## THE DAILY BEE.

DMANA OFFICE NO. 514 AND 516 FARMAN ST. Maw York Office, Room 65 TRIBURE BUILD-One Tenr. \$10.00 | Three Months . . . \$ 2.50 | Sim Months . . . . \$ 0.00 | One Month . . . . 1.00 | The Weekly Bee, Publiheed every Wednesday

TREMS, POSTFAIR. 

CORRESPONDENCE ! mmunications relating to Rews and Editorial should be addressed to the Entron of THE

All Enginess Letters and Remittances should be addressed to The Ber Pushenne Company, Onana. Drafts (Decks and Post office orders to be made pay-able to the order of the sompany. THE BEE PUBLISHING CO., Props. E ROSEWATER, EDITOR, A. H. Fitch, Manager Daily Circulation, P. O. Box, 488 Omaha, Neb.

OMAHA want an exposition, and not a district fair.

get there unless a collision occurs.

Confedrit X Roads.

COUNCILMAN JOHN B. FURAY Is not likely to crawl into a mouse hole because office furniture for which the state has the new cattle-disease law which was Dr. Miller threatens to mop the floor with no use in any place. Aside from this it passed by the last legislature when it him, politically speaking.

alleys are in a very bad condition, owing to a long accumulation of filth. They should be cleaned at once.

WE are constantly receiving communications that are not signed with the for publication.

SENATOR VAN WYCK'S urgent remon-It is more stringent and enables the govmuch shorter time.

MR. WYMAN left so much money in the treasury under a republican system of jobbing tariff and other forms of texation that it will take three weeks to count it .- Herald.

One would think that it was discreditable in Mr. Wyman to have left any money in the treasury. The last demomoney in the treasury. The last democratic secretary of the treasury, Howell

Mayor Boyd from giving Omaha honest
Cobb bossted in a public speech within

Mayor Boyd from giving Omaha honest
and efficient government. We shall take

The last demothe western railroad war of a few months
township 24 north of range 46; thence do so facts should be stated wh
ago. It is the cheap transportation more north on the range lines between ranges

The last demothe western railroad war of a few months
township 24 north of range 46; thence west to the southwest corner of made to discover the misconduct
the western railroad war of a few months
and efficient government. We shall take twenty days after he got out of office that there was no money in the treasury for the Line lnites, and that he did not one of them was elected .- Herald. try to have any there for them.

which connects itself with a certain ju-fusion; and its support of the citizens' dicial proceeding to defeat Mayor Boyd's appointments. Mr. District Attorney Estelle will probably govern himself accordingly .- Herald.

imaginary, connect the judicial proceed- purpose as a decoy for gullible republiings in our courts with the proceedings cans, Dr. Miller repudiates the "citizens." of our city council in dealing with Mayor To whom does the Herald refer when it Boyd's appointments. Is not this an attempt to bull-doze and intimidate members of the council? This thing of hold. Mayor Boyd's efforts to give Omaha ing a club over the heads of men is a honest and efficient government? There dangerous experiment.

to trial certain parties who were indicted a plot to stop the democratic for malfeasance in office. If this was wheel of reform? Mr. Goodman. to the men who were indicted, as well as ment of the "citizens." Mr. Bailey is a to the city, that they should have a republican. He did not solicit the sup-

Ir so happened that when the buildings fell in New York recently, a bill priate committees. If any of these apwas pending before the legislature on the pointments have been made for the pursubject of building, which was framed to pose of giving Omaha honest and efficimeet the approval of associations of mechanics, societies of master builders, and meet with obstruction, but if they are the building department of the city, and made for the purpose of building up demohad been well considered by the men cratic bossism in Omaha they will doubtmost competent to pass upon it. The less be rejected. If any of the mayor's folk harbor, upon the declaration of war, bill enters into minute details as to how appointees are known to be unfit to fill buildings shall be constructed, and leaves the places to which they have been which was much the smyller vessel. very little to the discretion of inspectors. This is as it ought to be, and when the would desire to have them confirmed. legislature heard of the crash in New York city the bill was at once taken up for consideration and promptly passed by

THE Iowa editors have accepted an in vitation from the Union Pacific to take teeth and toe-nail side by side with Hasan extended excursion trip in June over call for Boyd and victory. Now Mr. that road and the Oregon Short Line. Boyd's organ opens its mud batteries Mr. Rhetoric Clarkson, of the Des upon him and calls upon the district at-Moines Register, has seen fit to issue an torney to have him prosecuted, convicted address to his brother scribblers in order and turned out of the council, because he has dared to vote with the republicans in the matter of referring Boyd's appointment to the matter of referring Boyd's appointment to the purpose of the debtor is to hinder and the courty of an age, and that it should be accepted with gratitude. Rhetoric Clarkson is greated moved from Wheeling to Charleston, the gratitude. Rhetoric Clarkson is greated moved from Wheeling to Charleston, the strike which is gratitude. Rhetoric Clarkson is greated marked by threats and bluster, or by uncalled-for with gratitude. Rhetoric Clarkson is greated marked by threats and bluster, or by uncalled-for with gratitude. Rhetoric Clarkson is greated marked by threats and bluster, or by uncalled with gratitude. Rhetoric Clarkson is contract the special of the country of the special of the country of the contract of the special of the country and is contract.

