

RESULTS OF THE DECISION.

Justice Brewer's Ruling Gives Rise to Further Railroad Complication.

NO DEPOT ROOM FOR THE ROCK ISLAND.

The Union Pacific Has no Depot Grounds to Offer—Attorneys of the Roads Hold a Conference.

An official of the Union depot company stated yesterday that the decree of the court in the bridge case would not admit the Rock Island and Milwaukee roads into the union depot. The Union Pacific did not own the grounds now used by the Burlington and the Union Pacific, and could not, therefore, authorize the Rock Island and Milwaukee to enter those grounds. All the Union Pacific could do would be to allow those roads to enter its yards and tracks. It might be liable for damages by reason of its failure to deliver the goods, but, at the same time, it was evident that this was entirely beyond its powers.

When asked what bearing this decision would have upon the case he said he did not see what possible influence it could have, unless it might possibly be a means of forcing Messrs. Howe and Straub to withdraw their injunction suit against the depot company.

Conference of Attorneys. Attorneys for the Rock Island and the Union Pacific held a conference as suggested by Justice Brewer, with the idea of arriving at an agreement on the terms of a decree to be made by the court in the bridge case.

The parties agreed on all the points except that of granting a supersedeas and another point of minor importance. On these two points their differences will be submitted to the court and by it adjusted.

The Union Pacific will make a formal application for a supersedeas and will ask the court to fix the terms of the supersedeas. The Rock Island will feel confident that the court will overrule the application for a supersedeas and decree the immediate performance of the terms of the decree.

W. L. Allen of Chicago, assistant general manager of the Rock Island, and Division Superintendent Burley of Topeka, are in the city for the purpose of entering into the work of making a joint train schedule, and Division Superintendent C. A. Goodnow, of the Milwaukee, is in the city on the same errand for his road.

President Cable stated yesterday that trains would be run over the bridge and through Omaha as soon as a schedule could be arranged.

Judge Thurston stated that the case was of such importance that it would be taken to the new court of appeals. Whichever party was defeated in that court would undoubtedly carry the case to the supreme court, as they would not feel justified in dropping a case of such magnitude before reaching the court of last resort.

Reports from South Omaha and the Bluffs to the effect that the Union Pacific had blocked the tracks at the points where the Rock Island made connections, were looked upon as ridiculous by the Union Pacific headquarters. It was positively stated that no orders of that sort had been issued, and if anything of that kind had been done it would be the result of an immediate investigation. Superintendent Nichols was asked about the matter and stated that the report was absolutely without foundation. Spending money, particularly about the South Omaha line, he said that three or four empty freight cars had been on the sidings with which the Rock Island intended to connect, and were detained. This was done during the trouble several months ago and the cars had not been removed since. Nothing had been done recently to block the tracks and he knew of no attempt on the part of the Rock Island to gain an entrance upon the Union Pacific tracks.

He said his people were not born fools and things were coming their way as fast as could be expected.

As soon as the decree of the court is entered the Rock Island will be again in a position to sue for damages against the Union Pacific. The amount to be sued for has not been decided upon, but it is safe to say that the amount will be over \$5,000 per day for every day since the contract was abrogated.

The Milwaukee will also commence a similar suit, but for a somewhat less amount, as its case is slightly different from that of the Rock Island.

Timely Advice.

Now is the time to provide yourself and family with a reliable remedy for bowel complaints. It is almost certain to be needed, and no family can afford to be without it. It costs but a trifle and may be the means of saving much suffering, if not life. There are many different remedies in use, but Chamberlain's Colic, Cholera and Diarrhoea Remedy is undoubtedly the best. 25 and 50 cent bottles for sale by druggists.

AN AFRICAN IN THE BOILER.

Another Middle Over One of the City-Hall Boilers.

There are some indications that an African lurks about the new city hall and that he has taken up his temporary abode not far from the boiler rooms.

When John P. Coats secured the contract for the interior finish of the building, the steam-heating, plumbing and furnishing of boilers was included. His bond was approved, and in the specifications it was stated that he was to furnish four boilers, constructed of what is known to the traders as "Otis" steel.

In due time notice was sent out to bidders to submit propositions on doing the work. Any number of bids came in, and by Mr. Coats, the contract was awarded to Baker & Smith of Chicago, who bid on, and agreed to furnish boilers constructed of Park Brothers' steel, although the specifications stated that "Otis" steel should be the material used.

