

HAYDEN'S SUGAR OR RELIEF

Ask the Court to Charge Up the Costs of Asylum Litigation to Abbott.

BEACH ARRESTED FOR EMBEZZLEMENT

Councilman Ewan Gets Mixed Up in an Unhappy Mess—Ex-Policeman Holtz Arrested on the Charge of Arson—Zirkut Hearing Postponed.

LINCOLN, June 26.—(Special.)—Dr. Hay, ex-superintendent of the Lincoln Hospital for the Insane, is again in court. This time he is after a vindication, and, incidentally, for relief from the onus of costs. Dr. Hay asks that the district court find that the restraining order issued against Dr. Abbott was properly issued as the facts existed at the commencement of the suit and was properly in force till the supreme court dismissed the case on the ground that the title to the office was in plaintiff until the determination of the case by the supreme court. Dr. Hay also demands that all costs incurred prior to May 18 be taxed up to Dr. Abbott on the ground that up to that date his claim was successful.

News is received in Lincoln from Geneva that a preliminary examination of W. J. Zirkut was held yesterday at that place. He is charged with forgery and embezzlement from the State Bank of Milligan, the result of which is that Zirkut's attorney, John Baraby appeared as Zirkut's attorney. The case was continued until July 8 and Zirkut was released on \$1,000 bail. Councilman Ewan of the seventh ward has created a sensation in the city by getting himself mixed up with a colored woman named Bertha Boland in a case of robbery in which Ewan was himself the victim. As the story goes, Ewan and a friend accompanied the woman to a place of study near about a week since, and on his return home he missed his pocketbook, containing notes to the value of several hundred dollars, railroad passes and other valuables. The woman was arrested at the time, but the details of the affair were suppressed by the police force and Bertha allowed to go with a nominal fine on her return to walking. This morning she was again arrested, and it is said it is for the purpose of securing from her the whereabouts of the developments had considerable comment around the city hall, and it is said there was a sort of semi-official meeting of city officials last evening in which the case is also reliably stated that there is a petition in circulation asking Mr. Ewan to resign his position as councilman, and some of his constituents are reported to have written him to that effect.

Sheriff Hubert of Otoe county is in Lincoln on business, and some time ago sold the remains of the State university for \$25,000 damages because they refused to grant him a diploma which he had been entitled to for some time, but recently he escaped and it was thought came to Lincoln.

ARRESTED FOR EMBEZZLEMENT

The morning of G. B. Henry, superintendent of the local office of Duncan, Hollinger & Co., whose written acknowledgment that he had used funds was displayed several days since, was arrested on a warrant sworn out in Justice Spencer's court by J. T. Duncan, head of the firm, charging him with the embezzlement of \$3,000. Beach entered guilty plea and examination was set for July 2. A. D. Ricketts became security for his appearance in the sum of \$1,000.

In the opening of his address this morning at the teachers' institute, Prof. Cook contrasted the two principles of education, the method by which the teacher is to do it all and the one by which the teacher desires the pupil to do it all. He said the method by which the teacher does it all is the one which he has used in all his past experiences. Upon the principle of entrancement Prof. Cook laid great stress. He said that the teacher should be too careful in distinguishing between work and play. The child, he thought, should be given plenty of liberty.

Henry Holtz, ex-policeman, was arrested this morning on the charge of arson. There was a fire alarm last night between 11 and 1 o'clock, and the fire department arrived at Holtz's residence it found an incipient blaze, which it soon extinguished. Firemen said that as they neared the building they detected a strong odor of kerosene upon entering the house they found a lot of paper littered over the lower floors which had been saturated with kerosene. The fire chief Malone discovered that the house insured for \$500, with half as much on the contents, more than either were apparently worth. The case was referred to a bug arrested. Holtz claims he was not near the place after 5:30 p. m. yesterday, but neighbors say they saw him there as late as 9:30 in the evening. Holtz pleaded not guilty and was held for a hearing on the 28th inst. under \$500 bonds.

William A. Wynnes asks the district court to compel the McCague Savings bank of Omaha to carry out a written contract it made to convey him a lot of land for \$7,500 a part of the Marsden tract north of the city. The sheriff sold the property and on the day of the sale the bank agreed to convey the land to him, but after completion of the sale refused to do so.

