

COUNCIL BLUFFS.

General Occurrences Over the Way.

A Wife Searching for a Faithless Husband.

Foot Goes for the Council and Quotes the Law—News in Brief

THE LAST POLLY.

Friday evening was certainly a sad one on board the little craft. Sick and disgusted with the whole outfit, the captain ordered the gang plank hauled on board. The roll was called and Keller, Spelman, Cavin, Dawson, able-bodied seamen, responded like the boy who stole the mince meat. Fonda was not present, and we were thankful that he was not there to put himself on record in the meanest, most contemptible role ever enacted in the city council chamber of this city. Churchill and Phillips answered as if they knew what was right and just and had sense enough to allow no man to pull the wool over their eyes. Gentlemen of the city council, for the sake of your standing in the committee, take that resolution introduced by Alderman Phillips from the table and pass it unanimously. What right have you to belittle this city in the manner you have done? Have you no common sense? You are all good business men. What right, we ask, have you to trample the wishes of twenty thousand people under your feet at the beck of a few who are void of sense as brains? On Friday afternoon you did an act that will disgrace Council Bluffs for all time to come. On the same evening Alderman Phillips offered the following resolution: Whereas, the error in the mayor's proclamation calling a special election October 3, for the purpose of admitting to the qualified electors of the city of Council Bluffs the question of abandoning the special charter of said city, and organizing under the general incorporation law of the state, was only a clerical one and one the law will not recognize as affecting the legality of said election, and

Whereas, the courts have decided that the misprint or change in wording of a ballot does not invalidate said ballot so long as the intention of the voter is shown. Resolved, that the common council of the city of Council Bluffs proceed immediately to canvass the vote cast at the special election held October 3, 1881.

Such was the opportunity offered you to place yourselves right upon the scene. You refused to do so, and why? There is not one of you but has sense enough to know that there was no law, no justice, no sense in your act refusing to canvass the vote in the afternoon. Why did you refuse to perform your duty? You cannot give an intelligent answer any more than you could if asked why you allow 100 tons of rotten, stinking, nasty filth to be piled up in the very heart of our city, breeding pestilence and death. We supposed your intentions were good, but the course you are taking in regard to the new charter has dispelled all such belief. "Uncle" John Phillips says that by taking off his coat he has carried the city once for the new charter and he believes it will be considered sufficient under the law for all purposes intended. But if it should be otherwise decided in the courts and we are driven to another election he will pull off his vest, and if need be, his shirt.

LAW QUOTED

BY HON. C. R. SCOTT TO SHOW COUNCIL VOTED ILLEGALLY.

To the Editor of The Bee: COUNCIL BLUFFS, October 8.—On my return home I find that the city council on last Friday refused to canvass the vote of the election held on last Monday to abandon the old and incorporate under the state incorporation law. This is a stretch of assumed authority on the part of the mayor and city council in the face of 267 majority against them, well calculated to alarm and astound even the "friends" of those hangers-on to the city teet. Now what reason do they give the people for this assumption of judicial authority? First, that the mayor in his proclamation calling said election, designated 9 o'clock as the time of the 3d inst, as the time of opening the polls, and 6 o'clock p. m., the time of closing the same, and also that no proclamation was made at or before opening the polls, and half hour before closing same at said election. And sec. 611, code 1873, is cited by them to sustain these two points. That section has no application whatever to a special election held by the electors of a city acting under its special charter to change her charter. That section refers to and is only applicable to general elections held under the laws of the state for state, county and township officers as provided by chapter 3 of the code. Section 434 to 439 inclusive of chapter 10 contain separate and special provisions and the only provisions governing and controlling such elections as was held last Monday and no provision is therein made whatever for proclamation at polls, of opening and closing; nor is there any provision therein for the mayor to designate in his proclamation time of opening and closing the polls. His assuming to do so is mere surplussage and has no force or validity. All he was authorized to do in his proclamation was just three things, and nothing more, to-wit: 1st, give notice of election; 2nd, the question to be voted upon, and third day and places of voting. (See section 436, code 1873.) But if he was required to give such notice and either did not or made an error as to some of it, it would not invalidate the election. Such matters are merely directory and do not affect the legality of the election. (Lowa 212.) Nor will the election be invalidated by the omission of some duty of an officer charged with giving notice thereof if

such an election was in fact held. (30 Iowa supra.) The law states when the polls open and close, and the mayor's proclamation cannot add to or take from the law any of its provisions. The people are presumed to know the law. Now, had the mayor and city council any authority to refuse to canvass the votes and order an election of officers to fill their place. We say no.

