THE OMAHA DAILY BEE, MONDAY, SEPTEMBER 14, 1891.

LOINS FOR BATTLE. GIRDING HIS

Home Rule a Matter of a Few Years-Parnell's Successor-Balfour as an Opportunist-Interesting Reminiscences.

Michael Davitt has been living in Oakland Cal., with his wife's people for a few months and is now going to return to his life work. He goes to no dinners, nor does he accept the Invitations which have been showered upon him to speak in public. He went their for rest and he wants all the rest he can get, because next year is going to be a year of political battles in England. Like David of old hiding in the cave of Aduliman, he is gird-ling his loins for the combat and the enforced Confinement chafes him. Conversing with a reporter of the San

Francisco Examiner, he said: "I must abide by the doctor's orders and Sir Andrew Clarke bade me live the rest of my life by rule. You ask why? It's an old tale, and it goes back to the time when I was a young man and thought that a spark of fire ald start a conflagration.

"When did you begin to work for Ireland !" was the question

"As a lad in Lancashire. It was during the Fenian rebellion of 1865. I thought with the Fendar repetition of 1995. I thought with all the others that Ireland was to be won by force of arms. The Irish are among the bravest men in the world, but they do not estimate their foe. Only the later years have taught them to consider the odds.

"Why, I was arranging to send arms to Ireland after many arms that I had sent al-roady, when suddenly I was selzed in Lon-don, in 1870, and hustled off to prison on a charge of treason and felony, THE OBLIVION OF JAIL.

THE OBLIVION OF JAIL. "Perhaps you don't realize that that meant oblivion for years, but certainly it did. I was thrust into Clerkenwell, and afterward into Dartmoor. For seven years and two months I was never allowed to receive any visit from my friends. I knew my sentence must last fifteen years, and that there was no help for me without. You ask me to de-scribe my feelings in such a situation. How can II They were as manifold as the shad-ows of a dark day. To realize it all you must feel that you are fighting against com-pleto despair. Prisoners in England are treated as if they had lost their manhood when they entered the gates. It means leaving hop behind forever there. But in the United States the prisoner is treated as if he might be a man after the is treated as if he might be a man after the term of his punishment. With us the food was wretched, and indeed in the four imprisonments that I have endured I have not found that it improved. Its better in the Irish prisons than in the English, strange to say, although Ireland is so much the poorer and although there is so much less mercy

"Well, one day a keeper came to my cell and told me I was free. "You can't understand what the word means until you have lived the life! I had kept count of the days of my bondage and I knew it was seven years and fifty-six days. The government of Great Britain had issued an ameety to the Irish prisoners, it seems. an amnesty to the Irish prisoners, it seems. Fancy the turmoil and rebellion that had grown within me during the seven years! Think of the joy to pass from prison into the free air and into the light of the sun. "I didn't care where I was or what I did for house. The interview of day and sky

"I didn't care where I was or what I did for hours. The intoxication of day and sky and air was supreme. In three or four hours my eyes were used to the blink of the sun-shine, and I found my way to London. There I communicated with my old friends and waited to hear from the living and the dead. I had learned to endure anything in my prison infe, and I listened to the news, good or bad, with indifference. My only thought was for the cause in which I had first engaged. Honceforth, I said, I would devote my life to the plans which I had condevote my life to the plans which I had con-ceived in my cell in Dartmoor,

NEARLY TEN YEARS IN JAH

A CHAT WITH MICHAEL DAVITT A CHAT WITH MICHAEL DAVITT The Noted Irish Patriot Recuperating at The Noted Irish Patrio cellor when Gladstone comes to power again. He is a Roman Catholic, and he was the first of our religion to be attorney general since the days of Henry VIII.

DEPARTING FOR INBLAND. "I am leaving for Ireland in a fortnight, and I am glad to go tack. The climate and the people of California are delightful. I enjoy every moment of my stay-and yet I wish I were in Ireland. I regret the exocus of my countrymen from the place of their birth. They would stay there if they were allowed to live. The soil is rich, the oppor-tonities are great, under a home government, and I hope we shall have that next year."

