

A LETTER FROM MANILA

Member of the Thirty-ninth Tells About the Trip.

Boys all Well and Anxious for a Fight—Attorney General Smyth Makes Arguments On Behalf of the State in the Habeas Corpus Case of Corporal Fair and Private Jockins.

Bert Bussler, one of the Plattsburgh boys who is in Company C, Thirty-ninth Infantry, now in the Philippines, has written a letter to a friend in this city. Following are a number of extracts taken from the letter:

"I am in the best of health and have had a nice trip. We have been on the transp. to Pennsylvania for thirty-five days, and it begins to feel like home aboard. Our regiment left Honolulu on November 17. At 10 o'clock in the morning on December 1 we passed within two miles of a live volcano, and it was a grand sight to see the fire and smoke shooting out of the top."

"Yesterday (December 6) we sighted the Philippines and are now anchored in the bay—the probabilities being that we will not be able to go ashore for several days. This is a trip we can never regret; if we are among the unlucky ones and get killed, we will never know anything about it, while, on the other hand, if we come back all right we will be glad that we made the trip. We don't feel the least bit afraid, and are continually singing such songs as 'Break the News to Mother,' 'My Sweet Heart Went Down with the Maine' and 'Just as the Sun Went Down.'

"There is not a day passes but that my mind wanders back to old Plattsburgh, and I think of my friends there. * * * We are no longer the boys in blue, but the boys in yellow, having drawn 'kawka' uniforms the other day."

Attorney General's Arguments.

The arguments in the habeas corpus case of Corporal Fair and Private Jockins were continued yesterday in federal court at Lincoln. Attorney General Smyth on behalf of the state, made the principal speech. Mr. Smyth argued along the line that if there was a federal law governing the matters in controversy, the defendants did not act within it. Mr. Smyth laid considerable stress upon the point that when the shooting was done, the two prisoners were not sentinels whose acts are covered in the guard rules. Morgan had escaped and was shot in cold blood four miles from the fort. Considerable time was spent in accordance with wish of Judge Munger in defining "escape" and "escaping". It was held that when Morgan had gotten beyond the range of the guns of the sentry, he was an escaped prisoner. The only justification of the act was that the order of the sergeant to Corporal Fair was legal. It was argued that the superior muscular force of the two soldiers was not put into effect to capture Morgan before shooting was resorted to. The fact that identification of the man shot was not entirely complete when the order was given was commented upon. After the death, there was no coroner's jury and none of the usual things that accompany a death of that nature.

Attorney General Smyth said that article 59 of the guard manual had committed to the state authorities the investigation of offenses by soldiers off the military reservation. Mr. Smyth said there was no army regulation giving the army the right to pursue and arrest a deserter after escape. The claim that Corporal Fair tried to find a civil officer was ridiculed.

The opportunity for reply was given to District Attorney Summers. No decision is expected for a short time as the case involves important points on which a number of legal cases have been cited.

CEDAR CREEK HAPPENINGS.

Miss Nina Clark is on the sick list. Joe Kurzmann was transacting business at Plattsburgh Tuesday.

Ed Oberg, a former employee of Joe Kunzmann, was a visitor here Thursday.

Mrs. Geo. Hollenbeck departed for Raymond Neb. last Friday to visit her mother.

Geo. Frey of Scribner, was attending the Miller-Frey wedding here Thursday.

Mrs. Clara Dowden and Mrs. Nellie Hooper of Lincoln, spent Friday with friends at this place.

T. E. Williams has gone to Oklahoma with the intention of locating there if the country suits him.

C. E. Meiziger, who is attending the Plattsburgh High school came home Thursday evening to remain over Sunday.

Geo. Osborne was at Elmwood last week to visit his brother who has been sick for a long time. George says his brother is much improved and will recover.

Mrs. Chris Stoehr was suddenly taken ill last Tuesday and for a short time it was thought that she would not recover. At present writing she is much improved.

Willie Hild had the misfortune to be thrown from his horse while coming into town last Friday night. Before reaching ground his horse kicked him in the face, inflicting quite a cut. It required several stitches to patch him up before he could go home.

Married—Thursday, January 18th at 10 o'clock a.m. at the Catholic church Mr. Theodore Miller of South Omaha to Miss Bertha Frey of this place. The groom has a good position with the B. & M. at South Omaha and has many friends at this place. The bride has grown up in this neighborhood and her friends are numbered by her acquaintances.

BRIEFLY TOLD.

January Clearing Sale of K. Gloves at Herold's—\$1.50, \$1.75 and \$2 gloves; your choice, 98c, \$1 and \$1.25.

