

COUNCIL BLUFFS REPAIRMENT

MINOR MENTION.

Furnished rooms, 525 Fifth avenue. Harry Murphy, east and wood, 37 Main. Dr. Shriver, dentist, Merriam blk. room 246. George Young of Hardin township is reported to be seriously ill.

William Gard is visiting friends in the eastern part of the county. Charles Mathisen are visiting friends near Honey Creek.

The Rev. E. E. Mack of Logan was a Council Bluffs visitor yesterday. E. H. Smith has returned from a hunting excursion in Western Nebraska.

Satisfaction guaranteed at the reliable Bluff City steam laundry. Phone 214. Miss Leona Beckler, 117 1/2 N. W. who has been visiting in Carroll, has returned.

Imperial Laundry Co., 307 Broadway. Shirts, 5 cts; collars, 2 cts; cuffs, 4 cts. R. H. Williams, 150 Bway, will give premium stamps on all sewing machines.

C. M. Levy, superintendent of the Iowa division of the Burlington, spent yesterday in this city on official business.

The Methodist ladies will have all kinds of bread, pies, cakes, chicken salad, etc. for sale at the Purdy Candy Kitchen.

C. P. Nipp of the local abatement force, who has been visiting in Carroll, returned yesterday.

Mrs. Bray keeps a full line of Battenburg, Hennon and point lace. Free instruction. Cleaning lace a specialty.

Around everybody's neck—Eagle laundry work—the kind that suits every pattern and the kind that is made by hand.

The Ministerial association of the city will meet Monday at 10:30 a. m. in St. John's English Lutheran church, southeast corner of the 2 and Pearl street.

Council Bluffs people can obtain copies of the international art series, "Treland in Pictures," by calling at the Council Bluffs office of the Burlington.

New city of the time to lay in your supply of winter fuel. R. H. Williams, 150 Bway, will sell you coal and wood as cheaply as any one.

And will give you the lowest prices available in the coal business. Thomas Rishton guarantees every ton of coal he sells to weigh 2,000 pounds.

Mrs. and Mrs. Parly have returned from Creston, where the body of their son, Will, was buried. The body was buried in the cemetery in Creston, where other members of the family are interred.

Word was received here yesterday from Denver that Miss Addie Baldwin, daughter of B. F. Baldwin, had died in that city after a long illness.

Fred Geise returned from a hunting trip to Honey Creek yesterday. He has been in the care of his physician since.

He severely injured while tossing up empty bottles for some of the other members of the party to shoot at.

The funeral of the late Mrs. Mary A. Platter was held at the residence, 233 Vine street, yesterday afternoon.

C. B. Viati Co., female remedy; consultation free. Office hours, 9 to 12 and 2 to 5. Health book furnished. 326-328 Merriam block.

N. Y. Plumbing company, Tel. 250. Hogan Pullman Porter in Court.

Neison Allen, the colored man charged with having worked a confidence game by which he secured \$10 from James Donahue.

A Kansas farm hand, was arraigned before Justice Burke yesterday morning.

Justice Burke yesterday afternoon, and told about meeting the colored man in Omaha.

Allen represented himself to be a Pullman car porter, and was taken to the city jail.

William Smith, Living Near Neola, Mysteriously Disappeared.

The friends of William Smith, one of the wealthy and well known farmers living a few miles southeast of Neola, are very much exercised over his mysterious disappearance.

On Monday night he retired at his usual hour after the completion of his work and was seen sleeping soundly.

An hour or so later he awakened, arose and dressed himself, and his family and friends are very much exercised over his disappearance.

His friends have been hunting through the fields and woods under the impression that he might have wandered away during the night.

Free Lobster Supper. Today the ladies of Council Bluffs will have an opportunity to eat lobster.

Money to Loan—Reduced rate on first class improved farms and inside city property.

Children with a Petition. Two or three hundred school boys and girls marched to the Bloomer building yesterday to present a petition bearing the names of over 2,000 parents and children.

Scaptes Turn Believers and are Cured.—When I read that Dr. Agnew's Catarrhal Powder could relieve Catarrh in 10 minutes I was far from being convinced.

GOES UP TO THE GRAND JURY

Justice Vien Disposes of the Case of the Alleged Kidnap.

SENDS McFADDEN TO JAIL TO WAIT TRIAL

Evidence Sufficient to Convict the Court There is a Mystery in the Matter that Should be Cleared Up.

Justice Vien yesterday held William McFadden to the grand jury for his alleged attempt to abduct Charlie Kiser.

In default of bond, McFadden was sent to the city jail, where he will be confined until the grand jury meets in November.

