THE OMAHA DAILY BEE SATURDAY, NOVEMBER 14, 1891.

CANNOT COLLECT THE TAX.

Judge Doane Makes the Tenth Street Viaduct Injunction Perpetual.

TWO PRIME REASONS FOR THE ORDER,

An Omaha Cigar Man Arrested for Forgery-A Long Deterred Inquest-Captain Ray's Release-Stanton's Soup.

Judge Doane yesterday decided the case of Herman Kountze and others against the City of Omaha.

The case was brought to restrain the city from collecting a special tax to pay damages arrising from the construction of the new Teoth sfreet viaduct. Certain property in the vicinity had been assessed with benefits, which were to be applied for the purpose of paying damages. The plaintiff at the time of the bringing of the suit secured a restraining order and now the order is made perpetual against the collection of the

The judge held that the tax was not levied under any provision of the charter, but was by contract with the denot company. Another reason for the injunction was that the council never sat as a board of equalization on the day advertised.

IN ARMY CIRCLES.

Captain Ray Prefers Charges Against Major Kellogg.

Captain P. H. Ray, formerly judge advocate of the Department of the Platte and at present in charge of a company of Indians at Fort Washakie, was placed under arrest about two weeks ago by order of Major Kelogg, commanding the garrison at Fort Washakie, and charged with insupordination and conduct unbecoming an officer of the army.

Captain Ray was released from arrest yesterday by command of Brigadier General

It is the prerogative of the commanding the charges without calling a court marshal in case he deems it best to do so. It is understood that this will be the end of the charges preferred against Captain Ray. There is another side to the unpleasantness, however, that has not yet been disposed of. Captain Ray has pre-ferred charges against Major Keilogg, his superior officer, and these are now being examined by General Brooke.

It is understood that these charges over the conduct of Mujor cover Major Kellogg for the space of a couple of months and that his record is being thoroughly overhauled by the judge advocate and the com-manding general. Nothing definite could be had from General Brooke today regarding the probable outcome of this investigation but the next few days will be anxious ones no doubt for Major Keilogg. It is generally believed in army circles that the diffi-culty will be disposed of by a slight repri-mand from General Brooke for both Captain Ray and Major Kellogg.

Colonel Stanton's Soup.

"Speaking of soup," said a prominent officer yesterday while looking at some sample cans of mock turtle soup in the commissary department, "reminds me of a joke on Colonel Stanton. Several years ago I happened to be camping with Coloael Stanton in Montana. The day that I reached his camp he told me about a new kind of his camp he told me about a new kind of soup that the commissary department had been sending out and grow very enthusiastic in describing its qualities. He had just one large can of this particular line of soup on hand and he instructed the cook to prepare that for dinner, so that I might sample it. As we sat about the five waiting for dinner the colonel referred several times to the delicious flavor and wholesome qualities of the new article of food which we intended to test. Suddenly we heard an explosion in the mess tent something like the report of about three dozen champagne bottles burst-ing simultaneously. Colonel Stanton and I rushed out to the mess tent to investigate and found the cook frightened half out of his wits. There was a hole in the side of the tent where a battered piece of tin had cut its way through, and the interior of the military kitchen was smeared and smattered with soup. The cook had set the new can of soup on the fire to warm without cutting a hele in the top to make allowance for expansion. The can may be going yet so far as I know. The soup was not on the table for dinner."

ing the first mentioned street was awarded to Ed Callahan at 12% cents per cubic yard. For grading the other street McKinney & Hall bid 17 cents per cubic yard. The contract for constructing the culvert under Fifteenth street, at the intersection of Valley, was awarded to Frank L. Reeves & Co. They hid & 5 per hugal foot on four DUN'S REVIEW OF THE WEEK. Last Week's Volume of Trade the Larg st Co. They bid \$5.25 per lineal foot on four and one-half foot brick culvert and \$1.25 per lineal foot on twenty-four inch pipe A bill of \$55 for a machine to tap water mains was presented and referred to the comptroller. Owing to the injunction issued PRICES HAVE AN UPWARD TENDENCY. at the instance of the water works compan Business Has Recovered from the the board decided that it had no use for such a machine. A humorous fact about Hoods Sarsaparilla -it expets bad humor and creates good humor. Be sure to get Hood's.

