

THE DAILY BEE

Wednesday Morning Nov. 19. LOCAL BREVIETIES.

The clearings at the clearinghouse yesterday amounted to \$160,193.66.

Sealskin caps have put in an appearance and look very comfortable.

A team belonging to C. Leiga & Son grocers on South Tenth street ran away near Boyd's packing house yesterday and completely demolished the wagon.

All ladies willing to assist personally at the Industrial school luncheon on the 21st and 22d, are invited to meet for consultation at Falconer's hall at 3 p. m. today.

The bonds for all precinct and county officers are now ready in the office of the county clerk and all parties entitled to the same are requested to call and receive them.

Business in police court was very light yesterday. Only one case, a woman for being an inmate of a house of prostitution, was called. She was dismissed after paying the usual fine.

The First Presbyterian choir has been engaged to sing at the opera house the 25th of this month, upon the occasion of General Howard's lecture on Egypt for the benefit of the Woman's Christian association.

The street car company is breaking in a lot of bronchos, many of them being very small and utterly unfit for the work they are intended to do. It is too heavy a strain upon ponies to attach them to such heavy cars as are run upon the Red and Green lines.

The fourth annual ball of the A. O. H. band will be given at Masonic hall, Thackeray, on Wednesday, November 26. The committee of arrangements are T. C. Douglas, J. Boland, D. Cuyler and J. McDermott, which bespeaks a good time for all who attend.

An army order says: The "Shoemaker" bit is on hand at the Cheyenne ordnance depot in sufficient quantities to supply the cavalry of command. The severe and light bits are issued in the proportion given in ordnance memoranda No. 18, page 51, unless otherwise required for.

Marshal Cummings has received notice of \$200 reward for the arrest of Eugene Barlette Fry, alias W. H. McCartney. He was wanted by the sheriff of Red Willow county, on the charge of embezzling and horse stealing. He is about 5 feet 9 inches high and is about 24 years of age.

Last Saturday evening about thirty invited guests witnessed the ceremony which united in marriage Mr. Hans Nelson and Miss Lizzie Peterson at Seventeenth and Clark streets. The ceremony was performed by the pastor of the St. Mary's avenue Danish church, Mr. Nelson has been a faithful employee of Heintz & Co. for two years past and is to be congratulated on securing so great a prize as Miss Peterson.

Messrs. O. H. Dorrance, general superintendent; C. B. Hayes, division superintendent; George Bennett, roadmaster; A. Traylor, general baggage agent of the Union Pacific road, have been viewing the line in different parts of the state for several days back. This is Mr. Dorrance's first trip over the road, and the gentlemen with him are accompanying him for the purpose of giving information on many needed points.

Several days ago a team was picked up on the street and placed in McShane's stable until the owner could be found. It now turns out that two young men from Iowa are the owners of the team and they came over here and got upon a spree, during which time the animals were placed under shelter. The fellows have been looking for their horses for several days but did not, until this morning, find sense enough to call at the police station and inquire in regard to them.

A great many election bets have been paid in the past two days. Naturally one-half of the letters fed jubilant, while the other half feel downcast and forlorn. Of all the men who are now kicking themselves, the ones who first placed their money on Cleveland, then became frightened and "hedged," are the worst. One of these parties was heard to remark, yesterday, that he wanted a good, able bodied man to club him around a block.

The remains of D. J. McIntosh arrived here yesterday from Deland, Florida. Mr. McIntosh's home was in Sidney, Neb., but he left there about the first of October and went to Florida, thinking the climate would benefit his health. He was 32 years of age, and leaves a wife to mourn his loss. The funeral took place today at 10:30 a. m. from St. Philomena's cathedral, attended by his sorrow-stricken wife and brothers and a number of friends. Interment at Holy Sepulcher cemetery.

