SENATE ON ITS OWN BILLS

Members Get Their Measures Out of the Way of the Sifting Committ e.

CONSTITUTIONAL AMENDMENTS KILLED

They Were Designed to Help Omaha and So Died-Watson's Oil Inspection Bill Equeezes Through-Dogs Made Personal Property.

LINCOLN, March 19 .- (Special.) - The sec ate put in almost the entire day in passing bills. One narrowly escaped defeat, Watson's oil inspection bill being saved by the action of Steufer in changing his vote from may to

The most notable feature of the day's proceedings was the defeat of two constitutional amendments presented in the interest of the city of Omaha. These amendments were known as senate files 317, by McKesson, and 321, by Smith. No. 317 was designed to enable the legislature to authorize cities to frame their own charters. It was as follows: The legislature may authorize cities to frame charters for the government of their municipal affairs, but such charters or any amendments thereto shall not become operative until they have been ratified by the voters of the city or municipality in the manner prescribed by law.

This amendment was defeated by a vote

of 16 to 11. A number of senators were sig-nificantly absent or declined to vote. The other amendment was designed to aid in the movement to merge the city and county gov ents of the city of Omaha and county of Douglas. The amendment was as follows: Douglas. The amendment was as follows:

No new county shall be formed or established by the legislature which will reduce
the county or counties, or either of them,
to a less area than 400 square miles, nor
shall any county be formed of a less area;
provided, that in any county in which is
located a city of more than 100,000 population a new county may be formed, including said city and territory adjacent
thereto, which territory in the aggregate
shall not be less than lifty square miles.

This approach was even less favorably

This amendment was even less favorably received by the senate than the other one. It received but seven votes, while sixteen voted against it. As upon the other amendment a number of senators neglected to vote. Watson's oil inspection bill had a very nar-row escape. On the first roll call it received but nineteen votes, not enough to pass it with the emergency clause. On the roll call to pass the bill without the emergency clause bill received but sixteen votes. Steufer changed his vote from no to aye and saved the bill. This is the bill drawn up, as stated by Senator Watson in open senate, by Matt Daugherty. It provides that the Board of Public Lands and Buildings of the state of Nebraska, created by section 19, article 5 of the constitution of the state of Nebraska, consisting of the commissioner of public lands and buildings, the secretary of state, treas-urer and attorney general of the state of Nebraska, shall be the state inspectors of oils, and provides for inspection much the same as the present law, requiring a flash test of 110 degrees.

FOR PARK COMMISSIONS. Another bill passed by the senate will be of considerable interest to the people of such citles as Fremont, Beatrice, Nebraska City, Hastings, Grand Island and Kearney. The bill was introduced by Holbrook of Dodge county, and while primarily intended for the benefit of the city of Fremont, it benefits all the cities named. It provides:

the cities named. It provides:

Any city in this state of more than 5,000 and less than 25,000 inhabitants is hereby authorized to take land in fee within its corporate limits or within five miles thereof by donation, devise or purchase, and to hold and improve such land for parks and public grounds. The jurisdiction of the mayor and city council of any city that shall acquire any real estate as herein contemplated, and the police power thereof, shall be at once extended over the same by virtue of this act, and the mayor and city council shall have power to enact by-laws, rules and ordinances for the protection and preservation of any real estate acquired as herein contemplated, and provide suitable penalties for the violation of any such by-laws, rules or ordinances.

power to borrow money and pledge the property and credit of the city upon its negotiable bonds or otherwise to an amount Lot 1 to Fanny W property and credit of the city upon its negotiable bonds or otherwise to an amount not exceeding in the aggregate \$15,000 for the purpose of purchasing and improving land for parks and public grounds as in this act contemplated, authority therefor having first been obtained by a majority vote of the electors of the city voting on such question at an election called for that purpose upon a proposition or propositions submitted in the manner provided by law for the submission of propositions to aid in the construction of railroads and other works of internal improvement, and to borrow money and pledge the property and credit of the city in the manner aforesaid, and upon being authorized as aforesaid to an amount not exceeding \$15,000 for the purpose of purchasing, maintaining and improving land for park or parks and public grounds for said city; provided, that the indebtedness authorized by this act shall in no case exceed \$15,000; and provided further, that the called election mentioned in this section may be had at the same time of the general city election or at any other time.

Crane's bill to prohibit the exhibition of slung shots, brass knuckles, billies, bowie knives, etc., in the windows of pawnbroker shops was passed with but few votes against it. It is brief and provides as follows: That hereafter it shall be unlawful for any

That hereafter it shall be unlawful for any pawnbroker or dealer in goods of the kind enumerated in this act to display in the windows and show cases any revolver, brass or other metal knuckles, police billies, slung shots, bowie knives, daggers, loaded canes, sword or knife canes. Any one violating the provisions of this section shall be fined not less than \$25 and not more than \$100 by any court having jurisdiction. DOGS ARE PROPERTY NOW.

The senate also passed the bill making dogs personal property. It provides:

That all dogs in the state of Nebraska are hereby declared to be personal property, and any person wilfully destroying the same, or stealing, or taking with intent to steal, any dog of any other person, shall be guilty of larceny under the laws of the state of Nebraska as applied to petit and grand larceny; provided, that any dog running at large, without a sufficient collar and tag thereon, for the period of ten days, after a notice published for three days, in any city, town or village in this state, shall be declared a nuisance, and the proper authorities may destroy the same.

