

INCOME TAX LAW WILL ALLOW FOR FINANCIAL LOSS

George L. Loomis, Omaha Revenue Collector, Explains Legal Regulations for Readers of The Bee.

Taken literally, the income tax law appears to work an injustice in certain business conditions, usually involving concerns which have operated at a loss.

But in some cases allowance will be made. George L. Loomis, Omaha, collector of internal revenue of the Omaha district, gives today for the Omaha district files for readers of The Bee a few cases in which the firm's affairs will be made so as to work no injustice on the partners. Mr. Loomis' answers to income tax questions are as follows:

Q. A co-partnership which comes under the classification of section 209, with nominal or no capital, has made a very large profit which is withdrawn during the year at irregular intervals without denoting whether the same is salary, or drawings, or profits. In other words, when the cash is received it is withdrawn except for a small amount, enough for current expenses. Can these drawings be treated as salaries? If not, what would constitute reasonable salary, and would not co-partnership be placed in the position of paying an 8 per cent tax twice: first on the total business receipts and second on the amounts each individual drew in each instance over the statutory exemption of \$6,000.

A. Yes. A reasonable salary. **Q.** A partnership shows a loss for the year 1917, exclusive of the partners' salaries. Can the partners deduct their business losses from their individual reports on the theory that they had no income as they really drew on their capital?

A. Yes. **Q.** If a widow's income is derived from stock dividends taxed at the source, must she file a schedule of income of the tax?

A. If dividends amount to \$1,000 or more a report must be filed. If more than \$5,000, they are subject to surtax according to income.

Q. An American citizen has been bequeathed some property and stock in a neutral country. The income derived from this has not been brought over to this country but placed to his credit over there. Is this to be included in the income statement and is it taxable here?

A. Yes. **Q.** Can a sole proprietor of a business who has regularly closed his books at other times than the expiration of the calendar year, establish a fiscal year, and be classed the same as a corporation or partnership which has fixed its own fiscal year?

A. No. **Q.** An individual whose sole income is from salary as an officer of a corporation has legally assumed obligations of another person in matters foreign to his business. Can he deduct the payments of principal and interest on these obligations from his income?

A. No. **Q.** A corporation on July 1, 1917, declared a dividend and in that declaration specifically stated that it would be paid out of earnings or profits which had accumulated and were on hand prior to March 1, 1913. Is this dividend to be returned for income tax purposes?

A. No. Section 31 (b), act of September 8, 1916, as amended, provides that none of its provisions shall apply to any distribution made prior to August 6, 1917, out of earnings or profits accrued prior to March 1, 1913.

Q. Are dividends on paid up life insurance policies subject to income tax?

A. Dividends on paid up life insurance policies are subject to the additional tax for the year in which received.

Q. "A," who is an employee of a corporation, was injured and under the laws of the state in which the accident occurred he received \$3,500 on account of the injury he suffered. Must the amount thus received be reported as income?

A. Yes. Any amount received under an employers' liability act or workman's compensation act, or any other similar act, or as the result of a settlement or compromise for "pain and suffering," is held to be such income as is subject to the federal income tax. This ruling is also applicable to any amount received under the terms of an accident insurance policy.

Municipal Chorus Is Now Permanent Organization

Sunday afternoon Omaha's Municipal chorus inaugurated by the board of recreation, was permanently organized and officers elected as follows:

C. L. Vance, advertising manager of Hayden Brothers, president; H. A. Stevens, vice-president; E. N. Bovell, treasurer; H. J. Joseph, secretary; and Miss Tillie Gunzhauser, librarian.

Charter members in the chorus will be accepted during the next few weeks, following after which the membership will be closed for the season. There is no fee, the project being supported by the board of recreation. Anyone desiring to enroll is requested to get in touch with Prof. Lee Kratz, at the Young Men's Christian association, or Commissioner Hummel's office, 207 city hall. The chorus meets each Sunday afternoon and is under the direction of Professor Kratz.

