Aborigines Are Not Quite Satisfied with Their Treatment.

Also Request Some Changes in Time and Methods of Issuing Annuity Goods and Money to Them.

-Some of the Lower Brule Sloux are preparing a petition to the secretary of the interior stating grievances which they wish to have righted. The petition will ask that the commissioner of Indian affairs be required to furnish the tribe with an annual itemized statement of all moneys expended crushed badly bruised.

A 6-year-old son of Mrs. Menker of Lincoln. Neb., gash in side of head. year, so the tribe will have knowledge of lts financial affairs as a nation. The Indians desire that the practice of designating an brother, who is pastor of a church there. army officer as inspector of annulties and She will remain in Denver until she recattle issued to them be discontinued and covers. cattle issued to them be discontinued and All the blame for the accident seems to that they themselves be permitted to select attach to the brakeman of the freight train

more in the interest of contractors than of the Indians, whom they are expected to the Indians, whom they are expected to protect. Military inspectors are accused of having permitted dry cows to be palmed off on the Indians as fresh ones and horses and marks that were old and worthless are alleged to have been approved by the military No Showing Yet Made for 1400,000 Put inspectors and issued to the Indians.

The Indians demand that their annulty KANSAS CITY Mo. May 28.—The Times

son either directly or indirectly, as elleged sales. has been the custom. When money is paid to them they want all outsiders to be kept away and forbidden from coming among them to make collections.

A protest is entered against churches of any denomination having anything to say concerning the management of Indian personal per agencies. The Indian Rights and Indian De-fense associations are also denounced and accused of using the Indians for their own personal ambitions and aims. The Indian petitioners want all cows borses and other petitioners want all cows, horses and other live stock delivered to them as early as the middle of May of each year, so that they

Warm and Copious Rains Fall on CHEYENNE, Wyo., May 28 .- (Special.)-The Wyoming crop report for the week ending Monday, May 24, shows encouraging These security holders advanced in the prospects for agricultural interests in the neighborhood of \$400,000 for that purpose. days of the week, averaging about one and one-balf inches over the southern counties, while light showers were scattered over the northern section of the state. Correspondents in all parts of the state report that crop growth and all vegetation are several weeks in advance of the season. The warm rains have greatly improved range grasse. and stock is taking on flesh rapidly. Ligh frosts are reported from some of the north ern counties, but with no damaging effects Reports from the various counties are as follows: Albany-Weather for the week

warm, with much rain; seeding finished; grass growing nicely; stock doing well; plenty of water for irrigation; good prospects for the season. Carbon—Weather favorable for all kinds of grain and vegetables; early sown wheat is looking heavy rains in Platte valley during past week and Platte river is higher than it has been for four years. Converse-Light showers nearly every day during past week; crop ects good. Sweetwater-Fair weather with light rains. Fremont-Crops progressing favorably; gardens growing nicely and absence of frosts gives promise of abundant crops; light rains are doing much good; irrigation water plentiful, as streams are be coming swollen from melting snows in mountains.

Officers for Eastern Star. SIOUX FALLS, S. D., May 28 .- (Special Telegram.)-The grand chapter of the East ern Star, which is holding its session in this city, yesterday elected the following of-ficers: Grand matron, Mrs. Jeannette N. Herreid, Eureka; grand patron, Arthur C. Phillips. Sioux Falls; associate grand matron, Mrs. Bradley, Hot Springs; associate grand patron, George Snow, Springfield; grand secretary, Mrs. A. M. McAllister, adison; grand treasurer, Mrs. Keutnewsky Three towns applied for the nex meeting of the grand chapter, Redfield, Hot Springs and Aberdeen. Redfield was se-lected on the second ballot. The meeting

ended with a hop this evening. Court Takes a Recess. SIOUX FALLS, S. D., May 28 .- (Specia Telegram.)-Yesterday Judge Garland adjourned the specials term of the United States court. Joe Kirby, who is charged with complicity in the noted postoffice robberies which took place last year, was The judge instructed a commis sion of four preminent physicians to visit Kirby and examine him to ascertain if he were really ill and if he could safely be brought into court. The physicians reported that it was not safe. On motion of District Attorney Elliott the judge then ordered a recess taken until June 8 and dismissed the jury and witnesses until that date.

DURFEE PAYS UP WHAT HE OWE:

Compelled to Sacrifice His Prop In Order to Do So. CHICAGO, May 28 .- Bradford K. Durfee state superintendent of insurance under Governor Altgeld, who has been accused of being \$200,000 short in his accounts, does not owe the state a cent, according to State Superintendent of Insurance Van Cleave. Mr. Durfee was removed from office on May 5. At that time he was indebted to the state to the extent of \$126,000, all of which has since been paid. Durfee was forced to dispose of all his saleable property at sacrificial prices in order to square his account with the state. Governor Aligeld denies that he was a borrower from Durfee to the extent of \$42,000.

Defer Payment of Interes BALTIMORE, May 28.—The receivers the Baltimore & Ohio company have given notice that payment would be deferred on the interest due June 1 on the \$1,800,000 on the terminal mortgage bonds and on the Chicago division sterling loan of '77. The interest due on receiver's certificates and on the Schuvikill River East Side rattroad will

liam Strange went out on a strike today for an increase of 20 per cent in their wages.

