HOW THE COAL WAS HANDLED

Testimony in the Dorgan Case at Lincoln Yesterday.

LANCASTER FARMER AVOIDS JURY DUTY

Rather than Serve His County In the Capacity He Commits Suicide-Lincoln Rusiness Men Object to Corporation Robbery.

Lincoln, Oct. 26 .- [Special to THE BEE.] -The Dorgan trial is dragging along in a somewhat uninteresting manner. It was not until this afternoon that the real testimony bearing upon the case was commenced. Up to the present time the witnesses called to the stand have been used to clear the way for the testimony proper. They have described the methods of doing business adopted by the State Board of Public Lands and Buildings and have identified the warrants paid to Dorgan and the vouchers presented to him and approved by the board. This afternoon the state commenced the work of tracing the cars of coal shipped by Dorgan to the asylum switch. The first witness was Robert H. Supple, a B. & M. conductor running on No. 17. He testified as to his connection with the road at the time the frauds against the state were alleged to have been committed, and explained the manner in which the cars were received and sent out to the asylum. When the train was too heavy some of the cars would be set out and their numbers scratched from the record. Whenever the asylum switch was full the cars were run in on the Stockwell switch.

Reiled Upon Others.

A. R. Humphrey, commissioner of public lands and buildings, was next placed on the stand. He testified as to the methods of procedure adopted by the Board of Public Lands and Buildings in the auditing and approval of claims presented against the state. As a general thing, he said, the board relied upon the signature of the officer whose duty it was by the laws of the state and the rules of the board to examine into the correctness of the accounts.

In the cross-examination the defense en-

deavored to show by the introduction of a large number of vouchers from other institutions that the board relied upon the signatures of the superntendents of the institutions for the correctness of the claim and not upon the signature of the party presenting the claim. The defense secured the ading the claim. The defense secured the admission in evidence of seventy-eight of these vouchers, most of them being from other institutions. Many of them were vouchers for supplies furnished to the Soldiers home at Grand Island and the state undertook to show that the business of that unitarity was conducted upon ness of that institution was conducted upon a different system, but did not succeed. The state moved to strike out the testimony of the witness offered in cross-examination, in so far as it related to the vouchers presented by the defense, but the court overruled and he seventy eight vouchers were admitted

In evidence.
T. H. Benton, ex-auditor of public accounts, was another witness. Among other things he admitted that some vouchers were approved without being signed by the parties supplying the goods.

Shirked Jury Duty.

Shirked Jury Duty.

Theodore Hoppe, a German farmer living five miles east of Lincoln, committed suicide at an early hour this morning. Hoppe has been serving on a jury in the district court and has complained to his fellow jurors all along that he was sick, that he was afraid he was not as well qualified for the duties of a juror as the rest of them and that his corn and hogs were not being properly cared for at home. He seemed to be exceedingly melancholy. elancholy.

melancholy.

Last evening he asked Judge Hall to be excused from further jury duty. Inasmuch as he was on a jury before which an important trial was in progress and still uncompleted, Judge Hall was unable to grant his request. When court adjourned Hoppe was permitted to go home to spend the night, the case not being a criminal one and there being an necessity for the confinement of the jury at the court house. of the jury at the court house

Hoppe lives on a farm five miles east of the city. He is a bachelor and his only companion on the farm is a hired man. The two arose early this morning and started out to do the morning work around the farm yards. When they were nearly through the hired man was sent to the house to get breakfast while Hoppe remained to finish the work. While the hired man was at the house Hoppe hanged himself to a beam in the corn prib. When the hired man finally found him he was dead. His remains were cut down and brought to the city. No cause is given

Kicking on Telephone Rates.

A small sized war has been inaugurated by the business men of Lincoln upon the Ne-braska Telephone company on account of a recens attempt upon the part of the company increase the rates of a large number of its trons. The trouble started some weeks go when an ordinance was introduced in the ago when an ordinance was introduced in the city council fixing the rates on telephones at \$3 and \$3.50 per month, the present rates being \$4.50 and \$5. After considerable discussion, in which no little feeling was worked up, the ordinance was defeated, the opinion of the city attorney being that the council possessed no power to lower or regulate the rates. At that time it was charged that many telephone subscribers were paying a lower rate than subscribers were paying a lower rate than others. The manager of the company ex-plained that the subscribers (avored with the lower rates were those that had held contracts for six or eight consecutive years, having become patrons of the company at a time when the business was small in the city and when the exchange could afford to do business at a lower figure. In order to equalize matters the company raised the rates on the old subscribers. Hence the kick. Seventy business men have signed an agreement to take out their phones if the rates are raised, while in addition to this number sixteen physicians have agreed to take out their phones providing all other physicians in the city will do the same. The feeling seems to be growing in the ing seems to be growing intense.

Burglars at Bennett.

