oms for consultation, where they for a short time, when they having decided to sit in bane at 1 e'clock in the afternoon to hear arguments Scott should not transfer the case to docket of some other judge for trial, work of the five judges was completed shortly after the opening of court, and after the decision had been reached one of the members of the bench was designated as the

members of the bench was designated as the party who should notify Scott of the action and invite him to be present at the hearing and give his reasons, if he had any, why a transfer should not be granted.

The criminal section of the court opened with nothing to indicate the storm which was soon to burst in such fury. The trial of a case had been commenced when a balliff from one of the other courts entered the room and passed a paper up to Scott. This gentleman read the document, which was nothing else than a notification of the conclusion which had been reached by the five judges upon the subject of the removal five judges upon the subject of the removal of the alleged libel case from the docket of Scott. Having concluded reading Scott adjusted his spectacles, looked about the room and brought his clenched fist down in front of him, and ground out between his teeth the words, "Take that back to your judge and tell him that he had better mind his own business.

OPENED HIS WRATH THROTTLE. Members of the crowded lobby were startled as the bailiff gathered up the paper and slid out of the room. They knew nothing about what was the cause of the outburst of temper, but they were not long in ignorance, for Scott soon opened his vials of wrath and proceeded to spill the contents with the most reckless abandon. Elevating his voice to a falsetto tone he stated that he had been cited to appear before the other members of the bench at 2 o'clock in the afternoon and show cause why the trial of the Rosewater case should not be transferred

This statement was like pushing a poker into a bed of hot coals, for it sent the flames and sparks to the ceiling, while some of the timid ones in the lobby sought a cover. Now and then he pounded the desk, making the inkstands, books and other loose objects dance a lively jig, while several small boys in the rear of the room smiled loud enough to be heard out in the

to the docket of some of his associates upo

Having pounded the desk until his fist was as red as the wattles around the neck of a male turkey, Judge Scott remarked that he had informed himself of the delays and attempts that had been made to get this case from his docket. "I find," he continued, "that attorneys have gone before the other judges to try and get them to make an order that the case shall not be tried before me. There is no law for a change of this kind, except where the case is to be taken to another county, or before the judge of another except. other district.

Burning with indignation, or at least that is what Scott said was burning him, he read application for a removal of the cause and then commented upon the men who had made the affidavits on which the motion was made. He omitted mention of Mr. Rosewater, but paid his respects to the others, saying, "There is Simeral," but that was all he said concerning this gentleman. Turnguilty of contempt and sent to jail; Esta-brook, I don't know anything about him." WHAT HE PROPOSES TO DO.

Having disposed of the parties who dared express themselves in the affidavits, Judge Scott flew off on another tangent and in a stage voice declared, "We have now met at cross roads, and I do not propose to side, but instead, I am going to tread right in the middle of the road. Here I am, an American citizen 62 years of age, and stand upon a broad gauge platform that will permit me to give every man a fair and impartial trial. If I did not want to give Rosewater a fair trial, the motion might be excused. There is no law to take this case off my docket, and it will stay there. If there is any monkeying about it, some one is going to be cited to appear for contempt, and I think I am pretty good authority on contempt." The last portion of the remark brought out a muffled round of applause, but it was quickly hushed, as the balliff threatened to eject a man from the

Continuing, the judge added, as he brought his fist down upon the desk with another muffled thud, "Edward Rosewater will be tried in this court if I live, and I will live if they don't kill me.
"I was elected to perform my duties, and I will live there was no power named to take a case from one judge and transfer it to another.

law. I don't propose to send this case out to three judges, as was done in the Bemis impeachment case, and then have them find

To show that he was a brave man, Judge Scott added most emphatically, "I fear no power but the power of the people and God and I am not going to stand any shilly-shallying, either. If there is any there will be some contempt cases on the docket. and I think that I am pretty good authority contempt law.

have asked two judges outside of this district to come here and hear this case but they will not come. One did not want to be abused and the other was sent after

and was scared out."

This ended the seance and the crowd dis solved into the thin air, while Judge Scot ed himself up in the cloak of his own importance and remarked that he was ready to go on with the hearing of cases. BEFORE THE OTHER JUDGES.

Promptly at 2 o'clock in the after oon Judges Hopewell, Ambrose, Blair Keysor and Ferguson appeared in cour room No. 3, where the five judges ascended the bench for the pur-pose of sitting in banc for the purpose of determining if the Bennett case should be removed from Judge Scott's docket.

As soon as the court was called to order, r. Simeral, one of the attorneys for Mr. osewater, said that he had intended to have the files of the case before the court Moores that Judge Scott had issued an order that they should not be removed from his office. 'Mr. Balliff," remarked Judge Hope well in his usual quiet way, "you will tell the clerk to produce the files in this case." Soon after this order was issued Mr. Moores entered the room to state that mos the files in the case were in the possession

of Judge Scott.
"Mr. Clerk," said Judge Hopewell, "You will ascertain where these files are. See if you can get them and then report your suc Soon Clerk Moores returned to say, "Judge

Scott tells me that he is busy examining the files and you cannot have them. He say that be wants no interference with his

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ampreers should be addressed to DICTIONARY DEPARTMENT titled to a hearing. It is proper that the facts should be known, that the law should be presented and that the state should be represented. Judge Scott is entitled to be heard if he desires. He has been notified and has entered a protest, which Mr. Day may read."

The protest, signed by Scott and directed o the other judges, was to the effect that he case was upon his docket, assigned to him. He held that if the case was transferred then any other case could take the same course. The defendant had his rights of appeal.

"I had seen another judge," wrote Scott, "but Rosewater played him and he would not The plaintiff objects to one of you the case as strenuously as does sewater object to me trying it. He insisted that he should be left to try he case, and said that the press of busiless prevented him from being presnt. e Hopewell instructed Mr. Simeral to make his showing.

