ALLEGES CONSPIRACY

Samuel Brigham Tells How He Was Robbed

of Security.

HE BRINGS THREE SUITS TO RECOVER

Debtors, Constable and Bondsmen Made Defendants-Furniture Foreclosed On, Replevined and Taken Out of the State.

Samuel P. Brigham thinks that he has un earthed a conspiracy by which he was deprived of satisfaction for a claim of \$4,572 At one time he held \$2,000 worth of property which secured the claim, but he alleges that it was at this point that the conspiracy got n its deadly work and he came out loser.

In three different petitions which he has filed in the district court Brigham sets out that in 1894 he held three notes signed by Gustave A. and Mary A. Ackerman. One was for \$800, another for \$700, and the third gains. for \$3,000. They were secured by chattel mortgages on the property of the Ackermany in a house at 1921. Binney street. On August 20 he foreclosed these mortgages and cam: nto possession of the goods.

Brigham alleges that at once the Ackermans and Constable Walter A. Saussay en tered into a conspiracy to get back the property. They began replevin proceedings in a justice court, claiming that the property belonged to Mrs. Ackerman, and caused a writ of replevin to be issued. In accordance with the conspiracy Brigham avers that Saussay levied on the goods obtained possession and had them appraised at \$400. He claims that this was a ridiculously low figure as the furniture was new and fine. He places its value at \$2,000. It is charged that then the Ackermans removed the goods out of the state and out of Brigham's reach. Brigham charges Dennis A. Hurley with also assisting in the scheme by signing an undertaking, although he says that the man

Brigham has brought three suits. One is against Saussay, the Ackermans and Hurley. In this he sues for \$5,000, the amount of his In this he suce for \$5,090, the amount of his claim. Another suit is against Saussay for \$2,080, the value of the goods, and against Michael Costello, William Allestadt and Martin Quick on the \$1,090 bond, which they signed for Saussay. The third suit is against Mary Ackerman and Dennis A. Hurley, and is on the \$800 undertaking in the repleving the which they always. suit which they signed. HOOVER CASE IS SUBMITTED.

Defense Objects to Words Used by

completed yesterday forenoon and the jury relired at noon. It was the general expectation that it would report soon, but it has as yet given no sign of having agreed. When the county attorney completed

his statement the defense made formal objection to some of his remarks. among them being one to the effeet that "for fourteen hours after being shot DuBo's suffered all the tortures of hell." Judge Scott then instructed the jury at length.

The trial was one of the briefest in the history of the district court and occurred sooner after the commission of the crime than any previous murder trial. The murder was committed on December 13. Consequently if a verdict is returned today, this being the expectation, the man's fate will have been decided in two weeks and a day after the commission of the crime.

Della C. Rissi has found it impossible to reform her hubband, Ernest Rissi. In her offorts, she has even tried the police court and Riss's name has frequently adorned the "blotter." It all availed nought, howthe "blotter." It all availed nought, howof the court to cut the tie which binds then

She Asks for a Divorce.

Rissi in May 4, 1893. Shortly thereafter Rissi began his abuse of her and has kept it up at intervals since. The first instance occurred in August of the year of the marrings, when Rissi struck her with his fist and chased her with a knife, and threatened to kill her. He departed for a while, but her peace was shortlived. Rissi returned in a short time with the evil of intoxication added to his other vices and the wife says that since then he has periodically kicked and beat her, sometimes almost to unconand beat her, sometimes almost to uncon-sciousness. On Thanksgiving day he kicked her and chased her with a hatchet and on December 17 and 19, he best her with his fiets. Riesi has been in police court for som

Wants Her Household Goods Back Barbara Levy has applied for a writ of mandamus to compel Constable Saussay turn over to the court a quantity of prop erty he seized from her on a writ of re plevin. The replevin action was brought some time ago in the county court. Mrs. Levy fights the replayin on the ground that all she poseeness is the household property seized, and that it is therefore exempt under the law, being of less than \$500 in value. She offers the proposition that if the property is found by appraisers to be worth more than that amount, she be allowed to take \$500 worth of it, and the rest be handed over to the constable

Minor Court Matters. The Omaha Savings bank has begun pro ceedings in the district court to foreclose a mortgage on property in Sweezy's addition, owned by William J. Maxwell. The mortgage

secured notes of \$13,000 County Attorney Baldrige in behalf of the county, has brought suit in the district court against the Nebraska Savings and Exchange bank for \$522 and \$538, the taxes assessed in 1894 and 1895, respectively, on the furniture and fixtures in the bank. It is alleged that Receiver Potter has refused to pay the taxes

The Western Travelers Accident association is being sued in the district court by Marie Arnold for \$5,000, the amount of a policy issued by the company to Ralph E. Araold, the plaintiff's husband. The policy was issued in 1884, and in the fellowing year Arnold was thrown from a street car in Salt Lake and killed. The company has refused

WILL TRY RAISING COFFEE.