In city affairs the count of the council, because he has dared to vote with the republicans in the marker of referring Boyd's appointment to the statute which is the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and define the purpose of the debtor is to hinder and defined his creditors, cannot be proposed.

In city affairs the court is and thread the same than the court helps and the court is a defined in the court helps and his creditors, cannot prevent address to his brother scribblers in order and turned out of the council, because he

GOVERNOR DAWES' DUTY.

Two months have nearly passed away since the legislature adjourned. Governor Dawes has had ample time to act been found wanting in fidelity to the pub-He interess and the trusts reposed in him.

which Senator Avers, of Cass county. was the chairman, made a thorough inquiry into the conduct of the penitentary, and presented a report which should have been acted upon by the executive without delay. According to the report systematically robbed the state by presenting fraudulent vouchers and appro-THE Russian bear has his baggage printing to his own use property mitted to enter Iowa unless accompanied checked through to Herat, and it will for which the tax-payers have been re-THERE is a good deal of curiosity were sustained by ample evidence, that the cattle-producing states, and the preomong the Kentuckians to know who is he had purchased furniture at various to be the new postmaster at Nasby's times and from various firms which he THE paved streets and elleys of Omaha for board and supplies which were fraud- around and find a competent man for are now kept clean, but the unpaved ulent in every particular. It does not mat. state veterinarian. The new law provides names of the writers. Such communications will receive no attention at our have been retained any longer than his hands. We must know the name of the services were absolutely necessary. Why writer of every letter that is intended then has Governor Dawes failed to replace him with an honest and efficient officer? Mr. Nobes is not the only man in America fit to be warden of the strance against the further continuance Nebraska penitentlary. There must cause of the stampede as the recent sale ranges 52 and 53 to the northern boundof fences on the public domain has al- be a few other men in some sections of of one hundred thousand tickets at one ready had the desired effect. The gen- the country willing and able to serve Ne- dellar each by the Pennsylvania railroad eral land commissioner has ordered the brasks in that capacity. There may even from New York to Chicago. These United States district attorneys to insti- be found men in Nebraska who are suf. tickets were at once snapped up by the tute ejectment suits against all parties ficiently competent and trustworthy to steamship companies, as the dollar violating the new anti-fence law, which fill this position. We have said nothing ticket from New York to Chicago enabled is a big improvement on the law in that about this matter because we had reason them to make a very low rate from Euto believe that a change would be made rope to the interior points of the United ernment to prosecute a suit to the end in in due time, but two months ought to States. The fact that an emigrant could

> tickets, and all other forms of persenal and political clap-trap have had a fresh persons to take advantage of this opporillustration in the election of a triplet of tunity, the like of which will probably who are understood to have entered into have been given now had it not been for men who have the shameless audacity to override the one issue upon which every

We knew it all along. We did not be lieve that the Herald was sincere last THE Herald takes notice of a plot fall when it supported anti-monoply ticket this spring was inspired by no sip. care desire for reform. Scratch a Russian and you will catch a Tartar. Now Wherein does any plot, whether real or that the citizens' dodge has served its talks of a triplet of "citizen" councilmen who have entered into a plot to defeat are four members of the city council whose names were on the citizens' ticket. Two THE Herald serves notice upon Dis- of these, Dally and Schroeder, are demo trict Attorney Estelle that he must bring crats. Has Daily or Schroeder joined in done simply in the interest of good gov. who is a republican, was also ernment and without malice we should on the workingmen's ticket. He would cheerfully join in the request. It is due have been elected without the endorsespeedy and fair trial. There has already port of any other party, was pledged to been too much spite-work and too much no particular course or policy, and was political chicanery in connection with not in the city when the election took this matter. Our courts of justice should place. So far there has been no occasion not be turned into partisan mills to grind for blustering threats and partisan abuse. out political grist for or against anybody. The council has simply pursued the ordinary course of business in referring the mayor's appointments to the approent government they are not likely to

> REPUBLICS are proverbially ungrateful, and republicans have often shown a lack is Fred. Behm, for instance, who worked Britisher.

