

COUNCIL BLUFFS.

MINOR MENTION.

Davis sells drugs. Moore's food kills worms and fatness. Budweiser beer, L. Rosenfeld, agent. Victor hot water heaters at Bixby's. Perry pictures for sale, C. E. Alexander & Co., 40 South Main street.

Get your work done at the popular Eagle laundry, 724 Broadway, phone 157. C. E. Bradley left last evening for Denver, Colo., on a visit to friends and relatives. The regular meeting of Palm grove will be held this evening, when a full attendance is desired.

The regular convocation of Star chapter No. 47, Royal Arch Masons, will be held this evening. Park City lodge No. 655, Independent Order of Odd Fellows, will meet tonight for the election of officers.

Robert White of Oakland, a prominent retired farmer of Pottawattamie county, was in the city yesterday visiting friends. William Coffman and Bella Boggs, both of this city, were married yesterday afternoon, Justice Veen performing the ceremony.

E. J. Roddas, a former well-known business man of this city, now located at Hamburg, was in town yesterday visiting old-time friends.

F. M. Gault, who has been visiting relatives here, returned to Kansas City last evening. Mrs. Gault expects to spend the summer in Council Bluffs.

A. Flori, living at the end of Canning street, on the Chatauque road, reported to the police yesterday morning that his buggy had been stolen during the previous night.

Paul Beesley of Oakland, a leading republican of this county, was in the city yesterday calling on Clerk of the District Court Reed and other friends in the court house.

The authorities have decided to place Grace Stable, the young woman who persists in leading a vagrant life, in the Institute for Feeble Minded at Glenwood if possible.

The wedding of John C. Rose and Miss Winifred Ryan will take place Thursday morning at St. Francis Xavier's church. They will go to housekeeping at once at 1014 Ninth avenue.

It was reported yesterday that Assessor Hardin would report the city assessment to the city council tonight. It is believed that the total assessment will show a falling off of nearly \$2,000,000.

Ray Brownell, 328 Scott street, was reported to the Board of Health yesterday as having the measles. The case reported last Thursday in the family of W. B. Lackey, 202 South Twenty-fourth street, was an error.

John Madden, arrested for complicity in the burglary of Homer Whistler's barn, had his hearing before Justice Veen yesterday and the evidence being insufficient to warrant binding him over to the grand jury he was discharged.

The regular June session of the Board of County Supervisors was convened yesterday afternoon. Little business outside of preparing for the equalization of the assessment was done. The board expects to be in session all the week.

There will be a meeting of the Council Bluffs alumni at the Bloomer school building. All members of the special committees are requested to be present and report. A large attendance of the class of '95 is particularly requested.

The commissioners for the insane investigated the case of Mrs. C. Beitz again yesterday morning and there being no evidence to show that the insane woman is in possession of her right senses she was ordered discharged from St. Bernard's hospital, where she had been placed temporarily.

The case in Justice Ferris' court against Fred Robertson, the employe of the city sewer gang charged with assaulting Christian Naeve with a poker, was dismissed yesterday for want of prosecution. The complaining witness failed to appear in court and it is understood that he has left the city and gone to Omaha to live.

The hearing before Justice Ferris yesterday of the case in which F. M. Phillips was charged with assaulting Andrew Olson resulted in the dismissal of the defendant. The men are fellow laborers employed on the grading of the Rock Island yards and got into a dispute, during which it was alleged Phillips gave Olson a severe beating.

At the special meeting of the Woman's Sanitary Relief commission yesterday afternoon it was decided to give a lawn fete Thursday evening at the residence of Mr. and Mrs. Freeman L. Reed, 712 First avenue, in honor of the members of Company L, Fifty-first Iowa, and other ex-soldiers from this city who have returned home. About 100 invitations to returned soldiers will be sent out.

A warrant was issued yesterday from the court of Justice Veen for the arrest of Max Paul, a colored man who was charged with the possession of a pocket knife valued at 25 cents, and a box of crackers valued at 25 cents, the property of a boy named George Smith. The latter and a companion went to Big Lake on Decoration day to fish. When they were preparing to eat their lunch the negro, they say, picked up the knife and the pocket knife and their box of crackers.

