

THE DAILY BEE. COUNCIL BLUFFS.

Thursday Morning, Sept. 6.

SUBSCRIPTION RATES: By Carrier 20 cents per week By Mail 1000 per Year OFFICE: 6.7 Pearl Street, Near Broadway.

Republican County Convention. The republicans of Pottawattamie county will meet in delegate convention at the court house in Council Bluffs, Thursday, September 13, at 10 o'clock a. m., for the purpose of placing in nomination candidates for the following offices, to wit: One state senator, two representatives, sheriff, treasurer, auditor, surveyor, superintendent of public schools, coroner, and members of the board of supervisors. Each township will be entitled to the following representation: Kane, 1st precinct, 5 Layton, 4 Kane, 2d precinct, 8 Lincoln, 4 Kane, 3d precinct, 7 Lewis, 4 Kane, 4th precinct, 9 Muscoda, 4 Bloomer, 2 Miles, 2 Belknap, 3 Neola, 3 Crescent, 2 Norfolk, 2 Carson, 3 Pleasant, 1 Center, 4 Eschford, 2 Grove, 3 Silver Creek, 2 Garretts, 2 Valley, 4 Hardin, 2 Washington, 2 Hazel Dell, 2 Waveland, 2 James, 3 Wright, 2 Knox, 2 York, 2 Key Creek, 2

MINOR MENTION. See Joseph Reiter's fall goods. Additional local on seventh page. School books at H. E. Seaman's. Cheap Railroad Tickets at Bushnell's. Harkness Bros. are making their front show up finely.

The Union elevator has already received one and a half million bushels of grain this fall. The Harmony band dance, advertised to take place on next Friday, has been postponed. No circuit court yesterday nor to-day. To-morrow it will start in again and finish up the term.

B. F. Allison has bought the old Bryant house and after repairing it is to christen it the Ohio house. The Chicago & Northwestern elevator, near the local depot, is being taken down to be removed to some station out on the road.

There is going to be plenty of music and good music, at the fair here, the Union Pacific band, of Omaha, and the Harmony band of this city, being both engaged. Rev. J. G. Lemen yesterday united in marriage Mr. C. H. Trombly and Mrs. Sarah Clark, who will make their home on Seventh avenue between Ninth and Tenth streets.

A queer motion is to be heard in the superior court this morning, it being to have the costs in the case of Mrs. S. J. Brown taxed up to the city, she having been discharged. The Union Pacific is pushing its work on Union avenue, the ties being laid to the Northwestern, and the track laid as far as the pork houses. It will soon be ready for business.

F. A. Sears was on Tuesday evening married to Miss Lucy C. Edin by Rev. Cyrus Hamlin, of the Congregational church, the ceremony being performed at the residence of the bride's parents, and in the presence of the relatives only. The happy couple have taken up their residence on Mynter street.

A sociable will begin by the "All Hall" choir club at the residence of Mr. and Mrs. James Monroe, about four miles from this city, to-morrow evening. Glenn's orchestra is to furnish the music. The committee on invitation consists of Mrs. James Monroe, Mrs. W. Van Sciever and Miss Susie Plunkett.

St. Joseph's Academy opens its year under Prof. Slattery as principal, with very encouraging prospects, there being already 85 pupils enrolled, while the average last year was only about ninety. Miss Maggie Coyne, of Missouri, is the new assistant. She is an experienced teacher, and will add greatly to the efficiency of the work done in the academy.

The cases of King and others, for assaulting Mr. Olson, at a dance in the southern part of the city some time ago, were called up before Justice Schurz yesterday and continued until the 20th, the attorneys in the cases not being able to attend to them before that date. Olson, who was pretty badly injured in the fray, has now recovered in pretty good shape.

W. W. Chapman, the Main street picture and frame man, is preparing to build at once a large roller skating rink, on the Catholic church grounds, Main and Pearl streets. The building is to be seventy-five by a hundred and thirty feet, and is to be ready for opening on the 25th. Mr. Chapman has had three years of experience and knows just how to run such a place. He has already 150 pairs of skates.