J. H. Becker left last evening for Peoria, Ill., where he goes for a visit of several weeks with relatives and old friends.

George L Farley of THE NEWS attended the meeting of the republican county central committee at Weeping Water today.

January Clearing Sale of Underwear, Blankets and Flannels at Wm. Herold & Son's—20 per cent discount on all goods in this department.

Call on Attorney T S Becker for insurance in oldiae companies. Collections given prompt attention. Notary public, Anheuser-Busch block, Fourth and Main streets.

J. H. Moore, general agent in Nebraska and western Iowa for the Home Life Insurance company of New York, was in town today in the interests of his company.

Mrs. R. J. Way has purchased five acres of land over near Glenwood, and the family expects to move to that place in the near future. The consideration for the property was \$60 per acre.

The members of the Presbyterian society of Christian Endeavorers and Epworth League will hold a union session with the Christian Endeavor society at the Christian church Sunday, January 21, at 6.15 p.m.

W. H. Freese has been appointed general agent for Cass county for the "Life and Work of Dwight L. Moody," and will be glad to show the work to any who may wish to purchase a copy of this valuable book. Nebraska telephone No. 159.

Mrs. Jacob Vallery entertained the members of the Fraeuerlein and their invited guests very pleasantly yesterday afternoon from 2 until 6 o'clock. A pleasant social afternoon was spent and an elegant tea served at 5 o'clock to about thirty-five guests.

There was a report in circulation today that the Boers had captured Ludysmith and that in the struggle General Sir Charles Warren had been killed. However, no confirmation of this report could be obtained in Omaha and little credence is given as follows:

KAHOKA, Mo., Dec. 28, 1899.—To City Marshal: Arrest and hold in custody Dr. Charles E. Blair, magnetic healer, for forgery and embezzlement. Answer immediately.

J. F. KELLY, Sheriff.

Per. BEN SMITH, Prosecuting Attorney.

At once, upon receipt of this letter, Marshal Slater located Blair and, instead of placing him under arrest, he telephoned the prosecuting attorney at Kahoka that he had Blair located and awaited further instructions. The following day J. F. Kelly, the sheriff, telephoned the marshal as follows:

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J. F. KELLY, Sheriff.

Having secured grounds upon which to hold his man, Marshal Slater at once placed Blair under arrest. This worthy protested vigorously against going to jail, and it was finally decided by the Marshal to allow him to remain at the hotel under the custody of Officer Fitzpatrick, as a mere accommodation to Blair. He was permitted to retain his liberty, except that the officer accompanied him wherever he went. The Clark officer found it impossible to get him when he intended and on the 29th he telephoned Marshal Slater as follows:

KAHOKA, Mo., Dec. 29, 1899.—To City Marshal: Will arrive at Plattsburgh tomorrow morning, at 7:40.

JNO F. KELLY, Sheriff.

The next morning he arrived, as per his telegram, and took Blair back with him.

So far as Marshal Slater is concerned the matter ended there. He acted upon the description and charges preferred against Blair as he should have done. It would hardly seem that the Marshal, in the exercise of his duties, could have done little else than he did. If he was not authorized to arrest a man upon charges so serious as the foregoing, set out especially when there was no reasonable doubt as to the man's identity, then it would be possible for criminals to walk the streets in perfect security, regardless of the officers and the law.

It is improbable that the young man's father will do anything with his threatened prosecution of the marshal and his bondsman. A case cannot be made out against them, as no damages were inflicted upon Blair and he never entered the jail, but was permitted to stay at the hotel, although under surveillance. Blair, sr., is evidently a great big bluffer.

INFORMATION AND OPINION.

In Pennsylvania a new telephone transmitter has been devised and is being manufactured. It is so constructed that the outer casing and mouthpieces may be removed for the purpose of cleaning without disturbing the diaphragm and carbon parts in an inner casing independent of the outer shell. The diaphragm is held in place by a threaded ring which screws in the inner casing. It is, therefore, independent of the adjustment of the mouthpiece or any other condition of the outer casing. The manufacturer adjusts the instrument, and no subsequent adjustment is needed.

In New York a doctor has sent a letter to the park board proposing a system of signals in the park, which will do away with much of the uncertainty regarding runaways. He suggested that at the reservoirs there be stationed alarm bells, which will ring under certain conditions, and that they be electrically equipped and connected with various stations along the different roads. At each station will be detailed a saddle horse and rider, probably from the police department, and as soon as the bell rings the horse will be released, somewhat as with the system in vogue in the fire department. Those in carriages and horseback riders will then be warned by the ringing of bells at the different stations, so that they can get out of the way of danger.

