FRIENDS EXPLAIN

They Declare that His Arrest is the Result of Political Enemies.

REGULARLY COMMISSIONED FOR THE TRIP

State Authorities Sent Him to Mexico in Order to Secure Barrett Scott's Voluntary Return to Nebrasku-Why He Was Arrested.

LINCOLN, Sept. 26,- [Special to THE Beg |-There were but a few developments in the case of Dell Akin today as far as the Lincoln end of the affair is concerned. It was learned by telegrams received in the city this afternoon that Akin was unable to secure bati at El Paso, and that he is still in fail at that place awaiting the requisition papers, which were forwarded by mail iast

Friends of Akin in this city claim that the whose case against him is trumped up by his political enemies. They claim that other parties had arranged to go to Mexico in the interests of the state in an endeavor to induce Barrett Scott to return to Holt county voluntarily, or to secure from him the amount due the state. At the last mo-ment the parties who had agreed to go upon the mission, found that they could not leave. Then it was suggested that Akin, who was one of Scott's bondsmen, and also his brother-in-law, was the right party to go. He was accordingly called from his rauch near Omaha and induced to visit Mexico. Since he went away the charges against him were trumped up. This is the statement made by his friends here.

The formal charges against Akin were filed before the county judge of Holt county on the 21st inst. The complaint alleges that Barrett Scott was the treasurer of Holt county and was entrusted with the county. the mission, found that they could not leave.

county and was entrusted with the county funds; that he converted to his own use and embezzled \$70,000, and that he was unlawfully, purposely and feloniously aided and abetted by Akin.

Stewart Will Contest.

There were but few developments of interest in the case in which Mrs. J. C. Klotz of Omaha is endeavoring to have set aside the will of the late Lydia E. Stewart of this city. Mr. Klotz took the stand to testify in behalf of his wife, but he can be considered. of his wife, but he could only state that on the several visits of his wife and himself to the deceased just prior to her death, that they were received at first cordially and then coldly. Several girls who had been in-mates of the place kept by the deceased testified that she had sometimes acted strangely. The priest who had attended her on her deathbed was placed on the stand. but he declined to testify as to what had taken place between them, claiming the exemption accorded the clergy.

In the Supreme Court.

Court met pursuant to adjournment. Edward R. French, esq., of Douglas county, Henry E. Lewis, esq., and Volney Pattie, esq., of Lanzaster county were admitted to

The following cases were considered:
Martin Lumber company vs Barr, appeal, dismissed: Sherwin vs Gaghagen, appellant, to supply bill of exceptions and transcript in thirty days or appeal, dismissed; Rodden vs Albrecht, dismissed; Zink vs State, dismissed; Wortendyke vs Salladin, diminution of record suggested and laws entered and second suggested. of record suggested and leave given plaintiff to supply same; Miller vs Chicago, Burling-ton & Quiney Railroad company, dismissed at defendant's cost.

The following cases were continued: Bos-

selman vs Adams, Johnson vs Guliek, Welch vs Sayers, Alden vs Wisherd, Building and Loan Association of Dakota vs Cameron, Oliver vs Lansing, Webster vs Lincoin, Kramer vs Irwin.

The following cases were argued and submitted: Beanett vs Harnish on motion, Barr vs Kimball, McCauley vs Ohenstein, Barr vs Kimbali, McCauley vs Ohenstein, Union Pacific Railway company vs Knowl-ton, Rose vs Burr, Dwelling House Insurance company vs Brewster, Johnson vs McLen-nan, State ex rel Ensey vs Churchill, Hay-den vs Lincoln City electric railway, Bon-wit vs Heyman, Chase vs Miles, Osgood vs Grant, Ripley vs Larsen, Bantley vs Fin-ney, Agricultural Insurance company vs Morrow, Wilson vs Roberts on motion, Viasek vs Wilson, Gillespie vs Switzer. Vlasek vs Wilson, Gillespie vs Switzer, Trester vs Pike, Berry vs Wilcox, Straw-Frester vs Pike, Berry vs Wilcox, Straw-bridge vs Swan, Holm vs Bennett, Stratton vs Dole on motion, Hews vs Kenney, Dinges vs Riggs, Funk vs Latta, Gray vs Godfrey, Chicago, Rock Island & Pacific Railway com-pany vs Griffith on motion, Gerner vs Church, Korsmeyer Plumbing and Heating company vs McClay, Eckland vs Willis, Fisherdick vs Hutton, Maxwell vs Burr, Chicago, Burlington & Oumey Railway com-Chicago, Burlington & Quincy Railway com-

Criminal Cases Set for Trial.

