SATURDAY, JANUARY 14th, 1888.

There will be a meeting of Lincoln County Renot come, send a proxy. J. I. MESBITT, Chairman

OUR JAIL BONDS GOOD. one especially in which this county has considerable interest. It will bonds for court houses, and some the argument. case was immediately made up and submitted on stipulation. Follow-

division of section 25 of chapter 18 275. of the compiled statues of 1885. Held, that the amendment related

ing is a syllabus of the opinion:

atory act, division two of section 25 ollowed against a county, in a case chapter 18, yet, being in fact a section, it is not in conflict with section, it is the duty of such board tion 11 article III of the constitu- to include the same in its estimates insure against loss or damage by

constitutional and void unless it is may be compelled by mandamus to clearly so, and where an amendment perform its duty. is distinctly pointed out that there is no difficulty in ascertaining to what chapter it was intended to apply, and it is germane to the title of e act amended, ordinarily it will sustained.

A NEW LEASE OF LIFE.

Full Opinion of the Court. Saturday last the Supreme handed down notion for a new trial in th erson Long case.

Below is the opinion in full; Long vs. State. Error from Lin-coln county. Judgment reversed, motion for new trial sustained, and In this map Beatrice, Lincoln,

the presence of the accused are inadmissable in any form in a prosecution against a person charged with the offense of aiding and abeting such third party in the commission of a murder, yet it is competent to prove the statements of the accused made against his own. of the accused made against his own interest, in a conversation in which may be given in evidence.

had ever been convicted of a felony and sentenced to prison. He answered that he had been convicted of the crime of forgery by the ed of the crime of the crim district court of Arapahoe county, Colorado, and that he served a part of the term for which he was sentenced when he was pardoned by the governor of that state. The the defense the record of the con- they are entitled to discharge. which objection being made, it was Harlan dissented. excluded. Held, no error, or if erroneous, it was without prejudice, the fact having been already unquestionably established.

3. Impeachment is an attack upon the present credibility of a witness; and an impeaching witness elegant and indicate much comfort. who testifies that he knows the general reputation of the person attacked for truth and veracity, will not be excluded from giving testimony as to such reputation at the mony as to such reputation at the time of the trial and permitted only to testify to the reputation of the witness at a prior time. The true question is what is his reputation at the time he testifies.

murder to have been committed with "a bludgeon." The testimony left it in doubt as to whether death be pleased to publish them was produced by a blow with a bolt or a club. The court instructed the

must not go outside of the evidence. Hence, an instruction that the evidence "includes not only the sworn testimony of the witnesses who have testified, but all the circumstances surrounding the tragedy" was er-

6. While it is doubtless advisable and perhaps better to use the statupublican Central Committee held at my office in North Platte, January 21st, 1888, at 2 o'clock p. in an instruction, yet, where words m. It is desired to have every precinct in the county represented, as business of importance will be acted upon. If the committeeman canmeaning and import, and which cannot be misconstrued by the jury, the instruction may not thereby be rendered erroneous.

7. It is the duty of a trial court At the opening of the January to submit to the jury by way of term of the supreme court a large proper instructions such principles number of decisions were rendered, of law as may be applicable to the has considerable interest. It will should be applied to witnesses who day evening by Past Master Workbe borne in mind that last summer are interested in the result, or whose man John Hawley, Representative bonds were voted to build a jail, the testimony should be weighed with of the Grand Lodge of Nebraska: authority to issue such bonds being special care or caution, as accom- Past Master Workman, G. T. Snelderived from the session laws of plices; but it is not proper to discuss ling; Master Workman, J. D. the policy of using such witnessess. Jackson; Foreman, Henry Shuff; 1887. Several counties also voted This should be left to counsel in Overseer, Patrick Walsh; Recorder,

of them had been registered. The 8. The jury alone are the judges Receiver, John McCabe: Guide, question of the constitutionality of of the weight of testimony. There- Sylvester Friend; I. W., James E. of the law having been raised, Audi- fore, an instruction that "evidence Grace; O. W., Robert Treacy; of good character is entitled to great Trustee for three years, Chas. S. tor Babcock declined to register any weight where the evidence against Clinton. more of this class of bonds, the the accused is weak or doubtful, but court house bonds of Logan county is entitled to very little weight when being the ones refused. A friendly the proof is strong" was held to be

