THE MANDAMUS IS ISSUED.

Judge Maxwell Orders the Elkhorn Boad to Appear in Court To-day.

THE STRIKERS ARE ON HAND.

Railroad Wire Pullers Gathering at Lincoln For the Convention Today-A Memphis Murderer Arrested-State House.

FROM THE BEE'S LINCOLN BUBEAU. The writ of mandamus against the Fre-mont, Elkhorn & Missouri Valley railroad was issued by the supreme court yesterday and placed in the hands of Sheriff Millick, who served it on the local agent of the road. The writ was issued by Chief Justice Maxwell and reads as follows:

Supreme Court, State of Nebraska. To the Fremont, Elkhorn & Missouri Valley

To the Fremont, Eikhorn & Missouri Valley railroad: Whereas, in the action pending in said court wherein you were respondents and the state of Nebraska ex rel the board of trans-portation of the state of Nebraska relator, judgment was rendered by said court, Octo-ber 4, 1857, that an alternative writ of man-damus issue against you commanding you to comply with the order of the board of transportation of the state of Nebraska made by it September 24, 1857, in a certain proceed-ing wherein you were respondent and the Lincoln board of trade and freight bureau was complainant. "Now, therefore, we command you upon receipt of this writ, to perform the above receipt of this writ, to perform the above receipt of this writ, to perform the above out of the state of said court this 4th day of October, 1857, at 0 clock, to show why you refuse to do se. Witness, Hon, Samuel Maxwell, chief jus-lice, and the seal of said court this 4th day of October, A, D., 1857. THE SCHEMERS ON HAND.

The delegates are arriving for the re-publican state convention which meets this evening. As usual in such cases the particular beelers and strikers of the railroads are first on the ground, and a railroads are first on the ground, and a stranger within the gates of the city would think, to listen in the hotel lob-bles, that they had already nominated General Dilworth for supreme judge. Judge Post has rooms engaged for his boom, and, notwithstanding the fact that the people over the state are demanding in no uncertain voice the retention of Judge Maxwell on the supreme bench, the roads are embarking on one of their characteristic fights to beat judge Maxcharacteristic fights to beat judge Max-well if possible, and if they find it im-possible they will conduct a masteriy retreat and swear that they never had a candidate in the field. The work of gathering proxies continues and strenu-ous efforts are made to secure proxies in the longation of the back of the secure proxies in the Lancaster delegation to break, if possible, the effect of a solid delegation for Judge Maxwell and the control of railronds. The further work is illus-trated by the telegrams sent to remote parts of the state by strikers on hand seeking proxies from their counties for a seat in the delegation to which the people would never elect them. The convention meets in Funke's opera house. Secretary Seeley, of the state committee, has diagramed the house, and has tickets were presented to the state as relics by on hand for each delegation, as well as press tickets, and a certain number of general admission tickets for each delegation.

gation. There are signs of new developments in the judicial contest, the friends of J. B. Strode urging his name for district judge, in place of Allen Field, who seeks the second judgeship, Mr. Strode has a large following in Otoe county and in his former home, Cass county, and would undoubtedly be a stronger candidate in Lancaster county than Mr. Field. Dele-gates to this convention will reach the city this morning. city this morning.

WANTED FOR MURDER.

An interesting case was having its hearing before Governor Thayer to-day, it being a requisition issued by the gov-ernor of Tennessee for a young man now living in Valley county. Nebraska, who is wanted for murder and is under in-dictment for that crime at Memphis.

REAL ESTATE TRANSFERS. Celestine E Wood to Harry D Reed, lot 11, in bik 11, in South Omaha,

Total sales.....\$37,131

BUILDING PERMITS.

The following building permits were issued 300 8,500 1,500 200 2,100 300 300 125 Ames, to cost.....

Boston Corbett Insane.