To Cure a Cold In One Day Take Laxative Broma Quinine Tablets. All druggists refund the money if it fails to cure. E. W. Grove's signature is on each box.

ATTORNEY R. B. WINDHAM went up to Omaha this morning on legal business.

H. C. McMaken, accompanied by his two little grandchildren, were passengers this morning for Omaha.

Kearn Fogarty and wife of Havelock came in this morning for a short visit with relatives and friends in this city.

John A. Clements, editor of the Elmwood Leader-Echo, was in the city today and made THE NEWS a welcome call.

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A STATEMENT OF FACTS

Chief Slater Gives His Reasons For Arresting Prof. Blair.

Reproduces the Telegrams Which He Received From the Missouri Sheriff—One of the Messages Asked the Marshal to Arrest and Hold Blair—Other Local News.

In yesterday's NEWS there appeared an article stating that the father of Professor Blair, the magnetic healer, was in the city, intent upon securing facts which would warrant him in suing Marshal Slater and his bondsman for false imprisonment. The facts, so far as the marshal is concerned, appear to be about sufficient to warrant that officer in arresting Blair, as he was wanted in Missouri to answer to a very serious charge.

Roadmaster O'Donnell of the Burlington stopped off between trains to-day, enroute to Lincoln.

A special from Chicago says: "P. S. Eustis, general passenger agent of the Chicago, Burlington & Quincy, was today elected chairman of the executive committee of the Western Passenger association, in place of James Charlton, who has resigned on account of having severed his connection with the Chicago & Alton."

THE WILLARD HALL.

A recent issue of the Chicago Times Herald stated that there had been a change in the policy that is to govern the Willard Hall; that a cigar stand was to be placed in the building, etc., claiming that the W. C. T. U. had not kept its promises as to what should be permitted to go into the building. But Nebraska's state president, Mrs. S. M. Walker, writes from Chicago that the press has misrepresented things. THE NEWS takes the following from her letter:

"You will doubtless be surprised to receive my letter dated from this point. The general officers' meeting for January 3d and 4th was called, so I could attend the temple trustees meeting the 4th and 5th. I arrived in time to attend the W. T. P. A. meeting and represent the stock of Nebraska in voting for directors.

The temple trustees had two meetings. You have doubtless seen the reports given through the press. I never read such absolutely false reports as were given of these meetings.

Reports of conferences that had never been held and conclusions that were never reached were given.

Marshall Field generously extends his offer another year in response to the request of Mrs. Matilda B. Carse, to return the temple trust bonds. Her health is much improved and she will personally undertake to raise a list of 1,000 pledges by 100 individuals. Miss Helen Gould heads this list and other names have already been added. There was no discord, no lateness, no repudiation, no thought, no talk of abandoning the effort undertaken to save the temple or the honor of the W. C. T. U.

We distinctly understand what has been given out that the national organization, as such, has abandoned the effort, but that does not hinder the individuals who desire to do this from doing all they can. I shall have a plan for our workers in Nebraska that I think will meet with general cooperation. It is a well known fact that it is also going to be doubly hard that confidence be restored, with all the misleading statements to counteract, with the general idea that has been going out that the "temple interests" have passed out of our hands entirely, but we have only to go to work.

Tell the truth and facts to our neighbors, gather up the "fragments," rumors and prejudice by correct statements and we shall save the temple as a memorial to F.ances E. Willard."

MURDOCK ITEMS.

Dr. M. M. Butler of Weeping Water was in town Tuesday on business.

William Lefler passed through the city Wednesday enroute to Sarpy county.

Mrs. S. T. Towle of Sterling came up to spend a few days with friends and relatives.

Miss Olga Neitzel has gone to Cedar Bluffs to visit her aunt and will be gone several weeks.

Messrs. Rikli and Neitzel have returned from their Milford outing and report a pleasant time.

Louis Thimigan is on a prospecting tour in Omaha, looking for employment in an implement house.

A. W. Andrews has secured work in the Burlington shops at Plattsburgh and will probably move his family to that place.

Mrs. A. J. Tool made a flying trip to Lincoln last Saturday to see her sister who has accepted a fine position in the university, commencing next Monday.

Al Bauer of Wabash will hold a sale at his place on February 16, preparatory to leaving the farm. He will engage in the saloon business in a small place north of Lincoln.

The supper given by the Ladies' Aid society Wednesday evening at Newell's restaurant was a success both socially and financially and the result was a neat amount for the pastor's salary.