This was arraignment day in the district court, and a moticy array of men were lined up before Judge Hall and pleaded to the informations filed. The court disposed of them as follows: Isaac Wampler, grand larceny, pleaded not guilty, and trial set for September 29; Buck Owens, larceny from the person, not guilty; Fred H. Osborne, grand larceny, not guilty, and trial set for October 9; Carl Pfleger, assault, not guilty, and trial set for October 2; Charles E. Dolan, assault with intent to murder, not guilty, and trial set for October 3, presoner released on \$500 bail; Albert Johnson, assault, not guilty; Rupert Milert Johnson, assault, not guilty; Rupert W. Brady, burglary, not guilty, and trial set for September 28; George Biair, charged with grand larceny, the entering and robbing of William Heffley's house of a choice collec-tion of articles which he had disposed of at various places, not guilty. A jury was immediately empaneled and the state still had the floor at the adjournment of court.

Sued Their Ex-Pastor.

Rev. T. B. Gardner, until recently pastor of Mount Zion Baptist church, has been called into court upon a charge which, under some circumstances, might be called serious. The facts as brought out in Justice Foxworthy's court are: A man named Green, whose first name has so far escaped detection, became in some manner indebted to the church. He evinced a dezire to compromise and finally the reverend gentleman named in this suit and the trustees effected a settle-ment. Green was to pay into the church treasury the sum of \$75. The church treas-urer happened to be out of the city. Before he returned Rev. Mr. Gardner was dishe returned Rev. Mr. Gardner was dis-missed. He went to Green, collected the \$75, put it in the innermost recesses of his inside pocket and refused to disgorge. The church people sued him for the amount, and as he failed to appear this morning judg-ment was rendered in default.

From the Police Court.

August Klein, the man whose head was somewhat deranged, who came to the police headquarters yesterday and stated that he was being pursued by robbers, seemed to be in a much firmer state of mind this morning and was set at liberty by Chief Cooper.

John Cooper, arrested last night charged with vagrancy, was discharged this morning by Judge Waters. Gustave Stillmacher, a student at Union

Gustave Stillmacher, a student at Union college, was arrested last night charged with intoxication, and fined \$1 and costs by Judge Waters this morning. Not having the necessary funds with which to settle, he will remain a guest of the city jail for a few days.

Jess Winegardner was taken in by the police last night. It appears that he has rooms to let in his upper story. Winegardner is a carpet weaver and was once an inmate of the state insane asylum, but was inmate of the state insane asylum, but was returned a short time ago pronounced as cured. He will be brought before the board of examiners and will probably be sent back

to the asylum.

Michael D. Spiller and Albert Louteyong were arrested last night charged with vagrancy. They were brought before Judge Waters this morning, who gave them ten minutes to get out of town.

Heard in Lincoln Court Rooms. Anna M. Christian secured a divorce from her husband, Joseph, who failed to appear, on the ground of non-support, habitual

on the ground of non-support,
drunkenness and crucity.
The case of the Sun Vapor Lighting company against the city of Lincela for breach
of contract was dismissed yesterday afternoon. Wright against Buckstaff, an old

Justice O. Martin asks the district court to dismiss the petition for divorce filed by his wife, for the reason that all she charged him with is untrue, and for the further reason that she has been living and cohabiting with him ever since she begun the suit. In the case of Carl Ward, the man from

near Haymond who is charged with Laving broken into C. S. Liniquist's house, and, when he ran against the proprietor, threat erned to all him, the defauling attorney immediately filed a plea of abatement, declaring that the complaint upon which Ward had been first arrested and on which he was subsequently bound over hid not state facts sufficient to constitute the crime of burglary, and that therefore he had never had a pre-liminary hearing.