NEWS OF THE NORTHWEST.

Nebraska. Stanton's schools have opened with an attendance of 170 pupils,

There are almost 700 pupils in attendance ipon the Ashland public schools. Harry White, mayor of Seattle, Wash., has een visiting at his old home in Hamilton

county. Miss Lou Armel of Aurora and A. A. Ray of Fern, Ia., met at a notel in Holdrege the other day and were married.

The Grand Army reunion of northwest Nebraska will be held at Hay Springs September 30 and October 1 and 2.

The Chadron water works system will be changed from the pumping to the gravity system. Under the latter system the city will derive a net annual revenue of \$2,600. A Fremont engineer will make the change in system.

A special from Bassett reports that the marshal of Ainsworth was badly beaten by County Treasurer Likens, whom he had insulted. The combat came off during a ball game at Long Fine and the umpire acted as referee.

William Ford, living near Callaway, had wheat this season that averaged forty-six bushels to the acre, and for which he has been offered 73 cents per bushel says the Broken Bow Republican.

S. R. Lewis of Holdrege had a team, wagon and harness stolen last week. Lewis and his hired man had been breaking prairie land near Atlanta. Lewis came to Holdroge, leaving his man at work. When he returned his man had skipped with the outfit.

Harry Bower of McFadden township, York He got caught in the arevolving hay rake. He got caught in the rake and before he could extricate himself was picked up and flung high in the air. He lit on his head and shoulder and was badly bruised, though not fatully.

Einsel Bros. of Holdrege have failed, but the extent of their liabilities is not yet known. E. D. Einsel was president of the Inited States National bank and the South Platte Loan and Trust company, and J. H. Einsel was treasurer of the latter institution. It is said that the bank and trust company are fully secured against loss.

A 14-year-old boy living near Anselmo saved the life of the little child of Ira Foster, deputy sheriff of Custer county. While the child's parents were away from home the little one was bitten on the leg by a snake. The boy discovered the child's condition, and after tying a rope tightly around the limb above the wound and applying turnentine, he hurried for help. The neighbors arrived in time to administer antidotes and counteract the effects of the poison.

From his eighty acre field of spring wheat within the corporate limits of Madrid, Per-kins county, David McBee has just threshed 2,400 bushels, for which he received in cash at the elevator the sum of \$1,820.40. For 375 bushels of winter wheat he received \$281.25. Besides this he has fifty acres of good corn worth \$525. This makes a total, exclusive of worth \$5.5. This makes a total, exclusive of a large amount of garden truck, of \$2,720.65. When it is farther stated that, with the ex-ception of haryosting and threshing, Mr. McBee with the aid of his 15-year-old boy performed all the work upon this quarter section, it speaks well for him and for the vonderful productiveness of the soil of Nebraska.

braska. Says the Cobleskill, N. Y., Herald: Letts, Hess and Clark of Cobleskill own a fine farm of 500 acres adjoining the booming city of Kearney, Neb., upon which there are two full sets of complete farm ouildings. The Union Pacific passed through, with a depot on the farm. This year 400 acres have been ultimated to wheat cover and onts. Mr. Heas cultivated to wheat, corn and oats. Mr. Hess is now superintending the harvest, which consists of 190 acres of wheat, 100 acres in oats and 200 of corn. The yield is, of wheat, 4,000 bushels; of oats, 9,000 bushels, and of shelled corn, at least, 11,000. At present prices, wheat at 80 cents, oats at 22 cents and corn at 30 cents, the crops will more than poy half the cost of the entire property.

Judge Davis Gives the Foard of Public

ITS ACTION WAS WHOLLY UNWARRANTED.

Works a Scoring.

Another Act in the Curbing Muddle in Which the Board of Public Works Comes Out

For a long time the members of the Board of Public Works have had an idea that they were the lords of creation.