Scheme of Murray Coggeshall and Other Students. Murray Coggeshall, son of Deputy Marshal Coggeshall, a student at Trinity college, Hartford, is spending his holiday vacation in Cuba and Mexico. He sailed by steamer from New York, and his step in Cuba will be to study the rebellion in that country. The object of the trip to Mexico is to look over a coffee plantation at Vera Cruz, which Coggeshall and a number of other students of Trinity and Amherst expect to buy and cultivate. The plantation is now owned by Coggeshall's uncle. About half a dozen students are in the scheme, and they expect to

put in about \$1,000 spiece. Osban Gets Twenty-One Years. LAWRENCE, Kan., Dec. 28.-The motio for a new trial in the case of the state of Kan sas against Clint C. Osbun of Holton, convicted in Douglas county of murder in the degree for killing Charl's Hamble at Holton, was overruled today. Oabun was then sentenced to twenty-one years in the peni-

Running through Pullman Sleepers and Pullmann Dining Cors. Omaha to San Francisco or Les Angeles without change.

Take "The Overland Limited" via UNION PACIFIC and save time to Salt Lake and all California points. A. C. Duan, City Pass, and Tkt. Agent, 1302 Farnam St

6:45 P. M.

a quarter to six. via the Northwestern line, arriving at Chicago next morning City ticket office, 1401 Farnam street.

HAYDEN BROS

Winners of Prize Puzzles. Several hundred correct solutions of the prize puzzle in last Sunday's Bee were red. The solution is as follows: Holiday handkerchiefs.

Will print names on all pocketbooks. Hundred different styles of mountache English kersey and Persian lamb effects. Colored etchings.

Extension hanging lamps, Priestly's novelties.

Ulsters, Italian nugat. Celery trays. Lunch cloths.

The great majority of the solvers wrote ustache" instead of "moustache" in No. As the former is the ordinary spelling. th were counted as correct. Also in No the puzzle word was misprinted "natifie," "Italica" instead of "Italian." forms were also allowed. The fortunate prize winners are:

 Willie Eck, 1018 North Twenty-first street, who wins the pearl opera glasses.
 Nellie W. Armstrong, Syracuse, Neb., wins the solid coin silv r chatclaine watch While pendering the puzzles patrons will

find it interesting to take note of the bar-gains. HAYDEN BROS.

No Need to Worry

About baggage if you go east on the Bur-lington's "Vestibuled Flyer."

Just tell the ticket agent, when you purchare your ticket to check your trunk-from your residence—to your destination. He will

City ticket office, 1324 Farnam street. The "Train that Runs on Time" Is the Burlington's "Vestibuled Flyer" for

Leaves Omaha-5:00 p. m. Arrives Chlenge-8:20 a. m. Tickets at 1324 Farnam street.

Californiat If you want to get there comfertably, cheaply, quickly, call at the Burlington's city ticket office, 1324 Farnam street, and ark for information about our Personally Conducted Excursions They leave every Thursday morning.

The Ambitious Person. Who strives to "get there" will certainly reach his destination quicker via the UNION PACIFIC than via any other line. He will 13 hours to Sa't Lake City'
15 hours to San Francisco,

11 hours to Portland.

A. C. Dunn, City Pass. and Tkt. Agent.

1302 Farnam St.

There Will Be No War Because America is as much superior to England as the Chicago, Milwaukee & St. Paul is superior to its competitors. Defense Objects to Words Used by Limited train, which leaves the union deput daily at 6 p. m., arriving at Chicago at 9 a. m., via the Chicago, Milwaukee St.