erected by that city and presented to the them sick. state. The question of capitol removal upon the suggestions of that body wherever | was voted on in 1879, there being three they are in the interest of the public contestants, Charleston, Martinsburg and harping about St. John. If it had not welfare. It was his manifest duty to Clarksburg, the first-named place se- been for St. John, Mr. Clarkson would carry out whatever recommendations curing the prize. Wheeling put have remained a very obscure man, but have been made by the legislature with in no claim in consideration of the seat of the extensive advertising that he has regard to the public officers under his government being allowed to remain given himself has made him known outcontrol, and it was certainly his obvious there until 1885. The new capitol duty to remove every officer whe has building at Charleston, which was begun by the state in 1879, immediately after the election, is not yet completed, but One of the state institutions that needs nevertheless the records will be removed careful and honest supervision is the pen- to that place, beginning to-day. Wheel-Itentary. A committee of the senate, of ing will use her abandoned capitol building as a city hall.

GOVERNOR SHERMAN, of Iows, has is sued a cattle quarantine proclamation against Connecticut, New York, New Jersey, Pennsylvania, Maryland, Vir. of that committee Warden Nobes has ginia, West Virginia, Deleware, Kentucky, Tennesse, Illinois and Missourl. No cattle from these states will be perby a certificate of health from the state quired to pay out of the penitentiary vetrinary surgeon of the state from which funds. It was charged, and the charges they may come. Iowa ranks first among caution taken by the governor is not only timely but justifiable. The govplaced in his opera house at York, and ernor of Nebraska would do well made use of elsewhere. There were to follow his example, and make other valuable deaks, tables, chairs, and other preparations [at once to strictly enforce was elso shown that Mr. Nobes had pre- goes into effect, which will be in June. sented to succeeding legislatures claims Now is the time for the governor to look ter whether the legislature found him a salary of \$2,500 for such officer, and out and refused to appropriate the money that amount of money ought to secure a asked for, suffice it to say that an at- first-class veterinarian. The governor tempt was made by this officer to procure should also determine who shall compose money under false pretenses and his con- the sanitary commission, which is to conduct has been so scandalous with regard sist of three cattle-raisers actually en-

THE Chicago Herald says that the war stampede of emigrants toward America. We do not think, however, that the war advertised in Europe, and there was no "CITIZENS" tickets, "Anti-Monopoly" difficulty in finding a hundred thousand "citizens" candidates of the city council never be offered again, and would not an open hand in this game on the part of than anything else that causes the present stampede of emigrants from Europe.

> A NEW use has been found for electricity. It has been demonstrated to be a very effective preventive of crime. The London Electric Review calls attention to the statement recently made by the police of the city of Hartford that the electric lights have been the means of greatly lessening their labors by diminishing the commission of crime. For in stance, in a public park, where a great deal of crime and mischief had been perpttrated, the misdeeds of the night have decreased fully ninety per cent since the illumination of the park with electric lamps. To serve most effectively as a preventive of crime the electric light, says the New York Herald, should be introduced not so extensively in the great thoroughfares of the city as in the outlying and suburban districts, which have less police protection.

THE office-seekers from the territories who have made Washington their headquarters since the 4th of March are at last beginning to get tired, and one by one they are taking Mr. Cleveland's advice to go home and stay there. They are becoming disgusted with the slowness of the administration in supplying them with offices, and they fear that the president will not after all attck very close to the text of both the republican and democratic platforms in regard to filling territoral positions with citizens of instances.

THE engagement that was expected to take place between the Russian corvette and the British war-vessel, lying in Noris declared off. The Russian corvette, nominated, no good citizen of any party quietly pulled out of the harbor before daylight on Wednesday morning, her destination being unknown. Her commander probably became convinced that the declaration of war was near at hand, of gratitude, but it takes a democrat to and very likely he came to the conclusion exhibit unadulterated hoggishness. Here that his vessel was no match for the

vaporings of such fool friends as the Harlan county. Reversed, rend. Opinion Omaha Herald, In city affairs the by Maxwell, J.

authorities have occupied a handsome Field and Gould. It was probably the capitol building at Wheeling, which was expense of the undertaking that made

> CLARRSON, of Des Moines, is still side of lows, He worked the St. John business for all that was in it.

THE journals of Russia can hardly be called newspapers. They have been forbidden to publish any reference to current events in Asia. Under the circumstances Russian editors will probably devote themselves to agricultural matters during the coming summer.

PERHAPS the Afghans can take care of themselves, and will not need the aid of the English. So far they have shown that they understand the art of war as the purchaser and forfeit his rights under th well as the Russians.

