## THE OMAHA DAILY BEE: THURSDAY, SEPTEMBER 29, 1887.

### 8

## A VERY QUEER PROCEEDING.

The Mayor and Council of Lincoln to be Brought to Court in Omaha.

SO ORDERED BY THE U.S. COURT.

A Lawyer Gives His Opinion-Rewarding a Man for Shooting a Footpad-A Fifty Thousand Dollar Church.

#### Federal Interference.

Tuesday, Deputy United States Mar shal Allen went to Lincolu to serve an injunction from the United States court upon the city council of Lincoln, restraining it from further action of investigation into the charges of dishonesty which have been made against Police-judge Parsons of that city.

The injunction was served, and as a consequence the trial was brought to a close, and everybody who had not been prepared for the interference of the United States court were surprised at the new turn affairs had taken, especially so when the result will be the bringing of when the result will be the bringing of the Lincoln mayor and council to this city on November 7 to answer in the ease brought against them by Judge Parsons. The latter, as has been stated, is police judge of Lincoln. He has been charged with misappropriating public funds a quantity of avidance aus public funds, a quantity of evidence sus-taining the charges having been dis-covered by a committee of the council. Yesterday evening this testimony was to have been read before the council, but the injunction served in the afternoon pre-vented the reading from taking place, because it expressly enjoined the body from proceeding further with the charges, from taking a vote upon the subject, from declaring vacant Parsons' position, and from appointing any person to suc-

and from appointing any period an in-ceed him. The ground upon which an in-junction from the United States court was received, in absence of the petition, it is thought, is the fact that the act under which Parsons is brought to trial was passed after the commission of the crime now alleged against that man. Notwishstanding, the interference of the supreme court in the matter has been severely criticised. It was unexpected, and to-day, even in this city, has been a subject of general consideration among attorneys in this city.

A leading lawyer, speaking on the subject, yesterday said: "If it has come to this, that the federal courts propose to interfere and regulate the municipal governments of the states, and restrain them from the right to inquire into the conduct of their officers. then the sooner we commence agitating the question of home rule in America the better will it be for us. I do not wish to be understood as expressing an opinion as to the guilt or innocence of Judge Parsons, for as yet I am not prepared to say, not having heard the testimony. What the results will be upon a full hear ing of the evidence no one as yet can tell, but at the same time I do not believe that any federal court has any jurisdiction to dictate whether we shall or shall not proceed with the hearing of complaints preferred against city officers. The power to remove a corporate officer from his office, for reasonable and just cause, is one of the common law incidents of all corporations, but if this were not true the city charter expressly clothes the council with such right. Without the right to purge itself occasionally a city government might become unseemly and for my own part I am in favor of standing by that right."

#### HE SHOT HIS MAN.

And the Citizens Gave Him a Gold Watch for Doing So.

All old citizens who patronize barber shops here must remember Carl Bockhaus. Fifteen years ago he was partner of Loais Faist in the shaving business, and

with no less fervor by Mr. Scott's peo-ple here. That gentleman has now in his possession all the official documents concerning the call, but he has not yet made up his mind as to whether or not he will relinquish his present position at St. Mary's.

SOUTH OMAHA NEWS.

The Presbyterian pound sociable will take place at the Benson house Thursday evening.

Charles Gorman has returned from trip through the range country. John E. Boyd has declared his inten-tion of allowing his name to be used as a candidate for sheriff on the democratic

ticket. L. C. Ervin has taken charge of Ed-holm & Akin's branch house in this city. Dr. T. H. Enson has opened an office at the Palace drug store.

A. Kelner and James P. Hayes, members of the shooting club, have gone to Elkhorn Valley to spend a few days hunt-

Miss Mamie Carpenter has accepted a position as assistant teacher in the South Omaha public schools.

Patrick McCann was arrested on com-plaint of Hon. M. J. Wolf for assault and battery and yesterday Judge Reuther dismissed the case at the cost of the complaining witness.

There are now five teachers in South Omaha with 250 pupils under their charge. The present school building was not large enough to accommodate them and the board has secured the Methodist church for some of the scholars until the

new building is completed. The citizens of Albright, which is also in this school district, are complaining that they cannot give seats to all the pupils, and are devising some way of securing more commodious quarters.

