# MAYOR WAS READY FOR TRIAL

But Was Disappointed on Account of Plans of the Court.

## IMPEACHMENT PROCEEDINGS POSTPONED

**Wheeler and Hascall of Course Were Not Ready to Have the Facts Presented—Case Set for First Day of the September Term.**

The impeachment charges filed ten days ago by Isaac Hascall and Dan Wheeler against Mayor Bemis were set for hearing before Judge Keysor yesterday, but at the instance of the court the case was continued until the September term of court. Pending this decision of the court, however, a sufficient opportunity was afforded to judge of the contemplated tactics of both parties. The mayor, through his counsel, contended for an immediate hearing, while Judge Clarkson for the complainants disclosed a series of obstructions with the obvious intention of postponing the issue as long as possible.

The court room was well filled with citizens and public officials when Judge Keysor took his seat on the bench. Wheeler and Hascall were on hand and occupied chairs close to the elbows of their counsel. The mayor came ten minutes before time for the case to be called, accompanied by City Attorney Connell, who appeared as counsel for the defense.

Mr. Connell arose promptly at the appearance of the judge and said that according to the citation served upon Mayor Bemis the time had arrived when he was to appear and answer the charges that had been filed against him by Councilmen Hascall and Wheeler and he was ready and anxious for an immediate hearing. They should take advantage of the provision of the charter by which this case took precedence of all civil cases and demand that the evidence be taken up at once without regard to other cases which might be before the court.

Judge Clarkson said that they were also ready for trial, but the law contemplated that certain rules should be established for the guidance of counsel before introduction of testimony was begun. After that was done they wanted time to file a motion to strike out certain parts of the answer as irrevelant and scandalous and after the court had ruled on that they would want still further time in which to formulate a reply to the answer.

NO CAUSE FOR DELAY.

Mr. Connell replied that he failed to see why any additional rules should be required beyond the usual practice of the courts, and of the supreme court. As far as the defense was concerned, they did not ask for a strict interpretation of the rules of evidence. They wanted the bars thrown down and the electric search light turned on to its full capacity. They wanted every jot of evidence brought to light, and there was no occasion to delay the hearing for the sake of formulating further rules than were already laid down by the usage of the courts.

In reference to the objections to portions of the answer, Mr. Connell said that if the complainants objected to any part of the answer they should have been prepared with a written motion designating those portions which they considered irrevelant and scandalous, so that the court could pass on it at once and then proceed with the hearing. It was to be supposed that when they filed these charges they were familiar with their case and ready for trial. These charges had been in process of incubation for several months, while the defendant had only had ten days notice of these proceedings. The counsel for the complainants had been served with a verbatim copy of the answer several days previous, and had had an abundance of time in which to formulate their motion to strike out.

At this point Judge Keysor remarked that there was one other factor in the case which the counsel seemed to have lost sight of, and that was the court. A judge of the district court had publicly announced that the charges preferred were sufficient to cause impeachment proceedings to be instituted, and the case had come on at the very end of the term. This was the first case of this kind that had come before the court. There was absolutely no precedent to guide its action. He did not think that he should be asked to sit alone to hear the case. He ought not to be required to pass on so important a question, which involved the impeachment of the mayor of a great city like Omaha without being given an opportunity to look up the law in the case, to consult with the other judges, and to ask one or more of them to sit with him in the case and aid him with their counsel and advice.

He had been hearing cases continually since these charges were filed and had no opportunity to examine the law in the case. It had been generally understood by the judges that the court should adjourn today and in his judgment the hearing should be continued until the first day of the next term.

Judge Clarkson cheerfully acquiesced in the views of the court and added that they had not expected that the hearing would be begun at once anyway.

URGED IMMEDIATE HEARING.

Mr. Connell again urged the right of the mayor to have the charges ventilated without delay. He said that while it was true that it was near the end of the term the complainants had chosen to file the charges at this time instead of waiting until the approach of the September term. This was with the evident intention of compelling the mayor to remain under the burden of these charges until another term of court. The defendant was ready to meet the issue and justice dictated that he should have an immediate hearing. If these charges were true he did not want to remain mayor of Omaha for another day, but if they were not true he should not be compelled to have them hanging over him any longer than was absolutely necessary. While he was ready to acquiesce in the judgment of the court he was still disposed to urge an immediate hearing in the strongest terms.