. Wheeler of Bennett came to Lincoln encon to secure the assistance of the a locating a job lot of burglars who police in locating a job lot of burglars who ransacked his place of business last night. He conducts a general merchandise store and carries quite an extensive stock of goods. Last hight while he was at home some individuals broke into the store by forcing a rear window. They tumbled the goods in every direction, evidently taking their time in making a careful selection of just what they wanted. After sizing up the records not carried away Mr. Wheeler came to goods not carried away Mr. Wheeler came to the conclusion that \$200 would scarcely cover the value of the goods stolen. The stolen goods consisted mostly of men's cloth-ing. He has no clew to the perpetrators of

Mrs. William Raub, living at 1546 South Twenty-fifth street in this city, is a widow of twenty-four hours standing, and her husband is not dead, either. Mr. and Mrs. Raub have enjoyed wedded biss to a greater or lesser extent for six years. Mrs. Raub had a good looking sister who made her home with them. Yesterday the husband and the sister left for parts unknown, leaving Mrs. Raub somewhat disconsolate. The pair were traced as far as St. Louis but from these Raub somewhat disconsolate. The pair were traced as far as St. Louis, but from there they completely disappeared. Mrs. Raub will commence action for divorce.

Way of the Transgressors.

Mayor Weir has again ordered the chief of police to use extraordinary efforts to clean sut the disreputable resorts that have grown ap in the vicinity of the new Rock Island depot within the past few months. These resorts are in the heart of the city and are surrounded by the homes of some of the heat people in the city. Last night at about midnight the chief of police and City Detective Malone visited the block at Twentieth and O streets, over Scott's grocery store. Entering, they found a number of ladies arrayed in diaphanous toilets, while they were surrounded by several young bloods who were whiling away the dreary hours of night by drinking beer with the fair immates.

imates.
Tentire party was arrested, and when lined up in the police station they gave names as Stella Vernon, Ella Smith, el Martin, Jennie Meyers and Mrs. H. ruson; Walter Scott, Arthur Hayes,

James Riley and Ed Risley. The men are all well known business and professional men, but the names in each instance are assumed. All but three of the girls and one of the men All but three of the girls and one of the men gave bonds for their appearance this morning. This morning Stella Vernon and Ella Smith were fined \$17.30 each, and both paid the amounts rather than to take a continuance, is both were evidently anxious to leave for the World's fair. James Riley was fined an equal amount. The cases against the other parties were continued until next Tuesday morning.

J. W. Wallace appeared at the police station last night in an inebriated condition. That's just where he made a mistake, for the sergeant locked him up. This morning he promised to go to Omaha before noon if he was released. He failed to go, and was again arrested this afternoon on the charge

THE PARTY THE PERSON NAMED IN COLUMN TWO IS NOT THE OWNER.

again arrested this afternoon on the charge of indecent exposure.

Picked Up in the Court Rooms.

The case of Hodges against the Burlington railroad for \$20,000 damages is on trial before Judge Hall today, with eleven jurymen, the tweifth juror having committed suicide this morning. Hodges claims that the Burlington train spread his features around over the right of way in a painful and inconvenient manner, and thinks that nothing less than \$20,000 of the company's net receipts will fix the matter up.

The case against W. D. Sewell for defrauding the state in the matter of furnishing supplies for the State Asylum for the Insane is booked for the district court next Monday.

Judge Tibbetts today issued a subpoena for George Bowerman, formerly deputy auditor Picked Up in the Court Rooms.

George Bowerman, formerly deputy auditor of public accounts. He is supposed to be in Omaha, and he is wanted to identify youchers that passed through his hands during the time when John Dorgan was delivering coal to the asylum for the Insane. The subpoma sent to Sheriff Bennett of Omaha.

by ex-Mayor Graham against the Sun Pub-lishing company and A. P. S. Stuart will come up in the district court tomorrow. The Daily Sun was a populist paper during last year's campaign, and Graham claims that its editor libeled him to the extent of \$20,000. The Sun has long since passed into oblivion, but its stockholders remain, and A. P. S. Stuart is one of them.

QUICKLY ANSWERED.

How Barrett Scott Proved Himself Un-

worthy of Confidence. Lincoln, Neb., Oct. 26 .- | Special to THE Brg.]-Judge M. B. Reese, counsel for Holt county in the matter of the application of Barrett Scott for a writ of habeas corpus, today completed his answer to the petition filed by Scott's attorneys in the supreme court yesterday. Although the answer will not be filed in the supreme court until Saturday it contains many allegations which will be of interest to the general public to-

day.

The answer admits that Scott was indicted for embezzlement; that Scott was arrested, etc.; that Scott was the duly elected treasurer of Holt county, and that he had given a bond for \$200,000.

