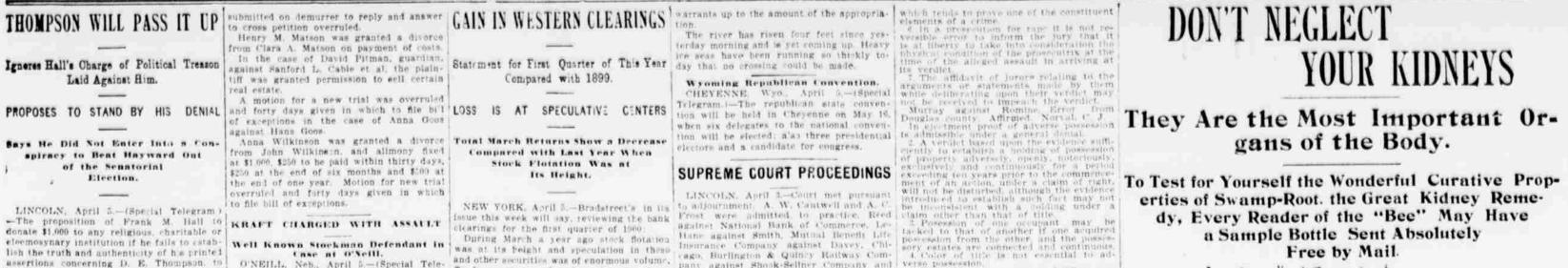
# THE OMAHA DAILY BEE: FRIDAY, APRIL 6, 1900.



-The proposition of Frank M. Hall to donate \$1,000 to any religious, charitable or <text><text><text><text><text><text> eloemosynary institution if he fails to estab-Well Known Stockman Defendant in lish the truth and authenticity of his printed

Kesson.

#### Poynter Releases Mills.

After serving two years and two months of his five-year sentence in the state peni entiary Benjamin Mills of Harlan county was released April 1 by Governor Poynter, behis wife. Mills was president of the Republican City bank. At that time his cousin, James Whitney, was treasurer of Harlan county. Mills borrowed county money from his cousin for the use of the Whitney was tried before a jury and bank. found guilty on the charge of embezzlement of county funds. He was sentenced to a term of three years in the penitentiary. Milis was then tried on the charge of being an accessory to the embezzlement and found guilty. Although the sum in which he was involved was hundreds of dollars less than that which Whitney had embezzled, the man

was sentenced to five years in state's prison. He was twice put on parole by Governor Poynter. The pardon of Mills was kept a secret by Governor Poynter for political reasons. The appeal of D. E. Thompson from the action of Secretary Wilson in rejecting his application for water from the Platte river for irrigation and power purposes was dis-missed today by the State Board of Irriga-tica. Mr. Thompson proposed to construct tion. Mr. Thompson proposed to construct Miller, pastor of the local Presbyterian a canal from a point near Linwood, on the church, son of an ex-confederate veteran. Platte, to Fremont.

The State Banking board today desig- erners fought was very interesting. He f Harvard a nated the Union State ban

During March a year ago stock flotation was at its beight and speculation in these

# Supreme Court Syllabi,

McClelland against Citizens' Bank, Error rom Douglas county, Reversed, Norvai, A contract whereby one agrees to not bid

ing all over the state of Colorado for the past twenty-four hours. The warm weather makes the snow so soft that it clings to trees and electric wirse, breaking them down. Much trouble has been experi-enced in this city. Telephone, light and trolley wires are down in various parts of the city, many telegraph and long-distance telephone lines have been disabled. The street cars are stopped on many lines in this city. A contract whereby one agrees to not bid at a chattel mortgage sale is contrary to public policy and a note given in pursuance of such contract is unenforceable. Cock against Westchester Fire Insurance Company, Appeal from Washington county. Affirmed, Sullivan, J. 1. A contract of insurance which does not express the real intention of the partles thereto may be reformed. 2. Evidence examined and found to sus-tain a unding that the insurer intended to deliver an effective contract insuring the owner of the building described in the policy. this city

Indianapolis Carpenters Out. Indianapolis Carpenters Out. INDIANAPOLIS. April 5.—The union carpenters quit work today, causing a sus-pension of work on buildings where union carpenters are employed. Some of the contractors have been paying the scale, but the men declare they will not work until the contractors all come to the terms asked by the unions. A committee was appointed today to ar-range for a conference with the con-tractors. About 400 men are out.

