

EDGAR ASSAILANT REMOVED

Sheriff Trk & Dr. Hale's Reber to Clay Center Jail.

ANGRY CROWD LETS HIM GO IN PEACE

Plan of the Woman's Brother Cools the Citizens' Anger Sufficiently to Make Way for the Law—Negro Stood Well.

EDGAR, Neb., Sept. 22.—(Special Telegram.)—The colored man who made an attack upon Mrs. Dr. Hale of this place Friday night was taken to Clay Center this morning.

An angry mob filled the streets last night and it was with difficulty that the authorities restrained the few most excited citizens from acting alone to the jail and making an attempt to lynch him.

The prisoner gave his name as Peyton Payne and says his home is in Sabetha, Kan. He has been in Edgar for several weeks, working in a brick yard. Wilson Transfer company most of the time, and so well has he conducted himself that those who knew him placed considerable confidence in him.

DECISION FOR GAGE COUNTY

Honore A. Kelley Loses His Case Involving Claim for Taxes in Beatrice.

BEATRICE, Neb., Sept. 22.—(Special.)—Judge Charles B. Letton has handed down his opinion here last Monday in the case of Honore A. Kelley against Gage county, Nebraska, involving \$100.00 and bonds for the defendant.

The plaintiff, Honore A. Kelley, who is a resident of Gage county, had brought suit against the county for the purpose of recovering the taxes and special assessments levied by the county against him.

After the filing of the claims with the county clerk, a decree was rendered by the court, giving plaintiff a lien upon the real estate involved in each case of action for all of the general, state, county and city taxes set forth therein, and declaring the special assessments for improvements to be illegal, so that the only sum the plaintiff sought to recover was the amount of the special assessments for improvements paid by him and his assignor, and declared illegal on account of irregularities by the mayor and city council in establishing paving districts.

The court held that the special assessments for improvements were not illegal, and that the plaintiff was entitled to recover the amount of the same.

It is contended in this case by the defendant, Gage county, that the rule of caveat emptor applies, and that the plaintiff is bound to take note of all defects in the proceedings leading up to the tax sale at which he purchased, and the defendant in his brief concedes that in the absence of an express statute to the contrary, the rule of caveat emptor applies to a purchaser at a tax sale, and that the liability of a county to a tax purchaser on a void sale is not at common law. This being conceded, the simple question was presented whether or not the provisions of sections 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

WILL BE PROTECTED IN ASYLUM

Charles Spencer of Plattsmouth, Inmate of Lincoln, Is Adjudged Insane.

PLATTSMOUTH, Neb., Sept. 22.—(Special.)—The insanity commission, consisting of Dr. E. W. Cook, Attorney C. A. Rawls and Clerk of the District Court House, met yesterday and examined Charles Spencer, who has resided in this city for twenty years, and pronounced him a fit subject for the asylum for insane.

He applied to the officers several days ago for protection from a mob, which he imagined was gathering to do him great bodily harm. Since that time he has been confined to the county jail, but instead of getting better as was hoped, he has grown worse. Last evening he attempted to end his troubles by hanging himself, but was prevented from doing so by the officers. Sheriff W. D. Wheeler will take him to the asylum for insane in Lincoln soon.

Madison County's Nominees

BATTLE CREEK, Neb., Sept. 22.—(Special.)—The Madison county republican convention met here yesterday. John R. Hayes was elected chairman and J. L. Kneisel secretary. The following nominations for county officers were made: For treasurer, E. C. Miles of Madison; for clerk, Philip Baugh of Madison; for assessor, M. J. Moyer of Madison; for superintendent of public instruction, John Barnes, Jr., of Norfolk; for sheriff, J. J. Clements of Norfolk; for surveyor, William Lowe of Norfolk; for coroner, Dr. D. B. McManis of Newman Grove; for commissioner of second district, James Roseborough of Tilden. A new county central committee was elected with R. H. Reynolds of Norfolk, chairman, and W. A. Hembelen of Norfolk secretary.