FAITH IN JUDGE MAXWELL,

Several Republican County Conventions De. clare for a Just Judge. GERING, Neb., Sept. 26 - Special to THE BEE.]-The republican county convention of Scott's Bluff county was held. Saturday and the following delegates elected to the state convention: C. W. Johnson, J. A. Orr and M. M. Catlin. They were instructed by a unanimous vote to use every legitimate means to secure the nomination of Judge

Maxwell.

BAUTLETT, Neb., Sept. 26.—[Special to THE
BEE.]—The republicans of Wheeler county
met Saturday and placed in nomination men
for the different county offices with the exreption of county judge and coroner. The following were nominated by acclamation: Clerk, C. H. Giesexer; treasurer. F. H. Clough; sheriff, J. C. Lewis; superintendent, G. L. Watters; and coroner, H. J. Harls. F. H. Clough carries two votes in his vest pocket for Judge Maxwell to the state convention.

GANDY, Neb., Sept. 26. - [Special to THE GANDY, Neb., Sept. 26.—[Special to THE BEE.]—The republicans of Logan county met Saturday and placed in nomination the following county ticitot: Clerk, Lew Wil-liams; treasurer, C. M. Fisher; sheriff, F. H. Palmer; judge, R. Hoagland; coroner, S. E. Douglass; superintendent of schools, W. Culney Mahan. uincy Mahan.

Delegates to the state convention are J. E. Morrison and E. R. Smith. They were not instructed. The convention was harmonious

instructed. The convention was harmonious from beginning to end.

ALLIANCE, Neb., Sept. 26.—[Special Telegram to The Ber.]—The republican county convention met here today and elected E. E. Barr, S. P. Tuttle, E. M. Tracy, D. C. Melityre and J. A. Ball to attend the state convention. A motion prevailed that it is the sense of the Bex Butte county convention that the delegates use all bonorable means to secure the nomination of Judge Maxwell. The individual preference of the delegates The individual preference of the delegates is anti-Maxwell

Democrats in Convention.
NELSON, Neb., Sept. 26.—[Special Tele gram to THE BEE. |-The democratic mass convention of the county, heretofore adverconvention of the county, heretofore advertised, passed into history today. There were thirty-three persons present. They nominated a full county ticket as follows: Treasurer, F. S. Shaw; clerk, C. S. Henderson; sheriff, A. H. Kline; superintendent, George H. Spohn; surveyor, George Garlich; judge, A. L. Speer; coroner, Dr. F. J. Patchin, G. A. Bixby, George Brown and I. G. Foster were elected delegates to the state convention. They are Merten and adstate convention. They are Morton and ad Charles, Neb., Sept. 26.—[Special Telegram to The Ber.]—The democratic county convention today nominated the following

convention today nominated the following ticket: Clerk, Jake Kass; sheriff, J. C. Dahlman; superintendent, A. J. Gillespie; surveyor, D. C. Willet; coroner, C. E. Yost, Much dissatisfaction is expressed by prominent democrats. It was a factional convention and the Dahlman branch com-pletely routed that of Critics

convention and the Daniman branch completely routed that of Crites.

Nebraska City, Sept. 26.—[Special Telegram to The Ber.]—Democratic delegates of Otoe county met in convention at Syracuse today. The convention was the largest that has been held in the county for years, due doubtless to the contest that has been going on between the administration and antiadministration democrats, or Morton and Bryan democrats. The result today was a complete victory for Secretary Morton. The Bryan democrats. The result today was a complete victory for Secretary Morton. The Bryan men were beaten at every turn. J. Sterling Morton, as delegate-at-large, heads the delegation to the state convention. The other members are: Dr. W. S. White, Fred Woolsey, P. J. Hand, D. P. Rolfe, Ed Haas, F. P. Ireland, George W. Hawke, L. Hoebel, J. W. Eaton, C. M. Hubner, J. M. T. Schneider, Dr. E. M. Whitten, John Sinclair and Carl Morton. The county ticket as chosen stands: Senator, Fourth district, to fill vacancy, C. P. Lloyd; county treasurer, J. Polk Hill; clerk, E. R. Haas; recorder, Fred Fars; judge, J. W. Eaton; sheriff, J. M. Huberle; superintendent for schools, W. M. Clary; surveyor, C. W. Pierce; coroner, Dr. R. Roy Ross; commissioner, George W. Leidigh. The convention would not countenance resolutions of any kind. kind.