In reply Judge Keysor stated that this question of whether the proceedings should be governed by the strict rules of criminal law or by the more liberal construction of equity was a serious one and he wanted time at the beginning to decide it. It was no small thing to accuse the mayor of a city like Omaha of malfeasance in office and ask the courts to remove him from his official position. Therefore the trial should be conducted in a manner that could leave no doubt in the mind of any one when it was concluded that justice had been done. The defendant should never be convicted or exonerated on the judgment of a single man in whose opinion the public might not entirely acquiesce. He had been absolutely unable to induce any other judge to sit with him on account of the approach of the vacation and he believed that no interests would be jeopardized by a postponement to the next term.

The court then set the case for hearing on the first day of the September term at 2 o'clock p. m. and announced that any decision that he might arrive at in regard to rules during the vacation would be communicated to the counsel so that they might be ready to proceed with the hearing without delay.



**Half Rates to Toronto.**

Via the Burlington route, July 17 and 18. Tickets and full information at Burlington's city ticket office, 1324 Farnam street.

**DOLLARS 15 DOLLARS.**

**To Denver and Return.**

To Colorado Springs and return.
To Pueblo and return.
Via the Union Pacific.
Tickets on sale July 21, 22 and 23. Account Mystic Shrine meeting. For further particulars call on
H. P. DEUEL, C. T. A. U. P. System,
1302 Farnam street.

**City Hall Cullings.**

The city council was in session yesterday as a board of equalization on the assessment of special grading and paving taxes. These consist of a number of small pieces of work affecting property owners on portions of about thirty streets.

The mayor has received a letter from Thomas Norquay of Kasto, B. C., who has a new scheme for the prevention of electrolysis which he is anxious to have tested in this city. He claims to have a perfect system of insulation by which the disastrous effects of the electric current can be avoided and is willing to make the tests without expense to the city.

**Creditors Sale.**

We advise you to come Saturday morning if possible, so as to avoid the rush Saturday afternoon and evening. Overalls, with or without bib, 19c. Men's full suits, worth $8.50, for $2.50. Choice of neckwear, worth up to 50c, only 9c. Boys' fancy caps and hats, worth up to $1.50, for 10c. Men's wool pants, former price $2.75, to close 85c. Boys' suits marked away down to nothing, some as low as 39c. Choice of a big line of white and fancy vests, 50c. Boys' waists, worth 35c, for 10c. Men's stiff fur hats, worth up to $3.00, only 50c. Men's flannel coats and vests, only 45c. Remember the creditors were served with legal notice to vacate the room in 10 days, so the trustee in charge is instructed to let her go. This is a grand chance for country merchants and peddlers. Fixtures are for sale cheap. Don't be mislead, but be sure you are at
CREDITORS' SALE,
At the late Popular Clothing House's old stand, 109 S. 16th, between Douglas and Dodge.
P. S. Wanted, 10 experienced clothing salesmen.

**LAST HALF FAIR EXCURSION.**

**Via the Warbash R. R.**

Will leave Omaha on Tuesday, July 17th for Toronto, Canada. Giving everybody one more chance to visit friends. All trains are now running on time. Excursion tickets will be sold from Toronto to points in Canada and New England. For tickets and further information call on any agent of connecting lines or at Wabash office, 1502 Farnam street, or write
G. N. CLAYTON,
N. W. P. Agent, Omaha, Neb.

## *FRENCH ANARCHISTS ACTIVE.*

**Outrages by the Reds in Paris Prevented by the Police.**

PARIS, July 13.—The Matin today publishes a statement that the police of this city have been informed that an anarchist recently left the United States for England, enroute to France, having in his possession several bombs.

Previous to the departure of the anarchist referred to, according to the Matin, a plot was hatched in the United States to explode bombs simultaneously in the Elysee palace, the Senate chamber, the Chamber of Deputies and the Palais de Justice here.