Second Best.

A few days ago, in open court, Judge Davis told Chairman Birkhauser a few things that caused that gentleman to have some doubts about the matter. But now things have come to pass calculated to convince the three gentlemen that they are the smallest potatoes in the basket.

Early last spring the members of the board, well knowing that there was no money in the paying and carbing fund, started in and advertised for blds for laying miles of pavement and curbing. Bidders responded and offered to do the

work, but when the day for opening the bids rolled around the board, under one pretense or another, would reject all bids and advertise for more. This thing continued right along, and July

2 the board advertised for bids for curbing ten districts. Bids were invited on Colorado, Berea and Hyland stone. July 17 the bids were opened. P. H. Mahoney and J. W. Furnas & Sons were the lowest bidders on all of the districts, they having but on Berea sandstone. They were awarded the contract, but the next day another meeting was held at which the action taken on the preceding day was reconsidered, their bid rejected.

July 21 the board sent a letter to the council informing that body of the action taken and again advertising for bids on the same districts.

In the meantime Mahoney & Furnas had cen before Judge Wakeley and secured an njunction restraining the board from award-

ing the contracts to the other bidders. The injunction was argued and sustained. Later on Mahorey & Furnas applied to Jadge Davis for a writ of mandamus, com-pelling the board to transmit their contract and bond to the city council for approval or rejection. The mandamus was argued, and it was at that time that Judge Davis denominated the board as a body that held back alloy sessions and talked upon the streets instead of holding regular board meetings. Saturday Judge Davis handed down a de-clsion in the mandamus case. It is a lenghty ne, but it teaches the members of the board several lessons.

After citing the ordinances and sections of the city churter under which the Board of Public Works acts, the judge said: "It is further provided that the board shall after duly advertising for bids for any public work that may be ordered by the mayor and city council, and after opening the bids cause a contract together with an abstract of the bids to be made and submitted to the mayor and ouncil with its recommendations touching the same.

"This is the duty which relators seek to have enforced. It is objected to on the part of the defendants, that the writ seeks to control the discretionary powers of the board. I do not think the objection applies to the case case. It has caused an advertisement to be published and it has received and opened bids. It was its duty to determine who was the lowest bidder. Under the specifications which it prepared it has de-

TALKED IN PLAIN ENGLISH. of the defendance attached to the same, in order that the city council may act upon the order that the gity council may act upon the contracts. Of course, it is not to be understood that the metion in any way is to con-trol or influence the action of the city coun-cil, which will be at liberty to approve or re-ject the contract.¹ Its freedom of action is not in any manner to be controlled." The writ and i the order of the court were

served upon the members yesterday after-THE KINDERGARTEN.

An Admirer of Froebel Replies to Prof Fitzpatrick.

OMARA, Aug. 28. - To the Editor of THE BEE: THE BEE of the 19th inst. contained an article headed "Hardly Favors Them," an interview with Mr. Fitzpatrick, the newly appointed superintendent of schools in Omaha. Speaking about the kindergartens he tells us that the sluggish mind of German children needs such a preparation, while the American children don't need it because they are more wideawake and ready to hold of mental tasks, take even before their physical development is prepared to sustain severe mental effort: therefore the kindergarten had been founded in Germany and had met there with its great-

est success. Such talk makes me believe that Mr. Fitz patrick don't at all know the history of the indergarten and a good deal less can he ustify his expression about the sluggishness of the intellectual powers in German children. Let us look into it. Mr. Fitzpatrick maintains that the kindergarten is a German in-German children. In now far is it! It is in so far only as its founder, Frederick Freebel was a German, who organized the first kinwas a German, who organized the first all-dergarten in Blankenburg. Thuchgia, in 1837. Froebel, firmly convinced that this in-stitution would be of great importance for the whole human race, described his system is a weekly paper. He also lec-tured in the large towns and gave a regular course of instructions to young teachers at Blankenburg. How much even in these early days was thought of his work, can best be seen in the work of that illustrious wo-man, Baroness Marenhoitz-Birlow," "Rec-

