of the Council on an Off Night.

Major Furay was confirmed again last night by the council as a member of Board of Public Works.

The doughty major opened the meeting by explaining that the papers had, he thought, quoted him a little too strong in the statement that the corporations of the city were robbing the tax payers. He admitted having said that the water works company, gas company, telephone and other companies should be held to a more strict accountability than has been customary in their dealings with the city.

Following the major's example several members of the council explained their positions on matters that had been before the council and Mr. Morearty made a lengthy speech in explaining that Mr. Bechel had no business to ask him, as he did at a recent meeting, if he was going to be the attorney of the Metroplitan Street Railway company. Mr. Bechel finally agreed to acknowledge anything if Mr. Morearty would only stop

Then a communication came in from the mayor naming John B. Furay as a member of the Board of Public Works. The mayor explained that the appointment was again sent in that there might be no question as to the legality of former meetings of the council when the mayor's appointment was confirmed, reconsidered, referred, rejected, then confirmed again.

Mr. Osthoff promptly moved that the ap-

pointment be laid on the table. This was lost by a vote of 10 to 6. On the motion to confirm Bechel, Blumer Chaffee, Davis, Donnelly, Elsasser, McLearie and Madsen had voted yes, and Bruner, Burdish and Conway in the negative.

earty's name was called. Then followed a scene more farcical than is usually seen even the city council. Morearty dish and Couway in the negative, when Mor-earty's name was called. Then followed a at a meeting of the city council. Morearty talked. He called upon the late lamented Jackson, Jefferson and other eminent democratic dead to turn over in their graves at at the sight of Omaha democrats voting for such a king of republicans as John B. Furay. He told all about the sterling character of his own democracy and abused the other democratic councilmen who were voting for Furny. "I am going to vote no," he shouted. Chorus of Councilmen-Say so then and sit

nown. But Mr. Morearty didn't mind a little thing like that and kept on for an hour or so and finally voted in the negative, Mr. Osthor also made a speech, a long one too, and voted no. Mr. Tuttle voted in the negative and Measrs. Spect and Lowry in the affirmative, confirming Major Furay by a vote of 10 to 6. Messrs. Olsen and Cooper were absent.

On the approval of Major Furay's bond, signed by W. A. Paxton and Frank E. Moores, there was another row. Morearty made a speech opposing it and was followed by Osthoff, who said he had been informed that Major Furay had used boodle to get democratic votes for his confirmation. Instantly there were demands from Davis, Bechel and Chaffee for the name of the man

who had given Mr. Osthoff his information. Mr. Osthoff named Mr. Bruner, and a demand was made for that gentleman to explain his charges.
Mr. Bruner said that Mr. Gibbon had told him that he had heard that Major Furay was negotiating for democratic votes. He didn't know anything about it personally. He only told what he had heard that Mr. Gibbon had

Major Furay's bond was approved, Bechel, Blumer, Chaffee, Davis, Donnelly, Elsasser, Madsen, McLearie, Specht and Lowry voting in the affirmative and Bruner, Burdish, Conway, Morearty, Tuttle and Osthoff in

The committee on streets and alleys was Farnam and Douglas cleared of obstructions to enable the contractor grading Douglas street to proceed with his work.

The contract for grading Charles street from Twenty-fourth to Thirtieth was ap-

The bond ordinance and the September appropriation ordinance were passed.

Mr. Bechel moved that the bill of C. E. Squires, for street sweeping, amounting to \$7,844.45, be allowed and his motion pre-valled. This was the bill which was recently allowed and afterwards reconsidered and rejected by the council.

As a majority of the members of the council desired to attend the German day festivities at the exposition hall an adjournment was taken at 10 o'clock until this even-

#### IN MEMORY OF JUDGE MASON.

Resolutions of Respect Concerning the Late Nebraska Jar'st. LINCOLN, Neb., Oct. 6 .- | Special to THE

BEE. ]-At the meeting of the supreme court this morning the committee appointed to draft resolutions of respect concerning the the late Judge O. P. Mason reported as fol-