Coming down to the real merits of the case the answer alleges that in fixing the bail at \$70,000 the judge of the district court acted within the provisions of sections 346-348 of the criminal code and fixed the amount in "such sum * * as to such judge seemed proper," and that the action of the judge was a final adjudication of the whole mat-

The answer then dips into the history of Holt county and shows up a part of Scott's record as county treasurer. It cites the fact that Scott was duly elected treasurer of Holt county in November, 1891, and that on the 29th day of December of that year he took the usual oath of office and filed his bond for \$200,000, conditional upon his faith-ful performance of the duties of the office

ful performance of the duties of the office and that he should render a true account of his office to the proper authority whenever required, and promptly pay over to the per-sons or officers entitled thereto all moneys coming into his hands by virtue of his office. The answer then alleges that although Scott served the county as its treasurer from March 1, 1892, until early in August, 1893, he did not fulfill the conditions of his bond; that he made no report of his official doings; that he did not account for all the coings; that he did not account for all the balances of moneys remaining in his hands, but embezzled all of the county money which came into his possession with the exception

The answer gives in detail several of Scott's peculiar financial methods. A few days before he absconded to Mexico he went Holt county, drew out \$2,500 of public funds and redeposited the amount in the name of the cashier of the bank, taking a certificate of deposit. On or about the same time he redeposited \$2,000 in the name of the cashier of the State Bank of O'Neill, taking a certhe State Bank of O'Nell, taking a certificate of deposit running in the name of
the cashier. Afterwards, on the same day,
the cashier compelled Scott to surrender
the certificate of deposit and insisted that
he should either withdraw the money or deposit it under Scott's own name. Scott put
the mean in his pocket.

posit it under Scott's own name. Scott put
the money in his pocket.

A few days prior to Scott's departure for
Mexico James F. ray of Sloux City, a large
taxpayer in Holt county, paid to Scott taxes
amounting to between \$7,000 and \$8,000.
Scott made out the receipts, took them to
Sloux City, collected the money upon them
from Fay and payer came back.

from Fay, and never came back. For two months before Scott fied to Mex-ico he collected large sums of county money, and when he absconded he took the cash with him, showing, as alleged in the answer, that he had willfully and deliberately

planned his departure.
In order to show that Scott is not a fit subject for the sympathy of the court the answer sets out that some time before Scott departed for Mexico a complaint was filed with the county judge charging him with embezziement. Scott was arrested under the complaint and after he had waived his preliminary examination he gave a bond in the sum of \$15,000 for his appearance at the next term of the district court. The bond was duly approved and Scott set at liberty. When the district court convened an information was duly filed against Scott charging him with embezzlement. While his bond for \$15,000 was in full force and ef-

his bond for \$15,000 was in full force and effect Scott forfeited his bail and made his escape to Mexico. He was located, arrested and brought back to Holt county at an expense of \$3,500.

The answer, in conclusion, asserts that a reduction in the amount of Scott's bond would not secure his appearance in court and would be equivalent to permitting him to escape a second time and thus prevent the enforcement of the criminal laws of the state against him. state against him.

In the supreme court this morning M. A. Reed, esq., of St. Joseph, Mo., was admitted

to practice.

Larson against Nelson; motion to dismiss

appeal sustained.

B. & M. Railroad company against Goresuch; plaintiff to serve and file briefs in twenty days. Grable against Dungan, said to be settled;

petition in error dismissed.
Chicago, Burlington & Quincy against
Hague; plaintiff to serve and file briefs in

Hague: plantiff to serve and file briefs in twenty days.

The following causes were continued: Haubrock against Loeb, Cauffman against Fleming, Cauffman against Philleo, Jacobson against Van Boening.

The following causes were argued and submitted: German Insurance and Savings Institution against Kline, O'Rourke against Rurke Will against Flavord, Western Union

Institution against Kline, O'Rourke against Burke, Will against Eiwood. Western Union Telegraph company against Mullins, Hyde against Kent on motion, Omaha Fire Insurance company against Berg, Hastings against Henson, Snyder against Daugler, Thomas against Carson, Hastings against Foxworthy on motion, Republican Valley Reunion association against Cook on motion, Warnick against Latta, Rittenhouse against Bigelow, School District 49, Adams county, against Cooper.

against Cooper.
Court adjourned to Wednesday, November 8, at 9 a. m., when cases from the Eleventh district, consisting of the counties of Boone, Hall, Wbeeler, Greeley, Garfield, Loup, Valley, Howard, Blaine, Thomas, Hooker and Grant, will be called.

Tobias A. O. U. W. Celebrate Tobias, Neb., Oct 26.—[Special Telegram to Tue Bea.]—This has been a day long to be remembered in Ancient Order of United Workmen circles of this city, it being the workmen circles of this city, it being the twenty-fifth anniversary of the order. There was a large attendance from all the neighboring lodges. All the streets, stores and churches were in holiday attire. The exercises of the day were held in the Methodist church, which was handsomely decorated. The principal speaker was O. J. Van Dyke of Shelton.

