# THE OMAHA DAILY BEE WEDNESDAY, MARCH 13, 1895.

priation bills were nearly all in the

committee on finance, ways and means.

Hairgrove, the introducer, by request,

ways, and voted for indefinite postpor

I shall vote for its indefinite postponement

SENT TO THE GENERAL FILE.

for the relief of their attorneys, was

ostponement

ounsellors at law.

couplers.

In explaining his vote he said:

duty, and, th withhold my

presented this proposition to the priest who had been elected by the congregation and who had no right in the premises. right to the property. They say that they to take forcible possession.

0

property. ought to have a voice in saying to deeded to Vicar General Choka, and they refuse to transfer the deed to Bishop Scan-nell. Since the bishop did not have the deed they claim that he refused to appoint a present priest themselves. Priest was raised to the priesthood by Karminski Archbishop Vilatte to carry on the services of the church according to the Latin rite, and they claim that he is as much a Roman atholic as Bishop Scannell. The leaders of the Scannell division seem to

Joseph Nowicki and Jacob Netzer, with Przanowski as lieutenant. Priest Karminski and Joseph Inda appear to be at the head of the other faction, and the priest claims that he has been threatened fre-They desire to kill him, he says, and have held meetings to lay plans for doing so, but the bishop has told them not to do this. He thinks that the whole trouble was caused by Nowiski, who, he says, is continually urging on his countrymen to vio

Priest Karminski was arrested in the afternoon and charged with shooting with intent to kill.

# IN THE POLICE COURT.

Adam Przanowski filed a complaint against the priest, charging him with shooting with arrest was made soon afterwards and Kar-minski was arraigned before Judge Berka, The who released him on his own recognizance to appear at a time not set. Joe Krakowski and Jacob Netzel, two men who were mixed up in a side fight, were arrested and released bonds of \$100 each for their appearance in police court today at 10 o'clock.

Late in the afternoon members of the Karminuki faction appeared in police court and filed complaints against their opponents. charging them with various offenses, from shooting with intent to kill down to assault. Those for whom warrants were issued are Nick Cherek, Jacob Netzel, August Netzel, Frank Szczpanick, Frank Hajnoski, Adam Adam Przanowski, Frank Ridweiski, Joseph Nowis-cki, Nikodimis Targaszewski, Xawery Targaszewski, John Krystynek, Katy Krystynek, Francis Gorlik, Katy Szymanaka, Katy Naw-John Kahanowsky, John Kenggar Joseph Nawracaj, Anton Zglinski, Wallency Karbowski, John Kozicki, Tom Cherek and Frank Kobilla.

At the conclusion of the fusilade an examination disclosed a dozen holes in the wall about the door and altar where the bullets had imbedded themselves. Two of the bullets pierced a statue of the Virgin Mary, but none of the altar pieces were touched. Judging from their positions in the walls some of the bullets must have passed very close to the head of the pricat.

WILL SHOOT TO KILL NEXT TIME. "I do not regret it a particle that I shot Dargaczewski," said Priest Karminski yester-day afternoon when in jail. "If I were act in the same position again I would act in the same way, only I think that I yould be cooler and shoot with better effect. When I saw the men in the church I was not frightened, but I admit I was considerably ited, and that made me shoot a little lly. I shot at the men's legs every time wildly. because I did not intend to kill them, but I would do differently the next time. They deserved to be killed, for they entered on my premises like robbers, with the intention of killing me, and I surely have the right to myself. They intended to kill me for I have received several letters threatening my life. Heretofore they did not intend to murder me in the church for fear of desecrating it, or so I have heard that Bishop Scannell has advised them. The lawyers, I understand have also been urging them to

get possession of the church by any means. These things have kept the people, who are poor and ignorant, in a continual state of frenzy, and when their anger cooled off a little the man Nowiski would set it ablaze He is the one whom I blame for the trouble that occurred today. He has been continually urging on the people to get possession of the church and to murder me.

denounced by Karminski and his followers o had no right in the premises, fraud them of their rights, and under the oir he refused to listen and they determined fairs of the church shall be administered

other side also claims a right to the ty. They admit that it belongs to the a Catholic church, but they say that sons, but he would, with his life, prevent of men, and that the list of injured would number more the next time, as he would shoot to kill. He intended to protect the rights of his followers, and the scenes of yesterday had no terrors for him. With the assistance of his friends he expected to re tain possession of the church until th supreme court decided otherwise.

F. Dargaczewski, who received bullet wounds in the legs, was more severely injured than was at first supposed. He was removed to St. Joseph's hospital, where it was decided that one of his legs would have to be amputated. The injured man and his brother refused to allow the amputation to be made last night.

Adam Przanowski, who acted as one of the eaders of the Scannell faction, spoke as follows: "As soon as Judge Ambrose delivered his decree in the case we waited until rewaled the case nor vacated the church we tified them to leave, but no attention was

MANY ODD FELLOWS AT LOUISFILLE. shall proceed no further, but shall forthwith

that intention

#### District Meeting Largely Attended and an Enjoyable Time Had.

LOUISVILLE, Neb., March 12 .- (Special.)-Louisville people have been entertaining delegates to the district convention of the Independent Order of Odd Fellows, which closed vesterday morning. In the afternoon a "love feast" was held, at which fifty testified to the good things received from the order.

