| 2 THE OMAHA DAILY BEEL TUESDAY, JANUARY 28, 1896.   |  |  |  |  |   |  |
|---|--|--|--|--|---|--|
| VAGES OF PRISON EMPLOYES  | UNCLE GETS BACK AT HIS NIECE.  | DODGE DAMAGE CASE CLOSED   | WILLIAM TATE PUT ON TRIAL.   | OFFICES GROWING TOO FAST   | surrendered are also to be designated in the  | APPEAL TO UNITED STATES  |
| AGES OF TRISON LATESTICS  | Mrs. Anna Johnson Arrested on Com-   | DUDAL DAMAGE CASE CLUSED   | Slayer of Archibald Catheart Before  | orritors anomina too rast  | The very first bill introduced in the house   | arriar to composition  |
| and the second se | plaint of James Gambrel.   |  | a Jury.  | an and a second s  | provided for an appropriation of \$25,000 to  | and the second se  |
| and the second se | LINCOLN, Jan. 27 (Special.)-This morn-   |  | TECUMSEH, Neb., Jan. 27(Special Tele-  | a the second beau set to be a second   | erect similar monuments on the battlefields   | A second s  |
| ttorney General Churchill Decides They  |  |  | gram.)-Judge C. B. Letton opened district  |  | of Lookout Mountain and Missionary Ridge,<br>the amount appropriated two years ago be-    | Americans in the Transvaal Want Help   |
| Constitute Legitimate Expenses.   | returned from Palmyra, having in custody   | for the Fire Soon Settled.   | court in and for Johnson county here again   | the Capitol's Capacity.  | ing found insufficient to complete the work.  | from the Home Government.  |
|   | Mrs. Ann Johnson. She is charged with send-  |  | this afternoon at 4 o'clock. The first thing   |  | Similar bills applying to Vicksburg, Stone  |  |
|   | ing obscene matter through the mails. Mrs.   |  | in order was the murder case of the state of   | and the second sec | River and other noted battles of the war  |  |
| LARIES INCLUDED IN MAINTENANCE  | Johnson on Friday last caused the arrest of  | FINAL TESTIMONY OF BOTH SIDES  | Nebraska against William Tate. The court   | WANT AN ADDITION FOR ONE MAN   | are sure to follow. As all of these bills<br>provide for a commission consisting of one   | HAVE MUCH MONEY INVESTED THERE   |
|   | her uncle, James C. Gambrel, for a similar<br>offense. Now Gambrel retaliates by lodging   | and the second sec | room was crawfied with spectators. The aft-<br>ernoon session, as well as a short session of |  | from every regiment that took part in each  |  |
| aborate Opinion Covering the Point  | a complaint against his niece. Mrs. Johnson  | Ratirond Company's Lawyers Attempt   | the court this evening, was taken up in the  | Country Alterial Doubles that Berry  | engagement, and besides fixing the compen-  | Will Send a Dispatch to Secretary  |
| Furnished at the Request of Aud-  | waived examination before United States  | to Show that the Binze Could   | Impanelling of a jury. Thirty-three men  | Curator Aldrich Decides that Sepa-<br>rate Quarters Must Be Provided   | sation at \$5 per day, with all necessary in-   | of State Olney Asking for Inter-   |
| itor Moore-Cost of the Grand  | Commissioner Billingsley and was bound over  | Not Have Started from  | were called, but the jury was not completed.   | for the Historical Collection  | cidental expenses, entrust the commission with almost unlimited power in the premises,    | ference of This Govern-  |
| Island Electric Light.  | to the May term of the federal court in the<br>sum of \$300.                               | Engine Sparks.   | This task will no doubt require considerable   |  | there are any number of patriots willing  | ment in Their Behalf.  |
| Island Electric Lague.  | Although yesterday was Sunday, Albert  |  | time. The sheriff, with his deputy, will be<br>sent into the country in the morning with a   |  | to undertake the work.  | ment in Their benait,  |
| and the second se | Miller, charged with breaking into the post-   |  | handful of subphense. At 8:30 o'clock ad-  | Contract (   | There is a project on foot to make the  | and the second sec |
| INCOLN, Jan. 27 (Special.) - Attorney   | office at Naponee and carrying off postage   | FREMONT. Jan. 27 (Special.)-In the   | journment was taken until tomorrow merning   | DES MOINES, Jan. 28(Special.)-It   | State library the nucleus of an extensive<br>circulative system embracing practically the | LONDON, Jan. 27 A dispatch to the  |
| eral Churchill today sent to State Au-  | stamps to the amount of \$170, had a hearing<br>before Commissioner Billingsley. He waived | Dodge damage case the plaintiff finished his   | at 10 o'clock.   | would undoubtedly have surprised the archi-  | whole state, and if this movement is ap-  | Times from Pretoria, dated Saturday, says:   |
| r Eugene Moore the opinion asked for  | examination and was bound over to the May  | rebutting testimony this afternoon. The de-  | The crime for which Tate is on<br>trial is the murder of Arch hald                           | tect who planned the spacious dimensions of  | proved by the legislature it will require a   |  |
| pecting the legality of payment of peni-  | term of the federal court in the sum of \$800.   | fense had no more testimony to introduce   |  | the lows capitol if he had been told that  | very noeral appropriation.  | held here today and it was decided to tele-  |
| liary help from the \$102,000 maintenance   | Bail was furnished by his parents.   | and the arguments to the jury are in   | Methodist Episcopal church, twelve miles   | the building he was designing would prove  |   | graph to Secretary of State Olney that in  |
| appropriated by the last legislature. The   | Today Governor Holcomb received from<br>Major J. M. Bermingham, general treasurer          | prograss.  | northeast of this city, Sunday night, Au-  | indequate to the growing demands of the  |   | view of the arrests of American citizens and   |