Sawand, Neb., Oct. 26.—[Special to Tax Bax.].—Milton Bowers, who entered the re-idence of A. H. Totten Saturday and carried

away nearly \$300 worth of jewelry and was captured in Germantown Saturday night by the marshal of that village, was arraigned in the district court yesterday and pleaded guilty, and was this morning sentenced to twenty-one months in the penitentiary by Judge Wheeler. All the stuff was recovered except one earring. He claims to have a family in St. Joe, Mo.

COLUMBUS CITIZEN KILLED.

While Hunting, John McMahon's Gan Ac-Columbus, Neb., Oct. 28.—[Special Tele-gram to The Ben.]—John McMahon, an old resident here and well known in Omaha, was shot dead at 3 o'clock this afternoon. He, with Fritz Gregorius and George Cooney, were returning from hunting, and while Gregorius was closing a gate in John Stur-geon's pasture, south of the city, McMahon's gun was accidentally discharged, tearing his gun was accidentally discharged, tearing his head in a fearful manner, leaving nothing but a cup-like cavity in the back of the head.

McMahon leaves an invalid wife and four children and many friends to mourn his death. McMahon is the same man who was slugged and thrown off the Eleventh street viaduct in Omaha several weeks ago. He was ex-chief of police of Columbus.

Returned to the Scene of Their Crime, GRAND ISLAND, Oct. 26 .- [Special to THE Bes.]-Sheriff Costello has returned from Salt Lake with William Gibson and Paul Hactlen prisoners. Gibson and Hactlen skipped out about two weeks ago, taking with them \$300 which they secured from the safe of James H. Foley. They are prisoners in the county jail charged with grand

in the county jail charged with grand larceny.

William Howard has been sentenced to one year in the penitentiary. During the reunion Howard robbed the residence of George B. Billand of a quantity of jewelry while the members of the family were sitting on the porch. He was caught at Hastings and yesterday pleaded guilty.

Tied Un the Road. NEBRASKA CITY, Oct. 26.—[Special Telegram to THE BEE.]—C. E. Bennett, acting day operator at the Missouri Pacific depot, delayed traffic on the road for, several hours delayed trame on the road for, several hours yesterday. Some time during the afternoon he helped himself to the contents of the money drawer and going up town proceeded to bowl up. When Omaha and Lincoln trains arrived there was no one to sell tickets or check baggage. Several freight trains were also delayed awaiting orders. Affairs was finally straightened out and Bennett has disappeared. The company Bennett has disappeared. The company will lose nothing as Bennett's time check ar-

Beatrice Notes and Personals, BEATRICE, Oct. 26 .- [Special to THE BEE.] -The furniture store of H. F. Cook is temporarily closed under attachment, the suit being brought by Kuntz Bros to test the sale of the stock made by W. W. Scott in

rived today and more than covers the loss.

Fire yesterday destroyed the residence of H. M. Bull at Oden, Neb. Loss, \$1,000. In-surance, \$600, in the Niagara of New York. W. W. Duncan was married last evening at Cambridge, Neb., to Miss Lucille Bab-cock of that city. Mr. and Mrs. Duncan will spend two weeks on their wedding tour, and will make their future home in Be-

Married at Ashtand.

ASHLAND, Nob., Oct. 26 .- | Special to THE Ber. j-At the home of Mrs. A. A. Patton, yesterday afternoon at 3 o'clock, Miss Laura Patton of Ashland and S. L. Mains of Crete were married, the ceremony being performed by Rev. W. J. Denny of the Congregational church of this city. The groom, S. L. Mains, is in the real estate business at Crete, while the bride is the only daughter of Mrs. A. A. Patton, and is one of Ashland's most estimable young ladies. There were a few invited guests. They left on the evening train for Crete, their future home.

Alleged Horse Thief Bound Over. FREMONT, Oct. 26 .- [Special Telegram to THE BEE]-The young man, Charles Peak, arrested at Nebraska City for stealing a team and buggy from Swartz & Son, livery-men of this city, waived examination this afternoon and was bound over to the district court under \$500 bonds.

Violent Death of a Boy.

to THE BEE.]-A 16-year-old son of Cowgill, a farmer living about a mile north of town, was thrown from a colt this after-noon and instantly killed. His neck was broken and the back of his head mashed to

The Episcopalians of Harvard are raising funds to build a new church.

The furniture store of H. F. Cook of Beatrice has been closed by attachment. The Foster Memorial Methodist Episcopa church at Archer is to be dedicated next Sun

G. L. Pike has become the editor of the Harvard Journal, succeeding Captain Lim-

Mrs. Mary I. Harlan is running for super-intendent of public instruction in Dakota county by petition. J. W. Sperry, the Weeping Water showman, has returned home after a bad season of campaigning. Bleeding Kansas nearly

Peter B. Christiance of David City, an old resident of Butler county, is dead at the age of 75 years. He was a member of the Grand Army, and served through the war in com-pany H, Forty-fifth Illinois infantry.