While the men were thus enjoying themselves in their lodge room the Rebekahs were preparing a feast of a different sort in visitors from Omaha and other points were cordially received and marched to the banquet all, where covers were laid for sixty. Twice were the places filled. Promptly at 7:30 the evening session of the convention was called

evening session of the convention was dated to order. The following are some of the visiting brothers: P. C. Peterson, nohle grand, Plattsmouth; R. Dexter, district dep-uty grand master, Ashland; T. W. Shrvock, past grand master, Baltimore, Md.; G. W. Fox, noble grand, Springfield; J. P. Gage, grand secretary, Fremont; G. L. s, superior representative, Fremont; Afton, district deputy, Elmwood; Cyrus C. E. Stevens, past noble grand, Elmwood: B. F. Brown, J. K. Barker, L. Olsen, P. D. Bates, P. C. Hanson, M. S. Briggs, O. H. Snyder, Joseph Fetzer, H. Reichter, L. B. Egenberger, Ed Stamm, Plattsmouth; W. A.

Regenberger, Ed Stamm, Futtamouch, W. A. Miller, Alvin Ball, R. H. Miller, G. W. Booze, W. E. Miller, Springfield; S. Loring, Bird Critchfield, C. E. Paddleford, Elmwood; J. W. Stoll, J. P. Stoll, Nehawka; J. T. Aught, W. Stoll, J. P. Stoll, Nehawka; J. T. Aught, W. Stoll, J. P. Stoll, Nehawka; J. T. Aught, W. Stoll, J. P. Stoll, Nehawka; J. T. Aught, W. Stoll, J. P. Stoll, Nehawka; J. T. Aught, M. Bach, A. Stolland, A. Crair, Walker, J. J. W. Rank, Ashland; A. Craig, Wahoo; J. G. Fountain, Merna; O. E. Beecher, Scanda, Kan.; A. Cheldon, Avoca. Thomas W. Shryock, worthy past master,

has been a member of the order for more than forty years. He is still a member of rlendship lodge No. 7, Baltimore, Md. The local Rebekahs, with visiting sisters, Friendship held a meeting in Hasimeier's opera hall.

Rev. Dr. Hobbs, a member of the ancient school was an interesting and interested

The local lodge has a large, new hall, well furnished and always in good order. It was a great meeting and the local lodge

was greatly strengthened and the cause of Ma Fellowship advanced. Mr. C. O. McDonald and Miss Zoe A.

Clifford were married Sunday at noon, Rev. Flemming of the Baptist church officiating. A convention of the Christian Endeavor societies of this county will be held here on Friday and Saturday of this week. The organization is making arrangements local to entertain all delegates.

"As to the property, we have a right to be in possession of it under the injunction OLDEST NEBRASKA WOMAN DEAD

in her

utensils

ovelty shops.

their many peculiarities.

BARRETT SCOTT BILL VETOED Measure Intended to Permit the Prescontion to Take a Change of Venue.

**GOVERNOR SAYS IT'S UNCONSTITUTIONAL** 

Points Out the Interference of the Legisla tive with the Judicial Branch of Government and Shows How the Bill of Rights is Contravened.

LINCOLN, March 12 .- (Special.) -- Governor Holcomb declined to attach his official signature to the change of venue bill so anxiously desired to fit the exigencies of the Holt county case against the alleged murderers of Barret Scott, and this morning sent to the senate a message in which he gives at length his rea sons for vetoing the bill. The measure, which cently for the priest and his congregation to was crowded through both houses under the cently for the priest and his congregation to vacate the premises or to appeal the case to the superme court. They have no right whatever to remain in possession, as the decree is against them. As they neither ap-the state the attorney general shall file an the state the attorney general shall file an affidavit to the effect that the state cannot paid to the notice. Therefore, on Monday have a fair and impartial trial in the county hight we determined to take possession, and this morning marched to the church with mitted, because of the bias and prejudice of mitted, because of the bias and prejudice of increase over the committee's bill in the the inhabitants of the county, the trial judge matter of salaries is \$26,275 for the biennium.

> enter an order in the case naming and designating another county within the judicial district, wherein such case shall be prosecuted first move made was to restore pecuniary life

and the accused tried in all respects as if in-dicted or informed against in the county so lesignated. It is probable that the twenty-five repub lican members of the senate, or at least a two-thirds majority, will pass the bill over the governor's veto. McKesson of Lancaster moved to that effect this morning, and the matter was set as a special order for 11 clock tomorrow forenoon. Governor Holcomb bases his objections t

the law solely upon legal and constitutional J. A. Hasimeler's hall. When the south-bound Missouri Pacific train arrived the

Our constitution has wisely provided that the powers of government of this state are divided into three distinct departments, the legislative, executive and judicial, and no person or collection of persons, being one of these departments, shall exercise any power properly belonging to either of the others, except as expressly directed or permitted. ATTORNEY GENERAL'S EUNCTIONS ATTORNEY GENERAL'S FUNCTIONS. ATTORNEY GENERAL'S FUNCTIONS. By the provisions of this bill it is made mandatory on the trial judge to order a change of venue upon the filing of an af-idavit by the attorney general, as men-tioned in the act, notwithstanding he may be satisfied that a fair and impartial trial to all parties interested may be had in the county where the offense was committed. The attorney general is not by law, save in exceptional cases, and then only by request, made the prosecutor of criminal cases tried in the district courts of the state. His loca-tion prevents him from being familiar with the state of the state. His residence and place of business, in many instances, are distantly removed from many of the coun-ties of the state. His residence and place of business, in many instances, are distantly removed from many of the coun-ties of the state. His residence and place of the state. His residence and place of the state, His necessarily must de-pend upon the representations of others in order to arrive at any conclusions. These representations may or may not be reliable, and would naturally come from those more or less interested. However sincere might often thus be misled, and it would be plac-ling upon an executive officer a burden and a responsibility which properly, and according to the splict of our constitution, belongs to the indiciary. The attorney is purely an executive officer, and yet, by his affidavit and over the objections of a defendant, the place of trial may be removed to a county remote from the place of the alleged of-fense. The trial judge, although convinced that a fair and impartial trial may be has in the county in which the offense was com-mitter, has no discretionary power in the case. Can it be said that a fair and impartial ATTORNEY GENERAL'S FUNCTIONS.

