# MISSOURI

xoursion from the South Brings Exposition Many Sightseers.

PENNSYLVANIANS OWN EVERYTHING TODAY

Special Military Music and Imitative Fireworks for Their Entertainment-Good Program to Be Given on the Race Track.

Between five and six hundred Missourians wisited the exposition yesterday, coming in in the morning in a special train and alighting from the cars at the exposition depot of the Missouri Pacific road. Besiden those from all parts of northern Missouri there were large representations from the other points along the route into Omaha. This was the first big excursion of the season, and the success with which it was conducted and the enjoyment it afforded those who were in it will hold out every inducement for the organization of similar ones from other regions of the middle west.

The forenoon was spent by the visitors in looking about the buildings, inspecting the attractive government exhibit and on the Midway. It includes the Orientals, Occidentals, the Cubans, the Negroes and the Indians.

The musical program of the day and the special diversions on the Lagoon were more elaborate than usual. Belistedt's band gave a good concert in the evening, three numbers being especially fine. These were the "Danse Macabre" by Saint Saens, Schubert's serenade as a cornet solo, and the "Chase of Peer Gynt in the Mountains" by Greig. For the carnival the Lagoon was dressed in holiday attire, every light was glowing, and the electric fountain brilliant with color. The Hawaiian singers were there as usual and there was added an afterpiece of aquatic fireworks that was a new feature, and a very pleasing one.

Pennsylvanians Today. There was an air of preparation about the grounds yesterday on account of the coming today of the Pennsylvanians.

Great preparations are on foot for their reception and entertainment. Everything will be given a patriotic and military cast. The races will be above the average. The events will be a half-mile malden dash, a half mile and repeat, a five-eighths mile dash and a three-quarter mile dash. The the purses in each race are \$50, except in the fast race, which will be for a purse of \$75. The soldiers will have the freedom of the grounds, so far as it is in the power of the management to grant it, and they will be given every encouragement and facility for demonstrating that the exposition is at times a giddy whirl.

SCENES ALONG THE MIDWAY. Ham, Jr., the Passion Play and Cora

Beckwith Catch the Crowds. Beckwith, the greatest lady swimmer in the world, famed for being the only woman ing very much interested, and many are wanting to take ewimming lessons from her, but up to date she has all she can do in attending to the crowds of sight-seers.

interesting things to be seen on the Midway now. The missing link that Darwin claimed did exist, is now at the Hagenback the Other's Arrest-Woman's wild animal show in the august person of Ham, Jr., a real live ourang-outang. He is a wonder and is apparently the whole

but on the contrary contains some pleasant race is not always to the swift." In the different from anything heretofore produced. won. The Passion Play, as produced here by Jones and his wife rent apartments at the

object to a rush of this kind.

Program for Today. .-Indian band, with Indian parade on the Grand Court. 2:30 p. m.—Auditorium—Bellstedt's Con-

March-Stars and Stripes Forever .... Sousa

March-American Heroes ...... Bellstedt
The bugle in the distance sounds the regular army call. "To Arms!" when the entire nation responds with "Dixie" and
"Yankee Doodle."
8:30 p. m.—Reception of the Woodmen of
the World-Fraternity building.
8:45 p. m.—New Electrical Fountain, with
Serpentine dance and Indian band on the
Lagoon.

Lagoen.
9:15 p. m.—Pain's Grand Fireworks.
specially arranged for the Tenth Pennsyl-

City Contracts Awarded. The Board of Public Works opened bids on paying, curbing and sewer construction Friday afternoon and awarded contracts in each department of work. In district No. 674, Woolworth avenue from Thirty-second o Thirty-third street, sheet asphalt paving, class A, was awarded to the Barber Pav-ing company at \$2.40. In district No. 677. Cuming street from Thirty-second to Fortieth, asphalt paving, class E, was awarded to the Barber company at \$2.09. In district

No. 680, Thirty-eighth avenue from Farnam to Dewey avenue, asphalt paving, class B, was awarded to the Grant Paving company In sewer districts Nos. 237 and 238 Connolly secured the contract, C. D. Woodworth was awarded the contract for curbing with sawed asphaltic stone in districts Nos. 689 and 674 at 62 cents,

NUTS FOR BRYAN TO CRACK

Missouri Populist State Committee Asks the Lincoln Man Some Pointed Questions.

