Was his intention to vacate the office nor re-linguish his right and title thereto. What-ever may have been his secret intention upon the subject, the reading of his cross-examination in connection with the others testimony taken before the referre. Jeaves no trace of a doubt that all the relators de-liberately abandoned their offices upon the appointment and qualification of the re-spondents. The testimony establishes be-yond dispute that regular meetings of the old Board of Fire and Police commissioners were held on each Monday evening and that since respondents of the discharge of business has been held and no official duty has been by fit transacted. There is likewise testi-mony in the record conducing to show, al-though contradicted to some extent, that at the last meeting of the relators is a board held on March 2, 18%, the members intereof agreed among themselves to make no furat the last meeting of the relators as a board held on March 25, 186; the members thereof agreed among themesives to make no fur-ther chaim to the offices of fire and police commissioners and that they would severally and collectively turn over to the respondents is their successors in office, pearefully and courteously, the books and records belonging to said board; that Relator Foster was then and there directed by Palmer and Birk-hauser to meet with the members of the incoming board and extend to them their good uishes and to protter any assistance to the respondents which lay in their power, and that said Foster thereafter met with the respondents as directed and observice obyed this instruction. In view of the ma-ter aforesaid, and the further fact that the relators Palmer and Foster have voluntarily dismissed the proceedings herein, and that the informa ion prays for a writ of ouster against the respondents, and that the re-lators be inducted into office, we can see it in no other light than that the relators aban-doned and surrendered all their right, this independents. — Due who volumer

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the respondents. The respondents. The respondents. The who voluntarily abandons a public of-fice will not be permitted thereafter, at will, to assert title there of the principle was fully recognized and applied in the State against Boyd, 31 Neb, 45. The doctrine that the continual failure and refusal of a public officer to perform the duties thereof will operate, as an abandonment is well es-tablished by the authorities. Meecham, Pub-lic Officers, 45; People against Hartwell, 6; Cal, 11; State against Allen, 21, Ind. 516; People against Kingston, T. R. Co., 22 Wend, (New York), 551; 19, American and English Encycl. Law, 562; Yonkey against State, 27, Ind., 28; Page against Hardin, 88 Mon, (Ken) 66; People against Hardin, 88 Mon, Ken) 66; People against Hardin, 88 Mon, Ken, 96; People against Hardin, 88 Mon, Ken, 97 Marking against Hudson, 50 Miss, 429, Sustains the contention of relator that there has been on abandonment of the majority falls to carry conviction to our minds, Tae writ is denied. who voluntarily abandons a public of-

While the members of the present heard did not attempt to disguise their satisfaction with the decision, they said that it was no more than they had expected. "It was suffi-ciently established in the other case," said Judge Gregory, "that the law was on our side and we have been satisfied that the decision would be in our favor. Nevertheless, we are well pleased, of course to have the matter settled."

Judge Gregory suggested that there was one thing more that the board wanted settled and this was what rights it had with respect to the control and discipline of the force. He stated that he was convinced that the decision of Judge Scott in the Cox case would be reversed by the supreme court. Dr. Peabody and one other member of the board stated that the decision was merely game.

what they expected. They had acted with the expectation that they would remain in office and the decision would make no particular difference in their procedure

PERSONAL PARAGRAPHS.

L. J. Nettleton of Tabor, Ia., a banker, in Omaha. Mrs. Nellie Bell, M. D., of Fremont, is as

Omaha visitor. H. E. D. Gould, the horseman of Fuller ton, is in the city.

C. M. Rigg, a Beatrice attorney, was in Omaha yesterday.

Arthur Meeker of Chicago, one of Armour's head men, is in the city.

Postoffice Inspector Albert O. Swift of Ne braska City is in Omaha. Postoffice Inspector D. J. Sinclair of Lin-

coln was in the city yesterday. J. W. Stetter, a stockman of Valentine, 1

one of the visitors to the city, R. M. Strother, a prominent tobacco dealer

of St. Louis, is visiting the city. lected for the game should be pleasant, but Owen Ferree, advince agent for The Last that the \$500 guaranty offered would barely Stroke company, is stopping at the Barker.

pay the expenses of the Nebraska team. He Deputy United States Marshal F. W. Barhas no objection to Stagg as umpire, but does emphatically object to the evident desire of of Hastings came to the city yester-After an illness of several weeks' duration the officials of the game. In his opinion, the day.

