

KILLED HIS FATHER-IN-LAW down here on a visit to his parents, who live near the home of Mr. Smeltzer, and tried to get to see his children, but was not allowed to come on the premises where they were. Last evening there was a school exhibition

IN FAVOR OF BISHOP BONACUM is inserted the letter upon which the crim-inal action against the bishop was brought.) with the intent to injure me in my standing as a priest and a rector, and I give you no-tice not to take any action against me

state, contributed a brass band and an orator for the occasion. After many delays

the main university building was completed. Lumber had to be hauled from the Missouri

roads, and all the construction and difficult of

	Fight for the Possession of a Ohild Ends	school, and the whole neighborhood was	Decision of Justice Spencer in the Case	pending my appeal."	teachers accompanied Superintendent Miller	Ideas of Early Nebraskans Immortalized in	river over wretched prairie roads, and all
	Fatally.	present. Argabright went with a friend,	Brought Against Him by Father Corbett.	LINCOLN CITIZENS PROTEST.	of the city schools to Blair inst night, where	a Great State Institution.	material that entered into the construction of the building was scarce and difficult of
		who was a stranger in the neighborhood,	stougart against thin by 1 and 1 out out	LINCOLN CITIZENS FROIESI.	he lectured before the High School associa-		access.
		and it became whispered about among the		They Object to the Erection of a High	tion of Washington county.		While the contractors were working and
	CRIME OF POLICEMAN ARGABRIGHT	audience that Arabright was there with an	WILL NOT BE HELD FOR CRIMINAL LIBEL	School Building.	Elder James Huff of the Church of Latter	GROWTH OF THE STATE UNIVERSITY	worrying over the erection of the building.
		officer to take the children by force, and a	THE NOT DE TIED TON GAMMARE EIDEE	LINCOLN, Feb. 10(Special to The Bee.)	Day Saints left this morning for Springfield,	anoniti of the other officiation	the regents were engaged in the more im-
		few determined men, among them Mr. Smelt- zer, the grandfather, determined that this	a second a s	-A mass meeting of business men was	Sarpy county for a series of meetings in that neighborhood.		portant, but not the less difficult work of
	South Omaha Man Shoots William Smeltzer	should not be done.	After Five Days of Trial the Action Has	held last evening at the court house to	The Woman's club held a very interesting	Its Erection the Result of a Steadily Press-	organizing the faculty and preparing the
	at a School Exhibition Near Nemaha	Mrs. Smeltzer, the grandmother, was stand-		protest against the crection of the proposed	meeting at Pythian hall this afternoon, at	ing Sentiment-How it Was Estab-	courses of study. On June 3, 1869, the regents elected as chancellor
	City_He Had Separated from	ing with Argabright's little girl in her arms,	Been Dismissed-An Appeal Will	new high school building at the present	which the Century Magazine and other lit-	lished and What it Has	A. R. Bentin, D. D., who had up
		all wrapped up, when Argabright approached	Be Taken to the Ecclesi-	time. The discussion took a wide range and	erary works were reviewed.	Accomplished.	to that time been president of the North-
	and there is a set of the set of	and said: "Is this my little girl?" and at- tempted to remove the covering from the	astical Courts.	at the close of the meeting the following	TROUBLE OVER TAXES.	Accomptisated.	western Christian university. The faculty,
		child's face, when Mr. Smeltzer, supposing	in the second	"Resolved, That it is the sense of the	Farmers Bank of Lyons Not Satisfied with		which was not selected until April 4, 1871,
19	NEMAHA CITY, Neb., Feb. 10(Special	that he was attempting to take the child by	LINCOLN, Feb. 10 (Special to The Bee.)	people and taxpayers of Lincoln, in mass	Its Assessment.	Twenty-five years is a comparatively short	was originally as follows: Ancient lan- guages, A. H. Manley; mathematics, H. E.
	Telegram to The Bee.)-William Smeltzer, a	force, came to the rescue of his grandchild	-The Bonacum trial is ended and the dis-	meeting assembled, that it is for the best in-	TEKAMAH, Neb., Feb. 10(Special to	period for the development of a great insti-	Hitchcock; English literature, O. C. Dake;
	wealthy farmer, was shot and killed by J.	and hit Argabright with his fist. Then Argabright drew his revolver and shot him.	tinguished bishop of the Lincoln diocese is	terests of all the school district that all the	The Bee.)-The Farmers bank of Lyons,	tution of learning. The universities of the	sciences, H. W. Kuhne. Prof. Kuhne de-