The B. & M. had a little smash-up in the yards Tuesday night. The switch-men were handling a car loaded with hogs, when it collided with an empty flat car. The end of the loaded car was crushed in, and a number of the hogs were killed.

The plans and specifications for the new addition to the stock exchange have been completed and the work of erection will begin as soon as the ground is lev-eled down and the stock yards sewer is completed.

#### Public Work Estimates.

At the meeting of the board of public works Tuesday, the following estimates were allowed:

were allowed: J. E. Riley, curbing and guttering Cali-fornia street from Nineteenth to Twenty-second streets, \$1,133,03, C. E. Fanning & Co., grading alley in block 23, original plat, \$94,85. Ryan & Walsh, constructing the south branch of the North Omaha sewer, second monthly estimate, \$1,93,149. The Barber Asphalt Paving company, work on Sixteenth street at the intersection of Howard, \$387.18. The Engineering News Publishing com-nany of New York, advertising contracts, \$14.40. Rees Printing company, printing, \$12.25. date.

Rees Printing company, printing, \$12.25. After the transaction of some routine busi ness the board adjourned.

DURABLE SIDEWALKS. The council has at length passed an ordinance which will have the desired effect in the matter of laying decentlooking and durable sidewalks in the business district of this city. By it, wooden walks are declared a nuisance, and must be removed when they give signs of decay, and substituted by stone, brick, slagolithic or other durable material. A fine of not less than \$5 nor more than \$100 will be inflicted upon any person who may hereafter construct or repair a wooden walk within the de-scribed district which comprises the following streets: Farnam street from Ninth to Eighteenth street; Howard, Harney, Douglas and Dodge, from Ninth to Six-teenth; Ninth, Eleventh, Twelfth, Four-teenth aud Fifteenth, from Howard to Dodge; Tenth from Dodge to the Union Pacific depot; Thirteenth from Dodge to Leavenworth; Sixteenth from Howard to public travel.

Cuming. WHAT DOES IT MEAN?

NORTHWESTERN FARMERS. They Want the Military Road to Be

Put in Good Condition. A very enthusiastic meeting of the farmers of the northwest part of the county was held at Mr. Cronemyer's, to hear the report of a committee

appointed to wait on the county commissioners. Mr. Gilmore presided. A general discussion as regards roads, etc., took place. The meeting was addressed by Messrs. Cronemyer, Klouger, Black, Mangold, Hibbard and Wrage, not only as regards the Motor line, but also the condition of the crossings of the Fremont, Elkhorn & Missouri Valley railroad near Irvington, the road leaving them in such condition that it is a hard matter to cross. No approaches were put in, and it is dangerous to man and beast to cross. Some of the speakers were severe in their denunciation of the

commissioners for not looking to the in-The committee that was appointed at the meeting held September 22 was called upon for its report, and Mr. Mangold, chairman, detailed the action of the county commissioners.

The meeting appointed a committee, consisting of Messrs . Cronemyer, Man-gold, Larson and Hibbard to draft reso-

lutions to be presented to the county board at their next session. The resolutions are as follows: Resolved, By the farmers of the North-western part of the county assembled, that we are thankful to the commissioners for

western part of the county assembled, that we are thankful to the commissioners for the prompt action on the resolutions of our meeting held September 22, thereby causing the motor to be withdrawn. Resolved, That if the road is to be further operated we object to any other than Lorse power, and that we demand the removal of the roadbed to one side of the public road. Resolved, That we ask and insist as tax-payers that the Military road be put in good condition and widened at such places as the valley east of Sheeley's residence, also in-side the city limits on Lowe's avenue, just northwest of Dr. Mercer's place. Resolved, That we call the attention of the county board to the crossings of the Fre-mont Elkhorn & Missouri Valley railroad, at Iryington asking and insisting that they be put in good condition immediately and that said railroad crossing be planked not less than thirty-two feet thereby insuring safety to the traveling public.

to the traveling public.

