

SMYTH FINALLY WAKES UP

Attorney General Prods the State Board of Transportation.

ACTION IN THE RAILROAD FREIGHT CASE

Sends a Communication to the Secretaries Telling Them to Secure Evidence and He Will at Once Begin Prosecution.

LINCOLN, Dec. 22.—(Special.)—Attorney General Smyth has at last been moved to action in the railroad freight case and he today requested the secretaries of the State Board of Transportation to furnish his department with evidence that his order of 1897, which is still in effect, has or is being violated.

Letter from Smyth. Attorney General Smyth today filed the following communication with the secretaries of the board, requesting the press to give it the date of December 19:

LINCOLN, Dec. 22.—(Special.)—The Board of Secretaries, State Board of Transportation, gentlemen: You, through your chairman, J. W. Edinger, have stated to me that the railroad companies are doing business in this state abandoned on December 1, 1897, and that they are paying rates for their rates per 100 pounds and thereby very considerably increased rates in that respect; that during the past year or more some companies made an attempt to make the same change; that complaint was made to you by the shippers of the state; that you investigated the matter, all the companies being present and participating in the investigation, and that as a result of that investigation, you made an order directing the making of the railroad rates and forbidding the companies to substitute for their rates per 100 pounds; that by the action of the companies on December 1, 1897, referred to above, that order has been violated and is now being violated and you ask me what I should do.

The statute seems to provide that one remedy in this case, Section 5 of article VIII of chapter 141 declares in effect, that if any railroad company shall refuse to obey the order of the board it shall be subject to a fine of not less than \$500 or more than \$5,000 for each violation.

Section 16 provides that where the company refuses, after having received notice, to obey and an order of the board is made, that an injunction may be obtained to prevent the disobedience of the order.

Section 17 provides that where an order is made by the board adverse to the railroad company and an appeal taken by the company, to the district court, such order may be made by the court as the law shall warrant.

In the case now under consideration, I think that the only remedy which can be availed of by the shippers is to apply to section 5, to-wit: An action to recover in the name of the state the fine imposed by the section.

Therefore, please, if you have not already done so, the evidence which will establish the violation of the order, lay the evidence before me and this office will take action promptly to receive the evidence imposed by the statute. Very truly yours, C. J. SMYTH, Attorney General.

Pointner After the Government. Governor Pointner has instructed the prosecuting attorney of Sarpy county to begin proceedings against the two soldiers of Fort Crook who were implicated in the shooting of a deserter several weeks ago.

If his instructions are not complied with Governor Pointner will again bring the case before the attorney general and will probably request him to commence criminal proceedings. The authorities of Sarpy county have shown no disposition to prosecute the soldiers and it is quite probable that the latter course will be resorted to by the governor, as he does not propose to let the men go without a trial in some civil court.

Attorney General Smyth has decided that men can be held for criminal prosecution, but he had made no recommendations that such proceedings be instituted. The recent decision of the supreme court in the case of the Bartley bondsmen opens the way for former Deputy Attorney General Ed P. Smyth to get the state again for big fee from the state if allowed to assist in the prosecution of the suit in the district court of Douglas county. When Mr. Smyth was succeeded by W. D. Oldham last January it was supposed that he would receive no further income from the state, but when the state's case against the bondsmen was brought up for trial in Omaha during the summer he was employed to assist the attorney general and his claim for \$825 for the services rendered was afterwards approved by Governor Pointner.

Peru Normal School Notes. PERU, Neb., Dec. 22.—(Special.)—Prof. Brownell's lecture Wednesday evening was well attended and was especially enjoyed by the normal students. President Beattie recently delivered a lecture at Davenport, Neb., under the direction of the High School.

The Normal Cadet band gave a concert last Saturday evening before a crowded house. Miss Florence Worley, formerly instructor of music at the Normal, has now at the University conservatory, appeared in two numbers, she did Mrs. Whitehead of this place.

The students of the music department gave a recital last Thursday afternoon. A recital was given Tuesday afternoon by the elocution department.

Low Pressures Him Dead Now. FLEMING, Neb., Dec. 22.—(Special.)—Addressed by a farmer of Logan township, mysteriously disappeared in October, 1892, and no trace has been obtained of him. He left some real estate in this county and other property. The county court has appointed Charles Moline administrator of the

estate on the theory that, not having been heard from for several years, the law presumes him dead. But one other case of that kind has ever occurred here and that is now pending in the district court.