Further details concerning this alleged plot, the Matin adds, were refused that paper by the person who gave its representative these facts.

TOULON, July 13.—The authorities of this port are investigating what appears to be the attempt of an anarchist to destroy by fire the new French ironclad Carnot, which was launched yesterday.

Full details in regard to the alleged plot are not obtainable, as the investigation is not complete. But the following facts seem to have leaked out in spite of the precautions taken to prevent their publication.

Just previous to the launching one of the dockyard officials discovered smoke issuing from the hold of the vessel. An alarm was promptly given, and it was found that the fire had only just been started, and was, therefore, easily extinguished. The flames had been started in a manner which leaves no room for doubt that it was a plot to destroy the ship. A large bottle of turpentine had been emptied over the woodwork of the hold in a manner well calculated to cause a rapid spread of the fire. Near the bottle a box of matches was found, and several burned matches were around the spot where the flames burst forth. It is reported that one of the dockyard workmen, suspected of being an anarchist, was shortly afterwards arrested and confessed that he and two accomplices attempted to set fire to the Carnot.

**SCANDAL IN THE BARRACKS.**

**Officers of a Crack British Regiment Assault Female Servants.**

DUBLIN, July 13.—The Freeman's Journal today publishes an account of a scandal which has occurred at Birre, Kings county, the headquarters of the prince of Wales' Leinster regiment (Royal Canadians.) According to the story, a few nights ago some of the officers of the Leinster regiment, masked and disguised, forcibly entered the rooms of some female servants, assaulted two of them and fled. The officers, in their flight, rushed past a sentry, who challenged them, and upon their refusal to halt, the sentry thrust his bayonet into one of them and shouted for the guard to turn out. The guard turned out promptly, and the officers were arrested. The two girls who were assaulted have sworn out complaints against the prisoners.

**Russian Nihilists Arrested.**

ST. PETERSBURG, July 13.—The police of Kirpitchnaja recently arrested a Polish student who was suspected of being a member of a Nihilist society. Upon searching his lodgings an English made bomb was found. Further investigation enabled the police to arrest another student and the latter's sister. These three arrests led to the discovery of certain documents of an incriminating nature. The brother and sister, it appears, had long been sought after by the police. The judicial inquiry which followed is said to have revealed an extensive plot against the life of the czar.

**Nothing for His Daughters or Charity.**

MONTREAL, July 13.—Duncan McIntyre, the Canadian railroad king, who died three weeks ago, leaves an estate of $1,500,000, principally locked up in American railways. A month before his death he gave his wife $500,000 and each of his sons who were of age $100,000. His three daughters received nothing and not a cent is given to charity.

**Four Days' Trial for a Murderer.**

PARIS July 13.—After a four days' trial Abbe Brunean was sentenced in Lavel to death for having murdered Abbe Fricott at Entrammes last January. Brunean was proved also to have killed M. Boerdaisse, a florist. Brunean is cool and protests his innocence. He admits that he once led a loose life, but reformed some time ago.

**German and Spanish Trade Relations.**

LONDON, July 13.—The Spanish Cortes having closed without having voted a treaty of commerce with Germany the German government has notified Spain commercial relations between the two countries must be regarded as severed and that it will not entertain Spain's proposal for a modus vivendi.

**Urged Them Not to Fight.**

LONDON, July 13.—The Standard says it believes the Russian and United States governments have urged China and Japan not to resort to hostilities in Corea. It says the outbreak of war would be the beginning of a new eastern question in which the United States would also be involved.

**He's Nothing if Not Patriotic.**

SAN SALVADOR, July 13.—Emanual Rivas declares that it is not his intention now to be a candidate for president. He says he shall be a friend to the government whoever is elected. Carlos Melendez and Jacinto Castellanos are avowed candidates.

**Stamboul Claims to Be the Center.**

CONSTANTINOPLE, July 13.—At Stamboul it is believed the center of the siesmic disturbance is in that locality, which enhances the anxiety felt. No Europeans are reported killed or injured, but the total of the casualties is greater than at first supposed.