Section 437, chapter 10, supra, provides that "the abstracts of votes shall be returned to the city council, (which was done,) who shall canvass the same and declare the result, which shall be entered on the journal." And section 438 of the same chapter provides "that if a majority of the votes cast at such election be in favor of the abandonment of the charter, the council shall immediately call a special election for the election of officers for such corporation according to its class and defined by this chapter." They have no authority or discretion in the matter but to canvass the vote and call the election. 7th Iowa 186. The City Council must receive the returns and count them. They have nothing whatever to do with any legal questions that may arise. They are not judicial officers, but ministerial, ib id., and also p. 390 supra. In that case the court say "It is not correct to suppose that a board of canvassers (not even of this county) possess the power or authority to judge of these matters. The canvassers are only to receive the returns and count them," citing numerous authorities in support of this principle. And yet the face of the law and the above adjudications these councilmen openly defy the laws of the land, and the pronounced will of the people at the polls and refuse to count or canvass the vote for the sole purpose of perpetuating themselves in offices which the people have in no mistakable tones demanded them to vacate. Will they persist in thwarting the will of the people? C. R. SCOTT.

CHURCH HISTORY.

AS GIVEN BY REV. MR. CLELAND, OF THE PRESBYTERIAN CHURCH.

Rev. T. H. Cleland preached an historical discourse yesterday on the quarter centennial anniversary of the organization of the church. That part referring to the history of the church is as follows: Rev. John Hancock, of Transylvania presbytery, was commissioned by the board of domestic missions to labor in Council Bluffs, to gather together and build up a Presbyterian church. After two months labor it was decided to organize. Accordingly, on the 12th of October, 1856, the organization was effected in the third story of Emery block, by Rev. L. G. Bell, under the care of the Presbytery of Des Moines, with the following members: Narcissa Beck, Malena R. Hardin, Martha E. Hugheart, C. W. Boyers, Sarah Ellen Pusey, Maria J. Hancock, Henry P. Warren, Hannah L. Warren, James B. Rue, Thos. Officer, Eliza M. Officer and Susan Lee. Thos. Officer and Jas. B. Rue were elected ruling elders, and Cincinnati W. Boyers, deacon. Services were held in Emery block, Concert hall, Keller's hall and the Congregational church. Mr. Hancock's pastorate continued till the spring of 1860, and he was succeeded by Rev. Wm. McCallish who began his labors November 1, 1860, and remained two years. Rev. Jas. H. Clark succeeded as pastor December 1, 1862, and remained until the spring of 1866. Rev. Wm. Hamilton supplied the church temporarily. The present pastor, then a licentiate, preached his first sermon here August 12, 1866, and was invited to become stated supply for one year. He was afterwards called to the pastorate and was ordained to the gospel ministry and installed over this church April 28, 1867.

The first church building owned by the congregation was a plain frame structure erected on Pearl street, where the building of J. W. Rodefer now stands. The foundation of the present house of worship was laid in the summer of 1857, but owing to the stringency of the times the superstructure did not follow until 1865. It was completed and dedicated, free of debt, in November, 1866. The total cost of the lot, edifice and furniture was \$17,370.

LITTLE COUNCIL BUSINESS.

