בדייר ובייראל העובה הואים היוורי לעליים וייירי

THE OMAHA DAILY BEE: FRIDAY, MARCH 29, 1895.

governor was again in the chair Senator Watson offered the following:

governor was again in the chair Senator Watson offered the following: Whereas, On the afternoon of March 28, while the senate in committee of the whole was considering senate file No. 222, Senator Stewart of Dawes having the floor and dis-cussing said file, Senator Noyes rose to a point of order and Senator Newart refused to obey the rules of this senate when so ordered by Senator Tefft, who was in the chair, and persisted in speaking on, thus defying the authority of this body, so that the sergeant-at-arms was necessarily called to enforce the orders of the chair; and Whereas, Senator Stewart declined to rec-ognize the sergeant-at-arms, and resisted the enforcement of his authority by display of physical force, thus bringing on an un-necessary and undignifed quarrel on the floor of this senate, and disgrace upon this body; therefore, be if Resolved. That this senate deplores the fact that any of its members should reveal such tendencies to haviesmess as were here brought to light.

Recolved, That this senate hereby ex-presses its disapproval of the conduct of Senator Stewart and judges him deserving of censure, which it hereby passes, unless the senator apologize for his misconduct in enate this forenoon the stock yards bills already passed in the house to regulate comdissions and yard charges were placed on general file in spite of the earnest protest of

The senator applogue for ins insconduct in open senate. Resolved, That the conduct of Sergeant-at-Arms Stewart be hereby commended as prompt and efficient in an emergency which might have resulted in serious difficulty. running the gauntlet of the sifting commit-

Senator Dale asked that the resolution be laid over until tomorrow under the rules. The senate soon afterward adjourned. Senator Stewart was seen by The Bee just after adjournment, but he declined to make any statement as to his intentions.

SAY THE SECTION SHOULD STAND.

Senator Stewart and Editor Woods Uphold the St. Paynor Irrigation Law.

LINCOLN, March 28 .- (Special.)-The irri looked for. gation bill, which has created so much of a morning session with an attempt on the part stir in the vicinity of North Platte, has alof Sprecher to resurrect the bill regulating ready passed both branches of the legislature. the South Omaha stock yards. He moved The senate passed its own bill, No. 182, and that senate file No. 12, his own bill, be made sent it to the house. The house passed its own bill, No. 443, and sent it to the senate. The senate this morning, by a vote of 22 to 5, ordered the house bill to a third reading over the protest of Senator Dale, who stated that people from the North Platte valley wanted to be heard in reference to certain of Its provisions.

The provision which seems to be obnoxious to some of the North Platte people is section 2,034 of the Consolidated Statutes and is as

No tract of land shall be crossed by more dvance it for special consideration. No tract of and shall be crossed by more than one ditch, canal or lateral without the written consent and agreement of the owner thereof, if the first ditch, canal or lateral can be made to answer the purpose for which the second ditch, canal or lateral is desired or intended.

Senator Stewart, who, with Senator Akers is looked upon as one of the best author-ities on irrigation subjects in the state, does not share in the alarm. He gives his rea-zons for believing that the section quoted should remain on the statute books by say ing that the law contained in the bil ordered to a third reading today fully reme dies the alleged injustice of the foregoing provision. Section 39 of the bill now pend-ing, and which will go to the governor tomorrow, provides that all persons, companies or associations desirous of constructing a ditch or to enlarge any ditch, canal or other works heretolore constructed by any other person, company, corporation or association and who shall be unable to agree with the owner and claimants of any lands necessary to be taken for the site of any such work or any part thereof, touching the compensa tion and damages, shall be entitled to con demn the right of way over and through the lands of others for any and all such purposes Senator Stewart contends that the provi sion, taken with section 2,034 of the present law, will give Nebraska an irrigation law ual to that of Colorado, which he considers the best of any state in the union.

On this subject A. Bartlett Woods, elitor of the Gering Courier, the leading newspaper in Scotts Bluff county, and a gentleman who has given the subject of irrigation much local study, says:

local study, says: Admitting, for the sake of argument, that the section should be repealed, how much better off will the public be if the bill is defeated? The disputed section will still be a statute, and the irrigating interests of the state will be deprived of the benefits of what is universaliy conceded to be a good and timely measure. Nothing is to be gained by the defeat of the bill. Nothing can be hoped for by the opponents of section 2,634 at this session on account of the late-ness of the date at which they began their active campaign. An opportunity for a

STOCK YARDS IN THE SENATE Regulating Measures Pasted by the House Sent to the General File. EFFORT TO CHOKE THEM OFF FAILED

to Concur in the Recommendation-

Brief Debate on the Matter.

LINCOLN, March 28 .- (Special.)-In the

The senate opened the real work of the

OPPOSED CRANE'S REPORT.

as the constituents of other senators,

eneral file

lefinitely postponed.