Your committee to whom was alloted the sury of presenting resolutions of respect to the memory of Hon. Oliver P. Mason, late deceased, beg leave to submit the following:
Resolved. That the Lar of the state and supreme court of Nebraska unite in the expression of profound regret on account of the death of our brother, Hon. Oliver P. Mason; his long and useful services as a lawyer, a legislator and a judge, his great powers, his honest record in private and public life, his loyalty of friendship and nobility of character make his name and fame the heritage of our state and have endeared him to the people. We feel that the bar of this state has been honored and exalted by his life and example from the earliest territorial days of our commonwealth to the present time. We know that as a public man and jurist Judge Mason had as much to do and exercised as great an influence in the formation of our civil government as a state, and in the organization and sermanent establishment of exercised as great an influence in the formation of our civil government as a state, and in the organization and permanent establishment of our courts and judiciary on a high footing equal with that of any state of our American union, as any public man of Nobraska. Resolved. That in his life we recognize in the deceased a jurist possessed of a scope and power of legal acumen and analysis equal to, if not greater than that possessed by any member of the bar of Nebraska. He was a man of great force of character, great kindness of heart and of great integrity. As a judge upon the district and supreme bench of this state his power was so marked and his man of great force of character, great kindness of heart and of great integrity. As a judge upon the district and subreme bench of this state his power was so marked and his individuality so great that his every decision and opinion was stamped thereby, retardless of research and argument before him. He knew the law, and his analysis and exposition of it adorned his opinion, clothing the law in its purity, unobsured by those personal and special influences which always surround the subject in controversy. His was a rugged and picturesque character in the pioneer days of Nobraska, and in later years left the strong imprint of his individuality on the legal and indicial history of the state. As a lawyer, he was painstaking and conscientious, true to his clients, he believed that they were entitled to the full exertion of all his abilities. He rested only when the end was reached. During the contest he meither sent or received a flag of truce. He thought for himself and spoke what he thought the was loyal to his own conviction. He never, in the hope of selifith gain, agreed with the mistakes of majorities, but regardless of consequences pointed out and attacked their follies and prejudices.

He was the same at all times, in all piaces the soul of honor. His integrity was never donbted. He was above corruption and suspicion. He neither bought nor sold, lie has left his family a legacy grander than wealth—a good name, an unfarnished remained has left his family a legacy grander than wealth—a good name, an unfarnished remained has left his family a legacy grander than wealth—a good name, an unfarnished remained cutteen, manifesting the high esteem he was hold in by all classes of our eitheen we will report these resolutions to this honorable court, now in session, and suggest that they be spread at length upon the records of the court.

George R. Lake, F. M. Marquerte, M. L. Hayward, J. M. Wootworm, S. E. Warkley, S. M. Oharmax, E. W. Thomas.

After reading the resolutions General Hastlings spoke as follows:

Hastings spoke as follows:

In presenting these resolutions, on behalf of the committee. I pause but to add that the life and the labors of of the distinguished lawyer and judge, whose death we all depicre.

"So live that when thy summons comes to join The innumerable caravan that moves To the pale reaims of shade, where each snall His chamber in the silent balls of death

Thou go not, like the quarry slave at night Scourged to his dungeon, but, sustained and By an unfaltering trust, approach thy grave Like one who wraps the drapery of his couch About him and lies down to pleasant dreams." Speeches were made also by C. O. Whedon

and Assistant Attorney General Summers and Chief Justice Cobb. The following business was transacted: Benjamin T. White of Douglas county and N. Easterling were admitted to practice. The following causes were argued and sub-mitted: Cobbey vs Wright, Shickle vs Tarr (on motion), Star Union Lumber company vs Union Pacific Railway company vs Irish vs O'Hanlon, Klopp vs Ureston City Guarantee, etc., company, Mace vs Heath, Johnson vs Swayze, St. Felix vs Green, Hellman vs Oliver, state ex rel East-

erling vs Rankin, Carter vs Brown, Fletcher s brown, Livesey vs Brown. The following causes were continued: Kil patrick vs Cook; Langford vs Gillis, State ex rel Bankhart vs Cushing, dis nissed; Omaha Coal, Coke and Lime com pany vs Fay, leave given defendant to file additional transcript, which is made part of record; Shoring vs Coburn, plaintiff re-quired to serve and file briefs by Tuesday next or proceedings will be dismissed; Imhoff vs House, plaintiff ordered to serve and file briefs in thirty days; Stuart vs Harvey, order on appellees to serve and file priefs by

Tuesday next and return record. DeWitt's Little Early Risers; best little pills for dyspepsia, sour stomach, bad breath. VIZZARD'S CLEVER JOB.

