GETTING BADLY COMPLICATED

A New Move in the Viaduct Bond Injunction Cases.

CITY TREASURER RUSH RESTRAINED.

The Railroad Goes to the Federal Court to Recover Its Deposit for Damages - The Local Proceedings.

Another complication has arisen in the Tenth street viaduct matter.

The Union Pacific railway company has secured a temporary injunction from Judge Dundy of the United States court, in session at Lincoln, restraining City Treasurer Rush from using or negotiating the checks for \$19,425 paid over to him as city treasurer as guarantee of the payment of damages arising from the construction of the viaduct.

This order of the court was made Friday night by Judge Dundy upon application of the Union Pacific company and Deputy United States Marshal Dave Mercer came up on the first train yesterday morning to serve the notice upon Mr. Rush.

It will be remembered that Judge Doane of the district court handed down an opinion on the 14th inst. in the ca e of Augustus Konntze et al against the city to restrain the collection of a special tax to pay the damages arising from the building of the viaduct

Judge Doane neld that the city had no ever to levy a tax to repay to the denot power to levy a tax to repay to the depot company the \$37,755 which was paid to the city treasurer as the amount of damages which had arisen from the construction of the viaduct; that the viaduct was built by the Union depot company and not by any railroad company; that the city had no authority to require the depot company to build the viaduct; that the money was raid into the treasure by the money was paid into the treasury by the depot company in recognition of the fact that it was bound to pay it and that the city had no right to assess any property owners to re-pay this amount to the depot company. Mr. Rush stated that the entire matter in connection with the viaduct and the collec-tion of the tax would be held in abeyance until after the nearing in the United States court, which is set for March 2.
"The \$19,425, which I am restrained from

disposing of, is what remains of the \$37,755 which was paid to me by the depot company, the remainder having been paid by me to those property owners who were willing to accept the amount of damages awarded them. "Immediately after the levy to collect the amount of damages from the taxpayers was made warrants were drawn in favor of the depot company for the whole amount of the \$37,755. As fast as the tax was collected it was paid over to the depot company, about \$10,000 having been so paid. The decision of Judge Doane stops the collection of this levy and its nay ment to the collection of this levy and its payment to the depot company, and this order of the United States court stops me from paying out any more money to parties awarded damages."

BONDS AND BRIDGE 3.

They Form the Principal Subjects of Yesterday's Court Business.

The case of Ernest Stuht and John D. Howe to restrain the city from delivering to the Omaha union depot company \$150,000 of viaduct bonds was set for hearing yesterday morning before Judge Doane.

Mr. Poppleton, for the city, announced. however, that he had not yet filed his proof. or had he felt inclined to define the city's position relative to the litigation. He said that he wanted the council to indicate the po-

sition to be taken.
Upon hearing this, Mr. Howe arose and Upon hearing this, Mr. Howe arose and stated that if the council was going into a combine with the railroads in this matter he wanted to know it. "It has done such a thing in the past," said he, "and we have had enough of it. We will have no more of it at all. This is the third postponement and, with the rest of the taxavers.

with the rest of the taxpayers, we are becom-ing very tired of it." Judge Doane then ordered that the city make its showing by Wednesday morning next, and he also set the hearing for Satur-

The case of the state vs Vice President Helcomb and other Union Pacific officials to show cause why an action for contempt for violating an injunction restraining the interfering with the operation of the Milwaukee's trains over the Union Pacific bridg and tracks should not be issued, was called Union Pacific bridge Judge Thurston informed the court that the attorney for the plaintiff did not care to press the action at present and was willing to dlow it to go over to the next term of court

FEDERAL CLERKS' FEES. They Will Be Material'y Curtailed by

Judge Caldwell's Decision. An important decision concerning clerks

fees in the circuit courts of the United States has just been rendered by Judge Caldwell. It appears there has been a conflict of open

ion as to the right of the clerks to charge fees to citizens who desire to inspect the indexes and cross indexes of the judgment records of the federal courts. At the last term of court, for the purpose of settling the practice in the Eighth federal circuit, a motion was filed by Judge Macomber on behalf of his client, J. M. Chambers, and about twenty-five others, asking Judge Cald well to instruct the clerk as to the right of the pubile, and especially his client, to make inspection of the indexes and records of the judgments of said court, It is on this motion that Judge Caldwell

has rendered an opinion, as follows:
"It will be observed that the petitioners do not seek an order authorizing the inspection and examination of all the records in the clerk's office, but only those specially mentioned—the second section of the act. They are the indexes and cross indexes to the judgment record of the court and the judgment records themselves." Proceeding, the judge takes up in chronologi

cal order the reversal acts of congress relat ing to fees and discusses them, and says: "The language of these statutes is per-emptory and authoritative. Their plain meaning and legal effect are in no manner limited restricted or effected by the previsions re-lating to the fees of the clerk for searches. If the citizen requires the clerk to make the search instead of making it for himself the clerk is then entitled, for his services, to the fees fixed by the statute. He is only entitled to the fees when he earns them. He cannot charge the citizen fees for the privilege of clark for himself, what the statute of the control of the privilege of th doing for himself what the statute says he may do without any fees or charge therefor The fee does not attach to a search, b whomsoever made, but only to a search made by the clerk. The statute fixes the clerk's fees for searching the records, 15 cents for each person against whom such search is required to be made.

The terms of this statute are such as to preclude discussion or debate. It puts it out of the power of either the clerk or the court to deny to the citizen freely and without charge to inspect and examine the records mentioned."