WHY A TRANSFER WAS ASKED. In arguing for the transfer Mr. Simeral said there had be n nothing said or done by Rosewater to prevent any of the outcase. It was generally understood that one of the judges, with whom Scott had conferred, had told him that he did not care to come here and wash his judicial linen. The witnesses, Mr. Simeral urged, had been notified

to be present and give testimony.

In response to this statement, Judge Hopewell asked, "Mr. Day," (addressing himself to the assistant county attorney, who ap poared on behalf of Scott), "is that true?" Mr. Day responded that the witnesses had een served, or at least those for the prose

Continuing his remarks, Mr. quoted law, tending to show that the judges were justified in making the change asked for, and that any one of them would be con petent to try and determine the issues. Th right of every man to have a fair and impartial trial was a constitutional right, granted by the laws of the United States and the magna charter. It was urged that prior to the time when the information against Mr. Rosewater was filed in the police ourt, Judge Scott had said that he expected his case to come before him, and that at that time he had declared that he was in terding to turn it over to some other judge, one outside this district. In making that statement he anticipated that Mr. Rosewater was to be arrested and held to the district court. If there ever was a case where a change was justified Mr. Simeral maintained that this was one.

Assistant County Attorney Day in behalf of Scott declared that he and Mr. Slabaugh had been assigned to try the case in the dis-trict court and disclaimed any prejudice against a transfer to the docket of any members of the bench in the event that it was taken away from Judge Scott. He held to the view that the criminal branch of the district court could not be interfered with, nor could the dignity of the same be infringed upon. If the showing for the transfer was sufficient, he should not object to the removal, but he could not help but think that the purpose of the motion was an infringement upon the duties of the criminal branch. He did not believe that there was any law for the transfer and he was sure that the rule of the court could not apply. It his attention to the other parties, he i, "Percival, a man who has been found ity of contempt and sent to jail; Estatained that he was the proper judge to dis-pose of all criminal matters. Considering the lateness of the time of the filing of the motion, Mr. Day, thought that it was hardly fair to ask for a transfer.

FAIR TRIAL INSISTED ON. Judge Estelle, in behalf of Mr. Rosewater, aid that it was no pleasant duty for him or said that it was no pleasant duty f.r him or nis associate to perform, but it was a duty which he was compelled to perform in the interest of justice. "If my cowardly legs were controlled by my heart, I would put the Missouri river between myself and this courthouse," added Judge Estelle. Mr. Es-telle said that all that he asked was that the contract between the state and Mr. ie contract between the state and Mr. Rosewater be carried out and that he be given a fair and impartial trial. There was a principle at stake, above and beyond any individual and for the stake and beyond any individual, and for that principle that he would fight as vigorously as though his life were the issue. If the law was silent upon the subject of the change to another judge, it certainly did not mean that a man had to be tried before a judge who could no

from one judge and transfer it to another. Emily Hespeler, and the plaintiff alleges there was an unwritten law that a man's that on January 31, 1893, the defendant assrepute if it went on before Scott, it being

r. Rosewater. "Outside of the statutes," added Mr. Estelle. "we are today contending for our rights, as did the barons of Runnymede, when, with their swords and shields, they wrested from King John the charter which said that every man should be tried before

f the county attorney that our motion for transfer of this case has been made too ite, and when we were up before Judge Scott when Mr. Rosewater was arragmed, we were then confronted with the statement hat our application was made at too early

a date. Judge Scott said that he had decided to transfer the trial of the case to some other judge. Personally, I want to say that if he will pass upon the law as inadvisably as he has passed upon the facts that have be had before some other judge. The attorney for the state says that it is too late, but I don't believe that it is too late, but I don't believe that it is ever too late to appear before an unprejudiced judge of this district to ask for a fair trial when an impartial judge is upon the bench and an honest 'ury in the box."

MOTION IS GRANTED.

Asking for all of the papers in the case, Judge Hopewell, at 4 o'clock, stated that the judges would retire, and at the end of thirty minutes they would return with the indings. Time dragged heavily upon the immense number of people who filled the court room, but at last the judges returned and upon taking their places upon the bench, Judge Hopewell read the following: In the district court of Douglas county, Nebraska. State of Nebraska against Edward Rose-

water.

This matter coming on to be heard before the court, Judges Hopewell, Keysor, Ferguson, Blair and Ambrose being present and presiding therein on the motion of the defendant to transfer the trial of said cause to be come at the course of the course that he wants no interference with his duties."

"Mr. Simeral," said Judge Hopewell, after he and his associates had conferred for a few moments. "You may read your motion and make your statement."

Mr. Simeral read the motion for a transfer of the case, the same as is printed herewith, after which Judge Hopewell asked, "Mr. Day, are you here representing the state?"

"I am," answered Mr. Day, the assistant county attorney, and the defendant to transfer of the case, the same as is printed herewith, after which Judge Hopewell asked, "Mr. Day, are you here representing the state?"

"I am," answered Mr. Day, the assistant county attorney, and the defendant by his counsel, Judge Estelle and Edward Simeral, Esq., and the court having heard the evidence and the arguments of counsel and being fully advised in the premises, it is ordered that the said cause be and the same is hereby transferred from the criminal docket to trial docket No. 3, presided over by Hon. George W. Ambrose, for trial, there to be proceeded with as he shall defendant by the county attorney and the attorneys for said defendant docket not read the same is hereby transferred from the criminal docket to trial docket No. 3, presided over by Hon. George W. Ambrose, for trial, there to be proceeded with as he shall defendant be and they are hereby required to be and appear before said judge on October II, 1894, at the opening of court at 9:20 a. m., there to receive sauch directions from said judge as he shall see fit to give in relation to the disposition and trial of said cause. And it is further ordered that the county attorney and the attorneys for said defendant by the proceeded with as he shall defendant over by Hon. George W. Ambrose, for trial, there to receive sauch directions from said judge as he shall see fit to give in relation to the disposition and trial of said cause. And it is further ordered that the county of the files and papers therein. And the said clerk is further ordered. However, and the said clerk is further ordered that the c