After the reading of the resolutions they were adopted unanimously. Mr. Hibbard was appointed a com-

mittee to present the resolution to the county board. After further discussion pertaining to

the farmers interest, on motion the meet-ing tended a vote of thanks to Mr. Cronemyer for his hospitable entertainment. On motion the meeting adjourned to meet at the same place two weeks from

## County Commissioners.

It is very noticeable that the county commissioners are engaged in rural busi-

ness these days. Some say that the condition of their "political fences" is not good and at this time prompt attention is required. The commissioners reply that they have culverts, bridges, county roads, etc., to attend to. Be thus as it may the triangular legislative body of

Douglas county are out in the country a great deal during the falling of the autumnal leaves. Some folks seek rural shades when the sun is at its height and are coming back during these cold days. On Saturday the demo-cratic trio got together and transacted some business. In the first place they re-ceived a petition from E. Gilmore, C. Cronmyer and Peter Mangold against

the Benson motor on the military road. They agreed with the petitioners and They agreed with the betitioners and passed the following resolution: Resolved, That it is the sense of this board that the board heartily ratify the resolution presented by the committee of farmers this day, and it is hereby understood that when the franchise was given it was with a thor-ough understanding that it was to be a noise-

less motor and in no way to interfere with

The foregoing resolution was adopted

ceived in Drenei & Foll's stone yard. The verdict was in accordance with the facts of the accident, already published, and holding no person responsible. The remains were forwarded to Wahoo, Neb., where they will be interred.

Daylight Barglars Arrested.

Yesterday afternoon John Lynch, a clerk living at Twelfth and Chicago streets, in company with a laborer named John Ganghan, broke into the residence of Mrs. Halfrey, 806 North Fishence of Mar. Hanfey, but Actual Fifteenth street, during her absence, but were scared away by the cries of the neighbors for police. The only plunder they secured was a pup and a bag of clothes pins. The thieves were captured by Officer Bloom after a brief but excit-ing chase. ing chase.

#### Omaha's Chautauqua Circle.

A meeting of the circle will be held on Friday evening, Sept. 80, at 8 o'clock, in the board of education rooms, Capitol avenue, for the purpose of electing officers and preparing for the work of the coming year. All old Chautauquans, or prospective new members, are cor-dially invited to attend.

A Window Smasher Jailed. While in a noisy state of intoxication yesterday David Nichols was ordered

out of George Hoffman's store on South Thirteenth street. On reaching the street he hunted up a brick and smashed one of the large lights of glass in the front window. He was arrested and lodged in jail at the central police station.

Pleasant Surprise.

The friends of Dr. and Mrs. E. E Wormsley tendered them a wooden wedding surprise which was one of the social features of the season. There was a large gathering of wellwishers, and from the number of pre-sents that were observable it might be that one-half of Omaha taxed its brains for wooden ornaments for the oc-casion, and the other half endeavored to bring duplicates.

A Very Angry Man.

James B. Callaghan is a very angry man. He has just erected a row of buildings on the south end of the Eleventh street viaduct, and placed a water-tight sidewalk in front of his premises. Now the viaduct parties have left the street in a terrible condition just in front of Callaghan's place. In fact, the approach to the viaduct is impassable.

Big Trains. The trains from the west were unus-

ually heavy yesterday morning. Old reliable, Theodore Livingston, with 826 brought in eighteen coaches at 8 o'clock. Conductor Cahill did the ticket inspect-ion and Brakemen White and Alcorn saluted the farmers' daughters between here and Grand Island.

Small Fire.

Yesterday morning an alarm from box 34, brought the fire department to the corner of Twentieth and Izard streets. The alarm came from a two story frame building owned by M. F. Martin, and oc-cupied by Mr. Changnone. The fire was caused by an explosion of gasoline. No damage resulted.

#### New Hospital.

The Sisters of Mercy have secured the Hawthorne builiding corner of Fourth street and Ninth avenue for a hospital. This new institution will be known as St. Bernard's hospital, and will be opened to the public as soon as the building can be reconstructed.

DIED. GRAY-James S. J. Gray, September 28, aged nine years.

Funeral will take place September 29 at 2 p. m. from South Fourteenth and Valley ets. Friends are invited.

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Our line of cassimere shirts, winter hosiery, gloves and other furnishings is equally large and prices throughout very low.