Here follows a learned discussion regarding the records of ancient courts.
"But it is said," continued the judge, "that while natural persons may have this right, ecrporations do not;" but the court decides that corporations do have the same right in

"It is due to the clerk to say that his action has the sanction and approval of Attor-Ley General Garland, who gives opinion that

the clerk has a right to charge the fees, and among other things, says: 'You will con-tinue to collect the charge as heretofore.' ' Then Judge Caldwell takes a decision of the federal court in Indiana upon which At-torney General Garland based his direction to the clerk, and holds that said opinion

being rendered upon default is not in author-ity, and concludes:
"The clerks of the several circuit courts

in this circuit will conform in the adminisin this opinion. This court has no jurisdic-tion over the clerk of the district court, and so much of the petition as prays for an order upon that officer, is dismissed."

Swedish Library Society Ball. The Swedish Library association gave

Washington hall last evening, and it eclipsed any of its predecessors. Over three hundred tickets were sold and the spacious floor was was filled with gay masquers. The associa-tion now numbers 150 members and its library at the corner of Fifteenth and Farnam contains several hundred valuable works. The proceeds of last evening's ball will be expended in making an addition to the library.

PLANS FOR WATER.

A Scheme to Art fleially Irrigate the

Fertile Champion Valley. CHAMPION, Neb., Jan. 21 .- To the Editor of THE BEE: Irrigation and artesian wells have been the principal topics of conversation among our people for the past three or four weeks. Many believe that artesian water can be obtained in this locality at less than 1,000 feet.

The Champion Valley water-power and irrigation company proposes for a bond of \$5,000, to be given it by Champion precinct, so,000, to be given it by Champion predicts, to construct a ditch or canal from the Frenchman river, running southeast through said precinct, and upon delivery to it of said bond, it agrees to donate the sum of \$5,000 to Champion precinct for the purpose of boring an artesian test well in said precinct. This proposition has been freely discussed by the people and petition staged by nearly seventy ple, and a petition signed by nearly seventy free-holders of the precinct, was presented to the board of county commissioners, at their meeting today, asking them to call an election for the purpose of voting on said bond proposition. The commissioners have granted the petition and set February 23 as the day of the election.

Champion precinct is composed of town-hips 5 and 6, north, in range 39 west, 6 p. m., and is considered the best precinct in Chase and is considered the best precinct in Chase county. The Frenchman river runs through the north part of the precinct from west to east, and if the bonds carry the irrigation company proposes to tap the Frenchman river, some three miles west of Champion and construct an irrigation ditch or canal eighteen or more miles in length, irrigating unwards of ten thousand acres of land.

apwards of ten thousand acres of land. The soil in Champion precinct is very good and all it needs is plenty of water to make it as productive as any in the great state of Nebraska.

WEALTH AND A WARRANT. Two Results of Mr. McMinnis' Great Schem .

H. D. McMinnis is under arrest for obtain ng money under false pretenses. The prisoner is a shabby-genteel appearing

individual of middle age and has been raking in shekels from residents in the southern part of the city, south of Bancroft street. The residents of that locality recently petitioned for an extension of the mail carrier system.

McMinnis appeared on the scene a fewdays.

ago and said that he had been sent out by Postmaster Clarkson to see that the houses were properly numbered and to take orders for the necessary number plates, so that car-riers would have no difficulty in finding addresses, after the prayer of the petitioners was granted and the extension went into ef-fect. He found orders plentiful, and as cash was paid in advance it proved a lucrative It now transpires that Postmaster Clark-

son knew nothing about the matter. Since his arrest McMinnis claims that he was working under the instructions of Inspector White of Chicago, who, he says, had ordered McMinnis will be held and the case inves-

County Clerk O'Malley's Report.

ш	The difficult report of County	CHURK	C 414.444	
d	ley shows as follows:			
ì	Incorporations recorded Bills of sale recorded	382	\$ 187.90 382.00	
I	Notaries public recorded	135	270.00	
	Physicians registered		91.00	
	Dentists registered		10,00	
	Miscellaneous instruments	245	217.85	
	Chattel mortgages filed		1,358.60	
	Leases filed		981.78 220.25	
	Certificates. Partnerships recorded		53.23	
	Total instruments		83,772.60	
	Salary as clerk of board		400,00	
	Total receipts		\$4,172.65	į
ě	The expenditures were as follo	ows:		
	Salary county clerk		\$2,446.45	,
	Salary county clerk		1,000,00	į
	Salary index clerk	******	600,00	ĺ

Cheeks to treasurer Mr. O'Malley also makes a statement from 885, showing \$135,037.20 delinquent personal taxes uncollected for various reasons. The reater portion of this is uncollectable. A similar statement, covering the period from 1885 to 1891, will be completed within two weeks and will show over \$200,000. When this second statement has been made the

board of commissioners will take some

"Custer's Last Rally."

Mr. John Mulvany, the talented artist, has engaged one of the large rooms in Tue Ber building and Menday will place on exhibition there his world-famed canvas, "Custer's Last Rally." This work has challenged the admiration of art lovers and critics all over the country. It has been the subject of much favorable comment in eastern art circles, and t is confidently expected that the canvas will create quite a sensation among art con-noisseurs in the west. Mr. Mulvany will also put upon exhibition a number of por-

The Ramkos Inquest. An inquest to determine the cause of death

of George Remkos, who was killed in the B. & M. yards was held yesterday afternoon Several witnesses were examined but the testimony developed nothing further than the story as already published. A verdict was returned to the effect that Remkos came to his death while trespassing upon the property of the railroad.

Another Indian Relic.

Mr. Byron Brenholt, cashier of the internal revenue office, has received a squaw's necklace composed of tarsal bones of the human hand and a war club of stone and rawhide. These articles were sent to Mr. Brenhoit by Deputy Collector William L. Hall, who obtained them at one of the Sioux agencies in South Dakota.

Aid for Russian Jews. The Omaha Hebrew Emigrant Relief asociation meets at at 3 o'clock this afternoon at Metropolitan hall to consider the situation of their brethren in Russia and devise some plan to relieve the wants of the indigent immigrants who flee to this country for she ter and refuge. Every Israelite in the city is

requested to attend. BREVITIES.