The senate unanimously adopted the fol-The senate also passed the bill making dogs

The senate unanimously adopted the fol-The senate unanimously adopted the following preamble and resolution:
Whereas, The state of Nebraska has heretofore, in a popular sense, been designated by names not in harmony with its hist ry, industry or ambition; and.
Whereas, The state of Nebraska is preeminently a tree-planting state; and.
Whereas, Numerous worthy and honorable state organizations have by resolution designated Nebraska as the "Tree Planter's State;" therefore,
Resolved, By the legislature of the state of Nebraska, that Nebraska shall hereafter in a popular sense he known and referred to as the "Tree Planter's State."

IRRIGATION BILLS PUSHED ALONG.

One Providing for the Organization of

Local Districts Sent to the Covernor. LINCOLN, March 19 .- (Special.) - The irrigation bills came up for a vociferous hearings in the senate this forenoon, and Akers of Scotts Bluff and Stewart of Dawes indulged in a gladiatorial combat that engaged the interested attention of the entire senate. Both senators are authorities upon the subject of irrigation, and both were extremely friendly to the bills passed and pending, but they locked horns upon the amendments in corporated in the hill by the house. The hill under consideration was house roll No. 232. This was identical with senate file No. 50, al

was amended in several important partic-The amendment so obnaxious to Senator Stewart was in the shape of a proviso added to section 1. The first section of the bill pro-

passed by the senate, but the house

The proviso added to this section by the Provided, That where ditches or canals have been constructed before the passage of this act of sufficient capacity to water the land thereunder for which the water taken in such ditches is appropriated, such ditches and franchises and the land sub-

ject to be watered thereby shall be exempt from operations of this law, except such district shall be formed to make purchases of such ditches, canals and franchises, and that this law shall not be construed to in any way affect the rights of ditches al-ready constructed.

When the senate bill was up for considera-When the senate bill was up for considera-tion an attempt was made to add this pro-vision, but it failed. Akers asked that the bill as it passed the house be placed on its final passage by the senate. He explained by saying that while he had been opposed to the house arrendment be felt that the irrigation interests demanded the passage of the bill at once. He had just spent several days in the irrigating districts in northwestern Nebraska, and he had found a widespread sentiment in favor of the passage of the bill as it came from the house, not because they approved of the amendment, but because they feared that the refusal of the senate to concur in the house bill would only result in the de-feat of any irrigation legislation at the present session. He said a few hours' delay might prove fatal to the bill. The session was rapidly nearing an end. He urged the rompt concurrence in the house amend-

ments. Stewart sald that he was not at all afraid of jeopardizing the final success of the bill He had carefully canvassed the house and he was satisfied that the lower branch of the legislature would yet consent to the expurga-tion of the amendment it had already adopted. The primary object of the bill, he said, was to get the ownership of the land substitute for the \$200,000 relief bill, passed and the water together. The bill as it had by the house without the emergency clause. passed the senate accomplished this object. The principal objection urged against the bill The house amendment, on the other hand, defeated it. The house amendment gave to strong corporations and moneyed interests the power to take up valuable irrigating priv-

ileges and by so doing place the people under a great disadvantage.

Akers again defended the house amendment. He declared that it would encourage the investment of capital in the state. He leclared further that the senator who under took to delay the passage of the bill would has about 1,750 acres under cultivation, Mc-receive the severe condemnation of the people of the irrigation districts of the state.

The house amendments were agreed to and the bill ordered to its final reading at 2 o'clock. At the afternoon session the bill was read the third time and passed, and now awaits the governor's pleasure. It provides for the organization and control of local irrigation districts. The other irrigation bill. providing for the appropriation of all running water of the state and for the organization of a State Board of Irrigation, is still pending in the house, having already passed the sen

STATE SHOULD TAKE BACK THE LAND Report of the Committee on the Burns

Lauer Lincoln Deal. LINCOLN, March 19 .- (Special.)-The land sold to Joe Burns and J. Dan Lauar by the State Board of Public Lands and Buildings is likely to revert to the state. This sale of school lands was the subject of investigation at the legislative session two years ago, but, although the irregularity of the sale was fully established, nothing came of the report and the matter was dropped.

The land in question is a part of one of the uburban additions to the city of Lincoln and is bounded by Park streat, Burlington avenue and Small street, and intersected by Johnson street and Wahoo avenue. Originally it beonged to the school lands inherited by the state from the national government. Its close proximity to the city of Lincola rendered it valuable and a good bargain to

the enterprising real estate speculators of the capital city On December 10, 1890, the Board of Public Lands and Buildings ordered the publication of the following advertisement:

Notice is hereby given that on Monday, the 12th day of January, 1891, the northwest quarter of section 9, township 9, range 6, east, in Lincoln, Lancaster county, Neb., will be offered at public leasing to the highest bidder, at the office of the commissioner of public lands and buildings, at 10 o'clock a. m., and continue until all of said lands have been offered.

There was nothing irregular in all this. But the alleged irregularity took place on January 12, 1891, when, instead of leasing the land as it advertised to do, the board so'd it. The land was appraised for leasing purposes by T. J. Dickenson, Alba Brown and H. H. The mayor and council shall have Commissioners. It was sold to a number of Shaberg, members of the Board of County

ot 1 to Fanny Wright Lot 2 to Fanny Wright
Lot 3 to J. D. Lauer, jr.
Lot 4 to Paul Lauer, assignee
Lot 5, reserved by the board
Lot 6, Joe Burns
Lot 7, Joe Burns 877.43 138.75 144.74 Total\$1,402,07

