

DEMURRER IN WIDOW'S SUIT IS OVERRULED

Judge Sustains Damage Action Filed Against J. O. Detweiler for Alleged \$10,000 Property Swindle.

District Judge Estelle Monday quickly overruled a demurrer filed by John O. Detweiler, lawyer and real estate man, who sought to have dismissed the \$10,000 damage suit against him in district court filed by Mrs. Joicy O. Mickey, a widow, who alleges that he filched her out of property worth that sum.

Detweiler has an office in the Paxton block. The fact that he is a member of the First Methodist church did not interfere with the method which the widow charges he pursued to come into possession of her property.

Mrs. Mickey's son was called to the army during the war, went to France and there sustained severe wounds, his face being terribly mutilated. Invalided to New York, he underwent nine operations in Bellevue hospital including the grafting of a new nose. While being taken in a parade in New York he fell dead.

Says She Trusted Him. While her son was in the army, Mrs. Mickey placed her property in the hands of Mr. Detweiler, she says. She owned two pieces of Omaha property. On one she built a house, borrowing money from the German bank of Millard and giving a mortgage for \$2,200. Later she borrowed \$500 from the same bank.

Mr. Detweiler is interested in this bank. Mrs. Mickey says she also entrusted Mr. Detweiler with an order for all rents and income from her property to be turned over to the bank.

Soon a local fixture concern filed a mechanic's lien on the property for \$337.50. Mrs. Mickey alleges she asked Mr. Detweiler to have this claim satisfied or dismissed. She charges he promised to do so but that he "fraudulently and deceitfully failed to appear."

Thrown from Little Home. Default was allowed on payment of one \$100 note and taxes, the petition says, and Mr. Detweiler foreclosed then on the property of his client, he himself bidding it in and actually securing an order of ejectment. A deputy sheriff was thus forced to eject Mrs. Mickey from the home which she had accumulated with so much toil and which she alleges she lost through the deceit of Mr. Detweiler.

"The property is easily worth more than \$10,000," said J. P. Gray, one of the attorneys who are conducting the fight on behalf of the now destitute widow.

"She certainly has a cause of action," declared Judge Estelle in overruling the demurrer of Mr. Detweiler.

Charge Federal Heads So Neglect Railroad It Becomes Unsafe

Austin, Tex., Oct. 28.—Contentions of J. M. Herbert, president of the St. Louis & Southern railroad, that this line between Texarkana and Mount Pleasant had been so neglected by the federal railroad administration as to become unsafe is upheld in a report of R. D. Parker, chief engineer of the Texas railroad commission, who made a physical inspection of the line.

Quakers Sweltering. Philadelphia, Oct. 28.—Tuesday's heat broke all records for October 28. At 2 p. m. the weather bureau thermometer registered 84 degrees.

Don't stay stuffed-up! Quit blowing and snuffling! A dose of "Pape's Cold Compound" taken every two hours until three doses are taken usually breaks up a cold and ends all gripe misery.

The first dose opens clogged-up nostrils and air passages of head; stops nose running; relieves headache, dullness, feverishness, sneezing, soreness, stiffness. "Pape's Cold Compound" is the quickest, surest relief known and costs only a few cents at drug stores. It acts without assistance. Tastes nice. Contains no quinine. Insist on Pape's!

Footwear Modes for Fall Your new Fall costume demands footwear that will harmonize and add distinctive touch, and here, amid the great number of exclusive styles shown, you are reasonably certain of finding just the right type of Fall boot your costume requires, priced as low as reliable footwear can be sold.

FRITZ SHOE CO. 16th and Douglas.

ANNEXATIONISTS IN FIUME WIN OUT IN ELECTION

No Party Other Than "Unione Nazionale" in Field and None Other Allowed.

Fiume, Oct. 28.—The result of the elections in Fiume yesterday may easily be foreshadowed as a vote for the continuation of the "National Council" controlled by the Italian annexationists. Only one ticket, that of the "Unione Nazionale," or annexationist party, was in the field, with some 40 candidates for the national council. Those opposed were unable to conduct a campaign since the manifesto of D'Annunzio declared Fiume in a state of war.