F. A. NASH, General Agent. G. B. HAYNES, City Passenger Agent. 1504 Farnam St.

Personally Coducted Excursions. To San Francisco and Los Angeles leave Omaha via UNION PACIFIC every Friday. Upholstered Pullman Tourist Cars are in charge of experienced conductors, accom-panied by uniformed Pullman porter. Specia attention given to ladies and children travel-ing alone. For further information call on A. C. Dunn, City Pass. and Tkt. Agent, 1302 Farnam St

COAL-Wm. C. Goss. 'Phone 1307. The Omaha-Chicago Special.

Via "Northwestern Line."
The METROPOLITAN Express leaves
Omaha U. P. depet daily at 5:45 p. m. and
arrives at Chicago 8:45 next morning.
A "Northwestern" train in every detail.

We Will Give You a Check For your baggage at the time you buy your ticket and arrange to have our wagon call and take your trunk to the train. No trouble at the d pot. All you have to do is to get aboard. Chicago, Milwaukee & St. Paul Ry. CITY OFFICE, 1504 FARNAM.

Consultation Free. Consult your best interests and go east via Northwestern line CHICAGO SPECIAL, at "a quarter to six," arriving at Chicago at 8:45 o'clock the next

City ticket office, 1401 Farnam street. "It is a Wise Man" That knoweth his own mind," but it takes no wisdom to know that the OMAHA-CHI-CAGO LIMITED train of the Milwaukee Railway is the finest train out of Omaha. IS A FACT. Leaves at 6:00 p. m., daily

from union depot, F. A. NASH, General Agent. G. B. HAYNES, City Pasenger Agent. PITTSBURG LUMP, \$4.50. Am. Fuel Co.

The Omaha-Chicago Special. VIA NORTHWESTERN LINE. A CLEAN train DIRECT FROM OMAHA. Evenings at 5:45. An EARLY and CONVENIENT TRAIN

into Chicago next morning S:45.

Vestibuled—steam heat—gas—a la carte dinera on the epicurean plan—first-class sleepers—free "Northwestern" chair cars.

City Ticket Office, 1401 Farnam St.

Hamilton Warren, M.D., eclectic and magnetic physician; special attention to diseases of women and children and all obscure and long standing diseases. 119 N. 16th street,

A Clean Sweep. Is what the OMAHA-CHICAGO SPECIAL via the NORTHWESTERN, gets before starting east at 5:45 p. m. That is because it is a complete OMAHA train from UNION PACIFIC DEPOT, OMAHA. City ticke

IT IS JUST THE OTHER WAY No Japanese Bicycles Are Coming to

America. Since the announcement in the press re ports a few weeks ago that Japanese manufacturers were invading this country with manufactured products at such low prices that American manufacturers would be driven out of business, there has been considerable stir among a great many people to learn the true facts in the case.

It was announced that among a large number of other articles bicycles as good as any American made wheel would be laid down on American shores for \$12. This in itself, if true, would bring about a revolution in the bleyele business, and the wide publication ven the story all over the country created little alarm among the politicians, many predicting that America would be ruined by importation of Japanese made goods. The silver men at Washington and elsewhere discovered in the story what they termed strong arguments for free silver and desired to apply their remedy at once. Others predicted that higher duties which would nec-essarily have to be placed on Japanese goods would bring about a war between the United

States and Japan.

The Bee has made some investigation in the matter and finds the story to be utterly un-

A reply to an inquiry from Baker & Hamilton, large dealers at San Francisco, elicited the information that they were shipping bi-cycles to Japan from the United States, and in a letter from S. Koya, the Japanese con-sul at San Francisco, he says: "I beg to state that to my knowledge there exists no factory of bicycles in Japan where they manufacture bleycles for exportation. The news-paper reports in regard to the bicycle fac-tory in Japan are entirely without founda-tion." Communications addressed to the parties whose names were given in the news paper reports as the agents of Japanese fac tories were not answered, which is further proof that the whole story is a fake. It was found, however, during the investigation that American made bicycles are being sold cheaper in foreign countries than in America.

They Are Watching for William. A communication has been received by Chief Sigwart from Greenleatton, Minn., requesting that the police be on the lookout for William H. Thucher, a resident of that place, who mysteriously disappeared from that town recently. He was seen some days ago at Lime Springs, Ia., and is thought to be headed this way. The letter is from the man's mother, who states that her son has abandoned a wife and family.

SETTLES WITH MRS. CHAPPLE

Ish Pays Her \$700 as Damages for Causing Death of Her Husband.

CONJECTURE AS TO THE REASON FOR IT

Regarded as Being a Move to Help the Ishes in Defense on the Charge of Murder.

