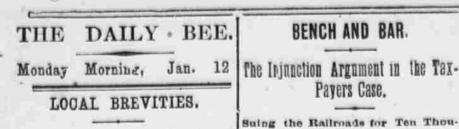
OMAHA DAILY BEE---TUESDAY. JANUARY 13, 1885.



BENCH AND BAR

Payers Case.

sand Dollars,-A Sensational

arguments in the celebrated injunction

suit of the tax-payers in sewer district

afternoon. The arguments on both sides

were brought to a finish, and decision

clause were legally inadmissible, it is so

easily seperable from, and so has so light

gument of Messrs. A. U. Hancock, of Papillion, and C. A. Baldwin, of this city, in the case of William H. Haynes,

the former station agent, charged with forgery by the Union Pacific road, was to have been heard yesterday but was post-

A SENSATIONAL DIVORCE SUIT.

And,

not quite the same.

poned until to-day.

ut.

-The Denver overland train from the west came in at 10:30 last night, six hours and a half late. It was delayed by a broken truck. The Missouri Pacific evening train was four hours late.

-The German edition of the illustrated supplement of the BEE can now be had at this Wakely on the bench. office at 15 cents each or two for 25 cents. These can be mailed to any part of this country and to Germany for one cent.

No. 19, was began. Mesare, Kennedy -A lot of new rocking chairs have been place I in the rotunda of the Paxton hotel. & Gilbert and Judge Lake represented The chairs are beautifully finished and add the plaintifis, the tax-payers, while W. greatly to the appearance of the place, as well A. Redick argued for the city. The as being a source of great comfort to the guests hearing of argument on both sides ocof this popular house. cupied the court until a late hour in the

-Three young men Saturday evening be ame involved in a quarrel with three attaches af a Jackson street house of ill fame. Shots were fired and a general melee ensued. Officer Pat Mostyn tried to secure the combatants but was unable to arrest them. None of the victims were seriously injured.

-Richard K. Fox, of the Police Gazette, has written Marshal Cummings, asking that official to send him a photograph of Ed Miler, the local pugilist. The gentleman added in his letter that if the photograph was sen e would return the compliment by sending dozen copies of the Police Gazette containinga the portrait.

-The Evening Times and Dispatch were made in pursuance and by authority of consolidated without the consent of P. A. the ordinance, was illegal. consolidated without the consent of the publishers and proprietors of the Times. Mr. Gavin intends to restrain the publisher of the Times-Dis-to restrain the publisher of the Times on till his of the ordinance or act passed by the Patterson, Nebraska Fuel company; C. E. to restrain the publishing said paper until his claims are first settled. This may embarrass rest of the clauses in the ordinance, it the Times-Dispatch company.

-In the justice court of Judge Bartlett, the case of May Smith vs. Mamie Stiles was on trial yesterday. The defendant was charged with stealing from the plaintiff a gold necklace, Russian circular, and leather toilet box. Judgment for possession of the property was rendered for plaintiff, together with a verdict of damages in the sum of five cents and costs.

-While the highwaymen were going through "Tug" Wilson's pockets on Tenth street, Saturday n'ght, with hands up the exreporter took notes of the published interview by making the dots and dashes with his finger nails on his bold pate. "Tug's" delic acy of touch" enabled him to trace the hieroglyphics, next morning, and the public and posterity is given the first genuine interview with highwaymen in action.

-E. M. Bartlett, Esq., is at present in Ord, Neb., bringing to account a hardware merchant and implement man of that place, one A. Holton. Holton recently bought a bill of goods on account, of Lininger & Metcalf amounting to \$1,000. Instead of applying the proceeds of the sales of the goods to the payment of his indebtedness to the Omaha firm, he bought a house and lot, deeding it to his wife. Mr. Bartlett will probably file a creditor's bill in equity in the court of Valley honeymoon, is in itself a "romancelit." county.