| ion is favorable to such payment. The   | National Home of D sabled Voteran Soldiers,  | The first witness this morning was Frank   | gust 25. Both the murderer and his victim<br>were sons of respectable farmers of the         | state before the end of the century. But   |   | the fact that their property was jeopardized   |
| rants were drawn this afternoon for a   | Hartford, Conn., a check for \$4,200. This   | Hensal. He came to Dodge from his farm   | community. William Tate, son of Lon Tate,  | such appears to be the case. When the vari-  | jealousy of rival institutions, will ask for  | he was requested that a diplomatic agen  |
| of \$3,525.69. The amount of vouchers   | is the regular quarterly payment of the  | the afternoon of the fire. While assisting   | is but 21 years of age. Archibald Catheart,  |  | a largely increased appropriation. Here-  | might be sent to arrange matters with a  |
| called for \$4,139.64. Steward Dech's   | government's appropriation of \$16,800 an-<br>nually for the Nebraska Soldiers' and Sal-   | in hauling away some goods that afternoon  | the murdered boy, was the 19-year-old son  | were moved from the old quarters in 1883-4   |   | view to any exigencies that might arise.   |
| ry, \$240, was thrown out entirely, \$100   | lors' Home at Grand Island. The amount   | he saw Albert Eigler near the Bohemian   | of J. M. Cathcart.<br>The boys of the neighborhood were divided                              | stone constants contents to non both the meshal be-  |   | A' the same time it was to be represented  |
| been paid by A. D. Beemer, and the  | was promptly turned over to State Treasurer  | hall. Eizler told him he was looking for   | into two factions, trouble of some nature  |  |   | that Americans here, while preserving a  |
| ies of the other guards and keepera   | Bartley.   | Nueveman's horses. They had some con-  | having existed among them. Archibald   |  | of miblic instruction and one member from   | filendly attitude toward the Transvaal gov-  |
| been scaled down \$273.95. It is the  | On Weinerday next the State Lumbermen's<br>association will convene in this city in the    | versation about the fire, and Eizler told  | Cathcart and his brother Ernest were in  | I may one capital city for the mar stately and he  | each of the eleven congressional districts, has   | eroment, desired that their grievances should  |
| ion of a number of attorneys that the   | senate chamber, at the capitol. At 11 o'clock  | him the engine set the fire. His 15-year-old   | sympathy with an opposing crowd to which<br>young Tate belonged. The defense expects         | observed the magnificent apartments then   | infaily decided to take the matter in aand,   | be redressed.  |
| on of the supreme court in granting   | on that day there will be a meeting of the   | son Josept corroborated his father's testi-  | to prove that the Cathcarts, with their fol-   |  | and will ask for a special tax on all state   | They had embarked considerable capital<br>and had devoted energy and talent to the   |
| den Leidigh's application for a writ of   | directors at the Lindell hotel, the headquar-  | mony about seeing Eizler there that after-   |  | In the second  |   | are had devoted energy and talent to the   |
| damus against the Board of Purchase   | ters of the association. The hour of the sen-  | noon. Henry Stormer swore that he had a  | the Cathcart side of the story is to the ef-<br>fect that Tate was a bully and was in the    |  | fixed income of something like a quarter of   | tated constitutionality for their rights, and  |
| Supplies fully covered the case on which  | ate meeting is set for 2 o'clock p. m. Local dealers have made arrangements for enter-     | conversation with Eizler at Williams' 'house   | habit of imposing on his opposition at every   | But this condition of effairs did not long re-   | a million annually, and place it on a financial   | though some had taken up arms to show  |
| attorney general has just passed. In  | taining the visitors, and the annual meeting   | in Dodge the afternoon of the fire;' that  | opportunity.   | main.  | standing alongside the University of Michigan.  | their determination, not a shot had been   |
| opinion it was distinctly enunciated  | is expected to wind up with a trip to the  | Eizler told him then that the "d-d rail-   | On the night in question the boys of the   | The State Agricultural pociety, which had  | A measure of a similar nature for a much<br>less sum was defeated in the last general     | fired. They therefore urge that attention<br>should be paid to their complaints.   |
| the Board of Public Lands and Build-  | south, where the great lumber mills will be  | road company set the fire." On cross-ex-   | had been in attendance at the services at  |  | assembly, largely on the ground that it would   | They recognized the magnanimity of the   |
| possessed the same powers of manage-  | While W. S. Ralston, business manager of   | ments to both Honsel and Stormer, Mr.  |  | of the highest bidder, took up its permanent   | be a dangerous principle to establish. It   | Tratevaal government during the recent cri-  |
| nt over the penitentiary that it had over   | the Worthington academy, was out riding  | Frick cross-examined Stormer at con-   | left the church, the evidence goes to show,  | location in the new capitol and was soon   | is argued that if one state institution was   | sis, but they said the rights of citizenship   |
| other of the public institutions, asylums,  | this morning, his horse took fight in some   | siderable length. He adhered closely to him  | the boys passed a few taunts, which finally  | followed by the Hauteellund annelation   | provided for in this manner, the Agricultural   |  |
| neral Churchill's opinion:  | and had wore hidle brutard and he was  | statements as first made, and the effect of his  | having reached fever heat young Tate dared   | Every succeeding legislature has been called   | college, Normal school, and even the  |  |

