

LINCOLN.

A Case of Great Importance to Lancashire's Tax-Payers.

Candidates for County Offices Bobbing Up Serenely.

Rev. Mr. 's Departure—Monday Night's Concert—The Military Company—Capital Brevities.

AT THE CAPITAL.

LANCASTER COUNTY'S BOND CASE.

The brief of the respondents in the case of the State of Nebraska upon the relation of Joseph R. Webster vs. the Board of County Commissioners of Lancaster County has been filed, and the case will probably be argued next week before the supreme court. This is a case of a good deal of interest to the taxpayers of Lancaster county, and, in fact, to the people of the whole state. In their decision the supreme court must determine largely the scope and power of boards of county commissioners throughout the state. Although brief mention has been made heretofore of this case in the columns of the Bee, it is of sufficient interest and importance to our people here to warrant more extended notices than it has heretofore received. It would take a page of the Bee to enter fully into this case, but it may be summarized as follows: May 24, 1869, the electors of this county voted to issue to the Burlington & Missouri River Railroad Company in Nebraska, county bonds in the sum of \$50,000, to aid the construction of its road from the Missouri river to Lincoln, in said county, and by their terms they were made payable to said company or bearer on or before the expiration of twenty years from date, with interest at ten per centum per annum, payable annually. Said bonds were issued by the county, and dated July 1st, 1870, payable on or before twenty years from date.

October 24, 1870, bonds in the sum of \$150,000 were issued to the Midland Pacific railway company, with the same general provisions as those issued to the Burlington & Missouri as above specified, excepting they were payable on or before twenty-five years from May 1, 1871.

November 28, 1871 another issue in the further sum of \$100,000 was made to the Midland Pacific railway company, with the same provisions as above, excepting they were payable in thirty years.

The redeemable character of these bonds, Mr. Webster claims, had been lost sight of, through some error in the making up of the bond register, and was unknown to any of the county officers or to the relator. Mr. Webster further says that in 1879 Lancaster county floated seven per centum interest bearing bonds, and during and after 1880 the county could have refunded its railroad bonds at six per cent had their redeemability been known. Further the relator says, in the month of December, 1883, he began an investigation into the history of the bond debt of the county, and ascertained that the bonds were payable on or before the respective dates of absolute maturity, while the bond register indicated that the bonds were not redeemable, but were payable at absolute periods.

In February, 1884, Webster entered into a contract with the board of county commissioners, by which he was to undertake to effect the surrender of such bonds at par, and to fund the same at a lower rate of interest without any cost to the county, in case he was unsuccessful, and for compensation he was to receive such premium as the six per cent bonds as refunded might bring. At this time there was outstanding of such bonds \$267,000. By his services Mr. Webster effected a reduction of the interest charged for the year commencing May 1st, 1884, of \$16,600, and a total saving of interest to be paid upon the said three series of bonds during the unexpired portions of their unpaid and apparent term, to run as follows:

B. & M. series, \$2,100; first series Midland bonds, May 1st, 1884, to May 1st, 1896, \$72,000; second series Midland bonds, even if valued, May 1st, 1884, to Jan. 1st, 1903, \$74,666; or a total sum of \$148,766.

On April 1884 an action was brought by a tax-payer to restrain the county commissioners from complying with this contract, and by an agreement with Webster and the commissioners the contract was annulled. Now comes Webster and claims on a quantum meruit, \$14,866.60 for services rendered, and asks the supreme court to issue a writ of mandamus compelling the county clerk to draw a warrant on the county treasurer for the amount, and if no fund exists from which the claim can be paid, that the county commissioners be compelled to make a levy for payment of the same. The respondents, in their brief, deny the right and power of the board of county commissioners to enter into such a contract. The decision of this case, as we before said, involves a great deal of law, and should it be decided in favor of Webster, opens a wide field of new power to boards of county commissioners, which now are considered as only quasi corporations, clothed with only such powers as they directly derive from the legislature, and are strictly confined to them by both the common and statute law.

COUNTY POLITICS.

are beginning to loom up and the candidates are sealing their friends with a frequency heretofore unknown. The fight at the primaries will probably be the hottest this country has ever known. In every ward there are a number of states, some of which, of course, are bound to be broken, but not without a bitter fight. The fight is on the treasurer, all other offices seeming to be lost sight of. It is impossible to say who is in the lead, if indeed, anybody is. The candidates are Helmer, Roka, Griffith and Burnham, and at the present outlook, one of the above named will be the next county treasurer, there being no dark horse.