Omaha from Des Moines but a few weeks Frank Heldt, the man -To-day since and entered the employ of Mr. Mccharged with an attempted train-wrecking on Nabb, who is a well-known and successthe Union Pacific near Schuyler last winter, ful restaurant keeper. She charmed him will be arraigned before a special grand jury and he proposed. It is whispered that in that city. Last night Conductor Blakely the fair siren even persuaded Mr. Mc-

cate a
p. m. stween time.) ninutes
stween
time.)
inutes

J. Monros, assistant freight agent cf the Upion Pacific, stationed in Kansas City, is in the city. The Union Pacific, in following up

policy of retrenchment, will hereafter re fuse to issue passes over any part of its lines to deputy United States marshals.

The district court reconvened yester If you have a Sore Throat, a Cough o day morning, Judges Neville and a Cold, try B. H: Douglass & Sons' Capsium Cough Drops, they are pleasant to Early in the morning the hearing of the taste, pesfectly harmless and will surely cure you.

THE CHARITY BALL.

The work of Putting in the Floor in the Opera House Begur,

Yesterday a large force of workmen egan work in the opera house making self as Mrs. L. W. Densmore and stated preparations for the Charity Ball, which that the gentleman who accompanied her

reserved. 14th. The floor, which is a large one will Patterson that Mr. Richard Hall, of th The point at issue as evolved in the rgument of both sides, is shout this: The taxpayers claim that one clause in timbers and iron. It will be very large the ordinance giving the city the right to and will make an excellent surface over make a special sewer levy, namely, that clause which orders the tax levy to be in which to trip the light fantastic.

The Musical Union orchestra which will proportion to foot frontage, instead of urnish the music for the dance will conassessed valuation of property, is uncon-stitutional. This, indeed, is true, and sist of twenty pieces and the music for the occasion will all be new and, of course, has so been decided by the courts. And the counsel for the taxpayers further claim that this being unconstitutional, excellent. Tickets for the Charity Ball are now

ready and may be had of the undersigned. the whole ordinance is unconstitutional, Persons not personally known to us must and hence the tax levy in question, being be vouched for by some member of the committee of fifty, a list of whose names may be had on application: James Gar-neau, Jr., Garneau Cracker company; D.

Squires, Barber Asphalt company; R. W. Patrick and C. P. Woolworth, Nebraska does not necessarily invalidate them. In other words, even if the foot frontage National Bank building.

CHARITY BALL NOTES.

a bearing upon the other points of the ordinance, that it does not necessarily the holding of the Charity ball is to be render the whole ordinance illegal. used towards the building of a contemfurthermore, it is argued platedhome for the Woman's Christian Aid that she the board of public works seeing the unconstitutionality of the clause, have in-formed the board of equilization and al-

tax-payers, that in the long run the ef. our city, und not for the benefit of any furniture with. She agreed to give h fect of taxation by foot frontage and by particular society. Your committee will mr. W. F. Cady, of the Chicago Lumi property valuation was very nearly, if see to it that the money is used for food, company, as security that Mr. Patters clothing and fuel for the needy, of what. The hearing of the habeas corpus an ever denomination, and for no other pur-

JAMES E. BOYD, Chairman, FRANK MURPHY, HERMAN KOUNTZE, J. W. PADDOCK,

JOHN P. HAWKINS, U. S. A., Executive Committee. The idea that no one will be allowed on

the dancing floor unless in full dress A divorce suit was filed in the district absurd. Any one having a \$5 ticket is entitled to the privileges of the house, no court which possesses some points of sensational interest. The petition is pre-sented by Daniel McNabb, praying for a decree of divorce from his wife, Annie matter in what costume he may appear. charge the sale of tickets, Mr. Whitmore will be in the box office at the opera house McNabb, to whom he was married No--morrow during business hours, and on vember 11th, 1884. The story of the en Wednesday until 8 p. m., for the purpose of selling tickets to all proper persons who gagement, marriage and extremely short may apply to him. It appears that Mrs. McNabb came to

Smoke Seal of North Carolina Tobao

AN EARLY FIRE.

A Sensational Episode in the Real Es tate and Law World.