Ever Known in the West.

Slight Disturbances Caused by

Recent Lank Failures-A

Hopeful Outlook-Failures.

NEW YORK, Nov. 13 .- R. G. Dun & Co.'s

Weekly Review of Trade will say : Business

has entirely recovered from the slight dis-

turbance caused by the Maverick bank fail

ire. Money at New York has fallen again

LAST WEEK'S CLEARINGS.

ported by the Banks.

CLEARINGS.

801.884.653 93.515.568 102.745.500

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\$18,000,517

corresponding week last year:

CITIES.

Barkalow & Root, 614 N. 16th, just re-ceived carload choice Michigan apples THIRTEENTH STREET AGAIN.

Contractor Carr Springs a Little Bill

for Overhaul. to 4 per cent on call and at Boston plenty is The plans have been laid and have now offered and rates are steady. Trade is large nearly matured for another attempted haul in volume, this season, and in many lines, upon the county treasury, as another chapter especially at the west, the largest ever in the history of the grading of South Thirknown, out margins for profits are narrow teenth street but the tendency of prices is toward im-

Some weeks ago ThE BEE published the provement in that respect. While breadhistory of the gradiug deal and afterwards stuffs advance, most manufactured products the matter was taken up and investigated by end to decline. the Real Estate Owners' association.

Records of mortgages satisfied in western The county commissioners entered into a counties show that enormous sums are taken contract with William Carr to grade the for that purpose by farmers from their restreet from the south city limits to Missouri elpts; that an unusual proportion of the avenue in South Omaha. The contract was money paid for crops goes to cancel dents awarded October 23, 1899, at a regular meet-ing of the board with Chairman Anderson, Messrs, Berlin, Corrigan, O'Keene and Turreated in past years. Doubtless this in part explains the fact that the demand or ner present. The contract price of the work was 9 conts various manufactured products has not yet

ncreased so largely as was expected in view The iron output up to November 1 was the greatest ever known. It is a striking fact that only 304 furnaces are in blast against per cable yard for removing the earth, with no provision for overhaul. The same day Carr's bond in the sum of \$5,000, with Hans

Bock, James Flannery and Hugh Kennedy as sureties, was presented. Messrs. Ander-son and Berlin opposed and voted against the award of the contract. They urged that the condition of the read 366 October 1, showing a steady substitution of larger and better works for thes of less capacity and old fashioned equipments. Unsold stocks have largely increased, particularly of coke and iron, and while the consumption is foremost, it is clear that unfund would not justify the expenditure of so large a sum of money, but they were in the minority, as Messrs, Corrigan, O'Keeffe and Turner voted "aye." The vote on the ap-proval of the bond was the same. The chairless the expected increase comes soon, the depression in prices will force some works to stop. Contractors for large buildings here are figuring for and against American beams

man refused to approve either the contract or bond, and with matters in that condition Carr commenced the work. the combination not meeting the price. Coal is dull; have copper is offered at 11%coals; holdings of the are heavy at \$1.00 and lead is now at \$1.10. Speculation during the past week has been more active, wheat ad-vancing 1% conts on sales of 60,000,000 bush-els and some advantage of the second sec Since that time Carr's estimates have been approved by the county surveyor and allowed by the board as presented. He has received

something over \$11,000 and \$5,000 more will be required to complete the work. But the funny part of the deal has just come to light and the documents are in the bands of the clerk of the board els and corn advancing 6 cents for spot, but scarcely higher for November delivery, with sales of 21,500,000 bushels, and oats are un-changed. Receipts of wheat at the west do not abate, and are again at a rate of more than 8,000,000 bushels for the week, while