Bootleggers Too Speedy For Police; Elude Capture

Police failed to capture two men seen unloading an auto full of booze in front of a house at 3809 South Twenty-eighth street.

Observers notified the police station and Detectives Letinski and Rinnu started in hot pursuit. The bootleggers saw their coming, however, and fled in short order, leaving a considerable portion of their prize on the ground.

Brief City News

Have Root Print It—New Beacon Press. Lighting Fixtures, Burgess-Granden.

Average in City, \$150 Up—Get a garden quick. Doug. 2947.

Kenneth S. Finlayson has moved his law offices to 920 First National Bank building.

Robt. C. Druessedal & Co., stocks and bonds and local securities, 860 Omaha Nat. Bank Bldg.

Belle Hatch Goes East—Belle Hatch has gone to New York and Chicago on a buying trip.

To Elect Officers—Queen Mary lodge No. 219, Order of St. George, will hold election of officers Wednesday night.

No Police Court Tuesday—There will be no session of police court on Tuesday, in honor of Lincoln's birthday.

Meets Tonight—The Advertising-Selling League meets tonight at the Fontenelle. The speaker will be Paul W. Kuhns.

Thrift Helps Win the War—Join the Nebraska Savings & Loan Assn., and be in the big push. \$1 or more starts the drive. 211 S. 18th St.

Receive Many Suggestions—The bureau of publicity of the Omaha Chamber of Commerce has received 150 different suggestions in its drive for the best slogan setting forth the reasons for advertising Omaha.

Monk Trummer Held—Frank "Monk" Trummer, well known in police court, was arrested by the federal authorities and is being held for a hearing next Monday on the charge of breaking into a boxcar at Pacific Junction, Ia.

State Bank of Omaha, corner Sixteenth and Harney streets, pays 4 per cent on time deposits; 3 per cent on savings accounts. All deposits in this bank are protected by the depositors' guarantee fund of the state of Nebraska.—Adv.

Held for Bringing in Booze—Al Oglesby, colored, came back to Omaha from his dear old southern home in sunny Tennessee, bringing several quarts of whiskey with him. The federal officials captured him and he is held in the county jail.

Take Half a Day Tuesday—The railroad people are going to observe Lincoln day by taking a half-holiday. Headquarters and offices will continue open as usual during the morning, but at 1 o'clock Tuesday everything will close for the balance of the day.

Benefit for Church—A benefit for St. Andrew's Episcopal church will be given this evening at the Hamilton theater on Walnut Hill at 8 o'clock. A program will be given by the children of the church, and there will be a movie featuring Baby Marie Osborne.

Pythian Club to Entertain—The Knights of Pythias club will give a "smoker" at its new club rooms in the Crouse block this evening. Pythians and their friends are invited to attend. The local committee will attend the district meeting to be held at Fremont Tuesday night.

Boy Overcome by Gas—Glen Wigle, 15 years old, was overcome by gas in the home of Mrs. Horace Gilbert, 1715 Cass street, Sunday morning. He was found by his mother in an unconscious condition. He was revived by Dr. Connell and will recover. He is a roomer at the Gilbert home.

Held on Theft Charge—Detectives Cunningham and Kennelly arrested Charles Smith, negro, 1010 Howard street, yesterday and booked him for investigation in connection with the theft of clothing and five gold rings which were stolen from the room of Walter Johnson, 601 1/2 South Tenth street, Saturday night.

Deaver Station Opened—The station of Deaver, Mo., on the Burlington, was opened for passenger service there. Formerly it had a name, but aside from this, about all that was there was a siding. The station is named for D. Clem Deaver, deceased, who was an officer of the company's home-makers' department.

Fire Burns Clothing—Fire from an overheated stove early this morning caused considerable damage to the clothing store of M. Postow, 313 South Eleventh street. Firemen put out the blaze before he was able to get a good start. Mr. and Mrs. Postow, who live in the rear of the store, were not in the building when the fire started.