In holding the prisoner to the grand jury the court took occasion to say that he was satisfied that there was a deep mystery connected with the case that should be solved.

It is probable that the decision will be given this afternoon or on Monday at the latest.

The whole argument turned on the point whether the law requiring the officers of political societies to file their names with the auditor.

Charles Kiser was the chief witness for the state. He went on the stand and told a straight and well connected story.

He said that he was only 12 years old. He detailed the incidents connected with the meeting of the man at the barn and the assertion of McFadden that Charlie had been kidnapped.

McFadden's story was that he had never seen him before and that he had no work for him again.

He said that he was going through a trap last summer. He said the man had just offered him 10 cents to go with him and while the parley was going on his mother and aunt came into the room.

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ARGUE THE BALLOT MANDAMUS.

Judge Macy Hears the Democratic Party's Complaints.

The application for a writ of mandamus to compel County Auditor Matthews to place the names of L. Swearingen and Paul Aylsworth, democratic nominees for Justice of the Peace and township trustee, on the official ballot, was argued before Judge Macy in the district court yesterday afternoon.

The arguments consumed a good portion of the afternoon, and at the conclusion the court adjourned until this afternoon. At the time is near when the copy for the tickets must be given to the printer. It is probable that the decision will be given this afternoon or on Monday at the latest.

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BOARD IS FREE FROM DEBT

This Year's Iowa State Fair Liquidates Heavy Liabilities.

ELEVEN THOUSAND DOLLARS PAID FOR DIRECTORS PROPOSE TO HOLD NO FAIR NEXT YEAR ON ACCOUNT OF THE TRANSMISSISSIPPI EXPOSITION AT OMAHA.

DES MOINES, Oct. 22.—(Special Telegram.)—The Iowa State Fair board is out of debt for the first time in ten years.

The directors issued a complete financial statement, showing the conditions at the closing up of all the business of this year's fair. It indicates that \$11,437.47 of old debts have been paid, together with all expenses for this year's fair and that there is a balance of \$18.03 on hand.

The directors are of the opinion that no fair should be held next year on account of the exposition at Omaha, but this will not be determined until the annual meeting in January.

Secretary P. L. Fowler proposes if the fair for next year is dropped to organize an association of Des Moines business men and lease the grounds and give a Des Moines fair. There is general interest and it is likely to be done.

ASSISTANCE FOR CITY ATTORNEY. Sioux City Injunction Suits Will Be Dismissed.

ST. LOUIS, Mo., Oct. 22.—(Special Telegram.)—In the matter of the injunction suits which members of the citizens and taxpayers committee have brought against the city in an effort to restrain it from incurring any further debt, the city council met this afternoon and adopted a resolution employing two of the leading law firms of the city to assist the city attorney to fight the suits.

A committee of seven taxpayers, who are behind the movement, appeared before the council and asked it to rescind the city tax ordinance which authorized the committee to make no levy on the various funds from which are paid the interest on the city's indebtedness.

The council refused to rescind the ordinance and instead took the action mentioned. The city auditor's office, which was closed yesterday afternoon, was open today; but the auditor, George C. Knapp, is on vacation, saying he was restrained from doing so by the temporary injunction which is now in effect.

It looks now as if the fight between the city and the injunctions will be a hard one.

WILL ADOPT THE HOME RULE PLAN. Iowa Presbyterians Propose to Keep Their Contributions at Home.

DES MOINES, Oct. 22.—(Special Telegram.)—The Presbyterian synod of Iowa is holding its annual convention here. Rev. W. O. Ruston of Dubuque was elected moderator. Rev. R. A. Vanderlas of Cedar Rapids and Rev. R. M. Beebe of Waterloo clerks for the year. There are 100 delegates present.

The synod will probably adopt the Indiana plan of home rule for home missionary work. At present Iowa funds go to the national board and the state gets back much less than it contributes.

The Indiana plan of the conference would permit the state to retain the contributions of candidates even if they were one day late. He showed the court that the auditor general and the secretary of the board had held that their ruling should govern the present case.

The general sentiment is strongly in favor of permitting the names of candidates to be placed upon the ballot if they could be legally done. No one was more willing to do this than Auditor Matthews, and he would have no objection to the board's ruling, but he would not permit it.

He explained the troubles of the board of all academies and colleges on account of the defection of C. M. Charnley, treasurer, who had resigned his office and taken up residence in Chicago. He said that the board had made arrangements to have a fund which will prevent embarrassment to schools sustained from this fund, and a fund was voted to make good the loss by contributions.

MANY TEACHERS AT CEDAR RAPIDS. Convention is Well Attended and the Papers of a High Order.

