to Mr. Wattle's say that under pressure of the war, Europe is fast declining in productive power, and that Europe can no longer hope to obtain from abroad the quantities of bread and meat that are needed.

"If we do not feed ourselves, no other country can or will," is the direct statement of the letter. "The danger of shortage extends beyond the period of the war and in some respects may be greater after peace is proclaimed."

"This move in England shows how serious they consider the situation there," said Mr. Wattle's last night. "This order will give England 10,400,000 acres under cultivation. The English government thus emphasizes that the question of food production has become one of quantity, rather than quality and that an acre under wheat may yield much more human food than an acre of good fattening pasture land."

The advice to Mr. Wattle's go deep into the conditions in England, saying that they have 18,500,000 acres of grass land, but that the upkeep of the herds and flocks prohibits the breaking out of all this land at once. "But as the flocks and herds diminish, as will undoubtedly be the case with all Europe's live stock, the temporary breaking out of meadows will probably follow closely the reduction of live stock," concludes the statement.

WEST AMBLER

Miss Elizabeth Long of West Martha street, manual training teacher at Saunders school, left Saturday for West Point where she will spend the holidays with her mother, Mrs. Robert Long.

Mrs. O. P. Bliss will soon leave for Alliance with her children. She will join her husband in Alliance, their future home.

Mrs. Albert Brizzi and three children, are spending the holiday vacation with her mother, Mrs. Zimmerman, in Green Bay, Wis.

Paul Neighart of Crete, Neb., is spending the week with friends and relatives here.

Harry Murray is home on a short furlough from Little Rock, Ark.

The Ladies' Aid will meet at the home of Mrs. William Morgan at Forty-ninth and Leavenworth.

Mrs. Park Edgar entertained her Sunday school class Friday at her home. Those present were Ruth Hammond, Vera Potter, Priscilla Anderson, May Buel, Phyllis Buel, Eva Blythe, Ruth Morgan, Mable Gleason, Ethel Olsen, Christina Jensen, Frances Nicklen, Jennie Doyle and Fern Walton.

The Jennings Sunday school held their Christmas program Christmas eve at the church. A very large crowd was present.

Miss Gurtha Long gave a party at her home on Friday evening for Miss Dorothy McMurray. Miss McMurray left Saturday night for Bayard, Neb., where she is teaching in the high school.

Fred Thompson will lead the Epworth league Sunday eve. The topic will be a New Year's subject.

Mr. and Mrs. Hans Neilsen and daughter, Jane, spent Christmas with Mrs. Neilsen's parents in Clifton Hill.

Douglas Givens was called to Lincoln Christmas day by the illness of his father, Edward Givens.

The Ladies' Aid of Jennings church will give a watch party at the church New Year's eve. There will be a program, contest and prayer meeting at the midnight hour.

Blackett's had for their Christmas guests Mr. and Mrs. Park Edgar, Wayne Edgar and Mrs. Hattie Edgar.

Louie Jacobsen went to Lincoln last week to visit his sister, Mrs. Martin Helgison.

Mrs. Martin Johnson held a family reunion at her home Christmas day. Besides the members of the family were Agnes Neilsen, Andrew Neilsen, Sena Larson and Jack Wheeler.

Mrs. Ed McGreary of Des Moines, Ia., spent the week with her mother, Mrs. Martin Johnson, Mr. McGreary is at Deming, N. M.

Mr. Brown from Camp Dodge was the guest of Mrs. S. Brewster.

Mr. Ed Wittig moved to 4702 Pacific street last week.

NEBRASKA SUPREME COURT DECISIONS

Opinions and Rulings Handed Down in Various Cases Heard by High Tribunal.

Opinions filed December 1, 1917, in the supreme court of the state of Nebraska.

1. Chancery against Unsicker. Appeal. Deed. Reversed and remanded with instructions. Sedgwick, J. dissents, C. J. dissenting. Letton, J. concurs in dissent.

2. Although unpleasant relations between husband and wife have been caused by the intermeddling of third parties and not wholly by the husband himself, such circumstances will not justify him in using personal violence against his wife.

3. The law does not allow a husband to use personal violence against his wife even for her own good. He cannot justify striking or slapping his wife by showing that it was necessary to do so in order to compel her to go out for a ride for the benefit of her health.