Verdict Against Langdon

WEST POINT, Neb., Sept. 22.—(Special.)—The fall term of the district court is still in session, with a jury. About four more days' work remain to be done. An

BADGERS GIRD THEIR LOINS

Realize that Nebraska Varsity Eleven Will Be Formidable Foe.

COACH KING INCLINING TO AVOID DUPOIS

Puts a Two-Hundred-Pounder at Quarter and Otherwise Indicates that Heavy Men Are to Have Preference.

MILWAUKEE, Wis., Sept. 22.—(Special Telegram.)—Milwaukee is already beginning to talk of the game which will be played here November 2 between the Universities of Nebraska and Wisconsin. The entering class of Nebraska into the ranks of the greater college teams, such as Minnesota, Wisconsin and Chicago, and the possibility of its proving a sharp competitor for first honors, has already resulted in the taking of active steps by Coach Phil King of University of Wisconsin to prepare his men for the battle which is to be fought in the work accomplished so far, one thing is noticeable and that is Coach King seems to have taken a fancy to heavy men with football aspirations and King's action in placing Deringer, a six-footer, weighing 168 pounds at quarter in the first practice, would indicate that he will try that.

CHEYENNE, Wyo., Sept. 22.—(Special.)—Kels P. Nickel, the iron mountain ranchman who was recently shot by unknown persons, has returned from a week's visit to his home. He was heavily armed and accompanied by a companion, who was also armed, during his stay at Iron Mountain, but no attempt upon his life was made. When Nickel was shot it was believed he would lose the use of his left arm, as the elbow was shot away, but the wound has healed nicely. The Afords, who received warning to leave the Iron Mountain district, are preparing to comply with the request and will move as soon as they have disposed of their stock and ranch. Others who have been warned to leave will probably remain and fight it out.

Wish to Incorporate

PIERRE, S. D., Sept. 22.—(Special.)—Articles of incorporation have been filed as follows: For the Arkansas and Indian Territory Lumber company, at Pierre, with a capital of \$200,000, incorporators, C. W. Stafford, James A. Nease, J. A. Sharp, I. B. Este and T. P. Este.

The First Presbyterian church of Artesian, Trustees, Mrs. Cora Briggs, Mrs. Jennie M. Howell, Mrs. S. A. Prosser, N. C. Nelson and W. C. Bueher, J. M. Dobson, J. W. Chapman and J. F. Barthell. The United States Mining and Milling company, at Pierre, with a capital of \$1,000,000, incorporators, Frank W. Jones, Wilson League and T. F. Estes. The Winfred lodge No. 2743, Modern Woodmen, at Winfred, Trustees, S. S. Dobson, J. W. Chapman and J. F. Barthell. The Metropolitan Filter company, at Pierre, with a capital of \$1,000,000, incorporators, William R. Hildebrand, Robert Blumer and T. P. Estes.

Horsethieves Still at Large

CASPER, Wyo., Sept. 21.—(Special.)—Sheriff Moses of Belle Fourche, S. D., has returned from Kaycee with his posse, having failed to come up with Otto Chenoweth and his band of horse thieves. The outlaws were trailed to the mountains, where all trace of them was lost. It is believed the rustlers are in hiding in some nook in the mountains. A close watch will be kept and when they come out for provisions they will be arrested. The gang stole a bunch of horses in South Dakota recently and were chased into Montana, where a battle ensued, the rustlers escaping. All of the horses were recovered. In Montana the gang resumed operations and came south into Wyoming. Heavy rewards have been offered for the arrest of the outlaws.

Snow Prefers the Jail

SIoux FALLS, S. D., Sept. 22.—(Special.)—Eliza Blake, a mixed-blood Chippewa Indian woman, who was arrested some weeks ago by the federal authorities on the charge of introducing liquor on the Yankton Indian reservation, is seriously ill in the county jail in this city and fears an outbreak from her tribe and drifted to the Yankton reservation, where she resided until her arrest by the federal authorities. It is not customary for anyone to wish to remain in jail, but she expresses a desire to remain where she is, giving as her reason that she has no home or friends to go to should she be released.