**Vigilant and Britannia.**

GLASGOW, July 13.—The Vigilant and the Britannia have been entered for the Plymouth and Penzance regattas.

**Cholera Raging at St. Petersburg.**

ST. PETERSBURG, July 13.—There were 143 new cases of cholera and fifty-four deaths from that disease reported here yesterday.

**Death of a Boston Clergyman.**

BOSTON, Mass., July 13.—Rev. Michael Moran, for the last twenty-two years pastor of St. Stephen's church, is dead, aged 61.



# WHY THEY WERE CLOSED

The Morse Dry Goods Company Shut Up for a Whole Day.

## WHEN THEY WILL OPEN AGAIN

**Preparing One of the Finest Feasts in the Way of Bargains Ever Known in This Neck of the Woods.**

The annnouncement Thursday that the Morse Dry Goods Co. would close all day Friday set everybody to guessing as to the cause, but a glance at nearly every page of The Bee will soon solve the riddle, for almost wherever you look you will find an advertisement telling of some great bargain at Morse's today or tonight.

THEY OPEN TODAY.

The great rush of business for the last four or five weeks has made terrible inroads on the stock on the shelves and this week it became absolutely necessary to lay off a day and bring out the reserve stock to make the store look as if it was inhabited. Now this reserve stock is so large that if you were to see it you couldn't realize that it could be sold in a thousand years, much less in sixty days, but it will disappear from view as chaff before the wind, for the Morse management has devoted the entire day to marking it down to so far below cost as to insure the most rapid sale ever known.

They have been bargains, all the time to date, but watch them now. You'll say you never saw a bargain before when you feast your eyes upon the array at this the great Saturday opening sale.

No goods will be charged, none exchanged, so bring your money and your friends and buy all you can while you have the best chance in the world.

Notice the Edgemont display ad today.

**Half Rates to Toronto.**

Via the Burlington route, July 17 and 18. Tickets and full information via Burlington's city ticket office, 1324 Farnam street.

$15.00 to Denver and return via the Union Pacific, July 21, 22 and 23. Account Mystic Shrine meeting. See me.
H. P. DEUEL, C. T. A. U. P. System,
1302 Farnam street.

**It Makes No Difference.**

What your ailment is, a fortnight's stay at Hot Springs, S. D., will benefit you.
The chances are, it will cure you.
The Burlington's city ticket agent at 1324 Farnam street will gladly give you full information about Hot Springs, and also—if you ask for it—a beautifully illustrated folder.

**EASTERN EXCURSION ANNOUNCEMENT.**

**Chicago & Northwestern Railway.**

July 17 and 18, only half fare to Toronto, Ont., and return, via the Chicago & Northwestern railway, with choice of routes east of Chicago. Tickets good returning until September 15. Special accommodations on fast trains for B. Y. P. U. delegates and the general public.
City ticket office, 1401 Farnam street.
Check your trunk at your home.

**Fined for Holding a Hat.**

The case of the city against the proprietor of the Randall restaurant, wherein Roy Wilson, the man from Minnesota, had a row and lost his hat for the reason that he refused to pay for a meal that he ordered Thursday, was called in police court yesterday. The restaurateur was fined $5 and costs, after which an appeal was taken to the district court.

**Colic Promptly Cured.**

A few days ago when I had an attack of colic in the bowels, I took a dose of Chamberlain's Colic, Cholera and Diarrhoea Remedy, and within ten minutes all of my colic pains had disappeared. I am highly pleased with the remedy and take pleasure in recommending it. Z. Bearse, Chatham, Mass. 25 and 50 cent bottles for sale by druggists.

**Rifles Will Go to Plattsmouth.**

The Thurston Rifles, seventy-five strong, will go to Plattsmouth this evening and go into camp. With them will go the Seventh Ward Military band.
The company will give an exhibition parade this evening. Sunday the program consists of guard mount in the morning, concert in the afternoon and parade in the evening.

