## THE OMAHA DAILY BEE: TRURSDAY, AUGUST 8, 1895.

#### **OXNARD'S CLAIMS FOR BOUNTY** forescen, and to disusters which may prove CALLED A LATE CONVENTION suit sgainst Mosher, (Dorgan, State Treasurer Bartley and Auditor Moore, restraining the pleasure at this place. Pearse is well known in this city, having for several years assisted in conducting the institutes in this county. A farm of ten acres, which adjoins York, was yesterday solid by a local real estate agency of this place for \$100 per acre. This speaks well for York county land, which has not yell decreased to any great organ be OLD SOLDIERS ON A PICNIC SYRUP FIGS national in their character." Mr. Bowler asked Senator Manderson some questions for the purpose of making sure of his position as to the force of a law on the statute books, and among other things asked tim how the law could be tested. To this Mr. Manderson replied that there were ways of testing the law, but that as he was ennational in their character." two former from receiving and the latter from issuing to Dorgan a warrant for \$33,408.90, awarded him by the appraisers of the peniter Argument Being Made Before Comptroller Republicans of the State to Meet at Lincoln tiary plant. The filing of the transcript is within the forty days, allowed by the court. Camp Crook the Scene of Some Animated Bowler at Washington. on October 2. Discussions. The superseders boud accompanying is for not yet decreased to any great extent in \$7.500 value gaged on the other side he did not propose to suggest them to the enemies of his con-Omaha people in Lincoln: At the Lindell-The Russian thistle act passed by the MANDERSON APPEARS FOR CLAIMANT The Russian thisle act passed by the last legislature is causing the road over-seers of the several districts of this county much trouble, owing to the fact that this is the first time they have had an opportunity to do this kind of work. Several persons who were notified that the thisles were on their land have so far failed to respond, and it is thought that the law will have to be carried out to hims thom to time. H. F. Benedict. At the Lincoln-C. S. Car- POLITICAL SIDE SHOW TURNED DOWN OVER ONE THOUSAND DELEGATES IN IT stirments. At 4 o'clock the hearing went over until IT WAS A WARM SESSION. tomorrow, when Senator Blanchard will Upon the Decision of the Case Rests **Basis of Representation Provides for** be the speaker. First Day of the Second Annual Rethe Constitutionality of the Dawes County Populist Convention Was a Spirited Affair. the Greatest Numerical Body Ever union of the Douglas County Vet-AWARDING SCIENTIFIC PRIZES. Bounty Principle-Many Com-Assembled in the State-Work erans at Bennington-An CHADRON, Neb., Aug. 7,-(Special.)-The pliented Issues Involved. Most of Them Went to Residents of of the Committee. Auspicious Opening. county convention of the Dawes county pop-Foreign Lands. carried out to bring them to time WASHINGTON, Aug. 7 .- A number of ulists for the purpose of electing delegates WASHINGTON, Aug. 7 .- The hearing to to the state and judicial conventions was PECULIAR LITIGATION AT YORK. prizes and medals for scientific discoveries LINCOLN, Aug. 7 .- (Special.)-The republi-BENNINGTON, Neb., Aug. 7 .- (Special day before Comptroller Bowler upon the quesheld here yesterday, and although the main Telegram.)-This usually staid and quiet little have been awarded by the Smithsonian incan state convention will meet at Lincoln Mrs. Lizzie Brader Sues Her Uncle for tion of the constitutionality of the sugar object of the convention was not of the most hamlet for the second time since it has ONE ENJOYS stitute, under the provisions of the funds Wednesday, October 2, at 2 o'clock p. m. Fifteen Hundred Dollars. bounty appropriations made by congress at vital importance, still the Crawford delegadonated by Thomas George Hodgkins of The representation will be one delegate at YORK, Neb., Aug. 7.-(Special.)-There was its last session for the crops of 1593 and 1894 arises upon the claim of the Oxnard Boet Sugar company of Nebraska, that being the Sugar company of Nebraska, that being the occupied a spot on the map of the state is tion, assisted by some of the surrounding large, and one for each 100 votes, or major under martial rule and in full and undiafiled in the district court of York county precincts, succeeded in stirring the body up puted possession of the Douglas County fraction thereof, from each county, based upon today a case which is different from the to several degrees higher temperature than the warmth of the day called for. E. S. Ricker was elected chairman and J. the vote cast November last for State usual legal controversies. Lizzie Bader sues first claim settled by the auditor since the Treasurer Bartley. The vote for the location the late unpleasantness are their wives and

pealed. The commissioner of internal revenue, hav-The commissioner of internal revenue, hav-ing adjusted the amount of bounties due the Oxnard company, referred all the papers to the auditor for the Treasury department for the statement of an account thereon. The auditor stated an account, allowing the amount fixed by the commissioner of internal revenue and certified his decision to the comptroller for his approval, disapproval or modification, as required by the provisions of the new accounting system adopted in the act of July 3, 1894, as the result of the labors of the Dockery commission. That act requires the auditors in making an original construction or modifying an existing construction of a statute to report to the comptroller of the treasury their decisions and to suspend action until the comptroller has medals was also awarded to Dr. Charles passed upon the question. This was rendered Smart, U. S. A.; Dr. Harpassed upon the question. This was rendered Smart, U. S. A.; Dr. Har-cuse, Berlin; Dr. Magelson, Christiana, Norpassed upon the question. This was rendered necessary by the change which the Dockery commission made in the accounting offices by which the claims stated by an auditor do not go to the comptroller as a matter of course, but only reach him upon appeal, or in the manner above indicated. The decision of the comptroller is required to be acted upon by the auditor whose cer-tificate is made by law find and comptoice

5.00

nugar bounties of the McKinley act were re-

tificate is made by law final and conclusive the executive branch of the government. The result is that the decision of the comptroller cannot be reviewed by any other executive officers of the government. Claims rejected by the government, however, may be sued on in the court of claims, or in cer-tain cases in the circuit and district courts binding upon him.