The polls were guarded by Italian gendarmes and soldiers, and there was an extraordinary display of military power which served to prevent any disorders.

Girls Vote Gleefully. Practically every military conveyance was pressed into service to get out the vote including girls and women, who went to the polls with shouts of joy at the novel experience. Walls and streets were placarded with slogans, appealing to all citizens to vote as a patriotic duty and declaring that anyone not attending the polls was a traitor and an enemy to an Italian Fiume.

Two American newspapermen were arrested and were roughly handled by gendarmes, who searched for their belongings but set them at liberty later. The arrests were made, it was stated, on information of one Henry Furst, who claims to be an American, with a home in New York, and who handles D'Annunzio's foreign propaganda.

"It is a terrible situation now," said a neutral to the correspondent of the Associated Press. "Whoever does not shout 'hurrah for D'Annunzio!' is watched. Nothing is impossible in Fiume today, which is ruled by 9,000 bayonets. They speak of elections—yes, elections at the point of a revolver. 'Are you for Italy?' 'If not, off with you!'"

Majority for Annexation. Paris, Oct. 28.—Elections to the new communal council for Fiume Sunday resulted in an overwhelming victory for the annexationists, according to a Fiume dispatch to the idea Nazionale of Rome, retransmitted to Paris. More than 6,000 of the 7,150 registered electors who went to the polls voted the straight annexationist ticket. The total registration was 10,331.

Efforts in France and England again are being brought into play to bring about a solution of the Italo-American difficulties over the settlement of the Fiume problem, according to the Liberte today.

The paper reports that the American opposition to the modified Italian proposals is unchanged and that the response of Secretary of State Lansing is in the negative.

Deny Railmen Will Strike Without First Negotiating Chicago, Oct. 28.—Officials of some of the 14 lodges of the Brotherhood of Railroad Trainmen that voted at a secret meeting Sunday to strike October 30, unless their wage demands presented to the railroad administration's board of wages and working conditions were granted in full, denied that the strike would go into effect without negotiations. Other officials were absent from the city, and the opposing expressions left the strike situation obscure.

Correspondent Injured. Paris, Oct. 28.—Richard Henry Little, a Chicago newspaper correspondent with Yudenitch's army, was seriously wounded in the fighting near Petrograd, according to a message received from the American relief administration representative at Revel.

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DRY ACT PASSED BY SENATE OVER WILSON'S VETO

Law Makes Effective Machinery for Preventing Sale of Beverages of Over .50 Per Cent Alcohol.

(Continued From Page One.) bureau of internal revenue in enforcing the prohibition enforcement law.

Any flouting of the law, Mr. Roper declared, would bring into disrepute the American form of government.

While the bureau is made the agency directing the enforcement of the measure, with the Department of Justice conducting prosecution evidence obtained by the bureau's men, responsibility is not confined to federal officers, the commissioner said. The state, county and municipal officials are expected to do a full share in stopping and punishing violations and the successful administration of the law.

Local officers being expected to take the initiative in enforcing the law in their territory, any failure or dereliction to assume their full responsibility will be brought to the attention of the law-abiding citizens of the community by officials of the bureau.

Mr. Roper's plans contemplate the organization of a prohibition enforcement staff which will be devoted entirely to that work and completely dissociated from the tax collection activities of the bureau. There will be a deputy commissioner in Washington in charge of the prohibition section and deputy collectors in each district with an efficient force of men under them. Pending the organization of this force employees qualified for the work who can be spared from the tax work of the bureau have been directed to co-operate to the fullest extent with the public and local officers.

Asked to Co-operate. To prevent delay, collectors and agents have been instructed to confer with United States district attorneys with regard to co-operation in obtaining and presenting evidence.

"The national prohibition act is now the law of the land," said Commissioner Roper. "It makes the bureau of internal revenue the directing agency in the enforcement of all wartime prohibition and prohibition under the constitutional amendment. The secretary and the commissioner of internal revenue urgently expressed to both committees of congress the hope that this important responsibility would not be imposed on the Treasury department, burdened as it is with fiscal and revenue matters. Congress decreed that the department purposes to respond in the fullest degree to the duty placed upon it."

