

OMAHA.

Thursday Morning, August 9.

LOCAL BREVITIES.

Who are Lippitt, Leak & Co. m...
A party of a dozen emigrants in wagons...
The general ticket office of the U. P. has received a photograph of their comfortable...

Dr. Parker says that G. H. Gifford who accidentally shot himself Monday night...
The members of Omaha Lodge 141 I. O. G. T. will hold a social at the residence of...

Horse men in Nebraska will rejoice to learn that the well known trotting stallion, Maxey Cobb, won a big race in the 229 class at Buffalo, New York, Tuesday, in three straight heats.

The stone sidewalk around the Nebraska National bank is building slowly. Great trouble has been experienced in the area...

The train from Denver was five hours late yesterday afternoon. The cause of the delay was a terrific hail and rain storm encountered west of McCook, last Monday night.

In accordance with its usual liberal custom on such occasions, the B. & M. will make a rate of one and one-half cents per mile each way to and from the G. A. R. reunion at Hastings. Tickets will be sold on the 3d of September, the first day of the reunion, and will be good to return on or before the 10th.

Buffalo Bill is traveling through the East with a new wrinkle in the show business. He has a troop of Indians, and old Deadwood stage coach, about a dozen cowboys and Dr. Carver. His principal act is a representation of the capture of the Deadwood stage and a rescue by cowboys.

An Answer Wanted. Can any one bring us a case of kidney or liver complaint that Electric Filters will not speedily cure? We say they can, not as thousands of cases already permanently cured...

PERSONALS. P. M. McGeoch, wife and son, of Milwaukee, are at the Paxton. J. W. Chapman, of Council Bluffs, U. S. marshal of Iowa, is at the Paxton.

Bucklen's Arnica Salve. The greatest medical wonder of the world. Warranted to speedily cure Burns, Cuts, Ulcers, Erysipelas, Fever Swell, Cancer, Piles, Chilblains, Corns, Tetter, Chapped hands, and all skin eruptions, guaranteed to cure in every instance, or money refunded.

Real Estate Transfers. The following deeds were filed for record in the county clerk's office August 7, reported for The Bee by Ames' real estate agency: M. E. and H. D. Walker to E. Grofe, w d n l 2, block 6, Parker's add, \$1,000.

What Can't be Cured Must Be Endured. This old adage does not signify that when a medicine fails to cure a disease, when a medicine is available, it is one of the most substantial and reliable remedies...

The Bernstein Donovan Case in Court.

Conflicting Testimony as to the Facts Therein.

One of the most important, and at the same time not the least interesting of the year's cases in the police court, came up for trial yesterday afternoon. It was that of Abraham Bernstein against Michael Donovan. The former is particularly known to fame because his name has often appeared in the public prints, and the latter is generally known, among other things, as the proprietor of the Creighton house. The suit was brought against the latter for disturbance of the peace.

It is not long since a like charge was preferred against Bernstein by Mr. Donovan. Bernstein, however, acknowledged the charge, and was fined and assessed costs amounting to something near \$7. Doubtless thinking a similar satisfaction could be had from Mr. Donovan, Bernstein brought the suit first referred to. To many it looked like a retaliation. There were a number of spectators in and about the court house when the case was called, and a goodly number of witnesses also.

Bernstein sought to make a good his side of the case by the introduction of witnesses of his daughters, Anna and Rachel, a young colored boy named Anderson, Mrs. Wright, and Mrs. Appleton, the last mentioned, is now believed a resident of the Bluffs. Bernstein sought to make a good his side of the case by the introduction of witnesses of his daughters, Anna and Rachel, a young colored boy named Anderson, Mrs. Wright, and Mrs. Appleton, the last mentioned, is now believed a resident of the Bluffs.