YANKTON Nebraska team had shown its su S D. Now -(Special.)riority to Kansas, has won the pennant and the Kan desk. It is stated here that the railroad bridge J. B. Dinsmore of Sutton, member of the sas team is now in no position to dictate the which has been so long looked for and so State Board of Agriculture, was in Omaha terms for another game, ing unaccountably delayed will at last be yesterday. WESTERN ASSOCIATION MAGNATES. onstructed across the Missouri river at this Robert N. Fletcher and W. A. Wright are oint, work to begin in the near future. ockmen from Fort Custer, Mont., stopping | Meeting is Penceful and a Franchise It will be a combination railroad and wagon at the Barker. Goes to St. Joseph. Charlie Thorpe, the champion light-weight CEDAR RAPIDS, Ia., Nov. 18-(Special bridge, the road to be built to Norfolk, Nob. jockey of the world, is in the city renew- Telegram)-The annual nearing of the West-ing old acquaintances. The same authority asserts that Sooysmith & Co., bridge builders of New York, and ern Base Ball association was held here to who have the contract for this bridge, made Rev. A. E. Marsh, rector of the Episcopil day, all the members being fully reprethis statement. It is also announced that the trouble attending the placing of the bridge bonds in England has at list been when answering the necessary questions. church at Central City, is in Omaha, the sented. Hickey of St. Joseph was unani-guest of Bishop Worthington. mously re-elected to the office of president guest of Bishop Worthington.
C. H. Fitzgeraid, the heavy weight west-ern passcoper agent of the Louisville & Nashville railroad is in the city.
Deputy Sheriff Grabe went down to Kear-ney last night, taking with him Chorley Me-coy, who was placed in the State Inlustrial achool.
R. R. Ritchie, general passenger and freight agent of the Northwestern at San Francisco, formerly of this city, is visiting the city.
James A. Cline of Minden, C. F. McGrew
mously re-elected to the office of president, secretary and treasurer and Mayor Lincoln of Cedar Rapids was elected vice president. S. H. Frick of Des Moines and Varney An-derson of Rockford were appointed a com-mittee on schedules to report at a future session. President Hickey was appointed a committee of one to arrange for the trans-portation of teams in 1898. The selection of balls and uniforms was also left to his discretion. The \$500 guaranty was linkis ed upon and it was decided to have it put up nor later than February 10. There were ru-mors that there would be a warm fight over the awarding of franchises in the afternoon and the action of the meeting seemed to mously re-elected to the office of president. emoved. About two months ago A. T. Nation and several of his English friends were here looking over the proposed road and bridge site, among whom was a Mr. Read, who has declared his intention to take the bridge bonds as an investment. Should these reports and rumors prove correct and the bridge and road project materialize into a reality, it will cause a general feeling of confidence among Yankton mors that there would be a warm fight over the awarding of franchises in the afternoon and the action of the meeting seemed to confirm it. It was said that Peorla and Rockford would be dropped from the asso-ciation and their franchises given to Sioux d City and Omaha. As a matter of fact, how-ever, the meeting was very peaceful. Sioux citizens as to this city's future. Uncle Frank" Ferguson, one of the oldest settlers in this part of the country, died at his home in this city yesterday after an ill-ness of two weeks. The cause of his death was been understood that they would make a vigorous fight for membership. The cir-cuit will be made up the same as las year so far as the action of today's meeting af-fects it, but there are apparently well founded rumors that another meeting will be called in about two weeks, when Sioux City and the other three towns will make a strong fight for franchises. St. Joseph was auain awarded a franchises and a request yas made to Manning that he keep it at St. Joseph if possible, but if not to make such a disposal of it as he deemed best. It will probably sizy at St. Joseph. HORSE SHOW ATTRACTS A CROWD. itizens as to this city's future. of Hastings and Creighton Morris of Humboldt, three ex-state bank eximiners, are in Nebriskans at the hotels: Alf Haworth and wife, Tecumseh; H. M. Grimes, North Platte; B. M. Davis, George Sanford, Lake-side; S. B. Richmond, Clarks; R. Lisca, his nome in this city yesterday after an in-ness of two weeks. The cause of his death was kidney trouble. B. F. Fer-guson was born in Ciyuga county, New York, in 1816. He settled in Ohio in 1837, where he learned and followed the trade of pump making. He owns now a full set of pump making. He owns now a full Lodge Pole; George L. Loomis, Frement; O. M. Olson, H. Conant, Kelton; Harry C. Hayes, Albion; R. S. Rising, Ainsworth; E. Kaelly, Nora; G. T. Scott, Ashland; Ed F. Lyons, Fairbury; W. H. Platt, Charles A. Wicke, Grand Island; Charles N. Brown, Kashnay, Mar Karley, N. Brown, Kearney; Mrs. M y Fenton, Hastings; C. S. Anderson, Lynch; W. C. Brocks, Beatvice; F. L. Oswald, Wood River; W. F. Norris, Wayne; C. H. Walrath, North Bend, At the Millard: J. H. Jagoe, Chicago; A. At the Millard: J. H. Jagoe, Chleago; A. J. Chase and wife, Lake Park; Ed Gloor, W. E. Jenkins, St. Louis; George T. Glaser, Denver; D. J. Sinclair, Lincoln; Theodore Ashburger, St. Louis; F. M. Libbe, St. Joseph; C. M. Rigg, Beatrice; F. B. Shigs, Utica, N. Y.; C. E. Wescott, Plattsmouth; A. Lehman, Peoria; A. W. Burnett, New York; J. Lieber, Lauisville; Henry Brown, St. Louis; J. H. Fuller, Kansas City, F. M. ing and keeping a grocery store. He en-listed in the Second Nebraska cavalry at the breaking out of the war, and at the expiration of enlistment in the mounted militia. He served during both enlistments as a veter-inary surgeon. He belonged to the Masonic, Odd Fellows and Workmen fraternities and was a member of the Methodist church. These orders will probably take charge of ttracted another immense throng of people to Madison Square garden tonight. At the opening of the exhibition the grand entrance the funeral services, which will occur on ooked from a distance like a mighty, seeth-Friday KEARNEY, Neb., Nov. 18.-(Special.)ing forernt, so rapidly were the people coming in to augment the thousands already gathered in the garden. Mrs. C. B. Finch, wife of ex-Mayor C. B. Finch, died Tuesday night, leaving an infant ing in to augment the thousands aiready gathered in the garden. Miss Beach, mounted on Miss Cameron's Wasp, was the attraction in the opening class of saddle ponies, which were sum-moned into the ring at the blass of the bugle. The evolutions of a squad of mounted police also greatly interested the speciators. The fear that this year would mark the decline of interes: in the exhibition which has been for twelve years one of the events for both horsemen and roclety people, is shown by the results to have been ground-less, for not only has the high quality of the show been continued, but the attendance has been better than in the past. daughter a day old. The funeral services were held this afternoon at the Presbyterian church, Rov. Dr. Hayden, the pastor, preaching the sermon. The funeral was one of the largest ever held in the city, NEW YORK, Nov. 18.-Rev. George H. Dinsmore, Sutton; W. F. Pardee, S. N. Y.; J. J. Horran, Rochester, N. Y. Houghton, pastor of the Church of Trans-figuration, better known as "The Little figuration, better known as "The Li Church Around the Corner." died tonight, HOOD'S Stimulate the stomach rouse the hver cure billoos ness, headache, dizziness, pillos suur stomach, constipation EMERSON, Neb., Nov. 18.-(Special.)-Enoch Beals, one of Emerson's oldest set-Enoch Beals, one of Emerson's oldest set tlers, died today, aged 80 years. Mr. Bea's Ketcham's valet, went to Milwaukee on the had for several months been in poor health had for several months been Sale of Spreckels' Horses, SAN FRANCISCO, Nov. 18.-At a sale of thoroughbreds from the stables of A. B. ters. LONDON, Nov. 18—Sir Henry Doulton, head of the firm of Doulton & Co., Lambeth potteries, is dead. Sir Henry was born in Yauxhall, July 25, 1820, and began training for a potter at the age of 15. He commenced art potters at the age of 15. He commenced watted to get out. When we were dressed the Legion of Houor and received the Albert medal of the Society of Arts. ASHLAND, Neb., Nov. 18.—(Special.)— John McKinley, a son of M. A. McKinley of Ashlond, died at his home on Dey street Tuesday, of ecosumption. The McKinley family moved to Ashland from Griswold, Ia., in August, this year, and were held in high Spreckels the following horses brought over \$50) each: Marcel, \$500, to T. J. Crowley; Olive, \$500, to G. Bertolacchi; Pat Murphy, \$675, Atkins & Lottridge; Torsion, \$825, H. constipation. etc. Price 25 cents. Sold by all druggists. The only Fills to take with Hood's Sarsapari # ... THE BEE Voting Contest FOR in August, this year, and were held in high regard by all who knew them. The funeral Queen of the Ice Carnival occurred at the home this afternoon at 2 oc. m. Elder C. P. Hackney conducted the services, assisted by Rev. William W. Wor-correction of the Mathematical Strengthering at a photon the minister was awoy from home, but his wife had a neighboring clergymon called in to perform the ceremony. ley of the Methodist Episcopal church. A dispatch was received by Charles Rob-bins yesterday stating that his son Martin. MY CHOICE FOR QUEEN POLARIS