But prophets are not recognized in their own country. This was shown in 1851, when no less a person than the Prussian minister for education and religion prohibited the kindergartens on the plen, that they were calculated to spread atheism, but the true fact was, that the king of Prussia feared

that a too liberally educated people might soon repeat the events of '48, and send him and the other more or less God-crownedwithout pension. For this reason even up to this date, the kindergartens have not made such progress in the Fatherland as they should have done, not to speak at all of have

ing met in Germany with their greatest success." What was Froeble's idea of a kinder

garten! Freebel maintained that the child belonged both to his family and to society, and he would therefore have children spend some hours of the day in a common life and in well organized common employment. These assemblies of children he would not call schools, for the children in them ought not to be old enough for schooling. (Mr. F., this don't sound as if the kindergarten had been founded on account of the sluggishness of the German intellect). So he in-vented the name kindergarten, and called the superintendents childrens'. gardners, "He laid great stress on every child cultivating its own plot of ground, but this was not the reason for the choice of the name. It was rather that he thought of institutions as enclosures in which young

plants are nurtured. In the kindergarten the children's employment should be play. But any occupation in which children delight is play to them, and Freebel invented a series of employments, which, while they are in this do not think the objection applies to the case as made by the proofs. Take the statutes and eity ordinances together, it is apparent that when a district is ordered improved, it becomes the duty of the Board of Public Works to act and its duties are sufficiently prescribed by the statute and ordinances, although, perhaps, not as specifically as might be desired. The board has acted in this case. It has caused an advertisement them aquainted with nature and their fellow creatures; it is especially to guide aright the heart and the affections; and to lead them to the or-iginal ground of all life, to unity with themermined who was the lowest responsible selves. From the above it can be easily seen that bidder, and it has formerly executed a con-tract with the relators. It is true that the while the kindergarten was born many; it was founded and planned for the benefit of the children of the whole human race. Suppressed and frowned upon in its own fatherland the work of the poor dead answer filed by the relators says that this ontract was awarded conditionally. That s, that other contracts were also to be exeis, that other constructs were also to be exe-cuted and all of them sent to the city coun-cil for its approval of the one that it might select. By the ordinance cited, it was the duty of the board to have kept a record in detail of its proceedings and acts, and it will schoolmaster has today found its home with ail the civilized world. Henry Barnard calls it, "by far the most original, attractive and philosophical form of infant development not be permitted to proveits acts in any report to the governor of Connecticut, 1854) other way than by its record. Moreover, the method of procedure which the board, and Michelet, the Frachman, declared in 1855 that Freebel had "solved the problem of human education." It is found today in Italy, Austria, Belgium, France, and, more by its answer, says it adopted, is unheard of and unwarranted and seeks to throw upon the city council the performthan in any other country, in the United States. The improvement in infant schools in Belgium is attributed to it. Verily this don't look as if this great work ice of the duty which the law enjoins upon the Board of Public Works. "it was the duty of the Board of Public Verily this don't look as if this great work had originated only to belp along the sluggish-ness of the mind of German children. Search where I may, I cannot find where the German child is slower in its intellectual development than the American. Leaving the kindergarten entirely out of the play, let us look to the public school and some facts concerning its attendance. In the United States a child shall be six years old before it can attend public school, but in many states of the union children don't need to visit Works to determine who was the lowest bid-der and to prepare and sign a contract and to ransmit it to the council with the recom dation of the Board of Public Works attached to the same. The ordinances contem-plate that the council shall act after the Board of Public Works has performed its duty. It does not intend that the city council shall be an advisory body to the Board of Public Works in matters left to the board, or in any other manner that is prescribed by ordinance. "The communication, therefore, of the board was not a performance of its duties. It did of the union children don't need to visit school when they don't wish to do so. The German child, everywhere within the boundnot place before the city council all of the preceedings taken by the board. It did not inform the council that the board had exaries of the fatherland, is compelled by law to attend school as soon as it is six years old and to visit it regularly until its fouricenth ecuted a contract or that the relators had performed on their part all that was re-quired, and it did not contain any recommenyear. There are no provisions that I am aware of, for case that the German child case quired, and it did not contain any recommon-dation of the board touching the matter. All of these things it was the duty of the board to do, and the city council, before it was called upon to act, had the right to know not only what had been done by the board, but what its recommendation was. When the contract was awarded, all discretionary power of the board ceased and it had nothing to do hat a minusterial duty of forwarding. might not be fit for proper schooling at the same age as the American. Do the results of the training of children in Germany show any lower development compared with other na tions?