Rev. J. W. Jennings, who some time ago was elected to the position of financial agent of the Nebraska Wesleyan university, has resigned his position and in his letter of resignation assigns the following reason: "I find that it is entirely different from the line of work in which I have in past years mat with a measure of success and that I met with a measure of success, and that I cannot adjust myself to this new field, but constantly find that I am out of my element, and set adrift from my mooring." Mr. Jenconstantly find that I am out of my element, and set adrift from my n.ooring." Mr. Jennings has temporarily accepted of Presiding Elder Hodgetts the appointment at West Point, awaiting instructions from Bishop Waiden. The board of bishops meets in Milwaukee next week and at Minneapolis on the 7th of November, when it will be determined whether Mr. Jennings will take West Point for the year or be appreciated by West Point for the year or be appointed by

the bishop elsewhere. In broad daylight the Elkhorn safe at Norfolk Junction was robbed of \$215.90 in good cash and time checks to the amount of good cash and time checks to the amount of \$72. H. C. Matrau, agent, was in Omaha on business, and the check clerk, who had charge of the office during his absence, was called to the yard to check a car, and when he returned noticed that the safe was open, but no suspicion entered his mind that the but no suspicion entered his mind that the safe had been tampered with until, when he went to make up the remittances to be sent out on the noon train, he was dumbfounded to find the packages of money and time checks missing. As usual, the thief failed to leave any clew to his identity. The check clerk says he is positive that he locked the safe before leaving the office, but in the discharge of duties which are new to him, he having been in this office but a few weeks, it is possible that he may be mistaken, and the thief was no doubt lurking near and could not resist the temptation to take advantage of the opportunity. Many rumors have been set affoat, but there is positively no clew to the robber.

That Joyful Feeling. With the exhibitanting sense of renewed health and strength and internal cleaniness, which follows the use of Syrup of Figs, is unknown to the few who have not progressed beyond the old time medicines and the cheap substitutes sometimes offered but never accepted by the well informed.

MEXICO BANK FAILURE.

Formerly Correspondent of the Burings-French Traders Chiefly Affected. Naw York, Oct. 26.-The World's City of Mexico dispatch says that the banking house of Pedro Martin & Sons, established thirty years ago and for a long time the correspondent there of the house of Baring, has failed, with liabilities of \$1,100,000 and nomfailed, with liabilities of \$1,100,000 and nominal assets of \$1,200,000. The house assigned to the National bank, the International bank and the French Benevolent society. It is believed the house will pay 65 to 70 per cent. This is the most important failure here for many years, but it will not affect the mercantile community, as the house was chiefly a place of deposit for French trade.

Lattle pills for great ills: DeWitt's Lattle

Another Act in a Political Comedy in Which the Doctor is the Star.

HE POSES AS A "CITIZENS" CANDIDATE

City Attorney Connell's Opinion on the Form of the Official Ballot-Ward Meetings Last Night-Echoes of the Campaign.

Dr. Samuel D. Mercer, after nursing his lopes for some time, is now a confirmed candidate for mayor, and his name will appear

on the official ballots November 7. At 2:30 o'clock yesterday afternoon a petition was filed with City Clerk Groves, attached to which were the names of 145 persons who nominated Dr. Mercer as the "citizens" candidate for mayor. The heading of the petition is of the usual

form. The clerk is requested to place the name of the doctor on the official ballot and opposite the same to place the word "Citien," which it is presumed represents the title of the political jokers who are leading him to the slaughter. The word "citizen' was evidently inserted at the last moment, as the following words under the heading of "politics" in the petition were stricken out: "Republican, in favor of good government." They were scratched with a pen, and it is evident that the pen was drawn through them only after the promoters of the movement were informed that the state law had

them only after the promoters of the movement were informed that the state law had not made allowances for the tacking of a platform on a ticket opposite the name of even a hopeless cancidacy.

The doctor will run and the following named, who appear on the petition, are held responsible for his candidacy:

