

He's a Dandy SILK HAT HARRY On Our Magazine Page.

Everyone can afford The Evening and Sunday Bee 25c a Month. EVERYBODY READS THE BEE.

MAY PREVENT PAYING DEALS

Commission Form Looked On as a Stop to Combinations.

BETTER LEGISLATION EXPECTED

City Engineer Craig Commends the Position Taken by The Bee as Offering the Best Solution to Date.

City hall officials are generally of the opinion that the commission plan of government will be a good instrument in preventing other paying deals similar to the one successfully pulled off in Omaha and South Omaha by the Kettle River and Republic creosote wood block companies.

"The new commissioners will have a multitude of things to consider," said one official, "and while I think they will be able to take care of them, we ought to do some of the work at hand instead of smothering it with the expectation that the commissioners will be infallible."

The \$40,000 creosote wood block paving job is only one example of what can be worked by shrewd chaps.

When asked what he believed would be a good remedy for the condition that has prevailed here for several years, City Engineer Craig said:

"I believe The Bee editorial offers the best solution. We are looking forward to commission form of government to help us in these matters, but until we have an opportunity to revise our charter, which I fear can be done only by a concerted action on the part of all of us for proper legislative enactments, will it be feigned so as to bring this about."

To Stop Combinations. The enactment of laws relating to all kinds of combinations is occupying the minds of the best people in the country today.

City Electrician Michaelson, along with his annual Christmas greetings, issues a warning to merchants who decorate their windows and the interior of their buildings with electrical displays.

"Electricity is safest for light and power," said Mr. Michaelson, "and is safest particularly in connection with displays such as are used by merchants at Christmas time."

"Don't fasten anything by pins or otherwise to lamp cords. Don't allow lamps to touch anything inflammable."

"Don't permit tinsel of any kind (it all conducts electricity) to come in contact with lamps, sockets, wires or connections. Don't use drop cords in show windows."

"Don't let amateurs do electrical work. Don't forget the danger of cotton batten with or without electricity. Don't be afraid to call for inspection of any display. No charge."

"The observance of these 'don'ts' will be conducive to a merry as well as a profitable Christmas, for destruction of property and probable loss of life will be forestalled."

Claim for Sixty-Two Millions is Invalid

WASHINGTON, Dec. 4.—A \$62,000,000 claim for the Missouri, Kansas & Texas Railway company against the United States was dismissed today when the court of claims sustained the government demurrer to the railway's petition for reimbursement for every alternate section of land along its lines through the Indian Territory, now part of the state of Oklahoma.

The Weather

Official Forecasts: Forecast till 7 p. m. Tuesday. For Omaha, Council Bluffs and vicinity—Fair tonight and Tuesday; warmer tonight.

Temperature at Omaha—Hours, Deg. 5 a. m. 26, 6 a. m. 26, 7 a. m. 26, 8 a. m. 27, 9 a. m. 27, 10 a. m. 27, 11 a. m. 27, 12 m. 27, 1 p. m. 27, 2 p. m. 27, 3 p. m. 27. Local Weather Record. 1911, 1910, 1909, 1908. Lowest last night, 20. Precipitation, .00. Normal temperature for today, 31 degrees. Deficiency in precipitation since March 1, 15.15 inches. Deficiency corresponding period, 1910, 2.25 inches. Weather in the Great Belt. The pressure is high over the entire country, except areas of relatively low pressure are noted on the middle Atlantic coast and in the extreme northwest.

Eligibles for Commissionership

The Bee will print short signed nominations presenting names for commissioners. Send yours in. Offer but one candidate at a time.

60. Henry F. Meyers. Please allow me to present the name of Henry F. Meyers of 413 North Fortieth street for commissioner of the city of Omaha. An intelligent, well educated man. A man well versed in municipal government and one who would work and watch out for the people's interests. Such a man we need as commissioner of our city.

61. Edward E. Howell. As a candidate for city commissioner I strikes me that Edward E. Howell would fill the bill to the satisfaction of the public. He has been a resident of Omaha for over forty years, ever since he was a boy. He has always taken an interest in public affairs, and has capably served the city as councilman. He knows the city's needs and is capable of conducting any department.