The contract was plain and clear in its terms and conditions, stating that Carr was to receive 9 cents per cubic yard, and no more, for the removal of the earth. He, it appears, is not satisfied with this, but the export demind is netter. In October shipments, flour included, equalled 19,107,400 bushels of wheat, against 6,080,100 inst year. Pork products are unchanged, exports fail-ing behind last year's. wants more, and now has a claim for \$3,018.41 overbaul, although the contract is as silent as the grave upon the subject of Ing behind last year's. Reports from other cities show great hope-fulness. At Boston trade is large in volume; at Hartford trade in dry poods and groceries is very fair; at Philadelphia trade in dress goods is more active; at Cholmand, Detroit, Cleveland and Milwankee sales in all trades our famin access of last year's. overhaul

The bill that is to come before the board is

 The onit that is to come before the board is certified to by County Surveyor House and consists of two items as follows:
"William Carr, supplemental final grading estimate, grading South Thirteenth street extension, 61,958 cubic yards of earth, over-haul on street, \$1,524,17:62,260 cubic yards of earth on Brancaris lots 31,492,41, total, \$2 are far in excess of last year's. At Chicage receipts of wheat and rye are three time earth on Brennan's lots, \$1,494.24; total, \$3,-018.41.1

receipts of wheat and rye are three times last year's; of onts and dressed beef a third larger; of hides and wool a quarter larger; of flour a fifth larger, and of barley some-what larger; but in cheese, butter and corn a decrease appears, and a large decrease in cured meats and lard. Sales of merchandise Ols.41." This tells the tale. Mr. Berlin in speaking of the bill stated that he knew nothing about it. He had voted against the approval of Carr's contract and bond, and for that reason did not expect to be let into the secrets. He could not understand why Carr cured meats and lard. Sales of merchandise greatly exceed last year's, and clearings are the largest ever known. At St. Paul trade is active; at Minneapolis lumber is strong and higher and the output of flour 201,000 barrels, against 170,000 ast year; at Duluth the lumber cut is the largest ever known and shipments heavy; at St Louis trade is strong in shoas draws and should claim any overhaul, as the contract did not provide for the payment of a cent of money for such purposes.

Regarding the payment of the second item, \$1,494,24 for hauling 62,200 cubic yards of earth into Ed Brennan's lots, Mr. Berlin St. Louis trade is strong in shoes, drugs and oil, and money in large domand for cattle. In the cotton regions and at Kansas City the could not understand in what way the county was obliged to pay the bill. movement of live stock and grain is heavy. The wool manufacturers and the clothiers

The claim will come before the board at the regular session to be held this afternoon and some lively discussion is anticare waiting, but agents are exceedingly hopeful and trade in knit goods is satisfactory. Money markets are well supplied for legit ipated. imate business, and there is a distinct im A Cure for Rheumatism. provement in collections as products are Economy.

Aside from their excellence there is economy in buying Dr. Price's Delicious Flavoring Extracts, as they are the most natural flavors made, and in strength, quality, and quantity, there are no flavoring extracts that can compare with them. It is not economy to buy the flavoring extracts in the market because they are sold at a low price. Cheapness is an indication of inferiority. Try Dr. Price's Extract of Lemon or Vanilla and you will never use any other.

WHY DO YOU COUGH? Do you know that a little Cough is a dangerous thing ? DOCTOR ENGLISH

Will Stop a Cough at any time and Cure the worst Cold in twelve hours. A 25 Cent bottle may save you \$100 in Doctor's bills-may save your life. ASK YOUR DRUGGIST FOR IT.

IT TASTES GOOD. PURE PINK PILLS. Dr. Acker's English Pills F OR SALE BY KUHN & CO. and SHER MAN & McCONNELL, OMAHA.

HUMPHREYS VETERINARY SPECIFICS For Horses, Cattle, Sheep, Dogs, Hogs,

AND POULTRY. 500 Page Book on Frontment of Animals and Obart Seut Free.

Sold by Druggists; or Sent Prepaid anywhere and in any quantity on Receipt of Price.