The boilers reached Omaha some weeks ago, but as yet they have not been set. Yesterday Mr. Chaffee, chairman of the committee on public property and buildings, made the discovery that the boilers were not according to specifications. Mr. Chaffee notified and admitted the fact, though he stated that the Park Brothers' steel was equally as good as that known as "Otis" steel, having a tensile strength of 60,000 pounds. He, however, offered no explanation for not following the requirements of the specifications.

Boiler Inspector Standeven has seen the boilers and refuses to pass them, stating that they are not in accordance with the specifications, even if they are branded "60,000 tons tensile strength."

These four boilers weigh fifteen tons each, a total of 60 tons. The bids submitted gave prices on the "Otis" steel, which, it is claimed, costs from 2 1/2 to 3 cents more per pound than the Park Brothers' steel. The councilmen claim that the Park Brothers' steel was substituted for "Otis" steel, but that Baker & Smith are substituting a cheaper grade, which makes a kick-off from the city.

The council will investigate and in the meantime nothing will be done toward setting the boilers. The plan is to take a coupon from the boilers, send it away to be tested, and if the test shows that the steel does not come up to the required standard of strength of the "Otis" steel, then the new boilers will go into the dump.

Mr. Clark, of the Public. I wish to say to my friends and the public, that I regard Chamberlain's Colic, Cholera and Diarrhoea Remedy as the best preparation in use for Colic and Diarrhoea. It is the most selling medicine I ever handled, because it always gives satisfaction. O. H. Clark, Orangeville, Texas.

Get Three of the Guns. On June 11 and again on July 3 the North-western railway company lost a case of guns in transit. A detective was put to work on

THE CASE AND YESTERDAY HE LOCATED THREE OF THE STOLEN GUNS AT SAN FRIEDMAN'S PAVEN SHOP ON DODGE STREET.

The three shooting irons had been passed for \$18, with amount paid to the broker and the property released. The railway detective will leave tonight for Chicago with the stolen property.

A very small pill, but a very good one. DeWitt's Little Early Risers.

Furniture. Visit S. A. Orchard's special sale department, as you may find just what you need in the furniture line at very much reduced prices. Continental block, 15th and Douglas street.

MISS BRIGGS RECOVERING. A Correct Statement of the Accident and Her Narrow Escape.

A reporter saw Dr. George L. Miller last evening and submitted to him an account of the unfortunate accident which befell Miss Frances Briggs, clipped from the Ketchum (Idaho) Keystone. The doctor read it and said that the statement was a correct one. Inasmuch as the Omaha papers have not yet published all the facts connected with the accident it is reproduced:

"A terrible accident, which we fear will terminate fatally, happened here last Thursday evening. Dr. George L. Miller's party of Omaha had arrived in town at about noon of the day and remained at the Hot Springs for a night's rest, but being invited to the bluff to come off that night, decided to start at about 8 o'clock. His company consisted of a couple of carriages to the Springs bringing them to the bluff. Arriving in front of the hall at about 10 o'clock in the evening, after all of the passengers having alighted except Miss Briggs, who was being assisted out by Mr. Metzler, when some one on the train overhead tapped on a mass drum. The sound of the drum frightened the team, which sprang forward and knocked Mr. Metzler down, the carriage wheels running over his arm and head, and, of course, his hold on the reins was broken and the afflicted team ran away with Miss Briggs in the carriage. Had the lady remained her presence of mind and remained in the carriage all would have been well and no injury done to any except Mr. Metzler, whose hurts fortunately are not serious. But being frightened and not knowing or thinking what it was best to do, she did the worst thing she could have done, and when the team had gotten to a point opposite Greenhow & Ramsey's store, she jumped out of the living carriage, lighting directly on the top of her head on the hard street. The effect of the fall was to produce concussion of the brain. Vomiting of blood succeeded, which symptoms led to the fatal result. The lady is now lying in the hospital, and is being attended by Dr. Metzler, who is a very skillful physician. Her condition is extremely precarious. She, however, had become partially conscious, and there seemed a possibility of her recovery. The engine arrived at 11 o'clock Friday morning and the company consisting of Dr. George L. Miller, Miss Briggs, H. P. Tucker and Irma Miley of Omaha, and Mrs. Brinkley of Baltimore, took their departure at once for Omaha. In this connection it is proper to state that no blame attaches, or can attach to Mr. Metzler for this deplorable accident. It was wholly unavoidable, and so regarded by Dr. Miller and his party."