9. Instructions examined together and found erroneous. 10. In the absence of evidence to

1. An ect to amend section 25 of the contrary, the law presumes chapter 18 of the compiled statutes every one innocent. And this legal of 1885 was passed and approved presumption of innocence is a mat-March 30, 1887, to take effect from ter of evidence to the benefit of date. and on the succeeding day an which the party accused is entitled. act was passed to amend the second Garrison vs. The People, 6 Neb.

A POINT that has been overlooked to the section 25 as named on March | generally by county commissioners in making estimate of expenses was 2. The word "section" when re- passed upon by the supreme court

of the taxes to be levied for the en-3. An act will not be declared un- suing year, and if it fails to do so it

The Only Case on Record. tailed by the Sportsman to write up reduction on frame buildings within fixed at \$3 50. the Kilrain-Smith fight, has been the water limits.

found near Bologna. Marks on the body indicate that he was murdered iness has been pro-

Hastings gets left again. In the which is regarded as standard

cause remanded for further proceed- Omana, and all of the towns of any importance in the state appear in 1. While the confessions or state-full relief, but the scholar may hunt ments of a third party not made in in vain to find Hastings. In the

WASHINGTON, Jan. 9 .-- A decishe is informed that a confession has ion was rendered by the supreme been made by such third party, he court of the United States today in being the principal indicted with the habeas corpus case of the mayor the accused, but not in custody, and and city council of Lincoln, Neb., in such case the whole conversation who are now in the custody of the between the witness and accused United States marshal there for contempt of the order of the United A witness was called and ex- States circuit court. This court in the production of the most abominamined by the prosecution. On his a long opinion by Justice Gray, cross examination was asked if he holds that the United States circuit conviction was also proven by other and were beyond its jurisdiction and testimony to which the prosecution were null and void. The retention made no objection, the fact being of the mayor and city council of virtually admitted. On the part of Lincoln in custody is illegal and viction was offered in evidence, to Chief Justice Waite and Justice

ADDITIONAL LOCAL

he time he testifies.

The St. Patricks Literary Society meets every Thursday evening at St.

The indictment charged the nurder to have been committed discussed are instructive, and they are handled in an able manner. If the sec-

-- Owing to the engagement of the opera house, it is not known at jury that if death was produced from the opera nouse, it is not known at this writing when the next dance a bludgeon, bolt or club, it would of the Apollo Club will be held. If

those most directly interested desire the deceased. them published, some pains at least should be taken to hand in correct the adoption of the resolutions, and names and dates.

-The five-year-old son of Mr. and Mrs. A. C. Jones was interred at the cemetry Thursday afternoon, the funeral services being held at the Baptist chuch, Revs. Martin and Stump officiating, The bereaved parents have the sympathy of many

-The following officers of Tate case on trial, as it appears from the Lodge No. 64, A. O. U. W. for the evidence; and also such principle as | year 1888, were installed last Mon-C. P. Dick; Financier, N. Klein;

> Cozad, dated Jan. 9th, appeared in and said road declared a public highthe Omaha Bee on the 9th inst: way and surveyor directed to per-Last Thursday evening a farmer petuate existing corners. named Houts, living about eight miles south of here, left home to go to a neighbors. The weather was party was formed and his frozen body was found lying on the prairie a short distance from home. Tracks in the snow show that he had been wandering around in a circle, and cinct is reconsidered and bond disapwandering around in a circle, and cinct is the probabilities are that he became proved. benumbed and sank to the ground The county attorney reported that the from sheer exhaustion " from sheer exhaustion.'