## *LOCAL BREVITIES.*

Mrs. Ann Garlich has applied for letters of administration on the estate of Herman J. Garlich, deceased.

Something disturbed the fire alarm wires yesterday and caused two false alarms to be rung in at engine house No. 3.

James Thompson has instituted foreclosure proceedings in district court on a mortgage given by Joseph and Elizabeth Campbell to secure a note for $2,000.

Joe Straub, who is employed at the Board of Trade restaurant, was robbed of a gold watch last evening. He hung his vest up when he went to work and when he went to put it on he missed his watch.

The Moline-Milburn-Stoddard company has sued Robert McClure, I. W. Miner, R. S. Berlin, Charles Ogden, Frank R. Morrissey and B. A. Fowler to recover $280.57 on a promissory note, said to have been given by McClure and Miner in 1890. The other defendants are alleged to have endorsed the document.

## *PERSONAL PARAGRAPHS.*

D. C. Parshall of Fairfax, S. D., is at the Merchants.

State Senator James Marsh of Laramie, Wyo., was in the city yesterday.

Fire Chief J. J. Galligan has been confined to his home for the past few days by an attack of lung trouble.

H. R. Blackburn and wife of Ashland are at the Merchants during a brief visit in Omaha. They are accompanied by Mrs. H. A. Carpenter.

F. W. Collins, assistant county attorney of Lancaster county and president of the Nebraska League of Republican clubs, was in the city yesterday.

**Nebraskans at the Hotels.**

At the Merchants: David Neely, Shelton; Mrs. A. K. Goudy, Lincoln.

At the Arcade: Robert Graham, Alliance; J. M. Miller, Valentine; A. S. McKay, Friend.

At the Mercer: George Bird, Grand Island; F. L. Harris, W. C. Ballard, Lincoln; E. B. Duncan, Neligh.

At the Paxton; Juan Boyle, Kearney; A. G. Stewart, Beatrice; M. C. Keith, Grand Island; H. S. Manville, Tilden.

At the Dellone: F. E. Ward, Tekamah; T. W. Engles, Auburn; G. B. Spice, Columbus; E. A. Wood, Coleridge; B. G. Castor, Wilber.

**Minor Police Matters.**

Martin Mehhus was called into police court yesterday on a warrant charging that he had been selling milk without first procuring a city license. The case was continued, the man pleading not guilty. Regarding the milkmen the inspector says that none of them seem inclined to pay until after they are arrested and convicted.

Burglars visited the grocery store of E. Modansko, 1611 Leavenworth street, Thursday night and carried away a quantity of tobacco and cigars. An entrance was effected by breaking out one of the windows in the rear of the building.

**TOBIAS CASTOR'S SCHEME.**

**Administrationists Bent on Laying Out the New Style of Democracy.**

The frequent visits of Tobias Castor to Omaha these days and his studied efforts at seclusion are sufficient to convince the ordinary observer of the trend of political events that there is something afoot that means discomfort for Congressman Bryan and his aspirations. Castor was in town again Thursday night and he held a private conference with a number of local leaders, the results of which are not for the public's edification at present. Enough is known, however, to make it certain that the plan of campaign has been pretty well agreed upon.

Among the "administration" democrats it is a commonly accepted belief that Congressman Bryan desires to receive the democratic nomination for governor and that immediately following that he expects to secure the endorsement of the populist state convention. It was to further this ambition that the populist convention was postponed to a later date after an earlier date had been fixed by the executive committee. It was for this purpose, too, that the free silver conference was called in this city. The free silver conference, as will be remembered, did two things. It placed itself squarely upon the populist platform, so far as the silver question was concerned, and it appointed a strong committee to confer with the officers of the regular democratic state convention with a view to calling an early convention.

Such is the situation among the Bryan men as the opposition understands it. It may not be the true situation. It may be that Bryan does not want to be the democratic candidate and it is barely possible that he would be overpowered with consuming grief if the populists should happen to endorse him. But at any rate, that is his position as it is sized up by Euclid Martin, Tobias Castor, J. Sterling Morton, C. S. Montgomery, N. S. Harwood, A. J. Sawyer and other prominent democrats of Nebraska.