The doctor said last evening that Miss Briggs' condition was favorable to complete recovery. For two years past the lady has made her home at the doctor's beautiful residence in Seymour park.

ANNOUNCEMENTS.

The management of the Farnam Street theater will inaugurate a new feature at the Wednesday matinee which will undoubtedly prove a winner from the beginning. Reserved seats in all parts of the house will be placed at 25 cents. Heretofore the Wednesday matinee has been a dead letter in Omaha, but the management of the Farnam Street theater man to make the Wednesday matinee a feature of the amusement life of the city and to this end have decided to inaugurate the feature. "Kaukau" will be the attraction today and although it has been unseasonable weather the pantomime has been making a pronounced hit. Mike Bertello from the Folies Bergere, Paris, the Lincoln sisters from the London concert halls, Misses Mamette and Sennette, and the French acrobats have been received with great favor, and it is safe to say that a very delightful misadventure performance.

DeWitt's Little Early Risers; best little pills for dyspepsia, sour stomach, bad breath.

St. Louis and Return.

On July 31, August 1 and 2, the Missouri Pacific railway will sell round trip tickets to St. Louis for \$16.50. Tickets will be good to return until August 15. For further information call at company's office, northeast corner of Thirtieth and Farnam, or Fifteenth and Webster streets.

THOMAS S. GODFREY, P. & T. A.

J. O. PHILIPPI, A. G. P. & T. A.

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CAME NEAR CROSSING OVER.

Bibulous Postmen Have a Narrow Escape from Drowning in Cut-Off.

RESCUED BY NERVO RAILROAD MEN.

Another Chapter in H. H. Henderson's Financial History—Mrs. Acton's Protest—Saved by Chance—Other Local News.

Frank Meininger, a cigarmaker working in a sixteenth street shop, and a friend who is fireman at Krug's brewery, came very near entering the peaty gales via the muddy waters of Cut-off lake on Sunday evening.

These two convivial spirits indulged enough of the extract of corn to elevate them above the clouds and then boarded a Union Pacific engine and went to the cut-off lake. Here they hired a boat and went fishing. In a few moments they hooked something which pulled like a whale.

Both men leaned on the line, but it was a case of Mahomet going to the mountain. The boat capsized and both men touched bottom. They bobbed up serenely several minutes but neither could swim and there was a brilliant prospect that they had gone fishing for the last time.

At that point in the proceedings Engineer Thomas Kieney, of the Union Pacific, who was on his engine near the ice house, saw the condition of affairs and sounded his whistle several times.

The sound attracted the attention of two men in a boat short distance from the shore, but they were so befuddled by the prospect of shore. Three of the train crew, Dave Smith, Dave McEvoy and George Ellis, jumped into the boat and rowed quickly to the spot.

Meininger was under the boat and nothing could be seen but his feet. These were seized and he was turned right side up with his head out of water. His company was seized by the collar and the boat turned towards the shore. It was found that both men were nearly dead and it was with great difficulty that they were rescued.

H. H. HENDERSON'S HAUL.

It Was Much Larger Than Was at First Thought.

Yesterday's developments indicate that H. H. Henderson, the head of the Henderson investment company, who left town between two days, did not go away empty handed. Any number of small creditors who are stuck in sums ranging from \$50 to \$100 constantly besiege the office of this company for help in making their claims and rendering their debt gilt-edged.

It is now estimated that he got away with not less than \$25,000 in cash. The fellow had two favorite methods of operating, both of which deserve to be copyrighted. One plan was to go among personal friends and make a list of their names and a number of gilt-edged loans that he could make on personal property if he only had the money. The friend would usually come to his relief, after which Henderson would give his personal note due in sixty or ninety days.

Another favorite plan was to dabble in real estate. In doing this Mr. Henderson hunted a straw man who made the application. Of course Henderson did not have the money to close up, but he would see to it that he would visit some capitalist, who, upon the promise of the loan when completed, would advance enough money to clear some liens and other incumbrances from the property.

Last week this peculiar way of handling the loan business was discovered by some of the creditors, and an order was issued for Henderson to explain or return the money. He was not in a position to do this, and consequently took a short cut for other and new fields. Mrs. Henderson is still in the city and insists that her husband will return and square up with his creditors, but they are of a different opinion.

The Nebraska mortgage and loan company, of which H. H. Henderson is the head, mourns the loss of a large amount of money that was confided to Henderson for loaning purposes, but just how much is not known, as Mr. Van Custer refuses to give the figures.