62. Edward Black. Quite a number of names have been mentioned as possibilities for service under the commission form, but here is a personality—an honest reporter. Ed Black is 32 years old, has a lot of accounting experience and general business training. Has been on the Omaha newspapers eight and one-half years, in four and one-half years of which he has covered the city hall with satisfaction to everyone.

More in tomorrow's Evening Bee. City Attorney Decides on Number Under Commission Form. SEVEN WILL NAME A MAYOR While Voting for Seven, the Fourteen Receiving the Largest Number of Votes Will Be the Nominees.

ARE TO VOTE FOR ONLY SEVEN

City Attorney Decides on Number Under Commission Form. SEVEN WILL NAME A MAYOR

While Voting for Seven, the Fourteen Receiving the Largest Number of Votes Will Be the Nominees.

"Vote for only seven" will be the advice printed on the official primary ballots for the special election of commissioners in Omaha.

This opinion, rendered today by City Attorney John Rine, puts an end to the legal dispute over an interpretation of the commission plan of law. Several lawyers maintained that electors could cast ballots for fourteen candidates at the primary, as that number are to be nominated.

"It is clear to me," said Mr. Rine, "that the voters must vote for only seven candidates for nomination. I have been investigating the law and in my mind it is clear on this point."

The provision of the new law upon which the decision is chiefly based is as follows: Notwithstanding any more general law respecting primary elections in force in the state, the official ballot to be presented and used at such primary shall be substantially in the following form, inserting in the blanks the name of the city and the names of all candidates upon the ticket without any party designation, circle or mark whatever, to wit:

Vote for Seven. Following "vote for only—" "seven" will be inserted.

Following the election the new commissioners will choose one of their number or mayor at an increased salary of \$300 per year, but with no veto power.

Heads of departments will be chosen by majority vote of the commissioners. Other city offices shall be appointive and each head of a department shall be held responsible for the conduct of his subordinates and the management of his office and may be recalled upon a petition of 30 per cent of the highest vote cast at the preceding city election.

Beef Packers' Plea for Stay is Taken Under Advisement

WASHINGTON, Dec. 4.—The supreme court of the United States today took under consideration the application of counsel for the Chicago beef packers for a stay of their trial in the United States district court at Chicago, on charges of criminally violating the Sherman anti-trust law. A stay until the court could pass on the constitutionality of the Sherman anti-trust law as a criminal statute.

Little Boys Hurt by Careless Driver

While Willie, Henry and Arthur Dayton were returning home from Sunday school yesterday afternoon the latter two were struck and injured by an automobile at Twenty and Harney streets. Arthur, 6 years old, sustained a two-inch gash on his forehead, and Henry, 3 years old, received a similar wound on the back of his head. Willie, aged 9 years, was not injured. The little fellows were attended by Police Surgeon Peppers and taken to their home at 211 South Eleventh street. They were severely, but not seriously hurt. The police are now searching the town for the careless auto driver.

MAY NOT SEE HIS DYING WIFE

Charges Made that Wick and Moore Keep Husband Away.

MRS. O'KANE TELLS HER STORY

Mother of Dying Woman Arrives and Says She Will Prosecute Saloon Men Who Keep Them Apart.

Mrs. T. J. Roach of Wichita Falls, Tex., sits beside her dying daughter, Mrs. Dick O'Kane, in a little flat at 122 Leavenworth street, watching a hopeless struggle for life, and calling on Mayor Dahlman to prosecute Gus Wick and Charles Moore, owners of the dance hall in which Mrs. O'Kane drank carbolic acid with suicidal intent on Friday morning.

Dick O'Kane, the husband of the dying woman, plays the piano at the dance hall. According to the story the women tell, he is under the control of Charles Moore, who has refused to allow the husband to see his wife. It was his refusal to allow her to see her husband that led Mrs. O'Kane to drink carbolic acid in one of the stalls at the dance hall on Friday morning.