'VARSITIES MEET IN IOWA Rolley; George Paimer, 31,075, Lee aner; Frank James, 555, R. Hughes; otimel, \$209, Lee Bhaner; Agni, 5859, F. Warwick: Aluminum, \$300, Barney hreiber; Georgic, \$1,659, John Campbell; Imperious, 3550, Barney Schreiber; Little T G., 3500, J. Hinckle; Racio, 31,075, R. Murray, Thanksgiving Day Game Goes to the Coun-

SHARKEY AWARDED THE VICTORY.

ictim this time being old Joe Goddard, bit

decrepit Barrier champion. The fight, which

was scheduled for twenty rounds, terminated

in the sixth when Sharkey, after landing a

Consul Patee Defeated.

OMAHA GETS THE WESLEYANS, ANYHOW

Opponents for the Lincoln Methodists Not Yet Decided, but Tarkio Will Most Likely Furnish

cil Bluffs Grounds,

the Resistance.

In the sixth when Sharkey, after landing a stiff right on Goddard's jaw, rushed at his man and knocked him to the floor, iterally by force of impact, failing heavily upon him Goddard's head struck the canvass with an awful smash, which dazed him. He arose at the end of three seconds and staggered to the ropes. Referee McArthur meanwhile holding the excited sailor back. Amid great It wus definitely announced late yesterday afternoon that the foot ball game between the elevens representing the University of Nebraska and Iowa State university will be holding the excited sallor back. Amid great confusion McArtour awarded the fight to Sharkey. The decision was just, but Shar-key's victory is far from creditable, it being the popular impression that Goddard was hurt more by his collision with the floor than from Sharkey's blows, which were at all times (wild and misorably timed. played at the Field Club park, Council Bluffs, on the afternoon of Thanksgiving Day, The managements of these two teams failed to reach any agreement with the management of the University Club park in this Griffo's Shoulder Sprained.

city. The Iowa team has favored Council Eluffs for some time, as it desired to play the game this year in its own state. Though the game will undoubtedly be one-sided, Nebraska apparently having much the stronger team, it will probably be witnessed by a large and enthus!astic crowd if the day should prove to be a fair one.

sustained a sprained shoulder, Holleran re-ceived a serious cut in the left side of the neck and Philip O'Toole of this city suf-fered a contusion of the brain and was re-In the meanwhile the management of the University Club park in this city is making ered a contusion of the brain and was re-noved to the Cospital in a serious condition strenuous efforts to book another game for this city on Thanksgiving day, and will probably succeed. One of the competing teams will be the Nebraska Wesleyan uni-PEORIA, Ill., Nov. 18 .- In the annual elec-

ion of the Illinois division, League of Amerversity team, which will play the University of Nebraska team at Lincoln Saturday for the championship of the state. It has not yet ican Wheelmen, Fred Patee of Peoria, the present chief consul, was defeated for re-election by William H. Arthur of Chicago, been fully decided which team will line up against. Wesleyan here on Thankagiving seen fully decided which team will line up gainst Wesleyan here on Thankagiving by, but it will be one of these three: Tarking the present vice consul and as stant corpo-ration counsel of unat city. Bernard Himrod of Danville was elected vice consul and George D. Locke of Jerseyville secretary-treasurer. The headquarters will be removed day, but it will be one of these three; Tarkin Ames, Io., or Kansas City Medical college,

o Chicago.

from Kansas City, Mo. MEDICS HARDLY AVAILABLE.