The first of the season. The joy of the small boy and the plague of the old man with rheumatism; the emblem of purity, falling like a mantle of light over all, good and bad alike. The snow upon the ground yesterday morning caused the dry goods merchant, with sleeves laden with heavy goods, and the boot and shoe merchant, with an enormous stock of heavy boots, shoes and rubber goods, to smile a smile which is "child-like and bland"; while the coal merchant fairly goes into ecstasies over the prospects of a heavy trade. The poor man, in his little hovel, looks out upon the scene, and as he thinks of the long, cold months which are to follow, his blood almost freezes in his veins; while the rich man sits by his chery fire and through the smoke of his Havana cigar sees stocks advance at the cold weather improves trade, and laughs at all the care and sorrows of the poor. It is strange how the first appearance of snow affects the different classes of people in this great world.

A full line of colored grass grain suits in all the popular shades at 95 cents, reduced from \$1.15. Smith's New Store, 1307 Farnam street.

FOR SALE—A good family horse buggy and harness. L. A. RATH, Post Office Box 30.

Seal of North Carolina Smoking Tobacco is the best.

Insurance Suits. Additional suits were brought yesterday in the district court by Leighton & Clark for the recovery on guarantee companies: Hartford Fire Insurance company, \$4,692.89; German-American of New York, \$2,331.45; National, etc., \$1,105.72; Ains, etc., etc., \$2,381.45.

Eighty pieces 27-inch all wool smart flannel at 25 cents per yard, actually worth 40 cents.

Smoke Seal of North Carolina Tobacco is the best.

UNDER GODWIN'S FIRE.

Behm Undergoing His Cross-Examination.

And Re-States His Case Without Material Change.

Admitting the Receipt of the Money But Not For Criminal Services Rendered.

Forenoon Session. When the court convened yesterday morning C. W. Hubbard, of the firm of McBain & Co., Sioux Falls contractors, was called into the witness chair.

MR. HUBBARD'S TESTIMONY. Witness testified that he had, in company with McBain, met Mr. Behm October 6, 1883, riding down the street in a wagon; that McBain had stopped Behm and engaged in conversation with him. Witness was standing several feet away from McBain and Behm when the two were talking, and could not hear the conversation. After a few moments, however, McBain came up to witness and walked away with him. McBain then told witness of the conversation which he had with Behm.

As a result of the conversation, however, witness was instructed to pay to Behm the sum of \$200. Mr. Hubbard further testified that he left the next day for Sioux Falls, and sent Behm a New York exchange draft for \$200, dated October 6, through the United States National bank of this city.

The cross examination by Mr. Connell of the witness failed to materially change the statements made in the direct.

Mr. M. T. Barlow, the next witness testified that he is cashier of the United States National bank and was at the time of the Behm-McBain transaction already alluded to. The draft dated October 6, had passed through his hands. Behm had actually received the same, and drawn \$100 of the amount in cash, and had deposited the other \$100 in the bank.

The court here adjourned for the noon hour.

Afternoon Session. William McBain was recalled for the state.

On the evening of the day he had the conversation with Behm he was in the witness chair. He remembered that the witness had packed his grip and was on his way across the river when he was served with a subpoena by the deputy sheriff to appear before the grand jury. He did not voluntarily go before that body.

CROSS EXAMINATION. He could not remember who brought up the contract before the council. He was acquainted with Mr. Shons. He had a conversation with him in June, 1883. He did not say at that time he and Hubbard had a quarry and that he did not want the matter made public.

This closed the case for the prosecution.

JOHN SHONS was the first witness called for the defense.

Witness had known McBain and Hubbard since April, 1883. He had a conversation with McBain in June, 1883, when the latter said he and Hubbard owned a quarry, but wanted that fact kept quiet as he was then at work for the Jasper stone quarry.

[To the objections by Mr. Goodwin, of the question, did the witness circulate a petition for Sioux Falls granite, Mr. Lake said he proposed to show that the money received by Mr. Behm was in compensation of such services for Hubbard.]