INTERNAL revenue collectors breathe easier now that it is pretty generally understood that no removals are likely to be made until after July 1st.

> OUR NEW COUNTIES. NORTH BEND, April 29.

To the Editor of the BER: Please give the names, boundaries, range and township lines of the new counties created by the last Nebraska legislature, and oblige a number of your readers.

There were four counties created-Blaine, Dawes, Logan and Sherldan. follows: Commencing at the southeast corner of township 21, running thence north to the northeast corner of township 24, range 25, thence south to the southwest corner of township 21, range 25, thence east to the southeast corner of township 21, range 21, to the place of

Dawes county comprises all that portion of Stoux county commending at the threatenings in Europe have caused a southeast corner of township 24, north of range 47, west of the sixth principal meridian: thence west to the southwest corner of township 24, north of range 52; threatenings have been so much the thence north on the range line between ary line of the state of Nebraska; thence east along said boundary line to the range line between ranges 46 and 47; thence south on said range line to the

point of beginning.

Logan county is bounded as follows: Commencing at the southeast corner of township 17 north, range 26 west of the sixth principal meridian, running thence west along the north line of Lincoln county to the southwest corner of township 17 north, range 29 west; thence have been long enough to enable the be carried from Liverpool to Chicago for north to the northwest corner of towngovernor to find a successor to Warden \$8 50, and from Liverpool to St. Paul or ship 20 north, range 29 west; thence east Minneapolis for \$16.00 was extensively to the northeast corner of township 20, north, range 26 west; thence south along the west line of Custer county to the

point of the beginning.

The boundaries of Sheridan county are as follows: Commencing at the southeast corner of township 24 north of range 41 west of the sixth principal mer.dian; thence west to the southwest corner of 46 and 47 to the northern boundary line of the state of Nebraska; thence east along the said boundary line to the range line between ranges 40 and 41 thence south on said range line to the point of beginning.

the boundaries of Sloux county were defined anew by the last legislature as follows: All of that portion of Sioux county commencing at the southeast corner of section 24 north of range 53 west of the sixth principal meridian; thence west to the western boundary line of the state of Nebraska; thence north along said boundary line to the northwest corner of the in error, without his solicitation or the solicistate of Nebraska; thence east on the northern boundary line of the state of Nebraska to the range line between ranges 52 and 53; thence south to the place of beginning.

Supreme Court Decisions Filed April 29, 1885,

Nessler vs. Neher et al. Appeal from Sa ne county. Affirmed. Opinion by Cobb. Ch. J.

1. The lien of a judgment of a district court, duly rendered or docketed, will extend to all legal or equitable interests of the defend-ant in lands within the county, of which

mch defendant is in actual postessi

2. The doctrine of tacking, held not to apply to a case where a party holding a judgement lien on lands held under a title bond buys in the title to the land. Wyant vs. Tothill. Appeal from Nuckolls county. Affirmed. Opinion by Maxwell, J. 1. Real estate, appraised and advertised under an order of sale before the return day of the writ, may be sold after the return decrease.

lay.

2. A sale of real estate under an order sale, where the motion is not published least thirty days before the sale, will be s aside, on motion; but if the sale is confirmed without objection, in the absence of fraud, the purchaser will acquire a good title. Bardwell vs. Stubbert, error from Antelone county. Reserved; remanded. Opinion by Maxwell, J.

1. In replevin where the object of the the territories. He has already departed which it is claimed are wrongfully delivered by the defendant, the filing of an affidavit setting forth substantially the facts required by the statutes, is a condition precedent to the lauing of the order of delivery. 2. Where A brought an action of replevin against B to recover certain chattels, filed the

proper affidavit, and obtained an order of delivery under which he recovered possession of the property, he cannot afterwards before the trial amend his petition by making C a joint defendant with B to recover the property unless in an affidavit filed before he ob-tained the chattels in controversy, he had charged C with the wrongful detention of the A plaintiff in replevin must recover if at

all on the strength of his own claim, and a failure to prove his right to the immediate possession of the property, where the illegal detention is denied, is a failure of proof upon a material point.

J. L. Caldwell vs. Bloomington M'fg. Co.
Brror from Lancaster, Affir'd, Opinion by
Maxwell, J.

The only way for Mayor Boyd to conduct a successful administration of the city's affairs is to ignore all the silly vaporings of such fool friends as the

corpus upon the ground that the affidavit is

Cobb, Ch. J. dissents.

Cobb, Ch. J. dissents.

