ENDLESS BUTTER AND CHEESE. Exceptions to Special Master Churchill's Report in This Case.

Exceptions to the report of A. S. Churchill, special master in chancery, in the celebrated West Point Butter and Cheese association case, were filed yesterday by Abraham Poole and James M. Sherman in the United States court. They alleged that the report in several items is erroneous and untrue. They object and except specifically to each and every item contained therein purporting to be a claim against the respondent the West Point Butter and Cheese association in favor of the respondent the Middletown National bank or A. W. Blye its receiver, cross complainants upon the grounds that each and every item is false and does not represent any sum justly due or owing from the West Point Butter and Cheese association, to said cross complainants. Further, that all sums that Brown advanced or furnished to defendant assocition have been fully paid and satisfied; also that on sundry omissions of large items which are partly chargeable against said defendant Brown, and in favor of the association. Also that large sums of interests are improperly, erroneously and unlawfully computed; also, except to every item purporting to constitute a claim against the association, as they represent transactions with defen-dant Brown individually. That they have all been fully paid and satisfied; also except to costs and witness fees, and sums found by said master to be due to William B. Eager and John H. Wannamaker, that the association is not justly indebted to them in any sum whatever. Further, that every item in said report is unjust and un!awful and that the association never incurred any liability, made any promise are become liable for the payment of the same or any part thereof; also by reason of the divers errors and omissions does not set forth the true state of accounts between the association and Brown. Also that said manufacturing company should be found justly indebted to said Butter and Cheese association in a large amount Clinton N. Powell is solicitor and counsel for complainants.

There was also filed yesterday the exceptions of the West Point Manufac-

turing company to Special Master Churchill's report. First, because the master found that the West Point Butter and Cheese association paid out for the West Point Manufacturing company on judgments, interests and costs, including fees for attorneys and taxes \$45,871.52, and charged the same up to the manufacturing company in its accounting, when as only \$30.000 should have been so charged. Further, that the butter and cheese company had expended for improvements, etc., upon the property of the manufacturing company \$75,155.92 and charged same up against the manufacturing company, when it should have found that this expenditure was under the terms of the lease and that the manufacturing company was not of money originally expended by the Butter and cheese association was charged up against the manufacturing company, without reference to said value of the improvements these sums went for of the improvements these sums went for at the time they were surrendered to the manufacturing company by the butter and cheese association, the value at such time not exceeding \$30,000. Also that said report charges the manufacturing company with \$6,545.24 by way of interest, which was computed upon money expended by the Butter and Cheese association in improvements aron property. ments upon property of the manufactur-ing company, whereas, the master should have found that the manufacturing com-pany was not liable for interest upon said expenditures. John L. Webster is the solicitor for the West Point manu-facturing company

facturing company. CLOSING ACCOUNTS.

Bills Settled for the Reception of the New York Veteran Firemen. The finance committee of the veteran

volunteers of the old fire department met in Chief Galligan's office. It was shown that the receipts from subscriptions were \$1,590.50, and that \$86 still remained uncollected, making a total of \$1,676.50. The expenditures amounted to \$1,268.50, and were as fol-

 Decorations
 50 00

 Linen coats
 97 50

 Miliard hotel
 82 50
 Miliard hotel. \$2 50
A. O. of H. band 60 00
Hats 110 00
James Stephenson. 227 00
Union Pacific band 125 00
Small bills approved. 195 75
This leaves a balance of \$404, which will more than suffice to pay a few small

Considerable was said in the way of denunciation of some hackmen and other people whose charges were exorbitant. But these facts have already been pub-

lished in the Ber.
On motion of Mr. Goldsmith, Chief

Galigan was authorized to call a meeting of old volunteer firemen for the purpose of organizing a permanent association of the same. The chief leaves to-day for Atlanta to attend to the national meeting of the Fire Engineers' assorcation, and will not issue the call until after On motion of Chief Galligan a vote of thanks was extended to the citizens for

their liberal subscriptions, to the press, the Union Pacific and A. O. H. bands for their reasonable charges, the Millard hotel proprietors for their hospitality, the Omaha Fair association for free admis-sion to its grounds, the Union Pacific and Missouri Pacific roads for free transportation of the guests to the same, and to Mesdames Poppleton, Woodman and Donovan for the flowers used in the decoration of the hose carts from the en-

THE ILL-FATED CONSUL.