COMPLAINTS FROM INDIANS LEAVE SWITCH STANDING OPEN. Two Trains Collide and Engineer and

Fireman Are Killed. GLENWOOD SPRINGS, Colo., May 28.-An extra freight going west ran upon the Waving Flags and Blossoming Flowers for Cabeza siding at 7 o'cicek this morning to allow No. 4, passenger, the Atlantic express, to pass. The switch was left open. The ASK THE GOVERNMENT FOR A SHOWING first section of No. 4 ran into the open switch, derailing the engine, mail and baggage coaches and one passenger coach. Engineer John West and Fireman Denny Donahay were instantly killed. Pameagers were badly bruised and shaken up. Some had to be rescued through holes cut in the coaches. Some were cut with broken glass and badly scratched, but it is thought that none are seriously injured. All the passengers of the CHAMBERLAIN, S. D., May 28 .- (Special.) wrecked section were brought on the second ection to Glenwood.

Those requiring medical attention are: Mrs. Imogene Brown of Los Angeles, head cut, badly shocked. Miss Porter of Maine, arm crushed, nervous | held

Mrs. S. A. Ayerst of Minneapolls, limb

including June 30, and showing the balances due the Indians at the close of each fiscal from Moulmein, India, injury to spine and eral experience of the teachers that the chil-

their own inspector, who will at all times who left the switch open. As soon as Engineer to conjunction with the civilian incer West discovered the open switch he spector, who is always appointed for the purpose. The Indians will ask that the salary had to the person whom they select shall prompt action in the last minute of his life, be taken from such moneys as may be due many more would be numbered among the be taken from such moneys as may be due many more would be numbered among the them from the government. The reason for the change is stated by the Indians to be because they feel assured that the military inspectors, or some of them, act gerous one just on the bank of the Grand river, where a little more momentum would

KANSAS CITY, Mo., May 28 .- The Times consisting mostly of clothing, shoes, be delivered to them on or before November 1 of each year. They assert that it days a suit, making charges against Theodore frequently happens that they do not get these goods until January, much to their annoyance and inconvenience. They ask that interest money due them by the government bridge enterprises in this city, will be filed in the dishused when the dishused be disbursed among them as early as Decen- in the circuit court by Attorney C. H. Nearber 15 of each year and that such payments of interest be made to them in money instead of checks, as has been the custom. It is the intention of Dr. Lyman, says the They want all such payments to be made Times, to secure the accounting of the trans-direct to the persons entitled there'o and actions of Ba'es and Amory, which involve protest against the person disbursing the the sum of \$1,500,000, and to ascertain what money acting as collecting agent for any per-

The petition concludes with these words: "No accounting has ever been made by these defendants of the proceeds derived from the sale of the stocks and bonds, nor of the use

Attorney Nearing says of the suit: "At can be placed in good condition before the panies, the holders of the stocks and bonds were distributed all over the United States. Messrs. Bates and Amory formed the plan of WYOMING WEEKLY CROP REPORT. getting the holders of these securities to unite and place their securities with trustees that concerted action might be taken for protecting the properties. To carry this out it required a large amount of money to be advanced to pay off prior liens upon bridge Warm and copious rains fell on four To ascertain what was done with this money of the week, averaging about one and is one of the objects of the suit."

WAS VERY ANXIOUS TO GET AWAY. Wintersteen Appeared Worried Over

the Situation. BLOOMSBURG, Pa., May 28.-When the fourth day of the trial of L. S. Wintersteen. who is charged with attempting to commimurder by conspiring to blow up the residence of L. E. Waller, was begun this morning Mrs. Sallie Gast of Reading testified that she met Wintersteen about three years ago in Reading. Clifton Knorr was Witness told of a thip in 1896 over the Navasink road, the third time Winter teen was down. At this time Knorr ex hibited what witness said looked like ar electric wire, had white stuff on it, an smelled like tar. Wintersteen said: Tha Tha would do." In all Wintersteen was there three times before the explosion and four imes afterward

After Wintersteen's third visit a letter After Wintersiteen's third visit a letter came containing money. Witness opened the envelope and then gave the letter to "Cliff," who told her it was from Wintersteen. It contained \$10, and Knorr said he must go away. This was just a few days before the explosion. "On the evening of the following Monday Wintersteen came to my house. Cliff and Wintersteen had a meeting in my kitchen. Wintersteen seemed to ing in my kitchen. Wintersteen seemed to be excited. He said he had not been feel-ing well and that there was hell up in Bloomburg (this statement created a sonsation in court). Wintersteen had pre-viously told me he was suspected of blow-ing up Waller's house. He was anxious to get away. After Wintersteen had gone "Cliff" showed me \$50 which he said Wintersteen had given him. I saw Wintersteen a short time afterward."

malgamated Association Adjourns DETROIT, May 28 .- The annual convenion of the Amalgamated Association of Iron. Steel and Tin Workers of America completed its sessions this afternoon. President Gar-land was again re-elected. Stephen Madden was elected secretary and treasurer, and John Williams assistant secretary. Trustees lected were John Pierce and Theodore Shaf er of Pittsburg and Daniel Mullane of Youngstown. President Garland was chose elegate to the American Federation of Labor convention next December. Next year's convention will be held in Cincinnati. epresentatives will mee, the manufacturers Pittsburg in a few days in an endeavor o settle the tin plate wage schedule.