Like the lucious bivalve who is continually getting "into the soup" at church festivals, are to be bought in the months that contain the "R." Ever think of that before? This, the first fall month with an "r" in its make-up, brings with it the necessity of a medium-weight garment. Cool mornings, cool evenings, and some

whole days are cool enough to render one of these garments indispensible. If you're a good, solid business man and want a garment for business, we can suit you. If you're a professional man and want a garment to look well and hold its shape, we've got it. If your clothes are seedy and you want a garment to cover up your shabby Prince Albert, Oscar, we'll part with one. If you want a garment to turn inside out and show a handsome lining as you promenade on the "ave," it's right here you'll find it, and if you're an Anglomaniac and want a top coat like they "weah in Lunnun," take our elevator for second floor; you'll find it. Want to know what they cost?

\$5.25 BUYS A MELTON OVERCOAT.

Silk faced or plain, as you like, three shades to select from, that you don't have to leave Omaha to find selling for eight or ten dollars.

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"I've been imprisoned three times since then, and altogether I've spent nearly ten years in jail, but the last three terms were lighter than the first, and I had with me the hope and courage which had grown with the cause of Ireland's freedom." "What of Ireland, Mr. Davitt?" How does

she stand?

"She is on the brink of her freedom," said Mr. Davitt, his face lighting with a smile. "Home rule is only a matter of a few years, Parliament may run by English law till 1893, but there is so much dissension and difference in the political factions that Salis-bury must call the general elections for April next, or at the worst for the following

The people who surround him know that, and they know, too, that it is the knell of the tory party for many a year." BALFOUR

"What do you think of Balfour's policy in Ireland during the past five years?" "Balfour is one of the greatest opportu-nists of the tory party. He has caught all the plans of his opponents and used them to suit the convenience of his snares. His Idea of county government is just such an adaption as Disraeli would have made from one of Gladstone's programmes. "But clever as balfour is, his game is

plain. Believe mo, the tory party never will pass the county government bill. Balfour made his greatest play when he manage i the passage of the bill for purchasing estates for the benefit of Irish tenants. It was an idea stolen from his enemies, and he succeeded for a time in the subterfuge. But we can never believe he is in earnest in the county government bill-because he knows that its

passage simply will precipitate home rule. "No! I frankly believe that Salisbury wil the adopt a programme this year by which conservatives will potter over the county government bill, adding and subtracting clauses until the end of the sossion, but with-out ever passing it. Theu Salisbury will appeal to the country, leaving his enemies, even, under the impression that he is eager to settle the Irish question once and forever by an excellent county government system. But he forgets that the Irish party have become wise through much tribulation."

THE NEXT IRISH LEADER.

"Who will be the next leader of the Irish

party " "Probably John Dillon. Justin McCarthy is one of the most charming men in the world, but he does not care to be a leader. For my part I would prefer Sexton, who has been one of the great mainstays of the Irish party in all of its vicisitudes. Parnell's day is over, and be can never hope to lead again. A general election would deprive him of his last adherent. He stands alone today through his own fault. He was spoiled by the Irish party as a mother spoils a child The Irish members from 1880 on feared to quarrel. They were eighty-six strong and they had resolved to band together under one name. Parneli deserves all the credit I can give him for the work that he did then, but as years went by his head was turned. He deceived his friends as adroitly as he had deceived his enemies. Certainly he sought to deceive Gladstone, and as for myself, I will may that I wrote letters to the United States and to Australia in which I asserted that Parnell would come from the O'Shea trial pure and unspotted. I wrote these things because I had Parnell's assurance and selemn word that he was innocent."