TOPEKA, Kan., Oct. 2.-Boston Corbett, the man who shot John Wilkes Booth, the man who shot John Wilkes Booth, the assassin of President Lincoln, was last evening declared hopelessly insane and a guardian was appointed by the probate judge to take charge of his prop-erty. Corbett was taken to the state in-sane asylum, and will probably continue an inmate of the institution as long as he lives, as physicians say that it is impossible for him to be oursed. The story of his bloody dead which has finally followed him into a

PRINCE ALBERT FARNAM MISFIT, This is a Coat. This is a Hat. COATS & VESTS Hats, hats, hats, bats, bats, more hats,black hats, new hats, Coats That were made to order vests made For \$22.00 will be sold for \$11.50 1119 1119 For 25.00 do do 13.50 stiff hats, soft hats, silk hats, of the finest kind For \$0.00 do do 15.00 =) of chinchilla, astrachan, curl bair, (= ed white silk, satu For 40.00 do In fact we have just received do 20.00 do 23.50 For 50.00 do FARNAM The newest, nobbiest line of fall hats For 60.00 do do 80.00 serge and flannel, in all the latest styles. MISFIT, these goods will, be sold at half the actual cost of production. They For 65.00 do do 32,50 IMPORTED UNDERWEAR do do 87.50 For 75.00 These garments are genuine merchant tailor made and cannot be duplicated for the money anywhere. We are the only house in Omaha that handles these goods, and gentlemen de-siring fine underwear should fayor us rere made by well known eastern merchant tailors We guarantee a fit. with a call. MISFIT CLOTHING PARLORS. Q MISFIT, 1119 FARNAM **MISFIT, 1119 FARNAM** Suit Price List. **Overcoat Price List.** E de That were made to order For \$20.00 will be sold for \$10.00 Overcoats that were made to order For \$20.00 wil be sold for \$10.00 For 22.50 do do 11.25 do 11.25 For 22.50 do For 25.00 do do 19.50 3 12.50 For 25.00 do do For 27.50 do do 18.75 For 27.50 do do 13.75 For 30.00 do do 15.00 For - 30.00 do do 15.00 For 85.00 do do 17.50 MOMENAL SUCCESS 35.00 do do 17.50 do do 20.00 For For 40.00 do 25.00 For 40.00 do do 20.00 For 50,00 do For 45.00 do do 23,50 do 30.00 For 60.00 do For 50.00 do do 25.00 For 70.00 do do 35.00 do do 80.00 For 60.00 For \$0.00 do do 40.00 We guarantee a perfect fit. All alter-We guarantee our ability to fit any ations to improve the fit made free of man in town, and only ask a visit to charge. prove it. Sixfeet four) fitted in five minutes **MISFIT**, 1119 FARNAM MISFIT, 1119 FARNAM This is a Neck Tie. Shirts. MISFIT, FARNAM Price List for Pants. FLANNEL SHIRTS. Nobby Neckwear in the WHITE SHIRTS. new shades and colors. We Pants made to order COLORED SHIRTS, For \$ 5.00 will be sold for\$ 2.50 NIGHT SHIRTS. have the For 6.00 do do 3.00 largest EXTRA SIZE SHIRTS. 1119 do 3.50 For 7.00 do and most 1119 For 8.00 ; do do 4.00 -o-beautiful For 9.00 do do 4.50 line ever do do 5.00 Our shirts are made to our especial For 10.00 brought to OMAHA For 12.00 do do 6.00 T order, and each one is stayed at every 14.00 do do 7.00 ARNAM For and we can MISFIT joint, making a rip an impossibility. The truthfully For 16.00 do do 8.00 say we can For 18.00 do do 9.00 material throughout is of the best and please anyone, MISFIT PARLORS. over one thousand the make is perfect. We carry every connew fancies to 119 Farnam, Bet. 11th and 12th Streets ceivable style. choose from

Eight permits aggregating \$12,325

The Death Penalty in Iowa. Burlington Hawkeye: Last May the body of a murdered woman was found on a farm near the city of Dubuque. She was recognized as the wife of the owner of the place, and suspicion was soon fast-ened on him as the perpetrator of the crime, it becoming known that the two had not lived peaceably together for a long time. The trial came off in Du-buque last week, and resulted in a ver-dict of murder in first degree. The dict of murder in first degree. The dramatic circumstances of the proceed-ing were the hearing of the evidence of