General Churchill's "Hon, Eugene Moore, Auditor of Public Accounts: Dear Sir-Yours of the 24th inst. at hand, asking the opinion of this depart-ment as to what, if any, payment of the salaries and wages due to the officers and of the employes at the penitentiary should be made. In answer thereto will say that the title to the act making appropriations is as fol-lows: 'An act making appropriation for current expenses of the state government for years ending March 31, 1896, and March 31, 1897, and to pay the miscellaneous items indebtedness owing by the state of Ne-

braska." "While the title to an act does not govern yet it is a proper source to look to in as-certaining the real intent and meaning of the legislature. In regard to the appropria-tion for the penitentiary, the language is 'For maintenance of prisoners from April 1, 1895, to March 31, 1896, \$49,640. For maintenance of prisoners from April 1, 1896, to March 31, 1897 \$52,560."

WAGES ARE CURRENT EXPENSES. "It cannot be doubted that the payment of salaries and wages of officers and em-ployes of the penitentiary is a part of the irrent expenses of the state government and is essential to the maintenance of the institution.

"At the time this act making appropriations for the penitentlary was introduced and passed, the penitentiary was under lease by the terms of which the lessee paid the salaries of both officers and employes, as well as supplying the institution, and was paid a sum total per capita. It will thus be seen that under the appropriations made for the payment of the lease it included the pryinig for the support and maintenance, as well as the wiges of the officers and em-At the same session of the legislature it will be noticed that an act was introduced to annul the Dorgan lease, and, in arriving at the legislative intent, it is always necessary to consider all the acts passed by the legislature concerning the same subject matter. This act provided for the annulling of the lease, while the ap-propriation is in the form that it was made prior years to the lesses, but it cannot doubted when you consider the two acts that the legislature must have intended that the appropriation made for the maintenance of the penitentiary would be used for the purpose of meeting the expenses of the main-tenance of the penitentiary after the ter-

mination of such lease. While the con-stitution provides in section xxii, of article Holt county board of supervisors put in 'No money shall be drawn from the fit that: treasury except in pursuance of a specific some time in the salary cutting business appropriation made by law, and on the presentation of a warrant issued by the last week. The county superintendent has

and body were badly bruised, and he was placed in care of a physician. In the opinion of the Lincoln police, they have now in the city fail the two men who bad we to the the city fail the two men who bad we to the the city fail the two men who held up Judge W. E. Stewart on the night fire. 16th inst., and assaulted him so grievmiddle of the barnyard, about twenty-five lously that he was for several days confined feet north of the south fence. He said there to his bed. Harry Morris and Fred Bostetter was no such fence there as was described are the names given by the suspects. They are both young, and are said to be as tough very fully by Eizler; no fence except the one across the south end of the lot, and no as the toughest. Morris is an ex-convict. Boatetter is said to have served a term in the box at the southeast corner of the millet reform school. shed, as Eizler testified. His description

This morning John Haberlan was dis-charged from the fire department. He was of the premises was materially different from that given by Eizler. L. J. Robinek, Sam Houghton and A. R. Hasson swore that an engineer on the fire steamer at engine house No. 1, and was dismissed by order of Mayor Graham. For quite a while there has sam Houghton and A. R. Hassin swore that they were through the yard the day of the fire, shortly after the fire started. They saw no pile of hay, straw or millet there, and there was no rubbish in the yard; notheen a series of running kicks against Haberlan's retention on the force, as he is a man of considerable wealth, and there are many applications for positions on the force from poor men perfectly competent to hold down the job. one hour to prepare instruction. At 3:30 the argument to the jury on behalf

the job. Omaha people in Lincoln: At the Lindoll-George S. Nason, L. Irons, S. T. Dorsey, J. M. Jeslin; F. W. Slabaugh, George A. Day and wife. At the Lincoln-H. H. DeFoil, F. A. Tucker, D. W. G'lbert, W. B. Stark. f the plaintiff was commenced. Neither ts intention to hold an evening session so and the case go to the jury Tueslay morn-

LINCOLN AND HASTINGS CONFER. Some one of the cases against the alleged

Attempt Being Made to Fix Up a Rehog thieves will come up next. union Slate.

Histingo people had authority to make the

trade. At 9 o'clock tonight the committees

Hastings comprised C. H. Deltrich, D. M.

McElhenry, Judge Burton, William Kerr,

A. L. Clark, W. H. Lannin, W. R. Dutton,

Mark Levi, Issac Le Dicyt, Leopold Haban, J. A. P. Black and William McDonald.

Reduced Holt County Salaries.

O'NEILL, Neb., Jan. 27 .- (Special.)-The

PLATTE CENTER BANK REOPENED. LINCOLN, Jan. 27 .--- (Special Telegram.)-A committee from Hastings has been figur-Business Men Satisfied the Suspension ing all day at the Commercial club with a Did Not Damage It.

similar committee of Lincoln citizens, with PLATTE CENTER, Neb., Jan. 27 .- (Spesial.)-The Farmers' and Merchants' bank a view toward fixing up a reunion slate reopened today, with D. D. Lynch cashier for the future, the proposition being to and Fred Jewell president. General conwork for the location of the soldiers' refidence now prevails and the people are satunion at Lincoln during the years of 1897 and 1898, provided Lincoln would throw the weight isfied that the bank is all right. The of its influence in favor of giving the reamount of business done today goes to show that the people are satisfied. union to Hastings for this year. This proposition did not meet with hearty response from. Lincoln. It was not thought the

Verdigre School House Attached. NIOBRARA, Neb., Jan. 27.-(Special.)-The sheriff of Knox county has been requested voted to lay the whole matter over for by the North Nebraska Town Lot and Im-the present. The committee of twelve from provement company of Verdigre to levy on by the North Nebraska Town Lot and Imand advertise for sale a quantility of land and several lots of that town, and especially the lots on which the magnificent new brick school house of Verdigre is built, an enter prise finished this winter. The history of the transaction dates from the time the Roth-well brothers became involved in the alleged cattle stealing cases in 1893. The Rothwells

their interest in the town of Verdigre, which they deeded to G. W. Quimby. As soon as

examination strengthened his testimony. William Nueveman said that there was no pile of hay, straw or millet at the south-east corner of the shed at the time of the free. There was a pile of manure in the south the corner of the shed at the time of the There was a pile of manure in the his brother and others not to take the dare, struck young Tate a slight banter blow in the chest. It is said that Tate was standing with his hands in his pockets when struck. Like a flash he withdrew his hands from his pockets and throwing up his right arm made a lunge at his assailant. In his hand he had a large knife. A terrible gash was cut across Catheart's left breast, Cathcart staggered back and Tate struck another blow across the left hip and abdomen. A third blow slightly grazed his right side. In the first blow Tate fractured a rib, cutting it entirely in two, the knife penetrating a lung to the depth of an inch and a half and striking the breast bone with ing but the manure pile. The plaintiff its point. This was the wound that caused rested at 2:15, and the court took a receas for death. The cut across the abdomen barely penetrated through the muscular tissues. Th victim was carried to a house near by, where he soon died.

The act was committed so quickly that be limited, and the coart signified ts intention to hold an evening session so the boys standing about him did not know hat the argument will be finished tonight he had been cut until they noticed by the moonlight the blood running down his white

Tate made all haste possible in getting out of the county. He went home and got his pony and departed in an eastward direction. Sheriff Woolsey and posse captured

him the night following in the woods along the Missouri river at a point near Peru. North Loup Services Concluded.