Banker Johnston Gets Ten Years. INDIANAPOLIS, May 28 .- John F. John ton, late president and cashler of the State National bank of Logansport, was sentenced to ten years' imprisonment in the Ohio state penitentiary this morning by Judge Baker of the United States court for the district of Indiana. There was no sensation, and Johnston received the words of the judge southout a tremor, and Mrs. Johnson, who without a tremor, and Mrs. Johnton, who was present in the court room, listened to the sentence without emotion. By counting off good time Johnston will have to serve about seven years.

Mud Island Disappearing. SAN LUIS OBISPO, Cal., May 28.-The nud island of Moro bay will soon disappear. Slowly, day by day, the earthquake'c work is disappearing beneath the waters of Constantly the terrific gaseo the bay. forces which escapes from subterranean crevices and pushed up the dark mass of mud are spending their strength. It will be a matter of only a few days until those who look out over the waters of Moro bay will be unable to locate the spot where the island so suddenly rose on the night of May 3.

Two Brokers Indicted, NEW YORK. May 28.-Indictments against barow W. and D. O. Clapp, brokers of Chicago and New York, who failed recently, Silk Weavers Strike.

PATERSON, N. J., May 28.—One hundred broad silk weavers in the employ of William Strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strange went out on a strike today for the strike today to the strike today for the strike today for the strike today fo The liabilities of the firm are \$204,986 the assets nominal,

CHEERS FOR THE VETERANS

the Heroic Dead.

CHILDREN WELCOME THE OLD SOLDIERS

Memorial Day in the Public Schools of the City Made the Occasion for Teaching Lessons in Patriotism.

The public school observance of Memorial day occurred yesterday morning in every school in the city, except the High school, where the exercises were in the afternoon. While the general form of observance was very similar to that followed in previous years, the hundreds of waving flags and blossoming flowers seemed to bring a new inspiration to the children. It is the gendren do their best on the day on which their patriotic sentiments are appealed to.

Some of the school rooms were decorated to some extent with flags and flowers, and the national flag waved proudly from the flagstaff of every school building. In some cases a supply of small flags had been provided and each child had one pinned on its shoulder. The program consisted of songs, recitations and music by the children, and in each school one or more of the gray-haired veterans whom time has left to tell the story told the children of the great conflict which their fathers fought, and taught them the lesson of patriotism as they had learned it in their fighting days. In each immense tract of coal land in British Co-case the old soldier orators received a warm lumbia and endeavored to tell out at an ad-

The exercises at the Lake school are always largely attended, and yesterday the largest room in the building was crowded. The program was begun by the singing of the national anthem by the school and the declamation of Lincoln's speech at Gettysburg by Robert Morehead. Master Willie Patten executed a violin solo in a manner very creditable to so youthful an artist, and Henry Johnson played a plano selection. which was a really phenomenal performance for a 9-year old boy. Wilson Buchanan also contributed a piano selection, consisting of a medley of patriotic metodies. There were recitations by Edith Willis, Nels Nelson, Alice Riner, Lora Slebert, Myrtle Harris and Edna Sweeley, a duet by Elsie Evans and Jennie Risdell, and music by the Eighth

The address of the day was delivered by T. S. Clarkson, commander-in-chief of the Grand Army of the Republic, who was given a hearty welcome by the children. Major Clarkson very briefly called attention to the significance of the day and presented the patriotic sentiments that it should inspire in a manner easily understood by the youngest of his auditors. He said that in the great struggle over two million men, the flower of American manhood, had marched away to fight for their flag. Three hundred thousand of them still elept on the fields on which they fought. Four hundred thousand more had come home maimed and crippled and an equal number of widows and orphans The survivors of the struggle as represented by the Grand Army of the Republic, had al-most filled their allotted time in this world. and would soon join their comrades beyond the river. It was for their children to pre serve their memory and the principles for which they fought. In the hands of the ris-ing generation remained the destiny of the nation which they had saved.

RECITATIONS AND SONGS. The pupils of the Farnam school were ad-tressed by Rev. T. J. Mackay of all Saints Episcopal church, who gave a very practical talk to the children on the lessons of the

The following program was rendered by he children:

Alma Nottman, Dollie Corduroy and Grace

.Irene Leland Song-Battle Hymn of the Republic Eighth Grade Recitation—Our Folks Bessie Town Recitation—Our Folks Bessie Townsend
Patriotic Quotations Fifth Grade
Song—The Nation's Dead Seventh Grade
Recitation—After the Battle. Hazel Herbert
Song—America School
Mayor Moores was away from his office

long enough yesterday to make short ad-dresses to the pupils of the Leavenworth and other schools. He had no set speech for the occasion, but told the children several stories of the war, each of which was calculated to inculcate a patriotic sentiment. His graphic picture of the fidelity and heroism of the old soldlers was received with marked