The following letter, addressed to Colonel Bryan, is printed in the St. Louis papers: ST. LOUIS, Aug. 23 .- Hon. William J. Bryan, Lincoln, Neb.: Dear Sir-The demeratic papers of the state this morning aniounce that you have been induced to prompurpose of your coming is to induce populists to abandon their own candidate and vote for the democratic candidate. \* \* \* In the campaign of 1896 the populists of Missouri placed your name on the official ballot as their candidate for the presidency and voted for you at the polls.

In view of the fact that you are now oming into this state to fight against the election of William R. Hale, a populist, in the interest of Judge Shackleford, a professional politician, your course arouses in other displays about the grounds. In the lose him votes, but a real statement inight ing from the list of organizations particiafternoon there was a parade of the nations broad-mindeed, large-hearted and true alike pating, will be an immense affair, over held and proclaimed you to be-would have his settled convictions.

answer to the two following questions:

1. The populist party demands a pure paper money, issued directly by the govrnment, that shall not be redeemable in coin, while the democratic party, by its Chicago platform, declares: "We demand that all paper money which is made a legal tender for public and private debts shall

hopelessly conflicting demands on a matter of the greatest possible importance to the American people, are you a populist or are you a democrat?

2. On the great and growing question of transportation and interstate commerce the national platform of the populist party declares that "the government should own and operate the railroads," while the democratic platform favors the Interstate Com-merce commission, a republican-made institution, created and operated in the interest of the railroads and against the peo-ple, in the following words: "We demand the enlargement of the powers of the In-terstate Commerce commission, and such restriction and guarantees in the control of railroads as will protect the people from robbery and oppression." On this proposition, are you a populist or

are you a democrat? These two questions are asked in a spirit of fairness on the part of those who think they have a right to ask them, and who sincerely believe that the people of this country have nothing to hope from either the republican or democratic parties in the two matters referred to. They are asked, Nearly everybody has heard of Cora swer them fully, frankly and without eva-

If you will, in addition to answering that ever swam the English channel. The these questions before your Tipton audientertainment she is now giving at the ence, write an answer to me, I will give ence, write an answer to me, I will give Beckwith Aquarium is attracting a great what you write the same general publicity deal of attention, the women especially be- among populists throughout this and other fully yours, FRANK E. RICHEY, Chairman State Committee People's Party of Missouri,

# There are a great many amusing and LANDLADY AND LODGER RACE

Nerve Bents Man's Speed.

Henry Jones' experience in attempting to s a wonder and is apparently the whole Henry Jones' experience in attempting to file a complaint in the city prosecutor's on the same amount of meat necessary the ladies figured on the same amount that is to be provided on the same amount that is to be provided for the Pennsylvania regiment luncheon, Midway has not that awfulness of last year, strengthen his belief in the old adage, "The being thirty hams and 300 chickens. The and most interesting pieces. It is entirely case of Jones it was a woman's nerve that

the cinematograph, from the original pic- lodging house managed by Mrs. Laura Eaton Relief corps was selected as a special potato tures in Bavaria, where the play was last at 715 North Sixteenth street. Ill-will has produced, are the finest yet seen in this existed between landlady and lodgers for country and give a faithful picture of the some time, and Friday afternoon a quarrel life and acts of Christ when on this earth. resulted between the two women, Jones ap-Today, with the Pennsylvania boys here, pearing to have taken a prominent part. the Midway people expect to have full Jones started for the police station for the houses and keep late hours, but they never purpose of filing a complaint against Mrs. Eaton, charging her with assault upon his Mrs. Eaton grabbed her hat and hastened in the same direction, but being a woman and unable to move as rapidly as a

man she was distneed in the race. When Jones reached the station there was

complaint, and when Jones reached the desk arrested as soon as a warrant could be the race course.
7:00 p. m.-Plaza-Bellstedt's Concert made out. Jones remained and was arraigned before Judge Gordon, who set the trial for next Thursday.