About a year ago the Roachs left Omaha for Wichita Falls, where they purchased a hotel, which they still operate. O'Kane and his wife accompanied her parents to Texas, but the women say Moore coaxed him to return to Omaha, engaging him as piano player. Mrs. O'Kane returned with her husband, but the influence of Moore was strong enough to keep them apart. She is in a precarious condition from the effects of the poison she drank, and Dr. Fitzgibbon, who is attending her, says pneumonia has developed and gives very little hope of her living.

Moore Keeps Them Apart. Mrs. O'Kane told her story to a Bee reporter Monday morning. She said: "I tried to get Dick to come and live with me, and he would have, had not Charlie Moore kept him away. He was making money for Moore and the latter cared not what became of me. Time after time I have gone to the saloon after midnight and passed on my knees to Charlie Moore and Gus Wick to let me see my husband, but they never would. Once Mr. Moore got mad at me because I cried and wanted to see my husband, I cried and wanted to see my husband."

(Continued on Page Two.) Aged Man Found in Unconscious State

Unconscious from a concussion of the brain, Gilbert Boien, aged 68 years, was found about 6 o'clock this morning in the doorway of the South Omaha Van and Transfer company's barn, 623 North Twenty-fourth street. He was found by his son, G. R. Boien, who conducts the transfer business. It is not known whether the elder Boien was kicked by a horse, attacked by an assailant or whether he fell. The police are notified, but are working on the case. The elder Boien arose shortly before six and went to the barn to perform his daily work. It was a few minutes later that the son followed, finding the father unconscious.

Carey Votes in Room in Which He is Born

Frank J. Carey, proprietor of the Carey hotel, celebrated his thirtieth anniversary today. He is probably the only man in Omaha who has the distinction of casting his first vote in the room in which he was born. This room he now uses as his office. When the late P. H. Carey, his father, erected the building at Eighteenth and Howard streets, it was the only one in that neighborhood at the time; now it is surrounded by up-to-date stores and apartment houses.

Council of Persia Appeals to Congress

TEREHRAN, Persia, Dec. 4.—The National Council has telegraphed for aid to the American congress and to the sister parliaments of the world. The assemblies of Isfahan, Tamberia and Kerman and other cities have telegraphed to Mr. Shuster, lauding his services and affirming their confidence in him.

SOUTH OMAHA SALOONIST IN GOVERNMENT MESHES

Frank Stanek, who conducts a saloon at Twentieth and Q streets in South Omaha, has been arrested by Deputy United States Marshal Haze on the charge of refilling bonded whisky bottles. He will be given a hearing before United States Commissioner Daniel Friday.

When Congress Meets



From the New York World.

UPDIKE WINS ELEVATION SUIT

All Elevators at Missouri River Points Get Same as Peavy. SUPREME COURT DECIDES IT

Case Has Been Hanging Fire for Some Time and Local Elevator Men Are Much Elated at the Outcome. "Independent" grain elevator operators along the Missouri river today won a victory over the railroads when the supreme court of the United States decided that elevator companies such as the Updike Grain company, with plants not alongside the tracks of the Union Pacific railroad company, but located in the Missouri river cities reached by the railroad, were entitled to compensation for elevation of grain in transit. The railroad had been paying compensation only to the Peavy elevators and others located directly on the tracks.

A few weeks ago it was decided that the railroads could pay elevation charges at Missouri points and this decision in the Updike case is that other Omaha, South Omaha and Council Bluffs elevators may be paid the same elevation charges. The court held that the railroad could not discriminate against the elevator companies not located on its line merely because the cars in which the grain was shipped were not returned to the railroad within forty-eight hours.

Rockefeller Hands In Resignation as Head of Oil Company

NEW YORK, Dec. 4.—John D. Rockefeller resigned today as president and director of the Standard Oil Company of New Jersey. John D. Archibald was elected to succeed Mr. Rockefeller. A majority of the officers and directors who for years have been associated with Mr. Rockefeller in the control of the Standard Oil Company of New Jersey also handed in their resignations. They included William Rockefeller as vice president and director, C. M. Pratt as vice president, William G. Rockefeller as assistant treasurer, H. C. Folger, Jr., an secretary, Assistant Treasurer and Director H. M. Flagler, Directors T. J. Drake and E. T. Bedford, Mr. Archibald, the new president, also resigned as vice president. The board of directors is reduced from fourteen to nine members.