Four minor permits, aggregating \$750, were ssued by the superintendent of building

A marriage license was issued yesterday to Frank A. Peterson, aged 37, and Betsy Nel-

on, aged 28, both of Omaha. The Bates-Smith investment com pany flied articles of incorporation vesterday, with a capital of \$150,000, and Daniel H. Smith, Eugene Bates and Charles E. Bates incor-

General George Crook camp. No. 1, Sons of Veterans, will give a ball in Washington hall on February 12, the anniversary of Lin-coln's birthday. Twenty-five per cent of the net proceeds will go to the western Nebraska sufferers, the balance to the general relief fund of the camp.

The trial of Mrs. Vodika and several other women for shop lifting was continued yester-day in police court. The attorney for the defense made a motion to quash the evidence and have the case dismissed, but the case was permitted to proceed to the end of the evidence and Judge Heisley took the matter under consideration until Monday.

Notice has been given to the members of the Omana Turnverein to meet at their hal this afternoon at 1 o'clock sharp to attend the funeral of their late member, Henry Goes. The members will leave the hall promptly a 1 o'clock and march in company with a band to the residence of the father of the deceased, Mr. Peter Goos, South Thirty-first street. The members of the local Turnverein have prepared a very handsome floral design as a

tribute to the memory of the deceased. The Dundee brick company has entered suit against the Patrick land comeleventh annual masquerade ball at pany for \$4.144.22 on a brick contract.

FROM THE CAPITAL CITY.

Lincoln Citizens Want Uncle Sam to Improve Postoffice Square.

A SMALL APPROPRIATION REQUESTED.

The Supreme Court Will Begin the Hearing Next Tuesday of Causes 3

> From the Third Judicial District.

Lincots, Neb., Jan. 24.- [Special to Tan BEE |- Efforts are being made to have a small appropriation of \$2,500 or \$3,000 made by the government to beautify the now somewhat unsightly postoffice square. To that end the stockholders of the Lincoln hotel company, voicing the sentiment of persons owning over \$5,000,000 worth of property surrounding the square, and also the city council as representatives of the city at large have drawn up communications and presented them to Mr. H. C. McArthur, custodian of the postoffice building, asking that the matter be laid before the secretary of the treasury. for his consideration. The postoffice square is valued at \$500,000 and as it was generously donated to the government by the city of Lincoln, it is believed that such a small appropriation will doubtless be readily made. It goes without saying that the Nebraska delagation in congress will not only heartily endorse such an appropriation but exert per-sonal efforts to see that it is made. FOR THE DESTITUTE.

The county commissioners have adopted a new method of distributing charities. Heretofore, in order to relieve the temporary wants of the destitute, they have given orders on stores. Yesterday they purchased one ton of flour, 1,000 pounds of meal, ten bushels of beans, one barrel of sugar, 500 pounds of bacon, two barrels of rice, one bar of soap, one sack of coffee, one-half chest of tea, etc., and they have stored this in the basement of the court house and will give it out as they may deem persons deserving of it. This lot was purchased only as a test. They may adopt this method and they may determine to continue the old regime. MURDERER ED NEIL'S CASE

On next Tuesday the supreme court will meet and hear causes from Third judicial district. This includes the causes from Doug-las county and the appeal of the case of Ed Nell, the murderer, will be called and probably presented to the court. It is possible that several weeks or months may pass before an opinion may be given as the court has nearly four hundred cases under advise-

ODDS AND ENDS.

In the case of Maines vs Brace et al, reported vesterday in the county court, the jury gave a verdict for defendants, assessing

all costs against plaintiff. O. C. Bell, ex- assistant secretary of state, asks judgment in the district court against the county of Lancaster for \$347,27. By a special order of the board of commissioners Mr. Bell, then county clerk, employed W. E. Churchill as his assistant. He was to be paid out of the fees, but there was n't enough taken in by \$37.27 and Bell paid out that amount. He put in a claim against the county, but the commissioners refused to pay it; hence the appeal.

John Deahl, a somewhat elderly farmer

living near Roca, was arraigned this morning before Justice Brown's court on the charge of obtaining goods under false pretenses. The complain ant was the firm of Wallingford, Shamp & Co., dealers in agri-cultural implements. The plaintiffs declare that Deahl came to them and represented that he owned eighty acres of land near Roca and bought goods amounting to \$30 on the strength of this fact. It is declared that he did not own a single square foot of any property in that neighborhood, and that the land referred to is the property of his sons. The case has been continued for ten days and it is probable that some settlement will be effected.

SOUTH OM AHA NEWS.

In Favor of the NewsBridge Bill. At a meeting of the live stock exchange the secretary was instructed to forward the

following telegram to Senator Paddeck: Senator A. S. Paddock, Washington, D. C. (115 in number) of the South Omaha live stock exchange that you use all honorable means at your command to secure the passage of the new bridge bill at Omaha, now

A. L. LOTT, Secretary.

Mi s Marian Thompson at Home. Miss Marian Thompson Friday evening entertained two scores of the members of the Young People's Society of Christian Endeavor at the home of her parents, Mr. and Mrs. G. W. Thompson, Twenty-first and J With her usual tact Miss Thompson delighted all friends present.

Notes About the City. There will be no services today by the Christian denomination.

Mrs, Mattie E. Dunn of Elk Creek, merly of this city, is the guest of Mr. and Mrs. Joseph T. Smith. who has been visiting Mr. and Mrs. A. V. Miller, has left for home.

The new steel vaults for the Union Stock Yards bank have been received and are being put up m the new building. An iron walk-way is being put up connect-

ing the second floor of the exchange building with the second floor of the new bank build-

masquerade ball in National hall last night. The attendance was large and the dance a success.