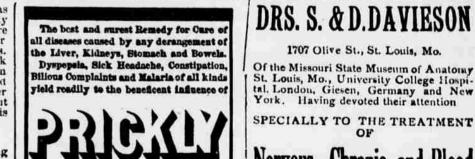
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leather soft and pliable. After each application the shoe should be wiped dry with a rough woolen rag, and there you are. The tirade made by some medical are. The tirade made by some medical experts against patent leather amounts to nothing, for this material makes a com-fortable and healthy covering for the foot, and when made properly admits all the air necessary to keep the skin and circulation in perfect order." "Is it being worn as much as ever?" "Blow you was and a hundred times

"Bless you, yes, and a hundred times more. I myself have made as many shoes of this as of any other leather this year, and, putting it down in dollars and

have as good a sale and apppreiation at home. His writings have a steady sale in England, and his newe stories are in great demand. Mr. Harte writes for In great demand. Mr. Harte writes for the English magazines and periodicals. He practically commands for his work any price he wants. He makes from \$8,000 to \$10,000 a year, fiving quietly and as he pleases. He is much sought after in English society, but does not go out much, because it interferes with his work work.

> Too Good to be True. New York Sun: There is a travel inc



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It is pleasant to the taste, tones up th

It is purely Vegetable, and cannot fail to

prove beneficial, both to old and young.

As a Blood Purifier it is superior to all

liness, Comfort and Durability and

Reigning Favorites

n tashionable circles Our name is on eve-

ry sale. J. & T. Cousins, New York

Agents for Omaha,

Hayward Brothers.

GLUCK & WILKINSON.

LOST MANHOOD, Youthful, Impt through errors and bad practices CURED, GOLDEN SEAL CO, 19 Locust st. St. Louis

RAVA

SELTZIR

INVALUABLE for

LADIES and

CHILDREN

are the

others. Sold everywhere at \$1.00 a bottle.

system, restores and preserves health.

The young man's name is Al McMahon, and he is now under bonds, while his attorney, Thomas Darnell, seeks to pre-vent his being taken from the state. The young man's claim is that the indictment for murder is a trumped up charge and that all that is wanted of him is as a witness in a case there, and hence his refusal to go. Deputy Sheriff Pear-son, of Memphis, who is here after him, states that the crime for which MoMahon is wanted is for participating in a mur-der. It is alleged that early last spring while he was employed at a stave factor near Memphis two of his fellow work men, one of whom was a negro, became engaged in a quarrel. McMahon sided the white man and together with several other white employes attacked the negro, beat him to death and then threw his body into a creek.

YESTERDAY'S COURT PROCEEDINGS. Sholes vs Kreamer, continued; Holmes vs Shimer, submission vacated; State ex rel Board of Transportation vs Fremont, Elkhorn & Missouri Valley railroad company, alternative writ allowed. The following causes were argued and submitted: Hoke vs Halverstadt, briefs to be filed. State ex rol B. & M. railroad company vs Scott, motion to set aside dis-missal; Delaney vs Linder; Williams vs Bikenbary. Court adjourned to this morning at 8:30 o'clock.

STATE HOUSE ITEMS. Governor Thayer yesterday received a petition from citizens resident in the boundaries of Thomas county asking his excellency to organize the county under the law and call the fail election for officers. The partice asking appointment as temporary county commissioners state that they have canvassed the county and and that it has more than two hundred bouafide citizens.

The governor yesterday signed the elec-tion proclamation that will be sent to the counties in the state. There are three vacancies in the representative district to fill. They are those left by J. R. Nicol. from Antelope county, C, S. Han-son, of Saunders county, and Represen-tative Ellis, of Johnson county. There was added to the war relics in

the secretary of states office yesterday, two papers that were published in the two papers that were published in the army in 1864 and were campaign papers in the second election of Lincoln. One of these papers, the Camp Record, was published by the First Wisconsin regi-ment in their camp at Hagerstown, Md., and the other, the Union Flag, was pub-lished by the soldiers of the Ninth Iowa in their camp at Rome. Ga. The papers Mrs. Libbie Woods, of Lincoln. The following notaries were yesterday

The following notaries were yesterday ommissioned by the governor: John Brady, Atkinson, Holt county; Morris H. Sloman, Omaha; Mark R. Aspinwall, Kearney, C. M. Marshall, Eldrige, Chase county; James D. Chase, Haigler, Dundy county; H. M. Stockwell, Clearwater, Antelone county; J. J. Spence, Cam-bridge, Furnas county; S. H. Jones, Harrison, Sioux county.

