

July Sale French Embroidered White Piques

All 85c White Embroidered Piques, 69c yard
All \$1.00 White Embroidered Piques, 75c yard
All \$1.35 White Embroidered Piques, \$1 yard

July Sale Turkish Towels

July Sale Turkish Bath Mats

Women's Gauze Underwear at Reduced Prices

35c Fine Lisle Vests, Special 25c
35c Gauze Union Suits, now 25c

Lisle Union Suits, fitted or wide knee, regular price \$1.00, now 79c

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HOWARD AND SIXTEENTH STREETS

TEN DAYS CLAUSE IS VOID

Buffalo Court Vacates Injunction Against Hal Chase.

BASE BALL ILLEGAL MONOPOLY

Judge Bissell Says National Agreement Violates Common Law, in that it Interferes with Right of Contract.

BUFFALO, N. Y., July 21.—Organized base ball suffered a legal defeat today when Justice Herbert P. Bissell granted the motion to vacate the injunction obtained by the Chicago American league base ball club, restraining Hal Chase from playing with the Buffalo Federal league club.

The lack of mutual obligation in the so-called ten day clause of the contract under which Chase was playing with the Chicago team, whereby the club could terminate the contract on ten days' notice, while the player was bound under several provisions of the "National Agreement" formed the basis of the decision vacating the injunction.

That organized base ball is a violation of the Sherman anti-trust law was denied by Justice Bissell, on the ground that he could not agree that "the business of base ball for profit is interstate trade or commerce and therefore subject to the provisions of the Sherman act."

The court held, however, that it was monopoly of the base ball business in contravention of the common law.

Chase was served with injunction papers June 26, while he was playing with the Buffalo team at Federal park. He has been on the bench since. In his affidavit on which the motion to vacate was based, Chase alleged that he gave the Chicago club ten days' notice of his intention to leave, at the expiration of which time he signed the Buffalo contract.

Regarding the ten day clause, Justice Bissell said:

"The plaintiff can terminate the contract at any time on ten days' notice. The defendant is bound to many obligations under the remarkable provisions of the National agreement. The player's contract binds him not only for the playing season of six months from April to October 14, but also for another season. If the plaintiff chooses to exercise its option, and if it insists on the requirement of an option clause in each succeeding contract, the defendant can be held for a term of years. His only alternative is to abandon his vocation."

"Can it fairly be claimed that there is mutuality in such a contract? The absolute lack of mutuality both of obligation and of remedy, would prevent a court of equity from making it the basis of equitable relief by injunction or otherwise. The negative covenant under such circumstances is without a consideration to support it and is unenforceable by injunction."

Justice Bissell declared organized base ball as complete a monopoly of the business for profit as any monopoly can be made. "It is in contravention of the common law," he said, "in that it invades the right to contract as a property right; and in that it is a combination to restrain and control the exercise of a profession or calling."

The injunction was vacated with \$10 costs to defendant.

Caillaux Made Threat to Kill Figaro Editor

(Continued from Page One.)

with Calmette in his office at the moment when Madame Caillaux's card was brought in, then told of the incident. "You will not see her?" I said. "I cannot refuse to receive a woman," he replied.

Maitre Labori then thrilled the over-crowded court room by reading a dialogue from Bourget's novel, "The Demon of the Mill," in which characters discuss and condemn the publication of the heroine's love letters. Coming immediately after Bourget's eulogy of Gaston Calmette, with which he had closed his testimony, the reading of the dialogue by Maitre Labori was regarded by observing lawyers as a master stroke.

Refuses to Run for Office as Bull Moose.

Moover.



JOHN A. HENNESSY.

NEW YORK, July 21.—Invited to Sagamore Hill by Colonel Roosevelt to talk over the possibility of his running for governor of New York on the bull moose ticket in the fall, John A. Hennessy refused point blank to become the nominee of "any man or party that makes unfair attacks on President Wilson one of its political assets." Hennessy also told Roosevelt that if he ran for any office in New York state it would be as a regular democrat or nothing.