Chief Expects Word from Los Angeles

Chief of Police Donahue expects to receive communication from District Attorney John E. Fredericks of Los Angeles this week in connection with the confession of the McNamara brothers. "Just what will be done further I do not know," said Chief Donahue, who had been summoned to appear as witness for the state in the prosecution of Otto McManigal, "but it is now certain that neither G. F. Wagner, proprietor of the Union hotel, where McManigal registered in Omaha under an assumed name, nor I will be compelled to obey the subpoena."

Officers of Hotel Clerks' Ass'n

CHARLES W. MILLER, OMAHA, NEBRASKA AND IOWA HOTEL CLERKS' ASSOCIATION MEETS IN OMAHA TOMORROW. JOSEPH McAFFERY, OMAHA, First Vice President.

CONGRESS MEETS AT NOON

Nearly Every Member of Each House is in His Seat.

LITTLETON ATTACKS CRITICS

New York Representative Remonstrates W. J. Bryan and Henry B. Martin in Speech Defending His Acts.

TODAY IN CONGRESS.

Senate: Convened at noon. Committee appointed to notify the president that congress was in session. Senators Smith, Georgia, and Gardner, Maine, sworn in. Senator Curtis elected to serve as president pro-tempore till December 12. Meeting closed for 2 p. m. daily. Adjourned at 12:17 p. m. till Tuesday at 2 p. m.

House: Convened at noon. Committee to notify the president that congress was in session was appointed. Representative Littleton on point of personal privilege, answered attacks on McNamara by using a "steel rule" strategy. The bill amounting to \$746,894,563 for the fiscal year were submitted for consideration.

WASHINGTON, Dec. 4.—Both houses of the Sixty-second congress convened at noon today. Practically every member of each house was in his seat. The galleries were crowded and hundreds of persons were unable to gain admission. The expected speech of Representative Littleton of New York regarding the steel trust question was the sensational incident featuring the opening day. Representative Martin W. Littleton addressed the house with a diatribe against those whom he alleged had maliciously defamed him because of his independent attitude as a member of the house committee of inquiry into the United States steel corporation. He charged that Henry B. Martin, secretary of the Anti-Trust league, had circulated false accusations against him and he accused Martin of conspiring with David Lamar, a bear operator in Wall street to aid in the depression of steel stock. He charged that William Jennings Bryan had "gone off half-cooked" in the Commons in his comment on the steel investigation. Mr. Littleton did not demand that the house investigate his charges, announcing that he would content himself with the statement of his position and denial of the allegations against him. Heast for Bryan. Most of Mr. Littleton's speech was devoted to a defense of his position on the committee and to a complete denial of the accusation that he was allied with the "trust interests." His references to Mr. Bryan were based on the Nebraska editorial regarding that Mr. Littleton was a "horrible reactionary" and "will be retired from the committee if the house Democrats really desire."

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UNCLE SAM'S BUDGET LOWER

Estimates for Next Year Are Seven Hundred Forty-Five Millions. SAVING OF TWENTY-ONE MILLION

Estimates for Public Works, River and Harbor Improvements and Pensions Are Reduced. WASHINGTON, Dec. 4.—Estimate of the Treasury department for running the government during the next fiscal year, submitted to congress today, contemplate a saving of \$21,283,321.43, as compared with the amount appropriated for the fiscal year 1911-1912. The total amount estimated for all expenditures of the government are \$745,521,563. This amount does not include the appropriation for the Postoffice department which is expected to be self sustaining. The appropriations made by congress for the present fiscal year aggregated \$767,218,485. Economy of government expense proposed is shown to be \$122,000,000 to \$109,736,701, a decrease of \$12,263,298. More than half of this decrease is accounted for in a plan of the Treasury department for handling appropriations for public buildings.