Independents Meet at Kearney, Kearney, Sept. 26 .- Special Telegram to THE BEE.]-The independents held their county convention here today and nominated the following ticket: Treasurer, E. W. Yman of Shelton; register of deeds, T. J Scott, Kearney; sheriff, John Nuttert, present incumbent; cierk, W. S. Hormel, Center ent incumbent; cierk, W. S. Hormel, Gener township; superintendent of schools, G. W. Munroe, Amherst; judge, J. M. Easterling, Kearney; coroner, Dr. Bennett, Kearney, and surveyor, D. G. Webster, Elm Creek, Bern Barney, and Webster, Elm Creek, Both Bennett and Webster were elected on the independent ticket two years ago. T. J. Scott, the nominee for register of deeds, has been and is a pronounced democrat. His nomination was made to keep a democratic ticket out of the field. The convention adopted resolutions favoring a 16 to 1 ratio and free coinage for American mined silver and the enforcement of the maximum freight

Nebraska City's Packing Interests. NEBRASKA CITY, Sept. 26.-[Special Tele gram to THE BEE. |-Dr. Rebbins, chief of the local meat inspecting bureau, has received word that two more assistants will be given him. Henceforth every hog killed in the packing house here will be labeled with a certificate tag of inspection. This is in conformity with a new method initiated by Secretary Morton by which microscopical inspection of the meat is suspended, except only for export purposes, and all hogs re-ceived at the stock yards are inspected on foot and during the killing process. Should the demand for export meat require it the local bureau of inferoscopy, which has been discontinued for some weeks past, will be started again.

Nemaha County's Fair.

AUBURN, Neb., Sept. 26 .- [Special Telegram to THE BEE. |-The county fair opened today with promise of one of the best showngs in the history of the association, so far as exhibits of stock, fruits and agricul tural products are concerned. Floral hall also is well filled by displays of the mer chauts, while the speed entries are fully up to expectations. The races today were talf mile, yearing trot, won by Werlze Chithora, owned by Thomas Jones of Howe; second, Church Howe & Sons' Hoxie N, by Thorn Prince. Time: 1:34. In the green race a Rockport horse took first money; Topsy, James Cullwell, Auburn, owner, second; Billy McFadden, Peru, third. Time 2:35.

Passing of a l'ioncer. GRAND ISLAND, Sept. 26. - [Special to THE BEE. |-Another pioneer has passed away in the person of James Michelson. The deceased was a native of Denmark, emigrated to this country in 1858, settled at Florence, and moved to Utah and back to Hall county in 1860. He acquired valuable property inter-ests and moved to this city from his farm in 1866, building the first hotel in the city. He had a large business building here. He leaves a widow, three daughters and two sons. He was 76 years old.

Deferred Payment.

NEBRASKA CITY, Sept. 26.-[Special Telegram to Tue Ben |- There is a bitter contest waging between the city council and the water and light company on a settlement of certain bills due the company. The council has repeatedly deferred consideration of the ciams, and now Manager Rolfe threatens to take summary measures and turn off several of the arc lights on Central avenue at first of the month unless something is done at once by the council to satisfy his com-

Small Beatries Blaze.

BEATRICE, Sept. 26 .- Special Telegram to THE BEE | Fire this morning destroyed a frame building owned by C. L. Schell, situated at the corner of Fifth and Beil streets, and damaged a residence adjoining, owned by Charles Curtis Loss on building and contents, about \$2,000; insurance, \$500.

Suffered Severe Injuries. TECUMSEH, Sept. 26. - [Special to THE BEE.] William Graff, living seven miles east of this city, was dragged over a half mile yesterday afternoon by a runaway horse and suffered severe internal injuries, besides being badly brutsed about the head and shoulders. The horse was stopped by being driven into a wire fence and when Mr. Graff was picked up he was in an unconscious condition and remained so for ten hours. He will probably recover.