Committee Reported Them for Indefinite Postponement, but the Senators Refused

price on day of delivery of said grain, feed or hay. Sec. 6. It shall be unlawful for the own-ers or proprietors of any stock yards within this state to sell or deliver and charge for the same less than 2,000 pounds of hay for a ton of hay. And it shall be unlawful for any such owners or proprietors to sell or deliver less than seventy pounds of corn in the ear or fifty-six pounds of shelled corn for a bushel, or less than sixty pounds of whent, or thirty-two pounds of oats for a bushel. Sec. 7. It shall be unlawful for the own-ers or proprietors of any stock yards within

bushel. Sec. 7. It shall be unlawful for the own-ers or proprietors of any stock yards within this state to prohibit the owners of any dead stock in such yards to sell to any per-aon to whom said owner may desire to Voyes. Many republican members voted to place the bills on general file who will not vote to pass them should they succeed in in to whom

sell the same, Sec. 8. Any person or persons who shall violate any of the provisions of this act chall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined a sum not less than \$50 nor more than \$100 for the first offense, and not less than \$100 nor more than \$200 for the second offense; for each subsequent offense not less than \$200 nor more than \$500. tee and afterward of the committee of the whole. In other words, there is a faint suspicion that a number of senators took advantage of the opportunity to place themelves in an apparent attitude of favoring the egislation contemplated in the bills. It is freely predicted that the bills will be effectu-

ally smothered by the siftings committee. SENATE PASSES FIVE MORE BILLS. But there are surprises-even where un Measures that Affect the Administration

of Civil Matters in Nebrasks. LINCOLN, March 28 .- (Special.)-The sen ate this forenoon read the third time and passed five bills, all of them of considerable importance and all extremely likely to pass

the house. They were as follows: an order for special consideration at 2 o'clock. Senate file No. 44, by Graham of Gage The bill is on general file, but so far has been county, an act to provide for the keeping of overlooked by the sifting committee. As soon an incumbrance book in the office of the as the full force and effect of Sprecher's clerk of the district court and to require the motion struck Graham and Pope they immeentry therein by the sheriff of each levy of large appropriations for their salaries. Per-attachment or execution, in order to bind haps these amendments, which gave the whole diately raised the point of order that inasmuch as the bills on general file had by resolution of the senate been placed in charge subsequent vendees or incumbrances. The bill of the sifting committee it would require a two-thirds majority to take the bill in quesprovides:

provides: Section 1. That each clerk of the district court is required to keep for the business of his office a book to be called the in-cumbrance book, in which the sheriff shall enter a statement of the levy of each at-tachment or execution on real estate, as hereinafter provided. Sec. 2. No levy of attachment or execu-tion on real estate shall be notice to a sub-sequent vendee or incumbrancer in good ion out of the hands of that committee and The point of order was sustained and on roll call Sprecher's motion to advance the bill was lost, eleven senators voting with the senator from Colfax and sixteen against. But the stock yards bills were not so easily disposed

tion on real estate shall be notice to a sub-sequent vendee or incumbrancer in good faith, unless the sheriff shall have entered in a book, which shall be kept in the office of the clerk of the district court by such clerk and called the "incumbrance book," a statement that the land, describing it, has been so attached or levied on, the cause in which it was so attached, and when it was done, signed by such sheriff. Such book shall be open, as other books kept by such clerk, for public inspection. The second bill passed was senate file No. 36 by Bressler. In general it provides that: of. A few moments later Crane of the committee on miscellaneous corporations reported two bills which had already passed the house -house roll No. 9, fixing the charges to be made by commission men, and house roll No. 328, regulating the stock yards themselves. On house roll No. 9 the committee recom mended indefinite postponement.

Sprecher moved that the report be not con-curred in, but that the bill be sent to the

The second bill passed was senate file No. 36, by Bressler. In general it provides that: Section 1. All county, precinct and town-ship officers may be charged, tried and re-moved from office for official misdemeanors, in the manner and for the causes following: First-For habitual or wilful neglect of duty. Second-For gross partiality. Third-For op-pression. Fourth-For extortion. Fifth-For corruption. Sixth-For wilful maladminis-tration in office. Seventh-For conviction of a felony. Eighth-For habitual drunken-ness. Caldwell of Hall county at once favored Sprecher's motion. He said the bill affected very 160-acre farm in Nebraska and that the people of the state were deeply concerned. so important a measure should not be in-Noyes of Douglas county opposed Sprecher's motion. He said that it was a bill which affected his own constituents as well

vas, perhaps, true, he said, that the bill afsec. 2. The district courts of this state shall have exclusive original jurisdiction to hear and determine charges against county, precinct and township officers. fected every 160-acre farm in the state. But it was equally true that the entire state of Nebraska was deeply interested in the stock

The third bill, was senate file No. 58, by yards at South Omaha. The men owning the stock yards had invested an immense McKeeby of Webster, for an act validating certain defective conveyances of real estate.

enses thereof. The bill is as follows:

and teachers' wages.

Section 1. That where children of school age and of sound mind shall be confined in

Correcting a chil's Title.

Loss of a Farmer by Fire.