October 16, 1894. SCOTT RUNS AGAINST IT. The above order was delivered to Clerk cores and the court adjourned for the day the attorneys and other spectators having an idea that the excitement of the day was over, but in this they were counting without their hosts, for Judge Scott still had a part that he wanted to put upon the boards before the going down of the sun. The information had been wafted over to his room that five judges of the district bench had taken the Rosswater case from his docket, and had ordered it to the docket of Judge Ambrose. The information caused Judge Scott to turn that the with rose and basily employe for livid with rage, and hastily sending for Clerk Moores, he read the law to that official,

case to go out of his hands. Then taking his ZEIGLER GOES IN FIFTY FLAT pen, with one easy sweep of his hand, he set aside the order made by five judges of the district court and entered the following in its stead:

district court and entered the following in its stead:

The State of Nebraska against Edward Rosewater:

It is ordered that the order this day signed by Melville R. Hepeweil, William W. Keysor, A. N. Ferguson, Joseph H. Blair and G. W. Ambrose, setting the above cause for trial at court room No. 3, and the orders and direction therein to the clerk as to the disposition of papers in said case and the whole and entire order he and the same is set aside, abrogated and held for naught, because said cause is on the criminal docket presided over by me and the lisposition of said case rests alone under the law with this branch of the court, and, the proceedings by said judges attempted to take said case out of this branch of the court is illeral, void and of none effect. Said cause is set down for trial in court room No. 1, before me, at \$300 a.m., If October, and the clerk is ordered and directed not to transfer any of the papers pertaining to said case to any other judge or to any other court room than to me in my court room, No. 1, court house. Said clerk is also ordered to notify the defendant floosewater that he is ordered to be present in court room No. 1 at \$300 colock a. m., October 17, for trial and to serve upon him a copy of this order.

CUNNINGHAM, R. SCOTT, Judge, THEATENS THE CLERK.

Have recovered a lead from his over.

CUNNINGHAM, R. SCOTT, Judge, THEATENS THE CLERK.

Have recovered a lead from his over.

One of the several watches made it 1:50

THREATENS THE CLERK. Having removed a load from his over-surdened mind, Judge Scott once more directed his attention to Clerk Moores, telling him to not enter the order made by the This mile five judges in the journal of the courts.
"What shall I do?" asked Mr. Moores.
"Obey my orders," replied Judge Scott
with much vehemence, "and if you let any
of the papers go out of your hands, and if

the papers in this case and the docket is not on my desk in the morning. I will cite you for contempt. If you enter the order made by Judge Hopewell and his associates will cite you for contempt."

Moores did not say that he would obey

and if he would have said so he was not

given time, for Judge Scott opened up again and said: "I don't allow you to go into other courts and get orders telling me how to dispose of my business." After the court had adjourned for the day, and after all of the orders had been is-sued, Mr. Moores was asked what he was intending to do in the premises, to which he replied: "I shall obey the order of the court, carrying it out to the letter." Upon being asked what in his opinion constituted

the court. Mr. Moores answered with a smile 'Five judges, I suppose."
This morning lively times are anticipated as the trial is called for both courts, and some of the papers are in the hands of the clerk, while others are in the possession of Judge Scott, who yesterday intimated that there would be some contempt proceedings person interfered with him in the trial of the now celebrated case.

CASES IN DISTRICT COURT.

Page Divorce Case-Peep Through a Hole Ritchie's Apology Rejected.

The Page divorce case has been given anther airing in the courts, Elam, the husband of Fannie Page, filing a number of affidavits, in which it is charged that his wife is not above suspicion. He produces the affidavit of Maud Miller, who swears that while she was living on North Twentieth street Mrs. Page lived in the same house, and that one day a man called on the woman. He was taken into a private room, when then and hung between the rooms. To the hole she glued her eye and discovered Mrs. Page and er gentleman friend in a very compromising osition. Mrs. Eva Ellis, who occupied the house, alleged that she looked through the letailed by Maud Miller.

Elam objects to paying over allmony, de claring that his salary has been cut and that he is carning only enough to support himself and his boys, who are dependent upon him for a living.

Sisters in Court. An interested crowd of spectators were hanging about Judge Amrbose's court yesterday watching the trial of a case where two sisters were arrayed against each other in a \$10,000 damage suit, while upon the table there reposed two pairs of scissors and a large sized carving knife, all waiting to be introduced in evidence.

It is the case of Regina Marrow against liberty was not to be put in jeopardy by causing him to appear before a man who was his enemy. The trial of the case, he leges that the defendant got in her work, the contended, would be a mockery and could not but put the court of the district court into in their work. On Independence day, 1893, the plaintiff charges a lot of hair pulling, all known that he had such hostility against of which the defendant denies, alleging that Mr. Rosewater.

Scott Rejects Ritchie's Apology. Albert S. Ritchie, upon his own motion was before Judge Scott yesterday, where he informed the court that Monday when

he was disbarred from practicing in the criminal court he was innocent of any at tempt to mislead or impede the administra-tion of justice. The court listened, and the sent the attorney out into the cold world nforming him that the order would stan until after an investigation could be had In talking to Ritchie, Scott remarked: "Yo are one of the attorneys who wanted to in vestigate me, and now I propose to investi gate you before I accept an apology."

While Ritchie is barred from practicing be

fore Scott, the order does not extend any

In the case of the state against Andrew Wallenz, charged with having sold liquor without first having secured a city licens the jury returned a verdict of guilty.

Sam Payne, the alleged murderer of Mau-Rubel, was arraigned in the criminal court yesterday where he entered a plea of not guilty. There was no time set for the trial, but the date will probably be fixed today.