S. HUMPHREYS' HOMEOPATHIC DO



Every fall since we began business, some time during November, we have made it a point to hold a special sale of Overcoats. These sales have not been the inspiration of a moment, gotten up simply to fill so much space in the newspapers, but have been the result of well directed efforts toward a certain end. For a number of weeks past, our resident buyer in New York has devoted his attention pretty closely to Overcoats. He has shopped New York as closely as a women trying to match a piece of dress goods. (but with more success.) Luck seems to have favored him. The continued warm weather has left the manufacturers with great stacks of winter garments on hand. They were anxious to sell even at a loss. Our buyer

bought, and bought heavily. He was there for that purpose. During the past week we have received over Two Thousand Fine Overcoats from the leading makers in New York. They represent every kind and style of garment in use this season. They represent every possible shape, shade and color. From the materials used in their manufacture, to the manner in which the buttons are sewed on, they are right in every respect. We have taken this immense

lot of garments, divided them into two lots, placed them on sale, and today you can walk into our store and buy an overcoat for eight dollars or ten and a half, that a month ago would have cost you from six to eight dollars more. That's straight.

\$8 Gives you your choice of a line of fine all wool Kersey and Chinchilla garments that a dozen

dollars wouldn't have touched a month ago, and many of them are worth fully fourteen dollars today. The Chinchillas are in smooth and rough weaves, with full velvet collars, corded edge binding, fine twilled linings, fancy striped sleeve linings, and fancy canton flannel pockets. They come in blues and blacks. The Kerseys are in all shades; grays, slates, tans, browns, modes, drabs, &c; They are lined with fine fancy plaid cassimere, have fancy heavy surah sleeve linings; either set velvet or self collars and fancy canton flannel pockets.

0.50 -

Here's the greatest value ever offered by any American clothing concern. Here are fine Ker sey, Chinchilla, and Fur Beaver garments. Two-thirds of them are worth well up to eighteen dollars.

Fur Beaver Overcoats in blacks, browns, greens and other popular shades; garments made up in elegant style, with fine Farmer satin linings, heavy fancy satin sleeve linings, full velvet collars and plush pockets. Kersey garments in a dozen elegant shades, with fine plaid cassimere linings, fancy surah sleeve linings and either set velvet or self collars. Here are garments which for style and fit will challenge your admiration. Here are garments that you'd call cheap on the Fourth of July at the price. We can positively make this assertion;



WANTED FOR FORGERY.

An Omaha Cigar Dealer Arrested for a Double Crime.

Mortimer Fox was arrested at noon yester day by Detectives Savage and Dempsey at the instance of the San Francisco authorities, who want him for grand tarcony and forgery. He is accused of stealing an express check for \$43 in September, 1830, and after forging a name on it secured the money on it. He is also charged with being implicated in several other forgeries on the coast

Fox came to Omain about two weeks ago and opened a cigar stand in the new Hotel Brunswick, where he was found by the 'officers. Before being locked up he was allowed to take an inventory of his stock and made partial ar-rangements to soil it, in view of his impend-ing incarceration. He says that he is not guilty and proposes to fight the case. He will not go back without a requisition. Fox is not yet 20 years of age, but has quite a checkered ca-reer. He was convicted of burgiary in San Francisco when only sixteen years of age, and served two years at San Quentin. Fox came to Omaha about two weeks ago

age, and served two years at San Quentin. The 'Frisco officials have been notified of his arrest, and he will be held to await the arrival of an officer.

A DELAYED INQUEST.

Coroner Harrigan Takes Two Months to Examine a Simple Case.

Friends of Samuel T. Robinson, who was asphyxiated at his home, 611 North Eighteenth street, early in September, are becoming very indignant at Coroner Harrigan's delay in completing the inquest over Robinson's remains.

Mr. Robinson was found dead at his home early in September a victim of asphyxiation, a gas burner having been accidently left turned on in his bed room. Coroner Harrizan took charge of the remains, and had a post mortem held to deternine the cause of death. A coroner's jury was called and the holding of the in-quest adjourned from time to time. Mrs. Robinson was left in rather reduced circumstances and has been waiting for the insurance upon her husband's life to meet the claims against her occasioned by his burial turned on in his bed room. Coroner Harrigan

claims against her occasioned by his burial expenses. This money cannot be secured, however, until the coroner's jury returns its verdict, and as yet Mr. Harrigan has failed to call the jury to complete its labors. Mrs. Robinson has secured legai aid, and melase measured is the provide the secured

unless some action is taken by the coroller, will ask relief from the courts.

