## COMMERCIAL AND FINANCIAL

Wheat Up a Good Big Fraction on Reports of Argentine Crop Failure.

CORN AND DATS ALSO RISE SLIGHTLY

Provisions, However, Go the Other Way, Closing at a Decline of from Five to Ten Cents.

CHICAGO, Jan. 12.-Wheat sold at 80%c or %c above the closing figures of yester-day. Good cash business and renewed reports of the Argentine crop failure were features in the advance. Corn and oats followed wheat, making advances of the each. Provisions were weak and lost beloe In wheat, Liverpool opened 149%d higher than it closed the day before, notwithstanding the 1%c drop here. Because of such relative firmness there the market here opened from 80%c to 80%c, or from %0%c above the point it closed at Monday. As, however, the northwestern receipts gave indications of increasing, the foreign news was insufficient to maintain the advance against the vigorous selling with which it was immediately attacked. May yielded slowly but surely until it reached 80c and then dropped another %c to 79%c in about half a minute, the lowest price it has sold at for some time. That was the turning point, however, for as the first selling flurry ceased the news of the day began to have its effect and the price recovered a cent' loss as fast as it had gone the other way One of the strong factors was a cable from a representative of the Deering Harveste One of the strong factors was a case from a representative of the Decring Harvester company in Argentine, who reported that the cros there was a failure and that the export surplus would not exceed 12,0000 bu, and would probably not be more than \$200,000 bu, and would probably not be more than \$200,000 bu, and would probably not be more than \$200,000 bu, and wheat here for prompt shipment to the scabbard by rail, as well as the repetition of crop damage news from Europe. This was influential enough to put the price up to \$1\frac{1}{2}\$c by \$11:30 o'clock. There was some reaction after that on realizing, but in the main prices were firmly held to the close of the session. May finally sold to \$05\scales and closed at that figure.

Corn was firm but dull, the strength coming principally from the advance in wheat. The seabourd clearances were again liberal, amounting to 49,760 bu. The only bearish item was the local receipts, which were \$5\scales cars but are expected to be light tomorrow. May opened \( \scales \) chigher at \$2\frac{1}{2}\scales c. The gentling in outs was firm and the feel.

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that price.

The opening in oats was firm and the feel

The opening in oats was firm and the feeling throughout the session was indicative of strength. This feeling was mainly in sympathy with wheat, yet good short buying assisted materially in advancing prices. May opened unchanged at 184c, and advanced to 184c, where it closed.

The action of provisions rather disgusted the bulls. The demand which was characteristic of yesterday's market had disappeared today, and most of the purchasers realized on their holdings. At the close May pork was 10c lower at \$7.90, May lard 75c lower at \$4.05. May ribs 5c lower at \$4.076c. estimated receipts Wednesday: Wheat

The leading futures ranged as follows: Articles. | Open. | High. | Low. | Close. | Yest'y

Wheat- Jan May July	78 80%0% 70%0%	7816 8116 7676	77 7994 7556	7834 8034 763684	7736 90% 7636
Corn- Jan May July S pt	22% 24% 25% 25%	2016 24 h 25 h 16 h 26 h	2214 2414 2514 1194 2614 1194	2236 2434 2634 2634634	2234 24 ~ 2594 2694 #74
Jan May Po k—	16 18%	16 18%	16 18%	16 18%	15% 18%
Jan May	7 80 8 0236	7 80 8 02%	7 65 7 90	7 65 7 90	7 75 8 00
Jan May Sh'i Ribs	3 97% 4 12%	3 974 4 125	3 90 4 05	3 po 4 05	3 07% 4 12%
Jan May	4 00 4 1234	4 02% 4 12%	4 00 4 0719	4 00 4 07%	4 05 4 12%

straights 14,7094.46; spring patents, 14,1594.50
spring straights 33,70974.50; bakers, 33,10974.50,
spring straights 33,70974.50; bakers, 33,10974.50,
WHEAT-No. 2 spring, 78%c; No. 3 spring,
74977c; No. 2 red, 8774988%c.
CORN-No. 2, 22%c; No. 2 yellow, 22%g22%c.
OATS-No. 2, 1644916%c; No. 2 white, f. 0. b.,
20%c; No. 3 white, f. 0. b., 184729c.
RYE-No. 2, 374.6.

204c; No. 3 white, f. o. b., 1897cc, RYE-No. 2, 374cc, BARLEY-No. 2, nominal; No. 3, f. o. b., 256234c; No. 4, f. o. b., 24625c, FLANSEED-No. 1, 74977c, TIMOTHY SEED-Prime, \$2.624262.65, PROVISIONS-Mess pork, per bbl., \$7.7097.75; lard, per 100 lbs. \$3.50932514; short ribs sides (loose), \$2.2064.15; dry saited shoulders (boxed), \$4.25494.50; short clear sides (boxed), \$4.12424 \$4.55. WHISKY-Distillers' finished goods, per gal.

\$1.18. SUGARS-Cut loaf, \$5.28; granulated, \$4.63. The following were the receipts and shipme

Articles.	Receipts.	Shipments
Flour, bbls	116,000 128,000 5,000	3,000 80,000 29,000 200,000 1,000 3,000
On the Produce exchange ket was firm: creamery, 17c. Eggs, steady: fresh, 8196894c. Dressed poultr 115c: chickens, 627c; duc	15s 19e; 15c. Chess v. steady: t	dairy, 9;

#### NEW YORK GENERAL MARKET Quotations of the Day on Genera

NEW YORK, Jan. 12.—PLOUR—Receipts, 48,666 bbls; exports, 11,000 bbls; quiet and steady of spring patents, but otherwise firmly held; winter patents, \$4.2065.15; Minnesota patents, \$4.6084.7. winter extras, \$3.45@2.85; Minnesota bakers, \$3.45 @3.50; winter low grades, \$2.75@3.10. Rye flour.

63.59; winter low grades, Minneschi bakers, \$3.56
63.59; winter low grades, \$2.7562.10. Rye flour,
quiet; superfine, \$2.7562.90; fancy, \$2.5063.15.
Huckwheat flour, dull; \$1.1072.15.
Huckwheat flour, dull; \$1.1072.15.
Huckwheat flour, dull; \$1.1072.15.
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Huckwheat flour, dull; \$2.5072.15.
Huckwheat flour, flour, \$2.5072.15.
Huckwheat flour, flour, \$2.5072.15.
Huckwheat flour, flo chaing 30%c. OATS-Receipts, 5,200 bu.: exports, 10,000 bu.

spet dull, but steady: No. 2, 224c. Options were quiet, but steady, closing 4c net higher May, 224,6234c. closing 24c. HAY—Firm; shipping, 554c0c; good to choice 70015c. BUTTER-Receipts, 8.586 pags.; steady; western 14625c; Eleins, 20c; factory, 9614c.

BUTTER-Receipts, \$586 pkgs.; steady; western creamery, 14620c; Elgins, 20c; factory, 2674c. CHEESE-Receipts, 2,507 pkgs.; state, large, 74641c; state, small, 74451c; part skims, 4678c; full skims, 24678c. EGGS-Receipts, 3,871 pkgs.; state and Pennsylvania, 174461kijc; western, 13677c. LEATHER-Firm. HOPS-Steady; 1896 crop, 26774c; Pacific coast, 1998 crop, 34674c; 1886 crop, 26712c. Buenos Ayres, nominal; California, 1544c. PROVISIONS-Reef, steady, Cut meats, quiet; pickled beilles, 44645c; pickled shoulders, 445c; pickled hams, \$4465c; Lard, easier; western steam, 44.20; refined, firm, Tallow, firm, RICE-Steady; fair to extra, 346784c; Japan, 446484c.