OMAHA PEOPLE IN LINCOLN.

At the Lindell-S. Fleming, F. B. Hall, L. W. Smith, F. E. Mackay, C. J. Bennett, Lincoln, F. S. Holmes, E. Wakeley, C. A. Baldwin, W. J. Foye, G. B. S. Paddock, George W. Hutchinson.

WILL DEVELOPE PUBLIC PARKS

Result of One of the Measures Passed by the Recent Legislature.

LINCOLN, June 26.—(Special.)—Among the few disinterested bills passed by the last legislature, and which will go into effect August 1, are several relating to public parks. Nebraska is, comparatively, a new state, and heretofore but little attention has been paid to the ornamentation of cities or villages and the consequent provision for breathing places located in the very midst of a town's business activity.

In the last legislature Senator Holbrook seems to have given considerable attention to the matter of public parks for small cities. Senate file 159, introduced by Senator Holbrook, provides for the establishment of boards of park commissioners in cities of more than 5,000 and less than 25,000 inhabitants, while senate file 159 empowers the same class of cities to take lands in fee within their corporate limits, or within five miles, by donation, devise or purchase, for parks and public grounds. In the first bill, which became a law August 1, it is provided that the board of park commissioners shall be composed of three members, resident freeholders of the city who shall be appointed by the judge or judges of the judicial district in which said city is situated. The members of the board are to be appointed on the second Monday of January, 1896, or on the second Monday of January following the establishment of a park in any city, one for the term of one year, one for two years and one for three years. A majority of the members constitute a quorum, and it is made the duty of the board to improve and beautify all public grounds owned by the city or acquired for public park purposes.

the city upon its negotiable bonds in the amount of \$100,000 for the purpose of improving and purchasing park lands and public grounds. This can be done by a majority vote of the electors of the city. The act also provides for this purpose may be had at any general election, or any other time.

It was also provided that the provisions of these two bills, district judges will be called upon before to appoint quite a number of park boards throughout the state. This is upon the assumption that small cities will avail themselves of the provisions of these two measures.

VIOLATING THE INSURANCE LAW

Teachers' National Fraternal Benefit Association Contested by the State Tax.

LINCOLN, June 26.—(Special.)—At the instance of State Auditor Moore, Deputy Insurance Commissioner Peters visited the office, in the Braze block, of the Teachers' National Fraternal Benefit association, and had an interview with the supreme scribe and dean of finance, M. O. Givens. The books of the association were examined, but in a rather informal talk the deputy was given to understand that during the six months in which this insurance company has been engaged in business it has received \$15,000 from one party for a policy. As explained by Peters, the company was actively engaged in securing the signatures of 250 teachers who are willing to promise to insure with them provided the final steps are taken toward perfecting the organization. During the past month Superintendent Peters visited A. K. Goudy has made a large number of trips over the state in the interests of the company, and Superintendent Moore certainly held a reporter for the fact that the company was doing a good business, increasing daily, and that the outlook for continued success was good.

However, the fact that but one actual applicant has been fitted out with a life insurance policy on the payment of \$15 violated the law. State Auditor Moore says that until the company perfects its organization by applying for a certificate it has no right to issue even one policy.

In January the Teachers' National Fraternal Benefit association issued a circular, in which appears the following appeal for immediate business: "The association is endorsed, supported and sustained morally and financially by such a grand array of prominent educators, benefactors, legislators, politicians, judges, statesmen, ministers, physicians, lawyers, merchants, and especially true, worthy, tireless and deserving teachers of all grades, that you should immediately join the earnest corps of members by securing membership in this association and thus add your influence and support to the most complete and desirable organization of its kind in the world. Address your communications to National Fraternal Benefit association, Lincoln, Neb."

Here an appeal is made for immediate business. It is pointed out that the company has already violated the law by receiving money before complying with the requirements of the state insurance department. It is also pointed out that the deputy insurance commissioner. It says that business is flourishing and daily increasing. The auditor is reported to have written him to that effect.

BUFFALO COUNTY AT THE STATE FAIR

Preparing for an Interesting Display at the Omaha State Fair.