Aside from the report of officers and the clerk of the finance committee, Mr. Abbott, there was not much business before the city council at its session. They did not feel much like it. Churchill had just purchased a new suit to wear to Chicago and this took up his attention. The committee appointed to investigate the powder house on Benton street, reported adversely. Churchill tried to get a sidewalk resolution through to establish a walk on the east side of Sixth street, but it was voted down. Mr. Holmes introduced a resolution requiring the mayor to issue a proclamation calling a second election to vote on the question of abandoning our city charter. Alderman Phillips asked further time for his committee to investigate Hon. C. R. Scott on the ground that it was almost impossible to keep them together long enough. Granted. Council adjourned to meet on call of the mayor.

THE MAYOR WAS ADVISED.

Mayor Vaughan says he was advised by men whom he supposed to be posted in regard to the hour the polls should be kept open and when he found they were mistaken he went to every precinct and ordered them closed at 4 o'clock.

AN ERRING HUSBAND.

BEING LOOKED FOR BY HIS ABANDONED WIFE.

A well dressed and apparently respectable lady arrived in Council Bluffs Saturday in search of her wayward husband, who has forgotten his marriage vows to such an extent as to leave the bosom of the woman he had sworn to love and cleave into that of another. To make it still harder for his outraged wife that other is her own sister. The Bee reporter interviewed the grief stricken woman and from her own lips gathered the following story: Seven years ago last March she and her husband came to America and settled in Milwaukee, Wisconsin, in which city he worked at his trade, that of contractor and builder, while she kept a boarding house on a small scale on Lake street. Finally, by dint of economy, they managed to build a house of their own on First avenue. Everything went smoothly until a sister of hers came into the family. She was rather a fine looking girl and it was not long until an intimacy grew between her husband and sister. Her husband's affections were transferred to the sister and it became evident that the sister was the angel of that household and the wife was the slave. She had forgiven the two many acts, on account of the relationship between them. But on one occasion she was eye witness to a transaction that sank deep down in her heart. She waited until the performance was over, when she confronted the husband with a charge of infidelity and told him that one roof could not cover her sister and herself. "Very well," he replied with a smile, "than your sister must leave; I can never give up my wife for her." In a very short time one of the hacks of the city carried the sister and her trunk to the Northwestern & Lake Shore depot, where she took her departure for Racine. Soon after her husband was taken with the western fever and a hack took him and his trunk to the same depot. The next his wife heard from him was through a letter written by him from Fremont, Nebraska, and mailed in Council Bluffs. Her sister has never heard from him since. The woman in question is at present in the city, and all letters, barring the last one, which was received about Sept. 24th, were dated at Fremont and mailed in this city. The last letter was dated and mailed here. In this (referring to a communication from his wife wherein she declares her purpose of seeing out there and coming to Council Bluffs) he speaks very discouragingly of the prospect, telling her to get up and go home to her mother, and that (as she had expressed a desire to visit her mother in England) he would send her the money. She got the money, but instead of going to visit her mother, she concluded to come west and find her husband, and, if possible, to discover what woman it was that was keeping her husband so contented that he would be willing that his wife should cross the ocean and be gone for a year or more. The woman is convinced that her husband and her sister are living together here in Council Bluffs or Omaha. The husband is a medium sized man, light complexion, rather good looking, has a large D in blue indelible ink on his breast, as put there by the English government after desertion from the army. The sister, who the wife thinks is with the husband, is a woman about five and a half feet in height, dark complexion, has black hair and eyes and is quite good looking. Mrs. Smith has placed her case in the hands of Officer Sterling, and it is to be hoped the guilty pair will soon be found.

SCAULDING'S BENEFIT. A grand ball for the benefit of Joseph Spaulding, who lost an arm while engaged in firing a salute on Monday, the 26th of September, during the observance of the memorial exercises on the death of President Garfield, by the premature discharge of the cannon, will take place in this city next Wednesday evening, under the auspices of the Lincoln Post No. 39, A. O. U. E., and the Knights of Pythias. No object could be more worthy. Mr. Spaulding is a young man with quite a large family to support, and all the means he had was the strong right arm that he lost. We hope to see a large turnout on this occasion.

HE DIDN'T KNOW.