Huron College Opens

HURON, S. D., Sept. 22.—(Special.)—Huron college opened with appropriate ceremonies and a larger enrollment of students than at any previous term. Rev. H. S. Wilkinson of the Methodist Episcopal church delivered the address, a large gathering of citizens being present. Two or three new professors have been added to the faculty.

FAREWELL TO JUDGE CAMPBELL

Beadle County Bar Toasts Him at a Banquet Given at Huron.

HURON, S. D., Sept. 22.—(Special.)—The present term of circuit court will be the last for this (Beadle) county over which Judge A. W. Campbell will preside. For twelve years Judge Campbell has been on the bench in this, the fifth judicial circuit. The Beadle county bar has tendered Judge Campbell a banquet at a hotel. Plates were laid for thirty guests. Attorney General John L. Pyle was master of ceremonies. "How We Laugh and Grow Fat" was the sentiment assigned to Hon. A. W. Burrill. "Early Practice in Beadle County" was responded to by Hon. Thomas H. Null. "Lightning Rod Cases" was assigned to Hon. H. S. Mouser, and

Promised Land Promises Well

PLATTSMOUTH, Neb., Sept. 22.—(Special.)—An especially attractive feature of the services held at St. Luke's Episcopal church this morning was the solo, "The Promised Land," sung by Miss Edna Marshall, with violin obbligato by Miss Lillian Kauble. This solo was composed especially for Miss Marshall, who possesses a soprano voice of such rare sweetness and power that a brilliant future is promised her in the musical world, and her artistic rendition of this song was particularly pleasing. The arrangement and execution of the obligato by Miss Kauble proved her to be a virtuoso of distinctive ability. The song is the composition of Mrs. L. E. Burton of this city, and has been sold to a publisher of New York City.

English Lutherans Adjourn

WEST POINT, Neb., Sept. 22.—(Special.)—The annual conference of the Nebraska synod of the English Evangelical Lutheran church, which has been in session here during the last week, closed its labors today. Sixty-one delegates were in attendance, twenty-eight clerical, nineteen lay and fourteen women delegates to the Woman's Home and Foreign Missionary society, which held its sessions under the direction of the synod. Rev. L. L. Ludden of Lincoln and Rev. Luther A. Kuhns of Omaha took prominent parts in the councils of the conference.

For Selling Liquor to Indians

PENDER, Neb., Sept. 22.—(Special.)—Alexander Thorne, colored, and Thomas Parks, white, were taken to Omaha by Deputy United States Marshal James Allen, charged with selling liquor to the Indians. It is claimed that Thorne has been operating in the Omaha reservation, east of Pender, for some time. Parks, who is 63 years old, was taken at Hancock, where he has been a resident since 1858. A preliminary hearing was held yesterday by Commissioner Anderson of Omaha.

Butte County Will Report Fair

BELLE FOURCHE, S. D., Sept. 22.—(Special.)—Through the efforts of the business men of this city Butte county had a successful fair last week, which was the first ever held in the county. The exhibits of thoroughbred stock were excellent and there were a number of first-class horse races. The cattlemen on the ranges were pleased at the signs of improvement that are being made in the blood of stock. Two games of ball were played between Spearfish and Belle Fourche teams, each team winning a game. The fair will become a yearly event.

Say the Rain Was Expensive

HURON, S. D., Sept. 22.—(Special.)—Farmers throughout this part of the state report serious damage to grain in stack by the late heavy rains. In many instances from one-third to one-half of the grain is spoiled. Stacks are green with growing grain. Corn is being gathered and is a splendid crop. Much hay was damaged by rains, but immense quantities still remain to be cut. Frost has done no particular damage so far.

AFFAIRS AT SOUTH OMAHA

Renewed Agitation Relative to Carnegie Public Library Gift.

BOND ISSUE IS UNDER DISCUSSION

In Order to Take Advantage of Mr. Carnegie's Offer a Site Must Be Secured and Other Conditions Must Be Met.