The committee makes the following report: Your committee on school lands and funds having had its attention called to what appeared to be an irregularity in the sale of the following described lands belonging to the state, to-wit: The northeast quarter of the northwest quarter of section 9, township 9, range 6, east, forty acres; the northwest quarter of the northwest quarter of the southwest quarter of section 9, township 9, range 6, east, forty acres; the southwest quarter of the northwest quarter of section 9, township 9, range 6, east, forty acres; have investigated the same and find that said land was lilegally sold on the 12th day of January, 1891, and that said sale was against the interests of the state; and that said sales should be cancelled and the purchase money refunded to the purchasers or their assignees. The committee makes the following report: Your committee on school lands and funds

SUGAR BEET BOUNTY BILL SAFE. One at Least Certain to Be Passed by the Senate. LINCOLN, March 19 .- (Special.)-The beet

sugar bounty bills are not likely to be among those that will be summarily dispatched by the senate sifting committee. The bill which has already passed the house is almost certain of passing the senate, in spite of the fact that strenuous efforts are being made to defeat it. Senator Crane has offered a substitute bill embodying provisions which found much favor early in the session, but the senate is hardly likely to endanger the success of the bill by adopting an entirely new measure so late in the session and taking the risk of de-feat in the house. If Senator Crane had introduced his bill earlier in the session it would have secured more consideration. It gives all the bounty to the producer of the beets instead of to the manufacturer of the sugar, the two vital sections of his bill eading as follows:

reading as follows:

Section 1. The state shall for each of the years 1895, 1896 and 1897 pay to any farmer, person, firm or corporation engaged in the raising of sugar beets the sum of \$1 per ton for all sugar beets raised in the state of Nebraska during said years; provided, that no money shall be paid to any manufacturer engaged in raising his own beets.

beets.

Sec. 2. No money shall be paid by the state for any sugar beets so raised unless the same shall be actually sold or disposed of to a factory for manufacturing into of to a factory for manufacturing into sugar, nor unless the person so applying shall raise at least five tons of beets during the year for which such application has been made, nor unless said beets shall con-tain at least 10 per cent of saccharine mat-

PETITIONERS BARRED FROM PARTY andidates Not Regularly Nominated Can

not Use Partisan Designation. LINCOLN, March 19 .- (Special.) - One of the bills passed by the senate today and sent to the house for the latter's concurrence will very materially alter the election law in one important particular. Under the present law any candidate or set of candidates may have his or their names printed upon the official ballots, even though not nominated by a regular party convention, by presenting a petition signed by a sufficient number of names. The candidate may have himself designated The candidate may have bluxelf designated as a "republican by petition," or "democrat by petition," as the case may be. Under the law passed by the senate today this class of candidates are not allowed to attach any regular party designation to their names. Their names will be printed on the official ballots and be followed by the words "by petition" only. The author of the bill is Senator Cross of Fairbury. The following provision is added to the present law:

Provided further, That candidates nom-

provision is added to the present law:

Provided further, That candidates nominated under the provisions of this section shall be termed candidates "by petition" and their names up n the ballot shall be followed by the words "by petition," and shall not be followed by any party designation by virtue of such nomination. Each elector signing a certificate shall add to his signature his place of residence, his business and his business address. Such certificate may be filed as provided for in section 4 of this act, in the same manner and with the same effect as a certificate of nomination made by a party convention, committee or primary meeting. Women qualified to vote for any public officer may sign nomination papers for candidates for such office.

Senate's Substitute Relief Bill Sent to Conference Committee.

Committee's Bill Cut Down Materially by the House-State University Gets Its Library Appropriation-Irriga-Don Almost Causes a Row.

LINCOLN, March 19 .- (Special.)-In committee of the whole the house did quite a fair amount of business today in the way of advancing legislation.

During the discussion of the appropriation for payment of legal expenses of the maximum rate cases, an attempt was made by Smith to reduce the fee of Attorney John L. Webster from \$6,000 to \$3,000. This was opposed by McNitt, Johnston of Douglas, Robinson and Howard, the two latter of the claims committee.

The house refused to concur in the senate's substitute for the \$200,000 relief bill, passed was that it made no discrimination in the cultivated area of the different counties when it came to appropriating the \$4,000 provided for each county. It was this that was urged against the measure by Higgins of Custer and Miles of Saline. The latter showed in round numbers the discrepancies existing between various counties. Thomas county Pherson 2,100 only, while Custer has not less than 200,000 acres which must be seeded. To appropriate \$4,000 to Thomas and the bill. same amount to Custer county Miles held to be a gross injustice. The house agreed with him, and a motion to submit the bill to a conference committee was carried.

In the course of the debate on the uni versity appropriation bill Rouse of Hall at tacked the institution on the ground of alleged immorality. Dayles called Rouse down severely, and paid a glowing tribute to the character of the university. The bill was hen recommended for passage.

REFERRED THE RELIEF BILL. The senate's substitute, senate file No. 525. or the house relief bill appropriating \$200, 000 for the purchase of seed grain, was under discussion this morning. The precipitated by Bee, who moved that it be taken up, and was sustained. Lamborn wanted to non-concur in the senate's substitute and moved that a conference committee be appointed.

The substitute provides that the relief appropriated be sent directly to county officials for distribution instead of passing through the hands of the relief commission. Higgins opposed the measure in bitter terms, Mc Nitt supported it, and Speaker Richards agreed with Higgins of Custer. The latter's argument was that, as no more than \$4,000 vas to be given to any one county, his coun y a large one, would receive about \$2 apiece to each farmer in the bail!wick. The previous question was demanded, and a roll call asked for on Lamborn's motion, which pre-vailed by 84 to 14.