Saturday one of the newboys rushed out of the GLOBE office, crying at the top of his voice, "Here's yer evening Globe; all about—." As he turned the corner on Broadway he met a stranger who purchased the paper, and stopping outside and began its perusal. Up Broadway came the boy again, "Here's yer evening Globe; all about—." The stranger looked at him a moment, and then said, "My boy, 'all about what?' The boy lit up his upper lip, grinned a little, and then replied, "Damin; they told not to say 'all about somethin', I furgit wick," and around the corner he hit. The stranger folded up the paper and went toward the Ogden hotel.

FURGUSON'S FOLLING.

Dan Furguson was arrested last Saturday on complaint of a woman named Pinkham, charged with an assault with intent to kill. This was a hard blow to Dan, harder than the one inflicted on Mrs. Pinkham, in fact, for the reason she had been, as she supposed, working her heart out on the assault in the absence of Mrs. Furguson, his wife, for a year or more. It was cruel in the extreme in Furguson to so conduct himself in her presence as to believe he would take the life of the woman who had secretly bestowed her affections upon him. But then he was drunk. It was whiskey that maddened his brain and made him forget even that he had a heart for a woman to "affectionate" upon, and he took a knife in his hand, and flourished it in the air. She got frightened and believing her life endangered rushed to police headquarters and made the complaint as stated. Furguson was arrested and in default of bail committed. Now came Mrs. Furguson No. 1, hearing that her unfaithful husband was in trouble. With the instinct of a first love she was on deck ready to do anything to alleviate his sufferings. She at once put her ingenuity to work in his behalf with a view if possible of procuring the necessary bail.

REMEMNYI CONCERT.

The great Remenyi appeared in this city at Dooney's opera house Saturday evening, and great in every sense of the term he proved to be in the eyes of a crowded house. Nearly every chair was occupied by the best class of theater-goers. Everybody was delighted. He touched not only the ear but the heart. Some of Council Bluffs' best musicians pronounce him the peer of Ole Bull. In fact he took the house by storm. He appeared again Sunday evening on which occasion the management gave a sacred concert.

THE BOONIE BEAUTY.

Miss Curt, the Boone beauty, says that her friends were altogether too ready to believe that she was about to

choose ways that were evil. Such friends the fewer a girl or any one else has the better. The facts are that her father telegraphed the Sisters of Charity here to meet her at the depot. They were not there when the train arrived, and she not knowing where the school was did the next best thing, went to a horse car and proceeded to the Ogden hotel. There she met a gentleman friend who informed her where the school was, to which place she proceeded without delay.

ENJOYABLE GERMAN.

Miss Lulu Jones and Miss Libbie McMahon, at the residence of Mrs. John Jones on Sixth street, in this city, on last Friday evening, gave a "German." The evening was exclusively devoted to dancing the "German." Miss McMahon has been recently introduced here and has already become exceedingly popular. The entertainment was the finest and most select that has been given thus far this season. Among the ladies and gentlemen present on the above occasion we mention: Ernest Hart and Miss Lulu Jones led, followed by Chas. Stewart, Miss Dora Smith, W. E. Lawrence, Miss Libbie McMahon, Fred Kimball, Miss Maggie Donahy, Burt Clinton, Miss Carrie Kintz, Dell Church, Miss Fannie Walker, W. F. Sapp, jr. Miss Ada Everett, James Bowman, Miss Emma Phillips, George Brown, Miss Sue Badolett, Horace Evans, Miss Hattie Moran, R. Ryan, Miss Mollie Rice. The figures danced were entirely new, quite a number of them being original, while the favors given were very odd and pretty.

THE BLUFFS IN BRIEF.

C. R. Scott says the Council Bluffs returning board had no right to go behind the returns to keep themselves in office against the wishes of the people.

J. M. Palmer says: "Pitch the whole can can out of the back window."

The Herdic coaches will be running on our streets as soon as they are paid for. Due notice will be given.

The city council wishes to know what the people are going to do about it.

W. F. Sapp and Col. D. B. Daily did some splendid talking up at Oakland Saturday afternoon.

J. C. Adams spoke at Minden Saturday evening, on the questions that are agitating the citizens of Pottawattamie.

Justice Abbott's office is heavily draped in mourning out of respect to President Garfield.

