pany, without such permit, manufactured and sold in that state a quantity of beer for the purpose of being transported to this state; held, that the sale was in violation of said law, and that the fowa statute does not conflict with section 8, article 1, of the federal constitution which confers upon congress the exclusive power to regulate interstate commerce.

merce.

The contract being prohibited by the laws of the state where made, is illegal and void there, and its invalidity constitutes a good defense in an action upon the contract in this state.

entral Nebraska National bank vs Wilder

Error from Butler county. Aftirmed. Opinion by Mr. Justice Maxwell.

ontract or forfeit all equities and title to the

Hitchcock vs Schager, Error from Cedar county, Affirmed, Opinion by Mr. Justice

Where a copy of an instrument is filed in this court accompanied by a certificate of the cierk of the district court that the original is lost; and the proof tends to show that it is an exact copy, it will not be stricken from the files on the ground that it is a copy.

In instruction which assumes certain facts not established by the evidence: Held, properly refused.

Billingsly vs Richarts. Error from Large.

Billingsly vs Ricketts. Error from Lancas-ter county. Aftirmed. Opinion by Mr.

In an action of ejectment, where a deed was omitted in the chain of the defendant's title, but there was proof tending to show that such a deed had in fact been executed but not recorded: Heid, that a judgment in favor of the defendant conformed to the testimony, and is affirmed.

SOUTH GMAHA.

P. J. McGrath left last evening for Chi-

Mrs. Phillips has left for an extended trip

Miss M. Sullivan left for Denver to be ab-sent several months,

Maurice J. Barrow has left for La Mars,

Miss Margaret Graff of Horton, Kan., is

Stock Inspector Taibett inspected 6,350

During the month of June Inspector How-

Dr. Boyle of the chemical department of

John Barka, delegate of lodge 45 to the

tenth annual convention C. S. P. S., has re-

Tom Michell was severely injured while

driving across Twenty-fourth street last

The Bohemians will organize a singing society next Sunday afternoon at 2 o'clock

Charles L. Schafer has returned from Burlington, Ia., whither he went to bury his

William From, car inspector of the Eik-

horn, has resigned to accept a position as mail carrier in Omaha.

Mrs. Della Sultivan of Galesburg, Ill., is in

the city visiting with her mother and sister, Mrs. L. and Miss Olive Howe.

Mrs. R. W. Justin and family of St. Joe. Mo., are the guests of Mr. and Mrs. H. Myers, Twenty-third and J streets.

The Union club have decided not to picni-

at Waterloo on the Fourth, owing to the fact

W. Pottinger has been promoted from tele-

graph operator at the B. & M. depot and been given charge of the office at Aurora.

The Union stockyards company transferred

o Richard Swift two plats of ground in the

South Omaha audition, the price paid being

on the Fourth owing to the picnic grounds being flooded. Gretna has been selected in-

Mrs. D. G. May gave an ice cream social at

eeds to go to the Orphans' home in Council

The Stockyard Grays will play the Clip

the grounds near Twenty-sixth and H

The Ancient Order of Hibernians will pic-

nic at Council Bluffs on the Fourth. A special train will leave the Union Pacific

The monthly report of the stockyards for

June shows a gain of 2,400 cattle, 21,114 hogs and 409 horses and mules over last year, and a loss of 3,361 in sheep.

The engineers were busy yesterday in setting the grade on Twenty-first and Twenty-second streets north of J. The contractor

L. L. Mason & Co., who have been doing a

projuce commission business at 426 North Twenty-sixth street, have skipped town,

leaving behind numerous enraged creditors.