The court of appeals of the District of Columbia in the case of the United States, ex rel, the Miles Planting and Manufacturing United States army. company against John G. Carlisle and Joseph S. Miller, being a mandamus proceeding against the secretary of the treasury and commissioner of internal revenue to compel them to appoint sugar inspectors under the provisions of the McKinley act, having held that the sugar bounties were unconstitutional the comptroller of the treasury deemed it his duty to be satisfied upon that point he-fore passing the claim of the Oxnard company and establishing a precedent for the payment of the sugar bounties provided for by the new appropriations. He, therefore, without mak any decision upon the matter whatever, called upon the counsel of the Oxnard com pany to be heard upon the question. The matter gives rise immediately to very considerable discussion as to the comptroller's powers and duties and the claim has been persistently made that he has no jurisdiction this question and was compelled to obey the laws passed by congress, whether constitutional or not. That question, it is understood, will be argued as well as the con stitutionality of the bounty appropriations.

GENERAL MANDERSON TALKS. The hearing took place in Comptroller Bowler's office in the treasury building. Ex-Senator Manderson of Nebraska made the first argument in the case. He said the

first claim settled by the auditor since the coveries relating to atmospheric air was awarded to Lord Raleigh and Prof. Ramsey, at Lincoln was unanimous. both of London, for the discovery of the new element, argon. The second prize has This was the result of an hour's session of the republican state central committee at ot been awarded, through the failure of the the Lindell hotel this afternoon. The com-

mittee was called to order by Chairman C. H. Morrill at 3 o'clock sharp. The following members answered to their names: A. R. organisms goes to Dr. Henri de Varignay of Paris, who prepared the best popular treatise on air and light. The committee of award Keim, First district, Falls City; H. M. Christy, Second, Sterling; J. R. McKee, Third, Palmyra; George Sheldon, Fourth,

examined 218 papers submitted by contest-ants from throughout the world. In addition to prizes conferred, honorable mention was accorded in the following: Silver medals, W. A. Russel, vice president of the Royal Meteorological Society of Great Britain, C. L. Madean, Comparison Day Nehawka; Horace M. Clark, Fifth, Ithaca; Frank Burman, Peter Schivenk, Sixth, Omaha; John D. Haskall, Eighth. Wakefield; Silver medals, W. A. Madsen, Society of Great of the Royal Meteorological Society of Great Britain; C. L. Madsen, Copenhagen, Den-mark, and A. L. Herrera and Dr. Vorgara Lopez, City of Mexico. Bronze emblems, Drs. Franz and Carl Oppenheimer of Berlin; Alexander McAdle of the United States woather bureau; Dr. O. Jesse, Berlin; H. M. Smith, Eagland; Tra Loewey, Berlin, and E. D. Berauxdox and Maurice Dibos, both of Rouen, France. Honorable mention without Rouen, France. Honorable mention without harles Twenty-third, Fairbury; A. Galusha, Twenty-Har-sixth, Red Cloud; C. F. McGrew, Twenty-seventh, Hastings; S. C. Stewart, Twenty-mark; eighth, Axtell; C. D. Fuller, Twenty-ninth, navy; Imperial; A. E. Allyn, Thirtleth, Cozad; C. C. Charles Trognitz, Thirtleth, Sidney, O. G. Smith, Loup City, Sixtenth, district ap-peared as proxy for Aron Walt, and Mr. Green, Twenty-fifth district, served as proxy for John S. Musser.

MISS FLAGLER ADMITTED TO BAIL.

Held to Await Action of the Grand Jury for Killing a Negro Boy. WASHINGTON, Aug. 7 .- Miss Elizabeth Brad D. Slaughter, Fullerton There was a stalwart effort made to fix the date of the convention for September Flagler, who shot and killed Ernest Green a few days ago, surrendered berself in the tain cases in the circuit and district courts district court today and was released on \$1,200 bail to await the action of the grand 26, and a vote on this date carried at on time, but was reconsidered. No proxies will be allowed in the convention, but the del. jury. Her bondsmen are John Cassell, a wealthy real estate broker, and General Robert McFeely, ex-commissary general,

whole vote of the county. The official call will be ready for publication in a day or two. The basis of representation will form a convention of 1.057 delegates, divided It is stated that this action is in accordance with an agreement made by the prosecution among the counties as follows: and the defense immediately following the and the detense immediately following the verdict of the coroner's jury. Assistant Dis-trict Attorney Tagger told Miss Flagler's counsel that the effect of the verdict was to hold her for manslaughter and that the case would accordingte on the two model does hold her for manusagner and that the case would accordingly go to the grand jury in May upon its assembling in the autumn. Her counsel responded that she was in no condi-tion to appear before the court, but that she lox Butte uffalo would appear as soon as her physical condiion would permit.