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they held forth on Fifteenth street just north of Douglas street. They were not doing a metropolitan business at the time, for it was rather a season of long hair and unshaven faces in Omaha. Finally Bockhaus thought he could do Finally Bockhaus thought he could do better in the far west, and ac-cordingly in September, 1879 he started for Leadville, Col. He had \$90 as his share of the partnership assets and an old fashioned straight back barber chair. The latter he disjointed and placed it in a trunk, the money he put in his newly purchased wallet and with the kind wishes of his partner Louis and kind wishes of his partner Louis and several friends started westward. He struck Leadville and there had quite an experience. After opening a shop and doing exceedingly well, he was attacked by two footpads one night on his return to his lodging quarters. Carl pulled his little gun and not knowing whether little gun and not knowing whether he was going to hit the moon or an elephant, fired. The result was a dead robber. He fired again, and subse-quent events found a wounded man hid-ing under a porch. The shots attracted attention, strange to say for those Lead-ville days, and Bockhaus was escorted to the leads up a first number of needed the lock-up. A great number of people assembled, and it was found that the assembled, and it was found that the dead man was one of the most notorious roughs in the city. The wounded party was just as bad, and the crowd immed-intely lynched him, making a telegraph pole the "Tyburn tree." Three cheers were given for Bock-haus, and the next day he was presented with a \$225 gold watch which he now carries. The bullet taken from the desperado he killed was attached to a gold badge on which were inscribed a gold badge on which were inscribed the events of the night and he wears it as a precious ornament to-day. Mr. Bockhaus is now a rancher and cattle raiser at Buena Vista, Colo. He has been in Omaha a few days visiting his old partner, Mr. Faist, and intends to return here for permanent location in a short time.

#### Coming to Omaha.

Messrs' Meagher & Sproat, general agents for Diebold Safe and Lock Co, will on Oct. 1st open their store in 1415 Farnam st, and will be fully prepared to fur-nish safe and bank work of all kinds.

#### A \$50,000 CHURCH.

To be Erected by the St. Mary's Con gregational Society. St. Mary's Avenue Congregational

church, one of the most successful religious societies in the city, spurred by the hope of accomplishing greater good have decided upon the erection of a new church which shall cost in the vicinity of \$50,000. The structure is to be of stone and of most beautiful design. The sociefy has appointed a committee of fifteen to consider the matter and arrange all the preliminaries and report the same to a meeting of the members of the association which will be held at an early day. The committee consists of the trustees, W. J. Connell, Fred W. Gray and A. S. Billings, besides twelve other members of the church as follows: William N. McCandlish, Samuel Barns, D. V. Sholes, T. W. Blackburn, J. S. Gibson, J. W. Grifflith, T. W. Taylor, G. W. Hall, C. E. Mayne, R. E. Gaylord and W. A. Hig-

gins. The association a few nights ago held a meeting and unanimously resolved against permitting Rev. Mr. Scott to ac-cept a call from the Union Congrega-tional church of Boston, Mass. The in-vitation had been extended with a great feel of unanimity and has been opposed

The board of public works met yesterday afternoon at 2 o'clock to discuss the ordinance above referred to, and it possible to determine what materials may be used in the construction of what the ordinance calls permanent sidewalks. Mr. Allan, the sidewalk inspector, wanted information on the same subject, in order that he might act intelligently in the premises. A long discussion was carried on, which continued up to a late hour.

Eastern Capitalists.

The prospects are that a large flour mill will soon be established here. Yesterday Messrs, C. H. Fowler and Preston Gantz, monied men of Chicago, arrived in this city, and in all probability they this paper was both surprised and pleased will erect a mill that will not cost less than \$25,000. Both are practical men in the milling and grain business. They were shown around the city by Colonel Eddy and W. G. Albright, and seemed to be very favorably impressed with the outlook for a prosperous and profitable business in the milling line.

#### Are You Going East?

The Limited Express of the Michigan Central, "The Niagara Falls Route," which leaves Chicago at 3:10 p.m. every day, is in many respects the favorite train East, on account of its splendid equipment, admirable service and fast time, for which no extra charge is made. earth. It carries superb Wagner Palace Sleep-ing Cars, running through without change to Toronto via the Canadian Pacific, to New York via the New York Central & Hudson River, and to Boston via the Boston & Albany railroads. Ni agara Falls is passed early in the morn ing and the train halts several minutes at Falls View, where the scene is unrivalled.