Receives Bruised Ankle—E. H. Parks, chauffeur, 2901 Seward street, received a badly bruised ankle yesterday afternoon, when an automobile was pushed over his leg in the Service garage, Sixteenth and Leavenworth streets. Parks was repairing another car when he was injured. Police Surgeon Mullin was summoned and attended to his injury. Parks was later taken to his home.

Hastings Buys Stamps—City Chairman Fred Kuenneth of the War Savings Activity at Hastings, Neb., has reported to War Savings Director Ward M. Burgess that Hastings has pledged itself to purchase \$10,350.75 worth of United States war savings stamps. The city's quota for the year is \$209,000 and the pledge to date shows that almost half of the annual quota has been taken up.

James Cosgrove Arraigned—James Cosgrove, charged with the attempted theft of an automobile from Sixteenth and Harney streets last Friday, was arraigned before Police Judge Fitzgerald Monday morning. Arthur Callahan, owner of the car, testified that he had caught Cosgrove in the act of driving off with the machine. Cosgrove pleaded not guilty and was bound over to district court.

To Teach Courtesy—In connection with the Illinois Central a new department has been created, with R. J. Carmichael, a former division passenger agent, at the head. It is located in Chicago and its purpose is to teach all trainmen and other railroad men who come in contact with the public how to be courteous and obliging. There will be a correspondence course and occasionally the men will be called to headquarters to receive instructions.

Fire fireplace goods at Sunderlands.

Yeggs Haul More Than \$700 From Nichols-Rife

A thorough investigation of the safe blowing "job" which was committed in the Nichols-Rife Motor-hire company, Ames avenue and Florence boulevard, last Friday night, brought to light that the yegmen took checks and cash amounting to \$738.31.

The safe door was forced open by two explosions of nitroglycerine in holes drilled near the combination lock.

Neil Nichols, a member of the firm, caught sight of the yegmen fleeing from the building and fired two shots at them which only hastened their flight.

Better than toast for breakfast—AND MADE OF CORN says Bobby Post Toasties

CALL US FOR HELP Douglas 3885.

Watts Reference Company 1138 First Nat'l. Bk. Bldg.

Catholics Given More Freedom In Eating During Coming Lent

Ash Wednesday, February 13, will mark the beginning of the lenten season this year. Lenten regulations, read from the pulpits of the Omaha churches Sunday, contain several dispensations to working people not heretofore allowed. This particularly applies to the use of meat.

In regulating the fast days, cognizance of the government regulations regarding meat, and the general scarcity of food have caused the papal see to be much more lenient in this regard than in former years.

The spirit of the church in the beginning of this season of penance is described in the Sunday Visitor, official Catholic organ, as follows: "Re-

member, man, thou art but dust, and unto dust thou shalt return. (Gen. 3:19). An anomaly impossible of comprehension is the heedlessness of people to their own certain, forthcoming, dreaded death. They attend the obsequies of their friends, read of unexpected deaths every day in the newspapers, and though they are taught of the consequence throughout eternity of unpreparedness at death, they deliberately keep the thought of their own death from their minds. 'Memento mori,' remember you must die, and that every tick of the clock brings the grim reaper closer to you. It will be sooner or later, soon at the latest."

AT THE THEATERS

"The Thirteenth Chair" at the Boyd.
"The Thirteenth Chair," a drama in three acts, by Raymond C. West, under direction of William Harris, Jr., the cast:

Helen O'Neill.....Kathleen Comery
Will Crosby.....Bruce Elmore
Mrs. Crosby.....Louise Brownell
Roussie Crosby.....John D. Dwyer
Edward Wales.....Sidney Dupray
Mary Eastwood.....Marta Spaulley
Helen Eastwood.....John D. Dwyer
Grace Standish.....Beatrice MacMillan
Bradford Trent.....John Nelson
Howard Standish.....H. R. Irving
Philip Mason.....Jerome Kenner
Elizabeth Erskine.....Marion Little
Pollock.....Abner Symmons
Rosalia LaGrange.....Katherine Tim
Tim Donahue.....Brinsley Shaw
Sergeant Dunn.....Edwin E. Vickery
Doolan.....John Richmond

of Normandy and making toys in Paris.