## New Danger to Torpedo Boats.

WASHINGTON, Aug. 7 .- There has been PTTY received at the Navy department a sample of steel three-quarters of an inch in thickness which had been pierced by a rifle bul-let, of a calibre less than that of the present army rifle or about .30. The sample is in-Dakota teresting in that it shows that the torpedo boats may be rendered useless by good shots NW NOT from such rifles. The distance at which the steel sample was plerced was about 200 feet. A torpedo boat armor, her boiler and ex-plosives, might easily be pierced at this dis-tance or before she could make her pro-jectile dangerous to a ship. The bullet was of steel and pointed. It made a remarkably clean hole in the steel. ranklin

clean hole in the steel. Grant L. Gibson, editor of the Crawford Beacon, secretary. Among the prominent pops in at-tondance were State Senator H. G. Stewart, F. B. Carly, I. N. Harbaugh, Judge Bullock of Rushville, A. E. Sheldon and Captain J. J. Adams. After appointing their usual committees the convention proceeded to investi-gate how O'Neill came to be the place where This time, however, the scene of the turmoil After a and strife will be around the various camp the judicial convention was called. ommittee had conferred with Judge Bullock t was decided to get the opinion of each bunty as to the popular place. The comat Camp Crook. county as to the popular parts. The come mittee on resolutions reaffirmed belief in the Omaha platform, highly commended Sena-tor Stewart, denounced the eid parties and on the banks of the tranquil Papio. Enthe sound money men and recommended that the delegates be instructed for E. S. Ricker of this place for district judge, also de-

ouncing fusion in strong terms. Then the fun commenced. The old reliable fire works manufacturer, P. G. Cooper of Crawford, moved that Ricker be allowed to select his own delegates. This was not the sense of the meeting, however, and it took nearly two hours to finally elect J. L. Gibtional issues will be barred son, J. J. Harbaugh, H. G. Stewart, E. M. Cook, A. M. Morrisey, J. R. McDonald, Henry Whiting and Harry Dean as such deleaffair in charge have been as busy as tailors gates. During the wrangle the Crawford delegation took time to state that they were not being treated fairly, as Chadron was trying to dictate who should go from Craw ord and had selected a man who had in through the principal streets of the village, preceded by Prof. F. M. Steinhauser's Military band. The business mer and citizens formed them it would be impossible for him to attend. During a little red hot talk Editor Sibson remarket that while he was personally friend of County Chairman Morrisey, he hought in politics he did not amount to C. C. McNish, Wisner; S. H. Steele, David City; R. O. S.ewart, Campbell; F. W. Collins, Lincoln; H. M. Waring, Omaha; ness and residences. nuch.

The following were elected as delogates t he state convention; J. L. Gibson, A. E. Sheldon, Charles Phillips, F. W. Ebsner, Wiliam Fuller, E. S. Ricker, George W. Howrd and H. G. Stewart. The county convention for the nomination f county officers will be held in Crawford some time next month, and unless all indica tions are wrong it will be a lively meeting, as there are several irons in the fire all

pointing in different directions SUNDAY SCHOOL RALLY,

# Hastings Captured by a Crowd Children and Their Parents.

HASTINGS, Aug. 7.- (Special Telegram.) The third annual Sunday school rally of Adams county was held in this city today. From almost every building floated flags and

the speaker's stand and listened to an ad-dress by President Whiting, who dwelt upon bunting and the city was never better dec orated for an occasion than today. the objects and aims of the association As early as 8 o'clock wagon loads of chil band then played, after which a limeeting of the association was held. iren and people began to arrive in the city and preparation was immediately pushed for the grand street parade. By 11 o'clock every After the minutes of a previous meeting were read and adopted as read the recruit-ing officers reported the addition of eleven Sunday school that was to be present had re ported and the grand parade started. It was eaded by the Hastings military band of twenty-two pleces, which was followed by 236