The \$5,000 damage suit which was brought by Mrs. Chapple against James Ish and his wife on account of the death of William Both H. Chapple has been settled for \$700. The settlement was made Friday at a conference between Attorney Bradley, in behalf of the Ishes, Attorney Shoemaker for Mrs. Chapple, and Mrs. 1sh, the mother of the mprisoned man.

It is said that the settlement of the dam age suit will have considerable effect upon the murder cases, in which Ish and his wife are defendants. It will be remembered that an "insurmountable" obstacle, as the jurymen named it, prevented them from agreeing upon a verdict in the recent trial of Ish, and this obstacle consisted of a doubt regarding what effect their verdict would have upon the civil suit brought by Mrs. Chapple. The opinion was almost equally divided as to whether this doubt prevented the jury from returning a verdict of guilty, or one of acquittal.

of acquittal.

This question, viewed in the light afforded by the settlement of the civil suit, is said to be practically solved, inasmuch as it must be presumed that Ish's attorneys knew what they were about when the settlement was made. It is therefore urged that the attorneys for the defense have in some way discovered that some of the six men who held out for conviction did so because they feared that if Ish was freed Mrs. Chapple would be unable to obtain a judgment, because their verdict would decide that Ish was justified in killing Chapple. The defense holds that there is still an other object to be gained in the settlement of the suit. They intimate that it is not at all impossible that when Mrs. Chapple is no longer tied to the city by a civil suit, which was plainly to hir advantage to prosecute she may depart and when the case comes up for trial again she may be so far away so situated that she will not be able to

ppear as a witness.

It is said that there is no doubt that the presence of Mrs. Chapple at the trial and the testimony which she gave on the stand carried great weight in the minds of the urors, greater weight than that of any other

In view of these facts the settlement of the civil suit is looked upon as a shrewd piece of business on the part of the defense. If Mrs. Chapple leaves the city, attorneys say, as she has signified her intention of doing, the defense can let the trial of the case rest until they find that Mrs. Chapple s not in a position to be called as a witness. Then they can demand a trial and have a considerable chance of obtaining a verdict

ANDERSON GOT THE LIMIT.

Court Sorry that He Could Not Send Him to the Pen. Anderson was yesterday sen tenced to serve ninety days in the county jail at hard labor on the charge of an assault to which he pleaded guilty. He was first charged with assault with intent to commit greatly boilty injury, but was allowed to plead to the lesser offense.

There is a story of some interest connected with the trouble. It appears that Anderson has for the past eleven years lived with a woman to whom he was never married. A child was born to them. Some weeks ago the woman went away and took the child with her. Anderson went after the child because claimed the woman and her associates were mmoral and in a fight the assault was made

upon the woman. It was for this offense that he wan arrested. When the man was about to be sentenced when the man was about to be selected with the selection of the court, but the talk had little effect. Judge Scott severely rebuked the man. He dilated at length on the spectacle of a man who had low countryman from Ire lived in open and illicit intimacy with a Omaha in a penniless condition and applied weman for years, worrying over the fear that the child born of this union might be contaminated. He said he wished he could sentence him to the penitentiary but as he friend was not only given transportation to

he husband, appeared in court and said that he did not care to prosecute, as the woman had "behaved herself since the action was The parties are colored. Judge Scott announced that he would ar-raign on next Tuesday morning the prisoners

in the county jail, who had been bound over from the police court.

MOORES IS SUED FOR FEES.

Plaintiff Alleges that They Were II legally Collected. Clerk of the District Court Moores did no entirely get out of the woods when the in vestigation of his records by the county commissioners ended in his favor. It will be remembered that it was charged by certain parties that Moores was guilty of willful and corrupt malfeasance in office by illegally overcharging in the matter of fees and costs The commissioners found that there was no malfeasance, but were not in a position to find whether the fees and costs had been charged in excess of the law.

The latter point is now to be decided in the

ourts. Charles E. Bates of the Bates-Smith Investment company, has begun an action in the county court to recover \$561 from Moores, an aggregate amount which it is alleged Moores overcharged in some twenty cases that Bates, or his company have had in the district court. It is specifically charged that Moores taxed this amount as 'fees and costs illegally and in excess of law." Bates says that he paid this excess without the knowledge that he was being overcharged, it having only recently been called to his

It is expected that this suit is but th forerunner of many others of similar tenor by other companies whose business in the rts is so large as to make it worth their while to attempt to recover the alleged over

charges. She Now Asks for Damages. Teresa Roden, who figured in the criminal court at the May term as the defendant in a case charging larceny, has begun suit for \$5,000 in the district court against a

sewing machine company, the agents of which caused the arrest.