Arrangements have been made by which Governor Hendricks is to speak next Tuesday forenoon in the park, at 11 o'clock, and in the afternoon at the driving park, the former address to be political, the latter agricultural of course. He is a speaker whom all will be glad to hear on either or both occasions, whatever their political faith may be. An attempt is being made to get Governor Sherman to deliver an address at the driving park on the Thursday following. There promises to be some lively times over the Bloomer school building. On solicitation of George F. Wright, Judge Reed has issued an injunction restraining the board of education from using bituminous coal in heating that building, the residents in that vicinity objecting to the smoke. The heating apparatus is not fitted for hard coal, and it is said that rather than go to the expense of changing the board will send the children home on cold days and close the school. Then there will be music, by the full band, too.

an incline and the grain capsize, burying the unfortunate young man. His neck was broken and he survived a few minutes only. Funeral services were conducted by Rev. Father Lenthien in Denison Thursday. [Denison Bulletin.] Jake Rogers' dog has found another victim, it being a colored man this time, the dog evidently wanting a change from white meat to dark, he having already lunched off two men of the former color. This last victim's name is Russel Giles, who lives on a farm near Green's packing house. He came to the city yesterday, and in hunting for another colored man, who worked in a livery stable, he entered Rogers' livery barn, thinking that was the place. The dog jumped on him, threw him down, bit both of his hands badly, and tore the man's clothes into shreds before he could manage to apologize to the dog for his make and get out.

Prairie chickens and A. Booth's select oysters received daily at W. T. Braun's.

FIXING FINES. Doubts as to the City's Power to Punish Gamblers and Prostitutes.

Another Perplexity Entering into the Problem of Bettering the City's Morals.

There has been much public discussion concerning the gambling business, particularly, and the history of the make-believe war by the council is familiar to most residents of the city. The first of the month having come, informations have been filed against gamblers and prostitutes and they are stepping to the front and on pleas of guilty are paying their fines, amounting as in times gone by to a regular monthly assessment. The question has been raised by many, why it is that as soon as these informations are disposed of, that new charges are brought and new fines fixed, and why this is not kept up week after week, until the business is either dried up entirely, or made to get under cover and run on the quiet. One phase of the matter which has not been touched upon publicly before, is that there are grave doubts as to whether if there was a contest in the city could show that it has a right to fine them. These doubts are so strong that they amount almost to a concession on the part of the authorities, and hence the city seems to be running on the idea of getting as much money as they can out of the gamblers and prostitutes, taking care not to overstep the limit, lest an out and out refusal be made to pay any fines, and a legal fight ensue which might result in the city not getting any money at all. The gamblers and prostitutes, on the other hand, are willing to pay something every month, if the tax is not too high, rather than run the risk of being prosecuted, they being somewhat afraid of being punished under the state law. Hence there is a sort of compromise, resulting from the city being afraid of getting its income reduced, and the others afraid of being stuck in the state courts.

The only provision of the statutes under which the city claims to have the right to frame ordinances punishing gambling and lewdness, is section 482, which provides that "municipal corporations have the power to make ordinances not inconsistent with the laws of the state for carrying into effect or discharging the powers and duties conferred by that chapter, and such as shall seem necessary and proper to provide for the safety, preserve the health, promote the prosperity, improve the morals, order, comfort, and commerce of such corporation," etc, and to enforce obedience to such ordinance by a fine not exceeding \$100 and by imprisonment not exceeding thirty days.

It has been decided by the supreme court that drunkenness, although a state offense, may also be punished as a city offense, but the opposite has been held for the last twenty years in regard to gambling and prostitution. In the case of the town of New Hampton vs. Conroy and others, the supreme court decided that each town has the power to pass ordinances for the destruction of instruments and devices for gambling, but has no power to punish or prescribe penalties for those who engage in gambling on their premises or who permit gambling in their premises or who engage in gambling themselves.

In a case carried from Mount Pleasant to the supreme court that court has decided that the city was given the right to "suppress" gambling, but no right to "punish." There are a number of such decisions as to gambling and prostitution and all are to the same effect. With these decisions staring them in the face, the city authorities naturally shake a little as to their power to fine them, and with the anxiety to get reverence, they naturally avoid testing the question. If they want to really suppress these houses, however, they have a clear right to pass ordinances providing for the seizure and destroying of the instruments and devices used in gambling, and have a clear right to shut up houses of prostitution, or cause the inmates to be removed.

If they do not want to try that, common sense can be brought under the state law. It is difficult to get grand juries to bring in indictments, and still more difficult to get more than one indictment at any one term of the district court, so that under the state law, if prosecuted and convicted, it practically amounts to their paying the state a license or fine, about twice a year, instead of paying the city a license every month. The state law, if enforced, however, would make it very severe on these classes. It provides for keepers of gambling houses a fine of not less than \$50 nor more than \$300 and imprisonment in jail not exceeding a year, or both. It provides for those betting on any game, a fine not exceeding \$100, or imprisonment in the jail not exceeding thirty days.