The Union stock yards has extended its switch for the Texas cattle pens division south and northwest past the Omaha and Cudahy packing plants.

Dr. Dillon-Eagan's lectures in Blum's opera house Tuesday and Wednesday evenings and Wednesday afternoon at 4 o'clock will be illustrated by stereopticon views.

Robert Raines, one of the expert accountants at the Cudahy packing house, has been appointed traveling auditor and will leave today on his initial trip among the numerous

houses and agencies of that company. The Sam Gosney commission company of South Omaha with a capital of \$19,000, has filed articles of incorporation. The incorpor-ators are J. Samuel Gosney, Eugene Mann, William Campbell, sr., John Campbell, Richard Cleve, Fred Nutzmann and W. F. Ed-

Spigle Will Not Be Arrested. County Attorney Mahoney has declined to ssue a warrant for the arrest of Alexander Spigle, who was charged by the coroner's jury with having instigated the incendiary

night in which Nathan Bornstein lost his In explaining his refusal to cause a warrant to issue for Spigle's arrest, Mr. Mahoney

fire in his store on Cuming street on Sunday

"The evidence at the inquest was very con-flicting and much of it of a character that we could not introduce in a trial of the case. We would only be able at the very best to show a circumstantial case against Spigle. He on the other hand would be able to show that his store was burglarized on January 1, and that a key was lost. He reported a list of goods stolen and a portion of them was found in Bornstein's truck after he lost his life in the fire. Spigie would have the best of it in a trial and I have decided not to cause

Powderly Coming to Omaha. Terrence V. Powderly is on his way west gain. He will be at Des Moines, Ia., on February 11, where he will address the Knights of Labor assemblies of that city. On Omaha, and the following day he will go to Lincoln, where he will attempt to har monize the contending elements in the alliance and labor assemblies. It is expected he will be endered a banquet while in Omaha,

his arrest.

Teachers Will Organize One hundred of the teachers of the public schools met at the high school building yes- volved in it was \$13,000,000.

terday for the purpose of forming a teachers' organization. L. J. Blake presided and after some discusion the following committee on constitution and by-laws was appointed: Mr. Lewis, Miss McCarthy, Miss Wheatley, Miss Reed and Miss Fair.

The next meeting will be held as soon as the committee is ready to report. The object for which the association accreated is that teachers may meet and express their views upon subjects of mutual interest. All of the meetings will be held in the high school

TURNEY'S INGRATITUDE.

He Causes Serious Trouble in His

Benefactor's Household. DES MOINES, Is, Jan. 24. - Chester Turney the young man convicted several years ago in the Jackson district court for larceny, sentenced to a long term in the Anamosa state rison, and whose subsequent pardon was finally obtained by his mother after a long and tireless struggle, one of the incidents of which was a suit against Governor Larrabee for criminal libel, is again figuring in a highly sensational case. Ex-Congressman H. H. Gillette and wife of this city have separated, and the intimate friends of each feel pretty certain that Turney has been the chief cause of

Among the many women who took a deep

interest in Turney's case and were instru-mental in securing his pardon was Mrs. Gil lette, and when Turney came from a con-vict's cell he was taken into the Gillette bouse and put to work in the office of the lowa Tribune, of which Mr. Gillette is the joint proprietor with that noted green backer and union laboradvocate, ex-Congressman James B. Weaver. The young man was taken directly in charge of by Mrs. Gillette. She seemed determined to make something out of him, to give him a place in the commer-cial world and a standing in society. A mother could not have been more devoted to ason. But Chester failed to shine in the eyes of others than Mrs. Gillette. He proved to be worthless about the office and the other employes soon began to make it uncomfortable for

him. He also refused to share his earnings with his destitute mother, who had borne such great sacrifices for him, and in this he was encouraged by Mrs. Gillette, The son's ingratitude nearly made a maniac of his mother. Her importunities undoubtedly be came very unpleasant, and finally Mrs. Gil lette and Chester had her arraigned before the county commissioners of insanity. But she was adjudged same, largely on the testi-mony of Gillette himself, who had begun to tire of the spectacle his wife was making of herself in her blind devotion to Turney. Finally Turney's presence about the office became so obnoxious that his relations as an employe were peremptorily severed by the proprietors. What to do with him next was a vexed question for Mrs. Gillette, but she finally decided to put him upon a farm owned by herself in Dallas county, not many miles from Des Moines. She deter-mined to buy him a team. Mr. Gillette be-coming aware of her purpose, offered to sell This was nothing unusual, as each had been in the habit of conducting business operations independent of the other, but Mrs. Gillette did not take kindly to the proposition. Finally Chester went to the husband and said in substance that if he would do the right thing by him be would persuade Mrs. Gillette to buy the team. This incensed the husband so that he ordered the young man to get out and to stay away from the house. This precipitated a climax. The wife in-sisted that if Turney had to go the husband must go, too, and as the residence in town was in her name, Mr. Gillette packed his grip and took up his abode on his farm at Valley Junction, from whence he daily drives to his office. Mr. L. B. Abdül, a local merchant has been appointed trustee, and a division of the property is being arranged for.

The case is certainly a peculiar ano. Mrs.