NORTH LOUP, Neb., Jan. 27.-(Special.)-The series of lectures on the Sabbath by Rev. Mr. Socwell of Grand Junction, Ia. which have been in progress here for the past two weeks, iclosed last evening with a grand revival pervice, in which a large por tion of the congregation to k part. As the speaker pointedly refused everything in the way of monetary compensation, a number of members of the society presented him, o behalf of the church, with an unique parlo stand of diamond-willow, intricately fashioned and finely finished in the native grain, the handiwork of an ingenious local artificer,

which was accepted with an affecting ad-dress of thanks. Rev. Mr. Socwell has greatly endeared himself to the Baptist people here during his brief sojourn, and the work which he accomplished is highly appreciated by all interested in religious work. He left this morning for his home. D. C. Zink, deputy consul of the Modern

a meeting here Tuesday evening at the town hall. ors of Omaha Line Rate Too High. live this county, and especially part of northeast of this city, has been going to the lowa side of the river for shipment. Especially has this been so of shipments to Chicago. On shipments of live stock from pointo in Iowa opposite this city the rate to South Omaha has been almost 1 cent pe hundred less than from this city, and t Chicago fully 3 cents per hundred less. The Omaha, which rune through this city and county, has begun to worry over its loss of traffic and has had its agent investigating the matter the next week. The outcome watched for with interest by the citizens.

upon to create some new commission and the of taxation. The new Asylum for the Incine at Cherongenuity to the utmost to arrange for the

accommodation of the fast increasing num-her of state officials The Railroad commission, the Board of and procure the necessary supplies. per of state officials. A demand will be made by a well or

Pharmacy, the mine inspectors, the dairy ganized lobby for the establishment of at and labor commissioners, the Board of Health, the geological survey and the department of ferent parts of the stale. The efforts to the geological survey and the department of the Grand Army of the Republic have all been provided for and the last remaining room in the building assigned to the curator f the Historical society.

The last named society, the nucleus of which has long existed at lowa City, has been largely built up in recent years by Hon. Charles Aldrich, the present curator, who, beginning by the donation to the state of some private autographic collections, has percevered in his work until he has gathered ogether such an assortment of historical elies that the space assigned him has beome totally inadequate to their proper care

nd display. Mr. Aldrich will ask the present legislaure for an appropriation of \$60,000 for the appropriation of \$50,000 to aid in a proper cection of an adjunct to the state capitol observance of the semi-centennial. The state building in the chapel of a Memorial hall, which shall be perfectly fire-proof in every espect and be used exclusively as a state distorical building. The battle flags of the late war, which are now in a temporary reptacls in the rotunds, he urges, need be are, and the fast increasing donations to the intorical collection must be provided for. The senate has taken kindly to his sugges ions and appointed a special committee, of which Senator Carpenter is chairman, to in part. vestigate the matter. An enlargement of the present capitol in some form or other, prot ably in line with the curator's desires, wi the state will be presented as usual, em-bracing losses sustained by the killing of will likely be the result, and the Memorial hall become an accomplished reality. diseased horses and cattle by the orders of veterinary surgeons. WILL MAKE OR BREAK HIM.

The amount of these extraordinary de The office of labor commissioner, which has ands cannot now be computed, but if they xisted for about a dozen years, is in a fair should be allowed, the sum total of the apway of either being abolished or made of some practical value. Created in 1884, more ronriations of the Twenty-sixth genera assembly will largely exceed the estimated for the purpose of making a place for a prominent politician than with any idea of its evenues from all sources for the next biennial period. usefulness, the statistics compiled have neve been either complete or satisfactory. This This YOUNG HASTINGS COUPLE MARRIED. to compel answers to the questions sub witted than from any fault of the commis-Their Friends Take Occasion to Show oner. It was a design of the lawmakers