Pedigree and Record of the Stallion Killed at St. Joe Yesterday.

The news of the death of C. E. Mayne's handsome stallion Consul, who was accidentally killed on the St. Joe fairgrounds Tuesday, by a collision with a roadster, who was on the track for exhibition, was received here with much regret by lovers of the horse. Consul was a magnificent animal, a chestnut stallion, sixteen hands high, foaled in 1881. He was bred by Hon. George W. E. Dorsey, of Fremont, this state, and his pedigree was truly a fine one. He was sired by Saturn; he by Satellite; he by Robert Bonner; he by Rysdyk's Hambletonian; he by Abdallah; he be Membrino, and he by Imp. Messenger: dam Roulette by Sentinet; he by Rysdyk's Hambletonian; he by Abdallah; he by Membrino; he by Imp. Messenger. Second dam by Ed-win Forrest; he by Boy Kentucky Hun-ter; he by Old Kentucky Hunter.

Consul's record of 2.224 was made over a half mile track at Cedar Rapids, Ia., this summer. He was sold by Mr. Dorsey when two years old to Mr. George H. Bailey, of Fairbury, Neb., who gave him a five-year-old record of 2:24 on the Council Bluffs track last September, and who sold him the next day to Dennis Cunningham and C. E. Mayne for \$10,000. Mr. Mayne afterwards paid Mr. Cunning-

ham \$6,000 for his interest.

Consul gave promise of being very fast. The man who was handling him at the time of his death, James Neubro,

had contracted to give him a record of 2:16 or better by October 1, 1888, under penalty of a heavy forfetture. Three weeks ago Mr. Mayne was offered \$18,000 for the horse, but declined to part with him. He intended him for his stock ranch near Valley, and he was not for sale at any price.

sale at any price.

Consul was a half brother to McLeod, record 2:19‡, and was so highly esteemed by breeders from Kentucky that Mr.

Mayne had made arrangements with some of the most prominent horse raisers of that famous country of thoroughbreds to receive mares from them to breed to Saturn, the sire of Consul, whom he still

CLEVELAND WILL COME. The President to Make a Short Stop

in Omaha.

In reply to a telegram sent by Hon. John A. McShane to President Cleveland's private secretary, Colonel Lamont, asking if the invitation to the presidential party to visit Omaha on its western tour had been received and acted upon, the following message was received:

the following message was received:

EXECUTIVE MANSION, WASHINGTON,
Sept. 13.—[John A. McShane, Omaha, Neb.]

—The invitation will be answered as soon as
the time can be definitely fixed. It will
probably be a stop of one hour during the
day of Wednesday, October 12.

The decision of the president to visit
Omaha, even for so brief a stay as is
mentioned in the above dispatch, will be
gratifying intelligence to the people of
this city and Nebraska, although it is to
be hoped that arrangements can be made be hoped that arrangements can be made which will give the distinguished party more time to receive the welcome which awaits them. Omaha had almost abandoned all hopes of being included in the "swing around the circle," but now that the visit is an assured fact steps will be taken at once to give the chief magistrate of the nation a fitting reception.

Confident of Gas.