Mrs. B. Rha Goehry and Mrs. S. T. Tool attended the wedding of County Superintendent Smith to Miss Fannie Goodale at Weeping Water last Wednesday. Miss Goodale was a former resident here, where she has a host of friends who join in extending congratulations.

Sam Cox received word on Tuesday that his son, Fred, was taken sick at Omaha, where he is attending school, and the same day learned that his son, Roy, was taken with the grippe in Elmwood. Mrs. Cox is at his bed side. It is to be hoped that neither of the attacks may turn out to be serious.

AVOCADO ITEMS.

C. Bogard is visiting his aged mother, in Iowa.

Adolph Weiler of Dunbar was on our streets Monday.

Guss Buss has a newspaper in his possession 100 years old.

Mrs. J. B. Carter is laid up with rheumatism at her home.

D. Steffens and E. Nutzman drove to Manley one day last week.

Otto Brooks and William Smoots returned last Monday from Oklahoma,

RAILROAD NOTES AND PERSONALS

Bert Dugan began working in the B. & M. coach shop this morning.

Several members of the Omaha Passenger association, which meets on the fifth floor of the United States Bank building in that city, had a narrow escape from death yesterday. An elevator is used to carry passengers to the top floors and a new elevator boy was being "broken in" at the time the party of passengers was ready for the descent. After leaving the fourth floor the new boy, "cut her loose" and the car shot down with a rapidity that took the bath of every occupant of the car. Fortunately, no one was killed, but they were all more or less bruised.

John Tromble last week had the misfortune to be in a tree fall on him, breaking one of his legs.

Misses Mabel Johnson and Bird Jamison of Weeping Water were the guests of Miss Mabel Peckham Sunday.

George Reemer and Miss Rose Schneider took and overland train to Nebraska City Monday, where they were united in marriage. John Rubge and Miss May Ogden accompanied them to witness the affair. The young couple is well and favorably known here and are to be congratulated.

On Top...

When it comes to a question of young men's suits in ages from 14 to 20 years. All the new nobby styles in single and double breasted vests.

..PRICES..

AT THE BOTTOM.



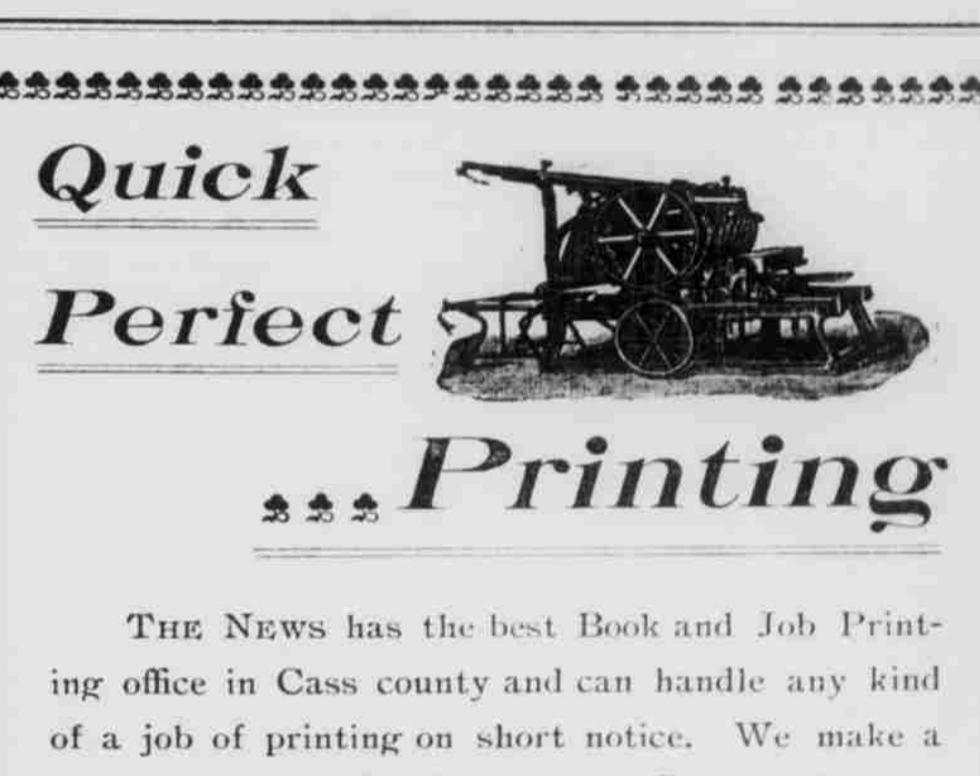
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