# BARTLEY'S CASE GOES OVER

## Delay of Attorney General in Filing His Brief One Reason.

## SUPREME COURT MAY HEAR IT IN JANUARY

### Attorneys and Judges Willing the Matter Should Rest—Omaha's Police Cases Come Up for Review.

LINCOLN, Dec. 8.—(Special Telegram.)—By agreement of the attorneys and the court the Bartley case will not come up before the supreme court for two weeks. This is because of the fact that the brief of the state has only been on file three days and also because of the large amount of work to be done this sitting by both the attorneys and the court. It is believed that the hearing when it comes up will occupy an entire day.

Briefs in the Omaha police case, in which Frank E. Moores et al were plaintiffs in error and W. H. Shoop et al were defendants, were filed in the supreme court today by the plaintiffs in error and the case was submitted to the court. This is an action in mandamus, brought in the name of the state by the defendants in error, as relators, claiming to be members of the police force of the city of Omaha, and brought directly in question the powers conferred and the duties imposed upon the Board of Fire and Police Commissioners by section 169 of the acts of the legislature of 185.. The Board of Fire and Police Commissioners had at a meeing in September, 1897, decided that the maintenance of the present police force would create a deficiency in the treasury, and passed a resolution which contained the following: "Therefore, this board considers, finds and declares that the proper management of said police force requires that the following officers and patrolmen be removed from their several offices, to-wit: Sergeants F. D. Mitchell and R. W. Chamberlain; Detectives E. H. Hemming and W. W. Cox; Patrolmen W. H. Shoop, R. A. Wilbur, James Kirk and S. G. Hoff." The men so discharged gave notice of protest and request for reinstatement, which was denied and they brought suit for relief.

In its answer to this suit the board admitted that no charges had been filed against the men previous to their dismissal, but denied the sufficiency of the petition of the relators. It was further alleged that the removal of the relators was taken honestly and in good faith for the purpose of reducing expenses. The case came up before Judge C. R. Scott and the court ruled that the burden of the proof was on the respondents and that the answer was not sufficient to meet the allegations of the relators, and thereupon granted a peremptory order for the restoration of the relators to their respective offices in the police department. The board brought the case to the supreme court to be reviewed for error.

WHAT THE BRIEF SHOWS.

The brief filed for the board today says that the first four errors relate to the refusal of the court to admit the testimony of D. D. Gregory, who was prepared to testify as to the insufficiency of the funds in the police department and of the necessity of curtailing the force, and also of the good faith of the board in discharging the men. The brief goes on to show that in 1896 there was an expenditure in the department of over $88,000 and that a deficit of $4,300 was created, which was charged against the amount for the current year, which, taken from the $78,000 appropriation, would leave less than $75,000, or create a deficit of $13,000. A notice had been received from the mayor and city council that no further sums would be set apart for the maintenance of the police force. Thereupon the board had placed the construction upon the law that where the funds were insufficient the size of the force could be accordingly reduced. The brief then goes on to say: "That regardless of these very conditions for which the police force has been created, the court below holds in substance that an appointment by the board of a policeman creates an office with life tenure, virtually subverting these several provisions and conditions of the law, first as to the amount of funds at its disposal; second, the welfare of the city in the protection of the city and property and the maintenance of peace and good order. These stand as nothing in the holding of the court as to the right of the officeholder to hold the office and draw his pay."

It is contended in the brief that even where a statute provides for notice and hearing before removal an officer may be discharged, either where the discharge is made because his services are no longer needed, or no funds are provided with which to pay him. A number of cases are cited in support of this.

It is also stated that it is a well recognized principle of law that "all offices, the tenure of which is not fixed by the constitution or limited by law, must be held at the will and discretion of some department of the government and subject to removal at pleasure." It is claimed that the power of removal is incident to the power of appointment, and that it was the fair intent of the legislature to confer the authority to both appoint and remove members of the force. The brief contends that the question is one of vital public interest, and concludes by expressing "full confidence that the court will hold that no mere patrolman or appointee can have or exercise either directly or indirectly a right or privilege superior to that of his chief or of the board."

The following notaries were commissioned yesterday: E. S. Runion, David City; R. M. Thompson, Sutton; E. N. Kaufmann, Wymore; M. W. Loop, Hull; Stephen Gilbert, Nemaha; J. H. Vastine, Hastings; F. M. Cookingham, Humphrey; S. L. Sears, Ashland; E. D. Reed, Hendley; E. P. Baker, Clarence J. Canon, E. H. Richardson, Omaha.

REGENTS MEET.

The Board of Regents of the State university held a meeting today, all members being present except Mr. Hadley. The newly elected regents had been invited to be present and Mr. Kenower was in attendance. The building committee reported on the new building and recommended that Grace & Kelley, the contractors, be allowed until December 15 to file security company bonds, and in the event of their failure the contract be given to the next lowest bidder, King & Co. of Omaha, whose bid was $25,967. A report was also made on the new improvements at the experimental farm, showing increased room in all the buildings. The chancellor read a letter received from the secretary of agriculture regarding the experiments for the cure of hog cholera and the experimental station will take up the work under the directions of Charles M. Day and Dr. Peters. For this purpose 100 pigs will be purchased and will be kept in separate lots while the experiments are carried on.