Extending the Telephone System. ALLIANCE, Neb., Dec. 22.—(Special.)—It is proposed to extend the telephone system to Crawford and connect with the Chadron system and the Black Hills. A preliminary survey is being made and in all probability before spring the entire western portion of Nebraska and the southern portion of Dakota and eastern Wyoming will be connected by phone.

Social Event at Plattsmouth. PLATTSMOUTH, Neb., Dec. 22.—(Special.)—One of the social events of the season was the reception to 350 invited guests by Messrs. John I. Unruh and A. L. Menger at the home of the former. They were assisted by Mrs. Byron Clark and Miss Overton of Omaha. Messdames James W. Newell and W. B. Elster served punch. The party was decorated with white carnations, ferns and smilax.

Building a Drainage Ditch. FRESNO, Neb., Dec. 22.—(Special.)—The county board has ordered a drainage ditch constructed in the northeastern part of Elkhorn township. John Delaney, through whose land the longest portion of the ditch is laid out, filed a claim for \$2,500 damages. The board allowed him \$200. He gave notice of appeal to the district court.

Wants \$12,000 for a Fall. HASTINGS, Neb., Dec. 22.—(Special Telegram.)—Miss Alice Knight, a school teacher, has asked the city council of Hastings, Mo., for \$12,000 for the construction of a bicycle when she ran into a city water stop box. She was thrown with considerable force, her left knee was badly hurt and she received internal injuries.

Good Skating at Gothenburg. GOETHENBURG, Neb., Dec. 22.—(Special.)—The ice on the Gothenburg lake is about seven inches thick and smooth. The young people have had the Gothenburg Water Power company light the lake with a line of incandescent lights for evening skating. Parties from Cozad and Lexington are to be here Saturday night.

Dunlap Herald Changes Hands. DUNLAP, Ia., Dec. 22.—(Special.)—The Dunlap Herald has been purchased by D. T. and E. T. Child, publishers of the Tribune, which will be discontinued. The Herald, which has always been republican, will be made a neutral paper. The Child brothers started the Tribune here only a few months ago.

Five Years for Wounding an Officer. WAHON, Neb., Dec. 22.—(Special Telegram.)—John Johnson, who shot Sheriff Farris, badly wounding him, early this fall when Farris was on Johnson's premises on official business, was found guilty and was sentenced today by Judge Bates to five years in the penitentiary. The trial lasted two days.

York County's Deputy Treasurer. YORK, Neb., Dec. 22.—(Special.)—The report that William Bradley of Waco was appointed deputy county treasurer was a mistake. County Treasurer-elect Behling announces that he has selected for his deputy N. P. Lundson of this city.

Alliance May Have Electric Lights. ALLIANCE, Neb., Dec. 22.—(Special.)—A proposition is being considered by the city council for the lighting of the new Alliance. Alfred Mineck, who is the president of the O'Neill system, is here with a plan and the city will either accept or reject it in a short time.

Worm Weather at Creighton. CREIGHTON, Neb., Dec. 22.—(Special.)—For the past four days the thermometer has been near 60 degrees, and there is no indication of stormy weather.

MISSING BARGE NO. 115 SAFE. Owners of the Whaleback, Supposed to Have Been Lost, Receive a Telegram from the Captain. CLEVELAND, O., Dec. 22.—Pickands, Mather & Co., owners of the whaleback barge No. 115, which it was supposed had been lost with all on board in the great storm of early last week, today received a telegram from the captain of the barge saying that himself and crew were safe.

HYMENEAL. Lohlein-Olden. John G. Lohlein and Julia M. Olden were married Wednesday evening, December 20. Rev. Charles W. Savidge officiating.

Georgetown Convent is Damaged. WASHINGTON, Dec. 22.—The old building and the dormitories of the Georgetown convent were destroyed by fire today. Loss, \$10,000.

SURE CURE FOR CROUP. Twenty-Five Years' Constant Use Without a Failure. The first indications of croup is hoarseness, and in a child subject to that disease it may be taken as a sure sign of the approach of an attack. Followed by the hoarseness is a peculiar rough cough. If Chamberlain's Cough Remedy is given as soon as the child becomes hoarse, or even after the croup cough appears, it will prevent the attack. It is used in many thousands of homes in this broad land and never disappoints the anxious mothers. We have yet to learn of a single instance in which it has not proved effectual. No other preparation can show such a record—twenty-five years' constant use without a failure.

