

MAYOR MOORES' TITLE CLEAR

Supreme Court Overrules Broatch's Motion for Reinstatement.

FIRE AND POLICE BOARD IS SUSTAINED

Remonstrant Cannot Appeal from Order Overruling His Protest Against the Issuance of a Liquor License.

Remonstrant Cannot Appeal from Order Overruling His Protest Against the Issuance of a Liquor License.

LINCOLN, May 17.—(Special.)—The supreme court adjourned this afternoon after handing down opinions in fifteen different cases and deciding a number of important motions in the case of Frank E. Moore against W. J. Broatch the supreme court overruled the motion filed by Broatch to reinstate and for judgment on the opinion rendered. This motion was presented and submitted to the court at the last session.

In deciding the appeal the supreme court holds that under the statutes an unsuccessful remonstrant may appeal from an order granting a license to sell intoxicating liquors, but such remonstrant cannot appeal from an order overruling his protest against issuance of a license. Where it does not appear that a saloon license was granted over the remonstrant's protest, he cannot by mandamus compel the license board to reduce to writing and file in their office the testimony taken on the hearing of the remonstrant.

The following cases were remanded and reversed: John W. Longfield against E. H. Barnard, L. Berken against Meyer Hillman, Coase Stout against the State of Nebraska, Omaha Fire and Police Commission against State of Nebraska ex rel John Boyesen, C. D. Woodward against State of Nebraska ex rel William Thompson.

The cases affirmed were: Louis Booknau against L. Clark, D. G. Clark against Caroline Douglas, Z. Bough against A. E. Smith, Peter B. Nelson against Farmland Security company, F. D. Ellick, jr., against Jennie R. Wilson, Charles E. Summers against W. A. Sims.

The cases dismissed were: George W. Little against Anna M. Cross, W. M. Clark against H. E. McDowell.

Elections in National Guard

Adjutant General Barry this afternoon issued the following order relative to elections in the Second regiment, Nebraska National Guard:

I. The resignation of Captain John W. McClary, Company L, Second regiment, Nebraska National Guard, is hereby accepted, to take effect when his successor has been elected and qualified.

II. The commanding officer of Company L, Second regiment, Nebraska National Guard, will assemble the company at its next regular meeting after the receipt of this order and proceed to the election of a captain, vice McClary resigned. Should this election result in strengthening among the commissioned officers of the company election will be held immediately to fill the same.

III. Private Fred C. Vilda, having been elected captain of Company B, Unattached regiment, Nebraska National Guard, is hereby discharged from the service of Nebraska National Guard.

IV. The following enlisted men of Company B, Unattached regiment, Nebraska National Guard, are hereby discharged from the service of Nebraska National Guard: Edward M. Brooks, Elmer W. Chappell, John L. Davey, Ed Chaloupka, Loren C. Kidd, Albert W. Love, William H. Mong, Stephen A. Shestak and Robert E. Tuckey.

Paragraphs II and III, special orders No. 17 from this office April 14, 1899, are hereby revoked.

V. Company C, Unattached regiment, Nebraska National Guard, stationed at Aurora, is designated as Company D and assigned to the Second regiment.

Reception to Third Regiment. Arrangements are being made for a reception to the Third regiment, to be held in the state capitol building Friday evening.

Adjutant General Barry this afternoon issued a notice requesting all members late of the Third regiment to meet in his office tomorrow evening for the purpose of completing arrangements for the reception. The committees appointed by the Grand Army of the Republic of this city have made all preliminary arrangements and several hundred members of the regiment are expected to be in the city. The day for the reception was fixed a little sooner than had been expected because of the numerous events of interest within the next few weeks. All the members of the regiment throughout the state are invited to be present.

The Iowa Irrigating and Improvement company of Lowellville filed articles of incorporation today with the secretary of state. The capital stock of the company is \$4,000. State Treasurer Meserve has issued a call for \$30,000 worth of general fund warrants, the call to become effective May 23. The warrants called in are numbered 47,972 to 48,257.