State ex rei , McBride, V. Long. Que
varranto, judgment of ouster. Opinion by

1. Under the provisions of section 7 of th election law, which provides that in each county having a population of 8000 inhabit-ants there shall be elected in the year 1879 and every four years thereafter a clark of district court, etc., a county which in 1883 contained less than 8000 inhabitants at the contained less than 8000 inhabitants at the time the census was taken in that year, but more than that number thirty days before the general election, was authorized to elect a clerk of the district court.

Cobb, Ch. J. dissents.
Shuman V. Willets et al. Appeal from
Harlan county. Reversed, decree in this
court. Opinion by Maxwell, J. 1. A contract for the sale of real estate con

tained a provision that the consideration should "be paid in carpentering at \$2.50 per day," the purchaser to have five days notice when his services were required, "and to complete payment within twelve months if work is called for" and "to be allowed 20 per cent discount on any part of price of lots paid in cash." Held: 1. That the purchaser had the entire twelve months in which to make payment, and that it was optional with him to make payment either in labor or money 2. That the vendor without the assent of the purchaser could impose no new conditions o contract before the expiration of the year.

Where a contract in relation to rea estate has been deliberately entered into by competent parties, and is not open to objections of fraud, undue means, etc., in obtaining it, a court of equity will carry out the intention of the parties by specifically enforcing

its obligations.

3. An act to enforce specific performance of a contract for certain lots was pending sev eral years and during this time certain partie erected a wooden building on one of the lote which was not a fixture. This building the plaintiff afterwards rented for a short time out claimed to be the owner of the lot, held that he was not thereby estopped from enforce

ing his contract
The O. & R. V. Co. vs. Walker, same vs Hartley, same vs. Hartey, error from Lan caster county, affiirmed. Opinion by Max

demned real estate for right of way and an Blaine, Dawes, Logan and Sherldan. appeal from the award of damages has been taken to the district court, the land owner on the trial is entitled to open and close.

2. Instructions asked and refused or jected to must be specially pointed out in some way in the motion for a new trial.

3. Where in a trial to recover damages for right of way across a tract of land, the jury present:

were permitted by the court to view the premises, the verdict will not be set aside unless it is clear that the jury erred. Stout vs. Rapp. Error from Antelop-county. Reversed and remanded. Opinion

by Reese, J.

1. The supreme court has jurisdiction to re view, upon error, the judgments and decisions of the district court made upon appeal from the county court, in matters pertaining to the settlement of assigned estates.

2. The county court has jurisdiction under the provisions of section 34 of the act regulating the assignment of estates (Laws 1883, p.

81) to decide as to whether personal property is exempt from execution and whether it should or should not be delivered to the assignee. Such inquiry should not involve the question of the title to real estate. 3. Where the title to the family resident

is in the wife it is nevertheless the homestead of the family and is exempt from judgment liens or forced sale upon execution or other process and in in such case the head of the family is not entitled to the further exemption of \$500 in personal property under the provision of section 521 of the civil code, B. & M. R. R. Co. vs. Dobson, error from Seward county. Affirmed, Opionion by J.

dered on the verdict, it is not sufficient to al-lege that the plaintiff "could not with reason-able diligence have discovered or ascertained the misconduct" sooner. The petition should state the facts showing what efforts have been made to discover the misconduct of failing to do so, facts should be stated which would ex-

2. Whether in case of the assessment of the value of improvements under section five of the act af 1883 entitled "An act for the relief of occupying claimants, etc.," the remedy i Johnson vs. Greim. Error from Seward county. Affirmed. Opinion by Reese, J.

1. Where a jury was sent in charge of a bail if of the district court, with the sheriff

and county surveyor, a distance of eight miles to view and examine real estate alleged to be damaged by the overflow of water, and while examining the land, it being noon, the bailiff by order of the sheriff, procured and caused tation of the jury, there being another convenient place to procure it, the dinner being obtained by the bailiff to be paid for by him and where in such case it was affirmatively shown that defendant in error had no conversation with the jury upon the subject of the case on trial, it was held that no misconduct on the part of the defendant in error, or the jury, was shown which would require

O. N. & B. H. R. Co., vs. Umstead & Ur stead; same vs. Lamb; same vs. Lamb, Erro

from Nance county. Reversed and remanded.

Opinion by Reese, J.

1. Where an appeal is taken from the appraisement of damage to real estate caused by the construction of a railroad, the owner the land becomes the plaintiff in the district Charles Blome, Tenth and Eleventh court to the extent that it becomes necessary for him to prove his damage in case the rail road company appellant, fails to appear fo trial. In such case where the railroad pany is appellant, it is error to dismiss the appeal for the reason that the appellant com

pany is in default for want of an answer.

Bond vs. Dolby, Appeal from Lancaster
county, Affirmed, Opinion by Reese, J.