For county judge there are four candidates, N. C. Abbott, C. M. Parsons, Willard Stewart, and the present incumbent, who has served two terms, C. M. Parker. Abbott seems to be in the lead, and his nomination would give very general satisfaction.

For sheriff, Sam Melick has a walk-over, there being no opposition. He has served his first term most acceptably, and deserves a renomination unanimously.

John McClay for county clerk, and McClusky and M. Kinnon for county school superintendent, with innumerable candidates from every hill side

ready to occupy the chair of County Commissioner. Weller, are among some whose names have been called to the attention of your reporter.

CAPITAL BREVITIES.

Thompson, the workman who fell off McConnell's three story brick building now in course of erection on Twelfth street, and in the fall broke nearly every bone in his body, seems to be doing well, the attending surgeon informing your reporter that his recovery was not imminent.

The genial Harry Hotchkiss can now write his name Captain, and he will make a good one. This comes about by the musterling in of Company D, N. N. G., which he commands, with Lieutenant Cheeny and Abbott to assist him. The company numbers fifty men, and already have their guns, with new uniforms on the road from Columbus, Ohio. An armory will soon be provided where they will have settled quarters. This company is largely composed of some of the best young men in Lincoln, and propose to take the paces at the coming state fair.

Col. Higgins, of Fremont, left to-day after spending two days in the city looking up insurance matters.

W. W. Cheshire, of Crown Point, Indiana, recently connected with the United States treasury department as a special agent, in visiting friends here, and contemplates permanently locating in our state.

Ex-Senator Reynolds, of Butler county, passed through the city yesterday on his way to Marysville, Kansas, to accompany his wife home.

Maurier Burr informs us that he is about to have the streets of Lincoln thoroughly fixed up, so that they will be in the best condition for the state fair.

Charges were preferred against Postman Kelly by Andy Bayless to the city council Monday, in that he treated his too harshly in arresting him last week.

This may be so or not, but Bayless is a darky of fighting proclivities, and has figured in the police courts several times, only a short time since being fined \$5 and costs by Judge C. C. Chaney for carrying concealed weapons. Kelly is one of the most efficient policemen on the force, and bears a good reputation, but when he undertakes to make an arrest he goes to it.

Rev. Mr. McElroy, who has so who

presided over the destinies of the M. E. church of this city, drawing to it the largest congregation of any church in the city, and largely through whose hard work they can boast of a church edifice

any congregation in the country could be proud of, will leave soon for his new field of labor in Chicago. With him Mr. McKelroy takes the good wishes of the people of Lincoln. His successor, as yet, has not been appointed. Last evening a reception was given him which was very largely attended by his many friends, not a few of whom were not connected with his church.

The concert given last night at the new M. E. church was a grand success, the church being crowded to its utmost capacity. This entertainment was the musical event of the year, and was participated in by the best talent of the city. To make individual mansion would be doing others wrong, and space does not allow us to praise all, but it is little to say that each one did well, and everyone present spent a most delightful evening.

PERSONAL.

Charles Green returned yesterday from Chicago.

W. S. Prickett and wife, Fairchild, is a Paxton guest.

C. E. Forbes, of the Free Press, St. Paul, Neb., is at the Paxton.

Mrs. Geo. Giacomin and daughters have returned from Spirit Lake.

Judge Brandeis has gone to Minnesota in the hopes of "cooling off."

Messrs. Peter and Joseph Iler have gone to Chicago to attend the meeting of the whisky pool.

Mrs. Baumgartner, with her two daughters, arrived here Monday, Iowa, and is the guest of Mr. and Mrs. B. Koester.

Mr. Clarence Howard, who graduated with high honor at the last session of the St. Louis manual training school, writes to one of his Omaha friends that he has just secured the position of a distant general foreman in the Missouri Pacific shops in St. Louis.

Miss Kate Canning and the Misses Albrists of Council Bluffs, accompanied by Messrs. Canning and Vicary, of Omaha, were the guests of Mr. and Mrs. John Jenkins of this city on Saturday and Sunday last. The young folks visited the Union Pacific machine and car shops, and other places here before returning to Council Bluffs.

P. B. Rhee, Cedar Rapids; Alva Smith, Waverly; Miss Harding, Blair; G. H. Ross, Pickrell; L. T. St. Cyr, Chicago; J. S. Teekbury, Weeping Water; H. O. Ballong, Schuyler; J. Humphrey, Glasgow; Miss S. M. Janny, West Point; J. R. Porter, Hinsdale; C. O'Ceall, Durant; Geo. Chabralian, Alpha; Arnes at the Canfield.