The candidates for colonel of the Second regiment, Nebraska National Guard, are:

PLATTSMOUTH, Neb., May 17.—(Special.)—The commencement exercises of the Plattsouth High school will be held in the First Presbyterian church in this city on the evening of June 1. Rev. William H. Buss, pastor of the Congregational church in Fremont, who is said to be one of the finest speakers in the state, will deliver the address. The class will give a reception to its intimate friends and the Board of Education on Monday, May 29, at the home of V. Leonard, which will be under the supervision of Mesdames Byron Clark and A. E. Gass. The graduating class consists of nine girls and four boys, as follows: Rose Wilson, Clara Leonard, Nell Leonard, Addie Smith, Birdella Smith, Capitola Black, Maud Buckle, Mary Trilly, Clara Metzger, Robert Maury, Fritz Fricke, Paul Hays and Fred Horn. The enrollment this year will show 1,550 pupils, which is the largest in the history of the schools.

Floater Found. PLATTSMOUTH, Neb., May 17.—(Special.)—A floating log was found in the Platte river about one mile north of this city by some fishermen. Coroner John P. Sattler empaneled a jury and an inquest was held this forenoon. When found the

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Dawes County One of the Best in Northwestern Part of the State.

Many Men Get Rich at the Business

No Better Cattle Country in America, According to Ideas of Those Who Have Tried It—Figures Tell the Story.

CHADRON, Neb., May 17.—(Special.)—

"This is pre-eminently a stock country," said one of the successful cattlemen of Chadron in conversation with the Bee correspondent today. "No other section of the northwest of Nebraska to farm a few years ago have made a mistake. None of those who have stuck to farming exclusively out here have made a success. Few of them are worth as much as when they came here. On the other hand, the stock raising better cattle country in America than the sand hills' counties of Nebraska and I have traveled all the way from the British possessions to Mexico on horseback and have studied the business from every point of view. The men who came here ten or fifteen years ago and commenced raising cattle have all struck it rich. With any kind of judgment the business pays an enormous per cent profit on the money invested."

"Seventeen years ago I was working on the range here all the month and that was all the capital I had. The man who is now my partner was earning \$35 a month and we soon bought a few cattle of our own and gradually enlarged on the business until it is as large as any other in this part of the state. The other day I was down on the B. & M. road and met an old neighbor who was getting ready to leave western Nebraska. He said to me: 'Well, you and I came here about the same time. You went in for cattle raising and I thought farming was the thing and now you are rich and I am a chinery. Now I have nothing left except a little forty-acre patch saved up down in the eastern part of the state and I am going back there to try to live on it, while you and all the other cattlemen have made lots of money.'"

To show that the Chadron man's relation of his experience and success in the business was no idle boast it is only necessary to say that himself and his partner own some of the largest ranches in the west today, carrying a fine herd of 15,000 head in Sheridan and Cherry counties and their business is so extensive that they have 200 miles of private telephone lines to reach their various grazing headquarters; they are besides interested in banking and are counted among the wealthiest of the western "cattle kings." All the money was made in the "sand hills."

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Was Attempting to Make an Arrest at the Time—Fatally Injures the Man Who Kills Him.

FAIRBURY, Neb., May 17.—(Special.)—At Hallenberg, a small town southwest of here, just over the Kansas line, Sheriff Coleman of Washington county, Kansas, was shot and killed by William Hoxie, a young man whom he was attempting to arrest on the charge of robbery.

The sheriff went to Hallenberg yesterday morning with warrants for the arrest of Hoxie and two other men who were charged with having held up a German farmer some three weeks ago and killed him. When the sheriff approached Hoxie, Hoxie grabbed him by the throat and began choking him, whereupon the sheriff pulled his gun and shot Hoxie through the spine. Hoxie then succeeded in wrenching the gun from the sheriff and shot him through the neck, killing him instantly. The shooting attracted quite a crowd and Hoxie, almost dead from his own wound, was easily captured and is now in custody, although it is not thought he will live for long.

A companion of Hoxie's and one of the others for whom the sheriff had a warrant, tried to make his escape during the excitement, but he was followed and ran into a barn, where he was held up by the crowd for some time. He was finally compelled to submit to arrest. The third man has not yet been arrested. Hoxie was taken to Washington in spite of his injuries, as it was feared he would be lynched.