Tietkin against Tietkin, Appeal from noe county, Holcomb, J.

Tietkin against Tierkin, Appear to a Dioe county, Holcomb, J. Evidence examined and found to support the decree of the trial court granting a di-vorce from the bonds of matrimony on the ground of extreme cruelty practiced by the husband toward the wife, Held, also, that

Dock Trial of Russian Craiser. PHILADELPHIA. April 5.—The Russian cruiser Variag, which is nearing completion at Cramp's ship yard, was given a private dock trial yesterday, the test comtinuing the greater part of the day. The port satisfactorily. The commission of Russian satisfactorily. The commission of Russian naval officials under whose direction the war ship is being built expressed them-selves as pleased with the trial.

ordinance to charge the entire cost of ving such street against property abut

CHICAGO, April 5-Secretary Walsh o the democratic national committee said to day that he had every confidence that Kan sas City would be able to furnish a suitable ting thereon. State ex rel Dickinson Paper Company against Scott, Manda fiss, Writ denied. Norval, C. J.  $b_{07}$ 1. An order directing a , eceiver of an in-solvent firm to sell assets other than real



To Test for Yourself the Wonderful Curative Properties of Swamp-Root, the Great Kidney Remedy, Every Reader of the "Bee" May Have a Sample Bottle Sent Absolutely Free by Mail.



Thousands of Women Have Kidney Trouble and Never Suspect it.

Is that great human engine, which de- timely graves by its immediate and main cides the health of every man and woman, velous power over diseases of the kidneys and bladder. working properly

Are symptoms like the following staring | Especially in cases of Bright's disease is Swamp-Root winning new friends every hour

Swamp-Root succeeds because it curcs. Every man and woman, no matter how Urine cloudy, milk-like or stringy, dark healthy and vigorous, would profit by taking Swamp-Root every now and then as a pre-Painful, scalding sensation in passing it, ventive, and thus absolutely forestall kidney

Dull, heavy headaches, dizzy, fired feeling, and bladdor troubles. Swamp-Root is the wonderful discovery Obliged to go often during the day, and of the eminent kidney spectalist. Dr. Kilmer, and is used in the leading hospitals; recommended by skillful physicians in their private practice, and is taken by doctors themselves who have kidney ailments, be-All fagged out, run dowh, sicepless nights cause they recognize in it the greatest and most successful remedy that medical science

If you have any of these symptoms, take has ever been able to compound. the advice of one who has made a life study | If you have the slightest symptom of kidney or bladder trouble, or if there is a trace of it in your family history, send at once If your urine when allowed to remain un- to Dr. Kilmer & Co., Binghamton, N. Y., disturbed in a glass or bottle for twenty- who will gladly send you free by mail im four hours, forms a sediment or settling or mediately, without cost to you, a sample has a cloudy appearance, it is evidence that hottle of Swamp-Root and a book of wonderful Swamp-Root tratimonials. Be sure Bright's disease, which is destroying more to say that you read this generous offer in human lives than any other disease, may the Omaha Morning Bee.

If you are already convinced that Swamp-The symptoms you have noticed are the Ront is what you need, you can purchase danger signals nature sets to show that the the regular fifty-cent and one-dollar size bottles at drug stores. Don't make any mis-

Take Swamp-Root, the famous new dis- take, but remember the name, Swamp-Root, meeting place for the national convention, covery, whose fame is being heralded by Dr. Kilmer's Swamp-Root, grateful men and women, saved from un-

If the clearings at New York are excluded the decrease is only 1.5 per ceat

rellin for two years, and William F. Taylor and A. B. Lyon for one year, respectively, to serve on the town board.

Case at O'Settl.

Cole, Garret Hults. OSCEOLA-At the election it was decided respectively 9.6 and 8.7 per cent. The fallby a majority of eleven that Osceola would ing off of 2 per cent at Chicago is responsibe dry this year. The questions decided ble for the very slight increase, 1.6 per cent were in favor of no saloon, that electric shown by the northwestern group. A delights be kept up by a majority of 123, and crease of 23 per cent at Baltimore explains that there should be no billiard halls. Those the slight gain, 4.3 per cent, reported by elected were: S. W. Gushee, Amos De- the southern cities, in spite of active cotton land, A. O. Monson, S. A. Snider and John speculation this year.