Can it be said that a fair and impartial trial can be had where the defendant, over his objections, is compelled to try his case in some county remote from his home and

imong strangers? Is the trial judge who sits in the case to fold the scales of justice evenly balanced

criminal case which might arise within the borders of our state. In this message I have endeavored only to discuss the cardinal principles involved as 1 understand them. I regret that there is seemingly such a wide divergent of opinion in regard to the merits of this all, and yet, after giving it a most thorough investigation and careful consideration. Have no doubt as to my duty, and, therefore, for the reasons given, withhold my moreval of the bill. SILA A, HOLCOMB, Governor. \$12,000 for the biennium. Chapman's amend-Taylow for the blennium. Campman's amend-ment christed a stenog-rapher at \$500 per annum, a reduction of \$400 per annum from the allowance of 1893. A second assistant physician was added to the Lincoln Hospital for the Insane at a

salary of \$1,200 per annum. An attempt wa made to increase the salary of the superin tendent of the Industrial school at Geneva to \$2,000 and one to reduce it to \$1,200. Both failed, and it remained as reported by the committee at \$1,500. The salary of the matron was increased from \$600 to \$800 per VALUED POLICY LAW STILL SAFE.

annum. The salary of the matron of the Home for the Feeble Minded at Beatrice was House Indefinitely Postpones a Bill Intended also increased to \$800 from \$600. When the Industrial home at Milford was reached Thomas moved to increase the committee's LINCOLN, March 12 .- (Special.)-The house made good progress today with the recommendation of \$1,200 per annum for the superintendent to \$1,500. The amendment general appropriation bills. The ways and means committee had made a report conprevailed. siderably reducing salaries, and in some

The appropriation for the university at Lincoln recommended by the committee was cases cutting out departments and clerkships altogether. When the committee of \$175,000. This was amended to \$196,295 on a showing by Munger that this was money to the whole got fairly to work it proceeded to be drawn from the university temporary and not from the general fund of the state. restore these, in most cases, back to the original figures of 1893. Onslaughts were made by economically inclined members on Barry moved that the stenographer droppe in the governor's office by the report of the the bill in the way of reductions, but in committee, at a salary of \$1,200, be re almost every case they were repulsed. When the Industrial home at Milford was reached

and two teachers be added at manager salary of \$800 per annum, which prevailed. rose and reported, and the report was manded it should have been called long ago

government land within the state, was ordered The changes made in the general approo the general file

> eral file House rolls Nos. 582, 244, 409 and 433.

House roll No. 337, to reimburse Allen, Humphrey, Hastings, et al., impeached state officials, was recommended for indefinite post-

message accompanying me he signed the and the new bill. Holcomb's time bill, the nt was read, and the new bill, as prepared by the committee on agriculture, laid before the house on first reading. The 11.15 main features of the bill permit oleomar-garine to be manufactured for exportation outside the state. It was favorably considered and ordered by the house to the general file. House roll No. 443, the general irrigation

The state offered in evidence the monkey wrench, tie, crowbar, angle bars, pinchers and at 3:30 p. m. bill, house roll No. 417, to repeal the valued policy law, 83 to 6, proves how hopeless are A report of the fish commission's visit to the hatcheries of Indiana was read, detailing their observations in that vicinity and windother implements and pieces of railroad iron found immediately after the wreck. Defense objected to admission of all the articles exany further attempts this winter to assault become. The bill had been kept back as \$15,000 for the fish commission of Nebraska. cept the tie and was overruled by the court. long as possible, in the vain hope that some thing might eventuate in the way of over The house then adjourned.

#### turning present opinions. It is quite evident CALL ON CHURCHILL TO PROSECUTE. low that the voice of home constituencie has been heard with tremendous effect. Even

Senate's Resolution Asks the Attorney Gencral to Go to Holt County.

bill, found himself at the parting of the LINCOLN, March 12 .- (Special.) -- Several of the, apparently, very obnoxious measure matters of more or less moment to the state occupied the attention of the senate this In explaining his vote he said: I did not believe that the house would consent to a full and fair discussion of a bill which certainly has some merits. Those merits could be preserved and the defects modified, or completely done away with in committee of the whole by amendment. But I observe a dispedition in the house to give this bill no show for its life. Consequently, taken to the whole of the set noment forenoon. After receiving a number of reports from standing committees the senate took up several pieces of business unfinished from yesterday, and completed them.