Vaudeville at the Brandeis.
"Something every woman should see," was a comment heard yesterday during the presentation of the New York Fashion Show, offered by J. L. Brandeis & Sons in connection with Hippodrome vaudeville at the Brandeis theater. Living models appear in advance spring and summer styles of suits and frocks. Among the sartorial features are: black satin coat with embroidered georgette, English riding habit, sport tennis frock, well tailored frock, English military coat, sport suit of gray, blue and green, sport frock. These garments were made after designs by Seours, Hickson, Poiret and other famous arbiters of fashion. Paul Le Marquand's Siberian wolfhound appeared in one of the scenes with a stylish young woman. Ivan D. Martin of New York has charge of this fashion show which will be shown until Wednesday inclusive.

It was a real pleasure to watch again last night the combat between Rosalie LaGrange, the mediumistic faker, and Tim Donahue, the cynical, materialistic police inspector, who him so far astray in his quest for a murderer. As the mother fighting for her daughter, first to avoid being a handmaiden to her in life, then, to save her from an accusation of murder, Miss Grey shows a convincing characterization. She employs no tricks or mannerisms, but relies solely on her art and fairly sets the role above the plane of melodrama on which it is written. Mr. Shaw accomplishes quite as much for the role of the policeman, although at times his word borders just a little on the obvious. This is a difficulty in the construction of the play, rather than fault in the actor. Mr. Veiller, in his deep desire to accomplish a mystery, finds it necessary to direct attention first to one and then another of his characters, shielding the really guilty one in order to preserve the surprise. In following out this design of the author, the police inspector now and there is forced to do some things he might not, were he left to the guidance of his own experience.

The regular vaudeville program is a mixture of dancing, music, comedy, acrobatic thrills and clever chatter. Wilson and Larson are up-to-the-minute in their leaping acrobatics. Moore and Rose bring and talk to make others laugh and seem to succeed. The Monarch dancing four include a fat man who is as nimble as a cricket. Edna May-Foster and company offer comedy singing, talking and dancing and meet with considerable approval. The Four Bards are originators of sensational teaps and dives. A Sidney Drew motion picture comedy, Heart-Pathe weekly world's pictorial news and Nordin's orchestra are included in the program.

Bill at the Empress.
One real novelty headlines the Empress variety bill the first half of the week. Captain Kidder & Co., in "Operatic Comedy" abounds in clean comedy, music and beautiful costumes. Four men and a woman each an artist present the act. Sunday audiences accorded applause to a couple of colored entertainers, Austin and Bailey, who offer a quartet of hour "jazz" diversion. Hiatt and Geer, "The High Gear Boys," please with their singing act. The fourth act on the bill is a clever comedy sketch, "In Two Flats," presented by Harold Wolf and Helen Stewart. The Empress announces "Metro week" for photoplays. The first half is featured by a Metro super-feature, "Red, White and Blue Blood," starring Francis X. Bushman and Beverly Bayne. Mr. Bushman plays the hero in his usual "knock 'em out" manner and is ably supported by Miss Bayne and a capable cast. The story is one of love, adventure and patriotism. In addition the Empress offers comedies and a news weekly.

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Vaudeville at the Orpheum.
There is nothing startling about this week's bill at the Orpheum; it's just solidly and wholesomely good with five of the seven acts ranking on a par in merit and appeal.

Instant Hair Stain Better Than Slow "Restorers"
Some folks would have you believe that they have discovered some marvelous combination of "gray restorer" the color to gray, streaked or thinning hair, without staining it. No such preparation has ever been discovered.

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