LINCOLN LOCAL NOTES.

The Red Ribbon club has taken up the matter of providing a monument for Colonel George B. Skinner, who died some two years ago, and who for a long time was identified with the temperance movement in this state. It is proposed to raise the necessary funds by contributions from the many friends and admirers of "Bishop" Skinner, as he was commonly known.

Mrs. Norvell, the San Francisco evangelist, is holding meetings at the Congregational church.

About sixty members of the Young Men's Christian association will go to Hastings Thursday morning to attend the eighteenth annual state convention of that organization. It is expected that the meeting will continue until Sunday.

Omaha people at the hotels: At the Lindell—F. S. Holmes, F. A. Tidd, Will L. Scism, W. E. Barber. At the Lincoln—I. S. Hunter, M. M. Hamlin, R. C. Jordan, H. C. Rountree, Thomas H. Thorp, J. M. Buck.

## SCHOOL FUND APPORTIONMENT.

### Superintendent Jackson Makes the Second Division of 1897 Surplus.

LINCOLN, Dec. 8.—(Special.)—The state superintendent of public instruction has made the apportionment of the school moneys to the several counties and the table given below is the apportionment of 1897 as compared with that of December 7, 1896. The number of scholars this year is 354,929, as compared with 348,528 last year. The rate per pupil is $1.06321. Last December it was $0.66553. For the entire year the amount to be apportioned is $247,233.51 in excess of the amount in 1896. The apportionment:

| County. | 1896. | 1897. |
|---|---|---|
| Adams | $ 4,224.16 | $ 6,913.02 |
| Antelope | 2,567.61 | 4,119.96 |
| Banner | 296.16 | 459.54 |
| Blaine | 118.47 | 157.26 |
| Boone | 2,516.40 | 4,219.90 |
| Box Butte | 1,048.89 | 1,535.28 |
| Boyd | 1,099.47 | 1,789.89 |
| Brown | 793.32 | 1,218.45 |
| Buffalo | 4,729.97 | 7,978.37 |
| Burt | 2,880.44 | 4,710.04 |
| Butler | 3,840.15 | 6,281.48 |
| Cass | 5,476.70 | 8,929.51 |
| Cedar | 2,572.90 | 4,289.01 |
| Chase | 531.68 | 898.42 |
| Cherry | 851.89 | 1,472.52 |
| Cheyenne | 993.80 | 1,432.15 |
| Clay | 3,854.13 | 6,237.88 |
| Colfax | 3,002.24 | 4,772.77 |
| Cuming | 3,094.22 | 5,483.00 |
| Custer | 4,558.93 | 7,478.66 |
| Dakota | 1,458.86 | 2,313.56 |
| Dawes | 1,773.99 | 2,695.94 |
| Dawson | 2,737.53 | 4,521.85 |
| Deuel | 490.52 | 776.15 |
| Dixon | 2,290.78 | 3,781.96 |
| Dodge | 4,987.53 | 7,991.12 |
| Douglas | 23,971.31 | 40,592.00 |
| Dundy | 602.31 | 954.83 |
| Fillmore | 3,557.30 | 5,851.94 |
| Franklin | 2,153.01 | 3,446.94 |
| Frontier | 2,031.22 | 3,245.81 |
| Furnas | 2,731.28 | 4,450.62 |
| Gage | 6,576.84 | 10,578.99 |
| Garfield | 327.44 | 506.09 |
| Gosper | 1,237.23 | 2,022.24 |
| Grant | 103.16 | 208.59 |
| Greeley | 1,270.51 | 2,079.65 |
| Hall | 3,930.83 | 6,287.53 |
| Hamilton | 3,228.35 | 5,227.17 |
| Harlan | 2,150.35 | 3,631.94 |
| Hayes | 648.90 | 972.84 |
| Hitchcock | 1,232.58 | 1,677.75 |
| Holt | 2,617.56 | 4,181.63 |
| Hooker | 38.60 | 68.48 |
| Howard | 2,593.65 | 4,252.86 |
| Jefferson | 3,977.76 | 5,914.67 |
| Johnson | 2,995.46 | 4,185.88 |
| Kearney | 2,419.59 | 4,001.94 |
| Keith | 470.54 | 585.83 |
| Keya Paha | 657.55 | 986.66 |
| Kimball | 109.81 | 190.32 |
| Knox | 3,917.55 | 4,971.59 |
| Lancaster | 12,839.54 | 20,575.24 |
| Lincoln | 2,551.00 | 4,166.71 |
| Logan | 208.31 | 340.21 |
| Loup | 266.22 | 446.68 |
| Madison | 3,841.48 | 6,137.94 |
| McPherson | 20.63 | 66.98 |
| Merrick | 1,959.69 | 3,071.61 |
| Nance | 1,530.74 | 2,702.69 |
| Nemaha | 3,578.27 | 5,559.35 |
| Nuckolls | 2,672.13 | 4,477.30 |
| Otoe | 4,867.72 | 7,963.48 |
| Pawnee | 2,659.78 | 4,386.75 |
| Perkins | 453.90 | 611.35 |
| Phelps | 2,362.66 | 3,809.99 |
| Pierce | 1,823.55 | 3,031.23 |
| Platte | 4,669.04 | 6,769.49 |
| Polk | 2,591.92 | 4,190.13 |
| Red Willow | 2,175.64 | 3,449.56 |
| Richardson | 4,795.54 | 7,659.93 |
| Rock | 612.96 | 887.79 |
| Saline | 4,603.52 | 7,452.07 |
| Sarpy | 1,826.90 | 2,984.45 |
| Saunders | 5,442.76 | 8,616.30 |
| Scotts Bluff | 350.74 | 670.89 |
| Seward | 3,795.50 | 6,143.26 |
| Sheridan | 1,540.65 | 2,224.55 |
| Sherman | 1,884.47 | 2,678.24 |
| Sioux | 422.62 | 694.97 |
| Stanton | 1,694.23 | 2,681.23 |
| Thayer | 3,203.23 | 5,308.63 |
| Thomas | 85.85 | 164.50 |
| Taurston | 693.97 | 1,156.78 |
| Valley | 1,890.23 | 2,874.93 |
| Washington | 3,131.35 | 4,989.10 |
| Wayne | 2,058.51 | 3,508.61 |
| Webster | 2,688.75 | 4,336.39 |
| Wheeler | 252.90 | 388.07 |
| York | 3,968.60 | 6,641.91 |
| Total | $231,958.30 | $377,365.90 |