KEARNEY, Neb. June 26.—(Special.)—At a meeting of the directors of the Buffalo County Agricultural society, held yesterday afternoon, it was decided to have a county exhibit at the state fair in Omaha this fall, and H. H. Barney was selected to canvass the county and make the necessary arrangements for a large and suitable display. Buffalo county can make a good showing this fall, and it is believed that the exhibit will be largely represented at the state fair.

Saturday evening Chief of Police Overmier received a telegram from Sheriff Deane of Kearney, Nebraska, asking that a warrant be wanted in Grand Island for malicious destruction of property at the Palmer house. The chief found his man Sunday and yesterday he returned to Kearney. Some time ago the Board of Supervisors appropriated a sum of money to be paid as a bounty on gopher scalps. The appropriate treasurer refuses to register warrants drawn for that purpose, as he says there is no law authorizing him to do so.

Embezzler Zirkut Jailed at Geneva.

GENEVA, Neb. June 26.—(Special.)—W. J. Zirkut, the Milligan bank embezzler who was apprehended in Baltimore last week, was brought here and lodged in the county jail last night. The efforts of his father, a resident of New Mexico, to keep him out of jail were not successful. Zirkut is charged with embezzlement and forgery. While cashier of the Milligan bank he indulged in forgeries to the extent of \$75,000, leaving his family and wrecked bank to get on the best way they could. The amount of his defalcation is estimated at \$75,000 from \$17,000 to \$25,000. While on a business trip to Baltimore from his hiding in Mexico he was caught and will now suffer the penalty of his offense. It is the second time the young man has wrecked a bank. His father helped him out of his first difficulty.

Prof. H. L. Chaplin, superintendent of public instruction in Sterling, Ill., was married here last night to Miss Lena Schneider of Syracuse, Neb. Prof. Chaplin was for seven years superintendent of schools in this city and has a host of warm friends here.

The citizens of Geneva are stirred up over the financial condition of their public schools. There are unpaid warrants against the district to the amount of about \$5,000 but not a cent in the treasury to pay them. The taxes of next year with the state apportionment are not going to be adequate to meet the expenses of that year. The board of Education called a meeting of the citizens last night to discuss the situation. No satisfactory solution was reached. It is proposed by some to vote bonds to meet the floating indebtedness. It was urged by others that the expenses of next year be reduced either by cutting down the teaching force or by shortening the term. Still others insisted that the only remedy was to replenish the treasury by granting saloon licenses. At present Geneva has no saloon.

Not A. P. A.

The Oakland Fourth of July committee named to select a speaker, and who secured Judge C. R. Scott of Omaha, is very indignant at the special sent in from Tekamah claiming that the members of the committee were "P. A.'s." The committee is in the following affidavit to set its members right:

State of Nebraska, Burlington County, ss. I, M. A. Moyer, Peter Palmer and E. E. Shackelford, each for himself, being duly sworn, depose and say that we are members of the A. P. A. society, so called, and that we are in Burlington county, Nebraska, of date June 24, 1895, was false as to all of our names, and that we are not members of the A. P. A. society, and that we are not in Burlington county, Nebraska, of date June 24, 1895, for the purpose of securing speakers for the Fourth of July, 1895, for the village of Oakland, Neb.

PETER PALMER, E. E. SHACKELFORD, Subscribed in my presence and sworn to before me this 26th day of June, 1895.

Notary Public.

Keeping Up the Fight.

BENNINGTON, Neb. June 26.—(Special.)—The election excitement is still growing and it is expected to develop into something serious unless the defeated side of town quiets down. This morning an individual was found hanging from the telephone wire a short distance from the one on the morning before with a large card on his back reading "lynched for giving aid to the cause of his death, which says: 'Lynched for stealing boots, calves and steers.' It is expected some arrests will be made if the word is given to the police to give any proof of what is meant by these actions.

WILL GO TO THE COURT TODAY

Lawyers in the Barrett Scott Case Discuss the Evidence.

IMPORTANT POINT KEPT PROMINENT

County in Which the Lynching Occurred Considered a Matter of Doubt and May Contribute to an Acquittal.