-It was supposed there would be hand to pay for the same. an advance of insurance rates on damage from water, which cuts quite a figure where they have water works. Here is an anomaly. We fire; water prevents fire, but if you use it, you must pay additional insurance to cover the damage caused thereby. Thus far, however, the North Platte No. 3. companies have not advanced rates, and patrons are not anxious that The body of Archie McNill, the they should. When the readjust- trict No. 25. missing correspondent who was de- ment is made, there will likely be a Per diem of county superintendent

-- In spite of cold weather, bus-for the money which he was known lawyers this week, the County Court strength of a telegram from a justice of the peace at Curtis. Mr.
Leon immediately applied for a write of habeas corpus, and the proceedings were prolonged through Thursday and the proceedings were prolonged through the proceedings were provided through the proceedings day and yesterday. A second telegram from the justice stated that a warrant had been issued, and it arrived about noon yesterday. The charge is for obtaining money by false pretence. A motion was then made to admit the accused to bail at this place. Messrs. Nesbitt and Grimes appear for the prosecution

-The reliable and ever truthful weather prophet who semi-occasion-ally furnishes reports for THE TRI-BUNE, during the early part of the week made arrangements for a fine spell of weather to be furnished for the coming two weeks. The first installment of three days came to hand all right, but for some reason on Thursday the combination failed to work satisfactorily, resulting in able stuff imaginable. Too many etire from the business in disgust. -The following are the officers

of Stephen A. Douglas Post installed Saturday by acting mustering officer J. W. Bixler: Sen. Vice Commander, J. D. Jackson; Junior Vice, P. Walsh; Quartermaster Geo. Nauman: Officer of the Day, J. E. Evans; Surgeon, G. A. Hess; Chap-lain, Jas. M. Ray; Quartermaster Sergt., Wm. Emerson. The commander elect not being present, his installation, together with Adjutant and Sergt. Major, was postponed until a future time. After this work was finished, the Post held a memorial service in accordance with the ritual, to commemorate the memory of lately deceased Comrade Laubenheimer. The committee appointed for that purpose reported the following resolutions. In the death of Comrade Jacob Laubenheimer, this post has lost one of its most loyal and true members, therefore be it Resolved, That the post hall

shall be draped in mourning for thirty days. That we extend to his bereaved wife and son the assurance that his

Comrade James M. Ray moved spoke very feelingly on the subject. A. H. Church, T. C. Patterson, H. D. Rhea and J. W. Bixler each, in seconding the motion, made appropriate remarks. The resolutions

were unanimously adopted.

COMMISSIONERS PROCEEDINGS. The road petitioned for by W. C. Ritner and others commencing at -Demand for local advertising section corner between sections space has cut down our reading 8, 17, and 18, 14-30, thence west on matter columns this week. Plenty section line to North bank of of advertising matter is essential to North Platte river, thence westerly the proprietors and beneficial to along river bank to the west line of section 2. 14-31, thence north on section line between sections 2 and 3, 14-31, and 34 and 35, 15-31, to intersect county road No. 11, having been viewed, advertised and appraised according to law, is hereby declared a public highway, and that damages be awarded to Lester Walker for \$365; Mary A. McDonald, \$345; and to John Mehlop, \$75; the same as awarded by the commissioners appointed to assess said damages.

The petition of Sampson, Yeamons and others for a road on section line commencing at southwest corner section *28, 18-29, running thenee north on section line 1 mile The following dispatch from to intersect county road, granted

adjournment. Present James Belton, very cold and stormy and it is sur- Lester Walker and J. L. McAllister, mised he lost his way. A searching commissioners, and J. E. Evans, county Official bonds of D. C. Lord, Sunshine,

and S. P. Campbell, constable, Morrow,

a vault for the treasurer without funds on Commenced settlement with county reasurer Grady.

Full board and county clerk present. The board engaged in working on treas-

January 10, 88. Full board and county clerk present. Bond of J.M. Kinter, overseer Osgood precinct, approved.

Wm. Ware is appointed justice and assessor of O'Fallon precinct. Wm. Baskins is apppinted assessor for

Bonds approved—R H. Hill, constable, Deer Creek, Jno M. Young, constable, Medicine, and M. Reynolds, overseer dis-

ESTIMATE OF EXPENSES. OFFICE OF COUNTY CLERK, & NORTH PLATTE, Neb, Jan. 10, '88.) edness as evidenced by bonds,

LESTER WALKER, Com'rs. J. L. MCALISTER, Attest: J. E. Evans, County Clerk. WELLFLEET.