Pope called up his resolution offered yesterlay afternoon directing Attorney General Churchill to take charge of the trial of the The bill to reiniburse the impeached stat officials, Allen, Humphrey and Hastings, and men accused of being the lynchers of Barrett Scott, The resolution was agreed to

out of sight for this session by indefinite without division. Dale called up his resolution offered yesterday directing the railroad committee to port at once the anti-pass bill introduced by

Preceding the special order of the day at 0:30 a. m., consideration of the appropriation him on January 8. bills in committee of the whole, the house, on recommendation of standing committees, or-Chairman McKesson, from the railroad recommendation of standing committees, or-dered the following bills to the general file: committee, said in defense that the commit-tee was not trying to smother the bill. The Senate file No. 42, by Watson, to provide for the admission to practice of attorneys and author had never asked the committee to consider the bill. The committee was ready

to meet Dale at any time. Dale said that he hoped the senate would Senate file No. 14, by Watson, making it compulsory for railroads to use automatic not consider that he had acted hastily in the matter. The bill had been lodged with the House roll No. 622, by Conaway, to provide House roll No. 622, by Conaway, to provide against the adulteration of food. House roll No. 600, by Rhodes, providing for the punishment of married men represent-ing themselves to be unmarried and making committee for two months. beorlie claimed that he had repeatedly asked the committee for a hearing.

McKesson said that the committee would be glad to listen to Dale at noon, whereupon e resol

ion was dropped. When The governor's message returning the "Last Wednesday." change of venue bill without his approval was read, and McKesson's motion to pass him about it?" the bill, the governor's veto notwithstanding,

it down caused it to explode. The charge passed through his hand, making amputa-DAVIS tion at the wrist necessary.

MANY FARMERS ARE DISAPPOINTED. Prisoners Testify that the Lincoln Negro

Failure of the Chicago Seed Grain Proposition Much Regretted.

NORTH LOUP, Neb., March 12 .- (Special.) -Owing to the heaviest pressure of the aid business being over, the local committee has made public a regulation that bereatter no ald will be distributed on any days other than Tuesday and Friday, which, of course, indicates that the more serious labors of the committee are over for the season, and unless cold weather intervenes it is hoped that the work may, after this date, he only nominal,

Word has been received from the gentle-LINCOLN, March 12 .- (Special Telegram.) men at Chicago representing the Board of -The state rested at noon in the Davis mur Trade to the effect that they have been anfor trial. Some sensational testimony was tonished, not to say overwhelmed, by the brought in by Warden Beemer, who appeared enormous demands made upon them for with two convicts in charge, George Metz and grain, and it seems that either they are un-willing to attempt to supply so much to the Bob Barrett. Barrett has been in the pen only a week. He testified that while lying farmers of a county which has in it so little of available security, or else that they have, figuratively speaking, bitten off more than In jail with Davis the defendant had told him that he and two other men had wrecked the they can chew, in an effusive but ill-con-ceived attempt to appear generous. At any train and that he would never give their names away and the could hang him and be d-d. Witness said that Davis had further rate this decision will be a deep disappoint-ment to many farmers, who had begun to told him that it was not their object to wreck the train, but to destroy the track and look at the seed grain question as substan-tially settled but now the problem is apparflag the train and get a reward from the ently as far as ever from a solution

The snow of Sunday disappeared rapidly under yesterday's sunshine and the ground is ompany and passengers, but they had made miscalculation and did more than they had intended. The jury seems to look with some again bare. The latter portion of the eclipse could not be satisfactorily observed at this suspicion on this convict evidence. The de-fense opened this afternoon. point on account of the gathering clouds. Sam Dunbar, colored, lived at the colored club house in the rear of the Lincoln hotel at

Jall Delivery Narrowly Avoided.

BEATRICE, March 12 .- (Special Telegram.) the time the wreck occurred. Was there of the morning when Davis showed up. The lat Yesterday evening it was discovered that ter appeared exceedingly nervous, and he walked from room to room. At that time de-fendant had said that he believed he would he nine jail inmates had about carved their vay to liberty by means of a case knife and pair of broken scissors. The prisoners now strike the Rock Island road for a job on account of the work done by him on the preceding night. He said he believed he was a pair of broken scissors. The prisoners now all occupy their cells day and night as a re-sult of the attempt. The stone walls of the old trap used for a jail are in a crumbling condition, and the sheriff finds it necessary Dunbar said he had taken four or o be constantly on the alert in order to keep the prisoners with him.

Beatrics Gamblers Arrested.

BEATRICE, March 12 .- (Special Telegram.) -The police made a raid upon a gambling room located in the Paddock block at 1 o'clock this morning and took in seven sporty gentlemen, a part of whom are numbered among the prominent business men of the city. The unfortunates were at once ar-raigned before Police Judge Collison, who Collison, who assessed fincs against them, which were paid, and a strenuous effort has been put forth to keep the matter quiet today.

STORIES CREDITED TO DAVIS. Davis had told Ernst Tyrer, a farm hand

employed by Fred Lonsdale, a couple of weeks before the wreck, that he was tired of farming and would soon go on a railroad On the Sunday preceding the wreck witness and defendant played quoits. During the game witness tried on Davis' coat. Found it too long in the sleeves and too wide at the SP waist. At this point the sack coat found in the weeds near the wreck was produced by the state. When fitted on witness it was found too large in the directions described Tyrer admitted that he knew that Lonsdal as out for the reward offered by the Rock of the wrecker, but declared that he would get none Attorne "Didn' Mr. George W. Tuley Benjamin, Missouri, **Good Advice** 

# **Quickly Followed**

Cured of Rheumatism by Hood's Sarsaparilla. "C. I. Hood & Co., Lowell, Mass.:

of it. While Bob Barrett, one of the convicts brought in by the warden of the penitentiary was up for cross-examination, A Adams of counsel for defense asked: you turn state's evidence in the case in which ou were sentenced?" 'Yes, sir."

CONVICTS

AGAINST

Told Them He Wrecked the Train.

PECULIAR REASONS FOR THE CRIME

Expected to Destroy the Track, Flag the

Rock Island Express and Obtain

Rewards from Passengers

and Company.