FALLS CITY, Neb., March 28 .- (Special.)-

property, grain, stock and farm ma-inery. He lost twelve head of cattle, four

Miss Mamie Ryan of Dawson came down

Mrs. A. Camenon of Omaha visited her

Weekly Nebraskan in Trouble.

corn, and

sum of money, and they had every reason to feel proud in the success they had achieved. On the other hand, the reports It provides: Section 1. That all instruments of writing relating to the conveyance of real estate, or of any interest therein, made and exof the Kansas City Board of Trade revealed the fact that a very large proportion of the stock sold at the Kansas City stock yards was drawn from Nebraska. The people of Nebraska should have more pride in their or of any interest therein, made and ex-ecuted without a subscribing witness, and recorded in the proper records of the county wherein such real estate is situate, prior to the 1st day of January, A. D. 1805, are hereby declared legal and valid, and the record thereof effectual to all intents and purposes, the same as if such instruments had been executed, with a competent sub-scribing witness; provided, this act shall not extend nor apply to any action or proceed-ing now pending in any court of this state. Sec. 2. That all instruments of writing relating to the conveyance of real estate, or of any interest therein, made and exown state and not attempt to still further mbarrass a great local interest by passing hostile legislation. The proprietors of the South Omaha yards had spent large sums of money and were spending more money every year than they were receiving. They were working to enhance the interests of the state and were asking no favors. Noyes

And they shall receive as compensation the sum of 15 cents for each car trapected, and ho more, to be paid by the shipper. Sec. 4. It shall be unlawful for the own-ers or proprietors of any stock yard within this state to charge a greater price for lowing: For yarding and weighing cattle, 20 cents per head; for yarding and weigh ing hogs, S cents per head. Sec. 5. It shall be unlawful for the own-ers or proprietors of any stock yards within this state to charge a greater price for grain and hay than the following: For form, oats, hay and all other grains or feed, double the market price in village or frity where such stock yards are located said price to be governed by the market price on day of delivery of said grain, feed or hay. Contract will the State Poard of Agriculture Will Remain Inviolate. LINCOLN BIEL DEFEATED IN THE HOUSE Amended in Committee of the Whole Till it Was-Lanccognizable and Then

Cast Into Outer Darkness by a Decisive Vote.

LINCOLN, March 28 .- (Special.) - The bill permanently locate the state fair at Lincoln is as dead for the present session as though it had failed for passage on third reading. In committee of the whole it was today slugged into the realms of oblivion by the decisive vote of 65 to 5.

As it transpired, the bill at no time had the slightest show of success. For awhile it was used as a small club, but its efficiency in this respect soon evaporated, and it became a would always want the opportunity to laughing stock. If one thing more than anfor the interest of his city once in five years and try to secure for it the fair. Thomas had always been of the opinion other was developed in the debate this morning it was the apparent settled conviction that the solemn contract entered into with Omaha should be respected and lived up to. that the Nebraska state fair should never be located permanently at any city. Members

He was glad to see that there was also a sentiment on the floor which agreed with saed themselves as opposed to this plan pointed to Iowa and Illinois, where the xpressed him. The amendment which Lamborn pro-posed, to allow the contract with Omaha to state fairs are permanently fixed. All inter-est in these institutions has died out and rivalry between different citles has ceased. At every session of their legislatures applica-tions are made for large appropriations. The citizens of those states are disinclined to make any great individual effort in behalf of what have become state institutions.

But this is exactly what the Lancaster dele-gation was working for, the establishment of another state institution and another sinkhole for state money. Amendments submitted this morning provided for another "board," this morning provided for another "board," with attendant under secretarics, and made case away, did as much as anything toward

and denounced the insinuation. He had simprovided that there should be held annually at the capital of the state and within two and ply repelled an attack on the commercia paper of Omaha citizens. Disorder followed the animated colloquy between Lamborn and Benedict, following which a vote was taken on Van Housen's motion to indefinitely postme-half miles of the postoflice, a state fair

one-half miles of of Nebraska, at such time of the ytal State Board of Agriculture shall appoint. It should be donated, including a good mile race track and buildings. This was amended, by general consent, to d read, "Shall be held annually, commencing in the year 1900," and providing that nothing should invalidate Omaha's present contract should invalidate of Agriculture. The a flood of other amendments flowed in Then a flood of other amendments flowed in the the float of the price track and buildings. The bill was then considered by sections. The allow of other amendments flowed in Then a flood of other amendments flowed in the measure should invalidate the fair at Long Pine,

effect.

would not prevail.