Catarrh Not | ocal, But Constitutional. Dr. Dio Lewis, the eminent Boston physi-cian, in a magazine article says: "A radical error underlies nearly all medical treatment of catarrh. It is not a disease of the man's nose; it is a disease of the man, showing itself in the nose—a local exhibition of a con-stitutional trouble." Therefore, he argues, the use of snuff and other local application is wrong, and while they seem to give temporary relief, they really do more harm than good. Other leading authorities agree with Dr. Lewis. Hence, the only proper method of cure for catarrh it by taking a constitutional remedy like Hoods Sarsaparilla, which, reaching the blood, does eluminate all impurities and make the whole man healthier. It re-moves the cause of the trouble and restores the diseased memorane to proper condition. That this is the practical result is proven by thousands of people who have been cured of catarrh by taking Hood's Sarsaparilla.

Board of Public Works.

The regular weekly meeting of the Board of Public Works was held yesterday. There were six bids for grading Douglas street from Forty-fourth to Forty-eighth and apply at city ticket office, 1401 Farnam Twenty-fourth street from the Belt Line tracas to Fort street. The contract for gradstreet

Dr. P. A. Skinner, a prominent dentist of Texarkana, Arkansas, is an enthusiast in the marketed. praise of Chamberlain's Pain Balm He used it for rheumatism, and says "he found it to be a most excellent local remedy."

Solid Trains From Omaha. Vestibuled, electric lighted and steam heated, with the finest dining, sleeping and reclining chair car service in the world, via the "Chicago & Omaha Short Line" of the Chicago, Milwaukee & St. Paul Railway. Double daily train service, leaving Omaha at 12:15 p. m. and 6:20 p. m., with no transfer at Council Bluffs as heretofore. Apply 1501 Farnam street for tickets and further information or address F. A. NASH, Gen. Agt. J. E. PRESTON,

City Pass. Agt. AN INTERNATIONAL STANDARD.

proposition

the four acres.

stomach.

A Montana Man Has Something on

the Silver Quest on. New York HELENA, Mont., Nov. 10 .- To the Editor of Chicago.... Philadelphia... THE BEE: The members of the transmis-San Francisco ... souri this and that convention, or whatever its name, deserve as much credit for unwayits name, deserve as much credit for unwav-ering faith and hope as the early California miner who comforted his long, long-waiting Martana, in some far eastern moated grange, with a stereotyped postscript, "Ten years is a long time to wait, but I'll have you yit." For they prate of an international ratio of silver to gold in the coinage, when repeatedly the nations have said in monetary confee-ences that they would not consider such a proposition. ulnust). Pittsburg. Mineapolia. Mineapolia. New Orieans. Milwaukee Louisville. Detroit

Detroit Houston Providence. . Cleveland St. Paul.....

pronosition. Now, I do not mean to disparage the work of these conventions; I remember that one of this kind once did a noble work, of untold good, when its members or delegates met and proposed to put bells on all the cats; or rather good might have resulted had there not been so many practical difficulties in the way Denver... Omaba.... Columbus Elehmond Instiord 'ortland, Ore. dianapolis, way.

So, too, much good might result from in-ternational agreements as to the ratio of Washington lew Haven. t. Joseph ... Lochester... Jallas Vorgester... mint price as well as market price between gold and silver were it not that it is practically impossible.

cally impossible. To enumerate the difficulties would take up more of your space than I am at liberty to ask, but chief among them is the law of quantity and demand. The cost of producing gold and silver enters into the price which they command in a way that does not in that of other commodities. "Somer shall swift stars feed upon air;" and as soon shall there be an international it Loke City. coma. Boux City . Fort Worth Des Moines. and as soon shall there be an international agreement fixing the ratio between beans and peas, wheat and oats, boots and hats, as beilmington, Del traingham. os Angeles. ween gold and sliver—a lasting ratio. Poszy S. Wilson.