CEDAR RAPIDS, Ia., Oct. 22.—(Special Telegram.)—There was a largely increased attendance at today's sessions of the Northwestern Iowa Teachers' association. The number now here will reach 1,500 and they are still coming. The meeting is proving one of the best ever held in the state.

The papers are all of a high order and the discussion is of a high order. The meeting this morning addressed were made by State Superintendent Sabin, President Stearns of the State Normal school, and others.

In the afternoon round table meetings were held, all of which were largely attended. Many topics of general interest were discussed.

A lecture was given by Prof. Jacques W. Redway of New York on "Correlation of Geography and History."

OFFICIAL BALLOT STILL TIED UP. Two Lower Court Judges Declare They Will Fight on the Case.

DES MOINES, Oct. 22.—(Special Telegram.)—The supreme court today received from the Polk county court the full record in the contest between the middle-of-the-road and regular populists over the party name on the ballot.

The court below reversed the board. The middle-of-the-roads secured a victory from the supreme court, which held that the whole case will be settled tomorrow. Meantime the official ballot is tied up. The decision in the lower court was given as follows:

AWARDED HEAVY DAMAGES. DANVILLE, Ill., Oct. 22.—Mrs. Corbett, aged 22, a widow, was tonight awarded \$2,000 damages for breach of promise. John Germond, aged 21, a retired capitalist, being defendant. The case has been set for trial at Danville, Ill., on Monday next. The plaintiff's counsel for the plaintiff and Cuban Commissioner Calhoun for the defendant.

DEAD COMES TO LIFE. CINCINNATI, O., Oct. 22.—A special to the Commercial Tribune from Jeffersonville, Ind., says: "My friend Joseph Howard of Washington county was here preparing to take the supposed remains of his husband home to his native place in Ohio, when he was told that he was in Nashville. Two weeks ago he mysteriously disappeared, and his remains were found in the Portland canal were identified as those of Howard."

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out as having been conspired to by the four judges of the county, but the record includes affidavits of two of the judges who say they did not sit on it, and that the decision was a merely a speculation on the chances of the rise or fall of the market and no delivery is intended, are gambling contracts and void. It is not enough to render the contract void that the buyer intends it as a gambling contract unless the seller participates in that intention.

GRAIN SPECULATION DECISION. Contracts with No Delivery Intended Declared Void by the Court.

DES MOINES, Oct. 22.—The Iowa supreme court today rendered an important decision affecting the legality of contracts between grain speculators.

In the case of Counselman & Co. against Manuel Reichart, brought up from the Cass district court, the court declared that "contracts for grain, where the intention is merely a speculation on the chances of the rise or fall of the market and no delivery is intended, are gambling contracts and void."

The court held that the buyer intends it as a gambling contract unless the seller participates in that intention. If in the case at the bar the defendant intended a speculation upon margins without the delivery of grain and the plaintiff purchases the grain for actual delivery it would not be void as between those parties the intention to make a gambling contract must be mutual.

It was held by the court that the suit under discussion was one in which no delivery was intended.

HYMENEAAL. Cheyenne-Carly. CHEYENNE, Wyo., Oct. 22.—(Special.)—David Brice, agent of the Denver & Gulf railway at Wheatland, was married yesterday to Miss Carley, daughter of Mr. and Mrs. J. A. Carley of Wheatland. Mr. and Mrs. Brice left here this morning on a wedding trip through the east.

Brice-Carly. SIDNEY, Neb., Oct. 22.—(Special Telegram.)—David Brice, agent of the Cheyenne & Northern Railway at Wheatland, Wyo., was married here today to Miss Josie Carly of this city.

Drawn to Serve on Jury. CHEYENNE, Wyo., Oct. 22.—(Special.)—The following jurymen have been drawn for service in the Laramie county district, which is to be held at Cheyenne, Wyo., on November 1st: Thomas George, Henry Connor, J. F. Rossman, H. A. Duncan, Ben O'Connell, H. G. Burnham, Martin Connor, A. Ringolsky, Herman Haas, H. H. Joseph, Joseph Sladek, C. H. Irish, T. H. Shaughnessy, R. A. Perterson, Samuel Finch, O. T. Shelton, H. W. Moore, W. W. O'Connell, J. H. Richardson, John Bailey, Charles Ohmsted.

Business Troubles of a Day. CHICAGO, Oct. 22.—An assignment was made today by the Fowler Cycle company, one of the largest bicycle concerns in the world, to the Federal court for the purpose of liquidating its business for some time and has generally felt the competition of cheap wheels.

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