EXERCISES AT THE HIGH SCHOOL. Owing to the impossibility of congregating the pupils of the High school in any one com, they were divided into four sections which were addressed simultaneously by Judge Jacob Fawcett, W. S. Strawn, John . Gillesple and Adjutant C. E. Burmeister. Mr. Strawn spoke in one of the rooms on the first floor. In discussing the patriotic senti-ment of the occasion he warned the pupils against the tendency to acquire the impres-sion that war was a thing to be desired. People we: apt to regard it from a distance es a brilliant array of marching armies, inpiring music and heroic achievements, but the reality was found in the lonely picket duty, the stern hardships and the terrible slaughter and bereavement. They should study the war through which the nation had prased only to acquire knowledge in emergency which might come some-Force was generally to be condemned, there were times when an appeal to riolence was as honorable as an appeal to lod. The speaker spoke briefly of the evils of the slave system, which were responsible for the war and said that in it all there was the free school question, which had been decided right. It had been held by the slave states that it was a crime to teach the negro to read or write, but the issue of the rebellion had declared that every citizen of this republic was to equally enjoy the advantages of public education.

In preference to making an address of his Adjutant Burmeister read the Memorial address prepared by General John C. Black for use in the schools. Judge Fawcett and Mr. Gillespie spoke to different divisions of pupils and upon the general lessons of the war as they were to be treasured by the coming generations.

CREIGHTON COLLEGE EXERCISES.

General Manderson Makes an Eloquent Address to Students. The auditorium of Creighton college was well filled yesterday afternoon with teachers and students, the occasion being the exerrises in commemoration of Memorial day. General Charles F. Mauderson was the prator, and his address was listened to with rapt attention. The more eloquent portions of the address elicited the greatest applicate from the students and when the speaker had concluded he was greeted with prolonged applicate. It was a most enthusiastic audience, the boys apparently appreciating every incident of the war that was related. The only decoration of the learning the control of the control of

a beautiful American flag, which stood at one side of the stage. This afforded the speaker an opportunity to call attention to the many noble acts of color sergeants and their corporals in his regiment while they were defending the flag. He dwelt at length on the patriotism of the American troops. He said that there had never been in ancient or modern wars such View of contest or He said that there had never been in ancient or modern wars such vigor of contest or battles of desperation as those of the civil war. The loss to Wellington's army was about 12 per cent and that sustained by the far famed Light brigade only 36.7 per cent, while in the battles of the civil war the number killed and maimed averaged all the way from 25 to 50 per cent.

General Mandaram alluded to the conflict

General Manderson alluded to the conflict between the Turks and the Greeks as "a miserable fiasco scarcely worthy the name of war." He said he thoroughly believed in Memorial day celebrations, not in any spirit of enmity, but as a valuable lesson in pa-Father Pahls, principal of Creighton col-

Has a Long Record as a Swindler Be-

bind Rim. SAN FRANCISCO, May 28.-Dr. Gustavus Hamilton Griffin, who has disappeared from New York, leaving behind numerous victims New York, leaving behind numerous victims mourning the loss of their cash and wondering what had become of the smooth tongued quadroon physician, is well known all over the Pacific coast. In 1888 Griffin bonded an quadroon physician, is well known all over the Pacific coast. In 1888 Griffin bonded an greeting and met an appreciative audience, and before they left they were given handsome floral souvenirs in evidence of the pleasure that they had afforded their youthpleasure they had afforded their youthpleasure that they had afforded their youthpleasure that they had afforded their youthpleasure they had afforded they had afforded their you servitude. During Griffin's trial it developed that the quadroon doctor was an all-around crook. His real name is Jean Baptiste Le Blanc. He is the con of a French plumber and a negress, and was born on the island of Hayti. He left the Island at an early age and went to England, and then to Paris, finally being engaged as valet to Gustavus Griffin, M. D., R. A., who was a prominent member of the French academy. Le Blanc picked up many of the forms of good society while in Dr. Griffin's employ. In March, 1886, Le Blanc or Griffin was arrested in Los Angeles on a charge of emberginger.

> there convicted as stated above. He was released in December, 1892, TRIAL OF NEW CURE FOR LOCKJAW.

Injection of Anti-Toxine Saves the Life of a California Man. SAN FRANCISCO, May 28 -- A new treatment for lockjaw or tetanus has just been successfully tried at the German hospital under the direction of Dr. Conrad Weil. The case is exciting a great deal of interest among the friends of the hospital, as it is the first experiment with this new treatment west of the Mississippi and one of the very had sacrificed their loved ones that their country might remain undivided and their few experiments in this country. The patient who owes his life, as the physicians believe, aside as an occasion to recall the memory of those heroes and to scatter the flowers of to his thumb about a month ago. Doubt avoided, however, but later dangerous symp toms began to develop. As the symptoms were not severe at first, the ordinary treatment with sedatives was tried. The patient grew steadily worse and Dr. Well decided to try the new treatment. By this time the disease had extended so as to affect almost the entire nervous and muscular systems. Within forty-eight hours under the new treatment signs of improvement began and at the end of a week Rhein was pronounced out of danger. Yesterday he said he felt no symptoms of the disease at all, only the veakness which was a natural result of the ordeal through which he had passed. The new treatment consists of injections of a tetanus anti-toxine, similar in its USE ARSENIC FOR BAKING POWDER.