Boundmaster Dobson, who is vested with the authority of a special officer, arrested a stranger yesterday afternoon on Fifth street for disturbing the peace. He made the man get into his buggy for the purpose of taking him to the station. The horse started just as Dobson was picking him up, and he fell under the wheel. The stranger seeing his opportunity whipped up the animal and drove off while Dobson was picking himself up. The stranger, up to a late hour last night, had not been seen or heard of.

N. Y. Plumbing company, Tel. 250. Herrick day at P. C. DeVol's.

Real Estate Transfers. The following transfers were filed yesterday in the abstract title and loan office of J. W. Squire, 101 Pearl street:

Table listing real estate transfers with names, addresses, and amounts. Includes entries for John Y. Ferry and wife to Charles E. Bolton, John Jurgensen to Henry J. Bolte, and others.

Marriage Licenses. Licenses to wed were issued yesterday to the following persons:

Table listing marriage licenses with names and addresses. Includes Sarah Cummings, Omaha, and Jerry La Fontaine, South Omaha.

GIVE THE CHILDREN A DRINK called Grain-O. It is a delicious, appetizing, nourishing and healthful place of coffee. Sold by all grocers and food stores.

LIFE INSURANCE POLICIES BOUGHT For Cash or Loaned On. E. H. SHEAFE & CO., 5 Pearl Street, Council Bluffs, Iowa.

GOOD PROSPECTS FOR PAVING

City Officials Anxious to Have Wickham Bros. Contract Carried Out.

ALDERMAN CASPER PUSHING THE MATTER

In Getting Property Owners to Sign Consent to the Contract and to Waive Their Rights to Disputing the Assessment.

It now looks as if there was a prospect for the paving ordered on certain streets last fall by the city council to be carried out. The city officials are anxious that the work should be proceeded with, and the price at which the contract was let to Wickham Bros. is most favorable and would not likely be secured again.

Alderman Casper is pushing the matter and is getting the interested property owners to sign the consent to the contract and to waive their rights to disputing the assessment. The work has so far been stopped, owing to the decision of the supreme court in a paving suit in which it was held that property could not be assessed for special improvements for more than the benefit accruing to the property by such improvement.

This decision has proven a veritable stumbling block so far to the carrying out of further public improvements, as the present city ordinances require the cost of improvements, such as paving, to be assessed against the abutting property according to the lineal feet of the property and irrespective of the benefits accruing to such property. The property owners on Bryant street all appear to be willing that the street shall be paved and already two-thirds of the owners on Main street have signed the waiver.

The interested property owners on Willow street are also said to be in favor of having their portion of the paving done. The contract price for the paving of these streets is \$110 and it is said that at this rate the contractor is not at all anxious to go ahead with the work unless forced to.

The paving of Avenue F between Oaklawn and Grand streets, North second street, was let at \$1.25, and this the contractor is willing to carry out and with the exception of one or two property owners are willing that he should.

Owing to the opposition to the paving on Washington avenue and Benton street Alderman Casper stated yesterday that no effort would be made by the city to have these streets paved at present.

City Attorney Wadsworth, who attended the meeting at Des Moines of the city attorneys of the principal cities in the state, at which this paving question was the principal subject of discussion, has prepared a report for the guidance of the city officials, which he submitted at the meeting of the city council last night.

Rules as to Paving. After reviewing the decision of the supreme court in the paving case City Attorney Wadsworth says in his report that the following rules were deduced at the meeting as the result of that decision:

First—That a special assessment upon abutting or adjacent property for the cost of a local improvement in substantial excess of the special benefits conferred upon such property is void to the extent of such excess, but to that extent only.

Second—That assessment upon abutting or adjacent property for the cost of a local improvement which is levied under a rule or system which excludes any inquiry or opportunity to be heard as to special benefits, will be invalid.

Third—That a special assessment upon abutting or adjacent property for the cost of a local improvement which is levied under a plan or a system which does not exclude investigation or consideration of the special benefits and which accords to the property owner an opportunity to be heard upon the question of the amount to be assessed, will be sustained.

After stating the substance of the Iowa assessment laws which do not require the assessment of improvements against abutting property, but permit the payment of a whole or part of the cost of the street improvement fund, the report continues:

It is true that in sections 317, 318 and 319 assessments are required to be made in proportion to the lineal feet, but construction of these sections of the statute together it is clear that while the city has the power in a proper case to assess the entire cost of the street improvement or sewer to the abutting or adjacent property, it is not required to assess the whole and can assess so much as is by law or ordinance assessable, and it is held that the city may limit the amount to be assessed to the special benefits to be conferred, then the language of the statute as plainly limits the amount assessable; and it is held that the benefits conferred upon the property to be assessed.