The case is certainly a peculiar one. Mrs. Gillette is a woman from forty to forty-five years old; she is of medium height, of trim figure: her hair is somewhat streaked with gray, but her face is as young as a girl's. Her complexion is ruddy and the dimples still linger in her chin; she is a handsome In the literary and social circles of Des Moines she has ranked as a star, and in poli-tics she has been a potent force. Her hus-

band undountedly owes his election to conband undoubtedly owes his election to congress in 1878 to her tact, energy and zeal in his behalf. The green back movement was then in its early stages, and Gillette was its Moses in the district. He secured the democratic endorsement for congress after a bitter fight, but many prominent and influential workers were disposed to oppose him. Mrs. Gillette went among these and conquered them in detail. The breath of and conquered them is detail. The breath of scandal has never touched her name, and no one suspects for a moment that her relations with Chester Turney have been criminal in their nature. There are not many husbands, however, who are indulgent enough to sit siently by while their wives call an intimate friend 27 years old to bring their wrappers while they are in the bath. Mr. Gillette is a brother of the actor and author of that name, and both he and his wife formerly came from onnecticut. They have two daughters, one narried a wealthy Connecticut mill owner

named Nicholas; the other is a girl of 13; they avealso an adopted son. NEWS OF THE NORTHWEST.

The state board of water commissioners vill meet at Cheyenne in March. All ditch records are to be transferred from the county eats to the office of the engineer.

The United States court will still be held at Evanston. The county commissioners have tendered the use of the Uinta county ourt house during the federal court term. Dog Chief, an aged Aranahoe died at St. Mary's mission from the effects of burns re-ceived in lighting a fire that was destroying his tepec. He was said to be eighty-five

ears old. Neill Bell, who drives on the Rawlins-Ferris stage, saw a wild hog on the range last week. The boar was downing a weak, young calf. Bell used his six-shooter and exripited some villianous looking tusks in Raw

Reports from Uinta county are to the effect that sheep are in excellent condition. The winter range is good and the cwners have any to feed in case of severe weather. Uinta heep holdings are heavy as any county in

the state. A Larame fruit dealer has quit dealing in bananas. While running his hand through a bunch that he received last week he got it covered with hundreds of baby tarantulas. nvestigation disclosed an old one in

unch as well. Lander Clipper: Freighters who came i rom Casper a day or two ago report that th president and general manager of the North-western are looking over things, and that the impression there is that the road is going to

oush on beyond the town in the spring. The announcement is made that the cele brated soda lakes of Natrona county, at Cas per, Wyo., have been said to an English syndicate for the sum of \$2,000,000. These lakes form circular basin where sulphate of soda has filled in to a depth of twenty feet of solid soda.

Colorado

The Silver King, at Chattanooga, has started, a big pack train having brought the sup-plies all the way from Ouray. A cross-cut unnel is to be run.

Thomas W. Blackbart of Denver, who with his bride has been spending a few days at Gunnison, accidentally shet himself in the right foot while out rubbit hunting. dragged himself to his berse and, mounting, rode into town, where he arrived nearly dead from loss of blood. The foot and ankle were

Suit has been begun in the district court of Yuma county by the board of county commis stoners against James S. Headrie, one of the nembers of the board, to recover the sum o \$11,723.73, of which, it is charged, he has de frauded the county by making fraudutent contracts with persons who have furnished labor and supplies to the county,

The biggest sale ever made in the Aspen district is reported to be about concluded The deal takes in fifty acres of ground i Tourtelotte park, and includes the following properties: The Camp Bird, Iowa Chief, Edison, Silver Star, Burro, Grand View and Aztec. The purchasers are Englishmen, bu their identity has not yet been disclo They are represented by a gentleman named Holden. There are a large number of owners in the property, prominent among whom are D. R. C. Brown, H. P. Cowenhoven, J. B. Wheeler, C. W. Durant, Peter Lux, J. N. Bennett and William Crann. The price to be paid is \$750,000. There are also rumors to the effect that the big deal for the transfer of all the famous properties on the lower part of Aspen mountain to an English syndicate in being revived. This deal was broken up by the failure of the Barings. The amount in

MR. MOREARTY'S MEASURES.

They are Not Very Favorably Received by the City Council.

HE WILL CARRY THE WAR TO LINCOLN.

Mr. Lowry's Anti-Bridge Resolution

Tabled-The Logality of Levy Ordinances Called in Question by Chaffes.

The counc 1 held a short session last night, but it was tropical while it lasted.

City Attorney Poppleton presented an pinion to the effect that the meeting of January 14, over which so much squabbling has been indulged in, was perfectly legal. President Lowry took the floor to offer a resolution asking the delegation in congress to detay further action on the new Omaha bridge charteruntil it is determined whether or not the location of the bridge is wholly in

In support of the resolution Mr. Lowry said he didn't want to have a bridge built for the benefit of Council Bluffs and Iowa.

Mr. Cooper thought so, too.
Mr. Chaffee, Mr. Davis and Mr. Osthoff opposed the resolution. They held that it made no matter where the bridge was if it offered facilities for new railroads to enter Omaha. The resolution was lost.

The resolution was lost,
Then Mr. Chaffee stated a point of
order. He quoted from the rules
of the council, which provide that
"No ordinance or question which has been
once passed or rejected shall be called up for consideration during the same session unless two thirds of the council shall be in favor of taking up the same.'

He claimed the appointment of C. S. Mc-Donaid as police court clerk had been re-jected on Tuesday and had been confirmed by ten votes at an adjourned meeting of the same session on Wednesday evening.

President Lowry declared the point of order not well taken.

order not well taken.

A resolution was passed instructing the city attorney to take the necessary steps to protect the city's interests in the viaduct bond injunction cases.

The city comptroller reported a shortage of \$9.54 in the fund for curbing Douglas street n paving district 178. The matter was re ferred to the committee on finance.

The council will meet as a board of equalization on Monday, February 2, for the purpose of considering the damages for the hange of grade of Douglas street and other matters.

Mr. Chaffee's resolution rescinding the

amendment to the city charter prepared by the charter committee, extending the terms of the councilmen at large, called out a long and loud protest from Mr. Morearty, the father and champion of the proposed amend-After a discussion of some length Mr. Morearty's motion to table the resolution was

lost and he fiercely announced that he would carry the fight to Lincoln, undaunted by his defeat in the council. Mr. Morearty abused the World-Herald for its charge that he was urging his amendment for his own benefit. Mr. Chaffee retorted by

reading from THE BRE a criticism of More

arty's measure.