Witness got a letter from Mr. Hubbard engaging him to do this service, the letter being returned July 9th. The letter offered him twice the sum that he was then receiving from the Jasper stone quarry. Witness then circulated petitions for the paving of alleys with Sioux Falls granite from McBain & Co. John F. Behm was the successor of witness as agent for McBain & Co. Witness saw a contract prior to October 4, 1883, where-in Mr. Behm was to receive 10 cent per square yard.

CROSS EXAMINATION. Witness saw the contract referred to on Farnam street in September, 1883. He did not know the date of the letter but its contents he remembered. Behm received his first payment Nov. 22, 1883. The next payment he received was in December of 1883. Witness was not employed by the Jasper Stone Co., to solicit signatures but to look after its interests. He did solicit signatures for McBain & Co. and eighteen alleys were secured. He kept books for Mack & Co. since May, 1883. These payments to Behm were made through Mack & Co. and were entered upon their books.

Here he was shown Mack & Co.'s books, which were introduced before the grand jury, and witness acknowledged that he said before that he did not know what these payments were for, but now knew. Certain erasures of John F. Behm's name appearing upon these books were not made by witness. These payments were made to John F. Behm on orders of McBain & Co.

THE DEFENDANT'S TESTIMONY. Had lived in Omaha since 1868 and is 36 years old. He was a member of the city council and at present was chairman of the committee on streets and grades. Knew McBain. Met Hubbard first in May, 1883, and McBain in November or December, 1883. He had agreed with Hubbard in July to help him circulate petitions for his pavement. This was a verbal agreement and afterward a written one was entered into. At first he spent over half his time, and later in August his whole energies were turned in that direction. He was to be paid for his services and if successful was to have 10 cents per square yard. The written agreement was entered into prior to September 6th, and he kept it until it was changed to Mr. Baldwin in December. This contract with witness was burned in the Millard Hotel in presence of Hubbard himself. His contract promised to pay him 10 cents per square yard for all Sioux Falls granite cut in by McBain & Co. and did not exclude the street contract. The new contract with Baldwin was the same as the one with him except the street car track was not included. He worked for McBain & Co. until January, 1884, and secured Sioux Falls granite for several streets and alleys. Witness devoted from eight to fifteen hours per day, and worked all day Sunday. He solicited openly under this contract. He never had a conversation with Mr. McBain relative to doing anything for their company in the city council. He received several letters from Hubbard, which were afterward destroyed at Hubbard's solicitation. The money he received he considered was in payment of the work done by him for

them. He never received money from them for anything else, and never voted for them upon any measure in the council for which he had been paid or promised. He never voted for the approval of any other contract or material than those which in his judgment were for the best interests of the city.

[A letter from Hubbard to witness was here introduced in evidence, stating the writer had sent \$250 to Behm for work done by him on Thirteenth street, the check to be paid through William Mack.]

CROSS EXAMINATION. He received about Oct. 6th \$200 from Hubbard. He had canvassed the property owners on Sixteenth, Harny and other streets prior to that time. Witness had had three contracts. His first contract was made in September, 1883, and was turned up on Hubbard's suggestion. He did not know whether the Jasper Stone Co. or McBain & Co. furnished the material. He once had consulted an attorney about the propriety of circulating petitions, and being told that he ought not as a councilman to do so, he accordingly had changed the contract to his partner's name.

He did favor granite in the council, but it was because he thought it the best material. A councilman, as such, could not use his influence to adopt a material. He might have said to Riley that McBain and Hubbard would arrest when they came down here, but he had referred when he said this not to their criminal relations with him, but with Leeder and Kaufman.

Here court adjourned upon suggestion of Judge Neville. Mr. Goodwin said it would take a great portion of to-day before he concluded the cross-examination of Mr. Behm.

It is not our custom to make any mention of articles advertised in our columns but we do not hesitate to speak in high terms of the "Garland Stoves and Ranges." The manufacturers aim to produce the very best that can possibly be made, which accounts for the high reputation which they have obtained as the best in the world.

PERSONAL. Mrs. A. Treman left on Saturday noon train for Rock Island, to see her sister, who is very ill.