Rouleau, a messenger, and Jean, a telegraph operator, related portions of their experiences. They said Louis Volain of the advertising department was talking with Henri Honoré, an artist, and Edmond Mason, in the room where Mme. Caillaux was waiting to see M. Calmette.

"Prisoner is Contradicted." "We never mentioned Caillaux," said Volain, "as she said yesterday."

Mme. Caillaux here interposed, saying: "I wish to ask M. Volain whether one of his friends did not say, in the sheet ready" and whether M. Volain did not answer, "we have a great paper on Caillaux tomorrow."

"That is absolutely false," said Volain. Mme. Caillaux: "I heard Volain say to my friends, 'It costs dear, but we are letting loose the hunting dogs on all sides.'"

Honors was then called and denied that Caillaux had been mentioned and Mason's deposition was read to the same effect.

Other members of the staff of the Figaro then testified, among them Louis Lataurus, who gave a vivid description of the scene when Mme. Caillaux shot Calmette.

Lataurus said he heard shots and ran to Calmette's room, where Calmette had sunk in a state of collapse in a chair. M. Sirac, he said, was holding a woman by the wrists. She cried: "Let me go. I am not going to escape."

Sirac then let her go, said the witness, and she stood near the door, clear-eyed and with her face neither pale nor flushed. She seemed untroubled by the fifteen editors who quickly gathered around her.

"She began to speak," said the witness, "saying: 'Since there is no justice in France—'

"Shut your mouth," said one of the editors. "After what you have done, keep quiet."

"I was not speaking to you," said Mme. Caillaux.

CARBAJAL MAY GIVE BATTLE

New President Insists on Guarantees of Safety to Life.

PESSIMISM IN WASHINGTON

New Government Says Carranzistas Must Not Wreak Vengeance on Men Who Supported the Huerta Regime.

WASHINGTON, July 21.—Provisional President Carballo does not intend to surrender unconditionally to General Carranza and will concentrate his military forces and resist an invasion rather than permit the constitutionalists to enter Mexico City without previous agreements not to wreak vengeance on the lives and property of those who supported General Huerta.

This is the tenor of information from authoritative sources today in Mexico City to Washington diplomats. It spread a feeling of pessimism in some quarters over the possibility of an amicable settlement of the revolution.

Emilio Rabasa, head of the delegation which represented General Huerta at the Niagara conference, arrived here and discussed the situation first with the South American mediators, and then at the Mexican embassy with Jose Castellot, personal representative of Carballo.

While denying themselves to callers, it became known that they favored a more aggressive attitude by Provisional President Carballo to secure guarantees of protection for people in Mexico City and federal territory generally. They may explain that Mr. Carballo had no objection to turning over the government to General Carranza, but must insist on some assurances in advance that property would not be despoiled and that there would be no wholesale executions or arrests.

Another aspect of the situation which was commented on was the knowledge that General Carranza while informing the American consul at Monterey that he would receive a commission from Carballo, made it plain that he would do so only to arrange for the unconditional surrender by the Mexico City authorities.

Diplomats were watching with keen interest the reports stating that General Villa was again threatening a break with Carranza. The death of two French clergymen and the imprisonment of eleven others is giving the French government much concern. Charge Clause of the French embassy had an engagement to present to President Wilson urgent representations in that connection late today.

Carranza Expected Next Week. MEXICO CITY, July 21.—Up to an early hour today followers of Emiliano Zapata, the rebel leader who has been operating in southern Mexico, had not attacked Xochimilco, a village twenty miles from the capital, which place they began to threaten yesterday.

Xochimilco, which is the gate to this city and is of great strategic value, because the capital gets its water supply from the lakes there, is now defended by 4,000 federal troops, the garrison having been reinforced last night by a large body of troops. Federal officials stated today that the place was perfectly safe and that fears of a Zapatista attack on the capital itself were groundless.

The federals who evacuated San Luis Potosi are concentrating in Gonzalez Junction and Queretaro. The constitutional troops, it is stated, have begun their advance south from San Luis Potosi.

Reports received from Puebla say the governor of that state has sent delegates to confer with constitutionalist leaders in order to arrange for their peaceful entrance into the state capital.