Emma L. Van Etten has sued the city of Omaha in an action to recover the sum of \$200 damages. She alleges that last May some agent of the city broke down her fenc and that by reason thereof cows entered upon her premises and destroyed shrubbary of the

In all of the suits against the Hawkeye Grain and Commission company, the Sioux City concern which had a branch in Omaha, and which went to the wall last spring, I. M. Neuman has intervened, alleging that the money which he holds in his hands is his own and does not belong to the bucket shop. All of the parties who have been sued by the Lintons have departed for their homes for a time the English litigation is at an and. Affidavits are on file asking that the \$43,000 suit brought by Shard, the English barrister, be stricken from the files. suit is against Adolphus and not against Phoebe Linton, who is the sole owner of the

Omaha property. Movements of Seagoing Vessels October 16. At New York-Arrived-Stuttgart, from Bremen; Norwegian, from Glasgow; Werra,

Naples-Arrived-Italia, from New Bremen-Arrived-Elbe. from New k; Wittekind, from New York. San Francisco-Departed-Gaelic, for chama and Hong Kong.

PERSONAL PARAGRAPHS.

D. J. Gates, Albion, is at the Merchants. J. F. Crocker, Kearney, has a room at the Paxton O. O. Snyder and wife of O'Neill are at the

Paxton J. J. Andre of Petersburg is a guest at the W. B. Proctor, Nebraska City, is at the

J. H. Butler and wife of Nebraska City are registered at the Dellone. W. E. Morgan of Lincoln was one Millard's late arrivals last night. C. W. Compton, agent of the Tallow Candle company, is at the Barker.

Mr. Lawrence Keogh, agent of Hustler company, is at the Barker. C. L. Hover of Papillion came in yesterday and checked his grip at the Merchants. Mr. J. A. Reed, manager, and Mr. Ike Lande, agent of the Conroy & Fox company, in "Hot Tomalies," are domiciled at the Barker.

R F. Steele and family, formerly of Central City, this state, are in Omaha direct from San Francisco, Cal. They were non-com-batants in the \$50,000 train robbery on the Southern Pacific last Thursday night. Mr. Steele was at one time editor of the Central telling him not to allow the papers in the City Courier

the official record. The judges were H. A. Moore, A. W. Williams and H. E. McCrea The timers were C. Patton, R. H. Blair and George Kneir. Referee, W. A. Hubbard. Starter, L. S. Upson. The pacemakers were Wells and Hall, Smith and Olsen, and Delmar and Hamilton. The start was a fine one and the quarter was passed in twenty-six and three-fifths seconds. The half mile post was passed in the phenomenally fast time of fifty-three and three-fifths seconds, leaving Zeigler a full minute to make the last hall in order to beat the record. Around the turn the wheelmen fairly flew, looking like inside fence. Near the three-quarter pole Del-mar and Hamilton were getting under way, and by the time the others came up they were at their full speed. There was a per-fect pickup, and the wheelmen at the score were fairly trembling with excitement and enthusiasm as the watches ticked off 1:23 Zeigler still had twenty-seven and threefifths seconds in which to equal Johnson's record, and there was no reason to fear he would not beat it, for the fresh tandem riders were bringing him down the course at a tremendous rate of speed. Within about sixty yards of the wire, Zeigler, who had been riding almost on top of his fresh and speedy pacemakers, could wait no longer and, shooting out to one side, he flew past them and passed under the wire as already stated, in a fraction under 1:50. There is no doubt that he could have lowered the rec there Mand Miller avers that she took a pair of fully two seconds more had the pace-of selssors and cut a hole in a blanket that makers been able to lead him.

RESULTS ON THE RUNNING TRACKS. Jockey Donahue at Oakley Gets a Dose of

Judge Chirk's Justice. OAKLEY, Oct. 16.-In the second race lockey Donahue was suspended for the rest of the meeting for bad behavior at the ost. Jockey Martin left for New York onight. Only one favorite, the last one on today. Results:

won today. Results:

First race, selling, \$400, for 3-year-olds and up, seven firlongs: Henry Jeklas (25 to 1) won, Tremona (5 to 1) second, Two O'clock (7 to 1) third. Time: 1:28½, Second race, selling, \$400, for 2-year-olds, six furiongs: Buck Fiy (8 to 1) won, Staffa (9 to 5) second, Picaroon (3 to 4) third. Time: 1:15½.

Third race, free handicap, for 3-year-olds and up, mile and an eighth: Lehman (4 to 5) won, Buckwa 5(to 1) second, Plutus (10 to 1) third. Time: 1:56½.

Fourth race, \$400, for 2-year-old colts, eleven-sixteenths of a mile: Islin (25 to 1) won, Basso (20 to 1) second, Elisworth (3 to 1) third. Time: 1:68½.

Fifth race, \$400, for 3-year-olds and up-

third. Time: 1:68%.
Fifth race, \$100, for 3-year-olds and up-rard, mile and seventy yards: Pearl Song to 5) won, Darevela (7 to 5) second, Sister nita (50 to 1) third. Time: 1:47%.
ST. LOUIS, Oct. 16.—Results at East St. souls: First race, one mile: Pestilence on, Miss Baughman second, Mean Enough hird. Time: 1:52. aird. Time: 1:52. Second race, three-quarters of a mil henoa won, Jack Bradley second, Belle ird. Time: 1:2414.
Third race, thirteen-sixteenths of a mile

Chenoa won, Jack Bradley second, Belle T third Time: 1:24½.

Third race, thirteen-sixteenths of a mile: Odesia won, Robert Latta second, Winifred third. Time: 1:28½.

Fourth race, four and a half furiongs: Ray won, Paddy Flynn second, Air Tight third. Time: 0:58½.

Fifth race, three-quarters of a mile: Chartreuse won, Yosemite second, John Hickey third. Time: 1:2½.

KANSAS CITY, Oct. 16.—More good races were on at the Exposition track today. Three favorites landed money for the public. In the second race, Bird Dobson, a 10 to 1 shot, created some little surprise by coming in first. The track was fast and the weather perfect. Results:

First race, five furlongs: Jerquet (even) won, Steve Jerome (8 to 1) second, La Grippe (20 to 1) third. Time: 1:05½.

Second race, four furlongs and fifty yards; Bird Dobson (19 to 1) won, Rabbit (3 to 5) second, Dixie D (5 to 1) third. Time: 0:54.