The daughters were the central figures in the case, as the disturbance alleged was based upon a highly interesting and demonstrative interview which the young women would seem to have forced upon Mr. Donovan. In this interview, the witness claimed that Mr. D. had used toward the girls the opprobrious epithets of Christ-killers, prostitutes, w-s and such. Some of the witnesses heard these adjectives, but did not see who applied them. Some of the witnesses also heard these despite the fact that sundry fences and sheds at least a hundred feet intervened. One of the witnesses, a Mrs. Wright, was one of those to whom distance offered no impediment to her hearing. She likewise testified that she heard the girls say nothing in reply and that she did not see who said "Christ-killers." That Mr. Donovan was heard to say, but she could not tell what she knew or what she had heard about him. She was coaxed to tell what she had heard about or what she had known him to do that was monstrous. The dignity of the court was severely tested, when, after the long delay, the witness testified that she had seen the defendant erect the figure of one of his hands, after the manner of the improved hayrake, under the tip of his nose. And of course everybody laughed. The testimony of the plaintiff's witness was badly shattered and glaring inconsistencies shown throughout the whole of it.

Mr. Donovan's testimony was in effect that he was insulted and jeered at in his yard by one of the girls, first, to attract his attention. He remonstrated with her, telling her she should only treat her equals in that manner. The mildly expressive and offensive epithets with which the young woman opened the talk with regard to herself was that she was a lady, and that he would call her a lady. This was not the flattering unctious the young woman desired to lay to her arrogant spirit, and she consequently broke out again in another choice sample of vituperation.

Mr. Donovan denied the use of the objectionable terms "Christ-killers," &c. During this highly spirited interview, Mr. Donovan's coat and three of his servants were convenient but considerably disgusted auditors. They were produced on the stand and corroborated everything that Mr. Donovan had testified to. Some very plain words of the queen's plainest English were used during the progress of the case, to the effect that somebody said that Bernstein per soliloquized that he'd go for his shotgun.

The trial was by jury, and the latter, after an absence of about ten minutes returned a verdict of "not guilty" and, it is said, characterizing the affair as a malicious prosecution, uncalculated, for and superfluous to the desire to injure the defendant. They assessed the costs against Mr. Bernstein.

The last gentleman and one of his family have now pending in the district court, a suit against the same defendant for \$20,000 for damage to reputation. These suits were based largely upon the one above referred to. It is not at all likely that the above decision will very favorably affect them.

At the council meeting Tuesday evening Mr. Thrane introduced a resolution, which was adopted, instructing the city marshal to enforce the provisions of Sec. 8, Chap. 31, which reads as follows: SEC. 8 (Gaming?) Any person or persons who shall keep a house for the purpose of gaming, or who shall suffer or permit other persons to come there, or to frequent and come together there for the purpose of gaming, and every person who in any public place shall play for money or any other valuable thing at cards, dice, or in any other manner, or should bet at faro, keno, or any other game, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined in any sum not exceeding \$50.

PAVEMENTS.

Contractor Grant Expects to Finish Sixteenth Street By Fair Time.

Cleaning the Dirt Off Farnam Street to Discover the Pavement.

TIGHTENING THE SCREWS.

A Raid on Supt. Felker's Merchant Police.

The Saloons Must Close at Midnight.

The agitation begun in the city council Tuesday night began to show its results last night.

In the first place the mayor ordered Marshal Guthrie to arrest all parties who appeared on the streets as members of the "merchants police" and commit them to jail as suspicious characters. These orders were given to Captain Donohoe and his men about 10 o'clock, and a watch was kept for the newly organized and alleged unauthorized members of the new force. It had been reported for several days that the "merchants police" would go on duty again last night with twelve men. The mayor had refused to swear them in as specials, and in open council intimated strongly that he had information of a damaging character in regard to the manager. Thus it was that there was a war between the "regulars" and the "merchants" police. The latter did not show up in great numbers, but several were on duty. They carried bull's eye lanterns, leather belts with "hilys" in them, and revolvers.

Two of the number, George Burr and James Donnelly, were arrested and taken to the city jail, but Donnelly gave bail and was released. It was the intention to arrest any who were seen on the streets during the night. The charge preferred is being "suspicious characters."

The police are also notified that on and after last night all saloons found open after twelve o'clock were to be "fined," and that a fine of \$100 would be assessed for each and every offense. The consequence was that all the saloons closed promptly at midnight.

had not yet been ordered closed again, but it was expected that an order would be issued to-day to that effect.

will, it is said, also come in again for a racket from the authorities.