S. N. Decker has just completed plans for

to be located on Twenty-third and K streets,

W. D. Cornnell, the prominent stockman from Boone, Ia., was in with several loads of cattle, and says that the prospects for good

crops were never better, and that the farmers

a new church at Twenty-fifth and J streets. The old building has been sold to the United Presbyterian denomination who will remove

The proposition to grade L street is meeting

with much opposion owing to the fact that it will injure the high school, and several fine

residences along the street will be several

Secretary D. H. Goodrich of the Omaha street railway has promised Councilman John

The new fire team for the South Omaha de

partment arrived yesterday. They are an exceedingly fine pair of young sorrels, light mane and tail, and are a dead match. They

were purchased at Kelth ranch at North

Frank Payton, who attempted to shoot Mrs. Smith at the Keystone hotel Wednes-

Mrs. Smith at the Keystone hotel Wednes-day afternoon because she would not elope with him, was up before Judge King yester-terday afternoon and was remanded to jail until witnesses could be supported. All the money appropriated for grading and paving seems to be going to the First ward, Twenty-fourth street alone costing \$24,000. The councilmen are begining to awake to the fact that some one has led them a merry

J. O'Rourke that the company will soon ex

tend the motor line south to Q street thence west across the Q street viaduct.

The First Presbyterians are about to erect

and will be one of the handsomest churches

pers of Omaha a game of ball July 4, at 2:3

her residence, Twenty-third and H, the pro

that five feet of water covers the grounds.

ard condemned eleven lump law steers.

the Cudahy company has gone to Chicago.

Justice Maxwell.

In., to visit his parents.

turned.

evening.

in National hall.

aged mother.

stend.

Bluffs.

streets

depot at 8:30.

in the city.

are jubilant.

takes charge next week.

the First Christian church.

it to Twenty-third and N.

feet below the street level.

visiting friends in the city.

cattle during the past month.

Nebraska Will Have Such a Harvest as She Never Had Before.

NO DROUTH DANGER THIS SEASON.

Everyone Agrees That the Yield of Grain Will Be Without Prece-Jent-Some Reports from Interior Counties.

This morning THE BEE prints a few of a large number of crop reports sent in from the different counties. These have been taken at random, but their unanimity on the one great point-a bountiful harvest-is evidence that the smile of Ceres has been bright on Nebraska this season. Corn was never in better condition than now, and the stand of small grain surpasses anything ever known in the state.

One of the most notable features of the reports is the great increase in acreage of small grain. and oats show an increase in acreage of from 10 to 75 per cent, and as the harvest time draws nearer the promise of the field to the farmer grows brighter. These rains will tax the warehouse facilities of the state to the utmost this year.

In that portion of Nebraska which was so sorely stricken with drouth last year, the crop prospects are such as to cause the residents almost to forget the misery of the winter. The summer is bringing glad recompense to those who understand the severe hardships and privations. A splendid crop will be the reward of the pluck that persisted in the face of the most adverse circum

Blaine County. The present prospects for wheat, rye and all other small grains are very good, better in fact than ever known before. It is estimated that wheat will average twenty-five bushels per acre, and all other small grain in

The corn prospect is not as good as at this time last year, but the ground is thoroughly moistened and there is no fear of a repetition of the drouth of 1890. The acreage of wheat, rye, outs and barley is about three times as large as that of last year, while corn has de-creased to about one-half of what it was last season. Live stock of all kinds is doing well. Grazing is splendld and there is going to be an abundance of hay. The loss of live stock last winter was less than 2 percent, although there was a shortage of all kinds of feed. The loss of hogs, however, was as high as 30 per cent for the reason that there was no grain in the county to feed to them.

Fillmore County.

Crop prospects are the best ever known. Corn is a little late but looks fine and healthy. The acreage in small grains, as well as corn, is larger than last year and there has been a good deal of breaking of new land going on this season. Below find number of acres in various crops as returned by assessors for 1891: 19,01
Wheat 112,71
Corri 112,71
Outs 23,16

Tame grass..... Rye Millet

Greeley County.

The prospects for harvest were never better in any locality, than at present in Greeley county. Every acre of land heretofore under cultivation is utilized with an increase of acreage from last year of about 33 per cent, all looking as prosperous as could be wished. Unless something out of the usual order of things takes place, the harvest will be the largest ever known. The rains have been seasonable, and there can be no

Hitchcock County.

The average in wheat this year in the county is slightly in excess of last year and the crop prospects are the best for the past four years. It is mostly spring wheat and will yield from twenty to thirty-five bushels per acre at a conservative estimate. The acreage in corn, potatoes, oats, flax, broom corn and buckwheat is about the same as last year. The prospects could not be better. the season continues as favorably as to date the crops of all kinds will exceed all former

Wayne County.