40,374%;c. MOLASSES Quiet; New Orleans, open kettle

MOLASSES Quiet; New Orleans, open kettle, good to choice, ZUSZIC.

METALS—Pis iron, quiet; scuthern, \$11.009312.50; northern, \$11.009312.00. Copper, strong; brokers, \$11.005; exchange, \$11.025. Tin, firmer; straits, \$12.106312.00; plates, market, steady, Spelter, steady; domestic, \$15.0044.00. The lead market is very strong on favorable foreign news and a broadening speculative tendency, with brokers naming \$2.00 for placing large lots, while the exchange figures are \$3.025-\$32.05.

## Cotton Market.

Cotton Market.

NEW YORK, Jan. 12.—COTTON—Spot quiet, middling, uplands, 7.5-18e; middling, gulf, 7.5-18e; sales, 59e bales; middling, 7.5-18e, Future, steady, sales, 129.000 bales; January, 46.29; February, 47.09; March 37.10; May, 47.23; June, 47.27; July, 47.31; August, 87.31; September, 87.08; October, 47.90; November, 47.92. The cotton market opened quiet, but steady, with prices i point lower to 2 points higher. English advices came about as expected. At 10.20 the market became active on New Orleans and European buying orders, better Fall River report, and reports that the crop will not exceed \$ 000.000 bales. On these advices prices advanced 4 points. Receipts ran ahoust of estimates and had an offsetting effect. At 11 of check, the market was quiet and showed a net advance of 5 points, with sales of 4,000 bales. balcs.
NEW ORLEANS, Jan. 12.—COTTON—Quiet and eteady: middling, 7c; low middling, 6%c; good ordinary, 6%c.

## Wool Markets.

Wool Markets.

BOSTON, Jan. 12—The business in the wool market here continues dull with no material change in the situation. Territory wools maintained a steady tone, but the general business has been confined to small-sized jots. Fleet hit been confined to small-sized lots. Freece woods, as a whole, are quiet, prices steady. Aus trailan wool is moving slowly but the market holds in a steady position. Questations: Missouri quarter-blood combing, 15@16c; Missouri three-eighths blood combing, 15@16c; braid combines of the combines of t

ing, 15@16c. Texas wools, spring medium (13 months), 11@12c; secured price, 3:@25c; spring fine (12 months), 10@11c; secured price, 21@22c. Territory wools, Montain fine medium and fine, 10@21c; secured price, 26@22c; stepts, 14@25c. Lizah, Wyoming, etc., fine medium and fine, 5@11c; secured price, 15@25c; stapts, 24@25c. Cultofornia wools, northern spring, 11@15c; secured price, 13@24c, middle county spring, 250.0c; secured price, 13@24c, siddle; combing, superfine, 47@45c; combing, special 42@45c, combing, superfine, 47@45c; combing, special 42@45c, combing, average, 25@41c. Queensland counting, \$2@44c.

mg, 42fffc. NEW YORK, Jan. 1L-WOOL-Quiet. ST. LOUIS, Jan. 1L-WOOL-Unchanged.

#### OMAHA GENERAL MARKET.

Condition of Trade and Quotations on Staple and Fancy Produce. EGGS Fresh gathered, 12011'sc. BUTTER-Common to fair, 820c; choice to red creamery, feiglisc, GAME-like wieged tout ducks, \$1.75; green wing, \$1.50; redirends and mailards, \$3.75; small rabbits, \$0,000; Jacks, \$1.00\$; 15; squirrels, \$0,970c;

anada geese, large, 10.0017.50; small, 14.009 5.00.

CHRESE Domestic brick, 1540; Edam, per Joz. 19.00; club house 1:10, Jars, per don. 13:15; Limberger, faucy, per lb., 8:4c, Roquefort, 15:15; lars, per don. 18:6c; Young Americas, 104c; wins, fancy, 16:4c.

VEAL Choice fat, 80 to 150 lbs., pre quoted at

re, large and coarse, 402c.
DRESSED FOULTRY Chickens, 7c; turkeys, 1912c; goese, Mibc; ducks, 892c.
LIVE FOULTRY-Not wanted,
PIGEONS-Live, 1502c; dead pigeons, not nanted, HAY-Upland, \$4.50; midland, \$4.60; lowinnd. \$3.50; rye straw, \$1.50; color makes the price on hay; light belos sell the best; only top grades oring top prices.

BROOM CORN-Extremely slow sale; new

orop, delivered on track in country, choice green, self-working carpet, per lb. 2421gc; choice green, running to hurt. 2822gc; common, 11gc. VEGETABLES. VEGETABLES.

SWEET POTATOES On orders, per bbl., \$1.75.
ONIONS—Good stock, per bu., 65675c.
LIMA BEANS—Fer il: 4c.
BEANS—Hand picked navy, per bu., \$1.2561.75.
CABBAGE—Good stock, per hundred, \$1.25.
CELERY—Per dos., 256730c; fancy, large, 4C.

POTATOES-Good native stock, per bu., 25@

FRUITS,
GRAPES—Crates, 15. pony baskets, Concords and Catawbas, per crates, \$2.50.
MALAGA GRAPES—Per keg. \$7.
CRANBERRIES—Cape Cod. per bbl., \$8.0096.50,
APPLES—Cooking, per bbl., \$1.6591.75; fancy
New York, \$1.75.
CALIFORNIA PEARS—Per box, \$2.0092.25. TROPICAL FRUITS.
PINEAPPLES-Per crate of two to three doz.

Atchison.
Adams Ex.
Alton. T H.
Am. Express
Bultimore & Ohio.
Canada Pacific.
Canada Southern.
Central Pacific
Ches. & Ohio. PINEAPPLES—Per crate of two to interest of the total problems. St. 100(3.75). California navels. \$1.00(3.76); seedlings. \$2.75(3.30). LEMONS—Messins. \$3.50(3.40); choice California. \$3.00(3.50); fancy. \$3.50(3.75). In ANAIAS—Choice, large stock, per bunch. In ANAIAS—Choice, large stock, per bunch. In Court of the Co

CIDER-Christed juice, per half bbl., \$2.50; per bbl., \$4.6094.25.