"Wasn't it done for the purpose of getting lighter sentence?" I thought I would get it a little easier."

Island road for the conviction

"Isn't it a matter of fact that you had it in writing that you were to have one year only for pig stealing by turning state's ev-Idence?"

Witness hung his head and finally answered that he saw a written statement in the county attorney's hands, but had not He

read it "Did Captain Woodward come out to the penitentiary to see you about your testimony

Result in Doubt.

LINCOLN, March 12 .- (Special Telegram.)

-The republican primaries are over, but so

far as the mayoralty nomination is concerned

but little is known definitely. None of the

Inchfield Man Shot.

Quaker

OATS

Never ate Quaker Oats

with cream? You have

fold only in a 15. Packages.

ALASIA

missed one of the good things of life. Just try it!

430

in this trial?" "Yes.

the only one on the train who had escaped unliurt. five drinks with defendant on that morning who played a remarkably poor game of pool although usually a good player. When Davis had come into the club room he was in his shirt sleeves, remarking that he had lest his coat in the wreck. He supposed it was burned up, and it had money in the pockets. salary of \$1,000 per annum. The heavy majority against Hairgrove's bill, was made a special order for tomorrow

# stored, which motion prevailed. Judd moved an amendment to the list of a motion was made to increase the salary of the superintendent from \$1,200, as recomthe Industrial school at Geneva that a family The bill, house roll No. 631, was then ecommended for passage, and the committee on raising salaries. This brought Conaway to his feet. He said that if a halt was de-

adopted. WINDING UP ROUTINE.

Kaup thought so too, but evidently thought it was better late than never. The total net Senate file No. 130, by Watson, a memorial and joint resolution providing for the ceding of

The following bills were ordered to the gen increasing the amounts recommended by the

the deputy labor commissioner and his assistant.

Six thousand dollars was appropriated for this purpose, \$1,500 for the deputy labor commissioner. \$1,000 for a clerk and \$500 ponement. Senate file No. 78, together with Governor

### for expenses per annum. An assignment clerk was then added to the list reported for te commissioner of public lands and buildngs at a salary of \$1,000 per annum. Then the salary of the stenographer of the su-preme court was raised from \$600 to \$900 and the two bailiffs from \$800 to \$1,000 each. An assistant clerk was given to the clerk of the Banking Board, Dick Townley, at a

granted by Judge Scott. I will admit that it is the property of the Roman Catholic church, but it has never been decded to Bishop Scannell, and therefore he cannot ap point a priest for the congregation. Conse quently I was elected the priest by the congregation. If the property is ever deeded to the bishop I will be perfectly willing to ever, as much of a Roman Catholic priest as bishop himself. I was ordained by Archbishop Vilatte of Wisconsin last August, and I have papers to show the fact. But Bishop Scannell wants to get possession of the property himself and does not want the congregation to have it. When the church was of priests appointed by ler the care congregation was being continually robbed. These acts make me almost ashamed of the fact that I am a Roman Catholic priest.

WHAT BISHOP SCANNELL SAYS.

In speaking about the matter Bishop Scannell said: "All that I know about the trouble that occurred today I have learned from the newspapers. I have had no communication with the people who made the attack on the church for a long time and have not advised them in anything. I do not intend to take any action in the matter, but as the case has been taken into the courts I will let the lawyers fight it out without interference. "Although, of course, the people ought to

have tried to take possession of the church egal means, I am of the opinion that they had the right on their side. The decree delivered by Judge Ambrose placed them in possession of the property and vacated the writ of injunction issued by Judge Scott. I am of the opinion that those who opposed their entrance to the property are in con-tempt of court. I heard that they intended to take an appeal to the supreme court, but do not know whether they have even filed their supersedeas bond. I do not believe they ve, because they are poor and they will be able to get any one to go on the bond as there is nothing in their case. As they ald neither obey the decree of the court nor apparently take an appeal, the other facprobably decided to take the law into own hands. They are a poor and ignorant people and very excitable.

do not recognize this man Kraminski as a Roman Catholic priest. He claims to have been ordained by Archbishop Vilatte. There is no such archbishop in the church. There is a man in Wisconsin by that name who calls himself a bishop, but with no right

whatever. "No, I do not intend to meddle in the matter. The congregation may fight, but as courts I intend to wait the case is in the until it is sattled there."

Early last night a report was circulated that the Poles of South Omaha were going to Sheeley station to capture the church, and that they would be assisted by some Poles from Council Bluffs and the attacking party of yesterday. Excitement ran high and the followers of Priest Karminski flocked to the church heavily armed with revolvers and Sentinels were stationed at the rear of the church on the inside and swore hold possession of the church as long as they had life enough in their bodies to make a resistance

#### SITUATION LAST NIGHT.

Three officers were sent to the scene to prevent the re-occurrence of the scenes of yes-terday, and at 11 o'clock the excitement had somewhat subsided. The parties in possession claimed that it was necessary for them to claimed that it was necessary for them to have police protection, and Priest Karminski claimed that an organized body of the assail-the sum of \$169.62, due on a note. claimed that an organized body of the assail-ants was stationed in a house immediately adjoining the church, and it was his opinion that the intention of the men concealed in the house of one his bitterest enemies was to await an opportunity, when the parties in possession were off their guard, to make a rush and gain possession of the disputed prop-At a late hour last night the expected arties from South Omaha and Council Bluffs ad not put in their appearance, and no signs of the defeated parties could be seen in the vicinity of the church. The men stationed in the church, as the hours rolled by and no igns of the attacking party was seen, began feeling more cheerful and secure, and frequent trips were made to the neighboring quent trips were made to the beightstring saloons. As the spirits went down, so rose the confidence of the party in possession that they would be able to cope successfully with any attacking party, and that they would be able to retain the advantage which they had

able to retain the advantage which the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of the second standard glasses to see the temperature of temperature o

factions over the occurrences of yesterday is Mrs. A. E. Morgan of Iowa Cill very bitter, and Bishop Scannell was roundly her sizter, Mrs. George Archer.