forever. He could not understand why

on the clerk to locate the fair at Long Pine, Valentine, Greeley Center and Grand Island. The Omaha charter found a rocky road in the house today when it came up for final passage. It failed to carry with the crowd. That proposition, in the shape of an

emergency clause, and at one time it seemed as if it would fail to pass altogether. Rickett's amendment, which knocked out the provision of Benedict's, which prevented dis-crimination in the subscience of a successful inping. But in the end a motion to recommend the provision of Benedict's, which prevented dis-crimination in the purchase of paving ma-terial, was included in the bill as it passed today, as were also the two amendments by Harte, which provide that the building and boller inspectors shall be appointed by the mayor. The bill as it passed today is a were also the two amendments by Harte, which provide that the building and boller inspectors shall be appointed by the mayor. The bill, as it passed, appeared to various lights and shadows and were on have but very few friends in any quarter. their legs voting for indefinite postponement. The question was finally asked on the floor which prevailed by 65 to 5. And thus the during the long seige of the call of the state fair bogic man marched into the hall during the long seige of the call of the house, "Why are so many voting against the Omaha charter, which is purely a local mat-ter?" There were a few votes against the bill given for the reason that the water sup-new provision ambrased tertitory treater in the afternoon house roll No. 560 came up on third reading for passage. This is the

up on third reading for passage. This is the last bill considered yesterday in committee of the whole and recommended for passage. It ply provision embraced territory twenty miles outside the limits of the city. There was general indifference manifested toward ply provisio

provides for division of counties and location of new county seats by a vote of a majority, the bill during the entire time it was up for passage. instead of three-fifths, of the voters, as is no

House roll No. 602, passed this afternoon, makes for the betterment of Nebraska news-papers, and increases their value. It provides that no newspaper shall be considerel legal for the publication of legal notices and other official publications unless the same shall ometal publications unless the same shall have a bona fide circulation of at lenst 200 copies weekly, and shall have been published within the county for fifty-two consecutive weeks prior to the publication of such no-

tices, and be printed in whole or in part in

a location of the state fair at the capital for of the state. Should the capital be removed OUTCALT'S UNIQUE DEFENSE from Lincoln the fair would would be removed HAVE THE FAIR against the bill. He said that it provided for from Lincoln the fair would necessarily g with it. He believed that a recurring loca tion once in five years added interest to the fair and increased the attendance. Not Guilty of Assisting Mosher, Because

Absent When Crime Was Committed. Myers wanted the fair at Long Pine as first choice, Lincoln second. Harrison was enthusiastic for Grand Island. That city was the natural home of the fair, fair women,

JUDGE DUNDY CONSIDERING THE CASE mothers and daugters, fair men and the ring-tailed Mongolian phesant. Grand Island was a place for the pursuit of life, liberty and the pursuit of happiness. The mayor of the city, Mr. Geddes, chief clerk of the house, would see that every visitor had all the liberty he wanted, and would go out with the boys with a dark lantern, if neces-Vill Reserve His Decision Until the Su

preme Court is Heard from on Points of Which the Nebraska Affair is a Parallel.

sary. The fair should go to Grand Island, and he had an amendment to offer to that LINCOLN, March 28 .- (Special Telegram.) He hoped the motion to postpon Judge Dundy has taken the case of R. C. Sutton of Douglas said that one objection which had been advanced to an Omaha loca-Outcault under advisement. Attorneys Burr and Wheadon closed their arguments today tion was that it always rained when the fair on the motion to quash the indictments was located there. Were that true it would against the ex-bank cashler. Attorney Burr be a good business speculation to put it there called Judge Dundy's attention to the fact that some of the counts in the indictment resident of any of the larger citles of the state should favor this bill. For himself, were he a resident of any one of them, he embrace all nine of the offenses named in section 5,209 of the Revised Statutes under

which these indictments are drawn. Wheadon followed with an objection to the wording of the count charging that Outcalt aided and abetted Mosher before the crime alleged was committed. Wheadon contended hat the rule of law is that a person charged with aiding and abetting another must be actually or constructively present at the time of the commission of the crime.

District Attorney Sawyer, replying to this bjection, referred to the case of Mrs. Suratt, charged with being an accessory before the fact to the murder of President Lincoln. Sawyer declared she had been found guilty even though she was absent when the crime was committed. Wheadon interpolated the objection that accessory before the fact and an aider and abettor were two separate and distinct offenders. Sawyer admitted that a part of the counts were hid in the Outcault indictments for multiplicity of offences charged in one count. The court said he would not rule on the motions at this time, but would wait for the supreme court's decisions, which may have a direct bearing on these cases.

LINCOLN LOCAL NOTES. Last December Richard Ludwig was sent to the penitentiary for four and a half years

for grand larceny. His sentence has been commuted and he has been taken to the Norfolk asylum, having become violently In addition to the political features of the election next Tuesday the taxpayers of the

 source of the second sec meeting

At the police station Mrs. Anderson, a Swede woman, applied for help and was sent to the Home for the Friendless. She came to Lincoln to look for her husband, who left home in Omaha shortly after Christmas o search for work, and has not been since

In the district court today an amended etition was filed in the Jason Miller estate ease, in which Eva E. Lewis, his adopted daughter, is seeking to enforce a claim for \$100,000. In Miller's will Mrs. Lewis was not emembered because she preferred to marry her sweetheart to devoting her life as a missionary to India.

WILL DEFER TO CORN PLANTING

frial of the Scott Lynching Case to Be Put Over a Couple of Weeks.