With Cole in the chair the house went into committee of the whole to consider house roll No. 208, the special order, and bills on gen-eral file. House roll No. 208 provides for the defense of suits now pending in the federal court known as the maximum rate cases. The bill provides for an appropriation of \$13,039.27 for the purpose of paying the following items:

E. S. Dundy, jr., master and examiner in chancery \$2.618.05
Omaha Printing company, printing
testimony and briefs 2.561.10
L. D. Woodruff, printing brief of at-L. D. Woodruff, printing brief of attorney general 300.00
George H. Hastings, expenses incurred in relation to said suits 478.65
John L. Webster, attorney's fee. 8,000.00
John L. Webster, expenses incurred in relation to said suit 303.00
W. A. Dilworth, expenses incurred in relation to said suit 479.07
L. F. Wakefield, engineer 300.00

The bill as recommended for passage committee of the whole carries \$9,688.02, di-

vided as follows: Omaha Printing company \$2,169.99 S. D. Woodruff 261.00 D. Woodruff 261.00
orge H. Hastings 478.05
hn L. Webster 5,000.00
A. Dilworth 479.07
F. Wakefield 3:0.00

Total\$9,688.02 The sum of \$11,960.78 was appropriated for the following purposes: John L. Webster, for services to be rendered in the appellate and witness fees already incurred and other ex-\$7,960,78. This effects a reduction of \$3,343.25 from the bill as reported by the

Zink's bounty bill for the scalps of wild mimals was next in line. It provides that the sum of \$1 shall be paid for each wolf, wild cat or coyote killed, the same to be allowed by the county clerk to the person enti-tled thereto, but to be paid by the state treasurer on warrants drawn by the state A motion to indefinitely postpone his measure was energetically opposed Barry, from away up in Greeley county, struck hands with Sutton, from South Omsha, and both favored the bounty. The bill was recommended for passage by a vote of 46

The house then took a recess until 2 p. m. TWO IMPORTANT COMMITTEES. The speaker announced following recess the ollowing committee on adjournment, to con fer with a similar committee from the senate ole, chairman; Rouse, Bernard, Spencer and

He named the following as the sifting comnittee, to act in conjunction with a commit ee of nine from the senate to expedite the business of the session: Harrison, chairman; Chapman, McNitt, Munger, Becher, Bacon, Burch, Harris, Brady, Ricketts, Lamborn, Myers, Schickedantz, Barry, Johnston of Ne-

naha. Miles moved that the house go into com mittee of the whole to consider house roll No. 494, the State university appropriation bill, bills on general file and the constituional amendments. With Miles in the chair the committee took up the university measure. Cole moved to strike out the amount of \$73,000 in the first section of the bill and insert \$43,000. He said he believed the latter sum was ample to complete the library build-Estimates had been made on the work competent contractors, and their had ranged from \$43,000 to \$48,000 for the work. Cole's amendment was lost by a vote of 47 to 33. Harrison then moved to strike ut the last two lines of section 1, which ap out the last two lines of section 1, which appropriated \$7,000 for repairs and alterations, and the amendment prevailed. The bill, carrying an appropriation of \$73,000 for the completion of the State university library buildings was recommended for passage.

DECLINED TO HEAR FROM AKERS. When house roll No. 443, Schickedantz's irrigation bill, was reached there occurred a scene of confusion. Myers, chairman of the committee on irrigation, moved that Senator Akers be permitted to address the members of the house upon the merits of the measure Howard objected. Barry, in a fierce speech, denounced the motion as out of order and unparliamentary. The chair held that the house could, by a majority vote, permit any member of the senate to speak before the committee of the whole. Such vigorous opposition as was shown against the proposition to hear Senator Akers dismayed Myers. He withdrew his motion and the committee proceeded to consider the bill by sections, beginning at the point at which they had

topped last week. House roll No. 582, by Brockman, to compel railroad companies to furnish stockmen free transportation from initial points to of destination and return, was reached, place of destination and return, was reached, and Howard moved to strike out the section containing the gist of the entire bill. This amendment prevailed and the bill was in-definitely postponed on motion of Ricketts. The committee then rose and reported. Bee moved an amendment to the report of the

committee on the State university bill that the measure be recommitted to reduce the the measure be recommitted to reduce the amount from \$73,000 to \$50,000. Bee's amendment did not prevail, and the report of the committee was adopted recommending the bill for passage. Then there was some hasty lobbying on the floor against an amendment passed in committee of the whole, on Barry's metion, to the irrigation

HOUSE WOULD NOT CONCUR party. The conduittee of the whole had adopted the amendment, but the house reversed liself, virtually, and recommitted the bill for the purpose of eliminating a provision which u had just inserted by a fair vote.

The house then adjourned.

HARN IS HOLDING BACK THE REPORT. Has the Churchiff-Russell Bill Ready to MAX MUM RATE CASE EXPENSES PAID Hand to the Senate Any Time.

LINCOLN, March 19.—(Special Telegram.)

—The bill taking the appointment of the Omaha Fire and Police commissioners out of the hands of the governor and investing it with a board to be composed of the governor attorney general and commissioner of public lands and buildings, which went through the house after an exceedingly trying passage. in which it lost its emergency clause, may or may not experience fine sailing through the senate. The bill was read the second time this morning and referred to the committee on municipal affairs of which Senator Habn of Adams county is chairman. The committee receipted for the bill shortly before noon, and Hahn announced a meeting of that body for 1:30 o'clock. The bill had no obstacle in the committee room, and after carefully replacing the emergency clause the committee voted to report the bill back to the senate with the recommendation that it be advanced to third reading. For some reason best known to himself Senator Hahn did not present the report of the committee at the afternoon session, but it is expected that the bill will be reported to the senate The anti-cigarette bill has been lost and

unless the employes of the secretary's office can produce it at 10 o'clock tomorrow morning Senator Akers proposes to open a whole case of vials of wrath and give the entire senate the benefit of the odor. The bill was considered in the committee of the whole last week, and ordered engrossed for third reading. Senator Akers, who has been the ardent champion of the bill, has fretted not a little over the long delay in engrossing the bill. This afternoon he insisted vehemently that the bill should be placed on its final passage at once. But after some delay he was informed that neither the original bil nor the engrossed copy could be found. Every party handling a bill is required to give a receipt for it, and these receipts are pasted in a book kept for the purpose by the senate book-keeper. The receipts show that the bill was returned from the engrossing room to the secretary's office. Here the bill has fallen into a crack. It is generally believed, however, that the bill will be found

before tomorow morning.