"Not to enforce prohibition thoroughly and effectively would reflect upon our form of government, and would bring into disrepute the reputation of the American people as law-abiding citizens. No law can be effectively enforced except with the assistance and co-operation of the law-abiding element. We have accordingly put into operation the necessary organization to co-operate with the public in the rigid enforcement of the prohibition law, and as chief enforcement officer to give to every law-abiding citizen to give to his or her support."

Strike May Stop Train Service Into Omaha Omaha will be cut off from railroad communication within two weeks if the proposed coal strike takes effect Friday, according to local railroad officials.

It is generally conceded that railroads in the middle west do not have a coal surplus large enough to run trains more than from 10 days to two weeks.

"Our hope is that the strike will be averted," said H. J. Plumhoff, assistant federal manager of the Union Pacific railroad. "If the strike is called and is effectively carried out, it is only a matter of days until every railroad in the country will be forced to stop running."

W. M. Jeffers, general manager of the Union Pacific expressed the same opinion.

Mexican Ambassador to U. S. Urged to Run for Presidency Washington, Oct. 28.—Despite strong efforts reported as underway in Mexico City to persuade Ignacio Bonilla, ambassador to the United States, to become a candidate for the presidency to succeed Venustiano Carranza, the ambassador refuses to discuss the matter, declaring that he is too busy with his duties here even to think about politics so far in advance of the election, which is to be held next August.

Reports Omahans Bought Large Lots Texas Land P. J. Barrett of the South Side, who escorted a body of land buyers from Omaha to the Rio Grande valley in Texas, 65 miles from Brownsville, returned Tuesday. He said most of the Omaha people that accompanied the excursion were purchasers of land. During the week of the sale Mr. Barrett said 348,000 acres of Rio Grande valley lands were sold.

Ethel Clayton's Beautiful Complexion That splendid actress now appearing under the Paramount banner is famous for her beautiful complexion. She attributes her wonderful skin to the use of a simple toilet article called Derrivelle. There is nothing like it for tan, freckles, shiny nose, sallowness, dark, rough skin. It takes the place of face powder, stays on better, as perspiration does not affect it, and it instantly beautifies the complexion. One application proves it. If you want a nice white skin with rosy cheeks, get a bottle of Derrivelle today; you will be delighted. Derrivelle is sold in all up-to-date toilet counters. Be sure to read large announcement of Miss Clayton's toilet to appear in this paper. It tells how to instantly have a beautiful complexion and a soft, white, healthy skin—everyone "Just winks to look."

Girl and Mother Living at Y. W. C. A. Clubhouse Held on Charge of Shoplifting

Detectives Allege Women's Game Was Nipped in Bud—Husband Wired at Providence, R. I.

A shop-lifting game involving the theft of \$4,100 worth of furs and women's cloaks from five downtown stores was checked Monday night with the arrest in the Y. W. C. A. clubhouse, Seventeenth and St. Mary's avenue, of Mrs. Bertha Kingsley, 45 years old, and her 16-year-old daughter, Norma, both of Providence, R. I.

Mother and daughter are said to have confessed to the thefts to Chief of Detectives Dunn yesterday. Both were arrested upon a "tip" given to the chief of detectives by a guest at the Y. W. C. A., whose name is withheld, and who is said to have overheard a private conversation concerning the disposal of the loot. Special Detectives Tagal and Finn made the arrest.

Loot is Recovered. All the loot was recovered in Mrs. Kingsley's room at the Y. W. C. A. The woman together with her daughter and son were enroute to San Francisco, Cal., by automobile. They stopped in Omaha last Wednesday and took rooms at the Y. W. C. A. The son, a mere lad, the mother says, has not yet been apprehended.

Following the confessions of the mother and the daughter to the chief of detectives, Bertillon measurements of both were taken. Charges of grand larceny were filed against both, and their bonds were set at \$1,250 each. They are still in the matron's department of the city jail awaiting word from Mrs. Kingsley's husband.

Brandeis stores, Burgess-Nash, Orkin Brothers, Hayden's and the Aulabard Fur Co. fell victims to the clever game of the two women. The fur company lost the largest amount of goods, the two women taking only choice fur collars and cloaks from that place. Mrs. Kingsley and her daughter refuse to speak to any one excepting the chief of detectives. The mother refused to tell the chief of detectives her mode of operation in the theft of the furs and cloaks, mentioning only that "we just took them, those things that we liked."