Entertaining local agents wanted in this town for an article that is sure to sell. Live druggists and grocers preferred. Address Humiston Food Preservative Co., 72 Kilby street, Boston. m&c&wlm

A FATAL SWIM.

From the Mucky Missouri to the Gloomy Styx.

A Second Fatality Reported for Yesterday.

It is a truism accepted by reporters generally that "misfortunes never come singly" and when a serious accident or crime occurs it is almost sure to be followed close by one or more.

The fearful fall of poor Peter Ruser, the painter, yesterday from the high school building had scarcely ceased to be a sensation when the news of a drowning case was reported.

The victim in this case was a young man about nineteen years of age, named Edward Fritz, who at one time worked at Boyd's packing house and at another served as barkeeper for Mr. Schrote, the saloon-keeper. He is said by all who knew him to have been a very fine young fellow; steady and industrious.

Yesterday afternoon he went across the river in a boat with Mr. Schrote and a little son of the latter to go in swimming, the spot chosen for the bath being one of the numerous little bays or ponds along the river bottom on the east side. The one picked out was just south of the U. P. bridge, where the water is clear and bank sandy and clean.

About 5 o'clock Mr. Schrote and his son returned to the river to go in swimming, the spot chosen for the bath being one of the numerous little bays or ponds along the river bottom on the east side. The one picked out was just south of the U. P. bridge, where the water is clear and bank sandy and clean.

Many times you want to keep meat or fish for several days. Lay it in a solution of Rex Magnus over night, and you can keep it for weeks. You can also keep milk a week or more by stirring in a little of the "Snow Flake" brand. m&c&wlm

Supreme Court of Nebraska. Messrs M. B. Gearon, of Holt county, and W. W. Wood, of Kearney county, were admitted to practice.

Thorne vs. State. Leave to withdraw record and cause continued. Boeck vs. Boeck. Fifty dollars for counsel fees and fifty dollars for maintenance allowed defendant, to be paid in thirty days. State ex rel Baldwin vs. school district 10, Adams county, et al. Dismissed as to school district Nos. 36, 66 and 41. The following causes were submitted: State ex rel Young vs. Pearson. Hull vs. Kearney county. Laws vs. Vincent. The following causes were submitted: Hair vs. state. Laine vs. Starkey. Summerman vs. state. Hager vs. Blake. State ex rel Squires. Writ denied. Opinion by Maxwell, J. 1. There is no law in the state authorizing a standing committee of either house of the legislature to employ a clerk, therefore a voucher for services so rendered, duly signed by the officers of the senate, will not authorize the auditor to draw his warrant for the amount so certified. 2. A clerk rendering services to two committees is not entitled to double compensation therefor.

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HOLDING THE FORT.

Latest from the War on Douglas Street.

The District Court Interferes With An Injunction.

IT IS A FACT.

THAT THOUSANDS OF OUR BUSINESS MEN GO TO THEIR OFFICES IN THE MORNING AND PER AN UNLAMENTABLE MISTAKE, FEELING WELL AND ALL SORTS OF SORTS, THIS IS ENTIRELY UNNECESSARY. FOR A SINGLE DOSE OF THAT SPARKLING, FOAMING SPECIFIC, TARRANT'S SELTZER APPERTIENT, TAKEN BEFORE BREAKFAST, IMMEDIATELY DISPEL ALL FEELINGS OF HEAVINESS, REMOVE GENTLY BUT SURELY THE CAUSE, & QUICKEN INTO HEAVY ACTION EVERY FIBRE OF THE SYSTEM. FOR SALE BY ALL DRUGGISTS.

An exciting time has been experienced on Douglas street since Tuesday, owing to a contest between John I. Redick, the owner, and Messrs. Jack Nugent and Harry Lucas, the lessees, of the room under the Academy of Music, formerly occupied by Tom Callan's saloon.

Sifting the statements of both parties it appears that some two weeks ago the room was rented by McNamara and Duncan to Nugent and Lucas, and by them sublet to Nugent and Lucas, who proposed to open up a variety show there.

Justice Redick was at the time absent in Chicago and had according to his story rented the room to A. Riley and Co. for use as a wholesale liquor warehouse.