Prohibiting Foot Ball Games The latter is the strongest of the three teams and recently defeated Wesleyan at ATLANTA, Ga., Nov. 18 -- Representative Jole's foot ball bill, providing for the pro-Kansas City, 29 to 4. Since then Wesleyar hibition of the playing of match or exhibi has greatly improved and could now give tion games where admission is charged passed the senate today. The bill has al-ready passed the lower branch of the legis-lature and now awaits the approval of the governor. There is no doubt but that he will sign it. the embryo doctors a closer game. The bit-ter, however, have a game scheduled for Thanksgiving day at Sedalia, Mo. The play-

wesleyan, but one of the faculty insists on their keeping their engigement at Sedalia. Unless the physicians-to-be can be released Sparring Exhibitions Barred. from their engagement at Sedalia it does no

NEW YORK, Nov. 18.-The application of the Waldorf Athletic club for • peremptory cem probable that they will appear here. nandamus to compel Mayor Prong to grant Tarkio is quite anxious to come here and t looks as though the Wesleyan-Tarkio game It a license to conduct sparsing exhibitions was denied by Justice Andrews in the su-preme court today. The court holds that the mayor has discretionary powers in the matter of issuing licenses. ere the most likely termination of the ne otlations now pending. Tarkio has a strong team. It was coached by Frank Crawford of this city during the early part of the sea-

Hurt in a Foot Bail Game. on and he thinks the team could give the SPRINGFIELD, Neb., Nov. 18.-(Special Methodist proteges of Charlie Thomas a hard

elegram.)--During the progress of a foot The game with Tarkio seems much more likely than that with Ames, for the reason that the latter team has finished its call game at the High school grounds here this afternoon Bert Bates, one of the play-ers, sustained a compound fracture of his right leg between the knee and ankle. He was removed to his parents' home and his injury attended to. schedule and about given up foot ball for this season. To play another game would mean to reorganize the team and again take up practice games, a thing players are re-luctant to do after having once laid away

Tommy Ryan's Mishap. their foot ball togs for the winter. SYRACUSE, N. Y., Nov. 18 .- Tommy Ryan,

The telegraph wires will be kept warm in several directions out of Omaha today, look while sparring with "Jack" Hamilton, his rainer, at Messina Springs, near this city, ing toward a game here on Tanksgiving day and the management of the University club trainer, at Messina springs, near this city, yesterday, slipped to the floor and his ankle was badly sprained. He has declared his proposed meetings with Jim Ryan at Elmira November 25 and with Billy Stift at Chicago predicts that before the sun sets touight a game for that date at their park will have been definitely arranged. November 20 off. OURY'S ANSWER TO KANSAS.

Sloane Keeps on Winning. LONDON, Nov. 18.-The Lorliard-Beres LINCOLN, Nov. 18 .- (Special.)-Manager Oury was interviewed today regarding the counter challenge issued yesterday by the Kausas foot ball team. He says that he erd stables' chestnut gelding, Draco, 3-yearold, ridden by Tod Sloane, won the Draklow stakes of 250 sovereigns at the first day's racshould not accept the terms offered by Kaning of the Derby autumn meeting. sas, but would stick to his own proposition made a few days ugo, to play for a guaranty of \$2,000. He says that the terms offered by

Michael Going into Training. SARATOGA, N. Y., Nov. 18 .-- Bicyclist the Kansas manager would be all right in a financial way if the weather on the day se-Jimmy Michael, accompanied by his manager, Dave Shafer, and several pacemakers, will arrive here tomorrow morning and go into training at the Casino

REVIVE HOPE IN VANKTON ROAD.

Rumor that Bonds Have Been Placed in England.

Nothing Can Shake Him to Change His Statement.

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1 4 4

Whips Old Joe Goddard in the Sixth INSISTS KETCHAM WAS THE BRIDEGROOM Round. SAN FRANCISCO, Nov. 18.-Tom Sharkey has won another questionable battle, hi

Police Put Him in the Sweatbox, but Secure No Admissions_Release Him from Custody.

CHICAGO, Nov. 18 .- Joseph Keller, butler, valet and confidential man in the Wallace Ketcham household, and who has recently become a notable figure in the Ketcham mystery, was put in the "sweatbox" for two hours late last night by Police Captain Homer. Late last night Keller was released on demand of Attorney Hansen, who agreed to produce the butler if the police should require him.

Captain Homer does not believe Keller has ST. LOUIS, Nov. 18 .- At 10:45 o'clock totold all he knows of the Ketcham case. His night, while Young Griffo, the American boxer, Denny Holderan, his manager, and story of the trip to Milwaukee and the subthree attendants were en route to the Coll-seum in a hack, to take part in the Press club athletic carnival, a street car collided with the vehicle, overturning it and throw-ing all the occupants to the ground. Griffo sequent marriage of Ketcham to Mrs. Wallace the captain still considers incomplete. In the "sweatbox" Keller was questioned and cross-questioned. During this interview Keller made the following written state nent:

"My name is Joseph Keller. I have been employed by Mrs. Wallace for over a year, I have known John B. Ketcham for nearly s On September 24 I accompanied Mrs. Wallace and Mr. Ketcham to Milwaukee. We stopped at the Manhattan hotel. We ar-

ived in Milwaukee about S o'clock at night About 6 o'clock the next morning, Mrs. Wal ace and Mr. Ketcham went out for a drive They returned about 9 o'clock and Ketcham aughed when he met me in the hotel office and told me that he had just got married to Mrs. Wallace. We all came home together that same afternoon. Over ten strangers

have stopped at the house within the last thirty days. Mrs. Wallace and Mr. Ketcham have been living together as man and wife for nearly a year, but the mail was always addressed to Mrs. Wallace. About the first of October Ketcham came to me and told me he had made his will and asked me to sign it. I did so in the presence of himself and Mrs. Wallace. Mrs. Toney, a friend of Mrs. Ketcham, was the only other person pres

When seen by a reporter after leaving the "sweatbox," Keller repeated the substance of his statement. He denied he had represented Ketcham in the marriage ceremony at Milwaukee, and insisted that Ketcham was the bridegroom. It is said ex-State Attorney Jacob Keen

has been retained to defend Keller. GROOM WAS A SHORT MAN.