members to the association. The question of admitting vets residing outside of Douglas county and belonging to other than Douglas wagon caused many fine turnouts. prize being offered for the finest decorated wagon caused many fine turnouts. The procession went from the West ward The secretary read letters from Senators school house to Cole's park, where the day's Chu program was carried out. Mayor McElhinney W. Charles F. Manderson, John M. Thurston and W. V. Allen regretting the fact that they made an address of welcome, which was te-sponded to by Rev. Mr. HIN of Juniata. C. S. Billings, Congregational state evangelist of could not meet with the Douglas veterans on Billings, Congregational state evangelist of Lincoln, delivered a very able illustrated ad-traska Grand Army of the Republic, Sutrolled by the administration forces. perior; P. H. Barry, adjutant general, Lin-coln; John E. Ehrhardt, jr., vice commander, Nebraska Grand Army of the Republic, Stanton; Colonel T. F. Elliott, South Omaha; General W. W. Lowe, Omaha; Church Howe, lic." The program was composed of short talks by representatives and leaders of the various schools and selections by the Hasting military band, the Presbyterian Sunday rchco orchestra, the Methodist orchestra and vari Auburn; W. H. Ijams, Omaha; W. W. Mor man, Omaha, and Major Clarkson, Omaha, ous choirs. Eighteen schools came in a body and com NO POT RUSTLING PERMITTED. peted for prizes, while there were thirty-si Bills announcing a meeting of the Harri-on club at Oft's hall tomorrow were dischools represented. The Blaine Center Sun day school secured the \$10 prize for having the best decorated float, and the Episcopa church secured a \$10 prize for having the beat tributed on the grounds this afternoon and the matter was brought up at the business session of the Veterans' association and the float of any school in the city. Rosedale go members agreed unanimously to have nothing \$10 prize for the beat average attendance, and to do with the political side show. They de-plore the fact of the meeting being called at the Christian Sunday school for the hest he c'ty. In the evening a very fine program this time, as many people will charge the was arranged. It was opened by a selecti-by the military band; singing, "Hold th Fort," led by Dr. Cassel, I. Cation, C. ing u front association with trying to feather the nest of a few politicians. The old soldiers will not go near the pow wow. Billings of Lincoln: selection by ladies' The following vets were elected to mem-bership in the association today and their t; address, W. H. Mimberley of Lin married. bership in the added to the roster: names were added to the roster: William H. Harrison, company H, Third Missouri infantry: Lewis Niemann, company G, Twenty-fifth Michigan infantry: J. W. Niesteenth Michigan infantry election by male quartet; selection, Math-idist Sunday school orchestra; a magnificent alcium light entertainment by Kendall 7 cotthorn of Hebron. The rally proved to be the greatest gather Thompson, Nineteenth Michigan infantry Hans Schneeckloth, company H, First Neng of its kind ever held in this part of the there being fully 10,000 people in atbraska cavalry: Thomas Morris, Third New York infantry; W. H. Stephens, company B, Forty-fifth Illinois infantry: Isaac Gard, comendance. DIDN'T KNOW IT WAS LOADED. pany C. Nintu Iowa infantry; Thomas Glay beck, company E, Sixty-ninth Ohio Infantry; John Jenkins, company B, Seventy-first New York infantry; W. H. Reed, company B, Forty-fifth Ohio Infantry; John C. Williams, company I, One Hundredth New York In-fantry; R. B. Wilderman, First United States Silver Democrats Play a Very Bright Joke on the Postmasters. CENTRAL CITY, Neb., Aug. 7 .- (Special Telegram.)—The democratic central committee net yesterday and fixed upon August 28 as army artillery; John Simpson, company I, Fourth Tennessee infantry. the time for holding the county convention, or six days after the Omaha convention. At the Program Thursday, August 8: Reveille, ime of holding the county convention last fall a. m.; assembly call, P. bugler, 7 a. m.; breakfast 7:15 a. m.; national airs by 6:45 Hayes, bugler, 7 a. m.; breakfast call, 7:15 a. m.; national airs by the band; assembly call, 10 a. m.; parade forms to march through city, 10:15; music by the band; address, Captain P. H. Barry, ome of the leading free silver democrats leemed it would be a huge joke to appoin he postmasters from the various towns in the unty for committeemen. Today they are licking, claiming that "Uncle" Tommy Mor adjutant gereral, 10:55; address, Colonel F. E. Moores, 11:10; address, Major R. T. Clarkson, 11:25; dinner call; assembly, first gan, postmaster at Clarke, has outgeneraled A mass convention will be called to elect delegates to Omaha. Call, 1:45 p. m.; address, J. A. Ehrhardt, junior vice commander Nebraska Grand Army of the Republic, 2 p. m.; music by the band, 2:30; address, Torn Majors, 2:40; music by the band, 3:19; address, Colonel J. Bellevue Brevities. BELLEVUE, Neb., Aug. 7 .- (Special.)-Boyd Wallace met with an accident Friday at the Avery brickward that resulted in a A. Gillespie, 3:20; music, 3:30; address, Gen-eral W. W. Lowe, 3:40; music, 3:50; business broken leg. time, 4:30 to 5:45; supper, first call, 5:45 The farmers in this vicinity are very hope ful now. The yield of small grain is very call, 7:30; toasts, speeches a 5 to 9; toastmaster, Colonel F. good and the heavy rain of Sunday has made assembly songs, 7:45 to 9; toastmaster, Colonel F. E. Moores; dancing music and all kinds of fun. an abundant corn crop a reasonably sure E. thing. Miss Blanche Davies of Mandan, S. D., who Marshal of the day, Captain William Kelley, Taps, 10 p. m. has been visiting here for some time, left

Christian Bristols a prominent farmer of this children and children's children. The vets county for about \$1,500. As set up by Mrs. are here on invitation from the people of Bader in her petition, sho was adopted by the Bennington and vicinity and will remain defendant when 6 years of age, and sinc that time, until up to about a year ago. three days enjoying their second reunion. lived with and worked for the family of the During this and the two days following the defendant. She also alleges that she made a war of the rebellion will be fought again. contract with Bristol, who is her uncle, to work for him until she was the age of I fires that will burn throughout the grounds years, and that as a consideration work she was to receive the sum of \$200 together with her necessary clothing. When Wher she reached the age of 18 years the plaintif and defendant entered into another contract in which, should she remain with the de fendant until she was married, he would deed her forty acres of land in this county camped on the grounds besides the Old Guard is John M. Thurston camp. Sons of Veterans, and the Women's Relief corps, auxiliary of as a consideration for such labor. Some time ago Mrs. Bader was married, and thereupon made domand of the defendant for the tract of land, which was here under the contract made between the two. As althe Grand Army of the Republic. As the meeting is intended to be an outing for the old soldiers and old soldiers' families, the officers of the association give it out cold that the discussion of political and facleged by the plaintiff. Bristol absolutely fused to convey the land to her, and although she has made repeated demands of him for As this is the first day of the encamp-ment the various committees having the