BUTTE, Neb. June 26.—(Special Telegram.)—The court room was crowded this morning with spectators eager to hear the arguments of counsel in the famous Barrett Scott case, which is fast drawing to an end after holding public sessions for the past two weeks. The platform around the judge's desk was occupied by fifteen or twenty ladies, among them Mrs. Scott, Miss McWhorter and Little Fannie Scott. After calling Mert Roy to the stand to testify to the identity of the harness claimed to have been on the team which drove the party away from Parker on December 31, and McLaughlin and Lon Lear, who corroborated his statement, the defense rested its case, and W. F. Garley of Omaha opened the argument for the state. For more than an hour he held the audience by his eloquence. Garley dwelt for a time on the so-called Vigilantes association in Holt county. He discussed also the question of venue. He said the state had woven a web of lies, and that the case was a fraud. Garley's speech was confined to the issue involved and he did not go outside of the case in his remarks.

W. T. Whyte, county attorney of Boyd county, spoke at great length for the state. He was followed by T. V. Golden of O'Neill, one of the attorneys for the defense, who contended that the highest consenting officer of the state had violated the principles laid down in the constitution and declaration of independence. He contended that the right of every man accused of crime to be tried by a jury of his peers in the county in which the offense had been committed, ministers, physicians, lawyers, merchants, and especially true, worthy, tireless and deserving teachers of all grades, that you should immediately join the earnest corps of members by securing membership in this association and thus add your influence and support to the most complete and desirable organization of its kind in the world. Address your communications to National Fraternal Benefit association, Lincoln, Neb."

Here an appeal is made for immediate business. It is pointed out that the company has already violated the law by receiving money before complying with the requirements of the state insurance department. It is also pointed out that the deputy insurance commissioner. It says that business is flourishing and daily increasing. The auditor is reported to have written him to that effect.

Much Talk in Burlington.

TEKAMAH, Neb. June 26.—(Special.)—The local weather observer reports a rainfall over the Indian reservation at Tekamah, and the prospects are promising this evening for more. The corn fields are well cultivated and free from weeds. Wheat and oats are leading in splendid shape, and the stand is even and good.

Tekamah Odd Fellows has arranged to go in a body of 100 strong with their families to Holman's lake, near Tekamah, and will picnic in the woods, and have a large number of boats for the day. Members of lodges near have also been invited to go in.

Public school closed in Tekamah today with appropriate exercises in all the departments. The greatest interest of the evening was in the recitation of the "Country of Wit and Humor." This evening John DeWitt Miller delighted a large audience with his lecture, "Love, Courtship and Marriage." Both lectures were very interesting and well received by the audience.

At the Justice's Court.

BEATRICE, June 26.—(Special Telegram.)—The eighth day of the Beatrice Chautauqua has passed and that the assembly of 1895 will surpass those of former years cannot be doubted. The program for this morning Leon H. Vincent delivered his closing lecture, subject: "Scott and the Heroic Novel." At 2 o'clock Harry Spillinger gave an address on "The Country of Wit and Humor." This evening John DeWitt Miller delighted a large audience with his lecture, "Love, Courtship and Marriage." Both lectures were very interesting and well received by the audience.

LA PLATTE, Neb. June 26.—(Special.)—King Corn is booming during these days of showers and sun. At this time there is not in all the land any other product which is more encouraging than that of the farming industry.

During the week this county has had two showers, and all crops are in excellent growing condition.

Mrs. T. B. Holman, who lately returned to her home here, is expected to attend the by-herian Sunday school at this place. The young folks and their friends met in convention at Springfield, Mo., and returned to town, and enjoyed the time at fishing, boating and in other innocent amusements. Quite a crowd was present.

Rev. Mr. Finch of Omaha will have regular semi-monthly services at the Free Methodist church Saturday evening and Sunday.

Dodge County Ditch Question.

FREMONT, Neb. June 26.—(Special.)—The ditch question has taken another turn in court. The county board paid no attention to the report of the county surveyor on the lands that would be benefited by the ditch, but assessed all the expense of building it against the petitioners for the ditch. These parties have brought suit in the district court to have the levies against their property dismissed at the expense of the county. In spite of the heavy rains this season there has been no surplus water in the district, and it is felt that if it had been built, the rainfall here is, however, estimated to be still between three and four inches below the average.

Destroyed White River Trout.