BUTTE, Neb., March 28 .- (Special Tele gram.)-Shortly after noon today Judge Kin-Instead of three-lifths, of the voters, as is now the law. The bill passed by a vote of 66 to 2. House roll No. 602 was passed with the emergency clause. This bill defines a legal newspaper, and provides that it must have 200 circulation and have been published for

fifty-two successive weeks in the county. not it would be advisable to postpone the VOTE ON THE CHARTER BILL. trial of the case against the men accused

The Omaha charter, house roll No. 133, hen followed on third reading. After May 25. The trial was set for May 7, but twenty-six votes had been secured a call of the house was demanded and song singing farmers who will be summoned for the jury

he said

Acceleration of the pulse with a feeling of fullness and distention in the head; exhileration of spirits; increased urinary excretion; augmentation of the expulsive force of the bladder; peristaltic action of the intestines; increase of muscular strength and endurance; increased power of vision in elderly people and increased appetite and digestive powers. All follow from the use of the Animal Extracts prepared under the formula of Dr. Wm. A. Hammond.

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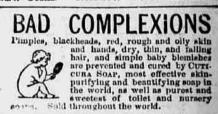
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continue and locate it permanently in 1890, indicated this. The first proposition was to go flatly back on a contract, but it was ev-ident they had thought better of it. Munger's great plea for permanency was based on the idea of erecting irrigating, been and chicory plants on the grounds, and illus-trating each year to farmers the progress of the age. Permanency, he argued, was the main thing that should be kept in view. LAMBORN STARTED A ROW. When Lamborn undertook to recapitulate he figures in the new premium list

that Benedict had accused Cramb of being a liar. Benedict was on his feet in an instant defeating the measure. Originally the bill, as drawn by Lamborn

active campaign. An opportunity for a modification of the section was once open, earlier in the session, agreeable to both Senator Akers and Representative Harris, which was then rejected, but is now urged as a compromise. As to the merits of the section while there are always two which was then rejected, but is now urged as a compromise. As to the merits of the section, while there are always two sides to a controversy, it is to be hoped that the public will not hastly form a conclusion. The entire territory along the North Platte in Cheyenne and Scotts Bluff counties, where there is the greatest development of irri-gation, is in favor of the section as it now stands. The section is intended as a pro-tection to the land owner, to prevent a multiplicity of canals across the lands, and is found in some form among the laws of every irrigation state in the union. But for this section lands would be subject to all the canals which the caprices and whims might suggest. Under the section it is im-possible for lands to be cut into flat irons if the original canal can answer the same purpose. In order to point the moral it is only necessary to inquire who it is that only necessary to inquire who it is that usually almost invariably owns the lands in western part of this state?

JUST JOKED THE BILL TO DEATH

Dick Smith's Fian for Putting Capitol on Whee's Outgrows Him

LINCOLN, March 28 .- (Special.)-When Representative Lamborn Introduced in the house his now celebrated bill to locate the state fair at Lincoln Senator Smith of Douglas county offered as a counter irritant a bill proposing to relocate the state capitol at Hastings. This forenoon the house made a monkey out of Lamborn's bill, and as soon as the fact became known to the senate Sen-ator Sloan, chairman of the committee on constitutional amendments, to which Senator Smith's bill had been referred, reported it the senate with the following recback to ommendation:

We recommend that senate file No. 322 be N amended in the committee of the whole so as to submit the proposition of capitol re-moval to the vote of the state as follows: First-Shall the state capitol be removed? Second-Shall it be removed to Hastings, Adams county; Gering, Scotts Bluff county; Geneva Fullmore county; Wayd Blues Hall

Geneva, Fillmore county; Wood River, Hall county: Pawnee City, Pawnee county; Red Cloud, Webster county; Avoca, Case county; Fairbury, Jefferson county; Friend, Saline county; Friend, Saline

It being further provided that any other It being further provide that any only of a place in the state may be suggested and included in the list by any senator prior to the adjournment of the present legislature; provided that metropolitan and cities of the first class having more than 50,000 to the adjournment of the present logial-ture; provided that metropolitan and cities of the first class having more than 50,000 inhabitants shall be excluded from all the benefits of this act; and provided further, that if no city shall receive a majority of all votes cast the said capitol shall be re-moved to the city receiving the highest num-ber of votes and there remain for a period of five years, at the expiration of which time it shall be removed for a similar period to the city receiving the hest highest num-ber and so on through the list of candidate cities. It being further provided that no city shall, while in possession of said capi-tol, barter, sell or transfer the same or any portion thereof, except to points or partles outside of this state; provided further, that no city shall be deemed competent to re-ceive said capitol that has not been incor-porated for a period of eighteen years; pro-vided further, that no change of location of said capitol shall remove or change the course of Sait creek or the Missouri river; and provided further, that whereas a pa-cular emergency seems to exist, this bill shall take effect immediately upon its pas-sage by the senate, with or without the concurrence of the house of representatives.

Senator Cross objected to the report. He capital as a gift if it had to submit to the ignominy of a session of the legislature every two years

Senator Tefft said that Avoca, like Barkus, was willin'

Senator Akers protested against the eighteen years clause. He said that Goring was only six years old. Senator Sloan explained that the present

the age of consent, and that with the understanding the committee did not feel like recommending that the state capital be forced upon any town that had not yet eached the age of discretion.