Five Men Charged With Complicity in Underwood Murder

KANSAS CITY, Dec. 4.—Five negroes are under arrest here charged with being implicated in the murder of Albert Underwood, assistant cashier of the local Missouri freight house, who was fatally wounded when the freight house was robbed last Friday night. Underwood lived less than twenty-four after being shot by the robbers. Featherstone Powell, janitor at the freight house, who was arrested first on suspicion, made a confession implicating four other negroes—Holroyd Powell, Arthur Brown, George Bonner and Falconer Gibbs. The robbers secured \$1,000, which has not yet been recovered.

Columbus, O., Bank Suspends Business

COLUMBUS, O., Dec. 4.—The Union National bank today posted a notice of suspension by a resolution of the board of directors. It was further stated that the bank is now in the hands of the controller of the currency. As the action of the directors had been expected it is not thought the closing of the bank will have any effect on the local financial situation. The capital stock of the bank was \$250,000, its surplus \$100,000 and it is estimated that its deposits approximated \$2,600,000.

Supreme Court Defers Action in Tobacco Case

WASHINGTON, Dec. 4.—The supreme court of the United States today took under consideration the application of the leaf tobacco board of trade of New York to have that tribunal review the organization plan of the American Tobacco company. A decision is expected next Monday. The government opposed the motion.

CHAUFFEUR IS HELD IN CONNECTION WITH KAUFMAN MURDER

CHICAGO, Dec. 4.—Detectives in every part of Chicago continued today to run down every possible clue with the hope of arresting the three men who are believed to have murdered Mrs. Edmund Kaufman near her home on Hancock boulevard Saturday night after trying to hold up the woman and her husband. Only one man, William Guttenberger, a former chauffeur employed by Kaufman, is being held by the police. Five other arrests were made, but all the suspects were let go when Kaufman failed to identify any of them. He did identify Guttenberger, but the latter stoutly protests his innocence and the police think possibly that Kaufman made a mistake in the identification. After the police had refused early today to allow Guttenberger's father and brother and Attorney George Remus to talk with the prisoner, the lawyer said he would file suit later in the day for \$50,000 against Assistant Chief of Police Schuetzler, Acting Captain Joel Smith and Sergeant John Benson, and in addition would ask for a writ of habeas corpus for his client.

Money Paid Wife of Juror

Attempt Made to Bribe First Man Sworn for McNamara Panel. SAYS LABOR LEADERS KNEW

Mr. Darrow Admits that Union Were Represented at Conference Where Issue Was Finally Decided. BULLETIN. LOS ANGELES, Dec. 4.—The preliminary hearing against Bert H. Franklin, an investigator employed by the defense in the McNamara case, charged with bribery, was continued for one week today by Justice M. P. Young.

LOS ANGELES, Dec. 4.—Further details were learned today of the alleged plot to influence the McNamara jury, the supposed frustration of which by the arrest of Bert H. Franklin, a defense lawyer, was an important factor in forcing a confession of guilt from the McNamara brothers. A signed statement was declared to be in the hands of District Attorney J. D. Fredericks, made by Mrs. Robert F. Bain, with it the first sworn juror in the case, charging that \$500 was paid to her by an agent of the McNamara defense to influence her husband to secure a disagreement in the acquittal by the jury of James H. McNamara, then on trial for the fatal shooting growing out of the Los Angeles Times explosion. "Yes, it is true," Bain himself is quoted as saying, "and the money given to my wife has been given to the district attorney. A statement by the agent in the transaction is said to be in the possession of the court."

Franklin Case Continued. A preliminary examination of Franklin for the alleged attempt to bribe George N. Lockwood, a venireman, by the use of \$1,000 was scheduled to take place today, but a continuance for a week was expected to be asked for and granted. The two incidents of alleged bribery—

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Christmas gifts for want ad readers

By reading the want ads every day, you may find your chance among the want ads telling you that a gift is waiting for you. No puzzles to solve—nothing to do except to call on the want ad office when your name appears. There are other prizes than those free gifts on the want ad pages. You may find your opportunity in the way of a situation, a bargain or valuable information. It is a good habit to read the want ad pages—every day.

Dalzell's Ice Cream Bricks

Tickets to the American Theater. Loxes of O'Brien's Candy.