Messrs. DeLong and O'Brien, prominent real estate dealers of Pittsburg, Penn., were looking at Omaha Monday, under the guidance of G. G. Wallace. Both of these gentlemen are experienced in the development of natural gas, and both are confident that Omaha would, within a few years, be supplied by natural gas wells within her own borders. Mr. O'Brien was particularly emphatic upon this point; but insisted that those boring for gas must make up their minds to go at least three thousand feet. Everything in the lay of the land and the surface indications, to his mind, showed that, after that depth is reached gas would be found in abundance. Both gentlemen were also emphatic in the declaration that no dependence could be placed on the statement of geologists. Scientific men have repeatedly been found at fault regarding the location of gas, particularly in the Lima and Findley regions, where science declared no gas could exist, But the drill showed it did exist, and in vast quantities. Nothing but the drill will tell the story, is the opinion of these gentlemen, one of whom owns a gas farm. whom owns a gas farm.

Wonderful Increase of Scholars.

The overcrowded condition of the city schools is giving Superintendent James and the educational board some considerable annoyance. The increase is unprecedented. The board had made preparations prior to the opening of the fall term for some increase, but these have proven greatly inadequate, the increase being largely in excess of anything looked for. A large number of new desks are be-ing put in the rooms, and everything possible done to enlarge their capacity. The best that can be done, however, for the present, will not be suffi-cient to accompadate this unexpected cient to accommodate this unexpected influx of pupils, but arrangements will be made at the next meeting of the board for several additional rooms. This is certainly unmistakable evidence of the rapid growth of Omaha. The fact that the lapse of the summer months has been sufficient to swell the attendance of our common schools about one-third is. indeed, almost incredible.

1. O. O. F. Grand Excursion. Odd Fellows and friends intending to participate in the excursion to Denver, on the occasion of the meeting of the sovereign grand lodge of the United States, are hereby notified that a special train over the Union Pacific will leave Omaha Monday the 19th, at 10 a. m. It is expected that a majority of the Odd Fellows of Omaha, will take the occasion

tunity for one of the most agreeable trips imaginable. Large delegations from Lincoln, Fre-mont, Kearney and other points will join

to do honor to the sovereign grand lodge and at the same time improve the oppor-

the Omaha party.

The fare is \$18 for the round trip, tickets good for returning until October 21.

The committee having the matter in charge will meet at the hall, Thursday Those desiring further information can call on the committee at that time.

Narrow Escape.

Yesterday, one of the closest calls from being frightfully crushed to death, fell to the lot of Daniel Minton, a switchman in the B. & M. yards. When the "Q." came in the Pullman and other "Cars are switched on the Lincoln train. While this was being done Minton attempted to couple the coaches in the same way as if they were box cars. He apparently forgot that the coaches have self couplers and come together leaving but a few inches between the platforms. He stood between the cars as the switching coaches were approaching, and in a moment would have been a mass of crushed bones and flesh had not Yardmaster Hayes, who was fortunately near, grabbed him and hurled him from his perilous position. Those around turned their heads away in terror at what appeared the young fellows certain death.

After Her Husband. Mrs. J. A. Smith appeared at the Union Pacific depot in a very excited condition. She was looking for her husband and insisted that Depot Officer Charles Mares must know all about him. It seems he is a plasterer and had deserted her. An examination was made of the through westbound licket list for the names of those to whom they were issued. It is a rule of the road to have these names. Very luckily J. A. Smith's name was found with destination San Diego, Cal. His wife immediately purchased a ticket and started after her recreant lord and

Notice.

Any person giving information to the undersigned of the whereabouts of Gilbert Everton will confer a favor on him. He left O'Neill, Neb., three years since, and has not since been heard from. B. F. ROBERTS, O'Neill, Neb.

The Fiddler's Suit. In the case of Nahan Franko vs Adolph Jenatsekke and John Gross, the defendants have just filed their answer. The plaintiff is the well known violinist, and his claim was the services of himself and orchestra at the Casino garden run by the defendants. The latter, by their at-torney, Parke Godwin, file answer saying the plaintiff is indebted to them for meals furnished himself, wife and sisters, to the amount of \$183.70, and for cash to the amount of \$32 loaned plaintiff between April 5 and May 25, 1887. All amount to \$315.70.

REAL ESTATE AUCTION SALE

J. W. Keck's Tower Hill and Walnut Hill Sub-Divisions, and Selections of Business Property, in Kearney, Neb., on Thursday, September 22d, 1887.