He Captured a Much Wanted, Well Educated Safe Burglar Last Night. Detective Vizzard made an arrest last night over which the chief and other members of

the police force are in high feather. The prisoner, who gave the name of John Riley, is a self-confessed professional burglar and safe blower, and is as dangerous a criminal as has been behind jail bars in this county in a long time.

The arrest was made in Sam Snyder's pawnshop on South Tenth street, between Harney and Howard streets. Vizzard was in the place looking for a coat that had been stoien, when Riley entered. The officer was screened from view by the later, but could himself see just what was going on. Riley pulled a bundle from beneath his coat and laid it on the counter. As the cover was unwrapped, the detective saw a roll of post-age stamps as big as his arm. He waited to see no more, but slipped up to his man and placed him under arrest before the latter had time to realize that there was an officer within a mile of him.

Riley indignantly demanded to know what the officer meant by thus laying hands on him, but when Vizzard pulled aside his citizen's coat and showed his star, the crook collapsed. He was taken to the station and locked up, but shortly afterward sent for the detective and made a clean breast of it.

He was taken into the chief's office, where he repeated his story and said that he burgled the postoffice at Evanston, Wyo., about three weeks ago, and broke open the safe, from which he obtained the stamps and \$5.60 in oney. He was breaking into the strong box in the safe when frightened away. There was \$118 worth of stamps in the roll that he tried to dispose of at the pawnshop.

Riley told the chief that he was an educated burglar, and had received a thorough and

systematic course of instruction in safe blow-ing from one of the most expert burglars in the country. He had a lot of punches and drills at the time of the Evanston job that were made expressly for him, and he claime to be able to open a safe as neatly and in as nort order as any crimical in the land. The federal authorities at Evanston have

een notified by telegraph of Riley's arrest. It is believed that he is one of the gang that robbed the postoffice at Sioux City, and several other postoffices in Iowa. It is thought hat a partner of his is now in the city, and the police are looking for him. A reward of \$100 was offered for the arrest of the burglars, and Detective Vizzard is feeling correspondingly happy. It is an important arrest, and one that reflects credit on the officer who

Mothers will find Mrs. Winslow's Soothing Syrup the best remedy for their children. 25

DETAINED IN THE PAUPERS' PEN.

Western Union Stockholder Refused the Privilege of Landing.

NEW YORK, Oct. 6. -Among the steerage passengers on the City of Berlin, which arrived Saturday, was John Nixon from Dublin. Nixon is bund in one eye and quite old and feeble. The registry clerk, who took his pedigree, saw that he was shabbily dressed and sent him to the "detention pen," where presumable paupers are held for further ex-amination. A few hours later General

O'Berne came along.

"You think I'm a pauper, do you?" declared Nixon. "Well, just look here." He fumbled in his breast pockets a few moments and then produced twenty-five gilt-edged shares of stock of the Western Union telegraph company, made out in his name and properly attested. Not content with assuring the superintendent of immigration that he was one of Jay Gould's stockholders, he dove down into another pocket and pulled out \$500 worth of Bank of England notes. The total value of his stock and notes was between \$2,500 and \$3,000.

"I first came to this country fifteen years ago," said Nixon to General O'Berne. "I have been all over the states, but have lived in British Columbia most of the time. By trade I am a painter, but I have done considerable speculating, and have been pretty successful at it, too. Four years ago I visited San Francisco. I had a few thousand dellars which I wished to invest. A broker advised me to put in in Western Union. I bought twenty-five shares. They were then quoted at \$454 a share. Last April I went home to Ireland. I have a sister living there, I decided to come here again to try my luck. and mean to dispose of my Western Union stock and invest the money in land. I'm go-ing through British Columbia, as I have done before, buying land wherever the best in-ducements are offered."
"Why didn't you become an American citi-

zen!" asked General Oberne.
"Oh, I did not wish to," was the reply. "I was never in the states long enough at one time to take out my papers. It would not be worth my while to become an American citi-zen. I never wished to settle here. As soon as you let me go which I hope will be soon, I will leave for British Columbia."

Nixon told a reporter that after he com-municated this information to General O'Herne the latter said. "I can't let you land. You must go back, so long as you don't think it worth your while to become an

American citizen. American citizen."
"That man they call the general," Nixon continued, "is a mighty queer individual, When he asked me why I did not become an American citizen, and I said because I did not wish to, he said I must go back to Ireland. I never beard anything like it. a decent, honest man and want nothing from the general or any other man. I meant no disrespect when I said I did not wish to become an American citizen. I am as good pecome an American citizen. I am as good a man any day as the general, and anyone in

a man any day as the general, and anyone in Dublin will tell you that John Nixon never raised a hand to injure anyone."