The Iowa law on prostitution is even more severe. Keepers of houses of ill fame are liable to a fine not exceeding \$500, and on the second conviction, they can be sentenced to the penitentiary for not less than a year nor more than three years.

The gamblers and prostitutes, naturally do not aspire to be tried by the state, and are willing to pay something to the city to be let alone. The city, on the other hand, does not want to let go of its monthly fines for the sake of prosecuting under the state law, with all the difficulties of prosecuting successfully, and the certainty that in cases of conviction, the city will get none of the fines. These facts are laid before those who are so interested in having something done, and perhaps, now that public thought has been so concentrated on the matter, some way out of the mutual dilemma may be discovered. It seems strange enough if there is no practical and legal way by which this city, or else the great state of Iowa, can exercise power enough to put these two kinds of business where the public desires they should be.

J. N. CASADY F. H. ORCUTT. CASADY & ORCUTT, 502 Broadway, Council Bluffs, Iowa. WHOLESALE AND RETAIL.

THE COUNTY BOARD. The Board of Supervisors Continued Their Labors Yesterday.

The bid of Morgan, Keller & Co., for furnishing coffins for the pauper dead, and burying them, was accepted, the prices for coffins ranging from 75 cents to \$1.00, and including burial, \$3.50.

The road petitioned for by W. C. Barton was referred to S. Fram, to report on in October.

The road petitioned for by J. C. Davis and others, in Garner township, was established.

The following consent roads were established: Morland township, petitioned by Wm. McWhorter and others; Minden, petitioners, J. N. Gillman and others; Garner township, L. Proutz and others; Lincoln township, H. Weiland and others.

The consent road asked for by Horace Everett in York township was rejected for want of proper description.

The board adjourned until next Tuesday, and the allowance of bills is put off until then.

Real Estate Transfers. The following deeds were filed for record in the recorder's office, September 5, reported for the Bee by P. J. McMahon, real estate agent:

Alvin Belding to John R. Roark et al., part of sec 16, 17, 38 - \$150.00.

John Hammer to Zedec M. Brooks, part of lot 222, original plat - \$550.00.

John T. Baldwin to N. D. Mann, sec 18, and part of sec 15, 15, 75, 40 - \$1,000.00.

Annie M. McCue to Jasper E. Hunt, sec 19, 75, 42 - \$2,200.00.

Total sales, \$3,900.00.

Fire at Minden. The news reached this city yesterday of a fire at Minden, which proved quite destructive, it originating in the rear of John Stutes' general store, and spreading rapidly until it had laid that building in ruins and the adjoining one, and badly damaged others.

Mr. Kinney, a well known resident of Avoca, who is suffering from a cancer, for which he has been under treatment at Rome, N. Y., was in the city yesterday.

D. E. Johnson, of Chicago, arrived at the Pacific yesterday.

N. D. Sanford, of Avoca, visited the city yesterday.

L. A. Devine, of Jacksonville, Ill., who represents the Buckeye on the road, is here to remain during the fair and help show up the machine.

C. J. S. Howell, of Laramie City, Wyo., was at the Pacific yesterday.

Chief Templeton has gone to Memphis, Mo., on a brief visit.

Colonel Dailey's child continues very ill.

William Moore, of Peregrine & Moore, has returned from Colfax Springs, with his daughter Nellie, leaving Mrs. Moore and the little one still there. His health is greatly improved and he is on duty again.

Fred F. Waters and W. D. Owen were New Yorkers at the Ogden yesterday.

W. Adams, of Carroll, was in the city yesterday and at the Ogden.

Sam Jacob, of Hamburg, visited the Bluffs yesterday.

Sherman Warner, representing Fowler Bros. of Philadelphia, was in the city yesterday, on route east.

Charles G. Hale, of the Black Dwarf company, was here yesterday, completing arrangements for the company to appear here next week.

E. J. Best is taking in the state fair at Des Moines; or letting the fair take him in.

Mr. Henry Paschel returned yesterday from South Bend, Ind., where he went with his two sons, who have entered on a course of study at Notre Dame. On the down trip Mr. Paschel stopped with his sons three days in Chicago, which gave them an excellent opportunity of seeing the wonders of a big city, before settling down to hard work at their books.