## SHRINERS OUT FOR A GOOD TIME.

### Visit Grand Island and Initiate Sixteen Novices.

GRAND ISLAND, Neb., Dec. 8.—(Special.)—About seventy-five members of the Mystic Shrine came to Grand Island from Omaha yesterday and enjoyed an excellent outing. The Omahans were reinforced by about a hundred Shriners from other cities in this state and Grand Island, and last night sixteen novices were initiated in the mysteries of the order and a concert and banquet followed and a fine time was enjoyed. The Omaha delegation came in on a special train at 4 o'clock, accompanied by the Twenty-second United States Infantry band. The local Shriners invited their friends to a concert at the opera house last night, given by the band, and the house was crowded with an audience that repeatedly encored the performances by that organization. After the initiation ceremonies a banquet was spread by the Ladies' Guild of the Episcopal church. Judge Keysor of Omaha acted as toastmaster. Illustrious Potentate Hardy thanked the Nobles of Grand Island most cordially for the kind reception tendered the visiting Nobles. W. A. Heimberger of this city made the address of welcome. Robert French of Kearney responded to the toast "The First Shriner in Nebraska;" T. T. Bell of St. Paul, "The Novice;" E. C. Webster of Hastings, "The Commandery;" J. W. Tibbetts of Hastings, J. C. Root, the founder of the Woodmen of the World, I. H. Andrews of Omaha and Rev. Sanderson of Omaha also responded to toasts. At the close of the banquet the entire company gave a toast to Grand Island.

### Fakirs Arrested.

TEKAMAH, Neb., Dec. 8.—(Special.)—Sheriff Langford arrested yesterday at Blair two grocery fakirs by the names of J. F. Lucas and Boone Humbert on the complaint of the landlord of the Clifton hotel at Oakland, who charges them with jumping a board bill. These men have been taking orders from the farmers around Oakland for groceries to be shipped by a Chicago firm. The same parties left the hotel and livery men in Arlington and Blair in the lurch.

Sullivan, one of the parties indicted by the last grand jury for selling liquor without license at Lake Quinnebaug last summer, was arrested in Iowa yesterday by Deputy Sheriff Stapleton. He is now in jail here.

The seventeen inches of snow that fell last Saturday morning has about all disappeared.

Judge Fawcett will open an adjourned term of court here next Tuesday, December 14, at 11 o'clock a. m.

### News from the Klondike.

FREMONT, Neb., Dec. 8.—(Special.)—Mr. T. A. Plambeck of this city received a letter yesterday from Isaac Jensen, formerly of Fremont, but the last four years in the employ of the Northwestern Trading and Transportation company, being most of the time at Fort Cudahy. Last spring he went to Dawson, where he conducted a store for the company. He does not give a very glowing account of the Klondike country, though he says there is "material" there in paying quantities, and some of those who wintered on the Yukon the winter of 1896-97 took out fortunes.

### Deaths of a Day.

DAKOTA CITY, Neb., Dec. 8.—(Special.)—Miss Katie E. Combs, aged 20 years, eldest daughter of Mr. and Mrs. Sam A. Combs of Homer, died Sunday afternoon, after a prolonged illness with consumption. Miss Combs graduated from the High school in this place in the class of '96, and has taught school since until failing health caused her to stop. Mr. Combs is the lately appointed trader at the Winnebago Indian agency.