The complaint against Jones was assault, Mrs. Eaton having produced as evidence a dress torn almost to shreds. The gar-

No Right to Ugliness. The woman who is lovely in face, form and temper will always have friends, but one who would be attractive must keep her health. If she is weak, sickly and all run down she will be nervous and irritable. If she has constipation or kidney trouble her impure blood will cause pimples, blotches, skin eruptions and a wretched complexion. Electric Bitters is the best medicine world to regulate stomach, liver and kidneys and to purify the blood. It gives strong nerves, bright eyes, smooth, velvety skin, rich complexion. It will make a good-look-

ing, charming woman of a run-down invalid.

Only 50 cents at Kuhn & Co.'s drug store. Building Permits. The following building permits have been granted by the city building inspector:
Jacob Rosenblom, 4017 North Twenty-fifth street, frame dwelling, \$1,000; H. H. Harder, 3515 Hawthorne avenue, frame dwelling, \$2,000; J. T. Sumner, 1020 North Thirty-third street, frame dwelling, \$1,500; Jennie Don-

nelly, North Forty-fifth avenue, frame dwelling, \$250. Kodol Dyspepsia Cure cures dyspepsia because its ingredients are such that it can't help doing so. "The public can rely upon help doing so. it as a master remedy for all disorders arising from imperfect digestion."-James M. Thomas, M. D., in American Journal of Health, N. Y.

READY FOR THE BIG PARADE

All Omaha Promises to Escort First Nebraska Regiment Up Town.

BREAKFAST THE FIRST EVENT OF THE DAY

Preparations Being Made to Feed Battalion at a Time as the Different Sections of the

Train Arrive.

The parade committee of the First Neshals and their aides, but this will be over- the house, and even went upstairs. come. Carriages for the distinguished guests are being engaged. It is very likely that there will not be many carriages in Mr. McCartney was asked about the politi- Bawlzheim, New York: D. G. Mitchell, W. to his convictions and to the people—and sixty marching clubs having promised to such a statesman we have always sincerely attend. The Equestrian club of South c

> ably be announced tomorrow. vania, namely, to take them with the parade him, but the other six voted for Allen." and to the exposition grounds in carriages. A large drag has been offered for the use

Up to the present not much has been done hall has been tastefully decorated for the remain as it is until Tuesday.

Brenkfast at the Depot.

The breakfast for the regiment at the depot is just now engaging the earnest attention of the committee of ladies appointed by the reception committee to take charge of it. They have called upon the ladies of the city who are not making contributions of food for cash contributions of 25 cents each for the purpose of buying the things that cannot be secured by donation. That sum will about represent the cost of the breakfast per plate, and every man and woman giving a quarter will have the satisfaction of knowing that he or she has fed one of the soldiers. Mrs. C. C. Belden, 2018 California street, is the treasurer of the committee, and contributions should be sent to her.

The directory of the Women's club held an adjourned meeting at the rooms of the Commercial club yesterday to complete arrangements for the breakfast. Mrs. Draper Smith, president of the organization, presided at the meeting.

The matter of general supplies for the breakfast was discussed and it was left to a committee to decide on the amount of bread that must be furnished, and also as to whether it should be warm and spread ready for the tables. In estimating the hands of committees. The question of serving warm potatoes was discussed and Grant

committee. A report was made that the commission men and fruit dealers were soliciting among each other for the supply of fruits, and it was decided that mixed fruits ought to be provided, such as could be eaten from the hand. It was not thought that melons could be furnished. Committees were selected to look after the supply of ice and water.

After some discussion as to the matter of decorations the Sanitary Aid society was selected to look after the floral decorations for the table, while Mrs. Blanche McKelvey was made chairman of a committee to consuit with the men about the flags, bunting and other decorations. Mrs. L. R. Harford was appointed chairman of the badge committee, with power to select assistants. It is expected that this committee will provide badges for the waitresses, and also a patriotic badge for each of the soldiers.