The trouble arose over a sewing machine which the woman charged was delivered to her on trial in the latter part of 1894. She alleged that she was employed as an agent by the company and that she earned \$15 commission, which the company refused to pay. When the company's agent went after the machine she refused to give it up until her claim was paid. She was consequently arrested on the charge of larceny as ballee. Her trial occurred before a jus-tice of the peace, and on January 3 of this year she was bound over to the district court in the sum of \$100.

When the trial was called before Judge Scott it was discovered that the real issue in the case was whether the woman was rightfully entitled to her claim. This issue made the action a civil one and consequently

She Claims Johnson's Brick Yard. Another complainant has appeared in the courts for the brick yard and appurtenancie over which Arthur Johnson and his divorced wife, Minnie Stevens, have been fighting so long. This claimant is John Nicholas Brown, long. This claimant is John Nichotas Brown, who holds a mortgage on the property, and who has brought action to foreclose. He claims that his lien is prior to those of any one else, including that of the divorced wife. The mortgage was given to secure notes aggregating \$6,185. Mrs. Stevens has been endeavoring to obtain possession of the same property to satisfy a decree of alimony granted at the same time with the decree of divorce.

Holiday Rates Via NORTHWESTERN LINES 200 miles in

All the Men's, Ladles' and Children' Shoes Replevened by the Creditors. FROM THE BANKRUPT SHOE STOCK E. E. ADAMS, 417 BROADWAY, COUNCIL

Tuesday, December 30, AT BOSTON STORE, OMAHA, At less than one-half the price Adams used ask for them. Mr. E. E. Adams had one of the biggest

shoe stores in Council Bluffs. The creditor replevined the shoes and sold them to Boston store, Omaha, for about 500 n the dollar. Be sure to attend this sale Tuesday if you want fine shoes at about half price. BOSTON STORE, OMAHA.

THE NEBRASKA SHOE HOUSE.

\$10,000 stock of shoes will be sold at once at 500, on the dollar. No humbug sale, only we are going out of the business. The sale begins Monday at wholesale and retail for cash. \$4.00 men's 'and ladies' shoes for \$2.00; \$3.00 men's and ladies' shoes for \$1.50; \$2.00 men's and ladies' shoes for \$1.50; \$2.00 men's and ladies' shoes for \$1.00 ladies' shoes for \$1.00 in the form of the form 1415 Douglas St. your mail orders at once, before the stick is broken. The Nebraska Shor House, 1415

Douglas street.

Nearly Two Hours Faster Than any train of any other line-THE BURLINGTON'S DENVER LIMITED. Leaves Omahs-4:35 p. m Arrives Denver-7:30 a. m Tickets at 1324 Farnam strest.

Card of Thanks. We thank the kind friends and neighbors who assisted us in our late trouble. Thomas J. Casey, wife and family.

"The Paradise of the Pacific." 3 GRAND TOURS TO HONOLULU, Ha-wailan Islands, "The Paradise of the Pacific," via Union Pacific system and Oceanic S. S. Co., leaving Omaha the morning of January 16. Only nine days from Omaha to Honolulu. \$205.00 for the round trip, including statercom and meals on steamers. Tickets good for nine months, with stop-over privi-leges. For information and tickets, apply to A. C. Dunn. City Passenger and Ticke 1302 Farnam street.

A New Clonk House. C. A. Weinberg & Co. have leased the store room in the Y. M. C. A. building, at present occupied by Hart, the tailor, and will take possession January 4. Mr. Weinberg who, it will be remembered has been with Falconer for the last ten years, states that he porposes to run an exclusive clock for and suit house at popular prices. cloak, fur and suit house at popular prices

New Year is Coming. And the UNION PACIFIC will sell tickets between points on its lines at greatly re-For rates of fare, dates of sale, limits f tickets, and other information, call on A. C. Dunn, City Pass, and Tkt. Agent.

1302 Farnam St. The Omaha-Chicago Special. Via Northwestern Line, ENTIRE TRAIN from OMAHA Union

fific depot 5:45 p. m. Expressly for OMAHA PATRONAGE. (Everybody talking about it.)
Further information at the city office, 1401 Check your trunkent home.