"It is true I do not intend to allow this man to land," said General O'Berne. "I am detaining him because he is blind and liable to become a pauper. It is true that he is worth nearly \$1,000, but I do not think that justifies me in allowing him to land. If some one gives a bond for him I will let him go, otherwise he will have to go back."

President O'Rourke of the Irish immigration society was at the barge office yesterday afternoon to look after the interests of the afternoon to look after the interests of the detained stockholder. If General O'Berne persists in demanding a bond, the Irish society will probably give ...

De Witt's Little Early Risers, bastpill.

#### WILL BE READY WHEN NEEDED.

Nothing for the Irish National League to Do but Perfect Organizations.

WAITING FOR THE FACTIONS TO UNITE.

Minnie Hank's Blooded Husband Resists an Officer and Nearly Spends the Night in Jail-World's Fair Matters.

CHICAGO BURRAU OF THE BEE. CHICAGO, Ill., Oct. 6. With the exception of Secretary John P Sutton, Rev. Father Foley of Stewart, Ia., and one or two others, the delegates to the recent Irish National league convention have all returned home. Mr. Sutton has little to say about the future of the organization, but regards its existence a necessity and a guaranty that when the time comes for rendering active assistance to an Irish movement, prompt action can be taken. He could not see much else to do at present, except to perfeet the organization and extend its branches. Father Foley was confident the new league would, ere long, show good work for Ireland. He was hopeful, if not assured that when the Irish parliamentary representatives met next month there would be a union of both factions in Ireland under the leadership of John Dillon.

MINNIE HAUK'S BELLICOSE HUBBY. If Deputy Sheriff Kennicott hadn't been agnanimous, Baron Waurtag, the husband of Minnie Hank, would have spent the night in the central police station. When the officer went to serve some papers on the great prima donna, the baron put his wife into a can, told the cabbie to drive like the wind, and then seizing the minion of the law, threw him into the middle of the street. Kennicott drew a revolver, nalted the cab, served the papers and then arrested the warlike paron and took him to the station. He finally yielded, however, to the prisoner's pleading and permitted him to return to his hotel.

WORLD'S PAIR MATTERS, Hilmar Stophany of Berlin is at the Grand Pacific with a big proposition which he will lay before the World's fair officials, for the erection of a Moorish palace to cost \$500,000. Coston Bros. of Berlin are backing the

James G. Ramsay, secretary of the Board of World's Fair Managers of the state of Montana, states that the exhibit from that state will consist largely of mineral products and that preparations are being made to build an artificial mountain to contain a vein of ore, shafts, tunnels drifts and levels, just as in a real mine, and all the necessary con-veniences for those who wish to go down and look at the mine as it actually is. The exterfor of the mountain is to be covered with the native trees and grasses of Montana, and to have on one side a waterfall and on the other a miner's cabin.
The ways and means committee has recom-

mended that the grounds and buildings com-mittee consider the proposition of creeting a pank and safety deposit building on the grounds.
Director General Davis, some time this

month, will accompany the special commis-sian that will wait upon President Diaz and tell him all about the World's fair. The trip is to be made at the request of Thomas Ryan, United States minister to Mexico, who has been urging Colonel Davis for months to come to Mexico. An appropriation of \$750,000 is at stake, and Minister Ryan thinks a visit from a number of World's fair officials would help matters along.
A flag unfurled on the woman's building yesterday marked the completion of the first roof line in exposition construction.

NO DANGER OF MONEY STRINGENCY. At no time this fall has the call from outside banks been as heavy as was confidently expected. The shipments of money from week to week are still too small to affect the rate of interest. It appears that the larger crop centers obtained full supplies of coin and currency early in the season. As a mat-ter of fact, considerable money thus stored away at northwestern points to use in harvest The free movement of cereals iew and. the from the prairie farms to tide-water has kept the money markets in an easy condition, and the season has adranged too far to admit of any fears of a stringency from the phenomenal crops. An improvement in local securities is outlined by recent events on the stock board, but people still begin to wonder when the brilliant prospects of the country at large will make uselves felt with full force in Chicago