Third race, four and a half furlongs: Ben Wilson (5 to 1) won, Dalsy W (12 to 1) second. Dixie D (5 to 1) third. Time: 0:57.

Fourth race, four furlongs and 150 yards: Moloch (2 to 1) won, Kingcraft (8 to 5) second. Little Ell (12 to 1) third. Time: 0:58½.

Fifth race, six furlongs: Bill Arp (2 to 1) won, Pacolet (2 to 1) second. Twilight (15 to 1) third. Time: 1:18.

Second race, five furlongs: Tim Murphy (3 to 5) second, Little Nell (20 to 1) third. Time: 1:18.

Second race, five furlongs: Tim Murphy (3 to 5) second, Little Nell (20 to 1) third. Time: 1:18.

Second race, five furlongs: Montre (5 to 1) won, Leo Lake (1 to 1) won, Wolsey (3 to 1) second, Percy (3 to 1) third. Time: 1:51½.

Fourth race, six furlongs: Radiator (5 to 1) won, Leo Lake (1 to 1) second, Rico (8 to 1) third. Time: 1:18.

Second, Percy (3 to 1) third. Time: 1:51½.

Fourth race, six furlongs: Radiator (5 to 1) won, Goldbug (6 to 1) second, Rico (8 to 1) third. Time: 1:18.

Skith race, six furlongs: Radiator (5 to 1) won, Goldbug (6 to 1) second, Rico (8 to 1) third. Time: 1:18.

third. Time: 1:17.

Sixth race, six furlongs: Dockstader to 5) won, B. F. Fly, jr., (4 to 1) second No Remarks (30 to 1) third. Time: 1:18.

Seventh race, over five hurdles, mile an a quarter: Jim Norvell (50 to 1) won, Tyl (6 to 5) second, Japonica (2 to 1) third. Time 2:21.

PROVIDENCE, R. I., Oct. 16.—Results at Saragansett: Five furlongs: Charm won, ly Gyps second, Polydora third. Time: 1924. Five and a half furlongs: Lodi won, Sir John second, Julia third. Tirre: 1:23, Mile: Marshal won! Figaro second, Panway third. Time: 1:23/2.

Five furlongs: Red John won, Nick second, Berwin third. Time: 1:02/2.

Mile and three-quarters, over seven hurdes: Marcus won, Chevy Chase second, Lithbert third. Time: 3:24/4.

Professionsi Foot Ball Games. NEW YORK, Oct. 16.—At Eastern park this afternoon the Brooklyn professional foot bail team defeated Philadelphia by a

score of 8 goals to ke.

NEW YORK, Ook: 16.—The professional foot ball players from Boston made their first appearance in this city today at the pole grounds in a championship game with New York. Score: Boston, 3, New York, 2, WASHINGTON: Got. 16.—Baltimore won from Washingtons in the professional foot from Washington: in the professional football game by a score of 10 goals to 1.

Twenty-Four Hour Becord Broken. CLEVELAND, Oct. 16.—Louis Gimm, a member of the Cleveland Wheel club, succeeded at 5 o'clock this afternoon in breakhours' run, covering 383% miles and 170 yards, or 279 yards less than 384 miles. The best previous record was 374 miles and was made by Ed S. Spooner. Gimm rested but seventy-two and one-half minutes during the twenty-four hours' run. The last mile was made in 2:54.

Hot Time in a Road Race. CEDAR RAPIDS, Ia., Oct. 15.—(Special relegram.)—The first road race of the Bo emian Bicycle club was run today from this city to Fairfax and return, a distance of twenty miles. Severa, with six-minute handicap, finished first in sixty-one minutes. Janda, one minute handicap, made best time, fifty-nine and five-eighths minutes, Stepanek, scratch, being forty seconds behind.

Fall Meeting at Helmont PHILADELPHIA, Oct. 16.—The fall meet-ng of the Belmont Driving Park associa-than for months.

tion begun today. Weather clear and track fast.
2:33 trot: Marion Wilkes won in straight heats, Blue Boy second, Magnolia Queen third. Time: 2:25%, 2:27%, 2:24%, Marty C. Perretto, Corsico, Victor, John C and Claymore also started.
2:18 pace: Little Strathmore won first, second and fifth heats. Crafty won third and fourth heats. Time: 2:18%, 2:18%, 2:18%, 2:18%, Crafty, Berriff. Dalgetty, Grander, Bessie M and W L also started. the Victims.

LORD DUNKAVEN'S NEW YACHT.

Next Challenge for the Cup Will Be with a Boat of the Limit Length. GREENOCK, Scotland, Oct. 16.-It may ow be taken for granted that Designe now be taken for granted that Watson has the lines all out for a cup chal-

of September John S. Johnson caused a sensation in bicycle circles the world over by
riding a mile at Waltham, Mass., in the
phenomenal time of 1:50%. This wonderful
if feat was eclipsed in this city today when
toto Zeigler of San Jose covered the mile in
1:50, clipping nearly a full second off the
world's record. As a matter of fact he did
ride the mile in a fraction over 1:49, but as
one of the several watches made it 1:50
flat, the Judges placed the official time at
that figure.

This mile of young Zeigler's is the fastest
ever run on a bicycle. It was made with a
flying start, and he was paced by tandem
teams, one taking him to three-eighths, and
other to the five-eighths and the third pacing him to the outcome. It was a typical
Sacramento autumn sky. The sky was with
their best energies. There was a light breeze
would not allow of record-breaking, but
their best energies. There was a light breeze
would not allow of record-breaking, but
their best energies. There was a light breeze
would not allow of record-breaking, but
the supervision of the Sacramento Athelic
club wheelmen, under the rules of the League
of American Wheelmen, which makes it
the time-the ship with which he
is first Valkyric, which measured seventy
feet on the watch of the testing the which measured seventy
feet on the walk Lord Dunraven decided that
is made that Lord Dunraven decided that
is first Valkyrie, which measured
the challenge dire on the walk park enough to challenge enough for his all-round purpose, conenough for his all-round purpose, conis made that Lord Dunraven basing on the schip with which he
challenged three years ago—was On most reliable authority the statement

for 1895, and just now has orders

and Patrick is preparing to see Lord Dun-

raven and talk the matter over with him.