TO CIRCUMVENT BRYAN.

Holding these views, these gentlemen, whether right or wrong, have quietly laid their plans to circumvent the free silver congressman and his plans of a demo-populistic combination. Their first strategic movement is to delay the meeting of the state central committee, which will have to be called sooner or later in order to fix a date for the state convention. It is well known that there is a long and loud demand for the immediate sitting of the state central committee. This demand is echoed by every democrat in the state whose bourbonism is tinctured with the flavor of populism. Committees have waited upon Chairman Euclid Martin, petitions have been addressed him, letters by the hundreds have been fired into his mail box and vociferous editorials from the pens of free silver editors have been aimed in his direction. During all this bombardment and fusilade Chairman Martin has maintained a stolid indifference. He knows that the state central committee will wait until he calls it together and he knows that he will not call it together until he gets ready. It is entirely safe to assume that the call will not be issued until it is too late to call a state convention before the populists meet in Grand Island.

The state committee will not meet until some time in the month of August, if present indications can be relied upon. It is also perfectly safe to assume that the committee will not meet until late in the month of August. This would throw the convention over until some time in September or possibly into October.

As developed in the conference with J. Sterling Morton Wednesday evening, the majority of the democratic state central committee is complacent to the wishes of the chairman. This is but natural in view of the fact that the present state committee was selected at the convention held in Lincoln last October, at which the Bryan forces were simply overwhelmed by superior force of numbers. That convention was packed by Tobias Castor in the interests of the administration and for the purpose of browbeating the free silver democrats led by Bryan. Naturally a packed convention selected a state committee that would reflect its sentiments in the future campaign. Tobias Castor was never known to forget a detail so important as that.

There are a few kickers on the state committee. One is Robert Clegg of Falls City, who has been a free silver Bryan man for several years. Con Gallagher of Omaha is another, R. P. R. Millar, the burly Missouri Pacific freight agent at Lincoln, is another. Holland of Friend is also obstreperous, and Charlie Pool, editor of the Tecumseh Journal, don't know exactly where he stands, but guesses he will stand with Bryan. His position is so equivocal that the leaders who are working for the administration, while the other fellows are shouting for Bryan, place him among the shouters for prudent reasons.

Once in a while you will run across a Bryan man who insists that Bryan is not a candidate for governor. You can't make an administration democrat believe this. If Bryan is not a candidate for governor and does not want to secure the nomination with a populist endorsement, why does he and all his shouters demand an early convention? What difference does it make to them?

CAUSES SOME KICKING.

Word comes from Lincoln that the delegation selected by R. E. Moore to further his own ambition to be lieutenant governor of Nebraska is not giving entire satisfaction. This is but natural from the fact that a large majority of the people of Lincoln do not believe R. E. Moore is a candidate for lieutenant governor in the true sense of the word.

The county convention authorized him to select his own delegation and he was given as much time as he wanted in which to do it. He waited for several days after the convention had passed into history before he announced the men who were to go as delegates to the state convention. The publication of the list was the signal for complaints from different sources. It was seen at once that it was a Majors delegation. There were a few men on the delegation who were known to favor the nomination of some other man, but they were so hopelessly in the minority that any application of the unit rule would make the delegation solid for Majors. But, a member of the delegation who visited Omaha Thursday stated that Majors had requested as a personal favor that no attempt be made to enforce the unit rule. He gave as his reasons that if Lancaster county established the precedent of a unit rule Douglas county would be likely to follow suit. He was opposing the unit rule in Douglas county and could not expect to have his way in Lancaster. Consequently he desired Lancaster county's delegates to cast their individual votes.

This is right where the kick comes in. The Majors men in Lincoln are finding fault with Moore because so many men not favorable to the Nemaha candidate were placed on the list. They wanted it unanimous.

## *DIED.*

DAILY—Ella, aged 27, beloved wife of Charles R. Daily. Funeral from her late residence, 2912 Franklin st., Saturday, 2 p. m. Interment Forest Lawn cemetery. Friends of the family invited.