9 I	W. Argabright, his son-in-law, last night	Two or three men then grabbed Argabright		money now available for the eraction of new buildings, or so much thereof as necessary,	Franklin Everett & Son, proprietors, is in a	old world have passed through the centuries	clined and recommended Prof. Samuel
	during a school concert in the Champion	and disarmed him and brought him to Au-	again a free man and no longer in imminent	be expended in erecting buildings for the	peck of trouble just now over the payment	from mediaeval times to the present, and	Aughey, who was unanimously elected.
	school house, four miles west of this place.	burn last night where he is now in jail.	danger of being bound over to the district	use of grade work, and that the erection of	of taxes. The gentlemen in question gave	with them the history of twenty-five years	The State university was finally, after many vexatious delays, thrown open for the
	Mrs. Argabright left her husband about	Mr. Smeltzer was conveyed to the family	court for criminal libel. This morning	a High school building be deferred until	in their assessment at \$2,000, but the Board	would be but an incident. Even in newer	reception of students on September 7, 1871.
	three months ago and has since been mak-	home about one mile distant, but only lived about thirty minutes.	when the fifth day's session of the trial com-	some future time."	of County Commissioners raised it \$2,900,	America we have colleges that add one and	The installation of Chancellor Benton had
	ing her home at her father's (Smeltzer's)	Argabright claims there were three or	menced the attorneys moved to dismiss the	The general feeling is that the school board will go ahead with the erection of the	making a total of \$5,000. The gentlemen	two together in computing the centuries of	taken place on the afternoon of the previous
	house. Argabright, who is a member of the	four hitting and pounding him, and that he	case by filing the following:	building in spite of the protests of the mass	now demand an exemption of the \$2,900, which the board has taken under advise-	their existence. But the limitations of time	day. Seventy students appeared and en-
	South Omaha police force, has several times	shot in self defense. He went to South	The defendant moves the court to be dis-	meeting. The chief objection to the erec-	ment. The farmers bank has a capital stock	are comparative only and for this reason the	rolled their names the first day. The original charter of the university pro-
	tried to effect a reconciliation with her but	Omaha over two years ago and was a tag- ger in Swift's packing house under Dr. S.	charged for the following reasons:	tion of the new High school building at the	fully paid up of \$30,000, and by a decision of	University of Nebraska, which will celebrate	vided for six colleges: Literature, sciences
	all in vain.	W. McGrew. But he obtained a place on	1. There is no evidence showing that the	present time is that the ward schools are	the United States supreme court all bank	its quarter centenary at Lincoln during	and arts; law; medicine; agriculture; practi-
	Yesterday he again came down from	the police force of South Omaha, and he	alleged libel was ever published in Lancaster county, Nebraska.	deficient, and that many children are un- able to attend school for lack of room.	capital stock, whether in United States	the coming week, may consider itself one of	cal sciences, and fine arts; but a provision
	Omaha and going to her father's house	was wearing his star and belt at the time	2. There is no evidence that the word "sus-	T. H. Leavitt today secured a judgment	bonds or not, are taxable for state, county and municipal purposes. According to this	the older institutions of learning in the west.	was made that the last named department
	asked permission to see his two little chil-	he shot Mr. Smeltzer,	pended" was understood by anyone who read	against Frank Rawlins for \$300. Leavitt	decision the bank's assessment is \$7,500. It	On perusal of the legislative journals of	was not to be opened until the annual in- come of the university reached \$100,000. On
	dren. Smeltzer refused and warned him not	Mr. Smeltzer was a well-to-do farmer and an old resident of this county, about 60	the article in any libelous sense.	was injured in an accident occasioned by the	is also stated on good authority that the	territorial Nebraska one is irresistibly led	February 19, 1877, an amendment to the
	to come there any more. Argabright quietly	years of age, and a man very generally re-	3. The ecclesiastical law introduced by	running away of a team hired from Rawlins. Six other people were also seriously injured	bank has in the neighborhood of \$150,000 on	to conclude that the men who came	charter reduced the number of colleges to