MAPLE SYRUP-Five-gal. cans, each, \$2.509 2.75; gal. cans, per doz., \$12; half-gal. cans, \$4.25; half-gal. cans, \$4.25; harf-gal. cans, \$4.25; gal. args bize, \$15; Harglis, per lb., \$10; English wal-uits, per lb., fancy, soft shell, \$1251246; standards, \$131146; hiberts, per lb., \$10; pecans, polished, large, \$3610c; jumbo, \$11612c; large hickory nuts, \$1.25 per bu.; small, \$1.50; coccanuts, \$6 each.

each. SAUER\_KRAUT-Per half bbl., \$1.75.; bbls., R. & T. ptd Lake Erie & West da ptd. Lake Shore Lead Trust Loutsville & N. L. & N. A. Manhattan Cov

each.
SAUER KRAUT-Per half bbl., \$1.75.; bbls., \$1.00H1.25.
FIGS-Imported fancy. 5 crown. 20-lb. boxez. the choice, 10-lb. boxes. 3-crown. 11c.
HIDES TALLOW. ETC.
HIDES-No. 1 green hides, 55-c; No. 2 green hides, 45-c; No. 1 green hides, 55-c; No. 2 green hides, 45-c; No. 1 green saited hides, 6c; No. 1 yeal calf. 8 to 12 lbs., 7c; No. 2 yeal calf. 8 to 15 lbs., 4c; No. 1 dry flint hides, 9510c; No. 2 dry flint hides, 8590c; No. 1 dry saited hides, 85-c; no. 1 dry saited hides, 15-c; no. 2 dry flint hides, 85-c; no. 1 dry saited hides, 15-c; no. 2 dry flint hides, 85-c; no. 1 dry saited hides, 15-c; no. 2 dry flint hides, 15-c; dry flint wooled early skins), no. 1, cach, 5c; dry flint, Kansas and Nebraska butcher wool pelts, per lb., actual weight, 46-c; dry flint Colorado butcher wool pelts, per lb. actual weight, 46-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 46-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 46-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual weight, 15-c; dry flint Colorado Murrain wool pelts, per lb., actual wei WOOL-Unwashed, fine, heavy, (@7c; fine, light

stace, not necessary, the new york and state of the state

black, Sc; bucks, Sc; tag locks, 2478; dead pulled, 5478;

HONES—In car lots, weighed and delivered in Chicago: Dry buffalo, per ton, \$12.00414.90; dry country, bleached, per ton, \$12.00414.90; dry country, bleached, per ton, \$10.00412.90; dry country, damp and mesty, per ton, \$6.0068.00.

FRESH MEATS.

HEEF—Good native steers, 90 to 500 ibs., 647 fc; western steers, 51496c; good cows and heif-crs, 51496c; medium cows and heifers, 4c; good forequarters cown and heifers, 4c; good torequarters cown and heifers, 4c; good torequarters steers, 5c; good hindquarters cows and heifers, 7c; good hindquarters antive steers, Sc; tenderiotis, 20c; boneless strips, 9c; striptoins, 7c; rolls, 84c; striptoins, 1c; rolls, 84c; steer chucks, 4c; cow chucks, 3½c; fank steak 6c; loins, No. 1, 15½c; lions, No. 2, 10½c; loins, No. 3, 8½c; ribs, No. 1, 10½c; ribs, No. 2, 8½c; ribs, No. 3, 6½c; rounds, shank or rump off, 6½c; rounds, Shank and rump off, 6½c; rounds,

PORK—Dressed hors, 4%c; tenderloins, 12c; tons, 6c; spare ribs, 4%c; ham sausage butts, 5c; shoulders, rough, 4%c; shoulders, skinned, 5c; trimmings, 5c; leaf lard, not rendered, 5%c; heads, cleaned, 3%c; snouts and ears, 3%c; backbones, 3c; neckbones, 3c; pigs' tails, 3%c; plucks, each, 5c; chitterlings, 5c; bocks, 4c; hearts, per dozen, 2%c; stomachs, each, 3c; tongues, each, 8c; kidneys, per dozen, 16c; brains, per dozen, 16c. MUTTON—Dressed lambs, 7c; dressed sheep, 5c; racks, 5%c; legs and saddies, 7%c; breasts and stews, 3c; tongues, each, 5c; piucks, each, 5c.

Liverpool Grain and Provisions. LIVERPOOL, Jan. 12.—WHEAT—Quiet for pot; demand moderate: No. 2 red. spring, 8s 10d, No. 1, California, 7s 2d. Futures opened easy, with nearby positions 4d lower and distant positions 4d lower ended to the formal March 4d lower and other months unclanted

sitions 4:d lower closed steady, with February and March 4:d lower and other months unchansed from yesterday's closing price; business about equally distributed; January, 68 8:j-d; February, 68 9:j-d; March, 68 10d; May, 68 4;d.
CORN—Spot, quiet. Futures opened and closed quiet, with near positions 4:d lower and distant positions unchanged from yesterday's closing prices; business heaviest on middle positions; January, 28 8d; February, 29 9:j-d; March, 28 9:j-d; April, 28 9:j-d; May, 28 10d.
Flours—Steady; demand poor; St. Louis fancy winter, 58 3d.
PEAS—Canadian, 48 6d.
PROVISIONS—Bacca, firm; demand moderate; Cumberland cut, 28 to 20 lbs., 27s 6d; short ribs, 20 to 24 lbs., 25s 6d; long clear, light, 25 to 28 lbs., 27s 6d; short clear middles, beavy, 45 to 56 lbs., 21s 6d; short clear middles, beavy, 45 to 56 lbs., 21s 6d; short clear middles, beavy, 45 to 56 lbs., 21s 6d; clear bellies, 44 to 16 lbs., 27s 6d. Shoulders, square, 12 to 18 lbs., 25s. Hams, short cut, 18 to 16 lbs., 38s 6d. Tallow, fine North American, lbs. 16s, etc., etc., and and an extern, 48 3d. Lard, quiet; prime western, 21s; refined, in pails, 22s 6d.
CHEE-E-Frm; demand mode are; finest Am reican, white and colored (September), 52s.
HITTER—Finest United States, 50s; good, 55s., Ollas—Linseed, 18 3d; petroleum, refined, 64-d., REFRIGERATOR BEEF—Forequarter, 38-d; bindowarter, 5d.

indouarter, 5d.

HOPS—At Lordon (Pacific coast). £3 10s.

RECEIPTS—Three days, wheat, 225,000 centals nebuling 79,000 American; American corn, 115,76

St. Louis General Market.

St. Louis, Jan. 12.—Flour-Unchanged; patents. 14.0074.75; extra fancy, \$1.0074.29; fancy, \$1.6074.35; extra fancy, \$1.0074.29; fancy, \$1.6074.30; choice, \$1.0072.10.

WHEAT-Opened be higher, but the feeling was weak on disappointing news from Liverpool. A steady decline set in, but later there was a better feeling, and the market railied, closing unsettled at an advance over yesterday for futures. Spot. dull, steady, No. 2 red, cash, elevator, \$515c, bid; track, \$51500c, No. 2 hard, cash, nominal; May, \$5540864c; July, 754c.

CORN—Futures opened better, but speculation was light, and the fluctuations within a narrow range closing firm at a fraction above yesterday; spot, steady; No. 2 cash, 204c; January, 20c asked; May, 2246225c.

OATS—Dull, weak and ensier for both spot and futures; No. 2, cash, 17c bid; May, 194c bid.

RYE—Lower; \$2c bid.

BARLEY—Lull; malting, 20040c.

CORN MEAL—\$1.25.

BRAN—Full: nominally 35623c, cast track, Filanseld)—Higher; 74c bid.

TIMOTHY SEED—Prime, \$2.40.

HAY—Firmer: prairie, \$5.7565.00; timothy, \$5.50 (38.50.)

BUTTER—Creamery, 1761264c; dairy, 12615c. St. Louis General Market.