When did you take to reading THE BEE?" asked Mr. Morearty, "I always read it," replied Mr. Chaffee, "Have to do it to keep up with the proces-Sion."

Finally the resolution was referred to the

special charter committee
Mr. Chaffee had another resolution. was rescinding the proposed amendment to the charter increasing the salary of the councilmen to \$1,000 a year. Morearty's motion to table the resolution was tabled.

An ordinance was introduced fixing the An ordinance was introduced using the salaries of employes in the city comptroller's office as follows: Bookkeeper, \$135 per month; assistant bookkeeper, \$110 per month; voucher cierk, \$90 per month, and check clerk at \$75 or less per month. The ordinance was referred to the committee on judiciary.
On the passage of a levy ordinance, introduced January 14, Mr. Chaffee raised the

McLearle, Davis, Specht, Blumer and Bruner, The ordinance was passed. THE NEBRASKA TURNERS.

First Session of the Annual Stat Convention. The first session of the annual convention of Nebraska Turners was held at Germania hall last night, and besides the regular delegates, there was a large audience of specta-

tors. The ball was beautifully decorated, wreaths of evergreen and smilax hanging from the chandeliers and ceilings. At the right of the stage was hung the original banner of the first turner society organized in the state. It bore this inscription in letters of gold, upon a blue ground, "Omaha Turnverein, 1867." At 8 o'clock the orchestra played an overture, after which the evening was devoted to turning exercises, consisting of work upon the bars, the horse, double horse and calisthenies. These exercises were conducted by Prof. Bennefeld of the following young men: Fred Frohauf, John Powers, Gotleib Blatterd, Henry Windona, William Eck, D. Jensen, F. Kuchn, Otto Neidweiser, F. Keiser, J. Krogge, Geyrge Reye, Louis Flesher, Henry Rix, Herman Eck, Charles Dewaal, Adolph Thiele, Albert Schmeling, Carl Res-

huh, Gus Strangel, Ed Hayden, Will Zimmerman and Otto Lewz. When these exercises were concluded, the teacher introduced Henry Rix, stating that his attendance and deportment had been per-fect during the past year. After making his

announcement the president of the Omaha so-ciety presented Rix with a valuable gold medial Another selection of music was rendered, after which President Hauben gave a brief history of the society, its growth and future prospects, concluding with a hearty welcome to the guests present.

The class of girls, Rosa Schwarick, Lizzie McCiure, Lizzie Strickler, Agnes Scott, Louisa Festner, Sadie Deman, Martha and Fannie Fruhauf, gave a very clever illustration of Indian club swinging.
The Turners of 1867, for whom the exercises of last night were partially intended, felt in duty bound to give an exhibition of turning in other days, and with this object in view, the class consisting of B. M. Mahr, Louis Heimrod, H. Hofmeister, William

Stoecker, Will am Schultz, Emil Stein, Fred Lehman, Adelbert Graf, Gus Doyle, Wi B. Wedel, Ernest Meyer and Robert Stein, to the great amusement of the audience, gave an exhibition of free arm calisthenics. The Turner quartette sang a selection, after which the hall was cleared and dancing was participated in until moraing, with the except on of during a short intermission, while supper was served in the diving room This morning at 10 o'clock Phil Andres, president of the state society, will call the convention to order, and after the calling of the roll, reports will be heard from the loca societies. Committees will be selected and a president and secretary will be elected. At

state contest will be determined. There are two towns, Plattsmouth and Nebraska City, in the field, with the chances in favor of the In the evening a concert will be given and the convention will close.

Aside from the Omaha delegates, repre entatives as follows are in the city West Point-Martin Karl and William Nebraska City-Rudolph Noak, Rudolph

the afternoon session the location of the next

Beyschlag, George Mauer, Theodore Schrunderer and Wilhelm Rein. South Omaha-John Tray and Bernard Bium. Fremont-John Deon, William E. Hasse and Emil Hoffmeister Plattsmouth—Gus Satler, Henry Krumerow

and John Hanin. Lincoln—Henry Brigman, John Herberts, Chris Sommers, George Veola and R. C. The Sioux City delegates will arrive this

Wall and Harbord Discharged William Wall and Richard H. Harbord, who were arrested upon a charge of having stolen three values filled with drugs and medicines from the Richardson drug com-

pany, were tried yesterday before Judge

morning.

Helsley and discharged. The evidence against the men proved to be of a circumstantial and somewhat indirect nature, and was not considered sufficiently conclusive to war rant their being held for trial in the district

Mr. Harbord is a man of good education Mr. Harbord is a man of good education and has excellent recommendations from a number of firms for whom he has worked. He is a graduate of the London college of pharmacy and has been employed by the Mallencot chemical works, St. Louis; I. S. Proctor, St. Louis, and C. A. Gregory, Kansas City. He comes of a highly respected family and takes it as a great injustice to have been thrown in jail and kept there six days before he was given a trial. He claims to have purchased the goods found in the three grips from a traveling man at a great reduction. The presecution failed to show that The presecution failed to show that any of the articles found in the vallees had been stolen from the Richardson drug company, and the case fell through of its own

"THE RETURN OF SPRING." The Omaha Art Association Not Lin-

ble for the Damage. Bouguereau's exquisite painting, "The Reurn of Spring," still hangs upon the wall in the D. M. Steele building, where the art exhibition was held and where C. J. Warbingon threw a chair through the great painting. Mr. Smith, the manager of the art exhibiion, is still in the city and is engaged in showing the paintings to purchasers and in boxing them up to be shipped back to New York city. When asked about the picure and what arrangement had been made by the Omaha Art association to purchase or have the picture restored, Mr. R. W. Patrick

"The Art Exhibition association has noth ing whatever to do with the picture. Mr. Smith had charge of that picture as agent for the owners. The Omaha Art association simply made a contract with him to bring hose pictures here and exhibit them. Omaha association never had charge of that picture or of any part of the exhibition, Everything the association has agreed to do has been done, and Mr. Smith and the owners of the picture can do as they please about

removing it."
"You hold, then, that the Omaha Art association is not liable for the damage done to that picture?" "That is exactly what we are claiming and we are ready to prove the logic and the truth of that statement in court should it be-

come necessary," AFTER INCREASED SALARIES. The County Treasurer Wants More Money for His Clerks.