Sheriff Coleman was a man with a family now in charge of the Grand Army of the Republic in northern Kansas. Hoxie has been around Hallenberg for some time and was considered a dangerous character. He is said to have a brother in Lincoln who is highly respected.

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All of the Old Third Regiment Might Not Be Willing to Go, but a Large Per Cent Would Like Active Service.

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Victor Vifquain, late colonel of the Third regiment of Nebraska volunteers, called at the state house this morning and visited the various offices. He arrived in the city last evening and was met at the depot by Mr. J. B. Bryan. Colonel Vifquain is very anxious to remain in the service, but he was glad to get back from Cuba. While there is a possibility of Colonel Vifquain's offer of the regiment to the president for the Philippine islands being accepted, the president is not contemplating sending any more volunteers to participate in the campaign with the insurgents. As soon as the members of the Third regiment were mustered out of the service at Augusta, Colonel Vifquain went direct to New York City and while there tendered the services of the regiment to the president, with the following statement: "I do this because the First Nebraska is practically annihilated and the Third Nebraska wishes to avenge them."

In a private interview with Colonel Vifquain in an Omaha paper he was quoted as saying that he had received no reply to the telegram to the president, as he had been on the road and he supposed it had been sent to his home. This has been contradicted by the people of the state house, who say that the colonel and his offer had been ignored by the president. Colonel Vifquain was asked this morning if he had received a reply to his telegram. He stated that he had and that the president had informed him that if any more volunteers are sent to the Philippine islands the offer of the Third regiment will be accepted.

"Is the regiment willing to go?" was asked. "Yes, they are willing to go with me if there is any fighting to be done," was the reply. Colonel Vifquain stated, was received at New York City. There seems to be a difference of opinion among the officers of the Third regiment as to whether all would go to the Philippine islands. All of the men are very anxious to see some fighting and would probably jump at the chance to go to Manila, but nevertheless they think the colonel was a little premature in tendering the services of the regiment as a whole. Some of the men who have families or relatives dependent upon them would find it difficult to leave the country again, but those who are not held by these ties would be eager to participate in the battles with the insurgents on the islands.

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LINCOLN, May 17.—(Special Telegram.)—Governor Poynter this afternoon reappointed C. W. Hoxie superintendent of the State Industrial school at Kearney. The announcement of Mr. Hoxie's reappointment has caused some surprise, as it is only a few months ago the state commenced proceedings in quo warrantu for his removal from office. Governor Poynter requested Mr. Hoxie to resign and announced the appointment of John C. Sprecher of Schuyler as superintendent of the school. Mr. Hoxie assumed the duties of his new office Hoxie refused to go out of the office, notwithstanding the fact that he had been notified by the governor that a successor would be appointed. While the case was pending in court, Sprecher secured another position and for a while the matter was dropped. In announcing the reappointment of Mr. Hoxie today Governor Poynter said he had investigated the matter thoroughly and had found that Hoxie had made an efficient officer and was a man of high character. He is deemed it advisable to reappoint him.

More Rain.

FREMONT, Neb., May 17.—(Special.)—There was a heavy shower of rain here early this morning, accompanied by hail and sharp thunder. Lightning struck the house of Dr. W. J. Davies, corner of Tenth and K streets, followed down the electric light wires and set fire to the building. The fire was extinguished with but little difficulty and not much damage was done.

Selling Old Corn.

DOUGLAS, Neb., May 17.—(Special.)—Some who have had corn stored here in large quantities are selling now. Two 20,000 bushel lots are being placed on the market this week. Dealers are afraid of a decline in prices, owing to the immense acreage of corn being planted now.

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TORRENTING, DISFIGURING ECZEMA, and every species of itching, burning, bleeding, scaly, crusted, and pimply skin and scalp humors, with their attendant itching and burning, are instantly relieved and speedily cured by warm baths with CUTICURA SOAP, gentle anointings with CUTICURA PURE, and the CUTICURA RESOLVER, the greatest of humors cures, when all else fails.

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