	left, making no threats or remonstrances.	spected.	the state shows the bishop had authority to suspend Father Corbett.	and one man killed. Six more suits are	deposit all the time. Rev. A. G. Wilson, D.D., superintendent	to build the new commonwealth came	five.
	All parties were present at the concert and	ARGABRIGHT'S RECORD.	4. The said article and its publication	pending against Rawlins.	of Lenox college of Hopkinton, Ia., for the	solely for the purpose of advancing	WHAT IT TEACHES.
	after it was out young Argabright advanced		were privileged.	Judge Hall today ordered the sale of the	present occupies the pulpit of the Presby-	the cause of education. The territorial	The earlier years in the history of the unl- versity were devoted to the colleges of
	toward his wife saying, "May I see my	Well Liked in South Omaha-Story of His	The motion to dismiss was argued by Mr.	Outcalt stock farm south of Lincoln to satisfy a judgment for \$12,000 secured	terian church.	legislature was asked to charter universi-	literature, languages and the sciences. But
	baby !" She started to let him see the child	Domestic Troubles.	Snell for the defense. Messra, Strode and	against R. C. Outcalt, cashier of the Capital	Burt county, which has long been without a suitable vault for its records, is soon to	ties at every county seat, colleges at	as early as 1874 and 1875 petitions for the
	when her father struck Argabright, nearly	William Smeltzer, the man who was killed,	Colons and Father Phelan followed for the defense in opposition, and Mr. Sawyer	National bank, by Younker Bros. of Des.	have one, the county commissioners at a re-	every hamlet and academies at every cross	establishment of medical and law colleges
	knocking him down. Smeltzer again struck	was well known in South Omaha, he having	closed for the state. The arguments lasted	Moines. Outcalt transferred the title of	cent meeting so ordering.	roads. The designated titles of some of	began to pour in upon the regents. Finally,
	at him and Argabright backed off, when	visited here a number of times after Mr.	the entire forenoon, and covered the whole	the farm to D. E. Thompson the day after the bank closed its doors, but the court set	The cases against the bootleggers who	these embryo institutions was in many in-	the regents on December 21, 1881, passed a resolution asking the legislature for an ap-
	wanted applied and the point of the total of the	Argabright located in this city. At the	subject pretty thoroughly. At the con-	the transfer aside.	sell liquor to the Indians, not only at Deca- tur, but all other points within easy access	stances longer than their curriculum. Glanc-	propriation of \$10,000 to be devoted to the
	zer, struck Argabright behind the ear.	time of the independent national convention	clusion of the argument Justice Spencer granted the motion to dismiss. In summing	The total amount of the judgments en-	of the reservation, seem to fall short of hav-	ing over the pages of the logislative annals,	establishment of a law department and a
	Argabright stepped back and pulling his revolver from his pocket warned them not	which met in Omaha July 4, 1892, Mr. Smelt-	up his conclusions he said:	tered against Mosher and Outcalt in the	ing a quieting effect upon the violators. The	one finds that in the earlier days the ambi-	medical college. The medical school was the
	to come any further as he was desperate	zer was a delegate. He arrived here on the	"In ruling on this motion this court will	present session of the federal court is \$268,-	deputy United States marshals have been	tion of the enterprising settlers impelled	result of this resolution, the legislature ap- propriating \$7,000 for its establishment. It
	and would shoot. Smeltzer rushed at him	third and was taken so sick that he could	only consider the point which refers to the	000. A great many more suits are pending. The federal court finished its labors this	known to pass through Tekamah on the cars, stopping at Penger and driving back to	them to establish a score or more of insti-	was maintained but four years, when it was
-	and commenced striking when Argabright	not attend the convention. He remained here for two months, all the time being	ecclesiastical law which has been introduced	morning for the week and took an adjourn-	Decatur to serve a summons, receiving 10	tutions, among which may be enumerated	finally abandoned for lack of financial sup-
	fired, the ball passing through the lower part of his heart. Smeltzer lived about thirty	under the care and treatment of a local	in evidence by the state. In ruling upon the motion to dismiss for want of jurisdic-	ment until Monday.	cents a mile for both ways.	the Nebraska university at Fontenelle, Simp-	port. The law college has been slowly grow-