> Mr. R. E. Patterson and Mr. Bichard Hall have a Pienic with a Female Sharper.

Sensational items have been very scarce in this city for some time, but at last the ice has been broken and a full fledged sensation has found its way to light and i now, for the first time, given to the read ing public,

BLOOD ON THE MOON.

It is about in this way. About a month ago a fine appearing, well-dressed little lady entered the real estate office of Mr. R. C. Patterson, She was accompanied by a gentleman and she introduced her

takes place Wednesday evening, January was her husband. She stated to Mr. be made of pine, with strong standards of law firm of Thurston & Hall had som money which belonged to her and that she desired to get it and buy three lots in

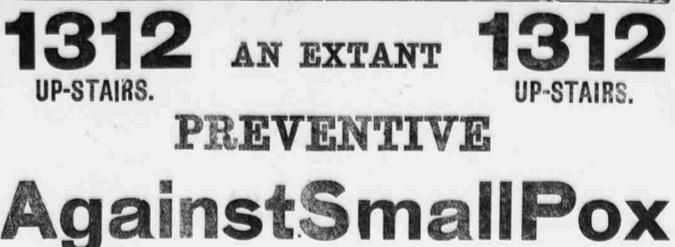
Patterson's sub-division, build a house thereon and make Omaha her home. She purchased the lots of Mr. Patterson, verbally, and took her departure She said that her husband, who accompanied her, was a carpenter by trade, but was now engaged in soliciting life insurance and orders for crayon work That he would build the house himself upon the lots she had bought. About one week afterward she again visited Mr. Patterson's office and stated that the gentleman who had accompanied her on her former visit was not her husband but a cousin who had tried to assist her in getting her money from Mr. Hall. She then said that her husband was living the east and was suffering from so brain trouble and was not able to atte to his business and she was here to atte to it for him. Mr. Hall refused to 1

An impression seems to have gone forth over the money without an order fr hat a portion of the money realized from her husband. She told Mr. Patterson that if would see Mr. Hall and tell h Was going to inv association. This the executive committee the money in land that he would dou lowed them to so adjust the grievances of immediate wants of the deserving poor of about two-thirds of the amount to h

would not be liable for the amount; h Patterson gave Mr. Hall his person guarantee that he would not be h liable for the second payment of

money, whereupon Mr. Hall paid ov to Mr. Patterson the sum of \$248. Time rolled on and as Mr. Patters did not hear anything from Mr. Ca he refused to invest the mon The woman said that Mr. Ca was out of the city and would return a few days when all would be fixed In the meantime she bought a lot of i In addition to the committee having in niture to furnish rooms, and referred t merchants from whom the farniture bought to Mr. Patterson. That gent man told them that he had some mor belonging to the lady and would pay over as soon as he was secured.

The matter run along in about this v until Saturday last, when the man De more appeared upon the scene. woman, her husband, Mr. Hall and Patterson all met in Mr. Patterson's fice and there was blood on the mo The woman and her husband exchange mpliments and the money was rep



Bickness is often caused by people using indiscretion in regard to their wearing apparel. A good warm suit combined with a heavy Overcoat is a preventive from cold. By buying your Clothing at the

Original Misfit Clothing Parlors

1312 DOUGLAS STREET, UP-STAIRS,

You can get the above requirements. Combined with that, you get a Merchant Tailor suit at ready-made prices, and have any alterations made if necessary, free of charge, thus enabling every man toget his clothes made to order for the same price that he has to pay for shop clothing,

CAST YOUR EYE AT OUR TEMPTING BARGAIN LIST.

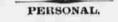
Latest style and elegant garments in silk and satin lined suits and Overcoats, rendering a most opportune chance to secure a bargain.