The Smith family of this county have lost another. Miss Sarah Ann left the immortal ranks and has gone where some matters and things may be more ripe. Judge Abbot united her to Geo. Rive, of Little Sioux, at the Cay house. She came from Missouri to have it done.

There was danger of Crescent City going democratic this fall, so Morgan, Keating, Holmes, Shurz and Pratt, were sent for. They made speeches there Saturday evening and were informed that the city will remain at present in the democratic ranks.

After Lyman's epistle, Brown's. After Brown's, what?

There were 9,000 head of cattle at the union stock yards Saturday afternoon.

The Presbyterian church was beautifully decorated yesterday.

To-morrow somebody will get elected to office.

PERSONAL PARAGRAPHS.

William E. Lawrence, of Chicago, is in the city visiting friends.

Mr. and Mrs. Samuel Haas left for Chicago last evening over the Northwestern.

Hon. Joseph R. Reed returned from Mills county Saturday night, having closed his term in that section.

County Attorney Jacob Sims has returned from Guthrie county, where he has been attending to business connected with the firm of Amant & Sims of this city.

T. W. Ivory and Chas. A. Croncy, of the Opinion, were at the Pacific House yesterday.

B. F. Montgomery is in the city on a business trip.

Hon. C. R. Scott has returned home from a trip connected with his law firm into Harrison county.

Captain Henry has returned home from an extended eastern trip.

John J. Page and sister, of Bucksport, Maine, were in Council Bluffs Sunday on their way to the Pacific coast on a pleasure trip.

W. H. Cummings and wife are in the city on a visit to the family of I. H. Miller, of hardware fame.

Miss Viola Coffin spent Sunday at her home in this city.

Miss Minnie Evans is quite ill with brain fever.

Miss Mammie Hubbard, daughter of C. S. Hubbard, is confined at her home with a fever.

W. J. Hancock and wife have returned home from a brief visit to Chicago.

Miss Ida Coszell, of Newton, Iowa, is visiting the family of John Hawthorn, in this city.

Dr. McCune and Aldermen Dawson and Phillips have gone to Chicago in the interest of our levee.

Mr. H. R. Moorhead left Council Bluffs Saturday for his home in Missouri Valley.

NOTICE.

There will be a meeting of the Park Milling and Mining company at the office of Swan & Walker on Monday morning, October 10, at 10 o'clock.

J. W. CHAPMAN, President. GEO. F. WRIGHT, Secretary.

Sins of the Fathers Visited on the Children.

Physicians say that scrofulous taint cannot be eradicated; we deny it "in toto." If you go through a thorough course of BUNDOCK BLOOD PURIFIER, your blood will get as pure as you can wish. Price \$1.00, trial size 10 cents. 2011w

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HOBBIE BROS., Brokers in all Railroad Tickets, Omaha, Neb., offer tickets to the East, until further notice, at the following unheard of low rates: Chicago, \$12; Round Trip, \$24.00. These are limited First-Class Tickets and good for return through the year, and via the Old Reliable Chicago, Burlington & Quincy Railroad. Also, one way to NEW YORK, 1st class, \$19.00. BOSTON, do 20.00. PHILADELPHIA, do 19.00. WASHINGTON, do 18.00. For particulars, write or go direct to HOBBIE BROS., Dealers in Reduced Rate Railroad and Steamship Tickets, 2011 Case Street, Omaha, Neb. Remember the place—Three Doors North of Union Pacific Railroad Depot, East Side of Tenth Street. Omaha, August 1, 1881. antzidwam

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Men of ability, to represent CHAMBERS' Dictionary of Universal Knowledge. Complete Cyclopaedia of Facts and Figures. This is the Most Useful and Compact Literary Achievement of the Age. It has no competitors. We want competent agents. No peddlers need apply. Circulars, giving full description, sent on application. J. H. CHAMBERS, St. Louis, Mo., Chicago, Ill., Atlanta, Ga. neidwam dkwim

Reading and Elocution

—TAUGHT BY— JULIE E. HARDENBERGH. Voice Training, Private Lessons and Classes. 2011 Case Street, between 20th and 21st.