SPORT AT NASHVILLE EXCITING.

Plenty of Opportunity.
NASHVILLE, Tenn., Oct. 15.—A fair attendance was at the park today and the racing was good. Six events gave plenty of good sport, two of them being unfinished races from yesterday's and the regular card. Weather perfect and track fast, Only one record was broken, and that in the 2-year-

Weather perfect and track fast, Only one record was broken, and that in the 2-year-old trotting class. Results:

2:20 class, pacing, \$800 (finished from Monday): Venture won second, third and fifth heats. Time: 2:114, 2:1694, 2:1214, Angie D won fourth heat. Time: 2:1234. White Line won first heat. Time: 2:1234. White Line won first heat. Time: 2:1234. Guerite also started; Brookside distanced.

2:15 class, trot, stake \$2,000 (finished from Monday): E. W. Ford won in straight heats. Time: 2:1034, 2:0854, 2:0934. Mocking Bird and Prince Herschel also started; Gertrude and Happy Courier distanced.

Melrose stake, \$5,000, for trotters, 2-year-olds, eligible to 2:50 class; Impetus won first and second heats and race. Time: 2:1534, 2:1534. Onkland Baron, Scourine, Killana and Miss Kate also started; Eagle Pass and Satin Slippers distanced.

2:15 class, pacing, purse \$1,500; Rubenstein won in three straight heats. Time: 2:174, 2:1344, 2:1234. Direction and Lizzie Moe also started.

class, trotting, stake \$2,000: Alar wo ree straight heats. Time: 2:12, 2:16 San Mate, Maudie, Bombon Wilkes Billy Bolton and Jim Wilkes als 2:134. San Mate, Maudie, Hombon Wilkes, jr., Billy Bolton and Jim Wilkes also started. 2:19 class, trotting, purse \$500: Helen Ley-born won in three straight heats. Time: 2:18, 2:114, 2:154. Merman, Pat-My-Boy and Lara G also started.

STRATHBERRY MAKES A NEW RECORD. lowa's Latest Sensation Turns Off a Mile in 2:06 1-2 at Des Moines. DES MOINES, Oct. 16.—(Special Tele

gram.)-The attendance at the Capital City Driving park races today was better, about 2,500 persons being there. Weather excellent, track fast and races exciting. Strathlent, track fast and races exciting. Strath-berry in the 2:12 pace again lowered his record, taking the first heat in 2:06½, by quarters as follows: 0:30, 1:03½, 1:35, 2:06½, showing that he is capable of a 2:01 gait or better. In the last heat Strathberry was pocketed and was compelled to slow up or drive clear around the rest of the bunch, winning easily in 2:09; by quarters: 0:30½, 1:03½, 1:26, 2:09. The track record for trot-ting was lowered to 2:12½ in the 2:13 trot. Summaries: Summaries:

2:12 pace, purse \$500: Strathberry, b s, by Roseberry...... 1 1 1 Great Heart, br s, by Mambrino Rus-Two Strike, g g, by Ferguson ... Webber Wilkes, b s, by Penrose ... 6 Charley Ford, s g, by Dexter Prince. 7 Fred K, bik g, by Shadeland Onward 5 Time: 2.054, 2.094, 2.99. 2:13 trot, purse \$500, (unfinished): Nina Medium, br m, by Riley Medium

Mina Medium, br m, by Medium
Medium
Robbie P, br z, by Charles Caffery 1
Russell Mont, b s, by Lord Russell 5
Senator A, g s, by Tramp Panic... 4
Strontia, g g, by Sam Purdy... 2
May Douglas, g m, by Fred Douglas Mayby, b m, by Oxford Boy..... Time: 2:12¼, 2:14¼, 2:14¼, 2:14¾,

Budd and Carver Horse and Horse. DES MOINES, Oct. 16 .- (Special Telegram.)-The fourth annual tournament of the Highland Gun club commenced today The attendance is very large, nearly all o the prominent marksmen of the state an several from Illinois, Missouri, Kansas, No. braska and Minnesota are on the grounds. The weather was perfect and some good scores were made. C. W. Budd and Dr. W. F. Carver shot at 100 live birds for a purse of \$400, Budd winning by a score of 96 to 92. In a shoot yesterday between Budd and Carver, the latter won, 98 to 95. Budd and Carver will meet again at Chicago next month.

tieorge Gore Loses His Wife. NEW YORK, Oct. 16.-Mrs. Jennie B. Gore today obtained an absolute divorce from George Gore, the base ball player. BANK FORCED TO SUSPEND.

Withdrawal of County Funds Starts a Run on the Merced Bank. MERCED, Cal., Oct. 16.—The Merced bank, which has been dong business here since 1875, closed its doors this morning. The failure is due to the bank's inability to realize on its securities. As yet the officials realize on its securities. As yet the officials of the bank have made no statement, but it is known the bank had over \$220,000 loaned to merchants and rangers of this community, on which they could not realize. The concern's statement to the state bank commissioners in July last gave the bank's resources as \$243,029. The principal items of the bank's liabilities at that time were; Capital paid in coin, \$45,000; due depositors, \$160,637; due other banks, \$25,000. The directors of the bank are all substantial business men. It is believed that the depositors will be paid in full and that the failure will have no disastrous effect upon the business of the community.

While the failure is undoubtedly due to the general financial Stringency, the immediate cause of the suspension is said to be of a political nature. For years it has been customary for the county trensurer to place the county funds in open deposit with the three banks of Merced. County Treasyner.

customary for the county treasurer to place the county funds in open deposit with the three banks of Merced. County Treasurer Bartlett was defeated for renomination in the recent democratic county convention, and attributing his defeat to the interference of the officials of the Merced bank, he demanded the county funds deposited with the bank. Part of the money was paid to him. Other depositors learning of the action of the treasurer withdrew their deposits. Thus was started a run which the bank could not meet. This evening there is a report that Treasurer Bartlett's bondsmen will compel him to withdraw the many thousand dollars which he has on open deposit with the Commercial Savings bank and the Security Savings bank.