4. Evidence against German Fire Insurance company. Appeal. Valley. Reversed and remanded. Cornish, J. Rose and Sedgwick, JJ., not sitting.

5. The rule that on taking of additional insurance the company renders the policy void on the fact that the original insurance is on a class of property rather than any particular property.

6. A policy of insurance as void for breach of condition provided for a forfeiture the assured has no right to sue on the policy unless it is returned to him.

7. What is known as the "pro rata clause" in a policy of insurance, providing that concurrent insurers of the property shall share the loss, if any applies only to the defendant's policy and does not constitute a waiver of a provision for forfeiture in the contract.

8. A burglary insurance policy indemnified the assured from loss by the stealing of property from a fire proof safe "by any person or persons who shall have made entry into the safe by the use of tools or explosives thereupon." The outer doors had been locked by a combination lock but there was no evidence of the use of tools or explosives thereupon. The steel inner doors which were locked by a key lock had been opened by the use of explosives. Held, that recovery was made by the use of explosives and that it was not material that the outer doors had not been so opened.

9. Evidence examined and held to sustain a finding that no employee or servant of the plaintiff was criminally implicated in the burglary.

10. Certain minor errors and discrepancies were shown to exist in some of the books of the assured. The same were called to the attention of the plaintiff's manager at the trial and were corrected. Held, that these were not of such importance as to vitiate the verdict.

11. The granting of a new trial is largely committed to the discretion of the trial court and unless a clear abuse has been shown this court will not interfere. Grand Jurors A. O. E. W. against Barter, 69 Neb. 426.

12. A motion to the lower court to return a new trial was denied and a judgment awarding an attorney fee in an action on an insurance policy. American Fire Insurance company against Landfara, 56 Neb. 482.

13. Jones against State. Error. Grant. Reversed and dismissed. Hamer, J. Sedgwick, J. not sitting.

14. Evidence examined, its substance stated in the opinion, and found insufficient to sustain a conviction of the crime of stealing a gelding as charged in the information.

15. To constitute the crime of stealing there must have existed a felonious intent in the mind of the accused at the time of the taking.

16. Hauser against State. Error. Douglas. Affirmed. Rose, J. Sedgwick, J. not sitting.

17. A motion for a change of venue is directed to the discretion of the trial judge, and unless an abuse thereof is disclosed by the record, his ruling will not be reversed in this supreme court.

18. Identification of defendant as the person who committed the felony charged held sufficient.

19. Where the providing judge is unavoidably prevented from ruling on the motion for a new trial, another judge may perform that duty.

20. Haight against Omaha & Council Bluffs Street Railway Company. Appeal. Douglas. Affirmed. Sedgwick, J. Cornish and Letton, JJ., not participating. Hamer, J. dissenting separately.

21. A defendant may plead as many defenses as he has. Allegations of fact showing that the negligence of the plaintiff was the sole cause of her injuries would amount to a specific denial of the allegation that defendant's negligence was the proximate cause.

22. In an action for damages caused by defendant's negligence the burden is upon the plaintiff to prove negligence and that it was the proximate cause of her injury. So far as plaintiff's negligence is material the burden is upon the defendant to make such proof.

23. In such action if defendant pleads in one count, as special denial, facts that are inconsistent with plaintiff's allegations of negligence and other facts that would amount to negligence of plaintiff defendant cannot complain of instructions that the burden of proving defendant's negligence is upon defendant in the absence of a request for more specific instructions.

24. Campbell against State. Error. Dodge. On motion for rehearing, motion overruled. Dean, J. Rose, J., dissenting separately.

25. In a criminal trial it is prejudicially erroneous to instruct the jury that "from a careful consideration of the evidence and facts and circumstances in proof in the case, or the want of evidence, they can find that they have an abiding conviction of the truth of the charge made in the information, then they are satisfied beyond a reasonable doubt."

26. The facts and circumstances necessary to corroborate the testimony of the prosecuting witness must be proven by other witnesses. The testimony of a prosecuting witness as to other matters in a criminal trial cannot be held to be corroborative of such witness' own testimony as to the principal fact.