Two Men Fatally Polsoned and Others

Seriously III. OAKLAND, Cal., May 28.-Fred Beeson, an employe on the ranch of Harry Moore, at Sunol used arsenic instead of baking powder in making a batch of bread yesterday. Beeson is dead, another man is dying and several others are dangerously ill. Beeson was a new hand on the ranch. It was found necessary to send a cook to the ranch, and Becson war asked if he could fill the post-tion. He said he could do plain cooking. He was put to work in the kitchen and his first work was to bake up a batch of bread and biscuits for the evening meal. When looking around the kitchen for soda he found some white powder in a baking powder can He assumed that it was sods, and he added three heaping spoonfuls to the dough. Bee-son set aside some of the dough for biscuits and then baked a batch of bread. dinner was served and Beeson and one other man partook heartily of the biscuits. others ate more sparingly, with the result stated above. An investigation proved the powder used was arsenic.

Garment Workers Gaining Ground. NEW YORK, May 28 .- It was reported today that fifty-three manufacturers and 105 clothing contractors had up to the present yielded to the demands of the striking gar ment workers. These manufacturers and contractors employ 2,000 hands. The new agreement means an increase in wages and the abolition of the task and piece work systems. The Boston Garment workers tele-graphed the following message to the strik-ers today: "We pledge support and beseech you to stand firm for our just cause and trust you will win."

A statement from Leader Shoenfeld indicates that the entire number of garment workers in Greater New York will be called out Monday. They number 40,000. The Children's Jacketmaker's union has succeeded in forcing eighteen contractors, employing 300 hands, and five wholesale manufacturers to concede their demands.

Canadian Mining Convention. RAT PORTAGE, Ont., May 28 .- A mining convention is to be held here on June 23 and 24. Letters have been received by the secretary from mining men and capitalists from Rossland and Spokane in the west to Montreal and New York in the east and Cleveland, Chicago, St. Paul, Duluth and other American cities, stating their intention to be present. A large exhibit has been prepared from every portion of the gold fields of Northwestern Ontario. Excursions will be run to the mines carrying visitors free of charge, and every effort will be made to make the meeting instructive.

Washington Democrats Reorganizing. SPOKANE, May 28 .- The leaders of the democratic party in this state declare their intentions to rescind the fusion of the last ampaign, reorganize the democracy and conduct future campaigns upon the Chicago platform. A general meeting of democratic committeemen has been called to this end to

meet at Spokane June 14. Man with a Peculiar Fancy. KINGSTON, N. Y., May 28.-As applicaion has been made to Judge Clearwater to commit James Myer to an incane asylum. Myer's delusion is that he is the homeliest

Another Attempt to Prevent Bartley Being

OBJECTIONS SUBMITTED IN NEW FORM

Issues Involved in the Plea of Abatement Will Be Argued Before Judge Baker Next Monday Afternoon.

The plea in abatement in the criminal case against ex-State Treasurer Joseph S. Bartley, charged with the embezzlement of public funds, was filed by Bartley's attorneys yesterday and came up for hearing in the Springs and Ames. lege, presided over the exercises, and after General Manderson's address escorted him through the room, the collegians all rising and facing the guest and the principal as and facing the guest and the principal as they passed by.

The program was opened with a piano sole, "Columbia, the Gem of the Ocean."
This was followed with a declamation by Harry Puray, who recited a war story. There was a salute to the flag on the part of the pupils, followed by the hearty singing of "America," and General Manderson was introduced. P. L. Gillespie played "El Capitan" as the final march.

afternoon. The document sets up two grounds, the first being the issue on which the motion to quash turned, viz: the claim that Bartley has not had a preliminary hearing before a magistrate authorized to hold the same, nor has be waived ruch examination. The second ground is that a case based on the same alleged cause of action is now pending in the district court of Lancaster county. The latter ground has dis-GRIFFIN AN INDUSTRIOUS CROOK. appeared by reason of the dismissal of the for a plea in abatement has already been Brown served terms. adjudicated in the overruling of the motion to quash the summons.

terday afternoon the attorneys for the state and for the accused appeared before Judge Baker and waived a jury in the trial of the issues raised by the plea in abatement. This agreement having been reached, Judge Baker

gation that it "appears upon the face of the petition that the court has no jurisdiction John

of the persons of the defendants."

Judge Powell yesterday overruled the demurrer of the defendants and gave them demurrer of the defendants and gave them thirty days in which to answer to the petition of the state. Attorney General Smyth discovered on Brown's person. For this little affair he was sent to the penitentiary. bezziement. He started a begus champagne company there some months before and succeeded in swindling various people out of sums of money aggregating \$25,000. Le Blanc jumped his ball, fled to Victoria, and was the court decided that thirty days was a short enough time. This will bring the trial, probably at the September term.

> HOLDS THAT THE TAX IS VALID. Horbach Defeated in His Suit Against

been unsvecessful in his attempt to set aside and Farnam streets. The crooks got the the special tax levied by the city of Omaha first drop on the officer, made him throw for the filling of two lots. The case was passed upon by Judge Keysor yesterday arrested and sent to the penitentiary. and the tax was sustained.

This was a case in which a tax was levied against the property of Horbach. The property was sold for this tax. The tax certificate was foreclosed and Horbach set up the defense that the city had not filled the lots at all, but that he had filled them himself aside as an occasion to recall the memory of those heroes and to scatter the flowers of to his thumb about a month ago. Doubt spring on their graves to show that their suffering and sacrifices had been appreciated.