As both left the office of the chief, the mother broke down. "Oh, why did this ever happen?" she cried. "Wire him to hurry, hurry, hurry." She referred to her husband who is in Providence, her home city.

The woman stated to the chief of detectives that she had intended leaving Omaha yesterday morning by automobile to continue her trip to the Pacific coast.

Packers Invest in Hotels to Sell Food As Crowder's Cousins, Witnesses Testify

(Continued From Page One.) per week, which is quite small. We are trying to get more, but cannot get away from Armour.

"Ansonia—Capital \$100,000, 7 per cent cumulative preferred; \$50,000 common. John McE. Bowman, president, and William J. Cummings have recently acquired a stock ownership and in order to assist him in the business, they have taken out the affairs of the hotel Swift & Co. has loaned them \$75,000 and some of the individuals \$25,000 additional, with the understanding we will get their business."

"Pennsylvania—The Pennsylvania hotel in New York City is to be run by Mr. Statler. George Edwards and I have seen him several times and have a partial promise of his business. But he does not ask anybody to take stock. Equals Commodore in size.

"Policy—As to our policy, I should say every opportunity we can get to do anything like the above we would better do it.

"There are a good many questionable hotel enterprises which I think should be turned down, and I have recently turned down three or four of them."

Another Letter. In a letter dated April 11, 1917, Louis F. Swift wrote an official of Swift & Co. regarding the taking of stock in the Ansonia hotel. In concluding this letter he said: "You know that I tried to make an investment in the Biltmore and Commodore hotels, but it was impossible; Armour had arranged it in advance."

Louis F. Swift wrote the following letter to Edward F. Swift dated September 18, 1917: "I think the time has come when Swift & Co. have got to adopt a decided policy about their hotel business and not have any more of this happy-go-lucky way."

"Now comes the question of the United Hotels company, who have hotels in the following cities: Birmingham, Ala.; Erie, Pa.; Hamilton, Ont.; Newark, N. J.; Peoria, Ill.; Syracuse, N. Y.; Utica, N. Y.; and Worcester, Mass.

Can Get Their Business. "I understand we can get their business by taking \$100,000 preferred stock.

"Here are eight hotels fairly started. It is quite different from a new hotel which has not started yet, a good many of which suppose we would have to establish to turn down, but anything with the right earmarks, like the Washington hotel, now being built, could, in my opinion, be accepted."

Charles H. Swift, in a letter to Louis F. Swift, agreed that the company should decide upon a policy in regard to hotel investments.

Fraudulent U. S. Agent in Berlin Is Under Arrest Berlin, Oct. 28.—(By The Associated Press.)—Dr. Moschell, who, posing as an American agent, is alleged to have perpetrated a hoax on a group of anti-bolshevik Russians, who were induced to establish a government here to take possession of Russian territories between the frontiers of Poland and old Russia, has been arrested. He is charged with fraud. When taken into custody he posed as Baron de la Roche and said he was touring Germany.

German Generals to Attend Hearing to Fix War Guilt Berlin, Oct. 28.—(By The Associated Press.)—Field Marshal von Hindenburg and General von Ludendorff probably will participate in the deliberations of the committee investigating the guilt of those responsible for the war when it reconvenes here to hear the testimony of Dr. Theobald von Bethmann-Hollweg, former imperial chancellor, according to the Tagblatt.

BOTH HOUSES OF CONGRESS GREET BELGIUM'S KING

Law Makers of United States Give Cordial Welcome to Democratic Soldier-Diplomat Ruler.



Mrs. Bertha Kingsley.

Washington, Oct. 28.—Both houses of congress paused in their work to greet the king of the Belgians, his consort and their son. It was the first visit of a king to the capitol and the lawmakers of the nation gave a cordial welcome to the democratic soldier-ruler of Europe's pluckiest little state.