The house and senate have locked horn ver the \$200,000 relief bill. In the first place, the house refused to attach the emer money available at once. Then the senate rejected the house bill and passed a substitute. This proceeding does not meet with th pproval of the house, and a conference comlittee is the result. The senate confered Senator McKeeby, author of the sub stitute bill, Senator Rathbun, who was its warmest champion, and Senator Campbell. Senator Tefft was appointed as one of the members of the committee, but he asked to be relieved of the duty and Campbell was appointed in his stead.

NEW TRIAL REPUSED JAMES LINDSAY Confined in the Plattsmouth Jail Pending

an Appeal to the Supreme Court. PLATTSMOUTH, Neb., March 19 .- (Special 'elegram.)-Judge Chapman today passed on the motion for a new trial made by the defense in the case of Pugilist James Lindsay by denying the same. The defense laid considerable stress on an elleged state of fact that the jury had been affected by outside influences during the progress of the trial, but the court held that the showing made on this line was insufficient to set aside the verdict of manslaughter rendered against the prisoner. Bail was refused and pending an appeal to the supreme court, counsel hav-ing given notice that the same will be taken, the prisoner will be detained in the county

jail.
The twenty-five assessors, representing th various wards and precincts in Cass county met at the court house this afternoon and decided to assess property, both real and per-479.07 sonal, for this year on the basis of one-third it to the use of the living comrades, and in a 300.00 of the actual value. In 1894 the assessment few fleeting years it will also serve as a was conducted on a one-fourth value basis. granting of a peremptory writ of man damus at Lincoln yesterday by Judge Hall requiring Grand Master Tate of the Ancient Order of United Workmen to call the regular 478.05 annual session of the grand lodge in May meets with the favor of several hundred Workmen in this city, among whom the belief is almost unanimous that the time is ripe for a thorough investigation as to the business methods which prevail in the grand lodge officers of the order. Lodge No. 8 of this city has chosen J. H. Hall, John A. Gutsche and J. W. Bridge as grand lodge

delegates. Grain for York County Farmers Purchased YORK, Neb., March 19 .- (Special.) - All grain for the relief of the farmers of this county has been purchased and will be ready for distribution next week.

A marriage license was issued to William M. Carr of Hardy and Mary Baker of Stelby. Later in the day the two were married by the county judge.

Sheriff Price left vesterday for Kearney. Accompanying him were the two boys who were arrested for horse stealing near Brad-This was the sentence passed by the ounty judge in their hearing a few days ago. In less than a month three boys of this county have been taken to this institution. Saturday evening as Charles Peterson was lriving from the B. & M. depot into this ity the tongue of the buggy fell, depositing the occupants on the ground. Mrs. Peter who was also in the buggy, escaped with but a few bruises, but Mr. Peterson, on being picked up, was found to be insensible, his head having struck the ground on being thrown from the buggy. While his injuries are very painful, they are not necessarily dangerous.

Beatrice Thieves Sentenced. BEATRICE, March 19 .- (Special.) - John Dixon and Fred Hall, arrested for stealing a trunk from the residence of Mr. Dirmett in this city last December, were found guilty today in police court, and each sentenced to thirty days in the county jail. These are the same men who came so hear breaking jail a few nights ago by digging the brick out of the west wall. It was found today by the police that they had been letting themof wire taken from one of their cots and with which they were enabled to unlock doors. This fact was made known by a young man who expired for lodging Sunday night and upon whom an attempt was made lay the blame of the break in the jail

Proposed Irrigation Ditch. ORD, Neb., March 19 .- (Special.) -- Mr. Lee, a Boston capitalist, if here in the interest of an irrigating dich on the north side of the river. The first intention was to have it commence some six miles below Ord and extend down to Scotia. The plan now is to start near Burwell, which would make the ditch about forty miles long. Five thousand dollars worth de stock was subscribed in Scotia in less than two hours for the project. Lee proposes to build the ditch without any aid in the way of a bonus or donation and to put in laterals and have everything in shape for watering the land at less than \$1.50 pe acre.

4 ba Conveted of Assault.

BEATRICE, March 19 .-- (Special Tele gram.)-The assault and battery case against was heard in Justice Enlow's court today, the father being acquitted and the son convicted. The court assessed a fine of \$25 and costs. The case came up from Ojell and grows out of a controversy over the possesion of real estate and in the dispute over which one Millard Moore was assaulted. The difendant gave notice of appeal.

tidney Wants the Fort Grounds. LINCOLN, March 19 .- (Special.)-The sen ate today adopted the following resolution presented by Senator Akers at the request of

the people of Sidney, Nob.: report of the committee was adopted recommending the bill for passage. Then there was some hasty lobbying on the floor against an amendment passed in committee of the whole, on Barry's motion, to the irrigation bill. This amendment made it possible to run more than one ditch through a piece of land, or any number of them, owned by one

JURY FIXING AS A SCIENCE

Sensational Developments in the Care of the Alleged Train Wrecker.