The new treatment, is famund their, about to the new treatment, is famund their, about to the new treatment, is famund their, about to the new treatment, is famund their, and that therefore, the tax was invalid. The case was tried before Judge Keysor and was decided against Horbach. He appealed to the supreme court, but did not file his bill of experiments. ceptions within the required time and the supreme court quashed the bill. Horbach was then granted a new trial by Judge Key sor and it was this trial which ended yes terday with a decision which was the same

as before. Judge Keysor said that in the second trial an amendment had been made to the pe-tition in which Horbach claimed that he should have had notice of the intention of the city to fill the lots so he could have filled them himself. The court commented upon the inconsistency of these statements in the petition and held that the tax was valid, but that Horbach had not been notified to fill the lots.

BERLIN & HALEY IN COUNTY COURT. Charged with Running a Gambling

House in South Omnha The case against Berlin & Haley, the South Omaha saloon keepers, charged with running a gambling house, was commenced in the county court yesterday. The witnesses examined were about the same as those called as the supreme court has ruled in similar yesterday in the case of Morrison and Cum mings. The witnesses had recovered a slight portion of their memories and one or tw of them confessed to having some knowledge about gambling being carried on at the place in question. One of these witnesses was Frank Dolezal, who tcotified that he was in the room over the saloon kept by Berlin & Haley on a certain night and saw Mayor Ensor of South Omaha buy \$10 worth of chips and play fare with them. He testified that Ensor bought the chips from Dick Ber lin, one of the proprietors of the place, and paid for them with a \$10 bill. The majority of the witnesses, however

were fully as ignorant as they were at the trial of Morrison and Cummings, which was dismissed for lack of evidence. After listening to the evidence, County Judge Baxter held that Berlin & Haley were guilty of having gambling devices in ossession. The two men were held to the listrict court on this charge, the bonds being fixed at \$1,000. They were discharged on the count charging them with gambling.

Music at Hanscom Park. At a meeting of the Board of Park Con missioners yesterday afternoon it was decided that the regular Sunday concerts at cided that the regular Sunday concerts at Hanscom park should begin June 6. The Twenty-second Infantry band will furnish music for the first concert and the Seventh Ward Military band will play on the following Sunday. The arrangements for the subsequent concerts have not been completed. The board also appropriated \$40 for a band at Hanscom park on Memorial day. This was not accomplished without some otposition and it was distinctly stated that the action of the board in this particular would not be considered a precedent.

Three Garbage Haulers Arrested. Special Officers Carlson and Matza had : lively setto with three garbage haulers yes terday afternoon who gave their names at the police station as J. H. Neison, Rude Carroll and L. W. Price. The fight occurred at Twenty-fifth and Half Howard streets. The three men were bauling ashes and when ordered to stop got off their wagons and went after the officers. One of them had an old scythe, which he flourished over Matza's head. The officers drew their revolvers and marched their prisoners to the station, where a charge of hauling garbage without a permit and of resisting an officer was lodged. terday afternoon who gave their names at

Board of Public Works. The regular meeting of the Board of Public Works yesterday was very short. A number of routine matters and the resolution passed by the city council directing the board to prepare the necessary specifications for re-paving Farnam street were referred to the paving ramam street were reterred to the chairman. A bill of the Omaha Water company for 80.88 for moving hydrants to conform to the new curb line on South Sixteenth street was certified to as correct and referred to the city council.

Meeting of German-Americans. The mass meeting of German-Americans will be held at Germania hall on Sunday June 6, instead of tomorrow afternoon. was announced. The meeting is called to unite the German-Americans upon some line of action to be pursued with reference to pushing matters in connection with the

Frank Brown Held at York for Blow-

ing a Safe at Bradshaw. Frank Brown, who is under arrest at York for a safe-blowing job committed in Brad- All Lines Between Chicago and Ogden Are shaw last Saturday pight, is believed by the local police to be a notorious criminal who has made quite a record in years past in this city under the name of John Brown. UNION PACIFIC GETS BACK INTO THE FOLD He answers the description fully and has, moreover, been identified by a number of police officials who are well acquainted with

Brown was arrested in company with a man who gives the name of James Carroll and who is so far unknown. They are charged with breaking a bank safe at Bradshaw and taking therefrom about \$150. They are also suspected of having com-mitted a half dozen safe robberies in the

Of the safes robbed four belonged to rail-road companies traversing the state, and consequently the railroad officers have been engaged in a systematic hunt for the crooks. Detectives Vizzard and Miller of the Union Pacific have been especially prominent in the case, and it was on the descriptions they sent out that the arrests were made. The partmen men were arrested at Davenport, and after considerable legal opposition were finally had up until this time kept the Union Pacl-landed in the jail at York. While in this fic out of all passenger associations. To caster county. The latter ground has disappeared by reason of the dismissal of the
Lancaster county case. The state will probably raise the point that the first ground
for a plea in abatement has already been

Thursday's meeting, held in Chicago, were invited the representatives of the lines that
bad not been able to see their way clear to
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Brown served terms

Thursday's meeting, held in Chicago, were invited the representatives of the lines that
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officials of the state penitentiary, where HAS AN OMAHA CAREER.