Statements made by Tom Riley, the Mil waukee hackman who drove Mrs. Mabel Wallace-Walkup to Rev. J P. Roberts' to be married on the morning of September 24 last, tend to strengthen the assertion of John E. Ketcham's relatives that he was not the ame. groom on that occasion. According to his story, which is corroborated by Miss Anna

Miersch and Mrs. W. A. Hunsberger, the voman with the dark hair married a man much shorter than she is. Riley today de-scribed the groom in the strange affair as a little sawed-off fellow a foot shorter than

the woman. Miss Anna Miersch, who witnessed the eremony, declared, too, that the man way nuch shorter than the woman, so much shorter that she exclaimed to herself: "What

little man to marry such a large, fine look John B. Ketcham was not "a little sawednan." He was fully five feet ten inches Mabel Wallace is not more than five f man. ect six. Accordingly, between the descrip-lon of the groom of September 24 and the rue Ketcham there is a difference of over der advisement and promised to hand down ne foot in size.

Mrs. Hunsberger describes the groom as small man scertainly smaller than the man It is almost certain, however, that Keller

the butler, was not substituted for John B. Ketcham. All agree the principal in the secret nuptials was really a very sick man His face was thin, drawn and hagg rd. He looked as though he had suffered for months

Keller lopks, and, as near as can be ascermonths cast looked well and healthy. Further, from all available information, the builter stayed behind at the Plankinton house during the ceremony. It was not until all was over and the couple had been driven to the depot that he left the hotel. He settled the bill for "A. of his head. Young, wife and servant, Boston," as the trio appeared upon the register. But whoeven was the groom he was apparently com-pletely and wholly in the power of the woman. The evidence of Riley as to Ketcham's actions, if it were he, furnishes all the elements for a story of hypnotism. everything, and spoke only in the house when answering the necessary questions. In the back, while waiting outside did not say a word, although Riley tried several times to engige him in conversation. Friends of Ketcham have little hope of being able to prove that Butler Keller or any other man took the place of Mr. Ketcham in the marriage ceremony. Acording to Attorney Purnell the main conwas also thrown out. His wagon was badly wrecked and one of the horses injured so ention will be that Mr. Ketcham was of un-ound mind. "We do not care whether there ound mind. hadly that Officer Edghill was obliged to kill the animal. McLain escaped with a was a legitimate marriage or a fake one by proxy," said Altorney Purnell today, slight scalp wound and a general shaking up. whether there is a marriage certificate or a will, we will prove that John B. Ketcham was of unsound mind and thouroughly incapible of being a party to any agreement or contract that would hold in law." Attorney The marriage of Miss Villette A. Turner Purnell, nevertheless, has a representative in Milwaukee investigating the marriage. lauhgter of Mr. and Mrs. George Turner, and Theodore A. Hellwig, took place on

BUTLER STICKS TO HIS STORY Ingness to answer any questions that re mained a subject of doubt or mystery. mained a subject of doubt or mystery. The coroner's jury will meet at Rolatone 22 Adams street, at 2 o'clock tomorrow and will be adjourned probably until Monday, as the analysis of the stomach is not yet com

pleted. HROMADKO IS PLACED ON TRIAL

Strong Testimony Introduced Against the Defendant.

The police court was occupied yesterday with the preliminary trial of F. J. Hromadko charged with criminal libel. The prosecution made out a case from which Hromadko will apparently find great difficulty in escaping. Testimony going to show that he procured the printing of the libelous circulars in the nian language at a printing ho Cedar Rapids, In., and personally distributed them among the Bohemians in this city was introduced and left substantially uncon-

radicted. The agent of the American Express com pany produced books showing that a four pound package addressed to Hromadko at 721 South Fourteenth street had been received from Cedar Ranids on August 14 and turned from Cenar Rapids on August 14 and turned over to the American District Telegraph company for delivery. The agent of the lat-ter company showed receipts for a package delivered to the party addressed and 50 cents charges paid. Mrs. Pudio resides at 721 South Fourteenth

street. She testified that the express driver had brought the express package to her house on August 14, misdirected to her num-Hromadko J. Rosteky identified one of the circulars

and testified that from the type and make-up it showed unmistakable evidence of Cedar Rapids' imprint, us no other Bohemian rinting office in the west used that kind of type

Mr. and Mrs. Joseph Wolf testified that a bunch of the libelous circulars had been thrown into their yard on or about August 14, and that they had later thrown them into a vault. Hromadko called on the Sunday following and seeing the circulars in the vault upbraided Wolf for not having dis-tributed them. When Wolf protested that and May Vokes

e might be arrested if he did so Hromadko replied that no one could do a thing to him f he were arrested. Anton Hnilicka swore that he

Hromadko distribute the circulars at Frank Kaspar's place of business and had received a couple of them there on Monday, August He had also seen Hromadko circulating ong the men at the smelting works about

he same time, and on Hromadko's departure ie had found that the men had been supplied with the libelous matter. J. Kretchi testified to having received a

copy of the circular from Hromadko and had been admonished not to tell who had given it to him. Mrs. Langpaul corroborated his by swearing that she had seen Hrom-

adko give a copy of the circular to Kretch! and had heard what he had said at that

present at Frank Swoboda's place of busi-Boyd's on Sunday night, presenting Mr, Royle's new and successful drama, "Captain ess when the package of libelous circulars had been thrown in through the back door, Impudence." enclosed in a written addressed wrapper.