Alleged to Have Been in Consultation with Rock Island Officials When He Should Have Been Attending to Court Duties.

LINCOLN, March 19 .- (Special Telegram.)

A sensation was developed today over the

result of the Davis murder trial. At first it

was supposed that the jury which tried the prisoner for wrecking the Rock Island train had simply disagreed, after having been out forty-nine hours, and had been discharged This is not the case. It was a mis-trial, The jury having spent two nights on chairs in the jury room, Judge Holmes yesterday humanely allowed them, in charge of Bailiff Stephenson, to remain at the Capitol hotel in the afternoon for recuperation. About 5 p. m. some one called at the hotel to speak with Stephenson, but he could not be found,

Green for the Rock Island road, and opened the door upon an interesting confab between Bailiff Stephenson, Mr. Green and Mr. Thompson, "right of way" man for the When the door opened, Bailiff Stephenson is said to have jumped back and exclaimed: "My God!"

A few minutes later a gentleman well known

in Lincoln called at the office of Counsellor

closed the door, where in a moment he was joined by Green. Upon being informed of the matter, Attorney Ames of counsel for Davis, at once laid the facts before Judge Holmes, who promptly called the jury and discharged it. From the beginning of the trial attorneys for the defense have suspected that there were being employed against them illegal actions they were hardly prepared for such an exhibition of nerve on the part of a bailiff charge of a jury deciding a question

life or death. .

Attorney Sawyer in the federal court this morning entered a nolle prosequi in the government's case against George W. E. Dor-sey. Fifteen of the sixteen counts in the indictment against the ex-congressman were uashed on January 31, because of the de-ective wording of the indictment. Interviewed as to the effect of this on the case against Dorsey, Assistant District Attorney Rush said it would not prevent the district attorney from renewing the indictments as to all of the original counts, but did not state that this would be done, but he did say that Dorsey case would probably be reached within a week. This statement would seem to imply that the indictments would be re-newed, and the defects of the old indictmeneliminated. The indictment finally disposed of today was a joint indictment with Fay Mattison, Frank M. Dorsey and Ezra B. Higgins, charging defendants with having mad false entries in the books of a national bank The case against Louis P. Larsen for perthe Chadron land office was

VETERANS DEDICATE THEIR HALL Hon. Charles H. Van Wyck Delivers th Address of the Evening.

NEBRASKA CITY, March 19.-(Special.) The new Grand Army of the Republic hall at this place was dedicated tonight. The building is a handsome structure with a pressed brick front and a credit to those who projected the enterprise and carried it through to completion. Church Howe, department ommander, and Hon. Charles H. Van Wyck delivered addresses. The latter spoke as fol

We come tonight to dedicate this beauti whose memory it was built. Now we dedicate "take our places in the silent halls of death." You have learned in your own and in the experlence of others that however hard may be ever adversity may weave sorrowin incodes ever adversity may weave sorrowin incodes to encumber your footsteps, you will not despair. While the same brightness may not despair. While the same brightness may not gained by prying up a window.

The authorities at Talmage want the same of robbing a jewelry

"Memory will bring fond recollections and already gone, endearing us still closer to

those who are
"Only waiting till the shadows
Are a little longer grown,"
They rest who fought and fell.
But you who mingle in the harder sta
A friendless warfare lingering long
Through weary day and weary year,
A wild and many weaponed throng
Hang on thy front and flank and rear."

"The memory of the sorrows of camp ravages of disease in hospital, and the horrors of conflict on the battlefield add sacredness o our thoughts, and while the darkness may at times increase, there will be a greater at times increase, there will be a greater zest to the enjoyment and gratification in-spired by a full realization of greater bene-fits by additional certainty of a more per-petual union, secure against the inroads of arbitrary power, whether as formerly by the aggressive demands of slavery or the dominition of a more assidious ag-gression through the creation of fic-titious values whereby the solid wealth of the country is absorbed, and diverted from legitimate channels, paralyzing the energies of the nation and stealing away the promised reward of your struggle.

'Since "Tramp, Tramp, Tramp, the Boys are Marching," was first sang, thirty years ago, how many have joined the grand army the other side, and when another cycle of thirty years shall have passed probably not one of that grand army which shook the carth in battle and achieved results such as the world has never witnessed will remain among the children of men. The nation may not fully reward, but the people will never forget the great debt it can never pay. When the bowed form and tottering step of the last soldier shall for the last time decorate with spring flowers the sacred grave, the Sons of Veterans and then a gratefu people shall keep alive that beautiful tribute

When the long years have rolled slowly away, E'en to the dawn of carth's funeral day; When at the archangel's trumpet thread Rise up the faces and forms of the dead When the great world it's last judgment awaits, When the blue sky shall throw open the

gates, And the long column march silently through Past the great captain for final review. Then from the blood that has flowed for the right, Crowns shall spring up untarnished and Crowns shall spring up untarnished and bright. Then the giad cars of each war martyred Proudly shall hear the good tidings, well Blessings for garlands shall cover them Parents and husband, brother and lover, God will reward these dead heroes of ours, And cover them over with beautiful flowers."

GARDEN SEED IS BADLY NEEDED NOW. Relief Commission Getting Many Requests from Anxious Farmers.