Brown was in this city with a number of other prominent crooks about eight years ago. His acquaintance with the police dates from one summer's night in 1890. The scene was jaid on South Tenth street. Officers was laid on South Tenth street. Officers Fahey and Savage, the latter of whom is now a detective, were patrolling the beat. One night they ran across a man who was leaning against the window of a Tenth street pawnshop, smoking a cigarette. He was of agreement having been reached, Judge Baker set the hearing for next Monday afternoon at 2 o'clock, at which time testimony will be adduced to determine whether the plea in abatement shall stand. abatement shall stand.

In the civil case against ex-State Treasurer Bartley and his bondsmen, pending before Judge Powell, demurrers were filed by Bartley, John H. Ames, £6. E. Brown, N. S. Harwood, Thomas Swobe, W. A. Paxton, Mary Fitzgerald, E. J. Fitzgerald and C. C. McNish. These demurrers contained the allegation that it "appears upon the face of the After a desperate fight he arrested John Brown, the man suspected now of the Bradshaw safe robbery. When Brown was taken to the police station, some fifteen watches, a part of the stock of

tion of the state. Attorney General Shipton tion of the pentientiary. He was let out after serving his term and renewed his acquaintance with the Omaha relies force about four years ago. A number of the state of the state of the pentientiary. police force about four years ago. A num-ber of highway robberies were being com-mitted at that time and Brown was suspected of having a hand in them. The po-lice were consequently looking for him. One night Officer Fittis ran across him in com-For the second time John A. Horbach has Garneau diamond robbery, at Twenty-fourth It is considered more than likely that Carroll, the man arrested with Brown, is some other crook known to the police of this

city. In the hope of identifying him, Detectives Miller and Vizzard are today engaged in overhauling the records of the depart

win against Wellington R. Burt stalked through the courts again yesterday in a motion to quash the summons against Marion G. Robrbaugh, one of the defendant in the case which involves the title to score of lots in the West End and adjoining ad ditions, and which has been pending in the courts of this county for the past eight or nine years. Judge Keyser sustained tion to quash the summons as to Rohrbaugh it having been shown that he was never served in the foreclosure proceedings again; his property in Isaac & Griffin's addition

passing upon the case Judge Keyso said that it appeared from all the evidence in the case that the summons in question had been served upon the wife of Marion G Rehrbaugh's brother and that the defendan had never been legally served, nor had he ever legally appeared in the case. The cour held that the fact, as shown by the evidence that Rohrbaugh knew of the pendency of th suit over two years ago, did not bind him cases that legal service must be had and that a defendant is not required to appear unless he had been legally served. The court also ruled that the jurisdiction of the court may be attacked at any stage in

Testimony in Water Works Case. The various attorneys interested in the Omaha water works case in the United States court are still engaged in taking testimony in Attorney Connell's office. require at least a week and probably longer to complete the evidence. The brief promises to be a formidable document. The bulk of the evidence taken yesterday was the testimony of the chiefs and other members of the fire department, relative to hydrant pressure.

Assignment of Detectives.

The detectives have been assigned to work as follows during the month of June: Sav age and Dempsey, 7 a. m. to 7 p. m.; Dona hue and Hudson, 7 p. m. to 4 a. m.; Dung and Sullivan, 9 a. m. to 9 p. m. Officer Sulivan has been detailed temporarily to sucseed Bloom, recently discharged. of Fire and Police commissioners intend to allow a number of present officers to try position before making a final selection.

Baldwin Out of a Job. The new ordinance governing the city hall employes is now in effect and under its provisions Janitor Bob Baldwin was missed by Custodian Matthleson yester The new ordinance cuis off one janitor and invests the custodian with the pow of dismissal, which previously belonged to the mayor and council. As the ordinance only provides for three janitors, no one has been appointed in Baldwin's place.

Decorating Soldiers' Graves. The general decoration of the graves the old soldiers in Prospect Hill cemetery will occur Sunday, and floral offerings shoul be in place, so far as possible, Saturday night. Free conveyance to and from the cemetery will connect with the street cars at Twenty-fourth and Parker streets from 1 to are contributing liberally toward a fund o'clock Saturday afternoon and from 8 m. to 8 p. m. Sunday.

builder and never fails to produce regularity.

Tariff Schedules in Caucus. OMAHA, May 28.—To the Editor of The Bee: Please state through the columns of The Bee whether or not all individual schedules of the pending tariff bill are considered in caucus before being submitted in the senate. Respect-fully. GEORGE ANTHES. fully, GEORGE ANTHES.
They are not, but differences among republicans as to features of the tariff billfor example, duties on tea and hides and ar increase of the beer tax—will be settled in caucus, as now understood.

knows the customer did not order and does street. He is serving out a five days' sen-not want. Substitution thrives for a time, but in the long run it goes to the wall.

BANK ROBBER UNDER ARREST. TIRES OF REMAINING OUT

Now Represented.

"Overland," Together with the Denver & Rio Grande and Rio Grande Western, Joins the Western Passenger Association.