The constitutionalists, commanded by General Alvaro Obregon, have arrived in Irapuato, about 100 miles northwest of the capital, and it is reported that they are preparing to advance toward Mexico City.

There have been no new developments in the political situation. The general belief is that nothing definite will be done until next Tuesday, when General Carranza or his delegates are expected to arrive here to confer with President Carballo.

Generals Orozco and Arguendo and other former revolutionary chief now serving with the government have offered their services to President Carballo to check the advance of constitutionalists moving on the capital. President Carballo has declined the offer.

The Brazilian minister is making energetic representations to the foreign office to restore the management and operation of the cable office to the Mexican Telegraph company. The cable office was taken over by the Huerta government on April 23 and has since been operated by the government. It is believed the restoration of control to the Mexican Telegraph company will be made this week.

Youth is Kidnaped at Summer Resort

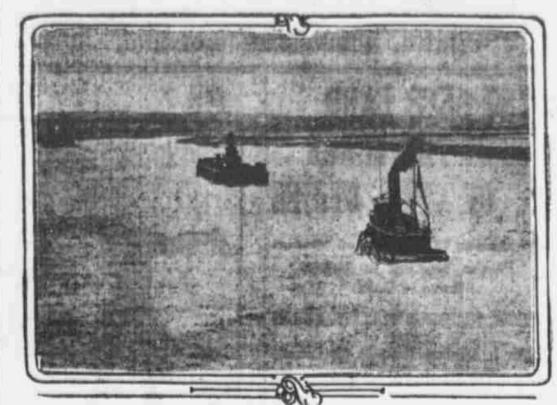
MINNEAPOLIS, Minn., July 21.—Sheriff Langum was asked today to investigate the sensational seizure of a nine-year-old boy from the yard of a summer cottage near Spring park, Lake Minnetonka, last night. Three men, in an automobile, whisked up to the cottage, seized the lad, bundled him into the car in spite of his screams and drove away at top speed. The boy is the son of Prof. L. Skinner, of Leland Stanford University, California. Prof. Skinner's wife, from whom he is separated has been spending some time at Lake Minnetonka with her three children, the boy and two little girls.

A half dozen persons, including Mrs. Skinner, saw the car speed away. The machine was started towards Minneapolis, but made a detour and went in the direction of Shakopee.

THIRD ROUND PLAYED AT LONGWOOD TOURNEY

BOSTON, July 21.—Straight set victories were the rule in the forenoon matches in the Longwood championship today. One of the best matches was between Murray of San Francisco and Dana of Providence, the former winning 6-3, 6-3, 6-3.

New England's 'Little Big Ditch' Open July 29



ENTRANCE TO THE RECENTLY COMPLETED CAPE COD CANAL.

BOSTON, July 21.—The Cape Cod canal, spoken of as "New England's Little Panama," will be formally opened on July 29. The canal will shorten distances and will provide a safer route for 25,000 sea craft a year, which have heretofore had to round Cape Cod. The waterway is eight miles long and is at no place less than 100 feet wide. The opening of the canal will attract thousands of persons from all over the country.

Fried Passes Away; Well Known Man in Various Activities

FREMONT, Neb., July 21.—(Special Telegram.)—William Fried, vice president of the Nye-Schneider-Powder Grain company, died at his home in this city this afternoon of cancer, after an illness of about six months.

He was born in Sweden and came to this country in 1881 during the war. He served in an Illinois regiment. He had been a resident of Fremont since 1902, and all of that time in the grain and lumber business, first in the employ of Nye & Colson and later an officer of the Nye-Wilson-Morehouse company and vice president of the Nye-Schneider-Powder company.

Politically he was a strong republican, taking an active part in local and county politics. Mr. Fried served four terms as mayor, from 1885 to 1901, and declined a renomination. Two years ago he and Mrs. Fried took an extended tour through Europe and had planned a like trip for this season, which he abandoned on account of his ill health. He had known for a long time that the disease would result fatally, but went out riding in his automobile and was about the house until a few days ago.

He was a thirty-second degree Mason and a member of McPherson post of the Grand Army of the Republic, in which he took an active interest.