Mr. James Hayes and bride have returned from their bridal trip, and are receiving the congratulations of their friends.

Henry Voss left Monday for Grand Island to complete the contract for building a residence for Mr. T. Reimers at that place.

Mr. Geo. L. Wells, representing the Chicago Daily News, is in the city making arrangements to send his paper to this city in larger quantities.

Fred Davis and Theodore Lund, two prominent and well-known young business men of the Bluffs, took in metropolitan sights in the city yesterday.

Mr. A. McInnis, of the firm of McInnis & Bussey, left for the east this morning to purchase fixtures for their new store, and a large line of holiday goods.

Jas. S. Gilmore, Eng., the leading pork packer of Rock Island, has been spending a few days in the city with his sister, Mrs. A. Treman, and family.

Mr. W. E. McDermott, clerk of the city water-works of Fort Wayne, Ind., is in this city on a visit to his brother, the well-known journalist in the Herald office.

Officer Tom Ruane, of the police force, has returned from a trip to Scranton, Pennsylvania, where he has been on a visit to his mother. Tom received a message from home stating that his mother was very ill and he at once hastened home. At the sight of her boy the mother began to improve, and when Tom left the old home she was on the high road to permanent recovery.

"Eli Perkins" (Melville D. Landon) arrived in the city last evening from Neligh, where he lectured on the previous night. Mr. Landon recently returned from an extended European tour. He is as full of wit and humor as ever, and he continues to be in great demand in the lecture field. Mr. Perkins' route in Nebraska is as follows: Lincoln, November 19; Gibbon, November 20; Carleton, November 21; Geneva, November 22.

Land at Rest. Yesterday the remains of F. M. Bartholow were taken from Drexel & Maul's undertaking rooms and interred at Prospect Hill cemetery. The funeral was attended by a large number of traveling men.

The Kitchen brothers, proprietors of the Paxton hotel, have placed in their crown, already bright with deeds of benevolence and kindness, the keystone which will give brighter and brighter unto the great day.

About three months ago Mr. Bartholow came to Omaha and put up at the Paxton hotel. He was taken sick and although penniless the proprietors of the house made him as comfortable as possible and provided medical assistance for him. Consumption had fastened its deadly fangs upon his system and he slowly wasted away and last Saturday morning he died. A stranger in a strange land, his eyes were closed by others than kind friends and naught but strangers prepared him for burial. The man was apparently without a friend in the world, as he refused to speak of his family. The big hearts of the Kitchen boys would not permit them to see him laid in the potter's field, so they purchased a lot in Prospect Hill and paid the expenses of a decent burial.

All honor to men who are the possessors of such kind and human hearts, whose sympathies go out toward those in poverty and distress; and if there be any reward for such deeds of kindness they deserve to have their cup full and running over.

DIED. RICHARDSON—In this city, November 17 at 11:30 p. m., at 882 South Seventeenth street, Miss Ester J. Richardson, aged 27 years. Funeral notice hereafter.

PECK—In this city, November 18th, at 4:30 a. m., Elizabeth, wife of Leon, after a long and painful illness, aged 43 years. Funeral to-morrow at 2:30 p. m., from her residence, 223 Leavenworth street. Friends of the family invited.

Smith's New Store to Smith's New Store for best assortment of Cloaks at lowest prices.

COUNCIL PROCEEDINGS.

A Rash Attempt by Two Aldermen to Oust the City Attorney.

The City Treasurer's Business Too Great For the Present Clerical Force.

At the regular weekly meeting of the city council last evening, acting-Mayor Murphy in the chair, members Isaac Bell, Radfield, Woodworth, Ford, Thrane, Furry and Anderson were present. The roll was called and the mayor reported that he had read the minutes of the meetings held November 6th and 8th and found the same correct. On motion he was instructed to look over the minutes of the meeting of November 11th and report next Tuesday evening.

PETITIONS AND COMMUNICATIONS. From the mayor, giving notice that he had approved certain ordinances. Filed.