### Tecumseh's New Postmaster.

TECUMSEH, Neb., Dec. 8.—(Special.)—The patrons of the Tecumseh postoffice are satisfied with Congressman J. B. Strode's appointee, P. A. Brundage. When Mr. Brundage assumes his new duties January 1 he will open to the public an entirely new office. Allen & Brundage of the Tecumseh Chieftain recently bought a building on the north side of the public square, which they are having remodeled and rebuilt for the Chieftain office and the postoffice.

## MEMORIAL AT DOANE COLLEGE.

### Tribute to Memory of Founder of the Institution.

CRETE, Neb., Dec. 8.—(Special.)—The semi-annual meeting of the board of trustees of Doane college was held yesterday afternoon in Whitin library. A large number of the trustees was present, as important business was to come before them and as they were to hold memorial services in honor of Colonel Thomas Doane, who died on October 22 last, and in honor of whom the college was named.

In the absence of Rev. Lewis Gregory of Lincoln, who is the chairman of the board, Rev. Mr. Cross of York presided. After scripture reading and prayer Rev. G. W. Mitchell of Franklin spoke on "Early Days." Mr. Mitchell was among the first students who attended the college and he gave many interesting reminiscences of Mr. Doane's life in Nebraska in the early days.

Rev. Mr. Bross of Lincoln followed with an address, in which he emphasized several prominent points in Mr. Doane's connection with the college.

Following him President D. B. Perry spoke on "Associate Charter Members." He paid tributes to the memory of Judge H. C. Wolph and George W. Bridges, both of whom were prominent in connection with Mr. Doane in founding the college, and both of whom, as well as he, have passed away during the last year.

Prof. A. B. Fairchild spoke of "Mr. Doane as a Business Man," bringing out many of his prominent characteristics in business life. M. J. Manville of Crete followed with "Mr. Doane's Mental Characteristics." Rev. H. A. French of Lincoln spoke on "His Place in the Life of the College." Rev. Dr. Warfield of Omaha mentioned some of the elements in Mr. Doane's character that enabled him to found such an institution. Miss Margaret E. Thompson beautifully detailed "The Home Life of Thomas Doane." Following this Miss Maude Andrews, '95, read a letter from the class of '95, of which Mr. Doane was an honorary member, in which it expressed its sympathy.

Rev. George E. Taylor, field secretary of the college, spoke of "Mr. Doane as a Cooperator in the East." In the course of his remarks he read letters of appreciation and sympathy from two of Mr. Doane's former pastors, Rev. Dr. A. S. Twombly of Massachusetts and Rev. Charles R. Brown, now of California.

The resolutions on the death of Mr. Doane that the trustees had passed at their meeting in the afternoon were then read. The program was interspersed by singing and by the rendering of a memorial hymn that was written specially for the occasion by Prof. W. E. Jillson and set to music composed for it by W. D. Andrus, director of the Conservatory of Music.

### Former Omaha Man Accidentally Shot

STANTON, Neb., Dec. 8.—(Special.)—While hunting near Pilger Monday, Peter Larson was shot and killed. He was formerly a resident of Omaha. Accompanied by a Mr. Peterson, he had gone rabbit hunting along the Humbug creek. While sounding ice with the butt of his gun the hammer of the left barrel became entangled with slough grass and on attempting to raise it the hammer was partially raised, so that when the grass was broken the gun was discharged, causing his death almost instantly. Mr. Larson was a sober and industrious man, a Swede by birth. He was working at the time of his death for J. H. Kyner, formerly of Omaha, in whose employment he had been for the past fifteen years.

### Struck by a Train.

GRAND ISLAND, Neb., Dec. 8.—(Special Telegram.)—Harry Hopkins of Omaha, a freight conductor on the Union Pacific, was struck by an engine in the Union Pacific yards here this afternoon, just as he was about to leave with his train for the east. Hopkins was standing between two tracks and did not observe the engine of the incoming train. The engineer on the incoming train was looking back for signals and the pilot of his engine struck Hopkins, throwing him away from the track. The injured man is somewhat bruised about head, hip and side. His injuries are not considered serious.

### Judge Sullivan's Successor.

COLUMBUS, Neb., Dec. 8.—(Special.)—As the time draws near when Hon. John J. Sullivan, supreme judge-elect, must resign as judge of this, the Third judicial district, the question of who will succeed him is growing decidedly interesting. It is practically assured, however, that the selection will be from this city. It is also believed by many that Governor Holcomb will choose a democrat to fill the vacancy. If this should prove to be the combination then Hon. W. N. Hensley of this city has the lead, but if the plum should fall to a populist then Hon. I. L. Albert, also of this city, will be the only logical candidate in the field.

### Files Claim for Damages.

NEBRASKA CITY, Neb., Dec. 8.—(Special.)—At a meeting of the city council last night Mrs. Lydia J. Emerick filed a claim against the city for $5,000 for injuries received from a fall on a defective sidewalk.