At the Metropolitan: D. P. James, Grand Island; W. W. Sato, wife and son, Tekamah; Mrs. T. R. Leighton and sister, Plattesmouth; Theodore P. Trask and daughter, Oakdale; Mrs. A. Morgan and family, Wayne; Mrs. J. Rash and family, Norfolk; D. A. Billings, Wahoo; R. W. Cunningham, Greenwood; W. C. Massey, Mrs. H. Barber, Fairmont; Mrs. J. F. Moore and daughter, Red Cloud; J. Chase, Plattsmouth, Neb.; H. R. Rowlin, E. Elsdamer, Haslan, Iowa; A. D. Griffin, Milwaukee; Win. H. P. Wood and wife, Wataga, Ill.; August Beck and wife, Chicago; John T. Taylor, Walden, N. Y.; D. M. McDonald and wife, Nevada, Mo.; W. R. Smith, Chicago; D. P. Hutchins, Portsmouth, Ohio.

Real Estate Transfers.

The following transfers were filed August 17, with the county clerk, and reported for the Bee by Ames' Real Estate agency:

Samuel E. Rogers and wife to Sarah J. Haasell, $\frac{1}{2}$ of lot 8, Haasell and Rogers subdivision of lots 56, 57 and 58, Oklahoma, w. d., \$500.

Henry Heithoff and wife to Hans Joseph Delfs, lots 7, 8, 9 and 10 blk 12, town of Millard, w. d., \$1,000.

Fred V. Fowler (single) to A. Leonard Bergquist, $\frac{1}{2}$ of lot 3 blk 2, Lake's add to Omaha, w. o., \$1,435.

L. P. Pruy and wife to A. Leonard Bergquist, $\frac{1}{2}$ of lot 3 blk 2, Lake's add to Omaha, q. c. \$1.

John Rush and wife to John McArdle, lot 4 block 10 Isaac & Saldens add to Omaha, w. d. \$720.

J. C. McArdle and wife to John Rush,

A pleasant party was given last evening at 607 North Eighteenth street by Mrs. Annie DeVine to a number of friends. Mrs. DeVine is to be married this morning to Officer O'Brien, of the city police, the ceremony to take place at the church of the Holy Family at 8 o'clock.

THE CITY COUNCIL.

Business Transacted by the City Fathers at their Meeting Last Night.

A Resolution Looking to Raising the Appraiser of Real Estate 25 Per Cent—Routine Business.

The regular meeting of the city council was held last evening. President Bechel in the chair, and all the members present.

A communication was received from Mayor Boyd approving certain ordinances. Also the contract and bond of Daniel Sullivan & Co., for constructing sewers; the contract and bond of the Barber asphalt paving company, for paving Twelfth street; contract and bond of Hugh Murphy for repairing sewers. Also concurring in the resolution granting ten days leave of absence each year to the members of the police force. Filed.

COMMITTEE REPORTS.

The committee on finance and claims reported various bills, and the report was adopted.

The committee on finance and claims reported the claim of C. S. Higgins for opening water connections, and recommended that it be allowed.

DOES NOT CONTAIN AMMONIA.

IT'S HEALTHLINE HAS NEVER BEEN QUESTIONED.

THE TEST OF THE OVEN.

PRICE BAKING POWDER CO.,

MAKERS OF

Dr. Price's Special Flavoring Extracts,

The strongest, most delicious and natural flavor known, and

Dr. Price's Lupulin Yeast Gems

For Light, Biscuit, Bread, The Best Dry Hop Yeast in the World.

FOR SALE BY GROCERS.

CHICAGO. ST. LOUIS.

OMAHA INSTITUTE

MEDICAL AND SURGICAL.

OMAHA MEDICAL & SURGICAL

OMAHA INSTITUTE

FOR THE TREATMENT OF ALL

CHRONIC AND SURGICAL DISEASES.

The largest Medical Institute West of Mississippi River.

Fifty rooms for patients, individual and

private, and a large number of

assistant, of rare experience as specialists in

various departments.

Write for full information.

DR. G. S. WHEELER, Director.

EDWARD C. COOPER, Physician.

GEORGE D. COOPER, Surgeon.

JOHN C. COOPER, Dentist.

JOHN C. COOPER, Optician.

JOHN C. COOPER, Physician.

JOHN C. COOPER, Surgeon.

JOHN C. COOPER, Physician.</p