Before departing for other fields Henderson caught the American National bank for a gold-sold sum.

That bank now holds Henderson's promises to the extent of \$1,200 and is anxious to have him return to the bank to clear up the account of the defunct Henderson investment company.

MRS. ACTON OBJECTED.

She Wanted to Save Four Loads of Her Paving Blocks.

Street Commissioner Flannery had his hired men skinning around the north end of town yesterday looking up the paving blocks that were washed out at Thirtieth and Spaulding streets. A general roundup of the woodsheds in that vicinity revealed where a greater part of the missing blocks were concealed, and when the matter was explained to the parties who had gathered them up, little opposition was offered to the city employes in recovering them.

The blocks were loaded up and carried back to the intersection where they had been originally laid, except those found in A. Acton's shed, at 2624 Manderson street. Acton offered no resistance, but Mrs. Acton did all the objecting that was necessary. She declared that no one should take her four loads of blocks in her woodshed unless they paid for them, and she thereupon locked the door and put the key in her pocket. Sergeant Whalen who was assisting the street commissioner, replied that he would be compelled to get a search warrant and take the property whether or not, but Mrs. Acton replied that no other with brass buttons could bluff her and she whirled about and went into the house.

A search warrant was secured and the property was finally taken, but not without vociferous opposition from Mrs. Acton, who was prepared to defend her blocks to the last ditch if necessary, but she was outnumbered as well as outgeneraled by the enemy.

SAVED BY CHANCE.

Fire Discovered in the Court House Late at Night.

It was by a mere accident that the court house was prevented from going up in flames Monday night.

All the afternoon parties who went through the corridors of the building were aware of burning wood in the vicinity. At times the smell of smoke was so strong as to be almost stifling. Investigation was made, but as nothing was found the conclusion was reached that the smell came from the burning of a stick of wood.

The building was closed for the day and all hands except the janitor, Mike Leahy, had gone home. Just after 9 o'clock he was making the rounds of the building and going through the basement saw a tongue of flame shoot up from the floor at the west corridor.

A pail of water extinguished the flames without any great amount of damage. The theory is that some person had thrown

SECURED A SECRETARY.

John A. Ober of Albany Will Look After Omaha's Y. M. C. A.

Mr. Frank W. Ober of Albany, N. Y., has been secured by the directors of the Omaha Young Men's Christian association to become general secretary of the Omaha association. Mr. Ober is one of the ablest men in the Young Men's Christian association work in America. He has been with the Albany association for a great many years and has met with signal success. He is a man about thirty years old and is said to be possessed of a wonderful amount of push and energy. His brother is one of the foremost workers on the international committee and has been in Omaha several times.

Mr. Ober will begin his work in Omaha about September 1. Mr. John M. Heston, who has acted as executive for more than a year, will quit the exclusive Young Men's Christian association work and go into business as the treasurer of the Star loan and trust company.

Do Witt's Little Early Risers, best pill.

Again at Large.

George Washburn, the noted safe blower who was arrested a day or so ago on suspicion, was discharged in police court yesterday afternoon. Judge Heskley told Washburn to strike out at once for the other side of the river or he would be locked up again.

Too long deluded—the unhappy victim of catarrh in the head. He's been told that it can't be cured. Don't you believe it. It can be, and it is—no matter how bad or how long standing. It has been done for thousands—by Dr. Sage's Catarrh Remedy. Other so-called remedies may palliate for a time; this cures for all time. By its mild, soothing, cleansing and healing properties, it conquers the worst cases. Its makers offer, in good faith, a reward of \$500 for a case of catarrh which they cannot cure. They are able to pay it. Are you able to take it?

The symptoms of catarrh are, headache, obstruction of nose, discharges falling into throat, sometimes profuse, watery, and acrid, at others, thick, tenacious, mucous, purulent, bloody, putrid and offensive; eyes weak, ringing in ears, deafness; offensive breath; scall and taste impaired, and general debility. Only a few of these symptoms likely to be present at once. Thousands of cases terminate in Consumption and end in the grave, without ever having manifested all these symptoms. Dr. Sage's Remedy cures the worst cases. 50 cents, by druggists.