f Hromadko's letters and Mr. Bandhauer dentified the handwriting on both as the

The defense did not deny the libellous character of the circular. Hromadko, when placed on the stand, admitted distributing he circulars to Kretchi and Joe Kasper, but maintained that he had found them on the bar at Simanek's place. He tried to explain away the package received by the express company as a lot of supplements to a Cedar Rapids paper, of which he is the local gent, of which supplements he said he had

rdered 300 or 500 some time previous. When the supplement referred to was produced it was found that it was a thirty-two page pamphlet, 300 of which would weigh not less than fifty pounds, whereas the express package received had been billed for four pounds. Notwithstanding the convincing character of the proof offered by the prosecution Police der advisement and promised to hand down

his decision on Saturday,

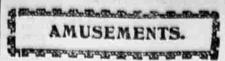
INSPECTOR BOYD FATALLY HURT. kull Fractured in a Runaway Acci-

dent on Center Street. While driving near Tweatieth and Center merchant for eight years. Rev. John Wil-treets at noon yesterday Milk Inspector S. L.

HYMENEAL.

Hellwig-Turner.

streets at noon yesterday Milk Inspector S. L. Indus diso assured the assembled increants Boyd encountered a runaway team attached to a wagon belonging to Adam Gaebel, a butcher of Albright. Boyd attempted to get the addressed to the organized labor of the



The following is the program for the third oncert of the Omaha Orchestral society, which will occur this afternoon at Boyd's under the direction of Franz Adelmann:

 under the direction of Franz Adelmann:

 Marcha Alla Turka
 Mozart

 Overture-Iphicenta in Aulis
 Gluck

 a.-Moment Musical
 Schubert

 b.-Alla Polacca de la Serenade, Beetloven
 Awakening of the Spring, Emmanuel Bach

 Awakening of the Spring, Emmanuel Bach
 Liszt

 b.-Polonaise, op. 53
 Chopin

 Overture-Point and Desagant
 Suppe

 be sold at very low rates. The income de-rived from this source, the management ex-plains, will be devoted to the entertainment of guesta at the national convention of florists held in Omaha next year. A number of rare plants were on ex-hibition yesterday, among the most notice-

Don L. Long. Supper Overture—Poet and PeasantSupper Waltz—Wein, Weib und Gesang...Strauss Selection—Les HuguenotsMeyerbeer Selection—Les HuguenotsSarasate Dance of the Hours......Ponchielh

is red and yellow, and with the green otem, completes the royal colors. Two dozen fine yellow blossoms were the contribution of Jordan & Son of St. Louis. Mr. Jordan is the father of Mrs. J. J. Dickey of this city. One of the most pronounced of recent suc-esses has been "My Friend from India," which returns to the Creighton for five perormances. beginning tonight. It will be re-An unusually rare display of carnations was placed in competition by Fred Dorner, nembered that the story concerns an am ntious pork packer, whose earnest efforts to reak into New York society have been com-The Carnation King" of Indiana. The white carnations fringed with rose in this display have never been seen before in this locality. letely unsuccessful. Accident, however, put;

iim in the way of realizing his desires. son comes home after making a night of it, bringing with him a barber, whom he has The numerous friends of Hans Albert will e grieved to learn that for the last few lays he has been seriously ill at the home In the picked up during the celebration. morning, when both are sober and repentant, he paims his companion off as a noted theo-

er, and that she had directed him to sophical adept. Theosophy being for the mo mont the reigning fad of society, old the man sees his opportunity. He keeps his prize a close prisoner and issues invitations for a grand reception. The dire prospect of a social fiasco is averted by a series of ludicrous devices, which those who enjoy an honest,

hearty laugh are advised to investigate. The company, which is the same one which was seen here last season, includes Frederic Bond, John F. Ward, John B. Maher, Joseph Hall, Joseph Adelman, Frank G. Parry. Joht Fum, Helen Reimer, Nita Allen, Clare Hath-away, Neta Maymard, Mina Graul Adelman

be grieved to learn that for the hist few days he has been seriously ill at the home of his wife's mother. Mrs. Sherraden, in Council Bluffs, Albert has been very hard at work lately practicing his violin, hav-ing a very important concert encagement in prospect. The strain upon his nerves proved to be too much and the whole fabrio collapsed. With his usual pereistence he neard practicing as hite as 2 o'clock in the morning, his mind seeming to impel him in an unnatural way to keep on at all hazards. The final crash came hast Saturday and he was taken to the Bluffs by his friends where he has been confined to his bed ever since. The attending physician has diagnosed his case as congestion of the brain, and predicted a turn for the better in the near future. Albert has been de-lirious since Saturday, but yesterday after-noon showed signs of improvement. It will be some time before he will be able to re-sume his work if everything makes for the most speedy recovery possible. Al G. Fields' White Minstrels and the Cuban melodrama, "The Last Stroke," will be the Thanksgiving attractions at the local

Omaha is proud to welcome James Whit-

omb Riley today. The Hoosler poet needs no introduction to any audience of cultivated English speaking people, and the indications are that Boyd's theater this evening will be filled with his friends and admirers. Mr. Riley will read, as usual, from his own writings, and his program will include a number of poems which he has never read

here. Edwin Milton Royle and his talented wife

Selena Fetter Royle, who are kindly remem-bered in Omaha for their enjoyable and ar-tistic performance in that pretty play, F. W. Bandhauer swore that he had been 'Friends," will open a short engagement a

The wrapper was produced together with TO FIGHT DEPARTMENT STORES.

Business Men Organize with that End in View.