Phil E. Winter, James A. Kyner, Henry Ehrenpfort, Joseph Redman, E. D. Pratt, Ernest Stuht, A. E. Stuht, Ernest Rial, John Kratky, F. L. Barnett, Ed A. Taylor, A. Lindborg, Joe Czswinskie, N. R. Dargazewski, J. D. Zittle, John Hohne, Anton Lowshman, G. W. Blankenship, Mark Hansen, Sam Macleod, C. A. Jacobson, D. E. Edgvist, Charles Brandis, A. Landergran, Dr. J. F. Hertzman, Julius Kortlang, F. Reinbold, G. Anderson, J. A. Allenspach, W. B. Millard, A. W. Vermehren, Frank Vodica, J. Carricker, Dick Brown, F. D. Brigbee, William Mack, J. H. McNamara, J. A. Fitzpatrick, A. McArthur, John Kowalewski, C. E. Squires, C. Bertelson, Charles Crate, John Hamilton, E. R. Woods, J. H. Williams, Henry McCay, George B. Johnston, Paul B. Furth, J. Palmer, Fred Perry, A. Jensen, F. Washburn, H. A. Homan, S. S. Patterson, A. L. Benson, B. A. Howard, G. S. Benewa, D. F. Hutchinson, Nicholas Spellman, Charles L. Van Camp, Sam G. Hamill, M. R. Risaon, H. B. Allen, J. H. Daniels, Dr. L. A. Merriam, J. N. Carroll, J. S. Miller, J. R. Walters, L. Van, R. J. Dunning, David White, C. Somers, C. A. Hempel, James A. Carpenter, F. A. Miller, Charles F. Krelle, Charles Eggian, George L. Edwards, W. H. Stephen, W. R. Wilson, J. F. Rogers, Frank B. Hausen, W. W. Ford, E. M. Stickney, A. M. Clark, E. M. Clark, John Gustason, P. C. Nelson, Joseph Mink, J. E. Cullman, Mark W. Paine, E. M. Andreesen, James Barrett, George Reed, C. D. Hutchinson, S. M. Sadler, B. D. Cone, J. L. Pierson, W. W. Fox, E. T. Miller, C. G. Roat, W. M. Keenan, W. H. Buller, J. E. Wecks, C. V. Light, S. A. Gates, Jacob M. Counsman, J. S. Kinsler, W. H. Butler, J. E. Wuree, E. M. Charles Bergeren, J. H. Gables and J. H. Chapman.

CAN APPEAR BUT ONCE.

Tobias, Neb., Oct. 26.—[Special Telegram | City Attorney Connett Gives Bls Opinion of Representatives of the democratic nominees for city offices have swooped down on City Clerk Groves with a written demand that he do so and so, and if he refuses or neglects to do so mandamus proceedings are hinted at in very strong terms. The paper presented to the clerk is signed by F. A. Brogan, W. S. Shoemaker and W. D. Mo-Hugh, who style themselves as the duly authorized agents and attorneys of Charles W. I hompson, candidate for city treasurer, and Robert Holmes, candidate for councilman. The committee insists that the names of the two gentlemen be printed on the official ballot twice, once as democratic nominees and again as populist nominees. City Clerk Groves referred the demand to City Attorney Connell, who replied with the following opinion on the cases cited, as well as on the claim that Mr. Bed-

ford's name should appear before that of Mayor Bemis:

with the following opinion on the cases cited, as well as on the claim that Mr. Bedford's name should appear before that of Mayor Bemis:

OMAHA, Oct. 26.—Hon. John Groves, City Clerk, Omaha, Neb.: Dear Sir—In response to your request that I give you my opinion regarding the written demand of the democratic city central committee that you place upon the official ballot the name of Jefferson W. Bedford as a candidate for mayor of the democratic party above and before the name of George P. Bemis as the candidate for mayor of the republican party, I would say that the demand is proper and reasonable and should be compiled with. The Australian ballot law provided that the names of the candidates for each office shall be arranged under the designation of the office in alphabetical order according to sur-names. It is my opinion that a fair construction of this provision would place the name of Mr. Bedford on the official ballots above and before the name of Mr. Bemis. Where the first and second letters of the surname, as in this case, are the same, I consider that the third letter in the name should determine which name should appear first on the official ballot.

With regard to the additional demand made upon you by the democratic city central committee that you place upon the official ballots the name of Robert Holmes as a candidate for the office of councliman-at-large, and opposite his name place the word "Democrati" and that upon another line of said ballots you place the name of said Robert Holmes and opposite his name place the word "Democrati" and that upon another line of said ballots you place the name of said Robert Holmes and opposite his name of said Robert Holmes as a candidate for the office of councliman-at-large, of the candidate to have been name of any candidate to have been name of any candidate with you show such candidate to have been name of said words out to the ma

posed ito print the official county ballot in accordance with a demand similar to that made upon you.

I understand the county attorney to claim not only that the name of Judge Walton should be placed on the official ballot of the county three times, but that any elector can vote for Judge Walton three times and have his ballot counted as three votes for Judge Walton, provided, of course, he does not vote for either of the other candidates for district judge. From my standpoint this is a manifest violation of both the letter and spirit of the Australian ballot law. To permit a voter to vote-more than once for a particular candidate, as, for instance, for a councilman-at-large, might result in giving one election inse times the power of electing any particular candidate that some other elector who voted for each of the nine councilmen would have. I believe it but fair to give a nominee of more than one party the full benefit of as many nominations as he may have received. This will be done by carrying out the plan which I have suggested, and will apply to the democratic nomines for treasurer as well as to Mr. Holmes, who, in addition to receiving the democratic nomina-

MERCER FILES HIS PETITION | tion was nominated by the people's independent party. Very respectfully.