ODDS AND ENDS. The world-famed jelly cake contest at Springfield has been settled by the Sanga-mon fair directory in Mrs. Willett's favor, Mrs. Willett gets the piane and angels food elly cake is the jelly cake of the future. Mrs. McMahon, who went insane tempor arily as the result of an attack on her character in a law suit over the possession of her husband's child, is now out of danger. Alderman Cullerton introduced a resolution at last night's meeting of the city council in

quiring by what authority parmits were granted for buildings to exceed seven stories The Girls' Mutual Benefit club of the West side is to build a new club house imme

Miss Grace Dodge of New York City, who nas done so much for working girls in the east, is expected in Chicago this month and will be the guest of the working girls' clubs A savage Texas steer which escaped from the stock yards, gave a lively chase to a patrol wagon full of policemen armed with

rifles.

THEY DECLARS THEIR INNOCENCE. Referring to the statement that the investiration into the affairs of the late Nebrasks and Iowa Insurance company shows that large amount of securities were spirited away and worthless paper substituted prior to the filing of the application for a receivership. J. W. Morse, formerly vice president of the company and now general agent of the Missouri Pacific here, says that the statement is not true as far as he himself and those interested with him were concerned. "We sold out to Erminger & Co. of Des Moines," said Mr. Morse, "and took good property, mostly land in Lincoln and Dawes counties. Nebraska, in exchange for our stock. This was done by agreement among people who owned a majority and in fact, practically all of the stock. What was done ifter we sold out of course I don't know.'

INSPECTING ELECTRICAL APPLIANCES. Andrew Rosewater of Omaha is in the city on his way to Washington, where he goes to attend a meeting of the Electrical commission of the District of Columbia, of which he is president. His associates on the commission, Prof. Roland of Johns Hopkins university and Lieutenant Schunk of the Engineer corps of the army, will be there, and the commission will prepare a report to the president on electric weeks. sub-ways during the next three While here Mr. Rosewater will in spect the experimental line of underground ectric railway now being operated here by Yerkes.

BOW PROBLETION WORKS. Major Hoyt Sherman of Des Moines, brother of the Ohio senator and of the late general, is at the Grand Pacific to attend the Grant monument unveiling ceremonies here Grant monument unveiling ceremonies here tomorrow. "Regarding the political situation in Iowa," said Mr. Sherman, "the fight is centered right around Des Moines, where the feeling is very bitter on both sides. In Polk county, men are fined \$50 for selling one glass of beer and \$100 for selling two. To enforce the law in Polk county, in which is Des Moines, enormous taxes are exacted to be paid as fees of constables and segrebars. be paid as fees of constables and searchers. In all big hotels in Des Moines beer can be procured as easily as water. The dives or secret places where liquor is sold abound throughout the state." WESTERN PEOPLE IN CHICAGO.

The following western people are in the At the Sherman-Charley L Langley, Cedar Rapids, Ia.
At the Tremont—C. H. Kimbali, Iown City, Ia. At the Richelieu-W. D. Condit, Des At the Richard C. Moines, Ia.

At the Wellington—D. C. Stepson, Omaha;
Richard C. Lake, Ranid City, S. D.

At the Leland—Charles Stewart, Cedar
Rapids, Ia.; E. R. Mason, Des Moines, Ia.

At the Grand Pacific—C. H. Barboun, New
Sharan, Ia.; Charles E. Perkins, W. J. Jar-

vis. Burlington, Ia.; William H. Fleming, J. M. Christy, II. H. Paynound daughter, E. R. Mason, Des Moires, Ia.; Fred W. MacJannet, Labaule, Wyo.; J. W. Munn, Omaha; L. Defantaine, Fremont.

At the Palmer-Mrs. W. P. Brady, C. O. Deck.

At the Palmer-Mrs. W. P. Brady, C. O. Peck, Mrs. A. M. Edwards, J. H. Morris, Mr. and Mrs. Charles E. Putnam, Cedar Kapids, Ia.; S. M. Patterson, Muscatine, Ia.; Mr. and Mrs. C. C. Whitten, Mr. and Mrs. J. H. Barnes, Mr. and Mrs. L. E. Baker, Toledo, Ia.; M. E. Walker, Des Moines, Ia.; J. Murray Hosg, Maquoneta, Ia.; L. J. Smith, Chevenne.

Bishop Newman of Omaba is at the Sher-

RECENT ARMY ORDERS. Details of Instructions Issued to the

Regulars Yesterday.