Senator Graham said that inasmuch as the city of Beatrice, the Beautiful Queen of the Biue, had not been included in the list of candidates, he felt it his duty to object to further consideration of the report. It therefore, went over until tomorrow

ppealed to the senate not to pass gislation at the present time. Hitchcock said that he did not understand that the mere action of the senate in plac-ing the bill on the general file would work

any injury to the stock yards. He could see no reason for indefinitely postponing a measthe same as if such instruments had been executed with the corporate seal of such corporation attached; provided, this act shall not extend nor apply to any action or proceeding now pending in any court of ure of so much importance without giving the senate an opportunity to discuss it upon its merits, Cross said that he was not in favor of this state.

striking at any Nebraska industry, but the bill in no way affected the stock yards interests. It was aimed solely at the commis-sion men-another association entirely. Every stock shipper in the state had an erest in seeing that the charges made by he commission men were not exorbitant He hoped the bill would not be summarily lisposed of, as recommended by the commitcee on miscellaneous corporations. Caldwell said that while he heartily con-

curred in most of what had been said by the senior senator from Douglas county, he knew it to be a fact that while the South Omaha Stock Yards company had an immense cap-ital stock, amounting to \$5,000,000, over onehalf of it was water. It was impossible to ship stock to those yards and sell to the packing houses without paying direct tribute o the commission men

Noves closed the debate by the statement that he believed the senate would be making a serious mistake in passing the bill under consideration. He thought that it was too late in the session to take up the matter for

Crar Hah

Cros

discussion, and therefore moved as a sub-stitute for Sprecher's motion that the report of the committee indefinitely postponing the bill be concurred in. His substitute motion was defeated and the bill went to the general file by the following vote: Yeas-

rs, isler, in, ays→	Lehr, McKesson, Noyes, Pope,	Smith, Tefft, Watson—11.	
etys er. lwell, upbell, wford, ss. e.	Graham, Hitchcock, Holbrook, Jeffrics, Lindsay, Mitchell, Bathbun,	Saunders, Sloan, Sprecher, Stewart, Steufer, Wright—20,	
louse rol	ray and McKee I No. 328, also	recommended	fo

ndefinite postponement, was, by viva voce vote, placed on general file

PROVISIONS OF THE BILLS. House roll No. 9 was introduced by Rep

resentative Suter, populist, from Antelope county. It is entitled "An act to fix commissions for selling live stock in the state of Nebraska, and to provide a penalty for the violation thereof." It provides as follows: violation thereof." It provides as follows: Section 1. It shall be unlawful for any person or persons solling live stock out of any stock yards within the state of Ne-braska to charge a greater commission for selling the same than the following: Sec. 2. For selling cattle, 49 cents per head, and not to exceed \$8 per car. For selling hogs, 6 cents per head, and not to exceed \$5 per car for single deck, and \$8 per car for double deck cars. For selling the same of the deck cars. For selling the same of the deck cars. For selling the car for double deck, and \$7 per car for double deck cars. Sec. 2. Any person who shall violate any It provides as follows:

sloners, fixing their compensation and the levy of the tax to improve the parks. At the For double deck cars. Sec. 2. Any person who shall violate any of the provisions of this act shall be deemed guilty of misdemranor, and upon conviction thereof shall be fined for the first offense not less than \$50 nor more than \$100, for the second offense not less than \$100 nor more than \$200, and for each sub-sequent offense not less than \$200 nor more than \$500. suggestion of the governor, Senator Hol brook moved the senate this afternoon to re quest the chief executive to return the bill to the upper branch of the legislature in order that the title might be corrected. The motion was agreed to and the governor in a brief special message complied with the re-

House roll No. 328 is more comprehensive in its provisions. It was introduced by Rep-resentative Jenkins, republican, from Thayer county, and provides as follows:

county, and provides as follows: Section 1. All stock yards opened or or-ganized under the general corporation law of this state, or by special charter, are horeby declared to be public markets. Sec. 2. All persons, corporations or com-panies dealing at such stock yards shall have the same rights and privileges with all other persons or corporations, and no rights or privileges granted or conferred to or upoo any person or corporation either At the farm of Charley Nemyres, sr., who lives about five miles north of this city, there was a large fire yesterday evening about 5 o'clock, in which he lost about \$4,000 worth chinery. horses, and about 500 bushels of 200 bushels of wheat and oats. He is a wellto-do farmer, and the insurance is about 1,000 in Farmers' Mutual.

tishts or privileges granted or conferred to or upon any person or corporation either directly or halfreely shall be withheld from any other person, company or corporation. Bec. 3. There shall be a sufficient number of competent persons appointed by the gov-ernor of the state for each stock yard, who shall be live stock inspectors, who shall determine what stock is unfit for market and have the same removed. The said in spectors shall also determine what are placy sows and which are stags, and also allow a dockage of unit to exceed forty pounds for each piggy sow, and not to ex-ceed sixty pounds for each stag. And all persons except those appointed under the provisions of this section are hereby pro-hibited from acting as stock inspectors. Wednesday and is visiting friends and rela-LIVER. parents, Dr. and Mrs. Keer, of this city.