1. In cases tried to a court without the intervention of a jury, the findings on questions of fact upon conflicting testimony is entitled to the same respect in the supreme court on appeal as would be accorded to the verdict of a jury under like circumstances, and will not be interfered with unless clearly wrong. Bank of Cass Co. vs. Morrison, 22

Northwestern Reporter, 782.

Tonnet, Telephone; Frank Bellamy, ronnet, and alleys; Michael Whalen, roundsman.

By order of Thomas Cummings, City Marshal.

2. Where a promissory note by its terms fixes a legal rate of interest per annum "from fixes a legal rate of interest per annum "from dats until paid," such note will draw interest at the agreed rate after, as well as before maturity. And the judgment or decree rendered thereon will draw the same rate of interest notwithstanding the legal rate upon judgments, and decrees may be reduced after the execution of the note.

3. Where in the purchase of real estate, the preclamation and decrees and decrees the second decree and decrees the second decree decr

purchaser assumes and agrees to pay a debt purchaser assumes and agrees to pay a dabt secured by a mortgage upon the real estate so purchased, and retains a part of the purchase price for that purpose, in a proceeding against the mortgagor and such purchaser to foreclose the merigage, the question as to whether the mortgagor had a mortgagable interest in the real estate is an immaterial one and would not affect the liability of the defendants for the payment of the debt.

That the W. C. T. U. intended to convert the Buckingham theater into a gospel temperance hall. The plan the ladies of that charitable institution have in view:

as soon as the theater was closed the ladies went to all parties concerned and secured their consent that the W. C. T.

no counter claim or set off has been filed, having been dismissed in vacation by the party plaintiff and all costs paid according to the provisions of section 430 of the civil code it is competent for the court at the next or

any subsequent term to permit an interven

tion in said cause. Hurford V. Baker. Error from Madison county. Affirmed. Opinion by Cobb, Ch. J.
1. The language used in the summons wherein the defendants are notified that

product of both to be divided between them on the terms of two-thirds to the former and one-third to the latter; there being a certain cow in the herd which the father had given to the son before he became of age, and which had been kept and raised in common with other cattle on the farm, and was placed and kept as part of the herd and so treated by the parties; held that so far as the rights of third persons were concered the produce of said cow formed an indistinguishable part of

3. By a gift from a father to an infant daughter of a calf to raise and have as her own, without intention on his part, that it will be taken off of his farm, for many years if ever, he does not part with his dominion over it, so as to prevent his recapturing it in his own name and right, from the hands of a wrong dow.

## FIFTEEN YEARS FELICITY.

and Mrs. Thomas Gentleman Celebrate the Crystal Anniversary of Their Marriage.

On Monday evening Mr. and Mrs.

Thomas Gentleman celebrated the fif-

teenth anniversary of their marriage. Notwithstanding the extreme severity of the weather over sixty of their friends attended, to pay their respects and congratulations to the estimable and popular couple. Mr. and Mrs. Gentleman have just moved into their new house, on Sherman avenue, a few doors north of their old place; and its spacious and wellaccomodated parlors, replete with comfort and all modern luxuries, were thrown open to receive their friends, who spent the evening in a very agreeable manner. Music, singing and dancing made up the programme of amusements, interspersed at 11:30, and it is only necessary to refer to Mrs. Gentleman's well-known hospitality to indicate its elaborate and

sumptuous character. The table was literally over-laden and crowded with every delicacy. The following were

Mr. Joseph Creighton and Master Creighton, Shelty; Miss Furlong, Mr. and Mrs. Brandenberg and baby, Mr. and Mrs. Hayes and baby Aslice, Mr. and Mrs. Kitten, Mr. and Mrs. Wadsworth and Birdie, Mr. and Mrs. Garretty and Miss Frances, Councilman Dailey and wife, Mr. and Mrs. Nestor. man Dailey and wife, Mr. and Mrs. Nestor.
Mr. and Mrs. Jeremiah Whalen, Mr. and
Mrs. Ingleman, Mr. and Mrs. Flannigan, Mr.
and Mrs. Daughton and daughter, Mr. and
Mrs. J. Shelbey, Mr. and Mrs. Lowrey, Mrs.
Devine and Mrs. Leisenring, from Aurora,
Neb.; Miss McDevit, Miss Ella Kennedy,
Miss. Mars. McNanara, Mrs. Sullivan, Mr. Miss Mary McNamara, Miss Sullivan, Mr. and Mrs. Attwood, Mrs. Burkley, Dr. Frisoni and wife, Mr. and Mrs. Percival, Mr. and Mrs. O'Henon, Mr. and Mrs. Nichol, Mr. and Mrs. Hussie, Mr. Bracken and Miss Mr. and Mrs. Hussie, Mr. Bracken and Miss Bracken, Mr. Gleeson, Mr. and Mrs. Grady, Mr. J. H. Feeney, Mr. Richard Downey, Mr. Jas. Connolly, Mr. McDevitt, Mr. Thos. Qallon, Mr. M. Hussie, Mr. J. P. McCarthy, Mr. M. Luby, Mrs. Frenzier, Mr. Mullvill-hill, Mr. and Mrs. Kenny, Mr. P. Duffey, and others. and others.