AGENTS MICROBICIDIN & KIDNEY CURE. MICROBICIDIN—Cures all diseases because it kills the microbe of germs. Put up and retained in \$2.50 and \$5.00 sizes, the latter 2-7 gallons. Sent anywhere by express, collect. No return. Issue a guarantee to cure. The public, trade and profession are invited to examine the same. Agents: C. A. Mecher, Howard Myers and E. Seymour, South Omaha; A. D. Kosa and E. E. Conner, Omaha.

There is danger in impure blood. There is safety in taking Hood's Sarsaparill, the great blood purifier. 100 doses one dollar.

ALL WANT MONEY.

Creditors Invoke the Court's Aid Against Delinquent Debtors.

Creditors are taking another whirl at the Howell lumber company in an attempt to collect debts that the company owed when it went to the wall a few weeks ago. Yesterday four attachment suits were commenced in the district court. Creditors Brothers have sought to recover \$12,075.75. The First National bank of Puxuxantawney, Pa., is after \$4,298.38 on a bill of exchange. The Commercial National bank of Fremont, Neb., wants \$9,000 and the Lincoln National bank of Lincoln is trying to recover the balance of \$9,353.26 due on a bill of exchange drawn last May. The Home investment company has brought an attachment proceeding to recover \$1,200 due on a note secured by Bernard Riley and endorsed by Gustave B. Henson.

The annual loan and trust company has sued Samuel A. Sloman and C. H. Torrey in an attempt to recover the sum of \$2,000. The plaintiff alleges that the defendants executed by Sloman and Torrey a mortgage on the National bank of Puxuxantawney, Pa., in after \$4,298.38 on a bill of exchange. The Commercial National bank of Fremont, Neb., wants \$9,000 and the Lincoln National bank of Lincoln is trying to recover the balance of \$9,353.26 due on a bill of exchange drawn last May. The Home investment company has brought an attachment proceeding to recover \$1,200 due on a note secured by Bernard Riley and endorsed by Gustave B. Henson.

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DOCTOR ACKER'S BLOOD ELIXIR.

These Collected ENGLISH Pills are a Positive Cure for Headache, Biliousness, Constipation, Head, pleurisy, and a favorite with ladies. Sold in England for 1/6, in America for 25c. Get it from the Dispensary, 40 West Broadway, New York City. Sent to W. H. POKER & CO., Omaha, Neb.

DOCTOR ACKER'S PURE PINK PILLS.

For Sale by KUHN & CO., Omaha.

Information Free. Do you know that any old sore or cut can be absolutely cured by the intelligent use of Haller's Barbed Wire Lintiment. Be merciful to your horse and try it.

ONDONDERY LITHIA!

Sales, ten million bottles annually! Largest water bottling plant in America. Will be twice as large Sept. 1st.

The Londonderry Lithia Co. have sent out specifications for a new building to be added to the west end of their present plant. This will give them three floors 175x70 feet with ample storage outside. The company will give employment to more than a hundred men.—NASHUA, N. H. DAILY TELEGRAPH.

For sale by all First-Class Druggists and Grocers. Paxton & Gallagher, Distributing Agents for Omaha.

CHARLES B. PERKINS & CO.,

36 Kilby Street, Boston, Saling Agents

For troubling pains in small of back use Moore's Tree of Life.

For Catarrh use Moore's Tree of Life. For Constipation use Tree of Life. The great life remedy—The Tree of Life.

Moore's Tree of Life, a positive cure for Kidney and Liver troubles, and all blood diseases. It is the most successful medicine in the treatment of Private Diseases has never been equaled. Books and circulars free. Treatment for catarrhs, Gonorrhoea, Leucorrhoea, etc. Omaha, Neb. Entrance on either street.

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STAND UP SHOE DEALERS, GAZE ON THESE CUTS. THE ROLLED EDGE GOODS Are what the People Will Ask For This Year Because I Shall ADVERTISE THEM

Get your orders in now for celebrated, Rolled Edge Rubber, Boots, Arctics, Lumberman, Excluders, etc.

The New Jersey Rubber Shoe Co

Not only make the best heavy goods in the market, but their specialties in Sandals, Alaskas, Fine Arctics, etc., are prize winners. No goods sold at retail, nor have I any connection with retail stores. Other Jobbers of rubber goods in Omaha, stand up! I am western agent for the New Jersey Co., and shall send lists and discounts to any shoe dealer.

Z. T. LINDSEY, OMAHA, NEB.

FOR SALE BY ALL GROCERS.

Drink Midland Coffee

NO CURE! NO PAY. Dr. DOWNS

1316 Douglas Street, Omaha, Neb.</