Mother of a Ponca Chief Expires at the Age of 115. DECATUR, Neb., March 12 .- (Special.)-

om and prominent people from the surround-

ing country attended her funeral. The In-dians' mode and ritual for the burial of their

dead is indeed peculiar. Fire Chief, who died not long ago, was tendered what they con-

sider an honor. His daughter called the

CLARENCE H. GRAHAM CRIPPLED

Ilis Foot So Severely Crushed as to Rende

Amputation Necessary.

morning Clarence H. Graham, a printer

lost his right foot while attempting to cros-

in front of a train of cars on the Burlington

road at Eighth and N streets. Being in a

hurry, he did not wait until the train pulled

Reorganization Was Imposs bie.

NORTH PLATTE, Neb., March 12 .- (Spe-

cial Telegram.)-The efforts of the directors

and stockholders of the North Platte Na-

tional bank, which has been in the hands of

unsuccessful, so far as concerns reorganizing and reopening the bank. Receiver Doolitile

will commence tomorrow and proceed to close

Waterioo Brevittes

a receiver

in full.

for several months, have proven

LINCOLN, March 12 .- (Special.)-This

hold the scales of justice evenly balanced to do violence to his own convictions of truth and right by ordering a change of venue without an investigation and judicial ascertainment of the alleged bias and prej-udice of the clitzens of the county where the offense was committed? It seems to me these questions should be Probably the oldest woman in Nebras' a, and It seems to me these questions should be answored in the negative. at any rate the oldest Indian woman, died BILL IS UNCONSTITUTIONAL. at her home on the Omaha reservation Fri-

BILL IS UNCONSTITUTIONAL. The act in question is also subject to a graver objection, and, to me, an insur-mountable obstacle, because of its conflict with section 11, article 1, entitled "Bill of Rights," of the constitution, which pro-vides that "in all criminal prosecutions the accused shall have the right to appear and defend in person or by counsel, to demand the nature and cause of accusation and to have a copy thereof, to meet the witnesses against him face to face, to have process to compel the attendance of witnesses in his behalf and a speedy and public trial by an impartial jury of the county or district in which the offense is alleged to have been committed." day at the ripe old age of 115 years. She was quite a relic of ancient times and was the mother of a noted Ponca chief. She claimed to have the pleasure of knowing the great explorers. Lewis and Clark, per-sonally. It is known positively that she had possession pots, urns and cooking that were used by the Indians at least seventy-three years ago. They are quaint looking things and would be considered valuable property in the hands of some She was buried according to white cus

sommitted." This is the supreme fundamental law of the land. It has been adopted and ratified by the people. The experience of ages has lemonstrated its wisdom. The supreme court of the United States has aptly said: "Undenkiedly the provision securing to the by the people. The experience of ages has demonstrated its wisdom. The supreme court of the United States has aptly said: "Undoubtedly the provision securing to the accused a public trial within the county or district in which the offense was com-mitted is of the highest importance. It prevents the possibility of sending a de-fendant for trial to a remote district at a distance from friends, among strangers, and, perhaps, parties animated by prejudices of a personal or partisan character." It is, perhaps, claimed by the advocates of this measure that the term in the sec-tion quoted, "or district." is meant to fix a limit of territory larger than's that of a sounty-perhaps of a judicial district. But such a construction, in my judgment, is net warranted by the language used, and happily for the purposes of determining this people together and feasting was indulged in near the old man's grave. This is but one of

here warranted by the tanguage used, and, happily for the purposes of determining this question, the highest judicial tribunal of the state has upon three different occasions in the decisions of that bedy construed this section of the constitution, and there is now

road at Eighth and N streets.
hurry, he did not wait until the train pulled out, but crawled between the carse within the carse of the constitution, and there is now in the order of the constitution, and there is now in the normality decisions of the sonstitution, and there is now in the normality decision of the constitution, and there is now in the section of the constitution, and there is now in the normality decision of the constitution, and there is now in the normality decision of the constitution, uses the following language:
The the time of the accident was delivering the state and with the time of the accident was delivering the daily edition of the Dunlap Court reports. His mother came down from Omaha today in response to a telegram.
Nebraska City's R-publican Ticket.
NEBRASKA CITY, March 12—(Special.)—The republicans this afternoon placed the following ticket in the field: Councilmen, First ward, Cai Chapman; Second, F. C. Nicholson; Third, William Brower; Fourth, Charles G. Fischer; Board of Education, Anton Zimmerer, E. McCallum and R. M. Taggart. The ticket is a good ne.
E. Northcutt, a letter carrier, was seriously bitten by a dog yesterday. The animal was killed.
The populitist have decided not to place a city ticket before the people at the spring election.
While going down the cellar stairs this difference that a bottom with a broken in the mainter in a similar was been by this contend at the bottom with a broken in the mainter index of a deep batted toward his parents.
The populitist have decided not to place a city ticket before the people at the spring and landed at the bottom with a broken in the mainter index of the construction of the section of the section

H. Straw this morning caressed his wife with a coffee pot, pouring the hot liquid down her back. Mrs. Straw objected to such demonstrations of affection and the police were called to settle the trouble.