If Your Lungs Are Destroyed

do not expect that Dr. Pierce's "Golden Medical Discovery" will make new ones for you. It can do much, but not impossibilities. If, however, you have not yet reached the last stages of consumption, there is hope for you. But do not delay lest you cross the fatal line where help is impossible. The Discovery has ar-rested the aggravating cough of thou-sands of consumptives, cured their night sweats and hectic fevers, and 'restored them to health and happiness.

H. Cooper's Burial.

H. Cooper, a young man, died in St. Joseph's hospital on last Sunday night, will be buried to day in the Hebrew cemetery.

straight-jacket will always be an interest ing one, as being part of a great national tragedy. Boston Corbett was an insignificant man at his best, but his name will always be linked with those of Lincoln and Booth, and how it became so will well bear repetition.

capital punishment in Iowa, also pro-vides that the jury which renders a ver-dict of murder in the first degree, shall It will be remembered that it was on dict of murder in the first degree, shall decide whether the penalty shall be im-prisonment for life, or death. In this case the jury decided for death, and unless the governor shall interfere with executive mercy, Kennedy will be the first murderer in lows under the new law to pay with his life for the explation April 14, 1865, that Booth assassinated the president. He mounted a horse and rode over into Maryland. Cavalrymen, after scouting the country for eleven days, traced Booth to a barn on Garrett's farm near Port Royal. The soldiers surrounded the barn and demanded that Booth surrender, but he refused. The barn was fired. After the fire had been started render. of his crime. The same law which re-established the death penalty, prescribes Boston Corbett stepped up to the barn and through a crevice shot Booth through the neck. Cor-bett fired without orders. He was that the prisoner cannot be executed until he has been confined in the peniten-tiary for a period of not less than one bett fired without orders. He was something of a fanatic, and for a breach nor more than tifteen years. This pro-vision was made for the purpose of pre-venting, as far as possible, the execution of discipline had been court-mailed and sentenced to be shot. The order, how-ever, was not executed, but he had been of prisoners who may be innocent. It is demned man. It compels him to look forward for what must seem to him an drummed out of the regiment. While living in Boston, Mass., he joined the Methodist church. Never having been baptized he was at a loss to know what nterminable period to the day which is to be his last, Kennedy, the Dubuque Times says, will probably apply for a new trial. But he has had a fair trial and under the name to adopt, but after making it a subject of prayer he took the name of Boston in honor of the place of his conversion. He was always undisciplined testimony he cannot but be found guilty

and erratic.

clothing.

again. Soon after he killed Booth, Corbett received an anonymous letter purporting A Useful Precaution. to be written by a confederate officer, threatening Corbett's life. he really believed that the threat would be carried It is a useful precaution for the tourist, the commercial traveler, or the emigrant to the west, to take along Hostetter's Stomach Bitters. Invalids who travel by steamboat or rail should provide them-selves with if, in order to prevent or remedy the nauses which the jarring out, and the matter weighed so heavily upon his mind that he became partially crazed. He believed that southern sym-pathizers were following him, and to this day he maintains that friends of John and vibration of vehicles in transiti Wilkes Booth are on his track. It was in often causes them. Vastly preferrable is it for this simple, but needful purpose, the hope of getting away from his imaginary pursuers that he came to Kansas more than fifteen years ago and to the heady unmedicated stimulants of commerce. On board ship, it not only located in an uninhabited portion of the state. So effectually did Corbett conceal remedies sea sickness, but neutralizes the pernicious effects of water slightly his identity that it was several years bebrackish, which, if unqualified, is apt to give rise to irregularities of the bowels, cramps in the abdominal region and dysfore it was known in Kansas that he was the slayer of Booth. For several years past he has been subject to crazy spe pepsia. To the aerial poison of malaria it is an efficient antidote. Sick headache, but never did any harm. During all his residence in Kansas he has carried a reheartburn, and wind upon the stomach. volver with him night and day so that he might be prepared to defend himself should he be discovered by the imagined avengers of Wilkes Booth. One of his are promptly banished by it. It health fully stimulates the kidneys and bladder and nullifies the early symptoms of rheumatism. pecularities was his pronounced opposition to secret societies. By some means Patent Leather Shoes. he learned that Booth was a member of "Can't patent leather boots be kept a secret society, and he believes that the members of that society are pledged to from cracking? Hump, well, I should say they can. Why not?" And the fashavenge their brother's death. He has resided on a farm in Cloud county for ionable bootmaker whom an inquisitive several years past, living in a log hut and with scant allowance of food and Mail and Express reporter approached on the subject shrugged his shoulders and smiled the smile of one who knows About one year ago be was a delegate much. to the republican county convention. While the convention was in progress Corbett was seized with one of his spells "But how can you prevent this destruction? "Easiest thing in the world. Of course