Some months ago the city council accepted the proposition of Andrew Carnegie for the erection of a public library here. The formal acceptance of the gift is all that has been done so far and no effort has been made to comply with any of the provisions of the gift. Members of the local library board are urging the council to submit a bond proposal at the fall election in order that a site may be secured. It is thought that \$5,000 will purchase a desirable site. There was some talk at one time of trying to raise this amount by popular subscription, but the idea was abandoned on account of the feeling in regard to the location of the building. Some seemed to think that as the postoffice was in the old First ward the library should be built south of N street. On account of the difference of opinion the popular subscription plan was abandoned. Now what is wanted is for the council to submit a proposition to vote bonds for the purchase of a site in order to get a start. When the site is secured it will be an easy matter for the city to make an appropriation of \$5,000 a year for the maintenance of the library. When the appropriation was made out this year \$5,000 for a library was included, but owing to the fact that no site had been secured the council was advised to postpone the making of a levy for this purpose until there was some show of a building being erected.

Will Heed Warning to Leave

Asford Family at Iron Mountain Prepares to Move When Nickel Comes Home. CHEYENNE, Wyo., Sept. 22.—(Special.)—Kels P. Nickel, the iron mountain ranchman who was recently shot by unknown persons, has returned from a week's visit to his home. He was heavily armed and accompanied by a companion, who was also armed, during his stay at Iron Mountain, but no attempt upon his life was made. When Nickel was shot it was believed he would lose the use of his left arm, as the elbow was shot away, but the wound has healed nicely. The Afords, who received warning to leave the Iron Mountain district, are preparing to comply with the request and will move as soon as they have disposed of their stock and ranch. Others who have been warned to leave will probably remain and fight it out.

Sioux Falls Woman Liberal

Gives Prof. Snow \$175 Cash for a Few Newspaper Clippings.

SIoux FALLS, S. D., Sept. 22.—(Special.)—Several days ago a smooth individual who gave his name as Prof. Snow arrived in Sioux Falls and at once made liberal use of printer's ink to announce the coming of the "world's greatest clairvoyant, psychopalmist and healer." He has now disappeared as quietly as he came and there are many who mourn his departure. He raked in the dollars at a rapid rate during his stay in the city, but it would appear from developments since his disappearance that he was not satisfied with his usual profession, but resorted to other methods of obtaining quick wealth. He is said to have retrieved a number of susceptible citizens of good-sized rolls of money. One woman in particular who called upon the alleged professor for information has reason to regret having done so. The professor ascertained that his caller had a considerable amount of money with her—\$175—and asked that it be given to him for a few moments so that he could "magnitize" it. The money was handed to him. It is said that he stepped into an adjoining room and when he returned a few minutes later he was sealing an envelope, which he informed the woman contained the money. She was instructed to take the money home and "not to open the envelope before Friday morning." She did as instructed and upon opening the envelope discovered that it contained only a few newspaper clippings.

Collector Takes a Hand

Asks Young Man of Table Hook for Side Ante and Game Goes to Court.

TABLE ROCK, Neb., Sept. 22.—(Special.)—Gambling received something of a "black eye" in Table Rock the past week in the arrest of a young man, whose name is suppressed by reason of respectable family connections, on a charge of gambling. The arrest came about by a business man breaking in on a crowd and demanding the payment of a bill of long standing. The prisoner was brought before Justice M. H. Marble, where he entered the plea of "guilty," and he was held to the district court in \$200 bonds, which were furnished by a business man of Steinaur.

Gibbon Farmer Kills Himself

Family Finds David Mercer Dangling in His Corn Crib, Too Late to Save.

KEARNEY, Neb., Sept. 22.—(Special Telegram.)—David Mercer of Gibbon, Neb., committed suicide this morning at that place about 8:30 o'clock. He was found by his family hanging in a corncrib upon his place, west of Gibbon, about 11 o'clock. He had been out of his mind for some time and had been in the hospital for some time. He was 65 years old and leaves a wife and seven children. No cause is given for the act.

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