DeWitt's Little Early Risers; only pill to ew Bedford. cure sick headache and regulate the bowels. opeka . -----

Eye & ear surgeon, E. T. Allen, M.D., Ramge blk, 15th& Harney, Omaha. Of-fice days, Mon., Tues., Wed., and Sat.

Nr. Hascall's Park Offer.

Isaac S. Hascall has made a proposition to one or two of the park commissioners to sell the board a tract of a little over four acres out of the southwest corner of his park at

Half Bat & East.

Fifteenth and Vinton streets, for park pur-poses. The price is \$40,000. Mr. Hascall stated that he had made

the offer at the solicitation of several of the citizons of that socion and didn't care whether the board bought the land or not. The piece offered, he said, extended east along Vinton street about 520 feet from Fifformation that five conductors on the Idaho and Utah divisions have been discharged. Among the victims are Harry Burbank, Thomas Ball and J. H. Goss, old time rail-roaders who are well known all over the teenth and ran far enough north to make up country. No reason is assigned for their

exington ...

illiax.

amilion

dischurge. Four hundred and fifty dollar plano Warranted seven years for \$187.50. New scale. Hayden Bros. DeWitt's Little Early Risers for the liver.

Total, Canada

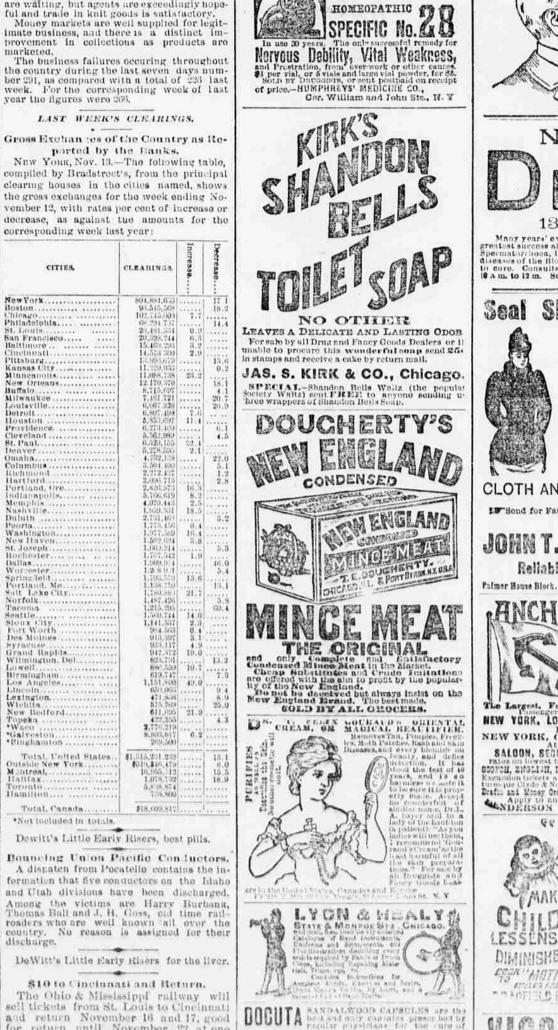
"Not included in totals.

\$10 to Cincinnati and Return.

Small in size, great in results; DeWitt's Little Early Risers. Best pill for constina-The Ohio & Mississippi railway will sell tickets from St. Louis to Cincinnati best for sick headache, best for sour and return November 16 and 17, good for return until November 23, at one fare for round trip. Ticket office 105 On Monday, November 16, the Chi-cago & Northwestern railway will place

North Broadway and union depot. St. Louis, Mo. W. B. Shattue, general on sale tickets to Indianapolis, Ind., and return at half face. Good returning till November 24. For further information passenger agent Ohio & Mississippi railway.

Barkalow & Root, 614 N. 16th, just reselved carload choice Michigan apples. Gonorrhies and



vers from severe colds in head and throat. Tried most every known remedy. Pond's Extract raileved me wonderfully, and has effected almost a radical cure "- FREDERIC E. FINCK, New York City.

INTHENT. It's remarkable specific action upon the affected parts gives it supreme control over Eruptions, Salt Rhouse &a. Testimonials from all classes prove its efficacy. Price 50c. Sold by all Druggists or sent by mail