GLADSTONE.

"Who will lead the liberal party if it comes into power?"

"Glagstone, of course, and his courage and wisdom are undimmed by his years. Glad-stone is a man who moves with the times. His foresight is his great mainstay. He re-alizes the drift of public opinion and he molds his words and actions accordingly."

THE HOME BULE PLAN,

"What will be the home rule plan of the

liberal government?" "O, a simple government, such as is in yogue in some of the British colonies, I hope. I think it is generally agreed that there shall be only one chamber in the Irish parliament, and I think also that there will be no property qualifications needed for the members. There was a plan in 1886, you know, by which there should be two classes of members, with and without real property; but that was ab-surd, and has been forgotten."

"Is Gladstone in harmony with this idea of a single house of parliament in Ireland" "Yes, I think, without doubt, that his pro-gramme includes that scheme."

SIR CHARLES MUSSELL.

Here Mr. Davitt spoke of Sir Charles Rus-

Iowa.

Three hundred and twenty-three arrests were made in Des Moines during August. The sixth biennial reunion of the Thirty-econd Iowa infantry will be held at Marhalltown on Wednesday and Thursday, Ocober 7 and 8.

Rev. J. O. Kaso of Emmet county was nom-nated by acclamation as the republican candidate for representative from the Eightythird district.

Harvey W. Schotz, aged 74, living at Aloona, was thrown from a buggy some four weeks ago and received serious injuries. from the effects of which he died Tuesday morning. A young Des Moines law student named Dunn, while out driving with a young indy, was held up by a highwayman and at the of a gun compelled to deliver over his loose change.

A Waverly shoe dealer offered a \$2.50 pair of shoes as a premium for the tailest stalk of corn brought to his store. Thomas Aurner won the prize. His cornstalk was fourteen feet eight inches high.

Cresco is not a healthy place for sharpers o ply their vocations. A few weeks ago a ightning rod shark was brought to grief here, and now a pleture sharper, who pre-ends to represent a St. Paul firm, and with his assistants canvassed from house to house collecting pictures and 50 cent pieces, agree-ng to return to his dupes fine enlarged picures, was found, upon investigation, to be a fraud, and he now languishes in the jail of Howard county.

The damage suit begun by F. E. De Witt, of Marshalltown, against Colson & Ousley, proprietors of the Rip Van Winkle troupe, has been dismissed. De Witt's horse dropped dead while passing the Odeon when the band was playing, and it was alleged that the animal was scared to death. hence the suit. The band had a permit from the mayor to parale the street and DeWitt was guilty of contributory negligence by

ordinance

unction

ction suit.

lriving past thom while playing. The fifth biennial reunion of the Twenty-fourth regiment, Iowa volunteers, will be held at Marion September 17 and 18. Roturn railroad tickets to all points in Iowa for one-third fare on certificate showing payment of

full fare on the ended showing payment of full fare going and endorsed by the secretary. Take such receipt or "certificate" for each ticket purchased in going. Thursday, Sep-tember 17, will be devoted to enrollment and general sociability, response and camp fire in the evening. Friday forenoon a business session of the association, with very inter-esting programmes in the afternoon and ovening. Numerous officers and members of the regiment will attend this reunion for the first time, and the attendance of several very welcome guests is expected, including ex-Governor Kirkwood, General George F. Mc-Ginnis, Chaplain Sawyer of the Forty-seventh Indiana and Simmons of the Twentyeighth Iowa. Every former member of the regiment is especially and urgently invited

Children Cry for It.