NEBRASRA REPUBLICANS. Session of the State Central Committee The republican state central committee met last evening at the Millard to listen to reports from the various counties of the

state relative to the campaign. Those present were: Chairman Slaughter of Fulierton, Secretary Tom Cooke of Lin-coln, Lieutenant Governor Majors of Peru, A. L. Trimble of Weeping Water, Horace M. Clark of Ithaca, W. A. Saunders and H. M. Waring of Omaha, John Peters of Albion, E. C. Dimmick of Creston, John G. Pollock of Columbus, George A. Eckles of Chadron, J. W. McClelland of Fullerton, L. L. Lindsey of Lincoln, I. W. Funk of Beatrice, T. C. Callahan of Friend, C. T. Miller of Fairment, C. E. Adams of Superior, E. C. Webster of Orleans, W. T. Wilcox of North Platte, B. H. Robison of Omaha, S. H. Steele of David City.

City.

The members talked hopefully of the outcome and expressed the belief that the republican nomines for the supreme bench would run very well outside of Douglas county, but that it was advisable to do con siderable work in Omaha.

More Loose Whiskers.

The people's party county central committee met yesterday afternoon at headquarters. Until the reading of the minutes of the previous meeting was finished everything went along harmoniously.

Trouble commenced when Moninger, Popp and McNeill objected to the "boodle combine" trading off Pat Gavin for O'Hollaran, both of whom are candidates for justice of the peace. One side denounced the other and demanded that the party should keep in "the middle of the road" and that "no more

of the stuff should be accepted"—not at least during this campaign.

The written refusal of Mr. Hibbard to run for treasurer, which was supposed to rest in Mr. Everingham's pocket, caused another little unpleasantness which was only settled by a motion to adjourn.

Democratic Sandwiches. There will be a meeting of the Ninth Ward Democratic club at Fortieth and Leavenworth in their hall at 8 o'clock tonight. Hon. Jeff Bedford, Mr. Evans and others will address the meeting. Come everybody and get a "democrat sandwich." By order J. M. Gibb, secretary.

Campaign Echoes. Dr. Mercer's coterie of rainbow chasers held another meeting last evening.

The Eighth Ward Republican club held an enthusiastic meeting at Goodrich hall last evening.

There will be a republican mass meeting tonight at Exposition hall. Speeches and music will entertain the crowd. Judge Harrison will be among the speakers.

The democrats will hold a meeting at Six teenth and Castellar streets tonight. Thomas Flynn, Harry Miller and T. J. Mahoney have promised to be present and make speeches. Li e is Misery

To many people who have the taint of scro-ula in their blood. The agonies caused by the dreadful running sores and other mani-

festations of this disease are beyond descrip-tion. There is no other remedy equal to Hood's Sarsaparilla for scrofula, salt rheum and every form of blood disease. It is reason-ably sure to benefit all who give it a fair

Hood's Pills cure all liver ills. Building Permits. The following permits to build were issued yesterday by the inspector of buildings: M. Martin, 101-103 South Ninth, alterations in flats. 2,500
M. Martin, 111 South Ninth, alterations in flats. 1,000
Three minor permits. 1,000
425

Five permits, aggregating \$3,925

For steady nerves and good sleep use Bromo-Seltzer. Contains no Anti-P yri n

DES MOINES, Oct. 25. - [Special Telegram to THE BEE. |-Editor J. J. Hamilton of the Des Moines Daily News was married this evening to Margaret George, a prominent teacher in the Des Moines schools.

OUR HOSIERY and UNDERWEAI

ing with stock, is

Department is overflow-

Is Teeming With Bargains

We are offering exceptional values this week at our special sale. Note the following:

adies' woolen underwear, jersey knit, in natural and white, a 50c garment everywhere, 25c sale price.... Ladies' pure Egyptian fleeced lined Jersey ribbed vests, regular 75c goods, at.....

DAMAGED.

A lot of Ladies' Natural all wool union suits, regular \$2.50 goods, we will close for only Ladies' New Brittain Merino

ucion suits, regular \$3.00 \$1.50 goods, for..... Ladies' nonshrinking undervests and drawers, considered good value at \$1.25, will sell on Friday at 75c. Ladies' all wool hose, remarkable value, Friday only 25c.

Children's all wool ribbed hose, all sizes, well worth 35c, for 25c. A lot of children's fine underwear English merino, some are all wool. This is an odd lot and must be closed, none worth less than \$1, Friday's clearing price is 25c.

Secure this bargain early. Ladies' black silk fleecea hose, regular 75c goods, for **50c.**Ladies' muslin night dress, with yoke of hemstitching and sailor collar and

cuffs, a 75c gown, at 49c. Ladies' corset covers, nicely trimmed that are worth 50c, price for Friday, 35c.
Ladies' muslin drawers, nicely trimmed and worth \$1, Friday's price

World's Fair Mellin's Food Highest Award FOR INFANTS' FOODS. Medal & Diploma

No limit, no reserve, no conditions, no nothin'; just a complete, cold clean-out of every stitch of clothing in the house. We're willing to take a loss, and that we will do so is proven by the prices — — — We spend thousands of dollars in advertising, and a few thousand to the public is one of the best ways to advertise.