from the whole body of the people thereof." DECISION ADHERED TO. This construction of the section quoted has been reiterated and adhered to by the su-preme court of this state, the last decision thereon being as late as the year 1894. It is doubtless true, as decided by the supreme court of the United States in construing a constitutional provision of another state, somewhat similar to the one in question, that such an act as the one in question, that such an act as the one in question, that such an act as the one in question, that such an act as the one trial of crim-inal offenzes committed in one of the coun-ties of the several attached together for indicial purposes are chosen from all the counties; and, such. I understand, by legis-lation, might be made the law in this state. But where the county is settled, organized and courts are held thered, jurars being selected from the body of the county then the term "district" is coastensive with the county, and the construction civen this sec-tion by the supreme court is undoubtedly the law. In considering this act I have not relied

up the affairs of the bank as soon as possible. It is thought that depositors will be paid the law. In considering this act I have not relied entirely upon my own judgment. I have discussed the principles involved with others who are learned in the law, and whose indement is entitled to creat weight. These opinions have invariably strengthened and confirmed me in the views I have herein ermensaed. WATERLOO, Neb., March 12-(Special.) -Alex McDougali will farm C. P. Cay & Son's ten-acre strip on Front street this

A number of citizens got out with their

proposals of marriage to unmarried females of good character. House roll No. 674, by Brady, making reteran volunteer firemen exempt from grand ind petit jury service. House roll No. 557, by Becher, making the first Tuesday in April in each year an elec-tion day in citics and villages.

House roll No. 616, by Davies, providing for the printing and form of election ballots. House roll No. 581, by Dempsey, to permit the residents of any precinct to adopt free rangs for four months. House roll No. 568, by Bee, to create a join

commission to investigate public buildings of be state and to regulate pay and mileage. House roll No. 515, by Miles, to provide for he incorporation of accident insurance companiet.

House roll No. 587, by Thomas, providing or the cancellation of insurance policies. House rolls Nos. 520, 543, 306 and 417 were indefinitely postponed. The insurance committee brought in two reports, majority and minority, on house roll No. 417, Hairgrove's ill, to repeal the valued policy law. The report, by Schickedantz, recomninority mended indefinite postponement. There was some show of a fight on behalf of Hairgrove, Ricketts and Jenness, but the vote finally went all one way, Allan, Harte, Jenness, Johnston of Douglas, Kaup, Ricketts and Mr. Speaker alone voting against indefinite postponement. Hairgrove voted with the majority.

## TOOK UP THE SALARY LIST.

The hour having arrived for the special rder of the day, consideration of the general ppropriation bills, the house went into com-nittee of the whole, with Speaker Richards in the chair, as chairman, the motion having en made by Munger to that effect. One of the bills, house roll No. 631, the alary list, was then taken up and con The salary list of the governor's office red. was recommended without change. On reachng the adjutant general's office Howard noved to strike the office out of existence nd voted for it alone.

Jenness moved to restore the office of deputy labor commissioner, which had been dropped by the committee on ways and means, together with the salaries, \$1,500 per nears, for the deputy and \$1,000 per clerk. McNitt and Harrison supported Jen-ness in this movement. Harrison said that so long as the office was provided for by law he should support it. Ricketts spoke earnestly for the amendment, and Cole op-posed it by asking to be shown in what manner it benefited the cause of labor. Barry contributed some information in this respect. He pointed to the statistical work the bureau during the past two years. made a ringing campaign speech from a re-publican standpoint. He declared the repub-licans were the better friends of labor, and that one party was 'as much labor's friend as

Crow said that, as allusion had been made to Governor Crounse's message recommend-ing an appropriation sufficient to increase the efficiency of the bureau, he desired to say that Governor Crounse had also said that unless the appropriation was made the Barry bureau had better be abolished. nowed that Governor Crounse had urged a large appropriation. The amendment of Jen-ness was carried, the appropriation of \$5,000 for the biennium, was made, and the labor ureau restored to lis position on the salary

The office of the necretary of state was reached, and a stongsrapher added at a sal-ary of \$1,600 for the blennium. An assign-ment clerk was added to the office of the commissioner of public lands and buildings t a salary of \$1,600. The salary of the enographer of the supreme court was raised He attempted to cross the track between two rom \$500 to \$900. The clerk of the banking board was given an assistant at a salary of \$1.000

The house then took a recess. KEPT RIGHT ON RAISING.

Following the noon recess the house went to committee of the whole, continuing conideration of the general appropriation bills. No change was made in the list of the In-dustrial school at Kearney until the attending physician was reached, when his salary was raised from \$600 to \$800 on motion of

Schlokedantz. The salary list of the Institute for the Blind at Nebraska City was increased from \$13,500 to \$16,800

r expressed. T have not discussed the objections harein made with reference to any particular per-sen or to any marticular per-deswared only to view the subject as it might be applied to any person or to any

"Well, he asked me what Davis had said was made a special order for 11 o'clock toto me and I told him." For the defense in the afternoon, John McKeeby undertook to make the \$200,000 Roberts testified that the misplaced rail was

relief bill a special order for this evening, but the senate was in no mood for a night struck by the wheel of the engine. Had noticed that part of the spikes had been bent session, and so changed the hour to 2 o'clock when the engine had passed over them HAS A NEW RELIEF BILL. Roberts also testified that he believed the

After recess the senate went into cor work had not been properly done by the sec-tion hands. Dr. Heaton said that when he had of the whole to consider the \$200,00 relief bill. The bill as it passed the house passed over the bridge where the wreck oc-curred August 7 there was a sudden jar appropriated \$200,000 to be disbursed for supplies, especially seed grain, by the State which startled him, as also the conductor Relief commission

