

THE TRIALS OF BISHOP

Another Chapter in the Controversy Between Bishop Bonacom and His Priests.

THE CIVIL COURTS TAKE A HAND

Issues Involved in the Hearing Before Judge Chapman at Nebraska City—The Appeal of the Complaining Priests—A Case in Point.

NEBRASKA CITY, Neb., June 5.—(Special to The Bee.)—The application of Rt. Rev. Thomas Bonacom, Roman Catholic bishop of Lincoln, for a permanent injunction against Rev. M. J. Corbett from the Palmyra mission comes up for determination before Judge Chapman of the district court tomorrow.

The case involves some of the vital questions which Archbishop Hennessy declined to entertain judicially when in Omaha on April 12. The civil case was then pending, and it was expected that the coming of the archbishop of Dubuque, clothed with authority from the papal delegate, would forestall a civil hearing.

Practically three applications for injunctions against Father Corbett are now pending in one or the other of the courts, the bishop being plaintiff in each. The first is to prohibit Father Corbett from checking out moneys placed in the diocesan treasury in his name, and alleged to belong to the church; second, prohibiting him from holding services in the church; third, prohibiting him from occupying the parish rectory at Palmyra.

CAUSE OF THE TROUBLE

The events leading up to the present suits are of recent occurrence. Late in January last Bishop Bonacom caused to be distributed at the Palmyra church printed circulars informing the congregation that he had suspended Father Corbett. The priest was not officially notified of the suspension, as required by the rules of the diocese. He therefore ignored the bogus order and caused the arrest of the bishop on the charge of criminal libel.

The charges preferred against the bishop by the priests have been filed in the case by the defense as justification for the disobedience of Father Corbett. These charges are the bishop's administration, tyranny, oppression, insubordination, inciting strife, slander and libel, arbitrary exercise and abuse of power, violation of diocesan statutes, misappropriation, falsehood, speculation, undue influence, unjust favoritism, scandal, gambling, and incitation to perjury.

THE CHARGES IN COURT

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A QUESTION OF VERACITY

The decision of the court is likely to turn upon the question whether Bishop Bonacom intended to and acted in good faith in the examination of "the discipline and canons of the Catholic church, as well as evidence as to the question whether the complaining bishop agreed with his superiors to suspend his authority over the defendant."

A LEGAL VIEW

The legal fraternity evince as great an interest in the case as the clergy. In their opinion it is destined to become a "cause celebre" in the history of the jurisprudence of the country. "I have given the subject much thought," said Mr. F. E. Warren, of counsel for the defense, and I believe we will win the fight. You people will see in this: In investigating church doctrine or discipline or laws, they are, for our secular courts, merely questions of fact to be proved by the laws and canons of the church which inhibit the bishop from pursuing a priest pending an appeal, even though that appeal be to Rome.

MUST PAY SCOTTS BLUFF

State Auditor Ordered to Follow the Legislature's Instructions.

SUPREME COURT DECIDES THE CASE

Following is a copy of the appeal: LINCOLN, Neb., May 20, 1894.—Most Rev. Francis J. Delany, Apostolic Delegate, May I Please Your Grace—I have delayed communicating to your excellency the result of the hearing before me by the archbishop of Dubuque, the representative of your excellency in the matter of our complaint against Bishop Bonacom. We are unwilling to give up the hope that in the end our metropolitan will open the doors to a judicial inquiry.

LINCOLN, June 5.—(Special to The Bee.)—The supreme court this afternoon handed down an opinion in the case in which the treasurer of Scotts Bluff county applied for a writ of mandamus to compel State Auditor Moore to pay him the sum of \$7,495.73—that being the exact amount of the fund voted to Scotts Bluff county by the last legislature. The case was one brought to test the authority of the auditor to audit and adjust a claim for which the legislature had made a specific appropriation.

The supreme court granted the writ of mandamus and ordered the auditor to draw the warrant and the county treasurer filed with the supreme court an application for a writ of mandamus. Auditor Moore took the ground that the claim was unjust and illegal, that the act making the appropriation was contrary to the letter and spirit of the constitution of the state, and that the county of Scotts Bluff was put to no such expense as claimed in the act.

UNION PACIFIC LOSES

Another case in which the Union Pacific was interested was finally decided by the supreme court this afternoon. It was a case in which Lars Erickson, a section hand, sued the Union Pacific for damages for injuries received and was awarded \$1,625. Erickson was at work on the track near Fremont. He stepped to one side to permit a fast passenger train to go by and a large piece of coal fell from the tender of the engine and fractured his leg.