Begins Friday-closes when all gone.

Men's Overcoats.

Men's all wool cheviot overcoats, in brown and gray, nearly all sizes, on one table at just half price; serge lined and well made, good ones among 'em, for \$3.75.

cheviots and cassimeres. In this lot you get a good warm coat for the boy for \$1.25. Of course, cape overcoats are a little out

Ulsters.

overcoats are a little out of style, but if you've got a boy with too much pride to wear one at this price, Good heavy ulsters for \$4.50; cassimere lined and well made up. Will wear and keep the cold out as well as if you paid \$12 for them.

Men's Suits. On one table we place

all the lots of men's suits that have not been selling fast enough to suit us, and let them go at just one-half of the prices marked. We buy direct from the factories and the factories are factories and the factories and old prices were lower than clothing store figures.
Were \$7.50, \$8, \$9, \$10, \$12; etc., now \$3.75, \$4, \$4.50, \$5, \$6.

If you get your fit you get the best bargain you ever saw.

Men's Pants. A line of men's pants that used to be called good that used to be called good that used to be sold for \$5, working pants at \$1.75 go now for 75c. They're not handsome, but they'll Worth easily two times wear.

Boys' Sults.

Boys' Overcoats.

Boys' cape overcoats, in several different colors,

Every one of 'em at just one-half the old price, and

that's about one-third of

Boys' Long Pant Suits. Ages 12 to 19. There are a whole lot of these these prices.

Space won't permit of further quotations, These are but samples. The Bee has plenty of space to sell, but we can't give away goods and buy oceans of space at the same time. If you live out of town, come in. 'Twill pay you. Friday morning begins it.

Clothing Dept. 2nd Floor. Take Elevator.

HAYDEN BROS

AMUSEMENTS. BOYD'S THEATRE FATTURE AV. OCT. 26, 27, 28, 29 MR. and MRS. OLIVER BYRD

DARK CONTINENT
Or the Heart
of the Heart
of Africa.
SOMETHING TO TALK ABOUT.
SOMETHING TO PONDER OVER.
SOMETHING TO MARVEL AT.
Can a man Hypnotize a woman into Loving him;
Can a man Hypnotize another to Death by Suggestion? Can a Hypnotize a Hypnotize a Hypnotize.
Sunday, Oct. 29—Byron as "THE PLUNGER."
PRICES AS USUAL.

15th STREET THEATER PROBE TONIGHT. Lincoln J. Carter's Grand Scenic Pr

The Fast Mail 10 sets of Special Scenery. Flight of the Fast Mail. Niagara Falls by Moonlight. Practical Working Engine and 14 Freight Cars and other startling effects Matinee Saturday, any seat 25c. Exposition Hall

Sunday Afternoon to Men Only Last Great Lecture in Omaha on ROMANISM

By the celebrated Anti-Jesuit and ex-Romanist Evangelist REV. THOS. E. ZEYDEN

Private Lecture to Men Only.

Subject: "The secret Theology of the Romish priesthood as used in the confosional." showing why priests do not marry. Exposing priestly substitution for marriage. Positively no boys admitted to this last lecture in Omaha.

Bev. Mr. Leyden will speak is Masonic Temple Council Bluffs as follows: MONDAY AFTERNOON, OCT. 30 at 2.30 At Council Bluffs. Lecture to Ladies Only. Subject—"The Friest, the Woman and the Secret Confessional," and why the Church of Roma condemns the marriage of a Roman Cathelic to a Protestant. Why Nunneries should be open to state inspection.

MONDAY NIGHT, OCT. 30, at 8:00 At Council Bluffs Lecture to Men Only. Subject—"Secret confession to a priest exposed. Showing the power of the priest in this secre cesspool of iniquity; illustrated by a large painting sho ving the interior of the secret confessional Boys not admitted.

ADMISSION 25 CENTS.

AMUSEMENTS BOYD'S NEW FIRST TIME HERE 3 NIGHTS Monday, Oct. 30th WEDNESDAY MATINEE.

The Comedy Success of the Season.
A CYCLONE OF MERRIMENT. THE SHOUTS ROARS.

15th STREET THEATER POPULAR 4 nights, commencing Sunday matinee, Oct. 29. THE STOWAWAY New \$10.000 yacht scene, handsomest stage picture ever shown. Soul-stirring safe blowing, by the eminent reformed burglars, "Spike" Hon-nessey and "Kid" McCoy. Matinee Wednesday.

Medicines and Books For Doctors and the Public. Medicine Cases Filled

For \$1, \$2.50 and \$4.

WRITE FOR PARTICULARS SHERMAN & McCONNELL, OMAHA, - NEB. PROTECT YOUR EYES

Hirschbarg's Nonchangeable

ELE CIVERTE

SOMPANY.