PITTSGURG NUT, \$4.60; American Fuel Co. OFFICER MARNELE'S GREAT LUCK.

Befriended a Countryman and Officer Richard Marnell, who has been burnkey at the city jail for the past three years, and an officer of the police force since January 18, 1888, has received a letter from Melbourne, Australia, informing him that he had fallen heir to the estate of the late John McGarrigal, valued at nearly \$130,000.

Marnell is an old resident of this city,

having lived in Omaha for nearly thirty Twelve years ago, so runs the story, a felcontaminated. He said he wished he could sentence him to the penitentiary, but as he could not, he gave him as long a jail sentence as he could.

The case against a woman, charged with Garrigal never forgot this kindness and when llegal intimacy with a man other than her last after years he prospered in business he unshand, was dismissed. The complainant, set about locating his old friend. Three years ago Detective Savage received a letter through the chief of police, asking him to locate the person described, and, through the name was not given, Marnell's hirsute facial appendages served to unravel the mystery and a correspondence between the lawyers of the late McGarrigal and Marnell confirmed

he detective's discovery.

The officer handed in his resignation to thief Sigwart this morning, to take anuary 1, and he and his family will soon leave for Australia.

FED THE HUNGRY YOUNGSTERS.

City Missions Gave the Annual Dinner to the Four Hundred. The City missions gave their annual dinner yesterday at Masonic hall to over 400 children of the Tenth Street Mission Sunday school and to the children of the other missions in the city. Long tables laden with good things were arranged in the hall. There were pies and cakes and popcorn, as well as food of a more substantial character, and the manner in which the edibles disappeared down the hungry throats of the little ones, was testimony that the treat was appreciated. Two separate meals were served between the hours of 12 and 2 p. m., appreciated. the first to the girls and the second to the boys, who eagerly scrambled to their places peside the tables the moment the word was given that they might begin the devastation of the plates of delicacies stacked high in

front of them.

Members of the committee in charge of the inner and who have been fore-most in the work of collecting the supplies are: Mrs. W. G. Maul, Mrs. Judge Blair, Mrs. Levi Carter, Miss Jessi-Millard, Mrs. W. J. Hughes, Mrs. Elliott and Mrs. Jardine, besides others who have lent their kind assistance in furthering the good work. The material for the dinner was furnished by the hotels of the city and by merchants who have contributed supplies in their

ONE THIEF COMES TO GRIEF

Caught While Attempting to Rob Residence. A bold daylight burglary was attempted Friday at the residence of Eraemus Broadway, 2616 Corby street. Just before noon fairly well dressed man called at the back door of the residence and asked Mrs. Broadway if Officer Poole lived there. Being an swered in the negative, the stranger disap-

peared.
Soon after 1 o'clonk Mrs. Broadway locked up the house and left to come down town. The stranger, who had been hiding in an outbuilding, at once forced an entrance interest and the residence by breaking the sash of a cellar window. A neighbor living across the street chanced to otherwe the man as he passed around the house, and calling C. C. Johnson as he was going by, asked him to investigate. Johnson arrived at the back door just as the thief was taking an obser door just as the thier was taking an observation, preparatory to getting away with his plunder. A survey of the inner rooms developed the fact that the residence had been thoroughly ransacked, and a quantity of jewelry, clothing and other articles were tied up in bundles in order to expedite their removal.

The thief was handed over to the neares officer and lodged in Jail. When questioned he gave the name of John Gillan, and said that he was a stranger in this city.

There Are Two Classes. Of railroads running between Omaha and Chicago, the MILWAUKEE—and "the oth-ers." It doesn't cost any more to ride by the best line than "the others." Magnificiently equipped, electric lighted, solid vesti-buled, steam heated trains leave union depot

City ticket office 1504 Farnam. F. A. NASH. General Agent HAYNES, City Pasenger Agent.

that Purpose. The suggestion of the Board of Education that the Board of Park Commissioners be permitted to look after the High school lication of one of the suppressed portions grounds was peremptorily quashed by the of Harry Hayward's confession, to the effect latter organization at a meeting held yester- that he had caused the murder of Dr. day afternoon. The park commissioners Haworth, the husband of Mr. Hale's daughter, quickly decided that they could not legally use the park funds for the adornment and maintenance of property which was not un-der their control, and the Board of Education rill be notified accordingly.