Again in section 323 the property owner is given an opportunity to be heard as to special benefits in the proposed assessment, and this he may object and be heard, either because there is an error or irregularity in that the entire amount proposed to be assessed upon all property is in excess of the amount by law or ordinance assessable, i. e., in excess of benefits, or that there is an irregularity in inequality in that he is charged more than his proportion of the amount assessable; and it is held that the assessment made here is given in section 323 an appeal in which can be tried every question touching the validity or regularity of any of the proceedings or the amount of the assessment and have a decree entered fixing the assessment which should have been made.

Applying these principles to the assessments already proposed by a resolution of the city council it would be seen that it is not a proper case to object to the city where the property is valuable and where there is a great amount of necessary travel the benefits accruing to the abutting property would be equal to the amount assessed against the respective pieces of property and that property owners, even when they are heard in court, are not allowed against Baker would have little chance of getting relief of the payment of any part of the amounts so respectively assessed.

Whereas, in my judgment, with the exception of a few irregular pieces of property having large frontage and small area, the improvements contemplated by the resolutions already passed could be legally assessed against the abutting property and that the assessments could be collected, at the same time I would deem it advisable to assess the cost of the street improvement against the street improvement fund, as provided by law.

Domestic soap is fully weight. Welsbach burners at Bixby's, Tel. 193.

Derrick Club Musical. The Derrick club brought its spring series of open musicales to a close last night with a popular concert at Mueller's hall, which attracted a large gathering of music lovers.

The program follows: Neidlinger, Dudley Buck quartet; "Cradle Song," E. A. McDowell, Mrs. A. B. Brinsmaid; "Once on a Summer Day," Gerritt Smith, Miss May Caldwell; "Boat Song," W. H. Neidlinger, Mr. Charles Tullies; "Were I a Star," C. B. Hawley, Mrs. George Van Orman; "Bubbling Spring," Julie Rive-King, Miss Maud MacDonald; "The Rosary," Ethebert Nevin, Mr. James Mulqueen; "I Love, and the World is Mine," Clayton Johns, Miss Luella Porterfield; "Marzurka," Ethebert Nevin, Miss Maud Bell and Miss Edith Bell; (a) "Little Boy Blue," (b) "Nore-Lullaby," Reginald De Koven, Mrs. W. S. Riehm; "Tory Name," Wood, Mrs. Robert Mullis; "Lullaby," G. W. Chadwick, Mr. I. M. Treynor; "March from 'Charlatan,'" Sousa, Miss Ceila Jackson and Miss Pollie Erb; "Finland Love Song," Homer N. Bartlett, Mr. C. B. Atchison; characterizations from "Laurel Winners," John Church company, read by Mr. Atchison.

Everybody invited to the Herrick refrigerator exhibition on Thursday, June 8, at P. C. DeVol's.

Davis sells the best soda water. Domestic use Domestic soap. Scientific optician, Wollman, 409 Br'dway.

Proceedings of the City Council. Proposition for Catch Boxes Referred to Committee of Whole. The regular monthly meeting of the city council was held last night.

R. M. Patterson of Chicago submitted an ordinance granting his company a franchise to place catch-boxes for waste paper and other rubbish in the business streets of the city. Accompanying the ordinance was a contract, by the terms of which the company is to place twenty-five of the boxes at places approved by the city and the city is to receive 10 per cent of the revenue derived from them.

Mr. Patterson estimated that each box would earn an income of not less than \$2 a month. The advertising on the boxes is to be of a national and not local character. The life of the franchise is to be ten years. Mr. Patterson also stated that his company had been granted franchises in Sioux City and Des Moines and ordinances had been submitted in Omaha and South Omaha. The ordinance was referred to the committee of the whole.

City Attorney Wadsworth submitted his report on the paving question and he was instructed to remodel the general improvement ordinance to conform with the suggestions made in the business resolution calling for the paving of Pierce street from the east line of South First street to the west line of Stutsman street was passed.