The pleasant flavor, gentle action and soothing effects of Syrup of Figs, when in in need of a laxative and if the father or mother be costive or billious the most grati-fying results follow its use, so that it is the best family remedy known and every family should have a bottle.

to attend.

Home-Visitors' Excursion Over the Pennsylvania Lines to Indiana

and Ohio Via Chicago. On Tuesday, September 22, 1891, the ennsylvania company will sell tickets from Chicago to all points on the Penn-sylvania lines in Indiana (except to Inlanapolis), and to all points in Ohio (except Cincinnati), at one fare for the round trip, good to return for thirty

Apply at Pennsylvania station, or at new ticket office of the Pennsylvania lines, 248 Clark street, Chicago. J. H. LUCE.

Assistant General Passenger Agent.

I have only statistics of 1872 at hand which

Thave only statistics of 1872 at hand which make the following showing: The armies of Europe being the fair repre-sentatives of the different nations, we take from them our information. In 1872 the to do but a ministerial duty of forwarding the contract and bond to the city council with its recommendation, as provided by number of illiterates in the German army were 4.6 per cent, in the navy 2.6 per cent, the corresponding members in France being The relators had a right to the performance of this duty. The action of the city council in rejecting all bids is therefore not conclu-23 and 14 per cent, in England 23 per cent of the marines could neither read nor write in sive of its right to act upon the contract when it shall be regularly transmitted. "I am in a measure controlled by the in-1865, 4 per cent only could read and 37 per cent could write but imperfectly. These are the most advanced nations of Europe and makes a pretty favorable showing for the slow German intellect. It may be slow, Mr. F., but it gets there sure, Yours truly. junction proceedings in the consideration of this application, as the effect of the order made in that proceeding must enter into the

Judge Wakeley expressed on the hearing, and I can only consider the effect of the restraining order, and as it appears to me Constipation poisons the blood; DeWitt's Little Early Risers cure constipation. The cause removed, the disease is gone.

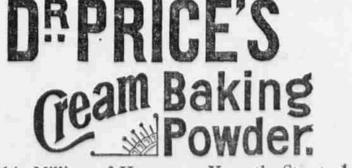
Grand Entry Into Omaha.

that the granting of the restraining order must be based upon the grounds that all discretionary power of the board, so far as awarding the contract to Mr. Woodworth and others than the relators had ceased; that the action of the board in reconsidering On and after July 30, 1891, the Chi-cago, Milwankee & St. Paul Ballway company will run all of its trains in and out of the union depot, Omaha. the awards was a recision of the awards to all bidders except the relators and that the award to the relators more annoyance caused by transferring and switching at Council Bluffs. Solid ended the discretionary powers of the board so far as concerned the members. If this vestibuled trains, consisting of new Palace sleeping cars, free parlor chair were not so the relators would have no inter-est sufficient to enable them to maintain the cars, elegant coaches, and the firest dining cars in the world, all heated by action upon the hearing for a temporary insteam and lighted throughout by electric lights. The new evening express with "electric lights in every berth" 'I conclude, therefore, that my views of the right of the relators are in harmony with the views which must have been entertained by Judge Wakeley on the hearing of the innow leaves Omaha daily at 6.20 p m. arriving at Chicago at 9:30 a. m. in time

or all tickets and sleeping car borths at 1501

Gen. Agt.

eastern connections. "A writ will be issued commanding the de-fendants to transmit to the city council the Farnam street (Barker block), J. E. PRESTON, F. A. NASH, contract and bond entered into by the defen-dants with the relators, together with the J. E. PRESTON, C. Pass, Agt, abstract of the bids and the recommendation



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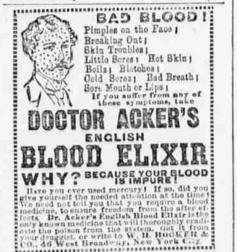
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consideration of this application. Counsel have differed as to what were the views of MAX KURZE.