LINCOLN. March 19 .- (Special.)-Every

mail is bringing to the State Relief commission demands for garden seeds. Yesterday M. W. and William Plourd, father and son, a letter was received from Banner county, signed by the county commissioners and attested by the county clerk, stating that there are about 350 farmers in need of garden seed. This is the first demand that has been made by Banner county, and no pro-vision has been made by the commission for that locality. The citizens recently held a mass meeting and adopted resolutions to the effect that as the farmers of Banner county are entirely without means to buy seed for planting the spring crop the county commissioners be requested to lay the matter before the State Relief commission and petition for seed grain and feed for horses. In compliance with the demand thus made upon them the county commissioners have made

The relief commission has set aside in the neighborhood of \$5,900 for garden seed and the order for shipment of the same has been placed. This amount will come out of

the state appropriation of \$50,000, and will thus cause a corresponding decrease in the food and coal supply furnished by the com-

The congressmen of the country promise The congressmen of the country promised to send the State Relief commission 930,000 packages of seed. Of that amount there have been received to date only about 3,000 packages. Some of the latter contain grass seed, which is of no practical value to the farmers of Nebraska. Proposals and samples of seed grain are

BAILIFF STEPHENSON CAUGHT OFF GUARD now being received by the commission, and when the bids are all in it is expected that the commission will be in financial condition to let contracts for seed grain without

> MORE MUNICIPAL NOMINATIONS MADE Candidates for Offices to Be Filled at the

> > Local Elections Next Month.

MINDEN, Neb., March 19 .- (Special.)-

This city has just held its primaries for the

spring election, which is always fought upor the ground of license or no license. The license ticket is G. N. Youngson, mayer; Andrew Jensen and Peter Johnson, councilmen in the First ward, and John Jones & Second ward; treasurer, J. H. Malone; clerk. Thomas Campbell, who resigned and left the place vacant. Anti-license: G. L. Godfrey, mayor; E. C. Klinch and L. E. Holmes, councilmen First ward; John Erwin. Second ward; J. A. Slater, engineer; Louis Anderson, treasurer; J. B. Pugh, city clerk, MILLARD, Neb., March 19—(Special.)— For the first time in the history of Millard the democrats and republicans have nominated party tickets for village trusters. Heretofore the practice has been to call a citizens' primary and nominate ten or fifteen candidates, regardless of party affiliations. Objections were made to this practice by some fastidious citizens, who claimed that as there were only five members to be elected that one caucus could only nominate five candidates, consequently party lines were drawn and the two caucuses held. There is The caller at once stepped outside and no issue, but it is generally conceded that the inadvertent political division will precipi-tate a lively contest, as the town is preity evenly divided, and both parties put up a strong ticket. The republicans nominated are William Von Dohren, A. B. Detweller, Henry Keisey, Eggert Speck and James Nelson. The democrats put up Herman Frohm, Chris Dahmke, Chris Kaelber, Her-Koch and Theodore Warnstedt, jr. WEEPING WATER Neb., March

(Special.)—At the primaries last night the democrats nominated Fred H. Gorden, mayor; George Sanzer, clerk; Frank Hubbard, treas urer. The republicans nominated Robert Wilkinson, mayor; A. L. Timblin, clerk; T. M. Howard, treasurer; J. M. Teegarden, HASTINGS, Neb., March 19 .- (Special Tel-

egram.)-At the citizens' mass meeting held at the court house this evening Benjamin Reynolds was nominated for police judge; aldermen, T. P. Hoagland, First; C. C. Rittenhouse, Second; E. J. Pease, Third; Ed Monroe, Fourth; school board, Mrs. C. L. Jones, Mrs. F. G. Russell, Rev. L. P. Ros and Jacob Bernhard. ORD, Neb., March 19.-(Special.)-The

spring elections here hinge on the question of license. The license caucus met Saturday Mayor, J. C. Work; clerk, H. Gudmundson; treasurer, F. J. Dworak; school board, George H. Rogers, Joseph H. Capron and H. A. Good rich. The anti-license caucus met yesterday afternoon and nominated this ticket: Mayor, D. A. Gard: clerk, J. L. Claffin; treasurer Clements; school board, S. A. Stacy, Lo Firkins and J. H. Jennings. HILDRETH, Neb., March 19.—(Special.)— caucus of the citizens of this place held

onight resulted in the nomination of the following ticket for village trustees: Samuelson, W. S. Marr, H. B. Vincent, John Roberts and Walter Williams. It is under-stood this ticket will favor license. No other minations will probably be made.

TWO DARING BURGLARS CAPTURED. Louisville, Neb., Citizens Detect House

breakers in the Act. LOUISVILLE, Neb., March 19 .- (Special Telegram.)-About 1:30 this morning James Stander discovered two burglars in his store helping themselves to a supply of clothing. ful hall. It has already been consecrated by helping themselves to a supply of clothing the lives and deaths of the brave men in Calling assistance he opened the door and ordered the men to surrender, which they did only at the point of a revolver. The marshal was notified and the men put in memorial and monument for us, when we, too, shall be gathered with our comrades and hearing before Justice Guess. They pleaded hearing before Justice Guess. guilty to the charge of housebreaking, and Constable Hartshorn took them to Plattsmouth this morning, where they await sentence at the hands of Judge Chapman. It is thought the men came in Sunday on a Missouri Pacific freight. Entrance was

men on the charge of robbing a jewelry store in that town, but they will be sent to eminiscences, binding our affections to those the penitentiary from this county on account of their Louisville crime.

ATTEMPT TO CONTROL THE SENATE

Stewart Made Charges that Saved His Educational Land Measure. LINCOLN, March 19 .- (Special Telegram.)-The senate engaged in a session this forenoon marked by several interesting incidents. One of the first of these came over the report of the committee on school lands and funds recommending the indefinite postponement of Senator Stewart's bill to prohibit the further sale of the educational lands of the state. In urging the rejection of the report Stewart claimed that there were several large moneyed interests which were at tempting to control the action of the senate in regard to this bill. He spoke so vigor ously that the senate placed his bill on gen eral file by a vote of 27 to 4.