Mrs. Draper Smith was made general superintendent of arrangements and was authorized to select her own aides for the occasion. The heads of all other committees are expected to report to the general superintendent, and a final meeting is called for 9 o'clock Monday morning, at which all the heads of departments are expected to be present.

The arrangements for the breakfast at the Burlington station includes the furnishing of tables sufficient to seat 300 at a time. It is the expectation that the train will come in three sections, with enough time between to allow the tables to be cleared and reset for each battalion. The estimate is that there will be 700 soldiers to feed and care will be taken so that the committees and number of waiters will not be so large as to create confusion during the breakfast and citizens will be encouraged to save their enthusiasm for the parade and the exercises at the exposition grounds.

Ex-Thurston Rifles.

The ex-Thurston Rifles met Friday night n the armory in Labor Temple and decided to affiliate with the associate members of the Thurston Rifles in the welcome home of Company L. They will all appear in a body. C. A. Tracy was made marshal of the detachment. The decorations in the armory are fast nearing completion and the rooms are very handsomely adorned.

### NOT WAITING ON THE MAYOR Resolution Adopted by the Council

Not Concurrent-Roads to Be Notified at Once. It has been discovered that the resolution of the council directing the city attorney to withdraw the city's objection to the clause of the proposed viaduct agreement

touching the closing of Seventeenth street is not a concurrent resolution and therefore does not require the mayor's signature. The city attorney can, therefore, proceed to give the notice and negotiations between the city and the railroads can be resumed without further delay.

The question of the legality of a reso-

lution not concurrent has been raised in this case, but is of little importance one way or the other. The resolution simply expresses to the roads the willingness of the council to entertain a proposition based on the closing of Seventeenth street and their disposition to accept it. It is not in any way a final action on the question. The final agreement, whether made in the form of an ordinance or a simple contract, it is believed, will have to be submitted to the mayor for approval or rejection.

The resolution has not yet gone from the city clerk's office to the city attorney and the notice has not yet been served upon the roads. City Attorney Connell has been con-

stantly engaged with the Inda hearing since ments for the reception of the Nebraska reg. DEFICIENCY JUDGMENT LAW the last council meeting, but will take up iment. the execution of the resolution Saturday,

#### . . . . . . . . . . . . . . . . HEARD ABOUT TOWN.

. . . . . . . . . . . . . . . Frank McCartney, a Nebraska City business man and a close personal friend of Senator Hayward, is in the city, accompanied by his wife, and will spend the balance of the week sightseeing. Speaking of Senator Hayward's condition, Mr. McCartney said:

The judge is growing stronger and we think he will be able to be out before long. Our doctors do not think there has been ise one speech in the Eighth Missouri cam- braska regiment reception is busily engaged the slightest symptom of apoplexy or paralpaign, to be made at Tipton. The avowed in getting ready for Tuesday's big demonysis. They think that rest and quiet will stration, and practically all preparations bring him out in good time. Judge Hayare completed. Some difficulty has been ward is restless in confinement, however, experienced in securing the necessary tum-ber of saddle horses for the mounted mar-to move around a little. He walked about

the line, because the idea prevails that as cal situation in Otoe. "Well," he said, long as the men of the regiment are walk- "there will be complete fusion on the ing, the only right way to go is on foot. county ticket for the first time in a long. The councilmen say they will walk, and while, and this will make the county very tance. A mere politician would be too timid probably the other city and county boards close. There is, however, a quarrel among to state his views where a statement might will do the same thing. The parade, judg-

attend. The Equestrian club of South corner Friday afternoon talking about the Charles T. Hoage, Chicago; W. F. Omaha, as well as the various official boards of that is settled convictions.

In view of the premises, permit me on clty, will join with those of Omaha in convenient populist party of Missouri, swelling the numbers. The line of march, the others: "That's all right, Judge Howwhose state chairman I have the honor to make-up of the marching column and ard was not the only man from Sarpy county to most respectfully ask your explicit names of the marshals and aides will prob- who was opposed to Holcomb. There were ten of us on the populist delegation, and we An effort is being made to have done for all wanted somebody else besides Holcomb. the Nebraska sick what will be done to- At the last minute, when we found the thing Throop on the grounds of cruelty and nonmorrow for the sick of the Tenth Pennsyl- was set up, four of our delegates voted for support.