HASTINGS, March 28 .- (Special Telegram.) The Weekly Nebraskan was closed today by a mortgage of \$2,000, held by the First National bank of this city.

quest

office maintained at the place of publicaor of any interest therein, made and ex or of any interest therein, made and ex-ecuted by a corporation, and recorded in the proper records of the county wherein such real estate is situate, prior to the ist day of January, A. D. 1895, are hereby de-clared legal and valid, and the record thereof effectual to all intents and purposes tion. These provisions do not apply, how countles wherein but one paper published, or in counties where no newsaper has been published for a period of one year prior to the publication of such legal other official notices, or in counties where no newsapaper is published having the required 200 circulation. The bill passed with the emergency clause.

ing vote in detail: ADOPTED THE ADJOURNMENT REPORT. Yeas-The house committee on adjournment re-Senate file No. 131, by Sloan of Fillmore ported the result of its conference with the county, is a bill of considerable importance to the smaller towns and citles of the state. senate committee, naming Friday, April 5, at 12 m. as the hour agreed upon by the joint committee. Rhodes and Barry tried to amend by fixing on a day earlier, on ac-It applies to cities of the second class have leck. ing a population of less than 5,000, and enables them to make contracts for lighting count of the present running train time, which plants. It provides that these cities are lernard, would cause an inconvenience to many farmers living off the main lines of railway. Brady, Brownell, Burch, Burke, authorized to make contracts with and authorize any person, company, or association Their efforts did not prevail, however, and Haller moved that the rule against smoking to erect and maintain gas or electric light works in said city, and give such person, be suspended during the remainder of the session, but the speaker again ruled arbi-trarily, and declared the motion out of order. company, or association the exclusive privfurnishing gas or electric lights to Chace, Chapman, light the streets, lanes, and alleys of said Van Housen demurred, and inquired if a motion to suspend the rules was not in order. He got no satisfaction and the minority was city for any length of time, not exceeding Conaway, twenty-one years, and to levy a tax not ex-Nayseeding 5 mills on the dollar in any one year again squelched amid considerable ghoulish Brokaw. for the purpose of paying the costs of lightglee

ng the stretes, lanes and alleys of said city. A report was adopted commending Cona-The last bill passed was senate file No. way, chairman of the standing relief tempsey. 356, by Pope of Saline county, providing for the education of children confined in the mittee, for his labors on behalf of relief legislation. The house went into committee of the poor houses and for the payment of the ex-

whole, with Cole in the chair, on the report of the sifting committee, which had recom-mended house rolls Nos. 490, 642, 333, 410 and 535. The first, No. 490, was Lamborn's bill to permanently locate the state fair at Lincoln. Before any consideration had been given to the measure Van Housen moved that the bill be recommended for indefinite postponement.

age and of sound mind shall be confined in any poor house of this state, it shall be the duty of the county board, where the same can be done, to make arrangements with the officers of the school district wherein said poor house is located or with some school district adjacent, to have the chil-dren so chargeable to the county attend school at such time and place and to have and receive such text books and instruction as shall be provided for other children at-tending in said school district. Munger deprecated this motion. He said that the author of the bill, Lamborn, had number of amendments to propose, one of as shall be provided for other children at-tending in said school district. Sec. 2. It shall be the duty of the county beard upon the report of the officers of the school district, wherein arrangements have been made for the education of the children confined in the poor house, to draw a war-rant on the general fund of the county, payable to the treasurer of said school dis-rict berowided boxers the county shall them being to the effect that no immediate of Governor Holcomb returned with his sigaction should be taken on fair location, but that the measure should take effect in 1900. Van Housen said that as two more sessions of the legislature would ensue prior to that period, it would be well to postpone any egislation on the matter at present. Chace was in favor of the motion to in-definitely postpone. He believed that some trict: provided, however, the county shall not be liable for more than its proportionate share of the expenses for text books, fuel other cities than Lincoln should also be afforded a chance to bid on location of the

institution. If they could do better it would e to the advantage of the state. Benedict brought down the house by read-LINCOLN, March 28.-(Special.)-Governor Holcomb, while examining senate file No. ing an extract from one of Sam Jones ser-"If ions, in which the evangelist had said: 160, which has already been passed by both I could ever have any respect for a gambler, fending prisoners from a mob. was it would be for the one who didn't squeal." recommended to pass. The committee The gentleman from Lancaster (Burns) had of the whole then rose and the report branches of the legislature and sent to the chief executive, discovered that the title is radically defective. The bill was introduced said that if the fair were located perma-nently at Lincoln the people of Lincoln could proceed to set out trees and otherwise decby Senator Holbrook of Dodge county and was designed to enable cities having a population of more than 5,000 inhabitants and less than 25,000, to create boards of park commissioners, to acquire land for parks, and orate the grounds. Why had the people of Lincoln never thought of this before? The fact of the matter was, Lincoln had, on a levy a tax for improving the same. The le does not refer to the provisions of the fair vote in the agricultural board, been beaten and was now squealing. bill deferring the duties of the park commis-