Since the settlement of this county began nothing like a failure has been experienced. It is estimated that the acreage of corn and other produce this year exceeds that of last year by at least 20 per cent, and that not less than fifteen thousand acres of breaking has been done in the county this season. The crop outlook at the present time is very fine; corn is a little backward but has a fine color and is growing very rapidly. Flax is im-mense and the large acreage near Winside promises an abundant harvest.

Stanton County. The crop prospects were never botter at this time of the year. Last year Stanton

county had the best crops in the state, and

the outlook now is that she will maintain her record in that respect this year.

The acreage in all kinds of farm produce has been increased this year over last about 10 per cent. There will be more land opened in the county this year than for any previous Rock County. The crop prospects for the coming year are the finest that have ever been known, and

the acreage is about double of what it was last year. There was shipped out of the county last year about 25,000 tons of hay which represents about one-fourth of all that

was harvested. In addition to this there were a large number of cattle and hogs, many cars of grain, potatoes and vegetables shipped out of the county. Scott's Bluff County. Crops could not be in better condition, the acreage of small grain being larger than over, although corn suffers a corresponding re-The ground is in excellent condition and the cereal crop is insured; hay will yield better by far than last year and winter

pasture is made. Sherman County.

The crops of this county are exceptionally fine this year and the acreage is fully onethird larger than last year. It is a common remark of travelling people to say that the crops of Sherman county are as fine as there are in the state, and for clean cornfields it stands at the head.

Dixon County.

The crops in the county this year will, according to the opinion of some of our best posted farmers, be at least 25 per cent more than last year. The number of acres under cultivation is about one-fourth greater than a

year ago. Keith County. There about 24,000 acres of ground under cultivation divided as follows: Wheat, 8,

500 acres; oats, 1,000 acres; barley, 500 acres

corn, 14,000 acres. The average of all cereals is about one-half less than last year.

Jefferson County. The crop prospect never was better in the history of the county. Corn is the principal crop although there is a larger acreage of

wheat than last year, and the same may be

Nuckolls County. The crop prospect is immense in every particular. The increase in acreage is especially large in oats, wheat, rye and flax, and the yield premises to be over-abundant.

Lincoln County. This county has never had more flattering prospects than at the present time. The are

NATURE'S BOUNTEOUS SMILE, | age in crops this year exceeds that of last small grain is very large, being nearly double that of any preceding season. At this time the small grain promises an unprecedented yield and estimates are made as high as fifty and sixty bushels per acre. The corn crop is late, but promises well, as the stand was never better.

There is a large increase in the acreage planted to potatoes and this is becoming a standard crop in this county.

Harlan County.

There never was, in the history of this part of Nebraska, such a magnificent prospeet for all kinds of crops as the present time. The crop is assured, and in a short time will be ready for harvest, and this harvest will be the most bountiful on record. The acreage of small grain this year as compared with last will exceed it probably onethird and the yield will be more than five times as great.

Corn is a little backward owing to so much cool, wet weather, but promises a large yield and the acreage has increased over last year probably 20 per cent.

Na nee County. There is a large increase in acreage of all kinds of crops. Never did the Nebraska sun shine on better prospects for abundant crops, than at the present time. The many rains of spring and early summer are stored in the sponge-like subsoil, ready to give their aid to complete what is so well begun, and everyone is jubilant over the prospect of the greatest crop of grains, grass and vegetables ever pro-

Adams County.

The crop prospect in this county was never brighter. The yield and acreage of small grain is fully 75 per cent greater than in the year 1890. More small grain will be harvested in the next ten days, than ever before in the history of the county. Heavy rains in June have slightly retarded the growth of corn, however there is a good stand and there will be an average yield,

Dawson County. Plentiful rains had much to do with the

present flattering prospects for an immense The acreage under cultivation has increased

30 per cent at least over last year, and the acreage of small grains as compared with corn is largely increased. Denel County. A large acreage of small grain has been sown and it is now a certain crop. There is

less corn planted than last year, but what there is looks splendid. Live stock is doing well on abundant passure,

Loup County. The acreage of small grains has increased about 25 per cent and never looked better. Corn acreage about the same as last year; omewhat backward but looking good.