The offering will comprise 61 blocks of choice residence property, equal to about 250 lots 50x130 in size, and 28 business lots.

The residence lots are contiguous to Lake Karney and fronting thereon, on high ground, commanding a view of the Platte River Valley for many miles and overlooking all parts of the city. The business lots are on Wyoming Avenue and 14th Street, adjacent to the "Midway" and are among the most valuable now unimproved.

After four separate examinations by eminent hydraulic engineers from Minneapolis and Denver, each reports that Kearney has an excellent and permanent water power, which if fully employed cannot fail to make Kearney a large manufacturing city. The water power at Kearney, it is fully believed, will make the city the manufacturing center of Nebraska, and furnish a large business with adjoining states and territories. We therefore believe the present offer of well located and desirable lots affords an opportunity for investment better than any speculation. One of the desirable residence blocks will be given to some one of the purchasers

TERMS OF SALE.

On residence property, one fourth cash, balance in 1, 2 and 3 years, at 6 per cent On business property, one-third cash,

terest.
For further particulars inquire of or ad-



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VERY SAD CASE. A Woman and Child Starving-Living

Three Weeks on Lard. Yesterday Ellen Mantels, a Swede woman and her little child appeared at Mayor Broatch's o flice seeking aid. They were in a most pitiable condition, having hardly enough clothes on to cover their nakedness. From what the woman said her husband deserted her sometime ago, since which time she has had nothing to eat except what a few poor neighbors frunished her. Before the good peo-ple who did all in their power for her, learned of her wretched condition she and her children subsisted for three weeks on a can of lard and some stale bread. One of the children died from want of food. Finally her case was brought to the attention of the mayor, and she came to the office yester-day and was directed to Acting-Mayor Bechel, who will undoubtedly see that she is cared for. She resides near the corner of Walnut and Thirty-first streets, on the extreme southern portion of the city. Her statements are corroborated by her neighbors, who are all poor and whose means would not permit them to attend to her wants longer. They did not know what course to pursue in calling the at-tention of the city authorities to this case before. While in Mayor Broatch's office a sandwich was handed the little child and she grabbed it with the ferocity of one who had not seen food for months. This is one of the saddest cases that has been seen in the city for a long time.

THE ARCH. A Question of Paying the Dealer for His Lumber.

The local committee who had charge of the subscription for the reception of the Grand Army of the Republic, in response to the ar ticle in yesterday's BEE disclaim all knowledge of having demanded \$275 from the Knights of Pythias, although the claim was this morning reiterated by members of the latter organization. The former say tha t a sub-committee, perhaps, took the initi-ative in the matter although without the knowledge or consent of those who created them. So far as the main committee understands the matter, they heard of the proposition and thought the use of the arch would be worth about \$150 to the knights. It is claimed that about that amount is still due on the structure. It cost \$760, although the contractor took the job for a little over \$500. The loss, it is understood now looks as if it would have to be borne by the Newell Lumber company, who furnished the material. The committee ished the material. The committee claimed they did not know, in view of the fact that subscribers to the citizens' fund had defaulted to the extent of \$1,500, whether or not they would be able to pay the bills that had run, consequently they would be pleased to have some assistance from the knights. Some of the latter were seen this morning and said they did not care whether the arch is kept standing or not. They did not think they would have money enough to spare to pay the amount asked for by the citizen's com-

Doctor Mercer says he never told a re-porter or any one else that his ears would operated by horses or mules. Electricity will be used as the motor, and as a proof the doctor pointed to a large invoice of copper wire that was just being unloaded near his office.



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EYE AND EAR mation of the Ryelids or
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fammations, Abscess, Dimness of Vision of one
or both eyes, and Tumors of Lid.

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Catarrh, Internal or External Deafness, or
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Drum, etc.

Drum, etc.

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Blurs Before the Eyes, Lassitude, Languor,
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