He leaves a widow, a sister of Congressman Lobeck of Omaha, one brother, one son, William T. Fried of Beemer, and a daughter, Mrs. Walter Jones of Fremont. His funeral will be held Thursday afternoon and will be in charge of the Masonic fraternity. The services at the grave will be conducted by the Grand Army of the Republic.

Notes from Laurel.

LAUREL, Neb., July 21.—(Special.)—A thirty-mile drive north from Laurel shows the small grain in the shock and an occasional thresher at work. Never within the memory of the oldest inhabitant has corn been so far advanced at this season. Rain would be welcomed, but so far the crop outlook could not be better.

The disposal plant for the city sewer is just being completed. The work of putting in the sewer and outlet has occupied some months and the total amount expended by the city is \$9,000.

Many fine residences have been put up in Laurel and vicinity the last two years, but what is said to be the finest farm house in Cedar county is just nearing completion on the H. M. Mayer farm. Two and one-half miles south of town, it will cost about \$20,000.

Laurel young people are busy with a home talent play which they will give in the new Auditorium Thursday and Friday evenings of this week for the benefit of the local base ball club. There will be ball games on the afternoon of the same days between Randolph and Hartington and the local club.

Thomas Berge, hardware and implement dealer, is just completing the finest store building ever erected in Laurel. It is of face-tone brick, 50x100 feet and will be modern in every respect. It will cost \$5,000, exclusive of inside fixtures, plumbing, heating, etc.

Notes from Gordon. GORDON, Neb., July 21.—(Special.)—Rushville defeated Gordon 5 to 4 on the Gordon grounds Sunday in the deciding game of a series of sixteen games played Gordon has lost but four.

Harvesting is on in full swing in this section of the country. Wheat and rye are making good yields, and in some fields oats will make a bumper crop. The corn is in fine shape, a rain having fallen on Thursday last. The potato outlook is very promising. A few fields are in bad shape, the result of a severe wind a few days since.

Work on the new \$15,000 Methodist Episcopal church at this place is fast nearing completion. Mason work has been finished and interior finishing will be out of the way so that the dedication will take place early in August. The building is of the library type, built of Rapid

Once Upon a Time

there was a Mississippi steamboat with a whistle so big that every time it blew, the boat stopped. The whistle took all the steam.

There are lots of people today who exhaust all their energy every time they "blow their whistle."

The trouble is, they have no reserve to carry them through the average duties of every-day life.

Human strength and energy are obtained from food. And it is plain that it must contain the vitalizing elements which the system can take up and store as reserve power for occasions, not only ordinary, but extraordinary.

Grape-Nuts

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"There's a Reason"

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Grape-Nuts is the ideal hot weather food. Concentrated—easy to digest—easy to serve—crisp—delicious!

—Sold by Grocers everywhere.

CONVICTS ARE WORKING ON ROADS AT AMES CAMPUS

AMES, Ia., July 21.—(Special.)—One of the first things to mar the success of the convict road workers at Iowa State college was the escape last evening of one of the men during the night, and as yet nothing has been learned of the missing man. An act of this nature is by no means welcomed by the other members of the working convicts, as they are showing to the state that they can be trusted from behind the walls and are willing to begin life anew. A search will be made for the escaped man and if found he will be placed behind the bars for the remainder of his sentence.

The men spent Monday on the college campus enjoying the recreation offered on the camping grounds. They are quartered in the transportation building temporarily.

The men have been divided into a number of bodies and will be worked on different parts of the campus. One of the first things to be accomplished is the building of a bridge over the creek on the newly proposed road leading into the college from the north.

Iowa News Notes.

WHITING.—The Whiting chautauqua dates have been set for August 9 to 12. Among the headliners will be Richard P. Hobson and the Erwin band. This is Whiting's first chautauqua.



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AMUSEMENTS.

Tel Jed Sokol Gymnastic Tournament at Rourke's Base Ball Park

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\$18 Oak Wash Stands . \$9.00

DRESSING TABLES

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\$69 Walnut Dr. Table \$46.00
\$80 Mahog. Dr. Table \$53.00

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