King Albert is not given to long speeches. His address, first in the senate and then in the house, made scarcely 600 words, but in them he gave the American army credit for assuring victory in the war, paid homage to the fallen and extended his sympathy to the wounded. He expressed his admiration for the United States, acknowledged the debt of the mothers of Belgium's constitution to those who framed that of this country, predicted that the ties binding the two nations never would be broken and offered thanks to all the Americans who aided his people in the war.

Little Ceremonial. There was little ceremonial in the visit to congress, but there was no mistaking the warmth of the greeting given the royal Belgians and the earnestness of the king in his addresses was evident. The galleries were crowded. Justices of the supreme court, senators and spectators rose and applauded vigorously as the tall, erect figure of the king strode down the aisle beside Senator Lodge. Behind him came the prince, escorted by Senator Hitchcock.

A few moments later the hand clapping changed to cheers as Queen Elizabeth, gowned in white and wearing a wine colored cloak of velvet, appeared in the executive gallery with the wife of Vice President Marshall. Staid members of the upper house forgot their dignity in their admiration for the little woman who had followed her husband through the trenches in Belgium.

Seated with Cummins. The king was escorted to a seat besides Senator Cummins, who was presiding as president pro tem, and who greeted him with high praise for his moral courage and his gallantry on the field. Prince Leopold was seated on his father's right. Grouped about them, carrying the swords they wear only on ceremonial occasions, were Lieut. Gen. Baron Jacques, one of Belgium's greatest military leaders; Col. Tilden, aide to his majesty, and Major Count D'Oultremont, adjutant of the court. With them were Maj. Gen. William M. Wright and Rear Admiral Andrew T. Long, the king's American aides; Ambassador Brand Whitlock and Baron De Cartier De Marchienne, the Belgian ambassador.

Albert was interrupted more than once by applause during his brief address and there was another demonstration of approval when he met the senators individually.

The scene in the house was a repetition of that in the senate. On the floor were the children of many of the members and their cheers were as enthusiastic as those of their fathers. The king was sighted before his coming had been heralded and the house and galleries rose to greet him. There was another burst of applause when he was introduced, and an even louder one when he had finished.

Decorated with D. S. M. King Albert was the central figure later in the day in a ceremony more picturesque if less important than his visit to the capitol. It was enacted in the drawing room of the home of Breckinridge Long, where he is a guest, when Secretary of War Baker pinned upon his breast, by direction of President Wilson, the American Distinguished Service Medal.

Pershing, commander of American forces in the first war there to greet the leader of Belgium's armies. With him were General March, General Jacques, his broad chest covered with the ribbons denoting decorations from many countries; General Wright, Admiral Long and Prince Leopold. Albert wore no decoration upon his lieutenant general's uniform until that of America was pinned there and the only ribbon on Pershing's tunic denoted the war cross of Belgium.

The king, queen and their son were the guests at dinner tonight of Vice President and Mrs. Marshall.

Senate Fight on Peace Pact at Standstill on Tuesday Washington, Oct. 28.—The senate fight over the peace treaty was at a standstill Tuesday, the only references to the document during the long session being incidental to the prohibition debate.

Tomorrow the leaders hope to get a vote on the last of the amendments reported by the foreign relations committee, that by Senator Moses, republican, New Hampshire, to exclude all of the British dominions from taking part in any league decisions affecting any one of them.

Won't Decide on Strike. St. Louis, Oct. 28.—No action was taken by the 21 general chairmen of the Order of Railway Telegraphers, representing 23,000 telegraphers, stationmen, towermen and signal men in the Chicago district at their meeting here to decide whether a strike vote shall be taken to enforce their interpretation of an award made by former Director General McAdoo last December. The conference will be continued.

REAL "INSIDE" INFORMATION When Constipated, Bilious, Headachy, Take "Cascarets" for Liver and Bowels—No "Shake Up"

Are you keeping your bowels, liver and stomach clean, pure and fresh with Cascarets, or merely whipping them into action every few days with Salts, Cathartic Pills, Oil or Purgative Waters? Stop having a bowel wash-day. Let Cascarets gently cleanse and regulate the stomach, remove the sour and fermenting food and foul

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gases, take the excess bile from the liver and carry out of the colon and bowels all the constipated waste matter and poisons so you can straighten up.