and advancing to the platform he pointed a pistol at the chairman, de-manded silence and proceeded to offer prayer. When he had con-cluded his prayer he ordered the convention to proceed. Corbett was appointed doorkeeper of the I don't mean that this cheap trash which is sold for patent leather can be made to is sold for patent leather can be made to look well after a couple of days' wear, but good stuff may be preserved until the soles wear off—by the way, quite an unusual thing nowadays. First a great difficulty is brought up in the buying. No fine shoe can be found in the store that will exactly fit. Patent leather, un-Kansas house of representatives last winter. His conduct in the early part of the session was all right, but one day toward the latter part of the session, while the house was in the wildest of a like other foot coverings, must be perfectly shaped to the wearer's foot, otherwise creases will immediately form, which if not attended to will make great cracks. Now a good shoe of this kind should, with proper care, last the average man two seasons, and will at the end of this heated discussion, he created consterna tion by appearing on the speaker's stand and drawing from under his coat a large revolver, he declared the house ad-journed. He was sent home, and has time be scratched, to be sure, but not cracked. Every couple of days a bath of oil should be given the boots. Any oil will do, but neat's-foot is preferable, and once a week, at least linseed oil should since lost his mind altogether.

5.20

C. W. Couns, division superintendent of the Union Pacific at North Platte, arrived in this city on the morning train.

the children of the murdered woman and cents, patent leather saves a great deal the prisoner, whose testimony was direct and convincing, and left no doubt as to in 'shines' to the wearer. The bootblacks cry it down, but sensible people see its the prisoner's guilt. The laws of 1878, which re-established economy and clamor for it

Disgusting Skin Diseases.

What spectacle is more disgusting than that of a man or woman with a skin disease which shows itself in pimples and blotches on hands, arms, face and neck? It is simply impure blood. See what BRANDRETH'S PILLS did for a chronic **C3**Se:

For four years I was in the mounted infantry in the U. S. army, residing dur-ing that time principally in Texas. Al-most all of that time I had a chronic skin disease, characterized by an eruption over the entire surface of my legs and thighs, arms and chest. The doctors term is eczema. I had given up all hopes of ever being cured, when BRANDRETH'S PILLS were recommended when to me. I concluded to try them, and did so, and I have thanked God daily since then that I did so. I think I used them altogether for about three months, and, by that time, was completely cured and have never had any trouble since. My

skin is as clear as any one's. GEORGE CHAPMAN.

Pincenning, Mich., December 8, 1885.

General Grant's Army Saddle. St. Louis Republican: An interesting

addition to the collection of Grant relics has been received at the National museum and will be placed on exhibition in a few days. It is the Grimsley saddle so long used by General Grant, and which has been for the past fifteen years at the Dayton (O.) Soldiers' home. It the property of Colonel Markland, who has just deposited it in the National museum. The autograph letter from General Grant to Colonel Markland, presenting the saddle to the colonel, will also be exhib-ited with the saddle. It reads as follows: Head with the saddle. It reads as follows: HEADQUARTERS ARMY OF THE UNITED STATES, WASHINGTON, D. C. May 10, 1865.— Colonel A. H. Markland, Special Agent, Postoffice Department: Colonel—I take great pleasure in presenting you the "Grimsley saddle" which I have used in all the battles from Fort Henry, Tenn., in Feb-ruary, 1862, to the battles, about Petersburg, Va., ending in the surrender of Lee's army at Appomatox Courthouse, Va., on the 9th of April, 1865. I present this saddle, not for any intrinsic value it possesses, but as a mark of April, 1965. I present this saddle, not for any intrinsic value it possesses, but as a mark of friendship and esteem after continued services with you through the great rebellion, our services commencing together at Cairo. Ill., in the fall of 1861, and continuing to the present day. I hope our friendship, if not our continued services together, will con-tinue as heretofore. Yours truly, U.S. GRANT, Lieutenant General.