HASTINGS, Jan. 27 .- (Special.)-William have a complete labor and manufacturing Falk and Miss Nellie Dowd were married turned over considerable property to various Woodmen for Nebraska, is billed to address at 9 o'clock this morning at the home of ommissioner, but this object has been largely defeated by the unwillingness of the operthe bride's parents. Father McDonald offiliated. It was a very pretty but quiet wed mines and factories to disclos details of their private business. The pres NEW YORK, Jan. 27 .- William D. Wheelding, there being only one or two friends TEKAMAH, Neb., Jan. 27 .- (Special.)-For ent commissioner, despairing of getting corwright and Charles R. Hewitt (William D. present besides the relatives. After the cera-Wheelwright & Co.), lumber dealers, made an assignment today for the benefit of credsome time a large quantity of rect information from this source, sent out nearly 20,000 blanks to individual workingmen, of this county and especially of whom less than one-fourth returned anmony was performed the wedding breakfast was served, after which the bride and groom itors. The firm has been in business sevenswers that could be used. The commisioner took the 10:15 train for New York, where teen years, and is said to have \$100,000 inadmits that his lack of legal authority to they will spend their first six months of marvested in the builders. compel answers to his inquiries renders his report as a statist'cal work practically value-KANSAS CITY, Jan. 27 .- A special from ried life. Mr. Falk is one of Hastings' best Springfield, Mo., to the Star says: The cloth-ing establishment of W. K. Poage & Co., with houses here and West Plains, Mo., asbusiness men, while Miss Dowd is one less, and tersely advises the legislature to Hastings' brightest young ladies and has invest him with some authority in the pre-mises or else abolish the office altogether. aiways been a great society favorite. About signed this morning. Principal creditors: E. M. Poage, Paris, Mo.; E. Kirschbaum & 100 young married men and bachelors formed in a body and marched to the train where Senator Cheshire has accordingly introduced Co., Philadelphia; Clement, Bane & Co., Chithey decorated the section which the newly cago. Liabilities are \$20,000, assets about \$25,000. bill drafted by the commissioner, of which a bill dratted by the commissioner, of which sections 2 and 3 read as follows: Sec. 2. The commissioner, or any officer or emply ye of the Bureau of Labor Statistics, shall have the power to issue subpoenas, ad-minister oaths and take testimony in all matters relating to the duties herein re-quired by said bureau; such testimony to be taken in some suitable place in the vicinity to which testimony is applicable. Witnesses subpoenaed and testifying before any officer or employe of said bureau shall be paid the same fees as witnesser before a justice court, such payment to be made out of the contingent fund of the bureau. Any person duly subpoenaed 'under the provisions of this section, who shall wilfully neglect or refuse to attend or testify at the time and place named in the subpoena, shall be deemed guility of a misdemeanor, and upon conviction therefor before any court of competent jurisdiction shall be pusibled by a fine not exceeding \$50 and costs of prosecu-tion, or by imprisonment in the county jail not exceeding thirty days; provided, how-ever, that no witness shall be compelled to go outside the county in which he resides to testify. Sec. 3. The commissioner of labor or any officer or employe of the Bureau of Labor shall have the power to enter any factory or mill, workshop, mine, store, busimatried counte had engaged. The decorasections 2 and 3 read as follows: tions consisted of old shoes, motioes and rice. When the happy couple arrived at the depot one barrel of rice was used in PHILADELPHIA, Jan. 27.-Henry B. Grauley, one of the largest cigar dealers in less than ten minutes and cheers Pennsylvania, today made an assignment for he benefit of his creditors, to Francis S up to encourage them on their journey. LINDSAY, Neb., Jan. 27.-(Special.)-Found the Court Crowded. Brown. Mr. Grauley states the assignment HARTINGTON, Neb., Jan. 27 .- (Special, George Billups started yesterday for vas made necessary by the failure of Seidenerg, Steifel & mouth, where he is to be married Tuesday berg, Steifel & Co., on wh endorsed for about \$20,000. Kerney, Mr. to Miss F. Berenice Kerney, Mr. Billups has been favorably known in this vicinity since before the town started and for several years has been manager of the Nye & Schneider Co.'s grain and lumber musiness at this point. Miss Kerney is an estimable and accomplished lady, being organizer for the Women's Christian Temperance Union and state superintendent of the L. T. L. North Platte National Paying Out. Mr. Mar NORTH PLATTE, Neb., Jan. 27 .- (Special Telegram.)-Receiver Doolittle of the North Platte National bank today announced Sec. 3. The commissioner of labor or any officer or employe of the Bureau of Labor shall have the power to enter any factory or mill, workshop, mine, store, busi-ness house or public or private work, when the same is open or in operation, for the purpose of gathering facts and statistics such as are contemplated by this act, and to examine into the methods of protection from danger to employes, and the sanitary conditions in and around such buildings and places, and make a record thereof; and any owner or accupant of such factory or mill, worshop, mine, store, business house, public or private work, or any agent or employe of such owner or occupant, who shall refuse to allow any officer or employe of the said bureau to so enter shall be deemed guilty of a misdemeanor and upon conviction therefor, before any court of completent jurisdiction, shall be punished by a fine not exceeding \$100 and costs of prose-cution or be imprisoned in the county jail not exceeding thirty days. that he would pay a 10 per cent dividend on all proved claims as soon as schedules can be forwarded to Washington and ap-Plattsmouth Social Events. FLATTSMOUTH, Neb., Jan. 27.-(Special.) proved. This will make 30 per cent paid so far by the bank and will place nearly \$10,000 in circulation in this city. Judge H. M. Grimes went to Ogalalla this afternoon t depositors and those interested onfer with n regard to the appointment of a receiver. A receiver will probably be appointed next Monday and it is thought here that Hen A. S. Baldwin of this city will be selected. Dangerously Kicked by a Horse. ASHLAND, Neb., Jan. 27 .- (Special.)-Charles Mahong, a prominent young farmer residing about six miles northwest of town, Last night the Tuxedo Mandolin club gave was kicked by a horse yesterday. He went into the stable to feed the animal and upon coming out the horse kicked him. He is Then follows a list of about thirrty specific hadly hurt, but may recover. A hay rack party of the society young people visited the home of Frank Pickering questions covering every detail of the business that both employers and employed are required to answer. few miles in the country Saturday night. The district court for Saunders county convenes at Wahoo tomorrow, Judge Sedg-TO SAVE YOUNG OFFENDERS. uite a prominent politician in this sec-There is a general movement on foot to LYONS, Ngb., Jan. 27.—(Special.)—The fu-neral of William White, living seven miles northeast of town, was conducted by the Grand Army, post of this place. A great many people were unable to get into the church wick presiding. Blanks for the organization of a McKinley have juvenile criminals kept apart fro hardened old timers, both in the fails and penitentiaries. The legislature is being club have been received here. oded with petitions on this subject. The wement will probably take the form of a flooded with petitions on this subject. Alleged Burgiar Bound Over. PLATTSMOUTH, Neb., Jan. 27 .- (Special bill creating an intermediary prison, where all young offenders and women shall be confined. Both jailers and wardens say i -Frank Douglas, the Eagle burglar recently all arrested at Lincoln, charged with entering Burt County Political Favorite. the store of S. S. English of that place would not be practical to do this in limited quarters they now occupy, and ad-ditions to the jails and another penitentiary was arraigned Saturday and pleaded not guilty. He waived preliminary hearing and was bound over to the district court. must be built if such a law should b passed for him for congress." This county was solid for him for congress." This county is prob-ably the strongest anti-Peebles county in the district. Hon Fremont Everett is a candidate from this county, and there is The bill creating a state board of em ALLEGED COUNT COMMITS SUICIDE balmers, which was introduced into the senate by Senator Ranck, is very similar Gustav Crolsfeld Uses Chloroform a a Pittsburg Hotel. PITTSBURG, Jan. 27.-A man who had to the measure which was proposycars ago, and which met with det sed two opposition, as having a tendency to largely been said to be Count Gustav Crolsfeld, aged ncrease funeral expense Tekamah After a Sugar Factory. about 27 years, was found dead in bed this MONEY TO MARK BATTLEFIELDS. norning at the Schrieber hotel. It was The extraordinary appropriations that the learned he had taken about four and one-half legislature will be asked to make approximate a round million of dollars. Strong pressure will be brought upon the appropriaounces of chloroform to commit suicide. He left a letter addressed to his mother, the tion committee for their endorsement t scheme to appropriate fully one-fourth Countess Marguerite d'Hansonville, palaci French ambassador, St. Petersburg, Russa, In the letter he says he had expected his juice. Mr. Latta replied that Tekamah would that amount for the purpose of marking the positions held by Iowa troops in the late war, and erecting monuments in memory of those killed in action on all of the principal mother's last letter to contain his forgiveness for something not mentioned, but as did not come he concluded to end all. battlefields. One bill already introduced by the alleged count was without funds, the city Senator Craig carries with it an appropria Lecture at Hartington. will bury him, tion of \$65,000 or more for the Shiloh bat-tlefield alone. It is provided in the bill that a \$5,000 shaft shall mark the position Sir Joseph Feels Better. CHICAGO, Jan. 27 .- Sir Joseph Trutch, ex held by each of the thirteen Iowa regiments that participated in that engagement, and blocks of granite costing \$500 shall be placed governor of Victoria, B. C., who has been "Manly Men and Womanly Women." The blocks of granite costing \$500 shall be placed lecture was given under the suspices of the at the point held by the companies on each confined to his bed for several days past with a bilious attack, is reported today as High school management and the proceeds go to augment the library fund. The points where the captured regiments recovering slowly.