8.50. BUTTER—Creamery, 1762614c; dairy, 12615c. EGGS—Firm; 11c. WHISKY—41.18 WHISKY-\$4.15 PROVISIONS-Pork lower standard mess, obbins, \$15.568.90, Land, lower; prime steam, 3.75; choice \$1.55. Bacen (boxed), shoulders, \$4.50 old; extra short clear, \$4.70; ribs, \$4.75; shorts, \$4.50. Dry salt means thoxed, shoulders, \$4.65; extra short clear, \$4.20; ribs, \$4.40; shorts, \$4.65; extra short clear, \$4.20; ribs, \$4.40; shorts, \$4.55, extra short clear, \$4.20; ribs, \$4.40; shorts, \$4.55, extra short clear, \$4.20; ribs, \$4.40; shorts, \$4.50, stra \$4.50; lower \$4.50; ribs, \$4.40; shorts, \$4.50; extra short clear, \$4.20; ribs, \$4.40; shorts, \$4.50; extra short clear, \$4.50; bils; wheat, \$5,000 bil; corn, \$48.000 bil; oats, \$2,000 bil.

Peorla Grain Market. PEORIA, Jan. 11.-CORN-Active, easy; new

o. 2, 18%c, OATS—Inactive: No. 2 white, 186720c. OATS-Inactive; No. 2 white, lagrace RYE-Duil, nominal.
WHISKY-Market steady; finished goods on the basis of \$1.15 for high wines.
RECEIPTS-Corn, 10.056 hus.; cats. 26.550 bus.; rye, none; whisky, none; wheat, 4.200 bus.; SHIPMENTS-Corn, 7.850 bus.; cats. 20.770 bus.; rye, 1.290 bus.; waisky, 675 bbls.; wheat, 600 bus.

Bradstreet's Report Delayed. NEW YORK, Jan. 12.—Bradsireet's weekly grain and stock report has been delayed and will be issued tomorrow, instead of today.

New York Dry Goods Market. NEW YORK, Jan. 12.—Many new buyers put in an appearance, but, while many inquiries were made, the results in the way of purchases

# OMAHA LIVE: (STOCK MARKET

prices was upward, the motive forcing simple covering of shorts. A few stocks ran counter

rules.

The following were the closing quotations on the leading stocks of the New York exchange

Del., Lack, & W., D. & R. G. pfd....

1438 N. Y. & N. E.
150 Ontario & W.
55 Oregon Nav.
109 Pacific Mail.
1534 Peoria. Dec. & E.
5534 Pittsburg.
44 Pullman Palace.
12 Reading.
134 R. G. W.
163 do pfil.
724 Rock Island.
754 St. Paul.
40 pfd.
28 St. Paul & Omaha.
4 do pfd.

884 Southern 15 Southern pfd. 91 Tobacco.

and coupon, 120%; 5s. reg. ad coupon, 114; 4s. reg., 110½; coupon, 11½; reg., 25½; Pacific 6s of 28, 102% bid.
STATE HONDS—Dull.
RAILHOAD BONDS—Dull.
Closing quotations on bonds were as follows:

Boston Stock Quotations. BOSTON, Jan. 12.—Call loans 2% 34 per cent: time loans. 3% 44% per cent. Closing prices for stocks, bonds and mining shares:

LONDON, Jan. 12.-4 p. m. closing:

BAR SILVER-29 11-16d per ounce BAR GOLD-Quoted at 77s 1054d, AMERICAN EAGLES-76s 74d.

Consols in y... 111 9-16 St. Paul common., Consols acc't... 1114 N. Y. Central... Can Paelfic... 574, Pennsylvania... Eric... 154 Keading... Eric. 1st.pfd... 344 Mex. Con. new 48, Ill. Central... 864 Atchison... Mexican ordinary. 24

MONEY-18463 per cent.

The rate of discount in the open market for short bills, 31-169734 per cent; for six months bills, 3% per cent.

Financial Notes. BALTIMORE, Jan. 12.—Clearings, \$2,507,627; hal ances, \$317,577.

ances, \$117,577. BOSTON, Jan. 12.—Clearings, \$17,122,226; bal-ances, \$1,861,827.

NEW YORK, Jan. 12.—Clearings, \$158,227.888; alances, \$7,156,318.

FHILADELUHIA, Jan. 12.—Clearings, \$11.607,-512; balances, \$1.495,652.

ST. LOUIS, Jan. 12.—Clearings, 45,718,125; bal-choes, Bullis, Money, 7878 per cent; New York exchange, 25c discount bid; par seked.

CHICAGO. Jan. 12.—Clearings, 12.753.713.
Money, steady and unchanged; New York ex-ciabge, 60c discount; foreign exchange, demand, \$4.575; slaty days, \$4.545.

1144 Eric 2ds 633 1144 G. H. & S. A. Gs 102 1104 do 7s 96 1113 H. & T. C. 5s 100

7.4 St. L. & S. F. Gen. 6 00 Texas Pac. 1sts... 0144 Pexas Pac. 2ds... 0 U. P. 1sts of '96... 1 804 West Short 4s... 1 4415 O. R. & N. 1sts... 1 105 O. R. & N. 445... 79 N. P. 3ds...

Tol. St. L. & K. C..

STOCKS AND BONDS. Fairly Liberal Receipts of All Sort; at the Dealings Limited and Confined
Mostly to a Few Specialities.
NEW YORK, Jan. 12.—The stock speculation
today was narrow, with the bulk of the very Local Yards.

BAD BREAK IN BEEF STEER PRICES limited dealings centering in a few of the spe ciatties, which class, as usual, was affected by pecuniary considerations. The general trend of

Fully 10 Cents Taken Off Butchers' Stock Active and Stendy-Hogs Reguin the Lost Mickel. SOUTH OMAHA, Jan. 12.-Receipts for

Caitle, Hogs, Sheep Horses 3,386 The official number of cars of stock brought in today by each road was: C., M. & St. P. Ry. 4
O. & St. L. Ry. 4
Mo. Pacific Ry. 3
Union Pacific System 15
C. & N. W. Ry. 3
F., E. & M. V. R. R. 23
S. C. & P. Ry. 19
B. & M. R. R. 19
C. B. & Q. Ry. 1
C. R. I. & P. Ry., east. 9
C., R. I. & P. Ry., west. 3

prices was upward, the motive forcing simple covering of shorts. A few stocks ran counter to the maxement, notably wheeling & Lake Eric and indifference & Otic. In both cases liquidation was cicarly evidenced. Wheeling preferred was unassaulty series and made a sensational break of 1½ per cent to 1½, and the common fell 1½ per cent to 1½. The declins was due to the circulation of rumors suggesting the probability of an impending receivership. Our lake of the company denied the reports, and stated that no such step had been contemplated up to the present time. The denials caused a raily of 1½ per cent in the preferred. The news that action on the regular quarterly dividend of ½ per cent had been deforted by the Long Island directors was followed by a recession of 3 per cent to 22. The general market was superior to the movements and considerations noted, except for a bider interval around midday, when pressure against Manhattan and Southwestern caused some recessions in prices. The afternoon market lacked important features. Around delivery hour, when support was given to some of the high-priced lidustrial shares, covering of shorts was noted in the strangers. Manhattan, Tennessee Coal, Leather preferred, Delaware & Hudson and Tobacco. The closing was strong and active at marked gains in many instances.