Garfield County. The crop prospects in this county are excollent. The acreage of small grain is larger than at any previous time. Corn acreage is about the same as last year.

Dodge County. There has never been a crop failure in this county and this year all kinds of crops look better than ever before.

Franklin County. There are 110,000 acres under cultivation in this county. Crop prospects are excellent, n

NEBRASKA'S CROPS.

Two Agriculturalists Tell What They've Recently Seen.

Assistant General Freight Agent Smith of the B. & M. has just returned from a trip over the main line of the road and is loud in his praises of the condition of crops in the southern portion of the state. At several points along the line the harvesting has already commenced and the complaint is general among implement dealers in that section is that they cannot get machinery fast enough. One dealer in a small town on the line told Mr. Smith that he had sold 125 bind-ers and that he had orders for several more. threshing machines and he only had thirteen on hand to fill orders. In Mr. Smith's onin ion this of itself was substantial proof of the tremendous yield in small grains as a farmer would not be likely to invest \$150 in a binder unless he was going to have a large crop.
At this moment Ben Baker, United States attorney, happened along and joined in the

"You can bet your boots there is going to be a large crop in this state," exclaimed Mr. Baker with much emphasis. "I have just been down in the southern part of the state and drove over several counties in a buggy and I can say that there is fully five times as large an acreage as there has ever been be-fore. Moreover the yield is going to be much larger. I think wheat will yield fully twen-ty-five bushels to the acre."

'How about corn!" was asked. "Corn is in elegant shape," said Mr. Ba-er. "In a few places there has been too much water and corn will not do well, but I don't think there is more than one-fourth of 1 per cent in this condition. The corn in the southern part of the state is in just as good shape as the small grain. It is clean and has a good stand and we are sure of a good crop whether we get any more rais or not."
"The country is sure of a good crop this
year and next." said Mr. Smith enthusiast-

"if we don't get any more rain for a The ground is thoroughly soaked and we are bound to have good crops."

Omens of a Great Crop.

St. Paul, Minn., July 2.—The crop reports from Minnesota, Dakota and Montana continue most favorable. There has been more rain this season than at any corresponding period for several years. Wheat is in fine shape. Other grains are also above the average and meadows and pastures are better than for years. The mild winter brought the stock through in good order. Owing to the increased acreage it is feared the crops cannot be properly harvested, particularly in the Red river valley, owing to the scarcity of

For beauty, for comfort, for improvement of the complexion, use only Pozzoni's powder there is nothing equal to it.

The Fourth of July.

July 3 and 4 the Chicago, Milwaukee & St. Paul railway will sell round trip tickets between all stations on their line for one and one-third fare. Tickets good for return passage until July 6. Ticket office, 1501 Farnam street.

Sold Liquor to Lo. A deputy United States marshal from Pine Ridge agency arrived in the city last evening bringing with him J. E. Taylor, a colored man, who is charged with having sold liquor to the Indians.

The American Savings bank. Boyd's opera house building, will remain open until 8 o'clock on Friday evening, July 3, to accommodate its patrons.

One Year Each. Judge Dundy pronounced sentence yester-terday upon J. W. Moore, of Eikhorn, found guilty of defrauding a widow out of \$2,200 money, and Silas Purdy, found guitty of coining and circulating counterfeit

Both men were given a year each in the United States prison at Sioux Falls, S. D.

De Witt's Little Early Risers, best pill.

EXCURSION TO TORONTO, ONT.,

Via the Wabash Railroa I. For the national educational convention at Toronto. The Wabash will sell round trip tickets July 8 to 13 at half fare with \$2.00 added for membership fee, good returning until September 30. Everybody invited. Excursion rates have been made from Toronto to all the summer resorts of New England. For sleeping car accommodations and a handsome souvenir giving full information, with cost of side trips, etc., call at the Wabash ticket office, 1502 Farnam street, or write G. N. Clayton, northwestern passenger agent, Omaha,

SUPREME COURT DECISIONS. Syllabi of Opinions Handed Down

Yesterday. Omaha and Florence loan and trust company vs Hansen. Error from Douglas county. Affirmed. Opinion by Mr. Justice Max-

Where the court falls to write the word "given" on the margin of each instruction, as required by the statute, exception must be specially taken on that ground, as the objection does not go to the substance of the in-

struction.