WESTERN-People's ticket elected by good majority. For license, 54; against, 22. and to heavily reduced speculation at a few

## Veterans of Shiloh.

Ludlow

whose talk along the lines of why the south- the clearings at eighty cities aggregate \$21,-

thinks the war one of the best things that 1899, but a gain of 26.7 per cent over 1898.

states group is 16.8 per cent. Touching this latter decrease it might be observed that the decrease at New York alone is 18 per cent. MONROE-The following were elected Among the sections showing gain the far members of the village board: C. W. Hol- western cities are prominent, with an in-

cause of the ill-health of the prisoner and lingshead, Burt Strothers, C. Kelley, W. E. crease of 12 per cent, and the western and

crease shown in March this year.

For the first quarter of the calendar year

# ustice, and Franklin Everett and Henry cent, while the falling off in the middle

southeastern cities come next with gains of

cities in fact may be attributed the entire de-

555,496,060, a decrease of 10.5 per cent from

filed and approved by the board. Robert E. Davis, the student who mys-

teriously disappeared from this city Tuesday night, has been located at his home in Fairbury. He left Lincoln unexpectedly without notifying his friends.

# PRESBYTERY AT NEBRASKA CITY.

### Sixty Ministers Attend and Officers Are Elected.

NEBRASKA CITY, April 5 .- (Special Telegram.)-The annual meeting of the Nebraska presbytery of the Presbyterian church was held here yesterday and today. About sixty ministers were in attendance. The officers elected for the ensuing year were: Dr. W. M. Hindman of Lincoln, moderator; Rev. W. H. Parker of Table Rock, Rev. J. H. Daulsberry of Gresham, clerks. Dr Hindman and Rev. M. Gilmore, F. R. Frazier and I. S. Tyson were elected delegates to the National Presbytery. The next meeting will be held in Auburn.

### Plattsmouth Court Dismissed.

PLATTSMOUTH, Neb., April 5.-(Special.) -After disposing of the following cases post, inflicting a cut about six inches long in the scalp, which rendered him unconscious Judge Paul Jessen adjourned district court sine die. An unusually large amount of for several hours. He was found in an business has been accomplished during the unconscious condition by a man coming to term, and all seem well pleased with the town, who brought him here. sterling executive abilities of the new judge. In the case of the First National bank of Omaha against the Bank of Cass County the previous verdict for plaintiff was set aside and the plaintiff was given leave to amend its petition by interlineation, and the

Harriet M. Eaton against Eli Eaton was



cure Catarrh, Bronchitis and Asthma Ten Minutes Every Hour will cure Consumption and Pneumonia. Ten Minutes at Bedtime will cure a

Cold or Croup. Five Minutes at any Time will cure

## Cough. Your Money Refunded if it Fails.

HYOMEI is the only Gormicide which can be inhaled it can be used while at work, in the church, at the theatre, or in street cars. Contains no poisonous compounds or dangerous chemicais. Sold by all druggists or sent by mail Complete Outrit R.W. Trial Outfit 25c. Send for five days' treatment free. THE R. T. BOOTH CO., Ithaca. N. X.

state depository. A bond for \$30,000 was ever happened for the south. A solo was of 74.5 per cent over 1897 and of 96 per cent sung by Mrs. Miller, and there was a drill over 1894. The responsibility for the de- right. I. Mandamus will not lie to control the crease here, of course, is placeable on the

wagon was stirely wrecked.

# Train Collides with Wagon.

Accident in a Runaway.

tive centers. Outside of New York, in fact, BRAINARD, Neb., April 5 .- (Special Telegram.)-Joseph Jacob, a Bohemian farmer the total clearings actually show a gain of living about three miles north of this place, nearly 2 per cent. Canadian clearings for March were \$120. started home tonight about 6:15 o'clock, and 175.304, and for the first quarter \$371,965, when about three blocks out of town, while crossing the Fremont, Elkhorn & Missouri 921, decreases of respectively 9.4 and 9.1 per

Valley railroad track, was struck by a south- | cent from the same periods a year ago. bound passenger train. Mr. Jacob An Honest Medicine for La Grippe. thrown out of the wagon and hadly bruised. George W. Waitt of South Gardiner, Me. He was picked up by the train crew and

icine.