Under these circumstances we must say that the apostolic delegate's action is extraordinary and ill with dismay. But it is sweet to suffer for justice. We shall be heard, although we are again and again stricken down for the asking. We shall be heard, if not by the apostolic delegate, by the body of the faithful of the entire world. Renewing our charges and our willingness to substantiate them before a competent tribunal, we subscribe ourselves, Your humble and devoted servant, JOHN CROWLEY, MARTIN J. CORBETT, F. J. LOUGHRAN (Sutton), J. E. ENGLISH, J. J. LOUGHRAN, D. C. FITZGERALD, WILLIAM MURPHY, LAWRENCE A. DUNPHY, J. SCHAEFFER, D. N. TURJON.

A CASE IN POINT

The result of the controversy between Bishop Malone of Denver and Rev. Thomas H. Malone is regarded by the complaining priests as an important precedent. The issues differed materially. That of Denver involved the integrity of a priest; that of Lincoln, the impeachment of a bishop. Nevertheless, the case illustrates the fact that the delegate is not desirous of courts to hear and determine controversies between priests and bishops.

BARRETT SCOTT AGAIN DEFEATED

Barrett Scott received another setback from the supreme court late this afternoon. He had applied to the supreme court for a writ of habeas corpus on the ground that he was imprisoned in the jail of Antelope county for a crime alleged to have been committed in a county not included in the same judicial district as the county in which he was imprisoned.

EASTERN STAR GRAND CHAPTER

Many Delegates of the State in Attendance at Hastings. HASTINGS, June 5.—(Special Telegram to The Bee.)—One hundred and fifty delegates were present when the grand chapter of the Order of the Eastern Star convened in the Masonic temple at 4 o'clock this afternoon. The grand chapter officers were all present. By the time tomorrow's session gets fully under way nearly two hundred will be present.

Preparing for the Fremont Canal

Fremont, June 5.—(Special to The Bee.)—The Fremont Canal and Power company filed its water right notice with the county clerk of Saunders county yesterday. A large corps of engineers are rapidly completing the final survey and the contract for the work will soon be advertised. Judge Marshall and Reporter Mockett began a term of district court here yesterday.

Price of Her Husband's Life

BEATRICE, June 5.—(Special Telegram to The Bee.)—This afternoon in district court the damage suit of Sanders against Ben Malmer et al was begun. The suit grew out of the fact that about a year ago Mr. Sanders visited Beatrice, became intoxicated, fell from a train on the Rock Island and was killed. The widow commences action against Malmer and several other saloon keepers damages, claiming that her husband procured liquor at their establishments. Both sides have retained the best attorneys of Gage county and the case will be heard tonight. The amount of damages asked is \$5,500.

Dave Tate at Liberty

RUSHVILLE, Neb., June 5.—(Special Telegram to The Bee.)—The preliminary hearing of Dave Tate, the cowboy arrested Sunday, was charged with the shooting three weeks ago in the sand hills April 21, was had before County Judge Brooks this afternoon. The deepest interest was taken in the investigation, and ordered being a motion to discharge the prisoner was sustained, the court deeming the evidence insufficient to hold him.

District Court in Burt County

TEKAMAH, Neb., June 5.—(Special to The Bee.)—The second week of district court convened Monday morning, Judge Ambrose in the chair. The docket for this term will flush today and be taken up again in October. Lee Himmell, an employe of Nelson Morris, the Herman ranchman, was brought before the board of insanity of Burt county Saturday, adjudged insane, and ordered sent to the asylum at Norfolk. He will be taken there this week.

Religious Services at Benson

BENSON, Neb., June 5.—(Special to The Bee.)—The Indian evangelist, Rev. Peter O. Mathews, will conduct evangelistic meetings all this week in Benson town hall. Best of music at Courtland beach. There are bathing suits and dressing rooms for 2,000 people at Burlington beach.

PHARMACISTS IN CONVENTION

Engaged in Making Fun Instead of Fills at Hastings.

ANNUAL SESSION WELL ATTENDED

Many Delegates Given a Hearty Reception by the Citizens—President Sherman of Omaha Delivers the Address of the Evening. HASTINGS, June 5.—(Special Telegram to The Bee.)—If there is any class of people on earth more capable of extracting solid fun from raw material than the pharmacists of Nebraska, the citizens of Hastings hope it will make the city its next convention point.

CLOSING OF NEBRASKA SCHOOLS

Commencement Week at Chadron Academy an Interesting Affair. CHADRON, Neb., June 5.—(Special to The Bee.)—The commencement week of the Chadron academy began Friday with the alumni reception at the academy. This reception has become one of the most interesting events in educational work in this section, and with Hon. Alfred Bartow as toastmaster and speeches by several leading citizens, the one of Friday night was up to the standard heretofore in vogue.