	minutes after he was shot. Several	physician. All this time he remained at	tion, argued early in the trial, the court	Farmers Institute Closed.	A dozen Tekamah Knight Templars, with	son university at Omaha City, the Nebraska	ing until it is at present a creditable depart- ment of the university.
	of the witnesses grabbed Argabright and		said that to refuse to hold jurisdiction of	LYONS, Neb., Feb. 10 (Special to The	their wives, attended the annual entertain-	City Collegiate and Preparatory Institute,	The military department was established
	took his revolver from him and tied him.	the home of Mr. Argabright. Mr. Smeitzer	the cause would be to encroach upon civil	Bee.)-Burt county farmers institute closed	ment of the order at Blair Tuesday night.	Nemaha university at Archer, Washington	in 1876. It is made a part of university
	He offered little resistance. He was taken to Auburn and turned over to Sheriff Glas-	was a large man. He generally weighed 300 pounds. Those who knew him say he	liberty. Under such a rule of law the church dignitary might become a veritable despot	its two days' session last evening. Yester-	West Point Brevities.	college at Cuming City, and the Western	work for the primary reason that in the
	gow.	was a man of strong likes and dislikes.	and the victim of his despotism could get	day forenoon interesting discussions were	WEST POINT, Neb., Feb. 10(Special	university at Cassville. Then came the Uni-	original grant of 90,000 acres to the agri-
	The weapon used was a 38 calibre Smith &	While in South Omana he had an exalted	no redress in our civil courts. The ecclesi-	held on "How to Feed and Care for Swine,"	to The Bee,)-Marshai Sims, who has been	versity of Saratoga, Dakota Collegiate insti-	cultural college it was stipulated that train- ing in military science and tactics should be-
	Wesson revolver. The coroner's inquest was	opinion of his son-in-law and thought what-	ast might inflict the greatest injury	by John E. Spier. Many important points	marshal of this city for several years, re-	tute, Omadi Collegiate institute, Omaha Med-	come a part of the university work. The first
	held today, but the verdict is not yet knowe Smeltzer was an old settler, coming her.	ever "Billy" did was about correct. It	upon the personal rights of the community,	were brought cut in the discussion, espe-	signed. During the first part of winter he	ical university and the University of St.	military instructor detailed by the War de-
	designed for a finance a send hand himself as an interaction for	THE CARD STATE OF ANY AND AND TO TO THE MADE AND ADDRESS AND AND AND ADDRESS A	but would be able to escape the pen- alty of the law by the mere excuse	cially pertaining to the hog cholera. Con-	contracted a severe case of grip, which has	John. There were colleges for Wyoming, De	partment was Lieutenant E. S. Dundy, who
	young Argabright's father for many yearso	grew cold. Officer Argabright lived at Twentieth and	that the act was done in the line	siderable attention was given to winter	duty The position is point temporarily	Witt, Falls City, Salem, Rock Bluffs,	was attached to the university in 1876 and
	Young Argabright's mother is prostrated.	Brown streets. He had two children, one	of church discipline. Crimes of the gravest	wheat and the dairy business. In the after-	filled by John Neligh, who has been acting	Brownville, and the town that failed to es- tablish a college-on paper-was sadly be-	who brought the military department out of chaos to a notable state of proficiency,
	with grief, and is in a dangerous condition.	about 2 and the other less than 1 year old.	nature might be perpetrated without re-	noon, Prof. Barber of the State university	in this capacity during Mr. Sims' recent ill-	hind the times.	He was succeeded three years ago by Lieu-
	Argabright is a manly young fellow, who has a mage number of friends who pity, yet	For a year there has been discord in the	dress. I am firmly convinced that our courts never thus intended to construe the	gave an interesting lecture and talk on	ness.	The secret of the territorial thirst for	tenant Pershing, the present instructor.
	up not oname, man, r abno achemicae la with r	more or less of his time with a woman who	law. What the courts have said is this:	"Nebraska Insects." Prof. J, W. Taylor, secretary of the State Horticultural society.		higher education is probably to be found in	Hay Thieves Convicted.
	him.	lived in the neighborhood, and rumor had m	That the civil courts will go so far as to	gave one of the most interesting lectures	meetings that are now being conducted	the ambition of the projectors of the seats of learning to acquire as many acres of the	BELLEVUE, Neb., Feb. 10(Special to