the same still declines to give it to her. The plaintiff therefore prays judgment against the defendant for the value of the all day assigning new arrivals to their quarters, etc. A large delegation of Omaha land in question, which she claims to be about \$1,500, and also for the aforesaid \$200, which she said was a part consideration for people arrived on early morning trains and at 10:30 the old soldiers responded to the bugle call and formed in twos and marched the land. She has deducted from the amount she prays for the value of the clothing furnished her by the defendant.

A 2-year-old child of Dan Payne's fell Thursday and slightly bruised its hip, as apof the town vied with one another in ap-propriate decorations of their places of busipeared at the time. Saturday it was noticed that the hip was swelling, and appeared to be slightly paralyzed. Loca physicians are doing all in their power to After the return to the grounds at 11:15

prevent paralysis. Will Give Plattsmouth a Chance.

the band tore off several yards of melody, Peter Mangold, on behalf of the citizens of Bennington, welcomed the veterans and their PLATTSMOUTH, Aug. 7 .- (Special Telepriming on we come the veterans and their friends to the city. W. H. Christie, for the veterans, in a very nice talk, accepted the proffered hospitality, and then all hands joined in singing "Marching Through Geor-gia." Then the provident housewives brought out the lunch baskets, and under the shade of the trees the first meal was eaten at Camp Crook. friends to the city. W. H. Christie, for gram.)-The Missouri Pacific management has arranged to run its Lincoln passenger train through this city into Omaha, returning by the same route in the evening. Heretoford this train has been run to Nebraska City, and as a consequence Nebraska City merchants have had an almost exclusive monopoly of the eaten at Camp Crook. Tomorrow will be politicians' day, and trade from southern Cass county. The new while anything that savors of politics is not countenanced on the grounds, Eggert's hall arrangement will redound to the interests of both Plattamouth and Omaha, and be the scene of a monster gathering is a valuable addition to the train service of of the clans. The meeting will be held unde both citles as far as the Missouri Pacific railthe auspices of the Douglas County Harrison way is concerned. After dinner the assemblage congregated at A string of flat cars went off the track in

The

business

he local B. & M. yards this afternoon on account of the turning of a rail and traffic in the yards was at a complete standstill for sev eral hours. Administration Forces Strong.

CENTRAL CITY, Neb., Aug. 7 .- (Spe cial.)-The Merrick county democratic central committee met at the court house yesterday for the purpose of selecting delegates to the

state democratic convention. By an overwhelming majority it was decided to hold the county convention August 28 for the purpose of selecting delegates to the Lincoln tion. The administration forces were handled by Thomas G. Morgan, and the Bryan democratic forces by Editor Wells of the Central City Democrat, and J. W. Sparks. The party machinery in this county is evidently con-



Syrup of Figs is taken; it is pleasant and refreshing to the taste, and acts gently yet promptly on the Kidneys, Liver and Bowels, cleanses the system effectually, dispeis colds, headaches and fevers and cures habitual constipation. Syrup of Figs is the only remedy of its kind ever produced, pleasing to the taste and acseptable to the stomach, prompt in its action and truly beneficial in its effects, prepared only from the most healthy and agreeable substances, its many excellent qualities commend it to all and have made it the most popular remedy known.

Syrup of Figs is for sale in 50 cent bottles by all leading druggists. Any reliable druggist who may not have it on hand will prosure it promptly for any one who wishes to try it. Do not accept any substitute.

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FOOD

consideration great importance not only to his state but to the United States. The bounty provided for in the McKinley jaw was a piedge of the government to reward experiments in sugar production to the extent of 2 cents per pound. It was a solemn contract for a term of years, and the producers had a right to rely upon it. The state of Nebraska said, had gone to great expense in establishng experiment stations for the purpose of teaching the people how to grow the beets. As going to show the hardships which the repeal of the bounty had worked, he said that Nebraska farmers had this year planted

9,000 acres of heets, or 3,000 acres more than ever before under contracts previously made with them. He characterized the repeal of the bounty law as "an unrighteous, unjust and almost unlawful exercise of congressional prerogative." and referred to it as a bunco process. He then explained the present bounty legislation, under which the present claim is presented.

Mr. Manderson declared that "if by any method in the Treasury department or the courts this boon be denied our factories disbeyond any description and distress be yond any capacity to paint will result. What ve plead for now is that our factories be allowed to eke out an existence. Wipe out this industry and you administer almost a deathblow to the west."

The speaker then discussed at length the duties of the comptroller and his authority to act in this case, which he denied. The president and congress, said Mr. Manderson, had passed on the constitutionality of this act and he refused to acknowledge the authority of a subordinate to pass an ex-pos facto veto. Only the judiciary could do this. He characterized the action of Mr. Bowler as an encroachment on the prerogatives of the executive and congress and especially the judiciary.