A communication from C. L. Praeger, president of the Municipal Association, company of Chicago, offering to furnish the capital to erect and install an electric lighting plant, was referred to the committee of the whole. The proposition of the company is that the city shall derive the income from all commercial lights and although not so stated the inference is that the city shall pay for its lights and by this means the company recoup itself for its outlay.

The city's contract with the local company expires at the end of this year. Alderman Metcalf of the committee to which had been referred the "sign" ordinance submitted a minority report, in which it was recommended that the space allowed for merchants to display goods outside their stores be increased from ten to forty inches, also that merchants be permitted to place signs not exceeding three feet square on iron posts not less than seven feet high and within one foot of the curb line. The report was accepted despite the protest of Alderman Metcalf, one of the committee, who claimed that no meeting of the committee had ever been held. After considerable discussion, which at times was more or less heated, the ordinance was laid over until the next meeting.

The ordinance regulating the fire limits was so amended as to exclude the Harris property on South First street. The dispute between the Union Pacific railway and the city engineers over the Fifth avenue bridge and the matter of changing the grade of Broadway to accommodate the Fort Dodge & Omaha railway were referred to the committee of the whole.

At the request of interested parties the city engineer was instructed to stake out the line of the Myester Springs road.

See the Herrick refrigerator exhibition at P. C. DeVol's on Thursday. Davis sells paint. Domestic soap is No. 1 grade.

FOREIGN MISSIONARY SOCIETY. Tenth Annual Convention of M. E. District of Council Bluffs.

The tenth annual convention of the Women's Foreign Missionary society of the Council Bluffs district of the Methodist Episcopal church will open in this city at the Broadway Methodist church, Tuesday afternoon. The concluding session will be held Friday morning. The officers are: President, Mrs. M. L. Romans, Denison; first vice president, Mrs. N. M. Bradford, Bluefield; second vice president, Mrs. H. H. Barton, recording secretary, Mrs. G. L. Goodell, corresponding secretary, Mrs. A. E. Brewer; treasurer, Mrs. Ida M. Wycoff, Council Bluffs. Mrs. A. A. Orcutt of this city is in charge of local arrangements. The program for the meeting is as follows:

Thursday, 2 p. m.—Devotional service; address by president, Mrs. M. L. Romans; business; reports of auxiliaries; report of district treasurer; paper, "Elizabeth K. Stanley Memorial," Mrs. W. L. Bartholomew; paper, "Systematic Giving," Mrs. Warner; paper, "Young Women and the W. P. M. Society," Mrs. C. M. Hart; paper, "Sobonogang Ammal," Mrs. G. L. Goodell. Thursday, 8 p. m.—Devotional service; greeting by the pastor, Rev. M. C. Waddell; recitation, Mrs. Harry Brooks; solo, Miss Frances Brock; address, Mrs. Mary T. Thompson.