morrow, and he will be interred at the Howe cemetery. He leaves a large family of children. Argabright is a nephew of G. V Argabright, the defaulting cashier of the Shubert bank.

DISCUSSED AT AUBURN.

School House Tragedy the Only Topic of

Conversation in that (ommunity AUBURN, Neb., Feb. 10.-(Special to The Bee.)-The whole topic of conversation on the streets of this city today is the killing of William Smeltzer.

The beginning of the trouble leading up to this tragedy dates back some time. It appears that Argabright and his wife did not live happily together on account of his dissolute habits, and Mr. Smeltzer naturally took the part of his daughter, and helped her to get away from her husband some three or four months ago and come to her old home with her two children, where they were being supported by her father. Some two or three days ago Argabright took a leave of absence from the police force of South Omaha and came

hat he did not overlook any opportunity to join an agreeable female when one was presented. He wis not a beavy drinker. One evening last November, after walking his beat all day he went to his residence only to find it descrited. Mrs. Argabright's father, accompinied by a farmer neighbor from Namaba county outputs from Neumana county, quietly came to South Omaha and loading up what effects they wanted, drove across the country to Papil-lion and from there went to Mr. Smeltzer's home, where Mrs. Argabright and the childrea have been ever since. Argabright is not a man who has a great deal to say and he kept his domestic

roubles to himself. When Mr. Smeltzer was here some time ago he loaned his revolver to Mr. Arga-bright. A short time are argabright bought a gun of his own and loaned the Smettzer gun to Chief Mitchell. Just before leaving the city Argabright asked Mitchell for the the city Argabright asked Mitchell for the revolver, stating that as he now had a re-volver of his own he would return Mr. Smeltzer's to him when he arrived at Ne-maha City. Mitchell handed over the gun and Argabright took the shells from it and placed it in his pocket. Ho bade the officers good bye and left in apparently cheerful spirits. spirits

with the proper jurisdiction, that is, within the scope of the authority delegated to him by the laws of the church. In short, whether he had the power and authority to act at all. When this fact has been set-tled the civil courts will go no further. They will not undertake to reconstruct, revise or pass upon the justice of the ecclesi-astical law. The person who joins the church organization is presumed to know its laws and submit himself to them. He cannot, therefore, complain as long as those in authority deal with him in accordance with those laws. He has no notice, how-ever, that those laws will be transgressed and can seek redress in civil courts if made the victim of transport of the victim of the set

the victim of tyrannical acts which trans gress the powers delegated by those laws." Father Corbett will at once carry his charges before the ecclesiastical courts. and to that end he prepared the following notice, which he will serve upon the bishop at once: "Take notice that I have this day filed in the court of the metropolitan the following charge against you, to-wit: That on the Sth

day of January, 1894, you, Rt. Rev. Thomas Bonacum, did write, publish and cause to be published in the state of Nebraska, the fol-lowing false and defamatory letter: (Here

with views on "Mexico." The professor has with views on "Mexico." The professor has traveled all over that republic, and is per-fectly familiar with the people, products, etc., of the country. His views showed the vast difference between the progress of that country and that of the United States. All the meetings of the association were well attended, and great interest was man-fested by all present John B Lyon was

ifested by all present. John B. Lyon was elected president for the coming year. The net meeting will be held at Craig

Peru Entertainment.