EVANGELIST MOODY IS DEAD

After a Month's Illness the Great Preacher Goes to Final Reward

DIES IN THE TOWN WHERE HE WAS BORN

Northfield, Mass., His Birthplace and Scene of His Death—A Martyr to His Labors for Christianity.

EAST NORTHFIELD, Mass., Dec. 22.—Dwight L. Moody, the evangelist whose fame was world wide, died at his home here at noon today. His family were gathered at his bedside and the dying man's last moments were spent in comforting them.

Early in the day Mr. Moody realized that death was not far off and talked with his family at intervals, being conscious to the last, except a few fainting spells. Once he revived and with a wonderful display of strength in his voice said in a happy strain: "What's the matter? What's going on here?" One of the children replied: "Father, you have not been quite so well and so we came in to see you."

A little later Mr. Moody talked quite freely to his sons and daughters. "I have always been an ambitious man, not ambitious to lay up wealth, but to leave you work to do, and you're going to continue the work of the schools in East Northfield and Mount Herman and of the Chicago Bible institute."

On the Monday hour drew near the watchers at the bedside noted the approach of death. Several times his lips moved as if in prayer, but the articulation was so faint that the words could not be heard.

Death Not Unexpected. The death of Mr. Moody was not unexpected, although his temporary recovery from illness was hoped for by his relatives and friends. The cause of death was a general breaking down of his health, due to overwork. His constitution was that of an exceedingly strong man, but his untiring labors had gradually undermined his strength.

Family at His Bedside. A hypodermic injection of strychnia caused the heart to beat stronger. At 7:30 this morning Dr. Wood was called again, and when he reached Mr. Moody's room he found the patient in a semi-conscious condition. Then it was that the family were called to the bedside, where they remained until death came.

Funeral Arrangements. The funeral has not yet been completed, but the services will be held next Monday afternoon at 3 o'clock in the Congregational church. The burial will be in the "Round Top." This is a spot on the seminary grounds near Mr. Moody's home lot, which has become famous since the death of the great preacher.

His Trip to England. Dwight Lyman Moody was born at Northfield, Mass., February 5, 1827. He worked on a farm until the age of 17, when he became a clerk in a shoe store in Boston. In 1845 he went to Chicago, and while engaged there in active business entered zealously into missionary work among the poorer classes.

His Trip to England. In 1873, accompanied by Ira D. Sankey, an effective singer, he went to England, and the two instituted a series of week-day religious services, which attracted large and enthusiastic audiences. They returned to America in 1875, where they organized similar meetings all over the country. They again visited England in 1883.

His Trip to England. In addition to the many printed accounts of his meetings and reports of his addresses, Mr. Moody has published "Heaven," 1880; "Secret Power," 1881; "How to Get to God and How to Find Him," His home was always at Northfield, Mass.

Two Years Ago Moody stirred New York City to its depths by a protracted series of evangelistic meetings, during which many conversions were made. He was the author of the monuments to posterity left by the great evangelist is the Moody Bible Institute, established a few years ago.

Sankey Greatly Affected. NEW YORK, Dec. 22.—Ira D. Sankey, who for twenty-seven years was associated with Mr. Moody, was greatly affected at the news of his death. To a reporter tonight Mr. Sankey told of his work with Mr. Moody from the time they first met of their tour through England in 1873, of their preaching and singing in the United States.

London, Dec. 22.—The duke of Westminster is dead.

TO MAKE COKE IN WYOMING. Wealthy Syndicate Will Mine Coal and Manufacture Coke in Sweetwater County. CHEYENNE, Wyo., Dec. 22.—(Special Telegram.)—Steps toward the establishment of a great coal and coke business were taken here today when Brenton R. Wells, senior member of the above manufacturing firm of M. D. Wells & Co., Chicago, filed incorporation papers of the Excelsior Rock Springs Coal company and the Monarch Supply company, with a total capital of \$2,000,000.

ONLY ONE TO RECEIVE A PARDON. Board Concludes Session at Pierre After Considering Applications. PIERRE, S. D., Dec. 22.—(Special Telegram.)—The Board of Pardons, in session today, considered several applications, but only recommended one case for clemency. William C. Walker, sentenced from Meade county for ten years on a charge of manslaughter, is recommended for a pardon, to be dated April 1, 1900, which will shorten his sentence about one year.