Under our statute of limitations, if a party establish in himself or in connection with those under whom he claims an actual, notorious, continuous and exclusive possession of land as owner for a period of ten years, he thereby acquires a title to the land and this irrespective of any question of motive or mistake.

A person who is in the adverse possession of land does not break the continuity of possession by purchasing the land at tax sale and receiving a tax deel therefor. In such case where there is no actual break in the possession, the adverse occupant may rely upon his adverse occupation and also is claim or tax lien. In other words, he may combine all the rights possessed by him in defense of his possessed.

Instructions given on behalf of defendant eld applicable to the testimony. The Farmers' and Merchants' bank of Shelby vs Dunbier. Error from Polk county. Af-firmed. Opinion by Mr. Justice Norval.

A verbal acceptance of a check, by the drawer, is valid and binding as if the ac-ceptance was in writing. Taylor vs Trumball, Error from Douglas Reversed and remanded. Opinion

by Mr. Justice Norval. A judgment on defauit was entered against the defendant. At the same term of court the defendant moved to set aside the judgment and defauit, snowing that he was not guilty of laches in failing to answer, and that he has a good defense in part to the action. The motion was denied; held, error.

Pleasants vs Biodgett. Appeal from Lan-caster county. Affirmed. Opinion by Mr. Chief Justice Cobb. A party buying real property which is in the

actual possession and occupancy of another person, is charged with notice of any fight title, or interest which such occupant has in ich property. The evidence examined and held to sustain the findings and decree of the lower court. Tucker vs. Cannon. Error from Douglas county. Affirmed. Opinion by Mr. Justice

Maxwell. Maxwell,
Where instructions requested by a party
have been previously given in substance by
the court on its own motion, it is not error to
refuse to give the instructions so requested.
Instructions requested must be applicable
to the testimony, and state the law correctly
in order to predicate error upon the refusal to
give the same. City of Omaha vs Aver. Error from Douglas county. Affirmed. Opinion by Mr. Chief

Justice Copb. The instructions given, and those requested and refused examined and held properly given and refused.
Evidence examined and held to sustain the

McClay vs City of Lincoln, Error from Lan-caster county, Affirmed, Opinion by Mr. Chief Justice Cobb.

caster county. Affirmed. Opinion by Mr. Chief Justice Cobb.

Under section I, chapter 53, revised statutes, 1806, the commissioners of Lancaster county, upon a petition for that 'purpose, In 1869, incorporated the town of Lincoin to include certain boundaries; held that their action is not vold though certain lands not platted were included. So, Platte L. Co. vs. Buffalo county. 15 Neb., 635.

The town of Lin oln was afterwards incorporated as a city of the first class, including the same unplatted lands, and in the years 1884, 1885, 1885 and 1888 the proper authorities of the city assessed the unplatted lands for taxes and levied thereon taxes for city purposes. On June 3, 1889, remote owners of certain of the unplatted lands paid taxes thereon under protest and notice, and on June 17, 1889, commenced suit for recovery; held that such action could not be maintained. 15 Neb., 605.

The provisions of section 36, chapter 13, compiled statutes, that no appeal bond shall be required of the city by any court in any action appealed by the city; held, not repugnant to section 15, article 3 of the constitution of this state.

Volland vs. Baker. Error from Webster

Volland vs Baker. Error from Webster county. Affirmed. Opinion by Mr. Chief Justice Cobb.

Justice Cobb.

In an appeal from the county court to the district court there may be claimed by an amended petition an amount of damages equal to that which could have been recovered in the court. 18 Neb., 63s.

The vendee of a chattel purchased by negotiable note, transferred to third party, may recover on vendors warranty though the note has gone to judgment at law and not paid. If N. W. R. 88; 13 Ibid, 126.

The instructions given and refused examined and held properly given and refused.

Evidence e xammed and held to support the verdict.

Phenix insurance ompany vs. Bacheider,

Phenix insurance ompany vs. Bachelder, error from Sarpy county. Reversed and remanded. Opinion by Mr. Justice Norval.