Senator Manderson made the point that the law providing for the payment of the bounty was of later enactment than the general laws defining the comptroller's duties and should be given due weight as the latest instruction the subject. Senator Caffery asked Mr Manderson whether it was not true congress intended it as a relief measure, and not as going to establish a bounty principle, which Mr. Manderson said was the case. He contended that congress had the constitutions right to make a donation or gift if it should see fit, and quoted Jere Black as authority

for the opinion. Citing precedents, Mr. Man-derson referred to the opposition made by the federalists to the purchase of the Louis lana territory, and said: "Suppose we had then had an official who would have assumed to nullify that act by refusing to pay out the money appropriated. He would have been a spectacle for gods and men. I thank God was not decided against the purchase, and I hope we may go on acquiring and purchasing until we get Hawail and Cuba and other out-lying strips of territory toward which we have been looking with longing eyes. Sup pose, too, a comptroller had refused to pay pay warrants for war expenses during the rebel-lion on the ground that he had doubts of their constitutional validity. In that event,' he added, "I think there would have been a rape on the treasury and a murder of the comptroller.

#### LAW CONSTITUTIONAL.

After an hour's recess for luncheon, Mr. Manderson resumed his argument, devoting this part of his statement to the constitution-ality of the bounty law. For the purpose of establishing the validity of the law in this respect he quoted many authorities, citing legislation and congressional debates as early as 1789, and coming down through the his-tory of the nation. He showed that from the earliest day bountles had been a common thing, and claimed that only the slightest disposition had been shown in congress to criticise their constitutionslity. He expressed the opinion that \$150,000,000 in gold would sent abroad this year for sugar, and contended that one of the best means for keep-ing our gold at home was to produce our own The senator contended that as a con BUGAT. stitutional question there was no distinction between encouraging an industry by granting bounty and imposing a protection daty, " cannot," said Senator Manderson, in conclu-sion, "deem it possible that all past pre-

sion, cedents are to be thrown to the winds, and that a new and startling, and, as I believe, dangerous precedent be established by your-self (Mr. Bowler). I believe such a danger to. be most serious, not only because of the par-ticular interest involved, but as threatening templated by the founders of the government. ance Co.

In doing that you are starting on a new Hood's Pills cure all liver ills.

#### Colning the Gold Bullion.

Hall WASHINGTON, Aug. 7 .- Mr. Preston, the firector of the mint, says, in explanation of Harlan the shipment of \$10,000,000 in gold bullion from New York to Philadelphia, that it was the present purpose of the government to coin with reasonable rapidity all of its stock Howard gold bullion. This amounts to nearly 0,000,000, about all of which is in New York, Philadelphia and San Francisco. is said to be no special significance in this order for the coinage of the gold bullion, as it is said to be solely for the purpose of taking it available for all purposes.

## Changes in Army Posts.

WASHINGTON, Aug. 7 .- The suggestion has been made that Fort Buford, N. D., be abandoned and the troops now there. two companies, sent to Fort Harrison, near Helena, Mont., and to Fort, Assinabolne, Ment. It is possible that the post at Fort Yates, N. D., will be abandoned in time, but ot until another post is built at Bismarck.

## Coppinger's Search for Hostiles.

WASHINGTON, Aug. 7 .- The War depart ment has received a telegram from General loppinger, dated at Jackson's Hole yesterday He says that he has sent out two more scout ing parties and that neither has returned. This leaves three in the field, each in command of an officer. He reports that all is quiet and "no Indians."

#### Naval Cadets Appointed.

thra WASHINGTON, Aug. 7 .- The following persons have been appointed cadets at the Naval academy: J. L. Webb, alternate ey, Ia.; James D. Lowry, Fort Dodge, Charler L. Wilson, Bellaire, O.; Paul P. Rippey. Ia.; Stewart, alternate, Marietta, O.

## Can Find No Indians.

WASHINGTON, Aug. 6 .- A dispatch reeived at the War department from General coppinger at Jackson's Hole says the Indian uts are still out. He can find no Indians and all is quiet.

## Appointed Military Instructor.

WASHINGTON, Aug. 7 .- Captain Charles A. Varnum has been detailed as military instructor at the University of Wyoming, at Laramie.

#### Death of B. Dunkel.

SCHUYLER, Neb., Aug. 7 .- (Sepcial.)-Word has been received here that B. Dunkel, aged 69, one of the most respected citizens of Howells, north Colfax county died Monday and was buried at his old home in West Point, Neb., today. Mr. Dunkel came from Germany when a boy, was raised to manhood in the vicinity of Lake Superior copper mines, in which he worked four years, much to the injury of his health. Later he came west, settling in pital association, will be managed by a board Dodge county, where he accumulated much property, being possessor at his death of a farm near Fremont and one at West When Howells was started in 1887, be allowed ready access to the institution to treat patients. The Coiner Medical college with his family, went there and built a hotel, which was his home till the time of his death. He leaves a wife and three chil-

## Dodge County Veterans' Reunion.

Tge

Point.

Iren.