charitable institutions would ask to be sup- has received by cable an appeal from Ameriported in the same manner and the result can residents at Johannesburg praying that a could not fail to largely increase the rate diplomatic representative of the States be sent into the Transvaal to look after their interests. Nothing is said in the coblegram in the way of direct suggestion that our government intervene to secure from the Transvaal government fair treatment politically for resident Americans,

At present the United States is without a diplomatic representative in all Africa save in Liberia, and all our diplomatic business with that continent is done through the medium of the United States representatives establish a second school of this character have heretofore been defeated, largely through jealousy. The plan that will be preat the home governments of the African colo-nies in Europe. It is only within the past sented to the legislature does not contemplate two years that we have had even a consular the erection of new buildings, but rather officer at Johannesburg, and he is no to endow exitsing private or local schools more than an agent, accountable to with a provision that these institutions shall eventuality pass into the possession of the state. vaal for a special occasion, but if it is desired to maintain a permanent diplomatic

The appointment of a minister to the Trapsynal would not, it is said, signify that the United States government was disposed in any manner to commit itself to the doc-trine that it is warranted in interfering in claim for state assistance in making the year 1896 long to be remembered in the the internal affairs of the Boer govern-ment, as desired by the American and other annals of the state. It is proposed to held a celebration partaking both of the nature foreign residents of the country, and the functions in that direction of the minister would be limited to seeing that our citi-zens were secured in their lives and property f a fair and a festival, in which the early pioneers yet living will take a conspicuous Of course a large number of claims against

nd were not discriminated against. LONDON, Jan. 27.—In response to further inquiry concerning the confinement of Americans in the Transvall, Secretary of State for the Colonies Chamberlain sent a special dispatch to the governor of Cape Colony, Sir Hercules Robinbon, on Friday last, asking him for further particulars concerning the Americans at Pretoria. Sir Hercules Robinson has replied saying that all the Americans are well treated and that only Mr. John Hays Hammond, consulting engineer of the Consolidated and Chartered company, who hails from California, is still in custody.

Troubles in the Business World, NEW YORK, Jan. 27 .- Christian Abele has een appointed receiver of the Consolidated Wall Paper company, in suits brought by H. G. Craig & Co. and other creditors. The Habilities are about \$90,000. The company has its factory at Mamaroneck. Westchester

whose notes he was

An appropriation of \$40,000 will be the extent of the demands for this purpose at the present session, with the hopes of a larger increase in the near future. TO MAKE A MERRY TIME. The city of Burlington will ask for an was admitted into the union in 1846, and I is proposed that an exposition be held

Their Good Will.

representative there, which recent events would seem to indicate is necessary, this can be done only by authority of congress, which must make the appropriation for the min-ister's salary and the expanses of the lega-tion. It is probable that a recommendation to this effect will be made shortly. ne central point. As Burlington was the first capital of the territory, it has put in a

auditor thereon and no money shall be diverted from any appropriation made for any purpose or taken from any fund whateither by joint or separate resolution." What is meant by the term 'specific appropriation' is largely within the discretion of the legislative body, and it may be said

The supervisors last week awarded the to be specific if it legitimately covers the subject. The question then is, whether the paying of the officers and employes of the enitentiary may be said to come within the meaning of the word 'maintenance,' as advocated democratic principles until a few weeks before the election, when it holsted d in making the appropriation. 'Webster defines the word 'maintain' to

uphold, to sustain, to defend, to keep from change. to preserve, to keep up, tinue, to carry on, to vindicate, to justify. to mention, to support with the conventences of life, to bear the expenses of, to pay, 'Maintenance' is defined by Black in his Law Dictionary as sustenance, support, assistance, the furnishing by one person to another for his support of the means of liv-

ing, or food, or clothing, shelter, etc. And by section 19, article iv. of the constitution, the Board of Public Lands and Buildings is given general management and control of said prison, and under the act of 1877, creating the Board of Public Lands ildings, it is made accountable responsible for the appropriations made for

various institutions of the state, including the penitentiary. I am clearly, therefore, of the opinion that the allowance by the Board of Lands and Buildings of the salaries of the and employes of the penitentiary should come within the appropriation made for the maintenance of the pealtentiary, and the allowance referred to in your communication of the 24th inst. should be paid from appropriation for maintenance from April 1, 1895, to March 31, 1896. I remain, yours A. S. CHURCHILL. "Attorney General." very truly,