One of our German settlers skiped the country on account of vioand Church & Bixler are for the lating the law by trading and selling mortgaged property. It is too bad for a young man to disgrace himself in this way. By his con-

this winter, but is better at present. But the man who could go through as much hardship and exposure as did Mr. Labille during the war and not suffer from it afterwards would be an exceptional man.

D. W. Besack and N. A. Davis of cooks spoil the broth, and we be- North Platte were here again Sat-

of popping the question. Don't be backward girls even if you are somewhat tender hearted. A faint heart never won a fair lady.

be now due the sum of \$67.50: Default having been made in the condition of said mortgage and no suit or other proceeding at law having been instituted to recover said debt or any part thereof, therefore we will sell the property therein described, viz:

J. A. Davis' new building will be dedicated by a grand hop. There will be plenty room and a pleasant time and a large attendance is ex-W. C Elder is a high muldoon at

present, holding the offices of both constable and justice of the peace. There is considerable "kicking" about this mode of doing business and some one will probably expose

I understand there are several families in North Platte who have taken claims in this neighborhood and will move on them in the spring. We will be glad to welcome them if they are good citizens and I presume they are. We have had rather hard weather

on stock, the snow on the ground preventing cattle from getting feed. Stock looks well, notwithstanding.
M. W. Davis made a trip to North Platte Wednesday and returned Thursday.

Renews Her Youth. a bludgeon, bolt or club, it would be sufficient as to the manner of producing death. Such instruction was held correct.

5. In criminal prosecutions the jury must be satisfied of the defendant's guilt beyond a reasonable fendant's guilt beyond a reasonable doubt from the evidence. They

Apportionment of School Money. Below is the semi-annual apportion-ment of school moneys as made by County Amount from State fund

Amount from fines fund.....

No. of Districts.	No. of Children	Amount.
1 2 8 4 5 6 7	705	608 60 41 30 43 00 33 70 70 C5 40 50 37 10
8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	34 36 25 68 33 29 18 38 47 13 50 53 74 37 21 17 23 36 16 29 38 39 29 25 14 24 23 13 21 21 23 36 38 39 39 39 39 30 30 30 30 30 30 30 30 30 30	43 00 38 70 70 C5 40 50 37 10 27 80 44 70 52 30 23 55 54 85 57 40 75 15 43 85 30 35 26 95 32 00 43 00 26 10 37 10 44 70 45 55 37 10 38 70 24 40 32 90 33 60 30 30 45 55 41 30
17 18 19 20 21 22 23 24	17 23 36 16 29 38 39 29	26 95 32 00 43 00 26 10 37 10 44 70 45 55 37 10
25 26 27 28 29 30 31 32 33	25 14 24 23 13 21 39 34	24 40 32 90 32 90 32 00 23 60 30 30 45 55 41 30 35 30
34 35 36 37 38 39 40	15 37 16 10 10 48 21	25 25 43 85 26 10 21 05 21 05 53 15 30 30
41 44 45 46 50	39 16 25 21 21 Worth Kn	45 55 26 10 33 70 30 35 30 35

Mr. W. H. Morgan, merchant, Lake City, Fla. was taken with a severe cold, attended with distressing Cough and running into Consump tion in its first stages. He tried many so-called popular cough remedies and steadily grew worse. Was reduced in flesh, had difficulty in breathing and was unable to sleep. Finally tried Dr King's New Discovery for Consumption and can show so grand a record of cures, as Dr. King's New Discovery for Consumption. Guaranteed to do just what is claimed for it.-Trial bottle free at A. F. Streitz's Drug Store.