F. W. Cowles, a farmer 60 years of age, was found in the western part of the county in a demented condition. He was living alone and is thought to have suffered from cold and hunger during the recent storm. He was brought here and is being treated by physicians.

### Pound Makes a Denial.

LINCOLN, Dec. 8.—To the Editor of The Bee: I beg to call your attention to some inaccuracies in the dispatch relative to the removal of property from the Lansing theater on the night of the 4th inst., published in your issue of December 6. I was not and have not been arrested for any part which I took in the removal of the property or for any other cause. I neither took part in, nor am I charged by anyone with having taken part in, any "personal collision."

ROSCOE POUND.

### Shipping Sheep.

ULYSSES, Neb., Dec. 8.—(Special.)—Malone Brothers loaded ten double-deck cars with sheep for Chicago, and G. L. Smith seven, a part of 15,000 head that these parties are feeding this winter. There are cattle and sheep enough around Ulysses to consume all the corn crop, and farmers are receiving 16½ cents, or about 2 cents above the market price if it had to be shipped out. Straw and hay are at quite a premium.

### Mrs. Holechek Buried.

HUMBOLDT, Neb., Dec. 8.—(Special.)—Funeral services were held this afternoon at 2 o'clock over the remains of Mrs. Antoine Holechek, the woman who was shot and killed by her husband on Saturday last. The services were held at the family home, where the shooting occurred, and were conducted by Anthony Novak of this city.

### Y. P. S. C. E. Entertained.

HUMBOLDT, Neb., Dec. 8.—(Special.)—Members of the Young People's Society of Christian Endeavor were entertained last evening at the home of Rev. C. C. Meek and wife of the Presbyterian church.

### Lawyers Make Merry.

TECUMSEH, Neb., Dec. 8.—(Special.)—The members of the Johnson County Bar association made merry at the Park hotel in this city last evening. The occasion was the holding of their annual banquet.

### To Aid Fallen Women.

TECUMSEH, Neb., Dec. 8.—(Special.)—E. W. Peck of Omaha spoke to a fair sized audience at the Presbyterian church here last evening in the interests of a home in Omaha for fallen women.

### Concert at Mead.

MEAD, Neb., Dec. 8.—(Special.)—The Mead Musical union last evening gave the first of a series of concerts to secure funds enough to organize an orchestra.

### Masonic Banquet.

SUPERIOR, Neb., Dec. 8.—(Special.)—After the preliminary meeting the Royal Arch Masons banqueted at the Superior house, nearly all members of the local order being present, with out-of-town guests as follows: E. J. Adams of Aspen, Colo., A. H. Bowman, Prof. Hart, Rev. J. W. Seabrook, Charles Foster, H. H. Mauck of Nelson, James Fair, Charles Hayes of Hardy, A. C. Mendall of Oak. W. H. Doon, as toastmaster, called upon the following gentlemen, who eloquently responded: Captain C. E. Adams, M. L. Pierce, Rev. J. W. Seabrook, Prof. Hart, George J. Spolen, H. H. Mauck, A. H. Bowman.

## OLD SOLDIERS MEET AT ASHLAND.

### Reunion of the Nebraska Association of Veterans.

ASHLAND, Neb., Dec. 8.—(Special Telegram.)—The first day's session of the reunion of the Nebraska Association of Veterans, was held in Ashland today. The association was formed by the surviving veterans of the First and Second regiments which the territory of Nebraska furnished in response to the call of President Lincoln for volunteers. The exercises were held tonight in the hall of Bob McCook post No. 31 of this city. Mrs. Della A. Woodbury, president of the Woman's Relief corps, announced the speakers. Elder C. P. Hackney opened the exercises with prayer. Following him came Hon. H. H. Shedd, with the address of welcome to the visiting comrades. John Q. Goss of Bellevue, secretary, responded in behalf of the association. The program was interspersed with music by the mandolin club of this city. One of the best parts of the program was a flag drill, given by the pupils of Miss Lillian Bell's room of the Ashland public schools. William N. Becker, jr., editor of the Ashland Gazette, in behalf of the soldiers of Bob McCook post, presented Ashland's grand old man, Elder C. P. Hackney, with the badge of membership in the post, to which the aged minister responded briefly.

Ex-Governor John M. Thayer of Lincoln made the address of the evening. He related to the audience his experiences as colonel of the first Nebraska regiment of volunteers. He told of meeting with General Grant at Pilot Knob, and gave the account of how Nebraska's regiment drove back the rebels. The last speaker was Thomas J. Majors of Peru. The business meeting of the association will be held tomorrow. A campfire will be given in the evening.

### Mortgage Record.

OSCEOLA, Neb., Dec. 8.—(Special.)—The mortgage record on filed in the county clerk's office for the month of November shows that there were eight farm mortgages filed amounting to $5,580.00; released, seventeen, amounting to $14,840.50; city mortgages filed, three, amounting to $1,250.00; released, six, amount, $1,671.00; chattel mortgages filed, 116, amounting to $93,457.18; released, forty, amounting to $11,064.02.