PERU, Neb., Feb. 10 .- (Special to The Bee.)-The sixth monthly recital was given in the normal hall at the State Norma building last night under the management of Prof. Boucher and wife. The hall was crowded to its utmost seating capacity and every alsle was filled with chairs. A large growd came from Auburn and other towns to hear he best violanist of the state. Nearly every number on the program was encored. A piece by the Normal orchestra was also a special feature of the program.

Dodge County Land in Demand. FREMONT, Feb. 10- (Special to The Bee)-There is quite a call for lands to rent

here.

The English Knights of Pythias lodge is arranging to give a private ball in their hall to celebrate the thirtieth anniversary of the establishment of the order.

William and Henry Beckenhauer and the latter's son, Arthur, and Mrs. Mary Holtz, all from Wayne, and John Beckenhauer from Wakefield, came to this city Thursday on account of the dangerous lliness of their mother.

On Washington's birthday there will be a flag raising at the Mullin school house, which is about three miles from town. Appropriate exercises will be held on the occa

The charter of the Nebraska State university dates from February 15, 1869, the County Treasurer Joe Zajicek and his amiable wife left for the state capital legislature passing the bill providing for the university upon that date. The sum of yesterday.

was plentiful.

he state.

BIRTH OF A GREAT INSTITUTION.

Meadames J. F. Losch and George Korl are visiting friends at Norfolk and Madison. Miss Leun Bromer returned from Ban-croft Thursday, at which place she has been bookkeeper in a hardware store for severa months

the university upon that date. The sum of \$100,000 was appropriated for a university building. Plans prepared by M. J. Bird of Logansport. Ind., were accepted and on August 18 of the same year the contract for the erection of the building was let to Silver & Son for \$125,480. The corner stone was laid under Masonic auspices on September 23 following, the oc-casion being colebrated by all prominent The city council met Thursday evening An ordinance was passed which reduced the dog tax from \$3 to \$1 per year. The Bridge street sawer claim of Fred Diers for over casion being celebrated by all prominent citizens of the state. Even Omaha, still \$400 was rejected. rankling over the defeat of her aspirations

instructor. ieted.

10 .- (Special to public domain as possible. Land was as valuable in those days as the wildcat bank currency upon which the prices were based lory & Cushing, was heard by Justice Betz and a jury vestering and resulted in a ver-dict of guilty, supplemented with a fine of \$11 and costs, though it took from 4 o'clock yesterday afternoon until 1:30 o'clock this morning for five of the jurors to convince one obtinate members that the defendance But in spite of the mercenary objects of so many projectors of territorial colleges, there was a strong demand for a state uni-versity and its final establishment was the direct result of the influence which had steadily and uncompromisingly directed the sentiment in favor of a state institution conducted for the benefit of the people of ne obstinate member that the defendants

were guilty. Mr. Fred Mowers, a student attending college at this place, died very suddenly vesterday morolog after a short illness with phoid pneumonia. Mr. Mowers' home was in Colon, Neb., to which place his remains were taken this morning, accompanied by President Kerr and a number of fellow students. This is the first time death has visited Bellevue college and it has occasioned much sorrow among the students.

Tecumseh Teachers in Session

TECUMSEH, Feb. 10 .- (Special to The Bee.)-The Johnson County Teachers assoclation is in session 10 this city. The attendance is good and the usual interest in all the work is being manifested. Rev. Robert McIntyre of Denver lectured to the association at the opera house last evening.