The following communication from Pat and I was his counsel until other counsel

O'Hawes was read and discussed to some oMAHA. Neb., Dec. 28.-I desire present you with the following state

omahha. Neb., Dec. 28.—I desire to present you with the following state of facts.

In the year 1868, at the time when the government was seeking a location upon which to crect a fort, the citizens of Omaha met and sent a committee to Washington with the view of inducing the secretary of war and the commanding general of the army of the United States to locate what is now known as Fort Omaha. The late Augustus Koualze was made trustee for the subscribers and donors who purchased the property, and the late Mr. Koualze, as trustee, deeded to the United States government. In the deeds conveying this land to the United States there was a proviso, which read as follows:

"And it is hereby provided, That in case the United States there was a proviso, which read as follows:

"And it is hereby provided, That in case the United States there was a proviso, which read as follows:

"And it is hereby provided, That in case the United States shall abandon said premises shall abandon said premises shall thereupon fully revert and become reinstated in Augustus Kountze, his heirs and assigns, full and clear of all lien or incumbrance of the United States of America," which is recorded in book No. 4, pages 329, 228 and 482.

Under this provisio the property when abandhaed by the United States roverned to the donors, but when the United States of America," which is recorded in book No. 4, pages 329, 228 and 482.

Under this provisio the property when abandhaed by the United States of America, "which is recorded in book No. 4, pages 329, 228 and 482.

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Under this provisio the property when abandaned by the United States roverned to the United States of Ameri

government concluded to erect the large brick buildings and smailer brick buildings for the use of the army at Fort Omaha they declined to expend the money and build the buildings unless the title was vested in the United States in fee simple. Accordingly the late Senator Manderson was employed as a special attorney to quiet the title in the United States. On August 10, 1890, the title was quieted in the United States. On August 10, 1890, the title was quieted in the United States by the district court of Douglas county. Nebraska, which will be exhibited in docket S, page 250.

After the United States had purchased the land upon which to erect Fort Crock, in Sarpy county, the question arose as to what disposition should be made of the land upon which Fort Omaha is located. Our representative in congress, Mr. Mercer, introduced a bill providing that a military school should be erected thereon, and be donated to the state for that purpose. Many of the donors, hearing of this, quietly communicated with the authorlites at Washington, protesting against it being made a school and asking that it be made a school and asking that it be made a school and asking that it be made a school and one of the late war have met and will ask congress that it be made a park and donated to the city of Omaha, to be known as the Solders' and Sallors' park, upon which the veterans of the war and navy of this state propose to creek a monument in honor of their ervices to the United States.

nt in honor of their services to the United Mr. Mercer has been informed by the War

Mr. Mercer has been informed by the War iepartment that he must change his bill in accordance with the request of the donors hat it be made a soldiers and sallors park, and it is announced in the newspapers that Mr. Mercer has consented to amend his bill to that effect.

I desire that your board take some action oward presenting the original deeds, subscription lists and court proceedings to the proper committees of both houses of contress.

It was the contiment of the board that in w of the condition of the park fund it and by impossible to fully carry out the ian proposed. After allowing the December ills a balance of only about \$130 was left the fund, and the board had no authority appropriate any funds for such a purpo neequently the communication was directed be returned to the sender with the suggestion that he present it to the city counc which might provide the funds necessary for the purpose. In this connection, however, President Tukey was directed to prepare a communication to Congressman Mercer and Senators Thurston and Allen requesting them to use their efforts in the direction of illowing the commission to acquire the property for the purpose indicated.

The following births and deaths were reorted at the health office during the twentyur hours ending at noon yesterday: Fourteenth, boy; Henry Burnstein, 1207

Daths-No deaths reported. Comfort and Economy will be resilzed by buying a tourist ticket o California and using the uphoistered Pull-nan tourist cars on the UNION PACIFIC. THROUGH SLEEPERS DAILY TO SAN

deepers, call on
A. C. Dunn, City Pass. and Tkt. Agent,
when the receives his salary. 1302 Farnam St.

MRS. J. BENSON.

Christmas Cards at half tormer prices. Hand Embroidered Centers

MINNEAPOLIS, Dec. 28.-W. E. Hale

when seen today with reference to the pub-

in Chicago, in April, 1894, said: "There is

called into the Hayward case while he was

und rgoing an examination at the West hotel,

came into the case. While he was in jail

information came to me of a plan to lynch

him, and it was thought best to r move him

absolutely no truth in the story.

and dined with her of one of the smalle hotels, is absolutely false, cruel and libelous

ciers with whom the president and his ad visers have been in communication express the epinion that the popular loan schem will be a failure.