"What do I think of Holcomb's free pass took place in 1896 in Washington county, promises?" asked Nownes, in reply to a Kansas. As between these directly opposite and on a matter opposite and opposi to swallow that dose. Of our crowd, nine in the way of decorations, but Monday will were over 60. All were farmers, and all tions of the bad conduct of the defendant. doubtless see a great change. Owing to started in ten years ago to help form a the early arrival of the regiment Tuesday party that would not be dominated by the morning the decorations that count will have railroads. A few years later we stepped to and non-support. They were married in making any successful effort to retrieve reputation. He has been arrested a time of to be put up by Monday evening. The city one side a little to give the younger men a Omaha nine years ago. chance to run things, but the politicians and reception of the Pennsylvanians and will pass-grabbers crowded in. This year we thought it was time us old fellows stepped in and called a halt in the pass business."

The men on the delegation referred to by Mr. Nownes as being each over 60 years of age were: D. O. Brauner, E. G. Schaal, A. C. Sloane, Charles Chandler, Eli Hileman, R. M. Carpenter and Peter Anderson, all owners of fine farms in Sarpy county.

F. C. Harrington, a hardware merchant from Pawnee City, is in the city and is taking considerable interest in the arrangements being made to welcome home the soldiers. "We are all enthused over the homecoming," said Mr. Harrington. "Down at Pawnee we will have the biggest celebration in the state in proportion to the number of men in the regiment. Just two Pawnee City boys are in the First, but they have good records and we are going to have a big celebration. Wednesday has been set aside as 'Jubilee Day.' The business houses will be closed, the buildings will be decorated and the program, which includes a barbecue, will last all day and all night. We have raised \$500 for fireworks, and our two boys will know they are at home when they get there."

R. B. Schneider, chairman of the republican state committee, came in from Fre. mont today on a purely business trip. Speaking of the political situation in the fusionists have nominated their weakest The Burlington threatens to wipe out the terday and the defendants were discharged. candidate, and that the republican prospects are very bright for the election of the state ticket and a big share of the candidates for judicial and county offices.

Personal Paragraphs. W. E. Wilson of Hooper is in town J. W. Driskill of Spearfish, S. D., is in

R. Everett, Aledo, Ill., is at an Omaha hotel.

S. M. Nevin of Kearney is at the He Grand. F. J. Howell, an attorney of Blair, is in the city. F. W. Barber is a Hastings visitor in

the city. Miss Annie Forsythe of Falls City i in town. Mr. and Mrs. F. Wilder of Chicago are in the city.

Dr. C. Mackenzle of Lander, Wyo., is at a feading hotel. S. Flemming of Des Moines is a guest at the Her Grand.

E. Z. Abbott, a Pilger merchant, and daughter Daisy are in the city. C. H. Cornell and W. E. Haley of Valentine are at a prominent hotel. H. C. Wagner, traveling passenger agent for the Milwaukee line, is a Denver visitor

in town. Jessie M. Towne, for four years a teacher in the Omaha high school, will spend next year in special study at Leland Stanford D. E. Thompson of Lincoln is in the city and is watching with interest the arrange-

Mr. and Mrs. T. B. Hood and daughter of Central City are registered at a prom-

nent hotel. Mel Powers of Sloux City spent Friday us acquaintances.

n Omaha shaking hands with his numer-Misses Cora Rankin and Hattie Chandle of Shenandoah, Ia., are the guests of Miss Mable Karr for a week.