NEBRASKA W. C. T. E. Nineteenth Annual State Convention in

Session at York. YORK, Sept. 26. - Special Telegram to THE BEE] - The nineteenth annual state convention of the Woman's Christian Temperance union held its first meeting in the Methodist church in this city tonight. The church is beautifully decorated. On each side of the stage stands a flag, and stretched across the stage is the banner, "For God and Home and Native Land.

Native Land."

The meeting was opened by a song by the Arion quartetee, and the reading of the crusade psaim and prayer by Rev. B. M. Lang, D.D. The delegates were welcomed to the city by Mayor J. O. Steinbach on behalf of the city, by Hon. E. A. Gilbert on behalf of the business men, by Rev. R. T. Cross on behalf of the church, and by Mrs. J. George on-behalf of the local Woman's Christian Temperance union. Responses were made by Mrs. D. V. Wheelock of Beatrice, Miss Lillie Williams of Meadow Grove, Mrs. E. M. J. Coaley of Lincoln, and Mrs. C. M. Woodward of Sewa.d.

TECUMSER, Sept. 26.- (Special to THE BEE.) Mrs. Al Shaw is entertaining Mrs. Fanny Dougherty of Skidmore, Mo. C. M. Auman has gone to Omaha to school. Rev. J. F. Kemper has moved his family to

Trete, his new pastoral charge.
The Misses Dora Auman and Ella Me-Crosky have gone to Lincoln, where they will attend the state university the coming

W. H. Holmes of Omaha spent the past week in this city visiting friends and well. Holmes of Omatia spent the past week in this city visiting friends and relatives.

R. G. Work and wife are visiting their old home, Greencastle, Pa.

Rev. W. B. Alexander of David City, the newly appointed minister of the Methodist Episcopal church of this city, has moved his family here.

James McCrosky has gone to Baltimore, where he will attend the Johns Hopkins

F. W. Lawrence and wife of Omaha spent last week in Tecumseh visiting relatives.

H. A. Gear of Pittsford, N. Y., is looking after his real estate interests in this locality. The republican county convention is called for next Saturday. Rev. Raiph Kimble and wife are home from a month's visit in Kansas City. Ernest Haughton has gone to Lincoln to

attend school Messrs. E. Roberts, W. A. Townsend, A. A. Waters, E. W. Wright, W. M. Buffum, W. F. Earlewine, John Hill, Frank Clark, Ed. Sandford and David Cox of this city at-Among other Tecumsen people visiting Chicago and the fair this week are: Rev. William Sturgeon, G. M. Buffum, Jacob Ruth, A. T. Seaver, W. R. Harris, Orin Mason, G. B. Foster, A. C. Sullivan and son, Herbert.

Herbert. Dr. Cochrane and Martin Hoar are home from Oklahoma.
Clinton Hosick is entertaining his cousin,
Henry Patterson of Wisconsin.

Fine Sugar Beet Crop. FREMONT, Sept. 26.- [Special to THE BEE. |-From analytical tests made of the beets raised by the Standard Cattle company it is ascertained that the saccharine matter will average from 10 to 15 per cent. This is even better than was hoped and as the yield per acre is likely to be enormous the results of the experiment are certain to be the establishment of a factory in the reighborhood.

tain to be the establishment of a factory in the neighborhood.

The flag pole over the new government building is in place and arrangements are being made to float "Old Glory" from its head on Saturday. Ex-Congressman Dorsey, who was instrumental in securing the build-ing for the city, will be master of ceremonics and a grand inhibate. and a grand jubilee is anticipated. The building by that time will be covered and the derricks removed.

Charles C. Carleton, charged with the murder of August Gotham, was brought into court today and pleaded not guilty. He was clean shaven, and although apparently confident, has not that appearance of bravado and audacity that characterized him at first. George L. Loomis was appointed by the court to assist County Attorney Hollenbech in the small county and the court of the county and the county and the county and the county and county an torney Hollenbech in the prosecution.