Burch took higher ground in his argument

took the place of legislation for thirty min-utes. An attempt was made to raise the call, but the necessary fifty-one votes were work and as witnesses, as it will be in the midst of corn planting. The case will probmidst of corn planting. The case will prob-ably come up between the 20th and 25th day of May. lacking. More disorder followed and at last Benedict moved that further proceedings un-

Sam Wo Tai's Political Sagacity. der the call be dispensed with, and it pre-LEXINGTON, Neb., March 28-(Special) vailed. The bill went to a vote, was lost with the emergency clause by 55 to 37, and -A representative of an Omaha newspaper was carried without the clause by the follow is in the city holding interviews with Sam Wo Tai, the alleged candidate for mayor, the county clerk and attorneys. There no doubt will be an effort to right the wrongs of the poor Chinaman, and the act that his petition for mayor was simply a blank paper will cut no figure. Sam We ppears to enjoy the situation and his note riety immensely. He says the mayor only gets "flifty dolla year; pleeceman he get flifty dolla month; so when I lected mayor I Rouse, Schickedantz, pointa myslef pleeceman." so it can be seen Sam is onto the ways of the politician. Spencer, Sutton (Douglas Sutton (Pawnee

Unger Sent to Jail. BUTTE, Neb., March 28.-(Special Tele gram.)-The preliminary hearing of D. M. Unger, on trial for larceny from his wife, was

was bound over in the sum

held today before County Judge Skuse. Rothleutner. Shook, Sisson, Smith, Soderman, Suter, Thomas, Wart to the May term of court. He failed to secure bond and was sent to jail. Wart, Weber, Wilder-29

Zink (Johnson). Mr. Speaker-57

McFadden McNitt, Merrick, Myers, Munger, Perkins, Vohlman, Ricketts, Bobinson

Robinson. Roddy,

Walt,

DO YOU KNOW WHAT IT IS? Spackman, Van Housen, Zink (Sherman)-14 You feel strangely depressed, weak,

perhaps have no appetite, and with pe cullar pains throughout your body. Perhaps some one will tell you you have the grip. Perhaps you have but the chances are you are suffering from a derangement of the greatest organs in the body. DO YOU KNOW THIS GREAT TRUTH? MUCH THAT IS CALLED GRIP IS SIMPLY A DE-RANGEMENT OF THE KIDNEYS AND NO MAN OR WOMAN EVER HAD THE GRIP WHOSE KIDNEYS WERE IN PERFECT ORDER, These great organs of the body throw off the

NEW FACES ALL ABOUT CHANGING the Features and Romov-ing Blemishes, in 150 p. book for a stamp. Joha H. Woodbury, 17W, s20 St. N. Y. Inventor of Woodbury's Facial Sono.

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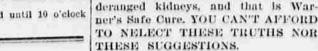
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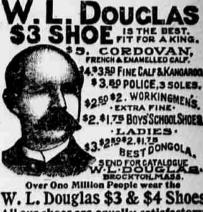
poisons of the body. When they are out of order they cannot do this and the result is, poisons go into the blood and cause rheumatism, influenza and

was submitted. Sutton of Pawnee moved that the report of often pneumonia. These are truths the committee in regard to the imitation butter bill, house roll No. 642, be not conwhich all physicians admit, and it is imitation admitted universally, that there is but curred in, but that it be recommended for indefinite postponement. The motion did not one remedy known to the world for prevail. 23 yeas, 58 nays.

The house then adjourned until 10 o'clock a. m. tomorrow.

Outfitters.





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ORIENTALS ASSOCIATION Friday, March 29th, TYPES FROM LIFE Shown by Group of Swarthy Hindcos. Music, Song, Rich Dress. Admission 25c-

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Absent or not voting-

Davies, Ely, Fritz, Guthrie

Harris,

Hairgrove

Harrison,

Harte, Hinds, Jenness, Johnston (Douglas), Jones, Judd, Kaum

Langhors

Harkson, Horst, Howard, ockman, rns (Dodge), (Lancaster). Miles, Mochrman, Casper, Delaney, The house then went into committee

the whole to consider bills reported by the sifting committee. House roll No. 642, the bill prepared according to the special message nature attached to the anti-oleomargarine bill, came first. It provides that imitation butter may be manufactured for export out of the state. It was recommended for passage, and house roll No. 333, by McNitt, was next

and grade and otherwise improve such high

after elected, was recommended to pass. House roll No. 535, by Spackman, appro-priating \$500 for the relief of Cyrus F. Bake, sheriff of Nance county, injured while de-fending prisoners from a mob. was recommended to pass. The committee of the whole then was the committee

after elected, was recommended to pass. House roll No. 535, by Spackman, app

in line. This bill enables officers and agents of municipalities to go upon public highways ways. The bill was recommended to pass. House roll No. 410, by Becher, providing for the terms of office of state officers here-