Lieutenant General. The saddle is what is known as an

"officer's" saddle and is in an excellent state of preservation. The breast-strap, crupper-strap and martingale are afl attached, and when mounted on a wooden frame and ready to be placed in its case, the pistol holsters will be hung over the pummel of the saddle.

"I cannot praise Hood's Sarsaparilla half enough," says a mother whose son, almost bland with scrofula, was cured by this medicine.

Bret Harte in England.

Boston Advertiser: Bret Harte is living quietly in one of the suburbs of London. He intends to make his home here. He finds it greatly to his advan-tage to live in England from a mere business standpoint. Residing here obtains a copyright in England on his writings, while he is enabled at the same time to secure a copyright in the United States. If he were to live in the United States his writings would be absolutely unprotected in England, where his works be applied. This treatment will make the

State of

magician in this town who frequents the big saloons and passes around the bat after he has performed some of his interesting feats of sleig nt-of-hand. He is particularly strong in dealing power hands. In a gathering of five yesterday he dealt off-hand to one a pair of jacks, to another a pair of queens, to another a pair of kings, and reserved for himself a pair of kings, and reserved for himself a pair of aces. The four naturally asked for three cards each. The cards were graciously given that made each person hold four of a kind, the itenerant mag-ician having reserved three cards, among which were two more aces. Immediately the marging of the second second second the magician was asked to teach two of the party the trick, they saying that they would pay liberally for the knowledge. The magician declined to do so, adding that he could be rich long ago if he de sired to be dishonest.

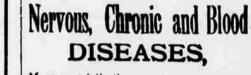
In another column of this issue will be found an entirely new and novel speci-J. & T. COUSIN'S SHOES men of attractive advertising. It is one of the neatest ever placed in our paper, and we think our readers will be well re-Embody the highest excllencies in Shape paid for examining the SUPPOSED display letters in the advertisement of Prickly Ash Bitters.

Animals and Earthquakes. New Castle Chronicle: Prof. Milne, one of the Scotch coterie of students established in Japan, where they devote themselves to the study of earthquakes, gives some interesting particulars in the report of the Seismological society of Japan, regarding the effects of earth-quakes on lower animals. He quotes the case of ponies rising in terror and prancing about the stalls thirty seconds before the shock was felt. He refers, also to birds hiding their heads beneath their wings, to pheasants screaming, and to frogs ceasing to croak before the trembling is felt. Geese, dogs and other ani-mals have been known to behave in a strange manner several hours, or even days, before an earthquake.



and the state of the

Its superior excellence proven in million so-homes for more than a quarter of a centurt It is used by the United States Governmeny Endorsed by the heads of the great univers ties, as the Strongest, Purest and Nost Healthi ful. Dr. Price's the only likking Powder that does not contain Ammonia, Lime or Alum. Sold only in cass. dees not contain Aminonia and a statistic only in cans. PRICE BAKING POWDER CO., PRICE BAKING POWDER CO., Chicago St Lou



OF

More especially those arising from impurdence, invite all so suffering to correspond without delay. Diseases of infection and contagion cured sately and speedily without use of dangerous drugs. Patients whose cas s have been neglected, badly treated or paonounded incurable, should not fail to write us concerning their symp-toms. All letters receive immediate attention.

JUST PUBLISHED.

And will be mailed FREE to any address on receipt of one 2 cent stamp. "Practical Observations on Nervous Debility and Physical Exhaustion," to which is added an "Essay on Marriage," with important chapters on Diseases of the Reproductive Organs, the whole forming a valuable medical treatise which should be read by all young men. Address

DRS. S. & D. DAVIESON. 1707 Olive St., St. Louis, Mo.



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