The bond market continued to display strength on investment purchases for local and foreign account. The dealings today were marked by increased trading on the usually lnactive mortgages at subsequently improved gains over preceding sales. Long Island 4s were conspicuous for a jump to 85, against 7645, the last sale. The state were \$1.53,000. Governments were dull, but generally higher. The transactions were dull, but generally higher, the transactions were dull, and to see the second of the second of the lowest. Kaffirs were flat on rumored fresh capital requireme Total receipts..... The disposition of the day's receipts was as follows, each buyer purchasing the number of head indicated: Cattle, Hogs. Sheep.

Hamilton 10
Chi. P. & P. Co. N. City ...
Other buyers 222
Left over ....

ers to cover and making the cattle look at their worst.

It looks very much as if buyers were de-

It looks very much as if buyers were determined to prevent any very material advance in fat cattle, and it is a question whether under present conditions an advance could be sustained. The demand for meat is light at the best, and with work scarce and general business conditions unfavorable expensive beef does not go into consumption very readily.

The demand for butchers' stock was quite brisk and the eighteen to twenty loads of cows and helfers sold quite readily and at fully steady prices. There was one bunch of choice cornfed western helfers which sold at \$3.50. Stockers and feeders sold quite freely at firm prices, the market on that kind of enttle not being affected by the decline on beeves. Representative soler.

N. Pacific pfd   33   Cotton O 1 pfd   55     U. P. D. & G.   234   P. C. C. & St. L. pfd   45     Northwestern   103   Am. Spirita   1334     do pfd   153   do pfd   2259     N. Y. Central   9356   0. R. & N. pfd   2254	NATIVES.   BEEF STEERS.   No. Av. Pr.   No
The total sales of stocks today were 115,541 shares, including the following: American Tobacco, 3,560; Sugar, 18,400; Burlington, 5,500; Rock	11250 3 25 151143 3 80 201178 3 85 491027 3 55 161315 3 80 181242 4 15 191014 3 60
Island, 8,100; Union Pacific, 11,600; Wheeling & Lake Erie, 12,000.	COWS. 1 850 1 50 2 540 2 45 1 1220 3 60 1 810 1 75 1 590 2 40 3 1126 3 60
New York Money Market. NEW YORK, Jan. 12.—MONEY ON CALL—	11070 2 00 4975 2 50 61043 3 00 31090 2 00 71052 2 50 131166 3 00
Easy at 1552 per cent; last loan, 2 per cent, closed at 1532 per cent. PRIME MERCANTILIS PAPER-35634 per	1. 1140 2 25 5. 986 2 55 6. 1198 3 15 2. 1040 2 25 3. 1160 2 65 18. 1166 3 15 1. 1070 2 25 11. 981 2 70 22 1040 3 2
cent. STERLING EXCHANGE-Firm, with actual business in bankers' bitts at 44.874,64.874 for	1 860 2 25 41170 2 75 151060 3 25 1 500 2 30 11090 2 75 41212 3 25
business in bankers bills at \$4.8444.52 to demand, and \$4.844.64.845 for sixty days; posted rates, \$4.842.64.851; and \$4.8864.8812c; commercial	HEIFERS.
bills, 4.834. SILVER CERTIFICATES-64% 665c.	1 430 2 25 1 450 2 85 14 732 3 20 1 420 2 60 3 556 2 50 9 873 3 20 1 710 2 60 2 505 2 90 2 820 20
BAR SILVER-64%c. GOVERNMENT BONDS-Strong; new 4s, reg.	1 820 2 70 3 613 2 90 16 848 3 50 4 720 2 75 25 904 2 95 10 935 2 20
and coupon, 120%; 5s, reg. ad coupon, 114; 4s, reg., 110%; coupon, 11%; reg., 95%; Pacific 6s of '98, 102% bid.	1 750 2 75 9 643 3 00 1 420 3 35 1 570 2 75 8 681 3 00 24 820 3 40
The Court of the C	1 580 2 80 41 717 3 10 9 1040 3 55

HOGS. The receipts of hogs were liberal and he market in very satisfactory condition. Yes-erday they took off 5c and today put it back on gain. The trade was active at the advance or signin. The trade was active at the advance of the

where it was on-Friday and Saturday of last week, but it is still 15c lower than it was r week ago. Representative sales:

time loans. 34444 per cent. Closing prices for stocks, bonds and mining shares:	week, but it is still lie lower than it we week ago. Representative sales:	as a
A. T. & S. F 14% W. Elez. pfd 50%	A STATE OF THE STA	and the
American Sugar., 1123 Ed. Eles. Bl 145	No. Av. Sh. Pr. No. Av. Sh. 10	
Am Spear pfd 101   Gen. Elec. pfd 75		1 1216
Bay State Gus 54 Atchison ofd 2546	13258 80 2 60381 40 3 65 67258	
Red) Telephone 210 Atchison 4s 79%	60	
Boston & Albany, 210 New England 6s., 1124	51363 120 3 65 58303 40 1	3 15
Boston & Albany. 210 New England 6s., 112% Boston & Maine 164 Wit Cent. 1s 37%	51363 120 3 65 36271	1:15
1 C B 4 O 7934 Allonez Mining Co 50	54	1/15
Fitchburg 91% Atlantis 23% General Electric 83% Butte & Bost n 6	49 397 80 3 65 60 279 1	3:15
Correral Electric 83'a Butte & Bost n 6	49	3 15
Himols Steel 35 Calumet & Hecla 347% Mexican Central 7 Centennial 3 7-16	63342 80 3 05 61319 80 1	1.15
Meylean Central 7% Centennial 37-16	24	3 15
N. Y. & N. E 60 Franklin 114	43 388 120 3 05 68 271 S0 3	2 15
Old Colony 1764 Kearsarge 12	60	3 15
Ora Short Line 142 Osceola	52 382 40 3 05 17 277	1 15
Ora Short Line 142   Osceola 18 Rubber 24   Quiney 12	105391 40 3 65 45282 120	15
Union Pacific 716 Tamarack 98	47297 120 3 65 67286 80 3	3 15
Union Pacific 716 Tamarack 98   West End 65   Wolverine 916	39 364 50 3 05 65 299 40 3	3 15
West End and the order of workering		
West End pfd 87%	33334 80 3 05 70302 40 1 64314 160 3 05 79 235	3 15
		3.20
San Francisco Mining Quotations.	86259 320 3 65 89255	3 20
	50 524 50 3 10 21 238	1 20
SAN FRANCISCO. Jan. 12.—The official closing	35230 150 3 10 52230	3 20
quotations for mining stocks to lay were as fol-	52	3 20
lows:	57281 3 10 81234 80 3	3 20
A STATE OF THE PARTY OF THE PAR		3 20
Atta	55 314 50 3 10 63 236 50 5	
Alpha Con 13 Justice 4	53	1.20
Andes 14 Kentneky Con 3	51342 100 3 10 82225 3	3 20
Belcher 40 Mexican 43	The state of the s	8 25
Best & Belcher 54 Occidental Con 17	27312 3 19 72250 80 1	
Ballion 6 Ophir 97	273123 19250 80 1 50324 120 3 10542162	3 25
Calenona 10   Overman 14	50324 120 3 10 54216 2	
Challenge Con 58 Potosi 56	82331 50 3 19 90209 1 57 284 120 3 10 25 190	1 25
Charling 77 Savage 25		
Confidence 130 Sterre Nevada 44	150	25
Confidence 130 Sterre Nevada 44 Con. Cal. & Va 130 Silver Hill 1	39 275 40 3 t0 et ; 79 180	8 25
Con. Imperial 1 Union Con 41	50	1 25
Con. Imperial   1   Union Con   41   Crown Point   33   Utah Coa   5   Gould & Currie   26   Yellow Jacket   37	55 341 3 10 98 194	2716
Gould & Currie 26   Yellow Jacket 37		3 30
	46	3 10
Silver bars. 6414c: Mexican dollars, 5116352c.	THE PARTY SAN THE PARTY NAMED IN COLUMN TO SAN THE PARTY NAMED IN	3 30
Sight drafts, 1216c; telegraphic, 15c.		1 30
ANTONE I CONTROL OF THE PARTY O		
New York Mining Quotations.		1 30
NEW YORK, Jan. 12The following are the	PIGS-QBOS AND ENDS.	
closing mining quotations:	2	05
The state of the s		7,000