### Killed by a Bull.

GENEVA, Neb., Dec. 8.—(Special.)—Friends of the unfortunate man who was found dead in a cornfield in Glengary precinct, near Milligan, did not abide by the coroner's verdict, and summoned a physician yesterday, who on post mortem examination discovered that Joseph Klima had been killed by a ferocious bull. The horns of the animal had penetrated vital organs, causing a horrible death.

### Another Teacher Needed.

BATTLE CREEK, Neb., Dec. 8.—(Special.)—At a meeting of the High school board of this place last night the board decided to hire an assistant teacher for the High school, the crowded condition of the school making it necessary. Applications will be considered December 21. The teacher will commence work January 3.

### Standpipe Going Up.

HASTINGS, Neb., Dec. 8.—(Special.)—The first section of the new water standpipe at the asylum has been put up and the balance of it will go up in a hurry. When completed it will be 110 feet high. The work on the new wing at the asylum is also being pushed right along.

### Revival at Osceola.

OSCEOLA, Neb., Dec. 8.—(Special.)—Osceola's Methodist Episcopal church is now on the fifth week of extra meetings. The pastor, Rev. L. F. Smith, is an indefatigable worker and he keeps up in the work without any outside help.

### Badly Burned.

BANCROFT, Neb., Dec. 8.—(Special.)—Miss Ines Sinsen, a teacher in the Bancroft public schools, while starting a fire with coal oil Tuesday morning, was badly burned about the face and neck.

### Diphtheria.

COLUMBUS, Neb., Dec. 8.—(Special.)—The residence of Herman Boetke in the First ward was placed under quarantine today, a 7-year-old boy being afflicted with a very malignant case of diphtheria.

### Nebraska News Notes.

Wild ducks are plentiful in the cornfields near Gothenburg.

A Fremont merchant sold 100 pairs of skates in a single day.

Burwell has a brass band in which some of the musicians are women.

Sioux county ranchmen are vaccinating their cattle to prevent blackleg.

There are only two criminal cases on the docket for trial in Valley county.

The Methodists of Leigh are building a church 25x45 feet in size. It will cost $1,250.

Platte county sheep feeders are having trouble in securing hay enough to feed their flocks.

Aurora business men are considering a proposition made by outside parties to erect a flour mill at that place.

Pawnee county will buy in all lands and lots offered for delinquent taxes which are not bid in by private parties.

A farmer near Fort Calhoun shelled 2,008 grains of corn from one ear. He wants to hear from any one who can beat it.

While driving to market with a load of wheat Albert Johnson of Dawson county fell off between the wheels and was run over. His shoulder blade was broken and hip badly bruised.

It is estimated that there are by all odds more cattle being fattened in Antelope county at the present time than in any previous year in its history. In a measure the statement is also true in reference to hogs.

Six voters of Richland precinct have agreed to undertake the resurrection of the prohibition party in Saunders county and will put a county and precinct ticket in the field next year.

The surveyors engaged in surveying the Fort McPherson military reservation are not, it is said, making very rapid progress owing to the stormy weather. As soon as the survey is completed appraisers to determine the value of the land will be appointed.

Mrs. Adeline Newman of Gothenburg had John Nordstrom arrested for shooting quail in her orchard. In a jury trial Nordstrom established the fact that it was a chicken he killed and the costs of the suit, which amounted to $17.50, were taxed up to Mrs. Newman.

It is reported that Rev. Edward Murphy of Niobrara is to undergo church trial at an early date. The charge made against him is for excessive drinking, and it is said that should he clear himself from this charge in the eyes of the church he will institute a damage suit against his persecutors.

A Falls City man went out the other night to steal a chicken. He reached home safely with a fat pullet, but discovered that he had lost a $5 gold piece. The next night he went back after another chicken. The next day his wife dressed the second fowl and found the lost $5 gold piece in its craw.

A fellow came to the Nemaha county poor house a few days ago and announced his intention of staying with Mr. and Mrs. Maxwell. He said he had been in the poor house in Richardson county, but heard that the inmates were treated so much better in Nemaha that he decided to try it. The next day he was set to work, which so disgusted him that he left. He was determined not to work for a living.

Without doubt the most wonderful remedy for pain is Salvation Oil. It sells for 25c.

### Gas Companies Quit Fighting.

CHICAGO, Dec. 8.—The fight which has been going on between the Ogden Gas company and the Chicago Gas company, has, it is said, been adjusted. The Ogden company will not extend its mains to the west and south sides. The Chicago company in return will no longer resist the extension of the Ogden mains on the north side.

Costs more—worth more, because pure—Wright's pure old-fashioned buckwheat flour.