From Hans Thielgaard and others, asking the appointment of Louis Kretzger as special police for Ninth street, between Jackson and Leavenworth. Confirmed.

From C. E. Squires, calling the attention of the council to the violation of the garbage ordinance at Fifteenth and Cuming. Referred.

A number of bills were referred without reading.

From James Creighton, presenting approved final estimates of McHugh & McCavock for the extension of the south branch Jones street sewer and of James Fox & Co., for grading on the extension of Jones street sewer. Approved.

From Elizabeth Davis and others, protesting against the paving of Howard street between Eighth and Ninth. Referred.

From James Creighton, presenting bids for the filling of North Omaha creek between Twenty-third and Saunders street. Referred.

From city treasurer, stating that owing to the increase of business, arising from the numerous special taxes and assessments, more clerical force is needed in his office, and asking authority to employ what help is necessary. Granted.

From James Creighton, presenting the estimate due John Petersen for removal of garbage, and stating that he had not done much work, owing to the ignorance of citizens of the provisions of the garbage ordinance. Approved.

From Wm. J. Connell, presenting bids for city printing to the end of the fiscal year. Accepted.

RESOLUTIONS. By Woodworth, that the resolution ordering the repair of sidewalks in front of lot 4, block 135, be rescinded. Adopted.

Whereas, C. S. Chase as mayor, Roger C. Guthrie as marshal, and John F. Behm, Edward Leeder and Charles Kaufman, as city councilmen of the city of Omaha are now under indictment in the district court of this county, for accepting and receiving bribes in their official capacities, and

Whereas, the present city attorney, Wm. J. Connell, having been appointed to such place by the said indicted mayor, has made himself the champion and defender of said officers in their examinations and trials, and

Whereas, it has been the sense of this city as well as the members of this body that the said Wm. J. Connell should take no part in the defense of said indicted officials who are charged with crimes against the said city of Omaha; and

Whereas, the said city attorney has followed the opposite course, and in the courts has made himself the champion and defender of said officials upon their trials for said crimes; and

Whereas, it is the sense of this council that the said city attorney has by such conduct stained his office with dishonor and his person with disgrace, be it therefore

Resolved, by the city council of the city of Omaha, that the said Wm. J. Connell be and he is hereby suspended from the office of city attorney for said city, and that his immediate resignation from said position would be at once accepted and declared.

The resolution was tabled by a vote of 7 to 2, Ford and Anderson voting in the negative.

REPORTS OF COMMITTEES. Streets and grades, recommending that the petition for grading of Hamilton street between Cuming and Bart be allowed owing to the want of means. Adopted.

Same, recommending that ordinance appropriating \$1,813.85 to James H. Kyner do not pass and that the city attorney confess judgment in favor of Kyner, being the balance due him for grading Nineteenth from Bart to Grace. Adopted.

Police, recommending the allowance of a number of bills. Adopted.

Same, reporting that the city marshal had been directed to abate the nuisance near Third ward school house and to detain an officer on Ninth and Tenth between Douglas and Chicago and one on Eleventh and Twelfth between Douglas and Chicago. Adopted.

Same, recommending that Carl Nelson be appointed a special policeman at \$40 per month, to keep dump and the road leading to it in good order. Adopted.

Sewerage, recommending the approval of the bid of P. W. Tarry as drain layer. Adopted.

Paving, curbing and gutting, recommending the allowance of the claim of E. J. Brannon for extras on his contract for curbing and gutting St. Mary's avenue. Adopted.

Same, reporting as to ownership of certain curbing and gutting stone taken from certain streets by the Barber Asphalt company, that 150 yards, mostly of red granite, had been collected by the contractors, and that they were unable to determine their ownership, but were of the opinion they belonged to certain property owners. Adopted.

From acting Mayor Murphy appointing John Miles as policeman on the regular force. Referred.

A resolution by Furray that the gas lamp in front of James Stephenson's residence be removed, was referred.

The plot of A. H. Sander's addition was referred.

Ordinances. Levying a special tax to cover the one-half cost of grading Fourteenth street from Vinton to Pierce. Passed.