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Carnets and Oil Cloths, CURTAINS, Curtain Fixtures,

AND A COMPLETE STOCK OF CHOICE House Furnishing Novelties!

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MICHIGAN PLASTER, HAIR AND SEWER PIPE, HARD AND SOFT COAL AT LOWEST PRICE. No. 539 Broadway, COUNCIL BLUFFS, IOWA.

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Overcoatings and PANTALOONS! A FINE LINE OF FALL Suitsings.

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DIRECTORY, COUNCIL BLUFFS, IA.

JOHN BENO & C, GENERAL MERCHANDISE, 18 Main street and 17 Pearl street.

MAX MOHN, GROCERY, 215 Main Street. Hotel, 217 and 219 Main street.

J. M. BARSLOW M. D., OFFICE, Corner Fifth street and Fifth ave.

DR. J. F. WHITE, OFFICE, Corner Main and Fifth up stairs, Residence, 609 Willow avenue.

N. SCOURZ, JUSTICE OF THE PEACE, Office over American Express.

S. S. WAGNER, LIVERY AND FEED, Will contract for funerals at reasonable rates. 21 Fourth street.

J. M. ST. JOHN & G. C. H. BUYERS, Wholesale butter, eggs, poultry and fruit. Ship to us.

S. A. PIERCE, NEW BOOT AND SHOE STORE, Corner Main and First avenue.

D. A. BENEDICT, SIGN WRITER AND GRAINER, Office 337 Broadway, Council Bluffs, Iowa.

J. A. OBACH, MERCHANT TAILOR, Suits made at reasonable prices. No. 302 Main St.

G. F. SITH, CONTRACTOR AND BUILDER, Corner 7th and Broadway. Plans and specifications furnished.

W. W. SHERMAN, DEALER IN FINE HARNESSES, I have the variety that brings patronage. 134 Main street.

JAMES FRANEY, MERCHANT TAILOR, Artistic Work and reasonable charges. 372 Broadway.

H. WE & SON, FURNITURE STORES, 303 Broadway.

LINDT & HART, ATTORNEYS AT LAW, Practice in state and federal courts.

SANITARIUM, And bath house, 421 and 423 Broadway. L. Sovereign, Prop. P. J. Montgomery, M. D., Physician.

WADE CAY, VETERINARY SURGEON, No. 12 Scott street.

ELWIN J. ABBOTT, JUSTICE OF THE PEACE, Notary Public and General Conveyancer. 415 Broadway.

REV. R. E. HUST, SMITH & NORRIS, Refitted \$1, \$1.50 per day.

SULLIVAN & FITZGERALD, DEALERS IN Groceries, Provisions, Boots and Shoes

To The Trade! We take pleasure in calling your attention to the fact that we have made such arrangements as will enable us to sell you Here, as Low as you can buy them East.

Rubber Boots, Shoes, Etc., Write for further information.

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Ice Cream, Fruits & Confectionery Parties, Sociables and Picnics supplied on short notice, and goods delivered to all parts of the city. Vienna Bread, and Pies. Fine Cigars.

W. T. BRAUN'S European Restaurant, 404 West Broadway, COUNCIL BLUFFS.

HOUSES, LOTS AND LANDS Bought and Sold. Money Loaned, Abstracts Furnished

P. J. McMAHON No. 4 Pearl Street, COUNCIL BLUFFS.

H. E. SEAMAN. Special Sale for Thirty Days

COMMENCING Saturday, August 25, To reduce our stock and make room for a large stock of

FALL AND HOLIDAY GOODS We offer at reduced prices our stock of

Toys, Stationery, Miscellaneous Books PHOTOGRAPH AND AUTOGRAPH ALBUMS,

Pocket Books, Purses & Ladies' Arm Bags FANCY GOODS,

Steel Engravings and Other Pictures--Cabinet Photograph Frames, Parlor Easels.

Fire Screen Frames, WALL POCKETS AND BRACKETS,

WAGONS, DOLL BUGGIES AND SHOO FLYS, Dolls, WILLOW WARE,

Consisting of all kind of Baskets--Clothes Baskets and Hampers.

ALSO A LARGE ASSORTMENT OF OTHER GOODS. will Pay You to Call and Look at Our Bargains.

H. E. SEAMAN, 405 Broadway, COUNCIL BLUFFS, IOWA