W. C. Irvine of Ross, Wyo., is in town. At the Millard: M. C. Keith, North Platte: W. E. Skinner, Chicago: Henry Platte; W. E. Skinner, Chicago; Henry McMullan, Philadelphia; Maurice J. Baer, Pittsburg, Pa.; W. W. Seaman, Clinton Ia.; J. G. Cantrell, St. Louis; N. Walff New York; H. Hemmerding, New York Robert Yost and wife, St. Louis; W. J. Sanford, John A. Davis, H. H. Culmer, W. H. Kinner, Chicago; C. G. Curlin, New York; S. W. Folmer, St. Joseph; J. L. Foust, Chattanooga; George L. Fratt, Beatrice; G. L. Hastings, Avoca; Dr. J. R. Boyd, Defiance; M. L. Carter, Oxford Junction, Ia.; W. H. Gabbert and wife, Telluride, Colo.; D. Marks, New York; W. L. Kleckliger and wife, Kansas City.

At the Her Grand: Mrs. W. H. Ferguson. A. Jessup, Kansas City; B. F. Batchelder, Chicago; E. L. Kruse, Dayton, O.; B. Kohn, Chicago; J. T. Evans, Rushville; J. C. Kin-nard, New York; Bessle Day, Lutle Ham-brecht, Davenport, Ia.; M. Morrell, Chicago; F. W. Kellogg, Kansas City; C. E. Mearns, Chicago; S. M. Nevin, Kearney; F. W. Popple, New York; A. A. Paddon, Chicago; W. F. Baum and wife, Danville,

#### Divorce Cases.

Arabella Douglas Throop is in district court asking for a divorce from Vernon E. She also wants the court to give her back her maiden name. The marriage

adultery and other sins on many occasions. proceeding that had ruined many honest of overwork; at least, that is the statement out of the ten were over 50 years old. Seven The petition filed includes many specifica- debtors, leaving them, after all their prop- Mrs. Kruger makes, and for this reason

TO RESTRAIN WESTERN ROADS.

Pittsburg & Gulf Promises to Take Legal Action Against Boycott. KANSAS CITY, Mo., Aug. 15.-An attorney for the Kansas City, Pittsburg & Gulf railroad is quoted as saying today that papers have already been prepared to secure a temporary restraining order against the eleven western railroads whose officials have announced that on Tuesday next they will sever freight relations with the Gulf road. It is understood that the first move will be made in the federal court, inasmuch as the Pittsburg & Gulf property is now in the hands of receivers appointed by the United States court.

If freight divisions are canceled, as threatened, the offending roads will, it is said, be enjoined, and if they do not heed the orders of the federal court their officers will be arrested for contempt. This is the legal plan of battle, as outlined. It may be supplemented by one of the biggest rate wars in the history of western railroads. The receivers of the Pittsburg & Gulf refuse discuss the boycott, except to express their confidence of success in the fight.

Rate War to the Southeast. KANSAS CITY, Aug. 25 .- It was stated today that the Missouri Pacific and the Wabash will meet the cut in packing house products to the southeast, announced by the make any cut. A lively war seems unavoid-

THE REALTY MARKET.

INSTRUMENTS placed on record Friday, August 25, 1899:

Warranty Deeds. \$ 500 Omaha

J. M. Dougherty and wife to Fort
Dodge & Omaha Rallway company,
lot 4, block 13, Kountze & R's add.
Andrew Miles, executor, et al to John
Keegan, lots 4 and 5, Archer's sub-3,600 div
Clinton Compton and wife to R. F.
Dunton, lots 4 and 5, Waverly...
F. F. Clayton to J. T. Kerns. s 45 feet
lot 3, block 3, Redick's subdiv... W. A. Douglas and wife to E. H. Sprague, lot 7, W. A. Douglas sub-div

div outh Omaha Land company to O. E. Bruce, n½ lot 4, block 335, South Omaha Omaha Loan and Building association to Charles Gift, n½ e½ tax lot 28, in 15-15-13

E. M. Ross and husband to C. D. Hutchinson, lot 12, block 4, Orchard

Hill ..... Quit Claim Deeds. Lucien Woodworth and wife to F. D. Brown et al, w½ 35-15-11..... Deeds.