About 100 business men were present in the Commercial club rooms last night in response to a call issued by twelve business men who have assumed the lead in a move ment for the protection of the one-line retailers against the department stores. A speech explanatory of the meeting was made

by Robert Cowell, in which he explained what he termed the pernicious practices adopted by the department stores, the poor James Whitcomb Riley material which they put on the market and the underpild labor which they employed. George Munro followed in an outline of the urposes of the organization, which is to be nown as the Douglas County Business

Seats on sale at Box Office of theatre. Men's association. In his opinion the only way to cope with the department stores was by the education of the cublic in the Prices, \$1.00, 75c, 50c. expensiveness of goods that were bought for little money, but at the expense of humar

Boyd'sTheatre PAXTON & BURGE Managers. BURGESSTelephone 1919..... Among others who expressed themselves on the question was Rev. T. J. Mackay who TODAY 2 80 **OMAHA ORCHESTRAL**



The fac-simile signature hart H. Flitcher, wrappen CASTORIA. The fao. hat H. Fletchers wrapple simile vigoatum

Jacksonville.

CASTORIA. The fac-simile signature hat H. Fletcher, anorth

AMUSICIENTS.

BOYD'S THEATRE

FRIDAY, NOV. 19.

AT THE CHRYSANTHEMUM SHOW,

Special Program Will be Provided for

Today.

show draws to a close it is being more largely

patronized and the management has made

plans to make today and tomorrow the most

attractive days of the session. The Omaha

Zither club will be in attendance tomorrow

and, it being the last day of the display, all

the chrysanthemums and other flowers will

able being the Ak-Sar-Ben chrysanthemum,

Hans Albert Very III.

Through Cars to Jacksonville.

CHICAGO, Nov. 18 .- The Illinois Central

has decided to inaugurate a through car

service between Chicago and Jacksonville,

rember 28. At the same time the schedule

Orleans will be changed, the leaving time being two hours later at Chicago. The

change is made for the purpose of allowing

petter connections in the through service to

CASTORIA.

its fast train between Chicago and New

Fla., the new service becoming effective No-

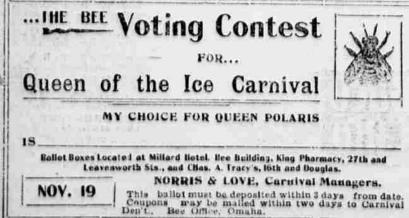
The blossom

production of local florists.

As the display of the chrysauthemum

St. Louis; J. H. Fuller, Kansas City; E. M. Osborne, Hartford; George W. Euriey, Mar-Osborne, Hartford; George W. Eirley, Mar-cellne, Mo.; C. C. Divine, Kansas City; G. W. Ransome, New York; H. T. Thompson, C. W. Griffiths, Chicago; Clarence H. How-ord, St. Louis; Ben Heine, New York; C. F. G. Fitzgerald, Kansas City; Benton Quick, St. Joseph; R. S. Keer, Chicago; G. W. Jones, Des Moines; John Curr, St. Louis; C. J. Roberts, New York; William Caldwell, Chicago; R. R. Ritchie, San Francisco; J. B. Dinsmore, Sutton; W. F. Pardee, Syracuse,





who left Ashlend in August, was dead at Greeley, Colo., of mountain fever.

"Controry to my wishes. Mr. Ketcham told -Thomas Epperson, near Lancaster, while attempting to load hogs yesterday, was bit-ten through the thigh, severing an artery. He bled to death in thirty minutes." "Controry to my wishes. Mr. Ketcham told Keller, when we returned to the hotel, that we were married." the Milwaukee trip and reiterated her will-

MRS. KETCHAM TELLS HER STORY.

Says Secret Marriage Adopted to Avoid Scandal.

CHICAGO, Nov. 18 .- Mrs. Minule Wallace Walkup, with an evident purpose of divesting her marriage to John B. Ketchum of all mystery and sweeping away once for all the stories, insinuations and theories that would discredit her, today told of the whole transaction. She said:

be was attended as maid of honor by her sister, Miss Ada K. Turner, who wore white organdle over yellow silk. Miss Magdalen and Miss Adrienne Spear, nieces of the groom, acted as flower girls. They wore "I need not speak of the incidents leading up to my consent to become John Ketcheks of white organdie over silk and caram's wife. That is an old story now, But am's wife, final is an old story how the of our trip to Milwaukee, the buller, the hackmen, the police, the minister and the newspapers have all told their stories, while ied baskes of white roses. The groom's brother, Oscar Hellwig, was , and the ushers were George Helliest man

I alone have remained silent. I understand that the composite result is that somebody— anybody but John B. Ketcham—acted as bridegroom, and that I obtained my marriage side at 279 McDonough street. certificate by fraud. Brown-Johnson.

"Do I need to explain why we decided on a secret marriage? Simply because of the danger of a sensation. Mr. Ketcham's di-vorce from a formeg wife and my own unhappy experience would undoubtedly have been revived in connection with a public announcement of our marriage. We there, fore decided to wed secretly and to go to Milwaukee for the purpose. "Mr. Ketcham and I, accompanied by

"Arriving at a parsonage. I applied at the door and learned that the minister was awoy When we were married we ordered the driver to take us to the rallway station. This was for the purpose of misleading the hackman as to our destination. When he had left us we walked back to our hotel, where we breakfasted and left for Chicago on the 11

o'clock train. "Controry to my wishes, Mr. Ketcham told

out of the road by driving near the curb, but his efforts proved univalling. The wagon icrashed into his lighter vehicle and nearly iemolished it. Inspector Boyd was thrown to in their undertaking. he granite povement, alighting on the back

ambition and life.