Hastings Family's Narrow Escape HASTINGS, Sept. 26.-[Special to THE BEE. Yesterday morning Mrs. Fred Muchow and two of her children had a very narrow escape from death by asphyxiation. A gasoline stove with five burners was blazing in a very small room, when one of the children, a boy, complained of feeling dizzy. He imme-diately left the room and went into the open air, and returning a moment later, found his mother and sister unconscious on the floor. He called his father and then fell on floor himself. Mr. Muchow came into the room and found the three apparently lifeless bodies on the floor and summoned a physician. At first the symptoms suggested stramonium poisoning, but a further examination showed that a valve on the generating burner which should have been open was closed, and the gasoline vapor was pouring into the room This, combined with the heat, was enough to overcome any person who remained in the room for even a short length of time, and had the boy not called when he did, the three would have been dead in the course of

a few minutes. Hall County's Fair. GRAND ISLAND, Sept. 26 .- [Special to THE BEE]-The Hall county fair opened today. The weather was chilly and attendance rather light on this account. The exhibits are better and more numerous than usual and the number of horses at the stables ready for the speed contests, are twice that of any preceding year. A large attendance is looked for tomorrow, Thursday and Fri-

Hastings Litigation. Hastings, Sept. 26 .- [Special Telegram to THE BEE. |-Judge Beal of the district court has been engaged all day in hearing the case of the Moline Plow company against O. C. Clingman and Andrew McNeer of Blue Hill, an attachment on the stock formerly owned

by O. C. Churman & Co. and sold by them to H. M. McClure. Judge Beal dismissed the attachment at a late hour tonight. Bank President Sent to the Pen. WILBER, Neb., Sept. 26.-[Special to THE BEE |-John W. Lytle pleaded guilty in the district court today to the charge of receiving deposits as president of the Bank of Western when the concern was in an insolvent condition and was sentenced to one

year in the penitentiary. Hill Must File His Briefs. LINCOLN, Sept. 26 .- (Special Telegram to THE BEE. | -In the case in which the state of Nebraska sues ex-Treasurer Hill and bonds men for the amount of money lost in the Capital National bank failure, the supreme court today ordered the defendant to file briefs inside of thirty days from today.

For all forms of disordered stomach use Bromo-Seltzer. A paiatable, prompt cure.

It Was a Quiet Caucus. A quiet caucus was held in John L. Webster's office last evening. The bar associa-tion nominees were discussed and heartily

Sweet breath, sweet stomach, sweet met-per! Then use DeWitt's Little Early Risers.

CENTRAL SCHOOL INSPECTED

Defects in Construction of the Building Cause Considerable Gossip.

VIEWS OF THE BOARD OF EDUCATION

Colonel Akin Says that the Building Will Not Be Accepted Uniess in Satisfactory Condition-Conten-

tion Over a Fund. There is a decided difference of opinion among the members of the Board of Educa-

tion as to the merits and defects of the new

Central school building. Saturday afternoon the members of the board were expected to inspect the building, the committee on buildings and property having extended an invitation for them to do so. Up to 6 o'clock Saturday night, however, only President Powell and Mr. Pierson had been to take a look at the building, although it appears from later developments that a number of other members have, at divers other times, made inspection of the

structure. Part of the controversy hinges on the disposition of the balance left in the fund provided for the purchase of the site, amounting to about \$3,000. Dr. Duryea proposes that it be devoted to the purchase of furniture, while other members maist that it is unnecessary to do anything of the kind with it, as it has all the furniture needed for the present and all furniture should be pur-chased from the general fund. Said Mr. Morrison yesterday

Mr. Morrison's Views. "This talk of buying furniture with the balance left in the site fund is nonsense. What furniture is needed can and should be purchased out of the general fund, Besides, this money cannot be used for such a pur-pose without being converted into the proper fund, and it has already been converted into the fund for completing the building. Vari-ous sums were needed for doing pieces of work not called for in the building contracts and when these are paid there will remain about \$1,000 of the balance, which should be used, and will be if I have my way in the matter, in the construction of a wall to prevent the soil from the embankments of the school grounds from washing down on to adjoining property.

"As to the defects in the building they are not work mentioning. Those that exist are only such as are likely to happen in the construction of any large building, and can be easily remedied before final payments are made to the contractors.

President Powell Talks.

President Powell said: "I do not see how any one can find fault with the Central building. I think it one of the best structures of its kind that I ever saw, and consider it admirably planned and built. As to the al-leged glaring defects that are claimed to exist there are none that are worth quibbling about, and none that cannot and will not be remedied in a very short time. People are only too ready to make mountains out of molehills where the Board of Educa tion is concerned.