What figure has been fixed upon has no yet been disclosed. The basis is supposed to be 3½ per cent. The time limit for such subscriptions is also an unnamed quantity Another story is that the bonds will be offered at once at about the market value of the per cents sold last February, around 121 and that as soon as the failure of the scheme is fully demonstrated, announcement of the fact will be made and the president will then be free to make the best private terms he can with the syndicate.

MEDICAL MEN IN CONVENTION. Several Omaha Men in Atttendance nt a Meeting in Kansas City. KANSAS CITY, Dec. 28.-The Western association of Obstetricians and Gynecologists have elected Dr. T. J. Beatty of Kansas City president for the ensuing year; Dr. J. W. Young first vice president: Ar. V. P. Jones of Omaha, second vice president; Dr. H E. Pearse, Kansas City, secretary; Dr. M. R. Mitchell, Dr. W. S. Schooler of Des Moines C. W. Adams, J. W. Young and C. Lester

next m eting will be held at Topeka, Kan.

The papers read and discussed today we Births—George D. Ellis, 2012 Bancroft street, girl; John P. Quinlan, 2410 South fifteenth, boy; Peter Peterzon, 3012 Seward, girl; F. J. Lewis, Twenty-second and Callfornia, boy; Joseph Hoffman, 1246 South fornia, boy; Joseph Hoffman, 1246 South Atlantic, Ia.; Dr. A. L. Wright, Carroll, Ia.; Dr. A. C. Dannaker, Kansas City; Dr. W. J. Williams, Adel, Ia., and Dr. J. W. Cokenmower, Des Moines, la.

Hall of Kansas City executive board. The

Trouble Between Church and Pastor PERRY, Okl., Dec. 28.-Rev. S. P. Myers late pastor of the Presbyterian church of this city, has sued the church for \$256 THROUGH SLEEPERS DAILY TO SAN salary, which he claims is due him as RANCISCO.

For tickets and reservations in tourist mounts and reservations in tourist mounts.

STORE SELLS COUNCIL SOLDIERS AND SAILORS PARK. ANOTHER HAYWARD STORY DENIED FAVORS THE NORTH PLATTE ROAD.

Move to Secure Fort Omaha Site for He Was Not the Murderer of Dr. Ha- Commercial Club Pledges Support to the Project. At a meeting of a number of prominent citizens and the executive committee of the Commercial club yesterday afternoon, the

Resolved. That it is the sense of this meeting of Omaha citizens that the project submitted by Messrs. Neville, Daugherty, Brotherton, Grimes and Warner of North Platte and Ogalalia for the construction of a railroad from North Platte through the North Platte valley to the northwest, and kindred enterprises should be supported by the citzens of Omaha, and we recommend that the Commercial club, through its executive committee, pledge to the support of said project all possible aid and encouragement on the part of the citizens of Omaha, and that the executive committee appoint a special committee to attend the proposed meeting for organization to be held at North Platte, January 7, 1896, examine the situation and report. following resolution was passed:

BURLINGTON ROUTE.

\$1.65 to Lincoln and Return December 30 to January 2, account annual meeting Nebraska State Teachers' associa-City ticket office-1324 Farnam street.

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Your Cough? If it is not cured hadn't you better

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at the very lowest price that honest work and good goods can be had for. Aloe & Penfold Co.,

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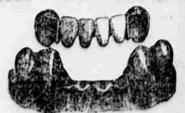
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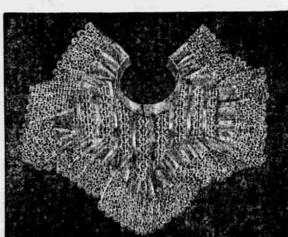


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Knit Shoulder Shawls at half former prices.

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Head Rests.

Drapes,

all at a big reduction.

New Year's Gifts

> Appropriate for anybody. If there is anything that pleases you the price won't stand in the way as we invoice Wednesday and we want to clear, out all the goods possible before that date. Specials for New Year wants-

Tumblers, Wine Glasses, Decanters, Nut Pix, Nut Crackers, Fruit Bowls, After Dinner Cups & Saucers.

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