Sifting Committees Rold Sessions. LINCOLN, March 19.-(Special Telegram.) -The house sifting committee of fifteen held preliminary meeting tonight at the Lindell and organized, with Harrison of Holt as chairman. Nothing was done in the way of acting upon pending measures before the house. Although the sixty-day limit expires Friday night in the house, it is understood that it will be in session at least all of nexweek.

The senate sifting committee met this even ing at the capitol building. It recommended five bills for passage and considered ten or a dozen other measures upon which no action

LINCOLN, March 19 .- (Special Telegram. -Hop. W. J. Bryan arrived here from the outh this evening at 6 o'clock and was met it the depot by several hundred friends and a brass band and escorted to his residence This is the first time ue has visited his home ince the adjournment of congress. evening he spoke to an audience at the Funks opera house which overflowed the building to the sidewalk. His theme was "Jefferson Still Lives." Today was the 35th birthday of this eminent orator. Over 1,000 people were

turned away from the doors.



Sold only in 2 tb. Packages.

Pres Sur

TRIAL OF THE HILL CASE

Suit Against the Ex-Treasurer to Come Up in Two Weeks.

OBSTACLES TO TRIAL ALL REMOVED

Administrator Appointed for the Fitzgerald Estate and Attorneys Agree to Proceed at Once with the Hearing Before the Jury.

LINCOLN, March 19 .- (Special.) - The trial of the cases brought by the state of Neeraska against ex-Treasurer Hill and his condamen to recover the amount of state's money lost in the failure of the Capital National bank will commence before the supreme court two weeks from today. The case involves \$225,000, money lost in the failure of the Capital National bank. It is an unusual case for the reason that it is to be tried in the supreme court before a jury of sixteen men, to be selected from different parts of the state.

The case has been pending for nearly two years, having first been brought in the district court in Douglas county. Judge Davis dismissed the case for lack of jurisdiction. An appeal to the supreme court from the decision of Judge Davis resulted disastrously to the state, the supreme court holding that the suit should have been commenced in the district court in and for Lancaster county, the money having been lost in that unty Then Judge Wakeley and Assistant Attor-

ney General Summers, who had charge of the o assume original jurisdiction on the case under the provision of the constitution which gives that court such jurisdiction in all civil cases to which the state is a party. Ex-Treasurer Hill's attorneys fought this proposition bitterly, but the court granted the re guest. Hon. V. V. Harlan of York and Hon. J. H. Munger of Fremont were appointed commissioners to empanel the jury. The case has been postponed once or twice, the last time because of the death of John Fitzgerald, one of the bondsmen.

An administrator has been appointed for

the Fitzgerald estate, and at a conference held between members of the supreme court and Judge Wakeley it was decided to begin the case when the court meets two weeks from today. The jurymen will not be announced until the case is called.

More Diversified Agriculture. NORTH LOUP, Neb., March 19 .- (Special.) One of the signs of the times as regards the initiation of more diversified agriculture in this portion of the state is found in the fact that one gentleman in the community has undertaken to raise several acres of vine seeds for a Sioux City seed firm, and another has just received a proposition from a prominent seed firm of Rochester, N. Y., relative o raising 225 pounds of tomato seeds. If the seed growing business be once inaugu-

rated here, it can doubtless be conducted with as much ease and profit as anywhere in the United States, since the soil is not only rich beyond the need of fertilizer, but is also remarkably easily tilled, and if the farmers once take hold of this business in earnest, there is no reason why they may not find it a mine of wealth. So'd Liquor to Minors. NEBRASKA CITY, March 19 .- (Special.)-

Beorge Stroble, a saloon keeper, was arrested today charged with selling liquor to minors. Stroble is a member of the city council and candidate at the coming election for re-election on the independent ticket. He pleaded guilty and was fined \$25 and costs. Two Failures at Beatrice

BEATRICE, March 19 .- (Special Tele-

gram.)-Bestrice has had two business failures today, Smith Brothers pharmacy and Clarke Browning's shoe store being closed. The amount of liabilities in either case cannot be ascertained at this time.



M. L. Cheuvront Leonard, Mo.

In Agony 15 Years With Salt Rheum

Hood's Sarsaparilla Cave a Perfect Cure. C. I. Hood & Co., Lowell, Mass.: " Hood's Sarsaparilla is an excellent medicine. I had eczema in my left leg for fifteen years. Part of the time my leg was one mass of scats, and about every week corruption would gather under the skin and the scabs would slough off.

The Itching and Burning asation made me suffer indescribable agonics spent a great deal of money for different remedies but did not get relief. About a year ago leading physicians advised me to take Hood's sarsaparilia. I did so and have taken five bot

Hood's Saria Cures vanished and I am enjoying perfect health. I

think Hood's Sarsaparilla is second to none and giadly recommend it to all suffering humanity." II. L. Cheuvront, Leonard, Missouri. Hood's Pills act easily, yet promptly and



No Operation. No Detention from Business. SEND FOR CIRCULAR. THE O. E. MILLER CO., 307-308 N. Y. Life Bidg., OMAHA, NEB.

AMUSEMENT S. BOYD'S TWO HIGHTS MORE MATINEE TODAY. WEDNESDAY and THURSDAY, March 20 & 21. THE GREAT AMERICAN DRAMA

THE GIRL I LEFT (Company No. L.)

MATINEE TODAY AT 2:30.
Prices-First Floor, 50c and 75c; Balcony,
5c and 50c. EVENING PERFORMANCE AT 8. Prices First Floor, 75c and \$1.00; Balcony, 9c and 75c.