"I have had the worst cough, cold, taken into town and all that medical aid says: could do was done. His recovery is very chills and grip and have taken lots of trash of no account but profit to the vendor. doubtful. The team was uphurt, but the Chamberlain's Cough Remedy is the only thing that has done any good whatever. I have used one bottle of it and the chills, NORTH PLATTE, Neb., April 5 .- (Specold and grip have all left me. I congratucial.)-Former County Clerk Newell Burritt late the manufacturers of an honest medwas in town yesterday and started to drive

#### home this morning when, out about two miles from town, his horse became fright ened and ran away. He was thrown from SOUTH DAKUTA MICA INDUSTRY the buggy and his head struck against a

## New Process of Splicing Small Pieces of Great Importance to the Black Hills.

cago company's process of cementing the

small pieces together. There are a dozen

or more old dumps in the county which are

county as yet unworked, which will turn out

books two fect square. This size is worth

\$10 to \$15 per pound. Small books, three

### DEADWOOD, S. D., April 5 .- (Special.)-The shipping of mica from Custer county, Condition of Waterman Better. OSCEOLA. Neb., April 5 .- (Special.) - in the southern Black Hills, has now be ome

Prof. R. W. Waterman was brought to this a permanent industry. Last week 300 tons town after his injury and is now receiving of mica were shipped to Valparaiso, Ind. the best of medical skill and the care of by the Chicago Mica company. At this by the Chicago Mica company as a large plant where a new process has recently been put into practice of splicing small pieces of mica together and making large sheets. This process means a great deal to the Black Hills. The small pieces of mica are pur-chased by this company for about \$40 per ton. They are cut into uniform sizes and are then pasted together with a fireproof cement. The sheet is then subjected to a heavy pressure, after which it is passed through an intense heat. Most any size of the subjects of venue, or a conthe Modern Woodmen of America, of which place this company has a large plant where defendant given thirty days in which to he is a member. The injury was received a new process has recently been put into last Friday evening in a runaway. He is practice of splicing small pieces of mica i only conscious for a few minutes at a time. His physician has strong hopes of his com- process means a great deal to the Black oleta recovery. The father of Mr. Waterman is postmaster at Beaver Crossing. County Mortgage Record. NELSON, Neb., April 5 .- (Special.) - The coment. following is the mortgage record for Nuck- heavy pressure, after which it is passed

oils county for the month of March: Nine through an intense heat. Most any size of farm mortgages filed, amount, \$30,069.54; theet can be manufactured in this way and twenty-one released, amount, \$21,953; nine it is stated that a mica leaf thus made is ity and town mortgages filed, amount, \$2.- equal to a leaf of the same size taken dt-72.54; five released, amount, \$53,290.02; 1º2 rectly from the mine. This company of battel mortgages filed, amount, \$53,296.02; Chicago will take from 100 to 200 tons of 211 released, amount. \$37,506.71, mica from Custer county every month. The first mica shipped from the Black Lodge Holds Open House. Hills was in 1878, during the great gold

tight the Ancient Order of United Workmen eld an open meeting and Captain W. C. Henry talked of the benefits of the order. Several musical selections were rendered try. it cost at that time 14 cents per and Miss Maud Barnett delivered "Sworn pound to get the mica out of the hills as far as Cheyenne by stage, and there was an Off." the prize resitation. additional cost of considerable to get it to the eastern companies, yet mica mining was

#### Evangelists in Vebraska

TABLE ROCK, Neb., April 5.-(Special.) very prefitably carried on in those early Rev. C. H. St. John and his wife, Rev. days. Owing to the cost of mining and Eugenia P. St. John, the famcus evangelists shipping it then only the largest "books" from Kansas City, delivered gospel ad- were handled. Some of the early mines dresses on the subject of temperance to a produced books as large as two feet square crowded house at the Methodist church here A great quantity of small-sized sheets were thrown away and these old dumps are now last evening. about to become of value owing to the Chi-

### District Court at Ponea.

PONCA, Neb., April 5 .- (Special.)-District court convened here April 2, with called, and the most important case on the covered with hundreds of tons of small books against Charles O, Williams, charged with There are a good many mica mines in the statutory rope.

### Claimants for Davis Property.

and four inches square, will bring about 50 PITTSHURG, April 5.-Two more claid ants to the property left by Charles Davis (Alvin Joslin) have turned up and is said they will contest the will, wh cents per pound.