Notice is hereby given that by virtue of a chattel mortgage given by Lois Frese to H. L. Goold, dated the 18th day of April, 1887, and filed in the office of the County Clerk of Lincoln County, Neb.,

No. of Districts.	No. of Children	Amount.	
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 38 38 38 38 38 38 38 38 38 38 38 38	705 34 36 25 68 33 29 18 38 47 13 50 53 74 37 21 17 23 36 16 29 38 39 29 25 14 24 23 13 21 39 16 29 34 27 15 37 16 10 10 10 10 10 10 10 10 10 10 10 10 10	608 60 41 30 43 00 33 70 70 C5 40 50 37 10 27 80 44 70 52 30 23 55 54 85 57 40 75 15 43 85 30 35 26 95 32 00 43 00 26 10 37 10 44 70 45 55 37 10 33 70 24 40 32 90 32 40 32 90 33 55 41 30 35 30 45 55 41 30 35 30 45 55 41 30 35 30 45 55 41 30 35 30 36 10 37 10 38 70 38 70 38 70 38 70 38 70 38 70 38 70 38 70 39 70 30 70 31 70 32 70 33 70 34 85 35 30 36 10 37 10 38 55 40 30 30 30 45 55 41 30 35 30 36 10 37 10 38 70 38 70 3	

found immediate relief, and after using about a half dozen bottles found himself well and has

Absolutely Pure.

himself in this way. By his conduct, this young man loses a good homestead and a timber claim.

Our friend J. T. Labille has suffered very much from rheumatism

This powder never varies. A marvel of purity strength and wholesomeness. More economica than the ordinary kinds, and cannot be sold in competition with the multitude of low test, short weight alum or phosphate powders. Sold only in cans. ROYAL BAKING POWDER CO., 106 Wall Street, New York

Notice to Teachers.

Notice is hereby given that I will examine all persons who may desire to offer themselves as candidates for teachers of the common schools of this county on the THIRD TUESDAY of every R. H. LANGFORD.

CHATTEL MORTGAGE NOTICE OF

in described, viz:

The part of Osborne Combined No. 6 Mower and Reaper which is necessary for mowing.

One Daisy Rake and four horses, to-wit: One dark bay named Frank, two red roan horses with white faces, one named Charles, also one sorrel horse seven years old, at public auction, to the highest bidder for cash, at Besack's livery stable, in the city of North Platte, in Lincoln county, Nebraska, on the 4th day of February, 1888, at 2 o'clock p. m. of said day.

Dated North Platte, Neb., Jan. 11, 1887.

D. M. Osborne & Co.,

By Hinman & Grimes,

their Attorneys.

Notice of Chattel Mortgage Sale.

Notice is hereby given that by virtue of a chattel mortgage dated May 21st, 1887, and duly filed and recorded in the county clerk's office of Lincoln county. Nebraska, on the 27th day of May, 1887, and executed by Ludwig Frese to Otterstedt, Hershey & Co. to secure the payment of the sum of \$70.00 and upon which there is now due the sum of \$70.00 and upon which there is now due the sum of \$70.00 and upon which there is now due the sum of \$70.00 and upon which there is now and efault having been made in payment of said sum and no suit or other proceedings at law having been instituted to recover said debt or any part thereof, therefore we will sell the property therein described, viz:

One new 3¼ inch Whitewater wagon and one four year old sorrel horse, at public anction, to the highest bidder for cash, at the livery stable of D. W. Besack, in the city of North Platte, Lincoln county, Nebraska, on the 4th day of February, 1888, at 2 o'clock p. m. of said day.

Dated North Platte, Neb., Jan. 11, 1888.

HERSHEY & Co. Notice of Chattel Mortgage Sale.

John Mehlhope will take notice, that on the 30th day of Dec. 1887, Geo. I'. Snelling, county court judge of Lincoln county, Nebraska, issued an order of attachment for the sum of \$10.35 in an action pending before him, wherein J. C. Federhoof is plaintiff and John Mehlhope is defendant, that property consisting of one saddle and one hay rack has been attached under said order. Said cause was continued to Feb. 6, 1888, at 1 o'clock D. M. J. C. FEDERHOOF. NOTICE OF ATTACHMENT. J. C. FEDERHOOF.