449 2 90 387 2 90 420 2 55 350 3 9 6 460 80 3 60 441 3 00 461 60 3 60 1. 360 3 60 3 16 2. 350 3 60 138 3 15 3. 125 3 60 138 3 15 SHEEP—The recipital of sheep were liberal and the market firm said active. Representation 4 western ewes.... 28 western wethers, il western wethers.

St. Louis Live Stock. ST. LOUIS Jan 12.-CATTLE-Receipts, 4.500 head; market steady; native beeves, \$3.6055.15; light steery \$2.7564.60; stockers and feeders, \$2.552.50; cows and helfers, \$1.7563.60; Texas and fadian steers, \$2.600 kld; down, \$1.7592.00.

HOGS-Receipts, \$.000 head; market 5c higher, light, \$2.10673.50; mixed, \$3.0003.25; heavy, \$2.000

61 western wethers

SHEEP-Receipts, 2,500 head; market steady; muttons, \$2,7563.55. Kansas City Live Stock. KANSAS CITY LIVE SIGEK.

KANSAS CITY Jan. 12.—CATTLE—Receipts.
12,000 head: shipments, 5,000 head; best grades
steady; others weak; Texas steers, 12,5694.00;
Texas cow; 11,5092.50; native steers, 12,2564.50;
mative cows and helfers, 11,7523.60; stockers and
feeders, 12,7523.50; bulls, 12,2523.10.

HOGS—Receipts, 15,600 head; shipments, 400

head; market series and recenty; bulk of sales, 43 1693.70 [heavies, 13,009.77] [heavies, 14,009.77] [heavies, 15,009.77] [heavies, 15, very common steers soid at from \$3.50 to \$3.55, and a few very common steers soid at from \$3.50 to \$3.75, but the larger part of the cattle crossed the scales at from \$4.15 to \$4.25. Stockers and feeders remained firm, with sales at from \$4 to \$4.30. Butcher cattle were off for Calves were tair and artive, with a moderate supply Texas fed steers were wanted at from \$3.30 to \$4.20. Butcher seeling at from \$2.75 to \$4.50.

In hogs prices were slower and folky 25c higher. Eastern shippers were not doing much, but Cheago packers bought freely at from \$2.10 to \$3.47½ for common to choice. Sales were largely at from \$3.55 to \$4.40.

There was an active demand for sheep, and prices were strong to 15c higher for desirable offerings. Common to choice sheep, soid at from \$2.25 to \$3.75, western fed flooks going largely at \$6.46 and opward. Yearlings brought from \$3.75 to \$4.25, and lambs were active at from \$4.50 to \$4.25, and lambs were active at from \$4.50 and opward. Yearlings brought from \$5.75 to \$4.25.

Receipts: Cattle, 4,500 head; hogs, \$2,000 head; sheep 11,000 head.

NEW YORK, Jan. 12. HEEYES Receipts, 303 head; no trading; cables quote American atternat 10g1094c, dreshed weight; sheep at \$34510c; refrigerator beer at \$8554c; exports, 1,250 beeves; 1,452 sheep, and 2,000 quarters of beef. SHEEP AND LAMBS Receipts, 2,282 head; quiet and steady; sheep, \$2,59694,375c. HOGS Receipts, 5,000 head; light, little firmer at \$3,20072,90.

Becord of recepts of live stock at the four principal markets for Wednesday, January 12, 1897;
Cattle, Hogs, Sheep,
2, 9, 539, 129 Totals ......23,300 64,350 18,700

Coffee Market.

NEW YORK. Jan. 12.—COFFEE—Options steady at 5 to 15 points advance, following favorable cables, European buying smaller receipts at Brazil and hairly liberal warehouse deliveries; trading chiefly local and market ruled quiet; closed steady; unchanged to 15 points net advance; sales, 11.756 bars, including; March. 29.092 9.65. Spot coffee, Rio dull; No. 7, invoice, \$16.00 gile, 12½; Jobbing, \$16.02½, Mild quiet; Cordova, \$15.504.7,00. Total warehouse deliveries from the United States, 14.907 bars, including 13.234 bars from New York.

HAVRE, Jan. 12.—COFFEE—Closed steady at a net advance of \$467½ centimes; sales, 17.600 bars.

age, SANTOS, Jan. 12.—COFFEE—Quiet; good aver-SANTOS, Jan. 12—COFFEE—Quiet; good average Santos, 11,600 reis; receipts, two days, 2,000 bags; stock, 519,600 bags.

HAMBURG, Jan. 12—COFFEE—Quiet; ¼ pfg lower; sales, 2,600 bags.

HIO, Jan. 12—COFFEE—Quiet; No. 7, 10,600 reis; exchange, 8 13-16d; receipts, two days, 1,000 bags; cleared for the United States, 5,000 bags; cleared for Europe, 1,000 bags; stock, 344,000 bags.

Toledo Markets. TOLEDO, O. Jan. 12.—WHEAT-Higher, but steady; cash, 83%c; May, 84%c; July, 78%c. CORN—Dull, but steady; No. 2 mixed, 22c; No. 3 mixed, 21%c; No. 2 yellow, 22%c. OATS—Dull, but steady; No. 2 mixed, 17%c; May, 10%. May, 19c, RVE—Dull, but steady; No. 2, 38c, CLOVER SEED—Firm; prime, cash, 45.27%, nominally; March, 45.32%.

Sugar Market. Sugar Market.

LONDON, Jan. 12.—SUGAR—Cane, quiet; prices nominal; centrifugal Java, 11s 3d; Miticovado, fair refining, 2s 8d, Reet, firm for prompt delivery; January, 9s 4t-4d, February, 9s 4t-4d, NEW YORK, Jan. 12.—SUGAR—Raw, quiet; fair refining, 2 13-18c; centrifugal, 96 test, 3 3-16c; refined, quiet.

Minneapolis Wheat Market. MINNEAFOLIS, Jan. 12.—WHEAT-Higher; January closed at 775c; May, 785c0785c; July, 995c. On track: No. 1 hard, 88%c; No. 1 north-ern, 775c; receipts, 217 cars.

Fall River Print Cloths Market. FALL RIVER Mass. Jan. 12.—PRINT CLOTHS-24c; nominal; no demand.

Foreign Financial. Jan. 12.—Exchange on London, eight 20 marks 38 pfg. days' sight, 29 marks 38 pfg.