Davis (Aivin Joslin) have turned up and it is said they will contest the will, which bequeaths the bulk of the estate to Mrs. Margaret Shriver Simpson of Detroit The new claimants are Mrs. Emma Greasjean Davis of Sheridan, Wyo, and daughter Mrs. Emma Belmont of New York. A New York attorney here now making an in-vestigation says he can prove that davis was martied to his client at Essex Market Davis, it is alleged, deserted her a year later and shorily thereafter the daughter was born. The amount to be distributed under the will after the payment of all debts is about \$125,000.

decreases shown at the few large specula-

2. Mandamus will not lie to control the discretion of a court as to the allowance of supersedeas resting in its discretion. Frenzer against Richards. Affirmed, Er-ror from Douglas county. Sullivan, J. 1. An assignment of error directed against a group of instructions will be considered no further than to ascertain that one of the instructions complained of was properly given.

given. 2 Where error in the giving of instruc-tions is not so assigned that it can be re-viewed a verdict in accord with such in-structions must be permitted to stand. 3 A borrower under an usurious contract who pledged property as security for the loan and who has paid or tendered the principal of the loan is entitled to the pos-session of the property pledged divested of the lien. fair; variable winds.

able winds.

session of the property pledged divested of the lien.
Woolworth against Parker. Appeal from Lancaster county. Affirmed Holeomb, J.
Objections were entered and motion made to vacate and set aside an appraisement of real property in foreclosure proceedings of a real mortgage for the reasons that the appraisement was obviously below the actual value of the property; that the appraisement was diviously below the actual value of the property; that the appraisement was dividually below the actual value of the property; that the appraisement was fraudulent in itself and that to permit the appraisement to stand would work an adual fraud on the defendant. Similar objections were made to confirmation of sale Evidence examined and held that the appraisement made is not materially disproportionate to the actual market value of the property and no sufficient cause exists to justify its vacation or being set aside.
Hare against Murphy. Error from Lincoln county. Affirmed. Sullivan, J.
The purpose of the registry law is to furnish record evidence of the state and condition of and reidence of the state and condition of land titles.
There is no law requiring or authorizing the registration of personal contracts to pay debts.
An agreement to pay a debt, although

Weish against State Error from Holt county. Affirmed, Norval, C. J. Application for change of venue, or a con-tinuance is addressed to the sound discre-tion of the court, and its ruling thereon will not be disturbed where no abuse of discretion is disclosed. 2. Whenever at any general or special term of the district court, for any cause, there is no panel of petif invors the court may, under section 84 of the Code of Civil Procedure, direct the sheriff to summon persons having the qualifications of invors to appear and serve as petit jurors. 3. In a prosecution for rape it is compe-tent for the state to prove that the prose-catrix made complaint of the injury to others recently after the commission of the alleged offense.

catrix made complaint of the injury to others recently after the commission of the lalera, clear defense.
 The allowing of leading questions to be put to a winness rests in the sound discretion of the court.
 The allowing of a collateral fact established by uncontroverted ovidence and Leading to the sound the sound the sound the sound the sound the court.



is a blood taint; the blood being full of poisonous matter becomes weak and sluggish, and fails to nourish and sustain the body. S. S. S. is the only remedy that strengthens and adds new life to the blood-that makes the blood pure, strong and

healthy. Nothing but S. S. S. can reach deep-seated blood diseases. Scrofula makes cripples and lifelong suf-**Oure the Blood** ferers unless treated promptly and with the

**Oure the Disease** right remedy. S. S. S. is made of roots and herbs, and is perfectly harmless.

J. M. Seals, 115 Public Square, Nashville, Tenn., says: "Ten years ago my daughter fell and cut her forehead. From this wound the glands on the side of her face became swollen and bursted. Some of the best doctors here and elsewhere attended her without any benefit. We decided to try S. S. S., and a few bottles cured her entirely."

Write for book on Blood and Skin Diseases. S. S. S. Co., Atlanta, Ga.

Kansas City will meet the emergen the convention will be held ther July 4.

Henvy Snow Storm in Denver.

DENVER, April 5-Snow has been fall ng all over the state of Colorado for th

Dock Trial of Russian Craiser.

Has Faith in Kausas City.