Total amount of transfers......\$61,778

Sheriff to Sylvester Cunningham et al, blocks 1 and 2, lots 1, 3 to 7, block 3; lots 1, 3 to 12, block 4, Cunningham's add, undiv½ nw ne ne 15-15-13..... 50,000

# Here You Are Boys—

Take this sword-you deserve all we can give and Drex L. Shooman wants you to go on back home feeling that Omaha has a warm place for all the Pennsylvania soldier boys-Of course you haven't time to come in and see the boys' shoes we are selling at \$1.00-the tan shoes that we've been selling all summer at \$1.50-and that are the same grade of goods as our \$1.50 black shoes that have given so much satisfaction these many years-but lots of the people that live here have boys and they will be interested in this \$1.00 shoe sale,

#### Drexel Shoe Co.. Omaha's Up-to-date Shoe House, 1419 FARNAM STREET.

Mr. Frederick, Hatter-

Will kill his rabbit today so as to give a feast to the Pennsylvania boys-and we'll do better than that for the Nebraska boys-for when they went marching away from Omaha a year ago most of 'em wore Frederick hats-it may seem strange to some why the young men wear the Frederick hatsbut it isn't-for they know the style, the quality and right price is in every one of our hats-the new fall crush hats in pearl, steel or white with the blue polka dot band at \$1.50 are the latest-take the place of a straw so nicely.

## FREDERICK The Hatter,

The Leading Hat Man of the West. 120 South 15th Street.

Judge Dickinson Decides that the Act of 1897 is Constitutional.

LEAVES COURTS NO AUTHORITY TO ACT

Law that Governor Holcomb Refused to Sign Effectually Prevents the Enforcement of Deficiency Judgments in Nebraska.

Judge Dickinson has handed down a dejudgments in Nebraska. This settles a all in." question that has been a subject of much It is significant that the law, the potency of became a law without executive action.

and was introduced by C. W. Beal of Broken | Kenyon all about the condition of live stock Bow, Governor Holcomb's home town. It between the Rio Grande river and the Wyois entitled "An act to repeal sections 847 ming borders. Mr. Anderson was just in and 849 of the code of civil procedure relat- from a tour of the Panhandle country of ing to deficiency judgments, and to amend Texas and that accounted, in a measure section 848 of said code of civil procedure for his attire. He said that a thorough by striking out the last five words of said investigation made on his part showed that section, namely, 'unless authorized by the the cattle losses last winter were not nearly court."

mortgage or any part thereof unless author- cattle. ized by the court."

strikes out the last five words of the secerty had been sacrificed to satisfy the mort-Mary Cullen asks for a divorce from gage, a deficiency judgment hanging over in his right mind Kruger is a hard working

An End to Deficiency Judgments.

their misfortunes. When the bill went to the governor he declined to sign the bill or veto it. After he this time. had permitted the bill to remain in his

by the secretary of state. was that of Mary A. Grover against H. J. and Ella Penfold. A judgment was ren-dered against the defendants March 25, 1897, and he says that Mayor Ensor is mistaken for \$5,530 and 10 per cent interest. The a deficiency of \$2,298.63. The plaintiff applied for a deficiency judgment for this amount and the motion was overruled.

In his decision Judge Dickinson plainly declares that the passage of the amendment of 1897 has "deprived this court of all power and authority to render a deficiency judgment and that such deprivation of the right o render a deficiency judgment affects only the remedy of the plaintiff and does not violate any provision of the constitution of the state of Nebraska nor the constitution of the United States."

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Six of the slot machine cases were called before Judge Babcock in police court yes-Assistant County Attorney Thomas repre- in the public schools, has returned from sented the state in these cases and pro- her vacation, which was spent in Kansas. duced C. A. Carmon and C. W. Bolen as witnesses to show that slot machines were being operated in South Omaha at the time the complaints were filed. Upon motion of the defense the cases were dismissed because the state had failed to connect the defendants with the crime charged, and had wholly failed to prove that the defendants through a rear transom. had set up and maintained gaming fixtures. In summing up the case Judge Babcock said that he did not care to take the class of testimony produced by the two witnesses for the state, and for that reason he would dismiss the cases and discharge the defendants. Upon a stipulation entered into between the attorneys the same evidence was to hold in all of the cases on the docket at this time, and the dismissal of the Oscar Hill case, which was the one on trial, disposed of the others in the same manner. The two witnesses produced by the state admitted that they were employed by the county attorney to come to South Omaha and "rubber" and see if slot machines were

in operation. It is understood that the closing of these cases winds up the operation of slot machines in South Omaha until there is a change of heart on the part of the county attorney.