FREMONT, Aug. 7 .- (Special.)-Quite a large number of the members of the Grand Army of the Republic are attending the Dodge County Veterans' reunion, which is being held n Hooper. The attendance yesterday was exellent and the old vets had a very enjoyable time. Among the leading speakers are L. D. Richards and T. L. Mathews of this city and The weather has been very General Thayer. favorable for the success of the reunion. Work has been commenced on the building which is to contain the power plant for the city electric light system

The commencement exercises of the Fre ment normal school are being held this week, graduating exarcises of the different divisions and departments being held each evening. A good many of the friends and relatives of the graduates are present

## Indigestion and Constipution

OMAHA, Neb., July 29, 1895 -1 am taking Hood's Sarsaparilla for indigestion and constipation of long standing. I has about five bottles and it has done I have taken about five bottles and it has done me more good than any other medicine which I have ever used, and I think it will cure me." L. a usurpation of power such as was never con- E. Davis, Special Agent Union Life Insur-

# 4 Valley 9 Washington 4 Wayne

Ex-officio members present were: H. M.

ushnell, Lincoln; B. H. Robinsin, Omaha;

Delegates.

Counties.

19 Johnson ... 10 Kentney ... 10 Kentney ... 12 Keyn Paha 11 Kimball ... 14 Kimball ... 14 Loug 14 Loug 14 Loug 14 Loug 14 Madison ... 26 McPherson 26 McPherson 26 McPherson 3 Merrick ... 4 Nance 5 Nuckolits ... 5 Nuckolits ... 18 Otoe

8 Otoe 8 Pawnee 12 Perkins 13 Phelps 6 Pierce 9 Platte

12 Polk 4 Red Willow

9 Richardson 9 Rock

cotts Bluff

Saline Sarpy

Seward

26 Sherman

3 Sloux

linsor

Delegates

## 18 Total

## HE MIXED UP IN MARGINS.

W. G. Beach of the Hollinger Brokerage Company Bound Over. LINCOLN, Aug. 7 .- (Special.)-W. G.

Beach, held on the charge of embezzlement from the grain brokerage firm of Duncan, Hollinger & Co., has been held to the district court by Justice Spencer. The testimony of J. T. Duncan showed, alded by the books of the firm, that something like \$17,000 of the firm's capital had slipped away and that Beach was responsible for the leakage. But \$9,000 of this amount was shown to have been legitimate losses, under Beach's management. This left \$8,000 to the credit

culations. The court said that he that Beach had manipulated the Beach's re books to hide the fact that he had carried on disastrous Chicago speculations with the firm's money under an assumed name. The most damaging evidence against Beach was the following letter, dated June 24, the day on which the local agency closed:

"I hereby acknowledge that during the past aree weeks I have been speculating heavily and have neglected to collect margins from customers and have allowed them to run away behind without closing them out. The result has been disastrous. I kept the tru The condition of accounts in my charge carefully concealed from Duncan, Hollinger & Co. by every means in my power until they came down and investigated, as they thought ac

looked suspicious. This letter was signed by Beach. He, how ever, endeavored to show that he had made this statement at the request of Mr. Duncan, who said he wanted to show it to his low. customers. This Duncan denied

#### REOPENING STATIONS. The first order for reopening stations

the Burlington system was issued today by General Manager Holdrege under date of August 8, taking effect tomorrow. The following stations are reopened for business Woodruff, Kan., on the Oberlin line, with N.

, Cooley as agent; Kanoma, Kan., on th Oberlin line, with A. E. Matheson as agent: Cedar Bluffs, Kan., on the St. Francis line, with J. A. Forsythe as agent. There is a movement on foot among the societies of young people of the various Prot-estant churches of this city to organize a Saturday for Atlantic, Ia. Miss M. Hoffman of Leavenwortrh, Kan. stock company with a capital of \$30,000, shares of \$15 each, for the operation of hospital at the present location of Tabitha hospital. The affairs of the company, which will be known as the Tabitha Protestant Hosof eighteen directors, no more than two o whom shall be from any one religious de-nomination. All physicians of the city will

now has the right to exclusively treat pa tients, by its faculty, of Tabitha hospital. TRUST COMPANY IN COURT.

The Missourf, Kansas & Texas Trust con pany in district court enters a denial that it owes Atlorney Paul F. Clark \$17,200 rental of the Grand hotel property. Clark filed uit last May against the company for that amount. The trust company admits, however, that Clark held the fee simple under a "pre-tended" sheriff's deed. If the court finds that

Clark had the title for the forty-three months which he claims the trust company asks that he be charged with \$7,000 expended in repairs that he permitted to be made when his office windows looked out upon the hotel, and which would not have been made if he had intimated that it was his hotel they were improving. The exercises of the pedagogic class of the incoln Normal university occurred this evening in the chapel. Orations were delive

by John Frederick Brown on "Cicero," O. Leeka on "Here is the Will and Under Carsar's Seal," by P. Plerviance on "No Star Rises but to Set in Another Clime," by Thomas F. Bannigan on "Is the World Growng Better?" by John A. Duff on "Develop-nent of Civil Liberty."

The Farmers and Merchants National bank of Galva, Ill., together with two other na-tional banks in that state, and K. K. Hayden, receiver of the Capital National bank of Lincoln, plaintiffs in the case in which C. W.

#### York Teachers Adjourn.

WELCOMED THE VETERANS.

