

ference would result differently and bring about a settlement. To refer the matter to a master or three masters would result in delay, and the whole matter would have to be settled in court finally.

Mr. Thurston stated that Mr. Clark was sick and unable to appear in court, but if the hearing was postponed until today he would probably be present, and he also was capable of handling these questions.

At the hearing on this morning the receivers were present, and the old rules, the portions to which they object, were marked and state their reasons for the change desired, and the new schedule to be put in effect, and the hearing will be held again on Thursday.

At the opening of court Mr. Thurston presented the report of Mr. Clark of his doings as referee in hearing the case of the men on the system.

The second section of the "seniority of rights" clause of the new rules is that the cause of a great deal of dissatisfaction at all points on the road between engineers, particularly on the Rocky Mountain division, has been caused by the fact that the same men in force, which is also true of article 9, Article 10, relating to "seniority of rights" clause, and so on.

The object of the old rules, in many instances, has been very unsatisfactory, and the report, particularly the rule referring to the assignment of engineers, the rule referring to the assignment of engines, and the rule referring to the assignment of extra service.

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pointed to adjust with them the rates of pay and the rules and regulations that were to govern the system and that it was his purpose to bring the matter to a settlement in view of the present situation.

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secure or polish their engines, nor to pull pins, make couplings or throw switches under any circumstances, gives Mr. Clark's opinion on the subject. He says that the adoption of this rule would add very largely to the company's expense in operating the motive power department.

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your honor's examination and consideration, and I think it will bear me out in all of the statements I have made with respect to my position. I do not wish to see any adjusting differences with the employees.

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DECEED AGAINST THE GULF

Judge Sanborn Completely Vindicates the Action of the Receivers.

Judge Sanborn surprised the attorneys interested in the argument in the Gulf case yesterday by announcing that the court had listened with patience to the arguments in the case, but had come to the conclusion that further arguments were useless, as the court had prepared an opinion in the case.

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if they are unable so to agree they will submit their differences to this court and they will be at once settled.

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braska, except by appeal or upon rehearing; but the circuit courts in the districts of Colorado and Wyoming have jurisdiction to hear and determine the claims of the citizens of those districts against the insolvent corporation and the receivers of it, and the determination of those matters will be equally respected by the circuit courts of Nebraska; citizens of one district will not be required to go to another district to assert their claims against receivers appointed by the courts of both districts.

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