Washington, D. C., Oct. 6.-Special Tele-

gram to Tue Bee. |- The following army orders were issued today : First Lieutenant Edwin P. Andrus, Fifth cavalry, assigned for duty with the National guard of Wisconsin until November 1, 1891. is directed to return to the proper station upon is directed to return to the proper station upon
the completion of the duty assigned by the
governor of Wisconsin under said order.
The following transfers in the Seventh infantry are ordered: Second Lieutenant John
R. M. Taylor, from company F to company
G; Second Lieutenant Robert Alexander,
from company C to company I. The following transfers in the Twentieth infantry are
property. First Lieutenant Frederick D. ordered: First Lioutenant Frederick D. Sharp, from company B to company K; First Lieutenant John L. Schon, from company K to company B. Captain Dourlas M. Scott, commissary of subsistence, will in addition to his present duties perform the duties of depot quartermaster at New Orleans, La., until further orders, relieving First Lieutenant John T. French, jr., Fourth artillery, or such other officer as may be performing said duties.

SOUTH OMAHA.

The St. Clair Inquest. Coronor Harrigan began an inquest over the remains of Leon St. Clair, proprietor of the dive on Railroad avenue, who was killed Saturday evening by Officer Rear-don, at 10 o'clock Monday morning in Heafy & Heafy's. Madam Garven, the proprieteess of the house, was put on the stand, and gave substantially the same story

as has been published. Drs. Gilmore and McDonald testified as to the location of the three wounds, and identified the bullets as those extracted Sunday morning. o'clock a recess was taken until 2:30, Dr. Kelley and fifteen or twenty witnesses will be called.
About twenty witnesses were examined

during the afternoon including Drs. Keiley, Gilmore and McDonald, who attended the dead man. With the exception of Madame Greven, proprietress of the New York cigar store, the testimony was unanimous that Reardonacted in self-defense. The case was given to the jury at 7 o'clock last evening, and after an hours' deliberation it returned a verdict that the shooting was done in self

Exchange Meeting. A the Exchange meeting Monday afteroon Messrs, E. T. Durland and R. W. Carey were admitted to membership. The important business brought up was the discussion of the lump jaw business, and on motion a committee of five consisting of Messrs. A. C. Foster, A. C. Smith, A. B. Stater, J. B. Blanchard and W. I. Stephen were appointed to draw up some regulations overning the condemnation of diseased ani-

Board of Education. The Board of Education met Monday evening at the High school. Bills amounting to \$3,492.72 were allowed and warrants drawn for the same. Superintendent Monroe reported 1,014 children now in attendance at the schools. Contractor Eggers reported the completion of Brown Park school and sked that the board accept it.

Lynch Very Low. Tom Lynch, who was shot by Mike Hart Sunday night in the latter's saloon at Albright, was very low at a late hour last night, his physicians feared that he could not live until morning.

Notes About the City.

George Clark of Plattsmouth is in the city. A. E. Krouse of Corydon, Ia., is in the city. R. Aultman of the Stockman is in Stuart, Ia. Ole Langland of Slater, Ia., is the guest of M. A. Martin. Mrs. E. G. Smith left yesterday morning

for Weeping Water to visit relatives. The Young Men's Republican club met in old Knights of Pythias hall last evening. J. Newcomb has gone to Duquesne, U. T., on a business trip. He will be absent three The Board of Trade met in McWilliam's

office last evening and transacted some routine business. The Fourth ward democrats were out in force last evening at their meeting at Thirty-third and L streets.

Mr. and Mrs. D. S. Pinney have returned from Kalamazoo, Mich. They will reside at Twenty-fourth and G streets. The liberals met in Blum's hall last evening. A large crowd was present, and Hon. F. A. Brogan addressed the meeting. Thursday evening, October 13, Enterprise loege, Knights of Pythias, will give a recep-tion and cutertainment at their half. Misses Eruna Shellington and Amelia Begg, who have been visiting with Mrs. C. E. Morris and family, have returned to their

iome at Dennison, Ia. The marriage of James Lowry and Miss Mary M. Sullivan was celebrated at the Holy Family church Monday morning. Rev. Father Hillman tied the knot. In the afternoon the happy couple left for Denver and the west. They will return about Octo-

ber 20 and will be tendered a reception at the mico by their friends James Mitchell of Vail, Ia., is in the city, the guest of his sister and brother-in-iaw, Mr. and Mrs. Thomas Connell, thirty-first and R streets. Mr. Mitchell brought in a bunch of fat cattle.