Omaha Navy Boy Returns To Harvard Radio School

Thomas Crawford, 18, son of Mr. and Mrs. Thomas Crawford, 2407 Davenport street, left Omaha Friday evening for Cambridge, Mass., after having spent his Christmas forlough here.

While in Cambridge, Crawford will attend the Harvard Radio school. He enlisted in the navy some time ago, and was sent to the Great Lakes' training school, where he studied radio telegraphy, and recent examination in this work obtained for him his appointment to Harvard.

Previous to his enlistment in the navy, Crawford was a student at Creighton High school.

Hastings College.

Dr. Farmer has just returned from a two months' campaign in the Bible chair and new endowment funds.

College opens after the holidays, Thursday, January 2. The buildings are being cleaned during the vacation time.

Prof. Anderson is spending the vacation in Lincoln. Dr. Bertie, at her home in Hamilton, Mo.; Miss Day, at the home of her aunt in St. James, Minn.; and Prof. McSweeney, at Fairfield, Ia. Prof. Kent is spending his vacation gathering specimens for the college museum on the Hopi Indian reservation in New Mexico.

Dr. Farner preached at Hansen yesterday. Dr. Knauer filled the pulpit there last Sunday.

John Adams, a former student, now a teacher in the Fairmont High school, is spending the vacation at the college.

President Crane left Wednesday for a several days' trip in Iowa.

The college literary societies held their preliminary debate last week and the teams were chosen for the inter-society debate which will take place early in January.

The pupils of Mrs. Trilby piano instruction gave a program at their class recital last Friday afternoon.

In the inter-class basketball tournament which was held last week the freshmen won out. The freshmen team is composed of Robert Harry, Chester Swink, Albert Hull, Clarence G. and Bradford.

CHARGE DELIVERY BEING TRIED OUT

Grand Island Grocers Adopt System of Charging 10 Cents for Delivery of Orders Under \$2.

As a result of a 10 days' trial of one delivery a day with a 10-cent charge, the consumer ceased buying groceries, deliveries fell off 80 per cent, and market baskets became fashionable in Grand Island.

That information has come to the food administrator for Nebraska from Mrs. C. C. Ryan of Grand Island, county administrator for Hall county, who summarized the results.

The grocers were not satisfied with results and entered into a new agreement, which provides for two deliveries a day, a charge of 10 cents for delivery of all orders under \$2, and a 15-cent charge for special deliveries.

"The first trial was the result of an agreement among the merchants," said Mrs. Ryan, "and the failure to reduce prices on items, other than those suggested in the trial prices, the reason the grocers failed to convince purchasers of the benefit of the new delivery system."

It also shows that the average household has a greater quantity of provisions in stock than is realized," said Mrs. Ryan.

In trying out the new delivery system the Grand Island merchants dropped from four regular and any number of special deliveries per day to the one delivery plan.

Mr. Wattle's has reviewed the results of Grand Island to Cliff Crooks of Fairbury, state merchant representative of the Nebraska food administration and followed with recommendations.

Retailers Meet in Omaha During Month of January

A war council of Nebraska retailers will be held in Omaha January 21 to 24. In order to bring as many as possible of the retailers here at the same time for this council, the convention dates of the Federation of Nebraska Retailers and the Retailers' Conservation Council of Nebraska have been moved up to this date from their original February date.

Various war-time committees will have charge of certain parts of the program. The delegates will be entertained one night at the Commercial club and another night at the Auditorium at which time they will be the guests of the merchants' market week committee of Omaha.

The latest addition to the program is a series of short reports from 17 county food administrators of Nebraska, which will follow an address by G. W. Wattle's on Tuesday afternoon of convention week.

The subjects to be discussed at other sessions of the council are war-time salesmanship, retailers' war-time financing, retailers and the food administration, war-time buying, cooperative deliveries to conserve man power, war revenue taxes, retailers' fuel conservation and application of fixed prices. The sessions of the council will be held at the Hotel Fontenelle.

Addresses will be delivered by G. W. Wattle's, J. L. Kennedy, G. L. Loomis, Ross Hammond, Dean Le Rossignol, E. R. Gurney, J. H. Baley, G. K. Berry, O. R. Martin, Julius Koepner, J. H. Shafer, J. H. Tregoe and others.

FRANCIS DENIES U. S. AIDED COSSACKS

Red Cross Heads Assert Supplies Sent Through American Embassy Were for Use on Roumanian Front.