On returning Mr. Redick ascertained the state of affairs and endeavored to obtain possession of the place, the keys of which had been handed over to Mr. Nugent, who refused to surrender possession, having already deposited his rent money therefor.

The proprietor thereupon went to the place and taking a board smashed in one of the large panes of glass in the front window. He then sent a carpenter in place to remove the lock to the door and replace it with a new one and to board up the window, which was done.

Later on Manager Nugent, with a couple of men, obtained admission to the room through the cellar and another transfer took place and he once more held the fort, putting in as a garrison to defend it Messrs. Russell and Huth, who passed the night on guard and still "slept on their arms" at 10 o'clock yesterday.

Redick sent down a couple of carpenters yesterday to force another entrance and take possession, but the place was well guarded outside as well as in, and they did not attempt the job.

Meantime Mr. Redick sued out an injunction against McNamara and Duncan, Nugent and Lucas, and the watchmen to restrain them from further attempts to gain possession of the place, and upon receiving the summons the fortress was evacuated and the door locked up by advice of the counsel, and the question of possession passed into the hands of Judge Neville, who will give it a hearing Friday morning at 10 o'clock.

As the parties thus enjoined started up street they were met by Officer Flynn, who had a warrant for them on a charge of maliciously and willfully entering and damaging the building. They repaired at once to Judge Anderson's court where Redick and son son appeared and a plea of not guilty being entered by the defendants motion was made by Walter Bennett, their counsel, for a continuance for twenty days, on the ground that Mr. Duncan, an important witness, was absent from the city and that certain dispatches sent by Mr. Redick from Chicago could not be secured. This motion was argued by C. H. Redick on the one side and Mr. Bennett on the other and was highly interesting to the auditors as personalities were freely indulged in.

Among the pleasanties indulged in was the assertion by Mr. Redick that Bennett "didn't know the difference between equity, himself and a vegetable." Mr. Bennett replied that he "knew just the difference between Mr. Redick and a pumpkin and the latter was the better man."

Mr. Redick said he did not consider Nugent and Lucas as reliable and didn't want them to have the premises. "They ought to have been in H-I ten years ago."

"The gentleman probably knows more about hell than we do," said Bennett, "but we will give them hell next Friday in the district court."

Judge Anderson granted the continuance asked and released the defendants on \$100 bonds each, it being stipulated that the property could not be molested by any of the contestants pending the hearing of the cause in the district court.

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CASORIA For Infants and Children Without Morphine or Narcotine. What gives our children rosy cheeks? What cures their fever, makes them sleep? This Casoria! When babies fret, and cry by turns, What cures their colic, kills their worms, What cures their diarrhea, Biliousness, Indigestion, Sour Stomach, Colic, Indigestion: Use CASORIA.

SPECIAL NOTICES. TO LOAN MONEY. RAILROAD TICKETS. MONEY TO LOAN. MONEY TO LOAN. MONEY TO LOAN.

HELP WANTED. WANTED. WANTED. WANTED. WANTED. WANTED.

MISCELLANEOUS. FOUND. FOUND. FOUND. FOUND. FOUND. FOUND.

EDWARD KUEHL, MAGISTRATE OF PALMYSTON AND CONDITION. EDWARD KUEHL, MAGISTRATE OF PALMYSTON AND CONDITION.

For You, Madam, Whose Complexion betrays some humiliating imperfection, whose mirror tells you that you are tanned, sallow and disfigured by countenance, or have eruptions, redness, roughness, or unwholesome tints of complexion, we say use Magan's Magnolia Balm.

I Have Found It! The American Diarrhoea Cure. Has stood the test for twenty years. Sure cure for all New Falls, Diarrhoea, Dysentery, and Cholera Mortis. Deane's Fever and Ague Tonic & Cordial.

W. J. WHITEHOUSE. LABORATORY, 16TH ST., OMAHA, NEB. For Sale by all Druggists. NEBRASKA LOAN AND TRUST CO. Capital, - \$250,000.

BALL'S SOLETS. Elastic Section. Every Corset is warranted satisfactory to its wearer in every way. The money will be refunded by the person from whom it was bought.