Cascarets tonight will make you feel great by morning. They work while you sleep—never gripe, sicken or cause any inconvenience; they cost so little, too.

WOOD SAYS TROOPS TO BE KEPT HERE "LONG AS NEEDED"

General Visits In Omaha On His Way Back to Chicago.

Maj. Gen. Leonard Wood visited in Omaha yesterday, on his way back to Chicago, after delivering a Roosevelt address at Lincoln Monday night.

"I thought I would stop here a day and look over the situation," he said. "I find everything apparently quiet. I told the acting mayor this morning that we would keep troops here as long as necessary. He told me that it would be advisable to maintain a guard at the court house until at least the grand jury has concluded its work."

The general was guest of honor at the Omaha Athletic club at noon, when Dr. E. C. Henry was host at a private dinner party, which included Acting Mayor Ue.

Mrs. Frederick L. Devereux, 1706 South Thirty-second avenue, gave a tea yesterday afternoon in honor of General Wood. The guests were: Mr. and Mrs. W. B. T. Bell, Mr. and Mrs. Arthur A. Lowman, Mr. and Mrs. Edwin B. Clarke, E. K. Hall of New York, Marcus A. Curran, Gen. Chauncey Baker, Col. Sumner Williams and Col. Edward B. Clark.

In the evening the general was entertained at dinner at the Omaha Athletic club by Walter W. Head, vice-president of the Omaha National bank. There were about 25 guests.

General Wood visited Fort Omaha and Fort Crook yesterday afternoon, stating that there was nothing significant in these visits. He occupied the mayor's office for two hours yesterday morning when he received a few callers, after a conference with the acting mayor.

Col. F. A. Grant was among the visitors. General Wood returned to Chicago on a night train.

Utica Quiet After Riot. Utica, N. Y., Oct. 28.—Utica is quiet following a riot here early Tuesday by striking textile and clothing workers, during which five persons were shot by the police. The wounded were members of a mob of strikers which attacked a police squad of 27 officers on duty at a textile plant.

Ma says there ain't much work to breakfast—all of us want



Skinner's the Best Macaroni and Spaghetti made of Durum Wheat

The Tickle Makes You Cough

Hayes' Healing Honey

Stops The Tickle By Healing the Throat

35c per Bottle

Senate Fight on Peace Pact at Standstill on Tuesday



HEAD ACHES, FLU, NEURALGIA, WOMEN'S ACHES, ASK FOR AK TABLETS

ASTHMA Why suffer? Dr. Kinman's Asthma Remedy gives instant relief. 25 years of success. 60c. at all drug stores. Avoid all substitutes.

For Superfluous Hair Use DELTONE The Leading Lotion for 10 Years QUICK—SURE—SAFE—RELIABLE Use Fresh as Wanted Ask Your Dealer—He Knows

GETS 28 EGGS A DAY NOW, FROM 34 HENS

Chas. C. White, Well-Known Breeder, Tells How. Costs Nothing to Try.

"I gave Don Sung to 34 utility Buff Orpingtons and their egg yield increased from 1 to 28 a day. Don Sung is a wonder and I am now giving it to all my hens regularly. Chas. C. White, Manager, Cherry Hill Farm, Blackville, Ind.

Mr. White is the well known breeder and exhibitor. He wrote the above letter in December, after his test had shown a gain of 21 eggs a day from 34 hens. We will make you the same offer we made him. Here it is:

Give your hens Don Sung and watch results for one month. If you don't find that it pays for itself and pays you a good profit besides, simply tell us and your money will be promptly refunded.

Don Sung (Chinese for egg-laying) works directly on the egg-laying organs, and is also a splendid tonic. It is easily given in the feed, improves the hen's health, makes her stronger and more active in any weather, and starts her laying. Try Don Sung for 30 days and if it doesn't get you the eggs, no matter how few or how late, we will refund your money by return mail. Get Don Sung from your druggist or poultry remedy dealer in any weather, and starts her laying by mail prepaid. Burrell-Dugger Co., 373 Columbia Bldg., Indianapolis, Ind.

HOW TO GET RID OF YOUR COLD The quick way is to use Dr. King's New Discovery.

DON'T put off until tonight what you can do today. Step into your druggist's and buy