Defendant's counsel asked the court to allow Akers offered an amendment which he Akers offered an amendment which he chaimed would give to the governor the right but the court did not decide the point at this of his amendment he related in detail many time, and a recess was taken at 3-o'clock to permit the defense to get its witnesses to of the complaints that had come to him if the incapacity of the present commission. gether, as the state rested sooner than had cen anticipated Tefft and Black defended the commission while Noyes said a few words commendatory LINCOLN'S REFUBLICAN PRIMARIES. of the chairman of that body. The areu ment of the friends of the com Bot Contest in All the Wards with the to the tenor that no organized body of men

could do the work performed by the commission without giving some dissatisfaction They claimed that upon the whole the com mission had rendered good service to the state.

Further discussion on Akers' amendment four candidates can claim a majority in the was shut off by McKeeby, who offered a sub-stitute for the entire bill. The substitute apconvention which meets tomorrow. Senator John B. Wright carries the Fifth propriates \$200,000 to be divided among the and Fourth wards by ten majority. Frank ounties of the drouth stricken district, no he county to receive more than \$4,000. The Graham has carried the First and the Third and George Woods the Sixth and Second. The Seventh ward, having given its delega-tion to J. C. Stire for city treasurer, reamount to be given to each county is to be determined by the State Relief commission and disbursed by the state treasurer to the mains tonight an unknown quantity in th county boards. This bill was, after some amendment, agreed to and ordered engrossed mayoralty fight. There are 214 delegates in the convenfor third reading. tion, requiring 108 votes to nominate. Wright's friends claim tonight that he has

The railroad committee reported Dale's anti-pass bill with the recommendation that it be placed on general file. Dale moved that ninety votes to go in on. It is undeniable that his capture of the Fourth ward gives the rules be suspended and the bill ordered him an excellent leverage for a profitable engrossed for a third reading. The motion combination tomorrow. The political chao which reigns tonight is still further compl was defeated by a vote of 19 to 9, after which the senate adjourned. cated by the sphynx-like attitude of th

SHERIFF IN CHARGE OF A BANK.

small figure in practical Lincoln politic Defunct American Institution of Beatrics the Cause of Much Trouble.

BEATRICE, Neb., March 12 .- (Special Teleon the Federation of Labor as a lightning gram.)-This afternoon the sheriff took rod up for its endorsement. charge of the books, papers, notes, etc., The prohibitionists today nominated a full city ticket, headed by L. O. Jones for mayor Burns of Lancaster was loud in his de-mands for the priention of this office, and This was done in accordance with an order of the district court, made on account of LITCHFIELD, March 12 .- (Special.)-This morning, while S. H. Robison was at work certain stockholders in the concern asking for the appointment of a receiver. When in his grain elevator, he picked up his gun Casper took issue with him. The latter said for the appointment of a receiver. When that campaign buncombe made him tired; the bank closed its doors in July, 1893, the to put it out of his way. The jar in setting officers went to the supreme court and se-

cured permission to close up the bank's affairs without their being placed in the hands of a receiver, giving bond for the pay-ment of 100 cents on the dollar of the esablishment's indebtedness. The time speci fied for closing up the business expired an extension was asked and granted. and and now that the time has again expired and the creditors are still unpaid suits are being creditors are still unpaid commenced against the bondsmen and cer-tain stockholders begin to fear they will be held personally for the indebtedness, hence

distance. The cor rendered tomorrow.

Woodmen Social at Beatrice. BEATRICE, March 12 .- (Special Telegram.)-The Modern Woodmen of America

camp of this city held an anniversary social at the Auditorium, at which about 500 people were in attendance. An interesting program was rendered, after which light refreshments were served.

#### Norfolk D. mocrats Nominate.

NORFOLK, Nob., March 12 -- (Special Telegram.)-At the democratic city primaries list night Dr. A. Bear was nominated for mayor, H. Gercke for city treasurer, and Herman Brummond for city clerk.

year ago. I was sick for over six months. "What conversation did you have with

State

often 1 would have such for over sit months. Often 1 would have such pains that I could hardly endure them. A friend came to me and advised me to try Hood's Sursaparilla. I took him at his word and got a bothe of it, and since have taken eight bothes of it.

#### It Has Cured Me

When the doctors could do me no good what ever. After being benefited so much from this medicine I describe Hood's Sarsaparilla as ( wonderful medicine. I also advise every one who is troubled with rheumatism not to be with

Hood's Sarsa parilla. I am a farmer, and the medicine has given me much energy and strength to perform my work." GEORGE W. TULEY, Benjamin, Missouri. Hood's Pills are hand made, and perfect

in proportion and appearance. 25c. a box

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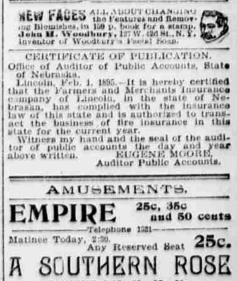
WEAK MEN ARE VICTIMS TO HERVOUS Debility or Exhaustion, Wasting Weakness, In voluntary Losses, with Early Decay in young end middle aged; lack of vim, vigor andweakened prematurely in approaching old age. All yeld readily to you new treatment for loss of vital power, Ca2 or or address with stamp for cir-culars, free book and receipts. elvic federation. This is a combination o two social clubs, but it promises to cut n There are one or two dark horse candidates for mayor in other parties who have an eye

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