#### The Will of O. F. Davis.

A copy of the will of the late O. F. Davis was filed in the county clerk's office yesterday for the purpose of settling realty transactions that may arise regard-ing the estate. Besides giving his rela and personal estate to his wife, who is executrix, he bequeathes \$1,000 for a bell for the First Presbyterian church; also a large amount of land in Saunders county to his daughter, Mrs. Cornelia I. Cudde-back, and \$5,000 to his nephew, Dr. E. P. Davis. Davis.

#### An Insane Girl.

The father of Kate Lorenzen applied to the county commissioners yesterday to have her removed to the insane asylum. She has been at the Lincoln hospital once and there pronounced incurable. Since she has been returned to the home of her father, Ninth and Bancroft streets, she has been very violent in her actions. Mr. Mahoney, superintendent of the poor farm, will take her out to the farm to-day pending investigation by the com-mittee on insanity.

Illuminating Gasoline. Notwithstanding that gasoline may not be sold for illuminating purposes under penalty, it is nevertheless bought for that purpose and used in a number of places throughout the city. As a conse-quence, explosions take place, an alarm of fire is given, and the city is put to an unnecessary expense.

Allen-Fiegenbaum. Mr. J. D. Allen, of Denver, was married Tuesday to Miss Emma Fiegenbaum, formerly of the Union Pacific headquarters. The ceremony was per-formed by the father of the bride at the residence of Mr. and Mrs. P. R. Belden,

introduced: Resolved. That this county will pay \$1,000 towards grading South Tenth street, under the direction of the city engineer.

Several bills were allowed, among them being one for \$54.60 for water during July; \$35.65 for the transporta-tion of paupers; \$18.91 for lumber, and over two hundred dollars for witness

#### Omaha's Gas Well.

A party of gentlemen were driven last night to the gas well in North Omaha among the number being the editor of the BEE and several other gentlemen who had not seen the well before. The editor of with the showing and the experiments, after seeing which he believed it would possible to strike be natural gas in sufficient quantity for useful purposes. In his estimation it was not swamp gas, because it gave every evidence of having originated in the manner peculiar to gases which orig-inate much deeper in the bowels of the The jet in this case is fed from a depth of at least forty feet below the sur-face and the flame was from two to four inches thick and twelve to fifteen inches in height and burned for twenty minutes. Experiments were made with a gasoline radiator showing the creation of a great deal of heat sufficient to cook a very palatable meal. The gas was odorless, showing that there was no sulphur in it. Prof. Pontez, formerly chemist of the Union Pacific, expressed the opinion that

the flame was caused by the combustion of natural gas, a fact which the depth at which it flowed attested, because swamp gas is never found at a greater depth than from eight to nine feet.

#### Church Incorporation.

Articles of incorporation of the Central United Presbyterian congregation were filed yesterday in the county clerk's office. The corporation is for religious purposes, has no capital stock, and it claims perpetual existence. The trustees chosen are John S. King, Alex. G. Charl-ton, John F. Flock, S. E. Kennedy and R. Armot Findlay.

#### Charged With False Pretenses.

An information was filed yesterday against Louis P. Berghoff, for obtaining goods under false pretenses from Charles A Coe, a member of the firm of Kirkendall. Jones & Co. The defendant is now in Centerville, Tourney county, Dakota, and a requisition has been made for Berghoff on the governor of Dakota.

#### Public Library Board.

The board of directors of the public library and members of the common council will meet at the library rooms this (Thursday) evening, September 29, at 8 o'clock, for the purpose of considering the question of enlarged accommodations for the library.

#### Rall Notes. Charles Selkworth, chief clerk in Pas-

senger Auditor Wing's department of the Union Pacific headquarters, will retire October 1. The retirement is voluntary. and in a few weeks Mr. Selkworth will be established in a business of his own in

this city. His successor has, as yet, not been announced. Dr. S. R. Patten, dentist, room 313, Ramge building, Omaha. Telephone 56.

Accidental Death. An inquest was held over the remains of Michael Cody, who died from injuries re-

PRIVATE, SPECIAL and NERVOUS DISEASES Made a Plumber Give Up. James R. Barnacle, the plumber, was arrested and fined yesterday for tearing up the sidewalk in front of Callahan's building, 1120 Farnam street, and allowing his workmen to replace the walk in

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