A very choice and beautiful variety of crystal presents occupied a large space. They looked quite pretty and very unique and their number and quality speak vol-1. In a petition for a new trial under section 318 of the civil code on the ground of misconduct of the jury, and the successful party, where the petition is not filed for more than ten months after the return of the verdict and four months after judgment is rendered on the verdict it is not sufficient to the result of the period of the verdict it is not sufficient to the result of the period of the verdict it is not sufficient to the result of the verdict it is not sufficient to the result of the verdict it is not sufficient to the result of the verdict it is not sufficient to the result of the verdict it is not sufficient to the result of the esteem and good will in which Mr. and Mrs. Gentleman see held by their many friends. The large party separated about 2 o'clock, all wishing many years of wedded happiness to their kind host and hostess. umes for the esteem and good will in successful by their many friends. The large party separated about 2 o'clock, all wishing kind host and hostess.

## THE MAY MOVE.

Among the Police To-day.

a change all around to-day, and for the extraordinary for 30, while the finest month, duty will be performed by the creamery is worth 35 cents. Eggs are men on beats as indicated below:

DAY FORCE.

Maurice Sullivan, captain; Joseph Rowles, Thirteenth and Harney to U. P. bridge; George Lowry, Farnam and Tenth to Fifteenth; Dan Kennedy, Twelfth and Farnam to Capitol Avenue; Fred Fuller, Cuming street; Andrew dinner to be served at the house of defendant Crawford, Tenth and Farnam to depot Rowland Firth. Thirteenth south of bridge; L. Jasperson, Ninth, Tenth and Eleventh north of Farnam: James O'Boyle, Sixteenth and Dodge to Izard Peter Weiland, Douglas and Thirteenth to Sixteenth; Pat Mostyn, streets and alleys; Al. Swigart, telephone; John Turnbull, city business; Thomas Cormick, court officer.

Richard Burdish, Thirteenth and Farnam to bridge; James Brady, Twelfth and Farnam to Capitol avenue: John Curry, Sixteenth north of Cass to Lard: north of Farnam; Owen Buckley, Tenth and Howard to depot; Peter Matze, Douglas and Thirteenth to Sixteenth; Dan McBride, Cumming atreet; Wm. White, Thirteenth south of bridge; Charles Donohoe, Sixteenth and Case to Dodge: Duff Green, Farnam to Harney, Twelfth to Ninth: J. J. Donovan, St. Mary's avenue; Patrick Hinchey, Farnam and Twelfth to bridge; Thomas Pelronnet, Telephone; Frank Bellamy,

City Marshal.

THE W. C. T. U.

Its Plans About the Buckingham Theatre.

There have been many flying rumors that the W. C. T. U. intended to convert temperance hall. The plan the ladies of the payment of the debt.

Harris vs. Cronk. Error from Valley county. Reversed, dismissed. Opinion by Cobb. Ch. J.

secured their consent that the W. C. T. U. could have immediate possession of the building for temperance purposes, and Constable Edgerton had made as-1. An action in the district court wherein rangements to escort the ladies in a body and turn over the premises to their con-This was not accomplished, but trol. negotiations are still progressing and the ladies still hope to lease the theater. They want to convert the former saloon into a lunch room, to make the wine room a reading room, and to have the theater for gospel temperance meetings, bands of hope, etc. Such a move wherein the defendants are sottlied that unless they answer by the 24th day of March, etc., held equivalent to the statute which is that they "answer at the time stated therein." etc., and sufficient.

2. By bringing a case to the supreme court on error, a defendant in the court below waives all questions of the jurisdiction of such ladies have engaged the services of Miss court over his person.

cattle, let the same to his son to farm, the the opera house. The seats are put at the low price of 50 cents for the parquette and dress circle and 35 cents for the balcony. Everybody come.

FAMILY MARKET BASKET. What the Housekeeper Has to Select

From-Facts and Figures.