Suits.	Pants.	Overcoats.
\$60 00 Custom-made suits for	- 25 00 13 00 " " "	$\begin{array}{cccccccccccccccccccccccccccccccccccc$
Recollect eve	ry Garment Bears the Na	me of the Tailor.
	al Misfit	
	ouglas St Up-Stairs, Om	
Open evenings unt	il nine o'clock: Saturday	night until 11 o'clock
1312	IT UP BY ELECTRIC LIG	iht. 1312
ROYA	Himebaugh	
ROYAL FOUND	FINE BUILDER	

Schuyler to testify before the jury. Detec. formed with a lady in interior Nebraska tive Emery, who played an important part in This may be a bit of idle gossip, but cerbringing Heldt to justice, will leave this morning. The train wracker is under \$8,000 morning. The train-wrecker is under \$8,000 bonds for the crime of which he is accused. The evidence against him is very strong, who looms up dimly in the background. and his conviction is nearly a certainty.

Kavolin's Death,

Yesterday at 10 o'clock Frank Kavolin died at his residence 1227 South Thirteenth street. It will be remembered that Kavolin was injured by a passing train about a week ago ,and his death resulted from injuries received at that time. The funeral will take place to-morrow at 2 o'clock p. m. to St. Mary's cemetery.



serious illness.

Judge Hull returned from Lincoln Sunday, and went down again this morning. Mr. E. Rosewater, editor of the BEE, ha gone to Lincoln to attend the legislature now in session.

Dr. George L. Miller, editor of the Herald, has returned from his eastern trip and is again at the helm.

J. B. Brunner, superintendent of public in struction, is absent in the country visiting schools and will return Thursday.

Mr. Louis Duane, of Washington, D. C., has arrived in the city and has entered upon his duties as assistant observer at the signal station here.

J. B. Kosters and family who have been visiting here the past week, left yesterday via the Q. for Honderson, Iowa, where he is engaged in "biz." of his own.

Francis Hiller, Wisner, James Williams, Lincoln, J. H. Showalter, Fremont, C. L. Hirst, Fallerton, F. G. Hughes, Hastings, Albert Shoeberg, M. A. Smith, Chicago, H. B. Kemble, Bellefonte, Pa., C. H. Newcomb, Chicago, and Peter Homas, of New York, are stopping at the Metropolitan.

The skin is of that delicate nature upon which the most improvement can be made and by the use of Pozzoni's Medicated Complexion Powder all roughness, sallowness and irritation can be overcome leaving she skin delicately white, soft and smooth. This preparation has a world wide reputation, so no fear need be entertained of the result. Sold by all druggisss.

Real Estate Transfers.

The following transfers were filed in the county clerk's office Monday and reported for THE BEE by the Ames' real estate agency January 10, 1885.

Pierce C. Himebaugh and wife to Charles E. Bouten, wd, lot 32 in block 2 in Fimebaugh's add to the city of Omaha, \$175

George W. Ames and wife to Antoinette sec 32, 15, 13 c, \$7500.

Edgar Rothery to Frank Dellone, w d, lot 4, block 12, Isaac & Selden's add to city of Omaha, \$1.

Francis E. Bailey and wife to Ole Olsen, w d w 19] ft of e 57] ft of lot 114 in Nelson's add to Omaha, \$800.

Seal of North Carolina Smoking To acco is the best.

and Engineers Dolan and Johnson left for Nabb to break off an engagement he had arrow Mrs. M. deserted her husband, being enamoured of a certain dusky Don Juan,

The petition as filed alleges general infidelity on the part of Mrs. McNabb. Mrs. Mary E. Diedrick sues for a

divorce from her husband, Edward He aroused Mr. Mills and Dr. Parker Diedrick, Grounds, alleged desertion and failure to support.

TEN THOUSAND DOLLARS DAMAGES. Father Philip Erlack, a Catholic

priest of Hebron, Thayer county, Neb., commenced sult yesterday in the dis-trict court, against the B. & M. ond C., B. & Q. for ten thousand dollars damages. It appears that the reverend

father, while passing along Tenth street, on the night of December 11, 1884, fell J. L. Smith has recovered from his late into a deep excavation, dug and kept open by the railroad companies made defendants in the suit. He sustained severe and lasting injuries by the fall, maiming him for life. He therefore, asks, through his attorneys, Gen. Cowin and George W. Shields, a judgement for damages against the companies in the

amount named.