County Treasurer Snyder, in filing his

semi-annual report, has asked for an increase

of pay for the clerks in his office. On this

point he has addressed the county commisdoners as follows: In my semi-annual statement, submitted to you last Saturday, you will find that there is balance from the fee fund (\$5,910) transferred to the general fund after paying all salaries of office. Taking into consideration the amount of work which must necessarily be done in my office, which you can all observe, I think it but reasonable that I should ask for an increase of salary for my assistants as follows: Thomas F. O'Brien, from \$1,900 to \$2,100; W. Schwarick, from \$1,500 to \$1,800; G. F. Shelby, from \$1,200 to \$1,500; George Anthes, from \$1,200 to \$1,500.

Wrestling with Old Claims. The county commissioners are wrestling with some old claims for services that have

grown with age. Last year the commissioners twice rejected ome old assessors' claims for services. These have again been presented by the assessors

from the First and Second wards, whose claims aggregate \$127. There's another claim that has grown from \$260 to \$700 in a few months. It is that of a corps of deputy sheriffs who did duty at the Collseum during the exposition in October. The deputies, about a score of them, were sworn in by Sheriff Boyd and served during the Exposition. They presented a claim \$360, which was rejected by the old boa board

Now they bob up again and ask for \$700.

The commissioners claim that they are under no obligations to pay the claims, which should have been settled by the exposition point that the meeting of that date was not legal and would endanger the collection of Larsen's Injuries Prove Fatal. the taxes levied. He voted nay, as did also Charles Larsen, who was horribly scalded at South Omaha on Friday, died yesterday

> Gring's undertaking rooms on lower Farnam The funeral will take place at 2 p. m. oday. The ceremonies will be held at the

> morning and his remains were brought to

residence of the deceased, corner of Twentieth and Martha streets.

An inquest will probably be held upon the case, but as yet the time has not been set by the coroner for that purpose.

A New Joan of Arc.

Parts, Jan. 24.—[Special Cablegram to THE

BEE. | -Another Jeaune d'Arc drama, by Joseph Falere, author of a "Life of Washington," will shortly be produced at the Chatelet theater. Madame Weber of the Theater Francais will assume the title role. It is understood that Mr. A. M. Palmer of New York last summer contemplated arranging for the first production of the play to take place at one of the New York theaters. Madame Weber was at that time ready to cross the Atlantic, but for some reason or an-

ther the arrangement contemplated seems to have been broken off. Russian Villages Buriel in Snow. St. Peterssong, Jan. 24.-Terrific snow storms have prevailed recently in the south eastern portion of Russia. Whole villages and numbers of isolated houses were almost buried in the snow. Railroad tracks are useless and the only communication is with sleighs. A number of people were frozen to death and it is feared that as the snow disappears there will be further loss of life re-vealed. The city of Chrakow, the capital of the government of Kharkow, on the Khar-kova, is so completely isolated that famine is

feared among the poor. Chrakow has 200,000

The Missing Life Boat. LONDON, Jan. 24 .- Special Cablegram to THE BEE. |- Inquiries as to the whereabouts of the steam life boat. Norton, which left New York over two months ago, bound for Toulon, France, and which was reported as being sighted off Gibraltar on December 18, have elicited the information that the report of her being sighted was brought to Toulon by a traveler from Algiers. He stated upon his arrival that he had heard at Algiers that the Norton had passed Gibraltar on the date mentioned. Nothing whatever has been neard about the boat since then.

Dakota Wool Raisers.

Hunox, S. D., Jan. 24.- [Special Telegram to THE BEE. |- Two hundred sheep breeders and wool growers are in consultation here this afternoon formulating laws and planning for legislative action for the projection of sheep and advancing the interests of the sheep and wool industry of South Dakota and Minnesota. The dog law was endorsed and the legislative committee instructed to ask legislature to enact a similar law for

Twin City Races.

St. Paul, Minn., Jan. 24.- [Special Telegram to THE BEE. | - The last of the Califor nia entries to the Twin City jockey club meeting at Hamline next July came in today, and Secretary Shaw announces the total number of entries to the stake races at 488. This is the largest number ever entered here, and among them are most of the cracks of California, Missouri, Kentucky and Illinois. Navigation Opened.

be officially declared opened at midnight. Steamships will be allowed to proceed morrow and sailing vessels on Monday. DEATH NOTICES.

ANTWERP, Jan. 24. - Special Cablegram t

THE BEE. |- Navigation of the Scheldt will

GIBB-Arthur, at- his parents residence. 1819 Van Camp avenue, infant son of Henry L. and Mary Gibb. Age 1 month and 17 days. JEFFREY-Lost at sea on Christmas day, Lionel Havelock Jeffrey of Montreal, Canada, aged 27 years.

MORSE DRY GOODS CO.

Our Will Be the Greatest of All Cloak Sales Monday.

Special Bargains in Our Basement-Boys' School Suits, \$1.90-Cape Overcoats-On Sale Monday

Our entire cloak stock, scalskins, English mackintoshes, wraps, jackets, ulsters, ladies' and children's cloaks, will be offered Monday at 331 per

cent discount. Everything we have is new-was bought for this season's trade, and we propose to take a loss now in preference to carrying them over. We can

THE MORSE DRY GOODS CO. Silverware, pocket and table cutlery, piano, banquet and fairy lamps, wood oread plates, butter plates, etc. Morse Dry Goods Co.

afford to almost give them away.