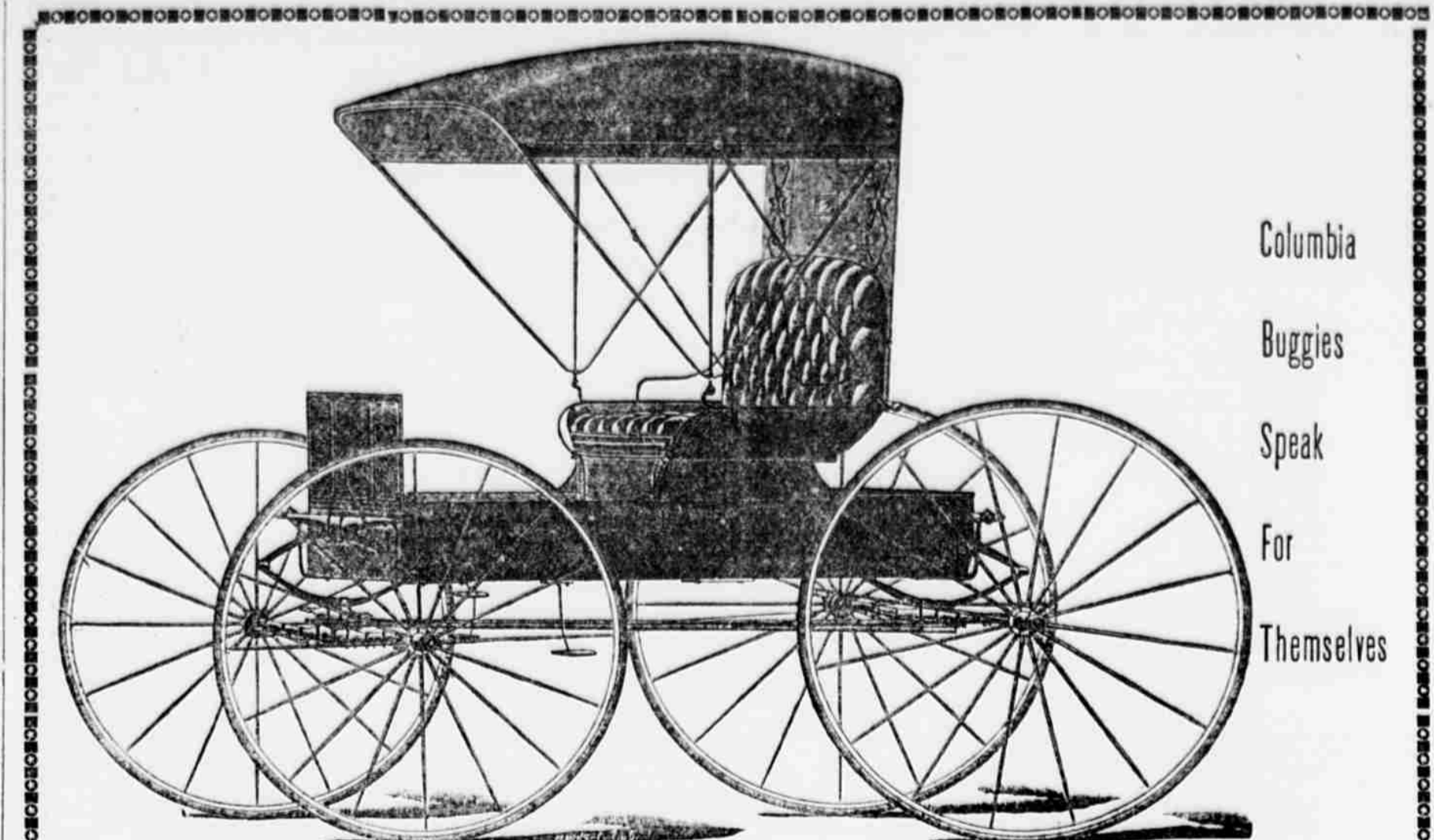
Friday, 9 a. m.—Devotional service; election of officers; paper, "Special Work," Mrs. A. A. Kinney; paper, "Our Mission," Mrs. A. T. Jeffrey; auxiliary reports, conducted by Mrs. Thompson; topics: First, "Hints for Monthly Meetings," Mrs. M. C. Waddell; second, "How to Increase Membership," Mrs. Ida Proctor; third, "Duties of Officers," Mrs. W. H. Ois; fourth, "Our Literature," Mrs. F. Branch; paper, "The Record," Mrs. Romans; business.

The Herrick has ten features of improvement over any refrigerator made. P. C. DeVol. Davis sells glass. Prices go with domestic soap. Davis has the nicest and cheapest line of hammocks in the city.

Doings of the Courts. The hearing on the motion for a new trial of the damage suit of Charles Smith against Lars Jensen, justice of peace for Boomer township, was heard yesterday afternoon before Judge Smith in the district court. Smith sued for \$5,000 damages for false arrest and imprisonment. The jury found for Jensen and a new trial was asked for, the plaintiff alleging as one of the grounds misconduct on the part of the jury.

E. Rice, a member of the jury, admitted on the stand that while in the jury room he had told jurors that he had known Jensen for a long number of years and had a number of dealings with him, in all of which he had found him a most honorable man.

C. Baker, a member of the regular panel but who was challenged, testified that prior to the trial Peter Peterson, a commission merchant, came to him and said he hoped he would get on the Smith-Jensen case as a juror and that if he did the right thing "they" would help his brother out. Baker explained that his brother, a deputy sheriff, was candidate for sheriff this fall. D. McClay, another member of the jury, testified that he was approached by E. B. Adams, a shoe dealer, who told him that "they" wanted Jensen to win his case. Some of the



Investigation is solicited. In so doing you will get the best for your money. Remember—I don't advertise the largest stock, but in vite you to see for yourself.