UNIFORM OF BLENNER'S 8TH NEW YORK VOLUNTEERS

THE CENTURY WAR BOOK. Misses the greatest War History of the world. It was written by soldiers. THE CENTURY WAR BOOK. PEOPLE'S PICTORIAL EDITION.

Candidates for Pharmaceutical Honors Under Examination at Hastings.

HASTINGS, June 5.—(Special to The Bee.)—The Nebraska State Board of Pharmacy held a meeting in Hastings this morning and examined a class of thirty candidates for certificates. The examination was upon five subjects: Practical pharmacy, theoretical pharmacy, materia medica, chemistry and toxicology.

BEFORE THE STATE BOARD

HASTINGS, June 5.—(Special to The Bee.)—The Hastings Tennis club and Union club extended courtesies to the members and their friends. The address of the evening was made by the Hon. Sherman of Omaha, president of the association. Mr. Sherman advocated the discouragement of nostrums tending to induce the various drug habits, reviewed the work of the year and recommended a resolution to be forwarded to Nebraska representatives and senators protesting against the sale of patent medicines.

Peculiar Accident Canoe Death

CURTIS, Neb., June 5.—(Special Telegram to The Bee.)—Mr. L. Powers cut one of his fingers last month on a barb wire fence. Blood poisoning ensued, which yesterday terminated in death. The funeral was conducted today under the auspices of the Masonic fraternity, of which he was an honored member, three Grand Army of the Republic posts participating in the observance. The funeral was the largest ever held in the county, the Methodist church being too small by half to hold the people.

Social Event of Nebraska City

NEBRASKA CITY, June 5.—(Special Telegram to The Bee.)—The society event of the season took place this evening in the marriage of Harry D. Wilson and Miss Mabel Stafford at St. Mary's Episcopal church. Both young people are well known, the groom being cashier of the Nebraska City National bank and the bride the daughter of A. P. Stafford, treasurer of the cereal mills.

SMOKE WATER. The fire never touched us—it was in the adjoining building, and while the loss ran up into the thousands of dollars, it was very quickly adjusted, and the entire stock is now offered at Fire Prices by the Insurance Companies. Smoke will blow off, so that goods damaged by smoke are as good as ever. We have lots of them. Water will dry off, and if the goods are all right, the color will remain in. It's a good test of value, and you know what you are buying.

CLOTHING FOR MOST NOTHING. Men's Full Suits—The kind we were making the run on at \$5 before the fire are now \$1.75. Men's Sack Suits—In brown, gray and oxfords, only slightly wet and smoked of course, sold for \$10 before the fire \$3. Boys' Suits that sold for \$5 before the fire, only smoked, go now for \$2.50. Men's Light Overcoats—Damaged by water only, all dry now, and when pressed as good as ever \$2. Men's Strong Pants—They were up in the gallery and were not wet at all, only smoked 35c. Men's Suspenders—No apparent damage by either water or smoke 3c. Men's Handkerchiefs—Plain white and just as good as ever 3 FOR 10c. Neckties—The water did not get into them for most of them were in the show cases 5c. Balbriggan Undershirts—Not damaged a particle just as good as ever 35c. Men's Cutaway Suits—The \$18 and \$20 kind. They were only smoked, not hurt a bit; go now for \$6. Men's Cassimere Suits—In two colors that the water couldn't hurt, regular \$15 suits, go now for \$4. Wilson Bros. Shirts—4-ply linen—the water did not come near them, and they are not even smoked, get them for 75c. Full finished top Hose—worth 25c before the fire, regular Rockford socks, go at 5c.

Columbia Clothing Co., Cor. 13th and Farnam.

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THE CENTURY WAR BOOK. Misses the greatest War History of the world. It was written by soldiers. HOW TO GET IT: On page 2 of this paper will be found a War Book coupon, 4 of these coupons of different dates will, when accompanied with ten cents entitle the holder to part No. 1 of this book. The whole work will be complete in about 20 parts, bound in heavy paper covers; a new part will be issued each week, and coupons will be printed daily until the series is complete. Any 4 of these coupons, with 10c entitles you to any issue or number of this book. FOR CITY READERS—Bring coupons, together with 10c to the office of The Omaha Bee, where you can obtain one part. Other parts will follow. FOR OUT-OF-TOWN READERS—Mail to War Book Department, Omaha Bee, coupons and 10c in coin. Be particular to (1) state of the part desired, (2) your name and full address; (3) include the necessary coupons and 10c. The part you request will be sent, post-paid, to your address.