Frozen fish are out, of the market, and green fish, that is, fresh from the rivers, are now coming in. In the fresh water article, white fish, trout and bass retail at 15 cents per pound, white pickerel is selling at 10 cents; croppie and perch can be had for 124 cents; catfish are just coming in and sell for 15 cents. California salmon are seasonable delicacies and sell at 35 cents a pound. As for salt water fish, codfish and haddock are worth 15 cents a pound, halibut 25c. Shad sells from 75c to \$1 spiece. Flounders are not in very lively demand at 125. Eels sell for 20 cents a pound. Codnsh tongues are rare, but retail for 20 cents. Oysters retail at from 45 to 60 cents a quart, ac-

cording to quality. Game is nearly out of the market, though the red head and mallerd ducks can still be had from 30 to 35 cents a pound. Snipe are coming and sell for \$1.50 a

The best cuts of sirloin sell for 15 cents, rumps and upper part of round steak at 12½. Reasting ribs, firm and julcy, can be bought at 12½ cents. Veal is extremely scarce and comes highrom 15 to 20 cents, according to the choleaness of the part. Sweet breads can be purchased at 25 cents a pair. Corn beef is selling at from 5 to 10 cents, according to cuts. Prime legs of mutton can be had for 121 cents; mutton chops with card playing. Supper was served 12th to 15 cents. Ham is a staple article in good demand at 125 cents in bulk, 25 cents sliced. Pork 10 to 121 cents. Saurage 10 to 12h cents.

FRUITS AND VEGETABLES. The vegetable market is becoming well

stocked. Early Rose Potatoes are in fair demand at 55 to 65 cents, the Peerless and White Elephant bring 65 cents a bushel. The Colorado, of large and variety, nold mealy 90 cents to \$1 a bushel. The genuine Salt Lake potatoes are coming in and sell for \$1 a bushel. Asparagus is just making its entres into the market and sells at 12he a bunch. Rhubarb can be bought for \$1 a dozen bunches, water cress the same. Parsley is sold at 50 cents a dozen. California cabbage can still be bought for 5 cents a pound. Fresh radishes, 5 cents per bunch. Spinach is worth 65 cents a peck, while cucumbers are just coming into market, and sell from 15 to 25 cents aplece, according to sizs.

Fresh home grown lettuce, a delightful salad delicacy at this season of the year, is sold at 5 and 6 cents a head. Onlone are worth 35 to 60 cents a peck. rutabagas 21 cents a pound, turnips 75 cents a bushel. Sweet potatoes are retailed at from 6 to 8 cents a pound.

The local markets are well stocked in the fruit line. California oranges bring from 15 to 35 cents a dozen, lemons about the same. Bananas, fresh and rips, are very p'entiful, but can be bought for 25 to 50 cents a dozen. Pineapples of the large and luscious variety, are selling at from 40 to 50 cents a piece. Apples are somewhat scarce. The Missouri sells for \$3.50 to \$4.00, while the Michigan variety brings higher prices, \$4.25 to \$4.75. Strawberries will be in the market Saturday.

can be purchased at a variety of prices The police force is booked to undergo | The ordinary article sells for 25; the worth 121 cents a dezan.

LIVELY RAILROAD WORK.

The Extension of the Sioux City & Pacific in Northwest Nebraska,

Sioux City Journal, April 29.

A Slovx City man returned from the ine of the White River extension west of Valentine tells a reporter how it is: 'The track is now finished for twentyfive miles cut, possibly thirty miles by this time. It is like an army at the end of the track. There are over 300 men there haul ng tles, placing rails, leveling up the track and doing one thing and another connected with the track-laying. The randy soil of which most of the readhed is made makes it easy to bed the ties and get a good, smooth track from the start. These 300 men are employed in this tracklaying, and they are putting down as much as two miles per day. A few miles west of the tracklayers you come to Desparois' bridging gang, about fifty men, I should say, and two piledrivers. The bridging on this part of the line is not heavy, and the bridgers easily keep out of the way of the track men. The first ninety miles of the grade was finished last fall. Beyond that the next fifty miles is alive with graders. Some places for a mile or more the grade is lready done, and all of it, except possioly a little rock work near White river. will be finished before the track can get there. I found the grading contractors all pushing their work, anxious to finish before the letting of the next fifty miles of work west of White river, which is

## generally expected will be let in June." A Great Issue. First Edition, 250,000. THE MAY CENTURY:



GEN. GEO. B. MCCLELLAN, n which the writer speaks freely of his relaons with Secretary Stanton, and enters fully into the plans and disappointments of THE FIRST ADVANCE ON RICHMOND; and three papers by the ex-Confederates

GEN. JOS. E. JOHNSTON, GEN. GUSTAVUS W. SMITH, and Gen. Johnston (whose article is a reply to Jefferson Davis) commande against McClellan unti

e was wounded. Gen Imboden relates his ex periences at Bull Run, with anecdotes of Stone