# TO FUSE OR NOT TO FUSE

## Question Which Just Now Agitates the Nebraska Populists.

## W. H. ASHLEY WRITES A RED HOT LETTER

### Protests Vigorously Against Any Further Tie-Up with the Democratic Party—Triumph to Come Through People's Party.

LINCOLN, Dec. 8.—(Special.)—The discussion of "fusion" or "no fusion" goes merrily on in the populist ranks. W. H. Ashley, the well known Gage county populist, has a red-hot letter in the Wymore Arbor State which concludes as follows:

"If the eye of 'regenerated democracy' is so dim it cannot perceive the essential absurdity and fundamental injustice of this reminiscence of barbarism and human ignorance called 'free' coinage, then what right has it in its decrepitude and helplessness longer to encumber the highway along which mankind marches to find or to make a better future?

"I protest against any further chaining of populism to the 'body' of this democratic 'death.' What interest has oppressed and plundered mankind in victories won by such a combination?

"Scarcely was it known that we had carried the state in 1896 until both Governor Holcomb and Senator Allen rushed into print to placate plutocracy by the assurance that the victory meant nothing and to assure the plunderers of the people that nothing 'radical' would be attempted. How well these promises have been kept, let the neutrality of the corporate enemies of man in this state during the last election testify.

"Thirty years of plutocratic legislation and plutocratic judicial construction have reduced the people to a condition from which nothing but radicalism can bring deliverance.

"But though victories thus won bring nothing to encourage the hope of mankind in the great encounter, we are threatened with ostracism and told we cannot 'carry the state' except we continue this alliance that threatens the disintegration of the populist party. The exalted sentiments that impelled those who originated the movement to abandon their old party organization, where loaves and fishes were the sure reward of corporate subserviency, are despised, and in their place the spoils of office are now triumphantly referred to as the prime consideration in political effort. If this be doubted here is confirmation taken from the same copy of the Crete Democrat which contains the criticism which caused the writing of this article.

"Observe the childlike simplicity and trankness with which these two organs of 'regenerated democracy' give expression to their idea of the great underlying principles of the mighty struggle which I had characterized as a renewal of the old combat that has raged for ages between the oppressed and the oppressor.

"'Fusion failed absolutely and ignominiously in Iowa, and only the thievery of republican ex-officials and the splendid record of the populist state officers prevented its downfall in Nebraska.—North Platte Era.'

"The above quotation was taken from the North Platte Era, a middle-of-the-road populist organ which absolutely and unqualifiedly refused to become a party to a fusion ticket in Lincoln county. The action of the Era and its followers in Lincoln county forced the democrats to nominate a county ticket exactly as it did in Buffalo county, and the result was that the Era lost its public patronage and is now crying about it. Fusion failed in Lincoln county and Buffalo county just because such sheets as the Era were determined to hog down all the spoils or lose them all. They lost them and will continue to lose them until they become imbued with a spirit of fairness.—Kearney Democrat.

"There is but one way to bring about the reforms sought and that is for all to get together on a fair division of the offices. This is as easy as falling off a log.—Crete Democrat, November 24, 1897.

"These are the exalted sentiments, these are the disinterested and patriotic motives that give birth to fusion and that urges its continuance.

"Wash the face of a fusion populist and you will find a democrat. Learn the secret opinions and beliefs of the leaders of 'regenerated democracy' and they despise the great doctrines of our party as 'vagaries' and 'impracticable theories.' They are rejoicing at the prospective return to the fold of Hill and Whitney and Watterson and Marvin and Cook. They hope to hoodwink the populists of Nebraska into supporting their plans for 1898 and 1900 to give them the electoral vote for president.

"They fawn upon fusionists in Nebraska, but in New York, Ohio, Kentucky and in the 'cold south' they treat fusion with the contempt it deserves.

"If the people are to triumph over their oppressors that triumph will come through the people's party or another still more radical organized for that purpose. If God has doomed them to eternal servitude and misery, then neither fusion nor anything will avail. But we ought to lend our efforts for the success of an organization that at least says it intends human emancipation and not waste our energies on behalf of a disorderly movement that knows no higher principles than the 'free coinage of gold and silver' and has no higher motives than to gather the spoils of office."

## HYMENEAL.

### Platner-Bennett.

One of the prettiest of the smaller weddings of the season was that of Miss Margaret Bennett to Mr. George W. Platner, both of this city, at the First Methodist Episcopal church last evening. The ceremony was at 6 o'clock and was attended by the families and nearest friends of the bride and groom to the number of fifty. The ceremony was performed by Rev. John McQuoid, pastor of the church. The bride was prettily gowned in white organdie over white silk. She was attended by her sister, Miss Anna Bennett, as bridesmaid, who was attractively dressed in white organdie over pink silk. The groom was supported by Mr. Arthur Karbaugh of this city as best man.

Mr. George W. Platner is the treasurer of the H. E. Cady Lumber company of this city and is well known in local commercial and church circles. Both enjoy a high standing among their friends in the northern part of the city, where they will make their home after a short wedding trip.