SEND FOR CATALOGUE HENRY H. VAN BRUNT, COUNCIL BLUFFS, IOWA.

EVERYBODY COME!! HERRICK DAY THURSDAY, June 8, 1899. FREE EXHIBITION.

The greatest exhibition of Refrigerators ever had in our city. P. C. DEVOL 504 Broadway, Council Bluffs, Phone 57.



\$24.00 WARRANTED, BICYCLE, \$24.00. Not the best and not strictly high grade, but a wheel we will guarantee and protect. Ladies' or Gents' wheel, same price. Also the famous LEAGUE bicycle. Over 200 being ridden today in the city. \$35.00 buys it. CHAINLESS COLUMBIA, three years on the market. Rides fifty per cent easier than any chain wheel—\$65.00 and \$75.00.

COLE & COLE, 41 Main Street, Council Bluffs.

County Superintendent Sawyer had handed witnesses appeared most reluctant to give their testimony, but Judge Smith told them they had to tell all they knew. The court took its decision under advisement.

The trial of the suit of J. L. Osborne, trustee, against Oscar Younger, which is the last jury case for this term, was commenced. The action arises out of an alleged agreement on the part of Younger to stand good for certain indebtedness of G. G. Bell, formerly in the commission business in this city and now under indictment for embezzlement.

N. M. Pusey, as executor of the will of the late Mrs. Sarah J. Ballard, filed his bond in the sum of \$10,000 and letters testamentary were issued to him. The court in admitting the will to probate held that Mrs. Ballard was of sound mind at the time she executed it and had not been unduly influenced.

County Superintendent Sawyer was unable to complete his decree in the High school site appeal case yesterday and he notified the attorneys that he would hand it down this afternoon at 2 o'clock in the superior court room.

Justin E. Moody and Robert M. Moody of Boone, Ia., filed a joint and partitioning petition in bankruptcy in the United States district court yesterday. They formerly were in partnership as under the title of the Moody Mercantile company and J. E. Moody & Co. Their liabilities aggregate about \$20,000 with practically no assets of any value.

Between Council Bluffs and Omaha. Rates Reasonable, Satisfaction Guaranteed. Council Bluffs office, No. 8 North Main street. Telephone 128. Omaha office, removed to 322 South Fifteenth street. Telephone 198. Connections made with South Omaha.

Big Brown, Bouncing Red Hugs Hit Beautiful Betty Eyers Badly, Betty Better Beat Bugs By Buying Big Bottle "DEAD SHOT" from O. R. GILBERT COMPANY, Successors to Gilbert Bros. Established 1883. Taxidermists and Tanners, 1501 West Broadway, Council Bluffs.

down his decision in the Smith appeal case carried. This brought forth a protest from President Sims. The board adjourned to meet tonight at 8 o'clock. Come, bring your family and stay all day Thursday, the 8th. P. C. DeVol. Beware of our cheap competitors' imitation Domestic soap. Call for an Anti-Trust Convention. AUSTIN, Tex., June 5.—Governor Sayers today telegraphed to all the governors and attorneys general of the southern states a call for an anti-trust convention to meet in St. Louis September 20 for the purpose of securing action against trusts.

When you want Children's Shoes that are Right, Fit Right, Look Right and at the Right Price see us. We make a Specialty of Children's Shoes.

HAMILTON'S SHOE STORE, 412 Broadway.

What Are Shoes? Something to wear on your feet, Something to make you look neat, Something sometimes that's a cheat. But if you want the best on earth, Good Shoes that are up-to-date, something that will give you satisfaction every day in the year, for the least money, always LOOK FOR THE BEAR, that's—SARGENT'S.

A MAN IS JUDGED BY THE COMPANY HE KEEPS.

Also is he judged by the cigars he smokes—so elevate your standing in good society by smoking a good cigar.

The General Joe.

Made only by skilled hand workmen of the finest Havana tobacco. Yours for a fine cigar, Peregoy & Moore's General Joe, COUNCIL BLUFFS, IOWA.

TOM MOORE HENRY GEORGE 10 Cents. 5 Cents. TWO JUSTLY POPULAR CIGARS. John G. Woodward & Co., Council Bluffs.