The policy of fire insurance contained a clause if the assured fail to pay his premium note at the time specified, then the policy should cease to be in force and remain null and vold during the time the note remains unpaid after maturity, and that the payment of the premium revives the policy and makes it good for the baiance of the term. The premium note matured before the loss complained of, and had never been fully paid. Held that the company was not liable. Such stipulation in the policy can be walved by the company, but such walver must be plead and proved to avail the insured. The absolute denial by the insurer of all liability, on the ground that the policy was not in force at the time of the loss, is a walver of the preliminary proof of loss regulred by the policy.

McDonald vs McAllister. Error from Platte county. Affirmed. Opinion by Mr. Justice remanded. Opinion by Mr. Justice Norval.

county. Aftirmed. Opinion by Mr. Justice Norval

Where a district court has given a party forty days from the adjourment of a term to reduce his exceptions to writing, the judge has authority to extend the time in which to prepare and serve a bill of exceptions, for a period not exceeding forty days additional, when it appears that the party seeking the bill has used due dligence. Such power exists, notwithstanding the period first allowed expired before the application for an extension of time was made.

Notice of such an application to the adverse party is not indispensible to jurisdiction.

An application for the postponement of a trial to a later day in the term, or for the continuance of a cause, is addressed to the sound legal discretion of the court, and the ruling thereon will not be disturbed, in the absence of a showing that there has been an abuse of discretion.

A motion for a new trial must be filed at the term of court the verdict is rendered, and except for new discovered evidence, within three days after the return of the verdict, unless unavoidably prevented.

inless unavoidably prevented.
Lansing vs. City of Lincoln. Error from Lancaster county, Affirmed. Opinion by Mr. Justice Maxwell.

Lancaster county. Aftirmed. Opinion by Mr. Justice Maxwell.

The alley incity block is for the special benefit of the several lots abutting thereon and under the prouisons of sub-division 63, section 68, chapter 13, a compiled stautes not to exceed one-half of the cost of paving thereon opposite each lot may be assessed upon such lot. If a lot has been sub-divided, then the assessment is to be made upon the several sub-divisions upon an equitable and just basis in proportion to the benefits received. It is not necessary that the sub-division actually abut on the alley in order to be liable for a portion of the tax. The question of the amount of special benefits is one of fact to be determined from the evidence. Clark vs. Fitch. Appeal from Washington county. Appeal dismissed, Opinion by Mr. Judge Norval.

An order of a judge of a district court overruling a motion to vaccate a temporary injunction granted at the commencement of the action, is not a final order, and cannot be reviewed until the final determination of the cause in the district court.

Cornish & Tibbetts vs Russell. Appeal from

Cornish & Tibbetts vs Russell. Appeal from

Lancaster county. Aftirmed. Opinion by Mr. Chief Justice Cobb. Mr. Chief Justice Cobb.

In an action under section 225 of the code against garnishees who had denied any indebtedness to the judgment debtor, and the facts relied upon by them for a defense clearly showed that they had money of the debtor accredited to them in their bank account, subject to garnishment, though assigned to avoid that remedy, and the claimants appeared and testified for the defense with judgment for the plaintiff, held no error and the judgment below affirmed.

Creaters, vs. Rilley, Error from Debta.

Tredway vs Riley. Error from Dakota county. Affirmed. Opinion by Mr. Jus tice Norval. Section 2,36) of the code of Iowa prohibits the manufacture for sale or selling of intoxicating inpures within the state for any purpose except for pharmaceutical, medical, chemical and sacramontal purposes, and then only by persons holding permits from the proper authorities. The Frinz brewing com-

Dr. Birney cures catarr h. Bee bldp.

ments this year.

DEPRICE'S Geam Baking Powder.

Waterworks: man works; woman works; you work; everybody works, even WE work. None of us work for fun. We all work with some object in view, and with most of us that object is the large American dollar with the eagle on one side, and [as usual] with a handsome woman "at the bottom of it." We've worked hard for your patronage this season, and we've had a good big generous share of it, too. We want to wind up the season in a "blaze of glory," as it were, and from now until noon on the G-l-o-r-i-o-u-s Fourth we will offer you

390 Sateen Coats and Vests.

Opinion by Mr. Justice Maxwell.