"It is one of the best buildings that I ever rand Superintendent Fitzpatrick, "and I am surprised to see that so many sensible persons take stock in the statements that have been circulated to the effect that it is have been circulated to the effect that it is unhealthy, unsafe and that its fittings are all defective. Apart from the fact that some of the doors have not yet become theroughly fitted in place, and that the black-boards are not all set just right, there is nothing to object to, and these little matters can be easily adjusted. As to the defects in the building itself, there are none that cannot be found in almost any new structure of the building itself, there are none that can-not be found in almost any new structure of that size. The building, as every one should know, has not yet be accepted, and is not likely to be until it is completed to the satis-faction of the board. If there is any com-plaint to make, it should be directed to the condition of the heating apparatus in this and other buildings."

May Not Be Accepted.

"The building has not been accepted, and ntil it is in a satisfactory cond tion," said Colonel Akin. "Then, and not until then, will be the time to enter com-plaints, if anyone considers there is just cause for them, as there is not likely to be." Several persons have been heard to exbest the statement that the occupancy of the building is virtually an acceptance of it by the board. "Under ordinary circumstances this might be true, but in the present instance it is not," said a member of the board. "The contractors, by special agreement made some weeks are conserved. ment made some weeks ago, consented to permit the board to take possession and occupy the building at the opening of the school year, stipulating that they would not by reason of such occupancy consider their work accepted, nor until its formal acceptance by the board.

Defects Plainly Visible.

Inspection of the building shows that there are certainly a number of defects in its construction, notably the sinking of the floor of the basement in the girls' closet, the floor having become depressed several inches by the settling of the made ground under-neath. This has caused the floor drain to become practically useless for the time being, but it is claimed that this can be easily remedied by the extension of the drain to a point below the level of the lowest part of the depression, which is said to be in the southeast corner. The sinking of the floor has left the supports of the closets standing in a lonely position about three inches up in the air, and it would appear that they can-

not long stand that way.

Mr. Pierson said he had inspected the building, but did not care to express himself concerning it just at present. He acted, however, as though there was something he was hardly satisfied with in the construction of the building.

HEAT WAS LACKING.

Rooms So Cold that the Children Had to Be Sent Home.

The High school, the Omaha View, Central, Pacific, Park, and some of the rooms at the Dodge school were closed yesterday on account of the fact that they are not properly equipped for such weather as has prevailed during the past two or three days. At a principal's meeting Monday Superin tendent Fitzpatrick directed that in case the temperature at any of the schools at 0.30 this morning did not stand above the 620 mark the pupils should be dismissed, and the result is that there are from the High school alone about 800 children taking an en-

school alone about 800 children taking an enforced holiday.

This is due in part to the fact that some of the schools have not been supplied with coal, but mostly to the condition of the heating apparatus in some of the buildings mentioned, notably the High school, where the boilers are said to be unfit for use. At the other buildings the apparatus is either incomplete or out of renair. omplete or out of repair.

Mr. Fitzpatrick said that there had been

ample time in which to have completed this work, as the board was notified of the condi-tion of affairs last Jime, but no effective steps seemed to have been taken.

Speaking of the closing of a number of schools yesterday on account of defective or lacking heating apparatus, a promis member of the Board of Education said: "I am surprised, very much surprised, in-deed. I supposed that this matter nad long ago been attended tô. I knew that the boilers at the High school were defective, as the boiler inspector forbade our using

Highest of all in Leavening Power .- Latest U. S. Gov't Report.



them, but I supposed that they, as well as the heating apparatus in the other schools, had been put in repair.

"If they have not, it would seem like a piece of gross carclessness on the part of Mr Morrison, who as chairman, of the com-mittee on buildings and presents." mittee on buildings and property, has charge of such matters, and has had more than ample time to attend to them. It hardly seems credible that he would wilfully neglect such important things for such a length of time.