Mayor Ensor Talks Again. In relation to Councilman Ed Johnston's letter published in The Bee of yesterday Mayor Ensor says: "Mr. Johnston has asked the question that if five members of the

Leity council ask for the resignation of the ity attorney will I acquiesce in the reports n reply to this I have only to say that I find these five members are acting in good faith and prove that the city attorney has been dereliet in his duty I shall not interpose any objection. Further, I wish to take the same stand in regard to the balance of my appointees. In Mr. Johnston's letter, which is addressed to me, he has nothing to say in regard to the saloon proposition. Why doesn't be? He simply says that there is no question about my eing able to produce unlimited evidence in my favor in contradiction of anything I am charged with. In reply to this I will assure him that my witnesses will compare favorably with the character of those he is figuring on producing. In conclusion, wish to reiterate my former statement that erce in which it is formally decided that the this fight is a personal one between Johneffect of the amendment to the deficiency ston and myself, and at the present time judgment law which was passed by the there is no one else involved in it. I will gislature of 1897 is to preclude the courts leave it to the public to decide who is right from receiving motions to enter deficiency and who is wrong, when the testimony is

litigation and not a little political agitation. Higher Prices Predicted for Cattle. William Penn Anderson, traveling live which is thus established, was one that Gov- stock agent of the Santa Fe route, drifted ernor Holcomb refused to sign and which into the stock yards offices yesterday morning clothed in a linen suit and an over-The law was known as senate file No. 108 coat, and proceeded to tell General Manager as heavy as had been reported; in fact, the The text of section 848 was: "After such losses were scarcely above the average, setition shall be filed (meaning a petition in Cattlemen in all sections throughout the foreclesure), while the same is pending, and west are pleased with the prevailing prices, after a decree rendered thereon, no pro- and Mr. Anderson looks for 7-cent beef beceedings whatever shall be had at law for fore prices take a tumble. He bases this the recovery of the debt secured by the prediction on the scarcity of 4-year-old

Kruger Will Not Be Prosecuted. A. A. Nixon notified Judge Babcock yes-The effect of the amendment, which terday afternoon that he would not appear in court to prosecute Fred Kruger, the pack-

there will be no prosecution. When he is reputation. He has been arrested a time or two for being drunk, but has never been in court charged with a serious offense until

hands without action for the required five Denies Interest in Cambling House. days it became a law and was so certified Councilman Ed Johnston takes exceptions to statements made in The Bee a day or two The case in which the effect of the amend- ago regarding his connection with the operament was established by Judge Dickinson tion of a gambling house along with Eli H. Doud. Mr. Johnston assert sthat he never and he says that Mayor Ensor is mistaken when he so states. Further, Mr. Johnston property on which the mortgage was issued says that the printing of the testimony was sold in October, 1898, for \$3,698, leaving after the gambling house investigation in 1895 did not cost more than \$300, including a stenographic report, and not \$500, as Mayor Ensor asserted.

Magie City Gossip. Paddy Murray has gone to Des Moines on a visit.

Mrs. Eliza Clark is visiting friends at Vebraska City. A case of diphtheria is reported at Fifteenth and M streets. The receipts of horses at this market are steadily on the increase.

Chicago by the serious illness of her sis-Mayor J. A. Wild of Wilber, accompanied by his family, have spent the week here visiting friends.

Mrs. Ed Johnston has been called to

George Chace will assume charge of the feedmaster's department at the stock yards on September 1. Miss June Slocumb one of the teachers

J. D. Bates, the alleged cattle plunger,

was at the stock yards for a time yesterday. He asserts that he is going to resume business here. About \$200 worth of cloth was stolen from Kuppe's tailoring establishment, Twenty-sixth and N streets, Thursday night. The thieves gained admittance

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