COUNTY COURT. In the case of Charles Banks, of the Post and Telegraph, vs. G. M. Hitch-cock, a suit for alleged money due on advertising, the action was dismissed at plaintiff's cost. The case of Frenzer vs. A. D. T. Co.

was decided in favor of plaintiff. The suit was brought to recover value on a pane of plate glass broken by an emloye of the District Telegraph company while putting in a call box. Application was made for the appointment of an administrator for the estate

of George L. Chamberlain, the engineer killed at the Elkhorn disaster of last winter. A hearing will be given on the 20th inst.

Setting a Trap.

Mr. John S. Brandt, proprietor of Turner hall, has in his yard a large ice box in which he, keeps his meats. On Saturday night, two weeks ago, some fellow stole from the box a fine yeal roast, which had been purchased for John's Sunday dinner. This did not will occur tonight. make John very mad but last Saturday

night he had in the box some breakfast bacon and a brace of beautiful ducks, which were to furnish subsistence for him during the Sabbath, and some fellow got into the box and carried off the whole business. This did make John mad and

he has fixed upon the box a bear trap which will give the next thief a warm re-ception. This fact is mentioned so that the next one may work a little bit care ful.

Railway Gleanings.

Superintendent Smith, of the Union Pacific, has received from Superintendent had only begun. Yesterday morning at St Jewett Clark, w d, e i of sw i of sw i of G. Lovell, of the ninth division of the Vincent, Minnesota, the mercury marked railway mail service, the new schedule to 35 below zero; at Buford, Dakota, 27 be adopted in that district, embracing all below zero; at Moorhead, Minnesota, and Bismarck, Dakota, 25 below zero. through mails via Buffalo, Suspension Bridge, Toledo and Detroit line of the Lake Share & Michigan Southern and zero. At 10 o'clock it had fallen two de through mails via Buffalo, Suspension

to Mr. Hall by Mr. Patterson. Elegant Place. Sunday afternoon the woman and her

Escape for Mr. Colpetzer's

Frank Colpetzer, located near his elegant at the Occidental hotel with another man new house. The fire was discovered by Mr. Cook, who lives next door to Mr. Colpetzer.

and the latter gentleman at once telephened in an alarm to No. Sengine house The fire department made lively time and No. 3 was upon the ground before the gentlemen who had called them had time to dress themselves. The fire was speedily extinguished. While the fire

addies were battling with the flames, Mrs. Mills was engaged in making coffee and as soon as their work was completed the lady treated the boys to good, hot coffee, which was greatly relished and for which the recipients are duly thankful. The fire orig nated from the heating ap

paratus, which is placed in the barn and but for the early discovery of the flames, it would have resulted disastrously. The damages are placed at from \$200 to \$300.

CABINET CHANGES.

Resignation of the Secretary of State 1. The leave of absence for seven (7 days granted Second Lieutenant A. C In Cumming's Cabinet.

Macomb 5th cavalry in Orders, current Mr. P. Desmond, secretary of state, in series, from Fort Niobrara, Neb., is ex tended twenty-three (23)days. City Marshal Cumming's cabinet, has 2. On the recommendation of his tendered his resignation. Mr. John troop and commander, so much of the Turnbull takes the place made vacant by sentence published in general court-martial orders, No. 34, series of 1884. from Desmond's resignation and Officer Sigthese headquarters as provides for the wart succeeds Mr. Turnbull. Officer confinement of Eugene Schickedonz, late Hinchey, who has been laid up for a private troop F. 5th cavalry, for three while with a sprained ankle will succeed (3) years is mitigated ro read one (1) Mr. Sigwart as assistant secretary of the year. 3. Private Joseph Gordon, re-en

interior, or assistant jailor. listed and Recruit William C. McNtel, Mr. Desmond has opened a saloon in enlisted at Fort Omaha, Neb., are as signed to the fourth infantry. By order Brigadier General Howard. the old McGuckin place on Tenth street.