Special sale on 2d floor Monday in ribbons-fine quality, all silk gros grain satin edge ribbon, in all colors, at these prices for Monday only:

No. 5 at 6 ic, worth 10c.

No. 7 at Sic, worth 12ic,

No. 9 at 10c, worth 18c.

No. 12 at 14c, worth 22c,

No. 16 at 18c, worth 25c. No. 22 at 20c, worth 30c. Second floor, Farnam street. All in-

ited. THE MORSE DRY GOODS CO.

IN OUR BASEMENT. All housekeepers should visit our basenent salesroom, where we shall offer Mondaybargains in glassware, dishes, tinware, woodenware, pails, tubs, washboards, wringers, lamps, brushes, brooms, tables, cutlery, clotheslines, clothesbaskets, sets of carving knives and forks, etc., etc.; some special bargains in lamps at from 20c upwards; coal hods, 18c, 22c, 26c, 30c, 35c; some articles on our 4-cent table worth double and three

times; 5,000 articles at 9 cents, worth four times that, So as to lighten our task at inventory time we have concluded to offer our entire selection of exquisite art lamps at 25 per cent discount. This compriseshand painted lamps that are honestly worth & more than we ask for them now, Our stock of lamps comprise hall, libriary, piano and banquet lamps on tabl in front of basement.

In clocks we still offer our 20 per cent discount. This with the remarkably low figures the clocks were marked originally, give you a chance to pur-chase clocks—cheaper than they have

ever been offered before.
Our 563, worth \$7.50, sells at \$4.51. Call and examine them; they will sur-As is well known by this time, our bronzes are marked at less than doest We are offering real bronze, not Spitle.

figures bronze plated. Don't omit to examine our carvers from 15c to \$1.75. The higher priced ones have all been closed out, but these left are in many cases worth three and four times the price marked. Our glassware is still moving along. The of art bric-a-brac has been moved down to our basement and will be offered for a few days longer at 33% from marked prices. This brings it down cost of duty paid on import. This brings it down to less than

decoration or presentation don't make your selection until you have examined the largest, finest, choicest and cheapest collection west of New York.
TO LADIES. Don't forget to examine the Tourist Irons. If you travel or board they are

'If you want anything either for home

just the thing. Suitable for pressing laces, ribbons and small wares of every description. They are unequaled as a

hat iron for gents. THE MORSE DRY GOODS CO.

French Conversation. Let those who would like to know how to speak French fluently cease their vain attempts to learn it by impossible methods, but come to Prof. Lambert's free lectures, Monday at 10:30 a m., also at 3 and 8 p. m., at his rooms, 202 N. Y. Life building, and see how easily it can be acquired by his unique practical system, or else give it up, as they never will acquire it otherwise. In order that all may avail themselves of this opportunity new elementary French classes will be formed after the lectures and the terms will be reduced to \$15.00 for the new five weeks' course, with

facilities for weekly payments if desired. Nebraska, Iowa and Dakota Pensions. Washington, Jan. 24.—[Special Telegram to The Bee. |- Pensions were granted today to the following Nebraskans: Original-Washington J. Williams, Bloomington; Thomas Culmings, Lincoln; Charles J. Muffly, Meadow Grove; Calvin R. Dodd, Huntley; Bryant Campbell, Omana; Patrick Brown, Greeley Centre; Solomon Carringer, Broken Bow: Edward R. Brown, Milford: Henry Ruhl, Hickman: John W. Smith Schuvler; John Humpie, Crab Orchard;

Phillip _____, Steele City. Iowa: Original William F. Fuller, Bona-Iowa: Original—William F. Fuller, Bonaparte; John M. Bellman, Melrose; Alpheus Unger, Steamboat Rock; Thomas E. Marshall, Belle Plaine; James Spence, Des Moines; Orange P. Harris, Conway; Albert L. Cetes, Rockwell City; Clark E. Cummings, Eldora; Samuel W. Schaible, La Porte City; Harrison Baker, Centerville; George Johnson, Fingleys; Benjamin F. Baldwin, Le Clair; Edward D. *Dioble, Eldon; John Gimmill, Van Wert; George F. McKinley, St. Anager; George W. Laird, Oakland Mills: William H. Handback, Bonaparte; Frederick A. Obergfell, Baldwin; Edward J. Hoffman, Morningside; Paden B. Higgins, Sneffield; John B. Norris, West Grove; William Cobb, Bedford, South Dakota; Original—Richard S. Wil-South Dakota: Original Richard S. Willott, Miller; Barry J. Hale, Turton; Frederick Starr, Woonsocket; Fabins Packard, Bridgewater; James H. Hillholland, Broadland; George W. Kimes, Huron; Denais M. Fuller, Butler.

Fuller, Butler.

Buesos Ayres, Jan. 24.-The Chillan insurgents continue to gain strength and confidence. Workmen employed in the factories at Valparaiso are joining the insurgents in very large force and sympathy seems to be with the rebels. Regular railroad traffic is at a

Chilian Rebels Gaining Strength.

state of siege. Chicago & Erie Strike Settled. Caucago, Jan. 24. - General Manager Tucker of the Chicago & Erie has settled the strike on that road. By the terms of the agreement Train Dispatcher Scott will not be reinstated, but all other employes will be ulowed to resume work

standstill and business is paralyzed. The government has declared large towns in a

Another Protest from Minnesota. Sr. Paul. Minn., Jan. 24.—The state sen? ate this afternoon adopted a memorial to congress opposing government support or en-dorsement of the proposed Panama ship