LONDON, Jan. 12.—Gold is quoted at Buenos Ayres today at 185; Lisbon, 39.50; Rome, 104.87tg.

PARIS, Jan. 12.—Three per cent rentes, 1027 5715c for the account; exchange on London, 257 2215c for checks. SUPREME COURT SYLLABI.

Peck against Nebraska Loan and Trust Company, Error from Adams county, Affirmed. Opinion by Commissioner Ryan. The requirement that there shall be a transcript of the proceedings of the disnot complled with by filing the original pleadings with a certified transcript of the record showing the entry of a judgment and under such circumstances the judg-

and under such circumstances the judg-ment sought to be reversed, when found from the transcript to have been within the jurisdiction of the district court, will be affirmed. Winters against Means, Appeal from Adams county Reversed and remanded.
Opinion by Commissioner Ryan.
The description of the individual members
of a defendant partnership firm does not
make such individual defendants, the refernce to them being merely descriptio per

onac.

2. Where there is satisfactory evidence 2. Where there is satisfactory evidence that there had been a proper authentication of a bill of exceptions attached thereto, which by accident had become detached and lost, such showing was held sufficient secondary evidence to justify consideration of the uill of exceptions as such.

ich. 3 In an action under section 27, code of 3. In an action under section 27, code of civil procedure, to charge the property of an individual member of a firm with the payment of a judgment against it an entry of appearance by the firm whereby jurisdiction was conferred to render such judgment and the failure to interpose the statute of limitations as a defense, concludes the individual as to the binding force of such judgment with respect to the objections indicated.

Jameson against Kent, Error from Boyd county. Affirmed. Opinion by Commissioner Ragan.

county. Affirmed. Opinion by Commissioner Ragan.
It is not error for a district court to refuse instructions asked when the propositions of law embraced therein are included in instructions given by the court on its

sincer Ragan.

The Beneficiary of a district court to refuse instructions given by the court of its

Northern Assurance Company against
Hamilton Bror from Douglas county.
Reversed and remanded. Opinion by ComA fire insurance speet issued policies
on behalf of his principal, the premiums
of which amounted to 3—. Learning that
the request of his principal, at the request
of the insurance son behalf of insurance companies of which he was also agent.
The request of his principal, at the request
of the insurance son behalf of insurance companies of which he was also agent.
The request of his principal, at the request
of the insurance solicies and
him for the premiums collected and se interposed the cancellation of the policies as
tenable and that the agent was liable for
the premiums of the nolicies cancelled.
The Hariford Life and Annuity insurfrom Douglas county, Reversed and refrom Douglas county, Reversed and refrom Douglas county, Reversed and remanded. Opinion by Combased upon the control of the premiums of the nolicies cancelled.
The beneficiary in Connecticut in the county
and caused he atter to be attached as
garnishee. An execution issued on
the indument rendered in this action, and before answer field an affidavi
that there a selre factas proceeding
gazinat the insurance company. The insurance company made to appearance to
the definition of the same as assigned of the beneficiary
the money in its hands as the court nor
had that court any jurisdiction over him,
ledd, first, constraing section of the court of company was entitled to an order resulting the bank to interpleed in the
acti

tion at bar.

Jones against Weiser. Error from CumJones against Weiser. Error from Cumling county, Reversed and remanded. Opinion by Commissioner Ragan.

Where the payee of a negotiable promissory note indorses and delivers the same

the words "this bill of exceptions" in such
stipulation were equivalent to an agreement that the document to which the stipulation was attached was a true bill of
exceptions.

6. To entitle a bill of exceptions to con-

and remanded. Opinion by Commissioner Ragan,
In a suit against a municipal corporation for damages alleged to have been sustained by plaintiff failing into an unguarded excavation in a lot fronting on a street, a correct plan or drawing of the excavation and the surrounding locality is competent

2. The law requires of a person the exercise of care and caution commensurate with the danger confronted, but this rule involves no more than the exercise of ordinary care and prudence in view of the circumstances.

care and prudence in view of the circumstances.

3. The law does not require from an old person the exercise of greater care to avoid injury than it requires of a soung and vigorous one. It requires of each the exercise of ordinary care: it requires of neither the exercise of extraordinary care.

4. Whether a certain act or omission is or is not evidence of negligence is for the court to decide, but whether such evidence convicts a party of negligence is for the jury. jury.
5. It is error for a court to state to a

jury.

5. It is error for a court to state to a jury a circumstance or group of circumstances to which there has been evidence on the trial, and instruct that they amount to negligence. Missouri Pacific Railroad company against Baier, 27 Neb., 253, followed.

6. Such expressions as slight negligence and slight want of ordinary care should not be used in instructions, as they tend to obscure and confuse what should be stated in plain and concise language.

7. In an action for damages for injuries alleged to have been sustained through the negligence of another there is no such issue as the slight negligences of any one.

8. The doctrine of comparative negligence is not in force in this state. Our courts recognize no degrees of negligence. The rule is that if a person, himself in the exercise of ordinary care, is injured through negligence of another he may recover, but if his own negligence contributed to or was the proximate cause of the injury he cannot recover.

Wattles against South Omaha Ice and Coal company. Appeal from Douglas county. Reversed and remanded. Opinion by Commissioner Ragan, Commissioner Irvine dissenting.

An express agreement of a lessee to keep in good repair leased premises, and at the

An express agreement of a lessee to keep

An express agreement of a lessee to keep in good repair leased premises, and at the end of the expiration of the term surrender their possession in as good condition as they were when he entered, natural decay, wear and tear excepted is not and does not include, a covenant to repulled buildings destroyed without his fault.

2. If such was the common law rule of construction of such a covenant it is not in force in this state.

3. Where a substantial portion of leased premises is destroyed without the fault of the lessee, he is entitled to an apportionment of the rent covenanted to be paid and accruing thereafter in the absence of an express assumption by him of the risk of such destruction.

4. The common law rule of construction of such a covenant is not in force in this state.

Clark against Turner, Error from Lan-

Clark against Turner. Error from Lan-caster county. Affirmed, Opinion by Com-missioner tryine.

The contents of a lost will cannot be proved solely by the declarations of the

testator.

2. The testimony of a witness as to the contents of a will, his knowledge being derived from the testator's reading the will to him, and not from having himself inspected it, is in effect only testimony as to the testator's declarations.

spected it, is in effect only testimony as to the testator's declarations.

2. Such declarations, it seems, are admis-sible to corroborate more direct evidence, 4. Attorney's fees cannot be allowed in the contest proceedings to unsuccessful proponents of a will. If such proponents are entitled to reimbursement out of the estate, it must be had in the course of administration and after administration granted.

granted.
The Campbell Printing Press and Manufacturing company against Marder, Luse & Co. Error from Douglas county. Reversed and remanded. Opinion by nissioner Irvine. In this state it is the settled law that extrinsic evidence is admissible to impeach the return of an officer as to service of 2. Where there is an attempt at service eaching the defendant, but there is a de ect in the manner of service or form o

e return, this is a mere irregularity, and judgment founded on such service is no a judgment founded on such service is not ppen to collateral attack. But where the attempted service does not reach the de-endant at all, a judgment founded thereon a absolutely void.

3. Where attempt is made to serve a

is absolutely void.

3. Where attempt is made to serve a summons upon a corporation and the persons served are not at the time officers of or connected with the corporation, the case is one of total absence of service, and a judgment founded thereon is void.