YORK. Neb., Aug. 7.-(Special.)-The the guest of her grandparents, Mr. and teachers' institute which has been in session at this place for a week has ended its work A resolution was passed thanking County Superintendent Holdsman for the work he had done during the past year, and also raig this summer, Is spending several days thanking Prof. Beaty, Superintendent Pearse and State Superintendent Corbett for their presence and words of encouragement. The York Military band came in for a share of the same, as well as Miss Florence Worley, who were thanked for their kindness in fur ounty fair. The date was not fixed, but nishing music. The news that Superintendent Pearse had received the superintendency of the Omaha public schools was received with

> SWIFT'S PREMIUM HAMS --- BACON Think of the thousands of hams and and bacon that go out from South Omaha daily! We seject 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 all First-Class Dealers. SWIFT AND COMPANY, SOUTH OMAHA, NEB. .....

Washington County Teachers Meet BLAIR, Neb., Aug. 7 .- (Special.)-The annual Washington county institute commenced

here Monday morning. The attendance is Nearly 100 teachers have envery heavy. rolled and there are places for only about eighty-five teachers in the county. County Superintendent J. W. Henderson is assisted by Prof. W. K. Fowler, Miss Ellen M. Austin,

D. C. O'Connor and B. E. Hendricks. Switchman Crushed to Death.

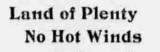
LINCOLN, Aug. 7 .- At an early hour this morning John Howard, a Burlington switch-

man, living at 915 V street, fell under the cars and was killed. He was at work makup a stock train and while crossing in nt of it was knocked down, the wheels passing over his neck and face, killing him

instantly. Howard was 23 years of age and 2dDoor West P. O.,

Young Burglars Fined.

The three young burglars who were arrested yesterday for stealing had their hearing today before Justice McKinney, Emli Brehm took a continuance for thirty days. Will Ingraham and John Green were fined \$25 each and costs. • \*\*\*\* \*\*\*\* \*\*\*\* \*\*\*\* \*\*\*\* The Balmy South !



## Central Mississippi

well watered, good roads, friendly people; never failing returns from the richest soil on the globe. The tide of immigration is turning to-wards this wonderful region. Twenty acres there with any sort of care pays you more money than the best 160 acres in the west. Stock runs out all the year and you can raise vesetables every month in the twelve. Garden farming and frut raising are making more money for the northern settlers now than they ever made before in their lives with double the amount of work. Peaches, plums, pears, strawberries, grapes, persimnons, early apples, grapes, persimmions, early apples, apricots—in fact all small fruits are a profitable, never failing source of revenue. For full particulars ad-

GEO. W. AMES, General Agent, 1617 Farnam St., Omaha, Neb.

dress



Omaha

Are a scientific compound of medicines in-tended to build up the Nerve Structure and restore to the whole body all of its normal unctions.

BECAUSE THEY ARE A NERVE TONIC whose work is beneficial and lasting. Price, \$1.00 per box; 6 for \$5.00. Sent by

mail. if you are getting nervous and can't sleep and don't care whether you go to your meals or not. You need them if you are cross and irritable without any visiblecause suffering with any

Sherman & McConnell Drug Co 1513 DODCE ST.,

HASTINGS, Aug. 7 .- (Special Telegram.)-

No Drouths.

Cool summers and mild winters-two and three crops raised a year. Free fuel. Rich lands. Fine rail-roads and the best shipping facil-ities bring the markets of the whole country to your door. Work and this land yields you abundant, never failing crops that bring big prices and you have something to market all the year through. Building Up Trade.

It would be unwise indeed and hazardous to our fifty well watered, good roads, friendly years' reputation as reliable

tailors, if we allowed ourselves to quote prices too low to produce satisfactorily made garments. Therefore, when you see in

our advertisement the statement that the new and lower tariff on woolens, combined with our other well known advantages. enables us to make suits to order from \$15 to \$50, pants to order from \$4 to \$14. you may rely on it that our price quotations are for good garments.

Samples mailed. Garments expressed.

## 207 S. 15th STREET.

ALL OUR WORK MADE IN THIS CITY BY THE BEST JOUR TAILORS.



The teachers' institute opened yesterday norning with an attendance of 100. The summer normal, which has been in session ASSAULTERSON for six weeks, closed Friday. The attendance has been good and the work very satisfactory. The success of the school has been largely due to County Superintendent N. H. Assaulted a Lawyer. CLAY CENTER, Neb., Aug. 7 .- (Spe-

ial.)-James Cummins, a farmer living a few miles west of town, went into the law office of F. S. Churchill yesterday and, after words, came out and waited for Churchill to appear on the sidewalk. When the attorney made his appearance Cummins struck him, cutting a gash over his eye. A bystander separated them, and Churchill had Cummins brought before County Judge Canfield on a charge of assault and battery and he was fined \$2.50 and

## Lockjaw Causes Death.

Ralph Kerr has returned from Beatrice.

Discussed Frontier County's Fair

STOCKVILLE, Neb., Aug. 7 .- (Special.)-

The Frontier County Agricultural society met

here yesterday. Plans were discussed for the

will be determined by the executive com mittee. It will be held about October 1.

Lunn, who has been preaching

George

i town

Jones.

Churchill

HASTINGS, Aug. 7 .- (Special Telegram.)-Bennie Blake, the young son of Fred Blake, who stepped on a garden rake about a week ago and was afflicted with a severe attack of lockjaw, died this afternoon. The funeral Monher et al were defendants, have filed of lockjaw, died this afternoon. The funeral their transcript with the clerk of the supreme will take place at the residence Friday morning at 19 o'clock.