Carbine Contest Ended. CHICAGO, Oct. 10 .- The army carbine mpetition was concluded at the Fort Sheridan range today. The gold medal was won by Corporal Bivins of the Tenth cavalry, with a total score of 589. In the distinguished marksman class for the cavalry the gold medal was won by Sergeant Heuser of the Second cavalry, with a score of 615 points. This finally settles the army shoot for this year. points. This for this year.

Short Police Stories. Ed Rope, colored, was arrested yesterday afternoon by Officer Ryan on the charge of stealing a pair of trousers from the store of E. Jacob, at 1107 Douglas street. Yesterday afternoon thieves entred the residence of James Wardlaw, 1410 Dorcas

Heavy Shipment of Tin Plate. SWANSEA, Wales, Oct. 16 .- It is estimated that 5,000 tons of tin plates were loaded here today on board steamers bound for America. Stocks of tin plate are lower

street, and stole a suit of clothes valued at

FIRE CLAIMS FOUR LIVES ASTEPFORWARD

Two Sisters of St. Joseph and Two Patients

ONE MORE SISTER FATALLY BURNED

Houston, Texas Has the Largest Fire in the History of the Town-Loss Will Foot Up Almost Half a Million-Insurance \$155,300.

HOUSTON, Tex., Oct. 16.-The worst fire in the history of Houston broke out at 2:40 this morning, and before it was placed under control, at 4:30 o'clock, not only had a large amount of property been destroyed, but two sisters of St. Joseph were burned to death, two infirmary patients also perished and a third sister was dangerously injured The fire originated in the San Jacinto hotel or rather boarding house, Franklin and Sar Jacinto streets, from which the blaze spread rapidly to adjoining small buildings of St Joseph's infirmary on Franklin, destroying also a large two-story frame annex and the new four-story brick main building. The destruction of these buildings was ac ompanied by loss of life. Sisters Doleral

and Jane were burned beyond all possible recognition, while Sister Clothlide was fear-fully burned about the face, neck, breast and arms, her recovery being in doubt. Two patients are also missing, and there is the slightest doubt that these also perished. On San Jacinto street the fire spread to a one-story cottage and next destroyed

Alexander's three-story boarding house, man-aged by Mrs. J. J Hussey; the three-story brick building of W. N. Shaw, occupied by M. Rushmore Grocery company, and J. W. Hancock, stationer; A. Chiege's three-story furniture house and W. L. Feley's dry goods house, the largest in the city. It was 4:30 when the flames were at last gotten Six Events on the Card Give the Talent control.

The losses and insurance are: New build-Joseph's infirmary, loss \$60,000. insurance \$8,000; old building, loss \$12,000, insurance unknown; San Jacinto house, owned by Jacob Hornberger, loss \$5,000, insurance unknown; H. Freund's house, loss \$2,000; insurance \$700; F. Alexander, furniture stock, loss \$25,000, insurance \$10,000; building owned by L. M. Rich, loss \$12,000, insurance unknown; Mrs. J. J. Hussey, furinsurance unknown; Mrs. J. J. Hussey, Landing insurance unknown; house niture, loss, \$1,500, insurance unknown; house owned by T. W. Bringhurst, loss \$2,500, inthink Stuart's Dyspepsia Tablets are the best thing for dyspepsia I ever took. I will then to any one troubled as bad cery company stock, loss, \$15,000, in-surance, \$12,000; J. W. Hancock, stationer, loss \$20,000, insurance \$6,800; A. C. Chimne & Co., furniture stock, loss \$70, 900, insurance \$30,000; W. L. Foley, dry goods stock, loss \$165,000, insurance \$68,000; building, loss \$18,000, insurance unknown; Chimne's building, owned by J. W. Jones, loss \$15,000; insurance \$10,000. Total loss \$438,000; total insurance known, \$155,300,

CONTINUATION OF THE OLD STORY. Lexow Committee Piling Up Evidence of Police Corruption.

NEW YORK, Oct. 16.-Policeman Callahan's "pull" was the subject of the earliest inquiry today by the Lexow committee James Smith, who keeps a restaurant in Greenwich street, told the committee how the officer came to his place intexicated one day last week, threatened him with a revolver and otherwise conducted himself in a dis-orderly manner, winding up by taking the witness to the police station. Lawyer Moss told the committee that all in due season the police commission would be called upon to explain why Callahan and other brutal drunken officers were permitted to remain or

the force undisciplined. the force undisciplined.

Joseph Frankel, a saloon keeper, told of paying Policeman Shelvey \$5 a week for "protection," and of having been arrested upon a trumped-up charge and buildozed into paying \$200 for the assistance of "Silver Dollar" Smith to save him from the state prison. Frankel was discharged without a hearing by the police justice after the money had been

Counsel Goff called the committee's attention to the registration of paupers and crim-inals released from Blackwell's island. He said he had written to Superintendent Byrnes and the commissioners of charities and cor-rections concerning this illegal registration. He read the reply from Mr. Byrnes, in which the superintendent said he had taken steps to bring to justice those who had registered illegally. Mr. Goff said 800 inmates of the workhouse had been released without judicial proceedings.

John W. Goff of the Lexow committee, in a letter to the commissioners of charities and corrections, informed them that if the notorious "boat house" frauds upon the registry were not stopped this year and the wholesale manufacture of voters out of insane paupers and paretic drunkards put to an end, pertinent questions would be put to the board by the committee

JACK TARS DRILL ON SHORE. Crews of Vessels Lying Off Vailejo, Cal.