ANDREWS, Neb. June 26.—(Special.)—Three years ago the fish commissioners stocked the White river at this place with speckled and rainbow trout. They have done so well that anglers from all over the state say the White river is the finest trout stream in the west. Last Sunday a sheep outfit from Wyoming, with a herd of about 2,000, emptied their trapping tanks, that they had been using for "scabs" in the sheep, into the river, and as a consequence the river is full of dead trout for a distance of two miles. The people about here are beginning to wonder if they have any rights that sheep men are bound to respect.

Suffered in His Brother's Place.

LINCOLN, June 26.—(Special.)—The apparent injustice which has been perpetrated upon Joe Davis of Douglas county, who was sentenced to the penitentiary by Governor Holcomb, so far as lay in his power, in granting the imprisoned man a pardon. Joe was implicated in a robbery with his brother, Charles, and was sentenced to the penitentiary for three years, while the former was fined \$100. By mistake the word was taken to the state's prison and his brother released.

Funeral of Mrs. Meadmore.

A multitude of sympathizing friends assembled at the family residence yesterday to pay the last tribute of respect to Mrs. Meadmore, who died on Monday, June 24, at the residence of her daughter, Mrs. C. D. Meadmore. The casket was covered with cut flowers, many of them wrought in exquisite design. The funeral services were held at the residence of Mrs. Meadmore, and were conducted by Rev. Father Judke, who also delivered an affecting address on the exemplary life of the deceased, and the necessity of preparation for death. St. Philomena's church rendered the musical portion of the service.

From the church the cortege moved to the residence of Mrs. Meadmore, where the remains were laid to rest. The pallbearers were Messrs. William Bushman, Hugh McCreary, Charles E. D. Meadmore, J. W. Owen, McCreary and T. J. Fitzmorris.

To the young face Pozzo's Complexion Powder gives fresher tints, to the old, renewed youth. Try it.

Phillon and Arab's Sat. mat., Courtland.

UNION PACIFIC COAL MINES

Frability is that They Will Be Leased to a New Corporation.

TO BE DIVORCED FROM THE RAILROAD

It is Suspected that G. W. Megeath, Recently of the Company's Coal Department, Will Be the Head Figure in the New Concern.

When T. J. Potter was general manager of the Union Pacific he conceived the idea of leasing the coal lands of the company to a corporation, to be organized for the purpose, and to be operated by the corporation, entirely independent of the Union Pacific system. Many contingencies arose, however, before he could carry out his system of reform in the operation of the coal department of the Union Pacific, and his resignation from the general management of the great property dissipated all thoughts of ever accomplishing the divorcement of the coal department from the system, as a system. Although little has been said of late years regarding the farming out of the coal mines of the Union Pacific to an independent corporation, it is generally understood that the practical railroad men interested in the management of the property under direction of the court have realized for some time that a railroad cannot operate coal mines and have complete ownership in them and expect rival mines to use its facilities for transportation. A railroad is a common carrier, they claim, built for the express purpose of transporting commodities, and it is not fair to expect it to be a discriminating carrier and any other construction has been frowned upon by the Interstate Commerce commission, as well as the courts of the United States.

The chairman of the board of directors of the Union Pacific, G. W. Megeath, has been at work, and it is now thought probable that a company, within a very short time, will be organized for the purpose of working the great coal interests of the Union Pacific on a long lease, which will be advantageous not only to the "Overland," but to the "Great Northern" as well. Coal men in Omaha profess to see in the resignation of G. W. Megeath from the general superintendency of the coal department of the Union Pacific a strong indication that such a departure is to be taken in the near future with Mr. Megeath a moving figure in the new deal.

That No Case Against the Company.

A case in which the railroads of the country are vitally interested was recently decided by the supreme court of Nebraska. John Howard, brakeman on the B. & M., sustained severe injuries while coupling cars at Dorchester, June 29, 1891. The injuries were of such a nature that his arm had to be amputated, his attending physicians being Dr. T. P. Livingston, medical director of the B. & M., and Assistant Surgeon D. W. Chapman of Hastings, also one of the medical staff of the Burlington. Howard did not progress as anticipated and it was found necessary to remove his leg. He brought suit in the district court of Adams county, claiming \$25,000 damages as a result of the malpractice on the part of the medical servants of the company. In his petition he alleged that the amputation of his foot was necessary to save his life, but the unskillful manner in which the amputation was performed made the removal of his leg absolutely necessary. Howard was a member of the Burlington Voluntary Relief department and accepted benefits which, under the law, was a waiver of further claim for damages, and he, therefore, was compelled to set up the unskillfulness of the physicians in charge to recover an additional amount from the company. The case was tried in the district court, and a verdict for \$5,000 was rendered in the plaintiff's behalf. The case was carried to the supreme court, and on last Saturday the verdict was set aside, the court holding that if the company was not negligent in the selection of surgeons or physicians for employees, or if an employee accepted the services of said surgeons or physicians without protest, no complaint against the company could be made on account of alleged malpractice.