For Iowa and Missouri-Showers Friday and Friday night; clearing Saturday; southeasterly winds.

For South Dakota-Fair Friday and probably Saturday; southerly winds. For Kansas-Showers Friday; Saturday

fair: variable winds. For Wyoming-Fair Friday, with warmer in southeast portion; Saturday fair; vari-

### Local Record.

OFFICE OF THE WEATHER BUREAU, OMAHA, April 5.—Official record of tem-perature and precipitation, compared with the corresponding day of the last three verses years; 1900. 1 0, 1898, 1897.

 $\begin{smallmatrix} -3 & 40 \\ 31 & 26 \\ 37 & 33 \\ 01 & 00 \end{smallmatrix}$ Precipitation Record of temperature and precipitation t Omaha for this day and since March I.

WEAK, NERVOUS MEN and vitality; weak organs, shattered nervous system, caused by overwork, excesses or self-abuse, resulting in weakness of body and brain, night emissions, losses in the urine, im-potency, dizziness, failing memory, lack of confidence and ambition; pains in the back, blues and the set of the set of the set. Normal for the day..... potency, dizziness, tailing memory, lack of confidence and ambition; palus in the back, loins and kidneys, and other distressing symptoms, unfitting one for business or pleasure. Our special system of treatment will cure YOU, restore your physical and sexual health and make you once more a man among men-ho matter who or what has failed. Normal for the day 49 Excess for the day 36 Normal rainfall for the day 49 Deficiency for the day 49 Total precipitation since March 1.1.59 inches Deficiency since March 1.1.59 inches Deficiency for cor. period, 1898 1.14 inches Deficiency for cor. period, 1898 31 inch

Reports from Stations at S p. m.

erat m STATIONS AND STATE OF WEATHER.

Omaha, partly cloudy, North Platte, partly cloudy, Salt Lake, cloudy, Cheyenne, cloudy Rapid City, cloudy Huron, partly cloudy, Williston, clear Chicago, partly cloudy.

St. Louis, clear, St. Paul, cloudy

T indicates trace of precipitation. L. A. WELSH, Local Forecast Official.



Permanently Located, 1308 Farnam St., near 13th, Omaha, Neb.



CONTAGIOUS BLOOD POISON

Syphilis and all diseases of the blood promptly and thoroughly cured and every trace of poison eradicated from the system

PRIVAVE DISEASES Gonorrhoea and the worst

orever, restoring health and purity.

you in the face every day.

n color or offensive.

and discouraged.

be stealing upon you.

track of health is not clear.

Weak, sluggish circulation.

faint spells, irregular heart.

s get up many times at night.

Pain or dull ache in the back.

Puffy or dark circles under the eyes,

Sallow, yellow, unhealthy complexion,

Feeling of oppression and apprehension.

of just such diseases and look well to your-

self, because you have kidney trouble.

Restless, irritable and hard to please.



Best Banks and 8, a, m, to 8 Leading Business Sundays, 10 to 1. of Omaha.

If you have been treating with other and less able and skillful doctors, or have been using quack remedies at so much a bottle, do not be discouraged and lose hope of ever being cured. Call and have a talk with the specialists of the State Flectro-Medical Institute, who guarantee a cure in every case accepted. They will explain to you their method of combined Electromedical treatment and why it is that they cure when all others fail. Call today-it may be the means of saving your life.

VARICOCELE and Hydrocele treated with RUPTURE Cured by their new method without knift, truss or deten-tion from work-a painless, sure and per-manent cure.

STOMACH Catarrh, ulceration and dyspain, fullness after eating, heartburn, etc. RHEUMATISM Refleved in a few min-uates and utterly routed

CATARRH Positively cured.

ALL SKIN DISEASES Cured never to BLADDER AND URINARY Troubles

ring health and purity. **ISEASES** Gonorrhoea and ture and Gleet promptly and Medical Treatment without pain or opera-tion

OUR S. E. M. I. ELECTRIC APPLIANCES are absolutely the best that can be GUARANTEED in every instance. Call and examine FREE OF CHARGE; or write for further particulars before purchasing.

If you cannot call at the office, fully describing your symptoms and you will receive in a plain envelope a scientific and honest opinion of your and a book of valuable information free of charge. Write for a "Guide to Health" WRITE

# State Electro-Medical Institute.

The Only Electro-Medical Institute in Nebraska.