He was picked up Incorrigible Youth. in an un-Solomon Boyle, 10 years old, has be onscious condition and taken to the Presby erian hospital, where it was found he had charged with incorrigibility by his foste uffered a fracture of the skull near the base mother and his chances are rather goo

suffered a fracture of the skull near the base of the brin. Little hope of saving his life is entertained by the attending ohysicians. Inspector Boyd has a family living at 669 North Twenty-fifth avenue. Gaebel was unburt. While J. C. McLain, a farmer who lives Forty-seventh and Arbor streets, was driv-ing along Leavenworth street near Twen-tleth a hub of one of the wheels dropped off and he was thrown to the pavement. The horses became frightened and ran away. Near Nineteenth street the team dashed into a milk wagon driven by C. A. Boswall. The latter vehicle was overturned and Boswall was also thrown out. His wagon was badly

LOCAL BREVITIES.

A permit was issued yesterday to the Metz Brothers' Brewing company to build a two-story store building at 601 South Tenth street. It will be 22x44 feet and will cost \$5.000. The subject of Rabbi Franklin's Friday

evening lecture at Temple Israel this week will be "A New Adaptation of the Old Maxim That Charity Begins at Home." Services begin at 7:45.

Wednesday, November 10, at the home of the bride's parents, 348 Quincy street, Brook-The Swedish Evangelical Lutheran Salen N. Y., the Rev. Dr. R. R. Meredith church has been granted power by Judg Keysor to mortgage its church property in the sum of \$1,300 to lift some floating debt that have existed for some time.

officiating. The parlors were decorated with yellow and white chrysanthemums and the ceremony was performed beneath an arch of foliage. The bride wore a gown of heavy white corded silk with trimmings of point lace and pearls and a tulle veli caught with a jewel. New were attended as maid of honor by her Conrad Beck, accused by his daughters waived examination in police court this morning and was bound over to the district court on two different informations. The onds were placed at \$700 in each instance An enjoyable concert was given last night at the Hillside Congregational church by the Johnson Jubilee singers. A varied program of vocal selections was given and the con cert concluded with a stereopticon exhibit

tion depicting the "Life of Christ." The Men's club of the Plymouth Congrega-

tional church will give an oyster supper in the church parlors, Twentieth and Spencer streets, tonight. All of the work connected with the cooking and serving will be per-formed by the mea of the church.

Miss Flossie Johnson of this city was mar-Burglars entered the residence of Mra ried to Mr. James A. Brown of this city at high noon yesterday, the ceremony taking in the home of the bride's parents 2913 a young nephew who slept in a rear room. high noon yesterday, the ceremony taking

bign noon yesteriar, the bride's parents, 2913 place at the home of the bride's parents, 2913 Mason street. The house was prettilly deco-prying up a rear window of the house. rated and the marriage ceremony was wit-Osle Rosenthall, a small boy accused of neased by the relatives and immediate friends stealing some chewing gum from the wager by Rey. S. Wright Butler, D.D., pastor of the St. Mary's Avenue Congregational church. n for streets. He is charged with petty larceny On Two other boys were mixed up in the deal Mr. and Mrs. Brown left this afternoon for honeymoon trip through the south. An information has been filed in police court against William Elliott charging him their return they will take up their restauch in this city. The groom is connected with the engineering doartment of the Fremont, the engineering doartment of the Fremont, to have held up and robbed Michael Dowd, a to have held up and robbed Michael Dowd, a their return they will take up their residence miner from Telluride, Colo., and taken from him \$20 in cash and a draft for \$150 on the

Twenty Years for Assault.

CINCINNATI, Nov. 18.-Duke Croxon, the first to be tried of the nine men who fol-The King's Da The King's Daughtets of Trinity Methodis lowed Mr. and Mrs: Gleason out of Newlowed Mr. and Mrs. Gleason out of New-port, Ky., and taking the woman from her husband, at the point of a revolver, brut-ally assaulted her, was today found guilty and his punishment was fixed by the jury at twenty years in the penitentiary. The trial was held at Newport, Ky. Under Kentucky law the penalty could have been death. Episcopii church, Koustze Place, Mrs. Daven-port, cyresident, will give an apron fair in the church parlors this evening. Refresh-ments, confectionery and affy pull. Proceeds will be devoted to a fund for furnishing a from in the Methodist hespitel, to be known as "The King's Daughter's room of Trinity Methodist Episcopal church."

Episcopil church, Roustze Place, Mrs. Daven port, president, will give an apron fair in



Direction_Frank Adelman. Mr. Adelman_Soloist, Violin. Don N. Long_Plane. Any Sent_25c. The Creighton Managers. Tol 1531



distinguished dramatic stars-EDWIN MILTON ROYLE and SELENA FETTER ROYLE. upported by a company of acknowledged merit in the romantic comedy-



75c and 50c. Seats now on sale.

St. Peter's Fair

Creighton Hall, November 18 to 27 inclusive.

Grand Concert each night by

Fort Crook Band

Grand prize cake walk by Harris' troupe of twelve darkies.

ADMISSION 25c,

GRYSANTHEMUM SHOW.

Every Day and Evening This Week

1519 DOUGLAS ST.

(Mrs. Bonson's Old Stand,) Admission 25c. Children 10c

GUILL'S Concert Garden

S. E. Cor 16th and Davenport Sts. CONCERTS EVERY NIGHT 7:30 TO 12. KIRCHNER'S LADY ORCHESTRA AND

VOCALISTS. ELLA KIRCHNER, Musical Artist. IRENE MILLER, Soprano.

PURITA_Little New York Favorite.

HOTELS.



140 rooms, baths, steam heat and all moders conveniences. Rates, \$1.50 and \$2.60 per day. Table unexcelled. Special low rates to regular boarders. DICE SMITH. Manager.

Bleeds to Death. MILAN, Mo., Nov. 18 .- (Special Telegram.)