Expect the Cut to Be of Short Duration.

The cut on provisions by lines east of the Mississippi river is having the greatest possible effect on packing house product from this section. A reduction of 12 cents per 100 pounds is of so much importance to South Omaha packers that they are falling over one another to get orders into their branch houses on this low rate. It is understood that the rate will be of short duration, and consequently advantage is being taken of the situation by the packers of this section.

A freight official, talking of the cut, said: "Eastern lines have gone completely daft on this question of reduction. It only shows that railroad officials err quite as often as those not in the employ of railway corporations. It is another exemplification of the old saw about common sense being the most uncommon thing in the country. Efforts are being made to bring the lines together before

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WEEKLY OUTPUT OF PACKING HOUSES

Movement of Hogs Considerably in Excess of Last Week.

CINCINNATI, June 26.—(Special Telegram.)

Tomorrow's Price Current will say: The weekly output of packing houses of 200,000 hogs, compared with 225,000 the preceding week and 200,000 for the corresponding time last year. From March 1 the total is 4,025,000, against 4,355,000 last year. Prominent places compare as follows:

Table with 3 columns: PLACE, 1893, 1894. Rows include Chicago, Kansas City, Omaha, St. Louis, etc.

Good Rain in Boyd County.

BUTTE, Neb. June 26.—(Special Telegram.)—A heavy rain set in about 10 o'clock tonight. Crops are looking excellent on an average, corn being a little backward, owing to the cool weather.

SWEET SAVORY SATISFYING SWIFT'S PREMIUM HAMS AND BACON

Think of the thousands of hams and bacon that go out from South Omaha daily! We select but the best ones for the brand, "SWIFT'S PREMIUM." Smoked lightly—trimmed nicely—extra mild—not salty. No man could make them better.

FOR SALE BY S. H. Balfour, 215 So. 14th St., Omaha, Neb.

SWIFT AND COMPANY, SOUTH OMAHA, NEB.

AMUSEMENTS. COURTLAND BEACH. Every evening at 8:30. Saturday and Sunday Matinees at 4 o'clock.

COURTLAND BEACH

Every evening at 8:30. Saturday and Sunday Matinees at 4 o'clock.

CHICAGO, ST. LOUIS, ST. PAUL, DENVER, PITTSBURGH, WASHINGTON, NEW YORK, INDIANAPOLIS, KANSAS CITY, SAN FRANCISCO, MINNEAPOLIS, BARTFORD, PORTLAND, ORE., LOS ANGELES.

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DUFFY'S PURE MALT WHISKEY

FOR MEDICAL USE NO FUSOL OIL



FOR MEDICAL USE NO FUSOL OIL

Equalizes the circulation, sharpens the appetite and gives strength and buoyancy when the system is affected by the tropical weather. Never more useful than in this sticky season.

Good to take at meal times to insure perfect digestion, and at bed time to insure refreshing sleep.

For illustrated pamphlet send to DUFFY MALT WHISKEY CO., ROCHESTER, N. Y.

Black—blue—or fancy chevrot suits made to measure, \$15, \$18, \$20 and \$25—(if you get the genuine—it is suitable for office and evening wear.

It's gentlemanly goods, a lusterless black, it will not polish, and will wear longer and look better than most goods.

We procure these splendid chevrots direct from the mill in large quantities—and can offer you best materis, handsomely made and save you \$5 to \$10 as well. Thousands of styles in our stock.

Pants to measure, \$4 to \$14. Suits, \$15 to \$50. Overcoats about the same, and all garments guaranteed.

Samples mailed. Garments expressed.