RESULT OF CHURCHILL-RUSSELL DEAL For the Grand Island Soldiers' and Sallors' Home the last sees on of the legislature mad an appropriation of \$3,500 for electric light connection and expense of maintaining the same for two years. This appropriation was made with the understanding that "electric light connection" meant what it read, a conetion with the Grand Island Electric Light company's plant. But Attorney General Churchill, one of the members of the Board of Public Lands and Buildings, overruled this, and the board said that it would be much cheaper to purchase a new plant and have the institution run its own lighting apparatus. It was then given out by Land Commissioner Russell, another member of the board, that the whole expense of the plant would be not over \$1,800. Here was to be an implied raving of \$1,700, according to Mr Russell's figures. Already the exepense of the plant has run up to over \$3,000, and there are more bills yet to audited. Among the expenses already incurred are two war-rants drawn in favor of John T. Burke of Omaha, one for \$1.300, for "electric light plant," and another for \$265, "a bill for bal-A warrant has ance on labor and material. been drawn in favor of Fairbanks, Morse & Co., for "one second-hand 19x16 Rice en-On top of this comes a warrant, drawn gine. last Saturday, for \$900, to H. H. Woods of Schuyler, for "material and labor." That is all the record furnished State Auditor Moore for authority to draw a warrant for nearly \$1,000 by the Board of Public Lands and igs. At the auditor's office it is that he, in compliance with the law Building must draw warrants on the order and signaof the board. But he himself admits there is not a business man in the that state who would pay a bill for "material and labor" without first knowing of what items auch a bill was made up. The contract for the electric light plant was let to John T. Burke of Omaha. The "second-hand en-gine, just as good as new," was also hought regularly enough of Fairbanks. Morse & But there a number of people around itol who are seriously question right of the board to draw such an ambiguous voucher to Mr. Woods as the one submitted to the auditor and paid by him for "material and labor," and otherwise undesignated. The prospect is that the Grand Island electric light plant, instead of being a saving, as

been getting \$1,200 a year and his wife has been deputy, with a salary of \$600. The board cut the salary of the deputy to \$300 a year and the salary of the sheriff's clerk \$600 a year to \$100. The cut in aries gives satisfaction except to the parties affected.

contract for the printing of the delinquent tax list to the O'Neill Beacon Light, Atkinson Plain Dealer and Evening Advocate all populist papers. The O'Ne'll Sun, which the populist standard, was not recognized by

the board, although it made a hard fight for some of the spoils. The Frontier put in a bid and offered to do the work for a third less than the board allowed the papers that got the contract, but it being a republican paper, they would not entertain its bid.

By Courtesy of the Chadron Girls. CHADRON, Neb., Jan. 27 .- (Special.)-The leap year party given by the young ladies of this city to their gentlemen friends

last night at Nelson's opera house was a decided success. The hall was beautifully decorated with prims and potted plants and kindly curtains surrounded several cosy al-coves, into which the young gentlemen could be taken for a quiet chat. The lunch served at midnight was a fine spread and the punch bowl and contents were duly appreciated. Colonel W. F. Hayward was the chaperone of the young men and nobly did he fill his position. Among the dancers were: Misses Hargrayes, Nelson, Morris, O'Hanlon, Lizzie O'Hanlon, Wright, Gertie Wright, Kit Wodds, Satterlee, O'Linn, Sayrs, Etta Sayrs Babelek, Gillam, Inman, O'Linn, Messra.

Morris, Nelson, Harry and Les Eastman Julian Benecke, Davis, Charles Eason, Mason, Breeze and Shearer. Charles and Ed Broken Bow Bank Changes.

BROKEN BOW, Neb., Jan. 27 .- (Special.)-At the annual election of officers of the First Natoinal bank of this city, S. H. Burnham of Lincoln was elected president; O. P. Perley, vice president; H. G. Rogers, cashier, and J. M. Kimberling, assistant cashier. L. H. Jewett, who had been cashier of the bank since its organization, twelve years ago, will give his attention personally to farming and stock raising, in which he is extensively engaged. J. M. Kimberling has been connected with the bank for the past eight years, the

last five of which he has been telle At a meeting of the citizens Friday, arrangements were made for holding a farmers institute March 7. Major J. C. Bower and Q. A. Reneau were appointed delegates to atend the sugar beet convention at Fremont.

Lightning Rod Swindlers at Work. ELMWOOD, Neb., Jan. 27 .- (Special.)-Lightning rod swindlers have been doing rushing business in this vicinity recently Alex Stinson, a well-to-do farmer living north of town, ordered four rods put up on his house, the agent agreeing verbally to do the work for \$7.50. When they left Stinson discovered that he had signed a contract agreeing to pay \$7.50 a foot the rode. The whole amounted to \$150 Charles Cowell, another farmer living southeast of town, was taken in to the tune of \$400.

Plattsmouth Woman's Club Meets PLATTSMOUTH, Neb., Jan. 27 .- (Special.) -The regular semi-monthly meeting of the Woman's Club occurred this afternoon at its rooms in the Union block and the attendance was unusually large. An exception ally rare program was produced, composed of recitations and singing, interspersed with nstrumental solce. Judge Samuel M. Chapman appeared in

court today for the first time since his vacating the district bench, which position he has held for nearly twelve years. Sentenced an Embezzler.

GRAND ISLAND, Neb., Jan. 27 .- (Special. -The motion for a new trial in the case of the state against E. C. Hockenberger, con victed of embezzlement, was today overrules by Judge J. T. Thompson and the ex-secreis loudly claimed a few months ago, will tary of the school board and ex-county clerk was sentenced to two years and six months unbusiness-like speculation ever induiged in the penitentiary. An appeal will be at by the board.

Quimby got possession he went into the real setate business on his own account and d'sposed of quite a large block of the property. The Rothwells, who had the largest share of the improvement company, commenced suit in the district court, and by a series of complications in the title they came out ahead. It was while this case was pending that the lots were deeded to the school district by one of the members of the company, and now the Rothwells, for a judgment of less than \$300, wint the sheriff to take several acre lots, some business lots and the school ouse worth \$5,000.