GARFIELD

Agents wanted for Life of President Garfield. A complete, faithful history from cradle to grave, by the eminent biographer, Col. Conwell. Books all ready for delivery. An elegantly illustrated volume. Endorsed edition. Liberal terms. Agents take orders for from 20 to 50 copies daily. Outside any other book ten to one. Agents never made money so fast. The book sells itself. No peddlers necessary. Failure unknown. All make immense profits. Private terms free. GEORGE STINSON & CO., St. Louis, Mo., Chicago, Ill., Atlanta, Ga. neidwam dkwim

SEALED PROPOSALS

For the Construction of Sidewalks. Sealed proposals will be received by the undersigned until Tuesday, October 11th, 1881, 12 o'clock noon, for the construction and relaying of sidewalks in front of and adjoining the following described premises, to-wit: Lots 2, 3, 4, 5, block 19, west side of Chestnut street, north side of first addition, west side of Sherman avenue. Lots 4, 5, block 15, E. V. Smith's addition. Lots 1, 2, 3, 4, 5, block 19, west side of Chestnut street, north side of first addition, east side of Sherman avenue. Lots 4, 5, 6, 7, 8, block 19th, north side 12nd street. Lots 4, 5, block 22, east side Sixth street. Lots 4, 5, block 19, west side of 6th and 7th street. Lots 3, 4, block 20th, ordered receded, 17th. Lots 1, 2, 3, block 21st, west side Seventh street, to be repaired. Also on lots west side Sixteenth street, between north line of Horbach's first addition and Clark street, except 50 feet in front of Isaac Thompson's residence. J. L. C. JEWETT, City Clerk. OMAHA, October 7, 1881. oct7d4

Proposals for Sewer Bonds.

Sealed proposals will be received until October 20th, 1881, at 12 noon by the City Clerk of Omaha, county of Douglas, State of Nebraska, and will, at that hour, be opened for the purchase of \$50,000.00 of the issue of \$100,000.00 of Sewer Bonds, First Series, of the City of Omaha. Said bonds are dated September 1st, 1881, are in sums of \$1,000.00 each, bear interest from their date at the rate of six per centum per annum, payable at the office of Kountze Bros., New York, semi-annually, upon coupons attached; said bonds are issued under the Charter power of said city after election, and are authorized by their issue for the completion of Sewers partly constructed, and for the construction of additional Sewers. The \$50,000.00 now offered are the first sold of said Bonds. Bids will be addressed to the undersigned, and must state the full name and address of the bidder, the amount of said Bonds desired, and the price proposed to be paid. The right is reserved to reject any and all bids. J. L. C. JEWETT, City Clerk. sept29-30t.

PROPOSALS

For Grading Sixteenth Street. Sealed proposals will be received by the undersigned until Friday, October 14th, 1881, 12 o'clock noon, for the grading of Sixteenth street from Farnham to Howard streets, a profile of which can be seen at the office of the city engineer. Bids shall specify the price per cubic yard for such grading and also state when such work shall be completed, and accompanied by the name of proposed party under the usual conditions. Bids to be opened at the meeting of the council next succeeding after October 21, 1881. The city council reserves the right to reject any and all bids. Proposals for grading Sixteenth street, and delivered to the undersigned not later than the same above specified. J. L. C. JEWETT, City Clerk. OMAHA, October 7th, 1881. oct7d4

POLAND & GWYER,

Commission Merchants. For the sale of Farm Produce: Potatoes, Poultry, Butter, Eggs, received and so on on commission. Cash advances made on consignments. Warehouse and Store, 1413 Douglas Street, Omaha, Neb. oct7d4

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We have also purchased the entire Millinery Stock of Messrs. A. Crick-shank & Co., (at a large discount), who have been compelled to give up this branch of their business for want of room.

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Pipes from 25c. per dozen upwards.

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