About 6 o'clock yesterday evening motor car No. 40, while crossing N street, collided with a heavy wagon driven by J. W. Thompson, smashing the wagon and breaking several windows in the car.

D. S. Parknurst was riding and driving a bunch of cattle Monday evening and driving a bunch of cattle Monday evening. A healthy steer turned, and in a vain effort to pass the horse and rider caught Mr. Parkhurst's foot and twisted it around. The result was a badly sprained ankle, which in all probability will keep Mr. Parkhurst in the nouse for a

MR. BIRKHAUSER'S ANSWER. He Replies at Length to the Petition

of C. E. Squires. Some days ago, Peter W. Birknauser, the chairman of the Board of Public Works intimated that he intended to go before the city council and ask that body to cancel the contract that the Barber Asphalt Paving company has with the city in regard to the repairing of streets that have been paved

with Trinidad sheet asphaltum. Charles E. Squires, the resident manager of the Borber company got wind of what Mr. Birkhauser proposed to de and at once sued out an injunction. A petition was filed, showing under what authority the company acted and denying the city's right to interfere in the premises, so long as the contract between the city and the company existed.

Mr. Birkhauser loaded his guns and de-clared war. Since that date he has been busily engaged upon the answer to Squires' petition, and today the document will be filed in the office of the clerk of the district court The answer is of great length and starts out with a denial upon the part of the chairman, in which be states that he has no per-sonal knowledge that such a corporation as the Barber Asphalt Paving company exists. He admits the contract for repairs, but de-nies that Squires has compiled with its

terms since it was entered into, which was on March 12, 1889. Mr. Birkbauser openly avers that the Barber company has neglected and refused to keep the streets in a good state of repair; that the plaintiff has absolutely refused to obey the mandates of the Board of Public Works; that the company has tried to be the sole judge of how, when and where repairs should be made, and in this respect it had set the Board of Public Works, and its chairman in particular, at defiance,

Mr. Birkhauser also denies that he bears any ill will toward the company, its manager or any employe, and the charge that ne did, the deponent says, is wholly false and untrue. The chairman swears that what he did do was done for the best interests of the city and the public at large, After disposing of this question Mr. Birk-

houser takes up and digests the original con-tract. He avers that while it has been recognized as a contract, it is not only void, but is tinctured with the grossest kind of fraud. It was signed by the chairman of the Board of Public Works and by the agent and manager of the paving company without any legal au-thority from the city, but way he does not say. The chairman also avers that the re-paving and repairs provided for by the terms of the contract were never advertised and that bids for doing such work were never in-vited, but that the contract was let in pripate to the Barber company at such an ex-horbitant price as to render it a fraud upon the city and the taxpayers; that the price stipulated in the contract, 8 cents per square yard, is at least four times the actual cost of making such repairs and relaying such pave-

Mr. Birkhauser continues his affidavit by adding that at the time this contract was made both the chairman of the Board of Public Works and C. E. Squires knew that the price was outrageous, and that the coun-cil in approving the contract failed and neglected to investigate the facts. The further charge is made that the contract is based upon deception and fraud; that it is void, as it was made in direct violation of the city charter, which provides that all public work shall be publicly let to the lowest bid-

The venerable chairman adds that it would be no fraud upon the part of the city to can-cel the contract and relet the work and in conclusion he states that when the case comes on for trial it will involve questions over which a court of equity has no jurisdic-

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Hard on the Gas Company. LOGANSPORT, Ind., Oct. 6.-Circuit Judge McConnell has rendered an opinion in the case of Shierk vs the Chicago & Indiana Natural Gas company, sustaining the injunction and restraining the company from crossing the old Wabash & Erie canal bed. The court held it was apparent from evidence that the purpose of the company was to take gas to Chicago, and inasmuch as the law only allowed them to condemn lands to supply the citizens of this state, they should not be permitted to make the condemnation. The court also held that the evidence showed it was impossible to pipe gas that distance without artificial pressure, which is prohibited by an act of the Indiana legislature.

This is an important decision and will create consternation among the projectors of the Chicago pipe line. The gas company will appeal to the supreme court, but months will clapse before a hearing can be obtained. gas company cannot get gas out of the gas field to Chicago without crossing the old Wabash & Erie canal bed. The company has invested thousands of dollars in surveys, rights of way and laying pipes.

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