### Picht-Schneider.

Miss Elsie Schneider was quietly married to Mr. George C. Picht, both of this city, at the Kountze Memorial English Lutheran church last evening at 6:30 o'clock, the ceremony being performed by Rev. A. J. Turkle, pastor. Mr. Thomas F. Doyle acted as best man. Following the ceremony there was a reception tendered the bride and groom at their new home, 2706 Cuming street. It was attended by a large number of the relatives and friends of both Mr. and Mrs. Picht. Mr. Picht is machinist in the composing room of The Bee.

### Jennings-Goodell.

WILBER, Neb., Dec. 8.—(Special.)—Prof. H. Jennings, county superintendent of schools for Saline county, and Miss Jessie W. Goodell, daughter of Dr. L. E. and Mrs. Goodell, were united in marriage today at the residence of the bride's parents in the presence of a number of invited guests, the ceremony being performed by Rev. Mr. Silver of Lincoln.

### Olmstead-Feeny.

HASTINGS, Neb., Dec. 8.—(Special.)—At 5 o'clock this afternoon Judd Romaine Olmstead and Miss Clara Mary Feeny were married at the home of the bride's mother. Charley Feeny acted as groomsman and Miss Anna Feeny was bridesmaid. A wedding supper was partaken of, after which the couple took the 9:30 train for St. Joseph, where they will spend the next two weeks.

A Miner's Sufferings—Exposure induced colds, and colds developed into that commonest but most offensive of maladies—Catarrh. Dr. Agnew's Catarrhal Powder cleared the way to the pure gold of good health. Fred Lawrie of Trail Creek, B. C., writes: "I was a great sufferer from catarrh. I procured Dr. Agnew's Catarrhal Powder, 2 bottles cured me completely. I can highly recommend it."—38.

Sold by Kuhn & Co., 15th and Douglas Sts., and Sherman & McConnell Drug Co., 1513 Dodge St.

## MANY MERRY FOLKS WHO DANCE.

### Masquerade Balls and Other Entertainments of Last Night.

The first masquerade ball undertaken by Foresters' camp No. 20, Modern Woodmen of America, occurred in Myrtle hall last night. About 200 dancers were on the floor, and many of the costumes were attractive and original. Among the most noticeable disguises were those of the negro waiter and his bride, the Mexican, the Indian, the clown and the toreador. The dancers unmasked about 11 o'clock and a program of ten dances followed. Refreshments were served during the evening.

A dance and entertainment was given in Patterson hall last night by Ivy lodge No. 33, Independent Order of Odd Fellows. A program of recitations and music preceded the dance and numbers were given by the following: Mrs. Williams, Mrs. and Miss Nelson, Misses Thyra Karr, Maud Wallace, Lillian Emelie and Messrs. Triske, Bilz and Bordwell.

The Knights of the Forest gave an entertainment last night at their hall in the Odd Fellows' building. A musical and literary program was given, headed by a gramophone, which combined both features. A bass solo was given by Will Manchester and Miss Marie Snowden followed with a song and dance. Mrs. L. V. Morse and Mrs. A. P. Ely sang, and a zither solo was rendered by Arthur Mueller. The program was closed with a monologue by Mr. Gosney.

A fair under the charge of a band of Gypsies is being given at Fourteenth and Dodge streets, and a number of attractive booths are managed by the women of Ruth lodge No. 1, Independent Order of Odd Fellows. An orchestra discourses music while the customers bargain with the Gypsies for refreshments and fancy articles.

A decidedly enjoyable masquerade ball given by north side residents occurred last night at Erdling hall. The attendance was large and many of the costumes were striking and elaborate. The affair was managed by a committee consisting of Mrs. Rose Rachman, Mrs. Fred Youngs, Mrs. James Redmond, Mrs. W. C. Bishop, Mrs. Hart and Mrs. Clara Bailey. It is said that last night's affair is the first of a series that will be given through the winter. The proceeds from the dances are to be placed in a fund which is to be expended in the decoration of Sherman avenue whenever any important personages visit the city during the exposition.

## FORECAST FOR TODAY'S WEATHER.

### Fair, but It Will Probably Be Colder Tonight.

WASHINGTON, Dec. 8.—Forecast for Thursday:

For Nebraska and Kansas—Fair, but with increased cloudiness Thursday, probably colder Thursday night; southerly winds, becoming variable.

For Iowa—Probably fair Thursday; south to west winds.

For Missouri—Fair in the morning, followed by increasing cloudiness, continued warm, southerly winds.

For South Dakota—Partly cloudy weather; slightly colder; westerly winds.

For Wyoming—Partly cloudy weather; northwesterly winds.

### Local Record.

OFFICE OF THE WEATHER BUREAU, OMAHA, Dec. 8.—Omaha record of rainfall and temperature compared with the corresponding day of the last three years:

| | 1897. | 1896. | 1895. | 1894. |
|---|---|---|---|---|
| Maximum temperature | 47 | 47 | 23 | 45 |
| Minimum temperature | 39 | 29 | 7 | 35 |
| Average temperature | 38 | 38 | 15 | 40 |
| Rainfall | 00 | 00 | 00 | 00 |

Record of temper