Levying a special tax to pay the one-fourth cost of grading William street from Tenth to Thirtieth. Passed.

Authorizing the issuance of district paving bonds to pay the cost of paving parts of streets and avenues in paving districts Nos. 29 and 30. Passed.

Levying a special tax to cover the cost of building sewers in sewer district No. 19. Passed.

Levying a special tax to cover one-half the cost of grading Leavenworth street from Thirteenth to Twentieth. Passed.

Appropriating various sums out of

BUY ONLY GARLAND STOVES AND RANGES The World's Best! SOLD WITH THE GUARANTEE OF BEING THE BEST THAT CAN BE MADE THE MICHIGAN STOVE COMPANY DETROIT-CHICAGO-BUFFALO-LONG BEACH-LANGE & FOITICK

Special funds to pay for public works. The clerk then took up the ordinance providing for a merchants police, when a motion to adjourn was made and carried.

Special Corset Sale on Saturday, November 22, 50 dozen more Corsets at 25 cents per pair at Smith's New Store, actually worth 75 cents, 1307 Farnam street.

Rev. L. Arlander. Rev. Arlander, the pastor of the Swedish Baptist church, living on West Cuming street, was favored Saturday evening with a surprise party, by the members of the church and the many friends which he has already gained in the short time of only two weeks stay in the city.

Those 50-inch all wool Suits, Hansme Smith is selling for 75 cents, real value \$1.00 per yard, are just the thing for fall and winter wear.

Special Flannel Sale this week at Smith's New Store.

The first snow of the season has doubled the demand for Hayden's Patent Fire Kindlers. All grocers sell them.

Crucely to an Animal. A case of heartless cruelty to an animal was discovered yesterday about 9 o'clock. A telephone message to the city jail stated that a horse was standing tied to a post on Fifteenth street between Jones and Leavenworth streets, and that the animal had been standing there since early Monday evening.

Officer O'Boyle was sent to see about the matter, and found the animal as stated. The poor beast was all gathered together in a heap, and was shaking with the ague. It had stood out in the cold all night without the protection of a blanket, and the light snow had fallen upon its body and melted as it fell until the animal's hair was dripping wet. The officer took the animal to Case's stable on Thirteenth street and ordered it properly cared for. The owner, he was not yet found, and doubtless is indulging in a spree as some grogery, while the poor, faithful beast was left to the mercy of the elements. When the owner calls for his horse he will doubtless be arrested for cruelty to animals, and when he appears before Judge Boneke he will be taught a lesson he will not soon forget.

Andrews' Pearl Baking Powder. PURE CREAM TARTAR. \$1.00. Given.

Westminster Acorn Stoves. Ranges (EVERY STOVE WARRANTED.) JOHN HUSSIE'S Hardware Store 2407 CUMING STREET

Himebaugh & Taylor, LARGEST STOCK OF FINE BUILDERS' HARDWARE In 'the State.' CONTRACTOR'S & BUILDERS' ESTIMATE FURNISHED. Buy your Fine Bronzed Hardware at Home for less than Eastern Cities Can Deliver it. Send for Our 250 Page Catalogue. only one issued in Nebraska ONE HUNDRED VARIETIES BUFFALO U.S. STANDARD SCALES Counter, Hay, Stock and Railroad Track. ADOPTED BY THE UNITED STATES GOVERNMENT Orders for the Indian Department given for Buffalo Scales exclusively. Scale REPAIR SHOP, 1405 Douglas Street. OMAHA, NEBRASKA

1884 FALL AND WINTER 1885 GREAT BARGAINS IN READY-MADE CLOTHING GENTS' FURNISHING GOODS Visitors to the State and others in need of Men's, Boys' and children's Clothing, will do well to call on B. NEWMAN & CO., The Strictly One Price House in the City And examine their goods and prices. They carry the largest stock, and sell lower than any other house in the city. Merchant Tailors don't fail to call at 1216 FARNAM ST. 216

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