NOTICE OF SALE UNDER CHAT- to recover said debt, or any County Clerk of Lincoln County, Neb., on the 25th day of April, 1887, to secure One fourth, 565.64, divided among 45 the payment of one certain promissory note of even date therewith for the sum of ninety dollars (\$90) payable January 1st, 1888, with ten per cent interest per annum, upon which there is now due the sum of \$96.55: Default having been made in the payment of said sum, and no suit or other proceedings at law having been instituted to recover said debt or part thereof, therefore I will sell the property described in said mortgage, viz:

One brown horse about seven years old,

One brown horse about seven years old, One sorrel horse pony, branded, white star in forehead,

At public sale, at the Besack Livery Stable in the City of North Platte, Neb., on Saturday, the 4th day of February, 1888, at 2 o'clock p. m., to pay the above sum, together with costs and accruing costs.

Dated this 10th day of January, 1838. H. L. GOOLD,

By D. W. BESACK,

NOTICE OF SALE UNDER CHAT-TEL MORTGAGE. Notice is hereby given that by virtue of a chattel mortgage dated on the 20th day of August, 1887, and duly filed in the office of the County Clerk of Lincoln County, Nebraska, on the 23d day of August, 1887, executed by Lois Frese to the State Loan and Trust Company, of Keith County, Nebraska, to secure the payment of the sum of one hundred dollars (\$100) with interest at ten per cent per annum, the amount now due being cessive weeks prior to said day of hearing.

on the 4th day of February, 1866, at two o'clock p. m. of said day, viz:

One brown mare about six ye One brown horse about eight One bay pony about eight ; white face and white less. Dated this 10th day of January, 16 STATE LOAN & TRUST CO.

By D. W. BERAC

NOTICE OF HEARING.

ATE OF NEBRASKA, | 88 Lincoln County. Ss
At a County Court, held at the County
Court room, in and for said county, on
the 9th day of January, A. D. 1888. Present, Joseph J. O'Rourke, County

In the matter of the estate of Fischer, deceased On reading and filing the petition of Joseph Hershey praying that administration of said estate may be granted to John Holman as administra Ordered, That January 20th 1888, at 2 o'clock p. m., is hearing said petition, when all persons interested in said matter may appear at a

per annum, the amount now due being \$104.17: Default having been made in payment of said sum, and no suit or other

J. J. O'ROUBEE, proceeding at law having been instituted [L. s.]

P. H. McEVOY

Keith's Commercial Block,

NORTH PLATTE NEBRASKA.

L. STRICKLER, The Front Street Hardware and Furniture Dealer.

will have a special announcement to make next week. In the meantime everything in his line will be sold at astonishingly low prices. Call and

No. 3496.

FIRST NATIONAL BANK, North Platte, - Neb.

Authorized Capital, \$200,000. Paid in Capital, \$50,000. Banking In All Its Branches Transacted

Sell Bills of Exchange Direct on Great Britain and Ireland, Switzerland, France, Belgium, Holland, Norway, Sweden, Denmark. Italy, Russia, Spain, Portugal, Germany and Austria. INTEREST PAID ON TIME DEPOSITS.

CORRESPONDENCE SOLICITED.

PUBLIC SALE OF IMPORTED CLYDESDALE STALLIONS AND MARES. AT RAWLING'S BARN.

LINCOLN, NEBRASKA, FEBRUARY 1st. 1888. At which time and place I will sell to the highest bidder about eighteen head of choice bred and grandly formed mares and stallions, all imported from Scotland in August, every animal warranted to be a breeder. The stallions, some ten in number, range in ages from three to six years; their an cestors will be recognized by breeders as being some of the most noted animals recorded in the TERMS OF SALE-15 months for bankable paper though longer time will be given when desired

if application is made before sale. For catalogues apply to F. M. Woods, Lincoln, after Jan. 5, 1988 N. T. PARKER, Simcoe, Ont., Importer and Breeder.

THE PATTERSON WAGON SHOP

Has always on hand new and second-hand Lumber and Spring Wagons, Buckboards and Buggies. Plows, Harrows and all kinds of Agricultural Implements.

J. PATTERSON, NORTH PLATTE, NES.