Participate. VALLEJO, Cal., Oct. 16.—The largest force ever landed by the United States navy on the Pacific coast and the fifth in point of numbers ever landed by the American navy at any time, participated in a naval brigade drill at the Mare Island navy yard this morning. There were 630 officers and men in the line which was formed on the water front at 9 o'clock. Landings were made from the Mohican, Adams, Ranger and Alert, which are lying in the stream, and this force was augmented by crews from the Philadelphia, Yorktown, Bennington, Independence and the Mire island barracks. The brigade formed under command of Captain C. M. Thomas of the Bennington and marched to the grounds back of the marine barracks, where a street riot drill and battle tactics were carried out in the presence of Admiral Beardslee and other officers. At the conclusion of the drill at 12 o'clock the marines participating in the maneuvers were highly commended by Admiral Beardslee. point of numbers ever landed by the Amer-

Catarrh

In its Worst Form Life Almost a Burden A Clorious Change Due Solely to Hood's Sarsaparilla.



Mrs. C. King Geneva, Ohio.

Catarrh is a constitutional disease, and therefore it can only be cured by a constitutional remedy like Hood's Sarsaparilla. Read what it did for Mrs. King, concisely expressd in her own voluntary words:

C. I. Hood & Co., Lowell, Mass.:

"Gentlemen: - From a grateful heart I write what your grand medicine, Hood's Sarsaparilla, has done for me. Five bottles cured me of catarrh in its worst form. I think it was only a matter of time, when it would have ended in

Bronchial Consumption. I can scarcely realize wherein a few months ago life was almost a burden, sick and discouraged, now I am Well and Happy, gaining fiesh and a new being. And all owing to Hood's Sar-Hood's spin Cures

and pre-digested foods to make them fat, Why? Because a sound stomach perfectly digests the food making pure, rich blood, steady nerves, sound sleep and all the healthy flesh a person needs to carry. Dr. Bostick recently stated that any one

ut of health, nervous, sleepless, run down in flesh, with poor appetite, not knowing just what was the matter with them, should look to their digestion, to the stomach, and there would find the secret of the whole there would find the secret of the whole trouble. He says nine out of ten will have no nervous trouble, no impure blood, no weakness anywhere when the digestive organs do their work properly. To cure indigestion and dyspepsia he never advises "sarsaparillas," "stomach bitters," "pre-digested food" or any other secret patent prediction. medicine. He says that the best thing, the safest and surest cure is Stuart's Dyspepsia Tablets, because they are composed of vegetable essences, fruit salts, pure pepsin and bismuth, and will cure dyspepsia in every case if taken persistently and regularly. Some of the cures made by Stuart's Dyspep-sia Tablets are little short of miraculous.

age of Stuart's Dyspepsia Tablets and am almost astonished at results, they have bene-fitted me so greatly. I have always understood that dyspepsia was incurable, but now know it can be cured, for I am fully satisfied with what they have done for me. I can eat and enjoy my meals a great deal better and feel better in every way and have only

Tablets I can eat anything and everything I want. Mrs. Samuel Kepple of Girty, Pa., writes:

years with sour stomach and gas at night.

ble success in all kinds of stomach troubles has practically settled the question that it is the best and safest remedy that can be used for weak or disordered digestion It is prepared by the Stuart Chemical Co ..

ry a cup of BEEF TEA made from the world-known

Extract of Beef

Which makes the finest, best, cleanest, most palatable Beef Tea, with the real meat flavor. Unapproachable in quality



SPECIALISTS. Chronic Nervous

Special CURE Diseases Treatmenthy Mail. Consultation Free

Catarrh, all diseases of the nose, Throat. Chest, Stomach, Liver, Blood Skin and Kidney diseases, Lost -Manhood and all Private Diseases of Men.

D I. Searles & Searles, 1416 Farnam Stroot.

AMUSEMENTS. BOYD'S Friday, OCT. 19-20

Sardou's Masterpiece, DIPLOMACY Saturday Matince, Oscar Wilde's Latest Satire,

SATURDAY EVENING, BY REQUEST. FORGET ME NOT Prices: \$1.50, 1.00, 75c 50c, 25c, Free list suspended. Sale opens Thursday morning.

15TH ST. THEATRE POPULIES. 25, 35 AND 50 CENTS. Telephone 1571.

A CRACKER JACK. Bee the Thrilling Sword Combat. See the Three Old Sports. See the Oklahoma Boomers. See the Funny Court Room. Matinee Prices—Any scat in the house 25 cents. 15th ST. THEATER.

JOSEPH A. OTT. In the funniest of all the late day farce

THE STAR GAZER.

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Destined to Improve the Condition

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HIGHLY INTERESTING DISCOVERY.

Tested With Marked Success by Dr. Bostlek

A man or woman with perfect digestion,

the result of a healthy stomach, has no need

of a nerve tonic to bring sleep, nor sarsapa-rillas to purify their blood, nor cod liver oil

and Other Physicians.

Mrs. Charlotte Lane of Ransomville, N. Y., writes: I have taken only one 50-cent pack-

I have been entirely relieved of my stomach troubles by your Tablets. I suffered three

as I was. Although a new remedy, yet its remarka-

When Cold When Thirsty

When Exhausted

Liebig COMPANY'S

and flavor.

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WE Private

ROSE COGHLAN

A Woman of No importance

THIS AFTERNOON -THIS EVENING -

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Open daily (except Sunday) 9 a.m. to 19 p.m. Open Sunday from 12 m. to 6 p. m. Admission 25 cents.

COMING, Oct. 21, 22, 23, 24, - CONROY FOX

gratefully. MRS. CLARK KING, Geneva, Ohio. Hood's Pilis cure liver ills, faundice, bil-

used one package.

Mr. J. O. Wondly of Peorla, Ill., writes: I
was unable to eat anything but the plainest
food, and even that often distressed me, but
since using one box of Stuart's Dyspepsia

Marshall, Mich., and for sale by druggists everywhere at 50 cents per package, thus placing it within the reach of everyone wishing to give a remedy so highly com-