Eighth terade Contention As stated in Tan Ben about a fortnight ago, there has been some dissatisfaction expressed by citizens residing near the Saratoga school on account of the fact that there was no eighth grade provided for their older children, who are obliged to attend the Lothrop school instead. That there is no eighth grade at the Saratoga is due to the fact that there is a minimum number— fifteen—for which that grade can be established, and there are only about twelve eighth-grade pupils in the Saratoga district. The law provides, however, that in a case of this kind the board shall provide transportation to and from school for the children

concerned, and this will be done either by ongaging a wagon for their use for the school year or by furnishing them with half-fare street car tickets, which can be had of the secretary of the board.

GAVE THEM NO SHOW. How the Would-Be Burtington Train Rob-

bers Were Deatt With. Jeseph, Mo., Sept. 26.—The coroner's rry which has been holding an inquest on the bodies of Frederick Koehler and Hugo Gleitze, the two train robbers who were killed in their attempt to rob a Burlington train Sunday night, has returned a verdict that the robbers came to their death at the hands of officers, while attempting to rob a train.

The evidence showed that Fredericks, Garver and Hearst, as soon as they were made members of the train robbing gang, each informed the authorities of the contemplated raid and kept them fully advised as to the progress of the roobers' plans. The evidence also showed that the robbers were shot down in cold blood, and that the police made no attempt to capture them. Chief of Police Brodle testified that it was the intention of himself and Sheriff Car to kill Koehler and the two Gleitze boys, and he expressed regret that Gleitze got off with his life.

The post mortem examination on the The post mortem examination on the bodies of Koehler and Hugo Gleitze showed that they had been interally riddled with bullets. Koehler's body had been pierced with twenty-three bullets. Eye witnesses testified that Sheriff Carson shot several bullets into Koehler after the latter had fallen prostrate outside the express car.

The body of Hugo Gleitze had thirteen bullet wounds. One start toldat the investigation. oullet wounds. One story told at the inquest Manager Brown of the Burlington road. He and quite a quel with Gleitze and from his pistol it is thought the robber received his

"SNAPPED UP"

That was the fate of most of the

Sample Blankets

We advertised yester-

What remains of them we today put on sale at

ONE, TWO. THREE, FOUR and

FIVE DOLLARS

A pair.

Traveling men always carry, as Samples, THE CHOICEST and

These BLANKETS are choice, but, as we said before, slightly soiled, which doesn't hurt them a hair's breadth.

313 Pairs

Are yet left. YOU CAN USE SOME AT THE ABOVE FIG-URES TODAY-not later than to-

It pays to trade with

CAN BE CURED IN 10 MINUTES

Victor's Minute Headache Capsules

PRICE 25c PER BOX. Ask Your Druggist MANUFACTURED BY

SHERMAN & McCONNELL

Continental Clothing House.



Overcoats

Wednesday, Thursday, Friday, Saturday,

'Twill be four great bargain days in light weight overcoats. 652 garments to be sold before Saturday evening, at these prices :

> \$22.00 overcoats for \$15.00 \$18.00 \$12.00 \$15.00 \$12.00 8.00 \$10.00 5.00

Ten Dollar Suits.

The sale of \$10.00 suits will be continued until Saturday evening.

CONTINENTAL CLOTHING HOUSE.

A WEEK BEFORE MOVING

We shall occupy our new store in about one week, and have decided to make this week close out all drop patterns. See the prices.

Best Quality Body Brussels | 95c a yard.

These are Bigelows. Hartford and other Best makes, never sold Lower than \$1.25. Some With and some

Second quality Body Brus-

Before moving, only 95c.

Without borders.

Best Extra Super Ingrains 55c a yard.

> Full standard Goods of best make Only. Those at 75c are no better Quality.

Before moving Cotton Ingrains, 30c.

These are extreme prices for goods that may be depended on as being exactly as represented, and will be made only before moving.

Remnants of Carpets, Linoleums and Oil Cloths at about half usual price this week.

Orchard & Wilhelm Carpet Co.,

NERVOUSDISORDERS
EVILS. WEAKNESSES. DEBILITY. ETC., that of
company them in men QUICKLY and PERMA.

SINTLY GURBE. Plui STRENGTH and tone
given to every part of the body. I will send (necurrely packed) PRES to any sufferer the prescription that cured me of these troubles. Address G.

E. WRIGHT, Music Dealer, 180x 1889, Marshall

Hobbysa.

Douglas, bet. 14th and 15th.