The Union Pacific has finally tired of remaining without the passenger fold of other western rallroads. Thursday it formally entered the reorganized Western Passenger association. This was the first meeting of the association since the handing down of the supreme court's decision against the transmissouri freight rate committee, at which the Union Pacific had been repre-

Acting under the adivce of the legal department, General Passenger Agent Lomax had up until this time kept the Union Pacicordingly present. He told the members of the association that if they would make certain changes in their form of management, making it less binding, the Union Pacific would enroll itself as a member. The changes suggested were promptly made, and the

'Overland Route' came in.
The Denver & Rio Grande, which had also manifested a disposition to remain without the circle, waived its objections and became a member. The Rio Grande Western soon afterward came in, thus making the associa-tion all-powerful between Chicago and Ogden, as all lines between these points are now represented. The resignation of Gen-eral Passengr Agent Crane of the Wabash from the executive committee was received. All the lines adopted the general rules and regulations proposed and agreed to the plan suggested for the conduct of the clergy and other bureaus.

The Western Passenger association is now completely organized. It was rudely shatered by the supreme court's decision, every ine belonging to it hastening to abandon it. Slowly, but surely Chairman Caldwell, ansisted by the passenger officials of a few of the stronger lines, succeeded in bringing order out of chaes. Not only was the general war in passenger rates that was anticipated avoided, but a new agreement that would, it is said, come within the provisions of the law, prepared. One after another the various lines adopted the agreement, but the association ran up against a snag when it struck the Union Pacific. Until yesterday afternoon all attempts to get the "Overland Route" into line were unsuccessful. The Union Pacific has so far refused to at-

tend all meetings of the Omaha and Council Bluffs Local Passenger association or to have anything to do with the "low joints."
It is announced that it will now join the local association. This will make the mem-bership complete, every line in Omaha now being represented.

Union Pacific Changes. J. W. Tuttle, who for a number of years

past has been associated with the Union Pacific's personally conducted tourist excursions, has just been appointed traveling pas-senger agent of the same road, with headquarters at Sloux City. He will succeed H. F. Carter, who has been traveling freight and passenger agent out of Sloux City for a number of years. Mr. Carter has been ap-pointed to succeed George E. Abbott, formgeneral agent of the Union Pacific at Des Moines. These changes have been brought about by the resignation of City assenger Agent Dunn, whose place taken shortly after June 1 by Mr. Abbott.

Eastern Movement of Fruit. C. B. Smith, general manager of the Continental Fruit express, was here yesterday from Chicago. He reports an unusually heavy fruit traffic, especially in strawberries. from the northwest. Car after car filled with the choicest specimens of strawberries is being shipped every day from Oregon eastward. The number of cars from Walla Walla and Hood river country destined for st. Paul is said to be unusually large. The Oregon strawberry is also said to be larger nd more toothsome this season than ever

before. Railway Notes and Personals. Assistant General Parsenger Agent Smith of the B. & M. yesterday returned from the meeting of the Western Passenger arsociation in Chicago,

Railroad officials feel considerably relieved by the announcement that Governor Holcomb will not call an extra session of the legis-lature this year to consider rate matters. Freight Traffic Manager Munroe of the Union Pacific, who has returned from an exended eastern trip, states that in his opinion usiness conditions are much more improved n the west than in the east.

Mrs. Malinda Tryon of Malone, N. Y., dled on eastbound train No. 2 of the Union Pacific Thursday just as the train was about to stop at Green River. Her death was due to heart failure. She was enroute from to heart failure. She w Butte, Mont., to Chicago. Thursday's wreck on the Short Line is the second bad one since that road parted com-pany from the Union Pacific. Old Union

Pacific attaches say that every road that has gone out from the main system has lad bad wreck soon afterward. The following railway earnings are re-ported for the third week of May, with changes from last year: Missouri Pacific 1384,000, increase \$49,000; Central branch \$18. 000, increase \$8,000; Rio Grande

\$45,000, decrease \$2,600; Wabash \$213,482, de-

crease \$4.981. As handsome a piece of railway advertising as has been seen in railway circles is the souvenir of the new train to run between Chicago and St. Paul just insued by the Burlington. The illustrations are from drawings and are far superior to those ordinarily used in railway advertising. The typographical work is excellent.

The Nebraska division of the Modern Woodmen of America will leave for the Dubuque convention in three special sleepers attached to the eastbound Burlington train on Sunday afternoon. A brief stop will be made at Rock Island for breakfast and another at Fulton in order to allow the delegates to visit the headquarters of the order at that point. The sleepers reserved for the Woodmen will accompany them through to Dubuque and will bring them back to Omaha.

Convention of Railway Postal Clerks. The railway postal clerks in this district which is to be used to entertain the national convention of postal clerks next year, pro-vided Omaha shall be selected as the meetirregular or suppressed periods. They lack blood. Pill Aneemic Pink is the great blood voort, who is a delegate from the lack builder and never fails to produce the product of the lack builder and never fails to produce the lack builder and the lack build voort, who is a delegate from this division, says he feels confident the convention will be located here next year. pledges of financial support which the clerks in this territory are giving. Mr. Vandervoort feels, will be a material aid to him when he presents the claims of Omaha at the convention next month.

Owner for the Property. The gold watch, chain and charm that were found in the possession of John Riley a few days ago were claimed yesterday by Dr. Stack of Humphrey. The property was either lost or stolen at the Webster street depot and a week ago. Riley was arrested for drunkenness and the property was found on him. He alleged that he found it on the