DEWEY'S FLAGSHIP OLYMPIA—CAPTAIN GRIDLEY, COMMANDER

Restored by Peruna.

When you are ready Gridley—fire.

Mrs. Gridley, mother of Captain Gridley, who was in command of Dewey's flag ship, at the destruction of the Spanish fleet at Manila, says of her remedy, Peruna: "At the solicitation of a friend I used Peruna, and can truthfully say it is a grand tonic and is a woman's friend, and should be used in every household. After using it for a short period I feel like a new person."

Armour & Co's exhibit, Transmississippi Exposition, Omaha, Neb., writes the following in regard to Peruna, from 812 W. 62nd street, Chicago, Ill.: "I found the continual change of diet incidental to eight years' traveling completely upset my digestive system. On consulting several physicians they decided I suffered with catarrh of the stomach."

Their prescriptions did not seem to help me any, so, reading of the remarkable cures performed by the use of Peruna, I decided to try it, and soon found myself well again.

"I have now used it for about three months and feel completely rejuvenated. I believe I am permanently cured, and do not hesitate to give unqualified praise to your great remedy, Peruna."

Every organ of the body is liable to catarrh. Symptoms of catarrh differ according to the part affected. If the catarrh is confined to the nose the symptoms will be sneezing and mucus discharges, or the formation of dry scabs, corresponding to the stage of the disease.

When in the pharynx it causes hoarseness, enlarged follicles and tonsils, and sometimes deafness. In the larynx it produces hoarseness, and often loss of voice. As soon as it reaches the trachea and bronchial tubes, cough, with abundant mucous expectoration, ensues.

Upon reaching the lungs catarrh speedily causes consumption, and all of the symptoms of that dread disease follow sooner or later. Catarrh also attacks the urinary tract, producing in the kidneys "Bright's Disease," in the bladder chronic cystitis, and in the urethra small, frequent and painful urinary passages. Peruna is a specific for catarrh wherever located, and in all stages.

A free book on catarrhal diseases sent by Dr. Hartman, Columbus, Ohio. Ask your druggist for a Peruna Almanac for the year 1900.

Miss Mary J. Kennedy, manager of the

plener of her sex in the legal profession she has gathered fame and fortune. In a letter to the Peruna Medical Co., she says: "I have used your Peruna both for myself and my mother, Mrs. Hannah J. Bennett, now in her 88th year, and I find it an invaluable remedy for cold, catarrh, hay fever and kindred diseases; also a good tonic for feeble and old people, or those run down, and with nerves unstrung. I desire, also, to say that it has no evil effects and produces no after depression."

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ABSOLUTE SECURITY. Genuine Carter's Little Liver Pills. Must Bear Signature of Dr. Wood. Cure Sick Headache.

FOR HEADACHE, FOR DIZZINESS, FOR TORPID LIVER, FOR CONSTIPATION, FOR SALLOW SKIN, FOR THE COMPLEXION. CURE SICK HEADACHE.

DENVER Great Rock Island Route. BUFFET LIBRARY CARS. Best Dining Car Service. HAVE YOU Piles. The worst case can be cured by using Magnol's Pile Killer. Guaranteed. \$1.00 per box by mail.

PENNYROYAL PILLS. CURE YOURSELF! HOWELL'S Anti-Kawf.

PIANOS. Still Slashing Prices at the Sensational Cut Price Piano Sale. More than half of the pianos advertised in this sale have already been sold—but there still remain a large number of the finest pianos in America to select from.

COLIC AND BOWEL COMPLAINTS. CURED BY USING Dr. J. C. Maguire's ANTI-BILIOUS PILL. FOR DIARRHEA, DYSENTERY AND CHOLERA MORBUS IT HAS NO EQUAL.

CHARGES LOW. DR. MCGREW, SPE. IALIST. Treats all forms of DISEASES AND DISORDERS OF MEN ONLY. 22 Years in Omaha.

A North Light. Is what an architect, artist or draughtsman requires. There is just one suite vacant on the north side of The Bee Building. A very handsome suite, it is, too, hard wood floor, newly decorated walls—and it faces the grand court. You will enjoy looking at them and it will be a pleasure for us to show you.