(By Associated Press.) Washington, Dec. 30.—The State department today made public without comment the statement published at Petrograd, December 25, by Ambassador Francis, denying charges of Leon Trotsky, Bolshevik foreign minister, and of the bulletin of the United States in Russia had engaged in revolutionary activities against the Bolsheviks.

Charges of the bulletin of the Soviets that American Red Cross representatives to Russia and Roumania had tried to send several dozen automobiles "and other things" to General Kaledines, Hetman of the Don Cossacks, are refuted by letters and telegrams from the heads of the Red Cross mission and the American minister to Roumania. These stated that the automobiles and supplies were for use on the Roumanian front and that such supplies on the Russian front were being withdrawn to prevent their falling into the hands of the Trotskists.

"I trust it will be very difficult for any one to convince the Russian people that America is not friendly to Russia and that her people do not cherish an earnest and sincere sympathy for the people of this country in the difficulties that confront them."

"Many substantial evidences of such sentiment have been given the revolution of March last. Only yesterday and presented a floral offering as an expression of the effort I am making to have 1,075,000 pairs of boots and shoes shipped from America for the members of the railway union and their wives and children."

Telephone Girls Sent Abroad for Army Services

Washington, Dec. 30.—Women telephone operators are being sent abroad for service at the offices of the American forces in France. They have the same privileges and allowances as army nurses. Many army women unable to join their husbands, have found a way to do so by qualifying as telephone operators.

Richards Eats Turkey "Somewhere in France"

Fremont, Neb., Dec. 30.—(Special Telegram)—Fred Richards, son of Mr. and Mrs. J. W. Richards, who enlisted with the quartermaster's department while living in Omaha writes to his parents and tells of the fine dinner Thanksgiving day Turkey with all the trimmings that go to make a real Thanksgiving dinner were on the boards. Mr. Richards writes, and the soldier boys did ample justice to the feast.

Relatives Should Make Proper Returns for Soldiers

(From a Staff Correspondent.) Lincoln, Dec. 30.—(Special)—Relatives and friends of a man already in the service should not fail to make proper report of that fact when returning questionnaires, according to State Provost Marshal Walter E. Anderson, who says that many are simply returning the questionnaire

Chesapeake Bay Ice Bound by Cold Snap

Baltimore, Dec. 30.—The coldest weather in Maryland for some years is rapidly closing up navigation on the rivers and portions of the Chesapeake bay.

The sailings of all side-wheel steamers of the Baltimore, Chesapeake and Atlantic and Delaware and Virginia railway companies were abandoned today and only propeller steamers were permitted to leave on regular runs. Orders were also issued by the officials to masters of steamers at down the bay points to hasten to this port in order to escape a general freeze.

Steamers were many hours late. A fleet of oyster boats is frozen in on the dredging bars and nearly all sailing craft are tied up. The ice breaking boats will begin tomorrow to clear the channels for ocean-going ships.

Convention at Fremont Last Week in January

Fremont, Neb., Dec. 30.—(Special Telegram)—The annual convention of the League of Nebraska Municipalities will be held in Fremont the last week in January. Mayor Wiley and George F. Wolf, president of the Commercial club and former president of the league, are planning to entertain upwards of 100 delegates. The convention will last three days.

You can secure a maid, stenographer or bookkeeper by using a Bee Want Ad.

Lincoln, Dec. 30.—(Special)—A request has come to the State Council of Defense from the national council asking that an effort be made to get stenographic and clerical assistance for boards and other parts of the draft system, where parties are willing to donate their service for a part of the time.

HUDSON NEW SUPT. OF STREET RAILWAY

Council Bluffs Man, Long in Employment of Road, Will Be Advanced to Position First of January.

Beginning January 1, Frank P. Hudson, who has been connected with the management of the street railway company in Council Bluffs since 1892, will become superintendent of transportation of the entire system of the Omaha & Council Bluffs Street Railway company with his office in Omaha. He relinquishes his position of superintendent of the Council Bluffs lines, which he has held for many years.

Mr. Hudson entered the service of the company soon after the line was constructed and the bridge built in October, 1888, but since 1892 has held responsible places in the operative department.

Chance to Do Bit.

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