4. The rule whereby a party seeking affirmative aid of a court of equity to required to disclose a meritorious defense to the cause of action does not apply in a case where the plaintiff is himself seeking affirmatively to enforce such judgment.

5. One corporation having acquired all the stock of another and then through its officers having procured that other to execute to it a bill of sale of all its assets, to secure an existing indebtedness, and there remaining as a consequence of such acts no officers or place of business or tangible assets of such second corporation, semble, that another creditor of the second corporation need not procure judgment against the first for the purpose of enforcing its claim against the second.

Nissen grainst Turner. Error from Thur-

A signistion in the following terms:
"It is hereby agreed that the clerk of the district court sign this bill of exceptions, instead of the judge who presided at the trial of this case." Held, sufficient to authorize the party therein designated to sign and settle the bill of exceptions. That the words "this bill of exceptions in such stipulation were equivalent to an agreement that the document to which the stipulation was attached was a true bill of exceptions.

sured articles destroyed, the court permitted jurors, during the trial, to make memoranda of such articles and the value placed thereon by the evidence. Held, That the court did not abuse its discretion.

2. The insured was unable to read and write and the representations made by 2. The insured was imable to read and write, and the representations made by him to obtain the insurance were reduced to writing by the agent of the insurance company Held: (1) Whether the insured made the representations written in the policy was a question of fact for the jury. (2) That the insured was not bound by any representation written in the application written in the application written in the application.

representation written in the application which he did not make. which he did not make.

2. Evidence examined and held to sustain the finding of the jury. (1) That the insured did not represent that his household goods were at the date of his application for insurance in the building mentioned in said application. (2) That there was no representation in the written application that said goods were at said time in said. representation in the written application that said goods were at said time in said

that said goods were at said time in said building.
Codsson against Rohman. Error from Lancaster county. Affirmed. Opinion by Commissioner Irvine.
In a case submitted under rule 2 on an agreed printed abstract, the court will not look beyond the abstract, and, in order to a reversal of the judgment below error must affirmatively appear from the abstract itself.

must affirmatively appear to the company against Barnes. Appeas from Phelps against Barnes. Appeas from Phelps county. Affirmed Opinion by Commissioner Irvine.

Confirmation of a foreclosure sale was resisted, on the ground that a copy of the appraisement had not been filed before the sale was advertised. The date of the appraisement and of the copy, the clerk's filing mark and the return of the sheriff showed that the appraisement was made showed that the appraisement was made and filed before the advertisement. Held, That the fact that the certificates of in-cumbrances bore a later date was not alone sufficient to establish falsity of the record in other respect.

sufficient to establish falsity of the record in other respects.

Tecumseh National Bank against Russell Appeal from Johnson county. Affirmed, Opinion by Commissioner Irvine.

The cashier of a bank used the bank's funds to purchase stock in another bank, Held, That a court of equity would charge the stock with a trust in favor of the bank whose funds were wrongfully used to purchase it.

hase it.
2. A third person claimed the stock by 2. A third person claimed the stock by purchase from the cashier. Evidence set out in opinion held not to show that he was an innocent purchaser for value.

2. Stock in a bank was issued to A. who pledged it as collateral security to a loan procured from another bank. The bank issuing the stock accepted a surrender of procured from another bank. The bank issuing the stock accepted a surrender of the certificate and issued a new one in its place to the cashier of the bank. Held, That it thereby walved any right it might have had to rescind its contract with the original holder and cancel the stock on the ground of fraud in its procurement.

#### THE REALTY MARKET.

INSTRUMENTS placed on record Wednes-day, January 12, 1897;

WARRANTY DEEDS. 

subdiv
Paul Horbach to J A Horbach, n ½
of lots 3 and 4 block 172½, Omaha;
e ½ of lots 21 and 22, block 6, Drake's
add add
Allen Koch and wife to G E Shukert,
lots 4 to 7, block 21, Arcade Flace...
O W and H F Sundell to C W Martin,
lot 13, block 19, Poppleton park.....

DEEDS. Sheriff to Luigi Felino, lot 19, block 

Total amount of transfers.....\$19 456

### JAMES E. BOYD & CO Telephone 1039. Omaha, Nab. COMMISSION

GRAIN : PROVISIONS : AND : STOCKS . Board of Trade, Correspondents: John A. Warren & Co P ROPOSALS.

PAPER FOR THE PUBLIC PRINT ING AND BINDING

PAPER FOR THE PUBLIC PRINT ING AND BINDING

SEALED PROPOSALS will be received until January 21, 19-5, at 10-29 o'clock a. m., for furnishing the PAPER for the PUBLIC PRINTING and BINDING for the PUBLIC PRINTING and BINDING for the year ending 28th of February, 1888, the said proposals to be opened before and the award of contracts to be made by the Joint Committee of Congress on Public Printing to the lowest and best bidder for the interest of the Government, the committee reserving to itself the right to reject any and all hids, as its judgment of the best interests of the Government may dictate.

Detailed schedules of the description, quantity and quality of the paper required, accompanied by samples and bidnia proposals, and giving the regulations with which bidders must comply, can be obtained by addressing Th. E. Benedict, Public Printer Washington, D. C.

The contracts will be entered into for supplying such quantities of paper as may be needed during the year, and no more.

The estimated quantities not forth in detail in the schedule comprise:

25,680 reams machine-finish printing paper, 2838.

15,000 reams sized and super-calandered white or tinted printing paper, various sizes and weights.

2,480 reams sized and super-calandered white or tinted printing paper, various sizes and weights.

1,500 reams white writing paper, various sizes and weights.

1,500 pounds best plate paper.

1,500 pounds fine cuated wood-cut paper.

3,100 reams manila paper, various sizes and weights.

1,500 pounds a relieful paper.

weights, 100,000 pounds glazed bond paper, 20,000 pounds artificial parchine 2,000 pounds parchment deed. 100,000 sheets cardboard, various colors, sizes and weights. ,725,000 sheets bristol board, various colors, sizes

25,000 sheets sterror and weights.
7,200 reams first-class ledger paper, white or blue, 1910 or wove, various sizes and hite, faid of week, weights, white or seems second-class ledger paper, white or blue, build or wove, various sizes and

weights.

2.700 reams tiesue and copying paper.

25 reams blotting paper, any required color or weight.

150 reams tar paper, 24x35.

245 reams plaid, marble and comb paper.

265 reams plaid, marine and various sizes and various sizes and seeing type writer paper, various sizes and weights.

665 reams can, letter and note paper.

106 reams white French folio, 17x22.

2,666 sheets parchment 15x21.

Proposals will be received for one thousand reams or more.

13y direction of the Joint Committee of Congress on Public printing.

TH. E. BENEDICT, Public Printer.

Washington, December 21, 1896.

Public Printer.
D50-J6-12m

To Louis Arzheimer, late of the city of Philadelphia:
You are hereby notified that a final rule in divorce has been granted against you at the sult of Katle Arzheimer, your wife, which will be heard in court of common pleas No. 2, of Philadelphia county, as of March term, 1896, No. 34, on Saturday, February 6th, 1897, at 10 o'clock a. m., on which day you may appear and show cause, if any you have, why such divorce should not be granted against you.

not be granted against you.

Respectfully,

HENKY C. HUEY. Attorney for Katle Arzheimer.