The Verdigre school district has had much trouble with its school buildings, it being only a few years ago when it built a school house on a lot belonging to G. W. Quimby by mistake. After it was completed and ready or occupancy Quimby moved his family in

and stood off the sheriff and a pesse, hol his ground until it was settled his way. special Stock Train from Nebraska. RANDOLPH, Neb., Jan. 27 .- (Special Tele

gram.)-The much advertised special stock train from Randolph to Chicago left here tonight at 10 o'clock with banners flying and great enthusiasm. Nine cars of cattle rom here, Boghn of this place and Bruner of Belden were taken on at Belden, and there were added at Laurel seven, at Allen two, at Goodwin one, and at Jackson one. Banners setting forth resources and advantages of Randolph cover the cars loaded here, and other towns are not behind in this respect. A coach is attached for the accommodation those going, and a brass band accompanies the train. About twenty men go from here and several hundred enthusiastic citizens were down to see them off. Another engine

wo sections. It will reach Chicago in thirty Lively Fight at Pierce

was added at Belden, and the train run ir

hours.

PIERCE, Neb., Jan. 27 .- (Special.)-The some of Fred Jorgins in this city was the scene of a fight Saturday. A young Russian had worked for Jorgins for quite a while and when he wanted his pay Jorgins informed him that his father had requested the cash to be paid to him, as his son was a minor. Then both father and son called on Jorgins. Jorgins tried to drive the Wag-

ners out of his house and to carry out his threat procured a revolver. At the close of the fray Jorgins was a little distigured, Wagner had a fractured > skull, young broken hand and bruised arm, while old man Wagner came out of the debrie of fur-niture unscathed. The Russians had Jor-

gins arrested Saturday evening. The case came up before Judge McDonald and Jorgins was required to pay \$30 for the fun he had. Court at Wahoo.

WAHOO, Neb., Jan. 27 .- (Special.)-Judge Sedgwick came down from York this morning preparatory to holding court for a few weeks. Criminal matters will occupy the at tention of the court for the first few days. Mayor Wilde appointed T. J. Pickett, Frank Dean, Charles Perry, J. J. Johnson and W. O. Rand as delegates to the session of the Nebraska Beet Sugar association, which is to be held at Fremont February 5 and 6.

J. J. O'Sullivan, who has been teaching near this place for the months, received a telegram yesterday from O'Neill announcing the death of his brother He left on the afternoon train for O'Neill. Farmer Seriously Injured.

FREMONT, Jan. 27 .- (Special Telegram.) Herman Post of Platte township was sericusly injured in a runaway accident this

afternoon. He was thrown out of a wagon and badly bruised about the head and shoul ders. His recovery is doubtful. The 7-year-old son of Peter Wolf, living south of the Platte river, was holding a stick for his sister to cut; she missed the stick

and completely severed his fingers County Insurance Company.

PAWNEE CITY, Neb., Jan.-(Special.)--The Pawnee County Mutual Fire and Lightning Insurance company has 181 policies in force, amounting to \$151,091. Insurance is limited to \$2,000 on any one building. No loss was sustained by the company during

the past year.

-W. H. Martin, clerk-elect of the district court of Cedar county, who was refused certificate of election by the county clerk on the grounds of insufficient evidence and proof that Cedar county has the required number of voters to entitle it to that office was unsuccessful in his efforts to get a hear thirteen cars belonging to Z. ing before the supreme court at the presen pession. It appears that there are a large number of similar cases being pressed hearing before the supreme court. tin will bring his case before Judge Evan at the April session of the district court if the case is appealed he has the promise that the supreme court will act upon it promptly.

-The home of Mr. and Mrs. Henry Hempel. a Plattsmouth business man, last night was the scene of a delightful party in honor of Miss Ella Dalton. The parlors were dec-

orated tastefully with hot house plants and flowers. Last evening at the home of Captain and Mrs. Lloyd D. Bennett of this city a large company of guests were entertained. Home made candy, cards and music furnished amusements. Refreshments were served at a late hour.

select dance to friends.

Deaths of a Day in Nebraska. O'NEILL, Neb, Jan. 27.-(Special.)-D P. O'Sullivan, one of the oldest residents of this county, died at his residence in this city yesterday morning of pneumonia. He

church

TEKAMAH, Neb., Jan. 27 .- (Special.)-Burt county politicians are actively denying the report recently set in circulation by W. E. Peebles that Burt county "was solid

little if any doubt that the delegation from here will be instructed in his favor.

TEKAMAH, Jan. 27.-(Special.)-J. P

Latta of this city has received an inquiry as to what inducements citizens will offer for the establishment of a sugar factory. The inquiry was made by a representative of the new process of evaporating sugar beet subscribe \$10,000 in stock, \$5,000 in cash, from forty to 160 acres of land for a site and onethird of the beet crop for two years.

HARTINGTON, Neb., Jan. 27.-(Special.) -Prof. W. H. Clemmons, president of the Fremont Normal college, lectured here last night to a crowded house. His subject was



THE ROSSOW BROS-The minature San-dows-marvels of the nineteenth century. THE SISTERS GEHRUE-Direct from the

Albaimbra, London, Apollo, Horace Benners, Sharp & Flatt, Ryan & Richfield, Ford & Frances, Tom Mack, Clayton, Jenkins, Ja per and Fill GORA Prices-25c, 35c, 56c, 75c and \$1.00. MATINEE WEDNESDAY.

Matinee Prices-Lower floor, 59c; balcony,

Feb. 2. 3. 4. 5-MAY IRWIN in THE WIDOW JONES.

BOYD'S LAST TWO MERRY OPERA OF

"WANG"

SOUVENIR DOLL MATINEE TODAY AT 2:30 Souvenin Doll MATINEE TODAY AT 2:30 NOTE-Every lady and every child purchasing reserved sent ticket on the first foor, and every child purchasing a reserved sent in the taicony, will receive a handsome souvenir doll. "Wang's" engagement closes tonight. Mathew Prices-Reserved sent on first floor, 75c; general admission to first floor, 56c; reserved sent in haleony, 56c; general admission to baleany, 55c; children on first floor, 56c; baleony, 25c; children on first floor, 56c; baleony, 25c; Night Prices-55c, 56c, 75c and 41.00.

BOYD'S Thurs., Fri., Sat. January 30 and 31 and Fabruary 1. SATURDAY MATINEE The Great Comedy Succe "GLORIANA Interpreted by MISS ADA VAN ETTA and an em-cellent company. Usual prices.