One W loaned a stockholder in a national bank the sum of \$1,000, for which such stockholder gave his note, due in one year with interest, and to secure the payment of said note assigned a dertificate for ten shares of stock in such bank. At the expiration of the year new stock was issued and ten shares were transferred as security for said debt. The certificate of stock containing a power of attorney to the cashier of the bank to transfer said stock on the books of the bank, etc. Most of the officers of the bank had notice of the assignment to W of the stock as security. The brincipal of the note was afterwards paid, but the interest being unpaid an action was brought to recover a dividend deciared while W was the assignee of the stock. The principal defense of the bank was that all transfers must be made on the books of the bank. Head, that as the officers of the bank had notice that W was holding the stock as security and made no objection that they must pay the dividend to the party entitled to it, the person then holding the stock, and that the rules of the bank to the contrary constituted no defense.

Foster vs Ley and Brome. Appeal from Madison county, Affirmed. Opinion by Mr. Chief Justice Cobb.

In an action by F. against L. and B. for specific performance of contract to nurchuse lots. In handsome pin stripes, in blacks and nobby shades of blue, in sizes from thirty-four to forty-two, worth and usually sold for two dollars.... Mr. Chief Justice Cobb.

In an action by F. against L. and B. for specific performance of contract to purchase lots 8,9 and 10, in the town of Norfolk, without an expressed condition of forfeiture, heid that though time was not of the essence of the contract, in the first instance, sufficient demand and notice having been given defendants, and the plaintiff having proffered his deed, the defendants should execute their contract or forfeit all equities and title to the

→ Will still buy one of those elegant Black Mohair Alpaca Coats, in any size from thirty-three to forty-six, that are worth from two seventy-

We will continue to sell those beautiful Brilliantine Coats and Vests in handsome shades of tan, brown and mode, in all regular sizes

All in cash, will still buy one of those magnificent corded Mohair Coats and Vests, in any regular size, in any one of a half dozen different shades and colors, worth four dollars,

Until Saturday noon you can buy one of the finest Drap d'Ete Coats and Vests, in blacks or colors, in any regular size, worth worth five or six dollarsFOR

you're going to dress up in your "Sunday-go-tomeetin" clothes on the Fourth and look slick, your outfit won't be complete without patent leather Shoes. We offer for your consideration twenty cases four dollar patent leathers, in face and congress; any size or width, at \$2.50.

Hebraska Clothina Co

Open This, Friday Evening, Till Ten O'Clock.



Shoe dealers will be interested to know that they can find a fine assortment of tennis shoes at Four Ones, Harney Street. I also give them notice that the

Have been greatly improved and will be very extensively advertised the coming fall and winter. My trade on the New Jersey Goods this season is "out of sight."

Take my advice and place your orders now for fall and winter. I do not retail any goods, nor am I interested in any retail stores.

Get your Rubber Boots, Shoes, Felt Boots, and German Sox at headquarters and save money.

Z. T. LINDSEY. Omaha, Neb.

NO GURE! NO PAY.

fact that some one has led them a merry dance, and that their constituents of the other wards will secure very little street improve-Many years' experience. A regular graduate in medicine as diptomas show. Is still treating with greatest success, all Nervous, Chronic and Private Diseases. A permanent cure guaranteed for Cata Spermatorrhoes, Lost Manhood, Seminal Weakness, Night Loss s, Impotency, Sphillis, Stricture, and diseases of the Blood, Skin and Urinary Organs. N. B. I guarantee 1800 for every case I andertake and to cure. Consultation free. Book (Mysteries of Life) sent free. Office hours—9 a. m. to 8 p. m. Sus 10 a. m. to 12 m. Send stamp for reply.

LaDuc's Periodical Pills. This French remedy acts directly upon the genera-tive organs and cures suppression of the meases \$2 or three for 5, and can be mailed. Should not be used during preguancy. Jobbers druggists and th-public supplied by Goodman Drug Co., Omaba. DOGUTA SANDALWOOD CAPSULES are the best and only capsules prese are the regular physicians for the ribed by Gonorhos and discharges from the urinar curs of unerited or acquired, \$1.00 per box. All y organs

arly decay, wasting weakness, lost manhood, etc.
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