There is something strange about the connection between policemen and salconists. As soon as a man has been upon the police force long enough to 'catch on" in good shape, some one sets him up in the salcon business. Four or five police officers have gone this way within a short time, and more will probably follow. Mr. Desmond's opening

THE COLD WAVE.

Old Boreas Upon Another Rampage in These Parts.

It seems as if Old Boreas had gotten upon his ear again and had concluded to inflict upon the people of this section another castigation in the way of very old weather.

The reports from the north are very discouraging, and it looks as if the winter

lower peninsula of Michigan. Time in this schedule is based on the 24-hour scale; 12:00 is noon, and 24:00 is mid-wind is in the north,

husband again met in Mr. Hall's office, About half past four o'clock yesterdsy and at this meeting the moon was covered a fire broke out in the barn of Mr. all over with blood. The man Dansmore accused his wife with having registered under the name of Mr. Smith and wife, and the woman accused her leige ord with criminal intimacy with a colored woman in the east, and so the war of words was kept up until the man could stand it no longer, and beat a hasty retreat from the room. The woman has engaged a prominent young attorney, J. R. Brotherton, whose office is with Mr. R. C. Patterson, as counsel, and proposes to fight. It nov

Army Orders,

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PURE CREAM TARTAR.

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Delafontaine, of Chi

TRYING TO HOLD DO

PEARL BAKING POWDER

TAMBOUNDTO RISE

Absolutely Pure. transpires that the woman "worked" Mr. This powder never varies. A marvel of purety, strength ard wholesomeness. More economical than the ordinary kinds, and cannot be sold in competi-tion with the multitude of low test, short weight alum of physchrite powders. Sold only in cans. ROYAL BAKING POWDER CO., 108 Wall St; N. Y. Hall for about \$100, in small installments, to pay her incidental expenses. The man Densmore appeared upon th scene just in time to save Mr. Patterson

and several merchants from getting their foot into the pie pretty deep It now re-mains to be seen how the matter will pan Omaha Medica & Surgical out, and whether or not the woman can Iusti'ute get any of the money now in Mr. Hall's

hands. At all events, Mr. Hall will 1118 Howard Street. probably remember the affair to the tune (N. E. Corner 12th and Howard Streets of about \$100.

(For the Treatment of a Chronic and Surgical Diseases esses of Females, of the Nervous System, Pri ate Diseases of the Urinary and Sexual Organs, aud Direases of the Head, Throat and Lungs, vate Dise



Eye and Ear.

Discasts treated by an experienced specialist, also discases of the Heart. Liver, Stomach, Kidneys, Bladder, Neuralgis, Rheumatism, Files, Caneir, etc. Our office and consultation rooms are furnished CATARRH, BRONCHITIS, And all other discases of the "hroatand Lungstreat ed by Medical Vapors. (Send for Inhaler or circular on Innalation.) All discases of the Bloosi, Urinary and Sexual Or-gaus. Private Discases and

Files Cured or no Pay.

(15 Years Hospitaland Private Practice.) Consultation and examination free, Call or write for circulars on chronic diseases and deformities, Diseases of Females, Private Diseases of the Urinary and Sexual organs, Seminal Weak-ness, Nervour Debility or Exhaustion, etc., etc., and our new restorativefreatment. All letters and consultations

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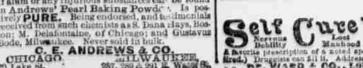
Open at all Hours, Address all letters to Omaha M+ dical & Surgical Institute

1118 Howard St. Omaha, Neb.

DISSOLUTION NOTICE.

Not'ce is hereby given that the firm of H. G. Clark & Co. has this cay dissolved by mutual consent H G Clark retiring, and the firm of Carke Brok. & Co. succeed thereto. The latter firm assumes all liability of the fermer and will collect and receive all outstanding accounts. HCGH G. CLARKE.

all outstanding accounts. HUGH G. CLARKE. A. M. CLARKE. WILLIS F. CLARKE. WILLIS F. CLARKE. MAE



WARD & CO., LOPISIANA. HO



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th and Pouglas streats,

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